

SPECIAL MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.

FRIDAY, May 27, 1904.

The Common Council of the City of Indianapolis, met in the Council Chamber, Friday evening, May 27, 1904, at 7:30 o'clock in special session, President James H Billingsley, in the chair, pursuant to the following call:

INDIANAPOLIS, IND., May 26, 1904.

To the Hon. the Members of the Common Council of the City of Indianapolis:

Gentlemen: By virtue of the authority vested in me as President of your honorable body, I do hereby call a special meeting of the Common Council of the City of Indianapolis, Ind., for Friday evening at 7:30 o'clock, May 27, 1904, in the Council Chamber for the consideration and passage of General Ordinance No. 34, 1904, otherwise known as the "Building Ordinance."

Respectfully,

J. H. BILLINGSLEY,
President.

I. W. M. Fogarty, Clerk of the Common Council, do hereby certify that I have served the foregoing notice upon the President and each member of the Common Council, prior to the time of meeting, pursuant to the rules.

W. M. FOGARTY,
City Clerk.

Which was read.

The roll was called.

Present: The Hon. James H. Billingsley, President of the Common Council, and 13 members, viz.: Messrs. Cottey, Crall, Eppert, Fishback, Gasper, Linus, Murray, Rhodes, Storm, Sullivan, Uhl, Wahl, Wright.

Absent, 7, viz.: Messrs. Cooper, Davis, Hofmann, Krause, Moriarity, Shea, Wolsiffer.

Report of Committee on Public Safety and Comfort:

[NOTE—Where reference is made in the following report to a

certain line it refers to a certain line in the original copy of the ordinance and not of the printed proceedings copy.]

INDIANAPOLIS, IND., May 24, 1904.

To the President and Members of the Common Council:

Your committee, to whom was referred General Ordinance No. 34, 1904, "Providing for all matters concerning, affecting and relating to the construction, alteration, repairs or removal of buildings, structures and appurtenances thereof erected or to be erected in the City of Indianapolis, has had the same under consideration and would recommend the following alterations and amendments:

Section 1. Under the heading of Clerks and Assistants, strike out "such clerks and assistants shall be subject to discharge by the Inspector at any time he may deem it for the best interest of the city and department."

Sec. 8. Under the head of "Standard depths of cellars" amend to read, "for brick and stone buildings four feet below the curb line, and for two-story frame buildings not less than twenty-four inches below the grade line of lot, and for one-story frame buildings not less than eighteen inches below the grade line of lot."

Sec. 28. In first line, insert the words "two story" before the word frame and in second line strike out the word "thirty" and insert "twenty-four."

Sec. 29. Strike out "nor less than thirty inches below the grade line of the lot."

Sec. 64. The heading to read, non-combustible supports in place of cut-offs in partitions and in third paragraph strike out the word "non" before the word "combustible."

Sec. 90. To read "all warm air pipes next to wood work for conducting warm air from furnace or radiators shall be standard bright tin warm air conductors, double thickness with air space between; horizontal furnace pipes in basement shall be kept at least below joist and may be made single."

Sec. 103. Strike out the third paragraph commencing "any person violating" and ending with "ninety days" and insert "should such owner, agent or occupant refuse to comply with the said written notice of the Inspector of Buildings, he shall promptly report his conclusions, together with recommendations as he shall desire to make, to the Board of Public Works.

"Whereupon it shall be the duty of the Board of Public Works to cause notice to be served upon the owner, owners or agent of said building or other structure to appear before it upon a day named in such notice, to show cause why such building or other structure should not be condemned in whole or in part and the same removed; and said Board shall thereupon hear and consider the recommendations of said Inspector of Buildings and the objections thereto, if any, of such owner, owners or agent, and having satisfied themselves upon the matters presented, shall make final orders therein, and if the report and recommendations of the Inspector of Buildings shall be found correct, and shall be approved, and said building or other structure condemned by said Board as dangerous or insecure in whole or in part, the said Board may order the Inspector of Buildings to forthwith give the owner or owners or his or their agent notice to take such building or structure down in whole or in part, and clear the highway of all debris within such time as may be specified in said notice; and said Inspector of Buildings shall also forthwith give the tenant or occupant notice to vacate within such time as may be named in said notice.

"In default of the owner or owners or agent of said building or other structure to comply with such order, said Board shall order the Inspector of Buildings to cause said building or other structure, or so much thereof as may have been condemned, to be taken down and the same and all debris removed, all at the expense of the owner or owners, and the owner or owners shall be liable to the city for all expenses incurred by said Inspector in taking down such building or structure, and the removal of the same and the debris thereof."

Sec. 111. In second line strike out the word "may" after the word "posts" and insert the word "shall."

Sec. 115. At the end of last line insert "mortar, plaster or concrete shall not be mixed or stored in any street, sidewalk, alley or other public highway in the City of Indianapolis. No building material debris or material for excavation shall be allowed to remain on any street, sidewalk, alley or public highway in a manner to interfere with convenient traffic. Excepting in the case of wide streets special permit may be granted for the use of ten feet of said street, but in no case shall permit be granted for the storage of material which will in any way interfere with the passage of vehicles between moving street cars and the curb."

Sec. 135. Strike out "no weather-boarding shall be permitted to be nailed directly on the studding or verticle supports."

Sec. 162. Strike out the words, "he shall also obtain and in like manner file with said application the assent in writing of the person or persons owning the majority of feet front on lots abutting on the street in front of the proposed relocation in the same square or block as the proposed relocation."

