

THE ORDINANCES OF THE VILLAGE OF WESTWOOD, MISSOURI

FOR REFERENCE PUPOSES ONLY

Updated 01/02/2007

GENERAL ORDINANCES

Updated through Ordinance number 229 adopted July 5, 2006

PUBLISHED BY ORDER OF THE BOARD OF TRUSTEES

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BE IT ORDAINED BY THE VILLAGE OF WESTWOOD, AS FOLLOWS:

ORDINANCE 1: COMPENSATION OF TRUSTEES

WHEREAS, the County Court has entered a decree of Incorporation, incorporating the Village of Westwood as a Village, and included an area described by metes and bounds in said decree of Incorporation, a copy of which is attached hereto, and in which decree the Court has appointed Edward F. Schweich, Bram J. Lewin, Sam I. Golman, Fred Niere and Robert Burnett as the first Board of Trustees of said Village, each to hold office until their successors are elected and qualified; and

WHEREAS, the said Trustees did take the oath prescribed by the Constitution of the State of Missouri, that they will faithfully demean themselves in office, said affidavit being on file with the clerk of the St. Louis County Court, and

WHEREAS, the said Board of Trustees did assemble within twenty days after their appointment and choose as their Chairman, Edward F. Schweich, and

WHEREAS, it is the duty of the Board of Trustees of said Village to fix the measure of compensation to be paid to said Chairman and to the members of the Board of Trustees, and

WHEREAS, this Board provides and directs that compensation for the Chairman of the Board of Trustees for his services shall be One (\$1.00) Dollar per year, and no more and the compensation to each member of the Board of Trustees shall be One (\$1.00) Dollar per year and no more.

(Ord. No. 1, 10/23/1951)

ORDINANCE 2: MEETINGS OF BOARD OF TRUSTEES

WHEREAS, it is the duty of the Board of Trustees to establish the time and place of holding their stated meetings,

THEREFORE, be it ordered and directed that the Board of Trustees shall hold regular scheduled meetings on the first Saturday of each third month, commencing with the month of January, 1952, said meeting to be held in Room No. 4 of Westwood Country Club in said Village at 10:00 A.M. Special meetings may be convened by the Chairman at any time and written notice thereof shall be given in person at least twenty-

four (24) hours before the time set for said meeting, or by depositing said notice in the United States Mail at least thirty-six (36) hours before the time set for said special meeting.

(Ord. No. 2, 10/23/1951)

ORDINANCE 3: COMPENSATION OF VILLAGE CLERK

WHEREAS, the Board of Trustees of the Village of Westwood has appointed Robert Burnett as Village Clerk for the Village of Westwood to hold office until a successor in office be duly appointed and qualified, and

WHEREAS, it is the duty of this Board to fix the compensation for said Village Clerk for services rendered,

THEREFORE, be it ordered and directed that the Village Clerk shall be paid the sum of One Dollar (\$1.00) per year for his services and no more.

(Ord. No. 3, 10/23/1951)

ORDINANCE 4: PROCEDURE FOR ADOPTION OF BILLS

The style of the Ordinances of the Village of Westwood shall be: "Be it ordained by the Board of Trustees of the Village of Westwood, as follows:". No ordinance shall be passed except by bill, and no bill shall become ordinance unless in its passage a majority of all members of the Board of Trustees vote therefore, and the yeas and nays be entered upon the journal; all bills shall be publicly read at a regular meeting of the board of trustees before the passage thereof, and all ordinances shall be in full force and effect from and after their passage, and being duly signed by the Chairman of the Board of Trustees and attested by the Village Clerk.

(Ord. No. 4, 10/23/1951)

ORDINANCE 5: OFFICIAL SEAL

The official seal of the Village of Westwood shall be a metallic disc not more than two and one-half inches in diameter with the words "Village of Westwood, St. Louis County, Missouri," engraved in the border, and the word "Seal" engraved across the center.

(Ord. No. 5, 10/23/1951)

ORDINANCE 6: PROCEDURES FOR ADOPTION OF BILLS

SECTION 1: The Chairman and Members of the Board of Trustees shall be required to attend all regular and special meetings of the Board, unless leave of absence is granted by the Board, or unless excused by the Chairman for illness or other special reason.

SECTION 2: At the hour appointed, the Chairman or in his absence a Chairman pro-temore appointed by the Board, shall call the Board to order. The clerk shall call the roll of members and announce whether or not a quorum is present. A majority of the Trustees shall constitute a quorum. If a quorum be not present, a smaller number may lawfully adjourn the meeting from day to day until a quorum is present.

SECTION 3: The Board of Trustees, upon the announcement of a quorum, shall proceed to transact the business before them in the following order:

FIRST: Reading of the minutes of the last meeting or meetings unless temporarily waived, and approval of the same as read unless changed or objection by a member, in which event, they shall be approved as corrected.

SECOND: The presentation and hearing of remarks, complaints and petitions of citizens or other interested parties on all matters.

THIRD: Reports of officers and committees.

FOURTH: Unfinished business.

FIFTH: New Business.

SIXTH: The audit of all bills and claims against the Village and ordering the payment of all bills approved and allowed.

SEVENTH: Miscellaneous business.

SECTION 3: The established rules of parliamentary procedure shall govern the proceedings of the Board, except when otherwise provided by Ordinance, and any question arising thereunder shall be decided by the Chairman, subject to appeal to the Board of Trustees by any member.

(Ord. No. 6, 10/23/1951)

ORDINANCE 7: DEPUTY TAX COLLECTOR

WHEREAS, it is deemed necessary that a Deputy Collector be appointed and that an office be established and maintained in the City of Clayton, Missouri, being the County Seat, for the collection of taxes and performance of duties incidental thereto,

NOW, THEREFORE, be it ordained by the Board of Trustees of the Village of Westwood, as follows:

SECTION 1: That Roger G. Larson be and he hereby is appointed Deputy Collector of the Village of Westwood, Missouri, and that 7801 Carondelet Avenue of the City of Clayton, 5, Missouri, and it hereby is established as the Tax Office of the said Village of Westwood.

SECTION 2: The duties of the Deputy Collector shall be as follows: To obtain from the County Clerk a tax book in which there shall be entered the name of each person owning property, Personal and Real Estate, situated in said Village and upon which a tax has been levied, and opposite such name shall be entered the item of property, the assessed valuation thereof as returned by the County Assessor and the Board of Equalization and certified to by the County Clerk, and also the amount of taxes, whether general or special due thereon.

To fill out and extend all tax bills on or about October 15th of each year.

To give notice on or about October 15th of each year by mail or otherwise, to all parties owing taxes to said Village, said notices showing separately amount of Personal and the amount of Real Estate Taxes due and the date the same shall become delinquent, said notices shall include nonresident tax payers, and whenever any funds are remitted by mail or otherwise, to receive the same for and on behalf of said Village and to send a receipt therefore by mail or otherwise to the person remitting same.

Promptly after January 1st of each year, as the circumstances will permit, to prepare a delinquent tax book and list thereof separating the taxes upon Personal Property and the taxes upon Real Estate; said lists shall contain complete information as to said taxes, the amount due, description of property against whom levied.

To make settlement with said Village and pay over to said Village, except as hereinafter provided, all sums of money collected in its behalf by said Deputy Collector at the end of each month, except the months of December and January when said settlements shall be made at the end and on the 15th day of each month; said Deputy Collector shall make settlement also at such other times as may be from time to time directed by the Chairman and the Board of Trustees.

In the making of the settlements, whenever the same shall be made, said Deputy Collector shall compile a list showing an itemized statement of the taxes included in such settlement with the amounts thereof, the items of property paid upon, etc., separately stated and said statements shall be filed with the Village Clerk.

SECTION 3: All unpaid taxes for each year shall become delinquent on the first day of the following year.

SECTION 4: Bond and Expenses: The Deputy Collector shall furnish a bond in the sum of One Thousand Dollars and no/100 Dollars, with sureties thereon acceptable to, and designated to protect the Village and assure a proper accounting for the moneys received by him on behalf of the said Village, the preservation and delivery when called for of the records of said Village and to indemnify said Village against any loss or losses or expenses incurred through the violation of, or failure of the Deputy Collector to carry out the provisions of this ordinance.

The said Deputy Collector shall also at his own expense provide liability insurance upon the premises of said office in the City of Clayton for the purpose of protecting said Village against any claim or claims of any person whomsoever who might sustain an injury or damage while on said premises; said office with all the services incident to its operation and maintenance shall be at the expense of said Deputy Collector, except that the complete abstract which has been certified by the County Clerk shall be paid for by the Village.

SECTION 5: Compensation: As full compensation for services performed and expenses incurred pursuant to this ordinance, the said Deputy Collector is hereby authorized to withhold a sum equal to eight percent (8%) of the Personal and Real Estate taxes, tangible and intangible taxes, gasoline tax, road fund tax, public utility tax, or licenses, and other license fees that may be assessed by the Village when collected by him. In addition for collecting delinquent taxes, the Deputy Collector shall withhold the customary collector's commission; and for the making of the back tax book the Village shall pay to the said Deputy Collector thirty cents per line on Personal Property taxes, but said per line payment shall not be paid to him until the same shall have been collected from the taxpayer. The term "per line," as used herein, shall mean the entry in the back tax book of the one specific item or piece of property against which separate tax shall have been levied. (*Note: Section 5 of this Ordinance 7 was repealed by [Ordinance No. 76](#) on 02/04/1963*)

SECTION 6: That this ordinance shall be in full force and effective after its passage and approval and shall continue until revoked.

(Ord. No. 7, 10/23/1951)

ORDINANCE 8: COMPENSATION OF VILLAGE TREASURER

WHEREAS, the Board of Trustees of the Village of Westwood has appointed Bram J. Lewin as Treasurer of the Village of Westwood, to hold office until a successor in office be duly appointed and qualified, and

WHEREAS, it is the duty of the Board of Trustees to define the duties of the Treasurer and to fix his compensation for services rendered,

SECTION 1: THEREFORE, be it ordered and directed that said Village Treasurer be paid the sum of One (\$1.00) Dollar per year for service and no more.

SECTION 2: It shall be the duty of the Village Treasurer to collect, receive and safely keep all moneys, warrants, bonds and other property belonging to the Village and entrusted to his care, and to deliver the same to his successor in office; to pay over all monies, bonds, and property of the Village only on a warrant ordered by the Board of Trustees, signed by the Chairman, issued and attested by the Village Clerk and having the seal of the Village affixed thereto; to keep in proper books a full accurate and complete account of all money or other property received and disbursed by him in his official capacity, showing the date of each transaction, the persons from whom received or to whom paid and on what account so received and disbursed; to issue receipts to every person making payment of money to the Village and file a duplicate of the same with the Village Clerk; to make written report to the Board of Trustees at each monthly meeting or whenever required, showing the amount on hand and the items of receipts and disbursements since the previous report; to make an annual report in writing to the Board of Trustees at their first regular meeting in April, showing receipts and expenditures for the previous year and the specific amount on hand; and upon and in the manner approved by the Board, the cost of which, if any, to be paid by the Village.

(Ord. No. 8, 10/23/1951)

ORDINANCE 9: COLLECTOR

WHEREAS, the Board of Trustees of the Village of Westwood has appointed Bram J. Lewin as Collector of the Village of Westwood to hold office until a successor in the office be duly appointed and qualified, and

WHEREAS, it the duty of the Board of Trustees to define the duties of the Collector and to fix his compensation for services rendered,

SECTION 1: THEREFORE, be it ordered and directed that the said Collector be paid the sum of One Dollar (\$1.00) per year for his services and no more.

SECTION 2: The duties of the Collector shall be as approved by the Statutes of the State of Missouri.

(Ord. No. 9, 10/23/1951)

ORDINANCE 10: BANKING RESOLUTION

RESOLVED: That the Boatman's National Bank of St. Louis be and hereby is designated the depository in which funds of this corporation may be deposited by its officers, agents and employees, and that Edward F. Schweich, Chairman, or Bram J.

Lewin. Treasurer, shall be, and each of the hereby is, authorized to endorse for deposit or negotiation any and all checks, drafts, notes, bills of exchange and orders for the payment of money either belonging to or coming into the possession of the Village of Westwood. Endorsements for deposit may be made by the written or stamped endorsement of the Village of Westwood without designation of the person making the endorsement.

RESOLVED: That Edward F. Schweich, Chairman, or Brahm J. Lewin, Treasurer, of the Village of Westwood be authorized to sign any and all checks, drafts and orders against any funds at any time standing to the credit of the Village of Westwood with the said bank and that the said bank hereby is authorized to honor any and all checks drafts and orders so signed including those drawn to the individual order of any such officer signing the same. Without further inquiry or regard to the authority of said officers to the use of said checks, draft and orders or the proceeds thereof.

BE IT FURTHER RESOLVED: That each of the foregoing shall continue in force until express written notice of revocation or modification has been received by the said bank, but if the authority hereof should be revoked or terminated by operation of law without such notice, IT IS RESOLVED AND HEREBY AGREED for the purpose of inducing the said bank to act hereunder that the said bank shall be saved harmless from any loss suffered or liability incurred by it in so acting after such revocation or termination without such notice. (This ordinance was superseded by [Ordinance No. 201](#), dated 07/02/1977)

(Ord. No. 10, 10/23/1951)

ORDINANCE 11: FILING AND ELEIGIBILITY REUIREMENTS FOR TRUSTEE

WHEREAS, provisions should be made for the time limit within which candidates who desire to run for the office of trustee shall be required to file there intentions with the Clerk of the Village of Westwood,

THEREFORE, be it ordained and directed that the election for trustees of the Village of Westwood shall be held on Tuesday April 1, 1952, and that the polling place for the holding of said election shall Room No. 4 of the Westwood County Club of said Village, and

Be it further ordained and directed that any person over the age of twenty-one (21) years and who has resided in the Village of Westwood for one whole year next preceding the date of said election, and who desires to be a candidate for the office of Trustee, shall file his written intention so to be with the Village Clerk, on or before 6 o'clock, P.M. on Tuesday March 18, 1952.

(Ord. No. 11, 03/15/1952)

ORDINANCE 12: 1952 ELECTION OF TRUSTEES

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 12, 03/15/1952)

ORDINANCE 13: QUALIFICATIONS FOR TRUSTEE FOR 1953 ELECTION

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 13, 03/02/1953)

ORDINANCE 14: APPOINTMENT FOR JUDGES FOR 1953 ELECTION

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 14, 03/02/1953)

ORDINANCE 15: ADOPTION OF HIGHFIELD ACRES SUBDIVISION

WHEREAS, a subdivision called Highfield Acres is being planned by Mr. and Mrs. Lon E. Mueller and Mr. and Mrs. Fred C. Mueller, and part of said subdivision is within the corporate limits of the Village of Westwood; and

WHEREAS, the said Mr. and Mrs. Lon E. Mueller and Mr. and Mrs. Mueller have caused the final plat of said subdivision and the deed of restrictions thereto to be submitted to this Board of Trustees for approval; and

WHEREAS, the said Board of Trustees has examined said final plat and said deed of restrictions,

THEREFORE, be it ordained and directed that the Clerk of the Village of Westwood be and hereby is authorized to certify the approval of the Board of Trustees of said final plot, and to certify the approval of this Board of Trustees of said deed of restrictions, provided that said deed of restrictions be amended as follows:

1. The words "Village of Westwood" be added to the caption of said deed of restrictions.
2. The following sentence be added to the sentence designated "L" in said suit: "The ground floor area of the main building, exclusive of porches, garages and breeze-way, shall not be less than 1200 sq. ft."

3. The word "City of Westwood" be changed to "Village of Westwood" throughout the deed of restrictions.

(Ord. No. 15, 04/18/1953)

ORDINANCE 16: ADOPTION OF WESTFIELD SUBDIVISION

WHEREAS, a subdivision called Westfield is being planned by Mr. and Mrs. Edgar Mayer and said subdivision is within the corporate limits of the Village of Westwood; and,

WHEREAS, the said Mr. and Mrs. Mayer have caused the final plat of said subdivision to be submitted to the Board of Trustees for approval; and

WHEREAS, the said Board of Trustees has examined said final plat,

THEREFORE, be it ordained and directed that the Clerk of the Village of Westwood be and hereby is authorized to certify the approval of the Board of Trustees of said final plat.

