



# COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

**Eloy S. Inos**  
Governor

**Jude U. Hofschneider**  
Lieutenant Governor

25 OCT 2013

Honorable Ramon A. Tebuteb  
Chairman, Saipan & Northern Island Legislative Delegation  
Eighteenth Northern Marianas  
Commonwealth Legislature  
Saipan, MP 96950

Honorable Joseph P. Deleon Guerrero  
Speaker, House of Representatives  
Eighteenth Northern Marianas  
Commonwealth Legislature  
Saipan, MP 96950

Dear Mr. Chairman and Mr. Speaker:

This is to inform you that I have signed into law House Local Bill No. 18-24, D1 entitled, "To amend the Saipan Zoning Law of 2013, 10 CMC § 3511," which was passed by the Saipan and Northern Island Legislative Delegation of the Eighteenth Northern Marianas Commonwealth Legislature.

This bill becomes **Saipan Local Law No. 18-5**. Copies bearing my signature are forwarded for your reference.

Sincerely,

A handwritten signature in black ink, appearing to read "Eloy S. Inos", with a long horizontal stroke at the beginning and a wavy line at the end.

**ELOY S. INOS**

cc: Lt. Governor; Attorney General; Press Secretary; Commonwealth Zoning Board; Mayor of Saipan; Saipan and Northern Islands Municipal Council; Commonwealth's Law Revision Commission, Special Assistant for Administration; Special Assistant for Programs and Legislative Review



**Saipan & Northern Islands Legislative Delegation**  
**Eighteenth Northern Marianas Commonwealth Legislature**  
**Third Senatorial District**  
**P.O. Box 500586**  
**Saipan, MP 96950**

Representative Ramon A. Tebuteb, Chairman  
Representative John Paul P. Sablan, Vice Chairman

Senator Pete P. Reyes, Floor Leader

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October 22, 2013

Honorable Eloy S. Inos  
Governor  
Commonwealth of the Northern  
Mariana Islands  
Saipan, MP 96950


Dear Governor Inos:

I am honored to transmit for your action *House Local Bill No. 18-24, D1*, entitled,

*"A Local Bill For An Act For The Third Senatorial District  
"To amend the Saipan Zoning Law of 2013, 10 CMC § 3511."*

This bill was passed by the Saipan and Northern Islands Legislative Delegation of the Eighteenth Northern Marianas Commonwealth Legislature, a quorum duly present, on First and Final Reading during its First Day, Third Special Session 2013 held on October 17, 2013.

Sincerely,

  
ALICIA DLG. LEON GUERRERO  
Delegation Clerk

Enclosures



**SAIPAN AND NORTHERN ISLANDS LEGISLATIVE DELEGATION  
EIGHTEENTH NORTHERN MARIANAS COMMONWEALTH LEGISLATURE  
THIRD SPECIAL SESSION, 2013**

**HOUSE LOCAL BILL NO. 18-24, D1**

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**A LOCAL BILL FOR AN ACT  
FOR THE THIRD SENATORIAL DISTRICT**

**To amend the Saipan Zoning Law of 2013, 10 CMC § 3511.**

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**Offered by**

**Representative Ramon A. Tebuteb**

**on**

**August 21, 2013**

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**HOUSE ACTION**

**Transmitted to Saipan and Northern Islands Legislative Delegation for action on September 18, 2013**

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**DELEGATION ACTION**

<b>Referred jointly to</b>	<b>:</b>	<b>SNILD Committees on Natural Resources &amp; Judiciary &amp; Governmental Operations (9/18/13)</b>
<b>Comments Solicited</b>	<b>:</b>	<b>Mayor of Saipan; NI Mayor; Chairman, SNI Municipal Council (9/18/13)</b>
<b>Comments Received</b>	<b>:</b>	<b>SNI Municipal Council (9/23/13) Zoning Office (10/15/13)</b>
<b>Standing Committee Report</b>	<b>:</b>	<b>None</b>
<b>Passed First &amp; Final Reading</b>	<b>:</b>	<b>October 17, 2013 (w/D1)</b>

A handwritten signature in black ink, appearing to read "Alicia DLG. Leon Guerrero".

