

**AN ORDINANCE OF THE CITY OF DES PERES AMENDING SECTION 406.030 OF THE ZONING CODE TO PROHIBIT SPORT COURT LIGHTING IN RESIDENTIAL AREAS**

**WHEREAS**, the City of Des Peres has recently experienced an increase in the amount of requests for high density outdoor lighting in residential areas for lighting sport courts; and

**WHEREAS**, the City of Des Peres does not currently have regulations in place that adequately address the high density lighting being requested in residential areas and finds that lighting for sport courts negatively impacts adjacent properties through the increase in light pollution and the increased use of the sport court during non-daylight hours; and

**WHEREAS**, the Planning & Zoning Commission, at their meeting held June 9, 2021, voted to recommend an amendment to the Zoning Code to prohibit lighting of sports courts located in residential zoning districts; and

**WHEREAS**, having first given fifteen (15) days' notice in a newspaper of general circulation, the Board of Aldermen held a Public Hearing on Monday, July 12, 2021 on prohibiting sport court lighting in residential areas (amending Section 406.030);

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

**SECTION ONE:** Section 406.030 of the City of Des Peres Zoning Code shall be amended as follows with language to be added underlined and language to be deleted ~~stricken~~:

**Section 406.030: - Exterior Lighting**

- A. It shall be unlawful to install an exterior building illumination system or device on or around any building in the City of Des Peres which involves neon lighting or similar lighting systems, or the use of any colored lighting other than white or a substantially similar natural light. Provided, however, that this section shall not prohibit the temporary display of decorative colored lighting in conjunction with traditional holiday seasons.
- B. It shall be unlawful to install any exterior illumination system or device on or around any tennis, basketball, racquetball, handball, and/or other sport courts, hockey/ice rinks, batting cages, or other similar sports facilities located in a residential zoning district within the City of Des Peres (zones A, AA, B, D, E or F).

**SECTION TWO:** The Chapter, Article, Division and/or Section assignments designated in this Ordinance may be revised and altered by the codification company servicing the City's Code of Ordinances upon supplementation of such code if, in the discretion of the editor, an alternative designation would be more reasonable. In adjusting such designations, the editor may also change other designations and numerical assignments of code sections to accommodate such changes.

**SECTION THREE:** All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.

**SECTION FOUR:** This Ordinance shall be in full force and effect both from and after its passage and approval by the Mayor.

Voting in Favor: Barrett, Concagh, Fitzpatrick, Kleinschmidt, Pound and Osherow

Voting Against:

Absent:

This Ordinance passed this 12<sup>th</sup> day of July 2021

**SIGN  
HERE**

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Presiding Officer

ATTEST:

*Amanda Hurley*  
Amanda Hurley, City Clerk

This Ordinance Approved this 12<sup>th</sup> day of July 2021

*Mark Becker*  
Mark Becker, Mayor

ATTEST:

*Amanda Hurley*  
Amanda Hurley, City Clerk

1st Reading 06-14-2021  
Public Hearing 07-12-2021  
2<sup>nd</sup> Reading 07-12-2021