

WHEREAS The Town of St. Germain currently has no ordinances to prohibit the operation of Sexually Oriented Business in any zoning districts in the town of St. Germain; and

WHEREAS the Supreme Court of the United States has ruled towns may adopt local ordinances that regulate the time, place, and manner in which such businesses are operated without violating the First Amendment.

WHEREAS Federal, State, and local courts have supported zoning restrictions of Sexually Oriented Businesses based on the prevailing cultural sentiments of the community and the efforts of a town to minimize the negative effects of these businesses (such as lowered property values or drug use) and are not motivated by solely the adult content of that business.

Therefore, be it Resolved that We the Electors Authorize the town of St. Germain to pursue restrictive zoning ordinances that will limit the establishment and operation of Sexually Oriented Businesses in the majority of our zoning districts in accordance with the boundaries of the Federal, State, and Local laws; and

Due to the complexity of drafting legally enforceable SOB Ordinances, We the Electors Authorize the Town of St. Germain Board to secure specialized legal services in drafting said SOB ordinances, to assure that Federal, State, and local statutes are in compliance for such ordinances; and

Therefore, be it resolved that the St. Germain Town Board may appoint a Citizen Advisory Committee to assist in the development of Town Ordinances in regards to permitting Sexually Oriented Businesses; and

Finally, be it resolved that we the Citizens of St. Germain acknowledge that an Ordinance drafted in regards to Restricting Sexually Oriented Businesses, as in all other current Town Zoning Ordinances, may require levy funds at a future point in time if said SOB Ordinance is ever challenged in Court of law.