

REGULAR MEETING

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, September 7, 1925, at 7:30 o'clock in regular session, President Ben H. Thompson in the chair.

Present: The Hon. Ben H. Thompson, President of the Common Council, and eight members, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, King, Ray and Wise.

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

COMMUNICATIONS FROM THE MAYOR

August 18, 1925.

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

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

GENERAL ORDINANCE NO. 54, 1925, an ordinance transferring the sum of Three Thousand (\$3000) Dollars, from the Material and Supply Fund, in the Street Cleaning Department, under the Department of Public Works, and reappropriating the same to Team Hire Fund in the same department and declaring a time when the same shall take effect.

GENERAL ORDINANCE NO. 55, 1925, an ordinance transferring and reappropriating certain sums of money from certain funds in certain departments, under the department of Public Safety, of the City of Indianapolis, to certain funds in other departments, under the Department of Public Safety, and declaring a time when same shall take effect.

GENERAL ORDINANCE NO. 62, 1925, an ordinance to amend General Ordinance No. 114, 1922, entitled: "An Ordinance dividing the City of Indianapolis into districts for the purpose of regulating and restricting the location of trades, callings, industries, commercial enterprises and the location of buildings designed for specific uses; of classifying, regulating and determining the area of front, rear and side yards and other open spaces about buildings; of regulating and determining the use and intensity of use of land and lot areas within such city; creating a Board of Zoning Appeals; defining certain terms used in said ordinance; providing a penalty for its violation and designating the time when the same shall take effect," and fixing the time when the same shall take effect.

GENERAL ORDINANCE NO. 66, 1925, an ordinance regulating the parking of vehicles on the north side of Henry Street in the

City of Indianapolis, fixing a penalty for the violation thereof, and declaring a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 26, 1925, an ordinance appropriating the sum of Seventy-five (\$75.00) Dollars for the purpose of paying the appraisers appointed by the court in Cause No. 2586, in the Marion Circuit Court, for the sale of certain personal property belonging to the City of Indianapolis and declaring a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 27, 1925, an ordinance appropriating the sum of Five Hundred (\$500.00) Dollars to the Bertillion Supplies and Maintenance Fund in the Police Department, under the Department of Public Safety, and declaring a time when the same shall take effect.

Very truly yours,

LEW SHANK,

Mayor.

August 25, 1925.

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

Gentlemen—I have this day approved, signed and delivered to John W. Rhodehamel, City Clerk, Resolution No. 17, 1925.

Very truly yours

LEW SHANK,

Mayor.

REPORTS FROM CITY OFFICERS

From the City Controller:

August 23, 1925.

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

Gentlemen—At the request of the Board of Public Safety, I am sending you herewith copies of an ordinance providing for the appropriation of the sum of Five Hundred (\$500.00) Dollars, out of any unappropriated funds of the City of Indianapolis, to the Motorcycle Repairs, Tires and Tubes Fund in the Police Department under the Department of Public Safety.

I respectfully recommend the passage of this ordinance.

Your very truly

JOS. L. HOGUE.

City Controller.

August 23, 1925.

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

Dear Sir—The Board of Public Safety respectfully requests that you recommend to the Common Council, the passage of an ordinance appropriating the sum of Five Hundred (\$500.00) Dollars, out of any unappropriated sum of the City of Indianapolis, to the Motorcycle Repairs, Tires and Tubes Fund in the Police Department, under the Department of Public Safety.

BOARD OF PUBLIC SAFETY,

By Oscar O. Wise,
Executive Secretary.

From the Board of Public Works:

September 7th, 1925.

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

Gentlemen—At the request of the Board of Public Works I am handing you herewith for passage an ordinance authorizing the sale of certain real estate which is no longer needed by the City of Indianapolis, and described as follows:

Lots 1 to 14 inclusive in Fountain Square Addition to the City of Indianapolis, Marion County, Indiana, and

Lots 7, 8, 9, 10 and 11 in D. Munson's Subdivision of the East ½ of Lot 1 in Birkemyer's Addition to the City of Indianapolis, Indiana.

Yours truly,
ELMER WILLIAMS,
Clerk Board of Public Works.

August 24, 1925.

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

Dear Sir—We hand you herewith for transmission to the Common Council, Switch Contract, granting permission to George C. Brinkmeyer Company to lay and maintain a sidetrack or switch from point in the Inbound Freight House Track No. 6 of the Illinois Central Railroad Company, across Senate Avenue.

Very truly yours,
BOARD OF PUBLIC WORKS,
E. W. Williams, Clerk.

From the Board of Park Commissioners:

August 30, 1925.

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

Gentlemen—The Board of Park Commissioners herewith present to your honorable body an ordinance authorizing the sale of certain personal property belonging to the City of Indianapolis, under and by virtue of Property Sale Resolution No. 4, 1925, of this Board.

