

REGULAR MEETING

Monday, January, 19, 1931, 7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at City Hall, Monday, January 19, 1931, at 7:30 p. m., in regular session. President Ernest C. Ropkey took the chair.

The Clerk called the roll.

Present: Ernest C. Ropkey, President, and eight members, viz: Fred C. Gardner, George A. Henry, C. A. Hildebrand, James A. Houck, Charles C. Morgan, Maurice E. Tennant, Leo F. Welch, Clarence I. Wheatley.

On motion of Mr. Welch, seconded by Mr. Gardner, the reading of the Journals for the previous meetings was dispensed with.

COMMUNICATIONS FROM THE MAYOR

January 8, 1931.

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

Gentlemen:

I have this day approved with my signature and delivered to Henry O. Goett, City Clerk, the following ordinances:

GENERAL ORDINANCE NO. 109, 1930.

AN ORDINANCE to require the Cleveland, Cincinnati, Chicago & St. Louis Railway Company to establish, maintain and operate flash lights at certain grade crossings on its lines in the City of Indianapolis, providing penalties for a violation of this ordinance, repealing conflicting ordinances, and declaring a time when the same shall take effect.

GENERAL ORDINANCE NO. 110, 1930

AN ORDINANCE appropriating money from the cash balance which the Board of Sanitary Commissioners will have on hand on January 1, 1931, in the Sanitary Maintenance and General Expense Fund and transferring said money so appropriated to certain numbered funds, and fixing the time when the same shall take effect.

GENERAL ORDINANCE NO. 1, 1931

AN ORDINANCE authorizing the City Controller of the City of Indianapolis to make a temporary loan or loans in the sum of Seven Hundred Fifty Thousand Dollars (\$750,000.00) in the anticipation of current revenues of such city actually levied and in course of collection for the fiscal year in which such loan or loans are made payable out of the current revenues of said city for the year 1931, authorizing the rate of interest to be charged therefor, providing for legal notice, appropriating the sum of Seven Hundred Sixty-six Thousand Seventy-one Dollars and Forty-three Cents (\$766,071.43) for the payment of bonds and interest thereon and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 2, 1931

AN ORDINANCE authorizing the City of Indianapolis, Indiana, to make a temporary loan in the sum of One Hundred Seventy-five Thousand Dollars (\$175,000.00) for the use of the Board of Health of said city, in anticipation of its current revenues, and payable out of the current revenues of said Board of Health for the year 1931; authorizing the rate of interest to be charged therefor, providing for legal notice, and fixing a time when the same shall take effect.

Very truly yours,

R. H. SULLIVAN,
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

January 17, 1931.

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

Gentlemen:

Attached herewith please find copies of Appropriation Ordinance No. 1, 1931, appropriating the sum of Seven Hundred and Fifty (\$750.00) Dollars from the unappropriated and unexpended cash balance remaining in the Tuberculosis Fund of the Department of Public Health and Charities on January 1, 1931, to Tuberculosis Fund No. 12 Salaries and Wages, Temporary.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WM. L. ELDER,
City Controller.

January 5, 1930.

Mr. William L. Elder, City Controller, City Hall, Indianapolis, Indiana:

Dear Sir:

Acting under instructions of the Board of Health, I am handing you herewith Fourteen copies of an Appropriation Ordinance appropriating the sum of Seven Hundred Fifty (\$750.00) Dollars from the unappropriated and unexpended cash balance remaining in the Tuberculosis Fund of the Department of Public Health and Charities on January 1, 1931, to Tuberculosis Fund 12, Salaries and Wages Temporary.

The Board of Health respectfully requests that you present this ordinance to the Common Council, with recommendation for its passage.

Very truly yours,

H. G. MORGAN,
Secretary.

January 19, 1931.

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

Gentlemen:

Attached please find copies of Appropriation Ordinance No. 2, 1931, appropriating the sum of Five Hundred (\$500.00) Dollars from the estimated unappropriated and unexpended balance of the general fund for the year 1931 to the Board of Public Safety, Fire Department Fund No. 26—Other Contractual.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WM. L. ELDER,
City Controller.

January 19, 1931.

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

Gentlemen:

Attached please find copies of General Ordinance No. 4, 1931, appropriating the sum of \$7,403.36 from the cash balance which the Board of Sanitary Commissioners had on January 1, 1931, and transferring said sum of money to certain numbered funds under the Board of Sanitary Commissioners of the City of Indianapolis.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WM. L. ELDER,
City Controller.

January 19, 1931.

Hon. Wm. L. Elder, City Controller, City Hall, Indianapolis, Indiana:

Dear Sir:

We are handing you herewith thirteen (13) copies of an appropriation ordinance transferring the sum of Seven Thousand Four Hundred Three Dollars and Thirty-six Cents (\$7,403.36) from the cash balance of One Hundred Ninety-six Thousand Six Hundred Eighty-two Dollars and Two Cents (\$196,682.02) which the Board of Sanitary Commissioners had on hand in its Sanitary Maintenance and General Expense fund on January 1, 1931, to funds therein numbered.

The purpose of this transfer is to make certain necessary repairs and replacements to the Turbine equipment at the Sewage Disposal Plant.

The Board of Sanitary Commissioners respectfully requests that you present this ordinance to the Common Council at its next meeting to be held January 19th, 1931, with recommendation for its passage.

Very truly yours,

BOARD OF SANITARY COMMISSIONERS
Secretary.

January 17, 1931.

*Honorable Henry O. Goett, City Clerk, 35 S. Alabama Street,
Indianapolis, Indiana:*

My Dear Mr. Goett:

I am enclosing herewith fifteen copies of an ordinance providing for the licensing of taxicabs, fixing penalties for the violation thereof, and repealing all ordinances or parts of ordinances in conflict therewith, which I intend to introduce at the next Council meeting, January 19, 1931.

Yours very truly,

GEORGE A. HENRY,
Councilman, Fifth District.

January 19, 1931.

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

Gentlemen:

Attached please find copies of General Ordinance No. 6, 1931, transferring the sum of Fifty-five (\$55.00) Dollars now in Mayor's Fund No. 36—Office Supplies, and reappropriating the same to Mayor's Fund No. 72—Equipment.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WM. L. ELDER,
City Controller.

January 19, 1931.

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

Gentlemen:

We are submitting herewith an ordinance abolishing the bus zone in the northwest segment of Monument Circle and establishing same in the southwest segment of Monument Circle, and respectfully request the passage of same.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,
Walter O. Lewis,
Executive Secretary.

December 31, 1930.

To the Members of the City Council, Indianapolis, Indiana:

The following named business organizations and citizens of Indianapolis, Indiana, are opposed to changing to any other location on

Monument Circle the BUS TERMINALS and scheduled bus stops from the segment of Monument Circle known as the English Hotel Block. Such proposed changes would adversely affect the businesses represented by the following named citizens of Indianapolis and affect no material improvement in traffic regulations on said Monument Circle:

THE ENGLISH THEATRE—Roltare Eggleston, Mgr.
ENGLISH GRILLE, Inc., P. E. Wright, Secy.
JUDD TYPEWRITER EX., Elmer F. Cook
KENNON RUG CO.
FRENCH STEAM DYE WORKS, Per E. J. K.
MR. F. BECKER, Becker Millinery
H. F. THURMAN, Cinderella Shop
WYLE HAT SHOPS, Ethel Hunter, Mgr.
CITY SHOE REPAIR CO., H. C. Hersey
HAROLD TOLLES, 144 N. Meridian
A. M. TATRO—General Elec. Co.
L. H. SCHMIDT—Interstate Transit, Inc.
JAS. E. PERRY CO.—Jas. E. Perry
SADIE E. RASCHIG and ANNE M. WHITE (Circle Library)
NANCY HART CANDY SHOPS, Inc.
THE COLUMBIA GROCERY CO., Inc., G. A. Pfeiffer, Pres.
D. MICKLER, Wheeler Catering Co.
C. G. CRAMER (Cramer's Novelty Shopp)

January 17, 1931.

Mr. Henry O. Goett, City Clerk, Pearl and Alabama Streets, Indianapolis, Indiana:

Dear Sir:

Acting under instructions of the Board of Health, I am forward-

ing you herewith an ordinance authorizing the purchase of Five Hundred Twenty-five (525) Rolls and Fifty (50) Gross of Z. O. Adhesive Plaster for use at and connection with the Indianapolis City Hospital for a total price of not to exceed Two Thousand Six Hundred Thirty-eight (\$2,638.00) Dollars.

