

SPECIAL MEETING

Wednesday, September 8, 1954, 6:30 P.M. CST

The Common Council of the City of Indianapolis met in the Board of Works, Room 104, at the City Hall, Wednesday, September 8, 1954, at 6:30 P.M. CST, with President Bright in the chair, pursuant to the following call:

TO THE MEMBERS OF THE COMMON COUNCIL,
INDIANAPOLIS, INDIANA

GENTLEMEN:

You are hereby notified that there will be a SPECIAL MEETING of the COMMON COUNCIL held in the Council Chamber on Wednesday, September 8, 1954 at 6:30 P. M. CST. the purpose of such SPECIAL MEETING being to receive communications from the Mayor and other city officials; receive committee reports on ordinances and other matters pending before the Council; receive ordinances and resolutions for introduction; to consider on second and/or third reading and/or for passage of ordinances now pending before the Council; to receive committee reports and to consider on second and/or third reading and/or for passage under suspension of the rules any ordinance which has been introduced and is properly before the Council.

Respectfully,

JOS. E. BRIGHT,
President, Common Council

I, Grace M. Tanner, Clerk of the Common Council of the City of Indianapolis, Indiana, 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 such SPECIAL MEETING pursuant to the rules.

In Witness Whereof, I have hereunto affixed my signature and caused the seal of the City of Indianapolis to be affixed.

[SEAL]

GRACE M. TANNER,
City Clerk.

Which was read.

President Bright called the meeting to order.

The Clerk called the roll.

Present: Mr. Brown, Mr. Ehlers, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

Absent: Mr. Eltzroth.

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

COMMUNICATIONS FROM THE MAYOR

August 17, 1954

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:

APPROPRIATION ORDINANCE NO. 13, 1954 (As Amended)

An ordinance appropriating and advancing the sum of Twenty-five Thousand (\$25,000.00) Dollars from the anticipated, estimated, unexpended and unappropriated 1954 balance of the Parking Meter Fund of the City of Indianapolis to a certain designated fund and item in the Department of Off-Street Parking, to be repaid from the first proceeds of bonds issued by the Indianapolis Off-Street Parking Commission, authorizing the use of this sum to pay for plans and specifications for a parking

garage, declaring an emergency and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 15, 1954

An ordinance appropriating, transferring, reappropriating, and reallocating a certain sum, Tax Levy Money, from a certain designated item and fund of the Department of Public Safety, Fire Department, as appropriated under the 1954 Budget (General Ordinance No. 100, 1953, as amended), to a certain other designated item and fund therein, declaring an emergency, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 106, 1954

An ordinance to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 4, Chapter 6, Section 4-602 thereof, by making Summit Street a one-way street between certain designated points, subject to the penalties provided and fixing a time when the said amendment shall take effect.

Respectfully,

ALEX. M. CLARK
Mayor

September 3, 1954

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 ordinance:

GENERAL ORDINANCE NO. 109, 1954 (As Amended)

An ordinance establishing the annual budget of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1955, and ending December 31, 1955, appropriating monies for the purpose of defraying the expenses and all outstanding

claims and obligations of the several departments and officials of the city government; and fixing and establishing the annual rate of taxation and tax levy for the year 1955 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

Respectfully,

ALEX. M. CLARK,
Mayor

COMMUNICATIONS FROM CITY OFFICIALS

September 8, 1954

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

Gentlemen:

In Re: General Ordinance No. 106, 1954

Pursuant to the laws of the State of Indiana, I caused publication to be inserted in the following newspapers:

G.O. No. 106, 1954—The Indianapolis News, and The Indianapolis Commerical—Monday, August 23, and 30, 1954

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

Very truly yours,

GRACE M. TANNER,
City Clerk

September 8, 1954

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

Gentlemen:

In Re: General Ordinance No. 110, 1954

Pursuant to the laws of the State of Indiana, I caused to be published on Friday, August 20, 1954 in The Indianapolis News and The Indianapolis Commercial "Notice to Interested Citizens", that General Ordinance No. 110, 1954 (Zoning) was set for hearing before the Common Council September 8, 1954.

Very truly yours,

GRACE M. TANNER,
City Clerk

September 8, 1954

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. 112, 1954, authorizing the Department of Finance to purchase one (1) New Burroughs Sensimatic Accounting Machine Style F403, as per specifications.

