

**ORDINANCE NO. 68
CITY OF LIBERTY LAKE
SPOKANE COUNTY, WASHINGTON**

**AN ORDINANCE OF THE CITY OF LIBERTY LAKE, WASHINGTON, ADOPTING
BY REFERENCE CHAPTER 7.80 ENTITLED "ADULT ENTERTAINMENT
ESTABLISHMENTS" OF THE SPOKANE COUNTY CODE AND REPEALING A
PORTION OF CITY OF LIBERTY LAKE ORDINANCE NO. 25 RELATING TO
"ADULT ARCADES".**

WHEREAS, the City of Liberty Lake through Ordinance No. 61 passed August 28, 2001 imposed a moratorium on the acceptance of permit applications for adult entertainment establishments; and

WHEREAS, the City of Liberty Lake through Ordinance No. 25 adopted by reference the City of Spokane Penal Code, Titled 10, Division 1 as the Penal Code of the City of Airway Heights including Section 10.08, Article 2 entitled "Adult Arcades" of the City of Spokane Penal Code; and

WHEREAS, the City of Liberty Lake has conducted a study and investigation of the appropriate adult entertainment regulations for the City and concluded that Chapter 7.80 of the Spokane County Code should be adopted in order to promote the best interest of the City;

NOW, THEREFORE, the City Council of the City of Liberty Lake, Washington, do ordain as follows:

Section 1. Incorporation By Reference. Pursuant to RCW 35A.11.020, 35A 21.160 and .180 the City adopts by reference Chapter 7.80 entitled "Adult Entertainment Establishments" of the Spokane County Code as presently constituted or hereinafter amended, as the Adult Entertainment regulations of the City. Chapter 7.80 entitled "Adult Entertainment Establishments" of the Spokane County Code is attached hereto as Exhibit "A" and incorporated herein by this reference as if fully set forth.

Section 2. Adoption of Certain Other Laws. To the extent that any provision of the Spokane County Code, or any other law, rule, regulation or document(s) referenced in the attached Chapter 7.80 entitled "Adult Entertainment Establishments", is necessary or convenient to establish the validity, enforceability or interpretation of the adult entertainment establishment section such provision of the Spokane County Code, or other law, rule, regulation or document(s) is hereby adopted by reference.

Section 3. Reference to Spokane County and Hearing Bodies. Unless the context requires otherwise, any reference to the "County" or to "Spokane County" shall refer to the City of Liberty Lake, and any reference to County staff or licensing officer shall refer to the City Mayor or designee. To the extent that Exhibit "A" refers to the City Council or other licensing body, the City Council hereby designates and confers jurisdiction upon the Hearing Examiner to hold hearings and render decisions on matters which relate to Chapter 7.80 entitled "Adult Entertainment Establishments".

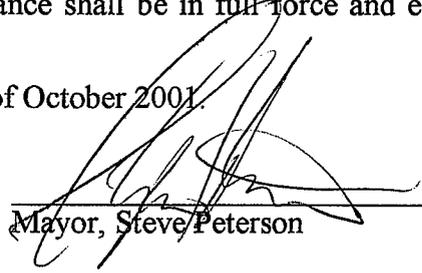
Section 4. Repeal of Portion of Ordinance 25. To avoid any conflict between Chapter 7.80 entitled "Adult Entertainment Establishments" of the Spokane County Code and Ordinance68.doc

Ordinance No. 25 of the City of Liberty Lake, the City Council hereby repeals Chapter 10.08, Article 2 entitled "Adult Arcades" of the City Penal Code. The intent of this repeal is to avoid any conflict between Chapter 7.80 adopted herein and Chapter 10.08, Article 2 of the City of Spokane Penal Code which was through Ordinance No. 25 adopted by reference.

Section 5. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

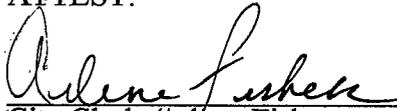
Section 6. Effective Date. This Ordinance shall be in full force and effect five (5) days after publication of the Ordinance Summary.

PASSED by the City Council this 2nd day of October 2001.



Mayor, Steve Peterson

ATTEST:



City Clerk, Arlene Fisher

APPROVED AS TO FORM:



City Attorney, Stanley M. Schwartz

Date of Publication: 10/10/01

Effective Date: 10/16/01

City of Liberty Lake
P.O. Box 370
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**NOTICE OF ORDINANCE PASSED
BY LIBERTY LAKE CITY COUNCIL**

The following is the title and summary of Ordinance No. 68 passed by the City of Liberty Lake City Council on the 2nd day of October, 2001.

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BY REFERENCE CHAPTER 7.80 ENTITLED "ADULT ENTERTAINMENT
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PORTION OF CITY OF LIBERTY LAKE ORDINANCE NO. 25 RELATAING TO
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The introductory paragraphs state the City desires to establish a registration system to assist in identifying the composition of the business community in the City of Liberty Lake.

Section 1 adopts by reference Chapter 7.80 of the Spokane County Code entitled "Adult Entertainment Establishments".

Section 2 adopts other laws and rules necessary to enforce Chapter 7.80.

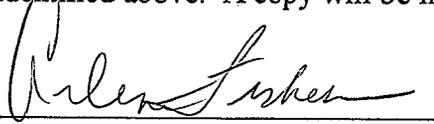
Section 3 changes references to the City Council and confers jurisdiction on the Hearing Examiner.

Section 4 repeals the portion of Ordinance 25 relating to Adult Arcades.

Section 5 establishes a severability clause in the event some portion of the Ordinance is held invalid.

Section 6 provides for an effective date of five (5) days after publication of the ordinance summary.

The full text of the Ordinance is available at the Interim City of Liberty Lake City offices as identified above. A copy will be mailed out upon request.



Arlene Fisher
Interim City Clerk

Published: 10/11/01