

Ordinance No. 58928

An Ordinance on Public Nudity and Decency and Declaring
an emergency.

The City of Portland Does Ordain as Follows:

Sec. 1. BATHING WITHOUT SUITABLE DRESS. It shall be unlawful to bathe in the waters of the Willamette River, or in the waters of any lake, slough or creek within the corporate limits of the City of Portland between the hours of six o'clock A. M. and half past eight o'clock P. M. without wearing a suitable dress, which shall cover the body from the neck to the knees, and no person while so attired in said bathing dress, or otherwise, shall unnecessarily expose himself to the public view; provided, that persons of the age of twelve years and under shall wear a suitable dress, which shall cover the body from the waist to the knees. Further, that any persons bathing as aforesaid within one hundred yards of any ferry landing shall enter the water and bathe therefrom and to a bathing house or other place so sheltered that the bather shall not be exposed to public view while entering or retiring from the water.

Sec. 2. ENGING BY CRIPPLED OR DEFORMED PERSON. It shall be unlawful for any crippled, seized or deformed person to be upon the streets or any public place in the City of Portland.

Sec. 3. EXHIBITING CRIPPLED OR DEFORMED PERSON. It shall be unlawful to exhibit, or cause to be exhibited, any crippled, maimed or deformed person upon the street or in any house or public place within the City of Portland.

Sec. 4. FORTUNE TELLING AND PALMISTRY. It shall be unlawful to advertise to tell fortunes or reveal the future, to find or restore lost or stolen property, to locate oil wells, to find or restore lost or stolen property, to locate oil wells, restore lost love, friendship or affection, to reunite or procure lovers, husbands, wives, lost relatives or friends, or to give advice in business affairs or advice of any kind or nature to others for or without pay, by means of count or psalmic covers, faculties or forces, clairvoyance, psychology, psychometry, spirites, mediumship, mesmerism, prophecy, astrology, charms, potions, magnetism or magnetized articles or substances, oriental mysteries, or magic of any kind or means,

Sec. 5. OBTAINING MONEY BY SUCH PRACTICES. It shall be unlawful to obtain money or property from another by device,

and practices in the name of or by means of spirit mediums, dows, palmistry, card reading, astrology, seership, or like crafty science, or by fortune telling of any kind, provided, however, that nothing in this section shall be construed so as to prevent the practice of any science or art for educational purposes, and without any intent or intent to defraud.

Sec. 6. MEETINGS FOR SUCH PURPOSES. It shall be unlawful to hold or give any public or private meetings, gatherings, circles, or seances of any kind in the name of spiritism or any other religious body, society, cult, or denomination and therein practice or permit to be practiced fraud or deception of any kind with the intent by such fraud or deception to obtain money, property, or valuables from any one.

Sec. 7. EXHIBITIONS PORTRAYING HUMAN DISEASES. It shall be unlawful to exhibit, or maintain for exhibition, as a public museum or exhibition any picture, chart, cast or figure illustrating or showing any disease of the human body as a part of or in connection with any business, or for the purpose of attracting business, custom or patronage to any enterprise or business.

Sec. 8. ADVERTISING SAME. It shall be unlawful to give tribute advertising matter of any kind in any such museum or exhibition which attracts or which is designed to attract attention or notice to any business other than such museum or exhibition.

Sec. 9. SOLICITING IN CONNECTION WITH SAME. No person in or near any museum or exhibition described in the preceding sections shall solicit custom or patronage in any business whatsoever.

Sec. 10. INTRODUCING OPINION OF DOCTORS INTO CITY JAIL. It shall be unlawful to introduce or take into the city jail or deliver to any person confined therein any fine, spiritism, or any other science or any opinion except by permission of the chief of police, or upon the prescription of a practicing physician.

Sec. 11. GABLING MACHINES. It shall be unlawful to own, set up, keep, maintain, or use in this city any machine or gambling house or place where any gambling or any other game is played with cards, dice, roulette, billiards, or any other device for anything of value, whereby any game is played for money, credits, credits or any other representation of value existing therefrom machines of any kind, character or description in which, an deposit of a five-cent piece, or other piece of money, certain settings are required therefor or articles of merchandise other than money are used in connection thereof.

Sec. 12. PLAYING ANY GAME FOR MONEY. It shall be unlawful in any house, room or place, to engage in, or play in or at, or bet at or upon any game played with cards, dice, checkers, buttons, or any other device, for anything of value, whether the same be played for money, checks, credits, or any other representative of value.