Please present this ordinance to the Common Council with the recommendation of the Board of Health for its passage.

Very truly yours,

H. G. MORGAN,
Secretary.

January 17, 1931.

Mr. Henry O. Goett, City Clerk, Pearl and Alabama Streets, Indianapolis, Indiana:

Dear Sir:

Acting under instructions of the Board of Health, I am forwarding you herewith an ordinance authorizing the purchase of Three Hundred Thousand Yards of mesh gauze for use at and in connection with the Indianapolis City Hospital for a price of not to exceed Six Thousand One Hundred (\$6,100.00) Dollars.

Please present this ordinance to the Common Council with the recommendation of the Board of Health for its passage.

Very truly yours,

H. G. MORGAN,
Secretary.

January 19, 1931.

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

Gentlemen:

I am submitting herewith 14 copies of General Ordinance No. 10, 1931, amending the general Zoning Ordinance. The purpose of this ordinance is to include a "Beacon Tower" among the permissible uses that may exceed the height limits of the Zoning Ordinance.

The City Plan Commission respectfully recommends the passage of this ordinance.

Very truly yours,

H. B. Steeg,
Secretary-Engineer,
CITY PLAN COMMISSION.

January 19, 1931.

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

Gentlemen:

We are submitting herewith an ordinance re-codifying the street sign ordinances and respectfully recommend the passage of same.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,
Walter O. Lewis,
Executive Secretary.

January 19, 1931.

Mr. Henry Goett, City Clerk, City:

Dear Mr. Goett:

At the request of some local people I am sending copies of an ordinance to amend Section 476 of General Ordinance 121, 1925, which I respectfully ask that you present to the City Council at the meeting of January 19, 1931.

Very truly yours,

LEO F. WELCH.

January 19, 1931.

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

Gentlemen:

Attached please find copies of General Ordinance No. 13, 1931, regulating Public Eating Places in the City of Indianapolis.

I have been requested to present this ordinance to the Common Council and I am herewith submitting same for due consideration.

Yours very truly,

F. C. GARDNER,
Councilman.

Mr. Houck asked for a recess. The motion was made and seconded by Mr. Welch, and the Council recessed at 8:15 p. m.

The Council reconvened from its recess at 8:50 p. m., with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., January 19, 1931.

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. 3, 1931, entitled Switch Permit Standard Paving Company, Burdsal Blvd., beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

C. A. HILDEBRAND, Chairman.
CHAS. C. MORGAN.
LEO F. WELCH.
F. C. GARDNER.
MAURICE E. TENNANT.

Indianapolis, Ind., January 19, 1931.

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

Gentlemen:

We, your Committee on Public Welfare, to whom was referred Special Ordinance No. 1, 1931, entitled Changing Street Name—Thompson Street to Thompson Place, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed as amended.

C. I. WHEATLEY, Chairman.

C. A. HILDEBRAND.

F. C. GARDNER.

GEO. A. HENRY.

J. A. HOUCK.

INTRODUCTION OF APPROPRIATION ORDINANCES

By City Controller:

APPROPRIATION ORDINANCE No. 1, 1931

AN ORDINANCE appropriating the sum of Seven Hundred Fifty (\$750.00) Dollars from the unappropriated and unexpended cash balance remaining in the Tuberculosis Fund of the Department of Public Health and Charities on January 1, 1931, to certain items of the budget of said department for the year 1931, 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 appropriated out of the unappropriated and unexpended cash balance remaining in the

Tuberculosis Fund of the Department of Public Health and Charities on January 1, 1931, the sum of Seven Hundred Fifty (\$750.00) and the same is hereby transferred and allocated to Tuberculosis Fund No. 12 (Salaries and Wages Temporary).

Sec. 2. This ordinance shall take effect from and after its publication, passage and approval by the Mayor.

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

By City Controller:

APPROPRIATION ORDINANCE NO. 2, 1931

AN ORDINANCE appropriating the sum of Five Hundred Dollars (\$500.00) from the estimated unappropriated and unexpended balance of the general fund for the year 1931 to the Board of Public Safety, Fire Department Fund No. 26, Other Contractual, 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 the same is hereby appropriated out of the estimated unappropriated and unexpended balance of the general fund for the year 1931, the sum of Five Hundred Dollars (\$500.00) and said sum appropriated and transferred to the Board of Public Safety, Fire Department Fund No. 26, Other Contractual.

Sec. 2. This ordinance shall be in full force and effect from and

after its passage, approval by the mayor and publication as by law required.

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

INTRODUCTION OF GENERAL ORDINANCES

By City Controller:

GENERAL ORDINANCE NO. 4, 1931

AN ORDINANCE appropriating money from the cash balance which the Board of Sanitary Commissioners has on hand in its Sanitary Maintenance and General Expense Fund and transferring said money so appropriated to certain numbered funds, 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 sum of \$7,403.36 be transferred from the cash balance of \$196,682.02 which the Board of Sanitary Commissioners had on hand in its Sanitary Maintenance and General Expense Fund on January 1, 1931, and that said sum of \$7,403.36 be, and the same is hereby, appropriated and transferred to the following numbered funds of said Board in the following respective amounts, viz:

To Fund No. VI, 25—Sewage Plant, Repairs.....\$6,653.36

To Fund No. VI, 44--Sewage Plant, Materials, General Materials	450.00
To Fund No. VI, 12--Sewage Plant, Salaries and Wages, Temporary	300.00

Sec. 2. This ordinance shall take effect from and after its passage and publication according to law.

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

By Mr. Henry:

GENERAL ORDINANCE NO. 5, 1931

AN ORDINANCE providing for the licensing of taxicabs, fixing penalties for the violation thereof, and repealing all ordinances or parts of ordinances in conflict therewith.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. Definition. The word "taxicab" within the meaning of this ordinance shall be deemed to mean a motor vehicle while being used for the performance of a contract for the transportation of a passenger or passengers for hire to and from points chosen or designated by the passenger or passengers and running over any available route between such points; but not at the time being operated over or along a definite, advertised, announced or substantially fixed route from, to or between definite or substantially fixed terminals, locations or districts, or according to substantially fixed or announced times or interval of arrival or departure.

Sec. 2. For taxicabs used on the streets or alleys of the city, the following license fees shall be paid by the owner or the operator thereof: For each taxicab \$25.00 per annum. Except as otherwise herein provided, all taxicab licenses shall be for the term of one year, shall be issued by the Controller, and for issuing each license, there shall be paid to such Controller by the applicant a fee of one dollar in addition to the prescribed license fee. The license fee for the entire year shall be paid by each person applying for a license prior to July 1st. For any license issued after July 1st, and before October 1st, one-half of the annual fee shall be paid, and for any license issued after October 1st, one-fourth of the annual fee shall be paid. The Controller shall endorse upon each license issued by him the license fee charged therefor.

Sec. 3. License Required. Penalty, Any person who shall operate a taxicab, for which no license has been granted as provided herein, on conviction, shall be fined in any sum not exceeding two hundred dollars.

Sec. 4. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. This ordinance shall be in full force and effect from and after its passage and due publication as required by law.

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

By City Controller:

GENERAL ORDINANCE NO. 6, 1931

AN ORDINANCE transferring moneys from certain funds and re-appropriating the same to other numbered funds 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 sum of Fifty-five Dollars (\$55.00) now in Mayor's Fund No. 36, Office Supplies, be and the same is hereby transferred therefrom and reappropriated to Mayor's Fund No. 72, Equipment.

Sec. 2. This ordinance shall be in full force and effect from and after its passage and approval by the mayor.

