

REGULAR MEETING

Monday, April 21, 1952
7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, April 21, 1952, at 7:30 P. M., in regular session. President Bright in the chair.

Present: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Ross, Mr. Schumacher, Mr. Wallace, President Bright.

Absent: Mr. Ehlers.

The reading of the Journal for the previous meeting was dispensed with on motion of Mr. Ross, seconded by Mr. Radel.

COMMUNICATIONS FROM THE MAYOR

April 8, 1952

TO THE MEMBERS OF THE COMMON COUNCIL
OF THE CITY OF INDIANAPOLIS

Gentlemen:

I have this day approved with my signature and delivered to the City Clerk, Mrs. Grace M. Tanner, the following ordinances:

GENERAL ORDINANCE NO. 20. 1952.

An ordinance establishing a certain passenger and/or loading zone in the City of Indianapolis, pursuant to the provisions of Section 26 of General Ordinance No. 96, 1928, as amended; and fixing a time when the same shall take effect.

SPECIAL ORDINANCE NO. 4, 1952

An ordinance annexing certain contiguous territory of the City of Indianapolis, and fixing a time when the same shall take effect.

Respectfully,

ALEX. M. CLARK,
Mayor

COMMUNICATIONS FROM CITY OFFICIALS

April 21, 1952

To the Honorable President and Members of the
Common Council of the City of Indianapolis

Gentlemen:

In Re: Special Ordinance No. 4, 1952

I hereby report that pursuant to the laws of the State of Indiana, I caused publication to be inserted in the following newspapers, to-wit:

Special Ordinance No. 4, 1952—Thursday, April 17 and
24, 1952—The Marion County Mail and The Indianapolis
Commercial

and that said ordinance is in full force and effect from and after the last date of publication and compliance with any laws pertaining thereto.

Very truly yours,

GRACE M. TANNER,
City Clerk

April 21, 1952]

City of Indianapolis, Ind.

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April 8, 1952

President and Members Board of Public Safety
City of Indianapolis

Gentlemen:

At the Council meeting on April 7th the Council directed this office to notify you to lift the one-way signs on Vermont Street from Alabama to East Street.

This is in accordance with Section 6 of General Ordinance No. 33, 1951.

Very truly yours,

GRACE M. TANNER,
City Clerk.

April 21, 1952

Honorable President and Members of the
Common Council, City of Indianapolis

Gentlemen:

Submitted herewith are copies of Appropriation Ordinance No. 5, 1952, transferring \$300.00 from Fund 12 to Fund 21, Postage and Transportation, City Clerk's office.

I respectfully recommend its passage.

Very truly yours,

CARTER W. ELTZROTH,
Councilman

April 21, 1952

Honorable President and Members of the
Common Council, Indianapolis, Indiana

Gentlemen:

We submit herewith General Ordinance No. 29, 1952.

This Ordinance prohibits parking on the southwest side of Southeastern Avenue from Washington Street to State Avenue, south side of 22nd Street from Capitol Avenue to Martindale Avenue, and on both sides of 34th Street from Boulevard Place to Meridian Street.

Yours very truly,

G. W. RADEL,
Councilman

April 21, 1952

Honorable President and Members of the
Common Council, Indianapolis, Indiana

Gentlemen:

We submit herewith General Ordinance No. 30, 1952.

This ordinance prohibits parking on the east side of Madison Avenue from the City limits south to Lincoln Street and the northeast side of Southeastern Avenue from State Avenue to Washington Street.

Yours very truly,

G. W. RADEL,
Councilman

April 21, 1952]

City of Indianapolis, Ind.

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April 21, 1952

Honorable President and Members of the
Common Council, Indianapolis, Indiana

Gentlemen:

We submit herewith General Ordinance No. 31, 1952.

This Ordinance prohibits parking on the west side of Madison Avenue from Lincoln Street to the City limits south.

Yours very truly,

G. W. RADEL,
Councilman

April 18, 1952

Honorable President and Members of the
Common Council, Indianapolis, Indiana

Gentlemen:

We submit herewith General Ordinance No. 32, 1952.

This Ordinance increases the penalty provided for certain traffic violations.

Yours very truly,

G. W. RADEL,
Councilman

April, 19, 1952

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

Gentlemen:

Transmitted herewith are twenty-four (24) copies of General Ordinance No. 33, 1952, to amend the Municipal Code of Indianapolis, 1951, more particularly Title 4, Chapter 9, Section 4-903 thereof, to

authorize one hour parking meters from Irvington Avenue on the south and Whittier place on the north, east to Audubon Road along both sides of East Washington Street, in the City of Indianapolis.