**Alicia DLG. Leon Guerrero, Delegation Clerk**



SAIPAN AND NORTHERN ISLANDS LEGISLATIVE DELEGATION  
Third Senatorial District  
Eighteenth Northern Marianas Commonwealth Legislature

SECOND REGULAR SESSION, 2013

HOUSE LOCAL BILL NO. 18-24, D1

A LOCAL BILL FOR AN ACT  
FOR THE THIRD SENATORIAL DISTRICT

To amend the Saipan Zoning Law of 2013, 10 CMC § 3511.

BE IT ENACTED BY THE THIRD SENATORIAL DISTRICT DELEGATION  
PURSUANT TO CHAPTER 4, DIVISION 1, TITLE 1 OF  
THE COMMONWEALTH CODE:

1           **Section 1. Short Title.** This Act shall be known as the “Saipan Adult Gambling  
2 Machine Business Zoning Law of 2013.”

3           **Section 2. Findings.** The Legislature finds that:

4           (a) Adult gambling machine businesses pose a risk to neighborhoods and their  
5 residents because such businesses are a target for robberies and other crimes;

6           (b) Gambling addiction is a problem that can cause severe financial and social  
7 problems for families on Saipan. The location of gambling machines in residential districts  
8 and near residential conveniences can increase the temptation to gamble and increase the  
9 likelihood that a person will gamble and develop an addiction;

10           (c) Adult gambling machine businesses in residential districts, or in districts adjacent  
11 to schools, churches, or public recreational areas, or within close proximity to such uses, may  
12 expose minors to such businesses and the activities associated with such businesses. This  
13 exposure may adversely affect minors due to their immaturity; and

14           (d) Special regulation of gambling businesses uses is necessary to ensure that such uses  
15 do not become permanent incompatible land uses and further, will not contribute to the blight  
16 or downgrading districts in which they are permitted, thereby adversely affecting property

1 values and deterring or interfering with the development and operation of other businesses  
2 within the area.

3 **Section 3. Purposes.** In order to provide our people with a healthy and safe social  
4 and business environment:

5 (a) It is the purpose of Saipan Adult Gambling Machine Business Zoning Law of 2013  
6 (hereinafter "Law") to regulate adult gambling machine businesses to promote the health,  
7 safety, morals, and general welfare of the citizens of the Commonwealth, and to establish  
8 reasonable and uniform regulations to prevent the deleterious location and concentration of  
9 adult businesses and, in particular, to separate adult businesses from family-oriented uses.

10 (b) It is the purpose of this Law to improve the quality of life of Commonwealth  
11 citizens and to provide for the socially and commercially acceptable location of adult gambling  
12 machine businesses.

13 (c) Based on the foregoing, the Legislature finds and declares that this Law is  
14 necessary and is a proper use of the legislative authority granted by Article II of the  
15 Commonwealth Constitution.

16 **Section 4. Amendment.** Article 12 of the Saipan Zoning Law of 2013, SLL 18-04,  
17 is hereby amended by adding the following new Section 1210:

18 **"Section 1210. Nonconforming Adult Gambling Machine Businesses.**

19 **"(a) Any legally established adult gambling machine business that is in a**  
20 **location in which such business would not be permitted as a new business under**  
21 **the Law shall be considered a nonconforming use.**

22 **"(b) Within four years of the effective date of this Law, at the end of the**  
23 **last full renewal period of its license from the Department of Finance prior to the**  
24 **deadline, all nonconforming adult gambling machine businesses shall be located in**  
25 **the Adult Business Park, Tourist Resort, Mixed Commercial, Garapan Core,**  
26 **Garapan East, or Beach Road Zoning Districts, in accordance with Section 612(b),**  
27 **so long as the establishment is located 200 feet from any other adult gambling**  
28 **machine business, and any church, Laundromat, public and private school, park**  
29 **or playground.**

