

REGULAR MEETING

Monday, May 18, 1953
6:30 P.M. CST

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday May 18, 1953, at 6:30 P.M. CST in regular session. President Bright in the chair.

The Deputy Clerk called the roll.

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

Absent: Mr. Ehlers, Mr. Schumacher.

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

COMMUNICATIONS FROM THE MAYOR

May 5, 1953

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. 9, 1953

An ordinance amending General Ordinance No. 80, 1952, as

amended, abolishing a certain position in the Department of Public Health and Hospitals, Tuberculosis Prevention, and creating a certain position therein, and appropriating, transferring, reappropriating and reallocating certain sums to certain designated items and funds in said Department of Public Health and Hospitals, Tuberculosis Prevention, as appropriated under said 1953 budget, declaring an emergency, and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 10, 1953

An ordinance amending General Ordinance No. 80, 1952, as amended, abolishing certain positions in the Department of Public Health and Hospitals, Public Health General, and School Health, and creating certain positions therein, and appropriating, transferring, reappropriating and reallocating certain sums to certain designated items and funds in said Department of Public Health and Hospitals, Public Health General, and School Health, as appropriated under said 1953 budget, declaring an emergency, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 49, 1953

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 thereof, prohibiting the owner, driver or operator of any vehicle from parking, stopping, or standing on Ohio Street between certain designated points and during certain designated hours, subject to the penalties provided and fixing a time when the said amendment shall take effect.

GENERAL ORDINANCE NO. 50, 1953

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 4-823 thereof, prohibiting the owner, driver or operator of any vehicle from parking, stopping, or standing on Howard Street between certain designated points and during certain designated hours, subject to the penalties provided and fixing a time when the said amendment shall take effect.

GENERAL ORDINANCE NO. 51, 1953

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 4-911 thereof, by the revision thereof and the creation of four (4) sub-sections thereto, and fixing a time when said amendment shall take effect.

GENERAL ORDINANCE NO. 52, 1953

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, by making Twentieth Street a one-way street, west bound from Capitol Avenue to Boulevard Place, and fixing a time when the said amendment shall take effect.

GENERAL ORDINANCE NO. 56, 1953

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 4-823 thereof, prohibiting the owner, driver or operator of any vehicle from parking, stopping, or standing on North Street between certain designated points and during certain designated hours, subject to the penalties provided and fixing a time when the said amendment shall take effect.

SPECIAL ORDINANCE NO. 8, 1953

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

RESOLUTION NO. 5, 1953

A resolution adopting a certain concurrent Resolution of the Board of County Commissioners of Marion County, the County Council of Marion County and the Common Council of the City of Indianapolis in joint meeting April 7, 1953, to create in the City of Indianapolis and Marion County a Building Authority for the purpose of financing, acquiring, constructing, equipping,

operating and leasing to governmental units within the territorial boundaries of Marion County, lands or buildings for public or governmental purposes and designating the name and title of said Building Authority.

Respectfully,

ALEX. M. CLARK,
Mayor

COMMUNICATIONS FROM CITY OFFICIALS

May 18, 1953

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

Gentlemen:

In Re: General Ordinances Nos. 49, 50, 51, 52
and 56, 1953

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

G. O. Nos. 49, 50, 51, 52 and 56, 1953—Friday, May
8 and 15, 1953—The Indianapolis Star and The
Indianapolis Commercial

and that said ordinances are 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

May 18, 1953

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

Gentlemen:

In Re: General Ordinances Nos. 60 and 61, 1953

Pursuant to the laws of the State of Indiana, I caused to be published on Friday, May 8, 1953 in the Indianapolis Star and the Indianapolis Commercial "Notice to Interested Citizens" and that General Ordinance No. 60, 1953 (Zoning) was set for hearing before the Common Council on May 18, 1953 and General Ordinance No. 61, 1953 was set for hearing on June 1, 1953.

