

**APPLICATION FOR
ADULT BUSINESS PERMIT**

**KERN COUNTY PLANNING AND
NATURAL RESOURCES DEPARTMENT
2700 "M" Street, Suite 100
Bakersfield, CA 93301
(661) 862-8600**

SECTION A - APPLICANT

1.

Name of Applicant (if not an individual, use corporate or firm name, and see Section 19.89.060.B of the Zoning Ordinance):

Mailing Address

City State Zip Code

Telephone: Fax: Email
2.

Name of Individual Representative (if not same as above):

Mailing Address (include Zip Code):

Telephone: Fax: Email

SECTION B - PROPERTY OWNER(S)

1.

Name of Current Record Property Owner(s) (if not same as above):

Mailing Address

City State Zip Code

Telephone: Fax: Email
2.

Approximate Date Interest in Property Was Acquired:

Month/Year

SECTION C - PROJECT LOCATION/DESCRIPTION

1.

Street Address of Site (if available):
2.

Complete and Accurate Site Legal Description:
3.

Assessor's Parcel Number(s):
4.

Square Footage or Acreage of Property:
5.

Square Footage of Building Floor Area to be devoted to Adult Business:

6.

Submit one reproducible copy of plot plan, drawn to scale, on a sheet no larger than 11 inches by 17 inches (preferred size is 8 1/2 inches by 11 inches) and which contains the following information:

a.

Location of all existing buildings, structures, and improvements on the property;

- b. Location of all proposed buildings, structures, and improvements on the property;
- c. Existing and proposed streets and highways bordering and within the boundaries of the property;
- d. Location of existing and proposed parking areas;
- e. Proposed landscaping;
- f. North arrow.
- 7. Submit elevations and floor plans of proposed building or structure related to the adult business, drawn to scale, on a reproducible sheet no larger than 11x17 inches.
- 8. Submit a narrative description of the proposed use or development including:
 - a. Description of the nature of the proposed use or development and an explanation of how the proposed business will satisfy the location, development, and performance standards of Chapter 19.89 of the Zoning Ordinance (See Supplement).

SECTION D - REQUIRED FEES AND FINDINGS

An initial deposit is required at the time the application is formally accepted as complete by the Planning Staff. Current fees are available on the Kern County Planning & Natural Resources Department website. <https://kernplanning.com/planning-fees/>. An adult business permit is processed on a "time and materials" basis and the actual processing cost could exceed the amount of the initial deposit. After formal acceptance of this application and initial filing fee, the application will be scheduled before the Kern County Board of Supervisors for a nondiscretionary public hearing.

In considering an application for an adult business permit, the Board of Supervisors shall approve the permit only if it makes the following findings:

- 1. The adult business is consistent with the location, development, and performance standards contained this chapter; and
- 2. The adult business is located in a zone district which lists the adult business as a permitted use; and
- 3. The zoning district classification for the property is consistent with the applicable General Plan or Specific Plan designation for the property; and
- 4. The adult business is consistent with the requirements set forth in Chapter 5.08 of the Kern County Ordinance Code.

SECTION E - APPLICANT CERTIFICATION

I hereby certify to the County of Kern that I, _____, am the applicant for this request and that I understand the required development standards. I understand that fees submitted are application filing fees and are nonrefundable. The attachments to and the information provided on this application are true and correct. I agree to comply with all County ordinances and State laws relating to building construction.

Signature of Applicant

Date

Signature of Property Owner of Record

Date

OFFICE USE ONLY	
Application No.: _____	Date Filed: _____
Zone Map No.: _____	Receipt No.: _____
Existing Site Zoning: _____	Received By: _____
General Plan Designation: _____	

ADULT BUSINESS PERMIT

Application Supplement

LOCATION REQUIREMENTS

- A. Adult businesses shall not be located within fifteen hundred (1,500) feet of the following whether or not located within the county:
 - 1. Any property located in a residential district, including the R-1 (Low-density Residential), R-2 (Medium-density Residential), R-3 (High-density Residential), E (Estate), or MP (Mobile-home Park) zoning districts, or equivalent zoning in any other jurisdiction; and
 - 2. Any public or private school; and
 - 3. Any church, chapel, or other publicly recognized place of worship; and
 - 4. Any park owned by a public entity.
- B. Adult businesses shall not be located within one thousand (1,000) feet of any other adult business.
- C. The distances specified in this section shall be measured in a straight line, without regard to intervening structures, from the nearest point of the building in which the proposed adult business is to be established to the nearest property line of a use or zoning district listed above. The distances specified shall not be measured to one of the uses specified in A.1 above which are established after the commencement of the adult business use, if the adult business use is continuous, which means that interruptions in use may not exceed six (6) months.

DEVELOPMENT AND PERFORMANCE STANDARDS

- A. The following development standards shall apply to all adult businesses:
 - 1. No adult business shall be located in any temporary or portable structure.
 - 2. Trash dumpsters shall be enclosed by a screening enclosure so as not to be accessible to the public.
 - 3. Off-street parking shall be provided at the ratio of one parking space per one hundred (100) square feet of gross floor area and as specified in Chapter 19.82.

4. The entire exterior grounds, including the parking lot and landscaped areas, shall be lighted in such a manner that all areas are clearly visible at all times.
 5. Signage shall conform to the requirements of Chapter 19.84 and shall not contain sexually oriented photographs, silhouettes, or other pictorial representations.
 6. All entrances to an adult business shall be clearly and legibly posted by a notice indicating that minors are prohibited from entering the premises.
 7. No residential structure or any other nonconforming structure shall be converted for use as an adult business.
- B. The following performance standards shall apply to all adult businesses:
1. No alcoholic beverages shall be served, sold, or consumed on the premises.
 2. The adult business shall not conduct or sponsor any special events, promotions, festivals, concerts, or similar activities which would create a demand for parking spaces beyond the number of spaces required for the business.
 3. The traffic generated by the adult business shall not overload the capacity of the surrounding street system and shall not create a hazard to public safety, as determined by the Kern County Roads Department.
 4. No adult business shall be operated in any manner that permits the observation of any persons or material depicting, describing, or related to "specified sexual activities" or "specified anatomical areas," inside the premises, from any public way or from any location outside the building or area of such establishment. This provision shall apply to any display, decoration, sign, show window, or other opening.
 5. No loudspeakers or sound equipment shall be used by an adult business for the amplification of sound to a level audible beyond the walls of the building in which the business is located.
 6. All exterior areas of the adult business, including buildings, landscaping, and parking areas shall be maintained in a clean and orderly manner at all times.
 7. Any license required by the Kern County Sheriff's Department pursuant to Chapter 5.08 of the Kern County Ordinance Code shall be kept current at all times.
 8. Each adult business shall conform to all applicable laws and regulations.
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