

## REGULAR MEETING

Monday, June 18, 1928, 7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday, June 18, 1928, at 7:30 p. m., in regular session, President Edward B. Raub in the chair.

The Clerk called the roll:

Present: Earl Buchanan, Albert F. Meurer, Meredith Nicholson, Paul E. Rathert, Robert E. Springsteen, John F. White, Edward B. Raub, president.

Absent: Edward W. Harris, Herman P. Lieber.

On motion of Mr. Springsteen, seconded by Mr. White, the reading of the Journal of the previous meeting was dispensed with.

## COMMUNICATIONS FROM THE MAYOR

Indianapolis, Indiana, June 13, 1928.

*Mr. President and Gentlemen of the Common Council of the City of Indianapolis:*

Gentlemen—

I herewith return Special Ordinance No. 1, 1928, entitled:

“AN ORDINANCE, annexing certain territory to the City of Indianapolis, defining a part of the boundary line of said City, and fixing a time when the same shall take effect,”  
without my approval.

Since this ordinance was passed by your Honorable Body, I have been informed that some of the territory involved in the an-

nexation provided in the Ordinance is now the subject of litigation in an action by the State of Indiana against certain owners of a part of the real estate and that should this Ordinance be now approved and become effective, it would enjoin upon the City of Indianapolis the duty of becoming a party to this litigation which is pending in the Marion Superior Court.

In view of such circumstances, I do not feel that the City should assume this obligation or duty and pending the final result of this litigation, I deem it inadvisable for the City to annex this territory.

Very truly yours,

L. ERT. SLACK,  
Mayor.

Indianapolis, Indiana, June 14, 1928.

*Mr. President and Gentlemen of the Common Council of the City of Indianapolis:*

Gentlemen:

I have this day approved with my signature and delivered to William A. Boyce, Jr., City Clerk, the following ordinances:

GENERAL ORDINANCE NO. 34, 1928

AN ORDINANCE, authorizing the improvement of Carson Avenue, east side only, from east property line of Shelby Street to north property line of Troy Avenue, by constructing cement walks and grading the lawns, pursuant to Improvement Resolution No. 13789 of the Board of Public Works of the City of Indianapolis, Indiana; and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 35, 1928

AN ORDINANCE, appropriating and transferring to the City Civil Engineer Gasoline Tax Fund, the sum of Forty Thousand (\$40,000.00) Dollars out of the Gasoline Tax Fund now unappropriated in the City Controller's Office, for maintenance and repair of streets and bridges within the corporate limits of

the City of Indianapolis, Indiana, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 38, 1928

AN ORDINANCE, authorizing and empowering the Board of Public Health of the City of Indianapolis, to negotiate and execute a contract with an architect, architects or architectural firm or firms for the preparation of full and complete plans, specifications and blue prints for the new units of the City Hospital of the City of Indianapolis as proposed in a Resolution of the Board of Public Health of the City of Indianapolis, duly passed and adopted on the 1st day of March, 1928, by the said Board of Public Health of the City of Indianapolis, for the preparation of estimates for each unit when complete, authorizing the employment of a hospital engineering consultant in connection therewith and authorizing the employment of a power plant engineer, and fixing a time when the same shall take effect.

Very truly yours,

L. ERT. SLACK,  
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

June 18, 1928.

*Mr. William A. Boyce, Jr., City Clerk, Indianapolis, Indiana:*

Dear Sir—

Attached hereto please find fourteen copies of an Ordinance changing the name of "Pike Street," from Sheldon Street to Hillside Avenue, to "Twenty-first Street."

Will you kindly submit this Ordinance to the Council for its passage?

Yours very truly,

A. H. MOORE,  
City Civil Engineer.

June 18, 1928.

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

Gentlemen—

Attached hereto are thirteen copies of an Ordinance changing

the zoning at the southeast corner of Thirty-eighth street and Central Avenue from a business zone, back to apartment house use as originally designated by the Zoning Ordinance.

The City Plan Commission hereby recommends that your honorable body give favorable consideration to this Ordinance.

