

ORDINANCE #65284
Board Bill No. 91
Committee Substitute

An ordinance prohibiting the issuance of any package or drink liquor licenses for any currently non-licensed premises within the boundaries of the Twenty-Seventh Ward, for a period of three year from the effective date hereof; containing an exception allowing, during the moratorium period, for the transfer of existing licenses, under certain circumstances, and the issuance of a drink license to persons operating a restaurant at a previously non-licensed premises; and containing an emergency clause.

BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE. LEGISLATIVE FINDINGS.

1. An updated land use plan is currently being developed for the area encompassed within the boundaries of the Twenty-Seventh Ward.
2. Appropriate locations for liquor licensed establishments will be addressed as part of the development of this land use plan. It is anticipated that, pursuant to the land use plan, package liquor stores and taverns will be considered inappropriate uses in large portions of the Twenty-Seventh Ward.
3. Placement of package liquor stores and taverns in inappropriate locations often causes conditions which are not in the best interest of the neighborhood in which they are located.
4. To prevent liquor licenses from being issued for premises at which such use would be prohibited under the land use plan being developed, and to preserve the general welfare of the residents of the Twenty-Seventh Ward, it is necessary to impose a moratorium on the issuance of package and drink licenses for premises, other than restaurants, which are not currently licensed. This moratorium will be imposed for three year from the date of passage of this ordinance, approximately the period of time necessary to develop and adopt an updated land use plan.

SECTION TWO. The Excise Commissioner is hereby prohibited, for a period of three year, beginning as of the effective date of this Ordinance, from approving the issuance of a package or drink liquor license for any premises, not licensed as of the effective date hereof, which is located within the boundaries of the Twenty-Seventh Ward.

SECTION THREE. Notwithstanding the provisions of section two of this Ordinance, the Excise Commissioner shall have authority to:

- (1) Approve transfer of an existing license to another premises within the petition circle of the currently licensed premises, pursuant to the provisions of subsection (B) of section 14.06.330 of Ordinance 61289; and
- (2) Issue a drink license for a premises, not licensed as of the effective date of this Ordinance, which currently is or will be, upon opening, operated as a restaurant, as such term is defined in section 14.01.390 of Ordinance 61289.

SECTION FOUR. EMERGENCY CLAUSE.

This being an ordinance for the preservation of public peace, health and safety, it is hereby declared to be an emergency measure within the meaning of Sections 19 and 20 of Article IV of the Charter of the City of St. Louis and therefore this ordinance shall become effective immediately upon its passage and approval by the Mayor.

Approved: October 8, 2001