

St. Louis City Ordinance 62971

FLOOR SUBSTITUTE

BOARD BILL NO. [93] 135

INTRODUCED BY ALDERMAN Thomas A. Villa

An ordinance regulating fare collection and other conduct on the facilities and conveyances of or operated by the Bi-State Development Agency; repealing Section 11.33.010 of the Revised Code of the City of St. Louis, 1980; with definitions of terms, a penalty provision, and an emergency clause.

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

SECTION 1. Section 11.33.010 of the Revised Code of the City of St. Louis, 1980 is hereby repealed.

SECTION 2(a). As used in this ordinance, the following terms have the following meanings:

- (1) "Agency", the bi-state development agency created by compact under section 70.370, RSMo;
- (2) "Conveyance", includes bus, paratransit vehicle, rapid transit car or train, locomotive, light rail vehicle, rail vehicle, or other vehicle used or held for use by the agency as a means of transportation of passengers;
- (3) "Facilities", includes all property and equipment, including, without limitation, rights of way and related trackage, rails, signals, power, fuel, communication and ventilation systems, power plants, stations, terminals, signage, storage yards, depots, repair and maintenance shops, yards, offices, parking lots and other real estate or personal property used or held by the Agency for or incidental to the operation, rehabilitation or improvement of the public mass transportation system of the agency;
- (4) "Fare Media," includes any token, badge, ticket, coin, document, pass, transfer or card used to gain entry to the facilities or conveyances of, or make use of the services, of the agency;
- (5) "Person", includes any individual, firm, copartnership, corporation, association or company; and

(6) "Sound production device", includes, but is not limited to, any radio receiver, phonograph, television receiver, musical instrument, tape recorder, compact disk player, cassette player, speaker device and any sound amplifier.

(b). In interpreting or applying this ordinance, the following provisions shall apply:

(1) Any act otherwise prohibited by this ordinance is lawful if performed by an officer, employee or designated agent of the agency acting within the scope of his or her employment or agency;

(2) The singular shall mean and include the plural; the masculine gender shall mean and include the feminine and the neuter genders; and vice versa.

SECTION 3. The following acts are prohibited to the extent provided in this section:

(1) No person shall use or enter upon any conveyance of the agency without payment of the fare or other lawful charges established by the agency. Any person on any light rail conveyance must have valid proof of payment in his possession. This proof of payment must be valid to or from the station the passenger is using, and must have been used for entry for the trip then being taken;

(2) No person shall use any fare media to gain entry to the facilities or conveyances of, or make use of the services of the agency, except as provided, authorized or sold by the agency and in accordance with any restriction on the use thereof imposed by the agency;

(3) No person shall enter in a vehicle or park upon parking lots designated by the agency as requiring payment to enter or park, either by electronic gate or parking meters, where the cost of such parking fee is visibly displayed at each location, without payment of such fees or other lawful charges established by the agency;

(4) No person shall sell, provide, copy, reproduce or produce, or create any version of any fare media;

(5) No person shall put or attempt to put any paper, article, instrument or item, other than fare media issued by the agency and valid for the place, time and manner in which used, into any fare box, pass reader, ticket vending machine,

parking meter, parking gate or other fare collection instrument, receptacle, device, machine or location;

(6) No person shall perform any act which interferes with the provision of transit service or obstructs the flow of traffic on facilities or conveyances or which would in any way interfere or tend to interfere with the safe and efficient operation of the facilities or conveyances of the agency;

(7) All persons on or in any facility or conveyance of the agency shall obey any instructions on notices or signs duly posted on such facility or conveyance;

(8) No person shall falsely represent himself or herself as an agent, employee or representative of the agency;

(9) No person on or in any facility or conveyance shall:

(a) Litter, dump garbage, liquids or other matter, or create a nuisance, hazard or unsanitary condition, including but not limited to spitting and urinating, except in facilities provided and designated for such acts by the agency;

(b) Drink any alcoholic beverage or possess any opened or unsealed container of alcoholic beverage, except on premises duly licensed for the sale of alcoholic beverages, such as bars and restaurants;

