

**City Planning Commission Communication**

Department: Community Development	Ordinance No.	Planning Commission: 4/11/2017
Case #ZT-17-003		
Applicant: City of Council Bluffs		

**Subject/Title**

CASE #ZT-17-002: Public hearing on the request of the Community Development Department to:

- Amend §15.16.020 by adding ‘Tattoo parlor’. The requested text amendment would allow for a ‘Tattoo Parlor’ as defined by §15.03.664 as a principle use in a C-3 Commercial District, Municipal Code (Zoning Ordinance); and
- Amend §15.17.020 by adding ‘Tattoo parlor’. The requested text amendment would allow for a ‘Tattoo Parlor’ as defined by §15.03.664 as a principle use in a C-4 Commercial District, Municipal Code (Zoning Ordinance).

**Background**

The Community Development Department is requesting a text amendment to Title 15 of the Municipal Code (Zoning Ordinance) to:

- Amend §15.16.020 by adding ‘Tattoo parlor’. The requested text amendment would allow for a ‘Tattoo Parlor’ as defined by §15.03.664 as a principle use in a C-3 Commercial District, Municipal Code (Zoning Ordinance); and
- Amend §15.17.020 by adding ‘Tattoo parlor’. The requested text amendment would allow for a ‘Tattoo Parlor’ as defined by §15.03.664 as a principle use in a C-4 Commercial District, Municipal Code (Zoning Ordinance).

Tattoo parlors are currently allowed as principle use in the C-2 Commercial District and are not allowed as a conditional use permit in any zoning district.

The Community Development Department receives inquiries sporadically about allowing tattoo parlors in the downtown area primarily on properties zoned C-4. The C-3 Commercial District has been added to this request for discussion, as most property zoned C-3 is also in the downtown area.

All City departments and utility providers received a copy of the proposed text amendment. The Public Works Department, Building Division, Council Bluffs Fire Department, Council Bluffs Water Works and Black Hills Energy stated they have no comments with the proposed amendment.

The Council Bluffs Public Health Department has no objection to the request. Tattoo establishments are licensed by the Iowa Department of Public Health and inspected annually by the Council Bluffs Health Department.

No other comments have been received.

**Recommendation**

The Community Development Department recommends approval of the proposed text amendment as follows:

1. Amend §15.16.020 by adding ‘Tattoo parlor’. The requested text amendment would allow for a ‘Tattoo Parlor’ as defined by §15.03.664 as a principle use in a C-3 Commercial District, Municipal Code (Zoning Ordinance); and
2. Amend §15.17.020 by adding ‘Tattoo parlor’. The requested text amendment would allow for a ‘Tattoo Parlor’ as defined by §15.03.664 as a principle use in a C-4 Commercial District, Municipal Code (Zoning Ordinance).

**Attachment**

**Attachment A:** Proposed text amendment

Prepared by: Rose E. Brown, Planning Coordinator

**15.16.020 Principal uses.** The following principal uses shall be permitted outright in a C-3 district:

1. Automobile service establishment
2. Business, professional office
3. Business goods and service establishment
4. Club or lodge
5. College or university
6. Commercial recreation (indoor)
7. Consumer service establishment
8. Cultural service
9. Financial service
10. Funeral service
11. General government use
12. Hospital
13. Hotel/motel
14. Mixed commercial/residential structure
15. Newspaper printing
16. Park and recreation service
17. Pawn shop
18. Private parking lot
19. Public parking lot
20. Religious assembly
21. Restaurant (drive-in, limited and general)
22. Retail shopping establishment

23. School
24. Second hand store
25. ~~Tavern (Ord. 6027, Sec. 1, 2/23/09)~~ Tattoo parlor;
26. ~~Tavern (Ord. 6027, Sec. 1, 2/23/09)~~

**15.17.020 Principal uses.** The following principal uses shall be permitted outright in the C-4 district:

1. Business, professional office
2. Business goods and service establishment
3. Club or lodge
4. College or university
5. Commercial recreation (indoor)
6. Consumer service establishment
7. Cultural service
8. Financial service
9. Funeral service
10. General government use
11. Hotel/motel
12. Mixed commercial/residential structure
13. Park and recreation service
14. Private parking lot
15. Public parking lot
16. Religious assembly
17. Restaurant (limited and general)
18. Retail shopping establishment
19. Tavern Tattoo parlor;
20. Tavern