Very truly yours,

CARTER W. ELTZROTH,
Councilman

April 21, 1952

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

Gentlemen:

Transmitted herewith are twenty-four (24) copies of General Ordinance No. 34, 1952, to amend the Municipal Code of Indianapolis, 1951, more particularly Title 4, Chapter 8 thereof, delegating authority to the Board of Public Safety to modify, change and amend the hours during which parking, stopping or standing of vehicles is prohibited.

Very truly yours,

CARTER W. ELTZROTH,
Councilman

April 18, 1952

To the President and Members of the Common Council

Gentlemen:

Amendment to Zoning Code to establish original city zoning in recently annexed territory on north side of 38th Street, east of Meadowbrook Apartments—G. O. No. 35, 1952.

Copies of the subject zoning amendment ordinance are submitted herewith, amending Section 11-103 (a) of Title 11, Chapter 1, Municipal Code of Indianapolis, 1951, so as to establish U2 or Apartment House District A4 or 1200 Square Feet Area District, and H1 or 50

Feet Height District, in the recently annexed tract of land on the north side of 38th Street, abutting on the east boundary of the Meadowbrook Apartment tract, and extending 500 feet east therefrom along the north side of 38th Street.

At its regular meeting of April 14, 1952, after public hearing, the City Plan Commission approved this amending ordinance by a vote of six "Yes" and one "No," and said ordinance is therefore submitted to the Common Council with the request and recommendation that it be passed.

Respectfully submitted,

NOBLE P. HOLLISTER, Executive Sec.
City Plan Commission

April 21, 1952

Honorable President and Members of the
Common Council, City of Indianapolis

Gentlemen:

Submitted herewith are 24 copies of General Ordinance No. 35, 1952, an ordinance to amend the Zoning Code of 1951, Section 11-103 (a) by reference, on the north side of 38th Street, east of Meadowbrook Apartments.

Very truly yours,

J. WESLEY BROWN,
Councilman

April 21, 1952

Honorable President and Members of the
Common Council, City of Indianapolis

Gentlemen:

Submitted herewith are 24 copies of General Ordinance No. 36, 1952, an ordinance to amend the Zoning Code of 1951, Section 11-103 (a) by reference, between Berwick Street and Exeter Avenue.

Very truly yours,

J. WESLEY BROWN,
Councilman

April 21, 1952

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

Gentlemen:

Transmitted herewith are twenty-four (24) copies General Ordinance No. 37, 1952, amending Title 11, Chapter I of the Municipal Code of Indianapolis, 1951, commonly known as the Zoning Code of the City of Indianapolis to zone the property on the west side of North Delaware Street between St. Joseph Street and Eleventh Street for business.

Very truly yours,

JOHN A. SCHUMACHER,
Councilman

April 21, 1952

Honorable President and Members of the
Common Council, City of Indianapolis

Gentlemen:

Submitted herewith are 24 copies of General Ordinance 38, 1952 amending certain sections of General Ordinance No. 74, 1943 entitled "An Ordinance Defining Restaurant . . ." so as to permit the use of milk dispensers.

Very truly yours,

GLENN W. RADEL,
Councilman

April 21, 1952

Mr. Glen Radel, Member Common Council,
City of Indianapolis
City Hall
Indianapolis, Indiana

In Re: Proposed Restaurant Ordinance—G. O. No. 38, 1952

Dear Mr. Radel:

This is to notify you that the Board of Public Health and Hospitals of the City of Indianapolis, has approved the use of Milk Dispensers with the safety and sanitary devices and measures as set forth in the enclosed proposed restaurant ordinance.

Respectfully yours,

WARREN C. MOBERLY,
Attorney for Board of Public
Health & Hospitals

April 21, 1952

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

Gentlemen:

Submitted herewith is a petition for the proposed annexation of certain land now located in Marion County, Indiana, and twenty-four (24) copies of proposed Special Ordinance No. 5, 1952, providing for such annexation.

Very truly yours,

JOHN A. SCHUMACHER,
Councilman

At this time those present were given an opportunity to be heard on General Ordinances Nos. 6, 9, 21, 22, 23, 24, 25, 26, 27, 28, 1952, Special Ordinance No. 3, 1952 and Resolutions Nos. 3 and 4, 1952.

Mr. Radel asked for recess. The motion was seconded by Mr. Ross, and the Council recessed at 7:50 P. M.

The Council reconvened at 8:05 P. M., with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., April 21, 1952

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

Gentlemen:

We, your Committee on Public Safety to whom was referred General Ordinance No. 6, 1952, entitled

AN ORDINANCE amending G. O. No. 74, 1943 entitled "An Ordinance defining restaurants,

beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from the files.

