

Adult Entertainment Ordinance
Eau Claire County,
Wisconsin

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ADULT ENTERTAINMENT:

18.02,020 Definitions. The following definitions shall apply in this title unless the context dictates otherwise:

2. "Adult Book Store" means an establishment having as a predominant portion of its stock in trade, books, magazines and other periodicals, or video cassettes, which are distinguished or characterized by their emphasis on matter depicting, describing or relating to "Specified Sexual Activities" or "Specified Anatomical Areas" (as defined herein).

3. "Adult Motion Picture Theater" means an enclosed building which is significantly or substantially used for presenting motion picture films, video cassettes, cable television, or any other such visual media, distinguished or characterized by an emphasis on matter depicting, describing or relating to "Specified Sexual Activities" or "Specified Anatomical Areas" (as defined herein) for observation by patrons therein.

18.30.210 Adult book store or adult motion picture theater.

A. Findings and purpose - The county board finds that, due to their nature, the existence of adult book stores and adult motion picture theaters has serious objectionable operational characteristics, such as an effect upon property values, local commerce and crime. Due to the deleterious combined effect on adjacent areas when such uses are concentrated, they should not be permitted to be located in close proximity to each other. Special regulation of these uses is necessary to ensure that these adverse effects will not contribute to the blighting or downgrading of the surrounding neighborhood. Such regulations are contained in these standards. These standards are designed to protect the county's retail trade, maintain property values, prevent crime, and, in general, protect and preserve the quality of the county's neighborhoods, commercial districts and the quality of urban life. (If created within county zoning districts).

B. Standards. An adult book store or adult motion picture theater is permitted in the C-2 district, provided that:

1. Such use shall not be located within 100 feet of any residential district.
2. Such use shall not be located within 750 feet of a public or private school, church, nursery or day care center.
3. Such use shall not be located within 1,000 feet of another adult book store or adult motion picture theater.
4. The distances provided in this subsection shall be measured by following a straight line, without regard to intervening buildings, from the nearest point of the lot upon which

the proposed use is to be located, to the nearest point of the residential zoning district boundary line.

5. Violation of these provisions is declared to be a public nuisance per se.

6. Nothing in this subsection is intended to authorize, legalize or permit the establishment, operation or maintenance of any business, building or use which violates any county ordinance or statute of the state of Wisconsin regarding public nuisances, sexual conduct, lewdness or obscene or harmful matter or the exhibition or public display thereof.