

ORDINANCE NO. 1887

AN ORDINANCE to amend Chapter 23 of The Code of the City of Alexandria, Virginia, 1963, as amended, by adding thereto a new section numbered 23-47 entitled MASSAGE PARLORS--UNLAWFUL ACTS; which Chapter 23 relates to OFFENSES--MISCELLANEOUS, and which new Section 23-47 relates to MASSAGE PARLORS--UNLAWFUL ACTS AND PROVIDES PENALTIES FOR VIOLATIONS.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Chapter 23 of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended by adding thereto a new section numbered 23-47 to read as follows:

Sec. 23-47. Massage parlors--Unlawful acts.

(a) It shall be unlawful for any person, in a massage parlor, to place his or her hand or hands upon, to touch with any part of his or her body, to fondle in any manner, or to massage, a sexual or genital part of any other person.

(b) It shall be unlawful for any person, in a massage parlor, to expose his or her sexual or genital parts, or any portion thereof, to any other person. It shall also be unlawful for any person, in a massage parlor, to expose the sexual or genital parts, or any portion thereof, of any other person.

(c) It shall be unlawful for any person, while in the presence of any other person in a massage parlor, to fail to conceal with a fully opaque covering, the sexual or genital parts of his or her body.

(d) It shall be unlawful for any person owning, operating or managing a massage parlor, knowingly to cause, allow, or permit in or about such massage parlor, any agent, employee, or any other person under his control or supervision to perform such acts prohibited in subsections (a), (b) or (c) of this section.

(e) For the purposes of this section, the following words shall have the meaning assigned below:

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

Massage parlor shall mean any establishment having a fixed place of business where massages are administered. This definition shall not be construed to include a hospital, nursing home, medical clinic, or the office of a physician, surgeon, physical therapist, chiropractor or osteopath duly licensed by the Commonwealth of Virginia.

Sexual or genital parts shall include the genitals, pubic area, buttocks, anus, or perineum of any person, or the vulva or breasts of a female.

(f) Any person violating the provisions of this section shall, upon conviction, be punished as provided in section 13-1 of this Code.

(g) Every person owning, operating or managing a massage parlor shall post a copy of this ordinance in a conspicuous place in the massage parlor so that it may be readily seen by persons entering the premises.

Section 2. That 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 clerk of the council 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 January 15, 1974.

CHARLES E. BEATLEY, JR.
Mayor

FINAL PASSAGE: OCTOBER 9, 1973