

COMPARED VERSION
COMMITTEE SUBSTITUTE TO ORIGINAL ORDINANCE

COMMITTEE SUBSTITUTE FOR ORDINANCE NO. 260566

Amending Chapter 10, Code of Ordinances entitled “Classification of Licenses and License Fees” by repealing Section 10-~~134~~129, entitled “~~Downtown-economic-entertainment-district~~Reserved” and replacing it with a section of like number entitled “Entertainment Districts; Official Geographic Definitions” to establish official geographic definitions for administrative reference areas and entertainment districts used for licensure, special event administration, and other city-wide regulatory purposes; and amending Chapter 64, Code of Ordinances entitled “Streets, sidewalks and public places” by repealing Section 64-500 entitled “Definitions” and replacing it with a section of like number and subject matter for the purpose of renaming the definition of “entertainment district” to “entertainment district development project”.

WHEREAS, the Code of Ordinances contains references to entertainment districts, entertainment areas, commercial districts, downtown reference areas, and related geographic designations in multiple chapters, including Chapter 10 (Alcoholic Beverages), Chapter 50 (Offenses and Miscellaneous Provisions), Chapter 64 (Streets, Sidewalks and Public Places), and Chapter 88 (Zoning and Development); and

WHEREAS, these districts and areas were created at different times and for different regulatory purposes, resulting in inconsistent, overlapping, and sometimes conflicting geographic definitions across the Code; and

WHEREAS, the City Council finds that the establishment of a single centralized section containing the city’s operational entertainment district and administrative reference area definitions will promote clarity, consistency, administrative efficiency, and uniform enforcement across city departments; and

WHEREAS, the City Council further finds that certain broad geographic areas serve important administrative and reference functions independent of entertainment district operations and should therefore be retained as separately defined areas; and

WHEREAS, the City Council recognizes that certain districts defined herein may overlap geographically and finds that such overlap does not create inconsistency where separate regulatory provisions may independently apply within the same geographic area; and

WHEREAS, the definition currently codified in Section 64-500 under the term “Entertainment district” serves a distinct redevelopment and infrastructure licensing purpose unrelated to the geographic entertainment districts established elsewhere in the Code, and the City Council finds that renaming that definition will reduce confusion and improve statutory clarity; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 10, Code of Ordinances is hereby amended by repealing Sec. 10-~~134129~~ entitled “~~Downtown economic entertainment district~~Reserved” and enacting in lieu thereof a section of like number entitled “Entertainment Districts; Official Geographic Definitions” to read as follows:

Sec. 10-~~134129~~. Entertainment districts; official geographic definitions.

~~(a) Purpose. This section permits the director to issue an annual liquor license for the sale and consumption of alcoholic beverages by the drink for retail from one or more portable bars within the promotional association sub-zones of the downtown economic entertainment district until 3:00 a.m. on Monday through Saturday and from 6:00 a.m. on Sunday to 1:30 a.m. on Monday, to a person acting on behalf of or designated by a promotional association, who possesses the qualifications required by this chapter.~~

(a) Definitions

(1) Purpose and Scope.

- (A) This section establishes the official geographic definitions of administrative reference areas and entertainment districts within the City of Kansas City, Missouri. These definitions shall govern the interpretation and application of district references used in licensure procedures, permitting, curfew enforcement, special event authorization, administrative review, and other city-wide regulatory purposes unless a specific ordinance expressly provides otherwise.
- (B) Districts established in this section may overlap geographically. The existence of overlapping district designations shall not invalidate or limit the applicability of any ordinance, permit, license, or regulatory requirement otherwise applicable within a district.
- (C) Where another section of this Code contains a conflicting geographic description for a district defined in this section, the definitions contained in ~~this section shall control for city-wide licensing, permitting, and administrative purposes unless~~ the conflicting section ~~expressly states that~~ shall be narrowly interpreted to apply to its ~~alternative definition applies solely for a~~ limited regulatory purpose.
- (D) Nothing in this section shall alter or supersede any zoning designation, overlay district, redevelopment area, developer agreement, or land use regulation established pursuant to Chapter 88 or Chapter 64 of this Code unless expressly stated.

(2) *18th and Vine District.* Bound by:

- (A) 17th Terrace (John Buck O'Neil Way) on the north;
 - (B) Woodland Avenue on the east;
 - (C) 19th Street on the south; and
 - (D) The Paseo on the west.
- (3) *Berkley Riverfront District*. Bound by:
- (A) the Missouri River on the north;
 - (B) East 1st Street and Guinotte Avenue on the south;
 - (C) Interstate 35 on the east; and
 - (D) Highway 9/North Oak Trafficway on the west.
- (4) *Central Business District*. Bounded by:
- (A) the Missouri River on the north;
 - (B) Linwood Boulevard on the south;
 - (C) Cleveland Avenue on the east; and
 - (D) Broadway, along the Heart of America Bridge, to the Missouri River on the west.
 - (E) The Central Business District may serve as either an independent administrative reference area or as a broader geographic area containing separately defined entertainment districts.
- (5) *Country Club Plaza Area*. Bound by:
- (A) 46th Terrace on the north;
 - (B) J.C. Nichols Parkway on the east;
 - (C) Ward Parkway on the south; and
 - (D) Jefferson Street on the west.
- (6) *Crossroads District*. Bound by:
- (A) I-70 to I-35 at Holmes to I-670 on the north;

