

1 **BOARD BILL NO. 110 SPONSORED BY ALDERWOMAN LYDA KREWSON,**
2 **ALDERMAN SHANE COHN, ALDERMAN JOHN COATAR**
3

4 An ordinance concerning the licensing and regulating of business avocations, professions, trades,
5 and callings including Arcades, Auctions and Auctioneers, Barbers, Bathhouses, Bed and
6 Breakfast Establishments, Billiard and Pool Rooms, Bottle Registration, Commission Merchants
7 and Merchandise Brokers, Dance Halls, Dance Studios, Detective Agencies, Embalmers,
8 Employment Agencies, Horse-Drawn Vehicles, Information Date Bureaus, Insurance Adjustors,
9 Massage Therapists and Massage Facilities, Miniature Pony Tracks, Motor Buses, Motor Carrier
10 Transportation Brokers, Pawnbrokers, Photographers, Private Security Personnel, Public
11 Photographic Studios, Real Estate Agents and Brokers, Second Hand Dealers, Service Stations,
12 Small Entrepreneurs, Small Manufacturers, Stockyards, Sales Stables, and Cattle Dealers, Street
13 Railways, Tattoo Parlors, Taxicabs and Service Cars, Theaters, Shows and Other Public
14 Amusements, Ticket Brokers, Towel Supply Companies, Undertakers, Vault Cleaners,
15 Miscellaneous Vocations, the Location and Operation of Certain Businesses, Underage
16 Nightclubs, and obtaining and revoking business licenses and permits, by amending and
17 repealing certain sections within Title 8 of the Revised Code of the City of Saint Louis and
18 enacting a new ordinance covering the same subject matter, and containing a savings provision,
19 and a severability provision.

20 **WHEREAS**, the City of Saint Louis is home to creative people, entrepreneurs, and
21 businesses of every size who seek to comply with the law while growing their business and
22 serving their customers; and

23 **WHEREAS**, the creativity and ingenuity of the people of the City of Saint Louis should

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1 be empowered to flourish without unnecessary red tape, over-regulation, or arcane, out-dated
2 laws; and

3 **WHEREAS**, businesses should know what laws apply to them and what laws will be
4 enforced, and only those laws that do apply and will be enforced should be part of the Revised
5 Code of the City of Saint Louis;

6 **WHEREAS**, it is a priority of for the City of Saint Louis to make it as easy as possible
7 for people to start a new business and to grow an existing business, while ensuring that necessary
8 and reasonable public health, safety, and quality of life protections remain in place; and

9 **WHEREAS**, it is in the best interests of the City of Saint Louis that the business code be
10 reformed;

11 **BE IT ORDAINED BY THE CITY OF SAINT LOUIS AS FOLLOWS:**

12 **SECTION ONE. Licenses**

13 A. Section 610.090 of the Revised Code of the City of St. Louis, 1960, as derived
14 from Chapter 37, Section 18 of the Revised Code of the City of St. Louis, 1948,
15 and as presently codified in 8.02.160 of the Revised Code of the City of St. Louis,
16 is hereby repealed.

17 B. This Ordinance does not alter, amend, or repeal, and shall not be construed at any
18 time, for any purpose, as altering, amending, or repealing the licenses taxes or
19 fees imposed upon any business, or the obligation of every business to obtain a
20 business license, imposed by provisions of those Ordinances and provisions of the
21 Revised Code of the City of St. Louis repealed by this Ordinance.

22 C. Every person, company, corporation, partnership, limited liability company,

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1 entity, or any other business, however organized, that does or carries on business
2 in the City of St. Louis shall obtain a business license for that purpose from the
3 License Collector, unless specifically exempted.

4 **SECTION TWO. Arcades.**

5 Ordinance numbers 56788, 57294, and 58645, codified in Chapter 8.16 of the Revised Code of
6 the City of St. Louis, are hereby repealed.

