

# The SunDial

South Florida Free Beaches / Florida Naturist Association



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Southern Naturist Gathering  
*Lake Como Nudist Resort*

Winter 2006  
January–March  
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[www.sffb.com](http://www.sffb.com)

Mark Ashworth photo



Mid-Winter Naturist Festival  
*Sunsport Gardens Nudist Resort*

David Baum photo



The Naturist Society  
Gathering & Festival Information  
inside on page 14

Carl Flick photo



# The SunDial

A Quarterly Journal of Florida Naturism

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**SOUTH BEACH MAGAZINE NAMES  
HAULOVER AS WORLD'S #2 NUDE BEACH**

***Slow Burn: World's Top Nude Beaches***  
**by Ginger Fulkerson – December 12, 2005**

**Number 2 – Haulover Beach, Florida**

Located between Bal Harbour and Sunny Isles, Haulover Beach is just a few miles north of South Beach, which is why this area serves as a sanctuary for some of the world's most attractive bodies buffing-in-the-sun. Haulover is county-operated and sanctioned by the state, making Florida a destination that not only respects nudity, but one that totally embraces it. And for the naturist at heart, Haulover Beach is much more than just a nude beach. It is also the epicenter for the South Florida Free Beaches Association, an organization of naturists who work to keep the beach pristine. From certified lifeguards and volleyball tournaments, to group activities and organized events, (like Nude New Year's Eve), Haulover Beach elevates nude sunbathing into an entire lifestyle.

*The other beaches selected in the Top Ten are located in France (Montalivet: #1), Jamaica, British Columbia, Greece, California, Australia, Brazil & Hawaii.*

*The assertion that Haulover's nude beach is sanctioned by the State of Florida is only true in a negative sense, in that Florida statute & case law do not criminalize mere nudity. (See page 15.) However, the Florida Park Service has issued an administrative order outlawing skinny-dipping in all state-run parks.*

–the Editor

## PRESIDENT'S MESSAGE – Richard Mason

Stopped-up overflowing toilets; the aroma of feral cat urine wafting over the beach on a warm day; unsavory characters in the park; handicapped dune crossovers torn down almost a year ago and not yet replaced – these are some of the issues that Haulover users constantly bring to our attention.

What was a deserted beach area 15 years ago before South Florida Free Beaches established the naturist beach has grown into a major tourist attraction, and a unique recreational resource for residents – and facilities and county services adequate in 1990 are not adequate today.

South Florida Free Beaches has made an honest effort to bring these issues to the management of the Miami-Dade County Park Department, Police Department, Fire Department (Beach Safety), and to the members of the County Commission.

On September 6, 2005 I appeared before the Miami-Dade County Commission with 800 plus petitions from beach users; a transcription of my presentation follows:

*My name is Richard Mason. I am representing South Florida Free Beaches and the Friends of Haulover Beach Park.*

*The reason I am here tonight is to request that this Commission take a real serious look at Haulover Beach Park and to put \$240,000 into the budget of Haulover Beach Park to pay for on-site police protection. There are no police stationed at Haulover Beach Park. This is a park that is two miles long...It has marinas, fishing boats and other facilities. When automobiles are broken into, people don't call the police when they are told it will take 30 to 40 minutes to get a police officer over from the mainland.*

*The problem is that over 1.3 million people visit this park annually, just to visit the Naturist beach. That brings in annually about \$1.5 million dollars in parking revenue. In the past 14 years an estimated \$10 million dollars in parking revenue has come in from Haulover and that money goes downtown to a discretionary account. Nothing gets put back into the infrastructure of Haulover Beach Park.*

*Nine years ago, we had the Safe Neighborhood Park Bond Issue. We were going to get a new restroom. We have an inadequate restroom facility to serve the 10,000 people that are there on each Saturday and Sunday. For 10,000 people, the restroom facility is totally inadequate. There are two urinals and one toilet in the men's room, two toilets in the ladies room. It is absolutely ridiculous. It continues with nothing getting done.*

*There are perverts coming into the park, late afternoon and evenings. We have a Crime Watch Program and when we have a problem and we ask people to stop*

*acting inappropriately, they will put you down. [Meaning they will physically push you down.] We don't know who they are. [Meaning their criminal history.] We call Tower One [Beach Safety] to get a police officer. When there aren't any [in the park], you are on your own. We need to really have a committee within this commission to study this park. It is the largest tourist destination in South Florida.*

In late September, I was called and told that no money was put into the budget for dedicated Haulover police. I was also accused by one county commissioner of being critical of the police, which is not true – I have only been critical of the allocation of police resources by county elected officials and administrators. I have been guilty of the bringing to the attention of the management of Miami-Dade County and others the neglect that we all witness at Haulover Beach Park, passing on your complaints to county officials.

