

REGULAR MEETING

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, January 21, 1924, at 7:30 o'clock in regular session, President Walter W. Wise in the chair.

Present The Hon. Walter W. Wise, President of the Common Council, and five members, viz.: Messrs. Bernd, Bramblett, Claycombe, King and Ray.

Absent, Messrs. Buchanan, Clauer and Thompson.

Mr. Bramblett moved that the reading of the Journal be dispensed with. Carried.

COMMUNICATIONS FROM THE MAYOR

January 12, 1924.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—I have this day approved, signed and delivered to John W. Rhodehamel, City Clerk, the following ordinances:

GENERAL ORDINANCE NO. 2, 1924, an ordinance authorizing the City of Indianapolis, to make a Temporary Loan or Loans, for the use of the Board of Health of the City of Indianapolis, Indiana, in anticipation of its current revenues of said Board of Health for the year 1924, authorizing the rate of interest to be evharged therefor, providing for legal notice and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 1, 1924, an ordinance appropriating the sum of Three Thousand (\$3,000.00) Dollars, out of any unappropriated funds of the City of Indianapolis, to the Salaries Fund of the Department of Law, and declaring a time when the same shall take effect.

Very truly yours,

LEW SHANK,
Mayor.

REPORTS FROM CITY OFFICERS

From the City Controller:

January 21, 1924.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—I am sending you herewith copies of an ordinance calling for the transfer and re-appropriation of the sum of Six Hundred (\$600.00) Dollars from the fund in the Police Department known as "Emergency Police Fund" to the fund to be created and known as the "New Addressograph and Typewriter Fund" in the same department. I am also sending you a communication from the Board of Public Safety requesting the recommendation for the passage of the same.

I respectfully recommend the passage of this ordinance.

Yours truly,

JOS. L. HOGUE,
City Controller.

January 21, 1924.

Mr. Joseph L. Hogue,
City Controller,
City of Indianapolis.

Dear Sir—The Board of Safety respectfully requests that you recommend to the Common Council the passage of an Ordinance transferring and re-appropriating the sum of Six Hundred (\$600.00) Dollars from the fund in the Police Department known as the "Emergency Police Fund" to a fund to be created and known as the "New Addressograph and Typewriter Fund" in the Police Department under the Department of Public Safety.

This transfer is deemed necessary to enable the Police Department to purchase needed equipment of this kind for the Police Department. You will find hereto attached copies of an ordinance covering the subject.

Yours respectfully,

BOARD OF PUBLIC SAFETY,
By Oscar O. Wise,
Executive Secretary.

January 21, 1924.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—I hand herewith a communication from the Boxing Commission, asking for the passage of an Ordinance creating the position of Assistant and Secretary of the Athletic Commission, appropriating the sum of Four Hundred (\$400.00) Dollars to pay the salary for same and appropriating the sum of Fifty (\$50.00) Dollars for miscellaneous expenses of the Commission.

I respectfully recommend the passage of this ordinance.

Yours truly,

JOS. L. HOGUE,
City Controller.

January 21, 1924.

Mr. Joseph L. Hogue,
City Controller,
City of Indianapolis.

Dear Sir—Enclosed find copies of an Ordinance creating the position of Assistant Secretary to the Athletic Commission, appropriating the sum of Four Hundred (\$400.00) Dollars to pay salary for same and appropriating the sum of Fifty (\$50.00) Dollars for miscellaneous expenses of the commission.

The Athletic Commission desires that you submit this Ordinance to the Common Council with recommendation for passage of same.

Very truly yours,
Indianapolis Athletic Commission,
By I. L. Bramblett,
Secretary.

Ben H. Thompson,
President.

From the Board of Public Safety:

January 21, 1924.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—The Board of Public Safety respectfully requests the passage of the attached Ordinance providing for the regulation of Public Garages and places where more than six (6) motor vehicles are kept or stored. This ordinance is intended to better protect life and property and to especially make it less hazardous to combat fires where motor vehicles are kept or stored.

Yours very respectfully,
BOARD OF PUBLIC SAFETY,
By Oscar O. Wise,
Executive Secretary.

From the City Plan Commission:

January 11th, 1924.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—In re General Ordinance No. 176, 1923. The City Plan Commission to whom General Ordinance No. 176, 1923, was referred has had the same under consideration, and recommends that said Ordinance be amended to include only the following territory, to-wit:

“Beginning on the west property line of College Ave. at a point ninety-seven and sixty-four hundredths (97.64) feet south of the south west corner of College Ave. and Fairfield Ave.; thence south along said west property line one hundred (100) feet; thence west one hundred thirty-one (131) feet to the east property line of the first alley west of College Ave.; thence north one hundred (100) feet along said east property line of said alley; thence east one hundred thirty-one (131) feet to the place of beginning.”

We are therefore submitting an amendment embracing the above change for your consideration.

