

1 **BOARD BILL NO. 237 INTRODUCED BY ALDERMAN RODDY**

2 An ordinance to amend Section 14.08.220 of the Revised Code of the City of St.  
3 Louis by repealing said section and enacting in lieu thereof a new Section 14.08.220  
4 relating to 3:00 A.M. closing permits, and containing an emergency clause.

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

6 **SECTION ONE.** Section 14.08.220 of the Revised Code of the City of St. Louis  
7 is hereby repealed and there is hereby enacted a new Section 14.08.220 to be and read as  
8 follows:

9 14.08.220 3:00 a.m. closing permit--Issuance--Conditions--Exemptions.

10 A. No "3:00 a.m. closing permit" shall be issued to any person unless such person  
11 possesses a full drink liquor license, and until the following conditions have been met and  
12 complied with:

13 1. The applicant shall file with the Excise Commissioner an application for a permit  
14 setting forth:

15 a. The location of the premises;

16 b. The total annual gross sales;

17 c. If a hotel or resort, the total number of rooms available for transient guests; and

18 d. Such additional information and supporting proofs as deemed necessary by the  
19 Excise Commissioner.

20 B. The Excise Commissioner shall be responsible for the issuance of the "3:00 a.m.  
21 closing permit," and for insuring that all permit holders comply fully with all the terms  
22 and conditions under which such a permit may be issued.

23 C. The Excise Commissioner may approve the issuance of a "3:00 a.m. closing permit"

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**Sponsored by: Alderman Joseph Roddy**

1 to any applicant:

2 1. Possessing a full drink liquor license;

3 2. Whose premises are located within a convention trade area; and

4 3. Who meets at least one of the following conditions:

5 a. The licensed establishment's annual gross sales for the year immediately  
6 preceding the date on which the application for a 3:00 a.m. closing permit was filed equal  
7 one hundred fifty thousand dollars (\$150,000.00) or more, or

8 b. The business is a resort.

9 D. In addition, any applicant for a 3:00 a.m. closing permit for premises located other  
10 than in a mall or a resort shall present to the Excise Commissioner a petition indicating  
11 approval of the issuance of a "3:00 a.m. closing permit" signed by a majority of the  
12 persons residing or conducting any business within the petition circle of the licensed  
13 premises and a majority of persons owning property within such circle.

14 E. Notwithstanding any other provision of this section, the Excise Commissioner shall  
15 not issue a 3:00 a.m. closing permit for licensed premises located on or within a resort  
16 where there is a direct entrance to such licensed premises which opens onto a public  
17 street, alley or sidewalk, unless the licensee has submitted to the Excise Commissioner a  
18 petition indicating approval of the issuance of a 3:00 a.m. closing permit signed by a  
19 majority of persons residing or conducting any business within the petition circle of the  
20 licensed premises and a majority of persons owning property within such circle.

21 F. Notwithstanding any other provision of this chapter or title, a licensee to whom a  
22 3:00 a.m. permit has been issued shall not allow intoxicating liquor or nonintoxicating  
23 beer to be sold or

1 consumed on any portion of the premises permitted as a summer garden or sidewalk cafe  
2 between the hours of 1:30 a.m. and 10:00 a.m.

3 G. Notwithstanding any other provision of this chapter or title, no "3:00 a.m. closing  
4 permit" shall be issued to any person or business for premises which is not a resort  
5 located within the following areas:

6 (1) Beginning at the point of intersection of the east side of Kingshighway  
7 Boulevard and the south side of Washington Avenue, hence running east along the south  
8 side of Washington Avenue to the west side of Taylor, hence running south along the  
9 west side of Taylor to the north side of the Forest Park Expressway, hence west along the  
10 north side of the Forest Park Expressway, to the east side of Kingshighway Boulevard,  
11 hence north along the east side of Kingshighway Boulevard back to the point of  
12 beginning;

13 H. Notwithstanding any other provision of this chapter or title, no "3:00 a.m. closing  
14 permit" shall be issued to any person or business for premises which is located within the  
15 following areas:

16 Beginning at the center line of Grand Boulevard and Laclede Avenue; extending west  
17 along the center line of Laclede Avenue to the center line of Vandeventer Avenue;  
18 extending north along the center line of Vandeventer Avenue to the center line of Lindell  
19 Boulevard; extending west along the center line of Lindell Boulevard to the center line of  
20 Sarah Street; extending south along the center line of Sarah Street to the center line of  
21 Forest Park Avenue; extending west along the center line of Forest Park Avenue to the  
22 extension of the west boundary of parcel number 390400135 in the center line of Forest  
23 Park Avenue; extending south along the west boundary of parcel 390400135 to its

1 intersection with the north boundary of parcel 390400290; extending west along the north  
2 boundary of parcel 390400135 to its intersection with the west boundary of parcel  
3 390400135; extending south along the west boundary of the extension of parcel  
4 390400135 to the middle of Duncan Avenue; extending west along the center line of  
5 Duncan Avenue to the center line of Newstead Avenue; extending south along the center  
6 line of Newstead Avenue to the center line of Clayton Avenue; extending west along the  
7 center line of Clayton Avenue to the center line of Taylor Avenue; extending south along  
8 the center line of Taylor Avenue to the northern boundary of the I-64 right-of-way;  
9 extending east along the north boundary of the I-64 right-of-way to its intersection with  
10 the center line of Prospect Avenue, extending north along the center line of Prospect  
11 Avenue and its extension to the center line of Forest Park Avenue, extending east on the  
12 center line of Forest Park Avenue to the center line of Grand Boulevard, extending north  
13 on the center line of Grand Boulevard to the point of the beginning.

14 Provided, however, that any establishment within said area which currently has a 3:00  
15 closing permit shall be entitled to continue to operate under the authority granted by such  
16 permit including the provisions of Section 14.06.050 and shall further be entitled to apply  
17 for an extension of such permit so long as it continues to operate pursuant to the authority  
18 of a 3:00 a.m. closing permit.

19 **SECTION TWO.** Emergency Clause. This being an ordinance for the  
20 preservation of public peace, health and safety, it is hereby declared to be an emergency  
21 measure within the meaning of Sections 19 and 20 of Article IV of the Charter of the City  
22 of St. Louis and therefore this ordinance shall become effective immediately upon its  
23 passage and approval by the Mayor.