

ORDINANCE #69399
Board Bill No. 290
Committee Substitute

An ordinance repealing Ordinance 69006 and in lieu thereof enacting a new ordinance prohibiting the issuance of any package or drink liquor licenses for any currently non-licensed premises within the boundaries of the Eighteenth 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 the issuance of a drink license to persons operating a restaurant at a previously non-licensed premises and containing an emergency clause.

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

SECTION ONE. Ordinance number 69006 is hereby repealed and in lieu thereof the following provisions are enacted: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 Laclede Ave and N Spring Ave, and proceeding westerly along Laclede Ave to N Vandeventer Ave, and proceeding northerly along N Vandeventer Ave to Lindell Blvd, and proceeding westerly along Lindell Blvd to N Newstead Ave, and proceeding northerly along N Newstead Ave to Maryland Ave, and proceeding easterly along Maryland Ave to N Boyle Ave, and proceeding northerly along N Boyle Ave to Olive St, and proceeding westerly along Olive St to Washington Ave, and proceeding westerly along Washington Ave to N Kingshighway Blvd, and proceeding northerly along N Kingshighway Blvd to Delmar Blvd, and proceeding westerly along Delmar Blvd to Clarendon Ave, and proceeding northerly along Clarendon Ave to Vernon Ave, and proceeding easterly along Vernon Ave to Academy Ave, and proceeding northerly along Academy Ave to Page Ave, and proceeding westerly on Page Ave to Academy Ave, and proceeding northerly on Academy Ave to Wells Ave, and proceeding easterly along Wells Ave to N Kingshighway Blvd, and proceeding northerly along N Kingshighway Blvd to Aldine Pl, and proceeding easterly along Aldine Pl to N Euclid Ave, and proceeding northerly along N Euclid Ave to Cote Brilliante Ave, and proceeding easterly along Cote Brilliante Ave to Marcus Ave, and proceeding southerly along Marcus Ave to Newcomb Pl, and proceeding westerly along Newcomb Pl to Walton Ave, and proceeding southerly along Walton Ave to Newberry Ter, and proceeding easterly along Newberry Ter to N Taylor Ave and proceeding northerly along N Taylor Ave to Page Blvd, and proceeding easterly along Page Blvd to N Newstead Ave, and proceeding southerly on N Newstead Ave to an east/west alleyway between Page Blvd and Cook Ave, and proceeding easterly on such alleyways to Goode Ave, and proceeding northerly on Goode Ave to Page Ave, and proceeding easterly on Page Ave to N Vandeventer Ave, and proceeding northerly on N Vandeventer to Dr Martin Luther King Dr, and proceeding easterly on Dr Martin Luther King Dr to N Vandeventer Ave, and proceeding northerly on N Vandeventer to Garfield Ave, and proceeding easterly on Garfield Ave to Prairie Ave, and proceeding southerly on Prairie Ave to Aldine Ave, and proceeding easterly on Aldine Ave to N Spring Ave, and proceeding southerly on N Spring Ave to Bell Ave, and proceeding westerly on Bell Ave to N Vandeventer Ave, and proceeding southerly along N Vandeventer Ave to an east/west alleyway between Olive St and Westminster Pl, and proceeding easterly along such alleyway to N Spring Ave, and proceeding southerly along N Spring Ave to the point of beginning. Such area shall be known as the Eighteenth Ward Liquor Control District.

SECTION THREE. 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 liquor license for any premises which is located within the boundaries of the Eighteenth Ward Liquor Control District established in Section Two of this ordinance.

SECTION FOUR. Notwithstanding the provisions of Section Three 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.

(4) Approve the issuance of a package liquor license for the 3800 block of Dr. Martin Luther King Drive.

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

Approved: February 14, 2013