

ORDINANCE No. 118582

COUNCIL BILL No. 111717

INDEXED

The City of

AN ORDINANCE relating to land use and zoning of adult cabarets, extending the moratorium on the issuance of use permits, and on the acceptance of applications for use permits or building permits, for adult entertainment premises as defined in SMC 6.270.

Honorable President:

Your Committee on _____

to which was referred the within Council report that we have considered the same

COMPTROLLER FILE No. _____

Introduced: APR 21 1997	By: DRAGO
Referred: APR 23 1997	To: Business, Economic & Community Development Committee
Referred:	To:
Referred:	To:
Reported: MAY 12 1997	Second Reading: MAY 12 1997
Third Reading: MAY 12 1997	Signed: MAY 12 1997
Presented to Mayor: MAY 13 1997	Approved: MAY 27 1997
Returned to City Clerk: MAY 27 1997	Published: <i>Full page</i>
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

Full Council

 *WPS*

The City of Seattle--Legislative Department

Date Reported
and Adopted

REPORT OF COMMITTEE

President:

Committee on _____

was referred the within Council Bill No. _____

we have considered the same and respectfully recommend that the same:

BECA Do pass 1-0

Full Council vote 7-0

(Signature) WFS

Committee Chair

ORDINANCE 118582

AN ORDINANCE relating to land use and zoning of adult cabarets, extending the moratorium on the issuance of use permits, and on the acceptance of applications for use permits or building permits, for adult entertainment premises as defined in SMC 6.270.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The City Council hereby adopts the following findings of fact:

- a. There are a number of adult cabarets located near residential areas throughout the City;
- b. There is growing evidence that such uses constitute a threat to the public health, safety, and welfare;
- c. In April 1996 the City Council passed and the Mayor signed Ordinance 118102 establishing a moratorium through June 30, 1997 on new adult cabarets within the City pending additional City analysis and evaluation;
- d. The City Council has developed a work plan for developing and evaluating land use code amendments for adult entertainment uses; and
- e. This Council therefore finds that the protection of the public health, safety, and welfare requires extending the moratorium on new adult cabarets.

Section 2. Through June 30, 1998 or until new land use regulations governing the location of adult cabarets take effect, whichever is sooner, no use permit shall be issued, nor shall any use permit application or building permit application be accepted, for any new adult entertainment premises as defined in SMC 6.270.

1 Section 3. Pursuant to SMC 25.05.880, the City Council finds that an exemption under
2 SEPA for this action is necessary to prevent an imminent threat to public health and safety and
3 to prevent an imminent threat of serious environmental degradation through continued
4 development under the existing regulations. SEPA review of any permanent regulations
5 proposed for replacement of the existing zoning shall be conducted.
6

7 Section 4. This Ordinance shall take effect and be in force thirty days from and after its
8 passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it
9 shall become a law under the provisions of the city charter.
10

11 PASSED by the City Council the 12 day of May, 1997, and signed by
12 me in open session in authentication of its passage this 12 day of May, 1997.
13

14 Jan Dugg
15 President of the City Council

16 Approved by me this 20 day of May, 1997.

17 Monroe B. Rice
18 Mayor

19 Filed by me this 27 day of May, 1997.

20 Jessica E. Papp
21 City Clerk
22

23 (Seal)
24
25
26

TIME AND DATE STAMP

SPONSORSHIP

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY
THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:

Jan Deago

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO: _____

PRESIDENT'S SIGNATURE

City of Seattle

ORDINANCE 118582

AN ORDINANCE relating to land use and zoning of adult cabarets, extending the moratorium on the issuance of use permits, and on the acceptance of applications for use permits or building permits, for adult entertainment premises as defined in SMC 6.270.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The City Council hereby adopts the following findings of fact:

- a. There are a number of adult cabarets located near residential areas throughout the City;
- b. There is growing evidence that such uses constitute a threat to the public health, safety, and welfare;
- c. In April 1996 the City Council passed and the Mayor signed Ordinance 118132 establishing a moratorium through June 30, 1997 on new adult cabarets within the City pending additional City analysis and evaluation;
- d. The City Council has developed a work plan for developing and evaluating land use code amendments for adult entertainment uses; and
- e. The Council therefore finds that the protection of the public health, safety, and welfare requires extending the moratorium on new adult cabarets.

Section 2. Through June 30, 1998 or until new land use regulations governing the location of adult cabarets take effect, whichever is sooner, no use permit shall be issued, nor shall any use permit application or building permit application be accepted, for any new adult entertainment premises as defined in SMC 6.270.

Section 3. Pursuant to SMC 25.05.880, the City Council finds that an exemption under SEPA for this action is necessary to prevent an imminent threat to public health and safety and to prevent an imminent threat of serious environmental degradation through continued development under the existing regulations. SEPA review of any pertinent regulations proposed for replacement of the existing zoning shall be conducted.

Section 4. This Ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

PASSED by the City Council the 12th day of May, 1997, and signed by me in open session in authentication of its passage this 12th day of May, 1997.

JAN DRAGO
President of the City Council.
Approved by me this 27th day of May, 1997.

NORMAN B. RICE,
Mayor.
Filed by me this 27th day of May, 1997.
(Seal) JUDITH E. PIPPIN,
Clerk.

Publication ordered by JUDITH PIPPIN, City Clerk.

Date of official publication in Daily Journal of Commerce, Seattle, May 30, 1997. 5/30(81174)

STATE OF WASHINGTON - KING COUNTY

e, City Clerk

—SS.

No. ORDINANCE IN

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:ORD 118582

was published on

05/30/97

The amount of the fee charged for the foregoing publication is the sum of \$ _____, which amount has been paid in full.

R. Peterson

Subscribed and sworn to before me on

05/30/97

McAlister

Notary Public for the State of Washington, residing in Seattle