I then requested a meeting of all the interested departments for the purpose of discussing the issues in a professional environment, with the hope that some timelines could be developed and progress could be made. On December 21, 2005, I had a meeting with representatives of the different departments. People, who had previously agreed with me on the issues when we spoke one-on-one, were silent. I was also told that the money earlier allocated for the new restroom from the old bond issue had been spent – where, I was not told. But money would now be allocated from the new bond issue.

South Florida Free Beaches' volunteers have donating thousands of hours since 1991 patrolling the beach and keeping it clean. We also have handed out, over the 14.5 years, several hundred thousand documents with Naturist Beach Etiquette printed on them.

So, to those of you that are concerned about your health and safety and want to see Haulover Beach Park's Naturist family beach brought up to sanitary and safety standards that we deserve, I suggest that you write or call the appropriate county officials. In Miami-Dade you can dial 311 and file your complaints.

This year we decided to be more proactive in our quest for equity in the county park department budget. Thinking we were over looked and neglected, we spoke up. It appears now that the powers that be do not want to recognize that the visitors to the beach should request improvements. Speaking truth to power always has its risks. But isn't that what advocacy groups and stakeholders are suppose to do?

We will carry on the quest for those basic amenities we believe are required to make a Haulover visit a positive recreational experience. If you agree with our programs and efforts, you can show your support by joining our organization. See application on page 7. Thanks!



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## CALIENTE RESORT & SPA: HOT RESORT, COOL VIBES

A SunDial Nudist Resort Review by Norma Mitchell



As former nudist resort owner/managers, and as former nudist resort residents, my husband Doug and I are always interested in checking out new nudist resorts when traveling. We'd been hearing rave reviews from nudist friends (homeowners, members and visitors) for a few years about Caliente, but hadn't made it out ourselves until last October. We found our friends' reviews to be right on the mark.

We spent three nights at the resort's very comfortable motel, dined in their well-equipped restaurants, danced in their nightclub and sang Karaoke at the Tiki bar by the lake-side beach. We unwound by the pool and soaked in the hot tub while the active set played water volleyball and tennis. A giant conversation pool kept at a comfy 91 degrees was very popular both day and night. I wanted to make an appointment to be fussed over in the luxurious Spa Sereno, but time just ran out! Although the clubhouse is clothing-optional, nudity is required in the pool area. Clothing is not required in the restaurants.

To give you an idea of the size of the clubhouse pool area, there are a thousand chairs arranged around five pools and two hot tubs. Over the Memorial Day weekend, they entertained about 3,000 members and guests. Two miles of brick fencing surround 98.5 acres and the lake's natural habitat has been kept intact, enticing wildlife to the scene. A shuttle runs from the clubhouse to the residential area 24/7 so it's no problem for residents to get home safely after an evening in the clubhouse. At Caliente, service is important, and we watched the staff accommodating guests and members constantly and very professionally.

The resort has been a long time in the making. It took four years from the time of the purchase of the property for

construction to begin, but they've been completely sold out for 18 months. Resales of homes, condos and villas go quickly. They have received zoning approval for another 325 units and already have 400 people on a waiting list for pre-construction purchase. A Galleria of shops is scheduled for approval in January, adding shopping to the list of fun things to do in the buff.

We talked with Chuck Foster, Caliente's developer and one of three owners. He told us that they are renovating their sister resort, Eden Bay, in the Dominican Republic. They're putting the icing on the cake with new a/c in the rooms and luxury upgrades throughout. They are also looking for other sites (preferably below the frost line) to

*Article concludes on page 6*



**Swim, relax or play in one of Caliente's five pools**

## **CALIENTE** from page 5



add to their property list. He feels very strongly about keeping Caliente a family-oriented resort. We saw kids of all ages throughout the grounds enjoying their time with parents and grandparents.

