

ORDINANCE NO. 2001-149

**AMENDING THE CODE OF ORDINANCES OF THE CITY OF
MASON, TO ENACT CHAPTER 723 SEXUALLY ORIENTED
BUSINESSES**

WHEREAS, in follow-up to the extensive study conducted prior to this enactment of Chapter 723, it has been determined by the Council for the City of Mason that sexually oriented businesses have a negative effect on the businesses and the residential areas adjacent to them, and cause adverse secondary effects, including increased crime and decreased property values; and

WHEREAS, it is the stated purpose of the City of Mason in enacting Chapter 723, of the City of Mason Code of Ordinances, to minimize the adverse secondary effects associated with sexually oriented businesses, and to create a buffer zone between sexually oriented businesses and specific, identified, protected uses, as set forth in Chapter 723, by establishing a minimum distance between sexually oriented businesses and said protected uses; and

WHEREAS, in accomplishing that stated purpose, it is not the intention of the City of Mason to limit speech, or other constitutionally protected activities, nor to prevent a sexually oriented business owner from lawfully obtaining a permit to operate a sexually oriented business.

NOW THEREFORE BE IT ORDAINED by the Council and City of Mason, Ohio, seven members elected thereto concurring:

Section 1. That Chapter 723 Sexually Oriented Businesses is hereby adopted as set out in the attached Exhibit "A", which exhibit is incorporated herein by reference.

Section 2. That this Ordinance is in effect from and after the earliest period allowed by law.

Passed this 13th day of August, 2001.

Attest:


Clerk of Council


Mayor