

REGULAR MEETING

Monday, February 2, 1970

The regular meeting of the City-County Council of Indianapolis-Marion County convened in the Council Chambers of the City-County Building at 6:30 P.M. on Monday, February 2, 1970.

President Hasbrook in the chair.

The Clerk called the roll.

Present: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Mr. Moriarty moved, seconded by Mr. Gorham, to dispense with the reading of the Journal of the previous meeting.

President Hasbrook called for the reading of Communications from the Mayor and other City-County Officials.

COMMUNICATIONS FROM THE MAYOR AND OTHER CITY-COUNTY OFFICIALS

January 20, 1970

TO THE HONORABLE PRESIDENT AND MEMBERS
OF THE CITY-COUNTY COUNCIL OF INDIANAPOLIS AND
MARION COUNTY:

Gentlemen:

I have this day approved with my signature and delivered to the City Clerk the following ordinance:

City-County General Ordinance No. 1, 1970, as amended.

AN ORDINANCE concerning the government of the City of Indianapolis and Marion County, Indiana, codifying General Ordinances as herein changed, ordaining new provisions, and, with stated exceptions, repealing all former General Ordinances of the City and County.

Respectfully,

RICHARD G. LUGAR
Mayor

February 2, 1970

TO THE HONORABLE PRESIDENT AND MEMBERS
OF THE CITY-COUNTY COUNCIL OF INDIANAPOLIS AND
MARION COUNTY:

Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis News and the Indianapolis Commercial on January 22 and January 29, 1970, a "Notice to Taxpayers of Indianapolis and Marion County" of public hearings on City-County Appropriation Ordinances Nos. 1 and 2, 1970, said hearings to be held as follows:

County and Township Committee hearing on January 30, 1970, at 1:00 P.M. in Room 260, City-County Building; and regular meeting of the City-County Council on February 2, 1970, at 6:30 P.M. in Room 221, City-County Building.

Respectfully submitted,

MARJORIE H. O'LAUGHLIN
City Clerk

February 2, 1970

To the Honorable President and Members of the City-County
Council of Indianapolis and Marion County:

Gentlemen:

Transmitted herewith are 28 copies of City-County General Ordinance Nos. 4 through 10, 1970, amending Title 4 of the Municipal Code, and referred to the Committee on Transportation on January 21, 1970.

Respectfully submitted,

WILLIAM K. BYRUM
Councilman

February 2, 1970

To the Honorable President and Members of the City-County
Council of Indianapolis and Marion County:

Gentlemen:

Transmitted herewith are 28 copies of City-County General Ordinance Nos. 11 through 32, 1970, rezoning ordinances certified by the Metropolitan Development Commission on December 17, 1969, and referred to the Committee on Metropolitan Development on January 20, 1970.

Respectfully submitted,

THOMAS C. HASBROOK
Councilman

February 2, 1970

To the Honorable President and Members of the City-County
Council of Indianapolis and Marion County:

Gentlemen:

Transmitted herewith are 28 copies of City-County General Ordinance Nos. 33 through 43, 1970, rezoning ordinances certified by the Metropolitan Development Commission on January 21, 1970, and referred to the Committee on Metropolitan Development on January 29, 1970.

Respectfully submitted,

HAROLD J. EGENES
Councilman

February 2, 1970

To the Honorable President and Members of the City-County
Council of Indianapolis and Marion County:

Gentlemen:

Transmitted herewith are 28 copies of Special Ordinance Nos. 1 through 9, 1970, annexing certain contiguous territory to the Police Special Service District of Indianapolis and Marion County.

Respectfully submitted,

WILLIAM A. LEAK
Councilman

February 2, 1970

To the Honorable President and Members of the City-County
Council of Indianapolis and Marion County:

Gentlemen:

Transmitted herewith are 28 copies of City-County Special Resolution No. 4, 1970. A Resolution pledging the cooperation of the City

of Indianapolis with the U.S. Department of Housing & Urban Development in conducting Operation Breakthrough.

Respectfully submitted,

HAROLD J. EGENES
Councilman

February 2, 1970

To the Honorable President and Members of the City-County
Council of Indianapolis-Marion County:

Gentlemen:

Transmitted herewith are twenty-eight (28) copies of City-County Special Resolution No. 5, 1970, approving bond issue No. 1, 1970, of the Department of Parks and Recreation of the City of Indianapolis.

Respectfully submitted,

DONALD R. McPHERSON
Councilman

President Hasbrook introduced Mr. Harry K. Wick, the Council appointee to the Marion County Liquor Board, to the Council.

President Hasbrook introduced Mr. F. Keith Leach to the Council.

Mr. Brown moved, seconded by Mr. Leak, that Mr. Leach be appointed to the Metropolitan Development Commission.

Mr. Egenes moved, seconded by Mr. Gorham, that the nominations be closed, and the Clerk was instructed to cast an unanimous ballot for Mr. Leach.

Mr. Brown's motion passed by unanimous voice vote.

The Clerk administered the oath to Mr. Leach.

President Hasbrook called for the reading of Committee Reports by the Clerk.

COMMITTEE REPORTS

Indianapolis, Ind., February 2, 1970

To the President and Members of the City-County Council
of Indianapolis-Marion County, Indiana:

Gentlemen:

We, your Committee on Metropolitan Development to whom was referred General Ordinance Nos. 11-32, 1970,

. . . . 22 Rezoning Ordinances

beg leave to report that we have had said ordinances under consideration, and recommend that General Ordinance Nos. 12B, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 26, 27, 28, 29, 30, 31 and 32 be passed; that G.O. No. 12A be amended to read D-3, and passed, and that G.O. Nos. 11 and 25 be held for further study.

HAROLD J. EGENES, Chairman
DANIEL P. MORIARTY
WILLIAM K. BYRUM

Indianapolis, Ind., February 2, 1970

To the President and Members of the City-County Council
of Indianapolis-Marion County, Indiana:

Gentlemen:

We, your Committee on County & Townships to whom was referred Appropriation Ordinance No. 1, 1970,

. . . transferring \$133,498.00 from the County General Fund to certain funds of Marion County Government.

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

DWIGHT L. COTTINGHAM, Chairman

Indianapolis, Ind., February 2, 1970

To the President and Members of the City-County Council
of Indianapolis-Marion County, Indiana:

Gentlemen:

We, your Committee on County & Townships to whom was referred Appropriation Ordinance No. 2, 1970,

. . . Transferring \$34,600.00 from the balance of the Marion County Cumulative Bridge Fund to certain bridge projects.

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

DWIGHT L. COTTINGHAM, Chairman

President Hasbrook called for the Introduction of New Ordinances.

INTRODUCTION OF NEW ORDINANCES

CITY-COUNTY GENERAL ORDINANCE NOS. 4-10, 1970

Introduced by Councilman Byrum:

CITY-COUNTY GENERAL ORDINANCE NO. 4, 1970

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951,

as amended, and more particularly Title 4, Chapter 6, Section 4-602 thereof, ONE-WAY STREETS AND ALLEYS, providing penalties, and fixing a time when the same shall take effect.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Municipal Code of Indianapolis, 1951, Title 4, Chapter 6, Section 4-602 thereof, ONE-WAY STREETS AND ALLEYS, be, and the same is hereby, amended by the addition of the following:

Street	From	To	Direction of Travel
Pearl Street	Alabama Street	Delaware Street	East
Cleveland Street 1st alley south of	Michigan Street	Vermont Street	North
Michigan Street	East Street	New Jersey Street	East

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 1-601, of the Municipal Code of Indianapolis 1951, as amended.

