

MARANA ORDINANCE NO. 2016.010

RELATING TO BUSINESS REGULATIONS; AMENDING TOWN CODE TITLE 9 (BUSINESS REGULATIONS) BY REVISING SECTION 9-4-9 (MESSAGE ESTABLISHMENT LICENSE APPLICATION; SEPARATE LICENSE; HUSBAND AND WIFE; ADDITIONAL REQUIREMENTS) TO AMEND REQUIREMENTS FOR PROOF OF LAND OWNERSHIP IN MESSAGE ESTABLISHMENT LICENSE APPLICATIONS; AND DESIGNATING AN EFFECTIVE DATE

WHEREAS the Town is authorized by A.R.S. § 32-4258 to adopt and enforce regulations affecting the establishments, locations and settings in which individuals, entities and businesses engage in the practice of massage therapy; and

WHEREAS the Town Council finds that the regulations established by this ordinance are necessary for the public health, safety and general welfare of the Town of Marana.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF MARANA, as follows:

SECTION 1. Marana Town Code Title 9 (Business Regulations) is hereby amended to revise section 9-4-9 (Massage establishment license application; separate license; husband and wife; additional requirements) as follows (with deletions shown with ~~strikeouts~~ and additions shown with double underlining):

9-4-9 Massage establishment license application; separate license; husband and wife; additional requirements

A. Each application for a massage establishment license shall consist of, as applicable, the following:

[Subparagraphs 1 through 20 remain unchanged]

21. ~~Written proof of the current fee ownership of the tract of land on which the establishment is to be situated in the form of a copy of the recorded deed. If the persons identified as the fee owners of the tract of land are not also the owners of the massage establishment, then written proof~~ evidencing the legally enforceable right of the applicant to have or obtain the use and possession of the tract of land on which the establishment is to be situated for the purpose of the operation of the massage establishment, in the form of a lease, purchase contract, purchase option contract, lease option contract or other similar documents. The license

inspector may also require proof of the current fee ownership of the tract of land in the form of a copy of the recorded deed.

[Paragraphs B and C remain unchanged]

SECTION 2. The various town officers and employees are authorized and directed to perform all acts necessary or desirable to give effect to this ordinance.

SECTION 3. All ordinances, resolutions, or motions and parts of ordinances, resolutions, or motions of the Council in conflict with the provisions of this ordinance are hereby repealed, effective as of the effective date of this ordinance.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, the decision shall not affect the validity of the remaining portions of this ordinance.

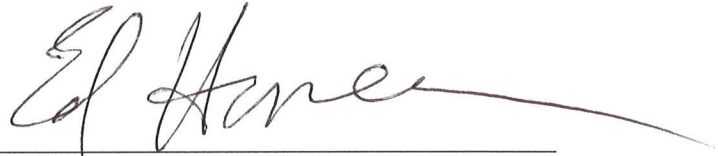
SECTION 5. This ordinance shall become effective on the thirty-first day after its adoption.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE TOWN OF MARANA, ARIZONA, this 28th day of June, 2016.



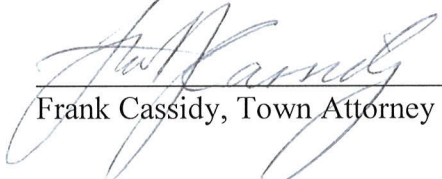
ATTEST:


Jocelyn C. Bronson, Town Clerk



Mayor Ed Honea

APPROVED AS TO FORM:



Frank Cassidy, Town Attorney