Trusting your honorable body will give this ordinance favorable consideration, we remain,

Yours very truly,
BOARD OF PARK COMMISSIONERS,
OF THE CITY OF INDIANAPOLIS,
By Newton J. McGuire, Attorney.

INTRODUCTION OF APPROPRIATION ORDINANCES

By the City Controller:

APPROPRIATION ORDINANCE NO. 29, 1925.

AN ORDINANCE appropriating the sum of Five Hundred (\$500.00) Dollars to the Motorcycle Repairs, Tires and Tubes Fund in the

Police Department, under the Department of Public Safety, and declaring a time when the same shall take effect.

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

Section 1. That there be and hereby is appropriated out of any unappropriated funds of the City of Indianapolis, the sum of Five Hundred (\$500.00) Dollars, to the Motorcycle Repairs, Tires and Tubes Fund in the Police Department, under the Department of Public Safety.

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

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

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES

By the Board of Public Works:

GENERAL ORDINANCE NO. 73, 1925.

WHEREAS, the Board of Public Works has adopted a resolution, being Miscellaneous Resolution No. —, 1925, which resolution declares that in the opinion of said Board of Works the land described therein belongs to the City of Indianapolis, Indiana, and is not needed for public use or public purposes, and should be sold, and

WHEREAS, said resolution further asks the Common Council of the City of Indianapolis to request the Judge of the Marion Circuit Court to appoint three disinterested freeholders for the appraisalment of said real estate as required by law.

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

Section 1. That the City of Indianapolis be and is hereby authorized to sell, alienate and convey by good and sufficient warranty deed the following real estate situated in the City of Indianapolis, Marion county, State of Indiana, to-wit:

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 in Fountain Square Addition to the City of Indianapolis, Marion county, Indiana, and also of the following described real estate in the City of Indianapolis, Marion county, to-wit:

Lots 7, 8, 9, 10 and 11 in D. Munson's Subdivision of the East ½ of Lot 1 in Birkemeyer's Addition to the City of Indianapolis, having a frontage of 190 feet on Shelby street and a depth of 182.6 feet, for not less than the full appraised value of said real estate, said appraised value to be ascertained as provided by law.

Section 2. That the Common Council does hereby request the Honorable Harry C. Chamberlin, Judge of the Marion Circuit Court, of Marion county, Indiana, to appoint three disinterested freeholders of the City of Indianapolis to appraise said real estate and to report their appraisalment to the Board of Public Works of the City of Indianapolis, Indiana, and that a copy of this ordinance be filed and presented to the Judge of the said Circuit Court, and referred to as and for his authority to appoint such appraisers.

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

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

By the Board of Public Works:

GENERAL ORDINANCE NO. 74, 1925.
SWITCH CONTRACT.

AN ORDINANCE approving a certain contract granting George C. Brinkmeyer Company the right to lay and maintain a sidetrack or switch from a point in the Inbound Freight House Track No. 6 of the Illinois Central Railroad Company, across Senate avenue, according to the blue print attached, in the City of Indianapolis, Indiana.

WHEREAS, Heretofore, to-wit: on the 21st day of August, 1925, George C. Brinkmeyer Company filed their petition before the Board of Public Works of the City of Indianapolis, as follows:

PETITION
TO THE BOARD OF PUBLIC WORKS,
City of Indianapolis,
Gentlemen:

We petition for a railroad switch from the Inbound Freight House No. 6, Illinois Central Railroad across South Senate avenue, total length of track to be 640 feet more or less.

NOW, THEREFORE, This agreement made and entered into this 21st day of August, 1925, by and between George C. Brinkmeyer Company of the City of Indianapolis, County of Marion, State of Indiana, party of the first part, and the City of Indianapolis, by and through its Board of Public Works, party of the second part.

WITNESSETH: That the party of the first part, being desirous of securing a right of way for a sidetrack or switch from Inbound Freight House Track No. 6 of the Illinois Central Railroad across Senate avenue, in the City of Indianapolis, which is more specifically described as follows: Beginning at a point in the Inbound Freight House Track No. 6 of the Illinois Central Railroad Company, 150 feet more or less south of the south line of Freight House and leaving said track with a No. 5 turnout; thence in a northeasterly direction on a tangent 80 feet more or less; thence on a 12 degree curve to the left in a northeasterly direction across South Senate avenue, crossing the west line of Senate avenue at the southeast corner of Illinois Central Railroad Company's Inbound Freight House, or at a point 382 feet more or less north of the north line of West Merrill street; thence proceeding in the same northeasterly direction and crossing the east curb line of South Senate avenue at a point 23 feet south of the south line of West Empire street produced, to a point 15 feet west of the east line of South Senate avenue; thence proceeding north to the south line of West South street, length of that portion of track crossing paved portion of South Senate avenue to be 224 feet more or less. Total length of track to be 640 feet more or less, hereby covenants and fully binds himself, his successors, legal representatives and assigns, that, in consideration of the grant of the privileges and authority herein given, he will lay, construct and maintain said track upon the terms and conditions hereinafter set forth, to-wit:

(1) They shall be so laid, improved and kept in repair as to be safe for persons on foot, in vehicles or otherwise, and shall, at all

times, be subject to the orders of the Board of Public Works of the City of Indianapolis.