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

By Board of Safety:

GENERAL ORDINANCE NO. 7, 1931

AN ORDINANCE amending Section 1 of General Ordinance No. 8, 1929, as amended by General Ordinance No. 44, 1930, an ordinance approving and ratifying an order of the Board of Public Safety designating the location of bus stops and taxicab stands in the City of Indianapolis by changing the bus stops located on Monument Circle so that said bus stops on Monument Circle will be established in the southwest segment of Monument Circle, beginning at a point on the curb line twenty-five (25)

feet northwest of the established property line of the property located at the west side of Meridian Street and the south side of Monument Circle and extending northwest on said curb line a distance of one hundred forty-seven (147) feet; and also a bus zone in the southeast segment of Monument Circle, beginning at a point on the curb line twenty-five (25) feet southwest of the north property line of the property located at the south side of Market Street and the east side of Monument Circle, thence southwest on said curb line a distance of one hundred thirty-eight (138) feet; 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 Section 1 of General Ordinance No. 8, 1929, as amended by General Ordinance No. 44, 1930, an ordinance approving and ratifying an order adopted by the Board of Public Safety of the City of Indianapolis, designating the location of bus stops and taxicab stands in the City of Indianapolis, be amended by changing the bus stops located on Monument Circle so that said bus stops on Monument Circle will be established in the southwest segment of Monument Circle, beginning at a point on the curb line twenty-five (25) feet northwest of the established property line of the property located at the west side of Meridian Street and the south side of Monument Circle and extending northwest on said curb line a distance of one hundred forty-seven (147) feet; and also a bus zone in the southeast segment of Monument Circle, beginning at a point on the curb line twenty-five (25) feet southwest of the north property line of the property located at the south side of Market Street and the east side of Monument Circle, thence southwest on said curb line a distance of one hundred thirty-eight (138) feet; so that said section will read as follows:

Section 1. That the order of the Board of Public Safety of the City of Indianapolis, dated February 13, 1929, designating

the following bus stop zones in said city be in all things approved and ratified, viz.:

On southeast corner of Belmont Street at Michigan Street.

Northwest corner of Belleview and Michigan Streets.

Belleview Street at the southwest corner of 16th Street.

East Riverside Drive at the southeast corner of 30th Street, sufficient for three busses.

On 30th Street, both sides of Midway, between California and Northwestern Avenue.

Central Avenue at northeast corner of Fairfield Avenue.

Sherman Drive between 30th and 34th Streets, two stops.

School Street between 30th and 34th Streets, two stops.

Station Street between 30th and 28th Streets, one stop.

Station Street between 28th and 25th Streets, one stop.

25th Street at the northwest corner of Gale Street.

25th Street at the southeast corner of Martindale Avenue.

Delaware Street at 18th Street alley.

Delaware Street at the northeast corner of 28th Street.

Delaware Street bridge at Fall Creek, both sides.

Minnesota Street at the northwest corner of Minnesota at
Madison Avenue.

New York Street at the northwest corner of New York and
Meridian Streets.

61st Street at the southeast corner of Central Avenue.

Meridian Street at the northwest corner of Ohio Street.

Market Street at the southeast corner of Alabama Street.

In the southwest segment of Monument Circle, beginning at a
point on the curb line twenty-five (25) feet northwest of
the established property line of the property located at
the west side of Meridian Street and the south side of
Monument Circle and extending northwest on said curb
line a distance of one hundred forty-seven (147) feet.

In the southeast segment of Monument Circle, beginning at a
point in the curb line twenty-five (25) feet southwest of
the north property line of the property located at the
south side of Market Street and the east side of Monu-
ment Circle, thence southwest on said curb line a distance
of one hundred thirty-eight (138) feet.

On Market Street at the northwest corner of Delaware Street.

On Delaware Street at the northeast corner of Ohio Street.

On Delaware Street at the northeast corner of Massachusetts
Avenue.

On Meridian Street at the southwest corner of Maryland Street.

On Meridian Street at the southwest corner of Georgia Street.

On Meridian Street at the northeast corner of Washington Street.

30th Street on the south side, between Delaware Street and Washington Boulevard.

On the south side of Jackson Place, extending from McCray Street to a point 40 feet east.

On the east side of South Illinois Street, from the south end of the Union Station elevation, thence extending under the elevation to a point sixty (60) feet north.

Section 2. This ordinance shall take effect from and after its passage and publication according to law.

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

By Board of Health:

GENERAL ORDINANCE NO. 8, 1931

AN ORDINANCE authorizing the Board of Health of the City of Indianapolis, Indiana, to purchase Five Hundred Twenty-five (525) rolls and Fifty (50) gross Z. O. Adhesive Plaster for use at and in connection with the Indianapolis City Hospital, 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 Board of Health of the City of Indianapolis, Indiana, is hereby authorized to purchase Five Hundred Twenty-five (525) rolls and Fifty (50) gross Z. O. Adhesive Plaster to be used at and in connection with the Indianapolis City Hospital, the same to be of kind, quality, cut and size according to the specifications of the Business Manager of said hospital.

Sec. 2. That said purchase or purchases shall be made from the lowest and best bidder or bidders after advertising for competitive bids thereon according to law, and the total cost thereof shall not exceed Two Thousand Six Hundred Thirty-eight (\$2,638.00) Dollars.

Sec. 3. The purchase price of said Z. O. Adhesive Plaster shall be paid out of funds heretofore appropriated to the Department of Public Health and Charities of the City of Indianapolis for the year 1931.

Sec. 4. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

By Board of Health:

GENERAL ORDINANCE No. 9, 1931

AN ORDINANCE authorizing the Board of Health of the City of Indianapolis, Indiana, to purchase Three Hundred Thousand

(300,000) yards of mesh gauze for use at and in connection with the Indianapolis City Hospital, 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 Board of Health of the City of Indianapolis, Indiana, is hereby authorized to purchase 300,000 yards of mesh gauze to be used at and in connection with the Indianapolis City Hospital, the same to be of kind, quality, cut and fold, according to the specifications of the Business Manager of said hospital.

Sec. 2. That said purchase or purchases shall be made from the lowest and best bidder or bidders after advertising for competitive bids thereon according to law, and the total cost thereof shall not exceed Six Thousand One Hundred (\$6,100.00) Dollars.

Sec. 3. The purchase price of said mesh gauze shall be paid out of funds heretofore appropriated to the Department of Public Health and Charities of the City of Indianapolis for the year 1931.

Sec. 4. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

By City Plan Commission:

GENERAL ORDINANCE NO. 10, 1931

AN ORDINANCE to amend Section 12 of General Ordinance 114, 1922, commonly known as the Zoning Ordinance.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE
CITY OF INDIANAPOLIS, INDIANA:

Section 1. That Section 12 of General Ordinance 114, 1922, commonly known as the Zoning Ordinance, be and the same is hereby amended to read as follows, to-wit:

Section 12. (a) The provisions of the preceding section shall not apply to restrict the height of a church spire, flagpole, belfry, clock tower, wireless tower, beacon tower, chimney, water tank, elevator bulkhead or stage tower or scenery loft.

(b) The Board of Zoning Appeals may, after public notice and hearing and subject to such conditions and safeguards as the Board may prescribe to protect the appropriate use of neighboring property, permit the erection of a building or portion of a building covering not more than 25 per cent of the area of the lot to a height in excess of the limits prescribed in the preceding section.

(c) The Board of Zoning Appeals may, after public notice and hearing, permit the erection of an addition to an existing building to the same height as such existing building where such addition is essential to the completion of the existing building as originally planned.

(d) The Board of Zoning Appeals may, after public notice and hearing, permit the extension of a building existing at the time of the passage of this ordinance, by the construction of additional stories above the height limit herein provided, provided that such building was actually designed and constructed to carry such additional stories.

(e) The Board of Zoning Appeals may, after public notice and hearing, permit in a first or second industrial district the erection of a grain elevator, gas holder or other industrial build-

ing to a height in excess of the limitations prescribed in the preceding section, provided that in the judgment of the said board such additional height is essential to the normal operation of such industry.

Sec. 2. This ordinance shall be in full force and effect from and after its passage and publication according to law.

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

By Board of Safety:

GENERAL ORDINANCE NO. 11, 1931

AN ORDINANCE to amend division B—Part Four of Section 865 of General Ordinance No. 121, 1925, by creating and adding thereto certain new sections to be known as Sections B-450 to B-468 both inclusive and by repealing Sections B-401 to B-429 both inclusive of said division B—Part Four of said Section 865 of General Ordinance No. 121, 1925, repealing all ordinances in conflict therewith 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 division B—Part Four of Section 865 of General Ordinance No. 121, 1925, be amended by adding thereto the following new sections to be known as Sections B-450 to B-468, both inclusive, said new sections to read as follows:

Section B-450—BOND REQUIRED.

(a) No person or persons, partnership, firm, corporation or individual shall engage within the corporate limits of the City of Indianapolis in the business of Outdoor Advertising by means of ground sign boards, roof sign boards, wall bulletins and wall signs, the erection of projecting signs or sign hanging until after such person or persons, firm, corporation or individual shall have filed with the City Controller a good and sufficient Surety Bond in the penal sum of FIVE THOUSAND DOLLARS (\$5,000.00), the condition of such Bond to be that such person or persons, partnership, firm, corporation or individual so engaged in the business of ground sign boards, roof sign boards, wall bulletins and wall signs, the erection of projecting signs or sign hanging within the limits of the City of Indianapolis shall faithfully comply with all the provisions of this Ordinance and further shall save and keep the City of Indianapolis and all its officials and/or agents harmless from all damages, liabilities, losses or judgments that may be claimed against the City by reason of the negligent erection or negligent maintenance of such ground sign board, roof sign board, wall bulletins or projecting sign. Such bond shall be executed by a recognized and responsible Surety Company authorized to do business in Marion County, Indiana, as Surety thereon. Employees of any person or persons, partnership, firm, corporation or individual so bonded under this ordinance shall not be required to give bond.