The purpose of reducing the territory contemplated by the Ordinance is to keep within control the character of the business that the south part of this territory may be used for, in order to safeguard the rights of the adjacent property owners. It is understood that if the owner of the ground covered by this Ordinance desires to use it for retail business or such other business as may not be offensive the Board of Zoning Appeals can their extend the use for the remaining 20 foot strip to the south.

Respectfully yours,
CITY PLAN COMMISSION.

From the Board of Public Works:

January 18, 1924.

Mr. John W. Rhodehamel,
City Clerk,
City of Indianapolis.

Dear Sir—I am submitting herewith for transmission to the Common Council, a contract between the Board of Public Works and Gulf Refining Company for the right to lay and maintain a side track or switch on State Avenue, at a point one hundred (100) feet north of the north property line of Van Buren Street.

Very truly yours,
ELMER WILLIAMS,
Clerk, Board of Works.

DEPORTS OF STANDING COMMITTEES

From the Committee on Finance:

Indianapolis, Indiana, January 21, 1924.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—We, your Committee on Finance to whom was referred Appropriation Ordinance No. 2, 1924, entitled, "An Ordinance appropriating the sum of Three Thousand (\$3,000.00) Dollars to the Salaries Fund of the Department of Buildings under the Department of Public Safety, and declaring a time when the same shall take effect."

We beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed as amended.

I. L. BRAMBLETT
L. D. CLAYCOMBE
THEO. J. BERND
JOHN E. KING

Indianapolis, Indiana, January 21, 1924.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—We, your Committee on Finance to whom was referred General Ordinance No. 3, 1924, entitled "An Ordinance creating

the position of Assitant Barrett Law Clerk in the Department of Finance and providing a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

I. L. BRAMBLETT
THEO. J. BERND
JOHN E. KING
L. D. CLAYCOMBE

Indianapolis, Indiana, January 21, 1924.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—We, your Committee on Finance to whom was referred Appropriation Ordinance No. 3, 1924,, entitled "An Ordinance appropriating the sum of Fifteen Hundred (\$1500.00) Dollars out of any unappropriated funds of the City of Indianapolis to the Salaries Fund in the Finance Department and declaring a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

I. L. BRAMBLETT
JOHN E. KING
THEO. J. BERND
L. D. CLAYCOMBE

Indianapolis, Indiana, January 21, 1924.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—We, your Committee on Finance to whom was referred General Ordinance No.1, 1924, entitled "An ordinance authorizing the City Controller to make a temporary loan or loans of Three Hundred Thousand (\$300,000.00) Dollars in anticipation of current revenues appropriating the sum of Three Hundred Six Thousand (\$306,000.00)) Dollars for the payment of same, and fixing a time when same shall take effect," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

I. L. BRAMBLETT
JOHN E. KING
THEO. J. BERND
L. D. CLAYCOMBE

From the Committee on Public Works:

Indianapolis, Indiana, January 21, 1924.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen—We, your Committee on Public Works, to whom was referred General Ordinance No. 174, 1923, entitled, "An Ordinance approving a certain contract granting the Polar Ice and Fuel Company the right to lay and maintain a sidetrack or switch from the north line of West 21st street, across said West 21st street in a southwesterly direction, thence southwesterly 60 feet, all projecting from the old main track of the Chicago Division of the

C. C. C. & St. L. Ry. Co., according to blue print attached, in the City of Indianapolis, Indiana," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

THEO. J. BERND
WALTER W. WISE
L. D. CLAYCOMBE
I. L. BRAMBLETT

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES

By the Board of Public Works:

SWITCH CONTRACT GENERAL ORDINANCE NO. 9, 1924.

AN ORDINANCE approving a certain contract granting Gulf Refining Company the right to lay and maintain a sidetrack or switch from main line of the Indianapolis Union Railway Company across State avenue at a point 100 feet north of the north property line of Van Buren street, according to blue print attached, in the City of Indianapolis, Indiana.

WHEREAS, heretofore, to-wit: on the 17th day of January, 1924, Gulf Refining Company file its petition before the Board of Public Works of the City of Indianapolis, as follows:

PETITION

To Board of Public Works,
City of Indianapolis.

Gentlemen—Your petitioner, Gulf Refining Company, respectfully requests permission to lay and maintain a switch or sidetrack across State avenue, at a point 100 feet north of the north property line of Van Buren street, connecting with main line of the Indianapolis Union Railway Company, to afford adequate shipping facilities for warehouse which we propose to erect on Lots 7, 8, 9, 10, 17, 18, 19 and 20 in William M. Jones subdivision of part of Valentine B. Cress' addition to the City of Indianapolis.

Said proposed sidetrack will connect with the main line of the Indianapolis Union Railway Company at a point 43 feet of the east property line of State avenue and cross said State avenue in a westerly direction, as more fully shown in the plat thereof hereto attached and made part hereof.

NOW, THEREFORE, this agreement made and entered into this — day of ———— 192 —, by and between Gulf Refining Company, a corporation organized and existing under and by virtue of the laws of the State of Texas, and having its principal office in the City of Louisville, Ky., party of the first part, and the City of Indianapolis, by and through its Board of Public Works, party of the second part.

