

Resolution No. 2003-22

[Council meeting minutes of Oct 6 2003](#)

RESOLUTION NO. 2003-22

A Resolution of the City Council of the City of Lakewood, Washington, setting a public fact finding hearing pursuant to RCW 35A.63.220 to consider whether the moratorium established pursuant to Ordinance No. 297 and extended by Ordinance No. 309 should be extended for an additional six months

WHEREAS, in conformity with the State Growth Management Act, the City of Lakewood is involved in the process of amending its comprehensive plan, land use regulations and zoning code regulations in respect to adult entertainment businesses; and,

WHEREAS, pursuant to section 35A.63.220 of the Revised Code of Washington, in Ordinance No. 297 the City Council of the City of Lakewood on January 6, 2003, established a six-month moratorium on applications for licenses, permits and approvals for businesses classified as adult entertainment establishments within the City; and,

WHEREAS, in conformity with RCW 35A.63.220 on May 19, 2003, Ordinance 309 was adopted that extended this moratorium for six additional months;

WHEREAS, RCW 35A.63.220 allows for extensions of moratoriums for additional six-month periods when a public hearing is held and findings of fact are made prior to such a renewal.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKEWOOD, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Public Hearing Set. That a public hearing shall be held regarding the moratorium established in Ordinance No. 297 and extended in Ordinance No. 309, and said hearing is hereby set for the Monday, October 20, 2003, at 7 p.m. in the City of Lakewood City Council Chambers.

Section 2. Moratorium Extended on Findings of Fact. Pursuant to RCW 35A.63.220 extension or renewal of the moratorium created under Ordinance No. 297 and extended under Ordinance No. 309 must be based upon findings of fact as established at the above-set public hearing. The purpose for this public hearing will be to consider whether to renew, extend or abandon the moratorium.

Section 3. Severability. If any sections, sentence, clause or phrase of this Resolution shall be held to be invalid or unconstitutional by a court of competent jurisdiction, or its application held inapplicable to any person, property or circumstance, such invalidity or unconstitutionality or inapplicability shall not effect the validity or constitutionality of any other section, sentence, clause or phrase of this Resolution or its application to any other person, property or circumstance.

Section 4. This Resolution shall be in full force and effect upon passage and signatures hereon.

PASSED by the City Council this 6th day of October, 2003.

Attest: _____

Bill Harrison, Mayor

Alice M. Bush, CMC, City Clerk

Approved as to Form:

Heidi Wachter, City Attorney

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