

ORDINANCE NO. 4071**AN ORDINANCE TO AMEND THE REGULATION OF ADULT ORIENTED BUSINESSES BY AMENDING SECTION 5.70.030 AND 5.70.050 OF THE RAPID CITY MUNICIPAL CODE.**

WHEREAS, the City of Rapid City has previously adopted an ordinance regulating adult oriented businesses; and

WHEREAS the City of Rapid City deems it in the best interest of the City to amend the previously adopted ordinance in order to amend the regulations pertaining to licensing of adult oriented businesses;

NOW, THEREFORE, BE IT ORDAINED by the City of Rapid City that Section 5.70.030 of the Rapid City Municipal Code be and hereby is amended to read as follows:

5.70.030 License required.

A. It is unlawful:

1. For any person to own, manage or operate an adult oriented business without a valid adult oriented business license issued by Rapid City pursuant to this chapter.

2. ~~For any person to obtain employment as an escort, or operate as an escort, without having secured an adult oriented business escort license.~~ For any person who owns, manages or operates an adult oriented business to employ a person to work for the adult oriented business who is not licensed as an adult oriented business employee by Rapid City pursuant to this chapter.

3. ~~For any person who owns, manages, or operates an adult oriented business to employ an escort to work for the adult oriented business who is not licensed as an adult oriented business escort.~~ For any person to obtain employment with an adult oriented business without having secured an adult oriented business employee license pursuant to this chapter.

B. An application for a license must be made on a form provided by Rapid City.

C. All applicants must be qualified according to the provisions of this ordinance. The application may request and the applicant shall provide such information (including fingerprints) as to enable Rapid City to determine whether the applicant meets the qualifications established in this chapter.

D. If a person who wishes to operate an adult oriented business is an individual, the person must sign the application for a license as applicant. If a person who wishes to operate an adult oriented business is other than an individual, each individual who has any financial interest in the business must sign the application for a license as

applicant. Each applicant must be qualified under the following section and each applicant shall be considered a licensee if a license is granted.

BE IT FURTHER ORDAINED by the City of Rapid City that Section 5.70.050 of the Rapid City Municipal Code be and hereby is amended to read as follows:

5.70.050 Fees.

A. Every application for an adult oriented business license (whether for a new license or for renewal of an existing license) shall be accompanied by a two hundred dollars non-refundable application and investigation fee.

B. In addition to the application and investigation fee required above, every adult oriented business that is granted a license (new or renewal) shall pay to Rapid City an annual non-refundable license fee of one hundred dollars within thirty days of license issuance or renewal.

C. Every application for an adult oriented business ~~eseort~~ employee license (whether for a new license or renewal of an existing license) shall be accompanied by a \$25 non-refundable license fee.

D. All license applications and fees shall be submitted to Rapid City finance officer of Rapid City.

CITY OF RAPID CITY

Mayor

ATTEST:

Finance Officer

(SEAL)

First Reading:
Second Reading:
Published:
Effective: