

ORDINANCE 83-1

AN ORDINANCE REGULATING CONDUCT CONSITUTING AN OFFENSE BY PERSONS IN CALHOUN COUNTY: PROHIBITING THE VULGAR OR INDECENT EXHIBITION OR EXPOSURE OF THE BUTTOCKS, GENITALS, SEXUAL ORGANS OR BREASTS TO ANOTHER OR PERMITTING THE TOUCHING OR PAINTING OF SAME BY ANOTHER FOR COMPENSATION: PROHIBITING ADVERTISEMENT OF THE CONDUCT PROHIBITED BY THE ORDINANCE BY USE OF ANY TYPE SIGN OR THROUGH PUBLICATIONS OF OTHER MEDIA SOURCES: PROMOTING PUBLIC PEACE, SAFETY AND HEALTH, PROTECTING PUBLIC MORALS: PROVIDING PENALTIES: PROVIDING SEVERABILITY CLAUSE: AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF CALHOUN COUNTY, FLORIDA:

Section 1. This ordinance shall be known and may be cited as the "Vice, Disorder and Morality Ordinance of Calhoun County, Florida."

Section 2. It shall be unlawful for any person to knowingly expose or exhibit his or her sexual organs, genitals, buttocks, or breasts in a vulgar or indecent manner, in any public place, or so near thereto as to be seen from such public place.

Section 3. It shall be unlawful for any person to knowingly touch or come in contact with the sexual organs, genitals, buttocks or breasts or another person in a vulgar or indecent manner, whether such parts are covered or uncovered, in a public place, or so near thereto as to be seen from such public place.

Section 4. It shall be unlawful for any owner, operator or person in charge of any commercial establishment within Calhoun County, Florida, to knowingly permit, encourage, induce or in any manner promote the vulgar or indecent exposure or exhibition of the sexual organs, genitals, buttocks, or breasts of any person who is within the confines of such commercial establishment.

Section 5. It shall be unlawful for any person in a public place to expose or exhibit his or her breasts, buttocks, genitals or sexual organs in a vulgar or indecent manner, or to permit another to touch or come in contact with, paint or apply any substance in a vulgar or indecent manner, to his or her breast, buttocks, genitals or sexual organs, whether such parts are covered or uncovered, in return for compensation; however, this section shall not be construed to

prohibit acts done for bona fide medical purposes.

Section 6. It shall be unlawful for any person to erect, display, maintain, affix, attach or post, at any place in Calhoun County, visible from a public place, street, or right-of-way, any placard, banner, notice, billboard, sign, announcement, marquee or any other type of advertisement, whether permanent or temporary in nature, which advertises, directs attention to, encourages, solicits, induces, or in any manner promotes the conduct prohibited by this ordinance. It shall further be unlawful for any person to advertise, solicit, encourage, induce or in any manner promote the conduct prohibited by this ordinance in any telephone directory or other publication or through any other media source within Calhoun County.

Section 7. If any word, phrase, sentence, paragraph, or provision of this ordinance or the application thereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provisions or applications of the ordinance which can be given effect without the invalid or unconstitutional provision or application, and to this end the provisions of this ordinance are declared severable.

Section 8. Any person or persons, firm or corporation or association of persons who shall violate or fail to comply with any of the terms or provisions of this ordinance on any day, upon conviction in the County Court shall be punished by a fine not exceeding \$500.00 and/or imprisonment in the County Jail for a period not exceeding 60 days. Each day during any portion of which a violation occurs constitutes a continuing separate offense.


Section 9. This ordinance shall take effect upon receipt of the official acknowledgment that this ordinance has been filed with the office of the Secretary of State of Florida.

PASSED IN REGULAR SESSION this 19th day of April, 1983.

BOARD OF COUNTY COMMISSIONERS
OF CALHOUN COUNTY, FLORIDA

BY: 

ATTEST:


Clerk, Circuit Court