

SECTION 1 - TITLE AND PURPOSE

- A. The Title of this Ordinance is the Murray County Adult Use Ordinance.**
- B. FINDINGS AND PURPOSE.** This section is intended to regulate “adult uses,” on those premises, enterprises, establishments, businesses or places open to some or all members of the public, at or in which there is an emphasis on the presentation, display, depiction or description of “specified sexual activities” or “specified anatomical areas” which are capable of being seen by members of the public.
- C.** It is therefore in the best interest of the public health, safety, and welfare of the citizens of Murray County that certain types of activities, as set forth in this ordinance, are prohibited upon the premises of licensed liquor, wine, and beer establishments so as to best protect and assist the owners and operators and employees of these premises, as well as patrons and the public in general. Further, the County intends that the standards in this ordinance reflect the prevailing community standards in the County of Murray. This Ordinance is intended to prevent harm stemming from the physical immediacy and combination of alcohol, nudity, and sex. The County Board of Commissioners also desires to prevent any subliminal endorsement of sexual harassment or activities likely to lead to the possibility of various acts of criminal conduct such as prostitution, sexual assault, and disorderly conduct.
- D.** It is further the intent of this Ordinance to:
1. Protect the public health, safety, morals, comfort, convenience and general welfare.
 2. Protect and preserve economically viable agricultural land.
 3. Promote orderly development of the residential, commercial, industrial, recreational and public areas.
 4. Conserve the natural and scenic beauty and attractiveness of the country.
 5. Conserve and develop natural resources in the County.
 6. Provide for the compatibility of different land uses and the most appropriate use of land throughout the County.
 7. Minimize environmental pollution.

SECTION 2 - AUTHORIZATION

- A.** This Ordinance is duly enacted pursuant to Minnesota Statutes Chapter 394, Planning and Zoning Enabling Legislation, and by the authority of the Murray County Board of Commissioners.

SECTION 3 - IMPLEMENTATION

- A. JURISDICTION.** The provisions of this Ordinance shall apply to all adult uses located in unincorporated areas within the boundaries of Murray County.
- B. COMPLIANCE.** All adult uses shall be in full compliance with requirements of this Ordinance; Murray Zoning Ordinance, other applicable provisions of County, State, or Federal laws, and applicable fire, health, and/or safety codes.
- C. NON-CONFORMING ADULT USES.** Non-conforming adult uses shall be subject to the provisions contained in the Murray County Zoning Ordinance.
- D. ENFORCEMENT.** The Murray County Board, the Murray County Sheriff, and the Murray County Zoning Administrator are responsible for the enforcement of this Ordinance.
- E. PENALTY.** Any person violating any provision of this Ordinance is guilty of a misdemeanor. In addition; Murray County may sue for injunctive relief for any violation. Also, Murray County may sue for injunctive relief to prevent a violation. They may suspend or revoke any permits or licenses issued by the Board with cause.
- 1. Suspension or Revocation of Adult Use License.** Any violation of this Ordinance shall be a basis for suspension or revocation of any permit or license granted hereunder. In the event the County Board proposes to suspend or revoke the Adult Use License, the County Board shall hold a hearing. The County will provide 10 days written notice before such a hearing.
 - 2. Revocation of Liquor License.** Any violation of this Ordinance shall be a basis for suspension or revocation of a Liquor License issued pursuant to Minnesota Statutes, Chapter 340A. The Murray County Board of Commissioners or anyone they delegate shall follow the notice and hearing requirements for contested cases under Minnesota Statutes, Chapter 14.57 to 14.70 of the Administrative Procedures Act.
- F. INTERPRETATION.** In the interpretation and application, the provisions of this Ordinance shall be interpreted to protect the public health, safety and welfare of the citizens of Murray County by providing for the regulation of adult uses. This Ordinance is not intended to limit or repeal any other powers granted to Murray County by the State of Minnesota.
- G. SEVERABILITY.** If any section, clause, provision, or portion of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.
- H. ABROGATION AND GREATER RESTRICTIONS.** It is not intended by this Ordinance to repeal, abrogate, or impair any existing ordinances, or laws. When this Ordinance is inconsistent with any other Ordinance or law, that which imposes the greater restriction shall prevail.
- I. REFERRAL TO OTHER LAWS.** If any section of this Ordinance references another Ordinance, Statute, Rule, or other provision of law, the reference shall be for that other provision of law as currently enacted and as it may be amended or re-codified in the future.