Yours very truly,

CITY PLAN COMMISSION,

Marie Victor, Secretary.

June 18, 1928.

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

Gentlemen—

Attached hereto are thirteen copies of an Ordinance changing the zoning of the northwest corner of Meridian and Twenty-seventh streets from business back to apartment house use, as originally zoned.

The City Plan Commission recommends that your Honorable body take favorable action on this Ordinance.

Yours very truly,

CITY PLAN COMMISSION,

Marie Victor, Secretary.

#### REPORTS FROM STANDING COMMITTEES

Indianapolis, Indiana, June 18, 1928.

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

Gentlemen—

We your Committee on Finance, to whom was referred General Ordinance No. 37, 1928, entitled "Transfer \$75 City Clerk's Department," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

ROBT. E. SPRINGSTEEN.

JOHN F. WHITE.

Indianapolis, Indiana, June 18, 1928.

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

Gentlemen—

We, your Committee on Finance to whom was referred Appropriation Ordinance No. 3, 1928, entitled "Appropriation of \$8,942.-52," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed when amended.

ROBT. E. SPRINGSTEEN.

JOHN F. WHITE.

Indianapolis, Indiana, June 18, 1928.

*To the Honorable 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. 36, 1928, entitled "An Ordinance Transferring \$11,400, Board of Works Department," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

ALBERT F. MEURER, Chairman.

R. E. SPRINGSTEEN.

EARL BUCHANAN.

MEREDITH NICHOLSON.

Indianapolis, Indiana, June 18, 1928.

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

Gentlemen—

We, your Committee on Health and Charities, to whom was referred General Ordinance No. 32, 1928, entitled "Re-zoning Forty-sixth and Illinois Streets," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

JOHN F. WHITE, Chairman.

R. E. SPRINGSTEEN.

PAUL E. RATHERT.

EARL BUCHANAN.

## INTRODUCTION GENERAL AND SPECIAL ORDINANCES

By City Plan Commission:

## GENERAL ORDINANCE 40, 1928

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 U2 or apartment house district, the A4 or 1200 square feet area district and the H1 or 50-foot height district as established by General Ordinance No. 114, 1922, and amendments thereto, be and the same are hereby amended, supplemented and changed so as to include the following described territory:

Beginning at the south property line of Thirty-eighth Street at its intersection with the east property line of Central Avenue; thence east with the south property line of Thirty-eighth Street to the west property line of the first alley east of Central Avenue; thence south with the west line of said alley a distance of 25 feet; thence west and parallel to the south property line of Thirty-eighth Street to the east property line of Central Avenue; thence north with the east property line of Central Avenue to the point or place of beginning.

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

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

## GENERAL ORDINANCE NO. 41, 1928

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

titled: "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 U2 or apartment house district, the A6 or unlimited area district, and the H2 or 80-foot height district, as established by General Ordinance No. 114, 1922, and amendments thereto, be and the same are hereby amended, supplemented and changed so as to include the following described territory:

Beginning on the west property line of Meridian Street at its intersection with the north property line of Twenty-seventh Street; thence north with the west property line of Meridian Street a distance of 84 (eighty-four) feet; thence west and parallel to the north property line of Twenty-seventh Street a distance of 135 (one hundred thirty-five) feet; thence south and parallel to the west property line of Meridian Street a distance of 84 (eighty-four) feet to the intersection of the north property line of Twenty-seventh Street; thence east to the point or place of beginning.

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

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

By City Engineer:

#### SPECIAL ORDINANCE NO. 3, 1928

AN ORDINANCE, changing the name of Pike Street, extending east and west from the east line of Sheldon street to the west line of Hillside Avenue, in the City of Indianapolis, Indiana, and naming the same Twenty-first Street, and fixing a time when the same shall take effect.

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

Section 1. That the name Pike Street, from east line of Sheldon Street to west line of Hillside Avenue, be and the same is hereby changed and hereafter said street shall be known by the name of Twenty-first Street.

