



ORDINANCE 2008- 06

**AN INTERIM URGENCY ORDINANCE OF THE CITY OF AMERICAN CANYON,
CALIFORNIA, MAKING FINDINGS AND EXTENDING FOR TEN (10) MONTHS AND
FIFTEEN (15) DAYS A TEMPORARY MORATORIUM ON THE ESTABLISHMENT AND
OPERATION OF ADULT ENTERTAINMENT BUSINESSES IN THE CITY OF AMERICAN
CANYON**

WHEREAS, on June 7, 2007, the City Council for the City of American Canyon enacted an urgency interim ordinance establishing a moratorium on the establishment of Adult Businesses within the City for a period of 45 days; and

WHEREAS, on July 5, 2007, the City Council of the City of American Canyon extended an urgency interim ordinance establishing a moratorium on the establishment of Adult Businesses within the City. Pursuant to Government Code §65858(a), the interim ordinance and its moratorium has force and effect for 10 months and 15 days; and

WHEREAS, Section 65858(a) of the California Government Code permits the City Council to extend this interim urgency ordinance for a period of twelve (12) months; and

WHEREAS, the City Council finds that it would be detrimental to the public health, safety and welfare of the City to allow the establishment and approval of any Adult Businesses until such time as the Planning and Zoning Commission, the City Council, and the public have had an opportunity to determine the appropriateness of such facilities within the City of American Canyon, including but not limited to evaluating the legal authority to establish such businesses, the desirability of such businesses, and the extent of regulatory controls, should such businesses be thought appropriate; and

WHEREAS, Government Code §65858 allows the City Council, without following the procedures otherwise required prior to the adoption of a zoning ordinance, to protect the public safety, health and welfare, by adopting as an urgency measure an interim ordinance prohibiting the approval of any application for the approval of a Adult Businesses within the City of American Canyon.

**NOW, THEREFORE, THE AMERICAN CANYON CITY COUNCIL DOES HEREBY ORDAIN
AS FOLLOWS:**

SECTION 1: Purpose and findings.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of American Canyon that the City Council extends a twelve (12) month Moratorium on the Establishment and Operation of Adult Entertainment Businesses in the City.

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of American Canyon on May 20, 2008, by the following vote:

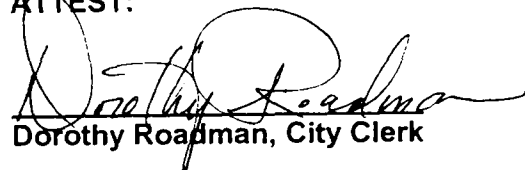
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AYES: Garcia, Coffey, Bennett, Callison, West
NOES: None
ABSTAIN: None
ABSENT: None



Leon Garcia, Mayor

ATTEST:



Dorothy Roadman, City Clerk

APPROVED AS TO FORM:



William D. Ross, City Attorney