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Entertainment  
Adult/Moratorium Extension

ORIGINAL

ORDINANCE NO. 1864

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, AMENDING THE TIME LIMIT FOR THE PLANNING COMMISSION TO RETURN A RECOMMENDATION AS CONTAINED IN SECTION 3 OF ORDINANCE NO. 1822 REGARDING ADULT ENTERTAINMENT USES, AND EXTENDING THE MORATORIUM ON ACCEPTANCE OF BUILDING PERMITS AND LICENSES FOR ADULT ENTERTAINMENT USES THROUGH JULY 15, 1996.

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WHEREAS, on January 17, 1995, the City Council for the City of Redmond passed Ordinance No. 1822 establishing an immediate moratorium on the acceptance of application for use permits, building permits and business licenses for adult entertainment uses and businesses, and

WHEREAS, contained within Section 3 of that Ordinance, was a direction to the Planning Commission to return its final recommendations to the City Council within 300 days of the effective date of the Ordinance, i.e., within three hundred days after January 17, 1995, and

WHEREAS, the moratorium was made effective for a period of one year from the effective date of Ordinance 1822, i.e., until January 17, 1996, in order to give the City Council time to review the Planning Commission recommendation, and

WHEREAS, the Planning Commission has diligently collected and reviewed information regarding the regulation of adult entertainment uses and businesses, but has also been dealing with several large projects in addition to the adult entertainment issue, including, but not limited to, the Comprehensive Plan required by the Growth Management Act and the implementing regulations for the Plan, and

WHEREAS, there have been cases in other jurisdictions that have been reviewed by Superior Court for King County, and the staff has been awaiting the outcomes of these cases as well, and

WHEREAS, the Planning Commission will need additional time in order to provide for a public hearing and a complete comprehensive recommendation to the City Council regarding the regulation of adult entertainment uses and businesses, NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, HEREBY ORDAINS AS FOLLOWS:

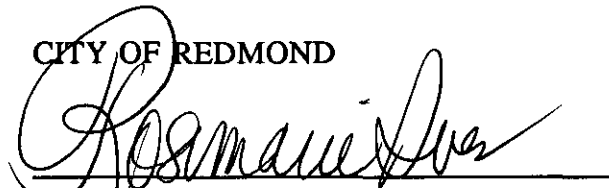
Section 1. Date of Planning Commission's Final Recommendation to City Council. In Section 3 of Ordinance No 1822, the City Council has ordered the Planning Commission to return its final recommendations to the City Council within 300 days of the effective date of Ordinance No. 1822. However, in order to give the Planning Commission additional time to provide a complete, comprehensive and detailed recommendation, the City Council hereby amends Section 3 of Ordinance No. 1822, only as it pertains to the time limit for the return of the Planning Commission's recommendations to Council, and extends said time limit by an additional 180 days, changing the time limit for return of the recommendation to within 480 days (total) of the effective date of Ordinance No. 1822, i.e., to May 11, 1996. No

other clause, phrase, word or sentence of Section 3 of Ordinance No. 1822 shall be altered, amended or affected in any way by the adoption of this Ordinance.

Section 2. Findings in Support of Continued Moratorium - Extension of Moratorium. The City Council hereby adopts the recitals set forth in Ordinance No. 1822 and the recitals set forth in this Ordinance as findings in support of continuing the moratorium imposed by Ordinance No. 1822. In addition, the Council expressly finds that the emergency conditions which led to the imposition of the moratorium established by Ordinance No. 1822 continue to exist and require that the moratorium be extended. Because the Council has extended the date for a Planning Commission recommendation by 180 days, the Council finds and declares that the moratorium should also be extended by 180 days. To that end, the moratorium established by Ordinance No. 1822 is hereby extended through July 15, 1996.

Section 3. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 4. Effective Date. This Ordinance, being an exercise of power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

CITY OF REDMOND  
  
MAYOR ROSEMARIE IVES

ATTEST/AUTHENTICATED:

*Bonnie Mattson*

CITY CLERK, BONNIE MATTSON

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

By: 

FILED WITH THE CITY CLERK:	November 27, 1995
PASSED BY THE CITY COUNCIL:	December 05, 1995
SIGNED BY THE MAYOR:	December 05, 1995
PUBLISHED:	December 13, 1995
EFFECTIVE DATE:	December 18, 1995
ORDINANCE NO. <u>1864</u>	