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

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

#### ORDINANCES ON SECOND READING

Mr. Springsteen called for General Ordinance 37, 1928, for second reading. It was read a second time.

On motion of Mr. Springsteen, seconded by Mr. White, General Ordinance 37, 1928, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance 37, 1928, was read a third time by the Clerk, and passed by the following roll-call vote:

Ayes, 7, viz: Mr. Buchanan, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, President Raub.

Mr. Springsteen called for Appropriation Ordinance 3, 1928, for second reading. It was read a second time.

Mr. White presented the following written amendment to Appropriation Ordinance 3, 1928:

Indianapolis, Indiana, June 18, 1928.

Mr. President—

I move that Appropriation Ordinance No. 3, 1928, be amended



by amending line 11, figures \$38.38, to read \$32.38.

JOHN F. WHITE,  
Councilman.

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

Ayes, 7, viz: Mr. Buchanan, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, President Raub.

On motion of Mr. Springsteen, seconded by Mr. White, Appropriation Ordinance 3, 1928, as amended, was ordered engrossed, read a third time, and placed upon its passage.

Appropriation Ordinance 3, 1928, was read a third time by the Clerk, as amended, and passed by the following roll-call vote:

Ayes, 7, viz: Mr. Buchanan, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, President Raub.

Mr. White called for General Ordinance 32, 1928, for second reading. It was read a second time.

On motion of Mr. White, seconded by Mr. Springsteen, General Ordinance 32, 1928, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance 32, 1928, was read a third time by the Clerk, and passed by the following roll-call vote:

Ayes, 7, viz: Mr. Buchanan, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, President Raub.

Mr. Meurer called for General Ordinance 36, 1928, for second reading. It was read a second time.

On motion of Mr. Meurer, seconded by Mr. White, General Ordinance 36, 1928, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance 36, 1928, was read a third time by the Clerk and passed by the following roll-call vote:

Ayes, 7, viz: Mr. Buchanan, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, President Raub.

Mr. Nicholson called for General Ordinance 31, 1928, for second reading. It was read a second time.

Mr. White presented the following written motion to amend General Ordinance 31, 1928.

Indianapolis, Indiana, June 18, 1928.

Mr. President—

I move that General Ordinance No. 31, 1928, be amended by inserting after Rule 4, the following rule:

RULE 5  
COPIES

No ordinance shall be introduced at any regular meeting unless fourteen (14) copies of the same have been in the hands of the City Clerk at least at noon of the day on which such regular meeting is held.

JOHN F. WHITE,  
Councilman.

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

Ayes, 7, viz: Mr. Buchanan, Mr. Meurer, Mr. Nichol-

son, Mr. Rathert, Mr. Springsteen, Mr. White, and President Raub.

On motion of Mr. Nicholson, seconded by Mr. Springsteen, General Ordinance 31, 1928, as amended, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance 31, 1928, was read a third time by the Clerk, as amended, and passed by the following roll-call vote:

Ayes, 7, viz: Mr. Buchanan, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, President Raub.

Mr. Springsteen asked for a suspension of the rules for consideration of Special Ordinance 3, 1928. The motion to suspend the rules was seconded by Mr. White, and passed by the following roll-call vote:

Ayes, 7, viz: Mr. Buchanan, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, President Raub.

Mr. Springsteen called for Special Ordinance 3, 1928, for second reading. It was read a second time.

On motion of Mr. Springsteen, seconded by Mr. Rathert, Special Ordinance 3, 1928, was ordered engrossed, read a third time, and placed upon its passage.

Special Ordinance 3, 1928, was read a third time by the Clerk and passed by the following roll-call vote:

Ayes, 7, viz: Mr. Buchanan, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, President Raub.

On motion of Mr. White, seconded by Mr. Springsteen, the Common Council adjourned at 8:22 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, Indiana, held on the 18th day of June, 1928, at 7:30 p. m.

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

*Edward B. Raub,*

President.

*William A. Boyce,*

(SEAL)

City Clerk