Very truly yours,

CHARLES P. EHLERS
Councilman

September 8, 1954

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. 113, 1954, authorizing the Board of Public Safety to purchase all necessary material to erect an all-steel building, as per specifications, to be used by the Traffic Engineer.

Very truly yours,

GLENN W. RADEL
Councilman

September 8, 1954

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. 114, 1954, amending Title 7, Chapter 2, Section 7-202, sub-section 2, of the Municipal Code of Indianapolis, 1951, by the addition of sub-section 60 thereto, providing for the regulating and licensing and the granting of a certificate of convenience and necessity for the operation of Sight-seeing Busses, and providing for the regulation of the operation of said Sight-seeing Busses, and reserving unto the Common Council of the City of Indianapolis the right to set fares and to revoke certificates of convenience upon grounds; and establishing fees for convenience and permits.

Very truly yours,

JOHN A. SCHUMACHER
Councilman

September 8, 1954

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. 115, 1954, to amend Title 8, Chapter 6 of the Building Code, establishing Electrical Rules and Regulations, sections 8-602 (2) and 8-604 and by adding to and including in said title and chapter, sections 8-610 and 8-611.

Very truly yours,

GLENN W. RADEL
Councilman

September 8, 1954]

City of Indianapolis, Ind.

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September 8, 1954

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. 116, 1954, establishing a passenger and/or loading zone for the use and occupancy of L. and A. Furniture Division of Capitol Furniture Company, 15 North New Jersey Street.

Very truly yours,

GLENN W. RADEL
Councilman

September 8, 1954

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. 117, 1954, establishing a passenger and/or loading zone for the use and occupancy of Underwriters Building—Medical Arts Building, 445 North Pennsylvania Street.

Very truly yours,

GLENN W. RADEL
Councilman

September 8, 1954

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. 118, 1954, establishing a passenger and/or loading zone for the use and occupancy of Underwriters Building—Medical Arts Building, 445 North Pennsylvania Street.

nance No. 118, 1954, which is an Ordinance to repeal General Ordinance No. 65, 1954, of the Municipal Code of Indianapolis, Indiana.

Very truly yours,

J. WESLEY BROWN
Councilman

September 8, 1954

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. 119, 1954, 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.

Very truly yours,

J WESLEY BROWN
Councilman

September 8, 1954

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. 120, 1954, 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.

Very truly yours,

J. WESLEY BROWN,
Councilman

Mr. Ehlers asked for recess. The motion was seconded by Mr. Radel, and the Council recessed at 7:00 P.M. CST.

At this time those present were given an opportunity to be heard on General Ordinances Nos. 102, 110, 111, 1954, Special Ordinances Nos. 14, 15, 1954 and Resolution No. 1, 1954.

The Council reconvened at 7:10 P.M. CST with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., September 8, 1954

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. 102, 1954, entitled

AN ORDINANCE establishing a loading zone for H. and H. Book-binding Co., 602 S. Illinois St.,

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

GLENN W. RADEL, Chairman
CHARLES P. EHLERS
JOSEPH A. WICKER
JOSEPH C. WALLACE

Indianapolis, Ind., September 8, 1954

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. 110, 1954, entitled

AN ORDINANCE amending the Thoroughfare Plan—East 46th Street from College Ave. to Keystone Ave.,

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

CHARLES P. EHLERS
GLENN W. RADEL
JOSEPH C. WALLACE
CHRISTIAN J. EMHARDT

Indianapolis, Ind., September 8, 1954

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. 111, 1954, entitled

AN ORDINANCE prohibiting parking 4 to 6 P. M. on Meridian St., east side, from South to Washington Sts.,

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

GLENN W. RADEL, Chairman
CHARLES P. EHLERS
JOSEPH A. WICKER
JOSEPH C. WALLACE

Indianapolis, Ind., September 8, 1954

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 Special Ordinance No. 14, 1954, entitled

AN ORDINANCE authorizing the sale of real estate known as Highland Park,

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

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

Indianapolis, Ind., September 8, 1954

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. 15, 1954, entitled

AN ORDINANCE annexing territory in the area of Emerson to Arlington Ave. and from Prospect St. north to the Brookville Road,

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

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

Indianapolis, Ind., September 8, 1954

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 Resolution No. 1, 1954, entitled

A RESOLUTION approving a permit to Indianapolis Railways to operate trackless trolleys on Highland Ave. between New York and Michigan Sts.,

