

AN ORDINANCE AMENDING CHAPTER 405, ARTICLE I, SECTION 405.050 OF THE CITY OF PEVELY MUNICIPAL CODE PERTAINING TO LAND USE/ZONING CODE DEFINITIONS

WHEREAS, from time to time the definitions of the land use/zoning section of Code of Ordinances for the City of Pevely, Missouri requires revision as new terms and uses of terms become common; and

WHEREAS, the Planning and Zoning Commission and the Mayor and Board of Aldermen of the City of Pevely ("City") have determined that the land use/zoning code definitions should be updated.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF PEVELY, MISSOURI, AS FOLLOWS:

Section 1. That Chapter 405, Article I, Section 405.050 of the City of Pevely, Missouri Code of Ordinances is hereby amended by the addition of the following:

"Section 404.050 Definitions

Amusement/Commercial Amusement

Any amusement (accept those that are sexually oriented) which are maintained or operated primarily for the purpose of entertainment include, but are not limited to:

1. Movie Theaters
2. Bowling Alleys and billiard/pool halls
3. Video and mechanical arcades
4. Miniature golf
5. Local area network computer gaming centers
6. Skating
7. Water parks
8. Theme parks
9. Internet cafes

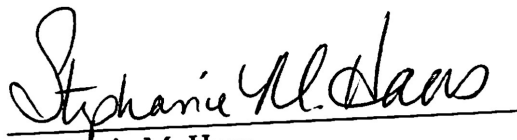
The phrases "amusement" or "commercial amusement" do not apply to stadiums, arenas or places of assembly, nor do they apply to arcades that are accessory to another primary business, whereas at least 90% of the revenue is generated from the primary business."

Section 2. That if any section, subsection, sentence, clause, phrase, or portion of this

ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinctive, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 3. That this ordinance shall be in full force and effect from and after the date of its passage and approval.

Read twice and passed this 1 day of November, 2021.

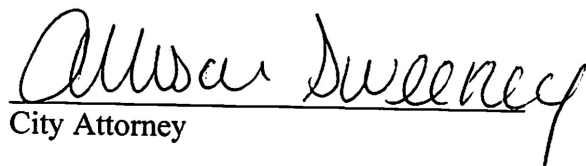

Stephanie M. Haas
Mayor of Pevely, MO

ATTEST:



Ashton Cooke
City Clerk of Pevely, MO

APPROVED AS TO FORM:


Allison Sweeney
City Attorney

**To Put Bill #1554 on its 1st Reading
by Caption:**

Motioned: Don Menkhus
Seconded: William Brooks

	<u>Aye</u>	<u>Nay</u>
Yount	✓	—
Menkhus	✓	—
Markus	✓	—
Coulson	✓	—
Tucker	✓	—
Leeder	✓	—
Brooks	✓	—
Eckles	✓	—
Absent:	_____	_____

**To Accept Bill #1554 on its 1st Reading
by Caption:**

Motioned: Steve Markus
Seconded: Rick Yount

	<u>Aye</u>	<u>Nay</u>
Yount	✓	—
Menkhus	✓	—
Markus	✓	—
Coulson	✓	—
Tucker	✓	—
Leeder	✓	—
Brooks	✓	—
Eckles	✓	—
Absent:	_____	_____

**To Put Bill #1554 on its 2nd Reading
by Caption:**

Motioned: Tucker Leeder
Seconded: Rick Yount

	<u>Aye</u>	<u>Nay</u>
Yount	✓	—
Menkhus	✓	—
Markus	✓	—
Coulson	✓	—
Tucker	✓	—
Leeder	✓	—
Brooks	✓	—
Eckles	✓	—
Absent:	_____	_____

To Approve Bill #1554:

Motioned: Rick Yount
Seconded: Don Menkhus

	<u>Aye</u>	<u>Nay</u>
Yount	✓	—
Menkhus	✓	—
Markus	✓	—
Coulson	✓	—
Tucker	✓	—
Leeder	✓	—
Brooks	✓	—
Eckles	✓	—
Absent:	_____	_____