Section B-451—GENERAL PROVISIONS.

(a) For the purpose of this Ordinance and the regulations and provisions thereof, signs are hereby classified as follows: Ground Sign Boards, Roof Signs, Wall Bulletins, Wall Signs and Projecting Signs.

(b) No ground sign, roof sign or projecting sign erected

or constructed before the passage of this Ordinance shall be rebuilt or relocated, without being so rebuilt or relocated as to be brought within compliance with this Ordinance, and until after a permit has been obtained from the City Controller, after application to the Commissioner of Buildings so to do, to effect such alterations.

(c) No sign board or advertising display of any nature or description shall be installed, erected, maintained, or constructed in such a manner as to obstruct any fire escape, exit and the ingress or egress of any window or door thereto, nor at any time be attached in any shape or manner, either directly or indirectly to any fire escape whatsoever.

(d) Every ground sign board, roof sign, wall bulletin, wall sign or projecting sign hereafter erected or constructed shall be plainly marked with the name of the firm, partnership, corporation or individual erecting the sign.

Section B-452—GROUND SIGN BOARDS.

(a) A ground sign as used in this Ordinance shall mean any sign board or advertising display erected, constructed or maintained for the purpose of displaying Outdoor Advertising by the means of posters, pictures, pictorial or reading matters, when such sign or advertising display is supported by uprights, braces or other structural members, placed upon the ground or fixed therein and not attached to any part of any building.

(b) No ground sign board shall be erected within the limits of the City of Indianapolis until after a permit to erect and maintain the same has been first secured from the City Controller after application to the Commissioner of Buildings so to do, except, that real estate signs advertising real estate (For Sale or For Rent) may be erected without the necessity

of first obtaining from the Commissioner of Buildings a permit, providing, however, that said sign does not exceed 25 sq. ft. in area.

(c) No ground sign board constructed entirely of wood material shall be at any point over 15 feet above the ground level, but when the facing of a ground sign board is constructed entirely of sheet metal, excepting that the supports, braces, battens, ornamental moulding, platform and decorative lattice work are of wooden material, said ground sign may be erected to a height of not exceeding 24 feet above the ground level. Lighting reflectors may project 6 feet beyond the building line but in no case shall the reflectors be more than 6 feet from the sign for which they are designed to light.

(d) Every ground sign shall have an open space of not less than two or more than six feet between the lower edge of such sign board and the ground level, which space may be filled in with decorative lattice work of light wooden construction. Every ground sign shall be stoutly constructed and anchored in a secure and substantial manner.

(e) Any person or persons, partnership, firm, corporation or individual occupying any vacant lot or premises with a ground sign board shall be subject to the same duties and responsibilities as the owner of the lot and premises, with respect to keeping the same clean, sanitary, inoffensive and free and clear of all obnoxious substances and unsightly conditions in the vicinity of such ground sign board on said premises.

(f) No ground sign board construction of wood may be erected in the inner fire zone as described in Section A-301.

Section B-453—ROOF SIGNS.

(a) A roof sign as used in this Ordinance shall mean any sign erected, constructed or maintained upon the roof of any building. No roof sign shall be erected, constructed or altered upon any roof of any building in the City of Indianapolis without first obtaining a permit so to do, from the City Controller after application to the Commissioner of Buildings and no sign shall be placed upon the roof of any building or buildings so as to prevent the free passage from one part of said roof to any other part thereof, or interfere with the openings in such roof, and no sign that is placed upon the roof of any building or buildings shall project beyond the outer edge of the wall of said building or buildings in any direction. All roof signs shall be so constructed as to leave a clear space of not less than 4 feet between the roof level, and the lowest part of such sign board or boards thereof; and every roof sign shall be set back at least 3 feet from the face of any side, front or rear wall and if the sign is illuminated, overhead lighting reflectors may project 6 feet beyond the building line, but in no case shall the reflector be more than 6 feet from the sign for which they are designed to light.

(b) All roof signs shall be entirely of incombustible material including the uprights, supports and braces of the same, excepting that the ornamental moulding and battens behind the steel facings and the decorative lattice work may be of wooden construction. All roof signs must be so constructed as to withstand a wind pressure of not less than 30 pounds to the square foot of superficial area subject to such pressure, and when erected upon a building or buildings the roof of which is not constructed of fire proof material, the bearing plates of said sign shall bear directly or indirectly upon the masonry walls thereof or upon steel girders or metal columns which are of sufficient strength to withstand the live and dead load stresses of the roof sign thereon.

(c) No roof sign having a tight, closed or solid surface

shall be at any point over 29 feet above the roof level and no roof sign with a tight, closed or solid surface shall be erected on any building four stories or over in height, but roof sign structures not having a tight, closed or solid surface may be erected on fire proof buildings to a height not exceeding 75 feet above the roof level, and upon non-fire proof buildings to a height not exceeding 50 feet above the roof level. The solid portions of such structures shall not exceed 40% of the superficial area thereof. All such signs which are erected on the roof of a fireproof building shall be thoroughly secured to the building upon which they are installed, erected or constructed by iron or metal anchors, bolts, supports, chains, stranded cables, steel rods and/or braces. All such roof signs erected on non-fireproof buildings shall be so erected that the live and dead load stresses shall not in any way effect the building but that such sign shall be carried on steel girders and columns that will resist any stresses due to the wind pressure and load of the sign; such sign shall be thoroughly secured and anchored by iron or metal anchors, bolts, supports, chains, stranded cables, steel rods and/or braces.

(d) Every such sign and all the supports, braces, guys and anchors thereof shall be kept in repair and unless galvanized or non-corroding material is used the structural members shall be thoroughly and properly painted at least once every two years. The Commissioner of Buildings may order the removal of such signs that are not maintained in accordance with the conditions in this Section.

Section B-454—WALL BULLETINS OR WALL SIGNS.

(a) A wall bulletin or wall sign as used in this Ordinance shall mean any sign bulletin or poster erected on or in a plane parallel with the facing of the building wall and that may be affixed to the front, rear or side wall of any building or buildings. A wall bulletin or wall sign may be placed upon the

front, rear or side wall of any building after a permit to erect has been secured from the City Controller after application from the Commissioner of Buildings so to do, providing, it does not extend beyond the building line more than 12 inches, and providing, further that all such wall bulletins and signs must be safely and adequately attached to said building walls by means of iron or metal anchors, bolts, or expansion screws of not less than $\frac{5}{8}$ of an inch in diameter. No wooden plugs or anchorage with wood in connection or nails shall be considered sufficient for proper anchorage.

(b) If the sign is an illuminated one, overhead lighting reflectors may project 6 feet beyond the building line and in no case shall the lighting reflectors be more than 6 feet from the face of such bulletin or sign. All reflectors extending over the sidewalk shall be secured and safely anchored. No wall bulletin shall be so erected as to cover the doors or windows in common use, of any building, or otherwise prevent free ingress or egress from or to the building or fire escape.

Section B-455—PROJECTING SIGNS.

(a) A projecting sign or illuminated sign as used in this Ordinance shall mean any letter work, model, sign device or representation used in the nature of advertising, announcement, direction or illumination by electricity and extending beyond the building line or the face of the wall of a building or buildings more than 12 inches.

(b) Projecting signs shall be divided for the purpose of this ordinance into two classes, first—projecting signs which are those affixed to the building wall or structure and which extend more than 12 inches from the face of the building or structure, and, second—flat electric signs which are those attached in a rigid manner and lying parallel to and in the same

plane as the wall and extend more than 12 inches from the face of the wall.

(c) No projecting sign shall be erected, constructed, altered or maintained until after the permit to so erect, construct, alter or repair has been secured from the City Controller after application to the Commissioner of Buildings so to do.

(d) Every projecting sign must be constructed and braced to withstand a horizontal wind pressure of thirty pounds per square foot of superficial area exposed. Every projecting sign shall be securely attached to the building wall by iron or metal bolts, anchors, supports, chains, stranded chains or steel rods.