- (B) Troost Avenue on the east;
 - (C) the Kansas City Terminal Railway tracks on the south; and
 - (D) Broadway on the west.
 - (E) This district is distinct from the Crossroads Arts District zoning overlay established pursuant to Chapter 88 of this Code.
- (7) *Downtown Power and Light District.* Bound by:
- (A) East 1st Street on the north;
 - (B) I-70 to I-35 at Holmes to I-670 on the south;
 - (C) Troost Avenue on the east; and
 - (D) Broadway on the west.
- (8) *Historic Union Hill District.* Bound by:
- (A) Linwood Boulevard on the south;
 - (B) 27th Street on the north;
 - (C) Cherry Avenue on the east; and
 - (D) Broadway on the west.
- (9) *Liberty Union Crown District.* Bound by:
- (A) 27th Street on the south;
 - (B) 20th Street on the north;
 - (C) Cherry Avenue on the east; and
 - (D) Summit Street on the west.
- (10) *Performing Arts District.* Bound By:
- (A) 9th Street on the north;
 - (B) 18th Street on the south;

- (C) Broadway on the west; and
- (D) Troost Avenue on the east.

(11) *River Market District*. Bound by:

- (A) Missouri River on the north;
- (B) ~~47th Street~~Interstate 70 on the ~~south~~South;
- (C) ~~Brooklyn~~Heart of America Bridge on the east, and
- (D) ~~State line~~Broadway on the west.

(12) *West Bottoms District*. Bound by:

- (A) State line on the west;
- (B) Kansas City Terminal Railway Tracks on the south;
- (C) Missouri River on the north; and
- (D) Interstate 35 on the east.

(13) *Westport Area*. Bound by:

- (A) 39th Street on the north;
- (B) Main Street on the east;
- (C) 43rd Street on the south; and
- (D) Southwest Trafficway on the west.

(14) *Zona Rosa Shopping District Area*. Bound by:

- (A) Missouri Highway 152 on the north;
- (B) Interstate 29 on the east;
- (C) Barry Road on the south; and
- (D) Northwest Prairie View Road, Northwest 86th Terrace, and North Congress Avenue on the west.

(b) Each boundary area includes the public rights-of-way and areas on both sides of each named boundary street.

Section 2. That Chapter 64, Code of Ordinances is hereby amended by repealing Section 64-500 entitled “Definitions” and replacing it with a section of like number and subject matter to read as follows:

Sec. 64-500. Definitions.

For purposes of this article, the following words shall be defined as follows:

Affiliate means a person or entity that is controlled by a developer, which controls a developer or which is under common control with a developer, as certified in writing by a developer.

Banner means a strip of cloth, vinyl, plastic or combination thereof upon which there appears a sign or message, but shall not mean banners regulated under [chapter 18](#), Code of Ordinances unless specified in this section.

Developer means any third party, or its successors or assigns, that has entered into a "development agreement" with the city, pursuant to which the third party has agreed to develop or cause to be developed an entertainment district.

Entertainment district development project. An urban mixed-use project containing not less than 200,000 gross leasable square feet of space intended for retail, entertainment, shopping, and restaurant purposes, all within 2,500 feet of a convention facility owned or operated by the city within an area designated as a development area under Sections 99.915 through 99.980, RSMo, and which is zoned as an urban redevelopment district (URD); or a project within an area designated as a redevelopment area under Sections 99.800 through 99.865, RSMo, containing a multipurpose arena with approximately 18,000 to 20,000 seats.

(a) This definition applies solely within Article XIII of Chapter 64 for purposes of developer agreements and entertainment district infrastructure licenses and does not constitute a geographic entertainment district designation for any other purpose.

(b) Geographic entertainment district definitions are established in Section 10-135 of this Code.

(c) All references within Article XIII of Chapter 64 to “Entertainment district” shall be construed as references to “Entertainment district development project.”

Entertainment district license A license held by a developer or owner in an entertainment district under which banner and street closure permits in an entertainment district may issued by the city.

Owner means any owner of real property in a downtown entertainment district that is a developer or an affiliate of a developer

Permittee means a person or entity holding a banner or street closure permit under this article, including an assignee of the developer or owner.

Person means an individual, firm association, partnership, limited liability company, corporation or any other organization.

Right-of-way means an area of land designated and reserved for public travel whether vehicular or pedestrian and includes a street, a median, a parkway, pedestrian sidewalk and bikeway.

Approved as to form:

Samuel Miller
Assistant City Attorney