

**ORDINANCE NO.** 754-2010

AN ORDINANCE OF THE CITY OF DRY RIDGE, GRANT COUNTY, KENTUCKY, AMENDING THE TEXT OFFICIAL OF THE CITY'S OFFICIAL ZONING ORDINANCE, ORDINANCE NO. 692-2006, AT ARTICLE 7 DEFINITIONS AND ARTICLE 10 REGULATION FOR ZONE BOUNDARIES: SECTIONS 10.7, 10.8, AND 10.9 TO DEFINE THE ACTIVITIES AND USES OF TATTOOING AND BODY PIERCING AND PROVIDE AND ALLOW FOR SAME UNDER SERVICES AS PERMITTED USES IN THE CITY'S CENTRAL BUSINESS DISTRICT (CBD), NEIGHBORHOOD COMMERCIAL (NC), AND HIGHWAY COMMERCIAL (HC) ZONES.

**WHEREAS**, the City Council of the City of Dry Ridge did heretofore determine that a text amendment to the City of Dry Ridge's Official Zoning Ordinance, No. 392-2006, was needed to define, provide for and allow the use and activities of tattooing and body piercing within the city's central business district, highway commercial, and neighborhood commercial zones as permitted uses as so defined and provided for under Article 7 and Article 10 at Sections 10.7, 10.8, and 10.9 of the ordinance;

**WHEREAS**, the City of Dry Ridge did make Application to the Grant County Joint Planning Commission concerning the above zoning ordinance text amendments which did so hold a public hearing on the said Application on March 22, 2010; and did so approve and recommend by actions official and separate the city's text amendment requests (1) to define the terms of tattooing and body piercing as submitted, but (2) recommended that these activities be allowed only and as permitted uses in the city's central business district and highway commercial zones only, and not within the city's neighborhood commercial zone, all under findings, vote and resolutions affirmative, and under writing and entries official duly submitted to and received by the City of Dry Ridge; and

**WHEREAS**, the City Council of the City of Dry Ridge, Kentucky, at its Regular Meeting with public hearing had on May 3, 2010, with Councilpersons Fred Money, Encil Webster, Karen Glore, Jamie Webster and Kenny Edmondson in attendance, did take action on the Grant County Joint Planning Commission's actions official on the city's above zoning ordinance text amendment matters at the public hearing-meeting under due Motion, Second and Vote affirmative and unanimous so (1) concur and affirm the Commission's recommendations as to definitions under Article 7; (2) not concur or affirm the Commission's recommendations not to allow tattooing and body piercing as permitted uses in the city's neighborhood commercial zone; and (3) upon hearing and discussion to allow tattooing and body piercing as permitted uses in the city's central business district, highway commercial, and neighborhood commercial zones, all concerning which the text official of Ordinance No. 392-2006 at Articles 7 and 10 be so now changed and amended to define and allow tattooing and body piercing as hereinafter set forth.

**NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE CITY OF DRY RIDGE, KENTUCKY, AS FOLLOWS:**

**GENERAL ARTICLE ONE**

The text official of the City of Dry Ridge's Official Zoning Ordinance, Ordinance No. 392-2006, shall be amended as follows:

Article 7. Definitions at Section 7.0 Words and Phrases to add the following definitions:

**TATTOOING (TATTOO):** Means the act of producing scars on a human being or the act of inserting pigment under the surface of the skin or a human being, by pricking with a needle or otherwise, to produce indelible marks or figures visible through the skin, including the application of permanent makeup (KRS 211.760 (1)(c); to make permanent marks or designs on (the skin) by puncturing it and inserting colors; to make (marks or designs) on the skin in this way.

**BODY PIERCING:** Means the act of penetrating the skin or body part of a human being to make a hole, mark or scar.

**GENERAL ARTICLE TWO**

The text official of the City of Dry Ridge's Official Zoning Ordinance, Ordinance No. 392-2006, shall be amended as follows:

Article 10. Regulation For Zone Boundaries at Sections 10.7 CBD (Central Business District) Zone, Section 10.8 NC (Neighborhood-Commercial) Zone, and Section 10.9 HC (Highway-Commercial) Zone at A. Permitted Uses at Services, be and the same are hereby changed and amended to provide for and add the service of the tattoo and/or tattooing, all had, done, or made by the provider in accordance with the provisions of KRS 211.760


FIRST READING: June 7, 2010

SECOND READING: July 19, 2010

PASSED, ADOPTED, APPROVED, ORDAINED, AND ORDERED PUBLISHED ON THIS

THE 19th DAY OF July, 2010.

  
CLAY CRUPPER, MAYOR

ATTEST:  
  
CINDY L. HARRIS, CITY CLERK