



CITY OF HAGERSTOWN, MARYLAND

Planning and Code Administration Department

ADULT ENTERTAINMENT BUSINESS STANDARDS

Schedule X

(Last Revised: January 1, 2021)

Submittal Requirements:

Case No. **ZS - 2020 - _____**

Office Use Only

- Attach this form to the original site plan or zoning certificate application, when applicable.
- Include electronic copy of this schedule with the electronic plan or zoning certificate application.
- No additional copies are required beyond those required to be attached to the application itself.
- Filing fee is included in the site plan or development plan fee or zoning certificate fee.

Name and Description of Project: _____

Location of Property: _____ Zoning District: _____
(Please include street address, if known)

Engineering/Survey Company Name: _____

Contact Person: _____ Email: _____

Telephone: _____ Fax: _____

This Chart for Staff Use Only	1 st Review	2 nd Review	3 rd Review
Date Accepted for Processing			
Review Date			
Returned to Design Firm			

Article 4, Subsection Z (Land Use Chart) of the Land Management Code, lists Adult Entertainment Businesses as a permitted use in the CG (Commercial General) Zoning District, subject to certain zoning performance standards. Adult entertainment businesses, including book and video stores, novelty stores, movie and performance theaters and venues are defined in detail in Article 3 of the Land Management Code. Please consult the applicable definitions in Article 3 for more information.

This schedule is mostly intended to be appended to an application for a site plan when property is being developed. However, oftentimes an adult entertainment business will be proposed for existing development where no site plan is required. When the proposed adult entertainment business would reoccupy existing development, this schedule is to be used as a worksheet to attach to a request for a zoning certificate. It will be used to determine whether the selected site meets applicable zoning requirements that would permit the zoning administrator to sign a zoning certificate for this use.

Exemption:

There are no exemptions for the use of this schedule. It shall be appended to a site plan application when construction is proposed, or appended to a request for a zoning certificate when reoccupying an existing building.

Instructions to Engineer/Surveyor: In the column marked "Engineer/Surveyor," identify each page which the required item appears on the plan. For items that appear on each page of the plan, use "All." If the item is not applicable, address as not applicable in a note on the plan and reference the page of the plan on which the note appears in the column below. Only addressing the issue as "not applicable" in this checklist is insufficient.

Instructions to Applicant for a Zoning Certificate: Follow the same instructions above given to engineers and surveyors.

LMC Section	Ordinance Requirements	Engineer/ Surveyor	1 st Review	2 nd Review	3 rd Review	Review Key ✓ = OK 0 = Incomplete N/A = Not Applicable
4.Z	Adult entertainment businesses, as defined in Article 3 are permitted only in the CG Zoning District.					Do not proceed if the property is not zoned CG.
Department requirement	Provide a map depicting a radius from all edges of the proposed use area 1,000 feet in all directions so PCAD staff can analyze whether the proposed use complies with Subsection b(4)(a) through (f).					
4.F.2.b(4)(a)	No such use may be permitted within 1,000 feet of the boundary of property upon which exists any Church (or other house of worship).					
4.F.2.b(4)(b)	No such use may be permitted within 1,000 feet of the boundary of property upon which exists any school.					
4.F.2.b(4)(c)	No such use may be permitted within 1,000 feet of the boundary of property upon which exists any hospital.					
4.F.2.b(4)(d)	No such use may be permitted within 1,000 feet of the boundary of property upon which exists any nursing home.					
4.F.2.b(4)(e)	No such use may be permitted within 1,000 feet of the boundary of property upon which exists any park.					
4.F.2.b(4)(f)	No such use may be permitted within 1,000 feet of the boundary of property upon which exists any multiple-family dwelling owned by public or quasi-public authority and intended primarily for use by senior citizens or other similar land uses for human care and needs.					
4.F.2.b(4)	Adult entertainment businesses, as defined in Article 3 shall not be construed as also being included in other references in this Article to retail trade, movie theaters or performing arts centers. (Example: Book and video stores are permitted in other zoning districts, but those that meet the definition of an Adult Entertainment Business are permitted only in the CG District.)					
4.F.2.b(9)	Proposed use is not located in a mixed-use commercial-residential building constructed after 2020.					

City of Hagerstown, Maryland
Planning and Code Administration Department
 One East Franklin Street, Suite 300
 Hagerstown, MD 21740
 T | 301.739.8577, Ext. 138
 F | 301.790.2650

Form Created: 1/1/2021
 Last Revised: 1/1/2021