Section 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

CITY-COUNTY GENERAL ORDINANCE NO. 5, 1970

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 8, Section 4-812 thereof PARKING PROHIBITED AT ALL TIMES, providing penalties, and fixing a time when the same shall take effect.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Municipal Code of Indianapolis 1951, Title 4, Chapter 8, Section 4-812 thereof, PARKING PROHIBITED AT ALL

TIMES, be, and the same is hereby, amended by the addition of the following:

Street	Side	From	To
Ohio Street	South	Pierson Street	Meridian Street

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 1-601, of the Municipal Code of Indianapolis 1951, as amended.

Section 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

CITY-COUNTY GENERAL ORDINANCE NO. 6, 1970

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 13, Section 4-1304 thereof, TRUCKS PROHIBITED FROM CERTAIN ROADS, providing penalties, and fixing a time when the same shall take effect.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Municipal Code of Indianapolis 1951, Title 4, Chapter 13, Section 4-1304 thereof, TRUCKS PROHIBITED FROM CERTAIN ROADS, be, and the same is hereby, amended by the addition of the following:

Street	From	To
Asbury Street	Minnesota Street	Lawton Avenue
Dawson Street	Minnesota Street	Lawton Avenue
Randolph Street	Minnesota Street	Lawton Avenue

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 1-601, of the Municipal Code of Indianapolis 1951, as amended.

Section 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

CITY-COUNTY GENERAL ORDINANCE NO. 7, 1970

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 7, Section 4-705 thereof, VEHICLES TO STOP AT STOP SIGNS OR YIELD SIGNS, and Chapter 7, Section 4-709, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS, providing penalties, and fixing a time when the same shall take effect.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Municipal Code of Indianapolis 1951, Title 4, Chapter 7, Section 4-705 thereof, VEHICLES TO STOP AT STOP SIGNS OR YIELD SIGNS, be, and the same is hereby amended as follows:

DELETE from Chapter 7, Section 705:

Kenmore Road "Yield for" Hampton Drive
 Kenmore Road "Yield for" E. 44th Street
 Kenmore Road "Yield for" Meadowlark Drive
 Sheridan Avenue "Yield for" Meadowlark Drive
 43rd Street "Yield for" Sheridan Avenue
 43rd Place "Yield for" Sheridan Avenue
 Sawyer Avenue "Yield for" Meadowlark Drive
 43rd Street "Yield for" Catherwood Avenue
 43rd Place "Yield for" Catherwood Avenue

and, Chapter 7, Section 4-709, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS, by the addition of the following:

PREFERENTIAL	STOP
Kenmore Road	Hampton Drive
Kenmore Road	44th Street
Meadowlark Drive	Kenmore Road
Meadowlark Drive	Sheridan Avenue
Sheridan Avenue	43rd Street
Sheridan Avenue	43rd Place
Meadowlark Drive	Sawyer Avenue
Catherwood Avenue	43rd Street
Catherwood Avenue	43rd Place

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 1-601, of the Municipal Code of Indianapolis 1951, as amended.

Section 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

CITY-COUNTY GENERAL ORDINANCE NO. 8, 1970

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 8, Section 4-812 thereof, NO PARKING ANYTIME, and Chapter 8, Section 4-825, PARKING LIMITED TO 1½ HOURS BETWEEN 9:00 A.M. and 6:00 P.M. EXCEPT SUNDAYS, providing penalties, and fixing a time when the same shall take effect.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Municipal Code of Indianapolis 1951, Title 4, Chapter 8, Section 4-812 thereof, NO PARKING ANYTIME, and Chapter 8, Section 4-825 thereof, PARKING LIMITED TO 1½ HOURS BETWEEN 9:00 A.M. and 6:00 P.M. EXCEPT SUNDAYS, be, and the same is hereby, amended as follows:

DELETE from Chapter 8, Section 812—NO PARKING ANYTIME

Street	Side	From	To
Brookside Ave.	Northwest	10th Street	Arsenal Avenue

ADD TO Chapter 8, Section 825, PARKING LIMITED TO 1½ HOURS BETWEEN 9:00 A.M. AND 6:00 P.M. EXCEPT SUNDAYS

Street	Side	From	To
Brookside Ave.	Northwest	10th Street	Newman Street

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 1-601, of the Municipal Code of Indianapolis 1951, as amended.

Section 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

CITY-COUNTY GENERAL ORDINANCE NO. 9, 1970

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 8, Section 4-812 thereof, PARKING PROHIBITED AT ALL TIMES, and Chapter 9, Section 4-902, thereof, TWO HOUR PARKING METER ZONES, providing penalties, and fixing a time when the same shall take effect.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Municipal Code of Indianapolis 1951, Title 4, Chapter 8, Section 4-812 thereof, PARKING PROHIBITED AT ALL TIMES, and Chapter 9, Section 4-902 thereof, TWO HOUR PARKING METER ZONES, be, and the same is hereby, amended as follows:

Add to Chapter 8, Section 4-812 PARKING PROHIBITED AT ALL TIMES:

Sreet	Sides	From	To
38th Street	Both	Kenwood	Monon R.R.

Delete from Chapter 9, Section 4-902—TWO HOUR PARKING METER ZONES:

Both sides of Thirty-eighth Street, between Broadway and Carrollton Avenue.

Both sides of Thirty-eighth Street, between Meridian Street, and Kenwood Avenue, except the portion thereof on the south side of Thirty-eighth Street from a point one hundred eighteen feet west of the west curb line of Illinois Street to a point one hundred and seventy-five feet west of said curb line.

Both sides of 38th Street, between College Avenue and the first alley west of College Avenue.

Both sides of Thirty-eighth Street, between Illinois Street and a point one hundred thirty-two feet west thereof.

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 1-601, of the Municipal Code of Indianapolis 1951, as amended.

Section 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

CITY COUNTY GENERAL ORDINANCE NO. 10, 1970

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 10, Section 4-1001 (6) thereof, PASSENGER AND MATERIAL LOADING ZONES—PERMITS, providing penalties, and fixing a time when the same shall take effect.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Municipal Code of Indianapolis 1951, Title 4, Chapter 10, Section 4-1001 (6) thereof, PASSENGER AND MATERIAL LOADING ZONES—PERMITS, be, and the same is hereby amended by the addition of the following:

No.	Feet	Location
83	52 ft.	Beginning at a point in the east curb line of Pennsylvania Street, 44 ft. north of the intersecting north curb line of Market Street, as presently established, and extending north a distance of 52 ft. For use and occupancy of La Rosa Building Corporation, 107 North Pennsylvania Street.
87	25 ft.	Beginning at a point in the south curb line of Georgia Street, 110 ft. west of the intersecting west curb line of Capitol Avenue, as presently established, and extending west a distance of 25 ft. For use and occupancy of Allison Coupon Co., 205 West Georgia Street.

- 89 24 ft. Beginning at a point in the south curb line of Georgia Street, 200 ft. west of the intersecting west curb line of Capitol Avenue, as presently established, and extending west a distance of 24 ft. For use and occupancy of Crescent Paper Company, 231 West Georgia Street.

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 1-601, of the Municipal Code of Indianapolis 1951, as amended.

Section 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

Which was read for the first time and referred to the Committee on Transportation.

CITY-COUNTY GENERAL ORDINANCE NOS. 11-32, 1970

Introduced by Councilman Hasbrook:

G.O. No. 11, 1970—

69-Z-219 Paul J. & Mary L. Kritsch, Harold & Sarah Miller & Paul Hollcraft, 6767 South East St. request rezoning of 42.65 acres, being in A-2 district, to D-6 II classification to provide for an apartment complex. Located between US No. 31 & Camden St., on the south side of Banta Road in Perry Township.