(Ord. No. 16, 04/18/1953)

ORDINANCE 17: ADOPTION OF CONWAY WOODS SUBDIVISION

WHEREAS, a subdivision called Conway Woods is being planned by Mr. Fred J. Hardesty and others, and said subdivision is within the corporate limits of the Village of Westwood; and

WHEREAS, the said Mr. Fred J. Hardesty has caused the final plat of said subdivision and the Deed of Restrictions thereto to be submitted to this Board of Trustees for approval; and

WHEREAS, the said Board of Trustees has examined said final plat and said Deed of Restrictions,

THEREFORE, be it ordained and directed that the Clerk of the Village of Westwood be and hereby is authorized to certify the approval of this Board of Trustees of said final plat, and to certify the approval of this Board of Trustees of said Deed of Restrictions, provided, that said Deed of Restrictions be amended as follows:

Restriction No. 6 therein be changed to read as follows:

6. No dwelling shall be permitted on any lot having an area of less than 1800 square feet not including basements, utility rooms, or open porches, in the event of a one-

story building, and having less than 1200 square feet of space on the first floor for living purposes not including basements, utility rooms or open porches in the event of a one and one half or two story dwelling.

(Ord. No. 17, 04/18/1953)

ORDINANCE 18: 1953 PROPERTY TAX

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 18, 05/16/1953)

ORDINANCE 19: ZONING MATTERS

An ordinance to regulate the height, number of stories and size of all buildings and other structures, the density of population, the size of yards, courts and other open spaces, the location, erection, construction, reconstruction, alteration and use of buildings, structures and land; to provide for the enforcement thereof; to provide for a Board of Adjustment; to prescribe penalties for violations of the provisions hereof; all for the purpose promoting the health, safety, morals, comfort or the general welfare of the Village of Westwood,

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WESTWOOD, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

SECTION 1: DEFINITIONS

For the purpose of this ordinance, certain terms and words are herewith defined as follows:

Words used in the present tense include the future; words in the singular number include the plural; and words in the plural include the singular; the word “building” includes the word “structure,” the word “shall” is mandatory and not directory.

Accessory Building: A subordinate building or portion of main building, the use of which is incidental to that of the main building.

Basement: A story partially underground and having at least one-half of its height above the average level of the adjoining ground. A basement shall be counted as a story for the purposes of height measurement if subdivided and used for dwelling or living purposes.

Building: A structure as herein defined, not including boundary line fences not over three (3) feet high.

Building, Height of: The vertical distance measured from the average elevation of the finished grade along the front of the building to the highest point of the roof surface, if a flat roof; to the deck line of mansard roofs; and to the mean height level between eaves and ridge for gable, hip and gambrel roofs.

Cellar: A story having more than one-half of its height below level of the adjoining ground. A cellar shall not be counted as a story for purpose of height measurements.

District: A section of the Village of Westwood for which the regulations governing the height, area, and use of buildings and premises are the same.

Dwelling, One-Family: A detached building designed for or occupied exclusively by one family.

Family: One or more persons related by blood or marriage occupying a premises and living as a single housekeeping unit.

Filling Station: Any building, structure or premises used for the dispensing, sale, or offering for sale of automobile fuels and oils. When such dispensing, sale or offering for sale of automobile fuel and oils is incidental to the conduct of a public garage, the premises shall be classified as a public garage.

Frontage: All the property abutting on one side of a street or place between two intersecting streets or places (crossing or terminating) measured along the line of street or place, or, if the street or place be dead-end street, then all the property abutting on one side between an intersecting street or place and the dead-end of the street or place.

Garage, Private: A garage with a capacity for not more than three (3) self propelled vehicles for storage only. Provided, however, a private garage may exceed a capacity of three (3) vehicles if located upon a lot containing an area of more than one (1) acre and there is an average of one-half (1/2) acre or lot area for each additional vehicle over and above the three (3) vehicles and the one (1) acre area.

Garage, Public: Any premises, except those described as a private garage, used for the storage or care of self propelled vehicles.

Grade: The average level of the finished surface of the ground adjacent to the exterior walls of the building.

Home Occupation: Any occupation in connection with which there is used no sign or display that will indicate from the exterior that the building is being utilized in whole or in part for any purpose other than that of a dwelling; in connection with which there is kept no stock in trade nor commodity sold upon the premises, no persons employed other than a member of the immediate family residing in the premises, and no mechanical equipment installed or used except such as is normally used for purely

domestic or household purposes; and provided that not over twenty-five (25%) of the total actual floor area of any story is used for any professional purposes.

Institution: A building occupied by a non-profit corporation or non-profit establishment for public use.

Light Industry: Any use not offensive due to emission of odor, smoke, dust, noise, gas or vibration.

Lot of Record: A lot which is a part of a subdivision, the map which has been recorded in the office of County Recorder of St. Louis County, or a lot described by metes and bounds, the description of which has been recorded in the office of the County Recorder of St. Louis County.

Lot: Land occupied or to be occupied by a building and its accessory buildings, together with such open spaces as are required under this ordinance, but not including any land described in or included in an easement for a street.

Corner Lot: A lot situated at the junction of two or more streets or places.

Interior Lot: A lot other than a corner lot.

Through Lot: An interior lot having frontage on two parallel or approximately parallel streets or places.

Non-conforming Use: A building or land occupied by a use that does not conform to the use regulation of the district in which it is situated.

Parking Space: A permanently surfaced area, enclosed or unenclosed sufficient in size to store one (1) automobile together with a permanently surfaced driveway connecting the parking space with a street or alley and permitting ingress and egress of an automobile.

Place: An open unoccupied space other than a street or alley permanently reserved as the principal means of access to abutting property.

Private Club: A building and area used for social purposes only, including the serving of food and refreshments whose normal use is limited to members of the club and their guests, and which club does not provide a service customarily carried on as a business.

Stable, Private: A stable with the capacity for not more than two horses, provided, however, that the capacity of a private stable may be increased if the premises whereon such stable is located contains an area of not less than one (1) acre for each horse accommodated.

Stable, Public: Any stable other than a private stable.

Story: That portion of a building included between the surface of any floor and the surface of the floor next above it, or if there be no floor above it, then the space between such floor and the ceiling next above it.

Story, Half: A story under a gable, hip or gambrel roof, the wall plates of which on at least two (2) opposite exterior walls are not more than two (2) feet above the floor of such story.

Street: A thoroughfare which affords the principal means of access to abutting property.

Street Line: A dividing line between a lot, tract or parcel of land and a contiguous street.

Structure: Anything constructed, erected or located, the use of which requires permanent location on the ground or which, though movable, is used for a purpose which usually and customarily involves permanent location on the ground (including, but without limiting the generality of the foregoing, advertising signs, bill boards, poster panels, back stops for tennis courts, pergolas and structures for the housing of animals or fowls).

Structure Alterations: Any change in the supporting members of a building, such as bearing walls, columns, beams or girders, or any substantial change in the roof and exterior walls.

Tourist or Trailer Camp: An area containing one (1) or more structures designed or intended to be used as temporary living facilities of one or more families and intended primarily for automobiles transients, or providing spaces where two (2) or more auto trailers can be parked.

Yard: An open space on the same lot with a building unoccupied and unobstructed from the ground upward except as otherwise provided herein.

Front Yard: A yard extending across the front of the lot between the inner yard lines and measured between the front line of the lot and front lines of the building.

Rear Yard: A yard extending across the full width of the lot and measured between the rear line of the lot and the rear of the building.

Side Yard: A yard between the buildings and the side line of the lot and extending from the street line to the rear yard.

SECTION 2: DISTRICTS

In order to regulate and restrict the location of trades and residences and the location of buildings erected or altered for specific uses, and to regulate and limit the height of buildings hereafter erected or altered, to regulate and determine the area of yards and other open spaces, and to regulate and limit the density of population, the Village of Westwood is hereby classified as a One Acre Residence District.

All territory hereafter annexed to the Village of Westwood shall be in said One Acre Residence District until changed by ordinance.

(1) No building shall be erected, converted, reconstructed or structurally altered nor shall any building or land be used for any purpose other than is permitted hereinafter.

(2) No building shall be erected, reconstructed, or structurally altered to exceed the height limit herein established.

(3) No building shall be erected, reconstructed or structurally altered so as to intrude upon the area required for the front, side and rear yards as herein established.

(4) No lot area shall be so reduced or diminished that the yards or other open spaces shall be smaller than prescribed by this Ordinance, nor shall the density of population be increased in any manner except in conformity with the area regulations hereinafter established.

(5) No building shall hereinafter be erected or structurally altered unless located on a lot as hereinafter defined, and in no case shall there be more than one building on one lot.

SECTION 3: ONE-ACRE RESIDENCE DISTRICT REGULATIONS

Use Regulations:

A building or premises shall be used only for the following purposes:

1. Single-Family Dwelling
2. Municipally owned or operated parks and playgrounds
3. Public Schools
4. Home Occupations
5. Truck Gardens
6. Accessory buildings including a private garage and a private stable and uses customarily incident to the above purpose, not involving the conduct of a retail business or industrial enterprise.

7. Temporary buildings for uses incidental to construction work, which buildings shall be removed upon completion or abandonment of the construction work.

8. Church or public building bulletin board not exceeding ten (10) square feet in area and temporary signs not exceeding six (6) square feet in area appertaining to the lease, hire or sale of a building or premises which signs shall be removed as soon as the premises are leased, hired or sold.

Height Regulations:

No building shall exceed two and one-half (2 ½) stories or thirty-five (35) feet in height, except as provided in Section 6 hereof.

Area Regulations:

1. Front Yard:

a. There shall be a front yard having a depth of not less than sixty (60) feet, provided, however, that no front yard depth shall be required to exceed the average of the minimum depths of the existing front yards on the lots adjacent on each side, if each of such lots are within the same block and within two hundred (200) feet.

b. Where lots have a double frontage, the required yard shall be provided on both streets.

c. Where a lot is located at the intersection of two or more streets, there shall be a front yard on each street side except that the buildable width of such lot shall not be reduced to less than forty (40) feet. No accessory building shall project beyond the front line on either street.

2. Side Yard: Except as hereinafter provided in Section 6, there shall be a side yard on each side of a building having a width of not less than fifteen (15) feet.

3. Rear Yard: Except as hereinafter provided in Section 6, there shall be a rear yard having a depth of not less than fifty (50) feet.

4. Lot Area Per Family: Every lot or tract of land shall have an area of not less than one (1) acre; provided, however, that any lot of record on the effective date of this Ordinance may be used for a single-family home irrespective of the area of said lot.

5. No dwelling shall be built in any lot unless such dwelling has an area of at least 1,800 sq. ft. not including basements, utility rooms, breeze-ways or open porches if such dwelling is a one-story building; or an area of 1,200 sq. ft. not including basements, utility room, breeze-ways or open porches if such dwelling is a multi-story building.

SECTION 4: NON-CONFORMING USES

The lawful use of a lot of record, or of several contiguous lots, jointly constituting the site of such use, not containing together one or more enclosed buildings, which does not conform to the use provisions of this Ordinance shall be discontinued within one (1) year from the effective date of this Ordinance.

The lawful use of a building existing at the time of the passage of this ordinance may be continued, although such use does not conform to the provisions hereof, and such use may be extended throughout the building, provided no structural alterations, except those required by law or ordinance, are made therein. If no structural alterations are made, a non-conforming use of a building may be changed to another non-conforming use of the same or more restrictive classification. Whenever the non-conforming use of a building has been changed to a more restricted use or to a conforming use, such use shall not thereafter be changed to a less restrictive use. In the event that the non-conforming use of a building is discontinued for a period of one (1) year, the use of same shall thereafter conform to the regulations of the district in which it is located.

The foregoing provisions shall also apply to non-conforming uses in districts hereafter changed.

Nothing in this ordinance shall be taken to prevent the restoration of a building destroyed to the extent of not more than seventy-five per cent (75%) of its reasonable value, by fire, explosion or other casualty or act of God or the public enemy, nor the continued occupancy or use of such building or part thereof which existed at the time of such partial destruction.

SECTION 5: SPECIAL PERMITS

The Board of Trustees, by special permit after public hearing and subject to such protective restrictions that it deems necessary may authorize the location of any of the following buildings or uses.

1. Any public building erected and used by any department of the Village, County, State or Federal Government.
2. Churches, hospitals, clinics, private schools and institutions, except institutions for criminal and mental institutions, provided, however, that such buildings may occupy not over twenty-five per cent (25%) of the total area of the lot and will not have any serious and depreciating effect upon the value of the surrounding property and provided, further, that the buildings shall be set back from all yard lines a distance of not less than two (2) feet for each foot of building height.
3. Cemetery
4. Community building or recreation field
5. Private schools, including kindergarten, pre-kindergarten and nursery schools.

6. Riding academies and public stables either in connection with private clubs or otherwise, where horses are cared for or rented

7. Private clubs

Before issuance of any special permit for any of the above buildings or uses, the Board of Trustees shall refer the proposed application to the Village Zoning Commission, which Commission shall be given thirty (30) days in which to make a report regarding the effect of such proposed building or use upon the character of the neighborhood traffic conditions, public utility facilities and other matters pertaining to the public health, public safety, and general welfare. No action shall be taken upon any application for a proposed building or use above referred to until and unless the report of the Zoning Commission has been filed; provided, however, that if no report is received from the Commission within thirty (30) days, it shall be assumed that approval of the application has been given by the said Commission. Before issuing the special permit the Board of Trustees shall hold at least one public hearing, due notice of the time and place of which shall be given by law.

SECTION 6: HEIGHT AND AREA EXCEPTIONS

The regulations of this Section qualify or supplement, as the case may be, the regulations appearing elsewhere in this ordinance.

Height: (a) Chimneys, towers, monuments, cupolas, domes, spires, false mansards, parapet walls, and similar structures and necessary mechanical appurtenances may be erected as to their height in accordance with existing or hereafter adopted ordinances of the Village of Westwood.

(b) Public and semi-public buildings, schools, institutions and private clubs may be erected to a height of fifty (50) feet, provided that the front, side and rear yards are increased an additional two (2) feet for each foot such building exceeds the height limitation of the district in which they are located.

(c) Single family dwellings may be increased in height by not more than ten (10) feet when the side and rear yards are increased over the yard requirements by not less than ten (10) feet, but they shall not exceed three (3) stories in height.

Area: (a) The width of the side yard of a lot of record on the effective date of this ordinance need not exceed ten per cent (10%) of the width of the lot; the depth of the rear yard of any such lot need not exceed twenty per cent (20%) of the depth of the lot, provided, however that in no instance shall the minimum dimensions of the side and rear yards be less than three (3) feet and ten (10) feet respectively.

(b) Accessory buildings which are not a part of the main building may be built in a rear yard within five (5) feet of the rear and side lot lines. Accessory buildings which are not a part of the main building shall not occupy more than thirty (30) per cent

of the required rear yard and shall be located not less than sixty (60) feet from any front lot line.

(c) Accessory buildings which are to be used for storage purposes only may be erected upon a lot prior to the construction of the main building, but no accessory building shall be used for dwelling purposes except by servants employed on the premises.

(d) Every part of a required yard shall be open to the sky unobstructed, except for accessory buildings in a rear yard, and except for the ordinary projections of skylights, sills, belt courses, cornices and ornamental features projecting not to exceed twelve (12) inches. This requirement shall not prevent the construction of fences not exceeding six (6) feet in height except that on the portion of lots within thirty (30) feet of the intersection of two (2) or more streets and in front of the front line of a building no fences shall exceed three (3) feet in height.