WITNESSETH: That the party of the first part, being desirous of securing a right of way for a sidetrack or switch from the main line of the Indianapolis Union Railway Company to cross State avenue in a westerly direction at a point 100 feet north of the north property line of Van Buren street, in the City of Indianapolis, which is more specifically described as follows: Beginning at a point on

the main line of the Indianapolis Union Railway Company, 43 feet east of the east property line of State avenue and crossing said State avenue in a westerly direction to the warehouse of the Gulf Refining Company, in William M. Jones subdivision of part of Valentine B. Cress' addition to the City of Indianapolis, hereby covenants and fully binds itself, its successors, legal representatives and assigns, that, in consideration of the grant of the privileges and authority herein given, he will lay, construct and maintain said track upon the terms and conditions hereinafter set forth, to-wit:

(1) They shall be so laid, improved and kept in repair as to be safe for persons on foot, in vehicles or otherwise, and shall, at all times, be subject to the orders of the Board of Public Works of the City of Indianapolis.

(2) Said track and switch shall be laid upon such grade as shall be established by said Board, and shall be put down under its supervision and to its satisfaction and approval. Said track shall be raised or lowered to conform to any grade which may, from time to time, be hereafter established, whenever so ordered, in writing, by said Board, and shall be made to conform in all respects with any ordinance passed by the Common Council or with any resolution or resolutions made by said Board, for the elevation or depression of said tracks.

(3) The crossing where said track intersects State avenue, shall, at all times, be kept improved and in repair and free from obstructions or defects of any kind. No car or cars shall be permitted to obstruct such crossing or to be thereon except for such time as may be absolutely necessary in moving them back and forth, and they shall be at no time stopped or detained thereon in such manner as to obstruct public travel.

(4) Said party of the first part agrees, upon the written order of said Board, made for any good cause affecting the interest of the City or the public welfare, to take up and remove said track, and upon said party's failure so to do, upon such notification in writing, of ten (10) days, to promptly pay the cost of having the same done, and the party of the first part hereby releases all claims for damages whatsoever that may arise by reason of such removal; and in removing said track or causing the same to be done, said Board shall in no wise become a trespasser.

(5) The party of the first part agrees to pave between said track to the entire satisfaction of the second party, and in case said tracks shall be or become out of repair or in need of being reconstructed, or become in any way defective (of which fact the said Board shall be the exclusive judge), it shall be the duty of the said party of the first part to promptly repair or remove same, failing in which, after notification in writing of ten (10) days, said Board shall do or cause the same to be done at the expense of the said party of the first part and for which expense and cost the said party of the first part shall be liable.

(6) The said party of the first herein binds himself to hold said party of the second part and said city harmless from any and all claims for damages growing out of the existence, maintenance or use of said track, and to pay any judgment, with costs, that may on that account be rendered against the said party or said city, and also to pay all necessary expenses that may be incurred by said city in defending against any such claims.

(7) Any violation of any of the provisions of this instrument by said party of the first part, or by any one for it or at its instance or with its permission, shall operate as an immediate and absolute forfeiture of the privileges and authority given or granted by this contract, provided, however, that the same may be terminated by said Board as hereinbefore set forth.

Said party of the second part by virtue of the provisions of an act of the General Assembly of the State of Indiana, entitled "An act concerning municipal corporations," approved March 6, 1905, and in consideration of the things hereinbefore set forth and upon the terms and provisions stipulated, hereby gives, grants and duly vests said party of the first part the right, privilege and authority to lay and maintain an additional sidetrack or switch across State avenue, in the City of Indianapolis, all as shown by the drawing attached hereto, filed herewith and for greater certainty marked "Exhibit A"

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 192—.

GULF REFINING COMPANY

G. R. Nutty,

Vice President.

Party of the First Part.

Witness:

W. J. Martin, Secretary.

CITY OF INDIANAPOLIS,

Board of Public Works,

Party of the Second Part.

AND, WHEREAS, Said contract has been submitted by the Board of Public Works to the Common Council of the City of Indianapolis, for its consideration and action, now, therefore.

Section 1. Be it ordained by the Common Council of the City of Indianapolis, Indian, that such contract above set forth be, and the same is hereby in all things confirmed and approved.

Section 2. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Public Works.

By Mr. Bramblett:

GENERAL ORDINANCE NO. 10, 1924.

AN ORDINANCE to amend General Ordinance No. 114, 1922, entitled, "An ordinance dividing the City of Indianapolis into districts for the purpose of regulating and restricting the location of trades, callings, industries, commercial enterprises and the location of buildings designed for specified uses; of classifying, regulating and determining the area of front, rear and side yards and other open spaces about buildings; of regulating and determining the use and intensity of use of land and lot areas within such city; creating a board of zoning appeals, defining certain terms used in said ordinance; providing a penalty for its violation and designating the time when the same shall take effect," and fixing the time when the same shall take effect.