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

CHARLES P. EHLERS,
GLENN W. RADEL
JOSEPH C. WALLACE
CHRISTIAN J. EMHARDT

INTRODUCTION OF GENERAL ORDINANCES

By Councilman Ehlers:

GENERAL ORDINANCE NO. 112, 1954

AN ORDINANCE authorizing the Department of Finance, City Controller, to purchase, through its duly authorized Purchasing Agent, certain equipment to be paid for out of funds heretofore appropriated, 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 Department of Finance of the City of Indianapolis be and it is hereby authorized and empowered to purchase, through its duly authorized Purchasing Agent, the following equipment to be used by the City Controller as indicated. The said equipment is to be purchased from the lowest and best bidder, or bidders, whose bids have been received and opened in public by said Department after advertisement therefor, as provided by law, and the total cost of said equipment shall not exceed the sum of money heretofore appropriated for use of said Department.

DEPARTMENT OF FINANCE CITY CONTROLLER

Requisition No. 494

One (1) New Burroughs Sensimatic Accounting Machine
Style F403, as per Specifications -----\$2,710.70

Section 2. 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.

By Councilman Radel:

GENERAL ORDINANCE NO. 113, 1954

AN ORDINANCE authorizing the Department of Public Safety to purchase, through its duly authorized purchasing agent, certain equipment to be paid for out of funds heretofore appropriated, 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 Department of Public Safety of the City of Indianapolis be and it is hereby authorized and empowered to purchase, through its duly authorized purchasing agent, the following equipment to be used by the Traffic Engineer as indicated. The said equipment is to be purchased from the lowest and best bidder, or bidders, whose bids have been received and opened in public by said Department after advertisement therefor, as provided by law, and the total cost of said equipment shall not exceed the sum of money heretofore appropriated for use of said Department.

DEPARTMENT OF PUBLIC SAFETY
TRAFFIC ENGINEER

Requisition No. 13303

All necessary material to erect an all-steel building, as per
specifications -----\$4,180.00

Section 2. 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.

By Councilman Schumacher:

GENERAL ORDINANCE NO. 114, 1954

AN ORDINANCE providing for the regulating and licensing and the granting of a certificate of convenience and necessity for the operation of Sight-Seeing Busses, and providing for the regulation of the operation of said Sight-Seeing Busses and reserving unto the Common Council of the City of Indianapolis the right to set fares and to revoke certificates of convenience upon grounds and amending the Municipal Code of Indianapolis, 1951, and more particularly Title 7, Chapter 2, Section 7-202, Sub-section 2 thereof, by the addition of Sub-section 60 establishing fees for convenience and permits, subject to the penalties, and fixing a time when said amendments shall take effect.

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

Section 1. Definitions—for the purpose of this ordinance, except where the context requires a different meaning, the following words shall have the meaning ascribed to them in this section:

- (a) SIGHT-SEEING BUS. The word "Sight-seeing Bus" shall mean and include any motor vehicle which is used for conducting sight-seeing trips for compensation to designations and over routes not controlled by the passenger or passengers transported therein, over the public streets and highways within the jurisdiction of the City of Indianapolis.
- (b) OWNER. The "Owner" shall be defined as a person, persons, firm or corporation owning or operating the sight-seeing bus which is driven by licensed drivers in the City of Indianapolis or within the jurisdiction of the City of Indianapolis.
- (c) SAFETY BOARD. The term "Safety Board" shall be construed to mean the Board of Public Safety of the City of Indianapolis.

Section 2. OWNER'S LICENSE REQUIRED. No person shall engage in the business of operating a sight-seeing bus upon the streets of the City or upon the highways within the jurisdiction of the City without having first obtained a license therefor for each of said sight-seeing busses.

Section 3. APPLICATION—FORM OF. Application for a permit shall be submitted to the Board of Public Safety, in the form prescribed by it disclosing the name and address of the applicant, together with other necessary information required by the Board of Public Safety. One application may be made for one or more Sight-Seeing Busses and one permit may be issued for one or more Sight-Seeing Busses, provided, however, that a separate fee for each bus shall be paid as hereinafter provided.

Section 4. SCHEDULE OF RATES: POSTING OF RATES. The City Council shall set the fares to be charged for the Sight-seeing services rendered. A printed schedule of the current fares shall be placed in each Sight-seeing bus so as to be plainly visible to all passengers.

