

CITY-COUNTY GENERAL ORDINANCE NO. 42, 2025
Proposal No. 352, 2025

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code of the Consolidated City of Indianapolis – Marion County by adding Article II to Chapter 820 establishing the creation of Irvington Designated Outdoor Refreshment Areas.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Revised Code of the Consolidated City of Indianapolis – Marion County, is hereby amended by adding Article II to Chapter 820, which creates the Irvington Designated Outdoor Refreshment Areas, to read as follows:

Chapter 820 – DESIGNATED OUTDOOR REFRESHMENT AREAS (DORA)

ARTICLE II. SPECIFIC DESIGNATION – Irvington Designated Outdoor Refreshment Area

Sec. 820-201. *Establishment of DORA.*

Council hereby establishes a Designated Outdoor Refreshment Area to be known as the Irvington DORA (the "Irvington DORA"), that shall comprise certain land located within the Consolidated City of Indianapolis-Marion County ("City").

Sec. 820-202. *Boundaries.*

The boundaries of the Irvington DORA shall be as described in Sec 820-205(b) and specifically depicted in revised Exhibit A, attached hereto and made a part hereof. The boundaries, generally, include those businesses along East Washington Street between South Ritter Avenue and the East Parcel Line of 5720 East Washington Street, South Audubon Road from East Washington Street to the southern parcel line of 214 South Audubon Road, and Bonna Avenue from ??? to S. Johnson Avenue. are described as: an area bounded by South Ritter Avenue on the west, East Washington Street on the North, South Audubon Road on the East, and Bonna Avenue on the South.

Sec. 820-203. *Map.*

A map of the Irvington DORA (the "Map") depicting the boundaries described in Section 820-202, the locations of the Designated Permittees, the locations of the Vendors, and the locations of the exit/entrance signage is hereby approved and attached as Exhibit A. The Map shall be available for public inspection upon reasonable request at the office of the City-County Council. In the event of a conflict between the Map and the boundary description contain in Sec. 820-202, the Map shall govern.

Sec. 820-204. *Consistency with Zoning Code.*

The City-County Council ("Council") finds that the Irvington DORA is consistent with the Zoning Code of the Consolidated City of Indianapolis – Marion County.

Sec. 820-205. *Signage Standards.*

In addition to the signage required in Article I, the following signage shall be required for the Irvington DORA. The DORA applicant shall be responsible for the cost of all signage associated with this DORA. The Council hereby approves and adopts the following minimum signage standards for the Irvington Dora:

- (a) All entrance and exit signage shall be approved and installed by the Department of Public Works at the locations indicated on the Map.
- (b) Entrance and exit signs shall be placed at the following locations:
 - (1) ~~The intersection of Bonna Ave and South Ritter Avenue~~
 - (2) ~~The intersection of South Ritter Avenue and Julian Avenue~~

- (3) The intersection of South Ritter Avenue and East Washington Street
- (4) Northern parcel line of 5612 East Washington Street on Layman Avenue
- (5) Northern Parcel Line of 5614 East Washington Street on North Audubon Road
- (6) The intersection of East Washington Street and South Audubon Road
- (7) The intersection of South Audubon Road and Julian Avenue
- (8) Southern parcel line of 214 South Audubon Road

- (1) The western parcel line of 5549 Bonna Avenue
- (2) The northern parcel Line of 27 Johnson Avenue
- (3) The intersection of South Ritter Avenue and East Washington Street
- (4) The northern parcel line of 5612 East Washington Street on Layman Avenue
- (5) The northern parcel line of 5614 East Washington Street on North Audubon Road
- (6) The eastern parcel line of 5720 East Washington Street
- (7) The intersection of South Audubon Road and Julian Avenue
- (8) The intersection of Hibben Avenue and the Pennsy Trail on South Audubon Road
- (9) Southern parcel line of 214 South Audubon Road

- (c) Designated Permittees must post in a conspicuous location at each entrance a sign stating that they are participating in the Irvington DORA and whether a person may enter the business with an open container of alcohol.
- (d) A non-participating retailer may post a sign within their establishment that indicates that they are not participating in the DORA. Other businesses located within the Irvington DORA may post a sign within their establishment indicating that
 - (1) DORA drinks are welcome, or
 - (2) DORA drinks are not welcome.

Sec. 820-206. Additional Signage.

Council acknowledges that additional signage designating the Irvington DORA may be warranted and necessary, that additional signage may be required by the Indiana Alcohol and Tobacco Commission ("Commission"), and that installation of additional signage designating the Irvington DORA shall be allowed under this ordinance provided the signage standards contained in Article I and in Section 820-205 are maintained.

Sec. 820-207. Times of Operation.

The Irvington DORA shall be in effect during all authorized times and shall be operational pursuant to IC 7.1-3-1-14, as amended from time to time by the Indiana General Assembly.

