

**AN ORDINANCE OF THE BOROUGH OF ST. CLAIR
DEFINING PUBLIC INDECENCY, AND PROVIDING PENALTIES
FOR THE VIOLATION OF THE SAME.**

The Borough Council of the Borough of St. Clair, Schuylkill County, Pennsylvania,
hereby ordains as follows:

Section 1: A person who knowingly or intentionally in a public place:

- (1) engages in sexual intercourse;
- (2) engages in deviate sexual conduct;
- (3) appears in a state of nudity; or
- (4) fondles the genitals of himself or another person;

commits public indecency.

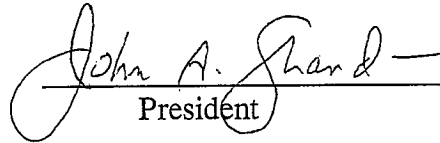
Section 2: "Nudity," as used in this Ordinance, means the showing of the human male or female genitals, pubic area or buttocks with less than a fully opaque covering, the showing of the female breasts with less than a fully opaque covering of any part of the nipple, or showing of covered male genitals in a discernibly turgid state.

Section 3: Any person who knowingly or intentionally, in a public place, commits any of the acts listed in Section 1 hereof shall, upon conviction thereof, be sentenced to pay a fine of not more than Three Hundred (\$300.00) Dollars and costs of prosecution, and in default of payment of such fines and of prosecution, and in default of payment of such fines and cost, to imprisonment in the county jail not to exceed Thirty (30) days. Each day during which any violation of this ordinance continues shall constitute a separate offense.


Section 4: The provisions of this Ordinance shall be severable, and if any sentence, clause, section or part thereof is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Board of Supervisors of Borough of St. Clair that this Ordinance would have been adopted has such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Section 5: This Ordinance shall become effective on

ENACTED AND ORDAINED by the Borough Council of the Borough of St. Clair on
this 6th day of December , 1993.

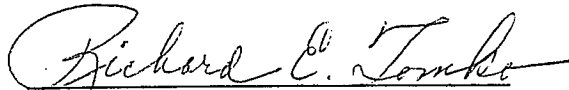


President

Attest:


Secretary

Approved by the Mayor, this December 7, 1993.



Mayor