

**ORDINANCE NO. 2073**  
**AN ORDINANCE AMENDING ARTICLE XIX OF THE SANITARY CODE**  
**OF THE BOROUGH OF SOUTH PLAINFIELD ENTITLED "LICENSING FEES".**

**WHEREAS**, the Borough Council requested the Borough Health Advisory Board to review the annual licensing fee applicable to tattoo parlors as a result of a complaint received regarding same; and

**WHEREAS**, the Health Advisory Board met on January 24, 2017 and reviewed the annual licensing fee as requested, and made the following findings:

1. The current operators of a tattoo parlor located within the Borough who had complained regarding the fee were aware of such fee prior to the initiation of their business in the Borough in 2015;
2. The current annual license fee of \$4,000.00 has been in effect since at least 1987;
3. Neighboring Middlesex County municipalities charge varying fees ranging to \$900.00; and

**WHEREAS**, the Health Advisory Board discussed with the Health Inspector the nature of such businesses and of such inspections, and further reviewed the New Jersey State Sanitary Code for body art businesses; and

**WHEREAS**, the Health Advisory Board found that due to the nature of such businesses, inspections are involved and include review of many items, including sterilization techniques, equipment inspection, needle use and disposal, blood borne pathogen training, waste disposal, appropriate log examination, review of parental and general consent form processing, and paperwork for care instruction of new tattoos and piercings; and

**WHEREAS**, the Health Advisory Board noted that licensing fees must have a logical determination and relationship to the time and work involved on the part of the municipality in issuing the license and regulating the business; and

**WHEREAS**, due to the level of involvement, the Health Advisory Board recommends that no less than four (4) inspections be made of tattoo parlors per year, and based upon the foregoing recommended an amendment to the licensing ordinance to set the annual licensing fee at \$1,000.00; and

**WHEREAS**, the Mayor and Council have reviewed the findings and recommendations of the Health Advisory Board and wish to adopt same;

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that Article XIX of the Sanitary Code of the Borough of South Plainfield entitled "Licensing Fees" shall be and is hereby amended to set forth the annual fee for a tattoo parlor to be \$1,000.00.

This Ordinance shall take effect upon final passage and publication in accordance with New Jersey law.