

ORDINANCE #67909
Board Bill No. 513

An ordinance pertaining to the issuance of business licenses to individuals required by law to register as a sex offender for offenses involving a minor, who seek to operate a business that concerns child-based activities; repealing Section 8.02.150 of the Revised Code of the City of St. Louis; and containing a severability clause and an emergency clause.

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

SECTION ONE. Section 8.02.150 of the Revised Code of the City of St. Louis is hereby repealed and enacted in lieu thereof is the following:

SECTION TWO. 8.02.150 Inquiry into applicant.

A. The License Collector, upon receipt of written application for issuance of a license, shall make all due and proper inquiry into the character of all applicants for license. He shall not grant a license to applicants for such license unless he has good and sufficient assurance and reason to believe of his own knowledge that all the applicants are appropriate persons to receive the license.

B. Any person who has pleaded guilty or nolo contendere to, or been convicted of, or been found guilty of violating any of the provisions of Section 566.032, RSMo, statutory rape and attempt to commit; or Section 566.067, RSMo, child molestation, first degree; or Section 566.068, RSMo, child molestation, second degree; or Section 566.083, RSMo, sexual misconduct involving a child; or Section 566.086, RSMo, sexual contact with a student while on public school property; or Section 566.151, RSMo, enticement of a child; or Section 566.212, RSMo, sexual trafficking of a child; or Section 566.213, RSMo, sexual trafficking of a child under age twelve; or subsection 2 of Section 568.020, RSMo, incest; or Section 568.045, RSMo, endangering the welfare of a child in the first degree; or subsection 2 of Section 568.080, RSMo, use of a child in a sexual performance; or Section 568.090, RSMo, promoting a sexual performance by a child; or Section 573.023, RSMo, sexual exploitation of a minor; or Section 573.025, RSMo, promoting child pornography; or Section 573.035, RSMo, promoting child pornography in the second degree; or Section 573.037, RSMo, possession of child pornography; or Section 573.040, RSMo, furnishing pornographic material to minors; shall not be granted a business license if that business involves the likely direct interaction with persons under the age of eighteen (18). This ordinance shall include such businesses that directly solicit, seek, advertise, market, promote, publicize and market child-centered and child-based events, activities and programs which shall include, but are not limited to, amusement arcades, video arcades, public swimming pools, child care facilities, event facilities, skate parks or rinks, movie theaters and bowling alleys.

SECTION THREE. Severability Clause.

The sections, conditions, and provisions of this Ordinance or portions thereof shall be severable. If any section, condition, or provision of this Ordinance or portion thereof contained herein is held invalid by the court of competent jurisdiction, such holding shall not invalidate the remaining sections, conditions, or provisions of this Ordinance.

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 shall become effective immediately upon its passage and approval by the Mayor

Approved: March 3, 2008