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3 **AN ORDINANCE REPEALING ORDINANCE 69597 AND IN LIEU**
4 **THEREOF ENACTING A NEW ORDINANCE PROHIBITING THE**
5 **ISSUANCE OF ANY PACKAGE OR DRINK LIQUOR LICENSES FOR**
6 **ANY CURRENTLY NON-LICENSED PREMISES WITHIN THE**
7 **BOUNDARIES OF THE TENTH WARD LIQUOR CONTROL DISTRICT,**
8 **AS ESTABLISHED HEREIN, FOR A PERIOD OF THREE YEARS FROM**
9 **THE EFFECTIVE DATE HEREOF; CONTAINING AN EXCEPTION**
10 **ALLOWING, DURING THE MORATORIUM PERIOD, FOR THE**
11 **TRANSFER OF EXISTING LICENSES, UNDER CERTAIN**
12 **CIRCUMSTANCES, AND THE ISSUANCE OF A DRINK LICENSE TO**
13 **PERSONS OPERATING A RESTAURANT AT A PREVIOUSLY NON-**
14 **LICENSED PREMISES; AND CONTAINING AN EMERGENCY**
15 **CLAUSE.**

16
17 BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

18
19 SECTION ONE. Ordinance 69597 is hereby repealed and in lieu thereof the following
20 provisions are enacted:

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22 SECTION TWO. LEGISLATIVE FINDINGS. The existence of alcoholic beverage
23 establishments appears to contribute directly to numerous peace, health, safety and general
24 welfare problems including loitering, littering, drug trafficking, prostitution, public drunkenness,
25 defacement and damaging of structures, pedestrian obstructions, as well as traffic circulation,
26 parking and noise problems on public streets and neighborhood lots. The existence of such
27 problems creates serious impacts on the health, safety and welfare of residents of single- and
28 multiple-family within the district, including fear for the safety of children, elderly residents and
29 of visitors to the district. The problems also contribute to the deterioration of the neighborhood
30 and concomitant devaluation of property and destruction of community values and quality of life.
31 The number of establishments selling alcoholic beverages and the associated problems
32 discourage more desirable and needed commercial uses in the area. In order to preserve the
33 residential character and the neighborhood-serving commercial uses of the area, there shall be a
34 moratorium on the issuance of new liquor licenses with the area beginning at the point of
35 intersection of Chippewa St. and S. Kingshighway Blvd., and proceeding westerly along
36 Chippewa St. to Brannon Ave., and proceeding northerly along Brannon Ave. to Pernod Ave.,
37 and proceeding westerly along Pernod Ave. to Macklind Ave., and proceeding northerly along
38 Macklind Ave. to Fyler Ave., and proceeding westerly along Fyler Ave. to Hampton Ave., and
39 proceeding northerly along Hampton Ave. to Manchester Ave., and proceeding easterly along
40 Manchester Ave. to S Kingshighway Blvd, and proceeding southerly along S. Kingshighway
41 Blvd. to McCree Ave., and proceeding west along McCree Ave. 407.4 feet, then proceeding in a
42 southerly direction parallel to S. Kingshighway Blvd. 204 feet, and then proceeding east 413.3
43 feet to S. Kingshighway Blvd., and then proceeding southerly to Southwest Ave., and proceeding
44 westerly along Southwest Ave. to Brannon Ave., and proceeding southerly along Brannon Ave.

1 to Magnolia Ave., and proceeding westerly along Magnolia to Macklind Ave., and proceeding
2 southerly along Macklind to Arsenal St., and proceeding easterly along Arsenal St. to
3 Morganford Rd., and proceeding southerly along Morganford Rd. to Miami St., and proceeding
4 westerly along Miami St. to Alfred Ave., and proceeding southerly along Alfred Ave. to
5 Tholozan Ave., and proceeding westerly along Tholozan Ave. to S. Kingshighway Blvd., and
6 proceeding southerly along S. Kingshighway Blvd. to the point of beginning. Such area shall be
7 known as the Tenth Ward Liquor Control Area.

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9 SECTION THREE. The Excise Commissioner is hereby prohibited, for a period of three
10 years, beginning as of the effective date of this Ordinance, from approving the issuance of a
11 package or drink liquor license for any premises, not licensed as of the effective date hereof,
12 which is located within the boundaries of the Tenth Ward Liquor Control District established in
13 Section Two of this ordinance.

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15 SECTION FOUR. Notwithstanding the provisions of Section Three of this Ordinance,
16 the Excise Commissioner shall have authority to:

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18 (1) Approve transfer of an existing license to another premises within the petition
19 circle of the currently licensed premises, pursuant to the provisions of subsection (B) of
20 section 14.06.330 of Ordinance 68536; and

21
22 (2) Issue a drink license for a premises, not licensed as of the effective date of this
23 Ordinance, which currently is or will be, upon opening, operated as a restaurant, as such
24 term is defined in section 14.01.390 of Ordinance 68536.

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26 (3) Approve the renewal of an existing license under the provisions of Section
27 14.08.090 of Ordinance 68536.

28
29 (4) Approve the issuance of package liquor license within the area beginning at a
30 point on the West Right of Way of Kingshighway Boulevard, (100 feet wide), where it
31 intersects the North Right of Way of Fyler Avenue, (70 wide); thence North 82 degrees 45
32 minutes 19 seconds West along the North line of said Fyler Avenue a distance of 338.71 feet
33 to a point in the East line of a parcel conveyed to RELYF L.L.C. as conveyed by Deed Book
34 06092008 page 0156 of the Land Records in the City of St. Louis; thence leaving said Right
35 of Way North 08 degrees 55 minutes 36 seconds East along said East line of RELYF L.L.C.
36 parcel, a distance of 512.86 feet to a point in the South 71 degrees 30 minutes 48 seconds
37 East, along said Railroad Right of Way a distance of 244.03 feet to a point; thence South 59
38 degrees 19 minutes 14 seconds East, a distance of 50.95 feet to a point; thence South 63
39 degrees 57 minutes 40 seconds East, a distance of 52.95 feet to a point on the West Right of
40 Way line of Kingshighway Boulevard as previously mentioned; thence leaving said Railroad
41 Right of Way South 08 degrees 55 minutes 36 seconds West, along said Kingshighway
42 Boulevard a distance of 427.93 feet to the point of beginning.

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44 SECTION FIVE. EMERGENCY CLAUSE. This being an ordinance for the preservation
45 of public peace, health and safety, it is hereby declared to be an emergency measure within the

1 meaning of Sections 19 and 20 of Article IV of the Charter of the City of St. Louis and therefore
2 this ordinance shall become effective immediately upon its passage and approval by the Mayor.
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