

ORDINANCE NO. 333

AN ORDINANCE OF THE CITY OF UNIVERSITY PLACE, WASHINGTON ESTABLISHING AN INTERIM ZONING CONTROL PURSUANT TO RCW 35A.63.220 PROHIBITING THE LOCATION OF, SITING OF, OR ESTABLISHMENT OF DANCE HALLS FOR MINORS IN THE LIGHT INDUSTRIAL-BUSINESS PARK ZONE, DECLARING AN EMERGENCY, AND MAKING THIS ORDINANCE EFFECTIVE IMMEDIATELY UPON PASSAGE BY A MAJORITY PLUS ONE OF THE CITY COUNCIL.

WHEREAS, the 'dance hall for minors' use is not specifically defined and regulated by the City zoning code or other ordinance, and

WHEREAS, the City Council is concerned that establishment of a dance hall for minors may cause parking, noise and public safety impacts that current zoning regulations would not address, and

WHEREAS, the City Council is concerned that a dance hall for minors may be incompatible with a tavern or cocktail lounge use located on the same site, and

WHEREAS, to avoid any uncertainty occasioned by the above, the City Council finds that an emergency exists and that public health, public safety, the protection of public property and public peace require that the City Council take immediate action to avoid the establishment or siting of any dance hall for minors within the light industrial-business park zone until the City Council can adopt zoning controls and licensing regulations for dance hall establishments which address this business use in a manner consistent with the public interest; Now, Therefore,

THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Interim Zoning Control on Dance Halls for Minors Established. Pursuant to RCW 35A.63.220 an interim zoning control is immediately established prohibiting the location of, siting of, or establishment of dance halls for minors in the Light Industrial-Business Park zone of the City.

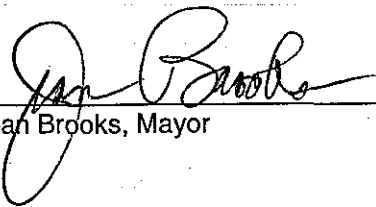
Section 2. Term of Interim Zoning Control. The interim zoning control imposed in this ordinance shall become effective immediately upon passage of this ordinance and shall continue in effect for 120 days from the date of passage unless repealed, extended or modified by the City Council after subsequent public hearing and entry of appropriate findings of fact pursuant to RCW 35A.63.220.

Section 3. Effective Date and Declaration of Emergency. The City Council hereby finds and declares that an emergency exists, pursuant to RCW 43.21C.110, WAC 197-11-880, and UPMC 17.50.050 which necessitates that this ordinance become effective immediately in order to avoid an imminent threat to the public health, safety and welfare and to prevent an imminent danger to public or private property. This ordinance shall become effective immediately upon passage of a majority plus one of the whole membership of the City Council.

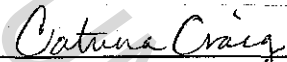
Section 4. Setting a Public Hearing. The City Clerk is directed to set a public hearing before the City Council within sixty (60) days of the passage of this Ordinance for the consideration by the City Council of Findings of Fact in compliance with RCW 35A.63.220.

Section 5. Severability. If any section, sentence, clause or phrase of this ordinance shall be held to be invalid or unconstitutional by 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.

PASSED BY THE CITY COUNCIL ON JANUARY 22, 2002


Jean Brooks, Mayor

ATTEST:


Catrina Craig, City Clerk

APPROVED AS TO FORM:


Timothy X. Sullivan, City Attorney

Date of Publication: 1/25/02
Effective Date: 1/22/02