

ORDINANCE NO. 1709

AN ORDINANCE OF THE CITY OF REDLANDS ESTABLISHING
PROCEDURES FOR THE CONSTRUCTION, OPERATION, OR
EXPANSION OF ADULT THEATERS AND AMENDING ORDINANCE
NO. 1000 AND RESCINDING ORDINANCE NO. 1693

THE CITY COUNCIL OF THE CITY OF REDLANDS does
ordain:

SECTION ONE: That Ordinance No. 1693 of the
City of Redlands shall be rescinded and Ordinance
No. 1000 of the City of Redlands, Section 52.10 D
shall be amended to read as follows:

SECTION 52.10: DEVELOPMENT PROVISIONS FOR SPECIFIC USES

D. ADULT THEATERS

The purpose of these provisions is to establish procedures for the construction, operation, or expansion of adult theaters whether conducted as a separate business activity or in conjunction with another permitted use in the C-3, C-4, and C-M Zones.

1. COMMISSION AND COUNCIL APPROVAL REQUIRED

Application shall be in the form of a Conditional Use Permit in the following instances:

- a. Adult theaters constructed or established after the effective date of this ordinance.
- b. Any place of business which changes operation so as to be considered an adult theater, as defined in this section.
- c. Any place of business wherein adult movies and/or slides are to be shown in conjunction with an established and permitted commercial use.
- d. When, in the opinion of the Planning Director, subject to appeal of the Planning Commission and City Council, a combination of the above factors would require a Conditional Use Permit.

2. DEFINITIONS

- a. Adult Theater. Any premises from which minors are excluded, and in which motion pictures, slides, or similar photographic reproductions are shown as an adjunct to some other business activity which is conducted on the premises and constitutes a major attraction; and wherein fees of any kind are charged; and wherein such movies are shown on a regular basis.

3. PROPERTY DEVELOPMENT STANDARDS

- a. An adult theater shall not be located within 1,000 feet of schools, churches, parks, residential zones, or other areas in which minors regularly travel or congregate.

SECTION 52.10: DEVELOPMENT PROVISIONS FOR SPECIFIC USES

3. PROPERTY DEVELOPMENT STANDARDS (Continued)

- b. Any applicant who proposes to own, operate, manage, lease or control an adult theater shall submit to a background investigation, to include fingerprinting by the Redlands Police Department, to determine whether the applicant has been convicted of any crime involving moral turpitude, or has been convicted of any felony offense. Applicants for an adult theater license shall be required to list all principal owners including those with silent partner status.
- c. Offstreet parking shall be provided in accordance with Section 40.00 and such parking areas shall be paved, striped, and lighted in accordance with Code provisions.
- d. Lobby and entrance areas should be designed so as to minimize obstruction of sidewalks during operating hours.
- e. Buildings shall meet all applicable safety standards of the Redlands Municipal Code, including but not limited to adequate fireproofing of walls, floors, and ceilings; fireproof storage of film; and adequate fire exits.
- f. No signs or other structures shall be placed, erected, or used on the premises except as provided for in the Redlands Municipal Code and then only with the approval of the Planning Commission; nor shall the building be painted in garish colors or such other fashion as will effectuate the same purpose as a sign(s) without the approval of the Planning Commission.
- g. Advertisements, displays, or other promotional materials shall not be shown or exhibited so as to be visible to the public from pedestrian sidewalks or walkways, or from other areas public or semi-public; and such displays shall be considered as signs.

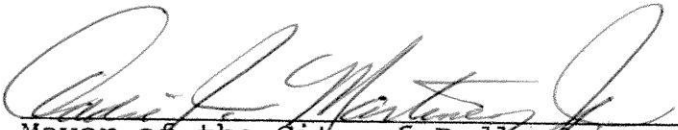
SECTION 52.10: DEVELOPMENT PROVISIONS FOR SPECIFIC USES

3. PROPERTY DEVELOPMENT STANDARDS (Continued)

- h. All offsite improvements such as curbs, gutters, sidewalks, drive approaches, and street trees shall be provided as required by the City.
- i. All building openings, entries, windows, etc. for adult theaters shall be located, covered, or screened in such a manner as to prevent a view into the interior from any public or semi-public area; and for new construction, and wherever else it is considered feasible by the Commission and Council, the building shall be oriented so to minimize any possibility of viewing the interior from public or semi-public areas.
- j. No loudspeakers or sound equipment shall be used for adult theaters that can be discerned by the public from public and/or semi-public areas.
- k. When considering an application for a Conditional Use Permit, the Planning Commission shall impose such other conditions and limitations as may be deemed necessary to carry out the purpose and intent of the Redlands Municipal Code and to preserve and protect the general public health, safety and welfare.

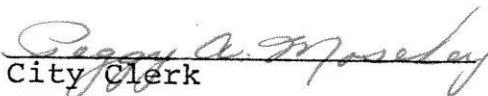
SECTION TWO: Effective Date: This ordinance shall be in force and take effect as provided by law.

SECTION THREE: The City Clerk shall certify to the adoption of this ordinance and cause the same to be published once in the Redlands Daily Facts, a newspaper of general circulation printed and published in this city.



Mayor of the City of Redlands

ATTEST:



City Clerk

APPROVED FOR FORM:

s/ Edward F. Taylor
City Attorney

I, Peggy A. Moseley, City Clerk of the City of Redlands, hereby certify that the foregoing ordinance was duly adopted by the City Council at a regular meeting thereof held on the 5th day of February, 1980, by the following vote:

AYES: Councilmembers Knudsen, DeMirjyn, Elliott, Riordan;
Mayor Martinez
NOES: None
ABSTAIN: None
ABSENT: None



City Clerk