

1 An ordinance pertaining to vendors; repealing Ordinance 64712, approved on July 29,  
2 1999, Ordinance 64569, approved on February 11, 1999, **Ordinance 65061,**  
3 **approved on October 11, 2000, Ordinance 65347, approved November 28, 2001**  
4 **and Ordinance 69636 approved on November \_\_\_\_, 2013;** prohibiting street vendors  
5 within the City of St. Louis except within designated vending districts; establishing  
6 vending districts within the City of St. Louis; promulgating rules and regulations for  
7 vending within vending districts; containing definitions, a penalty clause, a  
8 severability clause and an emergency clause.

9 NOW THEREFORE BE IT ORDAINED BY THE CITY OF ST. LOUIS AS  
10 FOLLOWS:

11 SECTION ONE. Ordinance 64712, approved on July 29, 1999, Ordinance 64569,  
12 approved on February 11, 1999, Ordinance 65061, approved on October 11, 2000,  
13 Ordinance 65347, approved November 28, 2001 and Ordinance 69636 approved on  
14 November \_\_\_\_, 2013 are hereby repealed.

15 SECTION TWO. Definitions.

16 "City Park" means any area maintained by the Director of Parks, Recreation and  
17 Forestry including any sidewalk immediately adjacent to such area but not extending  
18 past the curb line of such sidewalk.

19 "Festival vendor" means any person who sells or offers for sale any goods, wares,  
20 merchandise, flowers, horticultural products, services, food or beverages from a  
21 booth, stall, stand, table, wagon, pushcart, handcart or other vehicle, or from a pack,  
22 basket or similar container, or hand held display at a parade, fair or festival for which  
23 the City has issued a permit.

24 "Itinerant vendor" means any person who engages in a temporary or transient business  
25 in the City, selling goods, wares, merchandise, flowers, horticultural products,  
26 services, food or

27 beverages, and who for the purpose of carrying on such business, hires, leases or  
28 occupies any building or enclosed structure, or any portion thereof, for the exhibition  
29 or sale of goods, wares or merchandise.

30 "Roadway" means that portion of the street or alley, ***including*** the median if any,  
31 between the regularly established curbs, or that portion ordinarily used for vehicular  
32 traffic.

33 "Sidewalk" means that portion of a street, intended for the use of pedestrians, between  
34 the curb line or lateral boundary of a roadway and the adjacent property line.

35 "Sidewalk Vendor" means any person who sells or offers for sale on any public  
36 sidewalk or public right of way, other than a roadway or roadway median, any goods,  
37 wares, merchandise, flowers, horticultural products, services, food or beverages from  
38 a booth, stall, stand, table, wagon, pushcart, handcart or other non-motorized vehicle,  
39 or from a pack, basket or similar container, or hand held display.

40 "Soulard Market Area" means the area bounded by Lafayette Street on the south,  
41 Seventh Street on the east, Marion Street on the north and Interstate highway 55 on  
42 the west.

43 " Vehicle Vendor "means any person who sells or offers for sale on any public  
44 roadway any goods, wares, merchandise, flowers, horticultural products, services,  
45 food or beverages from a wagon, pushcart, handcart or other vehicle.

46 "Vend or vending" means to sell or offer for sale any goods, wares, merchandise,  
47 flowers, horticultural products, services, food or beverages.

48 SECTION THREE. Vending prohibited; exceptions.

49 No person shall sell or offer for sale or permit the offering or selling of any goods,  
50 wares, merchandise, flowers, horticultural products, services, food or beverages upon  
51 any public sidewalk, street, roadway, or roadway median within the City of St. Louis  
52 except in those areas designated by ordinance as Vending Districts.

53 SECTION FOUR. The following areas are designated as Vending Districts within the  
54 City of St. Louis. Except for those vending businesses located in The Wharf Vending  
55 District as regulated by the provisions of Ordinance 61362, every vending business  
56 operated within a Vending District shall comply with the rules and regulations  
57 adopted in this ordinance.

58 A. "Downtown Vending District" shall mean the area bounded by the Mississippi  
59 River on the east, Cole Street on the north, Tucker Boulevard on the west and  
60 Interstate highway 40 on the south.

