

1 **BOARD BILL NO. 200 INTRODUCED BY ALDERMAN CRAIG SCHMID**

2
3 An ordinance repealing ordinance 69001 and enacting a new ordinance confirming the
4 restrictions set forth in ordinance 69001 on the issuance of any package or drink liquor licenses
5 for any currently non-licensed premises within the boundaries of the Twentieth Ward Liquor
6 Control District, as established herein, for a period of three years from the effective date hereof;
7 containing exceptions allowing, during the period, for the transfer of existing licenses, under
8 certain circumstances; or the issuance of a drink license (no package) to persons operating a
9 restaurant with at least 50% food sales at a previously non-licensed premises; or the issuance of a
10 drink license(no package) to persons operating premises with a Cherokee Street address from the
11 west curbline of Jefferson Avenue to the east curbline of Nebraska Avenue; or to persons who on
12 the effective date of this ordinance operated a bar for at least three (3) years in compliance with
13 excise laws and continue to operate with at least 20% food sales, thereafter; and containing a
14 severability and emergency clause.

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

16 **SECTION ONE. ORDINANCE 69001 IS REPEALED AND REPLACED.**

17 Ordinance 69001 is repealed and a new ordinance confirming the restriction on the issuance of
18 any package or drink liquor licenses for any currently non-licensed premises within the
19 boundaries of the Twentieth Ward Liquor Control District is enacted for a period of three years
20 from the effective date of this ordinance with exceptions as below set forth.

21 **SECTION TWO. LEGISLATIVE FINDINGS.**

22 The existence of some alcoholic beverage establishments appears to contribute directly to peace,
23 health, safety and general welfare problems. The existence of such problems creates serious
24 impacts on the health, safety and welfare of residents of single- and multiple-family residences

1 within the district. In order to preserve the residential character and the neighborhood-serving
2 commercial uses of the area, there shall be liquor control requirements on the issuance of new
3 liquor licenses within the 20th ward, more specifically defined with the following boundaries:
4 beginning at the point of intersection of Osceola St and Minnesota Ave, and proceeding
5 southerly along Minnesota to an east/west alleyway, and proceeding westerly along such alley to
6 Michigan Ave, and proceeding northerly along Michigan Ave to Osceola St, and proceeding
7 westerly along Osceola St to S Compton Ave, and proceeding northerly along S Compton Ave to
8 Gasconade St, and proceeding westerly along Gasconade St to Louisiana Ave, and proceeding
9 northerly along Louisiana Ave to Osage St, and proceeding westerly along Osage St to Arkansas
10 Ave, and proceeding northerly along Arkansas Ave to Chippewa St, and proceeding westerly
11 along Chippewa St to S Grand Blvd, and proceeding northerly along S Grand Blvd to Gravois
12 Ave, and proceeding northerly along Gravois Ave to Potomac St, and proceeding easterly along
13 Potomac St to S Compton Ave, and proceeding northerly along S Compton Ave to Cherokee St,
14 and proceeding easterly along Cherokee St to S Jefferson Ave, and proceeding southerly along S
15 Jefferson Ave to Potomac St, and proceeding easterly along Potomac St to Indiana Ave, and
16 proceeding southerly along Indiana Ave to Miami St, and proceeding easterly along Miami St to
17 S Broadway, and proceeding easterly along S Broadway to I- 55, and proceeding southerly along
18 I- 55 to Meramec St, and proceeding westerly along Meramec St to Minnesota Ave, and
19 proceeding southerly along Minnesota Ave to the point of beginning. Such area shall be known
20 as the Twentieth Ward Liquor Control Area.

21 **SECTION THREE. PROHIBITIONS ON ISSUANCE OF PACKAGE OR DRINK**
22 **LIQUOR LICENSES.**

1 The Excise Commissioner is hereby restricted, for a period of three years, beginning as of the
2 effective date of this Ordinance, from approving the issuance of a package or drink liquor license
3 for any premises, not licensed as of the effective date hereof, which is located within the
4 boundaries of the Twentieth Ward Liquor Control District established in Section Two of this
5 ordinance.

6 **SECTION FOUR. EXCEPTIONS UNDER WHICH DRINK LIQUOR LICENSES ONLY**
7 **(NO PACKAGE LIQUOR) MAY BE ISSUED.**

8 Notwithstanding the provisions of Section Three of this Ordinance, the Excise Commissioner
9 shall have authority to:

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

13 (2) Issue a drink license only (no package liquor) for a premises, not licensed as of the effective
14 date of this Ordinance, which currently is or will be, upon opening, operated as a restaurant,
15 where at least fifty percent (50%) of the gross income is derived from the sale of food consumed
16 on the premises of the establishment or which has an annual gross income of at least two
17 hundred seventy-five thousand dollars (\$275,000) from the sale of prepared meals or food
18 consumed on such premises (Revised Code of the City of St. Louis section 14.01.390 of
19 Ordinance 68536);

20 (3) Issue a drink license only (no package liquor) in an area with a Cherokee Street address from
21 the west curblineline of Jefferson Avenue to the east curblineline of Nebraska Avenue; and

22 (4) Renew an existing drink license only (no package liquor) for a premises in existence on the
23 effective date of this ordinance, licensed for at least three (3) years to serve alcohol, which has

1 been in compliance with the excise laws of the City of St. Louis during that entire three (3) year
2 time period, and continues to operate with at least twenty percent (20%) of the gross income
3 derived from the sale of food consumed on the premises, thereafter.

4 **SECTION FIVE. SEVERABILITY CLAUSE.**

5 If any provision, clause, sentence, paragraph or word of this ordinance or the application thereof
6 to any person, entity or circumstances shall be held invalid, such invalidity shall not affect the
7 other provisions of this ordinance which can be given effect without the invalid provisions or
8 application, and to this end the provisions of this ordinance are declared severable.

9 **SECTION SIX. EMERGENCY CLAUSE.**

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