7 **SECTION THREE. Auctions and Auctioneers.**

8 Ordinance number 58570, codified in Chapter 8.18 of the Revised Code of the City of Saint
9 Louis, is hereby repealed.

10 **SECTION FOUR. Barbers.**

11 Ordinance number 44880 and Chapter 648 of the Revised Code of the City of St. Louis, 1960,
12 presently codified in Chapter 8.22 of the Revised Code of the City of Saint Louis, are hereby
13 repealed.

14 **SECTION FIVE. Bathhouses.**

15 Ordinance numbers 56859, 57002, 57071, and 68570, codified in Chapter 8.24 of the Revised
16 Code of the City of Saint Louis, are hereby repealed.

17 **SECTION SIX. Bed and Breakfast Establishments.**

18 Sections Two and Four of Ordinance number 62566, codified in Sections 8.25.020 and 8.25.040
19 of Chapter 8.25 of the Revised Code of the City of Saint Louis, are hereby repealed. Section
20 Five of Ordinance number 62566, codified in Section 8.25.050, is hereby repealed, and a new
21 Section Five is to read as follows:

22 “SECTION FIVE. License Approval-Generally. Once a business license is issued to the

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1 applicant, said applicant is permitted to conduct such business for a period of one year
2 from the date of issuance of the license subject to the Rules and Regulations of Section
3 Three herein, unless the license is revoked or cancelled for cause before the expiration of
4 such time.”

5 **SECTION SEVEN. Billiard and Pool Rooms.**

6 Ordinance numbers 55051, 61762, and 64299 and Section 724.010 of the Revised Code of the
7 City of St. Louis, 1960, codified presently in Chapter 8.26 of the Revised Code of the City of
8 Saint Louis, are hereby repealed.

9 **SECTION EIGHT. Bottle Registration.**

10 Chapter 659 of the Revised Code of the City of St. Louis, 1960, presently codified in Chapter
11 8.28 of the Revised Code of the City of Saint Louis, is hereby repealed.

12 **SECTION NINE. Commission Merchants and Merchandise Brokers.**

13 Chapter 617 of the Revised Code of the City of St. Louis, 1960, presently codified in Chapter
14 8.30 of the Revised Code of the City of Saint Louis, is hereby repealed.

15 **SECTION TEN. Dance Halls.**

16 Ordinance numbers 49621, 54691, 57494, and 58470, Section Four of Ordinance number 61095,
17 and Chapter 715 of the Revised Code of the City of St. Louis, 1960, presently codified in
18 Chapter 8.32 of the Revised Code of the City of Saint Louis, are hereby repealed.

19 **SECTION ELEVEN. Dance Studios.**

20 Ordinance number 50559, codified in Chapter 8.34 of the Revised Code of the City of Saint
21 Louis, is hereby repealed.

22 **SECTION TWELVE. Detective Agencies.**

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1 Chapter 653 of the Revised Code of the City of St. Louis, 1960, presently codified in Chapter
2 8.36 of the Revised Code of the City of Saint Louis, is hereby repealed.

3 **SECTION THIRTEEN. Embalmers.**

4 Ordinance number 46583 and Chapter 431 of the Revised Code of the City of St. Louis, 1960,
5 presently codified in Chapter 8.38 of the Revised Code of the City of Saint Louis, are hereby
6 repealed.

7 **SECTION FOURTEEN. Employment Agencies.**

8 Ordinance number 48909 and Chapter 652 of the Revised Code of the City of St. Louis, 1960,
9 presently codified in Chapter 8.40 of the Revised Code of the City of Saint Louis, are hereby
10 repealed.

11 **SECTION FIFTEEN. Horse-Drawn Vehicles.**

12 Ordinance number 60183, codified in Chapter 8.43 of the Revised Code of the City of Saint
13 Louis, is hereby repealed.

14 **SECTION SIXTEEN. Information Date Bureaus.**

15 Ordinance numbers 55032 and 55144, codified in Chapter 8.44 of the Revised Code of the City
16 of Saint Louis, are hereby repealed.

17 **SECTION SEVENTEEN. Insurance Adjustors.**

18 Ordinance number 56481, codified in Chapter 8.46 of the Revised Code of the City of Saint
19 Louis, is hereby repealed.

