



## Legislation Details (With Text)

**File #:** ID 21-1812    **Version:** 1    **Name:**  
**Type:** Ordinance    **Status:** Passed  
**File created:** 10/2/2021    **In control:** City Council  
**On agenda:** 10/18/2021    **Final action:** 10/18/2021  
**Title:** Ordinance - First Reading - Land Development Code (LDC) Amendment to Sec. 30-222, of the Commercial Intermediate (C-3) District, adding Use Code 812199 - Other Personal Care Services which includes Permanent Makeup, but excludes Massage and Tattoo Parlors

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ordinance, 2. Staff Report

| Date       | Ver. | Action By    | Action              | Result |
|------------|------|--------------|---------------------|--------|
| 10/18/2021 | 1    | City Council | approved as amended | Pass   |

|                                     |  |
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| Agenda Item: 11(B)2                 | Prepared By: Daniel J. Smith, Director |
| Business: Ordinance - First Reading | Department: Growth Management          |

**Subject:**

Ordinance - First Reading - Land Development Code (LDC) Amendment to Sec. 30-222, of the Commercial Intermediate (C-3) District, adding Use Code 812199 - Other Personal Care Services which includes Permanent Makeup, but excludes Massage and Tattoo Parlors

### **DESCRIPTION:**

The City Council has asked the Planning Board to review the use of “permanent makeup” which is currently not an allowed use in our Land Development Code (LDC).

The use code by the North American Industry Classification System (NAICS) is 812199. Along with permanent makeup, uses under this code also include day spas, electrolysis, ear piercing, steam baths, hair replacement, tanning salons, massage and tattoo parlors.

It is staff’s understanding that permanent makeup already has been a service given by commercial businesses on the Island. These businesses have brought this to the attention of the City Council and is here for your review.

### **PLANNING BOARD:**

The Planning Board heard this item. There was discussion regarding permanent makeup, massage, and tattoo parlors, which would be allowed if 81299 was included in its entirety. The Planning Board voted 5-2 to add 81200 as an allowed use for Commercial Intermediate (C-3) Districts, excluding tattoo parlors. The Planning Board also recommended adding a definition for massage parlor to only include massage therapy.

**FUNDING SOURCE / FISCAL IMPACT:** N / A

**RECOMMENDATION:**

Approve ordinance on first reading.

**POTENTIAL MOTION:**

Move to approve Ordinance on first reading.