Very truly yours,

GRACE M. TANNER,
City Clerk

May 18, 1953

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

Gentlemen:

In Re: Special Ordinance No. 8, 1953

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

Special Ordinance No. 8, 1953—Friday, May 8 and 15,
1953—The Indianapolis Star and The Indianapolis Com-
mercial

and that said ordinance is in full force and effect thirty days after the last publication date and compliance with any laws pertaining there-
to.

Very truly yours,

GRACE M. TANNER,
City Clerk

May 14, 1953

To President and Members of the Common Council

Gentlemen:

In Re: General Ordinance No. 54, 1953

The subject ordinance to amend the Zoning Code of the City of Indianapolis was given a public hearing by the City Plan Commission, after due public notice, at its meeting May 11, 1953.

The vote of the Commission on motion to approve said ordinance was 6 "Yes" and 2 "No", and therefore the Commission recommends passage of General Ordinance No. 54, 1953, which would change the zoning of Lots Nos. 20, 21, 22 and 23 in Brenneman's Home Place Addition, located on the west side of Guilford Avenue in the 6200 block, from U1 or Dwelling House to U3 or Business, A4 or 1200 Square Feet Area, and H2 or 80 Feet Height.

NOBLE P. HOLLISTER,
Executive Secretary,
City Plan Commission

May 18, 1953

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. 62, 1953, establishing a loading zone for the use and occupancy of Hoosier Paint & Linoleum Company, 235 South Meridian Street.

Very truly yours,

GLENN W. RADEL,
Councilman

May 18, 1953

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. 63, 1953, to amend Title 9, Chapter 5, Section 9-508, by the addition of sub-section (4) thereto, providing that whenever any abutting owner shall abandon the use of any private or commercial driveway the Board of Public Works may order said abutting owner or owners to restore any grass plot, sidewalk, pavement of the street, or curb adjacent thereto to a condition which corresponds with the existing grass plots, sidewalk, street pavement or curb adjacent to said cut or alteration, and providing for notice of said order of said Board and for penalty for violation of said order.

Very truly yours,

J. WESLEY BROWN
Councilman

May 18, 1953

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. 64, 1953, authorizing the Department of Public Works to purchase one (1) Lessman Mobile Tractor Loader, for the use of the Street Commissioner.

Very truly yours,

J. WESLEY BROWN,
Councilman

May 18, 1953

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. 65, 1953, authorizing the Department of Public Works to purchase four (4) "Wayne" Broom Sweepers, for the use of the Street Commissioner.

Very truly yours,

J. WESLEY BROWN
Councilman

May 18, 1953

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. 66, 1953, authorizing the Department of Public Works to Purchase one (1) motorized scavenger, for the use of the Street Commissioner.

Very truly yours,

J. WESLEY BROWN
Councilman

May 18, 1953

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. 67, 1953, authorizing the Board of Sanitary Commissioners

to regulate the private collection of garbage by contract and permit, and containing a penalty for violations.

Very truly yours,

JOHN A. SCHUMACHER
Councilman

Mr. Radel asked for recess. The motion was seconded by Mr. Emhardt, 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. 33, 35, 53, 54, 55, 57, 58, 59, 60, 1953 and Resolutions Nos. 4 and 6, 1953.

The Council reconvened at 8:15 P.M. CST, with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., May 18, 1953

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. 35, 1953, entitled

AN ORDINANCE repealing General Ordinance No. 123, 1952,

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
GLENN W. RADEL

Indianapolis, Ind., May 18, 1953

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. 58, 1953, entitled

AN ORDINANCE amending the Code, prescribing the personnel of the Gamewell Division,

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

Indianapolis, Ind., May 18, 1953

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. 33, 1953, entitled

AN ORDINANCE requiring an automatic warning signal at the crossing of the New York Central System, Cleveland Division and East Thirty-fourth Street,

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

J. WESLEY BROWN, Chairman
CHRISTIAN J. EMHARDT
JOSEPH A. WICKER

Indianapolis, Ind., May 18, 1953

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. 4, 1953, entitled

A RESOLUTION refusing issuance of new permits or renewal of existing permits for the use of real estate for the deposit of refuse within a certain area.