G.O. No. 12-A and G.O. No. 12-B—

69Z-237 James E. & Emma L. Todd by Jack B. Kammins, Attorney, 412 Union Federal Bldg. request rezoning of 39.37 acres, being in A-2 district, to D-3 & D-4 classification to provide minimum requirements for residential use by platting. Located on the north side of West 79th St., west side of Guion Road in Pike Township (4300 block of West 79th Street).

G.O. No. 13, 1970—

69-Z-279 Arthur & Victoria Gest, Tilman & Carolyn Thompson by William F. LeMond, Attorney, 412 Union Federal Bldg. request rezoning of 5.19 acres, being in D-3 district, to D-6 II classification to provide for apartments. Located on the east side of Wagner Lane, between Van Buren and Calhoun Streets in Indianapolis, Indiana (Center Township).

G.O. No. 14, 1970—

69-Z-280 Cleo Trotter by Jack B. Kammins, Attorney, 412 Union Federal Bldg. requests rezoning of 71 acres, being in D-4 district, to C-4 classification to provide for a regional shopping center. Located on the south side of State Road No. 67 (Kentucky Ave.) 1400' southwest of Camby Road in Decatur Township.

G.O. No. 15, 1970—

69-Z-281 Cleo Trotter by Jack B. Kammins, Attorney, 412 Union Federal Bldg. requests rezoning of 131 acres, being in a D-4 district, to D-7 classification to provide for apartments & townhouses. Located south State Road No. 67 (Kentucky Ave.) 800' west of Trotter Road in Decatur Township.

G.O. No. 16, 1970—

69-Z-282 Martha Rosebrock by Metropolitan School District of Perry Township by Richard C. Thomas, President, 1130 East Epler Ave. requests rezoning of 10 acres being in A-2 district, to C-S classification to provide for a school bus service garage and parking area. Located on the south side of Stop 8 Road (Edge-wood Ave.) east of Harding St. in Perry Township.

G.O. No. 17, 1970—

69-Z-287 J. W. & Lois M. McGuire, Marie G. Moore by Indiana Bell Telephone Co., Inc., by Bruce N. Cracraft, Attorney, 240 North Meridian St. request rezoning of 0.34 acre, being in D-3 district, to C-4 classification to provide off-street parking for adjoining telephone exchange. Located on the south side of Kessler Blvd. East Drive, 144' west of College Ave. in Indianapolis, Indiana (Washington Township) (625 & 631 Kessler Blvd. East Drive).

G.O. No. 18, 1970—

69-Z-293 James J. & Cora S. Curtis by Klein & Kuhn by Charles E. Wilson, Attorney, 1000 Fidelity Bldg. request rezoning of 7.50 acres, being in D-4 district, to D-6 II classification to provide for apartments. Located between East Raymond & Kelly Streets, 167' west of Oxford St. in Indianapolis, Indiana (Center Township) (2800 East Raymond Street)

G.O. No. 19, 1970—

69-Z-297 Homer W. & Irene R. Schroeder by Michael A. Cohen, Attorney, 1230 Circle Tower request rezoning of 3.93 acres, being in A-1 district to 1-2-U classification to provide for a warehouse & distribution facility for storage & service of vending machine equipment & supplies. Located between Penn. St. & Brill Road, 578' south of Southern Ave. in Indianapolis, Indiana (Center Township) (2640 Brill Road).

G.O. No. 20, 1970—

69-Z-299 Nyland Sheet Metal Co., Inc. by J. R. Nyland by All Metal Manufacturing Co., Inc. by George W. Hamilton c/o Kline-man, Rose & Wolf, 1122 Circle Tower request rezoning of 9.30 acres, being in A-2 district to I-4-S classification to provide for metal pipe fabrication. Located on the east side of Kitley Ave. south of the Penn-Central Railroad R-O-W in Warren Township (1100-1200 block of Kitley Avenue).

G.O. NO. 21, 1970—

69-Z-310 Louis & Mildred Annee, 3751 South Pennsylvania St. requests rezoning of 43.35 acres, being in SU district, to D-6 II classification to provide for the development of a multi-family residential community. Located between Hanna Avenue, Carson Avenue, Rural Street, I-65 and I-465 in Perry Township.

G.O. No. 22, 1970—

69-Z-312 Board of Commissioners of the County of Marion by Howard B. Bennett & William G. Schneider by The Marion County Association for Retarded Children, 1319 N. Penn. St. request rezoning of 40.30 acres, being in A-2 district, to SU-7 classification to

provide a facility for the care and treatment of the mentally retarded. Located on the west side of North Tibbs Ave., 1250' north of West 21st St. in Indianapolis, Indiana (Wayne Township).

G.O. NO. 23, 1970—

69-Z-313 Atlantic-Richfield Company by R. E. Leonard by John A. Grayson, Attorney, 10th floor, 111 Monument Circle request rezoning of 0.79 acre, being in SU-28 district, to C-5 classification to provide for the modernization of a gasoline service station. Located on the southeast corner of Shadeland Ave. & East 21st St. in Warren Township (2079 North Shadeland Avenue).

G.O. NO. 24, 1970—

69-Z-314 David O. & Elena M. Finchum by Mark W. Gray, Attorney, 11 North Penn. St. request rezoning of 0.34 acre, being in D-5 classification, to C-3 classification to provide for office & personal service shops. Located on the southeast corner of East Washington St. & Post Road in Warren Township (9001-9005 East Washington Street).

G.O. NO. 25, 1970—

69-Z-315 Marathon Oil Company, Russell R. & Helen M. Miller & Irvin Webb by Lester Irons, Attorney, 1313 Merchants Bank Bldg. requests rezoning of 1.09 acres, being in I-2-U district, to C-4 classification to provide for a gasoline service station. Located on the southeast corner of West 10th St. & Lynhurst Drive in the Town of Speedway, Indiana.

G.O. NO. 26, 1970—

69-Z-324 Eldon L. Alig, 810 Fletcher Trust Bldg. requests rezoning of 16.75 acres, being in A-2 district, to C-4 classification to provide for a department store. Located on the west side of US No. 31, south of Stop 11 Road in Perry Township (1100 block East Stop 11 Road).

G.O. NO. 27, 1970—

69-Z-326 Indiana National Bank, Trustee by W. B. French, Asst. Trust Officer by Hickory Knoll, Inc. by William D. Apple, Board

Chairman, 1106 Indiana Bldg. requests rezoning of 56.63 acres, being in A-2 district, to D-11 classification to provide for a mobile home park. Located on the south side of East Hanna Ave., west side of CCC & St. Louis Railroad R-O-W in Franklin Township (6500 block of East Hanna Avenue).

G.O. NO. 28, 1970—

69-Z-332 David A. & Betty Darbro, 7229 West 79th St., request rezoning of 2.00 acres, being in D-4 district, to C-1 classification to provide for offices. Located on the north side of East Hanna Ave. 100' east of Aurora St. in Indianapolis, Indiana (Perry Township) (2124-2128 East Hanna Avenue).

G.O. NO. 29, 1970—

69-Z-333 John H. Payne, 305 Hume Mansur Bldg. requests rezoning of 0.51 acre, being in D-3 district, to C-1 classification to provide for offices. Located on the west side of North Keystone Ave. 66' south of East 61st St. in Indianapolis, Indiana (Washington Township) (6048-6058 North Keystone Avenue).