Sec. 820-208. Proposed Designated Permittees

- (a) Businesses located at the following addresses are considered proposed Designated Permittees. These businesses will have to submit completed application to the City to participate as Designated Permittees within the Irvington DORA, subject to the approval by the Commission:
 - (1) SNUG – 210 South Audubon Road Indianapolis, IN 46219
 - (2) Sahn's Tavern & Sports Bar – 5632 East Washington Street Indianapolis, IN 46219
 - (3) Strange Bird – 128 South Audubon Road Indianapolis, IN 46219
 - (4) The Med – 5614 East Washington Street Indianapolis, IN 46219
 - (5) Jockamo Upper Crust Pizza – 5646 East Washington Street Indianapolis, IN 46219
 - (6) Smash'd Burger Bar – 10 Johnson Avenue Indianapolis, IN 46219
 - (7) Monsterz Inc. – 10 Johnson Avenue Indianapolis, IN 46219

- (b) Any additional business located within the Irvington DORA that desires to be a Designated Permittee shall submit an application for approval to the City and recommendation to the Commission.
- (c) A Designated Permittee within the Irvington DORA may allow, but shall not be required to allow, open containers of alcohol to be carried into their Licensed Premises.

Sec. ~~820-208~~ 820-209. Vendor Locations

- (a) The below-listed locations are scheduled to be Vendor Locations. Individuals or entities interested in participating in the DORA at a particular event may use these locations. Participating businesses will have to submit a completed application to the City to participate as Vendors within the Irvington DORA:

- (1) 5529 Bonna Avenue Indianapolis, IN 46219
- (2) 5505 East Washington, Indianapolis, IN 46219
- (3) 5515 East Washington Street Indianapolis, IN 46219
- (4) 5702 & 5720 East Washington Street Indianapolis, IN 46219

- (b) Any additional individual or entity located within the Irving DORA that desires to be a Vendor shall submit an application for approval by the City and recommendation to the Commission

Sec. ~~820-209~~ 820-210. Sanitation Plan

Each Designated Permittee approved by the Council and the Alcohol and Tobacco Commission shall continuously maintain a trash receptacle outside of all main entrances to their premises at its sole cost and expense and shall be responsible for the cleanliness of the outdoor portion of its premises. The City reserves the right to establish a more formal Sanitation Plan in the event cleanliness becomes an issue.

Sec. ~~820-210~~ 820-211. Safety Plan

The City reserves the right to evaluate the implementation of the Irvington DORA and adjust any public safety needs that are over and above current IMPD schedules. The City reserves the right to require a more specific safety plan.

Sec. ~~820-209~~ 820-212. Designated Cups

All Designated Permittees and Vendors must only use non-breakable, non-glass containers bottles, plastic cups, or paper cups that have the Irvington DORA logo on them identifying that they are for use only in the refreshment area. Designated Permittees and Vendors are required to display the DORA logo on these cups at their cost.

Sec. ~~820-210~~ 820-213. Compliance with Article I.

All provisions of the Revised Code Chapter 820 Article I are incorporated by reference herein. The Irvington DORA shall be and remain in compliance with all provisions of that portion of the Revised Code.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid

provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

The foregoing was passed by the City-County Council this 1st day of December, 2025, at 8:30 p.m.

ATTEST:

VOZ

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President, City-County Council

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Yulonda Winfield
Clerk, City-County Council

Presented by me to the Mayor this 2nd day of December, 2025

Mfulonda Zingfield
 Mfulonda, W.S. 511

Yulonda Winfield
Clerk, City-County Council

Approved and signed by me this 3rd day of December, 2025.

Joseph H. Hogsett, Mayor

Joseph H. Hogsett, Mayor

STATE OF INDIANA, MARION COUNTY)) SS:
CITY OF INDIANAPOLIS)

I, Yulonda Winfield, Clerk of the City-County Council, Indianapolis, Marion County, Indiana, do hereby certify the above and foregoing is a full, true, and complete copy of Proposal No. 352, 2025, a Proposal for a GENERAL ORDINANCE passed by the City-County Council on the 1st day of December, 2025, by a vote of 25 YEAS and 0 NAYS, and was retitled General Ordinance No. 42, 2025, which was signed by the Mayor on the 3rd day of December, 2025, and now remains on file and on record in my office.

WITNESS my hand and the official seal of the City of Indianapolis, Indiana, this 3rd day of December, 2025.

Yulonda Winfield

Yulonda Winfield
Clerk, City-County Council

(SEAL)

Indianapolis City - County Council
2020-2023
2024-2027

RCS# 982

12/1/2025 8:30 PM

Proposal: PROP-25 352
Sponsor: NIELSEN
Action: Adopt
Committee: Rules

Ordinance: G.O. 42 (PASSED)

Yea: 25

Nay: 0

Abstain: 0

Not Voting: 0

Excused: 0

Yea - 25

Allen
Annee
Bain
Barth
Boots
Brown-A
Brown-J

Cahill
Delaney
Dilk
Evans
Gibson
Graves

Hart
Jones
Lewis
Mascari
McCormick
Mowery

Nielsen
Osili
Perkins
Roberts
Robinson
Wells

Nay - 0

Abstain - 0

Not Voting - 0

Excused - 0