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

J. WESLEY BROWN, Chairman
CHRISTIAN J. EMHARDT
JOSEPH A. WICKER

Indianapolis, Ind., May 18, 1953

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. 54, 1953, entitled

AN ORDINANCE amending the Zoning Code—Brenneman's Home Place Addition, Broad Ripple,

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

J. WESLEY BROWN, Chairman
CHRISTIAN J. EMHARDT
JOSEPH A. WICKER

Indianapolis, Ind., May 18, 1953

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. 60, 1953, entitled

AN ORDINANCE amending the Zoning Code—38th to 46th Sts.
and Graham Ave. to Arlington,

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

J. WESLEY BROWN, chairman
CHRISTIAN J. EMHARDT
JOSEPH A. WICKER

Indianapolis, Ind., May 18, 1953

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. 6, 1953, entitled

A RESOLUTION approving a permit by the Board of Public Works to Indianapolis Railways, Inc. to operate trolley cars on New York Street from Dorman St. to Highland Ave., and Highland Avenue from New York St. to Michigan St.,

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

J. WESLEY BROWN, Chairman
CHRISTIAN J. EMHARDT
JOSEPH A. WICKER

Indianapolis, Ind., May 18, 1953

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. 53, 1953, entitled

AN ORDINANCE repealing sub-section 2, relating to the parking of vehicles on Tenth Street, 6 to 8 A.M.,

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
CARTER W. ELTZROTH
JOSEPH A. WICKER
JOSEPH C. WALLACE

Indianapolis, Ind., May 18, 1953

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. 55, 1953, entitled

AN ORDINANCE repealing sub-section 17, relating to parking on Tenth Street, 4 to 6 P.M.,

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
CARTER W. ELTZROTH
JOSEPH A. WICKER
JOSEPH C. WALLACE

Indianapolis, Ind., May 18, 1953

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. 57, 1953, entitled

AN ORDINANCE providing for the licensing and regulation of
taxicabs and for the repeal of existing provisions thereof,

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

GLENN W. RADEL, Chairman
CARTER W. ELTZROTH
JOSEPH A. WICKER
JOSEPH C. WALLACE

Indianapolis, Ind., May 18, 1953

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. 59, 1953, entitled

AN ORDINANCE prohibiting parking during certain hours, by
adding an exception "Saturdays"

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

GLENN W. RADEL, Chairman
CARTER W. ELTZROTH
JOSEPH A. WICKER
JOSEPH C. WALLACE

INTRODUCTION OF GENERAL ORDINANCES

By Councilman Radel:

GENERAL ORDINANCE NO. 62, 1953

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 the north property line of 235 South Meridian Street and extending south a distance of twenty-two (22) feet to the south property line of 235 South Meridian Street, on the east side of South Meridian Street, for the use and occupancy of Hoosier Paint & Linoleum Company, 235 South Meridian 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 Election.

By Councilman Brown:

GENERAL ORDINANCE NO. 63, 1953

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 9, Chapter 5, Section 9-508 thereof, by the addition of sub-section (4) providing that whenever any abutting owner shall abandon the use of any private or commercial driveway the Board of Public Works may order said abutting owner or owners to restore any grass plot, sidewalk, pavement of the street, or curb adjacent thereto to a condition which corresponds with the existing grass plots, sidewalk, street pavement or curb adjacent to said cut or alteration, and providing for notice of said order of said Board and for penalty for violation of said order, and fixing a time when said amendment shall take effect.