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

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

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

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

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

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

Said party of the second part by virtue of the provisions of an Act of the General Assembly of the State of Indiana, entitled "An Act concerning municipal corporations," approved March 6, 1905, and in consideration of the things hereinbefore set forth and upon the terms and provisions stipulated, hereby gives, grants and duly vests said party of the first part the right, privilege and authority to lay

and maintain an additional sidetrack or switch across Senate avenue, to be completed within one year from passage of ordinance in the City of Indianapolis, all as shown by the drawing attached thereto, filed herewith and for greater certainty marked "Exhibit A."

IN WITNESS WHEREOF, We have hereunto set our hands th'sday of....., 1925.

GEORGE C. BRINKMEYER COMPANY,
By F. H. Brinkmeyer, Pres.
Party of the First Part.

Witness: J. B. VanDyke.

CITY OF INDIANAPOLIS,
By W. H. Freeman, Vice-President
M. J. Spencer.
Board of Public Works
Party of the Second Part.

Approved: 8-21-25.

F. C. Lingenfelter, C. C. E.

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

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

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

Which was read a first time.

Mr. Bramblett moved that the rules be suspended and General Ordinance No. 74, 1925, be placed upon its passage.

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

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

Mr. Bramblett called for General Ordinance No. 74, 1925. for second reading. It was read a second time.

Mr. Bramblett moved that General Ordinance No. 74, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 74, 1925, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

By the City Plan Commission:

GENERAL ORDINANCE NO. 75, 1925.

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

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

Section 1. That the U1 or dwelling house district, the A1 or 7500 square foot area district, and the H1 or 50 foot height district, as established by General Ordinance No. 114, 1922, be and the same is hereby amended, supplemented, and changed so as to include all territory annexed to the City of Indianapolis by Special Ordinance No. 14, 1924.

Section 2. Beginning on the present corporation line at the intersection of the center line of Arlington avenue and the center line of E. St. Clair street; thence north with and along the center line of Arlington avenue to a point 150 feet north of the north property line of E. 10th street; thence west and parallel to and 150 feet distant from said line and street to the present corporation line; thence south and east with the present corporation line to the point or place of beginning.

Section 3. This ordinance shall go into immediate effect upon its passage and publication according to law.

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

By the City Plan Commission:

GENERAL ORDINANCE NO. 76, 1925.

AN ORDINANCE to amend General Ordinance No. 114, 1922, entitled "An ordinance dividing the City of Indianapolis into districts for the purpose of regulating and restricting the location of trades, callings, industries, commercial enterprises and the location of buildings designed for specified uses; of classifying, regulating and determining the area of front, rear and side yards and other open spaces about buildings; of regulating and de-

termining the use and intensity of use of land and lot areas within such city; creating a board of zoning appeals; defining certain terms used in said ordinance; providing a penalty for its violation and designating the time when the same shall take effect," and fixing the time when the same shall take effect.

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

Section 1. That the U1 or dwelling house district, the A3 or 2400 square foot area district and the H1 or 50 foot height district, as established by General Ordinance No. 114, 1922, be and the same are hereby amended, supplemented and changed so as to include all territory annexed to the City of Indianapolis by Special Ordinance No. 15, 1924, except Section 2.

Beginning at a point on the present corporation line, said point being the center line of East 30th street, at its intersection with the center line of Lancaster street; thence north with and along the center line of Lancaster street to a point 200 feet north of the north property line of 30th street; thence east and parallel to and 200 feet distant from the north property line of 30th street to the center line of Emerson avenue extended north; thence south with the center line of Emerson avenue extended north to the present corporation line; thence west with and along the present corporation line to the point or place of beginning.

Section 2. That the U5 or second industrial district, the A3 or 2400 square foot area district and the H1 or 50 foot height district as established by General Ordinance No. 144, 1922, be and the same are hereby amended, supplemented and changed so as to include all the following described territory:

Beginning on the south property line of 30th street at its intersection with the north property line of the C. C. & St. L. R. R.; thence northeasterly with and along the said railroad right-of-way line to the present corporation line; thence east, south and west with and along the present corporation line to the point or place of beginning.

Section 3. This ordinance shall go into immediate effect upon its passage and publication according to law.

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

By the City Plan Commission:

GENERAL ORDINANCE NO. 77, 1925.