G.O. NO. 30, 1970—

69-Z-334 William T. & Eva Elsey, Walter & Sarah Kuykendall, 7012 & 6935 Brookville Road requests rezoning of 18.90 acres, being in A-2 district, to I-1-S classification to provide for light industrial use. Located on the south side of Brookville Road, 300' east of Hunter Road in Warren Township (6800 block of Brookville Road).

G.O. 31, 1970—

69-Z-336 The Metropolitan Plan Commission, 2041 City-County Bldg. proposes rezoning 10.58 acres, being in A-2 district, to D-2 classification to provide for residential use. Located on the south side of East 96th St., 146' east of Allisonville Road in Lawrence Township (6000 block East 96th Street).

G.O. NO. 32, 1970—

69-Z-337 The Metropolitan Plan Commission, 2041 City-County Bldg. proposes rezoning 8.69 acres, being in A-2 district, to D-2

classification to provide for residential use. Located on the south side of East 91st Street, 1990' east of Allisonville Road in Lawrence Township (6000 block East 91st Street).

Which was read for the first time and referred to the Committee on Metropolitan Development.

CITY-COUNTY GENERAL ORDINANCE

NOS. 33-43, 1970

Introduced by Councilman Egenes:

G.O. NO. 33, 1970—

70-Z-2 Broad Ripple United Methodist Church by Ralph Vernon Earle, Jr., Chairman Board of Trustees, 6177 & 6195 Guilford Ave. requests rezoning of 1.05 acres, being in D-5 district, to SU-1 classification to provide for church expansion. Located on the southeast corner of East 62nd St. & Guilford Ave. in Indianapolis, Indiana (Washington Township) (6177 & 6195 Guilford Avenue).

G.O. No. 34, 1970—

70-Z-3 Western Hills Joint Venture & Gateway Corp. by William F. LeMond, Attorney, 412 Union Federal Bldg. requests rezoning of 4.96 acres, being in A-2 & D-7 districts, to C-3 classification to provide for a neighborhood center. Located north of West 34th St. west of High School Road in Indianapolis, Indiana (Wayne Township) (3450 North High School Road).

G.O. NO. 35, 1970—

70-Z-4 Western Hills Joint Venture & Gateway Corp. by William F. LeMond, Attorney, 412 Union Federal Bldg. requests rezoning of 3.65 acres, being in U-3 district, to C-2 classification to provide for extension of existing Ramada Inn Motel and general offices. Located south of West 38th St., west of High School Road in Indianapolis, Indiana (Wayne Township) (3702 North High School Road rear).

G.O. NO. 36, 1970—

70-Z-5 Western Hills Joint Venture & Gateway Corp. by William F. LeMond, Attorney, 412 Union Federal Bldg. requests rezoning of 28.52 acres, being in B-3 district, to C-S classification to provide for a distribution center. Located on the north side of West 38th St., west of High School Road in Indianapolis, Indiana (Pike Township) (4002 North High School Road rear)

G.O. 37, 1970—

70-Z-6 Western Hills Joint Venture & Gateway Corp. by William F. LeMond, Attorney, 412 Union Federal Bldg. requests rezoning of 23.30 acres, being in B-3 district, to C-3 classification to provide for retail sales, service and office facilities. Located on the west side of High School Road, approx. 1011' north of West 38th St. in Indianapolis, Indiana (Pike Township) (4002 North High School Road).

G.O. 38, 1970—

70-Z-7 Western Hills Joint Venture & Gateway Corp. by William F. LeMond, Attorney, 412 Union Federal Bldg., requests rezoning of 1.36 acres, being in A-2 & D-7 districts to D-7 classification to provide for apartments. Located west of High School Road, approx. 1100' south of West 46th St. in Indianapolis, Indiana (Pike Township) (4102 North High School Road rear).

G.O. NO. 39, 1970—

70-Z-8 V. Arthur & Eileen J. May, 4402 Dickson Road request rezoning of 2.39 acres, being in A-2, B-2, B-4 and B-6 districts to C-3 classification to provide for retail stores and professional offices. Located on the north side of East 21st St., west side of Ritter Ave. in Indianapolis, Indiana (Warren Township) (5510 East 21st Street).

G.O. NO. 40, 1970—

70-Z-9 Virgil C. & Mary E. Weddle, R.R. No. 2, Box 448, Indianapolis, Indiana request rezoning of 2.48 acres, being in A-2 district, to D-8 classification to provide for apartments. Located east of Lynhurst Dr. south of I-70 in Wayne Township.

G.O. NO. 41, 1970—

70-Z-10 Lessie Wheeler, 2803 East Stop 11 Road requests rezoning of 17.0 acres, being in A-2 district, to D-6 II classification to provide for apartments and/or condominium homes or townhouses. Located on the south side of East Stop 11 Road, east side of the Pennsylvania Railroad R-O-W in Perry Township (2803 E. Stop 11 Road).

G.O. NO. 42, 1970—

70-Z-11 George Realty Company, Inc., 1925 South Delaware Street by George C. May, President, requests rezoning of 0.15 acre, being in D-5 district, to I-3-U classification to provide for expansion of bedding manufacturer. Located on the west side of Charles Street approx. 180' south of Adler Street in Indianapolis, Indiana (Center Township) (1924-26-28 Charles Street).

G.O. NO. 43, 1970—

70-Z-12 F. D. Amelia Windhorst, Earl V. & Bernice C. Horton, et al by ALLS, a general partnership, by Ray B. Smith, 710 Guaranty Building, request rezoning of 18.00 acres, being in B-2, D-2 & RT-1 districts, to C-4 classification to provide for motel, restaurant, retail shopping & service establishments, professional & business offices. Located on the south side of East Washington Street, west side of Huber Street in Warren Township (7500 East Washington Street).

Which was read for the first time and referred to the Committee on Metropolitan Development.

CITY-COUNTY SPECIAL ORDINANCES

CITY-COUNTY SPECIAL ORDINANCE NOS. 1-9, 1970

Introduced by Councilman Leak:

CITY-COUNTY SPECIAL ORDINANCE NO. 1, 1970

AN ORDINANCE annexing certain contiguous territory to the Police

Special Service District declared and defined by the Code of Indianapolis and Marion County, 1970, Title I, Chapter 3.

WHEREAS, the Acts of 1969, chap. 173, sec. 1208, provides authority for the City-County Council to extend by ordinance the boundaries of the Police Special Service District, after public hearing and determination that reasonable and adequate police protection can be provided by the City Police Force; and

WHEREAS, such reasonable and adequate police protection can be provided by the City Police Force within a particular extended area hereinafter described

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Code of Indianapolis and Marion County, 1970, being City-County General Ordinance No. 1, 1970, Title 1, Chapter 3, be amended by adding a new and additional section to be numbered 1-3220, to read as follows:

"1-3220. Extension of Police Special Service District. That the Police Special Service District of the City of Indianapolis, Indiana, be, and the same is hereby extended so as to include the following described territory which is hereby annexed to and made a part of the territory constituting the Police Special Service District of Indianapolis, Indiana, said territory being a part of Sections 26 and 25 of Township 16 North, Range 4 East, more particularly described as follows:

Beginning at the intersection of the Penn Central railroad right of way with Kitley Avenue, thence South East along the said railroad right of way and present corporation line to the East right of way line of Arlington Avenue, thence North on and along the said East right of way of Arlington Avenue to its intersection with the North right of way line of 30th Street, thence East on and along said North right of way at 30th Street to the present corporation line being the East right of way line of Richardt extended across its intersection with 30th Street, thence East along the South right of way line of 30th Street, being the present corporation line of the City of Indianapolis to the West right of way line of Franklin Road and the present corporation line, thence South along the West right of way line of Franklin Road and the present corporation line, following

said corporation line West from Franklin Road to the West right of way line of I-465 as now located, thence Southwesterly along the Northerly right of way line of the interchange of the said I-465 and I-70, thence West along the North right of way line of I-70 to its intersection with the West right of way line of Shadeland Avenue, thence North along the said West right of way line of Shadeland Avenue to the North boundary of the interchange between Shadeland Avenue and I-70, thence West along said North boundary line of said interchange, continuing Northwesterly along the northernmost right of way line of I-70 to the South right of way line of the Penn Central railroad, thence West along said right of way to the point of beginning.