(e) Signs projecting from the building wall may be extended to within 2 feet 6 inches of the curb line, but in no case shall such sign extend more than 7 feet from or beyond the face of the building or property line and no projecting sign shall be at its lowest point less than nine feet above the sidewalk level.

(f) No projecting sign can be erected to a greater height than 75 feet above the curb level of an adjacent street in any case and in no case above the cornice of any building three stories or over in height unless the same be entirely of steel skeleton construction and then presenting only 40% of the solid surface affected by wind pressure.

(g) All projecting signs erected, constructed or maintained in the City of Indianapolis shall be constructed entirely of non-combustible material, approved by the Commissioner of Buildings for this purpose.

(h) All projecting signs now or hereafter erected within the fire limits of the City of Indianapolis shall be electrically illuminated.

(i) Non-combustible advertising displays, models, letter work, sign device or representations used in the nature of advertising, announcement or direction may be hung to marquees and such sign shall be at least 9 feet above the sidewalk level and further that no such advertising display shall extend farther or outside of the lines of such marquees.

(j) No projecting sign with the inside edge more than 12 inches from the face of the building shall be permitted when the area of one face of said sign shall exceed 240 sq. ft.

EXCEPTIONS:

By special permission of the Commissioner of Buildings.

(k) Turn buckles shall be placed in all chains and guy wires supporting projecting signs weighing 200 pounds or more.

Section B-456—BANNERS.

(a) Temporary canvas or muslin flat to the wall advertising displays of over 100 sq. ft. in area may be erected and maintained on a wall of a building or buildings for a period of sixty days after written application to the Commissioner of Buildings has been made and his written consent obtained to the same, providing, the same does not interfere with the operation of the Fire Department and shall advertise only wares or goods sold by the occupant within said building. The maintenance of such an advertising display after the expiration of the sixty (60) day period is prohibited and the illegal maintenance thereof shall carry with it a penalty on conviction of one (1) dollar for each day after the expiration of the sixty (60) day permit.

(b) Temporary banners may be erected, maintained and suspended across a street and/or streets, an avenue and/or avenues when properly attached to the building or other supports on either side of the street, for a period of not over sixty (60) days upon written application to the Board of Public Safety and their written consent to the same. In all such cases the consent of the owner or agent of the building to which the supports are attached must accompany the application to the Board of Public Safety. In no case shall the lower part of such banner be less than 25 feet above the surface of the highway. No such banner may be hung without a permit and inspection made by the Commissioner of Buildings.

EXCEPTIONS:

Federal, State or Municipal advertising banners when the same are hung as stipulated above.

Section B-457—PERMITS REQUIRED.

(a) No ground sign board, roof sign, wall bulletin or wall sign, banners or projecting sign shall be hereafter erected, maintained or constructed by any person or persons, firm, partnership, corporation or individual, except, as provided in this Ordinance and until after a permit to erect, construct or maintain the same has been obtained from the City Controller. No such permit shall be issued by the City Controller until after an application has been filed with the Department of Buildings showing the plans and/or specifications, if required, including dimensions, material and details of construction of proposed sign, nor until after all the provisions of this ordinance relating to such structure shall have been complied with nor until Commissioner of Buildings has approved said application nor until after the prescribed fee for such permit has been paid to the City Controller. The Commissioner of Buildings may prescribe

suitable regulations consistent with the provisions of this ordinance concerning the form and contents of all applications for the various forms of permits herein required. The fees for such permit shall be:

Ground Sign Boards—

From 25 sq. ft. to 100 sq. ft. in area.....	\$1.00
100 sq. ft. to 200 sq. ft. in area.....	2.00
For each and every 100 sq. ft. or fraction thereof over 200 sq. ft.	1.00

Roof Sign Boards—

Up to and including 250 sq. ft. in area.....	3.00
For each and every 100 sq. ft. or fraction thereof over 250 sq. ft.	1.00

Wall Bulletins and Wall Signs—

Up to and including 200 sq. ft. in area.....	2.00
For each and every 100 sq. ft. or fraction thereof over 200 sq. ft.	1.00

Projecting Signs—

Up to and including 50 sq. ft. in area.....	3.00
For each and every 50 sq. ft. or fraction thereof over 50 sq. ft.	2.00

Banners—

For each 100 sq. ft. or fraction thereof over 100 sq. ft.	1.00
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(b) Erection permits will not be required for any temporary muslin advertising display or banner of less than 100 sq. ft. in area not erected over the Public Highway. Erection permits will not be required for the painting of any advertising display upon any wall. Erection permits will not be required for ground sign boards less than 25 sq. ft. in area advertising real estate, providing, the same shall be erected and maintained in accordance with the provisions for ground sign boards of 25 sq. ft. in area. Muslin advertising displays or banners for transient shows and/or circuses may be posted in the city after application to the Commissioner of Buildings and after compliance with provisions of this ordinance for banners and advertising displays. Permits shall be issued only to person or persons, firm, partnership or corporation, who are properly bonded and licensed as provided in this Ordinance.

Section B-458—ANNUAL INSPECTION.

(a) It shall be the duty of the Commissioner of Buildings or his authorized agent to inspect every roof sign, ground sign board, wall bulletin and wall sign, and projecting sign at least once annually. The fee for such inspection shall be as follows: Ground Sign Board over 25 sq. ft. in area over all, \$1.00; Roof Sign, \$2.00; Wall Bulletin and/or Wall Signs over 25 sq. ft. in area over all, \$1.00; Projecting Signs, \$1.50.

Section B-459—SUPPORTS.

(a) The dead load of projecting signs may be supported with chains or guy wires and the working stress of such chains or guy wires shall not exceed $\frac{1}{5}$ of the ultimate strength of such chains or guy wires. The net cross sectional area of such supporting chains or guy wires shall not be less than $\frac{1}{4}$ inch in diameter. Chains or guy wires supporting the dead load

of such sign shall be erected or maintained at an angle not less than thirty (30) degrees with the horizontal. Supporting chains or cables may be used for the resistance of wind pressure and the working stress of such supporting chains or cables shall be designed so that it will not exceed $1/5$ of the ultimate breaking strength of such chains or cables. The least cross sectional area of such chains or cables shall not be less than $1/4$ inch in diameter. Supporting chains or cables resisting wind pressure shall be erected or maintained at an angle of 45 degrees or more with the face of the sign that such chains or cables are supporting.

In no case shall there be less than two chains or cables designed to resist the dead load and two chains or cables on each side to resist the live load of any projecting sign having twenty (20) sq. ft. in one facial area. No chain or cable resisting a wind pressure on any side of a projecting sign shall be less than eight (8) feet apart.

(b) All supporting chains or guy wires, where used either for the resistance of live or dead load, shall be secured to a bolt or expansion screw that will develop the strength of the supporting chain or cable with a minimum half inch bolt or lag screw secured by an expansion shield or other approved method by the Commissioner of Buildings.

(c) Chains or guy wires used to support the live or dead load of projecting signs erected or maintained at an angle of more than 45 degrees may be fastened to masonry walls with expansion bolts or by machine screws in iron supports. Where supporting chains or cables must be fastened to walls made of wood, the supporting or anchor bolts must go through the wall and be fastened securely on the other side.

(d) No staples and/or nails shall be used to secure any

projecting sign to any building or structure unless such sign or display weighs less than one pound.

(e) Stiff arms, compression members or members in flexure may be used to support either the live or dead load of a projecting sign, but the effective or unsupported length of the main compression members of any sign or stiff arm shall not exceed 120 times the least radius of gyration and for the secondary members, 200 times the least radius of gyration.

(f) In any projecting sign or advertising display the extreme fiber stress for the steel to be used shall not exceed eighteen thousand (18,000) pounds per square inch, and for wood, the extreme fiber stress shall not exceed twelve hundred (1200) pounds per square inch for any grade of lumber.

Section B-460—GLASS IN SIGNS WHERE PERMITTED.

(a) Ornamental or plain flat glass shall not be permitted to be hung from any canopy which extends over the Public Highway within the City of Indianapolis unless the glass is supported around the entire edge by a substantial metal supporting rib, approved by the Commissioner of Buildings, such glass shall be limited to 100 sq. inches in area between any one set of metal supporting ribs.

(b) Exposed glass in any advertising display may be permitted only when the area between any one set of metal ribs is not greater than 100 square inches for each and every piece of exposed glass. The Commissioner of Buildings may approve larger areas of exposed glass when wire glass or equivalent or one-quarter ($\frac{1}{4}$) inch wire mesh in front of glass is used, providing in no case shall the exposed area of the wire glass or wire mesh be greater than eight (8) square feet.

