

CITY OF MARSHALL

ORDINANCE NO. 2023-O- 25

AN ORDINANCE ESTABLISHING CHAPTER 22. BUSINESSES. ARTICLE V. SHOWS
AND EXHIBITIONS OF THE CODE OF ORDINANCES, CITY OF MARSHALL,
ILLINOIS.

ADOPTED BY THE
CITY COUNCIL
OF THE
CITY OF MARSHALL

Published in pamphlet form by authority of the City of Marshall, Clark County, Illinois, this
24 day of April, 2023.

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AN ORDINANCE ESTABLISHING CHAPTER 22. BUSINESSES. ARTICLE V. SHOWS AND EXHIBITIONS OF THE CODE OF ORDINANCES, CITY OF MARSHALL, ILLINOIS.

BE IT ORDAINED by the City Council of the City of Marshall, Illinois:

Section 1. That a new Chapter 22. Businesses. Article V. Shows and Exhibitions be created. Said Article V. Shows and Exhibitions shall read as follows:

Sec. 22-98. Purpose.

The purpose of this article is to protect minor children under the age of 18 from shows, exhibitions, and or presentations in front of a live audience, in whole or in part, depicts or simulates nudity, sexual content, sexual excitement, specific sexual activities as defined by state statute. Shows, exhibitions, or performances that present lewd conduct, the lewd exposure of prosthetic or imitation genital or breasts when it includes the following:

- a. An appeal to a prurient, shameful, or morbid interest;
- b. Is patently offensive to prevailing standard in the adult community of this municipality or conduct for the age of the child present;
- c. When taken as a whole is without serious literary, artistic, political, or scientific value for the age of the child present.

Sec. 22-99. Age requirement.

- a. No person under the age of 18 shall enter the establishment during a show, exhibition, or presentation as listed in Section 22-98.
- b. An owner, operator or employee of a venue where a show, exhibition, or performance as listed in Section 22-98 shall not permit a person under 18 years of age to be employed by or to enter the establishment during a show, exhibition, or presentation.
- c. An adult use shall, at all times, cause the entrance of the establishment to be so attended as to insure compliance with the requirements contained herein.

Sec. 22-100. Penalties.

The property owner who allows a show, exhibition, or performance on their property and any performer or participant in a show, exhibition, or performance in violation of Section 22-99 shall be fined the sum of \$250.00 for the first conviction, \$500.00 for the second conviction and \$1,000.00 for the third conviction and all subsequent convictions.

Section 2. If any provision of this Ordinance, or application thereof, is held invalid by any Court, other provisions or applications of this Ordinance which can be given effect without the invalid provision or application shall not be affected, and to this end the provisions of this Ordinance are declared to be severable.

Section 3. That this Ordinance shall be published in pamphlet form and shall take effect ten (10) days after its passage, approval and publication in pamphlet form as provided by law.

	<u>AYES</u>	<u>NAYS</u>	<u>ABSENT</u>
Michael Smitley	✓		
Warren J. Le Fever	✓		
Vickie Wallace		✓	
Jarod Green	✓		
Josh Sanders	✓		
Robert Nelson	✓		
Foster Propst	✓		
Rob Knott	✓		

PASSED this 24 day of April, 2023.

APPROVED this 24 day of April, 2023.



MAYOR

ATTESTED, filed in my office,
and published in pamphlet form
this 24 day of April, 2023.


CITY CLERK

(SEAL)