SECTION 4 - DEFINITIONS

A. WORD USAGE. Unless specifically defined below, words or phrases used in this Ordinance shall be interpreted so as to give them the same meaning as they have in common usage and so as to give this Ordinance its most reasonable application. For the purpose of this Ordinance, the words “must” and “shall” are mandatory and not permissive. All distances, unless otherwise specified, shall be measured horizontally.

B. PERMITTED USES. Permitted uses of land or buildings as hereinafter listed, shall be permitted only in the districts indicated, and under the conditions specified.

C. DEFINITIONS.

- 1. Adult Uses.** Adult uses include, but are not limited to, adult bookstores, adult motion picture theaters, adult picture rental, adult mini-motion picture theaters, adult massage parlors, adult steam room/bathhouse/sauna facilities, adult companionship establishments, adult rap/conversation parlors, adult health/sport clubs, adult cabarets, adult novelty businesses, adult motion picture arcades, adult modeling studios, adult hotels/motels, adult body painting studios, and other premises, enterprises, establishments, businesses or places open to some or all members of the public, at or in which there is an emphasis on the presentation, display, depiction or description of “specified sexual activities” or “specified anatomical areas” which are capable of being seen by members of the public.
- 2. Adult Uses-Accessory.** A use, business, or establishment having ten percent (10%) or less of its stock in trade or floor area allocated to, or twenty percent (20%) or less of its gross receipts derived from movie rentals or magazine sales.
- 3. Adult Uses-Principal.** A use, business, or establishment having more than ten percent (10%) of its stock in trade or floor area allocated to, or more than twenty percent (20%) of its gross receipts derived from movie rentals or magazine sales.
- 4. Adults Use-Body Painting Studio.** A business or establishment which provides the service of applying paint or other substance, whether transparent or non-transparent, to or on the body of a patron when such body is wholly or partially nude in terms of “specified anatomical area”.
- 5. Adult use-Bookstore.** A building or portion of a building used for the barter, rental, or sale of items consisting of printed matter, pictures, slides, records, audio tape, videotape, or motion picture film if such building or portion of a building is not open to the public generally but only to one or more classes of the public excluding any minor by reason of age or if a substantial or significant portion of such items are distinguished or characterized by an emphasis on the presentation, display, depiction, or description of “specified sexual activities” or “specified anatomical areas”.

- 6. Adult Use-Cabaret.** A building or portion of a building used for providing dancing or other live entertainment, if such building or portion of a building excludes minors by virtue of age or if such dancing or live entertainment is distinguished or characterized by an emphasis on the presentation, display, depiction, or description of “specified sexual activities” or “specified anatomical areas”.
- 7. Adult Use-Companionship Establishment.** A companionship establishment which excludes minors by reason of age or which provides the service of listening to or engaging in conversation, talk, or discussion between an employee or the establishment and a customer, if such service is distinguished or characterized by an emphasis on “specified sexual activities” or “specified anatomical areas”.
- 8. Adult Use-Conservation/Rap Parlor.** A conversation/Rap Parlor which excludes minors by reason of age or which provides the service of listening to or engaging in conversation, talk, or discussion, if such service is distinguished or characterized by an emphasis on “specified sexual activities” or “specified anatomical areas.”
- 9. Adult Use-Health/Sport Club.** A health/sports club, which excludes minors by reason of age or if such club is distinguished or characterized by an emphasis on “specified sexual activities” or “specified anatomical areas.”
- 10. Adult Use-Hotel/Motel.** A hotel or motel from which minors are specifically excluded from patronage and wherein material is presented which is distinguished or characterized by an emphasis on matter depicting, or describing or relating to “specified sexual activities” or “specified anatomical areas.”
- 11. Adult Use-Massage Parlor, Health Club.** A massage parlor or health club which restricts minors by reason of age and which provides the service of massage if such service is distinguished or characterized by an emphasis on “specified sexual activities” or “specified anatomical areas.”
- 12. Adult Use-Mini Motion Picture Theater.** A building or portion of a building with a capacity of less than fifty (50) persons used for presenting material if such building or portion of a building as a prevailing practice excludes minor by reason of age or if such material is distinguished or characterized by an emphasis on “specified sexual activities” or “specified anatomical areas” for observations by patrons therein.
- 13. Adult Use-Modeling Studios.** An establishment whose major business is the provision, to customers, of figure models who are so provided with the intent of providing sexual stimulation or sexual gratification to such customers and who engage in “specified sexual activities” or “specified anatomical areas” while being observed, painted, painted upon, sketched, drawn, sculptured, photographed, or otherwise depicted by such customers.