30 **"(1) The Board may approve an extension of the deadline to allow**  
31 **for amortization of the business investment in property, leaseholds, or**

1 leasehold improvements. A request for extension shall be submitted in  
2 writing at least six months prior to the above date and shall be supported  
3 by such information as may be required by the Board. The Board may  
4 grant an extension upon finding the following:

5 “(2) In order to obtain the extension, the burden shall be on the  
6 adult gambling machine business to show that it is lawfully established, is  
7 not a public nuisance and will be unable to recoup the value of the  
8 investment in an adult gambling machine business made after the effective  
9 date of this Law shall be considered for the purpose of an extension of the  
10 deadline.

11 “(c) The Commonwealth Zoning Board may adopt regulations to  
12 implement the elimination of nonconforming adult gambling machine businesses  
13 in accordance with this Law.”

14 **Section 5. Amendment.** Article 4 of the Saipan Zoning Law of 2013, SLL 18-04, is  
15 hereby amended by adding “P1” to Table 1 for Adult gambling machine business in Garapan  
16 Core, Garapan East, and Beach Road Districts.

17 **Section 6. Amendment.** Article 6 of the Saipan Zoning Law of 2013, SLL 18-04, is  
18 hereby amended by amending Section 612(b) as follows:

19 “(b) Except in Garapan Core, Garapan East and Beach Road Districts, I in any  
20 zoning district where an adult gambling machine business is permitted, it shall only be  
21 located:

22 “(1) On a lot abutting Beach Road between Afetna Road and Chalan  
23 Msgr. Guerrero and on Chalan Pale Arnold between Chalan Msgr. Guerrero and  
24 Commonwealth Drive (provided that a new adult gambling machine business  
25 shall not be established in any zoning district within ~~400~~ 300 feet of a church,  
26 Laundromat, public ~~primary or secondary~~ private school, park, playground or  
27 other adult gambling machine business; or

28 “(2) In a hotel with more than 20 rooms.”

1           **Section 7. Severability.** If any provision of this Act or the application of any such  
2 provision to any person or circumstance should be held invalid by a court of competent  
3 jurisdiction, the remainder of this Act or the application of its provisions to persons or  
4 circumstances other than those to which it is held invalid shall not be affected thereby.

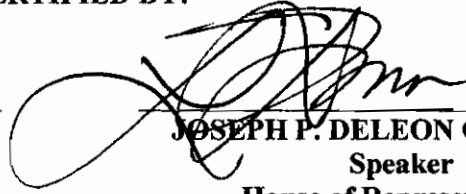
5           **Section 8. Savings Clause.** This Act and any repealer contained herein shall not be  
6 construed as affecting any existing right acquired under contract or acquired under statutes  
7 repealed or under any rule, regulation or order adopted under the statutes. Repealers contained  
8 in this Act shall not affect any proceeding instituted under or pursuant to prior law. The  
9 enactment of the Act shall not have the effect of terminating, or in any way modifying, any  
10 liability, civil or criminal, which shall already be in existence on the date this Act becomes  
11 effective.

12           **Section 9. Effective Date.** This Act shall take effect upon its approval by the  
13 Governor or its becoming law without such approval.

CERTIFIED BY:

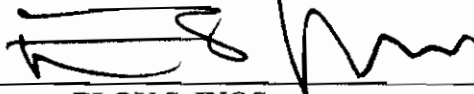


RAMON A. TEBUTEB  
Chairman  
Saipan & Northern Islands  
Legislative Delegation



JOSEPH F. DELEON GUERRERO  
Speaker  
House of Representatives

Approved on this 25<sup>TH</sup> day of OCTOBER, 2013.



ELOY S. INOS  
Governor