20 **SECTION EIGHTEEN. Massage Therapists and Massage Facilities.**

21 Ordinance number 68327, codified in Chapter 8.55 of the Revised Code of the City of Saint
22 Louis, is hereby repealed.

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1 **SECTION NINETEEN. Miniature Pony Tracks.**

2 Ordinance number 45290 and Sections 723.010 through 723.060 of the Revised Code of the City
3 of St. Louis, 1960, presently codified in Chapter 8.58 of the Revised Code of the City of Saint
4 Louis are hereby repealed.

5 **SECTION TWENTY. Motor Buses.**

6 Sections 605.020, 605.040, 605.010, 606.010, 606.020, 606.040, 606.030, 605.030, 605.090,
7 605.040, 605.110, 605.050, 605.100,605.080, 605.070, 606.020, 607.010, 607.020, 607.030,
8 608.020, 608.020, 608.030, 608.050, 608.060, 608.070, and 608.080 of the Revised Code of the
9 City of St. Louis, 1960, and Section One of Ordinance number 51235, Section One of Ordinance
10 number 49738, 1959, Section 1 of Ordinance number 49449, 1959, and Section One of
11 Ordinance number 48383, 1957, as presently codified in Chapter 8.62 of the Revised Code of
12 the City of Saint Louis are hereby repealed.

13 **SECTION TWENTY-ONE.Motor Carrier Transportation Brokers.**

14 Sections 694.010 through 694.070 of the Revised Code of the City of St. Louis, 1960, presently
15 codified in Chapter 8.64 of the Revised Code of the City of Saint Louis are hereby repealed.

16 **SECTION TWENTY-TWO. Pawnbrokers.**

17 Ordinance number 57502 and Section 700.032 of the Revised Code of the City of St. Louis,
18 1060, presently codified in Section 8.72.035 of the Revised Code of the City of Saint Louis are
19 hereby repealed.

20 **SECTION TWENTY-THREE. Photographers.**

21 Ordinance number 48911 and Section 620 of the Revised Code of the City of St. Louis, 1960, as

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1 presently codified in part in Chapter 8.74 of the Revised Code of the City of Saint Louis are
2 hereby repealed.

3 **SECTION TWENTY-FOUR. Public Photographic Studios.**

4 Ordinance number 56858, as codified in Chapter 8.78 of the Revised Code of the City of Saint
5 Louis is hereby repealed.

6 **SECTION TWENTY-FIVE. Real Estate Agents and Brokers.**

7 Chapter 13, sections 82 and 83, of the Revised Code of the City of St. Louis, 1948, and Sections
8 690.010 and 690.020 of the Revised Code of the City of St. Louis, 1960, as presently codified in
9 part in Chapter 8.80 of the Revised Code of the City of Saint Louis are hereby repealed.

10 **SECTION TWENTY-SIX. Second Hand Dealers.**

11 Ordinance number 69103, as codified in Section 8.82.045 of the Revised Code of the City of St.
12 Louis, is hereby repealed.

13 **SECTION TWENTY-SEVEN. Service Stations.**

14 Ordinance number 61968, as codified in Chapter 8.83 of the Revised Code of the City of Saint
15 Louis is hereby repealed.

16 **SECTION TWENTY-EIGHT. Stockyards, Sales Stables, and Cattle Dealers.**

17 Section 517 .010, 517.050, 517.060, and 517.060 of the revised Code of the City of St. Louis,
18 1960, as codified in Chapter 8.90 of the Revised Code of the City of Saint Louis is hereby
19 repealed.

20 **SECTION TWENTY-NINE. Street Railways.**

21 Sections 595.101, 597.010, 597.060, 597.070, 597.030, 597.040, 597.050, 597.080, 595.020,

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1 595.030, 595.040, 595.050, 595.060, 595.070, 595.080, 595.090, 595.100, 596.010, 596.020,
2 596.030, 596.040, 596.050, 598.010, 598.020, 598.030, 598.040, 598.050, 598.060 of the
3 Revised Code of the City of St. Louis, 1960, as codified in Chapter 8.92 of the Revised Code of
4 the City of Saint Louis is hereby repealed.

