

ORDINANCE NO. 1018

CITY OF LACEY

AN ORDINANCE EXEMPTING STATE LICENSED MASSAGE PRACTITIONERS FROM THE CITY OF LACEY'S LICENSING REQUIREMENTS; SETTING CONDITIONS FOR MASSAGE PARLOR INSPECTIONS; AMENDING LACEY MUNICIPAL CODE SECTIONS 5.38.040 AND 5.38.120; AND REPEALING LACEY MUNICIPAL CODE SECTION 5.38.060.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, as follows:

Section 1. Section 5.38.040 is amended to read as follows:

5.38.040 Exemptions to chapter applicability. The provisions of this chapter shall not apply to massages performed or baths provided in any hospital or at the athletic department of any public or private secondary school or college, or by any person who has been certified or licensed by the state of Washington to practice medicine, surgery, drugless therapy, physical therapy, massage, osteopathy, osteopathy and surgery, chiropractic, podiatry, or nursing.

Section 2. Section 5.38.060 of the Lacey Municipal Code is hereby repealed.

Section 3. Section 5.38.120 of the Lacey Municipal Code is amended to read as follows:

5.38.120 Premises--Inspection authorized. All massage parlors shall be open for inspection at all times by agents of the Lacey police department, license department and health department.

A. Said inspections shall be performed during normal business hours and be limited to the areas of the premises where massage occurs.

B. Such inspections shall be limited to the following purposes:

1 To ascertain whether or not the parlor has obtained a license from the City of Lacey.

2 To ascertain whether or not the parlor employees, working on the parlor's premises, possess the proper license from the City of Lacey.

3 To ascertain whether or not the premises are safe and sanitary.

4 To ascertain whether the business is operating during the restricted hours, between 12:00 a.m. (midnight) and 8:00 a.m.

5 To ascertain whether or not any acts of prostitution or related acts are being performed on the premises.

6 To ascertain whether or not any liquor or controlled substances are being used, sold, or held on the premises.

Section 4. The summary attached hereto is approved for publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, this 24th day of August, 1995.

CITY COUNCIL

By John W. Helmer
Mayor

Attest:

Approved as to form:

Charlotta M Taylor
City Clerk

[Signature]
City Attorney

Published: August 28, 1995
Monday,