

ORDINANCE 1931

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF ANKENY, IOWA, CHAPTER 41 PUBLIC HEALTH AND SAFETY

WHEREAS, the Ankeny Code of Ordinances sets out the procedure for public health and safety;

WHEREAS, the City Council of the City of Ankeny, Iowa, now deems it necessary and proper to amend the Code of Ordinances to expand the ordinance to include public exposure.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ANKENY, IOWA:

Section 1: That Chapter 41 be and is hereby amended to include a new section by adding the underlined language:

41.16 Public Exposure.

- (a) Except as provided in this section, no person shall expose the following parts of such person's body to another in any public place or in any place where such exposure either is seen by another person located in a public place or is seen on private property across a real property boundary:
 - (1) A woman's nipple, the areola thereof, or full breast, except as necessary in the breast feeding of a baby
 - (2) The pubic hair, pubes, perineum, or anus of a male or female; the penis or scrotum of a male; or the vagina of a female, excepting such body parts of prepubescent infants of either sex.
- (b) This section shall not apply to limited or minimal exposures incident to the use of public restrooms or locker rooms or such other places where such exposures occur incident to the prescribed use of those facilities.
- (c) This section shall not apply to exposures occurring in live stage plays, live theatrical performances, or live dance performances conducted in a theater, concert hall or similar establishment which is primarily devoted to theatrical performances.

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3: This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED AND APPROVED this _____ day of November, 2017.

Gary Lorenz, Mayor

ATTEST:

Pamela DeMouth, City Clerk

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