

November 26, 1996

Introduced By: JANE HAGUE
Greg Nickels

AdultOrd.Doc/NR:jem

Proposed No.: 96-946

ORDINANCE NO. **12553**

1
2 AN ORDINANCE related to adult use
3 establishments, extending the moratorium
4 enacted by Ordinance No. 12085 on
5 applications and licenses concerning
6 adult use establishments.

7 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

8 SECTION 1. Findings. Based on evidence, information,
9 documents and materials submitted to and reviewed by the King
10 County Council and other municipalities and jurisdictions in
11 this region, including but not limited to the record
12 supporting passage of Ordinance 9915, the King County Council
13 makes the following findings of fact:

14 A. The findings contained in Section 1 of each of the
15 following ordinances (11647, 11825, and 12085) are
16 incorporated herein by reference.

17 B. In response to concerns evidenced by those findings,
18 the council adopted Ordinance 12085 to extend a moratorium
19

1 ordinance. To that end, executive staff has attended
2 numerous meetings with (and has made presentations before)
3 various community interest groups and Unincorporated Area
4 Councils (UACs). In addition, several workshops have been
5 conducted with representatives from the West Hill, North
6 Highline, and Maple Valley UACs, as well as representatives
7 from community interest groups in Kenmore and Renton, to
8 identify and discuss the feasibility of additional
9 regulatory options. (See Exhibit A for list of community
10 meetings and workshops). The Department of Development and
11 Environmental Services is continuing in its efforts to
12 assess the feasibility of the additional regulatory options
13 being developed through discussions with the UACs and
14 community interest groups.

15 2. Executive staff continues to approach other
16 local jurisdictions to discuss a regional zoning approach.
17 To this end, studies have been reviewed to evaluate the
18 differing customer characteristics of the various types of
19 adult use facilities.

20 3. As part of the discussion and evaluation of new
21 regulatory options with interested citizens and groups,

1 recommendation after receiving this additional community
2 review and comment.

3 2. The executive must also prepare a new report of
4 the current adult use entertainment regulations and
5 alternative methods of addressing the harmful secondary
6 effects of such establishments, as required by Ordinance
7 11647.

8 3. The county must perform a review under the
9 State Environmental Protection Act (SEPA) and give the state
10 notice of any proposed amendments to the zoning code at least
11 sixty days prior to final adoption pursuant to the Growth
12 Management Act (GMA).

13 4. Once the executive transmits a proposed
14 ordinance to the Council, the proposed ordinance must proceed
15 through the legislative process, which normally takes a
16 minimum of approximately forty-five days from the date an
17 ordinance is introduced until the date it becomes effective.
18 This may take longer, however, to accommodate public
19 involvement.

20 5. If a comprehensive plan amendment is necessary,
21 due to policy changes resulting from the executive's proposed

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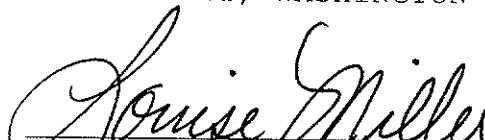
1 SECTION 2. Moratorium Extension. The moratorium first
2 enacted by Ordinance 11647 and most recently extended by
3 Ordinance 12085 shall remain in effect through December 31,
4 1997 or until new land use regulations governing the siting
5 of adult use establishments take effect, whichever is
6 sooner. While the moratorium remains in effect, no
7 applications shall be accepted or approved for building
8 permits or business licenses necessary to establish a new
9 adult use business.

10 SECTION 3. Severability. If any provision of this
11 ordinance or its application to any person or circumstance
12 is held invalid by a court of competent jurisdiction, the
13 remainder of the ordinance or the application of the
14 provision to other persons or circumstances is not affected.

15 INTRODUCED AND READ for the first time this 12TH
16 day of November, 1996.

17 PASSED by a vote of 13 to 0 this 16th day of
18 December, 1996.

19 KING COUNTY COUNCIL
20 KING COUNTY, WASHINGTON

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22


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ATTACHMENT

12553

ADULT ENTERTAINMENT
LAND USE CODE AMENDMENT
TENTATIVE WORK PROGRAM with Comp Plan Amendment

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|----|--|----------------------|
| A. | Prepare Draft Recommendation | October 1996 |
| B. | Publish Draft Recommendation | November 1996 |
| C. | Public Meetings | November 1996 |
| D. | Transmit Executive Recommendation | December 1996 |
| E. | Preliminary Committee Review | January - March 1997 |
| F. | Prepare Comp Plan Amendments
(if necessary for policy changes) | March 1997 |
| G. | Public Meeting on Comp Plan Amendments | April 1997 |
| H. | Transmit Executive Comp Plan Recommendation | June 1997 |
| I. | Committee Review | July - August 1997 |
| J. | Transmit preliminary CPP Amendments to GMPC
(if necessary for policy changes) | September 1997 |
| K. | Preliminary Council Review of Comp Plan | September 1997 |
| L. | Council adopts Comp Plan Amendments | November 1997 |