It's good to see that nudist facilities can be on the same level as mainstream resorts. Richard Lambright, the General Manager, has an extensive background in the hospital-ity industry. Although this is his first stint at managing a nudist resort, his aim is to run Caliente exactly the same as he would any first-class mainstream recreation complex. It's obvious he takes his job seriously and is a professional when it comes to customer relations.

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## **– FOUR NATURISTS BANNED – A FORT DESOTO PARK UPDATE**

In the Autumn 2005 issue we reported on Fort DeSoto Park southwest of St. Petersburg in Pinellas County. In October 2005, during the Naturist Society Southern Gathering at Lake Como Resort, about 20 members of The Naturist Society, the Naturist Action Committee, B.E.A.C.H.E.S. Foundation and South Florida Free Beaches, among other organizations, visited the park to skinny-dip at a secluded beach area with members of Tampa Area Naturists (TAN). During our three-hour visit, a ranger drove by once, and twice someone strolled into sight around the bend. The group covered up until they left each time.

There is an anti-nudity rule in effect at Fort DeSoto Park, and law officers are pledged to uphold the law. But a review of the ordinances of jurisdictions across the country will reveal many laws that are not given priority in enforcement, such as skinny-dipping in a remote area, and naturists hoped that the peaceful use of a secluded beach area would be tolerated. No confrontations or protests were contemplated, and TAN noted that the decision to undress was a matter of individual choice. Because erecting nude use signs was not an option, those who chose to be nude were advised to cover up when rangers or strangers were seen.

After peaceful use for several months, in early January 2006, four skinny-dippers were apprehended and issued verbal warnings by Pinellas County sheriff's deputies that they were banning them from the park, and that any future return – even clothed – would be treated as a trespass violation. One might ask if the authorities would issue similar warnings to visitors found littering, speeding, or failing to properly extinguish cooking fires in the park, arguably more harmful infractions of the rules.

Those involved with free beach issues throughout the country will tell you this isn't an uncommon occurrence. Similar incidents have occurred at other naturist use areas, and it doesn't always mean a permanent setback. Four skinny-dippers were arrested at Haulover's naturist beach in 1992, and successfully defended their arrests with legal assistance from South Florida Free Beaches. The Fort DeSoto situation is not exactly the same, since there is a local anti-nudity ordinance. Yet skinny-dipping is tolerated at other areas in the US where it is technically illegal.

This can only be a preliminary report, but we felt that those who read the last article should be apprised of this new situation. We plan to report on future developments as they occur. At this point, those cited at Fort DeSoto plan to lodge an appeal. Interested parties may contact Tampa Area Naturists.

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## HAULOVER SKINNY-DIPPERS: COUNT YOUR BLESSINGS —

by Richard Mason

Including all its bays and inlets, Florida has 8,600 miles of shoreline. Perhaps about one mile of that shoreline is posted and approved for nude bathing: Haulover's naturist beach area, and the most remote part of Apollo Beach at Canaveral National Seashore. (The latter has parking for only about 30 vehicles.) Both areas were posted only through the relentless efforts of naturist organizations.

What about the other 8,599 miles of shoreline? What if you're looking for a place to go skinny-dipping? There may be a county or local ordinance against it, or not. Local police might ignore you, if you're far enough away from everyone else. Or, you might be arrested and charged under a local ordinance, or (improperly) under Florida state statute 800.03 or 877.03. Often, you're at the mercy of the private "moral" views of an individual police officer. It's a crap shoot. (*See legal information on page 15.*)

Most naturist organizations make a very limited demand upon legislators: that naturists, and their families, be allowed to use selected public areas for nude recreation without fear of arrest. This means we must fight laws criminalizing parts of the body (rather than public lewd behavior), laws that make naturists criminals if they skinny-dip as a family group, and laws suggesting that nudity *per se* constitutes an "adult activity"—an uphill battle.

Naturism is under attack by legislatures and city councils throughout the United States. Sometimes it's an unintended consequence of proposed laws aimed at other concerns, and sometimes it's a full frontal assault upon our form of recreation. We thought we would share a few these recent happenings during 2005—both positive and negative.

• **FLORIDA:** The City of Melbourne passed an anti-nudity ordinance with the intent of stopping people from wearing thongs off the beach. To do this they criminalized parts of the human body. SFFB wrote to the City Commission requesting they vote down the proposed ordinance or add the words "except in a place set apart for that purpose" — wording contained in Florida Statute 800.03. Our request was ignored, and Melbourne now joins cities like Pompano Beach and Clearwater that have ordinances banning thongs (and naturist beaches, of course.)

