

SPECIAL MEETING

Monday, March 25, 1929, 7:30 P. M.

The Common Council met in the Council Chamber at City Hall, Monday, March 25, 1929, at 7:30 P. M., President Edward B. Raub in the chair, pursuant to the following call:

*To the Members of the Common Council,
Indianapolis, Indiana:*

Gentlemen:

You are hereby notified that there will be a SPECIAL MEETING of the COMMON COUNCIL held in the Council Chamber on Monday, March 25, 1929, 7:30 P. M., the purpose of such SPECIAL MEETING being to receive and act upon committee reports; to consider on second reading and for final passage; and to take such other action as the Council may see fit on the following pending ordinances:

- General Ordinance 8—Bus Stops and Safety Zones.
- General Ordinance 9—Traffic Amendments.
- General Ordinance 12—Appropriations, Parks—Recreation.
- General Ordinance 13—Bond Issue, Airport.
- General Ordinance 16—Bond Issue, Pleasant Run Bridge.
- General Ordinance 17—Rezoning E. Tenth and Linwood.
- Special Ordinance 4—Annexing territory east of Ralston Ave.
- Appropriation Ordinance 5—\$4,470 to Board of Works.

Respectfully,

EDWARD B. RAUB,

President, Common Council.

I, William A. Boyce, Jr., Clerk of the Common Council of the City of Indianapolis, Indiana, do hereby certify that I have served the above and foregoing notice to each and every member of the Common Council prior to the time of such SPECIAL MEETING, pursuant to the rules.

In Witness Whereof, I have hereunto affixed my signature and caused the seal of the city of Indianapolis to be affixed.

WILLIAM A. BOYCE, JR.,

City Clerk.

(SEAL)

Which was read.

The Clerk called the roll.

Present: Edward B. Raub, President, and eight members, viz: Earl Buchanan, Edward W. Harris, Herman P. Lieber, Albert F. Meurer, Meredith Nicholson, Paul E. Rathert, Robert E. Springsteen, John F. White.

On motion of Mr. Meurer, seconded by Mr. Harris, the reading of the Journal for the previous meeting was dispensed with.

COMMUNICATIONS FROM CITY OFFICIALS

To the Honorable President and Members of the Common Council of Indianapolis:

Gentlemen:

I respectfully recommend that General Ordinance No. 12, 1929, having to do with the reappropriating of the Park and Recreation Budget for the year 1929 be passed as presented.

Yours very truly,

STERLING R. HOLT,

City Controller.

Mr. Herman P. Lieber,
City Councilman:

Dear Sir:

Find enclosed a copy of the Airport Ordinance. Pursuant to your request, I have checked the descriptions of the parcels of ground, and find same to be correct.

Yours very truly,

SHERMAN A. HENRICKS,

Jr. Asst. Engineer.

REPORTS OF STANDING COMMITTEES

Indianapolis, Ind., March 25, 1929.

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

Gentlemen:

We, your Committee on Parks, to whom was referred General Ordinance No. 12, 1929, entitled Appropriations and Transfers of Miscellaneous Funds, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

HERMAN P. LIEBER,

Chairman.

PAUL E. RATHERT.

JOHN F. WHITE.

ALBERT F. MEURER.

MEREDITH NICHOLSON.

REPORTS OF SPECIAL COMMITTEES

Indianapolis, Ind., March 18, 1929.

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

Gentlemen:

We, your Special Committee, to whom was referred General Ordinance No. 9, 1929, entitled Amending Traffic Ordinance, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed when amended.

MEREDITH NICHOLSON.

PAUL E. RATHERT.

ALBERT F. MEURER.

JOHN F. WHITE.

Indianapolis, Ind., March 25, 1929.

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

Gentlemen:

We, your Special Committee on Airport, to whom was referred General Ordinance No. 13, 1929, entitled Bonds for Municipal Airport, beg leave to report that we have had said ordinance under consideration, and recommend that the same passed as amended.

JOHN F. WHITE.
ALBERT F. MEURER.
E. W. HARRIS.
MEREDITH NICHOLSON.
HERMAN P. LIEBER.

ORDINANCES ON SECOND READING

Mr. Lieber called for General Ordinance 12, 1929, for second reading. It was read a second time.

