

ORDINANCE NO. 14-_____

AN ORDINANCE AMENDING ARTICLE 4 (SEXUALLY ORIENTED BUSINESSES) OF CHAPTER 2 (BUSINESS LICENSING, LIQUOR REGULATION AND TAXATION) OF THE CODE OF THE CITY OF COLORADO SPRINGS 2001, AS AMENDED, PERTAINING TO SEXUALLY ORIENTED BUSINESS LICENSES

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. Section 104 (License Required) of Article 4 (Sexually Oriented Businesses) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, is hereby amended to read as follows:

2.4.104: LICENSE REQUIRED:

* * *

B. Application Requirements:

1. An application for a license **under this article** ~~must~~ **shall** be made ~~submitted~~ on a form provided by the ~~Deputy Licensing Officer~~ **City Clerk's Office**.

2. **In addition to those matters required by section 2.1.403,** ~~The~~ application must be accompanied by a diagram showing the configuration of the premises, including a statement of total floor space occupied by the business, and designating the use of each room or other area of the premises.

* * *

Section 2. Section 110 (License Suspension or Revocation) of Article 4 (Sexually Oriented Businesses) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, is hereby amended to read as follows:

2.4.110: LICENSE SUSPENSION OR REVOCATION:

A. In addition to the grounds set forth for suspension or revocation of a license in subsections 2.1.802A and B of this chapter, the ~~City Clerk~~ **Licensing Officer or hearing officer** shall suspend a license for a period not to exceed six (6) months and may revoke a license if the ~~City Clerk~~ **Licensing Officer or hearing officer** determines that a licensee or an employee of a licensee has:

* * *

B. In determining the action to be taken, the ~~City Clerk~~ **Licensing Officer or hearing officer** shall consider the following aggravating and mitigating circumstances:

* * *

Section 3. Section 111 (Mandatory License Revocation) of Article 4 (Sexually Oriented Businesses) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, is hereby amended to read as follows:

2.4.111: MANDATORY LICENSE REVOCATION:

A. The Licensing Officer **or hearing officer** shall revoke a license if the Licensing Officer **or the hearing officer** determines that:

* * *

B. When the Licensing Officer **or hearing officer** revokes a license, the revocation shall continue for one year, and the licensee shall not be issued a sexually oriented license for one year from the date revocation became effective.

Section 4. Section 121 (Fees) of Article 4 (Sexually Oriented Businesses) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, is hereby amended to read as follows:

2.4.121: FEES:

~~A license fee and a manager's registration fee in the sum~~ **Fees shall be** as established by ~~the City~~ **Council under article 1, part 5 of this chapter** ~~shall be paid upon submission of an application and annually upon renewal.~~

Section 5. This ordinance shall be in full force and effect as of January 1, 2015, and after its final adoption and publication as provided by Charter.

Section 6. Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance shall be available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this ____ day of _____, 2014.

Finally passed: _____
Keith King, Council President

Delivered to Mayor on _____.

Mayor's Action:

- Approved on _____.
- Disapproved on _____, based on the following objections:

Steve Bach, Mayor

Council Action After Disapproval:

- Council action on _____ failed to override the Mayor's veto.
- Finally adopted on a vote of _____, on _____.

Keith King, Council President

ATTEST:

Sarah B. Johnson, City Clerk