

ORDINANCE NO. 71 1976

An ordinance providing for licensing of massage parlors and public bath houses.

*15K*  
*Codified*

WHEREAS, RCW 18.108 regulates massage parlors and operators and allows counties to regulate such businesses and

WHEREAS, massage parlors and operators should be licensed to properly provide for the health and safety of county residents, now, therefore, the following regulations are hereby ordained and adopted by the Board of Clallam County Commissioners to apply to massage parlors.

Section 1. DEFINITIONS.

(1) "Massage" means the treatment of the superficial parts of the body with or without the aid of soaps, oils or lotions by rubbing, touching, stroking, tapping, and kneading, provided no attempt be made to adjust or manipulate the articulations of the spine.

(2) "Massage Operator" means a person engaged in the practice of massage.

(3) "Massage Business" means the operation of a business where massages are given.

Section 2. LICENSE REQUIRED.

No person shall engage in or hold themselves out as engaged in the practice of massage without a massage operator's license issued by Clallam County.

Section 3. ADVERTISING BY UNLICENSED PERSON.

It shall be unlawful to advertise the practice of massage by a person not licensed by the county.

Section 4. EXEMPTIONS.

This chapter does not apply to:

(1) an individual giving massage in their home to members of their immediate family.

(2) persons licensed in this State to practice medicine, surgery, drugless therapy, cosmetology, barbering,

physical therapy, osteopathy, osteopathy and surgery, chiropractic, podiatry, nursing, or persons working under prescription, supervision, or direction of any such person.

(3) massage practiced at the athletic department of any institution maintained by the public funds of the state, or any of its political subdivisions.

(4) massage practiced at the athletic department of any school or college accredited by the Northwest association of secondary and higher schools.

Section 5. LICENSE APPLICATION.

The application for a <sup>M</sup>assage parlor or operator shall be signed by the person in whose name it is taken out and shall give the names and addresses of all persons participating in the ownership and management of the business, the exact location, the number of rooms used and the nature of the massage treatments or services. No license shall be issued until a valid state license has been obtained by the applicant and proof of such valid state license is presented <sup>to</sup> ~~by~~ the county.

Section 6. LICENSE FEE.

The license fee for a massage parlor and for each individual massage operator is fixed at the sum of \$25.00 per annum.

Section 7. INSPECTION.

Deputy sheriffs of Clallam County and appropriate state and federal government officials shall have free access at all times to any massage parlor when such officers are visiting the same in the performance of their duties for the purpose of investigation. It shall be unlawful for the owner, proprietor, manager or person in charge of any massage parlor to refuse admission to such sheriff's officers or appropriate state or federal officials.

Section 8. PROPER CONDUCT REQUIRED.

All massage parlors shall be conducted with proper regard for the persons patronizing the same. The improper conduct of any person conducting or employed in such establishment or suffered or permitted to remain therein shall be deemed sufficient cause for the suspension or revocation of the license to conduct the same.

Section 9. PENALTY.

Any person found guilty of violating any of the provisions of this ordinance shall be guilty of a misdemeanor and subject to a penalty of a fine not to exceed \$250.00 and/or imprisonment not to exceed ninety (90) days in the county jail.

Section 10. SEVERABILITY.

If any section, subsection, subdivision, paragraph, sentence or clause or phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof.

Section 11. EFFECTIVE DATE.

This ordinance shall become effective immediately upon signing by the Board of County Commissioners.

DATED this 23rd day of September, 1976.

BOARD OF CLALLAM COUNTY COMMISSIONERS:

Paul A. Lefley  
Rosemary J. Petrus  
Howard A. D. Smith

Attest:

Alice C. Thorne

Approved as to form:

Craig A. Ritchie

Sept 23

(4)

NOTICE TO PUBLIC

NOTICE IS HEREBY GIVEN that the Board of Clallam County Commissioners will hold a public hearing in the Commissioners Office, Courthouse, Port Angeles, Washington on September 16, 1976 at 11:00 a.m. for the purpose of receiving testimony for or against a proposed ordinance providing for licensing of massage parlors and public bath houses.

Text is as follows:

(Insert attached text here)

ALL INTERESTED PERSONS may appear and be heard at such hearing.

BOARD OF CLALLAM COUNTY COMMISSIONERS

*Frank A. Feeley*  
Frank A. Feeley  
Chairman

Please publish:

September 5, 1976

*Just copy to Pa DA  
8/27/76*