GLENN W. RADEL, Chairman
JOHN A. SCHUMACHER
J. WESLEY BROWN
CHRISTIAN J. EMHARDT
JOSEPH C. WALLACE

Indianapolis, Ind., April 21, 1952

To the 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. 9, 1952, entitled

AN ORDINANCE to repeal General Ordinance No. 47, 1941, as amended, and introducing a new "Milk Ordinance"

beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

CHARLES P. EHLERS, Chairman
CARTER W. ELTZROTH
J. WESLEY BROWN
GLENN W. RADEL
JOHN A. SCHUMACHER

Indianapolis, Ind., April 21, 1952

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

Gentlemen:

We, your Committee on Public Safety to whom was referred General Ordinance No. 21, 1952, entitled

AN ORDINANCE repealing parking on streets 30 ft. or less—amending the Code

beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

GLENN W. RADEL, Chairman
JOHN A. SCHUMACHER
J. WESLEY BROWN
CHRISTIAN J. EMHARDT
JOSEPH C. WALLACE

Indianapolis, Ind., April 21, 1952

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

Gentlemen:

We, your Committee on Public Works to whom was referred
General Ordinance No. 22, 1952, entitled

AN ORDINANCE prohibiting heavy trucks on Ritter Ave.,

beg leave to report that we have had said ordinance under consider-
ation, and recommend that the same be passed

CARTER W. ELTZROTH, Chairman
JOHN A. SCHUMACHER
CHRISTIAN J. EMHARDT
GUY O. ROSS

Indianapolis, Ind., April 21, 1952

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

Gentlemen:

We, your Committee on Public Safety to whom was referred
General Ordinance No. 23, 1952, entitled

AN ORDINANCE authorizing 2 hour parking both sides Senate
Ave. from Maryland Street to underpass south,

beg leave to report that we have had said ordinance under consider-
ation, and recommend that the same be passed.

GLENN W. RADEL, Chairman
JOHN A. SCHUMACHER
J. WESLEY BROWN
CHRISTIAN J. EMHARDT
JOSEPH C. WALLACE

Indianapolis, Ind., April 21, 1952

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

We, your Committee on Public Safety to whom was referred
General Ordinance No. 24, 1952, entitled

AN ORDINANCE to provide forty-five degree angle parking on
the north side of West Maryland St. between Missouri St. and
the first public way west,

beg leave to report that we have had said ordinance under consider-
ation, and recommend that the same be passed.

GLENN W. RADEL, Chairman
JOHN A. SCHUMACHER
J. WESLEY BROWN
CHRISTIAN J. EMHARDT
JOSEPH C. WALLACE

Indianapolis, Ind., April 21, 1952

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

Gentlemen:

We, your Committee on City Welfare to whom was referred
General Ordinance No. 25, 1952, entitled

AN ORDINANCE providing a loading zone for the Pet House,
13-15 West 22nd St.,

beg leave to report that we have had said ordinance under consider-
ation, and recommend that the same be stricken from the files.

CHRISTIAN J. EMHARDT, Chairman
GUY O. ROSS
J. WESLEY BROWN
GLENN W. RADEL
CARTER W. ELTZROTH

Indianapolis, Ind., April 21, 1952

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

Gentlemen:

We, your Committee on Law & Judiciary to whom was referred
General Ordinance No. 26, 1952, entitled

AN ORDINANCE providing a loading zone for Stuart Moving
and Storage, Inc., 114-16 West Maryland St.,

beg leave to report that we have had said ordinance under consider-
ation, and recommend that the same be stricken from the files.

JOSEPH C. WALLACE, Chairman
GUY O. ROSS
CARTER W. ELTZROTH
JOHN A. SCHUMACHER

Indianapolis, Ind., April 21, 1952

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

Gentlemen:

We, your Committee on Parks to whom was referred General
Ordinance No. 27, 1952, entitled

AN ORDINANCE prohibiting parking W. S. Shelby from Wood-
lawn to Georgia St.,

beg leave to report that we have had said ordinance under consider-
ation, and recommend that the same be held for further consideration.

J. WESLEY BROWN, Chairman
GLENN W. RADEL
CARTER W. ELTZROTH
CHRISTIAN J. EMHARDT
JOSEPH C. WALLACE

Indianapolis, Ind., April 21, 1952

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

Gentlemen:

We, your Committee on Public Works to whom was referred
General Ordinance No. 28, 1952, entitled

AN ORDINANCE making Hall Place a one-way street and strik-
ing out subsections 58 through 62 in the Code,

beg leave to report that we have had said ordinance under consider-
ation, and recommend that the same be held for further consideration.

CARTER W. ELTZROTH, Chairman
CHARLES P. EHLERS
JOHN A. SCHUMACHER
CHRISTIAN J. EMHARDT
GUY O. ROSS

Indianapolis, Ind., April 21, 1952

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

Gentlemen:

We, your Committee on Public Health to whom was referred
Special Ordinance No. 3, 1952, entitled

AN ORDINANCE annexing certain contiguous territory—area E.
52nd St. & Keystone Ave.,

beg leave to report that we have had said ordinance under consider-
ation, and recommend that the same be passed, as amended.

