

## Part 9. Public Dances

309.01. **Definitions.** A public dancing place shall mean any room, place or space open to public patronage in which dancing, wherein the public may participate, is carried on and to which admission may be had by the public by payment, directly or indirectly, or an admission fee or price for dancing. A public dance shall mean any dance wherein the public may participate by payment, directly, or indirectly, of an admission fee or price for dancing, or a fee for a membership in a club, and shall include any manner of holding a dance which may be participated in by the public through the payment of money, directly or indirectly.

309.02. **Obscenity and Immorality Prohibited.** No person or persons shall dance, nor shall any person to whom a permit is issued, permit any person or persons to dance, in any public dancing place or at any public dance, any indecent or immodest dances, or any dance which public dancing place or at any public dance act or speak in a rude, boisterous, obscene or indecent manner, nor shall any person to whom a permit for such obscene or indecent manner, nor shall any person to whom a permit for such dance has been issued suffer or permit any person so to act or speak therein.

309.02. a. CITY OF HAYFIELD EMERGENCY INTERIM ORDINANCE PROHIBITING THE LOCATION OF ADULT USES WITHIN THE CITY OF HAYFIELD FOR A PERIOD OF ONE YEAR THE COUNCIL OF THE CITY OF HAYFIELD ORDAINS:

### Section 1. PREAMBLE

**WHEREAS**, the council has reviewed its city code and discovered that "adult uses", as defined herein, are not explicitly addressed and, comprehensively regulated within the City of Hayfield; and

**WHEREAS**, the council believes that the zoning and other control measures should be enacted to regulate adult uses within the city in order to preserve the public peace, health, morals, safety, and welfare of the community but that the nature of those controls requires further study; and

**WHEREAS**, the council has adopted a resolution pursuant to Minnesota Statutes, Section 462.355, Subd. 4, authorizing a study to be conducted of appropriate controls for adult uses within the city; and

**WHEREAS**, it is necessary to immediately adopt a moratorium on the establishment of adult uses within the city, pending the adoption of zoning and other controls of adult uses, the council hereby declares the need for this ordinance and emergency and adopts it.

Certified as a true and correct copy of a City of Hayfield resolution passed on May 2, 2001. This ordinance becomes effective upon passage and shall be in effect for a period of one year from

the date hereof.

A complete copy of this ordinance may be viewed at Hayfield City Hall.

Lori Kindschy  
City Clerk-Treasurer

309.03. **Illumination.** Every public dancing place shall be brightly illuminated while in public use, and dancing therein while the lights are extinguished, dimmed or turned low so as to give imperfect illumination is prohibited.

309.04. **Certain Persons Prohibited.** No person to whom a permit has been issued under this ordinance shall permit to be or remain in any public dancing place or at any public dance, any intoxicated person, any prostitute, or any person under the age of 16 years, unless such person is accompanied by a parent or legal guardian or presents the written consent of his or her parent or legal guardian to the police officer in charge of such dance, and every such written permit shall be retained by such officer.

309.05. **Permits Required.** No place shall be used as a public dancing place, and no public dance shall be given unless a permit therefore has been granted by the council in accordance with Minnesota Statutes.

309.06. **Hours of Dancing.** All public dances held on Saturday nights shall close promptly at 12 o'clock midnight. Public dances shall not be conducted or held between the hours of 1 and 6 o'clock a.m. of any day, provided that no public dance shall be held or conducted on Sunday.