(e) Terraces, uncovered porches, platforms and ornamental features which do not extend more than three (3) feet above the floor level of the ground (first) story may project for a distance of not more than ten (10) feet into a required yard, provided these projections be distant at least five (5) feet from the adjacent side lot line.

An open unenclosed or screened porch, or paved terrace may project into a front yard for a distance not exceeding ten (10) feet into a required yard, provided these projections be distant at least five (5) feet from the adjacent lot line.

(f) Open or enclosed fire-proof outside stairways and balconies projecting into a yard not more than three and one-half (3 ½) feet, and the ordinary projections of chimneys and flues may be permitted by the Building Commissioner where same are so placed as not to obstruct the light and ventilation.

(g) When forty per cent (40%) or more of the frontage is improved with buildings that have observed a front yard line having a variation in depth of not more than six (6) feet, no buildings shall project beyond the average front yard so established, but this regulation shall not be interpreted to require a front yard of not more than twice the minimum depth required in the district in which the building is located.

(h) No part of any building hereafter erected or structurally altered shall be located within one hundred ten (110) feet of the center line of the right-of-way of Lindbergh Boulevard.

SECTION 7: BOARD OF ADJUSTMENT

A Board of Adjustment is hereby established. The word "Board" when used in this section shall be construed to mean the Board of Adjustment. The Board shall consist of five (5) members who shall be Freeholders appointed by the Chairman and approved by the Board of Trustees. The term of office of the members of the Board shall be for

five (5) years. Vacancies shall be filled for the unexpired term only. Members shall be removed for cause by the Board of Trustees upon written charges and after public hearing.

The Board shall elect its own Chairman and Vice Chairman, who shall serve for one year. The Board shall adopt from time to time such rules and regulations as it may deem necessary to carry into effect the provisions of this ordinance.

Meetings:

Meetings of the Board shall be held at the call of the Chairman and at such times as the Board may determine. Such Chairman or, in his absence the acting Chairman, may administer oaths and compel the attendance of witnesses. All meetings of the Board shall be open to the public. The Board shall keep minutes of its proceedings, showing the vote of each member upon each question, or if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the Board and shall be a public record. All testimony objections thereto and rulings thereon, shall be taken down by a reported employed by the Board for the Purpose.

Appeals:

Appeals to the Board may be taken by any person aggrieved or by an officer, department, board or bureau of the Village of Westwood affected by any decision of the Building Commissioner. Such appeal shall be taken within a reasonable time as shall be prescribed by the Board by general rule, by filing with the Building Commissioner and with the Board of Adjustment a notice of Appeal specifying the grounds thereof, and by paying a filing fee of Five Dollars (\$5.00) to the Building Commissioner at the time the notice is filed, which the Building Commissioner shall forthwith pay over to the Village Treasurer to the credit of the General Revenue Fund of the Village of Westwood. The Building Commissioner shall forthwith transmit to the Board all the papers constituting the record upon which the action appealed from is taken.

An appeal stays all proceedings in furtherance of the action appealed from unless the Building Commissioner certifies to the Board after the notice of appeal shall have been filed with him that, by reason of facts stated in the certificate, a stay should, in his opinion, cause imminent peril to life or property. In such case, proceedings shall not be stayed otherwise than by a restraining order which may be granted by the Board or by a court of record on application or notice to the Building Commissioner and on due cause shown.

The Board shall fix a reasonable time for the hearing of the appeal, give public notice thereof, as well as due notice to the parties in interest, and decide the same within a reasonable time. Upon the hearing any party may appear in person or by agent or by attorney.

Jurisdiction:

The Board shall have the following powers, and it shall be its duty:

1. Powers pertaining to errors:

(a) To hear and decide appeals where it is alleged there is error in any order, requirement, decision or determination made by the Building Commissioner in the enforcement of this ordinance.

2. Powers pertaining to interpretations:

(a) To interpret the provisions of this ordinance in such a way as to carry out the intent and purpose of the plan, as shown upon the map fixing the several districts accompanying and made a part of this ordinance, where the street layout actually on the ground varies from the street layout as shown on the map aforesaid.

3. Powers pertaining to exceptions:

(a) To permit the erection and use of a building or the use of a premises in any location for a public service corporation or for public utility purposes necessary to the public convenience or welfare.

4. Powers pertaining or variances:

(a) To authorize such variations of the strict application of the terms of this ordinance as are in harmony with its general purpose and intent whenever a property owner can show that a strict application of the terms of this ordinance relating to the use, construction or alteration of buildings or structures or the use of land will impose upon him unusual practical difficulties or particular hardship, but only when the Board is satisfied that a granting of such variation will not merely serve as a convenience to the applicant, but will alleviate some demonstrable and unusual hardship or difficulty so great as to warrant a variation from the comprehensive plan as established by this ordinance, and at the same time the surrounding properties will be properly protected.

(b) To permit a variation in the yard and fence requirements of any district where there are practical difficulties or unnecessary hardships in the carrying out of these provisions due to an irregular shape of the lot, topographic or other conditions.

In exercising the above mentioned powers the Board may, in conformity with the provisions of the law, reverse or affirm, wholly or partly, or may modify the order, requirement, decision or determinations, as ought to be made, and to that end shall have all the powers of the Building Commissioner.

The concurring vote of four (4) members of the Board shall be necessary to reverse any order, requirement, decision or determination of the Building

Commissioner, or to decide in favor of the applicant on any matter upon which it is required to pass under this ordinance, or to effect any variation in this ordinance.

Any person or persons jointly or severally aggrieved by any decision of the Board of Adjustment may present to the Circuit Court of St. Louis County, Missouri, a petition duly verified, setting forth that such decision is illegal, in whole or in part, and specifying the grounds of illegality. Such petition shall be presented to the Court within thirty (30) days after the filing of the decisions in the office of the Board.

Upon the presentation of such petition the Court may allow a writ of certiorari directed to the Board to review such decisions of the Board and shall prescribe therein the time within which a return thereto must be made, and served upon the relater's attorney, which shall not be less than ten (10) days and may be extended by the court. The allowance of the writ shall not stay proceedings upon the decision appealed from but the Court may, on application, on notice to the Board and on due cause shown, grant a restraining order. The Board shall not be required to return the original papers acted upon by it, but it shall be sufficient to return certified and sworn copies thereof or such portions thereof as may be called for by such writ. The return shall concisely set forth such other facts as may be pertinent and material to show the grounds of the decision appealed from and shall be verified.

If upon the hearing, it shall appear to the Court that testimony is necessary for the proper disposition of the matter, it may take evidence of appoint a referee to take such evidence as it may direct and report the same to the Court with his findings of fact and conclusion of law, which the determination of the Court shall be made. The Court may reverse or affirm, wholly or partially, or may modify the decision brought up for review.

Costs shall not be allowed against the Board unless it shall appear to the Court that it acted with gross negligence or in bad faith, or with malice in making the decision appealed from.

SECTION 8: CERTIFICATE OF OCCUPANCY

No change in the use or occupancy, nor any change of use or occupancy in an existing building other than for single-family dwelling purposes, shall be made, nor shall any new, reconstructed or altered building be occupied for any purpose other than single-family dwelling use until a certificate of occupancy has been issued by the Building Commissioner. Every certificate of occupancy shall state that the new occupancy complied with all provision of this ordinance.

Record of all certificates of occupancy shall be kept on file in the office of the Building Commissioner, and copies shall be furnished upon request to any person having a propriety or tenancy interest in land or building affected by such certificate of occupancy.

SECTION 9: PLATS

Applications for building permits shall be accompanied by a drawing or plat, in duplicate, showing the lot plan; the building and lot such other information as may be necessary to provide for the enforcement of these regulations. In the case of property not platted of record all drawings or plats shall be based upon a survey executed and signed by a reputable, experienced surveyor. A careful record of the original copy of such applications and plats shall be kept in the office of the Building Commissioner. A building permit shall be required for all new building and for all enlargements, structural alterations, major repair, and demolitions of existing buildings. No permit shall be granted unless the purposed new construction, alternation or repair complies with the provisions of this ordinance.

SECTION 10: CHANGES AND AMENDMENTS

The Board of Trustees may from time to time, on its own motion or on petition, after at least fifteen (15) days public notice and hearings as provided by law, amend, supplement or change, modify or repeal the boundaries or regulations herein or subsequently established, after submitting same to the Zoning Commission for its recommendations and report. In case, however, that the Zoning Commission disapproves the change, or of a protest against such changes duly signed and acknowledged by the owners of ten per cent (10%) or more, either of the area of land (exclusive of streets and places) included in such proposed change, or within an area determined by lines drawn parallel to and one hundred and eighty five (185) feet distant from the boundaries of the district proposed to be changed, such amendment shall not become effective except by the favorable vote of the three-fourths ($\frac{3}{4}$) of all the members of the Board of Trustees.

SECTION 11: ENFORCEMENT, VIOLATION AND PENALTY

It shall be the duty of the Building Commissioner to enforce this ordinance. Appeal from the decision of the Building Commissioner may be made to the Board of Adjustment as provided in Section 7.

The owner or agent of a building or premises in or upon which a violation of any provision of this ordinance has been committed or shall exist; or the lessee or tenant of an entire building or entire premises in or upon which violation has been committed or shall exist, or the agent, architect, building contractor, or any other person who commits, takes part or assists in any violation or who maintains any building or premises in or upon which such violation shall exist, shall be guilty of a misdemeanor punishable by a fine of not less than ten dollars (\$10.00) and not more than one hundred dollars (\$100.00) for each and every day that such violation continues, but if the offense be willful, on conviction thereof the punishment shall be a fine of not less than one hundred dollars (\$100.00) nor more than two hundred fifty dollars (\$250.00) for each and every day that such violation shall continue, or by imprisonment for ten (10) days for each and every day such violation shall continue or by both such fine and imprisonment, in the discretion of the Court. Any such person, having been served with an order to remove such

violation, failing to comply with said order within ten (10) days after such notice or continuing to violate any provision of the regulations made under authority of this ordinance in the respect named in such order, shall also be subject to a civil penalty of two hundred fifty dollars (\$250.00).

SECTION 12: VALIDITY

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, such decisions shall not affect the validity of the remaining portions of this ordinance.

SECTION 13: WHEN EFFECTIVE

This ordinance shall be in full force and effect from and after passage as provided by law.

(Ord. No. 19, 07/01/1953)

ORDINANCE 20: BUILDING CODE

ORDINANCE superseded by [Ordinance No. 117](#), Adoption of St. Louis County Building Code dated 12/27/71, [Ordinance No. 203](#), Agreement with St. Louis County for BOCA Code dated 08/15/1977 and [Ordinance No. 212](#), BOCA Code Matters, dated 03/03/1978.

(Ord. No. 20, 07/01/1953)

ORDINANCE 21: ELECTRICAL CODE

ORDINANCE superseded by [Ordinance No. 117](#), Adoption of St. Louis County Building Code dated 12/27/71, [Ordinance No. 203](#), Agreement with St. Louis County for BOCA Code dated 08/15/1977 and [Ordinance No. 212](#), BOCA Code Matters, dated 03/03/1978.

(Ord. No. 21, 07/01/1953)

ORDINANCE 22: QUALIFICATIONS OF TRUSTEE FOR 1954 ELECTION

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 22, 03/15/1954)

ORDINANCE 23: CERTIFICATION OF 1954 ELECTION

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 23, 03/15/1954)

ORDINANCE 24: ASSESSMENT OF REAL ESTATE TAX

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 24, 07/30/1954)

ORDINANCE 25: ADOPTION OF HARDESTY SUBDIVISION

WHEREAS, a subdivision called Conway Woods Addition is being planned by Mr. Fred J. Hardesty and others, and said subdivision is within the corporate limits of the Village of Westwood; and

WHEREAS, the said Mr. Fred J. Hardesty has caused the final plat of said subdivision and the Deed of Restrictions thereto to be submitted to this Board of Trustees for approval; and

WHEREAS, the said Board of Trustees has examined said final plat and said Deed of Restrictions,

THEREFORE, BE IT ORDAINED AND DIRECTED that the Clerk of the Village of Westwood be and hereby authorized to certify the approval of this Board of Trustees of said final plat, and to certify the approval of this Board of Trustees of said Deed of Restrictions.

(Ord. No. 25, 09/18/1954)

ORDINANCE 26: 1955 ELECTION

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 26, 03/12/1955)

ORDINANCE 27: APPOINTMENT OF JUDGE FOR 1955 ELECTION

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 27, 03/12/1955)

ORDINANCE 28: ASSESSMENT OF 1955 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 28, 04/25/1955)

ORDINANCE 29: 1955 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 29, 08/23/1955)

ORDINANCE 30: 1956 ELECTION

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 30, 03/03/1956)

ORDINANCE 31: 1956 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 31, 05/19/1956)

ORDINANCE 32: 1957 ELECTION

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 32, 03/09/1957)

ORDINANCE 33: APPOINTMENT OF ELECTION JUDGES

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 33, 03/09/1957)

ORDINANCE 34: UNRECORDED

Unrecorded.

(Ord. No. 34)

ORDINANCE 35: ORDINANCE REGULATING ANIMALS

Because this ordinance only pertains to the confinement of specifically cattle, hogs, horses, sheep, goats, mules, asses, or pigs, it is recommend that the Village rescind and reserve this ordinance number for future use.

(Ord. No. 35, 06/20/1957)

ORDINANCE 36: EASEMENT TO UNION ELECTRIC

Because this ordinance only provided an easement to the Union Electric Company for a period of twenty (20) years beginning 09/15/1957, it is recommend that the Village rescind and reserve this ordinance number for future use. (This ordinance superseded by [Ordinance No. 207](#) and [Ordinance 207\(a\)](#), Easement to Union Electric dated 12/10/1977)

(Ord. No. 36, 02/03/1958)

ORDINANCE 37: CONTRACT WITH CITY OF FRONTENAC FOR POLICE SERVICES

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 37, 11/21/1957)

ORDINANCE 38: ORDINANCE PROVIDING FOR THE CHAIRMANS COURT: REGARDING COMPLAINTS AND WARRENTS FOR ARREST VIOLATION OF ORDINANCES

Be it ordained by the Board of Trustees of the Village of Westwood, St. Louis, County, Missouri, as follows:

Section 1. The Chairman of the Board of Trustees shall provide, at the expense of the Village, a suitable room in which to hold his court, which office shall be open every day, except Sunday, for immediate trial, unless continued for good cause, of offences against the ordinance of the Village of Westwood. He shall at the expense of the Village, procure a suitable docket in which he shall enter every cause commenced before him, which docket, together with all books and papers pertaining to his office, he shall transmit to his successors in office. The Chairman shall state in his docket the style of the case which shall be, The Village of Westwood against:

“The name of the prosecuting witness, the nature and character of the offence, the date of the trial, the names of all witnesses sworn and examined, the finding of the Court, the judgment or fine and costs, the date of payment, the date of issuing commitment, if any, and every other fact necessary to show the full proceedings in each case.”

Section 2. The complaint when made by the Marshal or a Deputy Marshal, if the defendant be in custody or in Court, need not be in writing, but in all other cases the complaint shall be in writing and sworn to, and in the following form.

“State of Missouri)
County of St. Louis) Before _____
Village of Westwood) Chairman of the Board of Trustees

The Village of Westwood, Plaintiff, vs. _____
Defendant , _____ to the Village of Westwood, Dr.
To violation of Village Ordinance No. _____, in relation to (here state to what the ordinance violated related whether disturbance of peace, careless driving, etc.)

_____ Dollars. In this to wit: That the said
_____ in the _____ day of _____, 19____, at the
Village of Westwood, and within the limits thereof, did then and there unlawfully, (here state in brief and concise language the facts constituting the offense) contrary to the said ordinance in such cases made and provided, against the peace and dignity of the said Village of Westwood.

Village Attorney

_____ makes oath and says the facts and allegations contained in the foregoing complaint are true according to the best knowledge, information and belief of this affiant.

Chairman of the Board of Trustees

(Said compliant may be sworn to by the Village Marshal, Deputy Marshal, or any other person competent to testify in the cause.)

