

ORDINANCES
MILES CITY, MONTANA

ORDINANCE NO. 1290

AN ORDINANCE ADOPTED PURSUANT TO THE MONTANA INTERIM ZONING STATUTE CONTAINED IN SECTION 76-2-306 MCA ADOPTING AN INTERIM ZONING ORDINANCE PERTAINING TO THE ZONING OF SEXUALLY ORIENTED BUSINESSES

WHEREAS, the City of Miles City has received statements of concern from citizens regarding the establishment of sexually oriented businesses within the jurisdiction of the City of Miles City, particularly in historic districts, and areas within close proximity to residential properties, churches, schools, parks, libraries, daycare centers, and other similar properties;

AND WHEREAS, the City of Miles City intends to study the potential impact to the community of sexually oriented businesses, and to enact a permanent zoning ordinance regulating the same;

AND WHEREAS, during said period of study, the City of Miles City finds that it is necessary for the protection of the safety, health and welfare of its citizens to enact a six (6) month interim zoning ordinance as authorized by section 76-2-306 MCA, which may be extended as authorized by said statute;

AND WHEREAS, notice has been provided as required by section 76-2-306 MCA, and prior to the adoption of this ordinance, a public hearing was duly held, and public input considered by the City Council.

NOW THEREFORE, BE IT ORDAINED, by the City Council of the City of Miles City, Montana, as follows:

1. Sexually oriented businesses are prohibited from being established within the City Limits of Miles City and within one mile of the corporate boundary.
2. Sexually oriented business is defined as an adult arcade, adult bookstore or adult video store, adult cabaret, adult motel, adult motion picture theatre, adult theater, escort agency, nude model studio, or similar facilities.
3. Effective Date. This ordinance shall be effective immediately upon first reading and shall expire six (6) months from the date of passage unless extended in accordance with section 76-2-306 MCA.

FINALLY PASSED AND ADOPTED THIS 14TH DAY OF APRIL, 2015.

ATTEST:


Lorrie Pearce, City Clerk


C. A. Grenz, Mayor