Section 2. That this Ordinance shall be in full force and effect from and after its passage following public hearing and approval by the Mayor (or passage over the Mayor's veto). Publication shall be as required by law.

CITY-COUNTY SPECIAL ORDINANCE NO. 2, 1970

AN ORDINANCE annexing certain contiguous territory to the Police Special Service District declared and defined by the Code of Indianapolis and Marion County, 1970, Title 1, Chapter 3.

WHEREAS, the Acts of 1969, chap. 173, sec. 1208, provides authority for the City-County Council to extend by ordinance the boundaries of the Police Special Service District, after public hearing and determination that reasonable and adequate police protection can be provided by the City Police Force; and

WHEREAS, such reasonable and adequate police protection can be provided by the City Police Force within a particular extended area hereinafter described

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Code of Indianapolis and Marion County, 1970, being City-County General Ordinance No. 1, 1970, Title 1, Chapter 3, be amended by adding a new and additional section to be numbered 1-3221, to read as follows:

"1-3221. Extension of Police Special Service District. That the Police Special Service District of the City of Indianapolis, Indiana, be, and the same is hereby extended so as to include the following described territory which is hereby annexed to and made a part of the territory constituting the Police Special Service District of Indianapolis, Indiana, said territory being a part of Sections 1 and 2, Township 15 North, Range 4 East, more particularly described as follows:

Beginning at the intersection of the West right of way line of Shortridge Road and the North right of way line of Washington Street, thence West along said North right of way line of Washington Street and the present corporation limits of the City of Indianapolis to the West right of way line of Edmondson, thence North along the West right of way line of Edmondson and the following the present corporation line East from Edmondson, thence North parallel to Edmondson and West back to the West right of way line of Edmondson thence along the present corporation line of Warren Park North, East, North, and West along the South right of way line of 10th Street to the West right of way line of Edmondson, thence North with said right of way line of Edmondson to the North right of way line of 10th Street, thence East along the North right of way line of 10th Street to its intersection with the West right of way line of Shortridge Road, thence south along the West right of way line of Shortridge Road to the place of beginning.

Section 2. That this Ordinance shall be in full force and effect from and after its passage following public hearing, and approval by the Mayor (or passage over the Mayor's veto). Publication shall be as required by law for city annexations.

CITY-COUNTY SPECIAL ORDINANCE NO. 3, 1970

AN ORDINANCE annexing certain contiguous territory to the Police Special Service District declared and defined by the Code of Indianapolis and Marion County, 1970, Title 1, Chapter 3.

WHEREAS, the Acts of 1969, chap. 173, sec. 1208, provides authority for the City-County Council to extend by ordinance the boundaries of the Police Special Service District, after public hearing and determination that reasonable and adequate police protection can be provided by the City Police Force; and

WHEREAS, such reasonable and adequate police protection can be provided by the City Police Force within a particular extended area hereinafter described

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Code of Indianapolis and Marion County, 1970, being City-County General Ordinance No. 1, 1970, Title 1, Chapter 3, be amended by adding a new and additional section to be numbered 1-3222, to read as follows:

"1-3222. Extension of Police Special Service District. That the Police Special Service District of the City of Indianapolis, Indiana, be, and the same is hereby extended so as to include the following described territory which is hereby annexed to and made a part of the territory constituting the Police Special Service District of Indianapolis, Indiana, said territory being a part of Sections 1, 2, 11 and 12 of Township 15 North, Range 4 East, more particularly described as follows:

Beginning at the intersection of the East line of Shortridge Road and the South line of Washington Street, thence south on and along the East right of way line of Shortridge Road to its intersection with the South right of way line of the Baltimore and Ohio Railroad, thence Northwesterly along the said railroad right of way line to the East right of way line of Webster Avenue South of the railroad, thence North along a line extended from the said East right of way line of the said Webster Avenue South of the railroad and the present corporation line of the City of Indianapolis to the South right of way of English Avenue, thence East along said South right of way line of English Avenue, and the present corporation line to the West right of way line of Kitley Avenue, thence North along the said West right of way line of Kitley Avenue and the present corporation line to the North line of the Pennsylvania Railroad right of way and present corporation line, thence East along the present corporation line to the West right of way line of Edmondson Avenue, thence North along the West right of way line of Edmondson Avenue and the present corporation line to the South right of way line of Washington Street, thence East along said South right of way line of Washington Street and the present corporation line to the point of beginning.

Section 2. That this Ordinance shall be in full force and effect

from and after its passage following public hearing, and approval by the Mayor (or passage over the Mayor's veto). Publication shall be as required by law for city annexations.

CITY-COUNTY SPECIAL ORDINANCE NO. 4, 1970

AN ORDINANCE annexing certain contiguous territory to the Police Special Service District declared and defined by the Code of Indianapolis and Marion County, 1970, Title 1, Chapter 3.

WHEREAS, the Acts of 1969, chap. 173, sec. 1208, provides authority for the City-County Council to extend by ordinance the boundaries of the Police Special Service District, after public hearing and determination that reasonable and adequate police protection can be provided by the City Police Force; and

WHEREAS, such reasonable and adequate police protection can be provided by the City Police Force within a particular extended area hereinafter described

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Code of Indianapolis and Marion County, 1970, being City-County General Ordinance No. 1, 1970, Title 1, Chapter 3, be amended by adding a new and additional section to be numbered 1-3223, to read as follows:

"1-3223. Extension of Police Special Service District. That the Police Special Service District of the City of Indianapolis, Indiana, be, and the same is hereby extended so as to include the following described territory which is hereby annexed to and made a part of the territory constituting the Police Special Service District of Indianapolis, Indiana, said territory being a part of Sections 27 and 28, Township 15 North, Range 3 East, more particularly described as follows:

Beginning at the intersection of the East right of way line of Harding with the South right of way line of Troy, thence South along said East right of way line of Harding to the South line of said Section 27, thence West along said South line to the Southwest corner of said Section 27; thence North 164 degrees 15' West a dis-

tance of seventeen hundred feet (1700') more or less to the South abutment of Lick Creek and the South bank of White River, in Section 28, thence Northerly on and along the Southernmost bank of White River at its low water mark to the North line of said Section 27; thence East on and along said section line to the point of beginning.

Section 2. That this Ordinance shall be in full force and effect from and after its passage following public hearing, and approval by the Mayor (or passage over the Mayor's veto). Publication shall be as required by law for city annexations.

CITY-COUNTY SPECIAL ORDINANCE NO. 5, 1970

AN ORDINANCE annexing certain contiguous territory to the Police Special Service District declared and defined by the Code of Indianapolis and Marion County, 1970, Title 1, Chapter 3.

