

EMERGENCY MEETING
BOARD OF ALDERMEN
TOWN OF WAYNESVILLE
JUNE 15, 1999
TUESDAY - 10:00 A.M.

The Board of Aldermen held an emergency meeting on Tuesday, June 15, 1999. Members present were Mayor Henry Foy, Aldermen Gary Caldwell, Kenneth Moore and Sam Wiggins. Also present were Town Manager A. Lee Galloway, Town Attorney Michael Bonfoey and Town Clerk Phyllis McClure. Mayor Foy called the meeting to order at 10:00 a.m.

Amendments to Section 130.04 Acts Prohibited in a Public Place (Adult Entertainment Ordinance)

Town Attorney Bonfoey presented a draft ordinance which he was requested to prepare to amend the Town of Waynesville's current ordinance regarding adult entertainment. Attorney Bonfoey said that he has spent time reviewing ordinances from other Towns and researching NC State Law regarding this matter. Attorney Bonfoey said that this ordinance changes the definition of "Nudity", and creates a distance requirement for performers. Attorney Bonfoey added that he is also drafting a regulatory ordinance for the Planning Board to review at their meeting on Monday, June 21, 1999. A public hearing could then be scheduled before the Board of Aldermen at their meeting on July 13, 1999.

Alderman Moore moved, seconded by Alderman Caldwell, to adopt an ordinance amending Section 130.04, to be effective immediately. The motion carried unanimously. (Ord. No. 11-99)

Direct Town Attorney To Draft Regulatory Ordinance Regarding Adult Entertainment

Alderman Wiggins moved, seconded by Alderman Moore, to direct Town Attorney Bonfoey to work with the Planning Board to establish a regulatory ordinance regarding adult entertainment. The motion carried unanimously.

The Board discussed the distance requirement for performers. Alderman Moore felt that there should be a requirement, otherwise some patrons would be more likely to "grope and grab" at performers if performing within a close area. However, the Board did have some concerns with creating restrictions which could affect other businesses, such as a restaurant when a waiter/waitress sings "Happy Birthday" and serves birthday cake. Alderman Wiggins said that it was not the intent of the Board to try to force anyone out of business. The intent of the Board is to establish regulations, which, once established, the Board expects the business to abide by the regulations.

Adjournment

With no further business, Alderman Caldwell moved, seconded by Alderman Moore, at 10:27 a.m. The motion carried unanimously.

Phyllis R. McClure

Henry B. Foy

Town Clerk

Mayor