Be It Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That the U3 or business district, the H1 or 50-foot height district and the A3 or 2400 square foot area district as established by General Ordinance No. 114, 1922, be and the same is hereby amended, supplemented and changed so as to include the following territory:

Beginning at the southeast corner of East 26th street and Sherman Drive, thence east with and along the south property line of East 26th street to a point one hundred and sixty (160) feet of the east property line of Denny Street; thence south to the north property line of the first alley south of 26th Street; thence west with and along the north property line of said alley to the east property line of Sherman Drive; thence north with and along the east property line of Sherman Drive to the point or place of beginning.

Section 2. This ordinance shall go into immediate effect upon its passage and publication according to law.

Which was read a first time and referred to the Committee on Law and Judiciary.

By the City Controller:

GENERAL ORDINANCE NO. 11, 1924

AN ORDINANCE authorizing and creating the position of Assistant Secretary of the Athletic Commission of the City of Indianapolis, fixing the salary of said position, appropriating the sum of Four Hundred (\$400.00) Dollars for the payment of the same, and appropriating the sum of Fifty (\$50.00) Dollars for miscellaneous expenses of said commission, and fixing a time when the same shall take effect.

Be It Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That there be and is hereby authorized and created the position of Assistant Secretary of the Athletic Commission of the City of Indianapolis.

Section 2. The Assistant Secretary of the Athletic Commission shall perform such duties as the Athletic Commission shall assign to him.

Section 3. That the sum of Four Hundred (\$400.00) Dollars be and is hereby appropriated to the Finance Department to a fund to be designated and known as "Salary Fund Athletic Commission."

Section 4. That the sum of Fifty (\$50.00) Dollars be and is hereby appropriated to the Finance Department to a fund to be designated and known as "Miscellaneous Expenses—Athletic Commission."

Section 5. This Ordinance shall be in full force and effect from and after its passage.

Which was read a first time.

Mr. Ray moved that the rules be suspended and General Ordinance No. 11, 1924, be placed upon its passage.

The roll was called and the rules were suspended by the following vote:

Ayes, 6, viz.: Messrs. Bernd, Bramblett, Claycombe, King, Ray, and President Walter W. Wise.

Mr. King called for General Ordinance No. 11, 1924, for second reading. It was read a second time.

Mr. King moved that General Ordinance No. 11, 1924, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 11, 1924, was read a third time and passed by the following vote:

Ayes, 6, viz.: Messrs. Bernd, Bramblett, Claycombe, King, Ray and President Walter W. Wise.

By the City Controller:

GENERAL ORDINANCE NO. 12, 1924.

AN ORDINANCE, creating a fund in the Police Department under the Department of Public Safety to be known and designated as the "New Addressograph and Typewriter Fund," transferring certain funds from the fund in the Police Department under the Department of Public Safety known as the "Emergency Police Fund" to the fund in the Police Department under the Department of Public Safety to be created and known as the "New Addressograph and Typewriter Fund," and fixing a time when the same shall take effect.

Be It Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That there be and is hereby created a fund in the Police Department under the Department of Public Safety to be designated and known as the "New Addressograph and Typewriter Fund."

Section 2. That there be and is hereby transferred the sum of Six Hundred (\$600.00) Dollars from the fund in the Police Department under the Department of Public Safety known and designated as the "Emergency Police Fund," and said sum of Six Hundred

(\$600.00) Dollars is hereby re-appropriated to the fund herein created in the Police Department under the Department of Public Safety, to be known as the "New Addressograph and Typewriter Fund."

Section 3. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Public Safety.

By the Board of Public Safety:

GENERAL ORDINANCE NO. 13, 1924.

AN ORDINANCE, regulating the equipment of public garages where more than six (6) motor vehicles are kept or stored, providing for protection against fire and for the proper ventilation of the same; providing a penalty for the violation thereof, and fixing a time when the same shall take effect.

Be It Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. A. It shall hereafter be unlawful for any person, firm or corporation to use, lease or permit to be used or leased, any building for a public garage where more than six (6) motor vehicles are kept or stored without first providing such building, as a part of its construction and equipment with an approved system of automatic sprinklers that has a capacity of not less than fifty (50) gallons distribution of water per minute, or with lines of wrought iron or galvanized iron water pipes with malleable iron fittings, and water pipes to have an area of not less than two and one-half ($2\frac{1}{2}$) inches in diameter for an area surface of four thousand (4,000) square feet or less, and for buildings requiring more than one lateral line shall be connected together at both ends making a complete circulating system, and the feed lines connecting the lateral lines together shall have an area equal to the combined areas of all lateral lines and in no case shall a lateral line be less than two and one-half ($2\frac{1}{2}$) inches in diameter.

B. It shall also be unlawful for any such person, firm or corporation to fail or refuse to provide said lines of pipe with branches or iron water pipes running therefrom not less than one and one-half ($1\frac{1}{2}$) inches in diameter or fail to provide said pipe lines and branches with an automatic rotary brass or non-rusting material nozzle to every four hundred (400) square feet of said area surface of fraction thereof, except where branch lines are used, the smaller rotary nozzle, brass or non-rusting material, of not less than three-fourths ($\frac{3}{4}$) inch in diameter connections may be used, one (1) such nozzle to every two hundred (200) square feet of said area surface or fraction thereof.