Section 3. Upon the filing of the complaint duly sworn to as provided in the preceding section, the Chairman shall forthwith issue his warrant for the arrest of the accused, which warrant may be directed to the Village Marshal, the Sheriff, of St. Louis County, or the Constable of any township in St. Louis County, but not elsewhere unless endorsed in the manner provided for warrants in criminal cases and when so endorsed

shall be served in other counties as provided by law in such cases. All warrants shall be returnable forthwith.

Section 4. When any person be arrested on warrant, or in case the office be committed in the presence of the Marshall or Deputy, and the arrest be without warrant, and the arrested person be brought before the Chairman of the Board of Trustee, it shall be his duty to forthwith hear and determine the complaint, unless for good cause the trial be postponed to a time certain, in which case he shall require the defendant to give bond, with sufficient sureties, conditioned that he will appear before the Chairman at the time and place appointed then and there to answer the complaint alleged against him, and if he fails to give such bond, he shall be committed to jail and held to answer said complaint. In case of breach of such bond, the same shall be deemed forfeited, and the Chairman shall cause the same to be prosecuted before him against the principal and sureties, in the name of the Village of Westwood, as plaintiff, and all money received shall be paid over the Village Treasurer, to the credit of the general fund of the Village, judgments form a Justice of the Peace in Civil Suits.

Section 5. No judgment of conviction in any case of violation of ordinance shall be rendered except on sufficient legal testimony given on a public trial, or upon a pleas of guilty made in open court. If in progress of trial, it appears that accused should be tried for an offense against the law of the State of Missouri, the Chairman shall immediately stop all proceedings and cause complaint to be made before a Justice of the Peace.

Section 6. It shall be the duty of the Chairman to summon all witnesses whose testimony may be material and endorse their attendance by attachment if necessary. Each witness shall receive a fee of fifty cents per day which shall be taxed as costs in the case. If a case be continued, a verbal notice by the Chairman to a witness to return on the day set for trial shall be as valid as a summons.

Section 7. On conviction, the Chairman shall assess the penalty and render judgment accordingly, and a s apart thereof that the defendant stand committed to jail until the judgment is complied with. The defendant so convicted shall, on payment of fines and costs, or on perfecting an appeal, be discharged. All fines received shall on receipt thereof, be paid by the Chairman to the Village Treasurer.

(Ord. No. 38, 11/21/1957)

ORDINANCE 39: OFFICE OF VILLAGE MARSHALL

Be it ordained by the Board of Trustees of the Village of Westwood, St. Louis County, Missouri, as follows:

Section 1. The Board of Trustees shall, as soon as convenient after their organization and thereafter, within twenty days after each annual election, appoint a suitable person to serve as Village Marshall or Chief of Police, for a term of one year or

until his successor is elected, unless sooner removed may, with the approval of the Village Marshall, elect additional Deputy Marshall or regular police to serve until the next election of officers unless sooner removed by the Board of Trustees. The Village Marshall shall receive as full compensation for the performance of his duties an annual salary of One (\$1.00) Dollar. The Board may, from time to time, should it be deemed necessary, appoint special police for such times and upon conditions as it may be motion or resolution provide. Their compensation shall be such as the Board of Trustees shall determine and agree to pay.

Section 2. The Village Marshall shall be Chief of Police and shall at all times have power to make order arrests with proper process, for any offenses against the laws of the State of the Village, by day or by night, and bring the offender to trial before the proper court, and he shall have power to arrest, without process, in all cases where any such offense shall be committed or attempted to be committed in his presence.

Section 3. The Police of the Village, in the performance of their duties, shall be subject to the orders of the Village Marshall only, but the Village Marshall or any regular or special policeman may be instantly removed from his office by the Board of Trustees at any stated or special meeting for any wanton neglect of duty.

Section 4. It shall be the duty of the Village Marshall to serve such warrants as may be lawfully issued by the Chairman of the Board of Trustees and directed to him as such Village Marshall for service for violation of any ordinance, which may be served anywhere in St. Louis County and not elsewhere. Such warrants may also be directed to the Sheriff of any Constable by the Chairman of the Board of Trustees, if he so elect.

Section 5. The Village Marshall, before performing any of the duties herein provided, shall give bond to the Village of West wood, in the amount agreed upon and in the manner approved by the Board, the cost of which, if any, to be paid by the Village

(Ord. No. 39, 11/21/1957)

ORDINANCE 40: COMPENSATION OF PERSONS HOLDING TWO OR MORE OFFICES

Be it ordained by the Board of Trustees of the Village of Westwood, St. Louis County, Missouri, as follows:

Section 1. The Board of Trustees may, if they find it more convenient to do so, appoint the same person to the office of Village Clerk, Village Treasurer, and Village Collector, or any person may be appointed to any combination of the aforesaid offices.

Section 2. In the event of the same person holding two or more offices as above outlined, the total compensation for the performance of his duties in such offices shall be

One (\$1.00) Dollar per annum, unless other compensation above One (\$1.00) Dollar is allowed for any particular one office in which such compensation shall govern.

(Ord. No. 40, 11/21/1957)

ORDINANCE 41: RESISTING OFFICER FROM ARRESTS

Be it ordained by the Board of Trustees of the Village of Westwood, St. Louis County, Missouri as follows:

Section 1. Any person or persons, who, in this Village shall hinder, obstruct, resist or otherwise interfere with any Officer of the Village of Westwood, in the discharge of his official duties, or who shall resist arrest by any such officer, or who shall attempt to prevent any such officer from discharging his official duties against any such person in his custody, shall be guilty of a misdemeanor and upon conviction therefore shall be fined not less than One (\$1.00) Dollar nor more than One Hundred (\$100.00) Dollars.

Section 2. This ordinance shall take effect and be in force from and after its passage.

(Ord. No. 41, 11/21/1957)

ORDINANCE 42: PROHIBITION OF LOUD NOISES

Be it ordained by the Board of Trustees of the Village of Westwood, St. Louis County, Missouri, as follows:

Section 1. Any person or persons, who, in this Village, shall disturb the peace of others, by violent, tumultuous or offensive conduct, or by loud and unusual noises, or by unseemly profane, obscene, or offensive language, calculated to provoke a breach of the peace, or by assaulting, striking or fighting another shall be deemed guilty of a misdemeanor and upon conviction therefore shall be fined not less than Five (\$5.00) Dollars nor more than One Hundred (\$100.00) Dollars.

(Ord. No. 42, 11/21/1957)

ORDINANCE 43: NUISANCES

Be it ordained by the Board of Trustees of the Village of Westwood, St. Louis County, Missouri, as follows:

Section 1. Any act done or suffered to be permitted by any person upon his property, or any substance or thing kept or maintained, placed or thrown on or upon any

public or private place, which is injurious to the public health, and any pursuit followed or act done by any person to the injury or danger of the public, is defined to be a public nuisance.

Section 2. Any person, violating the provisions of this ordinance shall, on conviction, be fined not less than Five Dollars (\$5.00) nor more than One Hundred (\$100.00) Dollars for each offense, and every day said nuisance shall be continued shall be considered as a separate offense.

Section 3. Irrespective of the penalty provided in Section 2, whenever any nuisance is reported to exist, the Board of Trustees may notify the person causing or maintaining the same, or the occupant of the property on which the same shall exist, to forthwith remove same, and should said person fail to forthwith remove same within a reasonable time from the time of said notice, then the Board of Trustees may cause the same to be promptly removed and abated and thereafter make demand on the person responsible therefore for the expense incurred in such removal, and should said person refuse to pay the amount of expense so incurred and demanded, said person shall be deemed guilty of a misdemeanor and shall forfeit and pay to the Village a sum equal to the amount of said expenditures, together with a fine not exceeding Fifty (\$50.00) Dollars.

(Ord. No. 43, 11/21/1957)

ORDINANCE 44: REGULATION OF MOTOR VEHICLES

Repealed by Ordinance Number 49

(Ord. No. 44, 11/21/1957)

ORDINANCE 45: REGULATION OF SIGNS

Be it ordained by the Board of Trustees of the Village of Westwood, St. Louis County, Missouri, as follows:

Section 1. It shall be unlawful for any person to stick, post or place upon any house, fence, wall post or other structures within the Village of Westwood upon private property any advertisement, bill, sign, poster or devise of any kind without first having obtained the written permission of the owner of said property affix any advertisement, bill placard, poster, sign or devise of any kind upon any tree, pole, post, hydrant, bridge, or any structure, upon any public street, sidewalk, alley, parkway park or other public place in the Village of Westwood; provided, however, that nothing herein shall apply to any notice required by law or ordinance to be posted, or to any official notice by public officers.

Section 2. Any person violating the provisions of this ordinance by doing the acts declared to be unlawful shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than one (\$1.00) dollar nor more than Fifty (\$50.00) Dollars.

(Ord. No. 45, 11/21/1957)

ORDINANCE 46: ESTABLISHMENT OF STOP SIGN

Be it ordained by the Board of Trustees of the Village of Westwood, St. Louis County, Missouri, as follows:

Section 1. That "STOP" signs be erected and established for the regulation of traffic, at the following intersections of streets within the Corporate boundaries of the Village of Westwood, St. Louis County, Missouri, and are hereby declared to be and are "Major Stops".

1. Conway Road entrance to Westwood Country Club on the north side of Conway Road approximately located at Conway Lane and Conway Road
2. The intersection of Conway Lane on the south side of Conway Road.
3. The intersection of Conway Road and Ballas Road.

Section 2. It shall be unlawful for any motor vehicle to enter any of the above intersections without first having made a complete stop.

Section 3. Any person who shall violate any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be liable to a fine of not less than One (\$1.00) Dollar nor more than Twenty-five (\$25.00) Dollars.

Section 4. This ordinance shall take effect and be in full force from and after its passage by the Board of Trustees of the Village of Westwood, St. Louis County, Missouri.

(Ord. No. 46, 11/21/1957)

ORDINANCE 47: EMPLOYMENT OF VILLAGE ATTORNEY

Be it ordained by the Board of Trustees of the Village of Westwood, St. Louis County, Missouri, as follows:

Section 1. The Board of Trustees shall appoint some suitable person as

Village Attorney, who shall hold office at the pleasure of the Board and until removed from such office. His compensation shall be such as the Board of Trustees shall determine and agree to pay.

Section 2. It shall be the duty of the Village Attorney to advise the Board of Trustees on all legal matters submitted by the Board, to attend all Board meetings when requested by the Chairman of the Board, to attend to prosecution of all violations of the ordinances of the Village of Westwood and to do such other things as the Board of Trustees may from time to time direct.

Section 3. Nothing herein shall be construed as preventing the Board of Trustees from employing Special Counsel in any matters that it deems necessary.

(Ord. No. 47, 11/21/1957)

ORDINANCE 48: GENERAL AND POLICE TRAFFIC REGULATIONS

Be it ordained by the Board of Aldermen of the Village of Westwood, St. Louis County, Missouri, as follows:

Section 1. Definitions. Wherever in this Ordinance the following terms are used, they shall have the meanings respectively ascribed to them in this section.

Authorized Emergency Vehicle. Vehicles of the Fire Department, Police Vehicles, Underwriters' Salvage Corps Vehicles, emergency repair vehicles of street railways and other public service corporations, City, County, and State emergency vehicles.

Commercial Motor Vehicle. A motor vehicle designed or regularly used for carrying freight, merchandise, supplies, tools, or equipment.

Crosswalk. That portion of a roadway ordinarily included within the prolongation or connection of curb and property lines at intersections, or any portion of a roadway clearly indicated for pedestrian crossing by lines or other markings on the surface.

Curb. The lateral boundaries of that portion of the street designated for the use of vehicles, whether marked with curbstones or not.

Driver. The driver of any vehicle, except a motor vehicle, including the rider of a horse or other animal, and the rider of a bicycle.

Improved Street or Highway. A Street or Highway which has been paved with gravel, macadam, concreted, brick or asphalt, or improved in any manner by adding material or substance so as to present a surface other than the original earth surface.

Intersection. The area embraced within the prolongation or connection of the lateral curb lines, or if none, then of the lateral boundary lines of two or more streets or highways which join one another at an angle, whether or not one such street or highway crosses the other.

Live Load. The weight of the cargo of a commercial motor vehicle, in addition to that of the chassis and body of the vehicle.

Motor Bus. A motor vehicle designed or regularly used for carrying more than eight passengers.

Motorcycle. A motor vehicle operated on two wheels.

Motortricycle. A motor vehicle operated on three wheels, including a motorcycle when operated with any conveyance, temporarily or otherwise, requiring the use of a third wheel.

Motor Vehicle. Every vehicle as herein defined which is self-propelled.

Official Traffic Signals. All signals, not inconsistent with this ordinance, placed or erected by authority of a public body or official having jurisdiction, for the purpose of directing, warning or regulating traffic.

Official Traffic Signs. All signs, markings and devices, other than signals, not inconsistent with this ordinance, placed or erected by authority of a public body or official having jurisdiction, for the purpose of guiding, directing, warning or regulating traffic.

Operator. Any person who is in actual physical control of a vehicle.

Parking. The standing of a vehicle, whether occupied or not, upon a roadway, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading, or in obedience to traffic regulations or traffic signs or signals.

Pedestrian. Any person afoot.

Person. Included individual, firm, corporation, partnership or association.

Pneumatic Tires. Tires of rubber or other substance and fabric, inflated with air.

Police Officer. Every officer of the Police Department or any officer authorized to direct or regulate traffic or to make arrest for violation of traffic regulations.

Private Road or Driveway. Every road or driveway not open to the use of the public for purposes of vehicular travel.

Right-of-Way. That portion of a street or highway between the regularly established curb lines or that portion improved and intended to be used for vehicular travel.

Roadway. That portion of a street or highway between the regularly established curb lines or that portion improved and intended to be used for vehicular travel.

Safety Zone. The area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone.

School Zone. A space in any street lawfully designated by ordinance for the safety of persons going to and returning from public, private or parochial schools.

Sidewalk. That portion of a street between the curb lines and the adjacent property lines.

Solid Tires. Tires of rubber or other resilient material, other than pneumatic tires.

Street or Highway. Every way or place open for vehicular travel by the public, regardless of its legal status and regardless of whether it has been legally established by constituted authority or by user for the statutory period of time as public highway.

Tractor. Any motor vehicle designed primarily for agricultural use or used as a traveling power plant or for drawing other vehicles or farm or road building implements and having no provision for carrying loads independently.

Traffic Control Signal. Any device, whether manually, electrically or mechanically operated, by which traffic is alternately directed to stop and proceed.

Trailer. Any vehicle without motive power designed for carrying passengers or property on its own structure for being drawn by any vehicle, except those running exclusively on tracks, including a semi-trailer or vehicle of the trailer type, so designed and used in connection with any vehicle that a considered part of its own weight rests upon and is carried by the towing vehicle.

Vehicle. Every device, upon, in, or by which any person or property is or may be transported or drawn upon a public highway, except devices moved by human power or used exclusively upon stationary rails or tracks.

Section 2. Police to Direct Traffic. It shall be the duty of the Police Department of this city to enforce the provisions of this ordinance. Officers of the Police Department are hereby authorized to direct all traffic either in person or by means of visible or audible signal in conformance with the provisions of this ordinance, provided that in the event of a fire, or other emergency or to expedite traffic or safeguard pedestrians, officers

of the Police or Fire Department may direct traffic, as conditions may require, notwithstanding the provisions of this ordinance.

Section 3. The City Marshall. Authority to adopt emergency regulations. The City Marshall is hereby empowered to make and enforce regulations necessary to make effective the provisions of this ordinance and to make and enforce temporary regulations to cover emergencies.

Section 4. Resist Arrest. It shall be unlawful for any person to hinder, obstruct, resist or otherwise interfere with any officer or Police in the discharge of his official duties, or to resist arrest by any such officer, or to attempt to prevent any such officer from discharging his official duties against any such person in his custody.

