



## City of Roxboro

### AN ORDINANCE TO REGULATE “TATTOOING AND/OR BODY PIERCING” IN THE ROXBORO CITY CODE

#### CHAPTER 117: TATTOOING AND BODY PIERCING

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#### Section 117.0 Intent

The purpose of this chapter is to regulate tattoo artist and body piercing artist doing business in the City, and to thereby promote the public safety, health and welfare.

#### Section 117.02 Definitions

For purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

- (A) Tattoo Artist – As used in this chapter, the term ‘tattooing’ means the inserting of permanent markings or coloration, or the producing of scars, upon or under human skin through puncturing by use of a needle or any other method. G.S. 130A-283
- (C) Body Piercing Artist – As used in this chapter, the term ‘body piercing’ means the creation of an opening in the body of a human being so as to create a permanent hole for the purpose of inserting jewelry or other decoration. Body piercing includes piercing an ear, lip, tongue, nose, navel, or eyebrow. Body piercing does not include piercing an ear lobe with a disposable, single-use stud or solid needle that is applied using a mechanical device to force the needle or stud through the ear lobe.

#### Section 117.03 Person County Environmental Health Dept. Permit Required

No person shall conduct any business within the City as a Tattoo Artist, until such person has obtained a permit from the Person County Department of Environmental Health.

A copy of the permit from the Person County Department of Environmental Health must be filed with the City of Roxboro, within 24 hours of date of issue.

#### Section 117.04 City of Roxboro Privilege License Required

- (A) No person shall conduct any business within the City as a Tattoo Artist and/or Body Piercing Artist, until such person has obtained all other permits or licenses required by law, including a city privilege license.
- (B) No person shall conduct any business within the City as a Tattoo Artist and/or Body Piercing Artist, under another person(s) license.
- (C) City Privilege License is non refundable and non transferable.

Section 117.05           Restrictions

- (A) It shall be unlawful for any persons to tattoo the arm, limb, or any part of the body of any other person under 18 years of age. Anyone violating the provisions of this section shall be guilty of a Class 2 misdemeanor. G.S. 14-400
- (B) It shall be unlawful for any person to pierce any part of the body other than ears of another person under the age of 18 for the purpose of allowing the insertion of earrings, jewelry, or similar objects into the body, unless the prior consent of a custodial parent or guardian is obtained. Anyone violating the provisions of this section is guilty of a Class 2 misdemeanor. G.S. 14-400

Section 117.06           Revocation of Permit

The City Manager or designee may revoke privilege license issued under this chapter, after notice and hearing, for any violation of this Chapter.

Section 117.07           Penalty

Tattooing and Body Piercing without a privilege license or otherwise in violation of any of the provisions of this chapter, including failing to surrender a revoked permit, shall constitute a criminal misdemeanor and shall subject the offender to a fine of not more than \$500 or imprisonment for not more than 30 days.

Section 117.08           Rules for Operation

In addition to the provisions contained within this chapter, the following rules shall be observed by all operators of tattooing and/or body Piercing Business within the city:

- (A) All Tattooing and/or Body Piercing Business shall observe the stated hours of operation as follows:
- (B) Monday through Thursday: 10:00 am – 10:00 pm  
 Friday through Saturday: unlimited  
 Sunday: Closed  
 [Amended October 16, 2007]
- (C) No services shall be conducted during the time when the business is required by this chapter to remain closed.
- (D) There must be an adult 18 years of age or older managing the business during hours of operation.  
 ('90 Code, 5-31) (Ord. passed 10-12-82) Penalty, see 10.99

The foregoing ordinance, having been submitted to a vote, received the following vote and was duly adopted this 10th day of July, 2007.

AYES: Mayor Pro Tem Samuel Spencer, Council Members: James Allen, Wallace Burke, Henry Daniel and Mark Phillips.

NOES:

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Steven G. Joyner, Mayor

Attest:

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Trevie Adams, City Clerk

The foregoing ordinance amended, having been submitted to a vote received the following vote and was duly adopted this 16<sup>th</sup> day of October, 2007.

AYES: Council Members: Mark Phillips, Henry Daniel, Wallace Burke

NOES: Mayor Pro Tem Samuel Spencer and Council Member James Allen

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Steven G. Joyner, Mayor

Attest:

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Trevie Adams, City Clerk