Section 5. OWNER'S PERMIT—FEE. Each application for a permit to operate a Sight-seeing Bus shall be accompanied by a fee for each Sight-seeing Bus to be determined as follows:

For the first year and each succeeding year thereafter, pursuant to any agreement entered into by the Board of Public Safety, the owner of a Sight-seeing Bus shall pay \$75.00 per year for each Sight-seeing Bus operated by and under a permit from the Board of Public Safety.

In the event that an application is made for a permit for the operation of Sight-seeing Busses on or after July 1, in any year, the fee shall be one-half ($\frac{1}{2}$) of the amount herein provided for.

Section 6. APPLICATION FOR PERMIT—REQUIREMENTS OF. The application for a permit for the operation of a Sight-seeing Bus shall clearly state whether the permit sought is for a new installation or for a renewal of a previously granted permit. All permits shall expire at midnight on the 31st day of December of each year unless theretofore renewed. Permits shall not be assignable and no refunds or rebates shall be made when permits are revoked except as otherwise provided in this Ordinance. All fees collected hereunder shall be paid over to the City Controller and placed to the credit of the General Fund.

Section 7. PERMIT BY APPROVAL OF BOARD OF PUBLIC SAFETY. If the Board of Public Safety shall find that the applicant

has complied with the prerequisites of this Ordinance and that the maintenance of Sight-seeing Busses at the specified locations will not encumber or interfere with the free use of the public way, such permit shall be issued; otherwise said application shall be denied. Upon denial of the application all fees accompanying the application shall be returned to the applicant.

Section 8. **AUTHORITY TO ENTER INTO AGREEMENTS.** The Board of Public Safety of the City of Indianapolis is hereby authorized and empowered to enter into an agreement or agreements with persons, firms, or corporations, for maintenance of Sight-seeing Busses, as herein provided, designating such persons, firms, or corporations as it shall see fit to be entitled to receive permits when said Board shall deem that the welfare and best interests of the City will be served by such action.

Section 9. **CANCELLATION OF PERMIT.** Any permit issued under authority of this Ordinance may be revoked by the Mayor upon complaint in writing, and after notice and hearing, for any of the following reasons and as hereinafter set forth:

1. For violation by the permittee of any of the provisions of this Ordinance.
2. For fraud or misrepresentation made by the permittee in the application.
3. For failure by the permittee to maintain in full force and effect the necessary indemnity bond or policy of public liability insurance required by this Ordinance; or to pay successive annual renewal fees within the time required; or to perform, or comply, during the term thereof, with the provisions of any agreement with the Board of Public Safety for the continued maintenance of one or more Sight-seeing Busses.

Section 10. **RIGHT OF APPEAL.** Decisions of the Board of Public Safety and Mayor shall be subject to review and appeal as is now, or may hereafter be, provided by law.

Section 11. **ISSUE OF LICENSE—REQUIREMENT.** Before the City Controller shall issue a license as hereinabove provided, each applicant shall pay to the City Controller an annual fee as prescribed by the License Schedule for each Sight-seeing Bus used in such business.

Section 12. SIGHT-SEEING BUS STANDS—COST. Any owner licensee allocated a twenty (20) foot Sight-seeing Bus Stand in any metered area in the City, shall be charged \$5.00 per foot for the first twenty-foot space where its headquarters is located. For each additional footage of space at its headquarters or other location in a metered area, an annual fee of \$5.00 per foot shall be charged. Not more than forty (40) feet shall be allocated to any one company at any location. All allocations of curb space are subject to final approval of the Safety Board. Such footage shall be used for a period corresponding with the license year. The City shall have the power to cancel any Sight-seeing Bus Stand permit at any time; however, in the event that such cancellation occurs before the permit has expired a rebate for each unexpired three months period shall be given.

Section 13. LIABILITY INSURANCE OR BOND. Before a permit for the operation of a Sight-seeing Bus shall be issued or renewed, the applicant shall post or maintain with the Board of Public Safety either an indemnity bond or a policy of public liability insurance, approved as to form by the Corporation Counsel, and conditioned substantially as follows: That the permittee will indemnify and save harmless the City of Indianapolis, Indiana, its officers, agents and employees from any and all loss, costs, damages, or expenses, by reason of legal liability which may result from or arise out of the granting of such permit, or the operation of a Sight-seeing Bus for which a permit is issued, and that the permittee will pay any and all loss or damage that may be sustained by any person resulting from, or arising out of, the illegal or negligent operation or maintenance of a Sight-seeing Bus. The bond or policy of insurance shall be maintained in its original amount by the permittee at his or its expense at all times during the period for which the permit is in effect. In the event that two or more permits are issued to one permittee, one such bond or policy of insurance may be furnished to cover two or more Sight-seeing Busses and each bond or policy shall be of a type where coverage shall automatically be restored after the occurrence of any accident, or event from which liability may thereafter accrue.