C. It shall be unlawful for any person, firm or corporation to fail or refuse to provide said system with one (1) or more siamese connections on the outside of such building, said siamese connections to have an automatic check valve in each branch.

D. Ventilation in Case of Fire. Every public garage or building where six (6) or more motor vehicles are stored or kept shall be

provided with a metal stack for every three thousand (3,000) square feet or less, said metal stack to pass through all floors of the building to and through the roof not less than fifteen (15) feet, said stacks to be not less than thirty (30) inches in diameter for each three thousand (3,000) square feet or less, each metal stack to be provided with two or more openings equal to the area of the main stack near the ceiling, and provided with automatic shutters that will open from the fusing of solder link or links, at not more than one hundred and seventy-five (175) degrees of heat or less than one hundred fifty (150) degrees so as to permit the smoke and fumes to pass to the outside of the building.

Section 2. Provided however that after the taking effect of this ordinance a thirty (30) days notice shall be given the owner or occupant of such building wherein such business is being conducted to comply with the provisions of this ordinance, such notices to be in writing and shall be served upon such owner or occupant by the Chief of the Fire Force, or Chief of the Bureau of Fire Prevention or their subordinates acting under their command.

Section 3. It shall be the duty of the Commissioner of Buildings to see that the provisions of this ordinance are strictly complied with where buildings are hereafter constructed or remodeled where the provision hereof shall apply.

Section 4. It shall be the duty of the Chief of the Fire Force and the Chief of the Bureau of Fire Prevention acting under him to enforce strict compliance with the provisions of this ordinance.

Section 5. Any person, firm or corporation failing or refusing to comply with any of the provisions of this ordinance after due notice is given so to do shall, upon conviction, be fined in any sum not exceeding One Hundred (\$100.00) Dollars to which may be added imprisonment not exceeding sixty (60) days.

Section 6. This ordinance shall be in full force and effect from and after its passage and due publication as required by law.

Which was read a first time and referred to the Committee on Public Works.

By Mr. Bramblett:

GENERAL ORDINANCE NO. 14, 1924.

AN ORDINANCE, abolishing the office of Smoke Abatement Inspector as created and established by General Ordinance number 71, 1923, repealing any and all ordinances relating to smoke abatement in force prior to the passage of General Ordinance No. 106, 1923, and declaring a time when the same shall take effect.

Be It Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That the office of Smoke Abatement Inspector as created by General Ordinance No. 71, 1923, or prior thereto, be and the same is hereby abolished.

Section 2. That any and all ordinances relating to smoke Abatement in force prior to the passage of General Ordinance number 106, 1923, be and the same are hereby repealed.

Section 3. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Public Safety.

By M. King:

GENERAL ORDINANCE NO. 15, 1924.

AN ORDINANCE, regulating the erection, hanging, remodeling, taking down or repairing awnings that overhand or project over the public sidewalks, streets, or highways, within the City of Indianapolis, Indiana, providing a penalty for the violation thereof, providing for certain license fees, and declaring a time when the same shall take effect.

Be It Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That no person, firm or corporation shall engage in the business of hanging, remodeling, taking down, or repairing awnings that project over the public streets, sidewalks, or other public highways in the City of Indianapolis, unless licensed as hereinafter provided.

Section 2. All applicants for a license to engage in the business of hanging, remodeling, taking down, or repairing awnings that project over the sidewalks, streets or other public highways in the City of Indianapolis shall first file an application therefor in writing with the City Controller, in a form provided therefor by him, setting out therein the name and residence, together with the place of business of such applicant.

Section 3. That such applicant before receiving a license to engage in the business specified in section 2 of this ordinance shall pay to the City Controller therefor a license fee of One Hundred (\$100.00) Dollars per year and in addition thereto an issuing fee of One (\$1.00) Dollar for the issuance thereof; that such license fee shall be paid for each calendar year or any part thereof in which the license is issued, and provided further that each applicant before receiving such license shall file with the City Controller a good and sufficient bond in the sum of Ten Thousand (\$10,000.00) Dollars indemnifying the City of Indianapolis against all claims, judgments or suits caused by the erection, repair, construction, existence or maintenance of any awning erected, repaired or constructed by such applicant, such bond to be in a form approved by the Corporation Counsel of such city.

Section 4. That each person, firm or corporation engaged in the business mentioned in section 2 of this ordinance shall before erecting, hanging, remodeling or repairing any awning that projects over any public sidewalk or other public highway obtain a permit so to do from the Commissioner of Buildings of the City of Indianapolis, and shall furnish to said Commissioner of Buildings complete information as to the location where the same is to be erected, hung, remodeled or repaired together with the dimensions of and the materials of each awning, and shall pay for such permit the sum of Two (\$2.00) Dollars.