61 B. "City Park Vending Districts" shall mean any area maintained by the Director of  
62 Parks, Recreation and Forestry.

63 C. "Wharf Vending District" as defined and regulated by Ordinance 61362, June 6,  
64 1989.

65 D. "Meramec Street Vending District" shall mean the area bounded by the west curb  
66 line of South Broadway south from the south curb line of Meramec Street to the  
67 southernmost part of the lot numbered 4257 South Broadway; and on Ohio Street  
68 from the south curb line of Meramec Street to the north curb line of South Broadway  
69 provided such vendors are licensed as provided herein. Licensed vendors in this  
70 district may sell agricultural products and flowers only.

71 F. "The Grand Boulevard Vending District" shall mean the area along Grand  
72 Boulevard from Natural Bridge Avenue to Interstate Highway 70.

73 G. "The 14<sup>th</sup> Ward Vending District" shall mean the area beginning at the intersection  
74 of Chippewa and Macklind and proceeding in a generally clockwise direction along  
75 the centerlines east to Kingshighway, north to Beck, east to Ridgewood, south to  
76 Chippewa, east to Meramec, east to Gravois, south to the railroad tracks, southeast to  
77 Gustine, south to Delor, west to Ray, south to Walsh, west to Morganford, northwest  
78 to Gravois, southwest to Bates, east to Morganford, south to Federer, west to  
79 Carlsbad, south to Holly Hills, west to Kingshighway, north to Eichelberger, west to  
80 Macklind, north to the point of beginning.

81 SECTION FIVE. This ordinance shall not be construed to forbid merchants  
82 occupying with their goods, wares, merchandise, flowers, food or beverages, a limited  
83 portion of the sidewalk adjacent to the property occupied by them in conformity with  
84 the conditions of a permit obtained from the Department of Streets or the Board of  
85 Public Service, or prevent or prohibit the sale or offering for sale any goods, wares,  
86 merchandise, flowers, food or beverages

87 (i) by merchants pursuant to Ordinance 60950, approved on July 18, 1988; or

88 (ii) the delivery of any goods, wares, merchandise, flowers, food or beverages to any  
89 residence or business within the aforementioned geographical areas;

90 (iii) during any period of time for which a festival, fair or parade permit has been  
91 issued by the Street Department or the Board of Public Service for a festival, fair or  
92 parade to be conducted within any of the aforementioned areas.

93 **PART I VENDORS LICENSE**

94 SECTION SIX. Vending business - Permitted - License required

95 No person shall operate a business as a sidewalk vendor, vehicle vendor, itinerant  
96 vendor, or festival vendor within Vending District without first having obtained a  
97 license according to the provisions of this ordinance. No person shall act as an agent

98 or an employee for any person licensed under the provisions of this ordinance unless  
99 such person has first obtained an identification certificate from the License Collector.  
100 No licensee shall permit any other person to act as agent or employee for such  
101 licensee unless such person has first obtained an identification certificate from the  
102 License Collector.

103 **SECTION SEVEN. Vendor’s License-Application-contents**

104 Application for a license shall be made in writing on a form provided by the License  
105 Collector, and signed by the applicant. If the applicant is a corporation, a duly  
106 authorized agent shall sign the application. The application shall contain the following  
107 information:

- 108 (a) The full name, residence address and business address of the applicant and any  
109 employee of the applicant
- 110 (b) The business telephone number of the applicant;
- 111 (c) The type of license sought by the applicant;
- 112 (d) A general description of the item or items to be sold;
- 113 (e) A full face photograph of the applicant and a full face photograph of the  
114 applicant’s employees, if applicable;
- 115 (f) a written statement of clearance certifying that no current or past earnings and /or  
116 property taxes are due and payable to the City;
- 117 (g) a statement from the Director of Revenue of the State of Missouri certifying that  
118 the applicant is not delinquent in the payment of any sales tax if the list of delinquent  
119 taxpayers provided to the City by the Director of Revenue indicates a delinquency on  
120 the part of such person.

121 Any such other information as may be required by the License Collector.

122 Subsequent to the issuance of a license, the licensee shall be required to notify the  
123 License Collector within 10 days of any changes in the information made part of the  
124 application.

