

ORDINANCE NO. 190

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON ESTABLISHING A MORATORIUM ON THE FILING OF APPLICATIONS FOR BUSINESS LICENSES AND BUILDING PERMITS FOR THE EXPANSION OF EXISTING OR THE ADDITION OF NEW FOOD OR DRINK ESTABLISHMENTS CONDUCTING SOCIAL CARD GAMES, PUNCH BOARDS, OR PULL TABS, AND DECLARING AN EMERGENCY

WHEREAS, the City of Shoreline is currently in the process of revising its zoning and land use code; and

WHEREAS, as part of this process, the City is evaluating whether it will permit gambling activities in the future; and

WHEREAS, the City desires to preserve the status quo by establishing a moratorium on the filing of applications for business licenses for food or drink establishments conducting social card games, punch boards, or pull tabs; and

WHEREAS, the City desires to preserve the status quo by also requiring that any existing food or drink establishment expanding its operation to conduct social card games, punch boards, or pull tabs must first apply to the City for a business license for such activity; and

WHEREAS, absent a declaration of emergency, property owners could obtain vested rights to develop their property contrary to the City's planning process; and

WHEREAS, an emergency is declared to exist in order to protect public health, safety and welfare;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Findings of Fact. The "WHEREAS" clauses, above, constitute findings of fact and are incorporated by reference as if fully set forth herein.

Section 2. Moratorium Established. A moratorium is hereby established upon the filing of applications for business licenses, building permits, or any other permits or approvals required for expanding existing or adding new food or drink establishments conducting social card games, punch boards, or pull tabs. No such applications shall be accepted during the effective period of this moratorium.

Section 3. Business License Required. Any existing food or drink establishment that has been issued a business license shall be required to apply for an additional business license to conduct social card games, punch boards, or pull tabs on the premises.

Section 4. Effective Date. This Ordinance, as a public emergency ordinance necessary for the protection of public health, public safety, public property, or public peace, shall take effect and be in full force immediately upon its adoption.

Section 5. Effective Period of the Moratorium. The moratorium established by this Ordinance shall continue in effect for six months unless repealed, renewed or modified by the City Council after a subsequent public hearing and entry of findings of fact.

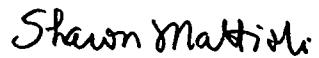
Section 6. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstances, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

PASSED BY THE CITY COUNCIL ON FEBRUARY 8, 1999.



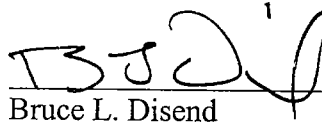
Mayor Scott Jepsen

ATTEST:



Sharon Mattioli, CMC
City Clerk

APPROVED AS TO FORM:



Bruce L. Disend
City Attorney

Date of Publication: February 11, 1999

Effective Date: February 8, 1999