ORIGINAL

WP0271C-ORD
11/19/93

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4601

AN ORDINANCE relating to lewd acts, amending Bellevue City Code Section 10A.88.035 as last amended by Section 3 (part) of Ordinance No. 3550.

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Bellevue City Code Section 10A.88.035 as last amended by Section 3 (part) of Ordinance No. 3550 is hereby amended to read as follows:

Chapter 10A.88.035 Lewd Act - Limitations.

A. Chapter 10A.88 shall not be construed to prohibit:

1. Plays, operas, musicals, or other dramatic works which are not obscene;

2. Classes, seminars and lectures held for serious scientific or educational purposes;

3. Exhibitions or dances which are not obscene.

B. Whether or not the conduct is obscene shall be judged by consideration of the following factors:

Whether the average person, applying contemporary community standards would find:

1. That the activity appeals to a prurient interest in sex; and

2. The conduct depicts or describes in a patently offensive way conduct as defined in § 10A.88.010B; and

3. The conduct taken as a whole, lacks serious literary, artistic, political or scientific value.

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Section 2. This Ordinance shall take force and be in effect thirty days after its passage and legal publication.

PASSED by the City Council this 22nd day of November, 1993, and signed in authentication of its passage this 22nd day of November, 1993.

(SEAL)

Cary Bozeman, Mayor

Approved as to form:

Richard L. Andrews, City Attorney

Lori M. Riordan
Lori Riordan, Assistant City Attorney

Attest:

Myrna L Basich
Myrna L. Basich, City Clerk

Published November 26, 1993