Sec. 13. KEEPING ANY GAMBLING TABLE OR DEVICE. It shall be unlawful to set up or keep any kind of gambling table or gambling device adopted, devised or designed for the purpose of playing any game of chance for money or property, or induce, entice, or permit any person or persons to bet or play at or upon such gambling table or gambling device, or at or upon any game played at or by means of such table or gambling device, or on the side of or against the keeper thereof.

Sec. 14. KEEPING ANY PLACE FOR GAMBLING. It shall be unlawful for any person to open, set up, or keep any house, shop, or place resorted to for the purpose of gambling, or to permit or suffer any person in any house, shop, or place under his control or care, to play at any game for anything of value, whether the same be played for money, checks, credits, or any other representative of value.

Sec. 15. PERSUADING ANOTHER TO ENTER A GAMBLING HOUSE. It shall be unlawful to invite, entice, or persuade any person to frequent, go into, or visit any gaming or gambling house, or to engage in or to play at or in, or bet at or upon any banking or any other game played with cards, dice, checkers, buttons, or any other device for anything of value, whether the same be played for money, checks, credits, or any other representative of value, or to engage in or play at or in, or bet upon any of the games or gambling devices mentioned in this ordinance for anything of value.

Sec. 16. GAMBLING DEVICES IN BARRICADED ROOMS. It shall be unlawful to exhibit or expose to view any cards, dice, dominos, Pen-tan table or lay-out, or any gambling implements whatsoever, when two or more persons are present in any barred or barricaded house or room or in any place built or protected in any manner to make it difficult of access or ingress to police officers.

Sec. 17. RESORT TO BARRICADED ROOMS. It shall be unlawful to visit or resort to any such barred or barricaded house or room or other place built or protected in a manner to make it difficult of access or ingress to police officers, where any cards, dice, dominos, Pen-tan table or lay-out, or any part of such a lay-out, or any gambling implements whatsoever are exhibited or exposed to view when two or more persons are present.

Sec. 18. LOTTERY TICKETS. It shall be unlawful to sell, or offer for sale, any lottery ticket, certificate, paper, or instrument purporting or representing or understood to be, or to represent, any ticket, chance, share or interest in, or depending upon any event of any lottery. It shall be unlawful to act as or keep or assist in setting up or keeping any house, shop, or place for the purpose of selling any lottery ticket, certificate, paper or instrument, purporting or representing, or understood to be, or to represent, any ticket, chance, share or interest in, or depending upon the event of any lottery. It shall be unlawful to frequent or go into or visit any such house, shop or place, or to have possession of any lottery ticket, certificate, paper or instrument purporting or representing, or understood to be, or to represent, any ticket, chance, share or interest in, or depending upon the event of any lottery, or any tool, instrument, sign or device used, or intended to be used in, or contriving betting on, purporting or drawing any lottery, or preparing for sale or distribution any lottery ticket or tickets.

Sec. 19. POOL SELLING AND BOOK-MAKING. It shall be unlawful to vendue any book-making establishment, or to sell pools or tickets, or to gamble in any manner whatsoever, upon horse races, either within or without the corporate limits of the City of Portland.

Sec. 20. BETTING ON BASEBALL GAMES. It shall be unlawful to make or place any bet or wager, or to let upon any game or games of baseball, or upon the outcome of any such game or games of baseball, whether such game of baseball be played within or outside of the limits of the City of Portland.

Sec. 21. ASSISTING IN CARRYING ON BETTING. It shall be unlawful to conduct or carry on, or assist in conducting or carrying on, any pool, house or place where bets or wagers are made or placed upon any baseball game, or upon the outcome of any baseball game or games mentioned in the preceding section, or to act as stake holder for such bets or wagers, or to keep any pool, or maintaining of such bets or wagers, or to receive or accept any money or anything of value such as representation or understanding that such money, or thing of value, is received as a bet or wager on any game or games of baseball, or upon the outcome of any game or games of baseball, whether such game be played within or outside the limits of the City of Portland.

Sec. 22. GAMBLING HOUSES. It shall be unlawful to open, set up, or keep any badly-house or house or place where gambling is conducted, or to frequent, reside in or become an inmate thereof.

Sec. 23. SOLICITING FOR PROSTITUTION. It shall be unlawful to stand, or sit at, in or near any door, window or place in any bawdy-house or place so as to be observed by passers-by, or by any high ways, or motion of passers by, or to be or remain at or in any door, window, or place in any such bawdy-house or place in such condition as to attract the attention of persons passing along the street, or to be on or remain at or in any deck, window, or place in any such bawdy-house or place in such condition, attitude, or dress as to be or become offensive to public decency, or in any way to solicit any person to visit or enter any house of ill fame or bawdy-house, or any house or place for the purpose of lewdness or prostitution.