Title to Section 166. Strike out "two stories or more."

Sec. 170. Insert the word "alarm" before the words "to give notice" in fourteenth line and in first and fifth line strike out "Apartment House."

Sec. 177. Strike out the words "become responsible for the acts of said employes" and insert "be held responsible for the violation of this ordinance."

Sec. 197. In the third line insert the word "entrance" between the words "curtains and exit doors."

Sec. 204. To read "every theater, opera house or building now or hereafter erected for theatrical, operatic or for any public amusement, or any buildings remodeled for the aforesaid purposes in Indianapolis, shall have at least one front on the public highway or street and in such there shall be suitable means of entrance and exit for the audience to and from each floor, balcony or gallery."

Sec. 212. Strike out the last word "treat" and insert the word "tread."

Sec. 213. In second line after the word width strike out the word "to" and insert the word "in."

Sec. 244. Strike out "tread in circular or winding stairs; the width of the tread at the narrowest end shall be not less than seven (7) inches." Also strike out "winders" in title and "in stairs when two flights connect with one main flight no winders shall be introduced and the width of the main flight shall at least be equal to the aggregate width of the side flights."

Sec. 256. In line three change to read Standard metal fire buckets painted red and marked "For Fire Only."

Sec. 264. Strike out the word "electrical" before the word "Inspector" in the fifth line also in the seventeenth line.

Sec. 267. Insert after third line "wires must be at least seven feet above the highest part of flat roofs, and at least one foot above the ridge of pitched roofs over which they pass or to which they are attached. Must be brought below the roof of any building, commence as

high up as possible, and be run straight down between and not in front of windows, hoistways, etc., and as near the wall as the character of the service will admit. Must not cross streets or alleys overhead below the roof of the lowest building to which they are attached, and service connections from poles to buildings must be run straight across the street or sidewalk and then down on the wall of the building. Must in crossing, pass above or below the wires of another company and not amongst a group of wires.

Sec. 268. Where reference is made to 262 and 266 make it 264 and 265.

Sec. 280. In twenty-sixth line strike out the word "service" before the word "boiler" and insert the word "tube."

Sec. 281. In tenth line after the word "Freehold Sureties" insert "or with some approved Surety Company."

Sec. 285. Strike out the word "master" before the word "plumbers" in the fourth line. Also the words "engaged in the plumbing business" in the fifth line.

Sec. 286. Strike out the second paragraph commencing "the fee for such examination" and ending "person or persons" and insert, "said examinations shall be in writing and record of questions and answers shall be kept. In event of there being any question as to the character or fairness of such examination the same shall be referred to a committee of three persons, one chosen by the President of the Board of Health, one by the party questioning the act of the examining board and the third party, a referee selected by the two as above chosen. The decision shall be submitted to the Board of Health in writing and shall be final and conclusive. The referee or umpire thus chosen shall be entitled to a fee not exceeding five dollars (\$5.00) a day or fractional part thereof when employed in such matter.

"A fee for such examination and license shall be five dollars (\$5.00). All fees shall be paid into the office of the City Comptroller. In case of a firm, combination of persons or corporations engaged in the business of plumbing desiring to take out license, one member of such firm, combination or corporation may elect to take out license in the manner indicated and which license shall entitle said firm, combination or corporation to do business in the City of Indianapolis."

Sec. 287. Second line insert "or freehold" between the word "company and bond."

Sec. 288. Strike out "and said Inspector is empowered to examine any existing plumbing in said city which may be reported to the Board of Health as unsanitary or detrimental to health."

Sec. 289. In second paragraph strike out the words "for repairs" and the word "not" before the word "exceed."

Sec. 291. In tenth line insert the word "standard" between the words "heavy and fittings" so as to read "extra heavy standard fittings," and strike out all of the paragraph after said words.

Sec. 299. Insert in second line between the words "air pressure" the words "or water" so as to read "air or water pressure."

Sec. 304. At end of line insert "according to law." and your committee would respectfully recommend that when this ordinance is so amended that the same do pass.

W. A. RHODES,
ALBERT E. UHL,
ANDREW H. WAHL,
ALBERT E. COTTEY,
DANIEL LINUS,
JAS. F. SULLIVAN,
JAMES B. MURRAY,

Which was read.

Mr. Rhodes moved that the report of the committee be concurred in. Carried.

Mr. Rhodes called for General Ordinance No. 34, 1904, for second reading. It was read a second time.

Mr. Crall offered the following:

I move the following amendment to General Ordinance No. 34, 1904, in Section 116, Part 14:

That the following words shall be inserted, viz.: "This Section however, shall not apply to brick."

Which was read and approved.

Mr. Rhodes moved that General Ordinance No. 34, 1904, be amended as recommended by committee. Carried.

Mr. Rhodes moved that General Ordinance No. 34, 1904, be ordered engrossed, as amended, read a third time and placed upon its passage Carried.

General Ordinance No. 34, 1904, was read a third time and passed by the following vote:

Ayes, 14, viz.: Cottey, Crall, Eppert, Fishback, Gasper, Linus, Murray, Rhodes, Storm, Sullivan, Uhl, Wahl, Wright and President James H. Billingsley.

Noes, none.

On motion of Mr. Wahl, the Common Council, at 8:40 o'clock, adjourned.

J. H. Billingsley
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President.

ATTEST:

W. M. Fogarty
.....

City Clerk.

