

**BOARD BILL 161CS INTRODUCED BY ALDERMAN KENNETH
ORTMANN, ALDERWOMAN PHYLLIS YOUNG, ALDERMAN FRANK
WILLIAMSON, ALDERMAN SHANE COHN, ALDERWOMAN MARLENE DAVIS,
ALDERWOMAN CAROL HOWARD, ALDERMAN JOSEPH VOLLMER,
ALDERWOMAN DONNA BARINGER, ALDERWOMAN JENNIFER FLORIDA,
ALDERWOMAN LYDA KREWSON, ALDERMAN ALFRED WESSELS, ALDERMAN
JEFFREY BOYD, ALDERMAN CRAIG SCHMID, ALDERMAN SAMUEL MOORE,
ALDERMAN CHARLES Q. TROUPE, ALDERMAN SCOTT OGILVIE**

1 An Ordinance pertaining to solicitation on highway entrance and exit ramps within the
2 City of St. Louis; amending Section One, Part 829.060 (e) of Ordinance 57831, approved April
3 19, 1979 codified in Section 17.20.070 (E) of the Revised Code of the City of St. Louis, adding
4 new sections pertaining to the same subject matter and containing a severability and emergency
5 clause.

6 **WHEREAS**, the safety of pedestrians is of vital importance; and

7 **WHEREAS**, the conduct of soliciting on highway entrance and exit ramps places
8 pedestrians in danger of being struck by vehicles exiting the highway; and

9 **WHEREAS**, the conduct of pedestrians venturing into vehicular traffic on highway
10 entrance and exit ramps interferes with the free flow of traffic and raises traffic safety and traffic
11 congestion concerns; and

12 **WHEREAS**, highway entrance and exit ramps are not traditional public forums, and
13 traditional public forums continue to exist within the City of St. Louis.

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

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1 **SECTION ONE.** Adding a new definition for “Controlled Access Highway” under Title
2 17 of the Revised Code of the City of St. Louis and amending the definition of Street under
3 Ordinance 57831, Section One, Part 820.480, codified as Section 17.02.510, in the Revised Code
4 of the City of St. Louis:

5 17.02.295 – Controlled Access Highway.

6 “Controlled Access Highway” means a highway designed exclusively for unhindered,
7 high-speed vehicular traffic, with all traffic flow and ingress/egress regulated by providing
8 interchanges with only selected public roads. In the City of St. Louis these highways are I-44, I-
9 70, I-64/40, and I-55.

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1 “Street” means the entire width between the adjacent property lines of every way,
2 including a controlled access highway, but not an alley, when any part thereof is open to the use
3 of the public for the purpose of vehicular travel, also known as “highway”.

4 **SECTION TWO.** Section One, Part 829.060 (e) of Ordinance 57831, approved April
5 19, 1979 codified in Section 17.20.070 (E) of the Revised Code of the City of St. Louis is hereby
6 amended as follows:

7 E. It shall be unlawful for any pedestrian to enter upon or stand within twenty-five (25)
8 feet of any portion of a controlled access highway including the entrance or exit ramp, except in
9 a case of an emergency or when the pedestrian is traveling in a crosswalk located at the
10 intersection of a street with an exit or entrance ramp and in accordance with traffic laws when
11 vehicles are not within the crosswalk. The burden of proof of such emergency shall rest upon
12 such pedestrian.

13 **SECTION THREE. SEVERABILITY CLAUSE.**

14 The Sections of this Ordinance shall be severable. In the event any Section of this
15 Ordinance is found by a Court of competent jurisdiction to be unconstitutional, the
16 remaining Sections of this Ordinance are valid unless the Court finds the valid Sections of this
17 Ordinance so essentially and inseparably connected with, and so dependent upon the void
18 Section, that it cannot presume that the legislature would have enacted the valid Sections without

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1 the void ones; or unless the Court finds that the valid Sections, standing alone, are incomplete
2 and are incapable of being executed in accordance with the legislative intent.

3 **SECTION FOUR. 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 Article
6 IV of the Charter of the City of St. Louis and therefore shall become effective immediately upon
7 its passage and approval by the Mayor.

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