JOHN A. SCHUMACHER, Chairman
J. WESLEY BROWN
GUY O. ROSS

Indianapolis, Ind., April 21, 1952

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

Gentlemen:

We, your Committee on Finance to whom was referred Resolution No. 3, 1952, entitled

A RESOLUTION pertaining to all General and Special Ordinances adopted in the interval between Sept. 1, 1951 and midnight March 31, 1952, the effective date of the Municipal Code of 1951

beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

CARTER W. ELTZROTH
J. WESLEY BROWN
GLENN W. RADEL
JOHN A. SCHUMACHER

Indianapolis, Ind., April 21, 1952

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

Gentlemen:

We, your Committee on Finance to whom was referred Resolution No. 4, 1952, entitled

A RESOLUTION authorizing the approval of plans and specifications prepared with an advance from the U. S. Government for main sewer—West 12th St. and West 14th St.,

beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

CARTER W. ELTZROTH
J. WESLEY BROWN
GLENN W. RADEL
JOHN A. SCHUMACHER

INTRODUCTION OF APPROPRIATION ORDINANCES

By Councilman Eltzroth:

APPROPRIATION ORDINANCE NO. 5, 1952

AN ORDINANCE appropriating, transferring, reappropriating, and reallocating a certain sum (Tax Levy money) from a certain designated item and fund in the Office of the City Clerk of the City of Indianapolis, as appropriated under the 1952 Budget (General Ordinance No. 100, 1951, as amended), to certain other designated items and funds therein, declaring an emergency, 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 total sum of Three Hundred (\$300.00) Dollars, now held in the following items and funds of the Office of the City Clerk of the City of Indianapolis, to wit:

OFFICE OF THE CITY CLERK

1. Services—Personal

12. Salaries and Wages—temporary.....\$300.00

be and the same is hereby reduced and transferred therefrom, reappropriated and reallocated to the following designated funds in the amounts specified:

OFFICE OF THE CITY CLERK

2. Services—Contractual

21. Postage and Transportation\$300.00

Section 2. The above transfer and appropriation is necessary because of an existing emergency. There are sufficient funds by virtue

of the above reduction in said budget to meet this appropriation and said appropriation will not result in any increase in the original budget.

Section 3. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and compliance with all laws pertaining thereto.

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

INTRODUCTION OF GENERAL ORDINANCES

By Councilman Radel:

GENERAL ORDINANCE No. 29, 1952

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 4, Chapter 8, Section 4-820, items 5, 7 and 8 thereof, prohibiting the owner, driver or operator of any vehicle from parking, stopping or standing on certain streets between certain hours, subject to the penalties provided and fixing a time when the said amendment shall take effect.

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

Section 1. That Title 4, Chapter 8, Section 4-820, be amended as follows, to-wit:

By the amendment of item 5 and the addition of items 7 and 8 as follows, to-wit:

Street	Side of Street	From	To
5. Southeastern Ave.	Southwest	Washington St.	State Ave.
7. Twenty-second St.	South	Capitol Ave.	Martindale Ave.
8. Thirty-fourth St.	Both	Boulevard Pl.	Meridian St.

all subject to the penalties as provided in Title 4, Chapter 8, Section 4-831 of the Municipal Code of Indianapolis, 1951.

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

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

By Councilman Radel:

GENERAL ORDINANCE NO. 30, 1952

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 4, Chapter 8, Section 4-817, items 31 and 66 thereof, prohibiting the owner, driver or operator of any vehicle from parking, stopping or standing on certain streets between certain hours, subject to the penalties provided and fixing a time when the said amendment shall take effect.

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

Section 1. That Title 4, Chapter 8, Section 4-817, be amended as follows, to-wit:

By the amendment of item 31 and the addition of item 66 as follows, to-wit:

Street	Side of Street	From	To
31. Madison Ave.	East	South City Limit	Lincoln St.
66. Southeastern Ave.	Northeast	State Ave.	Washington St.

all subject to the penalties as provided in Title 4, Chapter 8, Section 4-831 of the Municipal Code of Indianapolis, 1951.

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

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

By Councilman Radel:

GENERAL ORDINANCE NO. 31, 1952

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 4, Chapter 8, Section 4-819, item 26 thereof, prohibiting the owner, driver or operator of any vehicle from stopping or standing on certain streets between certain hours, subject to the penalties provided and fixing a time when the said amendment shall take effect.

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

Section 1. That Title 4, Chapter 8, Section 4-819, be amended as follows, to-wit:

By the amendment of item 26 as follows, to-wit:

Street	Side of Street	From	To
26. Madison Ave.	West	Lincoln St.	South City Limits

all subject to the penalties provided in Title 4, Chapter 8, Section 4-831 of the Municipal Code of Indianapolis, 1951.

