

SECTION 610 ADULT ENTERTAINMENT c AE

610.1 Findings and legislative intent

- (1) It is recognized that there are some uses which, because of their very nature, have serious objectionable operational characteristics under certain circumstances, produce a deleterious effect upon certain adjacent areas. Special regulation of these uses is necessary to ensure that adverse effects will not contribute to the blighting or downgrading of the surrounding neighborhood. The Village of Dansville finds it in the public interest to enact these regulations. The purpose is to prevent or lessen the secondary effects of adult entertainment uses and not to inhibit freedom of speech.
- (2) The unrestrained proliferation and inappropriate location of such business is inconsistent with existing development and future plans for the Village in that they often result in influences on the community which increase the crime rate and undermine the economic and social welfare of the community. The deleterious effects of these businesses change the economic and social character of the existing community and adversely affect existing businesses and community and family life.

610.2 As defined in Article XIV of this chapter, adult entertainment uses shall be permitted in Zoning Districts Adult Entertainment (AE), subject to the following restrictions:

- (1) Adult entertainment uses are prohibited within:
 - a. Five hundred feet of any zoning district that is zoned to allow residential uses.
 - b. Five hundred feet of any single-family, two-family, or multiple-family dwelling.
 - c. Five hundred feet of any public or private school.
 - d. Five hundred feet of any church or other religious facility or institution.
 - e. Five hundred feet of any public park, bike path, playground or playing field, cemetery or recreational facility.
- (2) No adult entertainment use shall be allowed within 500 feet of another existing adult entertainment use.
- (3) No more than one (1) adult entertainment use shall be located on any lot
- (4) The distances provided hereinabove shall be measured by following a straight line, without regard to intervening buildings, from the nearest point of the property parcel upon which the adult entertainment use is to be located to the nearest point on the parcel of property or the land use district boundary line from which the adult use is to be separated.

610.3 Other Restrictions

- (1) No adult entertainment use shall be conducted in any manner that allows the observation of any material depicting, describing or relating to specified

sexual activities, or specified anatomical areas from any public way or from any property not containing an adult entertainment use. This provision shall apply to any display, decoration, sign, show, window or other opening.

- (2) There shall be no outdoor sign, display or advertising of any kind other than one (1) identification sign limited to only the name of the establishment and no greater than 32 square feet in area.
- (3) Adult entertainment uses shall obtain site plan approval in accordance with this code.
- (4) Adult entertainment uses shall meet all other regulations of the Village, including but not limited to district lot and bulk regulations, park regulations and signage.
- (5) It shall be unlawful to operate an adult entertainment use between the hours of 12 midnight and 8 a.m.

610.4

Adult Entertainment Overlay Description. Based on the foregoing restrictions, there is only one area in which an adult entertainment use may be permitted within the Village of Dansville: the industrial/business park area northwest of the intersection of Route 63 and Zerfass Road. Specifically, such business use will be restricted to the northwest corner of that portion of the park in an area 300 feet wide and 100 feet deep.