

CHAPTER 11 – LICENSES, TAXATION AND MISCELLANEOUS
BUSINESS REGULATIONS

Sec. 11-115. Sexually oriented businesses; Sex Clubs; abatement violations; penalties.

(a) It shall be unlawful for any person or entity to operate and maintain a sex club in the City.

(b) Operation of a Sex Club business is a public nuisance per se, which may be abated by all means authorized by law, including a civil abatement action in the Municipal Court.

(1) The City Attorney in the name of the City may petition the Municipal Court for an order permitting the City to abate violations of this Section. Persons violating this section shall be designated as the respondent. Copies of the petition shall be served on the Respondent(s) in the manner provided for civil summons under the Arizona Rules of Civil Procedure

(2) After filing a responsive pleading by the respondent, the Municipal Court shall hold a hearing and take evidence as to whether the provisions of this section are being violated.

(3) If at the conclusion of the hearing, the Municipal Court determines that a Sex Club is being operated in the City in violation of this section, an order shall be entered authorizing the city to abate the violation by closing the business. A copy of the order shall be delivered to the operator of the business and mailed to the owner of the property upon which the business is located and shall be posted upon the property where the business is located.

(c) A person who violates any provision of sections 11-100 through 11-118 is guilty of a class one misdemeanor.

(Ord. No. 98-16, 3/17/98, Enacted)

(Ord. No. 00-13, 3/7/00, Amended adding (a) and (b)) SUPP 2001