5 **SECTION THIRTY. Surveyors.**

6 Sections 618.010 through 618.040 of the Revised Code of the City of St. Louis, 1960, as
7 presently codified in Chapter 8.96 of the Revised Code of the City of Saint Louis are hereby
8 repealed.

9 **SECTION THIRTY-ONE. Tattoo Parlors.**

10 Section One of Ordinance number 68571, and Section One of Ordinance number 57404, and
11 Sections 729.010 through 729.140 of the revised Code of the City of St. Louis, 1960, as
12 presently codified in Chapter 8.97 of the Revised Code of the City of Saint Louis are hereby
13 repealed.

14 **SECTION THIRTY-TWO. Taxicabs and Service Cars.**

15 Ordinance numbers 46399, 48912, and 58795, as codified in part in Chapter 8.98 of the Revised
16 Code of the City of Saint Louis are hereby repealed and replaced with the following:

17 Any motorized or non-motorized vehicle engaged in the business of carrying persons for
18 hire on the streets of the city where the compensation for said transportation is made either
19 directly or indirectly, and that is not within the authority of the Metropolitan Taxicab
20 Commission to regulate, shall obtain a vehicle for hire license from the Board of Public Service
21 and shall comply with all rules and regulations promulgated regarding such vehicles by the

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1 Board of Public Service.

2 **SECTION THIRTY-THREE. Theaters, Shows, and Other Public Amusements.**

3 Ordinance number 44798, as codified in part in Chapter 8.100 of the Revised Code of the City of
4 St. Louis, and Ordinance numbers 44938 and 56570, and Sections 726.010 through 726.110 of
5 the Revised Code of the City of St. Louis, 1960, as codified in Chapter 8.100 of the Revised
6 Code of the City of Saint Louis are hereby repealed.

7 **SECTION THIRTY-FOUR. Ticket Brokers.**

8 Section 695 of the Revised Code of the City of St. Louis, 1960, as presently codified in Sections
9 8.102.050 through 8.102.140 of the Revised Code of the City of Saint Louis are hereby repealed.

10 **SECTION THIRTY-FIVE. Towel Supply Companies.**

11 Section 85 of Chapter 13 of the Revised Code of the City of St. Louis, 1948, as codified in
12 Chapter 8.104 of the Revised Code of the City of Saint Louis is hereby repealed.

13 **SECTION THIRTY-SIX. Undertakers.**

14 Ordinance numbers 48914 and 52256, and Sections 627.010 through 627.080 of the Revised
15 Code of the City of St. Louis, 1960, as presently codified in Chapter 8.106 of the Revised Code
16 of the City of Saint Louis is hereby repealed.

17 **SECTION THIRTY-SEVEN. Vault Cleaners.**

18 Sections 502.120, 502.130, and 502.080 of the Revised Code of the City of Saint Louis, 1960, as
19 codified in Chapter 8.108 of the Revised Code of the City of Saint Louis is hereby repealed.

20 **SECTION THIRTY-EIGHT. Miscellaneous Vocations.**

21 Sections 624.010 and 624 .030 (Section 624.020 having previously been repealed), and Sections

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1 628.010, 628.020, 628.040, and 628.050 (628.030 having previously been repealed), of the
2 Revised Code of the City of St. Louis, 1960, as codified in Chapter 8.114 of the Revised Code of
3 the City of Saint Louis are hereby repealed.

4 **SECTION THIRTY-NINE. Location and Operation of Certain Businesses.**

5 Sections One and Two of Ordinance number 53751, Section 102 of Chapter 13 of the Revised
6 Code of the City of St. Louis, 1948, and Section 662.020 of the Revised Code of the City of St.
7 Louis, 1960, as presently codified in Chapter 8.116 of the Revised Code of the City of Saint
8 Louis are hereby repealed.