Section 5. Public Employees to Obey Traffic Regulations. The provisions of this ordinance shall apply to the operator of any vehicle owned by or used in the service of the U.S. Government, this State, County, City, and it shall be unlawful for the said operator to violate any of the provisions of this ordinance except as otherwise permitted in this ordinance.

Section 6. Exemptions to Authorize Emergency Vehicles. The provisions of this ordinance regulating the movement, parking and standing of vehicles shall not apply to authorized emergency vehicles as defined in this ordinance while the operator of such vehicle is operating the same in an emergency in this necessary performance of duties. This exemption shall not, however, protect the operator of any such vehicle from the consequence of a reckless disregard of the safety of other.

Section 7. Persons Propelling Push Carts or Riding Bicycles or Animals to Obey Traffic Regulations. Every person propelling any push cart or riding a bicycle or an animal upon a roadway, and every person driving any animal, shall be subject to the provisions of this ordinance applicable to the operator of any vehicle, except those provisions of this ordinance with reference to the equipment of vehicles and except those provisions which by their very nature can have no application.

Section 8. Obedience to Traffic Signs and Signals. It shall be unlawful for the operator of any vehicle to disobey the instructions of any official traffic sign or signal placed in accordance with the provisions of law unless otherwise directed by a police officer.

Section 9. Display of Unauthorized Signs and Signals Prohibited. It shall be unlawful for any person to place or maintain or to display upon or in view of any street any unofficial sign, signal or device which purports to be or is an imitation of or resembles an official traffic signs or signal, or which attempts to direct the movement of traffic or which hides from view or interferes with the effectiveness of any official sign or signal. Every such prohibited sign, signal or device is hereby declared to be a public nuisance, and the City Marshall is hereby empowered to remove the same, or cause it to be removed, without notice.

Section 10. Interference with Signs and Signals Prohibited. It shall be unlawful for any person to willfully deface, injure, move, obstruct, or interfere with any official traffic sign or signal.

Section 11. Pedestrians' Right of Way.

(a) The operator of any vehicle shall yield the right of way to a pedestrian crossing the roadway within any marked crosswalk or within any unmarked crosswalk at the end of a block, except at intersections where the movement of traffic is being regulated by police officers or traffic control signals, or at any point where a pedestrian tunnel or overhead crossing has been provided.

(b) Whenever any vehicle has stopped at a marked crosswalk or at any intersection to permit a pedestrian to cross the roadway, it shall be unlawful for the operator of any other vehicle approaching from the rear to overtake and pass such stopped vehicle.

(c) Every pedestrian crossing a roadway at any point other than within a marked or unmarked crosswalk shall yield the right of way to vehicles upon the roadway.

(d) The provisions of this section shall not relieve the operator of a vehicle or the pedestrian from the duty to exercise due care.

Section 12. Pedestrians' Rights and Duties at Controlled Intersections. At intersections where traffic is controlled by traffic control signals or by police officers, operators of vehicles shall yield the right of way to pedestrians crossing or those who have started to cross the roadway on a green or "Go" signal, and in all other cases pedestrians shall yield the right of way to vehicles lawfully proceeding directly ahead on a green or "Go" signal.

Section 13. Pedestrians Soliciting Rides. It shall be unlawful for any person to stand in a roadway for the purpose of soliciting a ride from the operator of any private vehicle.

Section 14. Boarding or Alighting From Busses or Vehicles. It shall be unlawful for any person to board or alight from any bus or vehicle while such bus or vehicle is in motion.

Section 15. Unlawful Riding. It shall be unlawful for any person to ride on any vehicle upon any portion thereof not designed or intended for the use of passengers when the vehicle is in motion. This provision shall not apply to an employee engaged in the necessary discharge of a duty, or to persons riding within truck bodies in space intended for merchandise.

Section 16. Stopping Prohibited in Specified Places. It shall be unlawful for the operator of a vehicle to stop, stand or park such vehicle in any of the following places,

except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officers or traffic control sign or signal:

- (a) Within an intersection.
- (b) On a crosswalk.
- (c) Within thirty (30) feet upon the approach to any flashing beacon or stop sign.
- (d) Within fifty (50) feet of the intersection of property lines at an intersection where traffic is controlled by a traffic control signal.
- (e) Within ten (10) feet of a fire hydrant.
- (f) In front of a private driveway unless sit be his own.
- (g) On a sidewalk.
- (h) Alongside or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic.
- (i) On the roadway side of any vehicle stopped or parked at the edge or curb of the street.
- (j) At any place where official traffic signs have been erected prohibiting standing and parking.
- (k) Within fifty (50) feet of the nearest rail of railway crossing.
- (l) Within six (6) feet of any United States mail box.

Section 17. All Night Parking Prohibited. It shall be unlawful for the operator of any vehicle to park said vehicle on any road or road right of way between the hours of 1 A.M. and 6 A.M. of any day, except physicians or emergency calls.

Section 18. Standing or Parking Close to Edge of Roads. Except when necessary in obedience to traffic regulations or traffic signs or signals, the operator of a vehicle shall not stop, stand or park such vehicle in a roadway other than parallel with the edge of roadway, heading in the direction of traffic, and with the curbside wheels of said vehicle within one (1) of the edge of the roadway where parking is permitted.

Section 19. Parking Vehicle for Sale Prohibited. It shall be unlawful for any person to park upon a street or road right of way any vehicle displayed for sale.

Section 20. Using Vehicle for Primary Purpose of Displaying Advertising Prohibited. It shall be unlawful for any person to park on any street any vehicle for the primary purpose of displaying advertising.

Section 21. Operation of Vehicle on Approach of Authorized Emergency Vehicles. Upon the approach of any authorized emergency vehicle giving audible signal by bell or siren, the operator of every other vehicle shall immediately drive the same to a position as near as possible and parallel to the right hand edge or curb of the street, clear of any intersection, and shall stop and remain in such position until the authorized emergency vehicle shall have passed, unless otherwise directed by a police officer.

Section 22. Following Fire Apparatus Prohibited. It shall be unlawful for the operator of any vehicle, other than one on official business, to follow closer than three hundred (300) feet any fire apparatus traveling in response to a fire alarm, or to drive into or stop any vehicle within the block where fire apparatus has stopped in answer to a fire alarm.

Section 23. Crossing fire Hose. No vehicle shall be driven over any unprotected hose of the Fire Department when laid down on any street or private driveway to be used at any fire or alarm of fire without the consent of the Fire Department official in command.

Section 24. Processions. It shall be unlawful for any person to conduct or to take part in, upon the roadways of this City, any procession or parade comprising more than 6 vehicles or a group of pedestrians more than 8 feet in width or more than 40 feet in length, under the direction of one or more persons, except funeral processions, without first having obtained a permit from the City Marshall, designating the street or streets such procession shall traverse, and the hours of the day within which the same shall proceed, and such procession or parade shall be conducted only on conformance with the terms of such permit. The City Marshall is hereby empowered to issue such permits.

Section 25. Unlawful to Drive Through Procession Unless Directed by a Police Officer. It shall be unlawful for the operator of any vehicle to drive between the vehicles comprising a funeral or other authorized procession while they are in motion, provided that said vehicles are conspicuously so designed, except when directed to do so by a police officer.

Section 26. The operator of a vehicle shall not back the same unless such movement can be made in safety.

Section 27. Emerging from Private Driveway. An operator of a vehicle emerging from a driveway or building shall stop such vehicle immediately prior to driving onto the roadway or highway and give warning of his intention to do so by sounding his horn and shall then proceed carefully, yielding the right of way in case of doubt to vehicles which are already in motion on the highway.

Section 28. Obstruction to Operator's View or Driving Mechanism. It shall be unlawful for the operator of any vehicle to drive the same when such vehicle is so loaded or is in such physical condition or when there are in the front seat of such vehicle number of persons, as to obstruct the view of the operator to the front or sides, or to interfere with the operator's control over the driving mechanism of the vehicle.

Section 29. Clinging to Motor Vehicles. It shall be unlawful for any person traveling upon any bicycle, motorcycle, coaster, sled, roller skates, or any toy vehicle to cling to or attach himself for his vehicle to any other moving vehicle upon any roadway.

Section 30. Riding on Handle Bars Prohibited. It shall be unlawful for the operator of any bicycle or motorcycle, when upon the street, to carry any other person upon the handle bar, frame or tank of any such vehicle, or for any person to so ride upon any such vehicle.

Section 31. Use of Coasters, Roller Skates, and Similar Devices Restricted. It shall be unlawful for any person upon roller skates, or riding in or by means of any coaster, toy vehicle, or similar device, to go upon any roadway except while crossing a street on a crosswalk.

Section 32. Motor Vehicles Left Unattended Brakes to Be Set and Engine Stopped. No person having control or charge of a motor vehicle shall allow such vehicle to stand on any street unattended without first setting the brakes thereon and stopping the motor of said vehicle, and, when standing upon a perceptible grade, without turning the wheels of such vehicle to the curb or the side of the roadway.

Section 33. Careless and Reckless Driving.

(a) Every person operating a motor vehicle on the streets of the city shall operate or drive the same in a careful and prudent manner, and in the exercise of the highest degree of care, and at a rate of speed so as not to endanger the property of another or the life of limb of any person taking into consideration the time of day, the amount of vehicular and pedestrians traffic, the condition of the street or highway, the atmospheric conditions and the location with reference to intersecting streets or highways, curves, residences or schools.

(b) No person shall operate or drive a vehicle used primarily for advertising purposes or display posters or placards or any article for the inspection of the public on such vehicle or as a part thereof at a rate of speed less than twenty (20) miles per hour and the operator of such vehicle shall move the same continuously and shall not stop the same except when ordered by any police officer or in obedience to traffic signals or signs.

(c) It shall be unlawful for any person unnecessarily to drive at such a slow speed or in such position on the roadway so as to impede or block the normal and reasonable movement of traffic except when reduced speed is necessary for safe operation or because upon a grade or when the vehicle is a truck or truck and trailer.

Traffic and police officers are hereby authorized to enforce this provision by directions to operators, and in the event of apparent willful disobedience to this provision and refusal to comply with direction of an officer in accordance herewith the continued slow operation by an operator shall be unlawful and constitute a misdemeanor.

Section 34. Speed Limits. No person shall operate or drive a motor vehicle, except emergency vehicles on emergency runs, on Conway Road within the Village of Westwood, at any time, at a rate of speed in excess of thirty (30) miles per hour.

Section 35. Drive on Right Side of Roadway.

(a) Upon all roadways of sufficient width, the operator of a vehicle shall drive the same upon the right half of the roadway except when the right half is closed to traffic and for such reason impassable or when overtaking and passing another vehicle subject to the limitations set forth in Section 36 of this ordinance.

(b) In driving upon the right half of a roadway the operator shall drive as closely as practicable to the right hand edge of the roadway except when overtaking or passing another vehicle, or when placing a vehicle in position to make a left turn.

(c) It shall be unlawful for the operator of any vehicle to drive the same over or across any yellow line or marking placed upon the roadway by the State Highway Commission or the Road Commissioner of the Village or other authorized persons, provided it shall not be unlawful to drive any vehicle over or across such yellow line for the purpose of driving into any driveway or street.

(d) The foregoing provisions of this section shall not be deemed to prevent the marking of lanes for traffic upon any roadway in the allocation of designated lanes to traffic moving in a particular direction or at designated speeds.

Section 36. Overtaking a Vehicle. An operator or driver of a vehicle overtaking another vehicle going in the same direction and desiring to pass the same shall pass to the left of the vehicle so overtaken, provided, that the way ahead is clear of approaching traffic, but if the way is not clear, he shall not pass unless the width of the roadway is sufficient to allow his vehicle to pass to the right of the center thereof in the direction in which his vehicle is moving; and provided, further, that no operator or driver shall pass a vehicle from the rear at the top of a hill or on a curve where the view ahead is in any way obscured or while the vehicle is crossing an intersecting street. An operator or driver overtaking and desiring to pass a vehicle shall sound his signaling device and the operator or driver of the vehicle so overtaken shall promptly upon such a signal, turn his vehicle as far as reasonable safe and possible to the right in order to allow free passage on the left of his vehicle. On streets where double lines of vehicles are possible, or on streets where vehicles are obliged to move in one direction only, when any vehicle has slowed down, or stopped, and the operator or driver thereof has signaled for making a left hand turn as required herein, the operators and drivers of vehicles following such a vehicle and desiring to proceed along such street, or to turn to the right on intersecting street, may

pass such vehicle on the right thereof; provided, that the operators or drivers of such vehicles shall slow down and proceed cautiously.

Section 37. Following Too Closely. The operator of a motor vehicle shall not follow another vehicle more closely than is reasonable and prudent, having due regard to the speed of such vehicle and his ability to stop if necessary, and the traffic upon and condition of the roadway.

Section 38. Right of Way Between Vehicles.

(a) The operator of a vehicle approaching an intersection shall yield the right-of-way to a vehicle which has entered the intersection. When two vehicles enter an intersection at the same time the operator of the vehicle on the left shall yield to the operator on the right.

(b) The operator of a vehicle entering a public street from a private road or drive shall yield the right-of-way to all vehicles approaching on such public street.

Section 39. Turning at Intersections.

(a) Right Turns. The operator of a vehicle intending to turn to the right at an intersection or into a driveway shall approach the point of turning in the traffic lane nearest the right hand edge or curb of the roadway and in turning, shall keep as close as practicable to the right hand curb or edge of the roadway.

(b) Left Turns. The operator of a vehicle intending to turn to the left at an intersection or into a driveway shall approach the point of turning in the lane for traffic to the right of and next to the center of the roadway, and unless otherwise directed by "Turning markers", the operator of a vehicle in turning left at an intersection shall pass to the right of the center of the intersection before turning. Upon streets laned for traffic and upon one-way streets a left turn shall be made from the left lane of traffic.

(c) No vehicle shall enter or pass through a marked left turn lane and not thereafter make such left turn.

Section 40. Hand and Mechanical Signals.

(a) An operator when stopping or checking the speed of his vehicle when the movement of other vehicles may reasonably be affected by such checking speed shall extend his arm at an angle below horizontal so that the same may be seen in the rear of his vehicle.

(b) An operator intending to turn his vehicle to the right shall extend his arm at an angle above horizontal so that the same may be seen in the front of and in the rear of his vehicle.

(c) An operator or driver intending to turn his vehicle to the left shall extend his arm in a horizontal position so that the same may be seen from the rear of his vehicle.

(d) If a motor vehicle is equipped with a mechanical or electrical signal device which will display a signal plainly visible from the rear and indicating intention to turn or stop or that the rate of speed of the motor vehicle is being slowed, the signal with the hand and arm herein required need not be given.

Section 41. Driving in an Intoxicated Condition. No person shall operate a motor vehicle while in an intoxicated condition or under the influence of drugs.

Section 42. Leaving Scene of Accident. No person operating or driving a vehicle on the streets, knowing that an injury has been caused to a person or damage has been caused to property due to culpability of said operator or to accident shall leave the place of said injury, damage or accident without stopping and giving his name, residence, including City and Street number, motor vehicle number and Chauffer's or Registered Operator's number, if any, to the injured party, or to the operator or owner of the damaged vehicle, or to a police officer or if no police officer is in the vicinity, then to the nearest police station or judicial officer.

Section 43. Lights.

(a) Definitions. As used in this ordinance, unless the context requires another or different construction:

“Approved” means approved by the Missouri director of revenue and when applied to lamps and other illuminating devices means that such lamps and devices must be in good working order;

“Auxiliary lamp” means an additional lighting device on a motor vehicle used primarily to supplement the head lamps in providing general illumination ahead of a vehicle.

“Head Lamp” means a major lighting device capable of providing general illumination ahead of a vehicle;

“Mounting height” means the distance from the center of the lamp to the surface on which the vehicle stands;

“Multiple-beam head lamps” means head lamps or similar devices arranged so as to permit the driver of the vehicle to use one of two or more distributions of light on the road;

“Reflector” means an approved device designed and used to give an indication by reflected light;

“Single-beam head lamps” means head lamps or similar devices arranged so as to permit the driver of the vehicle to use but one distribution of light on the road;

“When lighted lamps are required” means at any time from a half-hour after sunset to a half-hour before sunrise and at any other time when there is not sufficient light to render clearly discernible persons and vehicles on the highway at a distance of five hundred feet ahead.

