

**SUMMARY OF KEY CHANGES PROPOSED BY
ORDINANCE NO. O-11-25
AMENDING CODE RELATING TO DISTANCING RESTRICTIONS FOR
AMUSEMENT REDEMPTION MACHINE ESTABLISHMENTS**

- Expanding Restrictions: The types of uses for which an ARM establishment may not be located within 300 feet have been expanded to include a government office or an office that conducts government-related business, a public library, a public park, a daycare facility and a counseling/rehabilitation center to protect the nature of the surrounding environment of such locations. (Note: The current second sentence of paragraph (c)(1) already references a park but without a reference also being in the first sentence, the reference is meaningless.) In addition, the distance measurement for a church has been changed to consider the church property line instead of only the church front door.
- Limiting the Residential Restriction to a Residential Dwelling: The current restriction is 300 feet from a residential zoning district or residential use, even if the residential property does not contain a residential dwelling. The proposed restriction would be limited to 300 feet from a residential dwelling as measured from the front door of the proposed ARM establishment to the front door of the residential dwelling, which will still protect the atmosphere of residential neighborhoods. The proposed ordinance makes an exception for a residential dwelling that is a part of a mixed-use commercial and residential property because such a dwelling is secondary to commercial use and only located in a commercial zoning district.
- Expanding Location Restriction to One per Parcel: The current restriction is one ARM establishment per lot. However, some large parcels contain two or more lots which could result in two ARM establishments being adjacent to each other on separate lots but on the same parcel. Expanding the location restriction to one per parcel will prevent this from occurring.

COMPARISON COPY OF AMENDMENTS DELETING OR CHANGING
THE CURRENT LANGUAGE

(c) Distancing restrictions:

(1) No amusement redemption machine establishments shall be situated within three hundred (300) feet of any church ~~or other religious establishment, government office or office that conducts government-related business, public library, public park, school or daycare facility, residential district or use, hospital, counseling/rehabilitation center, or any other amusement redemption machine establishment, or a residential dwelling other than a residential dwelling that is part of a mixed-use commercial and residential property. The distance shall be measured along the property lines of the street fronts and from front door to front door or to zoning district, park, school, or hospital, as applicable, and direct lines across intersections. The distance shall be measured starting at the front door of the amusement redemption machine establishment and extend along the property lines of the street fronts, using direct lines across intersections, and end at the following:~~

~~(i) the front door of the office, other amusement redemption machine establishment, or residential dwelling; or~~

~~(ii) the nearest property line of the church or other religious establishment, public library, public park, school or daycare facility, hospital, or counseling/rehabilitation center.~~

(2) Only one (1) amusement redemption machine establishment shall be allowed on any lot ~~or parcel~~ or in any single building, structure or tenant space within a strip center.