RILEY COUNTY

COUNSELOR'S OFFICE

115 N. 4th Street, 3rd Floor
Manhattan, Kansas 66502
Phone: 785-565-6844
Fax: 785-565-6847
Website: www.rileycountyks.gov
Email: choleman@rileycountyks.gov

February 17, 2015

The Honorable Greg Smith, Chairman
Senate Corrections and Juvenile Justice
Capitol Building, Rm. 118-N
Topeka, KS 66612

Re: S.B. 147

Dear Chairman Smith and Members of the Committee:

On behalf of the Board of Riley County Commissioners, I would like to offer written testimony in opposition to S.B. 147 in its current form. My client can support S.B. 147, but only if it is amended as I will describe.

S.B. 147 may be of tremendous benefit, in its current form, for those counties and cities which do not already have in place a comprehensive regulatory system for sexually oriented businesses. However, for cities and counties such as my client, S.B. 147 requires an amendment.

Several years ago, Riley County put in place zoning regulations on the subject of sexually oriented businesses. Those regulations were based upon public hearings which included an opportunity for input from the general public. Those regulations have served Riley County well ever since. The proof of how strict those regulations are is this: Riley County does not contain even one sexually oriented business.

My client believes the following amendment (or its equivalent) must be added to S.B. 147:

> "The provisions of this act shall not apply to any city or county which has enacted an ordinance or resolution regulating any sexually oriented business."

With this simple amendment, S.B. 147 would be available to assist those local jurisdictions which have not yet enacted ordinances and resolutions controlling the zoning of sexually oriented businesses. At the same time, the time and effort expended by those local jurisdictions which have passed such regulations would be respected.

Thank you for allowing me to submit written testimony today in opposition to the current form of S.B. 147.

Sincerely,

Clancy Holeman

Clancy Holeman
Riley County Counselor

cc: Board of Riley County Commissioners
Kansas Association of Counties