(c) All metal supporting ribs in any advertising display

shall be designed to cover at least one-quarter ($\frac{1}{4}$) inch of exposed glass.

(d) In case a picture or fancy display is to be used in an exposed area of any advertising display, not over two open spaces of not exceeding one hundred fifty (150) square inches each may be permitted in one advertising display.

Section B-461—UNLAWFUL SIGN BOARDS.

(a) In case any sign or advertising display shall be installed, erected, maintained or constructed in violation of any of the provisions of this Ordinance, the Commissioner of Buildings shall notify by registered mail the owner or lessee thereof to alter such sign so as to comply with this Ordinance, and to secure the necessary permit thereof, or remove the sign. If such order is not complied with in ten (10) days the Commissioner of Buildings may remove such sign at the expense of the owner of the buildings or the lessee thereof.

Section B-462—UNSAFE SIGN BOARDS.

(a) Should any sign or advertising display be or become insecure or in danger of falling or otherwise unsafe, in the opinion of the Commissioner of Buildings, the owner or agent thereof or the person maintaining the same, shall upon written notice from the Commissioner of Buildings forthwith in case of immediate danger and in any case within ten (10) days from the notice thereof secure the same in a manner approved by the Commissioner of Buildings in conformity with the provisions of this ordinance or cause the same to be removed.

Section B-463—SANITARY CONDITIONS.

(a) Any person or persons, firm, partnership or corporation,

who shall maintain any ground sign or other structure for advertising purposes shall keep the same in a sanitary condition and shall not allow waste or other refuse to accumulate on or about the premises on which the same is located.

Section B-464—OBSCENE ADVERTISING.

(a) No advertising of immoral or obscene character shall be posted, painted or displayed upon any advertising display or other structure whatsoever within the City of Indianapolis.

Section B-465—REMOVAL OF FIRE ESCAPE.

(a) In no case may a fire escape be removed for the erection of any advertising display whatsoever or for any other cause without the written consent of the Board of Public Safety upon affidavit that the said fire escape is no longer necessary for the public safety, the intention for which it was constructed and that the conditions of occupancy are to remain the same hereafter. Such written proof shall remain the property of the Board of Public Safety.

Section E-466—LOCATION OF GROUND SIGN BOARDS.

(a) It shall be unlawful for any person or persons, firm, partnership or corporation to erect, maintain or construct any ground sign board upon any lot or premises, or in any district in the City of Indianapolis, in such manner, that any portion of said ground sign board or boards is nearer to the line of any Public Highway than the existing building line established by the zoning ordinance and nearer than four (4) feet to the side property line of the lot on which said ground sign board is erected, except as otherwise provided for in this Ordinance for real estate signs, and no such ground sign board facing the corner of intersecting streets shall be erected on an angle of more than forty-five (45) degrees or less than thirty (30) degrees with either of the streets.

EXCEPTIONS:

By special permission from the Commissioner of Buildings.
Section B-467—SIDE WALK SHEDS, TOOL HOUSES AND CONTRACTORS' OFFICES.

(a) Wooden side walk sheds, tool houses or contractors' offices erected as an adjunct to the construction of a building or structure may be advertised upon by the construction companies or may be advertised upon by any other firm, person or corporation expecting to occupy the building or structure upon written application to and after written consent from the Commissioner of Buildings. Such advertising displays may be made of combustible material. Such advertising displays less than twelve (12) feet in area shall be exempt from an erection permit when maintained flat against the wall of the sidewalk shed, tool house or contractor's office when not in violation of the provisions of this Ordinance.

Section B-468—WIRING OF ADVERTISING DISPLAYS.
(See Section D-2802)

(a) All wiring and apparatus in electric advertising displays of whatever character, shall be installed in accordance with the rules and requirements as follows:

Every such advertising display must be constructed so as to secure ample strength and rigidity; every such advertising display shall have the receptacles so designed as to afford permanent and reliable means to prevent possible turning. They shall be designed and placed so that terminals will be at least one-half ($\frac{1}{2}$) inch from each other and from the metal of the advertising display; except in open work, this distance shall be increased to one (1) inch. Every such advertising display must be constructed weather-proof in order to enclose all

terminals and wiring except the supply leads. Transformers unless of the weather-proof type; also, cut-outs, flashers and other similar devices must be placed in a separate completely enclosed accessible weather-proof box or cabinet made of metal not less than the thickness of the advertising display itself. If the above devices are otherwise located they must be enclosed in approved cut-out boxes or cabinets. Each compartment must have suitable provisions for drainage through one or more holes not less than one-quarter ($\frac{1}{4}$) of an inch in diameter. Miniature receptacles will not be approved for use in outdoor advertising displays. In every such advertising display, the wiring must be neatly run and made mechanically secure. All connections must be thoroughly soldered and all exposed parts treated to prevent corrosion. Where advertising display wiring passes through walls or partitions within the advertising display itself, the same must be protected by standard bushings. In advertising displays where receptacles maintain the wire one (1) inch from any surface the receptacles may be placed as much as twelve (12) inches apart without any other support for the wire. Where the receptacles are more than one (1) foot and less than two (2) feet apart, one (1) additional non-combustible, non-absorptive insulator shall be placed half-way between the receptacles, to maintain the wire in position. Except as above specified, wires must be kept at least two and one-half ($2\frac{1}{2}$) inches apart for voltages up to three hundred (300), and four (4) inches apart for voltages over three hundred (300). Wires on the outside of the body of the advertising display must be in standard conduit with all fittings of approved weather-proof type.

(b) Advertising displays constructed with separate letters on metal screens or other supported structure, and all advertising displays whose sections are widely separated from each other, must be completely wired in conduit, except when in the opinion of the Commissioner of Buildings, other methods may prove as safe. This applies to temporary as well as permanent

advertising displays. Standard weather-proof cut-out boxes and cabinets must be used when the same are exposed to the weather, such boxes must be of cast metal or hot galvanized sheet metal. Cabinets, cut-out boxes and fittings must be provided with threaded connections for reception of the conduit which enters them. Junction boxes must be gasketed and made water-tight with a conduit arranged for drainage. Lock-nuts and bushings will not be approved for conduit work when they are exposed to the weather.

(c) Leads from the advertising display must pass through the walls of the advertising display, through either standard metal conduit and armored cable or one or more standard non-combustible, non-absorbing bushings. Mains feeding advertising displays must be calculated for a capacity of the total connected load, figuring at least ten (10) watts for each receptacle. Exterior advertising displays may be connected to interior lighting circuits, when the total load does not exceed six hundred and sixty (660) watts and in no case, however, may an advertising display be connected to a show window circuit. Outside advertising displays shall be controlled by accessible switches, which shall cut off entirely all wires to the advertising display. All metal electric advertising displays must be thoroughly grounded.

Sec. 2. That Sections B-401 to B-429, both inclusive, of division B—Part Four of Section 865 of General Ordinance No. 121, 1925, be and they are hereby repealed.

Sec. 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 4. This ordinance shall be in full force and effect from and after its passage and approval by the mayor and due publication as by law required.

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

By Mr. Welch:

GENERAL ORDINANCE NO. 12, 1931

AN ORDINANCE to amend Section 476 of General Ordinance No. 121, 1925, otherwise known as the Municipal Code of Indianapolis, 1925, by adding sub-paragraph (43) thereto, repealing all ordinances in conflict therewith 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. Section 476, General Ordinance No. 121, 1925, of the City of Indianapolis, Indiana, be amended by adding thereto sub-paragraph (43) to read as follows:

“(43) Outdoor Advertising: for any person or persons, partnership, firm corporation or individual engaged in the business of the selling, painting, erection, construction and/or maintenance in any form of sign and/or signs within the corporate limits of the City of Indianapolis, Indiana. The fee for such annual license shall be Ten Dollars (\$10.00). Employees of licensees under this provision shall not be required to pay license fees.”

Sec. 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 3. This ordinance shall be in full force and effect from and after its passage and approval by the mayor and due publication as by law required.

