

ORDINANCE #69003
Board Bill No. 162

An ordinance repealing Ordinance 68885 and in lieu thereof enacting a new ordinance prohibiting the issuance of any package liquor license for any non-licensed premises within the boundaries of the Fifth Ward Liquor Control District, as established herein, for a period of three years from the effective date hereof; containing exceptions and allowing, during the moratorium period, for the transfer of existing licenses, under certain circumstances; and containing an emergency clause.

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

SECTION ONE. Ordinance 68885 is hereby repealed and in lieu thereof the following provisions are enacted:

SECTION TWO. LEGISLATIVE FINDINGS.

The existence of alcoholic beverage establishments appears to contribute directly to numerous peace, health, safety and general welfare problems including loitering, littering, drug trafficking, prostitution, public drunkenness, defacement and damaging of structures, pedestrian obstructions, as well as traffic circulation, parking and noise problems on public streets and neighborhood lots.

The existence of such problems creates serious impacts on the health, safety and welfare of residents of single- and multiple-family within the district, including fear for the safety of children, elderly residents and of visitors to the district. The problems also contribute to the deterioration of the neighborhood and concomitant devaluation of property and destruction of community values and quality of life. The number of establishments selling alcoholic beverages and the associated problems discourage more desirable and needed commercial uses in the area. In order to preserve the residential character and the neighborhood-serving commercial uses of the area, there shall be a moratorium on the issuance of new liquor licenses within the area beginning at the point of intersection of Bacon St and Montgomery St, and proceeding northerly along Bacon St to St Louis Ave, and proceeding easterly along St Louis Ave to N. Jefferson Ave, proceeding northerly on N Jefferson Ave to University St W, proceeding easterly on University St W to Parnell St, proceeding southerly on Parnell St to a east/west alleyway between University St and St. Louis Ave, proceeding easterly on such alleyway to N 25th St, and proceeding northerly along N 25th St to Hebert St, and proceeding easterly along Hebert St to Rauschenbach Ave, and proceeding northerly along Rauschenbach Ave to N 21st St, and proceeding easterly along N 21st St to Palm St, and proceeding easterly along Palm St to N 20th St, and proceeding southerly along N 20th St to Hebert St, and proceeding easterly along Hebert St to N 20th St, and proceeding southerly along N 20th St to N Florissant Ave, and proceeding southerly along N Florissant Ave to St. Louis Ave, and proceeding easterly along St. Louis Ave to north/south alleyway between Blair Ave and 14th St, and proceeding northerly along such alleyway to Wright St, and proceeding easterly along Wright St to N 13th St, and proceeding southerly along N 13th St to Benton St, and proceeding easterly along Benton St to I-70, and proceeding northerly on I-70 to Montgomery St, and proceeding easterly along Montgomery St to N 9th St, and proceeding northerly along N 9th St to Branch St, and proceeding easterly along Branch St to N Wharf St, and proceeding southerly along N Wharf St to N Market St, and proceeding westerly along N Market St to N 1st St, and proceeding southerly along N 1st St to Chambers St, and proceeding westerly along Chambers St to N 10th St, and proceeding southerly along N 10th St to Brooklyn St, and proceeding easterly along Brooklyn St to N Broadway, and proceeding southerly along N Broadway to N 7th St, and proceeding southerly along N 7th St to Mullanphy St, and proceeding easterly along Mullanphy St to the Mississippi River, and proceeding southerly along the Mississippi River to Biddle St, and proceeding westerly along Biddle St to I- 70, and proceeding southerly along I- 70 to Cole St, and proceeding westerly along Cole St to N 11th St, and proceeding southerly along N 11th St to Washington Ave, and proceeding westerly along Washington Ave to Tucker Blvd, and proceeding southerly along Tucker Blvd to Locust St, and proceeding westerly along Locust St to N 13th St, and proceeding northerly along N 13th St to Locust St, and proceeding westerly along Locust St to N 14th St, and proceeding southerly along N 14th St to Pine St, and proceeding westerly along Pine St to N 15th St, and proceeding southerly along N 15th to Chestnut St and proceeding westerly along Chestnut to S 18th St, and proceeding northerly along N 18th St to Locust St, and proceeding easterly along Locust St to N 17th St, and proceeding northerly along N 17th St to St Charles St, and proceeding easterly along St Charles St to N 17th St, and proceeding northerly along N 17th St to Washington Ave, and proceeding westerly along Washington Ave to N 18th St, and proceeding northerly along N 18th St to Dr Martin Luther King Dr, and proceeding westerly along Dr Martin Luther King Dr to N Jefferson Ave, and proceeding southerly along N Jefferson Ave to Delmar Blvd, and proceeding westerly along Delmar Blvd to N Beaumont St, and proceeding northerly along N Beaumont St to Dr Martin Luther King Dr, and proceeding westerly along Dr Martin Luther King Dr to Cole St, and proceeding easterly along Cole St to Elliott Ave, and proceeding northerly along Elliott Ave to Mills St, and proceeding easterly along Mills St to N Jefferson Ave, and proceeding northerly along N Jefferson Ave to Thomas St, and proceeding westerly along Thomas St to N Leffingwell Ave, and proceeding northerly along N Leffingwell Ave to Cass Ave, and proceeding easterly along Cass Ave to N 18th St, and proceeding northerly along N 18th St to Madison St, and proceeding westerly along Madison St to N 20th St, and proceeding southerly along N 20th St to Howard St, and proceeding westerly along Howard St to N 22nd St, and proceeding northerly along N 22nd St to Madison St, and proceeding westerly along Madison St to N 25th St, and proceeding northerly along

