

ORDINANCE NO. 2019-12

AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, AMENDING SECTION 134-1, "DEFINITIONS," OF THE CODE OF ORDINANCES TO CREATE A DEFINITION FOR THE TERM BEAUTY SALON; PROVIDING THAT PERMANENT MAKEUP APPLICATION AND LASER HAIR REMOVAL ARE SERVICES THAT MAY BE PROVIDED AT A BEAUTY SALON; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, CONFLICTS, AND AN EFFECTIVE DATE

WHEREAS, businesses located within the City of Edgewood have inquired as to the permissibility of providing permanent makeup and laser hair removal at beauty salons; and

WHEREAS, the City Code does not currently contain a definition for "beauty salons;" and

WHEREAS, the City's zoning Code prohibits tattoo parlors in commercial districts; and

WHEREAS, permanent makeup application is regulated by the State of Florida in the same manner as tattoo application; and

WHEREAS, the City Council finds it appropriate for permanent makeup application to be an allowed service at beauty salons but desires to continue to prohibit tattoo parlors in commercial districts; and

WHEREAS, the City's Code neither expressly permits nor prohibits laser hair removal from being performed at beauty salons; and

WHEREAS, in the interest of clarity, the City Council finds it appropriate to provide that laser hair removal treatments are a service allowed to be provided at beauty salons; and

WHEREAS, herein underlined words constitute additions to the City of Edgewood Code of Ordinances, ~~striketrough~~ constitutes deletions from the original, and asterisks (***) indicate an omission from the existing text which is intended to remain unchanged.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EDGEWOOD, FLORIDA THAT:

SECTION 1. The provisions set forth in the recitals of this Ordinance are hereby adopted by the City Council as the legislative findings and intent pertaining to this Ordinance.

SECTION 2. The City of Edgewood Code of Ordinances, Section 134-1, "Definitions,"

is amended as follows:

Basement means a portion of a building located partly or wholly underground, but having less than half its clear floor-to-ceiling height below the average grade of the adjoining ground.

Beauty Salon means an establishment where people go to receive beauty treatments which include some or all of the following: cutting, shampooing, weaving, coloring, waving, or styling hair; hair removal, including laser hair removal; facials; applying makeup, including permanent makeup; and nail care services.

Blank Wall means a portion of the exterior facade of the building that does not include windows or doors, columns, pilasters or other articulation greater than 18 inches in depth.

Section 3: Conflicts. All ordinances or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 4: Severability. If any section, paragraph, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

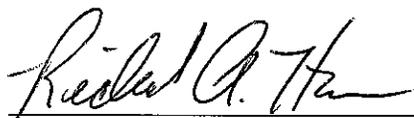
Section 5: Codification. The provisions of this Ordinance shall be codified as and become and be made a part of the *Code of Ordinances of the City of Edgewood*. The Sections of this Ordinance may be renumbered or relettered to accomplish such intention and the word "Ordinance", or similar words, may be changed to "Section," "Article", or other appropriate word. The Code codifier is granted liberal authority to codify the provisions of this Ordinance.

Section 6: This ordinance shall take effect immediately upon its adoption.

PASSED AND ADOPTED this 21st day of **January** 2020, by the City Council of the City of Edgewood, Florida.

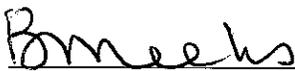
PASSED ON FIRST READING: **December 17, 2019**

PASSED ON SECOND READING: **January 21, 2020**



Richard A. Horn, Council President

ATTEST:



Bea L. Meeks, MMC
City Clerk