Section 5. It shall be the duty of the Commissioner of Buildings to cause to be inspected all such awnings to ascertain if the same are properly erected, remodeled or repaired. It shall be deemed sufficient grounds for the revocation or forfeiture of the license of any person, firm or corporation licensed hereunder when such licensee shall fail or refuse to erect, hang, remodel or repair such awning in a safe manner.

Section 6. Any person, firm or corporation violating any of the provisions of this ordinance shall upon conviction be guilty of a misdemeanor and shall be punished by a fine not exceeding One Hundred (\$100.00) Dollars to which may be added imprisonment for not exceeding ninety (90) days.

Section 7. This ordinance is hereby declared to be an emergency ordinance rendered necessary for the preservation of public peace, health, and safety.

Section 8. This ordinance shall be in full force from and after its passage and due publication.

Which was read a first time and referred to the Committee on Public Safety.

By Mr. King:

SPECIAL ORDINANCE NO. 2, 1924

AN ORDINANCE changing the name of certain streets, avenues and parts thereof, in the City of Indianapolis, Indiana, and fixing a time when the same shall take effect.

Be It Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That the name of the streets herein mentioned, be and the same are hereby altered, changed and shall hereafter be known by the names given them in this ordinance.

Section 2. McKinley street from the west property line of Shelby street to the east property line of Stanley avenue shall be changed to and be hereafter known and designated as "Yoke avenue."

Section 3. Holliday street from the east property line of Shelby street to the west property line of Dietz street shall be changed to and be hereafter known and designated as "Nelson avenue."

Section 4. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Public Works.

ORDINANCE ON SECOND READING

Mr. Bernd called for General Ordinance No. 174, 1923, for second reading. It was read a second time.

Mr. Bernd moved that General Ordinance No. 174, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 174, 1923, was read a third time and passed by the following vote:

Ayes, 6, viz.: Messrs. Bernd, Bramblett, Claycombe, King, Ray and President Walter W. Wise.

At 8:10 oclock p. m. Mr. Buchanan entered the Council Chamber and took his seat.

Mr. Bernd called for General Ordinance No. 4, 1924, for second reading. It was read a second time.

Mr. Bernd moved that General Ordinance No. 4, 1924, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 4, 1924, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Bernd, Bramblett, Buchanan, Claycombe, King, Ray and President Walter W. Wise.

Mr. Ray called for General Ordinance No. 1, 1924, for second reading. It was read a second time.

Mr. Ray moved that General Ordinance No. 1, 1924, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 1, 1924, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Bernd, Bramblett, Buchanan, Claycombe, King, Ray and President Walter W. Wise.

Mr. Ray called for General Ordinance No. 7, 1924, for second reading. It was read a second time.

By Mr. Ray:

Indianapolis, Indiana, January 21, 1924.

Mr. President:

I move that General Ordinance No. 7, 1924, be amended to read as follows:

GENERAL ORDINANCE NO. 7, 1924

AN ORDINANCE creating the office of Inspector of Traffic in the Traffic Department of the Police Department, under the Department of Public Safety of the City of Indianapolis, Indiana, defining the powers and duties thereof, fixing the salary thereof, and declaring a time when the same shall take effect.

Be It Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That there be and is hereby created and authorized the office of Inspector of Traffic in the Traffic Department of the Police Department under the Department of Public Safety of the City of Indianapolis, Indian.

Section 2. That the Inspector of Traffic shall be under the direction of the Chief of Police and have full control and supervision of all matters pertaining to the direction of Traffic, and the enforcement of the traffic laws.

Section 3. That the salary of the Inspector of Traffic be and is hereby fixed at Three Thousand One Hundred (\$3,100.00) Dollars per annum.

Section 4. This ordinance shall be in full force and effect from and after its passage.

OTTO RAY,
Councilman.

Carried.

At 8:20 o'clock p. m. Mr. Thompson entered the Council Chamber and took his seat.

Mr. Claycombe moved that General Ordinance No. 7, 1924, be laid upon the table until such time as the Board of Public Safety shall give a written recommendation in the matter.

The roll was called and the motion to lay upon the table failed to carry by the following vote:

Ayes, 3, viz.: Messrs. Bernd, Buchanan and Claycombe.

Noes, 5, viz.: Messrs. Bramblett, King, Ray, Thompson and President Walter W. Wise.

Mr. Ray moved that General Ordinance No. 7, 1924, be ordered engrossed, as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 7, 1924, was read a third time and passed by the following vote:

Ayes, 5, viz.: Messrs. Bramblett, King, Ray, Thompson and President Walter W. Wise.

Noes, 3, viz.: Messrs. Bernd, Buchanan and Claycombe.

Mr. Bramblett called for Appropriation Ordinance No. 2, 1924, for second reading. It was read a second time.

By Mr. Bramblett:

Indianapolis, Indiana, January 21, 1924.