(b) No person shall drive, move, park or be in custody of any vehicle or combination of vehicles on any street or highway during of vehicles displays lighted lamps and illuminating devices as hereinafter in this ordinance required. No person shall use on any vehicle any approved electric lamp or similar device unless the light source of such lamp or device complies with the conditions of approval as to focus and rated candlepower.

(c) Except as herein provided, every motor vehicle other than motorcycle shall be equipped with at least two approved headlamps mounted at the same level with at least one on each side of the front of the vehicle. Every motorcycle shall be equipped with at least one and not more than two approved headlamps. Every motorcycle equipped with a side car or other attachment shall be equipped with a lamp on the outside of such attachment capable of displaying a white light to the front..

(d) Headlamps, when lighted, shall exhibit lights substantially white in color; auxiliary lamps, cowl lamps and spot lamps, when lighted, shall exhibit lights substantially white, yellow or amber in color. No person shall drive or move any vehicle or equipment except an emergency vehicle authorized by the City Marshall upon any street or highway with any lamp or device thereon displaying a red light visible from directly in front thereof.

(e) Any motor vehicle may be equipped with not to exceed three auxiliary lamps mounted on the front at a height not less than twelve inches nor more than forty-two inches above the level surface upon which the vehicle stands.

(f) Any motor vehicle may be equipped with not more than two side cowl or fender lamps which shall emit a white or yellow light without glare. Any motor vehicle may be equipped with not more than one running board lamp on each side thereof which shall emit a white or yellow light without glare. Any motor vehicle may be equipped with a back-up lamp either separately or in combination with another lamp; except that no such back-up lamp shall be continuously lighted when the motor vehicle is in forward motion.

(g) Any motor vehicle may be equipped with not to exceed one spot lamp but every lighted spot lamp shall be so aimed and used so as to not be dazzling or glaring to any person.

(h) Any lighted lamp or illuminating device upon a motor vehicle other than headlamps, spot lamps, front direction signals or auxiliary lamps which project a beam of light of an intensity greater than three hundred candlepower shall be so directed that no part of the beam will strike the level of the roadway on which the vehicle stands at a distance of more than seventy-five feet from the vehicle. Flashing lights are prohibited on motor vehicles, motorcycles and motor drawn vehicles except as a means for indicating a right or left turn.

(i) Any motor vehicle need not be equipped with approved headlamps provided that every such vehicle during the times when lighted lamps are required is equipped with two lighted lamps on the front thereof displaying white or yellow lights without glare capable of revealing persons and objects seventy-five feet ahead; provided, however, that no such motor vehicle shall be operated at a speed in excess of twenty miles per hour during the times when lighted lamps are required.

(j) At the times when lighted lamps are required, at least two lighted lamps shall be displayed, one on each side of the front of every motor vehicle except a motorcycle and except a motor drawn vehicle except when such vehicle is parked subject to the provisions governing lights on parked vehicles. Whenever a motor vehicle equipped with headlamps as in this ordinance required is also equipped with any auxiliary lamps or a spot lamp or any other lamp on the front thereof projecting a beam of an intensity greater than three hundred candlepower, not more than a total of four of any such lamps on the front of a vehicle shall be lighted at any time when upon a highway.

(k) Approved single-beam headlamps shall be so aimed that when a vehicle is not loaded none of the high-intensity portion of the light shall at a distance of twenty-five feet ahead project higher than a level of five inches below the level of the center of the lamp from which it comes, and in no case higher than forty-two inches above the level on which the vehicle stands at a distance of seventy-five feet ahead. The intensity shall be sufficient to reveal persons and vehicles at a distance of at least two hundred feet.

(l) Approved multiple headlamps or auxiliary lamps or combinations thereof shall be so arranged that the driver may select at will between different distributions of light subject to the following requirements and limitations; there shall be an uppermost distribution of light, or composite beam, so aimed and of such intensity as to reveal persons and vehicles at a distance of at least three hundred and fifty feet ahead for all conditions of loading. The maximum intensity of this uppermost distribution of light or composite beam one degree of arc or more above the horizontal level of the lamps when the vehicle is not loaded shall not exceed eight thousand apparent candlepower. There shall be a lowermost distribution of light, or composite beam, so aimed that when the vehicle is not loaded, none of the high-intensity portion of the light which is directed to the left of the prolongation of the extreme left side of the vehicle shall, at a distance of twenty-five feet ahead, project higher than a level of eight inches below the level of the center of the lamp from which it comes. When the vehicle is not loaded, none of the high intensity portion of the light which is directed to the right of the prolongation of the extreme left side of the vehicle shall, at a distance of twenty-five feet ahead, project

higher than a level of three inches below the level of the center of the lamp from which it comes. In no event shall any of the high intensity of such lowermost distribution of light or composite beam project higher than a level of forty-two inches above the level on which the vehicle stands at a distance of seventy-five feet ahead. Where an intermediate beam is provided and used, when the vehicle is not loaded none of the high intensity portion of the light which is directed to the left of the prolongation of the extreme left side of the vehicle shall, at a distance of twenty-five feet ahead, project higher than a level of eight inches below the level of the center of the lamp from which it comes. All road lighting beam shall be so aimed and of sufficient intensity to reveal a person or vehicle at a distance of at least one hundred feet ahead.

(m) Dimming of Lights. Every person driving a motor vehicle equipped with multiple-beam road lighting equipment, during the times when lighted lamps are required, shall use a distribution of light or composite beam directed high enough and of sufficient intensity to reveal persons and vehicles at a safe distance in advance of the vehicle, subject to the following requirements and limitation: Whenever the drive of a vehicle approaches an oncoming vehicle within five hundred feet, such driver shall use a distribution of light or composite beam so aimed that the glaring rays are not projected into the eyes of the oncoming driver, and in no case shall the high intensity portion which is projected to the left of the prolongation of the extreme left side of the vehicle be aimed higher than the center of the lamp from which it comes at a distance of twenty-five feet ahead, and in no case higher than a level of forty-two inches above the level upon which the vehicle stands at a distance of seventy-five feet ahead.

(n) Tail Lamps. Every motor vehicle and every motor drawn vehicle shall be equipped with at least one rear lamp, not less than fifteen inches or more than forty-eight inches above the ground upon which the vehicle stands, which when lighted will exhibit a red light plainly visible from a distance of five hundred feet to the rear; provided, however, that such rear lamp may be mounted higher than forty-eight inches on any vehicle carrying inflammable liquids as a cargo. Either such rear lamp or a separate lamp shall be so constructed and placed as to illuminate with a white light the rear registration marker and render it clearly legible from a distance of fifty feet to the rear. When the rear registration marker is illuminated by an electric lamp other than the required rear lamp, said two lamps shall be turned on or off only by the same control switch at all times. Every new passenger car and motor cycle registered in this State after January 1, 1942, when operated on a highway shall also carry at the rear, either as part of the rear lamp or separately, at least one approved red reflector, which shall be of such size and characteristics and so maintained as to be visible during the times when lighted lamps are required from all distances within three hundred feet to fifty feet from such vehicle when directly in front of a motor vehicle displaying lawful undimmed headlamps. Every new commercial motor vehicle, motor-drawn vehicle and omnibus with a capacity of more than six passengers registered in this State after January 1, 1942 when operated on a highway shall also carry at the rear at least two approved red reflectors, at least one at each side, so designed, mounted on the vehicle and maintained as to be visible during the times when lighted lamps are required from all distances within five hundred to fifty feet from such vehicle when directly in front of a motor vehicle displaying lawful undimmed

headlamps. Every such reflector shall meet the requirements of this ordinance and shall be mounted upon the vehicle at a height not to exceed sixty inches nor less than twenty-four inches above the surface upon which the vehicle stands.

Section 44. Other Equipment

(a) Every motor vehicle shall be equipped with a horn directed forward in good working order capable of emitting a sound adequate in quantity and volume to give warning of the approach of such vehicle to other users of the street and to pedestrians. Such signal and device shall be used for warning purposes only and shall not be used for making unnecessary noise and no other sound producing signaling device shall be used at any time, provided however, that emergency vehicles of the Fire Department and Underwriters Salvage Corps and vehicles being used by the police officers in discharge of duty may use either a siren or bell; all other authorized emergency vehicles may use a bell or horn only.

(b) Muffler Cutouts. Muffler cutouts shall not be used and no vehicle shall be driven in such a manner or condition that excessive and unnecessary noise shall be made by its machinery, motor, signaling device, or other parts, or by any improperly loaded cargo. The motors of all motor vehicles shall be fitted with properly attached mufflers of such capacity or construction as to quiet the maximum possible exhaust noise. Any cutout or opening in the exhaust pipe between the motor and the muffler on any motor vehicle shall be completely closed and disconnected from its operating lever, and shall be so arranged that it cannot automatically open or be opened or operated while such vehicle is in motion.

(c) Brakes. All motor vehicles, except motor-cycle and motor-tricycles, shall be provided at all times with two sets of adequate brakes, kept in good working order, and motorcycles and motor-tricycles shall be provided with one set of adequate brakes kept in good working order.

(d) Mirrors. All motor vehicles which are so constructed or loaded that the operator cannot see the road behind such vehicle by looking back or around the side of such vehicle shall be equipped with a mirror so adjusted as to reveal to the operator in his seat a clear view of the road in the rear of said vehicle.

(e) Projections on Vehicles. All vehicles carrying poles or other objects, which project more than five (5) feet from the rear or front of such vehicle, shall during the period when lights are required by this ordinance, carry a red light at or near the rear end of the pole or other object so projecting. At other times a red flag or cloth, not less than sixteen (16) inches square, shall be displayed at the end of such projection.

(f) Tow Lines. When one vehicle is being towed by another they shall be coupled by a line so that the two vehicles will be separated by not more than fifteen (15) feet and there shall be displayed on the tow line a white cloth or paper so that the same will be

clearly visible to other users of the street. During the time lights are required lights shall be displayed by both vehicles.

(g) Commercial Motor Vehicles. Commercial motor vehicles must have name of owner painted thereon. No person owning any automobile, truck wagon or other vehicle of any kind or character used for commercial purposes shall use such vehicle for commercial purposes upon the streets of this Village unless there shall be painted thereon in a conspicuous place a sign stating the name and address of the owner or owners thereof in letters at least 3 inches high; Provided said sign shall not be required upon automobiles or other vehicles used exclusively for conveyance of passengers.

Section 45. Tampering with Motor Vehicles

(a) No person shall drive, operate, use or tamper with a motor vehicle or trailer without the permission of the owner thereof.

(b) No person shall, without the permission of the owner or person in charge thereof, climb upon or into, or swing upon any motor vehicle or trailer, whether the same is in motion or at rest, or sound the horn or other sound producing device thereon, or attempt to manipulate any of the levers, starting device, brakes, or machinery thereof, or set the machinery in motion.

(c) The provisions of this section shall apply to any person employed by the owner of such motor vehicle as a chauffeur or registered operator if the said motor vehicle is driven or operated, used or tampered with without the owner's knowledge or expressed consent, or in violation of his instructions.

(d) No person shall knowingly ride in a motor vehicle which has been stolen or is being operated without the consent of the owner thereof.

Section 46. Throwing Things on the Street. It shall be unlawful for any person to throw or place or cause to be thrown or placed on or upon any street of this Village any tacks, nails, wire, scrap, metal, glass, crockery, sharp stones or other substances injurious to the feet of persons or animals or to the tires or wheels of vehicles. Any person who has purposely, accidentally or by reason of any accident dropped from his person or any vehicle any such substance upon the street, shall immediately make all reasonable efforts to clear such street of the same.

Section 47. Age Limit of Operators of Motor Vehicles.

(a) It shall be unlawful for any person under the age of 16 years to operate a motor vehicle on the streets of this city.

(b) It shall be unlawful for the owner of any motor vehicle to permit any person under the age of 16 years to operate such motor vehicle on the streets of this city.

Section 48. State Registration Plate Must Be Unobscured. It shall be unlawful for any person to operate a motor vehicle on the streets of this city unless there is a state registration number plate for the current year thereon and said plate must be entirely unobscured, unobstructed, all parts thereof plainly visible and kept reasonably clean and so fastened as not to swing. On all motor vehicles one plate shall be displayed on the front and the other on the rear of such motor vehicle, not less than eight nor more than forty-eight inches above the ground, except that on trailers, motorcycles and motor-tricycles one plate shall be so displayed on the rear thereof. In event only one license plate is issued, such plate shall be displayed on the rear of the motor vehicle.

Section 49. Closing Streets. The City Marshal is authorized and empowered to close any street, public place or highway and withdraw the same from public use temporarily and during such period as public work thereon or other public emergency or expediency shall make such action necessary. No person shall use or attempt to use said street or drive or attempt to drive any vehicle or animal thereon.

Section 50. Penalties for Violations. Any person violating any of the provisions of this ordinance or any rule or regulation made by the City Marshal pursuant thereto shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than three hundred (\$300.00) dollars, and the violation of more than one section of this ordinance shall constitute a separate offense for each section violated, and a separate fine may be levied for each violation.

Section 51. Procedure Upon Arrest.

(a) Whenever any person is arrested for violating any provision of this ordinance, the arresting officer shall take the violator's name, address, operator's or chauffeur's license number, city license number, and the registration number and the name and make of the motor vehicle involved and issue to him in writing on a form provided by the City Clerk a notice to answer to the charge against him on a day specified in the notice, and during the hours and at a place specified in said notice. This officer shall answer as specified in the notice, release him from custody, provided, however, that if the said violator enter into a recognizance with sufficient security conditioned that he will appear before the Police Judge at the time and place appointed before he shall release such violator from custody, and if the violator shall fail or refuse to enter into such recognizance, he may be committed to prison and held to answer such complaint.

(b) Any person who willfully violates his written promise to appear, given in accordance with this section, shall be guilty of a misdemeanor, regardless of the disposition of the charge on which he was originally arrested.

(c) Whenever any vehicle without an operator is found parked in violation of any of the parking restrictions of this or any other law, the officer finding it shall take its registration number, and any other information displayed on the vehicle which may identify its user, and affix conspicuously to such vehicle a notice in writing on a form provided by the City Clerk for the operator to answer to the charge against him on a day

specified in the notice, and during the hour and at a place specified in said notice. This officer shall send one copy of the arrest notice provided for in this Section to the City Marshal for transmittal to the Police Court.

(d) Any operator of a motor vehicle who willfully neglects to answer to the charges set forth in a notice affixed by a police officer in accordance with this section, to such motor vehicle, shall be guilty of a misdemeanor regardless of the disposition of the charge for which the notice was originally issued.

Section 52. Owner Prima Facie Responsible for Illegal Parking. If any vehicle is found upon a street in violation of any provision of this ordinance or any ordinance regulating the stopping, standing or parking of vehicles and the identity of the operator cannot be determined, the owner, or person in whose name such vehicle is registered shall be held prima facie responsible for such violation.

Section 53. Invalidity of any Section of Sections not to Affect Remaining Sections. If an section, or sections, of this ordinance be held in conflict with, or superseded by, the laws of the constitution of the State of Missouri or of the United States, the same shall in no way affect the validity of any and all remaining sections, which shall remain in full force and effect.

(Ord. No. 48, 02/02/1958)

ORDINANCE 49: REPEAL OF ORDINANCE NO. 44

Be it ordained by the Board of Trustees of the Village of Westwood, St. Louis County, Missouri, that Ordinance #44 passed on the 21st day of November, 1957, be and the same is hereby repealed.

(Ord. No. 49, 02/02/1958)

ORDINANCE 50: ELECTION FOR 1958 TRUSTEES

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 50, 02/02/1958)

ORDINANCE 51: 1958 TAX ASSESSMENT

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 51, 04/12/1958)

ORDINANCE 52: UNRECORDED

Unrecorded.

