

RESOLUTION NO. 2008-31
RESOLUTION WITH RESPECT TO PROPOSED ORDINANCE 2008-08
CREATING A TEMPORARY MORATORIUM ON ADULT ORIENTED
ESTABLISHMENTS

The Village Board of the Village of Sturtevant, Racine County, Wisconsin, do resolve as follows:

RECITALS

1. The Village had undertaken the process of updating its Code of Ordinances with respect to adult oriented establishments (AOEs) both to protect Village residents from any harmful secondary effects of AOEs and to protect the Constitutional rights of AOE operators.
2. Because of the number and complexity of the issues raised by this process, including the need to review and comply with limitations dictated by controlling court decisions and identifying, studying and delineating those areas of the Village that would be particularly susceptible to AOEs' secondary effects, the Village will require a certain amount of time to complete this process.
3. To allow the Village the time it needs to complete its review, and to ensure that the rights and interests of the public and of would-be AOE operators are not infringed in the interim, Ordinance No. 2008-08 has been introduced to impose a temporary moratorium on the location and operation of any new AOEs in the Village until January 1, 2009, or until the Village review is completed, whichever comes first.

THEREFORE, BE IT RESOLVED:

1. That the proposed Ordinance be submitted to the Plan Commission for its recommendation and report; and,
2. That a public hearing, following a Class II notice under Chapter 985, Wis. Stats., be scheduled on the matter by the Village Clerk, in accord with the Code of Ordinances and the applicable Wisconsin Statutes; and,
3. That the all neighboring municipalities be afforded at least 10 days written notice prior to the effective date of the proposed ordinance, if adopted.

Adopted by the Village Board of the Village of Sturtevant, Racine County, Wisconsin, this 15th day of April, 2008.

VILLAGE OF STURTEVANT

By: _____
Steven Jansen, President

Attest: _____
Mary Hanstad, Clerk

731190.007(17.46)