



Department of Business License

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April 21, 2010

TO: All Clark County Resort Hotel Licensees &
Operators of Resort Swimming Pool Venues

RE: Clarification on Topless Sunbathing in Resort Hotels

Dear Licensees and Operators:

With the summer season in full swing, we take this opportunity to remind you of your responsibility as a Clark County Liquor Licensee to remain compliant with 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) allows for a resort hotel to provide an area for topless sunbathing provided the following minimum requirements are met:

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

The purpose of Clark County Code 8.20.570 (i) (1) 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

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

Sincerely,

A handwritten signature in black ink, appearing to read "Allison Gigante".

Allison Gigante
Assistant Operations Manager