The limit of liability upon any bond or policy so posted shall in no case be less than Fifteen Thousand (\$15,000.00) Dollars for death or injury of one person, and One Hundred Thousand (\$100,000.00) Dollars for total liability for death or personal injury arising out of any one event or casualty, and Fifteen Hundred (\$1,500.00) Dollars for property damage.

Any such bond so posted shall be accompanied by good and sufficient sureties approved by the Board of Public Safety.

The Board of Public Safety shall notify the permittee of any claim of which the City has notice where such claim arises from the installation or maintenance of any Sight-seeing Bus as herein provided.

Section 14. SERVICE REQUIRED OF COMPANIES; DISCONTINUANCE OF VEHICLES: INVESTIGATION OF RECORDS. All owner licensees shall provide service in accordance with the provisions of the certificate of public convenience and necessity as set forth by the City Council as provided herein for the issuance of said certificate of public convenience and necessity. The Safety Board may, upon application of any licensee hereunder, and for good cause shown, permit such licensee to temporarily discontinue any Sight-seeing Bus for a period of time as in his judgment he shall deem advisable. All owner licensees shall permit examination of their employment and work records when necessary for any criminal investigation.

Section 15. SIGNS AND PERMITS. The permittee shall be relieved from obtaining sign licenses or permits as required by Title 8, Chapter 9, and particularly Section 8-908, and from the payment of fees required by Title 8, Chapter 4, Section 8-402, Sub-section (7) thereof, Municipal Code of Indianapolis, 1951, and from the payment of any other municipal fees or penalties than those provided by this Ordinance.

Section 16. MANNER OF SEEKING EMPLOYMENT. No sight-seeing bus shall stand in any immediate area in any public street or place other than upon the stand assigned to it in accordance with this section. Each sight-seeing bus shall operate from the stand assigned to it, unless additional areas for picking up and discharging passengers are assigned to said sight-seeing bus by the Board of Public Safety.

Section 17. PUBLIC SIGHT-SEEING BUS STANDS. The Board of Public Safety shall determine the number of sight-seeing busses that shall be permitted to stand at any of the public stands. The Board of Public Safety shall cause to be attached to a post or stanchion a metal sign which shall state the number of sight-seeing busses which shall be permitted to stand at such particular stand. Such stands may be changed or cancelled at any time. No vested rights are obtained by any licensee hereunder to use any stand.

Section 18. OPERATION OR PROCEDURE WHILE WAITING EMPLOYMENT IN PUBLIC SIGHT-SEEING BUS STAND. Only

public sight-seeing busses in such number as are set forth on the metal signs as required by the preceding section may remain in such stand while waiting for employment and they must be parked in single file. The sight-seeing bus standing in such designated stand shall not be permitted to refuse to carry any orderly person who offers to hire such sight-seeing bus and agrees to pay the proper rate of fares.

Section 19. SUBSTITUTION OF VEHICLES. The holder of any such license as required by Section 3 of this Ordinance may substitute one bus for another of equal carrying capacity, but if such substitution continues for more than three days, a written notice of substitution shall be filed with the Board of Public Safety and notice thereof endorsed upon the license theretofore issued by the Board of Public Safety. All license plates and notices as provided for in this Ordinance shall be forthwith transferred to such substituted motor vehicle. Any bus substituted under the provisions of this section must be fully covered by insurance as provided in Section 13 of this Ordinance.

Section 20. REVOCATION OF LICENSES UNDER ARTICLE. The Mayor may, for incompetency or the violation of any of the provisions of the laws of the United States, the State of Indiana, the Code of Ordinances of the City of Indianapolis, Indiana, 1951, or of any ordinance of the City, or for any immoral or lewd conduct or unlawful activity on the part of the licensee owner or the licensed driver of any sight-seeing bus or for any other cause which he shall deem sufficient, revoke any license for the operation of any sight-seeing bus, and take up or cause such license badge or license plates to be surrendered to the Board of Public Safety. Any person who shall, after written notice by the Mayor, that such license has been revoked, refuse to surrender the same, shall be deemed to have been guilty of a violation of the provisions hereof. Any person feeling himself aggrieved by any ruling or decision of the Mayor may appeal by Petition to the City Council, within ten days from date of revocation, and the decision of the City Council thereon shall be final.