(Ord. No. 52)

ORDINANCE 53: UNRECORDED

Unrecorded.

(Ord. No. 53)

ORDINANCE 54: ESTABLISHMENT OF PROPERTY TAX

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 54, 07/24/1958)

ORDINANCE 55: 1959 ELECTION MATTERS

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 55, 07/24/1958)

ORDINANCE 56: 1959 ELECTION

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 56, 07/24/1958)

ORDINANCE 57: CONTRACT WITH TOWN AND COUNTRY

Because this Ordinance references the results of the election for an obsolete contract of Fire Services with the City of Town and County, it's recommend that the Village rescind and reserve this ordinance number for future use.

(Ord. No. 57, 09/30/1959)

ORDINANCE 58: CONTRACT WITH TOWN AND COUNTRY

Because this Ordinance references an obsolete contract of Fire Services with the City of Town and County, it's recommend that the Village rescind and reserve this ordinance number for future use.

(Ord. No. 58, 09/30/1959)

ORDINANCE 59: UNRECORDED

Unrecorded.

(Ord. No. 59)

ORDINANCE 60: TAX RATE FOR 1961

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 60, 06/15/1961)

ORDINANCE 61-69: UNRECORDED

Unrecorded.

(Ord. No. 61-69)

ORDINANCE 70: 1960 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 70, 02/14/1960)

ORDINANCE 71: UNRECORDED

Unrecorded.

(Ord. No. 71)

ORDINANCE 72: CONTRACT WITH ST. LOUIS COUNTY FOR HEALTH AND SANITATION SERVICES

Be it ordained by the Board of Trustees of the Village of Westwood, St. Louis County, Missouri, as follows:

Section 1. The Chairman of the Board of Trustees of the Village of Westwood is hereby authorized and directed to execute on behalf of the Village of Westwood an agreement with St. Louis County, Missouri, for the rendering of certain health and sanitation services to the Village of Westwood, a copy of which agreement is attached hereto and made part of this ordinance.

Section 2. This ordinance shall be in full force and effect from and after its passage and approval by law.

CONTRACT FOR HEALTH SERVICES

THIS AGREEMENT entered in to by and between the Village of Westwood a municipal corporation in St. Louis County, Missouri, hereinafter referred to as the MUNICIPALITY, and ST. LOUIS COUNTY, MISSOURI, hereinafter referred to as the COUNTY.

Witnesseth:

WHEREAS, by the provisions of R.S. Mo. 1959, Sections 70.210 to 70.320, as amended, and the County's Charter, Article III, Section 22(18), the COUNTY may contract and cooperate with any political subdivision for common service, and

WHEREAS, Resolution No. 900, 1963, of the County Council authorizes the Health Department to contract for its services with municipalities, and

WHEREAS, the COUNTY operates and maintains a fully staffed and equipped Department of Health, and

WHEREAS, the MUNICIPALITY has duly adopted Ordinance No. 72, a copy of which is attached hereto and made part hereof, providing among other things, for a department of public health and authorizing this contact for the purpose of furnishing public health services to its citizens,

NOW THEREFORE, in consideration of the payment by MUNICIPALITY to COUNTY, the sum of One Dollar (\$1.00) per year in advance, it is agreed by and between the parties as follows:

1. The County Health Commissioner shall serve as Health Commissioner of the MUNICIPALITY and exercise general supervision over the public health within the MUNICIPALITY with all the powers and duties appertaining thereto according to law.

2. The COUNTY shall provide the services of trained Health Department personnel to carry out a public health and sanitation program within the MUNICIPALITY including, dog-catching and rabies control service, general sanitation and food inspection and such other services and activities, excepting mosquito control, as

the County Health Commissioner may at any time and from time to time, determine to be necessary and within the facilities and capabilities of the County's Department of Public Health.

3. The MUNICIPALITY shall continue to receive all health services the County Health Department now renders, or shall in the future render, to incorporated municipalities to the same extent and on the same terms provided other municipalities in the COUNTY.

4. The MUNICIPALITY shall provide all necessary office space and office equipment required, at no cost to COUNTY.

5. The COUNTY shall furnish all inspection and testing equipment, supplied, and laboratory facilities.

6. This agreement shall be in force until December 31st of the present calendar year and shall continue in force from year to year thereafter, unless terminated by either party at the end of any calendar year by written notice, at least thirty (30) days prior thereto.

(Ord. No. 72, 03/09/1964)

ORDINANCE 73-74: UNRECORDED

Unrecorded.

(Ord. No. 73-74)

ORDINANCE 75: 1962 PROPERTY TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 75, 02/16/1962)

ORDINANCE 76: COMPENSATION OF DEPUTY COLLECTOR AND REPEAL OF SECTION 5 OF ORDINANCE NO. 7

Be it ordained by the Board of Trustees of the Village of Westwood, Missouri, as follows:

Section 1. That Section 5 of Ordinance No. 7 of the Village of Westwood is hereby repealed.

Section 2. That Section 5 of Ordinance No. 7 of the Village of Westwood shall read as follows:

Section 5. Compensation. As full compensation for services performed and expenses incurred pursuant to this ordinance, with the exception of those expenses relating to postage necessary for the initial mailing of notices and receipts which are to be paid by the Village, the said Deputy Collector is hereby authorized to withhold a sum equal to six and one-half percent (6 ½%) of the Personal and Real Estate Taxes, tangible and intangible taxes, road fund tax, public utility tax or licenses and any other license fees that may be assessed by the Village when collected by him, with the exception of gasoline taxes. In addition, for collecting delinquent taxes, the Deputy Collector shall withhold the customary collector's commission; and for the making of the back tax book the Village shall pay to the said Deputy Collector thirty cents (.30¢) per line for real estate taxes, but said line payment shall not be paid to him until the same shall be paid by the taxpayer. The term "per line" as used herein, shall mean the entry in the back tax book of the one specific item or piece of property against which a separate tax shall have been levied.

Section 3. This ordinance shall take effect and be in full force and effect from and after its passage and approval by the Board of Trustees and the Chairman of the Board of Trustees.

(Ord. No. 76, 02/04/1963)

ORDINANCE 77: ASSESSMENT OF TAX RATE FOR 1963

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 77, 02/04/1963)

ORDINANCE 78-86: UNRECORDED

Unrecorded.

(Ord. No. 78-86)

ORDINANCE 87: ASSESSMENT OF TAX RATE FOR 1964

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 87, 02/04/1964)

ORDINANCE 88: ASSESSMENT OF 1965 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 88, 03/01/1965)

ORDINANCE 89: 1966 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 89, 02/23/1966)

ORDINANCE 90: 1967 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 90, 06/20/1967)

ORDINANCE 91: 1968 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 91, 02/20/1968)

ORDINANCE 92: ASSESSMENT OF 1969 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 92, 02/19/1969)

ORDINANCE 93-111: UNRECORDED

Unrecorded.

(Ord. No. 93-111)

ORDINANCE 112: EASEMENT TO ST. LOUIS COUNTY WATER COMPANY

Because this Ordinance references an obsolete easement granted to the St. Louis County Water Company on 01/26/1976, and lasting for a period of twenty years, it's recommend that the Village rescind and reserve this ordinance number for future use.

(Ord. No. 112, 01/26/1976)

ORDINANCE 113: UNRECORDED

Unrecorded.

(Ord. No. 113)

ORDINANCE 114: AN ORDINANCE TO PREVENT CONFUSION IN STREET NAMING, CHANGING THE NAME OF A CERTAIN STREET, AND TO REQUIRE THE NAMING OF ALL NEW STREETS, LANES AND ROADWAYS WITHIN THE VILLAGE OF WESTWOOD TO CONFORM TO REGULATIONS OF, AND BE APPROVED BY A DULY AUTHORIZED REPRESENTATIVE OF THE UNITED STATES POST OFFICE DEPARTMENT, OR, IN THE ALTERNATIVE, BY TRUSTEES OF THE VILLAGE OF WESTWOOD.

WHEREAS, police and fire protection has been imperiled, and postal delivery service impaired as a result of duplication in the name of certain streets in St. Louis County, and

WHEREAS, the Trustees of the Village of Westwood desire to avoid such peril and impairment,

Be it ordained by the Board of Trustees of the Village of Westwood, Missouri, as follows:

Section 1. That the name of all streets, lanes and roadways within the Village of Westwood be first submitted to a duly authorized representative of the United States Post Office, and duly approved by said representative before a name shall be adopted as the official name of said street, lane or roadway.

Section 2. On the failure of a duly authorized representative of the United States Post Office to designate a name within ninety (90) days of the date of the submission of such request, an official name for said street, lane or roadway shall be approved by the Trustees of the Village of Westwood at its next meeting thereafter.

That the lane designated as Robin Lane be and is hereby changed to: RUSH HILL LANE, a name duly approved by the United States Post Office authority.

(Ord. No. 114, 10/01/1969)

ORDINANCE 115: ASSESSMENT OF TAX RATES IN 1970

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 115, 02/27/1970)

ORDINANCE 116: PAVING AGREEMENT WITH ST. LOUIS COUNTY

Because this Ordinance references an obsolete authorization to contract with St. Louis County for paving and marking of certain streets within the Village, it's recommended that the Village rescind and reserve this ordinance number for future use.

(Ord. No. 116, 02/01/1971)

ORDINANCE 117: PUTTING INTO EFFECT THE BUILDING CODE OF ST. LOUIS COUNTY AS THE CODE OF THE VILLAGE AND CONTRACTING WITH THE COUNTY FOR IMPLEMENTATION AND ENFORCEMENT OF SAID BUILDING CODE.

Be it ordained by the Board of Trustees of the Village of Westwood, as follows:

Section 1. That the Chairman of the Board of Trustees and the Village Clerk acting for and in behalf of the Village of Westwood, Missouri, are hereby authorized to enter into the contract attached hereto and made a part hereof for certain services for the Village of Westwood by said St. Louis County as set out in said contract and in Ordinance 5694 (Dec. 1970) of St. Louis County, which is also attached hereto and made a part hereof; the provisions thereof being set forth in Section 1101 SLCRO.

Section 2. That the provisions of said Ordinance No. 5694 (Dec. 1970) of St. Louis County (Section 1101 SLCRO) which is attached hereto and made a part hereof, are hereby made applicable and effective in and for the Village of Westwood in so far as they may concern the Village.

Section 3. This Ordinance does hereby repeal any prior ordinance that might be in conflict herewith.

Section 4. This Ordinance shall be in full force and effect from and after its passage and approval.

(Ord. No. 117, 12/27/1971)

ORDINANCE 118: TAX RATE FOR 1971

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 118, 03/01/1971)

ORDINANCE 119: TAX RATE FOR 1972

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 119, 03/01/1972)

ORDINANCE 120: SUBDIVISION OF LINK'S NURSERY

AN ORDINANCE to establish separate lots 1 and 2 in the southwest quarter of Section 14 T. 45 N. -R. 5 E.

Be it ordained by the Board of Trustees of the Village of Westwood, St. Louis County, Missouri, as follows:

That there is hereby approved an Ordinance to evidence the approval of the Trustees at a Special Meeting of the Trustees held on May 8, 1972, with respect to the division and separation of Lots 1 and 2 located on the south side of Conway Road immediately east of Link's Nursery in the Southwest Quarter of Section 14 T. 45 N. -R. 5 E., and authorizing the construction of an easement for utility road purposes extending 283' south of Conway Road along the west line of said Lot 1 and 2, the northern perimeter of which is 283' south of Conway Road, and to permit the sale of Lots 1 and 2 separately.

This ordinance shall take effect and be in full force from after its passage and approval.

(Ord. No. 120, 05/08/1972)

ORDINANCE 121: CONTRACT WITH TOWN AND COUNTY

Because this Ordinance references the an obsolete contract for Fire Services with the City of Town and County, it's recommend that the Village rescind and reserve this ordinance number for future use.

(Ord. No. 121, 02/06/1973)

ORDINANCE 122: TAX RATE FOR 1973

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 122, 02/06/1973)

ORDINANCE 123-199: UNRECORDED

Unrecorded.

(Ord. No. 123-199)

ORDINANCE 200: ASSESSMENT OF 1977 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 200, 07/02/1977)

ORDINANCE 201: ADOPTION OF BANK ACCOUNT

AN ORDINANCE establishing a bank account for current cash receipts and disbursements for the Village of Westwood to serve during the ensuing year and to provide for the authorized signatures of the Trustees for the withdrawal of funds in said Bank Account; and for the deposit of surplus funds in certificates of deposit to yield a return of interest to be approved by the Trustees. Plaza Bank of St. Louis County if the designated bank.

Be it ordained by the Board of Trustees of the Village of Westwood, Missouri, as follows:

Section 1. The Trustees of the Village of Westwood do hereby designate the Chairman and the Treasurer to open and establish a bank account in accordance with Resolution hereto attached and made part hereof, and describing therein the authorized signatures of the Trustees in accordance therewith.

Section 2. The Treasurer of the Village of Westwood be and is hereby authorized to file, with the Chairman, monthly reports of receipts and disbursements as reflected in the Bank Statements to be filed with the Chairman.

Section 3. The Ordinance shall be in full force and effect from and after its passage and approval.

(Ord. No. 201, 07/02/1977)

ORDINANCE 202: CONTRACT WITH MUTUAL AIDE

AN ORDINANCE authorizing the entry of a contract for mutual aid between St. Louis County, Missouri and this municipality providing for the Office of Civil Preparedness of St. Louis County, in the event of major disaster, to render services to this municipality and to provide for adequate preparation therefore;

Be it ordained by the Board of Trustees of the Village of Westwood, Missouri, as follows:

Section 1. The Trustees of the Village of Westwood do hereby designate the Mayor to enter into a CONTRACT FOR MUTUAL AID under the terms of the COUNTY MUTUAL AID II as designated in detail in said CONTRACT.

Section 2. The Clerk of the Village of Westwood is herewith authorized to make copy of said CONTRACT a part of the permanent records of the Village of Westwood.

Section 3. The Ordinance shall be in full force and effect from and after its passage and approval.

(Ord. No. 202, 08/02/1977)

ORDINANCE 203: AGREEMENT WITH ST. LOUIS COUNTY FOR BOCA CODE

AN ORDINANCE authorizing the execution of a contract between county of St. Louis and Village of Westwood authorizing the performance of certain services by St. Louis County for and on behalf of Village of Westwood.

Be it ordained by the Board of Trustees of the Village of Westwood, Missouri, as follows:

Section 1. That the Trustees of the Village of Westwood do hereby authorize the Chairman of the Trustees to enter into an agreement with St. Louis County providing for the enforcement of Code Sections of the County of St. Louis, as follows: 1101.025 Building and Mechanical, 1102.170 Electrical, 1103.085 Plumbing, and

Section 2. The Trustees do hereby authorize the County of St. Louis to collect and receive such fees for inspections and permits for the granting of said permits as is allowed by the Code of St. Louis County, and to remit to the Village of Westwood such portions thereof as is customary to the Village of Westwood.

Section 3. The Ordinance shall be in full force and effect from and after its passage and approval.

(Ord. No. 203, 08/15/1977)

ORDINANCE 204: AGREEMENT WITH PAVING COMPANY

Because this Ordinance references an obsolete contract for the repair of Conway Road, it's recommend that the Village rescind and reserve this ordinance number for future use.

(Ord. No. 204, 08/07/1977)

ORDINANCE 205: ADOPTION OF ORDINANCE FOR INDEX OF ORDINANCES

AN ORDINANCE acknowledging the omission of certain ordinances enacted in prior years and acknowledges the efforts which have been made by the Chairman of Trustees to locate said ordinances, and authorizing the abandonment of further search.

Be it ordained by the Board of Trustees of the Village of Westwood, Missouri, as follows:

Section 1. The Trustees acknowledge the effort which has been made by the Chairman of Trustees to assemble an index of all Ordinances heretofore enacted, and acknowledge, further, the inability to locate all of the ordinances heretofore enacted and authorize the Trustees to abandon all further search for ordinances, copies of which are not available.