• **SAN DIEGO, CA:** Self-appointed religious leaders requested the County of San Diego to stop local naturists from renting swimming pool and skating rink facilities — because they brought their children to their events. The county avoided the dispute because no elected official would write an ordinance. NAC and local naturist groups were prepared to oppose the attempt. I was among those interviewed by the media.

• **SAN LUIS OBISPO, CA:** The Police Chief proposed an anti-nudity ordinance because a few women flashed breasts during street parades. An ordinance was passed, but was later amended to be in effect only five days a year during Mardi Gras festivities. Naturists spoke out on the issue.

### FLORIDA HAS 8,600 MILES OF SHORELINE... ABOUT ONE MILE IS APPROVED & POSTED FOR NATURIST USE.

• **NEVADA:** SB 247 would have defined naturist activities as "live adult entertainment." This would have restricted as well as taxed naturist facilities. Naturists swamped the email boxes of majority leader Barbara Buckley and minority leader Lynn Hettrick. Buckley was to comment that, "she did not know there were so many out there until she checked her email." SB 247 was sidetracked to a committee from which it never emerged. Naturists were represented by NAC and local naturist groups.

• **TEXAS:** HB 772 would have restricted youth participation in nudist camps. It was introduced specifically to prohibit AANR (American Association for Nude Recreation) Youth Leadership Camps. Although NAC was successful in getting the bill withdrawn, the Texas Dept. of State Health Services amended the Texas Administrative Code to prohibit nudity at youth camps. In 2003, Rep. Quinones (R-Kissimmee) had threatened a similar bill in Florida, but it was never introduced; SFFB, NAC and B.E.A.C.H.E.S. had held a media conference on the issue. A similar bill aimed at AANR youth camps passed the same year in Virginia. After considerable legal costs, AANR has recently won the right to lodge an appeal there.

• **NEBRASKA:** Legislative Bill 56 would give counties the authority to make ordinances. One of the areas that would have been authorized to regulate was personal and public nudity. It failed. Texas HB 140, designed to do the same thing, also failed. Unfortunately, bills like these usually come back in the next session.

• **TOPEKA, KANSAS:** A proposed city anti-nudity ordinance designed to close a series of one-act plays containing nudity at a local theater was retired after the sponsor could not get a second. NAC and local naturists including the Lake Edun Foundation educated elected officials on the First Amendment free speech issue involved.

*Article concludes on next page*



## A 2005 LEGISLATIVE REPORT

• **NEW YORK STATE:** In the village of Moravia four naturist women stopped to buy ice cream, while topfree. In *People v. Satorelli & Schloss* (1992), the New York Court of Appeals had ruled that it is discriminatory to require women to wear tops whenever men need not. Therefore, the women were acting legally. However, the county sheriff's deputies arrested and handcuffed them, and the county prosecutor decided to ignore case law and prosecute. These cases were eventually dismissed, but only after the women incurred legal costs. NAC and the Topfree Equal Rights Association (TERA) assisted with these, and B.E.A.C.H.E.S. Foundation and SFFB donated to the cause.

• **DAYTONA BEACH, FL:** Early in 2005 four women were arrested for disorderly conduct at a permitted topfree protest. See story in *Summer 2005 edition of The SunDial*. A motion to dismiss the charges will be heard February 16th; if the motion fails, a bench trial will follow.

**THESE WERE AMONG DOZENS** of incidents all around the USA. Only through the efforts of naturist organizations such as the Naturist Action Committee (NAC), South Florida Free Beaches, The Naturist Society and local naturist groups—and many volunteer naturist individuals—were we able to preserve the use of a few traditional clothing-optional beaches and other facilities, and prevent the passage of some legislation harmful to our interests..

**FLORIDA LEGISLATURE REGULAR  
SESSION STARTS MARCH 7, 2006.  
WE NEED TO BE PREPARED NOW...  
OUR OPPONENTS WILL BE.**

That we naturists won the few victories we did is amazing, considering that poorly-funded naturist groups often have to fight against well-heeled "morality" watchdog groups and their highly-paid lobbyists.