- 14. Adult Use-Motion Picture Arcade.** Any place to which the public is permitted or invited wherein coin operated or slug operated, or electronically, electrically, or mechanically controlled or operated still or motor picture machines, projectors, or other image-producing devices are maintained to show images to five (5) or fewer persons per machine at any one time, and where the images so displayed are distinguished or characterized by an emphasis on depicting or describing “specified sexual activities” or “specified anatomical areas.”
- 15. Adult Use-Motion Picture Theater.** A building or portion of a building with a capacity of more than fifty (50) persons used for presenting material if such building or portion of a building as a prevailing practice excludes minor by reason of age or if such material is distinguished or characterized by an emphasis on “specified sexual activities” or “specified anatomical areas” for observation by patrons therein.
- 16. Adult Use-Novelty Business.** A business which has as a principal activity the sale of devices which stimulate human genitals or devices which are designed for sexual stimulation.
- 17. Adult Use-Sauna.** A sauna which excludes minors by reason of age, or which provides a team bath or heat bathing room used for the purpose of bathing, relaxation, or reducing, utilizing steam or hot air as a cleaning, relaxing, or reducing agent, if the service provided by the steam room/bathhouse facility is distinguished or characterized by an emphasis on “specified sexual activities” or “specified anatomical areas”.
- 18. Adult Use-Steam Room/Bathhouse Facility.** A building or portion of a building used for providing a steam bath or heat bathing room used for the purpose of pleasure, bathing, relaxation, or reducing, utilizing steam or hot air as a cleaning, relaxing, or reducing agent, if such building or portion of a building restricts minors by reason of age or if the service provided by the steam room/bathhouse facility is distinguished or characterized by an emphasis on “specified sexual activities” or “specified anatomical areas”.
- 19. Liquor License.** Any of the following licenses issued or approved by the County of Murray pursuant to Minnesota Statute, Chapter 340A:
- a. On-sale Intoxicating Malt Liquor License, or
 - b. On-sale Intoxicating Liquor License, or
 - c. On-sale Wine License.
- 20. Police Related Service Calls.** Requests for assistance made to the Murray County Sheriff’s Office from a neighboring resident, a victim of crime, a patron of the establishment, or the management of the Adult Use. Such calls may include but are not limited to: assaults, disorderly conduct, indecent exposure, prostitution, and trespassing.
- 21. Minor.** Person(s) under eighteen (18) years of age.

22. Specified Anatomical Areas:

- a. Human genitals, pubic region, buttock, anus, or female breast(s), below a point immediately above the top of the areola, unless completely and opaquely covered.
- b. Erect penis, even if completely and opaquely covered.

23. Specified Sexual Activities:

- a. Actual or simulated sexual intercourse, oral copulation, anal intercourse, oral-anal copulation, bestiality, direct physical stimulation of unclothed genitals, flagellation or torture in the context of a sexual relationship, or use of excretory functions in the context of a sexual relationship, and any of the following sexual-oriented acts of conduct: anilingus, buggery, coprophagy, coprophilia, cunnilingus, fellation, necrophilia, pederasty, pedophilia, piquerism, sapphism, zooerasty; or
- b. Clearly depicted human genitals in the state of sexual stimulation, arousal or tumescence.
- c. Use of human or animal ejaculation or ejaculate, sodomy, oral copulation, coitus, or masturbation.
- d. Fondling or touching of nude human genitals, pubic region, buttocks, or female breast(s).
- e. Situations involving a person or persons, any of whom are nude, clad in undergarments, or in sexually revealing costumes, and who are engaged in activities involving the flagellation, torture, fettering, binding, or other physical constraint of any such persons.
- f. Erotic or lewd touching, fondling or other sexually oriented contact with an animal by a human being.
- g. Human erection, urination, menstruation, vaginal or anal irrigation

SECTION 5 - ADMINISTRATION

A. ADULT USE LICENSE REQUIRED. No person shall own or operate an adult use establishment within the meaning of Section 4, C, 1-23 without first having secured an Adult Use License from Murray County.