WHEREAS, the Acts of 1969, chap. 173, sec. 1208, provides authority for the City-County Council to extend by ordinance the boundaries of the Police Special Service District, after public hearing and determination that reasonable and adequate police protection can be provided by the City Police Force; and

WHEREAS, such reasonable and adequate police protection can be provided by the City Police Force within a particular extended area hereinafter described

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Code of Indianapolis and Marion County, 1970, being City-County General Ordinance No. 1, 1970, Title 1, Chapter 3, be amended by adding a new and additional section to be numbered 1-3224, to read as follows:

"1-3224. Extension of Police Special Service District. That the Police Special Service District of the City of Indianapolis, Indiana, be, and the same is hereby extended so as to include the following described territory which is hereby annexed to and made a part of the territory constituting the Police Special Service District of Indianapolis, Indiana, said territory being a part of Sections 16, 17, 20, and 21, Township 15 North, Range 3 East, more particularly described as follows:

Beginning at the intersection of the South line of Raymond with the Northwest right of way line of Kentucky Avenue, thence South on and along said Kentucky Avenue right of way line to its intersection with the West right of way line of Holt Road, thence North along the said West right of way line of Holt Road to its intersection with the North right of way line of Minnesota, thence East along the said North right of way line of Minnesota to the present corporation line of the City of Indianapolis, thence southeasterly along the said present corporation line to the South right of way line of Raymond Street, thence East along said South right of way line of Raymond Street to the place of beginning.

Section 2. That this Ordinance shall be in full force and effect from and after its passage following public hearing, and approval by the Mayor (or passage over the Mayor's veto). Publication shall be as required by law for city annexations.

CITY-COUNTY SPECIAL ORDINANCE NO. 6, 1970

AN ORDINANCE annexing certain contiguous territory to the Police Special Service District declared and defined by the Code of Indianapolis and Marion County, 1970, Title I, Chapter 3.

WHEREAS, the Acts of 1969, chap. 173, sec. 1208, provides authority for the City-County Council to extend by ordinance the boundaries of the Police Special Service District, after public hearing and determination that reasonable and adequate police protection can be provided by the City Police Force; and

WHEREAS, such reasonable and adequate police protection can be provided by the City Police Force within a particular extended area hereinafter described

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Code of Indianapolis and Marion County, 1970, being City-County General Ordinance No. 1, 1970, Title 1, Chapter 3, be amended by adding a new and additional section to be numbered 1-3225, to read as follows:

"1-3225. Extension of Police Special Service District. That the

Police Special Service District of the City of Indianapolis, Indiana, be, and the same is hereby extended so as to include the following described territory which is hereby annexed to and made a part of the territory constituting the Police Special Service District of Indianapolis, Indiana, said territory being a part of Sections 20 and 21, Township 15 North, Range 3 East, Marion County, Indiana, being more particularly described as follows:

Beginning at a point in the East line of the said Section 21, said point being three hundred seventy-eight and eighty-three one hundredths (378.83) feet South of the Northeast corner of said Section 21; thence on a line bearing North seventy degrees, forty-one minutes West (70° 41' W) to the Southeasterly right of way line of Kentucky Avenue (State Road 67) thence Southwesterly on and along the said right of way line to its intersection with the South line of the said Section 20, thence East on and along said South line of the said Section 20 and on and along the South line of the said Section 21 to the East line of the said Section 21, thence North on and along said East section line to the place of beginning.

Section 2. That this Ordinance shall be in full force and effect from and after its passage following public hearing, and approval by the Mayor (or passage over the Mayor's veto). Publication shall be as required by law for city annexations.

CITY-COUNTY SPECIAL ORDINANCE NO. 7, 1970

AN ORDINANCE annexing certain contiguous territory to the Police Special Service District declared and defined by the Code of Indianapolis and Marion County, 1970, Title 1, Chapter 3.

WHEREAS, the Acts of 1969, chap. 173, sec. 1208, provides authority for the City-County Council to extend by ordinance the boundaries of the Police Special Service District, after public hearing and determination that reasonable and adequate police protection can be provided by the City Police Force; and

WHEREAS, such reasonable and adequate police protection can be provided by the City Police Force within a particular extended area hereinafter described

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Code of Indianapolis and Marion County, 1970, being City-County General Ordinance No. 1, 1970, Title 1, Chapter 3, be amended by adding a new and additional section to be numbered 1-3226, to read as follows:

"1-3226. Extension of Police Special Service District. That the Police Special Service District of the City of Indianapolis, Indiana, be, and the same is hereby extended so as to include the following described territory which is hereby annexed to and made a part of the territory constituting the Police Special Service District of Indianapolis, Indiana, said territory being a part of Sections 8 and 9 of Township 15 North, Range 3 East, Marion County, Indiana, more particularly described as follows:

Beginning at the point of intersection of the South right of way line of the Pittsburgh, Cincinnati, Chicago and St. Louis Railroad (Pennsylvania Railroad), and the West property line of Tibbs Avenue; thence Southwesterly with the South right of way line of said railroad to its intersection with a line extended North from the West right of way line of Berwick Avenue; thence East on a line parallel with the South line of the said Section 8 to a point on the West right of way line of Tibbs Avenue; thence South along said right of way line to its intersection with the South right of way line of Morris Street; thence East along said right of way line to the West bank of Big Eagle Creek; thence North to the center line of Morris Street; thence East along said center line of Morris Street to the center line of Big Eagle Creek; thence along the Northerly meandering of the center line of Big Eagle Creek to the South right of way line of the Pittsburgh, Cincinnati, Chicago and St. Louis Railroad (Pennsylvania Railroad); thence in a Southwesterly direction along the afore-described South right of way line to the place of beginning.

Section 2. That this Ordinance shall be in full force and effect from and after its passage following public hearing, and approval by the Mayor (or passage over the Mayor's veto). Publication shall be as required by law for city annexations.

CITY-COUNTY SPECIAL ORDINANCE NO. 8, 1970

AN ORDINANCE annexing certain contiguous territory to the Police Special Service District declared and defined by the Code of Indianapolis and Marion County, 1970, Title I, Chapter 3.

WHEREAS, the Acts of 1969, chap. 173, sec. 1208, provides authority for the City-County Council to extend by ordinance the boundaries of the Police Special Service District, after public hearing and determination that reasonable and adequate police protection can be provided by the City Police Force; and

WHEREAS, such reasonable and adequate police protection can be provided by the City Police Force within a particular extended area hereinafter described

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Code of Indianapolis and Marion County, 1970, being City-County General Ordinance No. 1, 1970, Title 1, Chapter 3, be amended by adding a new and additional section to be numbered 1-3227, to read as follows:

"1-3227. Extension of Police Special Service District. That the Police Special Service District of the City of Indianapolis, Indiana, be, and the same is hereby extended so as to include the following described territory which is hereby annexed to and made a part of the territory constituting the Police Special Service District of Indianapolis, Indiana, said territory being a part of Section 25, Township 15 North, Range 3 East in Marion County, Indiana, more particularly described as follows:

Commencing at a point where the East right of way line of South East Street (U.S. 31 South) intersects with the West right of way line of Madison Avenue (State Road No. 31) as extended, thence Southeasterly upon and along the West right of way line of Madison Avenue to a point in the center line of Hannah Avenue as said center line existed on and prior to January 1, 1965; thence West upon and along the center line of Hannah Avenue as it existed on and prior to January 1, 1965, to the point where said center line intersects the East right of way line of South East Street (U.S. 31 South); thence North, upon and along the East right of way line of South East Street (U.S. 31 South), as extended to the point of beginning; excepting, however, the following portion of the above described real estate heretofore annexed to the City of Indianapolis, to-wit: Lots 1 and 2 in Madison Avenue Garden Home Addition to the City of Indianapolis, as per plat thereof, recorded in Plat Book 14, page 785,

in the office of the Recorder of Marion County, Indiana, containing in said excepted portion, one acre, more or less.