Sec. 24. PLACING WIFE IN HOUSE OF PROSTITUTION. It shall be unlawful for any man to place or leave his wife in a house of prostitution, or to procure, connive at, consent or permit the placing or leaving of his wife in a house of prostitution, or to allow or permit her to remain therein.

Sec. 25. COHABITATING WITH PROSTITUTES. It shall be unlawful for any male person to live with, or live off of, in whole or in part, or except any of the earnings of money of a prostitute, or to connive in or solicit or attempt to solicit any male person or person to have sexual intercourse, or cohabit with a prostitute, or to invite, direct, or solicit any person to go to a house of ill fame for any immoral purpose, and it shall be unlawful for any person to entice, decoy, place, take or receive any female child or person under the age of eighteen years into any house of ill fame or disorderly house, or any house for the purpose of prostitution, or having custody or control of such child to dispose of her to be so received, or to be received in or for any obscene, indecent or immoral purpose, exhibition, or practice.

Sec. 26. COMMON GAME CONSPIRACY EVIDENCE. In proceedings under ordinances of the City of Portland, common fame or reputation shall be competent evidence to prove that the defendant is a prostitute, enquireress, pimp or vagrant, or that the house or place mentioned in the complaint is a bawdy house or a gambling house. Any house or place used or occupied for purposes of prostitution, furnishing or lewdness, or where prostitution, fornication or lewdness are practiced or carried on is taken and deemed to be a bawdy-house, and any room or building withis which is played, dealt, set-up, or carried on any gambling game is taken and deemed to be a gambling house.

Sec. 27. MATRIMONIAL AGENCY. It shall be unlawful, for hire, or for any direct or indirect remuneration, to conduct or carry on or cause to be conducted or carried on, any matrimonial

agency or marriage brokerage business or introducing club, or any similar occupation or calling, by whatever name it may be called.

Sec. 28. PUBLIC NOTICE OF SALES. No person shall publish or cause to be published in any newspaper or magazine under the head of personals or otherwise, or publish or circulate in any form or manner any advertisement or notice, the substance or effect of which is that any person desires to meet or make the acquaintance of or to correspond with another person of the opposite sex, with matrimony as the object, or that such person desires a companion of the opposite sex.

Sec. 29. DISTRIBUTION OF OBSCENE LITERATURE. It shall be unlawful to import, print, publish, sell, lend, give away, distribute or otherwise have in possession with intent to sell, give away, or to show or advertise, or otherwise offer for loan, gift, sale, or distribution any lewd, obscene or indecent book, magazine, pamphlet, newspaper, story paper, writing paper, picture, drawing, photograph, engraving or post card suggestive of lewdness, indecency or immorality, or any article or instrument of lewd or indecent or immoral use.

Sec. 30. OWNERSHIP SIGN ON HOTEL, ETC. Any person owning any real property within the corporate limits of the City of Portland upon which is erected any building used in whole or in part as a hotel, apartment house, rooming house, lodging house, transient house or saloon, shall place and maintain at the front of every such building at the principal address entrance thereof a conspicuous plate or sign bearing the name and address of the owner or owners of such building. The letters or characters on such sign or plate shall be of such size and distinctness and the sign or plate shall be so placed that the name and address can be easily read by persons passing along the street before such entrance.

Sec. 31. TO WHOM PROVISIONS APPLY. When any building used for the purposes mentioned in the preceding section is owned by any person other than the owner of the land upon which such building stands, the provisions of said section shall apply to the owner of both the building and the land.

Sec. 32. PARTIES CONCERNED. Whenever the title to any property contemplated in this ordinance shall be held in a representative capacity, the name of the person, persons, partnership, corporation, estate or association sustaining the representative relation to such property shall be displayed upon the plate or sign required by this ordinance.

Sec. 33. CONSTRUCTION. Each day during which the sign or plate required by Section 30 is not maintained in accordance herewith, shall be and constitute a separate offense.

Sec. 34. PENALTY. Any person violating any of the provisions of this ordinance, shall, upon conviction thereof, be punished by a fine not exceeding Five Hundred Dollars (\$500.00), or by imprisonment in the city jail for a period not exceeding six months or by both such fine and imprisonment.

Sec. 35. EMERGENCY. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: That the great number of ordinances in effect at the present time causes confusion and uncertainty as to the law of the City; therefore an emergency is declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council June 6, 1917.

H. R. ALDER
Mayor of the City of Portland.

ATTEST:

A. L. BARNER
Auditor of the City of Portland
By S. Graves, Chief Deputy.

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