

**ORDINANCE #65214**  
**Board Bill No. 42**

An Ordinance recommended by the Airport Commission and the Board of Public Service, and the Board of Estimate and Apportionment authorizing a First Amendment to the Washington Park Cemetery Ordinance No. 63825 approved July 18, 1996, adding a new section eleven authorizing the Mayor and the Comptroller of the City to enter into and execute on behalf of the City easement agreements granting such utility easements or rights-of-way as may be necessary to the administration or the implementation of the "Cemetery Project" as defined in Ordinance 63825 and containing such terms, covenants, and conditions that are in the best interest of the City, Lambert-St. Louis International Airport, and the traveling public; and containing an emergency clause.

**WHEREAS**, Ordinance 63825 approved July 18, 1996, repealed Ordinance 63672, approved March 8, 1996, a nullity which established a Washington Park Cemetery Project having a similar subject matter as Ordinance 63825;

**WHEREAS**, Ordinance 63825 established a Washington Park Cemetery project (the "Cemetery Project") at Lambert- St. Louis International Airport, providing for the acquisition of certain real and personal property rights for the purposes of aviation obstruction removals and land use compatibility for parcels within Washington Park Cemetery, such authorization including the disinterment, transportation and reinterment of human remains, the removal of structures, utilities, and obstructions and other services and work related to the Cemetery Project at a total estimated cost of Forty Million Dollars (\$40,000,000), made an initial appropriation of Three Million Dollars (\$3,000,000) for costs authorized therein, made provision for supplemental appropriations as needed to continue the Cemetery Project, and contained an emergency clause;

**WHEREAS**, Ordinance 64067 approved May 28, 1997, authorized the First Supplemental Appropriation in the total amount of Two Million Dollars (\$2,000,000) from the Passenger Facility Charge Fund Account into Ordinance 63825 to continue the Cemetery Project, and contained an emergency clause;

**WHEREAS**, Ordinance 64356 approved April 2, 1998, authorized the Second Supplemental Appropriation in the total amount of Four Million Dollars (\$4,000,000) from the Passenger Facility Charge Fund Account into Ordinance 63825 to continue the Cemetery Project, and contained an emergency clause;

**WHEREAS**, Ordinance 64448 approved August 4, 1998, authorized the Third Supplemental Appropriation in the total amount of Five Million Dollars (\$5,000,000) from the Passenger Facility Charge Fund Account into Ordinance 63825 to continue the Cemetery Project, and contained an emergency clause;

**WHEREAS**, Ordinance 64777 approved November 18, 1999, authorized the Fourth Supplemental Appropriation in the total amount of Six Hundred Twenty Four Thousand Dollars (\$624,000) from the Airport Development Fund into Ordinance 63825 to continue the Cemetery Project, and contained an emergency clause; and

**WHEREAS**, it is now necessary to amend Ordinance No. 63825 adding a new section eleven authorizing the Mayor and the Comptroller of the City to enter into and execute on behalf of the City easement agreements granting such utility easements or rights-of-way as may be necessary to the administration or the implementation of the "Cemetery Project" as defined in Ordinance 63825 and containing such terms, covenants, and conditions that are in the best interest of the City, Lambert-St. Louis International Airport, and the traveling public.

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

**SECTION ONE.** The Washington Park Cemetery Ordinance 63825 approved July 18, 1996 is hereby amended adding a new section 11 as set out below:

**"SECTION ELEVEN.** The Mayor and Comptroller of the City are hereby authorized to enter into and execute on behalf of the City easement agreements granting such utility easements or rights-of-way as may be necessary to the administration or the implementation of the "Cemetery Project" as defined in Ordinance 63825 and containing such terms, covenants, and conditions that are in the best interest of the City, Lambert-St. Louis International Airport, and the traveling public."

**SECTION TWO.** This being an ordinance providing for a public works and improvement program, it is hereby declared to be an emergency measure as defined in Article IV, Section 20, of the City's Charter and shall become effective immediately upon approval by the Mayor of the City.

**Approved: June 29, 2001**