Section 21. CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY REQUIRED. No owner's license shall be granted until the person applying for such license shall have secured from the Safety Board a certificate certifying that the public convenience and necessity require the operation of the sight-seeing bus. The Board of Public Safety shall determine the maximum number of sight-seeing busses, necessary for the proper service for the people of the city. In determining such public convenience and necessity the Safety Board

shall consider the number of sight-seeing busses then operating in the city, and whether the demands of the public require additional sight-seeing bus service, the financial responsibility of the applicant, the number, kind, type and equipment of those sight-seeing busses for which licenses are asked, the traffic conditions of the city, whether the additional sight-seeing busses will result in a greater hazard to the public, whether the requirements of public convenience and necessity can be met and complied with only by the issuance of additional certificates of public convenience and necessity, the result and effect upon the business of existing licensees and upon the existing agencies of mass transportation, and such other relevant facts as the Safety Board may deem advisable or necessary. The Safety Board shall not refuse to renew any existing license merely on the ground of lack of convenience or necessity. The City Council reserves the right to revoke said certificate of public convenience and necessity upon reasonable grounds.

Section 22. NO PERSON SHALL DRIVE OR OPERATE A
SIGHT-SEEING BUS:

- (1) For any purpose personal to the driver including social or recreational purposes.
- (2) For the purpose of providing transportation for persons when engaged in an unlawful undertaking.
- (3) For the purpose of transporting a passenger other than in sight-seeing bus service.

Section 23. That Title 7, Chapter 2, Section 7-202, Sub-section (2) thereof, be amended by adding an additional clause as follows, to wit:

“60. Sight-seeing Busses. Annual permit and license for each Sight-seeing Bus:

For the first year and each succeeding year thereafter, pursuant to any agreement entered into by the Board of Public Safety, the owner of a Sight-seeing Bus shall pay \$75.00 per year for each Sight-seeing Bus operated by and under a permit from the Board of Public Safety.

Section 24. PENALTY. Any person, firm or corporation who shall violate or fail to comply with any provisions of this Ordinance

shall be deemed guilty of a misdemeanor and shall upon conviction thereof, unless otherwise provided by this Ordinance, be punished by a fine of not less than Ten (\$10.00) Dollars nor more than One Hundred (\$100.00) Dollars.

Section 25. REPEALING CLAUSE. All ordinances and parts of ordinances, and codes, and parts of codes of the City of Indianapolis in conflict or inconsistent with the provisions and purposes of this Ordinance are hereby repealed, amended, modified and construed, as and to the extent the necessity therefor may require, to give full force and effect to the provisions of this Ordinance, to the exclusion of all such conflicts and inconsistencies except that this Ordinance shall not be construed as permitting parking where the parking of vehicles is prohibited or restricted.

Section 26. EFFECTIVE DATE OF ORDINANCE. 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.

By Councilman Radel:

GENERAL ORDINANCE NO. 115, 1954

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 8, Chapter 6 of the Building Code, Electrical Rules and Regulations and more particularly by amending sections 8-602 (2) and 8-604 and by adding to and including in said title and chapter, sections 8-610 and 8-611, and providing certain standards, rules, regulations and interpretations, and fixing a time when said amendments shall take effect.

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

Section 1. That Title 8, Chapter 6, Section 8-602, Sub-section (2) of the Municipal Code of Indianapolis, 1951, be amended to read as follows; to wit:

8-602. (2) Except as may be otherwise provided by statute or ordinance, conformity with the rules, regulations and standards prescribed in the 1953 National Electrical Code (N.B.F.U. Pamphlet No. 70), being the rules, regulations and standards of the National Board of Fire Underwriters for Electric Wiring and Apparatus, two copies of which have been filed with this ordinance in the office of the city clerk and are to be kept there for public inspection, and which are hereby incorporated into this chapter of the building code and made parts thereof, by this reference thereto, as fully as though recopied herein, and which are hereby adopted as the electrical rules and regulations of this title, shall be prima facie evidence of conformity with approved standards for safety to life and property.