To the President and Members of the Common Council of the City of Indianapolis, Indiana:

Gentlemen::

I move to amend Appropriation Ordinance No. 2, 1924, to read as follows:

AN ORDINANCE appropriating the sum of Fourteen Hundred (\$1400.00) Dollars to the Salaries Fund of the Department of Buildings under the Department of Public Safety, and declaring a time when the same shall take effect.

Be It Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That there be and is hereby appropriated the sum of Fourteen Hundred (\$1400.00) Dollars out of any unappropriated funds of the City of Indianapolis, to the Salaries Fund of the Department of Buildings, under the Department of Public Safety, said sum to be used for the purpose of paying the salary of the Assistant Chief Smoke Inspector for the balance of the year 1924.

Section 2. This ordinance shall be in full force and effect from and after its passage.

I. L. BRAMBLETT,
Councilman.

Carried.

Mr. Bramblett moved that Appropriation Ordinance No. 2, 1924, be ordered engrossed, read a third time and placed upon its passage. Carried as amended.

Appropriation Ordinance No. 2, 1924, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Bernd, Bramblett, Claycombe, King, Ray, Thompson and President Walter W. Wise.

Noes, 1, viz.: Mr. Buchanan.

Mr. Ray called for General Ordinance No. 3, 1924, for second reading. It was read a second time.

Mr. Ray moved that General Ordinance No. 3, 1924, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 3, 1924, was read a third time and passed by the following vote:

Ayes, 6, viz.: Messrs. Bramblett, Buchanan, Claycombe, King, Ray and President Walter W. Wise.

Noes, 2, viz.: Messrs. Bernd and Thompson.

Mr. King called for Appropriation Ordinance No. 3, 1924, for second reading. It was read a second time.

Mr. King moved that Appropriation Ordinance No. 3, 1924, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 3, 1924, was read a third time and passed by the following vote:

Ayes, 6, viz.: Messrs. Bramblett, Buchanan, Claycombe, King, Ray and President Walter W. Wise.

Noes, 2, viz.: Messrs. Bernd and Thompson.

Mr. King called for Special Ordinance No. 1, 1924, for second reading. It was read a second time.

Mr. King moved that Special Ordinance No. 1, 1924, be ordered engrossed, read a third time and placed upon its passage. Carried.

Special Ordinance No. 1, 1924, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Buchanan, Claycombe, King, Ray, Thompson and President Walter W. Wise.

By Mr. Claycombe:

Indianapolis, Indiana, January 7, 1924.

Mr. President:

I move that Appropriation Ordinance No. 49, 1923, be amended as follows:

That wherever the amount of Eighteen Thousand Five Hundred (\$18,500.00) Dollars appears therein that the same be changed to Ten Thousand (\$10,000.00) Dollars.

L. D. CLAYCOMBE,
Councilman.

Carried.

Mr. Claycombe moved that Appropriation Ordinance No. 49, 1923, be ordered engrossed, as amended, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 49, 1923, was read a third time and failed to pass by the following vote:

Ayes, 3, viz.: Messrs. Claycombe, King and President Walter W. Wise.

Noes, 5, viz.: Messrs. Bernd, Bramblett, Buchanan, Ray and Thompson.

Mr. Claycombe called for General Ordinance No. 176, 1923, for second reading. It was read a second time.

By Mr. Claycombe:

Mr. President:

I move that General Ordinance No. 176, 1923, be amended to read as follows:

GENERAL ORDINANCE NO. 176, 1923

AN ORDINANCE to amend General Ordinance No. 114, 1922, entitled: "An Ordinance dividing the City of Indianapolis into districts for the purpose of regulating and restricting the location of trades, callings, industries, commercial enterprises and the location of buildings designed for specified uses; of classifying, regulating and determining the area of front, rear and side yards and other open spaces about buildings; of regulating and determining the use and intensity of use of land and lot areas within such city; creating a Board of Zoning Appeals, defining certain terms used in said ordinance; providing a penalty for its violation and designating the time when the same shall take effect," and fixing a time when the same shall take effect.

Be It Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That the U3 or business district, the H1 or 50-foot height district, and the A4 or 1200 square foot area district, as established by General Ordinance No. 114, 1922, be and the same is hereby amended, supplemented and changed so as to include the following territory, to-wit:

"Beginning on the west property line of College avenue at a point ninety-seven and sixty-four hundredths (97.64) feet south of the southwest corner of College avenue and Fairfield avenue; thence south along said west property line one hundred (100) feet; thence west one hundred thirty-one (131) feet to the east property line of the first alley west of College avenue; thence north one hundred (100) feet along said east property line of said alley; thence east one hundred thirty-one (131) feet to the place of beginning."

Section 2. This ordinance shall be in full force and effect from and after its passage and publication, as required by law.

L. D. CLAYCOMBE,
Councilman.

Carried.

Mr. Claycombe moved that General Ordinance No. 176, 1923, be ordered engrossed, as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 176, 1923, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Bernd, Bramblett, Buchanan, Claycombe, King, Ray and President Walter W. Wise.

Noes, 1, viz.: Mr. Thompson.

Mr. Thompson called for General Ordinance No. 8, 1924, for second reading. It was read a second time.

