

**ORDINANCE #65864**  
**Board Bill No. 221**  
**Committee Substitute**

An ordinance repealing Ordinance 65157, approved on February 15, 2001, and enacting in lieu thereof a new ordinance prohibiting the issuance of any package or drink liquor licenses for any premises within the boundaries of the Twenty-First and Fourth Wards as said boundaries are currently defined or may be defined in the future and the Tenth and Twentieth Wards as defined in Ordinance 65377 for a period of three years from the effective date hereof; containing exceptions; and an emergency clause.

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

**SECTION ONE.** Ordinance 65157 is hereby repealed and enacted in lieu thereof is a new ordinance to read as follows:

**SECTION TWO.** The Excise Commissioner is hereby prohibited, for a period of three years, beginning as of the effective date of this Ordinance, from approving the issuance of a package or drink liquor license for any premises which is located within the boundaries of the Twenty-First and Fourth Wards as said boundaries are currently defined or may be defined in the future and the Tenth and Twentieth Wards as defined in Ordinance 65377.

**SECTION THREE.** Notwithstanding the provisions of Section One of this Ordinance, the Excise Commissioner shall have authority to approve transfer of an existing license to another premises within the petition circle of the currently licensed premises as follows:

1. In the case of death of a person licensed under the provisions of this title the Excise Commissioner may transfer the license to the widow or widower or next of kin of such deceased, provided that the transferee meets the requirements and qualifications of this title.

2. In the case of the death or withdrawal of one or more of the members of a partnership to which a license has been issued under the provisions of this title, the Excise Commissioner shall, upon request, transfer the license to permit the remaining partner or partners to operate the business. A license issued under the provisions of this chapter or title may, in the discretion of the Excise Commissioner, be transferred to any other premises within the petition circle of the currently licensed premises, provided that the licensee had obtained neighborhood consent to operate at the currently licensed premises. Provided, however, that no license issued for a motor vehicle service station business can be transferred to a different location.

**SECTION FOUR.** Notwithstanding the provisions of Section One, the Excise Commissioner shall have the authority to

(i) issue a package 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 grocery store exceeding twenty thousand (20,000) square feet where at least 51% of the gross income is derived from the sale of non-alcoholic products ;

(ii) 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 FIVE. 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: April 24, 2003**