

ORDINANCE No. 116660

March 93

COUNCIL BILL No. 109641

The City of S

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 1 9 1993	By: PAGELER
Referred: APR 1 9 1993	To: PUBLIC SAFETY COMMITTEE
Referred:	To:
Referred:	To:
Reported: APR 2 6 1993	Second Reading: APR 2 6 1993
Third Reading: APR 2 6 1993	Signed: APR 2 6 1993
Presented to Mayor: APR 2 7 1993	Approved: APR 2 9 93
Returned to City Clerk: APR 2 9 '93	Published:
Vetoesd by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

Full Com

The City of Seattle--Legislative Department

REPORT OF COMMITTEE

Date Reported
and Adopted

resident:

Committee on _____

was referred to within Council Bill No. _____

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

Full Council Vote 7-0

Committee Chair

ORDINANCE 116660

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.

WHEREAS, the City Council finds that there are a number of adult cabarets located near residential areas throughout the City; and

WHEREAS, there is growing evidence that such uses constitute a threat to the public health, safety, and welfare; and

WHEREAS, in May 1992 the City Council passed and the Mayor signed Ordinance 116196 establishing a moratorium through June 30, 1993 on new adult cabarets within the City pending additional City analysis and evaluation; and

WHEREAS, the analysis by the Department of Construction and Land Use of the approach taken by King County in regulating adult entertainment uses demonstrated that a similar approach would not work in the City of Seattle; and

WHEREAS, the City Council has developed a work plan and schedule for land use code amendments for adult entertainment uses, including environmental review under the State Environmental Policy Act (SEPA); and

WHEREAS, the environmental review and work plan will not be complete by the time the current moratorium in Ordinance 116196 expires; and

WHEREAS, this Council therefore finds that the protection of the public health, safety, and welfare requires extending the moratorium on new adult cabarets; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Through June 30, 1994 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 adult entertainment premises as defined in SMC 6.270.

Section 2. 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

1 continued development under the existing regulations. SEPA review of any permanent
2 regulations proposed for replacement of the existing zoning shall be conducted.

3 Section 3. This Ordinance shall take effect and be in force thirty days from and after
4 its passage and approval, if approved by the Mayor; otherwise it shall take effect at the
5 time it shall become a law under the provisions of the city charter.
6

7 PASSED by the City Council the 26th day of April, 1993, and
8 signed by me in open session in authentication of its passage this 26th day of
9 April, 1993.
10

11 Margaret Pogeler
12 President... of the City Council

13 Approved by me this 29 day of April, 1993.

14 Norman B. Piser
15 Mayor

16 Filed by me this 29 day of April, 1993.
17

18 By: Margaret Carter
19 Deputy
20

21 (SEAL)

22 Published _____
23
24
25
26
27
28

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:

Margaret Payer

_____	_____
_____	_____
_____	_____
_____	_____

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO:

PRESIDENT'S SIGNATURE

STATE OF WASHINGTON - KING COUNTY

29849
City of Seattle

-SS.

No. ORDINANCE IN

City of Seattle

ORDINANCE 116660

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.

WHEREAS, the City Council finds that there are a number of adult cabarets located near residential areas throughout the City; and

WHEREAS, there is growing evidence that such uses constitute a threat to the public health, safety, and welfare; and

WHEREAS, in May 1992 the City Council passed and the Mayor signed Ordinance 116196 establishing a moratorium through June 30, 1993 on new adult cabarets within the City pending additional City analysis and evaluation; and

WHEREAS, the analysis by the Department of Construction and Land Use of the approach taken by King County in regulating adult entertainment uses demonstrated that a similar approach would not work in the City of Seattle; and

WHEREAS, the City Council has developed a work plan and schedule for land use code amendments for adult entertainment uses, including environmental review under the State Environmental Policy Act (SEPA), and

WHEREAS, the environmental review and work plan will not be complete by the time the current moratorium in Ordinance 116196 expires; and

WHEREAS, this Council therefore finds that the protection of the public health, safety, and welfare requires extending the moratorium on new adult cabarets; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Through June 30, 1994 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 adult entertainment premises as defined in SMC 6.270.

Section 2. Pursuant to SMC 25.05.680, 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 permanent regulations proposed for replacement of the existing zoning shall be conducted.

Section 3. 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 26th day of April, 1993, and signed by me in open session in authentication of its passage this 26th day of April, 1993.

MARGARET PACELER,
President Pro Tem of the City Council.
Approved by me this 29th day of April, 1993.

NORMAN B. RICE,
Mayor.
Filed by me this 29th day of April, 1993.

(Seal) By: MARGARET CARTER,
Deputy Clerk.

Publication ordered by JUDITH PIP-
PIN, City Clerk.

Date of official publication in Daily

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

ORD:116660

was published on

05/18/93

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

A. Andrew

Subscribed and sworn to before me on

05/18/93

[Signature]

Notary Public for the State of Washington,
residing in Seattle