Section 2. That this Ordinance shall be in full force and effect from and after its passage following public hearing, and approval by the Mayor (or passage over the Mayor's veto). Publication shall be as required by law for city annexations.

CITY-COUNTY SPECIAL ORDINANCE NO. 9, 1970

AN ORDINANCE annexing certain contiguous territory to the Police Special Service District declared and defined by the Code of Indianapolis and Marion County, 1970, Title I, Chapter 3.

WHEREAS, the Acts of 1969, chap. 173, sec. 1208, provides authority for the City-County Council to extend by ordinance the boundaries of the Police Special Service District, after public hearing and determination that reasonable and adequate police protection can be provided by the City Police Force; and

WHEREAS, such reasonable and adequate police protection can be provided by the City Police Force within a particular extended area hereinafter described

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the Code of Indianapolis and Marion County, 1970, being City-County General Ordinance No. 1, 1970, Title 1, Chapter 3, be amended by adding a new and additional section to be numbered 1-3228, to read as follows:

"1-3228. Extension of Police Special Service District. That the Police Special Service District of the City of Indianapolis, Indiana, be, and the same is hereby extended so as to include the following described territory which is hereby annexed to and made a part of the territory constituting the Police Special Service District of Indianapolis, Indiana, said territory being parts of Sections 25 and 36, in Township 15 North, Range 3 East, in Marion County, Indiana, more particularly described as follows:

Commencing at the point where the East right of way line of

South Meridian Street (State Road 135) intersects with the center line of Troy Avenue as now established, thence East upon and along the center line of Troy Avenue to the point where it intersects with the West right of way line of Madison Avenue (which at such point is U.S. 31 South); thence Southeasterly and Southerly upon and along the West right of way line of Madison Avenue and South East Street, with which it converges, being U.S. 31 South, to the point at which such West right of way line intersects the Northerly right of way line of the exit for the West bound traffic into Interstate 465; thence Southwesterly and Westerly upon and along the Northerly right of way line of said Westbound Exit for Interstate 465 and, after it converges with the Northerly right of way line of Interstate 465, continuing upon and along such Northerly right of way line of Interstate 465 to the point at which such right of way line intersects with the East right of way line of South Meridian Street (State Road 135); thence North upon and along the East right of way line of South Meridian Street (State Road 135) to the point of beginning.

Section 2. That this Ordinance shall be in full force and effect from and after its passage following public hearing, and approval by the Mayor (or passage over the Mayor's veto). Publication shall be as required by law for city annexations.

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

CITY-COUNTY SPECIAL RESOLUTIONS

CITY-COUNTY SPECIAL RESOLUTION NO. 4, 1970

Introduced by Councilman Egenes.

A RESOLUTION PLEDGING THE COOPERATION OF THE CITY OF INDIANAPOLIS WITH THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT IN CONDUCTING OPERATION BREAKTHROUGH

WHEREAS, the United States Department of Housing and Urban Development (hereinafter called HUD) is conducting BREAKTHROUGH to utilize modern techniques of production, marketing

and management in order to provide quality homes, in volume, for all income levels through cooperative efforts by private enterprise, labor and consumers, and by local, State and Federal governments, and

WHEREAS, in conducting BREAKTHROUGH, HUD will evaluate and approve proposals submitted by private industry for housing systems and construction concepts involving the application of new technology, financing methods, and management techniques, designed to supply aggregated markets with quality housing produced in volume and with economies achieved through larger scale production, more efficient management and improvement in systems of production, construction, land use, and financing, and

WHEREAS, a further essential phase of BREAKTHROUGH, consists of HUD selecting certain regional prototype sites throughout the country on which HUD-approved housing systems will be constructed for the purpose of testing, evaluating and demonstrating all aspects, including site layouts and development, costs, financing method, and market acceptability, as well as the physical quality of the housing and the construction process.

WHEREAS, HUD is expressly authorized by law to undertake housing research and studies cooperatively with industry and labor and public and private organizations, including the development and demonstration of the construction and operation of such housing and the promotion of acceptance of new and improved techniques. In connection with such undertakings and all HUD functions HUD is also expressly authorized by law, with the consent of the agency concerned, to utilize, contract with and act through any Federal, State or local public agency or instrumentality, educational institution or nonprofit agency or organization and is authorized to accept and utilize equipment, facilities or services of the employees of such agencies, instrumentalities or organizations.

WHEREAS, it is anticipated that some of the occupants of BREAKTHROUGH will be families or persons who cannot afford to live in decent, safe and sanitary housing without financial assistance, and the City of Indianapolis is expressly authorized by The Acts of 1969, Chapter 173, "An Act concerning reorganization and government in counties containing a city of the first class," to cooperate in connection with housing for such persons and families, including

cooperation by way of planning and replanning, zoning and rezoning, and making of exceptions from building regulations and ordinances and also has general authority to make exceptions from local requirements relating to land use and construction and occupancy of buildings and general authority to enter into agreements with the Federal Government.

WHEREAS, the City of Indianapolis desires to be selected by HUD as the location for one of the regional prototype sites, because participation in BREAKTHROUGH will provide it with assistance in solving its problems by affording opportunities to increase the supply of housing for all of its people, including low and moderate income families, to relieve urban congestion and resulting urban tensions, to increase its housing inventory subject to property taxes, to attract new industry and supporting businesses to provide new employment opportunities, to use and implement the results of metropolitan planning programs, and to share in a working partnership with the Federal and State governments and the private sector.

WHEREAS, the City of Indianapolis will further benefit from its participation in BREAKTHROUGH in that HUD will, if requested, provide FHA and public housing financing for BREAKTHROUGH units and provide other appropriate assistance under other HUD programs. It is anticipated that the prototype housing to be constructed will involve some variances from local requirements relating to land use, and construction and occupancy of buildings; that HUD will arrange with nationally recognized and professionally acceptable scientific and engineering organizations for an examination and validation of test results and test procedures before or after construction; and that HUD will certify as to the acceptability of the housing for occupancy and permanent use on the basis of sound performance standards.

WHEREAS, the City of Indianapolis desires that prototype housing in the BREAKTHROUGH program be constructed on the prototype site described as follows and recognizes that such construction cannot take place without variances from such local requirements:

DESCRIPTION OF SITE: The State Farm Site located north of 21st Street and west of Tibbs Avenue in the City of Indianapolis, Indiana.

