

SPECIAL MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.,

MONDAY, APRIL 30, 1917.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, April 30, 1917, at 7:30 o'clock in special session, President Michael J. Shea in the chair, pursuant to the following call:

INDIANAPOLIS, IND., April 30, 1917.

To the Members of the Common Council of the City of Indianapolis, Ind.:

GENTLEMEN—You are hereby notified that there will be a special meeting of the Common Council of the City of Indianapolis, Ind., held in the Council Chamber, on Monday evening, April 30, 1917, at 7:30 o'clock, for the purpose of receiving communications from the City Controller, for the introduction of an ordinance appropriating money for Memorial Day expenses, for the introduction of general and special ordinances and for the consideration of and final action on General Ordinance No. 35, 1917, an ordinance relating to conduct of persons toward the Government of the United States of America.

Respectfully,

MICHAEL J. SHEA,
President.

I, Thomas A. Riley, Clerk of the Common Council of the City of Indianapolis, Ind., do hereby certify that I have served the above and foregoing notice to each and every member of the Common Council prior to the time of meeting, pursuant to the rules.

Respectfully,

THOMAS A. RILEY,
City Clerk.

Which was read.

The Clerk called the roll.

Present: The Hon. Michael J. Shea, President of the Common Council, and 8 members, viz.: Messrs. Barry, Young, McGuff, Miller, Porter, Lee, Connor and Graham.

REPORTS FROM CITY OFFICERS.

From City Controller:

FINANCE DEPARTMENT,
CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., April 30, 1917.

To the Honorable, the President, and Members of the Common Council:

GENTLEMEN—I enclose herewith an ordinance appropriating \$225.00 for Memorial Day exercises, as has been customary for many years.

I recommend said ordinance.

Yours respectfully,

R. H. SULLIVAN,
City Controller.

INTRODUCTION OF APPROPRIATION ORDINANCES.

By City Controller:

Appropriation Ordinance No. 11, 1917. An ordinance appropriating \$225.00 to the Department of Finance for Memorial Day expenses and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, that there be, and hereby is, appropriated to the Department of Finance the sum of Two Hundred Twenty-Five Dollars (\$225.00) for Memorial Day expenses. Said sum to be expended by said department on vouchers or orders from the Committee of the General Memorial Association of Indianapolis or the chairman thereof.

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 Mr. Young (by request):

General Ordinance No. 36, 1917. An ordinance prohibiting the erection of commercial establishments operated by steam, gasoline or other power within certain park and residence districts.

Be it enacted by the Common Council of the City of Indianapolis, Indiana, by virtue of the police power:

SECTION 1. That hereafter it shall be unlawful, within the following-described boulevard, park and residence district in the City of Indianapolis, Indiana, to-wit: Beginning at the southwestern corner of the bridge over

Fall Creek on North Capitol avenue, where the west property line of said avenue intersects the south water line of said creek in said city; thence in a southerly direction along said water line of said creek to a point opposite the north property line of West Twenty-second street; thence east along said north property line to the intersection of said north property line with the west property line of said North Capitol avenue; thence north along said property line to the place of beginning; to erect any building or structure, or to erect any addition or extension to any existing building or structure, in said district, for the purpose of establishing, extending or operating therein any manufactory, industry or commercial establishment operated by steam, gasoline or other power which would cause the emission of steam, vapor or other noxious fumes or odors, or any manufactory, building, structure or addition or extension to any existing building or structure for the storage or keeping of more than ten gallons of gasoline or other combustible or explosive substance, or any other building or structure or any addition or extension to any existing building or structure or plant for the purpose of establishing, maintaining or operating therein any factory, industry or commercial establishment which shall be injurious to the health or offensive to the senses, or which constitutes an oppressive obstruction to the free use of the territory within said district, or which interferes with the comfortable enjoyment thereof by the citizens of said City of Indianapolis.

SECTION 2. That hereafter it shall be unlawful to erect, establish and afterward maintain or operate, within the district described in Section 1 of this Ordinance, any manufactory, industry or commercial establishment operated by steam, gasoline or other power which would cause the emission of steam, vapor or noxious fumes or odors, or to make any addition or extension or enlargement of any such manufactory, industry or commercial establishment now existing within said district, or to store or keep in said district more than ten gallons of gasoline or other combustible or explosive substance at one time, or to establish, maintain or operate in said district any manufactory, industry or commercial establishment or to extend or enlarge any such manufactory, industry or commercial establishment now existing therein, which shall be injurious to the health or offensive to the senses or which constitutes an oppressive obstruction to the free use of the territory within said district, or which interferes with the comfortable enjoyment thereof by the citizens of said City of Indianapolis; provided, however, that it is not intended by this Ordinance to prohibit or expel from said district any existing business now in operation therein, but to make unlawful the establishment of any new such business or the extension or enlargement of such as now exist in said district and the erection or enlargement of buildings therefor.