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

violation and designating the time when the same shall take effect," and fixing the time when the same shall take effect.

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

Section 1. That the U1 or dwelling house district, the A2 or 4800 square foot area district and the H1 or 50 foot height district as established by General Ordinance No. 114, 1922, be and the same are hereby amended, supplemented and change so as to include all territory annexed to the City of Indianapolis by Special Ordinance No. 8, 1924, except Section 2.

Section 2. That the U3 or business district, the A3 or 2400 square foot area district and the H1 or 50 foot height district as established by General Ordinance No. 114, 1922, be and the same are hereby amended, supplemented and changed so as to include all the following described territory:

Beginning on the north property line of West 16th street at its intersection with the west bank of White river; thence northwesterly with and along the west bank of White river to the south property line of Plymouth street extended east would intersect the west bank of White river; thence west with and along the south property line of Plymouth street extended and the south property line to the center line of the first alley west of Lafayette road; thence south with and along the center line of the said alley to the center line of the first alley north of 16th street; thence west with and along the center line of the said alley to the first alley west of Bellevue Place; thence south with and along the center line of said alley to the north property line of 16th street; thence east with and along the north property line of said street to the point or place of beginning.

Section 3. This ordinance shall go into immediate effect upon its passage and publication according to law.

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

By the City Plan Commission:

GENERAL ORDINANCE NO. 78, 1925.

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

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

Section 1. That the A3 or 2400 square foot area districts as established by General Ordinance No. 114, 1922, be and the same are here-

by amended, supplemented and changed so as to include the following described territory:

Beginning on the east property line of the first alley west of Winthrop avenue at its intersection with the north property line of 51st street; thence north with and along the east property line of said alley to the north property line of 52nd street; thence east with and along the north property line of 52nd street to a point 133.5 feet west of the west property line of Winthrop avenue; thence north and parallel to and 133.5 feet distant from the west property line of Winthrop avenue to the south property line of 54th street; thence east with and along the south property line of said street to the west right-of-way line of the C. I. & L. Railway Co.; thence south with and along the west right-of-way line of the railway line to the north property line of 51st street; thence west with and along the north property line of 51st street to the point or place of beginning.

Section 2. Beginning on the north property line of Walker avenue at its intersection with the center line of the first alley west of Randolph street; thence north with and along the center line of said alley to the center line of the first alley north of Raymond street; thence west with and along the center line of said alley to the center line of the first alley east of State street; thence north with and along the center line of said alley to a point, said point being where the center line of the first alley north of Calhoun street extended west would intersect with the center line of the first alley east of State avenue; thence east with and along the center line of the first alley north of Calhoun street extended west and the center line of said alley to the west property line of Villa avenue; thence north with and along the west property line of Villa avenue to a point 142 feet north of the north property line of Reformer avenue; thence east parallel to and 142 feet distant from the north property line of Reformer avenue to point 120 feet west of the west property line of Churchman avenue; thence south and parallel to and 120 feet distant from the west property line of Churchman avenue to the center line of the first alley south of Reformer avenue; thence east with and along the center line of said alley to a point 40 feet west of the west property line of Churchman avenue; thence south and parallel to and 84 feet distant from the west property line of Keystone avenue to the south property line of Raymond street; thence west with and along the south property line of Raymond street, a distance of 40 feet; thence south and parallel to the west property line of Keystone avenue a distance of 150 feet; thence east and parallel to the south property line of Raymond street to the west property line of Keystone avenue; thence south with and along the west property line of Keystone avenue to the north property line of Walker avenue; thence west with and along the north property line of Walker avenue, to the point or place of beginning.

Section 3. Beginning on the north property line of Stanton avenue at its intersection with the west property line of Sherman Drive; thence west following the north property line of Stanton avenue to the west property line of Gale street; thence south with and along the west property line of Gale street to a point 135 feet north of the north property line of English avenue; thence west and parallel to and 135 feet distant from the north property line of English avenue to the east right-of-way line of the I. U. R. R. Co.; thence north with and along the east right-of-way line of the I. U. R. R. Co. to the south right-of-way line of the Penna. R. R. Co.; thence east with

and along the south right-of-way line of the Penna. R. R. Co. to the west property line of Sherman Drive; thence south with and along the west property line of Sherman Drive to a point or place of beginning.

Section 4. Beginning on the east property line of Keystone avenue at its intersection with the north property line of 30th street; thence north with and along the east property line of Keystone avenue a distance of 100 feet; thence west and parallel to and 100 feet distant from the north property line of 30th street a distance of 161.5 feet; thence south and parallel to and 161.5 feet distant from the east property line of Keystone avenue to the north property line of 30th street; thence west with and along the north property line of 30th street to the point or place of beginning.