On motion of Mr. Lieber, seconded by Mr. Rathert, General Ordinance 12, 1929, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance 12, 1929, was read a third time by the Clerk, and passed by the following roll-call vote:

Ayes, 9, viz: Mr. Buchanan, Mr. Harris, Mr. Lieber, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, President Raub.

Mr. White called for General Ordinance 13, 1929, for second reading. It was read a second time.

The Special Airport Committee presented the following written motion to amend:

Indianapolis, Ind., March 25, 1929.

Mr. President:

I move that General Ordinance No. 13, 1929, be amended by striking out the words and figures 4¼ with reference to interest where-

ever they occur in said ordinance, and inserting in lieu thereof the words and figures 4½.

JOHN F. WHITE.
ALBERT F. MUERER.
E. W. HARRIS.
MEREDITH NICHOLSON.
HERMAN P. LIEBER.

Mr. White moved the adoption of the motion. The motion was seconded by Mr. Harris, and passed by the following roll-call vote:

Ayes, 9, viz: Mr. Buchanan, Mr. Harris, Mr. Lieber, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, President Raub.

On motion of Mr. White, seconded by Mr. Springsteen, General Ordinance 13, 1929, as amended, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance 13, 1929, as amended, was read a third time by the Clerk, and passed by the following roll-call vote:

Ayes, 9, viz: Mr. Buchanan, Mr. Harris, Mr. Lieber, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, President Raub.

Mr. Nicholson called for General Ordinance 9, 1929, for second reading. It was read a second time.

Mr. Rathert presented the following written motion to amend General Ordinance 9, 1929.

Indianapolis, Ind., March 25, 1929.

Mr. President:

I move that General Ordinance No. 9, 1929, be amended to read as follows:

GENERAL ORDINANCE NO. 9, 1929

AN ORDINANCE, amending Section 1, clauses 1 and 2 of sub-section (b) of Section 30, sub-section (b) of Section 34, Section 44, sub-

section (b) of Section 45, Section 55, Section 66, Section 67 and Section 69 of General Ordinance No. 96, 1928, being the general traffic ordinance of the City of Indianapolis, approved December 7, 1928; and designating a time when the same shall take effect.

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

Section 1. That section 1 of General Ordinance No. 96, 1928, be amended by adding thereto sub-section (v) as follows:

sub-section (v). The word "person" wherever used in this ordinance and wherever the context requires shall be construed to include individuals, firms, associations, corporations, and all legal representatives, heirs, successors and assigns thereof.

Section 2. That clause 1 and clause 2 of sub-section (b) of Section 30 of General Ordinance 96, 1928, be amended by striking out the word "both" in each of said clauses 1 and 2 and substituting therefor the word "either" in each of said clauses 1 and 2.

Section 3. That sub-section (b) of Section 34 of General Ordinance No. 96, 1928, be amended by adding thereto clause (4) as follows:

(4) The south side of Georgia Street between Capitol and Senate Avenues.

Section 4. That Section 44 of General Ordinance 96, 1928, be amended to read as follows:

Section 44. **VEHICLE MUST STOP BEFORE ENTERING "THRU" STREET:** (a) The following streets and parts of streets are hereby declared to constitute "THRU" streets for the purpose of this section:

- (1) Any boulevard which is now or which may be established by the Common Council or the Board of Park Commissioners of this city.
- (2) Alabama Street at Market Street.
- (3) Capitol Avenue, from Washington Street to Westfield Boulevard.
- (4) Central Avenue, from Thirty-fourth Street north to city limits.
- (5) Clifton Street, at Twenty-ninth and Thirtieth Streets.
- (6) Delaware Street, from Washington Street north to Thirty-second Street.
- (7) Indiana Avenue, from Ohio Street to Sixteenth Street.
- (8) Kentucky Avenue, from Washington Street to West Street.
- (9) Madison Avenue, from South Street to the city limits.
- (10) Marlow Avenue, from Dorman Street to Arsenal Avenue.
- (11) Massachusetts Avenue, from Ohio Street to the city limits.
- (12) Meridian Street, from Southern Avenue to the Canal.
- (13) Michigan Street, west, from White River west to city limits.
- (14) New York Street, east, from Delaware Street to Dorman Street, and from Arsenal Avenue to Emerson Avenue.

