

## *St. Louis City Ordinance 62393*

FLOOR SUBSTITUTE

BOARD BILL NO. [91] 156

INTRODUCED BY ALDERMAN MARIT CLARK

An ordinance prohibiting persons under 21 years of age from being in public streets, alleys, wharfs, bridges, parks or other public places within a certain defined entertainment area (bounded by Biddle Street, Eads Bridge, Third Street and Lenore K. Sullivan Blvd.) between the hours of 12:00 midnight and 6:00 a.m. the following day, and containing a penalty clause, a severability clause and an emergency clause.

WHEREAS, The State of Missouri, in order to protect the welfare of its youth and of society in general, has established a minimum drinking age of 21 years and has prohibited alcoholic beverage purchases by or sales to any person under 21 years of age; and

WHEREAS, The Board of Aldermen recognizes that the area commonly known as Laclede's Landing contains a heavy concentration of establishments whose primary or sole business in the evening hours is to provide entertainment for adults based on serving alcoholic beverages; and

WHEREAS, The Board of Aldermen further finds that controlling the presence of persons under 21 in such an area at certain times is necessary for the public health and welfare as embodied in the state prohibitions on drinking age and to aid proper enforcement of such state prohibitions:

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

SECTION ONE. Entertainment Area. The following described area (the "Entertainment Area"), because of its concentration of establishments primarily engaged in the evening hours in serving alcohol, shall be subject to the prohibitions of this ordinance:

A portion of the City bounded on the east by the west line of Lenore K. Sullivan Blvd., on the north by the north line of Biddle Street, on the south by the south line of Eads Bridge, and on the west by the west line of Third Street.

SECTION TWO. Prohibition. No person under 21 years of age shall be in or on the public streets, alleys, sidewalks, wharfs, bridges, parks or other public places within the Entertainment Area between the hours of 12:00 midnight and

6:00 a.m. the following day, except that the provisions of this Section shall not apply to any person accompanied by a parent, guardian or other adult having his care or custody, to any person on an emergency errand or legitimate business directed by his parent, guardian or other adult having his care or custody; to any guest of a hotel/motel in the Entertainment Area travelling to or from such hotel; to any person travelling to or from his place of employment within the Entertainment Area or whose presence in the Entertainment Area is connected with and required by his employment.

**SECTION THREE. Violations.** Any person violating the provisions of this ordinance shall, upon being found guilty thereof, be punished by a fine of not less than \$1.00 nor more than \$500.00.

**SECTION FOUR. Severability.** The sections of this ordinance shall be severable. In the event that any section of this ordinance is found by a court of competent jurisdiction to be unconstitutional the remaining sections of this ordinance are valid unless the court finds the valid sections of this ordinance are so essentially and inseparably connected with, and so dependent upon, the void section that it cannot be presumed that the Aldermen would have enacted the valid sections without the void ones; or unless the court finds that the valid sections, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

**SECTION FIVE. Emergency Clause.** The passage of this ordinance being deemed necessary for the immediate preservation of the public health and safety, it is hereby declared to be an emergency measure and shall become effective immediately upon its passage and approval by the Mayor.

<b>Legislative History</b>				
<b>1ST READING</b>	<b>REF TO COMM</b>	<b>COMMITTEE</b>	<b>COMM SUB</b>	<b>COMM AMEND</b>
<b>07/03/91</b>	<b>07/03/91</b>	<b>PS</b>		
<b>2ND READING</b>	<b>FLOOR AMEND</b>	<b>FLOOR SUB</b>	<b>PERFECTN</b>	<b>PASSAGE</b>
			<b>09/20/91</b>	<b>09/27/91</b>
<b>ORDINANCE</b>	<b>VETOED</b>		<b>VETO OVR</b>	
<b>62393</b>				