

**TOWN OF PINETOP-LAKESIDE**

**ORDINANCE NO. 09-334**

**AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PINETOP-LAKESIDE ARIZONA, AMENDING TOWN CODE CHAPTER 5.20 SEXUALLY-ORIENTED BUSINESS LICENSE AND REGULATIONS.**

**WHEREAS**, the Town wishes to amend the Pinetop-Lakeside Town Code Chapter 5.20 Sexually-Oriented Business License and Regulations.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PINETOP-LAKESIDE, ARIZONA, as follows:**

Section 1:

Town Code Section 5.20.040(E)(12) is amended as follows:

12. A current certificate and straight-line drawing without regard to intervening structures or objects, prepared within thirty (30) days prior to application by a registered land surveyor depicting the property lines and the structures containing any existing sexually-oriented businesses within two hundred fifty (250) feet of the property line of the property to be certified; the property lines of any established religious institution/synagogue, a private, public or charter school, a child care facility, a public park, a public recreation area or a residence within one thousand three hundred twenty (1,320) feet of the property line of the property to be certified. For purposes of this Section, a use shall be considered existing or established if it is in existence at the time an application is submitted.

Section 2:

Town Code Section 5.20.120 is amended as follows:

A. A person commits a Class II misdemeanor if that person operates or causes to be operated a sexually-oriented business within one thousand three hundred twenty (1,320) feet of:

Section 3:

This Ordinance will become effective on the 2<sup>nd</sup> day of November 2009.

**PASSED AND ADOPTED** by the Mayor and Town Council of the Town of Pinetop-Lakeside, Arizona, this 1<sup>st</sup> day of October 2009.

**TOWN OF PINETOP-LAKESIDE**




**LUKE S. SMITH, Mayor**

**ATTEST:**

  
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**LU ANNE FROST, Town Clerk**

**APPROVED AS TO FORM:**

  
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**ROSEMARY H. ROSALES, Town Attorney**