We need your support to keep up the fight. The regular Florida legislative session starts March 7, 2006. We need to be prepared now...our opponents will be.

If you are from Florida you can support our efforts by donating to our **Legal Defense / Political Action Fund**.

See page 7, or go to: [www.sffb.com/sponsors](http://www.sffb.com/sponsors)

If you are from out of state and want to support naturist efforts on a national basis you can support the

**Naturist Action Committee**

PO Box 1783, San Marcos, TX 78667

[www.naturistsociety.com/NAC](http://www.naturistsociety.com/NAC)

## GUARDS PATROL BEACH IN THE BUFF

RIO DE JANEIRO (EFE) – Muscular, tanned – and nude – men patrol Rio de Janeiro's only nudist beach, keeping the peace and enforcing the rules of civilized behavior, the newspaper *O Dia* reported Tuesday. Carrying no weapons and attired only in dark glasses and sunhats, on sunny days the burly guards patrol Abrico beach, a nudists-only area surrounded by mountains and lush vegetation in Grumari Park, just outside this state capital. In addition to barring entry to clothed individuals and flushing out the curious who prowl about the bushes trying to get a glimpse of the nature lovers, the guards counsel beachgoers on proper nudist etiquette, the story noted. Doffing your clothes doesn't mean ditching the rules, said one of the guards, who goes by the fictitious name of Alexandre to prevent, he says, friends from kidding him about his job.

The guards' most common "interventions" are asking men to avoid glaring at women and to get into the water immediately if their admiration becomes visible. If counseling doesn't work, the next step is to order the offender off the beach. Police and fishermen are the only ones who can walk through Abrico fully dressed, but they, also, must adhere to the rules enforced by the beach guards.

The president of the Naturist Association of Abrico, Pedro Ricardo de Assis Ribeiro, explained that the absence of police and signs prompted members to hire guards to protect the tranquility of those who like to enjoy nature in the buff. The markers, most placed by the nudists themselves, that define the limits of Abrico, an environmentally protected area, are often washed away by the waves. The Environment Secretariat of the municipality of Rio de Janeiro has announced it will be installing new signs in February to mark off the beach and prevent confusion.

As reported in *The Daily Journal* - January 3, 2006  
[www.thedailyjournalonline.com](http://www.thedailyjournalonline.com)



**NUDITY IS THE RULE**  
Sign at Oka naturist beach in Québec

## GERMAN CHRISTIAN YOUTH GROUP CREATES NUDE BIBLE CALENDAR



**Just As God Created Them!  
Erotic Scenes from the Bible**

**Calendar title page**

**Website  
www.bibelkalender.de**

The first public exhibition of the Bible Calendar took place in the Church of Weissensee on December 4, 2005.

Even in Europe, the mixture of nudity, youth, and a "PG-rated" sensuality with themes from the Bible has resulted in some complaints of irreverence.

"It was not our purpose to hurt the feelings or opinions of believing Christians. Any offence that has arisen or that might arise from our photos was not intended."

**—Statement of  
Katzwang Evangelical Youth**

The **Evangelical Youth of Katzwang** in Germany is a Lutheran church youth group that found itself in need of raising funds for its educational and social programs. According to Peter Rohmer of the youth committee, "We have some financial problems with working with youth as the church keeps reducing its expenditure in this area."

Why not produce and sell a calendar depicting nude Bible scenes?

"Already in the past art has served as a means to bring the pages of the Bible alive for men. The *Katzwang Youth* attempted modern realizations of certain scenes, without producing an artificially erotic rendering."

Therefore the 2006 calendar includes only Biblical scenes in which nudity was judged to be an intrinsic element. The group received the assistance of Stefan Wiest, a media designer, and the calendar text was written by Vicar Friedhelm Berger. All money received from the sale of the calendars goes to the Lutheran Church in Katzwang for its youth programs. The first printing of 2,000 calendars sold out in a few weeks. Sales are limited to European countries.

The adjective "erotic" in the title might be an unfortunate marketing ploy – *Bathsheba's Bath* and *The Dance of Salome* may be mildly sensual – but many scenes such as *The Baptism of Jesus* or *The Last Judgment* hardly fit the "erotic" billing. It is perhaps the mixture of "reverent" and "sensual" scenes from the Bible that seems to give the most offence. Still, as the calendar title points out, these are all scenes *from the Bible*—scenes for which great religious artists have often employed nudity.