Section 5. Beginning on the east property line of Keystone avenue at its intersection with the south property line of 34th street; thence east with and along the south property line of 34th street a distance of 100 feet; thence south and parallel to and 100 feet distant from the east property line of Keystone avenue a distance of 200 feet; thence west and parallel to and 200 feet distant from the south property line of 34th street; thence north and parallel to and 100 feet distant from the west property line of Keystone avenue south property line of 34th street to a point 100 feet west of the west property line of Keystone avenue; thence north and parallel to and 100 feet distant from the west property line of Keystone avenue to the south property line of 34th street; thence east with and along the south property line of 34th street to the point or place of beginning.

Section 6. Beginning on the north property line of 58th street at its intersection with the west property line of College avenue; thence west with and along the north property line of 58th street to the center line of the first alley west of Broadway; thence north with and along the center line of said alley to a point 160 feet south of the south property line of 59th street; thence east and parallel to and 160 feet distant from the south property line of 59th street to the west property line of College avenue; thence north with and along the west property line of College avenue to the south property line of 59th street; thence east with and along the south property line of 59th street to the east right-of-way line of the C. I. & L. R. R. Co.; thence north with and along the east right-of-way line of said R. R. Co. to a point, said point being where the center line of the first alley north of 63rd street extended east would intersect the east right-of-way line of said railroad; thence west with said extended center line and said center line to the center line of the first alley west of Winthrop avenue; thence north with and along said center line a distance of 10.5 feet; thence west to the west property line of Bellefontaine street; thence north with and along the west line of said street to a point 160 feet north of the north property line of 59th street; thence west and parallel to and 160 feet distant from the north property line of 59th street to the center line of the first alley west of Broadway; thence north with and along the center line of the first alley west of Broadway to the center line of 60th street; thence west with and along the center line of 60th street to a point 127.15 feet east of the east property line of Central avenue; thence north and parallel to and 127.15 feet distant from the east property line of Central avenue to the south property line of Westfield Boulevard; thence northeasterly with and along the south prop-

erty line of said boulevard to the north property line of the first alley north of 62nd street; thence east with and along the north line of said alley to the east property line of College avenue; thence north with and along the east property line of College avenue to a point 198.6 feet south of the south property line of 63rd street; thence east and parallel to and 198.6 feet distant from the south property line of 63rd street to the center line of the first alley east of College avenue; thence north with and along the center line of said alley to a point 139.3 feet south of the south property line of 63rd street; thence east and parallel to and 139.3 feet distant from the south property line of 63rd street to the east property line of Ashland avenue; thence north with and along the east property line of Ashland avenue to a point 102.5 feet south of the south property line of 63rd street; thence east and parallel to and 102.5 feet distant from the south property line of 63rd street, to the first alley east of Ashland avenue; thence south and along the center line of said alley to a point 113.1 feet south of the south property line of 63rd street; thence east and parallel to and 113.1 feet distant from the south property line of 63rd street to the east property line of Bellefontaine street; thence south with and along the east property line of said street to the center line of the first alley south of 63rd street; thence east with and along the center line of said alley to the east property line of Cornell avenue; thence south with and along the east property line of said avenue to the north property line of 62nd street; thence east with and along the north property line of said street to the east right-of-way line of the C. I. & L. R. R. Co.; thence south with and along the east right-of-way line of said R. R. Co. to the south property line of 59th street; thence west with and along the south property line of 59th street to a point 90 feet east of the east property line of College avenue; thence south and parallel to and 90 feet distant from the east property line of College avenue to a point 120 feet south of the south property line of 59th street; thence west and parallel to and 120 feet distant from the south property line of 59th street to the east property line of College avenue; thence south and along the east property line of College avenue to the north property line of 58th street; thence west with and along the north property line to 58th street to the point or place of beginning.

Section 7. Beginning at a point on the present corporation line, said point being at the intersection of the center line of 61st street and the north bank of the Canal; thence west and following the present corporation line to its point of intersection with the center line of 63rd street; thence south to the south property line of 63rd street; thence west with and along the south property line of 63rd street to the present corporation line; thence west, northwesterly, south and west with and along the present corporation line to the center line of Compton street; thence north with and along the center line of Compton street to the south bank of White River; thence following the south bank of White River to the south property line of 64th street; thence west with and along the south property line of 64th street to the west property line of Jefferson street; thence north with and along the west property line of Jefferson street to its point of intersection with the north property line of Westfield Road; thence west to a point on the east right-of-way line of the C. I. & L. R. R. Co., said point being 897 feet south of the south property line of Cornell avenue; thence south with and along the east property line of Cornell avenue to the south property line of 65th street; thence west

with and along the south property line of said street to the center line of the first alley west of Cornell avenue; thence south with and along the center line of said alley to the south property line of 64th street; thence west with and along the south property line of said street to the west property line of College avenue; thence north with and along the west property line of said street a distance of 150 feet north of the north property line of 64th street; thence west and parallel to and 150 feet distant from the north property line of 64th street to the center line of the first alley west of College avenue; thence south with and along the center line of said alley to the north bank of the Canal; thence southeasterly with and along the north bank of the Canal to the point or place of beginning.

