

Town of Sugar Creek

N6641 County Rd. H
P.O. Box 287
Elkhorn, WI 53121
(414) 742-3383 • Fax (414) 742-4476

Ordinance No. 97 - _____

**AN ORDINANCE CREATING SECTION _____
OF SUGAR CREEK MUNICIPAL CODE PERTAINING TO NUDITY CONTROL**

The Town Board of the Town of Sugar Creek, Walworth County, Wisconsin does hereby
ordain as follows:

1. That Section _____ of the Town of Sugar Creek Municipal Code is hereby
created to read as follows:

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SECTION _____ - NUDITY CONTROL

1. Authority. This ordinance is enacted pursuant to Wisconsin Statute 125.10 and its general authority to protect the public health and welfare. The Town Board finds that this ordinance sets reasonable limits for what will be considered a disorderly, indecent or improper business.

2. Restrictions. There shall be no nudity in public places holding an alcohol license.

3. Definition. Nudity means the showing or exposing of the human male or female genitals, pubic area or buttox 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.

4. Contact Prohibition. There shall be no contact between a patron, owner, employee, customer or bystander with a paid or amateur dancer during or shortly after a dance or other performance where clothing is or has recently been removed, either by direct, physical contact with a placing of money or other thing of value in the remaining clothing or body part of said performer.

A. This ordinance is not to be interpreted as restricting the proper use of a bath 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 engaging in any sexual or exhibitionist purpose to or in front of or adjacent to other persons.

B. No person at the licensed premises shall engage in actual or simulated sexual intercourse or sexual contact through touching a person, animal or device.

5. 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 log shall be \$100.00 for the first offense and \$250.00 for second or greater offense within two years, plus court costs. Pursuant to procedure set forth in Wisconsin Statute 125.12 and the Town of Sugar Creek Municipal Code, violation constitutes sufficient grounds for Board consideration of license suspension, revocation or non-renewal where such violation occurred in conjunction with or related to the activity for which the license was issued.

6. Effect. This ordinance shall take effect upon its passage and publication as provided by law.

Dated this 17 day of March, 1997.

TOWN OF SUGAR CREEK

BY: Joren E. White
Chairperson

ATTEST: Diane Boyd
Clerk

Date Published: 4-16-97