

VILLAGE OF ISLAND PARK
LOCAL LAW NO. 2 OF 1993

A local law entitled "Adult Uses" .

Be it enacted by the Board of Trustees of the Village of Island Park as follows:

Section 1. Legislative Intent

- A. In the execution of this Local Law it is recognized that there are some uses which, due to their cry nature, have serious objectionable characteristics. The objectionable characteristics of these uses are further heightened by their concentration in any one area, thereby having deleterious effects on adjacent areas. Special regulation of these uses is necessary to ensure that these adverse effects will not contribute to the blighting or downgrading of the surrounding neighborhoods or land uses.
- B. It is further declared that the location of these uses in regard to areas where our youth may regularly assemble and the general atmosphere encompassing their operation is of great concern to the Village of Island Park.
- C. These special regulations are itemized in this section to accomplish the primary purposes of preventing a concentration of these uses in any one area and restricting their accessibility to minors.

Section 2. Definitions.

As used in this Local Law, the following adult uses are defined as follows: -

ADULT BOOKSTORE - An establishment having as a substantial or significant portion of its stock in-trade books, magazines other periodicals films, slides and videotapes and which establishment is customarily not open to the public

generally but excludes any minor by reason of age.

ADULT DRIVE-IN THEATER - A drive-in theater that customarily presents motion pictures that are not open to the public generally but excludes any minor by reason of age.

ADULT ENTERTAINMENT CABARET - A public or private establishment which presents topless dancers, strippers, male or female impersonators or exotic dancers, or other similar entertainments and which establishment is customarily not open to the public generally but excludes any minor by reason of age.

ADULT MOTEL - A motel which is not open to the public generally but excludes minors by reason of age, or which makes available to its patrons in their rooms films, slide shows or videotapes¹ which if presented in a public movie theater would not be open to the public generally but would exclude any minor by reason of age.

ADULT THEATER - A theater that customarily presents motion pictures¹ films, videotapes, or slide shows, that are not open to the public generally but exclude any minor by reason of age.

MASSAGE ESTABLISHMENT - Any establishment having a fixed place of business where massages are administered for pay¹ including but not limited to massage parlors sauna baths and steam baths. This definition shall not be construed to include a hospital, nursing home or medical clinic or the office of a physician, surgeon, chiropractor, osteopath or duly licensed physical therapist or barber shops or beauty salons in which massages are administered only to the scalp, face, neck or shoulders. This definition also shall exclude health clubs which have facilities for physical exercise, such as tennis courts, racquet ball courts or exercise rooms, and which do not receive their primary source of revenue through the administration of massages.

PEEP SHOWS - A theater which presents material in the form of live shows, films or videotapes, viewed from an individual enclosure, for which a fee is charged and which is not open to the public generally but excludes any minor by reason of age.

- A. Notwithstanding any provision of this local law to the contrary, the adult uses defined above shall be restricted as to location in the following manner in addition to any other requirements of the Building/Zone Ordinance or Village Code.
1. Any of the above uses shall not be located within a five-hundred-foot radius of any Residential district.
 2. Any of the above uses shall not be located within a five—hundred—foot radius of another such use.
 3. Any of the above uses shall not be located within a twenty-five-hundred-foot radius of any school, church or other place of religious worship, park, playground or playing field.
 4. Not more than one (1) of the above uses shall be located on any lot.

Section 4. This local law shall take effect according to law; and,

and, BE IT FURTHER

RESOLVED, that the Village Clerk shall enter said Local Law . in the minutes of the Village Board, shall publish a copy of this resolution once in The South Shore Tribune,; a newspaper having a general circulation in the Village of Island Park and file in her office an affidavit of such publication .