Section 8. That the U1 or dwelling house district and the A1 or 7500 square foot area district as established by General Ordinance No. 114, 1922, be and the same is hereby amended, supplemented and changed so as to include the following territory:

Beginning on the west property line of Washington Boulevard at a point 103 feet north of the north property line of Maple Road; thence west and parallel to and 103 feet distant from the north property line of Maple Road a distance of 129.11 feet; thence south and parallel to and 129.11 feet distant from the west property line of Washington Boulevard to the south property line of Maple Road; thence west with and along the south property line of said road to a point 132.5 feet west of the west property line of Washington Boulevard; thence south and parallel to and 132.5 feet distant from the west property line of said boulevard a distance of 100 feet; thence east and parallel to and 100 feet distant from the south property line of Maple Road to the east property line of Washington Boulevard; thence south with and along the east property line of said boulevard to a point 122 feet south of the south property line of Maple Road; thence east and parallel to and 122 feet distant from the south property line of said road, a distance of 126 feet; thence north and parallel to and 126 feet distant from the east property line of Washington Boulevard to a point 123 feet north of the north property line of Maple Road; thence west and parallel to and 123 feet distant from the north property line of said road to the west property line of Washington Boulevard; thence south with and along the west property line of said boulevard to the point or place of beginning.

Section 9. That the U3 or business district as established by General Ordinance No. 114, 1922, be and the same is hereby amended, supplemented and changed so as to include the following territory:

Beginning on the west property line of Pennsylvania street at its intersection with the south property line of 34th street; thence west with and along the south property line of 34th street to the center line of the first alley west of Pennsylvania street; thence south 100 feet with and along the center line of said alley; thence east and parallel to and 100 feet distant from the south property line of 34th street to the west property line of Pennsylvania street; thence north with and along the west property line of Pennsylvania street to the point or place of beginning.

Section 10. Beginning on the east property line of Keystone avenue at its intersection with the north property line of 30th street; thence north with and along the east property line of Keystone avenue, a distance of 100 feet; thence west and parallel to and 100 feet distant from the north property line of 30th street, a distance of

161.5 feet; thence south and parallel to and 161.5 feet distant from the east property line of Keystone avenue to the south property line of 30th street; thence west with and along the north property line of 30th street to the point or place of beginning.

Section 11. Beginning on the east property line of Keystone avenue at its intersection with the south property line of 34th street; thence east with and along the south property line of 34th street, a distance of 100 feet; thence south and parallel to and 100 feet distant from the east property line of Keystone avenue, a distance of 200 feet; thence west and parallel to and 200 feet distant from the south property line of 34th street to a point 100 feet west of the west property line of Keystone avenue; thence north and parallel to and 100 feet distant from the west property line of Keystone avenue to the south property line of 34th street; thence east with and along the south property line of 34th street to the point or place of beginning.

Section 12. This ordinance shall go into immediate effect upon its passage and publication according to law.

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

By Mr. Thompson:

GENERAL ORDINANCE NO. 79, 1925.

AN ORDINANCE to amend General Ordinance No. 114, 1922.

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

Sect. on 1. That Section 18 of General Ordinance No. 114, 1922, be amended to read as follows:

Section 18. FRONT YARDS IN RESIDENCE DISTRICTS.

A. Between a front yard line, as herein established and the street line in residence districts no building or structure or portion thereof may be erected. Provided, however, that steps, a terrace, uncovered porch or wall not exceeding three and one-half feet in height and posts or columns which may be a part of any such wall or fence and not more than six feet in height may be erected between any such front yard line and the straight line.

B. In dwelling house districts and apartment house districts front yard lines are hereby established as follows:

1. On a street frontage on either side of a street where more than 25% of such frontage between two intersecting streets, excluding that part thereof which is improved with buildings which are at the street line, and excluding also the side line of a corner lot, is improved with residence buildings which are set back from the street line, the front yard line shall be the alignment of the existing buildings back of the street line.

2. On a street frontage on either side of a street between two intersecting streets, where the front yard line is not established by the provisions of Subdivision B-1 of this section, the distance of the front yard line back from the street line shall be twenty per cent (20%) of the average or normal depth of the lots constituting such street frontage.

3. The words "existing building" as used herein shall be taken to mean any residence building for which a building license has been lawfully issued and on which work has been begun and completed up to the first floor line.

