

ORDINANCE NO. 2316

AN ORDINANCE to amend and reordain Sections 20A-1, 20A-5.1, 20A-7 and 20A-13, all of Chapter 20A of The Code of the City of Alexandria, Virginia, 1963, as amended; which Chapter 20A relates to MASSAGE PARLORS AND MASSAGE TECHNICIANS, which Section 20A-1 relates to DEFINITIONS, which Section 20A-5.1 relates to SAME--REVOICATION, which Section 20A-7 relates to SUSPENSTON OF MASSAGE PARLOR PERMIT--EFFECT OF ORDER, and which Section 20A-13 relates to PENALTY FOR VIOLATION OF CHAPTER.

THE CITY COUNCLL OF ALEXANDRIA HREBY ORDAINS:

Section 1. That Section 20A-1, Chapter 20A of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 20A-1. Definitions.

For purposes of this chapter, the following phrases and words shall have the meaning assigned below, except in those instances when the context clearly indicates a different meaning.

Director. The director of public health of the city or his duly authorized representative.

Massage. A method of treating the external parts of the human body for comfort or the general well-being of the body, consisting of rubbing, stroking, kneading, tapping or vibrating with hand or any instrument.

Massage parlor. Any establishment where massages are administered or which holds itself out to the public as a place where massages are administered. The term "massage parlor" shall include but shall not be limited to massage parlors, health clubs, health spas, Turkish bathhouses and similar type businesses, whether such business is a public or private facility. This definition shall not be construed to include: (1) any establishment providing facilities for and offering instruction in controlled exercise, weight lifting, calisthenics, and general physical fitness and which offers massages to its members or patrons only as an incidental service, constituting no more than five percent (5%) of the total gross business income derived at each business location of such establishment; or (2) any hospital, nursing home, medical clinic, or the office of a duly-licensed physician, surgeon, physical therapist, chiropractor or osteopath; or (3) any barbershop or beauty salon in which massages are administered only to the scalp, the face, the neck or the shoulders.

Massage technician. Any person who administers a massage to another person at a massage parlor. This definition shall not be construed to include a physician, surgeon, chiropractor, physical therapist or nurse duly licensed by the Commonwealth of Virginia.

Superintendent. The superintendent of police of the city or his duly authorized representative.

Section 2. That Section 20A-5.1, Chapter 20A of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 20A-5.1. Same--Revocation.

Any massage parlor permit granted under this chapter shall be revoked by the director after notice and hearing if within five (5) years prior to the date of issuance or subsequent to the issuance of such permit the permittee (if the permittee

Section 5. That the title of and an informal memorandum explaining this ordinance shall be published in a newspaper of general circulation published in the city not later than five days following its introduction together with a notice containing the time and place for a public hearing. The city clerk shall have the full text of this ordinance printed in sufficient numbers to supply copies to meet request. The city clerk shall note the date of introduction and first reading, the date of publication, the date of the public hearing, and the date of the second reading and final passage in the minutes of the meeting. This ordinance shall become effective the date of its final passage.

FRANK E. MANN
MAYOR

FINAL PASSAGE: DECEMBER 16, 1978