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

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

By Councilman Radel:

GENERAL ORDINANCE NO. 32, 1952

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 4, Chapter 12, Section 4-1206, sub-sections (a), (b), and clauses 1, 2, 3, 4, 5, 6, 7, 8 and 9 of sub-section (c) thereof describing traffic violations for which notice shall be given, providing penalties and fixing a time when the said amendment shall take effect.

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

Section 1. That Title 4, Chapter 12, Section 4-1206, sub-section (a) be amended to read as follows, to-wit:

(a) For the violations enumerated in sub-section (a) of Section 4-1203 of this chapter, the penalty shall be ten dollars for each violation.

Section 2. That Title 4, Chapter 12, Section 4-1206, sub-section (b) be amended to read as follows, to-wit:

(b) For the violations enumerated in sub-section (b) of Section 4-1203 of this chapter, the penalty shall be five dollars for each violation.

Section 3. That Title 4, Chapter 12, Section 4-1206, sub-section (c) be amended to read as follows, to-wit:

(c) For the violation described in clause (1) of sub-section (c) of Section 4-1203 of this chapter, the penalty shall be twenty dollars for each violation. For the violations enumerated in clauses (2), (3), (4), (5), (6), (7), (8) and (9) of sub-section (c) of Section 4-1203 of this chapter, the penalty shall be five dollars for each violation.

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

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

By Councilman Eltzroth:

GENERAL ORDINANCE NO. 33, 1952

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 4, Chapter 9, Section 4-903 thereof, to authorize one hour parking meters from Irvington Avenue on the south and Whittier Place on the north, east to Audubon Road along both sides of East Washington Street, and fixing a time when the said amendment shall take effect.

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

Section 1. That Title 4, Chapter 9, Section 4-903, be hereby amended by the addition of the following to appear immediately after sub-section (65) thereof, to-wit:

- (66) Both sides of East Washington Street from Irvington Avenue on the south, and Whittier place on the north, east to Audubon Road.

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

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

By Councilman Eltzroth:

GENERAL ORDINANCE NO. 34, 1952

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 4, Chapter 8 thereof, delegating authority to the Board of Public Safety to modify, change and amend the hours during which parking, stopping or standing of vehicles is prohibited, and fixing a time when the said amendment shall take effect.

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

Section 1. Whenever any ordinance of this city shall designate and specify that it shall be unlawful for the owner, driver or operator of any vehicle to park or stop the same, or to permit the same to be parked, or to stand upon any designated and specified streets and/or portions of streets, within designated and specified times, the Board of Public Safety, deeming an emergency to exist, shall declare such emergency and by order of such Board shall modify, change and amend the specified hours and times to which the restriction of such ordinance shall apply and said Board shall cause signs giving notice of the hours and times designated and specified by such order of said Board to be placed and maintained upon and along such streets and portions of streets, and no such regulation or order shall be effective unless such signs are in place upon and along such streets and/or portions of streets so specified and designated.

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

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

By Councilman Brown:

GENERAL ORDINANCE NO. 35, 1952

AN ORDINANCE to amend Section 11-103 (a) of Title 11, Chapter 1, of the Municipal Code of Indianapolis, 1951, said title 11, Chapter 1 being commonly known as the Zoning Code of the City of Indianapolis, Indiana, and fixing a time when the same shall take effect.

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

Section 1. That Section 11-103 (a) of Title 11, Chapter 1, of the Municipal Code of Indianapolis, 1951, said Title 11, Chapter 1 being known as the Zoning Code of the City of Indianapolis, Indiana, and in particular that the district or zone map and plats which are made

a part of said chapter 1 by reference, be and the same are hereby amended, supplemented and extended as to the U2 or Apartment House District, A4 or 1200 Square Feet Area District, and H1 or 50 Feet Height District, so as to include the following described territory, to-wit:

Beginning at a point, said point being the intersection of the north property line of East 38th Street and the west line of the northeast $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of Section 20, Township 16 North, Range 4, East, in Marion County, Indiana; thence north to the northwest corner of the aforesaid quarter quarter section, being also the southwest corner of the southeast $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 17, Township 16 North, Range 4 East, in Marion County, Indiana; thence north on and along the west line of said southeast $\frac{1}{4}$ of the southeast quarter of Section 17 a distance of four hundred sixty-eight and six-tenths (468.6) feet to a point; thence deflecting to the right in an easterly direction ninety degrees seventeen minutes ($90^{\circ} 17'$) a distance of two hundred (200) feet to a point; thence north and parallel with the west line of the aforesaid quarter quarter section a distance of three hundred and eighty-four and four-tenths (384.4) feet to a point; thence deflecting to the right in an easterly direction ninety degrees seventeen minutes ($90^{\circ} 17'$) a distance of three hundred (300) feet; thence south and parallel to the west line of the aforesaid quarter quarter section a distance eight hundred eighty-six (886) feet to the north property line of East 38th Street; thence west on and along the north property line of East 38th Street to the place of beginning.