125 **Section Five. Issuance of license - Contents - Exhibition**

126 Upon the filing of the completed application, the payment of the proper license fee as  
127 prescribed in this ordinance, the License Collector shall deliver to the licensee a  
128 license.

129 Every license shall be numbered consecutively, and shall show the name, occupation  
130 and place of residence of the licensee and the period for which the license is issued.

131 Every license shall be color-coded in a manner to be determined by the License  
132 Collector.

133 Every license shall state the Vending Districts in which the license shall be valid for  
134 the licensee to legally operate their vending business and every license shall instruct  
135 the licensee that the license is not legal in any other Vending District or Non Vending  
136 District.

137 Each licensee shall carry the license with him and shall exhibit it whenever required  
138 by any police officer or other officer authorized under the laws or ordinances to make  
139 arrests.

140 **SECTION EIGHT. Identification Certificate-Application-contents**

141 Application for an employee identification Certificate shall be made in writing on a  
142 form provided by the License Collector, and signed by the applicant. The application  
143 shall contain the following information:

144 (a) The full name, residence address and business address of the applicant;

145 (b) The name of the applicant's employer;

146 (c) A full face photograph of the applicant;

147 (d) Any such other information as may be required by the License Collector.

148 The License Collector is authorized to charge a non-refundable application processing  
149 fee of \$20.00 to be collected at the time of application. Subsequent to the issuance of  
150 an identification certificate, the certificate holder shall be required to notify the  
151 License Collector within 10 days of any changes in the information made part of the  
152 application. Each certificate holder shall carry the certificate with him and shall  
153 exhibit it whenever required by any police officer or other officer authorized under  
154 the laws or ordinances to make arrests.

155 **SECTION NINE. Corporate applicant qualifications.**

156 Each corporate applicant for a vending license shall be qualified to do business under  
157 the laws of the state of Missouri.

158 **SECTION TEN. Applicability of Health Code-Inspection.**

159 All licensees and their employees shall be subject to and comply with all applicable  
160 requirements and standards for dispensing and purveying food contained in Title  
161 Eleven of the Revised Code, as amended, and rules and regulations promulgated  
162 thereunder by the Health Commissioner. All food held, offered for sale, sold or given  
163 away by licensees shall be subject to and comply with all applicable requirements for  
164 such food of the Revised Code and the rules and regulations promulgated thereunder  
165 by the Health Commissioner.

166 **SECTION ELEVEN. Health Inspections and analysis.**

167 It shall be the duty of every licensee to permit inspections to be made and, when  
168 required, to furnish samples of any foods kept, offered for sale or given away by the  
169 licensee as often as may be deemed necessary to determine that the foods are free  
170 from adulteration, are not misbranded, and do not contain an excessive number of  
171 microorganisms or their toxins. The licensee shall answer all reasonable and proper  
172 questions and furnish records of the sampled product. Samples shall be examined or  
173 analyzed by or under the direction of the City’s Department of Health, and a record of  
174 each such examination or analysis shall be made and kept in its office.

175 **PART II SIDEWALK AND VEHICLE VENDORS**

176 **SECTION TWELVE. Sidewalk and Vehicle Vendor’s License-Application**

177 Every individual who desires a license as a sidewalk or vehicle vendor shall make  
178 application therefor in conformity with the provisions of this ordinance relating to  
179 applications for licenses. The fee for a sidewalk or vehicle vendor’s license shall be  
180 \$200.00 per year. A non-refundable application processing fee of \$25.00 shall be  
181 collected at the time of application; provided, however, that upon the granting of a  
182 license, the amount of the application fee shall be credited to the fee for said license.

183 **SECTION THIRTEEN. Sidewalk or vehicle vendor’s License-Term.**

184 Any sidewalk or vehicle vendor’s license issued according to the provisions of this  
185 ordinance shall be valid until December 31 of the year in which this ordinance is  
186 enacted. Thereafter all licenses shall be valid for one (1) year beginning on January 1  
187 and ending on December 31. Renewal of licenses shall be permitted beginning on  
188 December 1.