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

By Mr. Gardner:

GENERAL ORDINANCE NO. 13, 1931

AN ORDINANCE for the protection of public health and the prevention of fraud and deception and the prevention of the sale or offer for sale of impure or unwholesome food products in public eating places in the City of Indianapolis, preventing the transportation thereof, making provision for the administration of this ordinance, providing for the payment of fees and providing penalties for the violation hereof.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

ARTICLE I

DEFINITIONS

Section 1. A public eating place, as defined in this ordinance, shall mean any place where food is sold, served and consumed on the premises and shall include every restaurant, lunch room, lunch stand, luncheonette, cafeteria, department store, lunch wagon, dining car, garage, cigar stand, tea room, soda fountain, buffet, drug store, lunch counter, dining room, dining room of hotel, or coffee shop, where food is sold, served and consumed on the premises or every other place where food is sold, served and consumed on the premises, and all kitchens, commissaries and other rooms appurtenant thereto or used in connection therewith.

Sec. 2. The term "owner" or "owners" as defined in this ordinance

shall mean those persons, partnerships or corporations which are financially interested in the operation of a public eating place as defined in Section 1 of Article I of this ordinance.

Sec. 3. The term "employee" as defined in this ordinance shall mean any person actively engaged in the preparation of or dispensing of, or in assisting to dispense, food.

Sec. 4. The term "Board of Health" as defined in this ordinance shall mean the Board of Health of the City of Indianapolis.

Sec. 5. The term "food" as defined in this ordinance shall mean any article of food, confection, condiment or drink used for human consumption, and all ingredients entering into food.

ARTICLE II

ADMINISTRATION OF ORDINANCE

Section 1. The Board of Health of the City of Indianapolis and its secretary and inspectors as herein provided are hereby authorized and directed to administer and enforce this ordinance, and said Board of Health shall prescribe rules and regulations and shall issue orders for the administration of this ordinance.

ARTICLE III

APPLICATIONS AND PERMITS

Section 1. The owner or owners of any public eating place as defined in this ordinance who are doing business at the time this ordinance becomes effective shall within ten days next following and annually thereafter, present to the Board of Health at its office a sworn application upon a form to be furnished and approved by the Board of Health of Indianapolis, which application shall contain the

name of the owner or owners who operate said public eating place, their residence and business address (or the names and addresses of the officers and directors if it be owned by a corporation), and location of the public eating place, the time they have been engaged in the business of operating a public eating place, whether or not they have been convicted for violating any of the health laws of the City of Indianapolis or the State of Indiana, or elsewhere, and such other information as the Board of Health may require. The Board of Health shall thereupon through its inspectors make an investigation of said applicants, which investigation shall include an examination of the premises, building and equipment and shall within ten days either grant or refuse a permit to operate a public eating place. Refusal shall be based upon the condition of the premises, building or equipment as being insanitary or potentially or actually detrimental to public health, or for the violation of the laws or ordinances concerning public health or of the violation of the rules of the Board of Health. If, after refusal of permit based on insanitary conditions of premises, the owner removes the conditions objected to, to the satisfaction of the Board of Health, a permit shall be issued.

Sec. 2. Any person, partnership or corporation not operating a public eating place at the time this ordinance becomes effective and who intends to open and operate a public eating place in the City of Indianapolis, shall, before opening or operating said public eating place, submit an application on the form as provided in Section 1 of Article III of this ordinance, and the Board of Health by its inspectors shall make an investigation and examination as provided for in Section 1 of Article III of this ordinance, and shall either issue or refuse to issue a permit under the same terms as provided in Section 1 of Article III of this ordinance.

Sec. 3. Any person desiring to be an employe as defined in this ordinance shall, within ten days after this ordinance becomes effective, and thereafter within three days after being employed in a public eating place and semi-annually thereafter, file with the Board of Health a sworn application at its office and upon a form to be furnished and approved by the Board of Health, setting forth his or

her name, residence, address, the location of the public eating place where the applicant is or is to be employed, whether the applicant has ever been convicted for violating any of the laws of the city, county, state or federal government governing public health, and whether said applicant is suffering from any contagious, infectious or communicable disease, and shall submit to a thorough medical examination by an Indianapolis physician in good standing and shall provide with said application a certificate signed by said physician showing freedom from any contagious, infectious or communicable disease and if the Board of Health, from the information contained in said application or obtained otherwise, has reason to believe that such person if employed in a public eating place would be a hazard to or endanger public health said Board shall refuse to issue an employe's permit to such applicant. The Board of Health may for cause disapprove examination by any physician who has been engaged in illegal or unethical practices or who does not make thorough examinations of such applicants.

Sec. 4. An owner or owners shall at all times keep their permits in the public eating house which they operate at public view and an employe shall at all times have his permit on file with his employer, and the members of the Board of Health, its secretary, or its inspectors may require said permits of owners or employes to be exhibited at any time.

Sec. 5. An owner of a public eating place or an employe thereof who is employed therein, without holding permit as herein provided shall be subject to punishment as provided in Section 1 of Article VII of this ordinance.

ARTICLE IV

FEES AND ADMINISTRATION

Section 1. Every applicant for an owner's permit shall pay to the City Controller at his office a fee of Twenty-five Dollars (\$25.00)

in cash or its equivalent, annually, which shall be held in a separate fund to be known as "The Board of Health Public Eating Place Fund," which fund shall be expended as hereinafter provided.

Sec. 2. All fees collected under the provisions of this ordinance shall be expended as directed by the Board of Health solely to administer this ordinance as herein provided:

First, to pay for all necessary printing, clerical assistance and incidental expenses to administer this ordinance;

Second, to pay salaries and expenses of inspectors and other persons who, in the judgment of the Board of Health, are required to properly administer this ordinance;

Third, any remaining funds so collected may be expended by the Board of Health of the City of Indianapolis to carry out and enforce the provisions of this ordinance.

ARTICLE V

INSPECTORS

Section 1. The Board of Health shall appoint a restaurant inspector or inspectors as the funds collected under this ordinance permit and as may in the judgment of the Board of Health be required. Such inspectors may be of either sex and shall be persons of high moral character, of good standing in the community, who have never been convicted of a felony, who are of good health and shall be appointed free from any political influence. The health inspector or inspectors and all persons appointed under this ordinance shall hold office at the pleasure of the City Board of Health. The Board of Health may provide examinations for qualification for the appointment of said health inspectors, such examinations to be prepared by the Board of Health. Such health inspectors shall work directly under the Board of Health of the City of Indianapolis and its secre-

tary, and may be discharged by the Board of Health at its discretion with or without hearing or cause. The Board of Health shall appoint a chief inspector who shall be a person especially qualified in home economics, public health and public sanitation, and an assistant inspector who shall have had experience as a restaurant manager, and such additional inspectors as are required to properly and efficiently administer this ordinance. All of said inspectors shall be at least thirty (30) years of age and qualified in public health matters. If complaint is made to the Board of Health of the City of Indianapolis that any inspector has not in any instance performed his duty, the secretary of the Board of Health shall make a personal investigation and report upon such complaint to the Board of Health which shall take such action as in its judgment the facts may justify. The salary of the chief inspector shall be not less than \$4,000 or more than \$5,000 per annum. The salary of the assistant chief inspector shall be not less than \$3,500 or more than \$4,500 per annum. The salary of each inspector shall be not less than \$3,000 or more than \$4,000 per annum.

ARTICLE VI

GENERAL PROVISIONS

Section 1. The inspectors as provided for in this ordinance, and the members of the Board of Health and its secretary, are hereby authorized to enter upon the premises of a public eating place any time during business hours, and to inspect the food therein and the equipment and fixtures and the surroundings, and may direct the owners thereof to destroy any poisonous, tainted or unwholesome food products and to clean said premises to promote the best interests of the public health.

Sec. 2. All public eating places shall be screened in such manner and during such time of the year as the Board of Health may direct.

Sec. 3. All dishes, glassware and silverware, used in any public eating house, as defined in this ordinance, shall after each use be thoroughly washed and cleaned in water containing soap or some other effective cleansing agent in such a way as to remove all visible foreign matter, as directed by the Board of Health; and after each washing shall be rinsed and sterilized in clean, running water not less than 180 Fahrenheit or Chlorine or some other effective sterilizing unit, as the Board of Health may direct.

Sec. 4. All kitchen utensils and other instruments used in the serving of food at any public eating place as defined in this ordinance shall be kept thoroughly clean at all times.

Sec. 5. All premises and counters, fixtures, tables, chairs, ceilings, floors, walls, windows and doors and adjoining rooms shall be kept thoroughly clean, and the Board of Health, its secretary or its inspectors may require such cleansing when in their judgment it is necessary to the interest of public health.

Sec. 6. The floors of any public eating place, and all kitchens thereof, shall be mopped or scrubbed after each meal and the adjacent sidewalks shall be swept at least once every twenty-four hours.