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

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

By Councilman Brown:

GENERAL ORDINANCE NO. 36, 1952

AN ORDINANCE to amend Section 11-103 (a) of Title 11, Chapter 1, of the Municipal Code of Indianapolis, 1951, said Title 11, Chapter 1, being commonly known as the Zoning Code of the City of Indianapolis, Indiana and fixing a time when the same shall take effect.

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

Section 1. That Section 11-103 (a) of Title 11, Chapter 1, of the Municipal Code of Indianapolis, 1951, said Title 11, Chapter 1, being known as the Zoning Code of the City of Indianapolis, Indiana and in particular that the district or zone map and plats which are made a part of said Chapter 1 by reference, be and the same are hereby amended, supplemented and extend as to the U3 or Business District, A4 or 1200 Square Feet Area District, and H1 or 50 feet Height District, so as to include the following described territory, to-wit:

That part of the Southeast Quarter of Section 32, Township 16 North of Range 3 East, described as follows:

Beginning at a point 45 feet south of the North line of said Quarter Section 788.2 feet west of the East line of said Quarter Section, thence continuing west on a line parallel to the North line of said Quarter Section 226.8 feet to a point thence south, parallel to said East line of the said Quarter Section 125 feet, to a point thence East parallel to the North line of said Quarter Section 245.9 feet to a point thence deflecting to the north in a north-east by northerly direction to the place of beginning.

(Said territory being more commonly known and located as follows: From a point located at the intersection of the South Property line of the 3500 block of West 16th Street and the West property line of the 1500 block north of Berwick Street, continuing west along the south property line of the said 3500 block of West 16th Street to a point being located at the intersection of said prop-

erty line and the East property line of the 1500 block north of Exeter Avenue, thence South along said East property line of the 1500 block north of Exeter Avenue 125 feet to a point thence East parallel to the said South property line of the 3500 block of West 16th Street 245.9 feet to a point on the West property line of the 1500 block North of Berwick Street and thence north, following said west property line of the 1500 block north of Berwick Street to the point of beginning.)

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

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

By Councilman Schumacher:

GENERAL ORDINANCE NO. 37, 1952

AN ORDINANCE to amend Section 11-103 (a) of Title 11, Chapter 1, of the Municipal Code of Indianapolis, 1951, said Title 11, Chapter 1, being commonly known as the Zoning Code of the City of Indianapolis, Indiana, and fixing a time when the same shall take effect.

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

Section 1. That Section 11-103 (a) of Title 11, Chapter 1, of the Municipal Code of Indianapolis, 1951, said Title 11, Chapter 1, being known as the Zoning Code of the City of Indianapolis, Indiana, and in particular that the district or zone map and plats which are made a part of said Chapter 1 by reference, be and the same are hereby amended, supplemented and extended as to U-3 or Business District, A-2 or 4800 Square Feet Area District, and H-1 or 50 Feet Height District so as to include the following described territory, to-wit:

Lots 9, 10, 11 and 12 in McElvaine and Latham's Subdivision as recorded in Plat Book 1, page 344, in the Office of the Recorder of Marion County, Indiana; a tract

immediately north of said Lot 9 more particularly described as follows: Beginning at the Northeast corner of said Lot 9; thence West on and along the North line of said Lot 9 a distance of 224.4 feet; thence North to the South line of Lot 1 in J. K. Sharpe's North Addition to the City of Indianapolis as recorded in Plat Book 4, page 210 in the Office of the Recorder of Marion County, Indiana; thence in an Easterly direction on and along the South line of said Lot 1 in J. K. Sharpe's North Addition to the West property line of North Delaware Street; thence South on and along the West property line of North Delaware Street to the place of beginning; also Lots 1, 2 and 3 of said J. K. Sharpe's North Addition; also Lots 1, 2, 3, 4, 5 and 6 of Roache's First Addition to the City of Indianapolis, as recorded in Plat Book 3, page 217, in the Office of the Recorder of Marion County, Indiana.

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

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

By Councilman Radel:

GENERAL ORDINANCE NO. 38, 1952

AN ORDINANCE to amend certain sections of General Ordinance No. 74, 1943, entitled "An Ordinance Defining Restaurant _____ so as to permit the use of milk containers with approved dispensing devices in restaurants and to establish requirements for such containers and dispensing devices and fixing a time when the same shall take effect.