NOW THEREFORE, BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS:

Section 1. That for the purpose of enabling and inducing HUD, private and public organizations, manufacturers, builders, investors, and others who may be involved, to make commitments and expenditures of funds and property in connection with said BREAKTHROUGH housing on a BREAKTHROUGH prototype site, described above, the City of Indianapolis hereby states its intent to:

- (1) Furnish or cause to be furnished to BREAKTHROUGH and its occupants public services and facilities of the same character and to the same extent as are furnished from time to time, without cost or charge to other dwellings and inhabitants in the City.
- (2) Grant such variances from the building, housing and other codes and regulations and make such changes in zoning of the site and surrounding area as may be necessary to permit construction, alteration, occupancy, and disposal for intended use, of BREAKTHROUGH or any part thereof all in accordance with the plans, purposes, and objectives as prescribed or approved by HUD, and in accordance with standards adopted by HUD.
- (3) Assist and cooperate in the planning, undertaking, construction, operation, and disposal of BREAKTHROUGH by taking all other actions and providing all other services and facilities authorized by the Acts of 1969, Chapter 173 "An Act concerning reorganization and government in counties containing a city of the first class" and other applicable laws, as determined by HUD to be necessary.
- (4) Enter into appropriate agreements with HUD and others engaged in any phase of BREAKTHROUGH (and, to the extent it may lawfully do so, cause or assist others to enter into such agreements) to assist and cooperate as set forth in "(1)" through "(3)" above, which agreements shall contain, among others, provisions to the following effect:
 - (a) That in the event HUD should declare any of the parties in-

volved in BREAKTHROUGH to be in default, HUD shall have the right (i) to succeed to the benefits agreed to be provided under the agreement, (ii) to utilize the equipment, facilities, and services of employees of the City of Indianapolis, or the other party to such agreement, as the case may be, to carry out the obligations thereunder, and (iii) to incur such costs and expenses as may be necessary to secure such benefits under the agreement and deduct the amount thereof from any amounts otherwise payable by the Federal Government to the City of Indianapolis, or the other party to such agreement, as the case may be.

- (b) That in the event HUD finds it necessary to take possession or title to BREAKTHROUGH or any part thereof, the City of Indianapolis will give full recognition to any transfer of possession or title and will cooperate thereafter with HUD in the execution, operation, and disposal of BREAKTHROUGH.
- (c) That the agreement shall not be abrogated or modified without the consent of the Federal Government or its successors in interest so long as any contract for loans, mortgage insurance, or other financial assistance, or any property interest by the Federal Government, with respect to BREAKTHROUGH or any part thereof, remains in force and effect.

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

Which was read for the first time and referred to the Committee on Metropolitan Development.

CITY-COUNTY SPECIAL RESOLUTION NO. 5, 1970

Introduced by Councilman McPherson:

SPECIAL RESOLUTION NO. 5, 1970

RESOLUTION OF CITY-COUNTY COUNCIL APPROVING BOND

ISSUE NO. 1, 1970, OF THE DEPARTMENT OF PARKS AND RECREATION OF THE CITY OF INDIANAPOLIS.

WHEREAS, the Department of Parks and Recreation of the City of Indianapolis is subject to the provisions of Section 503 of Chapter 173 of the 1969 Acts of the General Assembly of the State of Indiana and particularly that provision thereof which prohibits said department from issuing any special taxing district bonds without the prior approval by Resolution of the City-County Council; and

WHEREAS, prior to the effective date of said Section of said 1969 Acts, the predecessor in interest to the Department of Parks and Recreation had commenced the processing of a bond issue designated as Bond Issue No. 1, 1970, in an amount not exceeding Four Million Seven Hundred Fifteen Thousand Dollars (\$4,715,000.00); and

WHEREAS, said department now wishes to continue with all steps necessary to the approval and sale of said bond issue and as a part thereof seeks the approval by Resolution of the City-County Council; and

WHEREAS, the City-County Council has been informed of the uses and purposes to which the proceeds from such bond issue will be applied; and

WHEREAS, said City-County Council is satisfied that the issuance of said bonds is in the public interest and ought to be approved.

NOW, THEREFORE, BE IT RESOLVED by the City-County Council that the proposed bond issue of the Department of Parks and Recreation in an amount not to exceed Four Million Seven Hundred Fifteen Thousand Dollars (\$4,715,000.00) and designated Bond Issue No. 1, 1970, be, and it is hereby APPROVED.

Which was read for the first time and referred to the Committee on Public Parks & Recreation.

ORDINANCES ON SECOND READING

Mr. Cottingham called for a second reading of Appropriation Ordinance No. 1, 1970.

The Clerk read the Ordinance for the second time.

Mr. Cottingham moved, seconded by Mr. Egenes, to amend Appropriation Ordinance No. 1, 1970, as follows:

Indianapolis, Ind., February 2, 1970

Mr. President:

I move that City-County Appropriation Ordinance No. 1, 1970, be amended by striking out in line 2, the words "thirty-three" and "four"; the figures in line 3, "\$133,498.00" of the title; the words in line 4 of Section 1, "thirty-three" and "four"; the figures in line 2 of Section 1, "\$133,498.00"; the figures on Page 2, line 12, "\$44,180.00"; the figures on Page 2, line 13, "\$133,498.00"; the figures on Page 3, line 9, "\$9,000.00"; the figures on Page 3, line 14, "\$7,528.00"; the words and figures on Page 3, lines 15, 16, and 17, "County Board of Review," "100 Services Personal \$20,000.00" and "200 All Other Operating Expenses, \$2,500.00"; the figures on Page 3, line 20, "\$133,498.00."

and inserting in lieu thereof the following: on Page 1, line 2, after the word "thousand" insert the word "one"; on Page 1, line 3, after the word "dollars," insert the figures "\$100,198.00"; on Page 1, line 1 of Section 1, after the word "thousand" insert the word "one"; on Page 1, line 2 of Section 1, after the word "dollars," insert the figures "\$100,198.00"; on Page 2, line 12, insert the figures "\$10,880.00"; on Page 2, line 13, insert the figures "\$100,198.00"; on Page 3, line 9, insert the figures "\$3,000.00"; on Page 3, line 14, insert the figures "\$2,728.00"; on Page 3, line 20,, the figures "\$100,198.00."

DWIGHT COTTINGHAM, Councilman

The motion to amend passed by unanimous voice vote.

On motion of Mr. Cottingham, seconded by Mr. Egenes, Appropriation Ordinance No. 1, 1970, as amended, passed on the following roll call vote:

Ayes 14, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, Rev. Williams, and President Hasbrook.

After the roll call vote, Mr. Broderick asked to reconsider his vote on Appropriation Ordinance No. 1, 1970, as amended.

The Corporation Counsel stated that a vote could not be reconsidered after the result of the vote had been announced.

President Hasbrook transferred Appropriation Ordinance No. 2, 1970 from the Committee on County & Townships to the Committee on Transportation.

Mr. Egenes called for a second reading of General Ordinance Nos. 12A, 12B, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 26, 27, 28, 29, 30, 31, and 32, 1970.

The Clerk read the ordinances for the second time.

Mr. Egenes, moved, seconded by Mr. Gorham, to amend General Ordinance No. 12A, as follows:

Indianapolis, Ind., February 2, 1970

Mr. President:

I move that City-County General Ordinance No. 12-A, 1970, be amended by striking out in line 8 the letter and number "D-4" and inserting in lieu thereof the following in line 8 the letter and number "D-3."

HAROLD J. EGENES, Councilman

The motion to amend General Ordinance No. 12A, 1970, passed by unanimous voice vote.

On motion of Mr. Egenes, seconded by Mr. Byrum, General Ordinance No. 12A, as amended, 12B, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 26, 27, 28, 29, 30, 31, and 32, 1970 passed on the following roll call vote:

Ayes 14, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, Rev. Williams, and President Hasbrook.

President Hasbrook announced that there would be a Special Meeting of the Council on February 16, 1970, at 5:30 P.M., in the Council Chambers.

On motion of Rev. Williams, seconded by Mr. Gorham, the Council adjourned at 7:50 P.M.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the

City-County Council of Indianapolis-Marion County held
on the 2nd day of February, 1970.

In Witness Whereof, we have hereunto subscribed our
signatures and caused the Seal of the City of Indianapolis
to be affixed.

Thomas C. Hasbun

ATTEST:

President

Margaret H. O'Laughlin

(SEAL)

City Clerk