Sec. 7. It shall be unlawful for any person, firm or corporation to store or to keep for the purpose of selling, or to expose or offer for sale, or to transport, convey or carry from one place to another, any food for human consumption or any food sold or procured for the purpose of selling, offering or exposing the same for sale in the city, unless such food is fully protected from dust, dirt, flies, vermin, rats, mice, dogs, cats, promiscuous handling and other contamination.

The protection for food kept in rooms of buildings which are free from flies shall be an enclosure consisting of a front and a top cover-

ing extending not less than 8 inches back from such front, unless the food is covered by a top less than 8 inches and said front may have an opening not more than 4 inches high; which front and top shall be made of glass, wood, sheet metal or material of a similar character which is impervious to dust, and sides of impervious material. Full protection shall be provided where food is exposed in show windows or upon show stands.

By "front" as used in this section is meant that side of a case or container facing towards that part of the store or place to which the general public has access. The protection which shall be considered adequate for food kept on sidewalks, in doorways, open windows, on street stands, push carts and other places in the open air, or in rooms of buildings which are not free from flies, shall be a complete enclosure of a fixed or permanent character, consisting of glass, wood, or sheet metal, or material of a similar character which is impermeable so as to protect against flies, dust and promiscuous handling; provided, however, that in case of fruits, bakery goods and other foods subject to sweating when completely enclosed, openings shall not exceed 10 per cent of the area of such side, and which openings shall be completely covered with 20-mesh screen or material of a similar character.

The original box, crate or container and the usual cover for such containers, left in place and intact, shall be considered adequate protection for food sold or offered for sale in such original containers. A complete enclosure in a box, carton, wrapper, or package of a similar character shall be considered adequate protection for all food required to be protected. Nothing in this section shall be construed to prohibit the necessary exposure of food during the immediate process of preparation, assortment or packing, in a building or place screened and free from flies.

Sec. 8. There shall be adequate light and ventilation in every dining room or eating room and the walls, ceilings and floors shall be in good repair and clean; tables, counters, shelves and other fur-

niture shall have clean surfaces and be kept clean. All utensils, including urns and containers for milk, cream, coffee and water shall be made of materials that can be easily cleaned and sterilized.

Sec. 9. Every kitchen shall have adequate light and ventilation and the air flow shall always be from the dining room through the kitchen. Adequate provision shall be made to completely change the air of every kitchen and dining room at least once every five (5) minutes during which said eating place is actually opened for business. The discharge from kitchen fans shall be through a duct to a point above the roof line to protect the occupants of the building in which the restaurant is located from nuisance. Ranges, refrigerators, and other bulky equipment shall be so arranged as not to obstruct the light and ventilation, and tables for clean and soiled dishes and food shall be so arranged that the soiled dishes will be as far removed from the food rack and clean dishes as may be possible. Ranges shall be hooded so that the cooking odors may be effectually carried off by a stack or an exhaust fan or a skylight immediately above. The walls and ceilings of kitchen shall be kept in good repairs and capable of being readily cleaned. The floor shall be of such construction that it may be kept clean at all times. The floors and walls shall be reasonably proof against the rats and vermin. Ranges, steam tables, shelves, racks, blocks, tables, or other machinery or furniture used in mixing, cutting, grinding, cooking, or otherwise preparing the food for service shall be of such material and construction that they may be kept scrupulously clean at all times.

Sec. 10. There shall be adequate water closet facilities easily accessible to the employes, and where more than five (5) of each sex are employed separate water closet accommodations plainly marked shall be provided for each sex. Water closet compartments shall be clean, dry, well lighted and ventilated, and located as far as possible from the food racks and places where food is prepared. Adequate facilities for employes for washing, soap and towels shall be provided.

Sec. 11. Refrigerators shall be lined with impervious material and adequately drained by indirect or broken connection with the sewer. The interior of the box must be so arranged that the ice or equipment for electrical refrigeration shall not come in direct contact with food. Scrupulous cleanliness shall be in and about said refrigerator at all times and refrigerators shall be so ventilated that no objectionable odors shall exist.

Sec. 12. There shall be adequate plumbing facilities so that there is a sufficient supply of running water for all washing purposes, and all fixtures, such as sinks, wash sinks, etc., shall be adequately trapped, vented and revented, and properly connected with the sewer. All sinks in which pots or dishes are washed shall be connected to a catch basin or be equipped with a water-jacketed grease trap. Dish washers, steam tables, coffee urns, and bainmaries may discharge into the floor gutter or over a floor drain, and if connected solidly to the waste pipes or plumbing system shall have traps and vents the same as other plumbing fixtures.

Sec. 13. All employes shall be clean in person and in clothing, and no person afflicted with any contagious or infectious disease, or with communicable skin disease, shall be employed in or about the preparing, handling, cooking, serving of foodstuffs, or in the washing of the dishes or other utensils.

Sec. 14. All store rooms and other rooms directly connected with the establishment shall be clean, dry, and kept in such a condition as not to affect unfavorably the foodstuffs used or the health of the employes or of the public. Yards, cellars, or other areas directly connected with, or in close proximity to, public eating places must be clean.

Sec. 15. Foodstuffs shall not be stored in a location that will render them unwholesome and shall be elevated from the floor. The owner of a public eating place shall make reasonable examination of

all meats, canned goods and other food materials to determine their purity and wholesomeness, and any foodstuffs which are unwholesome shall be destroyed.

Sec. 16. All containers in which milk is delivered to the establishment or in which milk is kept in the establishment shall be kept scrupulously clean. All milk served to the public shall be served from original bottles as bottled by the milk distributors by appliances approved by the Board of Health of the City of Indianapolis. Milk urns and pumps shall be kept thoroughly cleaned and all milk shall be kept cold and wholesome.

Sec. 17. Adequate metal receptacles tightly covered shall be provided for the storage of garbage and refuse, and all garbage and refuse shall be kept in such manner and at such places that they will not become a nuisance to the public. The use of wooden boxes or barrels for the storage of garbage or refuse shall not be permitted, except that wooden barrels which are washed regularly may be used for the storage of grease for soap stock. Garbage receptacles shall be kept clean at all times.

ARTICLE VIII

VALIDITY

Section 1. If any section or sub-section, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid such decision shall not affect the validity of the remaining portions of this ordinance, but the same shall continue in full force and effect.

ARTICLE IX

EFFECTIVE DATE

Section 1. The City Clerk of Indianapolis is hereby authorized

and directed to publish this ordinance or cause the same to be published, in pamphlet form, with a proper index thereto, and to distribute the same free of any charge to the members of the Indianapolis Police Department and to any other persons requesting a copy thereof, not inconsistent with the law of the State of Indiana as contained in Section 10283 Burns Annotated Indiana Statutes of 1926. It is further declared and ordained that this ordinance shall be in full force and effect two (2) weeks following the date of publication of the same in pamphlet form, following its passage and approval by the Mayor.

ARTICLE X

PENALTIES

Section 1. Any person, firm, association or corporation who shall violate the provisions of this ordinance shall be deemed guilty of a misdemeanor, every violation constituting a separate offense, and upon conviction shall be punished by a fine of not less than fifty dollars nor more than five hundred dollars, or by imprisonment for not less than thirty days nor more than six months or by both such fine and imprisonment at the discretion of the court.

Which was read the first time and referred to the Committee on Public Health and Charities.

ORDINANCES ON SECOND READING

Mr. Hildebrand called for General Ordinance No. 3, 1931, for second reading. It was read a second time.

On motion of Mr. Hildebrand, seconded by Mr. Welch, General Ordinance No. 3, 1931, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 3, 1931, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Wheatley called for Special Ordinance No. 1, 1931, for second reading. It was read a second time.

Mr. Wheatley presented the following written motion to amend Special Ordinance No. 1, 1931:

Indianapolis, Ind., January 19, 1931.

Mr. President:

I move that Special Ordinance No. 1, 1931, be amended by striking out the words "Thompson Place" in Section 1 and inserting in lieu thereof the following: the words "Paxton Place."

C. I. WHEATLEY,
Councilman.

The motion was seconded by Mr. Welch, and passed by the following roll call vote:

Ayes, 9, viz: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

On motion of Mr. Wheatley, seconded by Mr. Gardner, Special Ordinance No. 1, 1931, as amended, was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 1, 1931, as amended, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

On motion of Mr. Wheatley, seconded by Mr. Henry, the Common Council adjourned at 9:05 p. m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Common Council of the City of Indianapolis, held on the 19th day of January, 1931, 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.

Ernest C Ropkey

President.

Attest:

Henry O Gantt

City Clerk.

(SEAL.)