

ORDINANCE NO. 2012-04
ORDINANCE TO EXTEND THE TEMPORARY
MORATORIUM ON THE ISSUANCE OF BUSINESS LICENSES FOR
BUSINESSES DOING BUSINESS AS EVENT CENTERS

WHEREAS, the City of Center Point has been active since its incorporation in efforts to remove or limit the number of businesses which are illegal, undesirable or which are detrimental to the health, safety and welfare of the City of Center Point; and

WHEREAS, Center Point has adopted the City of Center Point zoning ordinance and has adopted a Business License Code to regulate the type of businesses located within the City of Center Point; and

WHEREAS, Center Point is contemplating or reviewing the above Ordinance and the possible creation of a redevelopment area to redevelop and improve the business district of Center Point; and

WHEREAS, Center Point has, in recent months, experienced a proliferation of businesses engaged primarily as Event Centers; and

WHEREAS, such businesses doing business as Event Centers are in conflict with the contemplated redevelopment, zoning plan, business licensing, and specific proposals which the City may be considering in the future and have been the site of and have fostered several fights and riots with shots fired; and

WHEREAS, numerous Event Centers have already opened within the City; and

WHEREAS, existing land use controls do not adequately address the potential adverse effects of the proliferation of Event Centers in Center Point; and

WHEREAS, the City Council has found that there is a current and immediate threat to the public health, safety and welfare by the continued proliferation of Event Centers within the City of Center Point an increase of that and that the continued issuance of business licenses for use by said businesses would result in an increase of that threat to the public health, safety, and welfare of the citizens of Center Point; and

WHEREAS, the City Council has found it essential to protect the health, safety and welfare of the citizens of the City of Center Point by enacting a moratorium for a period of 180 days on the establishment, development or approval of business licenses for Event Centers; and

WHEREAS, the City of Center Point is in the process of revising its current Master Plan and the Planning Commission is studying the revision of the zoning ordinance and regulations for the City of Center Point.

NOW THEREFORE, the City Council of the City of Center Point does ordain as follows:

1. To extend for another period of 180 days Ordinance number 2011-06 enacted November 17, 2011, no business license shall be issued for Event Centers which had not applied for a business license as of November 17, 2011, and;
2. If any portion of this ordinance is found to be invalid, it is the intention of the City Council that the remaining provisions of the ordinance be severed from the invalid provisions and will remain in full force and effect.

This ordinance shall become effective immediately upon its adoption and approval by the Mayor and City Council of the City of Center Point, Alabama, and posting as required by Alabama law.

ADOPTED this the 10th day of May, 2012.

Roger A Barlow, Council President

Councilman Danny King

Councilwoman Linda Kennemur

Councilman Raymond Olan

Councilman Terry Leesburg

APPROVED this 11th day of May, 2012.

Thomas E. Henderson, Mayor

ATTEST: _____
Jackie Davidson, City Clerk