

ORDINANCE NO. 956

AN ORDINANCE OF THE CITY OF SHAKOPEE AMENDING TITLE XV OF THE CITY CODE BY ADDING DEFINITION FOR MASSAGE ESTABLISHMENTS TO 151.002 AND ALLOWING MASSAGE ESTABLISHMENTS ONLY IN THE B-1 AND B-3 ZONING DISTRICT UNDER 151.013, CONDITIONAL USE PERMIT STANDARDS FOR BUSINESS ZONES.

THE CITY COUNCIL OF THE CITY OF SHAKOPEE, MINNESOTA, ORDAINS:

Section 1. Section 151.002 of the City Code is amended to add the following definition:

MASSAGE ESTABLISHMENT.

(1) An establishment where the principal use and service is providing therapeutic massage as defined in Chapter 116 of this Code, including any enterprise, establishment, or operation, whether under control of an individual or legal entity, providing or offering to provide massage therapy services within the city for a fee or other consideration paid either directly or indirectly, that:

(a) Has 1 or more massage therapists employed or contracted to provide massage therapy services for the massage establishment; or

(b) Is in a fixed location within the city wherein massage therapy services are provided.

(2) Any health or medical facility, office, or clinic operated by state licensed medical professional(s) or any health or medical-related business operated by state licensed medical professional(s) duly licensed under the provisions of M.S. §§ 144.50 through 144.60, as they may be amended from time to time, which provides therapeutic massage to its patients, shall not be deemed to be a massage establishment.

Section 2. Section 151.040, Paragraph (C) of the City Code is amended to add the following Subparagraph:

(30) Massage Establishments

Section 3. Section 151.013, Paragraph (B) of the City Code is amended to add the following Subparagraph:

(52) Massage Establishments

(a) Are allowed only in the B-1 and B-3 zone;

(b) Operation and operators must meet all the requirements in City Code Chapter 116 prior to application;

(c) Windows and doors facing the primary street address must be transparent and allow visibility into the establishment, except for signage as permitted by the City Sign Code;

(d) Can be revoked for any violation of City Code Chapter 116.

Section 4. Effective Date. This ordinance shall be in effect from and after the date of its passage and publication

Adopted in _____ session of the City Council of the City of Shakopee, Minnesota, held this _____ day of _____, 2017

Mayor of the City of Shakopee

ATTEST:

City Clerk