

ORDINANCE NO. 109

AN ORDINANCE PROHIBITING PUBLIC NUDITY; PROVIDING A PENALTY; AND REPEALING ORDINANCE NO. 56.

Dunes City ordains as follows:

Section 1. Definitions

Nudity. Appearing in public view in any of the following conditions:

(1) Without a covering for the genitalia consisting of an opaque material which does not simulate the organ covered.

(2) In the case of a female eight years of age or older, with whole or substantial exposure of one or both breasts.

Public view. That view which can be seen from a public highway, easement, or right-of-way, or from adjoining property.

Section 2. Prohibition. No person shall appear in a state of nudity while in public view within the city.

Section 3. Penalty. A violation of section 2 is punishable by a fine not to exceed \$500. Each day's violation is a separate offense.

Section 4. Severability. If any section or subsection of this ordinance is declared invalid or unconstitutional, the invalidity shall have no effect on the remaining sections or subsections.

Section 5. Repeal. Ordinance No. 56, enacted March 8, 1979, is repealed.

Section 6. Saving. The repeal in section 5 shall not affect the prosecution of any violation of that ordinance which occurred prior to the effective date of this ordinance.


Passed by the City Council of Dunes City, Lane County,
Oregon, this 11th day of December, 1986, by the following
vote:

Aye 6 Nay 0 Absent 1

APPROVED BY THE MAYOR THIS
15th DAY OF December, 1986.


JAMES E. BAUMEISTER, Mayor

ATTEST:


BETTY STOCKING, City Recorder