

ORDINANCE NO. 70807

BOARD BILL NO. 62 INTRODUCED BY: ALDERWOMAN HEATHER NAVARRO

1 An ordinance repealing Ordinance 70026 and in lieu thereof enacting a new ordinance
2 prohibiting the issuance of any 3 a.m. closing permits for any currently non- 3am licensed
3 premises within the boundaries of the Twenty-Eighth Ward Liquor Control District, as
4 established herein, for a period of three years from the effective date hereof; containing
5 exceptions and allowing, during the moratorium period, for the renewal of or transfer of
6 existing licenses, under certain circumstances, and containing an emergency clause.

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

9 **SECTION ONE.** Ordinance 70026 is hereby repealed and in lieu thereof the following
10 provisions are enacted:

11 **SECTION TWO.** The existence of alcoholic beverage establishments with 3am licenses
12 appears to contribute directly to numerous peace, health, safety and general welfare problems
13 including loitering, littering, drug trafficking, prostitution, public drunkenness, defacement
14 and damaging of structures, pedestrian obstructions, as well as traffic circulation, parking and
15 noise problems on public streets and neighborhood lots. The existence of such problems
16 creates serious impacts on the health, safety and welfare of residents of single- and multiple-
17 family within the district, including fear for the safety of children, elderly residents and of
18 visitors to the district. The problems also contribute to the deterioration of the neighborhood
19 and concomitant devaluation of property and destruction of community values and quality of
20 life. In order to preserve the residential character and the neighborhood-serving commercial

1 uses of the area, there shall be a moratorium on the issuance of new 3 a.m. closing permits
2 within the area beginning at the intersection of the centerlines as follows:

3 Beginning at the point of intersection of the St. Louis City county line and I- 64, and
4 proceeding northerly along the St. Louis City county line to N. Skinker Blvd., and proceeding
5 easterly along N. Skinker Blvd. to Norfolk and Western Rlwy., and proceeding southerly
6 along Norfolk and Western Rlwy. to Delmar Blvd., and proceeding westerly along Delmar
7 Blvd. to Des Peres Ave., and proceeding southerly along Des Peres Ave. to east/west
8 alleyway between Pershing Ave. and Waterman Blvd., and proceeding easterly along such
9 alleyway to Laurel St., and proceeding southerly along Laurel St. to Pershing Ave., and
10 proceeding easterly along Pershing Ave. to north/south alleyway, and proceeding northerly
11 along such alleyway to Laurel St., and proceeding easterly along Laurel St. to Waterman
12 Blvd., and proceeding easterly along Waterman Blvd. to east/west alleyway, and proceeding
13 easterly along such alleyway to de Giverville Ave., and proceeding easterly along de
14 Giverville Ave to westernmost north/south alleyway between de Giverville Ave. and
15 Waterman Blvd., and proceeding northerly along such alleyway to Waterman Blvd., and
16 proceeding easterly along Waterman Blvd. to de Baliviere Ave., and proceeding southerly
17 along de Baliviere Ave. to de Giverville Ave., and proceeding easterly along de Giverville
18 Ave. to de Baliviere Ave., and proceeding southerly along de Baliviere Ave. to Norfolk and
19 Western Rlwy., and proceeding easterly along Norfolk and Western Rlwy. to vacated Belt
20 Ave., and proceeding northerly along vacated Belt Ave to Pershing Ave., and proceeding
21 westerly along Pershing Ave. to Clara Ave., and proceeding northerly along Clara Ave. to
22 Washington Terrace, and proceeding easterly along Washington Terrace to Union Blvd, and

1 proceeding northerly along Union Blvd. to Delmar Blvd., and proceeding easterly along
2 Delmar Blvd to N. Kingshighway Blvd., and proceeding southerly along N. Kingshighway
3 Blvd. to Washington Ave., and proceeding easterly along Washington Ave to Olive St., and
4 proceeding easterly along Olive St. to N. Boyle, and proceeding southerly along N. Boyle to
5 Maryland Ave., and proceeding westerly along Maryland Ave. to N. Newstead Ave., and
6 proceeding southerly along N. Newstead Ave. to Lindell Blvd., and proceeding westerly
7 along Lindell Blvd. to N. Kingshighway Blvd., and proceeding southerly along N.
8 Kingshighway Blvd. to S. Kingshighway Blvd., and proceeding southerly along S.
9 Kingshighway Blvd. to I- 64, and proceeding westerly along I- 64 to Tamm Entrance, and
10 proceeding southerly along Tamm Entrance to Oakland Ave., and proceeding westerly along
11 Oakland Ave. to Louisville Ave., and proceeding southerly along Louisville Ave. to Berthold
12 Ave., and proceeding westerly along Berthold Ave. to Clayton Ave., and proceeding westerly
13 along Clayton Ave. to I- 64, and proceeding westerly along I- 64 to the point of beginning.
14 Such area shall be known as the Twenty-Eighth Ward Liquor Control District.

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16 **SECTION THREE.** The Excise Commissioner shall not, for a period of three years,
17 beginning as of the effective date of this Ordinance, approve the issuance of 3 a.m. closing
18 permits for any premises which is located within the boundaries of the Twenty-Eighth Ward
19 Liquor Control District established in Section Two of this ordinance.

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1 **SECTION FOUR.** Notwithstanding the provisions of Section Three of this Ordinance, the
2 Excise Commissioner shall have authority to: (1) Approve transfer of an existing 3am license
3 to another owner of the same premises 18 within the petition circle of the currently licensed
4 premise, pursuant to the provisions of subsection (B) of section 14.06.330 of Ordinance
5 68536; and (2) Approve the renewal of an existing license under the provisions of Section 21
6 14.08.090 of Ordinance 68536.

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8 **SECTION FIVE. EMERGENCY CLAUSE.** This being an ordinance for the
9 preservation of public peace, health and safety, it is hereby declared to be an emergency
10 measure within the meaning of Sections 19 and 20 of Article IV of the Charter of the City of
11 St. Louis and therefore this ordinance shall become effective immediately upon its passage
12 and approval by the mayor.