

COUNCIL BILL NO. 2008-517

ORDINANCE NO. 2008-091

AN ORDINANCE amending Article VIII, Tattoo Establishments, Division 2, Establishment Permit, of Chapter 62, Health and Sanitation, and Division 3, Operator's License, of Chapter 62, Health and Sanitation, of the Code of Ordinances of the City of Joplin to implement certain fee language changes.

WHEREAS, by Ordinance Number 2008-030, passed on February 14, 2008, the City amended Chapter 30, Businesses, to increase fees; and,

WHEREAS, many Sections of the Code make reference to Chapter 30 and its requirements; and,

WHEREAS, in order to bring consistency to the Code, the Council of the City of Joplin is desirous of amending those Sections of the affected Code Sections in relation to license fees and license processes.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Joplin, Missouri, as follows:

Section 1. That Article VIII, Tattoo Establishments, Division 2, Establishment Permit, of Chapter 62, Health and Sanitation, be amended to read as follows:

CHAPTER 62 HEALTH AND SANITATION

ARTICLE VIII. TATTOO ESTABLISHMENTS

DIVISION 2. ESTABLISHMENT LICENSE

Sec. 62-291. Required.

It shall be unlawful for any person to own or operate a tattoo establishment in the city without having first obtained a license in accordance with the procedures set forth in this division.

Sec. 62-292. Application.

Any person desiring to operate a tattoo establishment shall make application for a license to the department of health and welfare, upon forms approved by it, containing the following information:

- (1) The name of the applicant;

- (2) The residence of the applicant;
- (3) If a partnership, the names and resident addresses of each of the partners, whether general or limited, designating which;
- (4) If a corporation, the names and resident addresses of all of its officers, directors and shareholders, and the name of its resident agent for the purpose of service;
- (5) The location of the proposed establishment (the establishment must be located in a zoned business district);
- (6) The proposed hours of operation;
- (7) The names of all employees and their exact duties;
- (8) A complete description of all tattoo services to be provided; and
- (9) An exact inventory of all equipment to be utilized, including names of manufacturers and serial numbers, if any, of the equipment.

Sec 62-293. Issuance; fee; inspections.

If the department of health and welfare shall determine, after investigation, that the proposed tattoo establishment can be feasibly operated in accordance with the provisions of this article, it shall instruct the director of finance to issue a license to the applicant upon payment of the license fee provided for in section 30-121. The establishment shall be inspected quarterly.

Sec 62-294. Renewal; suspension or revocation.

All licenses issued under this division shall be renewed annually as set forth in section 30-98. Their issuance is conditioned upon compliance with this article, and the license may be revoked or suspended for violation of this article as set forth in section 30-104.

Sec 62-295. Transfer.

Licenses issued under this division shall be nontransferable.

Sec 62-296. Display; alternation.

Licenses issued under this division shall be prominently displayed in the tattoo establishment and shall not be altered or defaced in any way.

Sec 62-297. Display of regulations.

Copies of this article shall be prominently displayed in any licensed tattoo establishment.

Section 2. That Article VIII, Tattoo Establishments, Division 3, Operator's License, of Chapter 62, Health and Sanitation, be amended to read as follows:

DIVISION 3. OPERATOR'S LICENSE

Sec. 62-311. Required.

It shall be unlawful for any person to act as a tattoo operator, or for any person to employ another person as a tattoo operator, unless such person has been licensed under this division as set forth in section 30-121.

Sec. 62-312. Application.

Application for licensing as a tattoo operator shall be made to the department of health and welfare, on forms approved by it, containing the following information:

- (1) Name.
- (2) Age.
- (3) Sex.
- (4) Residence.
- (5) The place where the applicant will be working as a tattoo operator.
- (6) The person by whom the applicant will be employed.
- (7) Medical history of all communicable diseases.
- (8) Current state of health and physical disabilities.
- (9) Training and/or experience.

Sec. 62-313. Qualifications.

Tattoo operator licenses may be issued by the director of finance as set forth in section 30-121 as instructed by the department of health and welfare after investigation, if it is determined that the applicant is free from communicable disease, has no physical disability or infirmity which could interfere with his acting as a tattoo operator, is 18 years old, and has at least six months' experience or training as a tattoo operator in a legally operated establishment in Missouri or another state.

Sec. 62-314. Certification of freedom from communicable disease.

Before any license may be issued under this division, the applicant must furnish to the department of health and welfare a certificate from a physician that the applicant is free from communicable disease. A similar certificate must be provided once a year by all licensed tattoo operators. If such certificate is not obtained and filed in a timely fashion by any licensed operator, his license shall be suspended and revoked as set forth in section 30-104.

Sec. 62-315. Compliance with article.

Issuance of a tattoo operator's license shall be conditioned upon full compliance with this article.

Section 3. That this ordinance shall become effective on June 1, 2008.

PASSED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, this 19th day of May, 2008.

Gary L. Shaw, Mayor

ATTEST:

Barbara J. Gollhofer, Assistant City Clerk

APPROVED AS TO FORM:

Brian W Head, City Attorney