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

Section 1. That Section 5, Item 14 of General Ordinance No. 74, 1943, be and the same is hereby amended to read as follows, to-wit:

"Item 14. Wholesomeness of Food and Drink. All food and drink shall be clean, wholesome, free from spoilage, and so prepared as to be safe for human consumption. All milk, fluid milk products, ice cream, and other frozen desserts served shall be from approved sources. Milk and fluid milk products shall be served in the individual original containers, or from a dispenser, approved by the Health Officer, in which they were received from the distributor; provided, that this requirement shall not apply to milk or cream served with coffee, cereals, etc., which may be served from the original container or from any dispenser, urn, or individual container or bottle approved for such service by the Health Officer.

A milk dispenser shall comply with all the following specifications:

a. Requirements of Sec. 5, Item 9, Construction of Utensils and Equipment.

b. No surfaces with which milk or milk products come in contact shall while in use be accessible to manual contact, droplet infection, dust, or flies, but the delivery orifice is exempted from this requirement.

c. All parts of the dispensing device with which milk comes in contact, including any measuring device, shall be cleaned and subjected to bactericidal treatment at the milk plant, not at the retail vendor's establishment.

d. The dispensing container shall be filled and sealed with two seals at the milk plant in such manner as to make it impossible to withdraw any part of its contents without breaking one seal and impossible to introduce any substance without breaking the other; and the latter seal shall remain unbroken until the dispensing device returns to the milk plant.

e. The dispenser shall mix the milk and cream thoroughly and automatically with each dispensing operation. This requirement shall be waived in the case of milk products which remain homogeneous without mixing.

f. That portion of the dispensing container to which the delivery orifice is attached shall be protected from contamination in a manner prescribed by the Health Officer.

g. The filling of the dispensing container shall be done at the place of pasteurization and with approved mechanical equipment. The lid shall be placed upon the container and properly sealed immediately after filling in a manner prescribed by the Health Officer. The dispensing container shall be plainly marked or labeled (1) with the name of the contents as defined by the Indiana State Board of Health regulations, (2) the name and address of the processor and (3) date of delivery to the dispensing establishment.

h. The dispensing container shall be thoroughly cleaned and effectively subjected to an approved bactericidal process before being filled. The dispensing container surfaces which come in contact with milk and which have been cleansed and disinfected in an approved manner shall not exceed the bacterial standards of the American Public Health Association Standard Swab Test.

i. The dispenser shall be installed and used only in the serving room of the restaurant. It shall be located so as to be in full view of some of the customers at all times.

j. Milk shall not be drawn from the dispenser for service to a customer as a beverage except upon the prior order of said customer and for immediate service and shall not be drawn in anticipation of orders.

k. The dispenser shall be equipped with a drip pan.

A notice of the lowest grade of milk served and a notice of the butterfat or milk-fat content of any milk product served in lieu of cream unless butterfat or milk-fat content be eighteen percent (18%) or more shall be posted in a conspicuous place. Designating any product containing less than eighteen per cent (18%) butterfat or

milk-fat as cream is misbranding and constitutes adulteration under the requirements of the Grade A Milk Ordinance and is a violation of this Ordinance.

All oysters, clams and mussels shall be from approved sources, and if shucked shall be kept until used in the containers in which they were placed at the shucking plant.

Section 2. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and publication as may be provided by law.

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

INTRODUCTION OF SPECIAL ORDINANCES

By Councilman Schumacher:

SPECIAL ORDINANCE NO. 5, 1952

AN ORDINANCE annexing contiguous territory to the City of Indianapolis 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 City of Indianapolis, Indiana, be and the same is hereby extended so as to include the following described territory, which is hereby annexed to and made a part of the territory constituting the City of Indianapolis, Indiana, and described as follows, to-wit:

Part of the Southeast Quarter of the Northeast Quarter of Section 2, Township 16 North, Range 3 East, Marion County, Indiana, described as follows:

Beginning at a point on the present corporation line of the City of Indianapolis, said point being on the West property line of North Illinois Street and 2060 feet North of the South line of said Southeast Quarter Section, run-

ning thence West and parallel to the South line of said Southeast Quarter Section a distance of 200 feet to a point; thence North and parallel to the West property line of North Illinois Street a distance of 484.4 feet to a point, thence Northwestward on a curve to the left, said curve having a radius of 57.94 feet, and parallel to the South property line of Spring Mill Road a distance of 51.75 feet to a point, thence continuing Northwestward on the tangent to the last described curve and parallel to the South property line of Spring Mill Road a distance of 309 feet to a point, thence continuing Northwestward on a curve to the left, said curve having a radius of 153.06 feet, and parallel to the South property line of Spring Mill Road a distance of 65.76 feet to a point, thence Northwestward on the tangent to the last described curve and parallel to the South property line of Spring Mill Road to a point on the low water mark of White River, thence Northeastward following the low water mark of White River to a point, said point being on the South property line of Kessler Boulevard, thence Eastward on the South property line of Kessler Boulevard, said South property line being the present corporation line of the City of Indianapolis, to a point, said point being on the production Northward of the West property line of North Illinois Street, thence South on the Northward production of the West property line of North Illinois Street, said line being the present corporation line of the City of Indianapolis, to the point of beginning.