- (15) Tenth Street, east, from Big Four R. R. to Arlington.
- (16) Thirtieth Street, from city limits west to city limits east.
- (17) Thirty-fourth Street, from Meridian Street to Crown Hill between 8 a. m. and 6 p. m.
- (18) Twenty-fifth Street, from Delaware Street to Sherman Drive.
- (19) Twenty-ninth Street, from Capitol Avenue west to East Riverside Drive.
- (20) Virginia Avenue, from Washington Street to Prospect Street.
- (21) Washington Street, from city limits west to city limits east.
- (22) All traffic on Harding Street at the intersection of Morris Street, shall come to a full stop before entering into or crossing Morris Street.
- (23) Forty-sixth Street, from city limits west to city limits east.
- (24) State Street, from Michigan Street to Prospect Street.
- (25) Prospect Street from Fountain Square to Keystone Avenue.

(b) The above named streets, avenues and boulevards are hereby declared to be "THRU" or "Preferential" streets for the purpose of regulating traffic upon or crossing the same and every operator of a vehicle, street car or other conveyance traveling upon any street or roadway intersecting any "THRU" street above designated, shall bring the same to full, complete stop at the place where such street meets the prolongation of the nearest property line of such "THRU" street, subject, however, to the direction of any official traffic control sign or signal or the directions of any police officer at such intersection.

(c) The operator of any vehicle who has come to a full stop as required above, upon entering the "THRU" street, as well as operators of vehicles on such "THRU" street, shall be subject to the usual right-of-way rule prescribed by state law governing the meeting of vehicles at street or highway intersections.

(d) The Board of Public Safety is hereby authorized and required to place and maintain or cause to be placed and maintained on each and every street intersecting a "THRU" street as designated above, and at or near the property line of the "THRU" street appropriate signs upon the street (and in addition thereto may place and maintain any appropriate devices or marks in the roadway) such signs, devices or marks to bear the word "STOP" or the legend, "STOP, THRU STREET," and to be located in such position and to be provided with letters of a size as to be clearly legible from a distance of at least one hundred (100) feet along the street intersecting the "THRU" street.

Section 5. That sub-section (b) of section 45 of General Ordinance No. 96, 1928, be amended by adding thereto the following: "Except in Louisiana Street between McCrae and Meridian Streets traffic shall move in the east direction only."

Section 6. That section 55 of General Ordinance 96, 1928, be amended by adding thereto another paragraph, as follows:

(b) It shall be unlawful for the operator of any commercial vehicle or vehicle used for heavy hauling or for the hauling of live-stock, to drive the same within the Congested District in or upon Washington, Market, Ohio, Pennsylvania, Meridian or Illinois Streets,

except to haul loads over said streets to be delivered within such Congested District, or to haul any load from a point within such Congested District to some other point either within or without the Congested District, provided, however, that in any case, such vehicle shall be driven over the shortest practical route within such Congested District.

Section 7. That section 66 of General Ordinance No. 96, 1928, be amended to read as follows:

Section 66. REPORTING AT TRAFFIC OFFICE. NOTICE. EFFECT.

(a) The provisions of this, and the two succeeding sections of this ordinance shall apply only to the violation of the provisions contained in Sections 25 to 36, inclusive, and Sections 37, 39, 40, 42, 43, 44, 45, 46, 54, 60, 61 and 62.