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

Section 1. That Title 9, Chapter 5, Section 9-508 be and the same is hereby amended by the addition of sub-section (4), as follows, to-wit:

(4) When any private or commercial driveway or roadway has been abandoned or is no longer used for a driveway or roadway, the Board of Public Works may order any owner or owners of real estate abutting said driveway or said roadway to restore, construct or reconstruct any grass plot, or sidewalk, or the pavement of the street, or the curb adjacent thereto which have been altered, removed or cut for the purpose of locating or constructing said private or commercial driveway or said roadway to at least as good condition as the grass plots, sidewalks, street pavements and curbs adjoining said driveway or said roadway. The Board of Public Works shall mail a written notice of said order to said owner or owners at their last and usual places of residence which are known to the Board, or if no such place of residence is known, to the address of the real estate abutting said driveway or said roadway. Within sixty days after the mailing of said notice or within such longer time as may be stated by the Board in said notice, said owner or owners, or any of them, shall complete all work required by said order in accordance with the

provisions of this ordinance, and failure to do so shall constitute a violation of this chapter and code. Should said restoration, construction or reconstruction not be completed within the time so required, the Board of Public Works may then order such restoration, construction or reconstruction to be done by the City Civil Engineer or the Street Commissioner or by contract and the entire cost thereof, together with such additional charge as may be made by the Board of Public Works in an amount not to exceed \$100.00, may be collected by action therefor against said owner or owners; or said Board, in lieu of and in addition thereto, may file and certify such cost and charges to the assessment bureau, which shall file a statement thereof with the county treasurer, who shall place such charges upon the tax duplicate, whereupon the same shall constitute a lien upon said real estate and be charged and statements rendered therefor and be collected the same as taxes. No notice of any such charge, so assessed, shall be required, but each such person so liable shall be chargeable with notice thereof, as shown by such public tax and other records.

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 Public Works.

By Councilman Brown:

GENERAL ORDINANCE NO. 64, 1953

AN ORDINANCE authorizing the Department of Public Works to purchase, through its duly authorized purchasing agent, one (1) Mobile Tractor Loader 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 Works of the City of Indianapolis be and it is hereby authorized and empowered to pur-

chase, through its duly authorized purchasing agent, one (1) Mobile Tractor Loader to be used by the Street Commissioner 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 WORKS
STREET COMMISSIONER

Requisition No. 12296

One (1) Model H F—10 Lessman Mobile Tractor Loader
with $\frac{3}{4}$ cubic yard bucket and rubber tires -----\$4,735.75

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 Brown:

GENERAL ORDINANCE NO. 65, 1953

AN ORDINANCE authorizing the Department of Public Works to purchase, through their 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 Works of the City of Indianapolis be and they are hereby authorized and empowered to purchase, through their duly authorized purchasing agent, the following equipment to be used by the Street Commissioner 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 WORKS
STREET COMMISSIONER

Requisition No. 12291

One (1) "Wayne Sweeper, Model 2-450 Double Gutter
Broom Sweeper -----\$ 9,580.00

Requisition No. 12293

Three (3) "Wayne" Sweepers, Model 1-450 Single Gutter
Broom Sweepers @ 8,575.00 -----\$25,725.00

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 Brown:

GENERAL ORDINANCE NO. 66, 1953

AN ORDINANCE authorizing the Department of Public Works to purchase through its duly authorized purchasing agent one (1) motorized scavenger 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 Works of the City of Indianapolis be and it is hereby authorized and empowered to purchase, through its duly authorized purchasing agent, one (1) motorized scavenger to be used by the Street Commissioner 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 WORKS
STREET COMMISSIONER

Requisition No. 12288

One (1) Good Roads Motorized Scavenger -----\$6,413.66

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. 67, 1953

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title Six (6), Chapter Four (4), Section 6-404 thereof, by the revision thereof and the creation of Five (5) sub-sections thereto, and fixing a time when said amendment shall take effect.

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

Section 1. That Title Six (6), Chapter Four (4), Section 6-404, be hereby amended to read as follows, to-wit:

(6-404) (1) Unlawful to Collect Garbage.—It shall be unlawful for any person, not an employee of the City and in pursuit of his duties as such, or unless such person shall be so authorized by contract with the City, or by written permit from the Board of Sanitary Commissioners, to take, collect, or transport any garbage from any premises, or upon the streets or alleys of this city, for any purpose whatsoever, and anyone violating the provisions of this section, upon conviction, shall be fined in a sum not to exceed three hundred dol-

lars, to which may be added imprisonment not to exceed sixty days in jail.