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

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

ORDINANCES ON SECOND READING

Mr. Radel made a motion that General Ordinance No. 6, 1952 be stricken from the files.

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

Ayes 8, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Ross, Mr. Schumacher, Mr. Wallace, President Bright.

Mr. Eltzroth called for General Ordinance No. 22, 1952 for second reading. It was read a second time.

On motion of Mr. Eltzroth, seconded by Mr. Ross, General Ordinance No. 22, 1952 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 22, 1952 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Ross, Mr. Schumacher, Mr. Wallace, President Bright.

Mr. Radel called for General Ordinance No. 23, 1952 for second reading. It was read a second time.

On motion of Mr. Radel, seconded by Mr. Ross, General Ordinance No. 23, 1952 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 23, 1952 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Ross, Mr. Schumacher, Mr. Wallace, President Bright.

Mr. Radel called for General Ordinance No. 24, 1952 for second reading. It was read a second time.

On motion of Mr. Radel, seconded by Mr. Ross, General Ordinance No. 24, 1952 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 24, 1952 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Ross, Mr. Schumacher, Mr. Wallace, President Bright.

Mr. Emhardt made a motion that General Ordinance No. 25, 1952 be stricken from the files.

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

Ayes 8, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Ross, Mr. Schumacher, Mr. Wallace, President Bright.

Mr. Wallace made a motion that General Ordinance No. 26, 1952 be stricken from the files.

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

Ayes 8, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Ross, Mr. Schumacher, Mr. Wallace, President Bright.

Mr. Schumacher called for Special Ordinance No. 3, 1952 for second reading. It was read a second time.

Mr. Schumacher presented the following motion to amend Special Ordinance No. 3, 1952:

Indianapolis, Ind., April 21, 1952

Mr. President:

I move that Special Ordinance No. 3, 1952, be amended by striking out

in Section 1—eighth and ninth lines of the description
“one hundred thirty-four and twenty-nine hundredths
(134.29) feet.”

and inserting in lieu thereof the following:

“one hundred nine and twenty-nine hundredths (109.29)
feet”

JOHN A. SCHUMACHER,
Councilman

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

Ayes 8, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Ross, Mr. Schumacher, Mr. Wallace, President Bright.

On motion of Mr. Schumacher, seconded by Mr. Radel, Special Ordinance No. 3, 1952, As Amended, was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 3, 1952, As Amended, was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt,

Mr. Radel, Mr. Ross, Mr. Schumacher, Mr. Wallace, President Bright.

Mr. Eltzroth called for Resolution No. 3, 1952 for second reading. It was read a second time.

On motion of Mr. Eltzroth, seconded by Mr. Radel, Resolution No. 3, 1952 was ordered engrossed, read a third time and placed upon its passage.

Resolution No. 3, 1952 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Ross, Mr. Schumacher, Mr. Wallace, President Bright.

Mr. Eltzroth called for Resolution No. 4, 1952 for second reading. It was read a second time.

On motion of Mr. Eltzroth, seconded by Mr. Radel, Resolution No. 4, 1952 was ordered engrossed, read a third time and placed upon its passage.

Resolution No. 4, 1952 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Brown, Mr. Eltzroth, Mr. Radel, Mr. Ross, Mr. Schumacher, Mr. Wallace, President Bright.

Noes 1, viz: Mr. Emhardt.

MISCELLANEOUS BUSINESS

Mr. Schumacher made a motion that the City Clerk notify all Department Heads and Boards to appear at Council meetings whenever an ordinance pertaining to their department is up for action.

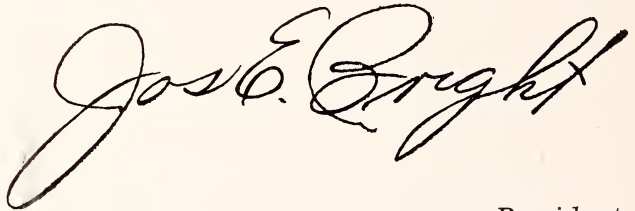
The motion was seconded by Mr. Radel and carried by the following roll call vote:

Ayes 8, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Ross, Mr. Schumacher, Mr. Wallace, President Bright.

On motion of Mr. Eltzroth, seconded by Mr. Ross, the Common Council adjourned at 8:30 P. M.

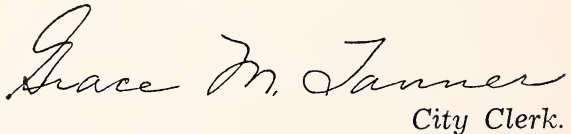
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Common Council of the City of Indianapolis held on the 21st day of April, 1952, at 7:30 P. M.

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



President.

ATTEST:



City Clerk.

(SEAL)