

**An Ordinance of the City of Plano, Texas, repealing Article VIII, Additional Regulations for Tattoo and Certain Body Piercing Studios, of Chapter 14, Offenses-Miscellaneous, of the Code of Ordinances; and providing a severability clause, a repealer clause, a savings clause, and an effective date.**

**WHEREAS**, on April 2, 2001, the City Council of the City of Plano duly passed Ordinance No. 2001-4-4 which adopted regulations for tattoo and certain body piercing studios with specific amendments in Ordinance No. 2010-3-15 on March 22, 2010, and Ordinance No. 2018-9-6 on September 6, 2018; and

**WHEREAS**, the Texas Department of Regulation and Licensing currently licenses and regulates tattoo and body piercing studios, and appoints a division to carry out full on-site inspections of these businesses to ensure compliance with the applicable state regulations; and

**WHEREAS**, the City of Plano wishes to avoid duplication of licensure for tattoo and body piercing studios since a state agency is already appointed to regulate and enforce these standards; and

**WHEREAS**, after consideration of the recommendation of staff and all matters attendant and related thereto, the City Council finds that Article VIII, Additional Regulations for Tattoo and Certain Body Piercing Studios, of Chapter 14, Offenses-Miscellaneous, of the Code of Ordinances should be repealed.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS THAT:**

**Section I.** The City Council hereby repeals Article VIII, Additional Regulations for Tattoo and Certain Body Piercing Studios, of Chapter 14, Offenses-Miscellaneous, of the Code of Ordinances in its entirety.

**Section II.** It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, or section of this Ordinance shall be declared unconstitutional or invalid by any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any other remaining phrase, clause, sentence, paragraph or section of this Ordinance.

**Section III.** All provisions of the Code of Ordinances of the City of Plano, codified or uncoded, in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Code of Ordinances of the City of Plano, codified or uncoded, not in conflict with the provisions of this Ordinance shall remain in full force and effect.

**Section IV.** The repeal of any Ordinance or part of Ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such Ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions at the time of passage of this ordinance.

**Section V.** This Ordinance shall become effective immediately upon its passage.

**DULY PASSED AND APPROVED** this 10th day of May, 2021.

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John B. Muns, MAYOR

ATTEST:

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Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

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Paige Mims, CITY ATTORNEY