9 **SECTION FORTY. Business License and Permit Revocation.**

- 10 A. Revocation by Board of Public Service. Every business license issued pursuant to
11 Title 8 of the Revised Code of the City of Saint Louis, any Occupancy Permit,
12 and any other permit or waiver issued by the City of St. Louis may be revoked,
13 for cause, by the Board of Public Service at any time upon notice and hearing.
14 Before revoking any such license, permit, or waiver, the Board of Public Service
15 shall promulgate rules and regulations setting forth the procedures it will follow in
16 any such revocation proceeding.
- 17 B. Revocation by the Board of Public Service initiated by Neighborhood Petition
- 18 1. Petition for Hearing. The Board of Public Service, upon receipt by the
19 Secretary of the Board of Public Service, of a petition signed by either a
20 twenty-five (25) percent of the persons owning real property (or any
21 portion thereof) or twenty-five (25) percent of the registered voters
22 occupying property within a prescribed petition circle drawn with a radius

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1 of five hundred (500) feet from the center of said premises, alleging that
2 the operation of the premises involved is being operated in such manner,
3 as factually set out in said petition, to constitute a detriment to the
4 neighborhood, shall hold a public hearing based on said petition.

5 2. Hearing Notice. The Board of Public Service shall set a reasonable time
6 for the hearing on said petition, shall give adequate public notice thereof,
7 and shall give notice to the person or persons holding the business license
8 and permit at issue in writing with a copy of said petition by Certified
9 Mail.

10 3. Verification of Petition Signatures. The Board of Public Service shall
11 appoint one of its employees to check the petition filed in each proceeding
12 and verify the signatures appearing thereon with the property owners
13 whose names appear on the Assessor's records, or the registered voters
14 whose names appear on the Board of Election Commissioner's records, as
15 the case may be, and if such persons constitute a majority of property
16 owners or registered voters in said petition circle. A report thereof shall
17 be made at the public hearing before any testimony is received at said
18 hearing.

19 4. Hearing Conduct. The hearing shall be conducted in the same manner as
20 the Board of Public Service conducts its weekly public meetings. The
21 Board of Public Service shall provide a reasonable opportunity for the
22 holder of the business license or permit to present the holder's position

1 concerning the petition, and for the petitioners to present their opposition
2 to the business license or permit. If a majority of the Members of the
3 Board of Public Service present at said hearing on the petition shall decide
4 that the operation of the premises involved constitutes a detriment to the
5 neighborhood, they shall set out in their written order the facts on which
6 their decision is based and the time limit or conditions of suspension, or
7 revocation of said business license and permit. A copy of said order shall
8 be published in the City Journal and sent by Certified Mail to the owner or
9 operator of the premises involved. Any person adversely affected by said
10 order shall have a right of Judicial Review as provided by § 536.100,
11 RSMo.

12 C. Other Enforcement Provisions Unaffected. No provision of this Ordinance shall
13 be construed in any way to alter, subordinate, or otherwise affect or in any way
14 limit the rights of the City of St. Louis to enforce any other law which might be
15 applicable to the subject premises. The City of St. Louis may initiate an action in
16 municipal court or circuit court to enforce provisions of the Code and may seek,
17 as a remedy for violation of the Code, the revocation of any business license,
18 occupancy permit, or other permit issued by the city.

19 **SECTION FORTY-ONE. Savings Provision.**

20 Any act done or right vested or accrued, or any proceeding, suit or prosecution had or
21 commenced in any cause before the effective date of this ordinance shall not be affected by this
22 ordinance; but every act done, or right vested or accrued, or proceeding, suit or prosecution had

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1 or commenced shall remain in full force and effect to all intents and purposes as if prior law had
2 remained in full force and effect. No offense committed and no liability or penalty incurred prior
3 to the effective date of this ordinance, shall be discharged or affected by this ordinance; but
4 prosecutions and suits for such offenses, liabilities or penalties shall be instituted and proceeds
5 with in all respects as if this ordinance had not taken effect.

6 **SECTION FORTY-TWO. Severability Provision.**

7 The provisions of this ordinance are severable. In the event any provision of this ordinance is
8 determined to be invalid, the remaining provisions shall not be affected thereby.

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