



Department of Business License

JACQUELINE R. HOLLOWAY

DIRECTOR

500 SOUTH GRAND CENTRAL PKY, 3RD FLOOR

P.O. BOX 551810

LAS VEGAS, NEVADA 89155-1810

(702) 455-4252

(800) 328-4813

FAX (702) 386-2168

http://www.co.clark.nv.us/business_license

April 9, 2009

TO: All Clark County Resort Hotel Licensees
All Leased Operators of Swimming Pool Venues at Resort Hotels

RE: Clarification on Topless or European Style Sunbathing in Resort Hotels

Dear Licensee;

This letter is intended to remind you of your responsibility as a Clark County Liquor Licensee to remain informed of the content of all liquor ordinances and compliance therewith. With the summer season in full swing, the Department is focused on applying the provisions of Clark County Code 8.20.570 and 8.20.465 and their related prohibitions regarding topless activity, lewd acts, sexual activity, and nudity at licensed liquor establishments.

Clark County Code 8.20.570(i), subsection (1) provides an exception to topless activity that allows for a resort hotel to provide an area for topless sunbathing provided the following minimum requirements are met:

- The area must be specially designated as a topless area and separated from all other swimming pool and guest areas.
- The topless sunbathing area must be obstructed from the view of patrons in other swimming pool and common areas.
- The topless sunbathing area must be off-limits to all minors under the age of eighteen.
- The topless area cannot be used for special events, contests, or parties while topless sunbathing is taking place.

The purpose of Clark Code 8.20.570 (1)(i) and the topless exception is to provide an area for sunbathing. It is not our intention to define or limit sunbathing as that term is commonly understood (i.e., sitting, standing, lying down), but to clarify those types of activities that would be deemed in violation of Clark County Code, such as:

- Topless performances of any kind by any patron, employee, independent contractor;
- Any type of dancing or entertainment defined in Clark County Codes 6.95 (Adult Cabaret) or 6.160. (Erotic Dance Establishments);
- Special events and/or contests such as best swim suit, best chest contests, wet t-shirt contests, booty shaking contests and parties; and/or
- Lewd Acts, Nudity, or Sexual Activity.

Resort hotels and/or their leased operators of these pool side venues are advised that any operations conducted in these areas beyond the allowances of the code are prohibited, and will be strictly enforced.

If you have any questions, please contact Gary Torgerson, Supervising Special Agent at (702) 455-4434.

Sincerely,

A handwritten signature in black ink, reading "Jacqueline R. Holloway".
Jacqueline R. Holloway
Director

CC: License File
Gaming Control Board

BOARD OF COUNTY COMMISSIONERS

RORY REID, Chairman • CHIP MAXFIELD, Vice Chair
SUSAN BRAGER • TOM COLLINS • CHRIS GIUNCHIGLIANI • LAWRENCE WEEKLY • BRUCE L. WOODBURY
VIRGINIA VALENTINE, P.E., County Manager