189 No license shall be issued under this ordinance except for the full license period and  
190 the full license fee.

191 SECTION FOURTEEN. Additional permit requirements.

192 The license collector shall issue the license to the applicant upon his meeting the  
193 following conditions:

194 A. Present proof of compliance with all requirements deemed necessary by the  
195 Department of Health, the Department of Streets, the Department of Public Safety or  
196 the Department of Parks, Recreation and Forestry; and

197 B. Present proof of insurance in the amount of twenty-five thousand dollars/fifty  
198 thousand dollars bodily injury coverage and property damage in the amount of ten  
199 thousand dollars with an insurance company of good standing on each vehicle used in  
200 the operation of the vending business.

201 SECTION FIFTEEN. Rules and Regulations.

202 A. The business of sidewalk or vehicle vending shall only be permitted between the  
203 hours of 6:00 a.m. and 11:00 p.m.

204 B. No pushcart or other vehicle related to the operation of a vending business shall be  
205 located on any City sidewalk or other public way during non-vending hours, nor shall  
206 any such pushcart or other item be parked, stored or left overnight;

207 C. A licensed vendor may not block the passage of the public through a public area or  
208 interfere with access to ramps, curb cuts or other conveniences for individuals with  
209 disabilities. If a sufficient crowd gathers to transact business with a licensed vendor  
210 such that the passage of the public through a public area is blocked or that access to  
211 ramps, curb cuts or other conveniences for individuals with disabilities is blocked a  
212 police officer may disperse that portion of the crowd that is blocking the passage of  
213 the public.

214 D. A licensed vendor may not conduct a vending business in a public area so as to  
215 obstruct access to private property, except with the prior written consent of the owner  
216 or manager of the property.

217 E. The conduct and behavior of all licensed vendors shall comply in all respects with  
218 existing noise ordinances.

219 F. No licensed vendor shall conduct a vending business within 150 feet from another  
220 licensed vendor or an existing business which sells or offers for sale comparable  
221 goods or merchandise.

222 G. No licensed vendor shall conduct a vending business within 300 feet of a fair or  
223 festival unless such vendor has first obtained the written permission of the permit  
224 holder of the fair or festival and has been issued a festival vendor's license under the  
225 provisions of this ordinance.

226 H. Licensed vendors shall keep the sidewalks, street and other spaces adjacent to their  
227 vending sites or locations clean and free of paper, peelings and refuse of any kind. All  
228 trash or debris accumulating within fifteen (15) feet of any vending stand shall be  
229 collected and disposed of by the vendor each day of operation.

230 I. Persons engaged in food or beverage vending shall affix to their pushcart a  
231 receptacle for litter that shall be maintained and emptied regularly and marked as  
232 being for litter.

233 J. Licensed vendors may not put refuse from the operation of their pushcart in or  
234 beside any public trash container or in any drain along or in the streets or sidewalks.

235 K. Licensed vendors may not leave their pushcart unattended at any time.

236 L. A pushcart shall not be motor powered. Nothing in this paragraph shall prohibit the  
237 transportation of a licensed vendor's pushcart to and from the licensed vendor's  
238 authorized location by a motor powered vehicle.

239 M. The Director of Streets shall formulate any additional rules and regulations  
240 necessary for the proper administration of this ordinance. Rules and regulations shall  
241 be maintained in the office of the Director of Streets and shall be available for public  
242 inspection during ordinary business hours.

243 **SECTION SIXTEEN. License transferal prohibited.**

244 No transfer of ownership shall be allowed on any license issued hereunder.

245 **SECTION SEVENTEEN. Licensed vendor's vehicles.**

246 A. Every wagon, cart or other vehicle used by a licensed vendor in or about his  
247 business shall have the name of the owner and his address plainly, distinctly, and  
248 legibly painted in letters and figures at least two inches in height in a conspicuous  
249 place on the outside of each side of every such wagon, cart or other vehicle, and such  
250 name and address shall be kept so painted plainly and distinctly at all times while

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251 such wagon, cart or other vehicle is in use during the continuance of the license  
252 covering the use of such wagon, cart or other vehicle.

253 B. No vehicle used for vending, selling or peddling within the City shall interfere with  
254 or impede the flow of traffic on any City street. No vending vehicle shall violate any  
255 traffic or parking laws, including the prohibition of double parking of the City.