(b) Whenever a member of the Police Department of the City of Indianapolis or other person charged by ordinance with enforcement of the provisions of the sections of this ordinance as enumerated in the foregoing sub-section (a) hereof, shall find that any of the provisions of said sections of this ordinance are being or have been violated by the owner or operator of any vehicle, such officer or person shall notify such owner or operator of such vehicle in writing of such violation and order him to report at the Traffic Bureau Office of the Police Department within seventy-two hours of such notice. Such notice shall be made in duplicate and be serially numbered, and shall show the specific violation charged, the state license number of such vehicle and the owner's name, if possible to obtain the same, and shall be signed by such officer or person, giving his badge number. One copy of such notice shall be presented to the owner or operator of such vehicle or his representative when found in charge of such vehicle, and in case such owner or his representative be not found in possession of or in charge thereof, the posting of such traffic violation notice in a conspicuous place upon such vehicle shall be deemed sufficient notice of such violation. It shall be the duty of such police officer or other person serving such traffic violation notice to turn in the duplicate copy of such traffic violation notice to the Traffic Bureau Office at the end of his day's work. The owner or operator of such vehicle who has been notified of a violation of the specified provisions of this ordinance as herein provided shall, within seventy-two (72) hours after having been so notified, present himself, with the notice, at the Traffic Bureau Office at Police Headquarters, and for the first violation within any calendar year of any of the specific provisions of this ordinance which he is willing to admit having violated, he shall pay to the City Clerk a fee of two dollars (\$2.00); for the second violation of any of the specified provisions of this ordinance within the calendar year, a fee of three dollars (\$3.00); and for each subsequent violation of the specified provisions of this ordinance within the calendar year, a fee of five dollars (\$5.00).

Section 8. That Section 67 of General Ordinance No. 96, 1928, be amended to read as follows:

Section 67. RECEIPT FOR FEES PAID. ACCOUNTING AND REPORTING: Upon the payment of any of the fees required by the next preceding section of this ordinance the City Clerk shall issue a receipt to the owner or operator of such vehicle so paying, which receipts shall be serially numbered; and it is hereby made the duty of

the City Clerk to keep a correct record in a permanently bound book for that purpose only, showing the amount of such fee so paid, the date thereof, the number of the state license and the name of the owner and whether it was a first, second or subsequent violation by such owner. And it is made the further duty of the City Clerk to account for all such fees paid to him under the provisions of this ordinance and to pay the same into the City Treasury once each month. It is made the duty of the Traffic Bureau of the Police Department to furnish a detailed report to the Board of Public Safety of the City of Indianapolis on the second Tuesday of each month, which report shall show the total number of traffic violation notices issued, together with the number of notices paid, the number transferred to court, and the disposition of the remainder not otherwise accounted for.

Section 9. That Section 69 of General Ordinance No. 96, 1928, be amended to read as follows:

Section 69. PENALTIES FOR VIOLATION OF THE PROVISIONS OF THIS ORDINANCE:

It is hereby made the duty of every person, firm or corporation, operating any vehicle, street car, interurban, taxicab, public bus or other conveyance within the City of Indianapolis or causing or permitting the use or operation of any such vehicle, car or conveyance, or pedestrians, to comply with all the provisions of this ordinance as designated and defined herein and to comply with any and all rules and regulations made and ordered by the Board of Public Safety of said city as herein authorized. Any person violating any of the above provisions of this and the next preceding sixty-eight (68) sections of this ordinance for which no specific penalty is provided shall be deemed guilty of a misdemeanor and upon conviction by any court of competent jurisdiction shall be fined in any sum not exceeding Three Hundred Dollars (\$300.00) to which may be added imprisonment not to exceed One Hundred Eighty (180) days.

Section 10. This ordinance shall take effect from and after its passage, approval by the mayor and publication according to law.

PAUL E. RATHERT,

Councilman.

The motion to amend was seconded by Mr. Nicholson, and passed by the following roll-call vote:

Ayes, 9, viz: Mr. Buchanan, Mr. Harris, Mr. Lieber, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, President Raub.

On motion of Mr. Nicholson, seconded by Mr. Springsteen, General Ordinance 9, 1929, as amended, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance 9, 1929, as amended, was read a third time by the Clerk, and passed by the following roll-call vote:

Ayes, 9, viz: Mr. Buchanan, Mr. Harris, Mr. Lieber, Mr. Meurer, Mr. Nicholson Mr. Rathert, Mr. Springsteen, Mr. White, President Raub.

On motion of Mr. White, seconded by Mr. Meurer, the Common Council adjourned at 8:58 P. M.

We hereby certify that the above and foregoing is a full, true and complete copy of the proceedings of the Common Council held Monday, March 25th, at 7:30 P. M.

In witness whereof we have hereunto subscribed our signatures and caused the seal of the City of Indianapolis to be affixed.

Edward B. Raub,

Attest:

President.

William A. Boyce, Jr.

City Clerk.

(SEAL)