Section 2. That Title 8, Chapter 6, Section 8-604 of the Municipal Code of Indianapolis, 1951, be amended to read as follows, to wit:

8-604. Copies of standards for electrical installations and equipment to be kept on file in office of the city clerk. It shall be the duty of the city clerk at all times to keep on file in his office and available for public inspection, at least two copies of the National Electric Code, as incorporated by reference into this code by the preceding section 8-602 of this chapter, and therein adopted as the electrical rules and regulations of this title; and also so as to keep at least two copies of the Underwriters' Laboratories, Inc., Electrical Equipment List, as incorporated by reference into this code, by the preceding section 8-603 of this chapter.

Section 3. That Title 8, Chapter 6 of the Municipal Code of Indianapolis, 1951, be amended by the addition and inclusion of Section 8-610 and that said Section 8-610 be enacted as follows, to wit:

8-610. The service disconnecting means shall have a rating of not less than 100 Ampere Capacity, however, for installations consisting of not more than two 2-wire branch circuits, a switch or circuit breaker of 30 Ampere minimum rating may be used.

Section 4. That Title 8, Chapter 6 of the Municipal Code of Indianapolis, 1951, be amended by the addition and inclusion of Section 8-611 and that said Section 8-611 be enacted as follows, to wit:

8-611. Non-metallic sheathed cable shall be an approved type

NM or NMC in sizes No. 14 to 4 A.W.G. inclusive. In addition to the insulated conductors, the cable SHALL have an approved size of uninsulated or bare conductor for grounding purposes only.

Section 5. 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 Public Safety.

By Councilman Radel:

GENERAL ORDINANCE NO. 116, 1954

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.

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

Section 1. That for the purpose of providing the owners or occupants of certain premises fronting on certain public streets in the City of Indianapolis with ingress and egress for passengers, materials and merchandise coming to or going from such premises such owners or occupants having complied with the provisions of Section 26 of General Ordinance No. 96, 1928, as amended, and the Board of Public Safety, after due investigation, having recommended the establishment of the same, the following passenger and/or loading zone be and the same is hereby established in the City of Indianapolis, to wit:

(a) A loading zone beginning at a point on the East curb line of New Jersey Street fifteen (15) feet South of the South curb line of Court Street and continuing South for a distance of sixty (60) feet, for the use and occupancy of the L. and A. Furniture Division of Capitol Furniture Company, 15 North New Jersey Street.

Section 2. That said loading zone is hereby declared to be subject

to all existing traffic and parking regulations and to any later ordinances and regulations as may be applicable.

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 Public Works.

By Councilman Radel:

GENERAL ORDINANCE NO. 117, 1954

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.

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

Section 1. That for the purpose of providing the owners or occupants of certain premises fronting on certain public streets in the City of Indianapolis with ingress and egress for passengers, materials and merchandise coming to or going from such premises, such owners or occupants having complied with the provisions of Section 26 of General Ordinance No. 96, 1928, as amended, and the Board of Public Safety, after due investigation, having recommended the establishment of the same, the following passenger and/or loading zone be and the same is hereby established in the City of Indianapolis, to wit:

(a) A loading zone beginning at a point on the East curb line of Pennsylvania Street thirty-seven (37) feet south of the South curb line of Michigan Street and continuing South for a distance of forty-four (44) feet, for the use and occupancy of Underwriters Building—Medical Arts Building, 445 North Pennsylvania Street.

Section 2. That said loading zone is hereby declared to be subject to all existing traffic and parking regulations and to any later ordinances and regulations as may be applicable.

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 Public Works.

By Councilman Brown:

GENERAL ORDINANCE NO. 118, 1954

AN ORDINANCE to repeal General Ordinance No. 65, 1954, of the Municipal Code 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 General Ordinance No. 65, 1954, of the Common Council of the City of Indianapolis be, and the same is hereby repealed as to the following described real estate, to-wit:

Beginning at the Northwest corner of Lot 6 in East 21st Street Garden's Addition to the City of Indianapolis and extending East a distance of 330 feet to the Northeast corner of Lot 21 in the same Addition; thence South a distance of 590 feet to the Southeast corner of Lot 62 in said Addition; thence West a distance of 330 feet to the Southwest corner of Lot 49 in said Addition; thence North a distance of 590 feet 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. 119, 1954

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 commonly 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 A3 or 2400 Square Feet Area District, so as to include the following described territory, to-wit:

Beginning at the Northwest corner of Lot 6 in East 21st Street Garden's Revised Addition to the City of Indianapolis, and extending East a distance of 330 feet to the Northeast corner of Lot 21 in East 21st Street Garden's Addition; thence South and parallel with the East line of Kildare Avenue to the Southeast corner of Lot 62 in East 21st Street Garden's Revised Addition; thence West a distance of 330 feet to the Southwest corner of Lot 49 in East 21st Street Garden's Addition; thence North and parallel with the West line of Kildare Avenue 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. 120, 1954

AN ORDINANCE to amend Section 11-103 (a) of Title 11, Chap-

ter 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 commonly 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 U-1, A-3, and H-1, so as to include the following described territory to-wit:

Lots Numbered 1, 2, 3, 4, and 5 in 30th Street Addition, an addition to the City of Indianapolis, the plat of which is recorded in Plat Book 28 Page 520 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.

