

AN ORDINANCE PROHIBITING LEWD AND LASCIVIOUS CONDUCT IN PREMISES LICENSED TO SELL INTOXICATING LIQUOR AND NON-INTOXICATING MALT LIQUOR IN THE CITY OF GREEN ISLE.

THE CITY COUNCIL OF THE CITY OF GREEN ISLE DO ORDAIN AS FOLLOWS:

Section 1. No person shall engage in lewd and lascivious exhibition type dancing, performance, show or display, in any place or premises within the City of Green Isle that is licensed to sell liquor or non-intoxicating malt liquor, whether on-sale, off-sale, or both. Said lewd and lascivious exhibition type dancing, performance, show or display, shall consist of, but not necessarily be limited to, dancing, which by manner, or attire, is of such a nature it appeals to the prurient interests of the observers.

Section 2. The following acts or conduct in any place or premises holding any liquor or non-intoxicating malt liquor license, whether On-Sale, Off-Sale, or both, are deemed contrary to the public welfare and morals of the City of Green Isle and are prohibited:

- (a) To employ, engage in or use any person in said licensed place or premises, while such person is unclothed or in such attire, costume or clothing as to expose to view any portion of the female breast below the top of the areola or of any portion of the pubic hair, anus, cleft of the buttocks, vulva or genitals.
- (b) To employ or use the services of any hostess or entertainer while such hostess or entertainer is unclothed or in such attire, costume or clothing as described in paragraph (a) above.
- (c) To encourage or permit any person on the licensed premises to touch, caress or fondle the breasts, buttocks, anus or genitals of any other person.
- (d) To permit any employee or person to wear or use any device or covering exposed to view, which simulates the breast, genitals, anus, pubic hair or any portion thereof.
- (e) To permit any person to perform acts of or acts which simulate:
 - 1. With or upon another person sexual intercourse, sodomy, oral copulation, flagellation or any sexual acts which are prohibited by law;
 - 2. Masturbation or bestiality;

3. With or upon another person the touching, caressing or fondling of the breast, buttocks, anus or genitals.

(F) To permit any person to use artificial devices or inanimate objects to depict any of the prohibited activities described above.

(g) To permit the showing of film, still pictures, electronic reproduction, or other visual reproduction, or other reproductions depicting:

1. Acts or simulated acts of sexual intercourse, masturbation, sodomy, bestiality, oral copulation, flagellation, or any sexual acts which are prohibited by law;
2. Any person being touched, caressed or fondled on the breast, buttocks, anus or genitals;
3. Scenes wherein a person displays the vulva or the anus or the genitals;
4. Scenes wherein artificial devices or inanimate objects are employed to depict, or drawings are employed to portray, any of the prohibited activities described above.

Section 3. Whoever violates any provision of this Ordinance shall be guilty of a misdemeanor and sentenced to imprisonment for not more than 90 days or to a fine of not more than \$300.00, or both, and such violation shall be grounds for revocation or suspension of any and all licenses held at such premises, including On and Off-Sale Liquor Licenses and On and Off-Sale Non-intoxicating Malt Liquor Licenses.

Section 4. Ordinance No. *66 B* entitled "AN ORDINANCE PROHIBITING LEWD AND LASCIVIOUS CONDUCT IN PUBLIC PLACES IN THE CITY OF GREEN ISLE" adopted by the City Council of Green Isle on September 13, 1976 and published in the Arlington Enterprise on September 29, 1976 is hereby repealed.

Section 5. This Ordinance shall be in full force and effect from and after its publication according to law.

An ordinance prohibiting lewd and lascivious conduct in premises licensed to sell intoxicating liquor and non-intoxicating malt liquor in the city of Green Isle.

The City Council of the City of Green Isle Do Ordain as Follows

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Section 2. The following acts or conduct in any place or premises holding any liquor or non-intoxicating malt liquor license, whether on-sale, off-sale, or both, are deemed contrary to the public welfare and morals of the City of Green Isle and are prohibited:

(a) To employ, engage in or use any person in said licensed place or premises, while such person is unclothed or in such attire, costume or clothing as to expose to view any portion of the female breast below the top of the areola or of any portion of the pubic hair, anus, cleft of the buttocks, vulva or genitals.

(b) To employ or use the services of any hostess or entertainer while such hostess or entertainer is unclothed or in such attire, costume or clothing as described in paragraph (a) above.

(c) To encourage or permit any person on the licensed premises to touch, caress or fondle the breasts, buttocks, anus or genitals of any other person.

(d) To permit any employee or person to wear or use any device or covering exposed to view which stimulates the breast, genitals, anus, pubic hair or any portion thereof.

(e) To permit any person to perform acts of or acts which simulate:

- 1. With or upon another person sexual intercourse, sodomy, oral copulation, flagellation or any sexual acts which are prohibited by law;
- 2. Masturbation or bestiality;
- 3. With or upon another person the touching, caressing or fondling of the breast, buttocks, anus or genitals.

(f) To permit any person to use artificial devices or materials attached to, attached to or of the

AFFIDAVIT OF PUBLICATION

State of Minnesota }
County of Sibley } ss

Val G. Killa being duly sworn, on oath says he is and during all the

times herein stated has been the OWNER, publisher and printer of the newspaper known as Arlington Enterprise and has full knowledge of the facts herein stated as follows: (1) Said newspaper is printed in the English language in newspaper format and in column and sheet form equivalent in printed space to at least 900 square inches. (2) Said newspaper is a weekly and is distributed at least once each week. (3) Said newspaper has 50 percent of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisements. (4) Said newspaper is circulated in and near the municipality which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75 percent of its total circulation currently paid or no more than three months in arrears and has entry as second-class matter in its local post-office. (5) Said newspaper purports to serve the City of Arlington in the County of Sibley and it has its known office of issue in the City of Arlington in said county, established and open during regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the publisher of said newspaper or persons in his employ and subject to his direction and control during all such regular business hours and at which said newspaper is printed. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper has complied with all the foregoing conditions for at least two years preceding the day or dates of publication mentioned below. (8) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966, and each January 1 thereafter an affidavit in the form prescribed by the Secretary of State and signed by the publisher of said newspaper and sworn to before a notary public stating that the newspaper is a legal newspaper.

He further states on oath that the printed Ordinance No. 70 An Ordinance Prohibiting Lewd and Lascivious conduct in premises licensed to sell intoxicating liquor and non-intoxicating malt liquor in the City of Green Isle, hereto attached as a part hereof was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week,

for one successive weeks, that it was first so published on Thursday the 16th day of December 19 76 and was thereafter printed and published on every Thursday to and including Thursday

the XXXXXXXXXXXXXXXXXXXX day of XXXXXXXXXXXXXXXXXXXX 19 XXXXXXXXXXXX, and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice to wit: abcdefghijklmnopqrstuvwxyz

Subscribed and sworn to before me this 16th day of December 19 76

Margaret Major
Notary public, Sibley County, Minnesota

My commission Expires April 6 19 82