SECTION 3. The erection of any building or structure or of any addition or enlargement to any existing building or structure in said district for said purposes mentioned in Section 1 or Section 2 of this Ordinance, or for either of said purposes, and the establishment and continuance of said businesses or acts, or either of them, and the enlargement or extension of any such business now existing in said district, is hereby declared to be and constitute a public nuisance.

SECTION 4. Any person or persons firm, co-partnership or corporation violating any of the provisions of this Ordinance shall be fined in any sum not exceeding One Hundred Dollars (\$100 00) for each offense, and each day said violation continues shall be deemed a separate offense.

SECTION 5. This ordinance shall be in full force and effect from and after its passage and publication once each week for two consecutive weeks in the Indiana Daily Times, a daily newspaper of general circulation printed and published in the City of Indianapolis, Indiana.

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

By Mr. Miller:

General Ordinance No. 37, 1917. An ordinance amending Sections 3, 4 and 37 of General Ordinance No. 74, 1916, of the City of Indianapolis, Indiana.

Be it ordained by the Common Council of the City of Indianapolis, Ind.:

SECTION 1. Section 3 of General Ordinance No. 74, 1916, is hereby amended to read as follows:

SECTION 3. *Telescope, Etc.*—For conducting, managing, exhibiting or letting the use of any telescope, microscope, lung tester, muscle tester, strength tester, galvanic battery, ball, knife or ring-throwing game, for profit, one dollar per month or fraction thereof.

Hotels, Etc.—For each hotel, public lodging or rooming house, restaurant, cafe or public eating place, five dollars.

Peddlers.—For peddlers, including in that term hucksters, hawkers, itinerant dealers and persons taking orders or selling by sample, as defined by this ordinance, as follows: Peddlers using any wagon, cart or other vehicle, fee for six months, ten dollars; and for one year, twenty dollars; and for all other peddlers, three dollars for six months and six dollars for one year.

Junk Dealer.—For conducting, maintaining or entering into the business of junk dealer, one hundred dollars.

Junk Peddler.—For junk peddlers, as defined by this ordinance, three dollars for six months, five dollars for one year; no deduction for time elapsed at date of application.

Lumber Yard.—For each lumber yard owned, operated or maintained, twenty-five dollars.

Second-Hand Store.—For conducting or keeping a second-hand store, twenty-five dollars.

Pawnbroker.—For pawnbrokers, as defined in this ordinance, one hundred dollars.

Vault Cleaners.—For engaging in the business of cleaning or removing the contents of any privy vault or water closet, five dollars.

Shooting Gallery.—For conducting or carrying on a shooting gallery, or a room where rifle or pistol shooting is practiced, five dollars for six months and ten dollars for one year.

Skating Rinks.—For opening or carrying on a skating rink, twenty-five dollars for three months or one hundred dollars for one year.

Transient Merchants.—For transient merchants, as defined in this ordinance, twenty-five dollars per day.

Tree Trimmers.—For each tree trimmer, one dollar.

Vehicles.—For all vehicles used upon the streets of said city, as follows:

1. Each wagon or truck used for hauling boilers, engines, machinery, safes or stone, and drawn by four or more horses, ten dollars.

2. Each wagon or truck used as above and drawn by two horses, five dollars.

3. Each wagon or truck used for hauling logs, lumber, brick, ice, coal, gravel, sand or dirt, and drawn by two horses, five dollars.

4. Each wagon or truck used for hauling logs, lumber, brick, coal, gravel, sand or dirt, and drawn by one horse, three dollars.

5. Each omnibus drawn by four horses, ten dollars.

6. Each omnibus drawn by two horses, five dollars.

7. Each tally-ho drawn by four horses, ten dollars.

8. Each tally-ho drawn by two horses, five dollars.

9. Each wagon drawn by four horses, and not used in the manner specified in Clause 1, eight dollars.

10. Each wagon or cart drawn by two horses, five dollars.

11. Each wagon or cart drawn by one horse, three dollars.

12. Each dray or truck drawn by two horses, five dollars.

13. Each dray or truck drawn by one horse, three dollars.

14. Each furniture car drawn by two horses, five dollars.

15. Each furniture car drawn by one horse, three dollars.

16. Each sprinkling cart drawn by two horses, five dollars.

17. Each sprinkling cart drawn by one horse, three dollars.

18. Each hack or hackney carriage drawn by two horses, five dollars.

19. Each barouche, coupe, rockaway, trap, cab or surrey wagon drawn by two horses, five dollars.

20. Each vehicle as in the foregoing number described, drawn by one horse, three dollars.

21. Each family surrey drawn by one horse, two dollars.

22. Each surrey or vehicle drawn by one horse and used for delivery only or hauling purposes other than as herein described, three dollars.

