

**ADOPTED**

**AUG 13 1984**

ORDINANCE NO. 56A-2

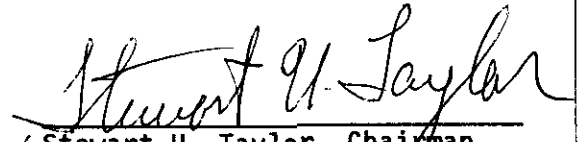
AN ORDINANCE TO AMEND AND REORDAIN THE CODE OF THE COUNTY OF JAMES CITY COUNTY BY AMENDING CHAPTER 13, OFFENSES - MISCELLANEOUS, OF THE CODE BY ADDING A NEW SECTION, SECTION 13-19.1, PUBLIC NUDITY - PROHIBITED.

BE IT ORDAINED by the Board of Supervisors of James City County that Chapter 13, Offenses - Miscellaneous, of the Code of the County of James City be and the same is, hereby, amended and reordained by adding a new section, Section 13-19.1, Public Nudity - Prohibited.

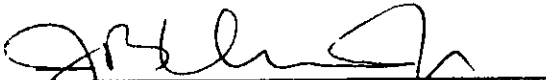
CHAPTER 13  
OFFENSES - MISCELLANEOUS

Section 13-19.1. Public Nudity - Prohibited.

- (a) As used in this section "state of nudity" means a state of undress so as to expose the human male or female genitals, pubic area or buttocks with less than a fully opaque covering, or the showing of the female breast with less than a fully opaque covering of any portion thereof below the top of the nipple.
- (b) It shall be unlawful for any person to knowingly, voluntarily and intentionally appear in public, or in a public place, or in a place open to the public or open to public view, in a state of nudity or to employ, encourage or procure another person to so appear.
- (c) Nothing contained in this chapter shall be construed to apply to the exhibition, presentation, showing or performance of any play, ballet, drama, tableau, production or motion picture in any theater, concert hall, museum of fine arts, school, institution of higher learning or other similar establishment which is primarily devoted to such exhibitions, presentations, shows or performances as a form of expression of opinion, communication, speech, ideas, information, act or drama as differentiated from commercial or business advertising, promotion or exploitation of nudity for the purpose of advertising, promotion, selling or serving products or services or otherwise advancing the economic welfare of a commercial or business enterprise such as a hotel, motel, bar, nightclub, restaurant, tavern or dance hall.

  
Stewart U. Taylor, Chairman  
Board of Supervisors

ATTEST:

  
James B. Oliver, Jr.  
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
BROWN	AYE
DEPUE	AYE
EDWARDS	AYE
MAHONE	AYE
TAYLOR	AYE

Adopted by the Board of Supervisors of James City County, Virginia  
this 13th day of August, 1984.

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