ORDINANCES ON SECOND READING

Mr. Radel called for General Ordinance No. 102, 1954 for second reading. It was read a second time.

On motion of Mr. Radel, seconded by Mr. Ehlers, General Ordinance No. 102, 1954 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 102, 1954 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Brown, Mr. Ehlers, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Ehlers called for General Ordinance No. 110, 1954 for second reading. It was read a second time.

On motion of Mr. Ehlers, seconded by Mr. Schumacher, General Ordinance No. 110, 1954 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 110, 1954 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Brown, Mr. Ehlers, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Radel called for General Ordinance No. 111, 1954 for second reading. It was read a second time.

On motion of Mr. Radel, seconded by Mr. Schumacher, General Ordinance No. 111, 1954 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 111, 1954 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Brown, Mr. Ehlers, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Ehlers called for Special Ordinance No. 14, 1954 for second reading. It was read a second time.

On motion of Mr. Ehlers, seconded by Mr. Radel, Special Ordinance No. 14, 1954 was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 14, 1954 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Brown, Mr. Ehlers, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Ehlers called for Resolution No. 1, 1954 for second reading. It was read a second time.

On motion of Mr. Ehlers, seconded by Mr. Radel, Resolution No. 1, 1954 was ordered engrossed, read a third time and placed upon its passage.

Resolution No. 1, 1954 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Brown, Mr. Ehlers, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

* * * * *

Mr. Wallace made a motion that out of respect and sympathy the following Special Resolution be unanimously adopted by the Common Council and that the City Clerk be instructed to send a copy of the Resolution to the family of Fireman Morris Edward Princell:

SPECIAL RESOLUTION 1954

A RESOLUTION on the death of Fireman Morris Edward Princell.

WHEREAS, Since the last regular meeting of the Common Council of the City of Indianapolis, Morris Edward Princell a member of the Indianapolis City Fire Department has died as a result of injuries received in line of duty as a fireman, and

WHEREAS, Morris Edward Princell was a faithful and conscientious veteran member of the Fire Department, having served as a fireman for fifteen years, and

WHEREAS, the City of Indianapolis and the Fire Department have, in the death of Morris Edward Princell, lost a veteran fire fighter in the line of duty,

*NOW THEREFORE, BE IT RESOLVED
BY THE COMMON COUNCIL OF THE
CITY OF INDIANAPOLIS, INDIANA:*

That the Common Council does hereby declare its deep regret at the untimely death of Fireman Morris Edward Princell in line of duty as a member of the Fire Department of this City, and does further convey to the family of Morris Edward Princell the sympathy and condolence of this Council, and of the City of Indianapolis, and instructs the City Clerk to send a copy of this Special Resolution to the family of Fireman Morris Edward Princell.

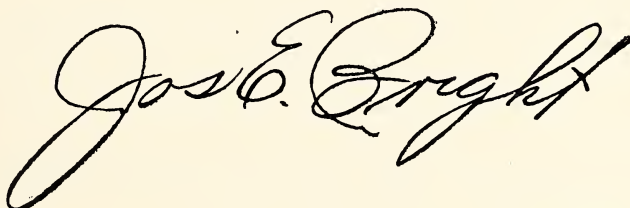
The motion was seconded by Mr. Emhardt and unanimously adopted by the Council.

* * * * *

On motion of Mr. Ehlers, seconded by Mr. Emhardt, the Common Council adjourned at 7:30 P.M. CST.

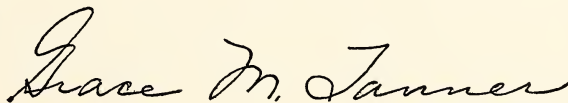
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Common Council of the City of Indianapolis held on the 8th day of September, 1954, at 6:30 P.M. CST.

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



ATTEST:

President.



(SEAL)

City Clerk.