(c) Enter or remain in any facility or conveyance while his ability to function safely in the environment of the agency transit system is impaired by the consumption of alcohol or any drug;

(d) Consume foods or liquids of any kind, except in those areas specifically authorized for such acts by the agency;

(e) Smoke or carry an open flame or lighted match, cigar, cigarette, pipe or torch, except in those areas or locations specifically authorized for such acts by the agency; or

(f) Throw or cause to be propelled any stone, projectile or other article at, from, upon or in a facility or conveyance;

(g) Create any unreasonable noise through the use of any sound production device. Use of radios and other devices listened to solely by headphones or earphones and inaudible to others is permitted;

(h) interfere with any lamp, electric light, or electric fixture;

(i) destroy, mark, soil or paint, or draw, inscribe, write, spray paint or place graffiti upon, or remove, injure or tamper with any facility, conveyance, sign, advertisement or notice of the agency or authorized by the agency;

(10) No weapon or other instrument intended for use as a weapon may be carried in or on any facility or conveyance, except by law enforcement personnel. For the purposes hereof, a weapon shall include, but not be limited to, a firearm, switchblade knife, sword, or any instrument of any kind known as blackjack, billy club, club, sandbag, metal knuckles, leather bands studded with metal, wood impregnated with metal filings or razor blades; except that this subdivision shall not apply to a rifle or shotgun which is unloaded and carried in any enclosed case, box or other container which completely conceals the item from view and identification as a weapon;

(11) No explosives, flammable liquids, acids, fireworks or other highly combustible materials or radioactive materials, may be carried on or in any facility or conveyance;

(12) No person, except as specifically authorized by the agency, shall enter or attempt to enter into any area of a facility or conveyance not open to the public, including but not limited to train operator's cabs, conductor's cabs, bus operator's seat location, closed-off areas, mechanical or equipment rooms, concession stands, storage areas, interior rooms, tracks, roadbeds, tunnels, plants, shops, barns, train yards, garages, or any area marked with a sign restricting access or indicating a dangerous environment;

(13) No person may ride on the roof, the coupler between light rail vehicles, or on any other exterior area of any light rail vehicle or bus or other conveyance operated by the agency;

(14) No person shall extend any part of his person or any item, article or other substance outside of the window or door of a moving conveyance operated by the agency;

(15) No person shall enter or leave a conveyance operated by the agency except through the entrances and exits provided for that purpose;

(16) No animals may be taken on or into any conveyance or facility except the following:

(a) An animal enclosed in a container, accompanied by a passenger and carried in a manner which does not annoy other passengers; and

(b) Working dogs for law enforcement agencies, agency dogs on duty, dogs properly harnessed and accompanying blind or hearing-impaired persons to aid such persons, or dogs accompanying trainers carrying a certificate of identification issued by a dog school;

(17) Bicycles are prohibited on conveyances, except when specifically authorized by permit of the agency.

(18) No vehicle shall be operated carelessly, or negligently, or in disregard of the rights or safety of others or without due caution and circumspection, or in such a manner as to be likely to endanger persons or property, on facilities of the agency. The speed limit on parking lots and access roads shall be posted as fifteen miles per hour unless otherwise designated.

SECTION 4. Any person committing a violation of this ordinance shall be subject to arrest and, upon conviction in a court of competent jurisdiction shall pay a fine in an amount not less than twenty-five dollars (\$25.00) and no greater than two hundred fifty dollars (\$250.00) per violation.

SECTION 5. This ordinance being necessary for the immediate preservation of the public peace, health and safety, is deemed an emergency measure as provided by Article IV, Section 20, of the Charter of the City of St. Louis and shall take effect immediately upon its passage and approval by the Mayor or its adoption over his veto.

Legislative History				
1ST READING	REF TO COMM	COMMITTEE	COMM SUB	COMM AMEND
07/01/93	07/01/93	T&C		
2ND READING	FLOOR AMEND	FLOOR SUB	PERFECTN	PASSAGE
07/09/93			07/16/93	07/23/93
ORDINANCE	VETOED		VETO OVR	
62971				