After a few weeks, the cover photo and the *Samson & Delilah* photo were removed from the calendar website; an artist's drawing was substituted for the *Samson & Delilah* photo, and *The Baptism of Jesus* became the only photo displayed online. A disclaimer states no person under 16 years old was photographed, and those under 18 only with parental permission.



**— Two scenes from the 2006 Bible Calendar —  
The Baptism of Jesus      Samson and Delilah**



## MARK TWAIN *on* NUDITY

Adam and Eve...heard God walking among the bushes, which was an afternoon custom of his, and they were smitten with fright. Why? Because they were naked. They had not known it before. They had not minded it before; neither had God.

In that memorable moment immodesty was born; and some people have valued it ever since, though it would certainly puzzle them to explain why.

Adam and Eve entered the world naked and unashamed—naked and pure-minded; and no descendant of theirs has ever entered it otherwise. All have entered it naked, unashamed, and clean in mind. They have entered it modest. They had to acquire immodesty and the soiled mind; there was no other way to get it. A Christian mother's first duty is to soil her child's mind, and she does not neglect it. Her lad grows up to be a missionary, and goes to the innocent savage and to the civilized Japanese, and soils their minds. Whereupon they adopt immodesty, and conceal their bodies, and stop bathing naked together.

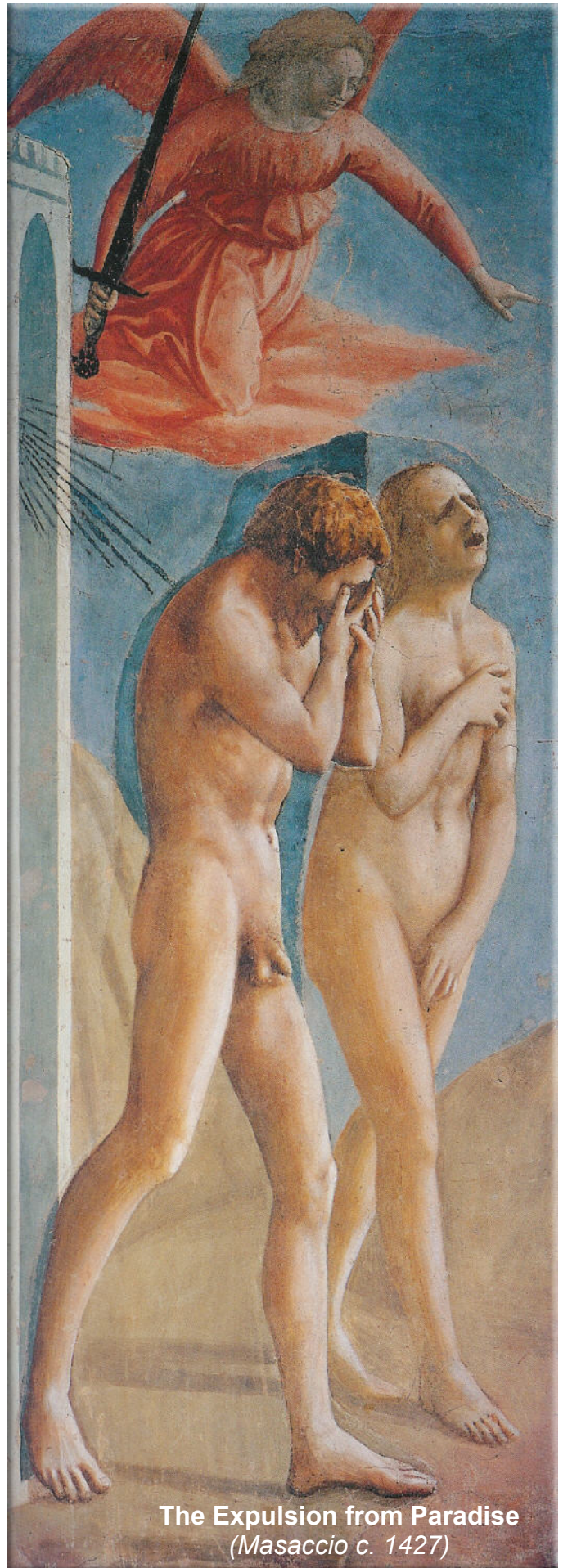
The convention miscalled modesty has no standard, and cannot have one, because it is opposed to nature and reason, and is therefore an artificiality and subject to anyone's whim, anybody's diseased caprice... In lands inhabited by the innocent savage the refined European lady soon gets used to full-grown native stark-nakedness, and ceases to be offended by it.

