



TOWN CLERK'S OFFICE  
BRISTOL, RHODE ISLAND  
**PETITION TO THE TOWN COUNCIL**

To the Honorable Town Council of the Town of Bristol:  
The undersigned hereby respectfully requested of your  
Honorable Body that:

1. Consideration of the amendment of the Legal definition  
For "ADULT ENTERTAINMENT" LOCATED IN Code of Ordinances/  
Chapter 28-Zoning/Article I/General.
2. Proposed Language attached.

**PLEASE NOTE:**

Petition must be returned by 4:00 PM, two (2)  
Wednesdays prior to the Town Council meeting  
to appear on the docket of the

meeting for review and possible action. It is  
Council policy that action may not be taken on  
petitions unless recommendations, if necessary,  
from appropriate departments are received prior  
the Council meeting.

**DATE REC'D:**

SIGNATURE: 

NAME: ROBERT BOTELOHO

ADDRESS: \_\_\_\_\_

TOWN: BRISTOL RI

BUSINESS TEL. NO. \_\_\_\_\_

RESIDENCE TEL. NO. \_\_\_\_\_

**TOWN COUNCIL**

**MAR 01 2023**

**MEETING**

## Current Definition of Adult Entertainment:

Adult entertainment means any commercial establishment or business where any individual, employee, operator, or owner exposes genitals, pubic regions, buttocks, anus, anal cleft or cleavage, or female breasts at or below the areola, or employs any device or covering which is intended to give the appearance of or simulate genitals, pubic regions, buttocks, anus, anal cleft or cleavage or female breasts at or below the areola for viewing by patrons.

Source: [https://library.municode.com/ri/bristol/codes/code\\_of\\_ordinances?nodeId=PTIVCO\\_CH28ZO\\_ARTIINGE](https://library.municode.com/ri/bristol/codes/code_of_ordinances?nodeId=PTIVCO_CH28ZO_ARTIINGE)

## Proposed Definition of Adult Entertainment:

Adult entertainment means any commercial establishment or business where any individual, employee, operator, or owner exposes genitals, pubic regions, buttocks, anus, anal cleft or cleavage, or breasts at or below the areola, or employs any device or covering which is intended to give the appearance of or simulate or attract attention to genitals, pubic regions, buttocks, anus, anal cleft or cleavage or breasts at or below the areola **and/or** engages in the act of entertaining with or without music by dancing moving or behaving in a manner consistent with mimicking sexual action or seduction with or without physical contact of others with the intent to amuse, please, sexually stimulate or provide sexual gratification for viewing pleasures of legal adults within or outside of the establishment.

## Analysis

The current adult entertainment definition is mostly aligned to the RI legal definition merely for “*indecent exposure*” and has been adopted as a framework for the Bristol adult entertainment definition. However, such absence of the current key word definitions for both “*adult*” and “*entertainment*” lack the organic intent of such activity in which the town is attempting to regulate in Code of Ordinances Chapter 28 – Zoning, Article I. General. Including both of these key word definitions with the existing definition language envelops a greater legal framework to manage the adult entertainment industry.

## Appendix

### Adult Definition:

1. Fully developed and mature :
2. Relating to, intended for, or befitting adults
3. Dealing in or with explicitly sexual material especially a human being after an age (such as 21) specified by law

### Entertainment Definition:

1. The act of entertaining.
2. The art or field of entertaining.
3. Something that amuses, pleases, or diverts, especially a performance or show.

### Indecent Exposure Definition:

The exposing of one's private body parts (as the genitals) either recklessly or intentionally and under circumstances likely to cause offense or affront

Source: [www.merriam-webster.com](http://www.merriam-webster.com)

### § 11-45-2. Indecent exposure

(a) A person commits indecent exposure/disorderly conduct when for the purpose of *sexual arousal, gratification or stimulation*, such person *intentionally, knowingly, or recklessly*: (1) Exposes his or her genitals to the view of another under circumstances in which his or her conduct is likely to cause affront, distress, or alarm to that person; (b) Any person may be a complainant for the purposes of instituting action for any violation of this section. This act shall not apply to any conduct between consenting adults where the complainant is an unintended witness; (c) Any person found guilty of, or who pleads nolo contendere to the crime of indecent exposure/disorderly conduct, shall be imprisoned for a term of not more than one year, or fined not more than one thousand dollars (\$1,000), or both. Any subsequent offense shall be punished by imprisonment for a term of up to three (3) years;

Source: <http://webserver.rilin.state.ri.us/Statutes/TITLE11/11-45/11-45-2.HTM>