Mr. Thompson moved that General Ordinance No. 8, 1924, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 8, 1924, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Buchanan, Claycombe, King, Ray, Thompson and President Walter W. Wise.

UNFINISHED BUSINESS

By Mr. Claycombe:

Indianapolis, Indiana, January 21, 1924.

Mr. President:

I move that when an amendment to the "Zoning Ordinance" is introduced that the Clerk promptly set the same for public hearing and cause proper legal time of the same to be given. That the time be fixed at the next regular meeting of the Council, if within the legal time limit, unless ordered otherwise by the Council. That the Clerk also promptly send to the Secretary of the Plan Commission a copy of the amending ordinance and request a written recommendation on the same, and cause all the communications to appear in the Journal.

L. D. CLAYCOMBE,
Councilman.

Carried.

The Clerk read the following communications:

Indianapolis, Indiana, January 8, 1924.

Mr. Walter Wise, President
City Council, Indianapolis, Indiana.

Dear Sir:

The Board of Directors of the Woman's City Club in executive session adopted the inclosed resolutions which we respectfully submit to the City Council and beg an early consideration.

Yours truly,

M. ELIZABETH MASON,
Secretary.

RESOLUTIONS

WHEREAS, it is a matter of common knowledge that many persons now being adjudged insane by our courts, are temporary cases and curable under proper treatment, and

WHEREAS, many of such unfortunates need to be put under proper observation for the purpose of diagnosis, and

WHEREAS, there is no proper place for the care of such patients and they are lodged in the county jail under deplorable conditions since there is no provision made for them there and no facilities for treatment:

THEREFORE, Be it resolved, that a Psychopathic Ward be established by the City of Indianapolis where such patients can be given proper care.

Respectfully submitted,
WOMAN'S CITY CLUB.

Adopted by the Board of Directors, January 2, 1924.
Indianapolis, Indiana, January 14, 1924.

Mr. W. W. Wise,
Indiana Trust Building, City.

Dear Sir:

I notice in the paper where the Fire Chief was about to present to the City Council a suggestion for an ordinance to place automatic sprinklers in all garages where over six cars are stored.

I do not blame the Fire Chief for making his job all the easier, and endeavoring further to protect life and property, but you Councilmen must remember that we are already so harrassed by numerous rules and regulations that make it almost prohibitive for the investor to build any kind of a building, so as to show a profit. We have the Tenement House Law, we have the Zoning Law, and we have the strict regulations of the Park Board. All of them together make it indeed a great effort to get a building permit passed.

You must be practical at all times, and in this ordinance that the Fire Chief wants, the expense of an automatic sprinkler, either with the single source of the city mains or with the additional water capacity of a large tank on the building, would make the cost of such a building absolutely prohibitive.

Our organization talks to prospective clients in the building line every day, and when we tell them the very drastic rules we are now confronted with, they throw up their hands in horror and a great many of them have decided to make investments along other lines, than in buildings.

The building business employs a large amount of labor and spends a great deal of money for material and supplies.

As President of the Council this year, we ask your co-operation in endeavoring to lift the burden off of our business rather than hang more on it, and I am sure you will assist us.

Very truly yours,

HARRY R. FITTON.
January 15, 1924.

Mr. Walter W. Wise,
Pres., Indianapolis City Council,
Indianapolis, Indiana.

Dear Sir:

In March, 1922, the Indianapolis Street Railway Company, recognizing the fact that its revenue would not permit it to meet the

very just demands of the public for better service, additional equipment, increased power facilities and extensions, held a conference with the City authorities. A committee was appointed by the Mayor from the different civic and labor organizations for the purpose of investigating and determining the financial situation of the Company. After a thorough examination of its books and as a result of questionnaires sent to other cities, the committee made a very full report in May, 1922, to the City, which was transmitted to the Public Service Commission.

In this report certain recommendations were offered to be tried out before any readjustment in fares could be made. All of these which could possibly be carried out have been put in force, including the increased fare of 10 cents on "Owl" cars, which went into effect on July 1, 1923.

After a thorough trial of the Committee's recommendations, it is found that the revenue of the Company has not increased, in fact, it is steadily decreasing.

It is therefore utterly impossible with its present earnings, to meet the demands of a growing city like Indianapolis, consequently it is desirable to hold an informal conference with the members of the City Council at as early a date as possible to determine some method whereby the transportation facilities of the City may go forward and the growing needs of the public be met.

Will you be good enough therefore to advise us when such a conference can be held so that these important matters may be fully discussed.

Very truly yours,
INDIANAPOLIS STREET RAILWAY COMPANY,
By: Robert T. Todd,
President.

President Wise announced that the Council would hold an informal conference with officials of the Street Railway Company in the Council Chamber, Tuesday, January 22, 1924, at 7:30 o'clock p. m.

On motion of Mr. King the Common Council, at 8:45 o'clock p. m., adjourned.

Walter W. Wise
President.

Attest:

John N. Rhodehamel
City Clerk.