Section 2. The ordinance shall be in full force and effect from and after its passage and approval.

(Ord. No. 205, 08/27/1977)

ORDINANCE 205a: PROPOSITION FOR SALES TAX

Abstract of Votes Cast as Special Election in Village of Westwood held Wednesday, September 28, 1977.

Issue Voted on:

Proposition: There is hereby imposed upon all individuals, corporations, partnerships or other entities a sales tax of one percent (1%) on the receipts from the sale at retail of all tangible personal property or taxable services at retail within the Village of Westwood.

<u>Voting Unit</u>	<u>For</u>	<u>Against</u>
Cl. 49, 50	54	2

Absentee	<u>6</u>	<u>0</u>
Total	60	2

(Ord. No. 205a, 09/29/1977)

ORDINANCE 206: ROAD AND BRIDGE REFUND

AN ORDINANCE authorizing the Chairman of the Board to sign and file a certified claim with St. Louis County for the maximum amount of road and bridge refund or rebate appropriated to the credit of the Village of Westwood, Missouri; Being 18 cents per one hundred dollars assessed valuation, chargeable to the special road and bridge fund for the calendar year 1977, as provided under R.S. Mo. 1969, 1971, supplement thereto, section 137.558.

Be it ordained by the Board of Trustees of the Village of Westwood, Missouri, as follows:

Section 1. The Trustees of the Village of Westwood do hereby authorize the Chairman of the Board of Trustees to sign and file a certified claim with St. Louis County for the maximum amount of road and bridge refund or rebate appropriated to the credit of the Village of Westwood, Missouri; being 18 cents per one hundred dollars assessed valuation, chargeable to the special road and bridge fund for the calendar year 1977, as provided under R.S. Mo. 1969, 1971, supplement thereto, section 137.558.

Section 2. The ordinance shall be in full force and effect from and after its passage and approval.

(Ord. No. 206, 12/10/1977)

ORDINANCE 207: EASEMENT TO UNION ELECTRIC

Because this Ordinance references an obsolete contract (easement) created between the Union Electric Company and the Village, beginning on 12/10/1977 and lasting for a period of twenty years, it's recommended that the Village rescind and reserve this ordinance number for future use.

(Ord. No. 207, 12/10/1977)

ORDINANCE 207a: EASEMENT WITH UNION ELECTRIC

Because this Ordinance references an obsolete contract (easement) created between the Union Electric Company and the Village, beginning on 12/10/1977 and

lasting for a period of twenty years, it's recommended that the Village rescind and reserve this ordinance number for future use.

(Ord. No. 207a, 12/10/1977)

ORDINANCE 208: 1978 ELECTION

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 208, 12/10/1977)

ORDINANCE 209: INVESTMENT AUTHORIZATION

Be it ordained by the Board of Trustees of the Village of Westwood, Missouri, as follows:

Section 1. That the Trustees of the Village of Westwood do hereby authorize the Chairman of the Board of Trustees to invest excess cash in the account of the Village of Westwood in amounts from \$40,000 to \$50,000, to be invested in Two-Year United States Government Notes, earning approximately 7%, to be retained to the credit of the Village of Westwood by Treasurer.

Section 2. This ordinance shall be in full force and effect from and after its passage and approval.

(Ord. No. 209, 12/10/1977)

ORDINANCE 210: POLICE PROTECTION FOR ST. LOUIS COUNTY

Because this Ordinance references an obsolete contract for Police Protection Services with the County of St. Louis, it's recommend that the Village rescind and reserve this ordinance number for future use.

(Ord. No. 210, 02/25/1978)

ORDINANCE 211: 1978 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 211, 02/03/1978)

ORDINANCE 212: BOCA CODE MATTERS

AN ORDINANCE ADOPTING AND ENACTING THE BUILDING, ELECTRICAL, MECHANICAL AND PLUMBING CODES OF ST. LOUIS COUNTY AS AMENDED AS THE BUILDING, ELECTRICAL MECHANICAL AND PLUMBING CODES OF THE VILLAGE OF WESTWOOD.

Be it ordained by the Board of Trustees of the Village of Westwood, Missouri, as follows:

Section 1. The St. Louis County building, electrical, mechanical and plumbing codes as amended which were adopted by the County of St. Louis on November 28, 1975, March 3, 1975, November 28, 1975 and May 26, 1977, respectively are hereby adopted as the building electrical mechanical and plumbing codes for the Village of Westwood, Missouri, as if fully set out herein. (*This ordinance is superseded by [Ordinance No. 228](#), BOCA Code Matters*)

(Ord. No. 212, 03/03/1978)

ORDINANCE 213: 1978 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 213, 07/22/1978)

ORDINANCE 214: CLAIM FOR ST. LOUIS COUNTY

AN ORDINANCE authorizing the Village of Westwood to file a claim against St. Louis County for the maximum amount of road and bridge refund or rebate appropriated to the credit of the Village of Westwood.

Be it ordained by the Board of Trustees of the Village of Westwood, Missouri, as follows:

Section 1. That the Trustees of the Village of Westwood do hereby authorize and direct the Chairman of the Board of Trustees and the Village Clerk to file a claim against St. Louis County for the maximum amount of road and bridge refund or rebate appropriated to the credit of the Village of Westwood, Missouri; being 18 cents (.18¢) per \$100.00 of assessed valuation, chargeable to the special road and bridge fund for the calendar year 1979.

Section 2. The ordinance shall be in full force and effect from and after its passage and approval.

(Ord. No. 214, 07/22/1979)

ORDINANCE 215: 1979 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 215, 01/20/1979)

ORDINANCE 216: BURGLAR ALARM ORDINANCE

To be added at a later date.

(Ord. No. 216, 01/22/1979)

ORDINANCE 217: POLICE SERVICE CONTRACT ST. LOUIS COUNTY

Because this Ordinance references an obsolete contract for Police Protection Services with the County of St. Louis, it's recommend that the Village rescind and reserve this ordinance number for future use.

(Ord. No. 217, 01/22/1980)

ORDINANCE 218: UNRECORDED

Unrecorded.

(Ord. No. 218)

ORDINANCE 219: ROAD FUNDS

AN ORDINANCE authorizing the Chairman of the Trustees of the Village of Westwood to execute such affidavits as may be required with regard to county road and bridge tax refund of such funds as may be collected by St. Louis County and available for distribution to municipalities.

Be it ordained by the Board of Trustees of the Village of Westwood, Missouri, as follows:

Section 1. The Village of Westwood, acting by and through the Chairman of its Trustees, is hereby authorized to execute, for and on behalf of said Village of Westwood, for the calendar year 1979, and thereafter, such affidavits as may, from time to time, be required by law with regard to the use and application by the Village of Westwood of funds received from the County Road and Bridge Tax Refund, acknowledging that such

funds shall be used for no other purpose other than improvement and repair of public roads, streets, and bridges within the corporate limits of the Village of Westwood.

Section 2. This ordinance shall be in full force and effect from and after the date of its passage, until revoked by specific ordinance.

(Ord. No. 219, 11/17/1979)

ORDINANCE 220: CONTRACT FOR EMERGENCY 911 SERVICES

AN ORDINANCE authorizing the Village of Westwood, through its Chairman to enter into contract for the implementation of emergency 911 service as the same may be established throughout St. Louis County.

Be it ordained by the Board of Trustees of the Village of Westwood, Missouri, as follows:

Section 1. There is hereto attached a contract between St. Louis County, Missouri, City of St. Louis, Missouri, and Southwestern Bell Telephone Company, dated February 27, 1978, pursuant to which the Village of Westwood is designated as a participant, and the Chairman of the Trustees is herewith authorized to execute such contract on behalf of the Village of Westwood and to have the Village of Westwood designated as a participant, subject, however, to the right of the participant to terminate said contract on ninety (90) days written notice given to the County of St. Louis, by Registered Notice to the Director of Civil Preparedness, 7900 Forsyth Boulevard, Clayton, Missouri 63105.

Section 2. The Village of Westwood does herewith accept the obligations and rights described in contract attached hereto providing for expanded 911 Emergency Service.

(Ord. No. 220, 12/22/1979)

ORDINANCE 221-224: UNRECORDED

Unrecorded.

(Ord. No. 221-224)

ORDINANCE 225: WARNER AMEX CABLE ADOPTION ORDINANCE

Because this Ordinance references an obsolete contract between Warner Amex Cable and the Village of Westwood beginning 03/11/1981 and valid for a period of

fifteen (15) years, it's recommend that the Village renew or rescind and reserve this ordinance number for future use.

(Ord. No. 225, 03/11/1981)

ORDINANCE 226: REGULATION OF PRIVATE STABLES

Be it ordained by the Board of Trustees of the Village of Westwood, Missouri, as follows:

WHEREAS, the Trustees of the Village of Westwood have determined that it is necessary for the protection of the public health, safety, morals and general welfare of the Village of Westwood to regulate certain activities hereinafter set forth.

IT IS, THEREFORE, ORDAINED, by the Trustees of the Village of Westwood, that:

Section 1. No private stable, public stable, or any other structure with the capacity for one or more horses shall be located within 200 yards of any building, accessory building or any other structure.

Section 2. This ordinance shall be known, and may be cited as Ordinance No. 226, regulating the activities of private stables, public stables, and other structures with the capacity for one or more horses.

Section 3. This ordinance is enacted as an emergency measure in order to protect the public health, safety, morals and general welfare of the Village of Westwood, and shall be in full force and effect in accordance with its terms and provisions immediately upon passage of this ordinance.

(Ord. No. 226, 03/11/1981)

ORDINANCE 227: 1981 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 227, 04/11/1981)

ORDINANCE 228: BOCA CODE MATTERS

AN ORDINANCE ADOPTING AND ENACTING THE AMUSEMENTS, BUIDLING, ELECTRICAL, ELEVATORS, MECHANICAL, AND PLUMBING CODES OF ST. LOUIS COUNTY AS AMENDED AS THE AMUSEMENTS,

BUILDING, ELECTRICAL, ELEVATORS, MECHANICAL, AND PLUMBING
CODES OF THE VILLAGE OF WESTWOOD.

Be it ordained by the Board of Trustees of the Village of Westwood, Missouri, as follows:

Section 1. The St. Louis County amusements, building, electrical, elevators, mechanical and plumbing codes as amended which were adopted by the County of St. Louis on 05/16/1980, 05/16/1980, 04/29/1981, 05/16/1980, 05/16/1980, and 05/27/1980, respectively are hereby adopted as the building electrical mechanical and plumbing codes for the Village of Westwood, Missouri, as if fully set out herein.

(Ord. No. 228, 04/11/1981)

AGREEMENT OUTLINED IN ORDINANCE No. 228

THIS AGREEMENT made and entered into this 11th day of April 1981, by and between St. Louis County, Missouri, hereinafter referred to as "County," and Village of Westwood, hereinafter referred to as "Municipality."

WITNESSETH:

WHEREAS, Article II, Section 2.180(20) of the 1968 Charter of St. Louis County, Missouri, authorized the County to contract with Municipality for a common service; and

WHEREAS, the provisions of Section 70.210 to 70.320 inclusive, R.S. Mo. 1969, as amended, empower municipalities and other political subdivisions to contract and cooperate with each other for a common service; and

WHEREAS, Section(s)

- 1.) 1101.560
- 2.) 1101.560
- 3.) 1102.170
- 4.) 1101.560
- 5.) N/A
- 6.) 1101.560
- 7.) 1103.035

SLCRO 1974, as amended, authorize(s) County to contract with Municipalities for administration of Municipalities:

- 1.) Amusements
- 2.) Building
- 3.) Electrical
- 4.) Elevators
- 5.) N/A
- 6.) Mechanical
- 7.) Plumbing

Code(s) and

WHEREAS, Municipality has duly enacted Ordinance No. 228, said ordinance being identical in substance with County's

- 1.) Amusements
- 2.) Building
- 3.) Electrical
- 4.) Elevators
- 5.) N/A
- 6.) Mechanical
- 7.) Plumbing

Code(s) and

WHEREAS, Municipality has duly enacted Ordinance No. 228, a certified copy of which is attached hereto and made a part hereof, authorizing the execution of this agreement on behalf of Municipality.

NOW, THEREFORE, for and in conjunction of the mutual promises covenants and obligations hereinafter stated, the County and Municipality mutually agree as follows, to-wit:

ARTICLE I. SCOPE OF SERVICES

1.1 SCOPE OF SERVICES. County shall provide to Municipality code enforcement services in the following areas:

- 1.) Amusements
- 2.) Building
- 3.) Electrical
- 4.) Elevators
- 5.) N/A
- 6.) Mechanical
- 7.) Plumbing

ARTICLE II. TERM OF AGREEMENT

2.1 TERM OF AGREEMENT. This agreement shall commence on the 11th day of April, 1981 and shall continue in effect from year to year unless terminated as provided in ARTICLE IX herein.

ARTICLE III. PERMITS, INSPECTIONS, LICENSING AND APPROVAL OF PLANS

3.1 PERMITS. County through its Department of Public Works shall issue all permits required by the code(s) as set forth in Paragraph 1.1 herein.

3.2 INSPECTIONS. County through its Department of Public Works shall execute all inspections required by the code(s) as set forth in Paragraph 1.1 herein.

3.3 LICENSING. County through its Department of Public Works shall license all persons as required by the code(s) as set forth in Paragraph 1.1 herein.

3.4 APPROVAL OF PLANS, County through its Department of Public Works shall examine all plans to determine their compliance with the code(s) as set forth in Paragraph 1.1 herein.

ARTICLE IV. RESTRICTIVE PROVISIONS

4.1 RESTRICTIVE PROVISIONS. If Municipality has adopted provisions applicable to the services as set forth in Paragraph 1.1 herein said provisions being more restrictive than those contained in County's code(s), Municipality shall approve all plans, prior to submission to County's Department of Public Works for issuance of permits.

ARTICLE V. REGULATORY ORDINANCE

5.1 REGULATORY ORDINANCE. Municipality shall approve all plans for compliance with zoning or other regulatory ordinances prior to submission to County's Department of Public Works.

ARTICLE VI. ENFORCEMENT OF MUNICIPAL ORDINANCE

6.1 ENFORCEMENT. County shall not take any action; either at law or in equity, to enforce the provisions of Municipality's ordinance(s) as the same shall apply hereto. County shall notify Municipality of any known violations of Municipality's ordinance(s).

ARTICLE VII. FEE COLLECTION

7.1 FEE COLLECTION. All fees shall be collected by County's Department of Public Works.

ARTICLE VIII. AMENDMENTS TO COUNTY CODE

8.1 AMENDMENTS. In the event County shall add to, delete or amend sections of the code(s) as set forth in Paragraph 1.1 herein, Municipality shall amend its ordinance to make it identical in substance to County's amended code. County shall supply Municipality with a copy of its proposed amendment prior to its effective date and Municipality shall amend its ordinances within Ninety (90) days of the effective date of said County amendment. In the event County shall fail to provide a copy of its proposed amendment as provided above, Municipality shall have Ninety (90) days to amend its ordinance after receipt of a copy of County's amendments.

8.2 CERTIFIED COPY. Municipality shall supply County with a certified copy of all amendments to its ordinances within five (5) days of said amendments effective dates.

ARTICLE IX. TERMINATION

9.1 FAILURE TO AMEND. In the event Municipality shall fail to amend its ordinance as provided in Paragraph 8.1 herein this Agreement shall be terminated.

9.2 TERMINATION FOR CONVENIENCE. Either County or Municipality may terminate this agreement at any time by giving Ninety (90) days prior written notice to the other party.

(Agreement Outlined in Ord. No. 228, 04/11/1981)

ORDINANCE 229: 1983 TAX RATE

Recommend rescinding and reserving ordinance number for future use.

(Ord. No. 229, 04/04/1983)

FOR REFERENCE PUPOSES ONLY
