

EXHIBIT B
PLANNING COMMISSION RECOMMENDATION

Section 1: Section 94-5 of the Branson City Code is amended as follows:

Drag Show: all or any portion of a live entertainment performance in which characteristics of men or women are exaggerated by an in-person adult or group of adults who impersonate male or female characters while wearing extravagant costumes, which may include clothes, accessories, makeup, or removable prosthetics, excluding prosthetics for limbs or eyes; and

1) The impersonation by the adult or group of adults is intended to subvert gender stereotypes; and

a) The performance includes jokes, references, dancing, singing, or any other conduct that depicts, describes, or relates to specified sexual activities, as defined herein; or

b) The adult or group is paid for the performance, or patrons are charged, to attend the performance.

Drag show establishment: an establishment at which a drag show is or has been offered as live entertainment.

Section 2: Section 94-60.1 Permitted Uses of the Branson City Code is amended as follows:

Under “Commercial Services,” Drag Shows are permitted with a special use permit in the Downtown District.

Use Category	Ag/Residential					Mixed-Use/Nonresidential							Supplemental Use Standards
Subcategory													Note: This reference is to use-specific standards only, other code requirements may apply
Specific Use Type	CON	A	LDR	MDR	HDR	NC	CC	MU	D	ENT	BUS	I	
Commercial Services													
<u>Drag Show</u>									<u>S</u>				

Section 3: Section 94-62(b) Special use standards is amended to add a new subsection (3):

(3) Drag shows.

a. No drag show or drag show establishment shall allow minors to attend the performance, unless a parent or legal guardian allows the

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minor to attend the performance. If the drag show occurs at an establishment with an alcohol license, the establishment must comply with the age restrictions for employees and patrons as described in Chapter 6, Alcoholic Beverages.

b. No drag show shall be permitted within 600 feet of any religious institution, school, or public park, or any property zoned for residential use. Such distance shall be measured in a straight line without regard to intervening properties from the closest exterior structural wall of the establishment holding a drag show to the closest property line of the religious institution, school, or public park, or the property zoned for residential use.

c. No drag show establishment shall be allowed to locate or expand within 600 feet of any other drag show establishment or of any business licensed to sell or serve alcoholic beverages, whether or not such business is also a drag show establishment as defined in this article. The distance between any two drag show establishments or between a drag show establishment or between a business selling or serving alcoholic beverages shall be measured in a straight line without regard to intervening structures from the closest exterior structural wall of each business.

d. All access to and from the establishment holding a drag show shall be provided from a street classified as a thoroughfare.

e. The property on which such use is located shall have a minimum of 100 feet of street frontage.

f. The property on which the use is located shall be screened by a solid masonry wall, at least six feet in height along all interior property lines. Such wall may include the building walls where no yard exists.

g. The facility in which the use is located, and the parking for such facility, shall have a front yard setback of 20 feet, a side yard setback of ten feet, and a rear yard setback of ten feet.

h. The facility in which the use is located shall be designed in such a fashion that all openings, entries, and windows prevent view into such facilities from any pedestrian sidewalk, walkway, street or other public area. No drag show activities shall take place partially or totally outside the establishment.

i. The facility in which such a use is located shall be limited to one wall-mounted sign no greater than one square foot of sign per linear foot of wall length, not to exceed a total of 50 square feet; said signs shall not flash, blink or move by mechanical means and shall not extend above the roofline of the building. Further, no merchandise or pictures of products or entertainment on the premises shall be displayed in window areas or any area where such merchandise or pictures can be viewed from the sidewalk in front of the building. No flashing lights

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and/or lighting which leaves the impression of motion or movement shall be permitted.

j. Lighting in the parking area must provide a minimum light level of 0.25 footcandle over the entire parking area, but in no point shall the light level exceed 3.0 footcandles, nor shall any increase in light levels or visible glare be permitted at the parcel line.

k. The hours of operation will not exceed 8:00 a.m. to 12:00 midnight on Sunday through Thursday; and 8:00 a.m. to 1:00 a.m. on Friday and Saturday.