

ORDINANCE #64

OBSCENITY, NUDITY ORDINANCE

The Town of Jefferson, Jefferson County, does ordain as follows:

AUTHORITY. This ordinance is enacted pursuant to power granted by virtue of present Wisconsin Statutes, including Section 125.10 and Village Powers.

RESTRICTIONS. There shall be no public nudity at a public, licensed establishment.

DEFINITION. Nudity means the showing or exposing of the human male or female genitals, pubic area or buttocks with less than a full opaque covering, or of the female breast with less than a fully opaque covering of any portion thereof below the top of the nipple.

Public means any place of accommodation or amusement, which shall be interpreted broadly to include, but not be limited to, places of business or recreation, hotels, motels, resorts, restaurants, taverns and any place where accommodations, amusements, goods or services are available either free or for a consideration. Campgrounds are also included.

EXCEPTIONS.

- (A) This ordinance is not to be interpreted as restriction the proper use of a bathroom facility by a male or female in an enclosed area where the person is of the same sex designated for such room, and is not engaged in for any sexual or exhibitionist purpose to or in front of or adjacent to other persons.
- (B) This ordinance is not to be interpreted to prevent activities in rooms privately rented in a hotel, motel, resort, or camper if at a campground, if the person(s) involved rented such private facility or owns it and has not invited or allowed members of the public, who are not immediate family members, to be at such location.

VIOLATION. Each violation of this ordinance shall result in a forfeiture of not less than \$50.00 nor more than \$500.00. When using a citation form of enforcement, the deposit allowed shall be \$100.00 for a first offense, or \$500.00 for a second or greater offense within five years. Pursuant to procedures set forth in Wisconsin Statute 125.12, or town ordinance, violation constitutes sufficient grounds for board consideration of license suspension, revocation, or nonrenewal where such violation occurred in conjunction with or related to the activity licensed for.

EFFECT. This ordinance takes effect upon passage and publication.

Adopted on October 7, 1991, by vote of unanimous.

Published on:

ATTEST:

Town Clerk

Chairman

Supervisor

Supervisor