1. Application. The application for an Adult Use License shall be submitted on a form provided by the County and shall include.

- a.** If the application is an individual: the name, residence, phone number, and birth date of the applicant shall be provided. If the applicant is a partnership: the name, residence, phone number, and birth date of each general and limited partner shall be provided. If the applicant is a corporation: the name, residence, phone numbers, and birth dates of all persons holding more than five (5) percent of the issued outstanding stock of the corporation.
- b.** The name, address, phone number, and birth date of the operator and manager of such operation, if different from the owner(s).
- c.** The address and legal description of the premises where the adult establishment is to be located.
- d.** A statement detailing any gross misdemeanor or felony convictions relating to sex offenses, obscenity, or the operation of an adult establishment of adult business by the applicant, operator, or manager, and whether or not the applicant has ever applied for or held a license to operate a similar type business in any other community(s). In the case of a corporation, a statement detailing any felony convictions by the owners of more than five percent (5%) of the issued and outstanding stock of the corporation, and whether or not those property owners have ever applied for or held a license to operate a similar type of business in other community(s).
- e.** The activities and types of business to be conducted.
- f.** The hours of operation.
- g.** Provisions to be utilized to restrict access by minors.
- h.** A building plan of the premises detailing all internal operations and activities.
- i.** The permit shall expire on December 31 of the year it is issued.

2. Responsibility to Obtain Other Permits/Licenses. The granting of any permit or license pursuant to requirements of this Ordinance, or other applicable Murray County Ordinances, shall not relieve applicants of their responsibility to obtain any required state or federal permits.

B. ADULT USE LICENSE FEE

- 1. Submittal of Fees.** Each application for an Adult Use License shall be submitted to the County Auditor and shall be accompanied by payment in full of the required fee for the Adult Use License.
- 2. Expiration of Adult Use License.** Each license shall be issued for a period of one (1) calendar year. All licenses shall expire on the last day of December of each year. Any portion of a year less than 12 months shall be counted as a full year for the purpose of calculation of fees.
- 3. Annual Fee.** The annual fee for an Adult Use License shall be as detailed in the fee schedule established by the Murray County Board of Commissioners. The fee may be adjusted from time to time by Board resolution.
- 4. Refund of Fee.** If any application for a license fee shall not be refunded. No part of the fee paid for any license issued under this Ordinance shall be refunded.

C. GRANTING OF ADULT USE LICENSE.

- 1.** The Murray County Sheriff shall investigate all facts set out in the application. Each owner of the establishment, be it individual, partner, limited partner, shall be subjected to a criminal history background check by the Sheriff or his designee. Costs of the criminal history investigations shall be borne by the applicant according to a fee schedule established by the Sheriff. The application for the adult use license shall not be considered complete until all required information has been furnished, the investigation has been completed by the Sheriff, and a report provided to the County Auditor by the applicant.
- 2.** The Planning Commission shall hold a public hearing and report its findings to the County Board within thirty (30) days after the County Auditor receives a complete application. At the hearing opportunity shall be given to any person to be heard relating to the granting of the license. The County Board shall grant or deny said Adult Use License within thirty (30) days of the conclusion of the hearing.
- 3.** The Adult Use License shall be issued only to the applicant and shall not be transferable to another holder. Each license shall be issued only for the premises described in the application. No license may be transferred to another premises or person without the written permission of the County. If the license is a partnership or corporation, a change in the identity of any of the principals of the partnership or corporation shall be deemed to be a transfer of the license.
- 4.** The license and permit granted hereunder shall be considered a conditional use permit and the requirements for granting a conditional use permit, under Section 22, of the Murray County Zoning Ordinance are incorporated herein and made a part hereof.

D. PERSONS INELIGIBLE FOR ADULT USE LICENSE. No license shall be issued to any person:

1. Under twenty-one (21) years of age.
2. Who is overdue in payments to a city, county, state, or federal government of taxes, fees, fines or penalties, or charges for municipal services and utilities assessed against them or imposed upon them.
3. Who has been convicted of a gross misdemeanor or felony, or of violating any law of this state or local Ordinance relating to sex offenses, obscenity offenses, or adult establishments.
4. Who is not the proprietor of the establishment for which the license is issued.
5. To any applicant who is acting as an agent for an individual who would be disqualified pursuant to the above criteria.
6. Who has not paid the required investigation/licensing fees required by this Ordinance.