256 C. Whenever the vehicle is stopped for the purpose of making a sale, it shall be  
257 stopped at the right hand curb of the street at the extreme right hand edge of the  
258 pavement and shall be legally parked. No sale shall be made from any such vehicle  
259 from other than the curb side when said vehicle is legally parked or to any person who  
260 is standing in the normally traveled portion of a City street or alley. At such stops the  
261 vehicle's motor shall be turned off unless its operation is essential to producing the  
262 product sold.

263 D. No vehicle may be parked or stored in a restricted parking area.

264 E. Each vending vehicle subject to the provisions of this chapter shall be equipped  
265 with:

266 (i) A mechanical and electrical signaling device which while the vehicle is stopped to  
267 make sales, will display flashing signals plainly visible from the front and rear, during  
268 the day or night, indicating that sales therefrom are being made;

269 (ii) A receptacle for the disposal of wrappers, papers, containers and other trash.

270 F. All vehicles used in the sale of the products described in this ordinance must be  
271 kept in a clean and sanitary condition at all times, and when containing loads or parts  
272 of loads of such products, they must be kept only in sanitary places that meet with the  
273 rules and regulations of the City Health Department.

274 **PART II - FESTIVAL VENDORS**

275 **SECTION EIGHTEEN. Festival Vendor License-Application.**

276 Every individual who desires to operate a vending business at a festival, fair or parade  
277 shall make application for a festival vendor license in conformity with the provisions  
278 of this ordinance relating to applications for licenses. The fee for a festival vendor's  
279 license shall be \$75.00. A non-refundable application processing fee of \$25.00 shall  
280 be collected at the time of application; provided, however, that upon the granting of a  
281 license, the amount of the application fee shall be credited to the fee for said license.

282 The sponsor of the fair, festival or parade and the vendor shall be jointly and severally  
283 liable for obtaining a festival vendor’s license from the License Collector.

284 **SECTION NINETEEN. Exemptions**

285 Any vendor at a fair or festival which is three (3) calendar days or less in duration or  
286 any vending business which is operated at any fair, festival or parade solely for the  
287 benefit of a not-for-profit organization as defined by Section 501 (c) (3) of the  
288 Internal Revenue Code shall be exempt from the payment of a festival vendor license  
289 fee. Festival vendors shall not be required to obtain employee identification  
290 certificates for individuals who assist the licensee in the operation of a festival  
291 vending business. Exempted festival vendors shall be required to comply with all  
292 other provisions of this ordinance.

293 **SECTION TWENTY. Festival Vendor’s License - Term.**

294 A festival vendor’s license shall only be valid for the period of time during which the  
295 fair, festival or parade is held.

296 **SECTION TWENTY-ONE. Festival vendor’s license - contents.**

297 In addition to any other requirement contained in this ordinance, the festival vendor’s  
298 license shall include name and address of sponsor of fair, festival or parade, name and  
299 address, social security number and federal identification number of organization or  
300 vendor, type of article to be sold, days of vending, and other information deemed  
301 necessary by the License Collector.

302 **SECTION TWENTY-TWO. Registration in advance.**

303 All festival vendors shall be registered at least twenty-one (21) days prior to the fair,  
304 festival or parade at which they intend to sell goods or merchandise. The License  
305 Collector may waive this provision for good cause shown.

306 **SECTION TWENTY-THREE. Additional license and permit requirements.**

307 No festival vendor offering any goods, wares, merchandise, food or beverage  
308 exclusively at a fair, festival or parade pursuant to the provisions of this ordinance, is  
309 required to have any additional business or merchants license except for a license or  
310 permit required by the excise laws of the City.

311 **PART III - ITINERANT VENDORS**

312 **SECTION TWENTY-FOUR. Itinerant Vendor License-Application.**

313 Every individual who desires a license as an itinerant vendor shall make application  
314 therefor in conformity with the provisions of this ordinance relating to applications  
315 for licenses, and shall state the class of license sought. The fee for an itinerant  
316 vendor's license shall be \$25.00 per day. A non-refundable application processing fee  
317 of \$25.00 shall be collected at the time of application; provided, however, that upon  
318 the granting of a license, the amount of the application fee shall be credited to the fee  
319 for said license.

