

ORDINANCE NO. 674 N.S.  
 AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES  
 PROHIBITING TATTOO PARLORS  
 (CODE AMENDMENT 94002)

WHEREAS, the City Council of the City of El Paso de Robles, State of California, does hereby find, determine and declare as follows:

a. In the past the City has had no adopted regulations to control the number, location, land use impacts and development standards for "tattoo parlors"; and

b. On June 1, 1993, the City Council unanimously adopted an urgency measure ordinance which placed a moratorium on the acceptance or processing of applications for tattoo parlors; and

c. On July 15, 1993, the City Council unanimously adopted an extension of 10 months and 15 days to the urgency measure ordinance; and, this ordinance shall remain in effect only until June 1, 1994 and as of such date is repealed, unless an adopted ordinance goes into effect on or before June 1, 1994, or the urgency measure ordinance is extended an additional year; and, the City has a legal obligation to provide for all types of legal land uses within the City limits; and

d. Public hearings were conducted by the Planning Commission on April 25, 1994 and by the City Council on May 3, 1994, to consider facts as presented in the staff report and to accept public testimony regarding this proposed code amendment; and

e. That the proposed code amendment is exempt from environment review per section 15061 of the California Environmental Quality Act (CEQA); and

f. This code amendment does not conflict with the land use policies of the General Plan and will not prevent development within the City that is consistent with the General Plan; and

g. That tattoo parlors are not regulated by any state or county jurisdictions regarding the potential serious health effects of communication or transmitting infectious diseases; and

h. That because no health regulations exist, tattoo parlors could be detrimental to the public health, safety and welfare within the City; and

i. That tattoo parlors may have a detrimental effect upon surrounding businesses, properties or improvements within the City; and

j. That tattoo parlors attract an unwanted element that could be detrimental to the goals of the General Plan; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of El Paso de Robles, California, that Title 21 (Zoning) of the Municipal Code be amended as follows;

Section I: Chapter 21.32 entitled Tattoo Parlors is hereby added to Title 21 (Zoning) to read as follows:

**Tattoo Parlors**

21.32.010 Purpose. The purpose and intent of this chapter is to prohibit tattooing within the City. It is recognized that because no health regulations exist, tattooing can be unsanitary and lead to the communication and transmission of infectious diseases and therefore, be detrimental to the public health, safety and welfare within the City. In addition, tattoo parlors are not consonant with the type of image which the City wishes to project.

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21.32.020 Definitions.

1. "Tattoo Parlors" means any establishment where the act of tattooing humans takes place. This includes tattooing as a primary or ancillary use.

2. "Tattooing" means the act or process of inserting pigment under the surface of the skin of a human being by pricking with a needle or otherwise, so as to produce an indelible mark of figure visible through the skin.

21.32.030 Prohibited within the City

The establishment or operation of a tattoo parlor and/or the act of tattooing as defined in this chapter shall be prohibited within the City limits.

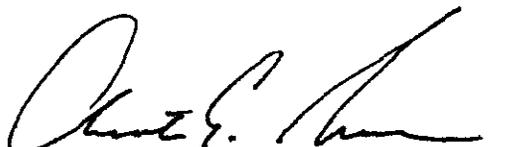
PASSED AND ADOPTED THIS 17th day of May, 1994, by the following roll call vote:

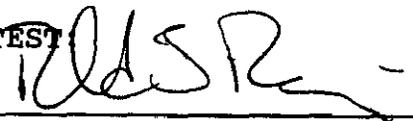
AYES: PICANCO, MARTIN, MACKLIN, IVERSEN

NOES: NONE

ABSENT: HEGARTY

ABSTAIN: NONE

  
MAYOR CHRISTIAN E. IVERSEN

ATTEST   
RICHARD J. RAMIREZ, CITY CLERK

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