

1 **BOARD BILL NO. 207**      **INTRODUCED BY ALDERMAN CRAIG SCHMID**

2 An ordinance prohibiting the issuance of any package or drink liquor licenses for any  
3 currently non-licensed premises within the boundaries of the Twentieth Ward Liquor  
4 Control District, as established herein, for a period of three years from the effective date  
5 hereof; containing an exception allowing, during the period, for the transfer of existing  
6 licenses, under certain circumstances, and the issuance of a drink license to persons  
7 operating a restaurant with at least 50% food sales at a previously non-licensed premises,  
8 or operating a premises with at least 35% food sales and complying with other  
9 requirements set forth herein; and containing a severability and emergency clause.

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

11 **SECTION ONE. LEGISLATIVE FINDINGS.**

12 The existence of alcoholic beverage establishments appears to contribute directly to  
13 numerous peace, health, safety and general welfare problems. The existence of such  
14 problems creates serious impacts on the health, safety and welfare of residents of single-  
15 and multiple-family residences within the district. In order to preserve the residential  
16 character and the neighborhood-serving commercial uses of the area, there shall be liquor  
17 control requirements on the issuance of new liquor licenses within the 20<sup>th</sup> ward, more  
18 specifically defined with the following boundaries: beginning at the intersection of the  
19 centerlines of S. Broadway and Interstate 55, and proceeding along the centerlines in a  
20 generally clockwise direction south to Kosciusko St., north to Winnebago St., west to  
21 Marine Ave., south to Chippewa St., west to Missouri Ave., south to Keokuk St., west to  
22 S. Broadway, north on S. Broadway to Jefferson Ave., north to Chippewa St., west to  
23 Ohio Ave., south to Keokuk St., west to California Ave., north to Chippewa St., west to  
24 Oregon Ave., south to Osage St., east to California Ave., south to Gasconade St., west to

1 Pennsylvania Ave., south to Meramec St., west to Michigan Ave., north to Gasconade  
2 St., west to Louisiana Ave., north to Osage St., west to S. Grand Blvd., north to Alberta  
3 St., east to Arkansas Ave., north to Chippewa St., east to Tennessee Ave., north to  
4 Potomac St., east to Louisiana Ave., north to Gravois Ave., east to Virginia Ave., south  
5 to Utah St., east to Compton Ave., north to Gravois Ave., northeast to Juniata St., east to  
6 Minnesota Ave., south to Utah St., east to Pennsylvania Ave., south to Cherokee St., east  
7 to Nebraska Ave., north to Wyoming St., east to Oregon Ave., north to Juniata St., east to  
8 California Ave., south to Wyoming St., east to Texas Ave., south to Utah St., west to  
9 Ohio Ave., south to Cherokee St., west to Iowa Ave., south to Miami St., east to Ohio St.,  
10 north to Potomac St., east to Indiana Ave., south to Miami St., east to S. Broadway,  
11 northeast to Salena St., south to Miami St., east to Cleon St., northeast to President St.,  
12 southeast to Second St., northeast to Potomac St., northwest to S. Broadway St., northeast  
13 to the point of beginning. Such area shall be known as the Twentieth Ward Liquor  
14 Control Area.

15 **SECTION TWO.** The Excise Commissioner is hereby prohibited, for a period of three  
16 years, beginning as of the effective date of this Ordinance, from approving the issuance  
17 of a package or drink liquor license for any premises, not licensed as of the effective date  
18 hereof, which is located within the boundaries of the Twentieth Ward Liquor Control  
19 District established in Section One of this ordinance.

20 **SECTION THREE.** Notwithstanding the provisions of Section Two of this Ordinance,  
21 the Excise Commissioner shall have authority to:

1 (1) Approve transfer of an existing license to another premises within the petition circle  
2 of the currently licensed premises, pursuant to the provisions of subsection (B) of section  
3 14.06.330 of Ordinance 61289; and

4 (2) Issue a drink license (no packager liquor) for a premises, not licensed as of the  
5 effective date of this Ordinance, which currently is or will be, upon opening, operated as  
6 a restaurant, where at least fifty (50%) of the gross income is derived from the sale of  
7 food consumed on the premises of the establishment or which has an annual gross income  
8 of at least two hundred seventy-five thousand dollars (\$275,000) from which the sale of  
9 prepared meals or food consumed on such premises (Revised Code of the City of St.  
10 Louis section 14.01.390 of Ordinance 61289).

11 (3) Issue a drink license only with the following conditions applied and enforced in an  
12 area with a Cherokee Street address from the west curblineline of Iowa Avenue to the east  
13 curblineline of Nebraska Avenue

14 A. No package liquor and premises must be operated as a restaurant with gross  
15 food sales constituting at least 35% of gross sales; and

16 B. Operator must have a letter of support from the Cherokee Station Special  
17 Taxing District, Benton Park West Neighborhood Association and Gravois Park Block  
18 Link Neighborhood Association that accompanies the operator's liquor license  
19 application.

20 **SECTION FOUR. Severability Clause.**

21 If any provision, clause, sentence, paragraph or word of this ordinance or the application  
22 thereof to any person, entity or circumstances shall be held invalid, such invalidity shall  
23 not affect the other provisions of this ordinance which can be given effect without the

1 invalid provisions or application, and to this end the provisions of this ordinance are  
2 declared severable.

3 **SECTION FIVE. EMERGENCY CLAUSE.**

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