E. PLACES INELIGIBLE FOR ISSUANCE OF ADULT USE LICENSE.

1. No license shall be granted for adult establishments on any premises where a licensee has been convicted of a violation of this Ordinance, or where any license hereunder has been revoked for cause, until one (1) year has elapsed after such conviction or revocation.
2. No license shall be granted for any adult establishment which is not in compliance with the County's land use regulations, or fire, health, and safety codes and all provisions of federal and state law.

F. CONDITIONS OF ADULT USE LICENSE.

1. All licensed premises shall have the license posted in a conspicuous place at all times.
2. No Minor shall be permitted on the premises.
3. Any designated inspection officer of the County shall have the right to enter, inspect, and search the premises of a licensee during business hours.
4. No adult goods or materials shall be offered, sold, transferred, conveyed, given, displayed, or bartered to any minor.
5. In granting a license for an adult establishment, the County Board may impose additional conditions to protect the best interest of the surrounding area or the County as a whole.

6. The licensee must keep itemized written records of all transactions involving the sale or rental of all items or merchandise for at least one year after the transaction. At a minimum, those records must describe the date of the transaction, a description of the transaction, the purchase or rental price, and a detailed description of the item or merchandise that is being purchased or rented. These written records must be provided to the County upon request.
7. The licensee must cover or otherwise arrange all windows, doors, and apertures to prevent any person outside the licensed premises from viewing any items or merchandise inside the premises depicting specified sexual activities or specified anatomical areas.

SECTION 6 - ADULT USE OPERATIONAL REQUIREMENTS

A. ADULT USES

- 1. General Provisions.** Adult uses as defined in Section 4, C, 1-23, of this Ordinance shall be subject to the following general provisions:
 - a. No person(s) under eighteen (18) years of age shall be permitted in any adult use-principal premises, enterprise, establishment, business or place.
 - b. No liquor license shall be issued to any adult use related premises, enterprise, establishment, business, or place open to some or all members of the public, at or in which there is an emphasis on the presentation, display, depiction, description of, or participation in “specified sexual activities” or “specified anatomical areas”.
 - c. No adult use related premises, enterprise, establishment, business or place shall allow or permit the sale or service of set ups to mix alcoholic drinks. No alcoholic beverages shall be consumed on the premises of such premises, enterprise, establishment, business, or place.
 - d. Activities classified as obscene are not permitted and are prohibited. In no instance shall the application or interpretation of this Ordinance be construed to allow an activity otherwise prohibited by law.
 - e. Adult uses, either principal or accessory, shall be prohibited from locating in any building which is also utilized for residential purposes.
 - f. An adult use which does not qualify as an accessory use pursuant to Section 6-D below, shall be classified as an adult-use principal.
 - g. Another adult establishment. No adult use-principal shall be located in the same building or upon the same property as another adult use-principal.
- 2. Hours of Operation.** Hours of operation for all Adult-uses, shall be from 9:00 a.m. to 12:30 a.m. A differing time schedule may be approved by the County Board if it can be satisfactorily demonstrated to the Board that all of the following apply:
 - a. The use does not adversely impact or affect uses or activities within 1,000 feet.
 - b. The use will not result in increased policing and related service calls.
 - c. Is critical to the operation of the business.

3. Sign Regulations. Adult uses shall adhere to the following sign regulations in addition to those set forth in the Murray County Zoning Ordinance, Section 18, Sign Regulations.

- a.** Sign message shall be generic in nature and shall only identify the name and type of business. Signs shall not be pictorial.
- b.** Signs shall be limited to the size and number of signs permitted in the district in which the use is located.

B. ADULT CABARET REGULATIONS.

1. The following additional restrictions apply to Adult Cabarets:

- a.** No person, firm, partnership, corporation, or other entity shall advertise, or cause to be advertised, an adult cabaret without a valid Adult Use License.
- b.** An Adult Use License shall maintain and retain for a period of two (2) years the names, addresses, and ages of all persons engaged, hired, or employed as dancers or performers by the licensee.
- c.** An adult cabaret shall be prohibited in establishments where alcoholic beverages are served.
- d.** No owner, operator, or manager of an adult cabaret shall permit or allow any dancer or other live entertainer to perform nude.
- e.** No patron or any person other than a dancer or live entertainer, as provided in subparts G & H below, shall be nude in an adult cabaret.
- f.** No dancer, live entertainer, performer shall be under eighteen (18) years of age.
- g.** All dancing shall occur on a platform intended for that purpose which is raised at least two (2) feet above the level of the floor.
- h.** No dancer or performer shall perform or dance closer than ten (10) feet from any patron unless such dancer or performer is enclosed behind a floor to ceiling glass partition.
- i.** No dancer shall fondle or caress any patron and no patron shall fondle or caress any dancer or performer.
- j.** No person under eighteen (18) years of age shall be admitted to an adult cabaret.

