



Conditional Use Permit Application

Tattoo & Body Art Establishment

P.O. Box 1479, Pelham, Alabama 35124 | 205.620.6411

permits@pelhamalabama.gov

APPLICANT: _____ ADDRESS: _____

PHONE NUMBER: _____

BUSINESS TYPE: _____

BUSINESS NAME: _____

All tattoo or body art establishments are required to obtain a conditional use permit issued by the Pelham City Council upon the recommendation of the Pelham Planning Commission. The permit shall be required prior to the issuance of a business license for said use and prior to occupancy of the premises regarding said use.

1. The Pelham Planning Commission shall hold a public hearing, notice of which will be given, for the consideration of the additional rules and regulations described above and comments from the applicant(s) and other interested parties will be heard. After completing an applicable public hearing, the Pelham Planning Commission will vote on a recommendation to make to the Pelham City Council and then submit its recommendation and report.
2. The Pelham City Council will also hold a public hearing considering the additional rules and regulations described above, as well as any requested exceptions, and, shall make the final decision regarding the granting of a permit and issuance of an applicable business license.

DESCRIPTION OF ALL SERVICES OFFERED:

ADDITIONAL REQUIREMENTS FROM APPENDIX A; ARTICLE XV, SECTION 13:

1. Before issuance of a business license from the city, each person proposing a tattoo or body art establishment shall provide proof that they have obtained a valid permit from the Alabama Department of Health for a "Body Art Operator's Permit".
2. No permit to conduct or operate a tattoo or body art establishment shall be granted unless the applicant shall first furnish proof from a physician duly licensed to practice medicine in the State of Alabama, bearing a date not more than 20 days prior to the date of application, that each tattoo or body art artist working in the establishment is free from contagious, infectious or communicable disease. Such proof shall be furnished annually thereafter and shall include documentation of lack of infection by demonstrating negative results for the following tests:
 - (1) Venereal Disease Research Laboratory (VDRL) for syphilis;
 - (2) Hepatitis B surface antigen (HBsAg) for hepatitis B. Documentation of receipt of a three-dose series of hepatitis B vaccine may be substituted for HBsAg testing;
 - (3) Human immunodeficiency virus antibody (HIV-Ab) for HIV infection;
3. Each permit applicant and tattoo or body art artist working in the establishment shall be 19 years of age minimum.
4. The applicant must furnish proof of completion of an approved apprenticeship of 380 hours or more in a licensed establishment in Alabama or other state to include the minimum established requirements.

PLEASE CHECK ALL IN WHICH YOU ARE ASKING FOR AN EXCEPTION:

- o No tattoo or body art establishment (as described and detailed within this section) established after the date of this section shall be located within 2,500 linear feet of any other tattoo parlor. The method of measurement that shall be used is a straight line measured from the property line of the site of the proposed business to the closest property line that is already occupied by these businesses.
- o No tattoo or body art establishment shall be located within 500 feet of a residentially zoned district, as measured by a straight line from the property line of the site of the proposed business to the property line of the closest residentially zoned property.
- o No tattoo or body art establishment shall be located within 500 feet of a public building, public or private school, day care center, nursery, preschool, park or playground, church or place of worship, as measured by a straight line from the property line of the site of the proposed business to the property line of the property that is occupied by one of the uses.
- o Hours of operation. The hours of operation shall be limited to the hours between 9:00 a.m. and 6:00 p.m.
- o No tattoo or body art establishment shall deal in alcoholic beverages.
- o All tattoo and body art establishments, as defined in this section, are subject to the provisions of the Alabama Department of Public Health Rules of State Board of Health Bureau of Environmental Services Division of Food, Milk and Lodging, Chapter 420-3-23 Body Art Practice and Facilities as currently written, or as may from time to time be amended.
- o No tattoo or body art establishment shall have an entrance or exit way providing a direct passageway to any type of business, residence or living quarters.
- o All walls, ceilings, and floors shall be smooth and easily cleanable and have a nonabsorbent surface. There shall be no carpeting in the tattooing area. Walls and ceilings shall be a light color. Walls, ceilings and floors shall be kept clean, in good repair, and free from dust and debris. Floors, walls or ceilings shall not be swept or cleaned while tattooing is in progress.
- o Lighting and ventilation shall be provided in each room or enclosure where services are performed on patrons, in accordance with the city building code.
- o Adequate light (200-foot candles) shall be provided in each work area.
- o Public restrooms shall be located in such a way so that traffic to the restrooms does not occur in any area in which instruments are sterilized or on any area in which tattoo or body piercing operations are conducted.
- o Establishments must have written procedures on the proper handling and sterilization of equipment and demonstrate that all personnel are trained in the procedure.
- o Establishments must post and provide to customers upon request, written instructions on tattoo and/or piercing care.

SIGNATURE OF APPLICANT

APPLICATION DATE

OFFICE USE ONLY

SUBMITTAL DATE: _____
 P&Z RECOMMENDATION: ___ YES ___ NO
 DATE: _____
 CITY COUNCIL APPROVAL: ___ YES ___ NO
 DATE: _____
 PERMIT #: _____