N 25th St to N Market St, and proceeding westerly along N Market St to N Jefferson Ave, and proceeding northerly along N Jefferson Ave to Benton St and proceeding westerly along Benton St to Glasgow Ave and proceeding northerly along Glasgow Ave to Montgomery St, and proceeding westerly along Montgomery St to N Garrison Ave, and proceeding northerly along N Garrison Ave to east/west alleyway, and proceeding westerly along such alleyway to north/south alleyway between St. Louis Ave and Montgomery St, and proceeding southerly along such alleyway to Montgomery St, and proceeding westerly along Montgomery St to the point of beginning. Such area shall be known as the Fifth Ward Liquor Control District.

SECTION THREE. The Excise Commissioner is hereby prohibited, for a period of three (3) years beginning as of the effective date of this Ordinance, from approving the issuance of a package liquor license for any premises which is located within the boundaries of the Fifth Ward Liquor Control District established in Section Two of this ordinance.

SECTION FOUR. 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 68536; and

(2) Issue a drink license for 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 68536; and

(3) Approve the renewal of an existing license under the provisions of Section 14.08.090 of Ordinance 68536; and

(4) This ordinance shall not be applicable to properties located in the Fifth Ward Liquor Control District boundaries beginning at the point of intersection of Convention Plaza and N 11th St, and proceeding southerly along N 11th St to Washington Ave, and proceeding westerly along Washington Ave to Tucker Blvd, and proceeding southerly along Tucker Blvd to Locust St, and proceeding westerly along Locust St to N 13th St, and proceeding northerly along N 13th St to Locust St, and proceeding westerly along Locust St to N 14th St, and proceeding southerly along N 14th St to Pine St, and proceeding westerly along Pine St to N 15th St, and proceeding southerly along N 15th to Chestnut St and proceeding westerly along Chestnut to S 18th St, and proceeding northerly along N 18th St to Locust St, and proceeding easterly along Locust St to N 17th St, and proceeding northerly along N 17th St to St Charles St, and proceeding easterly along St Charles St to N 17th St, and proceeding northerly along N 17th St to Washington Ave, and proceeding westerly along Washington Ave to N 18th St, and proceeding northerly along N 18th St to Convention Plaza, and proceeding easterly along Convention Plaza to the point of beginning.

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: October 20, 2011