C. VIEWING BOOTH REGULATIONS.

1. The following additional regulations apply to viewing booths:
 - a. Individual Motion Picture viewing booths must be without doors and the occupant must be visible at all times.
 - b. Only one person may be in a viewing booth at a time.
 - c. Walls separating booths must be such that the occupants cannot engage in sexual activity.
 - d. Each booth must be kept clean and sanitary.
 - e. Minimum lighting requirements must be maintained.

D. ADULT USE, ACCESSORY.

1. The following additional restrictions apply to adult use accessories.
 - a. **Permitted Locations for Accessory Adult Uses.** Adult use-accessory shall be permitted in the B-1, General Business District and the I-1, Industrial District, provided the accessory use conforms with the provisions of this subdivision. Adult Use-Accessory shall:
 - (1) Comprise no more than ten percent (10%) of the floor area of the establishment in which it is located.
 - (2) Comprise no more than twenty percent (20%) of the gross receipts of the entire business operation.
 - (3) Not involve or include any activity except the sale or rental of merchandise.
 - b. **Separation of Area.** Adult use-accessory shall be restricted from, and prohibit access to minors, by physically separating the following and similar items from areas of general public access:
 - (1) Movie Rental display areas shall be restricted from general view and shall be located within a separate room, the access of which is in clear view of, and under the control of, the persons responsible for the operation.

(2) Magazines or publications classified as adult uses shall not be physically accessible to minors and shall be covered with a wrapper or other means to prevent display of any material other than the publication title.

(3) Other adult uses not specifically cited shall comply with the intent of this Ordinance.

c. **Advertising.** Adult Use-Accessory shall be prohibited from both internal and external advertising and signing of adult materials and products.

SECTION 7 - PERMITTED LOCATION FOR ADULT USES

A. PERMITTED LOCATIONS FOR ADULT USE

- 1.** An adult use establishments as defined in Section 4, C, 1-23, shall only be allowed in the B-1 General Business District and I-1 Industrial District as conditional uses.
 - a.** Access, parking, screening, lighting, and other relevant site related criteria for all Adult uses shall be as set forth in the Murray County Zoning Ordinance, Chapter 14.

- 2.** An adult-use establishment as defined in Section 4, C, 1-23, shall be located at least one thousand (1,000) lineal feet, as measured in a straight line from the closest point of the main entrance of the building within which the adult use-principal is located, to the property line of:
 - a.** Any residentially used or zoned property.
 - (1)** Any residential site in an Ag district, for the purpose of this ordinance, will be considered the 10 acres surrounding the residential home.
 - (2)** Any licensed day-care center.
 - (3)** Any public or private educational facility classified as an elementary, junior high, senior high school or pre-school.
 - (4)** Any hotel or motel.
 - (5)** Any public park or trails system.
 - (6)** Any nursing home.
 - (7)** Any youth establishment.
 - (8)** Any church or church related organization.

SECTION 8 - ADOPTION

A. PUBLIC HEARING AND PLANNING COMMISSION RECOMMENDATION.

The Murray County Planning Commission, after proper notice and publication, held a public hearing on the adoption of this Ordinance on the 28th day of January 2003, at the Murray County Courthouse. After hearing public testimony and with due deliberation, the Planning Commission voted unanimously to recommend adoption of this Ordinance to the Murray County Board of Commissioners.

B. ADOPTION.

The Murray County Board of Commissioners, on the 4th day of February, 2003 at their regular scheduled meeting, after reviewing public testimony and the recommendation of the Murray County Planning Commission, with due deliberation, the Murray County Board of Commissioners voted unanimously to adopt this Ordinance.

C. EFFECTIVE DATE.

This Ordinance shall be in full force and effect 30 days after its passage and publication, as provided by law.

Adopted this 4th day of February, 2003 .

Chairperson, Murray County
Board of Commissioners

Attest: _____
County Auditor