

RESOLUTION NO. 2012-09

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF LEMOORE
RECOMMENDING THAT CITY COUNCIL APPROVE ZONING TEXT AMENDMENTS
TO SECTION 9-4A-5 OF THE ZONE CODE PERTAINING TO TATTOO PARLORS / PERMANENT COSMETICS**

At a Regular Meeting of the Planning Commission of the City of Lemoore duly called and held on _____, 2012 at 7:00 p.m. on said day, it was moved by Commission member _____, seconded by Commission member _____ and carried that the following Resolution be adopted:

WHEREAS, on May 14, 2012 the Lemoore Planning Commission discussed City Council's potential change to the entitlement process for tattoo parlors and permanent cosmetic uses to allow both uses as permitted uses instead of one being a conditional use permit and the other a permitted use, and

WHEREAS, the consensus of the May 14, 2012 meeting, after receiving input from a tattoo business owner and the Kings County Health Department, was to draft an ordinance and start the public review process that would require both Tattoo Parlors and Permanent Cosmetic businesses to both be subject to a Conditional Use process and to remove branding from Tattoo Parlors due to public health concerns, and

WHEREAS, a duly noticed public hearing was set for the June 25th Planning Commission meeting and public testimony was taken, and

NOW, THEREFORE, BE IT RESOLVED the Planning Commission recommends that the City Council consider adopting an Ordinance to amend the new 2012 zoning code text to have both tattoo parlors and permanent cosmetics subject to a conditional use permit and not allow branding in tattoo parlors by amending Section 9-4A-5 Definitions of:

1. "Personal Services" to strike out "permanent makeup"
2. "Tattoo Parlor" to strike through "and/or branding human beings. This listing includes" as well as strike through "does not include permanent makeup services when incidental to personal services use (e.g. beauty shops)."

which are more specifically shown in the attached draft Ordinance.

NOW, THEREFORE, BE IT FURTHER RESOLVED the Commission finds that this proposed text change is consistent with the general plan goals, policies, and implementation programs.

Passed and adopted at a Regular Meeting of the Planning Commission of the City of Lemoore held on June 25, 2012, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

APPROVED:

Ron E. Meade, Chairperson

ATTEST:

Holly P. Smyth, Secretary

This resolution is a recommendation to the City Council pursuant to Lemoore Municipal code Section 9-15G-2G. The City Council will provide the final approval of the Special Zoning Exemption, environmental, conditional use permit and the site plan for the project due to requested zone change.

CERTIFICATE

STATE OF CALIFORNIA

)
COUNTY OF KINGS) **ss.**
CITY OF LEMOORE)

I, **Holly P. Smyth, Secretary of the City of Lemoore's Planning Commission**, do hereby certify the foregoing Resolution of the Planning Commission of the City of Lemoore was duly passed and adopted at a Regular Meeting of the Planning Commission held on Jun 25, 2012.

DATED: June 26 , 2012

Holly P. Smyth, Secretary
Lemoore Planning Commission