4. The unit of determining the percentage of frontage between two intersecting streets for the purpose of determining the front yard line regulations herein established, shall be the lot in a subdivision or addition comprising such frontage or part thereof, the plat for which has been regularly filed for record in the office of the recorder or Marion county, Indiana; or if no such plat has been so filed for record then such unit of frontage shall, for the purpose hereof, be considered to be a parcel of ground fifty feet in width in the A-1 district and forty feet in width in all other districts, whether all of said frontage is owned by one or more persons. Only such lots or parcels as are actually occupied by residence buildings shall be considered as improved frontage in determining the front yard line for any block or part thereof.

Section 2. That Section 19 of General Ordinance No. 114, 1922, be amended to read as follows:

Section 19. FRONT YARDS IN BUSINESS DISTRICTS.

A. Between a front yard line, as herein established and the street line in business districts no building or structure or portion thereof may be erected.

B. In business districts, except on either side of a street between two intersecting streets where fifty per cent of the frontage is improved with existing buildings which are at the street line, front yard lines are hereby established as follows:

1. On a street frontage on either side of a street between two intersecting streets where fifty per cent of such frontage is improved with buildings which are set back from the street line, the front yard line, for such frontage shall be a line back from the street equal in distance to the average distance which the existing buildings set back from the said street line.

2. On a street frontage on either side of a street between two intersecting streets, where the front yard line is not established by the provisions of subdivision B-1 of this section, the distance of the front yard line back from the street line shall be ten per cent of the average or normal depth of the lots constituting such street frontage.

3. The words "existing building" as used in this section shall be taken to mean any building for residence or business for which a building license has been lawfully issued and on which work has been begun and completed up to the first floor line.

4. The unit for determining the percentage of frontage between two intersecting streets for the purpose of the front yard line regulations established by this section shall be a lot in a subdivision or addition comprising such frontage or a part thereof, the plat for which has been regularly filed for record in the office of the recorder of Marion County, Indiana; or if no such plat has been filed for record then such unit of frontage shall, for the purpose hereof, be considered to be a parcel of ground 50 feet in width in the A-1 district or 40 feet in width in all other districts whether all of said frontage is owned by one or more persons. Only such lots or parcels as are actually occupied by existing buildings shall be considered as improved frontage in determining the front yard line for any frontage in a business district.

Section 3. That this ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

By the Board of Park Commissioners:

GENERAL ORDINANCE NO. 80, 1925.

AN ORDINANCE authorizing the sale of certain property of the City of Indianapolis, by and through its Board of Park Commissioners, and declaring a time when the same shall take effect.

WHEREAS, During the years of 1923 and 1924 the Board of Park Commissioners acquired certain personal property by Acquisition Resolutions Nos. 26, 28 and 29, 1923, and Nos. 8 and 15, 1924, and

WHEREAS, Said board ordered said property sold under and pursuant to Property Sale Resolution No. 4, 1925, of the Board of Park Commissioners of the City of Indianapolis, and under the care and custody of the Board of Park Commissioners is as follows, to-wit:

Former property of James and Minnie Marks, 1½ story frame dwelling, two porches, furnace, chicken house, double garage.

Northeast corner Keystone and Troy avenues, two story frame dwelling, 10 rooms, large barn, sheds, brick milk house.

Southeast corner Keystone and Southern avenues, two story brick dwelling, 6 rooms, stairhall, large barn, chicken house and sheds.

643 Wilson street, 1 story frame dwelling, 3 rooms, shed in rear.

647 Wilson street, 1 story frame dwelling, 3 rooms, stable in rear.

717-719 Wilson street, 1 story double, 6 rooms, shed in rear.

721-723 Wilson street, 1 story double frame, 6 rooms, shed in rear.

805 Wilson street 1 story frame, 4 rooms, shed in rear.

807 Wilson street, 1½ story frame, 7 rooms, shed in rear.

811 Wilson street, 1 story frame, 4 rooms, shed in rear.

819 Wilson street, 1 story frame, 6 rooms, shed in rear.

823 Wilson street, 1 story frame 5 rooms, shed in rear.

815 Wilson street, 1 story frame, 5 rooms, shed in rear.

626 Maxwell street, 1 story frame dwelling, mostly wrecked.

640 Maxwell street, 1 story frame dwelling, 7 rooms, shed in rear.

642-644 Maxwell street, 1 story frame dwelling, 6 rooms, shed in rear.

648-650-652 Maxwell St., 1 story tripple dwell., 9 rooms, sheds in rear.

702 Maxwell street, 1 story frame dwelling, 3 rooms, shed in rear.

708 Maxwell street, 1½ story frame dwelling, 8 rooms, shed in rear.

712 Maxwell street, 1 story frame dwelling, 4 rooms, shed in rear.

716 Maxwell street, 1 story frame dwelling, 4 rooms, shed in rear.

720 Maxwell street, 1 story frame dwelling, 3 rooms, shed in rear.

722-24 Maxwell street, 1½ story frame double, 10 rooms, shed in rear.

