

AN ORDINANCE TO AMEND CERTAIN PORTIONS OF ORDINANCES 70, 73, AND 74 OF THE CITY OF GREEN ISLE, REGULATING LIQUOR LICENSES.

THE CITY COUNCIL OF THE CITY OF GREEN ISLE IN THE COUNTY OF SIBLEY AND STATE OF MINNESOTA, DOES ORDAIN AS FOLLOWS:

SECTION 1

Section 6, Subdivision 2 of City of Green Isle Ordinance 73 is hereby repealed.

SECTION 2

Section 4, Subdivision 2 of City of Green Isle Ordinance 74 is hereby repealed.

SECTION 3

Section 2, Subdivisions (a) and (b) of City of Green Isle Ordinance 70 are hereby amended to read as follows:

(a) It is prohibited to employ, engage, or use any person in said licensed premises, including bartenders, hosts or hostesses or waiters or waitresses, dancers or entertainers, while such person is nude, as defined in Minnesota Statute 617.292, Subdivision 3. In the case of entertainers only, it shall be sufficient if the breasts of female entertainers be fully covered by a semi-opaque covering through which the breasts are only partially visible. Female entertainers shall not be nude under any other clause of the statutory definition of that term. Female entertainers who use fully transparent coverings over the breast area, or use a covering only over the nipple area of the breast are in violation of this ordinance.

(b) Any entertainers of any type appearing in said licensed premises who perform any part of their act in a semi-clothed state, being anything less than a fully opaque covering over the breast area in the case of female entertainers and a full covering between the waist and mid-thigh on both male and female entertainers, shall be separated a distance of at least three feet from all customers of the licensed premises, and shall not touch customers or allow customers to touch the entertainer in any manner during the performance of the entertainer's act. A physical barrier is not required under this ordinance, but it shall be the responsibility of the management of the licensed premises and the responsibility of the entertainer to prevent the physical proximity or contact prohibited by this law. It shall not be a defense to claim or show that a customer caused the physical contact.

Adopted and approved this 13 day of April, 1981.

William F. Boudreau
MAYOR

Attest:

Carol Schmitt
CITY CLERK

(46-10)

AFFIDAVIT OF PUBLICATION

State of Minnesota }
County of Sibley } ss

ORDINANCE NO. 75
AN ORDINANCE TO AMEND CERTAIN PORTIONS OF ORDINANCES 70, 73, and 74 OF THE CITY OF GREEN ISLE, REGULATING LIQUOR LICENSES.

THE CITY COUNCIL OF THE CITY OF GREEN ISLE IN THE COUNTY OF SIBLEY AND STATE OF MINNESOTA, DOES ORDAIN AS FOLLOWS:

SECTION 1

Section 6, Subdivision 2 of City of Green Isle Ordinance 73 is hereby repealed.

SECTION 2

Section 4, Subdivision 2 of City of Green Isle Ordinance 74 is hereby repealed.

SECTION 3

Section 2, Subdivisions (A) and (B) of City of Green Isle Ordinance 70 are hereby amended to read as follows:

(a) It is prohibited to employ, engage, or use any person in said licensed premises, including bartenders, hosts or hostesses or waiters or waitresses, dancers or entertainers, while such person is nude, as defined in Minnesota Statute 617.292, Subdivision 3. In the case of entertainers only, it shall be sufficient if the breasts of female entertainers be fully covered by a semi-opaque covering through which the breasts are only partially visible. Female entertainers shall not be nude under any other clause of the statutory definition of that term. Female entertainers who use fully transparent coverings over the breast area, or use a covering only over the nipple area of the breast are in violation of this ordinance.

(b) Any entertainers of any type appearing in said licensed premises who perform any part of their act in a semi-clothed state, being anything less than a fully opaque covering over the breast area in the case of female entertainers and a full covering between the waist and mid-thigh on both male and female entertainers, shall be separated a distance of at least three feet from all customers of the licensed premises, and shall not touch customers or allow customers to touch the entertainer in any manner during the performance of the entertainer's act. A physical barrier is not required under this ordinance, but it shall be the responsibility of the management of the licensed premises and the responsibility of the entertainer to prevent the physical proximity or contact prohibited by this law. It shall not be a defense to claim or show that a customer caused the physical contact.

Adopted and approved this 13 day of April, 1981.

Roland F. Krueger
Mayor

Notary Public
Carol Schwich
Clerk

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 for the gathering of news, sale of advertisements and open during regular business hours 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 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. 75

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 Two successive weeks; that it was first so published on Wednesday the twenty-second day of April 1981 and was thereafter printed and published on every Wednesday to and including Wednesday

the twenty-ninth day of April 1981 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 5th day of May 1981

Carol Schwich
Notary Public

(Notarial Seal)

Notary Public, County Minnesota
My commission Expires 19