

ORDINANCE NO. 34-97
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER James Reppert ON THE
26th DAY OF January, 1997.

AN ORDINANCE AMENDING THE CENTERVILLE MUNICIPAL
CODE BY PROVIDING ADDITIONAL REGULATIONS RELATING TO
SPREADING CONTAGION.

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. Definitions: As used herein the following terms are defined as:

(1) *Live Entertainment Occupancies: A building, structure or occupancy where there are performances of dancing, singing, nudity or semi-nudity as part of the entertainment, or nudity or semi-nudity in connection with food and/or beverage service by waiters or waitresses. A Live Entertainment Occupancy shall not include a building, structure or occupancy where the entertainment is supplied solely by the patrons who are neither nude nor semi-nude.*

(2) *Nudity: The appearance of a human bare buttock, anus, male genitals, female genitals, or female breast; or a state of dress which fails to opaquely cover a human buttock, anus, male genitals, female genitals, or areola of the female breast.*

(3) *Semi-nudity: A state of dress in which clothing covers no more than the genitals, pubic region, and areola of the female breast, as well as portions of the body covered by supporting straps or devices.*

Section 2. That § 660.02 of the Centerville Municipal Code is hereby amended as follows with new matter in italics and deleted matter designated by strike out:

(d) No entertainer, employee or customer of a business which is a live entertainment occupancy involving nude or semi-nude performances shall be permitted to have any physical contact with any other person on the premises during any performance and all performances shall only occur upon a stage at least eighteen inches (18") above the immediate floor level and removed at least six feet (6') from the nearest entertainer, employee and/or customer.

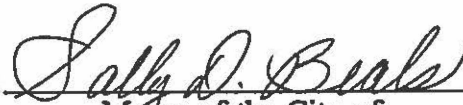
~~(d)~~ (e) Whoever violates any of the provisions of this section is guilty of a misdemeanor of the second degree and shall be subject to the penalty provided in Section 698.02 (ORC 3701.99(D))



ONE DAYTON CENTER
SOUTH MAIN STREET
TON, OHIO 45402

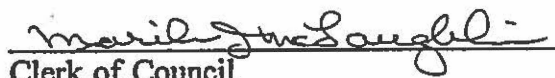
Section 3. This ordinance shall become effective from and after the earliest date allowed by law.

PASSED THIS 26th day of January, 1997.



Mayor of the City of
Centerville, Ohio

ATTEST:



Clerk of Council
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 34-97, passed by the Council of the City of Centerville, Ohio on the 26th day of January, 1997.



Clerk of Council

Approved as to form, consistency
with existing ordinances, the
charter & constitutional provisions.
Department of Law
Robert N. Farquhar
Municipal Attorney

CVILLE#675.RNF


ATKISSON
&
ORWIN
L.P.A.

10 ONE DAYTON CENTER
3 SOUTH MAIN STREET
DAYTON, OHIO 45402