Rear 722-24 Maxwell street, 1 story frame dwell., 6 rms., shed in rear.

802 Maxwell street, 1 story frame dwelling, 5 rooms, stable in rear.

806 Maxwell street, 1½ story frame dwelling, 4 rooms, shed in rear.

814-816 Maxwell street, 1½ story double dwelling, 8 rms., shed in rear.

822 Maxwell St., 1½ story frame dwell., 7 rms, stable and shed in rear.

812 Maxwell stree, 1 story frame dwelling, 6 rooms, shed in rear.

1059 W. Walnut, 1 story frame storeroom, 2 liv. rms., shed in rear.

1061 W. Walnut, 1½ story frame dwelling, 5 rooms, shed in rear.
 1066 W. Walnut, 1 story frame dwelling, 7 rooms, shed in rear.
 1070 W. Walnut, 1 story frame dwelling, 3 rooms, shed in rear.
 1078 W. Walnut, 1 story frame dwelling, 3 rooms, shed in rear.
 1035 W. Walnut, 1 story frame dwelling, 1 room, shed in rear.
 1099 W. Walnut, 2 story double dwelling, 9 rooms, sheds in rear.
 2341 Stuart St, 1 story frame dwell., 2 large, 2 small rms, shed in rear.
 2349 Stuart street, frame garage for 4 autos in rear.
 2353 Stuart street, 1 story frame dwelling, 6 rooms, garage in rear.
 522 Lockerbie St., 2 story frame dwelling, 10 rms., bath, stable in rear.
 532 Lockekrbie St., 2 story frame dwelling, 12 rms, bath, stable in rear.

Section 1. That the City of Indianapolis, by and through its Board of Park Commissioners, is hereby authorized, empowered and directed to sell the above described property for cash, at public or private sale, for not less than its full appraised value. Such sale shall be had upon notice as said board shall determine, and said property may be sold separately or in one or more lots.

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

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

INTRODUCTION OF MISCELLANEOUS BUSINESS

At 8:00 o'clock p. m. a public hearing was held on General Ordinance No. 72, 1925, and Appropriation Ordinance No. 28, 1925.

ORDINANCES ON SECOND READING

Mr. Clauer called for General Ordinance No. 51, 1925, for second reading. It was read a second time.

Mr. Clauer moved that General Ordinance No. 51, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 51, 1925, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

Mr. King called for Appropriation Ordinance No. 18, 1925, for second reading. It was read a second time.

Mr. King moved that Appropriation Ordinance No. 18, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 18, 1925, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Buchanan, Clauer, Claycombe, King, Ray, Wise and President Ben. H. Thompson.

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

Mr. Bernd called for General Ordinance No. 64, 1925, for second reading. It was read a second time.

Mr. Bernd moved that General Ordinance No. 64, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 64, 1925, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

Mr. Bernd called for General Ordinance No. 65, 1925, for second reading. It was read a second time.

Mrs. Bernd moved that General Ordinance No. 65, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 65, 1925, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

Mr. Wise called for General Ordinance No. 71, 1925, for second reading. It was read a second time.

Mr. Wise moved that General Ordinance No. 71, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 71, 1925, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

Mr. Claycombe called for Appropriation Ordinance No. 28, 1925, for second reading. It was read a second time.

Mr. Claycombe moved that Appropriation Ordinance No. 28, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 28, 1925, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

Mr. Claycombe called for General Ordinance No. 72, 1925, for second reading. It was read a second time.

By Mr. Claycombe:

Indianapolis, Ind., Sept. 7, 1925.

Mr. President:

I move that General Ordinance No. 72, 1925, be amended by striking out of Sec. One the following "Eight cents (.08) for Park General Fund." "Five cents five mills (.055) for Sanitation Maintenance" and inserting in lieu thereof the following: "Seven cents (.07) for Park General Fund" "Six cents five mills (.065) for Sanitation Maintenance".

CLAYCOMBER,
Councilman.

Which motion was carried by the following vote:

Ayes, 8, viz.: Messrs, Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Wise and President Ben H. Thompson.

Noes, 1, viz.: Mr. King.

Mr. Claycombe moved that General Ordinance No. 72, 1925, be ordered engrossed as amended, read a third time and placed upon its passage. Carried

General Ordinance No. 72, 1925, was read a third time and passed by the following vote:

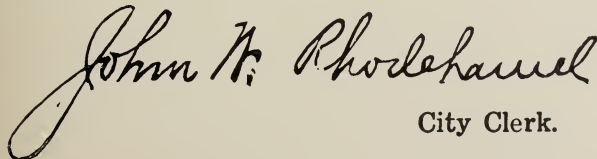
Ayes, 9, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

On motion of Mr. Wise the Common Council at 9:45 o'clock p. m. adjourned.



President.

Attest:



City Clerk.