

**CITY OF CHULA VISTA POLICE DEPARTMENT
SEXUALLY ORIENTED BUSINESS PERFORMER LICENSE
Statement Of Understanding Operating Requirements and Regulations**

PLEASE READ CAREFULLY: Pursuant to Chula Vista Municipal Code (“CVMC”) section 9.13.140 no person may be employed, hired, engaged, or otherwise be retained in an adult business as a Performer/ Adult Cabaret without a City license issued by the City of Chula Vista Chief of Police . A sexually oriented business performer license is valid for one year. No renewal notice will be mailed. As a holder of such a license you are required to comply with the provisions of Chula Vista Municipal Code Chapter 9.13. Copies of Chapter 9.13 may obtained from the Chula Vista City Clerk’s Office located at 276 Fourth Avenue, Bldg. 100, Chula Vista, CA 91910. The following is a summary of some, but not all, of the provisions applicable to your sexually oriented business performer license:

Please initial:

_____ **Section 9.13.020-Definitions.** CVMC section 9.13.020, includes the following definitions:

“*Performer*” shall mean a person who is an employee of an adult business or any other person who, with or without any compensation or other form of consideration, provides “adult live entertainment” for patrons of a “sexually

“*Adult cabaret dancer*” shall mean any person who is an employee of an “adult cabaret” who, with or without any compensation or other form of consideration, performs live entertainment and whose performance on a regular and substantial basis focuses on or emphasizes the adult cabaret dancer’s breasts, genitals, and/or buttocks, but does not involve exposure of “specified anatomical areas” or depicting or engaging in “specified sexual activities.” “Adult cabaret dancer” does not include a patron.

“*Adult Cabaret*” means a business establishment (whether or not serving alcoholic beverages) that features “adult live entertainment.”

“*Adult live entertainment*” shall mean any physical human body activity, whether performed or engaged in, alone or with other persons including, but not limited to, singing, walking, speaking, dancing, acting, posing, simulating, wrestling or pantomiming, in which: (1) the performer (including, but not limited to, topless and/or bottomless dancers, go-go dancers, exotic dancers, strippers, or similar performers) exposes to public view, without opaque covering, “specified anatomical areas;” and/or (2) the performance or physical human body activity depicts, describes, or relates to “specified sexual activities” whether or not the specified anatomical areas are covered.

“Sexually oriented business” means:

1. A business establishment or concern that as a regular and substantial course of conduct operates as an “adult bookstore or adult video store,” “adult cabaret,” “adult motion picture theater,” “adult model studio,” “adult retail store,” adult arcade,” or “adult motel or hotel.”
2. A business establishment or concern which as a regular and substantial course of conduct offers, sells or distributes “sexually oriented material” or “sexually oriented merchandise,” or which offers to its patrons materials, products, merchandise, services or entertainment characterized by an emphasis on matters depicting, describing, or relating to “specified sexual activities” or “specified anatomical areas” but not including those uses or activities which are preempted by state law.

“Specified Anatomical Areas” means and includes:

1. Less than completely and opaquely covered: human genitals; pubic region; buttock; and female breast below a point immediately above the top of the areola; and
2. Human male genitals in a discernibly turgid state, even if completely and opaquely covered.

“Specified sexual activities” shall mean and include any of the following, irrespective of whether performed directly or indirectly through clothing or other covering:

1. Intentional presentation of human genitals in a state of sexual stimulation or arousal; and/or
2. Acts of human masturbation, sexual stimulation or arousal; and/or
3. Use of human or animal ejaculation, sodomy, oral copulation, coitus or masturbation; and/or
4. Masochism, erotic or sexually oriented torture, beating, or the infliction of pain, or bondage and/or restraints; and/or
5. Human excretion, urination, menstruation, vaginal or anal irrigation; and/or
6. Fondling or other erotic touching of human genitals, pubic region, buttock, or female breast.

_____ **Section 9.13.140-License Required.** No person may be employed, hired, engaged, or otherwise be retained in an adult business as a Performer/ Adult Cabaret without a City issued license as required by Chula Vista Municipal Code Chapter 9.13.

_____ **Section 9.13.070- Specified criminal activities prohibited.** You may not suffer convictions for or engage in acts involving specified criminal activities as set forth in 9.13.020(AA), including but not limited to lewd acts in public, prostitution, or illegal drug sales. This prohibition includes conduct that may occur in “VIP rooms” or private dance booths.

_____ **Section 9.13.100(J)(1)-(3)-Six Foot Rule.** You may not perform adult entertainment within six feet of a patron.

_____ **Section 9.13.100(J)(4)-No Touching.** You may not touch a patron and a patron may not touch you while on premises of a sexually oriented business.

_____ **Section 9.13.100(J)(6) -Must Wear Minimum Opaque Covering.** While off stage you must wear at a minimum an opaque covering which covers your specified anatomical areas.

_____ **Section 9.13.100 (J)(7)-No Direct Tips or Gratuities.** You only may receive tips that are placed in marked containers.

_____ **Section 9.13.170-Display of License.** You must have your license with you when you are the premises of a sexually oriented business and you must presented for inspection when requested.

I have read and understand the operating requirements and regulations summarized above. I understand the above summary does not include all of my obligations and/or requirements as a Performer/Adult Cabaret Dancer. I understand it is my responsibility to be familiar with all laws and regulation governing this activity. I understand that my sexually oriented business performer license is subject to sanctions, including, but not limited to, the denial, suspension, or revocation of a permit for any violation of the laws and regulations governing my sexually oriented business performer license.

Applicant Signature: _____ Date: _____

Applicant Name: _____