—from **Letters From the Earth**  
written c. 1900 – posthumous publication

### THE SONG OF SONGS

How beautiful are your sandalled feet,  
O prince's daughter!  
The curves of your thighs are like jewels,  
the work of a skilled craftsman.  
Your navel is a rounded goblet  
that shall never want for spiced wine.  
Your belly is a heap of wheat  
fenced in by lilies.  
Your two breasts are like two fawns,  
twin fawns of a gazelle...  
You are as stately as a palm tree,  
and your breasts are the clusters of dates.  
I said, "I will climb up into the palm  
to grasp its fronds."

-chapter 7 - translation: The New English Bible



**The Expulsion from Paradise**  
(Masaccio c. 1427)

# FESTIVAL!

Sponsored by The Naturist Society (TNS) since 1981, Naturist Gatherings and regional Festivals bring folks of all ages together for festive weekends of informative workshops, sports, games, activities and socializing, at fine facilities where clothing is optional. Gatherings and Festivals are attended by thousands annually.

Gatherings are organized by The Naturist Society, and they are typically scheduled to afford good geographic coverage across the U.S., although venues vary somewhat each year.

In recent years, there have also been two Festivals organized by nudist resorts with TNS sanction: A Northeast Naturist Festival in Summer at Empire Haven Nudist Resort in New York, and a Mid-Winter Naturist Festival at Sunsport Gardens Family Naturist Resort in Palm Beach County, Florida.

## 2006 MID-WINTER NATURIST FESTIVAL

**Sunsport Gardens Nudist Resort  
February 17-21, 2006**

Last year's Mid-Winter Naturist Festival in February had over 300 participants, and offered more than 180 workshops, on topics as varied as naturist legal issues, health, wellness, personal relationships, photography and art. Night-time activities included live music, drum circles, and campfires for the kids.

This year's festival promises to be equally successful. Sunsport Gardens occupies forty acres, much of which is tropical vegetation, with a wilderness nature trail. You can bring your tent or RV to camp, but cabin and rental accommodations at Sunsport are limited, so it's advisable to book early if you want to stay the nights on the grounds. Otherwise, there are night-time accommodations offered at several nearby hotels.

Sunsport Gardens welcomes diversity and offers the facilities of its family naturist resort to everyone regardless of race, religion, gender, marital status, sexual orientation or disabling condition.

*Festival info & schedule online:*

**[www.sunsportgarden.com](http://www.sunsportgarden.com)**

**Phone: 800-551-7217**

## **The Naturist Society 2006 GATHERINGS & FESTIVALS**

**[www.naturistsociety.com](http://www.naturistsociety.com)**

**Phone: 800-886-7230**

## 2005 SOUTHERN GATHERING

Lake Como Resort north of Tampa was the site of TNS's Southern Naturist Gathering in October 2005.

Lake Como's amenities are basic but ample: restaurant, lakeside bar (the *Butt Hutt*), Olympic-size pool, large screened hot tub, volleyball, petanque & horseshoe courts, a golf driving range, children's play area, three professional-grade clay tennis courts, billiards room, and canoes & paddle-boats for the lake. Picnic tables and grills dot the extensive common areas.

Lake Como Family Nudist Resort – a coop owned by a hundred residents – is truly a family resort, both in welcoming families and in providing an atmosphere where visitors are made to feel like family during their stay. Pasco County's oldest nudist resort, established in 1947, it occupies almost 200 acres, of which about 70% are lakes, wetlands or commons, with two nature trails running through the property. It's a refreshingly laid-back, low-key, and unpretentious place to unwind – either to socialize with the residents and other guests, or just to get away from it all.

**[www.lakecomoresort.com](http://www.lakecomoresort.com)**

**Phone: 877-879-5253**



Visitors enjoy some quiet sun time  
at the 2005 Mid-Winter Festival



## – Nudity and Florida State Law –

### Florida Statutes – Chapter 800 - LEWDNESS; INDECENT EXPOSURE

**800.03 Exposure of sexual organs.**--It is unlawful to expose or exhibit one's sexual organs in public or on the private premises of another, or so near thereto as to be seen from such private premises, in a vulgar or indecent manner, or to be naked in public except in any place provided or set apart for that purpose...