320 **SECTION TWENTY-FIVE. Itinerant vendor's license - term**

321 Any itinerant vendor's license issued according to the provisions of this ordinance  
322 shall only be valid on the day issued.

323 No itinerant vendor's license shall be issued under this ordinance except for the full  
324 license period and the full license fee.

325 **SECTION TWENTY-SIX. License transferal prohibited.**

326 No transfer of ownership shall be allowed on any license issued hereunder.

327 **SECTION TWENTY-SEVEN. Temporary association with local dealer.**

328 Any person engaged as an itinerant vendor shall not be relieved from the provisions  
329 of this ordinance by reason of temporary association with any local dealer, trader,  
330 merchant or auctioneer, or by conducting a temporary or transient business in  
331 connection with, or as a part of, the business of, or in the name of any local dealer,  
332 trader, merchant or auctioneer.

333 **SECTION TWENTY-EIGHT. Applicability of part.**

334 The provisions of this ordinance shall not apply to sales made to dealers by  
335 commercial travelers or selling agents in the usual course of business, nor to bona fide  
336 sales of goods, wares or merchandise by sample for future delivery.

337 **SECTION TWENTY-NINE. Limitations on applicability.**

338 The provisions of this ordinance shall not apply to any person who hires, leases or  
339 occupies any part of a building or enclosed structure, or portion thereof, for the  
340 exhibition or sale of goods, wares or merchandise for a period of more than two  
341 consecutive days and less than ten consecutive days on less than three occasions in  
342 any calendar year.

343 **SECTION THIRTY. Rules and Regulations for Downtown Vending District**

344 In addition to all other requirements of this ordinance the following provisions shall  
345 apply to every vending business in the Downtown Vending District. The provisions of  
346 this section shall supersede any other provision of this ordinance if such provisions  
347 are inconsistent.

348 A. Every vending business in the Downtown Vending District must operate from a  
349 fixed location on a public sidewalk or public right of way, other than a roadway  
350 except when licensed as a Festival Vendor under the provisions of this ordinance.

351 B. Vendors must apply for a permit to operate a vending business in the Downtown  
352 Vending District.

353 C. No more than ten (10) Sidewalk Vendors permits may be in use within the  
354 Downtown Vending District at any time. The Director of Streets shall be authorized to  
355 issue seven (7) such permits and the Director of Parks shall be authorized to issue  
356 three (3) such permits. These permits shall be issued on a first come basis. Spaces  
357 shall not be assigned or reserved in any manner. No person, partnership or corporation  
358 shall be issued more than two (2) permits to operate a vending business within the  
359 Downtown Vending District at any one time.

360 D. A sidewalk vendor shall be required to operate a vending business a minimum of  
361 three days per week for a minimum of four (4) hours per day. No pushcart or other  
362 item related to the operation of a vending business shall be located on any City  
363 sidewalk or other public way during non-vending hours, nor shall any such pushcart  
364 or other item be parked, stored or left overnight in the Downtown Vending District;

365 E. Downtown Vending District permits shall be valid for one (1) year beginning on  
366 January 1 and ending on December 31. Renewal of permits shall be permitted  
367 beginning on December 1.

368 **SECTION THIRTY-ONE. Rules and Regulations for City Parks Vending Districts.**

369 A. Except as provided in Chapter 22.20 of the Revised Code, as amended, pertaining  
370 to awarding concession contracts in City parks, no person shall vend or operate a  
371 vending business in any City park without first having obtained a license in  
372 accordance with the provisions of this ordinance and a permit from the Director of  
373 Parks, Recreation and Forestry.

374 B. The Director of Parks, Recreation and Forestry is authorized to establish rules,  
375 regulations and fee schedules not inconsistent with the provisions of this ordinance  
376 necessary for the proper administration of operating a vending business within City

377 Park Vending Districts; provided, however, that the Director shall issue no vehicle  
378 vendor permits and not more than three (3) fixed location sidewalk vendor permits at  
379 one time for the totality of all city parks located within the Downtown Vending  
380 District. Such rules, regulations and fee schedules shall be maintained in the office of  
381 the Director and shall be available for public inspection during ordinary business  
382 hours.