23. Each driving cart drawn by one horse or pony, two dollars.

24. Each buggy used for riding purposes, two dollars.

25. Each sulky, two dollars.
26. Each push or hand cart, two dollars.
27. Each bicycle, one dollar.
28. Each one-horse vehicle not before mentioned, three dollars.
29. Each two-horse vehicle not before mentioned, five dollars.
30. Each three-horse vehicle not before mentioned, six dollars.
31. Each four-horse vehicle not before mentioned, eight dollars.

For motor trucks and motor-driven commercial vehicles used within said city, as follows:

32. Each passenger motor vehicle having a carrying capacity of not more than three passengers, five dollars.

33. Each passenger motor vehicle having a carrying capacity of four to seven passengers, eight dollars.

33½. Each passenger motor vehicle having a carrying capacity of over eight passengers, twenty dollars.

34. Each motor 'bus, fifteen dollars.

35. Each truck with carrying capacity not to exceed one thousand pounds, five dollars; not to exceed two thousand pounds, seven dollars; not to exceed three thousand pounds, ten dollars; over three thousand pounds, twelve dollars.

SECTION 2. Section 4 of General Ordinance No. 74, 1916, is hereby amended to read as follows: "Section 4. License Plates. The City Controller shall issue for each vehicle licensed a metal plate not more than eight inches in width and six inches in height. There shall be indicated on said plate in letters and figures the class to which such vehicle belongs and the year of the issuing of the license therefor. Such plate shall be placed by the licensee in such a position that the same is not in any way covered by any part of said vehicle or its equipment, and can be readily seen, and shall be kept on such vehicle during the year for which the same was issued. It shall be unlawful to use any such vehicle on the streets, alleys or other public places unless such plate is attached thereto as above provided."

SECTION 3. Section 37 of General Ordinance No. 74, 1916, is hereby amended to read as follows: "Section 37. Each person, firm or corporation engaged in the business of operating vehicles for the public carriage of passengers or freight for hire shall pay a license fee in addition to the specific vehicle fees required by this ordinance at the following rate: For each public passenger vehicle seating not more than two passengers in addition to the driver, two dollars and fifty cents. For each vehicle seating three or more persons in addition to the driver, five dollars. In estimating the seating capacity of any such public passenger vehicle there shall be taken as a basis a seating space for each passenger of sixteen inches square. For each public freight vehicle of a capacity not to exceed fifteen hundred pounds, two dollars and fifty cents. For each public freight vehicle of a capacity of over fifteen hundred pounds, five dollars."

SECTION 4. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. This ordinance shall take effect and be in force from and after its passage.

Which was read a first time.

Mr. Miller moved that the rules be suspended and General Ordinance No. 37, 1917, be placed upon its passage.

The roll was called and the motion to suspend the rules failed to carry by the following vote :

Ayes, 5, viz. : Messrs. Young, McGuff, Miller, Lee and Graham.

Noes, 4, viz. : Messrs. Barry, Porter, Connor and President Michael J. Shea.

General Ordinance No. 37, 1917, was thereupon referred to the Committee on Public Works.

ORDINANCES ON SECOND READING.

Mr. Connor called for General Ordinance No. 35, 1917, for second reading. It was read a second time.

By Mr. Barry :

That Section 5 be amended as follows :

Provided, That nothing in this section shall be construed as abridging the right of men or women to strike to resist arbitrary reductions in wages, arbitrary increases in working hours or arbitrary changes in working conditions during a state of war.

Mr. Barry moved the adoption of the amendment ; seconded by Mr. Lee.

The roll was called and the motion to amend General Ordinance No. 35, 1917, was lost by the following vote :

Ayes, 2, viz. : Messrs. Barry and Lee.

Noes, 7, viz. : Messrs. Young, McGuff, Miller, Porter, Connor, Graham and President Michael J. Shea.

Mr. Connor moved that General Ordinance No. 35, 1917, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 35, 1917, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Young, McGuff, Miller, Porter, Connor, Graham and President Michael J. Shea.

Noes, 2, viz.: Messrs. Barry and Lee.

On motion of Mr. Porter the Common Council, at 8:20 P. M., adjourned.

Michael J. Shea
.....
President.

ATTEST:

Thomas A. Riley
.....
City Clerk.