ORDINANCE NO.  ORD-18-0013

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AMENDING THE LONG BEACH
MUNICIPAL CODE BY AMENDING SECTION 21.15.2990,
TABLE 32-1 AND TABLE 32-1A OF CHAPTER 21.32,
SECTION 21.52.273; AND BY ADDING SECTION 21.45.166,
ALL RELATED TO TATTOO PARLORS

The City Council of the City of Long Beach ordains as follows:

Section 1. Section 21.15.2990 of the Long Beach Municipal Code is amended to read as follows:

21.15.2900 Tattoo parlor.

"Tattoo parlor" means a commercial land use where the marking or coloring of the skin is performed by pricking in coloring matter or by producing scars, and which is conducted in exchange for financial or other valuable consideration. It does not include the application of permanent cosmetics or tattooing when applied by a licensed dermatologist on premises licensed as a dermatological office.

Section 2. Table 32-1, Uses in all Other Commercial Zoning Districts, of Chapter 21.32 of the Long Beach Municipal Code is amended to add "Tattoo parlor" as shown on Exhibit "A" attached hereto.

Section 3. Table 32-1A, Uses in all Other Commercial Zoning Districts, of Chapter 21.32 of the Long Beach Municipal Code is amended to add "Tattoo parlor" as shown on Exhibit "B" attached hereto.
Section 4. Section 21.52.273 of the Long Beach Municipal Code is amended to read as follows:

21.52.173 Tattoo and fortunetelling services.

A. The following conditions shall apply to fortunetelling services:

1. No new fortunetelling uses shall be located within one thousand feet (1,000') of any existing adult entertainment, arcade, fortunetelling, tattoo parlor or tavern use; and

2. Fortunetelling uses shall operate only between the hours of seven (7:00) a.m. and ten (10:00) p.m.

B. Prior to approval of an Administrative Use Permit for Tattoo Parlors, if an Administrative Use Permit is required, the Zoning Administrator shall, in addition to findings requested in Section 21.25.407, find that the proposed tattoo parlor does not introduce new light, noise, or traffic near neighboring sensitive land uses, including residences, businesses, schools, childcare, or pre-school facilities, that is beyond normal circumstances in that location.

Section 5. Section 21.45.166 is added to the Long Beach Municipal Code to read as follows:

21.45.166 Tattoo parlors.

The following special development standards shall apply to tattoo parlors, whether as a primary or an accessory use:

A. No new tattoo parlor use shall be located within seven hundred feet (700') of another tattoo parlor, unless granted through an Administrative Use Permit, in accordance with Division IV of Chapter 21.25 and Section 21.52.273(B).

B. No new tattoo parlor use shall be located within seven hundred feet (700') of any public or private primary or secondary school,
unless granted through an Administrative Use Permit, in accordance with
Division IV of Chapter 21.25 and Section 21.52.273(B).

C. Tattoo parlors shall operate only between the hours of seven
(7:00) a.m. and ten (10:00) p.m., unless granted through an Administrative
Use Permit, in accordance with Division IV of Chapter 21.25 and Section
21.52.273(B).

D. Service of alcohol, marijuana based substances, or other
controlled substance shall not be permitted in conjunction with a tattoo
parlor use.

E. The entrance door and storefront window glazing shall be 100
percent (100%) clear and free of obstructions such as signs, window tinting,
shelving, or racks.

F. "Specified anatomical areas" as defined in Chapter 21.15
(Definitions) shall not be exposed in the publicly accessible areas of the
business or viewable from the public right-of-way.

G. The operator of the approved use shall prevent loitering and
loud noises around the subject site during and after the hours of business
operation.

H. A sign stating, "No tattoo service will be provided for anyone
under the age of 18," shall be visible at all times on the door of the front
entrance.

I. Lighting shall be placed above all exterior doors. Metal halide
or other similar, "white light"-emitting bulbs shall be used to clearly
illuminate the tenant address.

J. The proposed business shall be equipped with an audible
burglar alarm system and door/window alarm company contacts for added
security.

K. Security cameras providing full camera coverage of all entries
and exits into the building and full camera coverage of all public rights-of-way and private parking areas provided by the business. Cameras must record in color with output of at least four hundred eighty (480) lines resolution. Recordings shall be retained for no less than thirty (30) days on an IP-configurable Digital Recording Recorder (DVR) or digital storage setup with a public IP address. The surveillance system username and password shall be provided to the Long Beach Police Department.

L. The applicant shall comply with all applicable State, County and City Health and Human Services regulations including, but not limited to the State Safe Body Art Act regarding the establishment and operation of businesses engaged in tattooing, body piercing and permanent cosmetic application.

M. The property shall be developed and maintained in a neat, quiet, and orderly condition and operated in a manner so as not to be detrimental to adjacent properties and occupants. This shall encompass the maintenance of exterior facades of the building, designated parking areas serving the use, fences and the perimeter of the site (including all public parkways).

N. Exterior security bars and roll-up doors applied to windows and pedestrian building entrances shall be prohibited.

O. Any graffiti found on site must be removed within twenty-four (24) hours of its appearance.

P. Provisions in 21.45.166(A) through (P) may be appealed to the City’s Zoning Administrator, in accordance with Section 21.10.045.

Section 6. The City Clerk shall certify to the passage of this ordinance by the City Council and cause it to be posted in three (3) conspicuous places in the City of Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the
Mayor.

I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of May 8, 2018, by the following vote:

Ayes: Councilmembers: Price, Supernaw, Mungo, Andrews, Uranga, Austin, Richardson.

Noes: Councilmembers: None.

Absent: Councilmembers: Gonzalez, Pearce.

Approved: 5/9/18
(Date)

City Clerk

Mayor
### Table 32-1

<table>
<thead>
<tr>
<th></th>
<th>Neighborhood</th>
<th>Commercial</th>
<th>Regional</th>
<th>Other</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>CNP</td>
<td>CNA</td>
<td>CNR</td>
<td>CCA</td>
</tr>
<tr>
<td>Tattoo parlor</td>
<td>Y</td>
<td>Y</td>
<td>Y</td>
<td>Y</td>
</tr>
</tbody>
</table>

Subject to special development standards (see Section 21.45.166). Tattoo parlors shall be permitted in all Planned Development (PD) Districts allowing commercial uses, subject to Section 21.45.166.
<table>
<thead>
<tr>
<th>Use</th>
<th>CO</th>
<th>CH</th>
<th>CT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tattoo parlor</td>
<td>Y*</td>
<td>Y*</td>
<td>Y*</td>
</tr>
</tbody>
</table>

* = Special standards apply. Refer to Chapter 21.45.
AFFIDAVIT OF POSTING

STATE OF CALIFORNIA   ) ss
COUNTY OF LOS ANGELES   )
CITY OF LONG BEACH    )

Karen Baldwin being duly sworn says: That I am employed in the Office of the City Clerk of the City of Long Beach; that on the 9th day of May 2018, I posted three true and correct copies of Ordinance No. ORD-18-0013 in three conspicuous places in the City of Long Beach, to wit: One of said copies in the entrance lobby of City Hall in front of the Information Desk; one of said copies in the Main Library; and one of said copies on the front counter of the Office of the City Clerk.

[Signature]

Subscribed and sworn to before me
This 9th day of May, 2018.

CITY CLERK