(6-404) (2) Garbage Defined.—The term “Garbage” shall mean and include any putrescible animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of foods including animal carcasses or parts thereof, created, produced or found in the City of Indianapolis or in the Indianapolis Sanitary District from private kitchens and the kitchens of all other establishments and institutions.

(6-404) (3) Board of Sanitary Commissioners.—The Board of Sanitary Commissioners is hereby vested with full and plenary powers of regulation, prohibition, control, supervision, and disposal in a sanitary manner, of the collection, hauling away, grinding and disposal of all garbage created, produced or found in the City of Indianapolis or in the Indianapolis Sanitary District, and it may adopt and enforce all necessary rules and regulations, or issue orders for such purposes and may enter into contracts and issue permits for the collection, hauling away, grinding and disposal of garbage and may add further conditions in connection therewith which are not inconsistent with any provisions of this Chapter and Code or Statute.

(6-404) (4) Permit Required to Collect.—Any person engaged in or desiring to engage in the collection, hauling, carrying away or disposing of garbage within the Corporate limits of the City of Indianapolis or within the Sanitary District of Indianapolis, or within any part of either of them, for any purpose whatsoever, shall prior to so doing, or continuing so to do, apply to the Board of Sanitary Commissioners, in writing and upon the form furnished or prescribed by said Board, obtain a written permit from the Board of Sanitary Commissioners therefor. A fee of \$5.00 payable to the Controller of the City of Indianapolis shall accompany each such application. The absolute discretion and the conditions upon which such permit shall issue is hereby vested in the Board of Sanitary Commissioners; provided that every such permit issued and every such renewal thereof shall be granted for one year.

(6-404) (5) Revocation of Permit.—Every permit granted as heretofore provided for may be revoked by the Board of Sanitary Commissioners for the violation of any conditions of such permit, or in the interest of health and safety; provided that every such revocation shall be referred by said Board to the Mayor for action thereon.

Section 2. This ordinance shall take effect upon passage and approval of the Mayor, and compliance with all laws thereunto appertaining.

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

ORDINANCES ON SECOND READING

Mr. Brown called for General Ordinance No. 33, 1953 for second reading. It was read a second time.

Mr. Brown made a motion that General Ordinance No. 33, 1953 be stricken from the files.

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

Ayes 7, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Eltzroth called for General Ordinance No. 58, 1953 for second reading. It was read a second time.

On motion of Mr. Eltzroth, seconded by Mr. Radel, General Ordinance No. 58, 1953 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 58, 1953 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Radel called for General Ordinance No. 59, 1953 for second reading. It was read a second time.

On motion of Mr. Radel, seconded by Mr. Wicker, General Ordinance No. 59, 1953 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 59, 1953 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Brown called for General Ordinance No. 60, 1953 for second reading. It was read a second time.

On motion of Mr. Brown, seconded by Mr. Eltzroth, General Ordinance No. 60, 1953 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 60, 1953 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Brown called for Resolution No. 6, 1953 for second reading. It was read a second time.

On motion of Mr. Brown, seconded by Mr. Radel, Resolution No. 6, 1953 was ordered engrossed, read a third time and placed upon its passage.

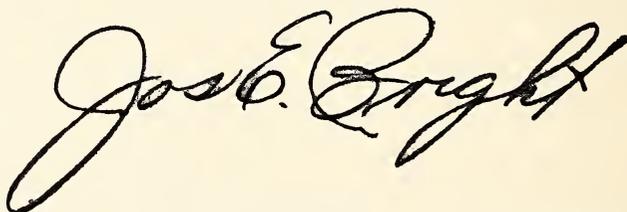
Resolution No. 6, 1953 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Brown, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Wallace, Mr. Wicker, President Bright.

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

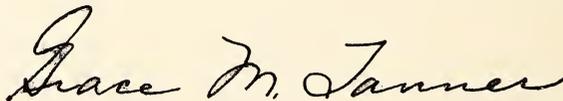
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Common Council of the City of Indianapolis held on the 18th day of May, 1953, at 6:30 P.M. CST.

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.