

RESOLUTION NO. 71-1987

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS
DENYING ADDITIONAL TIME TO CHIT CHAT CLUB.

WHEREAS, Chit Chat has filed a request for additional time;
and

WHEREAS, Section 23-306.5.C.12 Adult Entertainment Enterprise,
allows additional time as provided hereafter:

(f) An adult entertainment enterprise in operation prior to
the effective date of the adult entertainment enterprise
ordinance which does not conform to the regulations
pertaining to adult entertainment enterprise shall be
considered to be non-conforming use that may continue
until January 1, 1988, subject to the provisions that are
provided in this section.

(1) Amortization

The non-conforming use will be permitted to continue
until January 1, 1988, unless sooner terminated for
any reason or voluntarily discontinued for a period
of 30 days or more. On January 1, 1988, the non-
conforming use shall be illegal and shall terminate,
except as provided in Subsection 2.

(2) Additional Time for Amortization

(a) In the event an owner of an adult entertainment
enterprise is unable to recoup his investment
in an adult entertainment enterprise by January
1, 1988, then the owner may request additional
time by making application with the Abilene
City Secretary no later than November 1, 1987.

(b) The applicant shall file, with his application
for additional time, all data he wishes
considered in support of request for additional
time. The Applicant shall also supply the
Council any additional data that is requested
by the Council to evaluate whether the
applicant has recouped his investment in an
adult enterprise. An applicant's failure to
supply data requested by the Council shall be
considered in evaluating whether he has
recouped his investment in an adult
entertainment enterprise.