383 PART V GENERAL PROVISIONS.

384 SECTION THIRTY-TWO. The provisions of this ordinance shall not apply to any  
385 person operating a business within the Soulard Market Area under an agreement with  
386 the Director of Public Utilities or any person who has entered into a concession  
387 contract with the City of St. Louis.

388 SECTION THIRTY-THREE. Distribution of written or printed matter

389 A. The provisions of this ordinance shall not be construed as prohibiting the  
390 distribution or sale of newspapers, pamphlets, handbills or other written or printed  
391 matter sold or distributed for the purpose of disseminating news and information  
392 **except to expressly prohibit** the distribution or sale of newspapers, pamphlets,  
393 handbills or other written or printed matter sold or distributed for the purpose of  
394 disseminating news and information **in the Kingshighway Memorial Boulevard**  
395 **Median** that runs the from the southern end at Dr. Martin Luther King Boulevard to  
396 the northern at West Florissant Avenue.

397 B. The Director of Street is hereby required to post No Vending, No Soliciting Signs  
398 in both of the medians of Kingshighway Memorial Boulevard intersecting Natural  
399 Bridge.

400 SECTION THIRTY-FOUR. The provisions of Section Six of this ordinance requiring  
401 vendors within the City of St. Louis to obtain a license shall not apply to the sale of  
402 any farm produce or farm products including but not limited to any horticultural  
403 products, fruits, vegetables, garden products, butter, eggs, or poultry by any farmer or  
404 producer, or any employee of any farmer or producer, who shall grow or process such  
405 farm produce or farm products.

406 SECTION THIRTY-FIVE.

407 A. Any goods, wares, merchandise, flowers, horticultural products, food or beverages  
408 sold or offered for sale by a vendor who is charged with a violation of this ordinance

409 shall be confiscated by the police department or the health department and held  
410 pending the prosecution of such violation.

411 B. Any goods, wares, merchandise, flowers, horticultural products, services, food or  
412 beverages being held pursuant to this section shall only be released upon notification  
413 by the warrant officer for municipal violations that such goods, wares, merchandise,  
414 flowers, horticultural products, services, food or beverages are no longer necessary  
415 for prosecution.

416 C. If such goods, wares, merchandise, flowers, horticultural products, services, food  
417 or beverages are not redeemed by the vendor or the vendor's agent within a  
418 reasonable time after the disposition of any summons issued for a violation of this  
419 ordinance, they may be disposed of in any manner deemed in the best interest of  
420 public health and safety.

421 **SECTION THIRTY-SIX. Penalty**

422 Any person who is found guilty or enters a plea of guilty to a violation of any  
423 provision of this ordinance, or who knowingly furnishes false information on any  
424 license or permit application required by this ordinance, shall be subject to a fine of  
425 not less than \$100.00 nor more than \$500.00 or to a term of imprisonment of not more  
426 than ninety (90) days or both a fine and imprisonment.

427 **SECTION THIRTY-SEVEN. Revocation of license.**

428 The License Collector shall revoke any vendor's license issued herein if the licensee  
429 is found guilty or enters a plea of guilty to a violation of any provision of this  
430 ordinance or violates any license regulation promulgation under the authority of this  
431 ordinance. A licensee shall not be entitled to a refund of the fees paid for any license  
432 which is subsequently revoked as provided herein.

433 **SECTION THIRTY-EIGHT. SEVERABILITY**

434 The provisions of this ordinance shall be severable. In the event that any provision of  
435 this ordinance is found by a court of competent jurisdiction to be unconstitutional, the  
436 remaining provisions of this ordinance are valid unless the court finds the valid  
437 provisions of this ordinance are so essentially and inseparably connected with, and so  
438 dependent upon, the void provision that it cannot be presumed that the Board of  
439 Aldermen would have enacted the valid provisions without the void ones or unless the  
440 Court finds that the valid provisions, standing alone, are incomplete and incapable of  
441 being executed in accordance with the legislative intent.

442 SECTION THIRTY-FIVE. EMERGENCY CLAUSE.

443 This being an ordinance for the preservation of public peace, health, and safety, it is  
444 hereby declared to be an emergency measure within the meaning of Sections 19 and  
445 20 of Article IV of the Charter of the City of St. Louis and therefore shall become  
446 effective immediately upon its passage and approval by the mayor.

447