### STANDARD JURY INSTRUCTIONS IN CRIMINAL CASES (97-1).

No. 89,771 - SUPREME COURT OF FLORIDA - July 10, 1997, Decided

**F.S. 800.03 [Amended] :** (excerpted)

Before you can find the defendant guilty of [Indecent Exposure] [or] [Nakedness], the State must prove the following four elements beyond a reasonable doubt:

1. (Defendant) [exposed or exhibited [his] [her] sexual organs.] [was naked.]
2. [He] [She] [did so] [was naked]  
[in a public place.] [on the private premises of another.]  
[so near the private premises of another as to be seen from those private premises.]
3. (Defendant) intended the [exposure or exhibition of [his] [her] sexual organs] [or] [nakedness] to be in a vulgar, indecent, lewd or lascivious manner.
4. The [exposure or exhibition of the sexual organs] [or] [nakedness] was in a vulgar, indecent, lewd or lascivious manner.

Proof of mere nudity or exposure is not sufficient to sustain a conviction.

Definitions: As used in regard to this offense the words "vulgar," "indecent," "lewd" and "lascivious" mean the same thing. They mean an unlawful indulgence in lust or a wicked, lustful, unchaste, licentious or sensual intent on the part of the person doing the act...

## – Is Naturism Legal in Florida? Yes & No –

In **Hoffman v. Carson** (1971) it was ruled that "vulgar or indecent manner" applied to and limited the "naked" clause of 800.03 as well as the "exposure" clause. In effect, the court ruled that *nude is not (necessarily) lewd* according to the wording of this statute.

This ruling and a string of additional case law established the test criteria in the **Standard Jury Instructions** cited above. Any change to FS 800.03 or the passage of specific anti-nudity legislation could negate the case law precedent. (See examples of statutes from other states at right, in which mere nudity is criminalized.) FS 877.03, a catch-all disorderly conduct statute, has also been used against public nudity, alleging an "outrage" to "public decency". Trial outcomes vary with circumstances and the inclinations of adjudicators.

As to the status of Haulover's naturist beach, an equally important factor is that Miami-Dade County is one of the handful of Florida counties that does not have a local ordinance criminalizing nudity – ordinances causing problems for naturists in counties like Pinellas and Brevard, sites of existing or proposed naturist beaches.

It should go without saying (but we'll say it) that FS 800.03 operates with full force against lewd behavior in any public place, including Haulover's naturist beach. Such behavior is a **first degree misdemeanor**, with a penalty of up to one year's imprisonment.

Further, under FS 800.04, for a perpetrator of 18 years of age or more\*, lewd exhibition in the presence of a person under 16 years of age is a **second degree felony**, punishable by a prison term of up to 15 years, and the sexual molestation of a person under 12 years of age is a **life felony**. (\*Penalties are somewhat lower for younger perpetrators.)

## The Law in Other States

*It shall be unlawful for any person, club, camp, corporation, partnership, association, or organization to advocate, demonstrate, or promote nudism, or for any person to rent, lease, or otherwise permit his land, premises, or buildings to be used for the purpose of advocating, demonstrating, or promoting nudism.*

Arkansas § 5-68-204-2(c)

*A person is guilty of lewdness...if the person...exposes his or her genitals, the female breast below the top of the areola, the buttocks, the anus, or the pubic area...*

Utah § 76-9-702

*A person is guilty of exposure if he appears in a public place in such a manner that the private or intimate parts of his body are unclothed or exposed.*

New York § 245.01

*A person commits the offense of public indecency who... appears in a state of nudity...*

Tennessee § 39-13-511

See more state statutes at [www.naturistsociety.com/NAC](http://www.naturistsociety.com/NAC)



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On the lush north coast of the Dominican Republic on a vast expanse of 123 acres of private ocean front property lies Eden Bay All-Inclusive Nudist Resort. It is a resort that affords its guests the option to interact with gorgeous tropical nature unfettered by clothing. And now, operated as a Caliente International Resort Property, Eden Bay combines the choice to be clothes-free with the luxury and ambiance of a resort of the highest quality. A variety of ocean view accommodations range from Seacliff Rooms to Oceanfront Villas.