

ORDINANCE NO. 1203

AN ORDINANCE OF THE COMMISSIONERS OF CAMBRIDGE, MARYLAND AMENDING § 9.2 AND TABLE 2: PERMITTED USES BY ZONING SUBDISTRICT IN THE DOWNTOWN/WATERFRONT DEVELOPMENT DISTRICT OF THE CITY'S UNIFIED DEVELOPMENT CODE FOR THE PURPOSES OF PROVIDING THAT TATTOO PARLORS SHALL BE A PERMITTED USE IN THE DOWNTOWN/WATERFRONT DEVELOPMENT DISTRICT – CORE SUBDISTRICT AND DEFINING TATTOO PARLORS; PROVIDING THAT THE TITLE OF THIS ORDINANCE SHALL BE DEEMED A FAIR SUMMARY AND GENERALLY RELATING TO TATTOO PARLORS IN THE CITY OF CAMBRIDGE.

WHEREAS, pursuant to Md. Code Ann., Land Use § 4-204 and § 2.2.3 of the Unified Development Code (the “UDC”), the Commissioners of Cambridge are authorized and empowered to amend, supplement, change, modify, and repeal the City of Cambridge’s (the “City”) zoning regulations and boundaries and change the City’s zoning classifications; and

WHEREAS, pursuant to Md. Code Ann., Local Gov’t § 5-202 and § 3-27(1) of the Charter of the City of Cambridge, the Commissioners of Cambridge are authorized and empowered to pass all such ordinances not contrary to the Constitution and laws of the State of Maryland or the Charter as they may deem necessary for the good government of the City; for the protection and preservation of the City's property, rights, and privileges; for the preservation of peace and good order; to secure persons and property from danger and destruction; and for the protection and promotion of the health, safety, comfort, convenience, welfare, and happiness of the residents of the City and visitors thereto and sojourners therein; and

WHEREAS, following a public hearing held on _____, 2022, the City of Cambridge Planning Commission (the “Planning Commission”) recommended that the Commissioners of Cambridge approve a text amendment amending § 9.2 (Terms and Definitions) and Table 2: Permitted Uses by Zoning Subdistrict in the Downtown/Waterfront Development District of the UDC for the purposes of providing that tattoo parlors shall be a permitted use in the Downtown/Waterfront Development District – Core Subdistrict and defining tattoo parlors; and

WHEREAS, on _____, 2022, the Commissioners of Cambridge held a public hearing regarding the foregoing text amendment, notice of which was published on _____, 2022 and _____, 2022 in the Star Democrat, a newspaper of general circulation in the City, in accordance with Md. Code Ann., Land Use § 4-203(b) and § 2.2.3.C of the UDC; and

WHEREAS, having considered the recommendations of the Planning Commission and the Department of Planning and Zoning Staff, as well as the comments made during the _____, 2022 public hearing, the Commissioners of Cambridge find that it is in the best interest of the City to amend § 9.2 (Terms and Definitions) and Table 2: Permitted Uses by Zoning Subdistrict in the Downtown/Waterfront Development District of the UDC for the purposes of providing that tattoo parlors shall be a permitted use in the Downtown/Waterfront Development District – Core Subdistrict and defining tattoo parlors; and

WHEREAS, the Commissioners of Cambridge find that the text amendment set forth herein is necessary to promote and protect the public health, safety, and welfare.

NOW, THEREFORE, BE IT ORDAINED by the Commissioners of Cambridge, that the City's Unified Development Code is hereby amended as follows:

SECTION 1. Section 9.2 of the Unified Development Code is hereby amended as follows:

§ 9.2 Terms and Definitions

Tattoo Parlor – an establishment wherein designs, letters, figures, or other marks are placed upon the skin of an individual using ink or other substances that result in the permanent coloration of the skin by means of use of needles or other instruments designed to contact or puncture the skin.

SECTION 2. Table 2: Permitted Uses by Zoning Subdistrict Downtown/Waterfront Development District of the UDC is hereby amended to include tattoo parlors as a permitted use in the Core Subdistrict.

SECTION 3. The recitals to this Ordinance are incorporated herein and deemed a substantive part of this Ordinance.

SECTION 4. In this Ordinance, unless a section of the UDC is expressly repealed in its entirety and reenacted, new or added language is underlined and in boldface type, and deleted text is crossed out with a single strikethrough. With respect to the substantive provisions of this Ordinance set forth in Sections 1 and 2, language added after the date of introduction is in bold, italicized font and language deleted after the date of introduction is crossed out with a double strikethrough.

SECTION 5. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance, it being the intent of the Commissioners of Cambridge that this Ordinance shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase, or portion hereof.

SECTION 6. All ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 7. The title of this Ordinance, or a condensed version thereof, shall be deemed to be, and is, a fair summary of this Ordinance for publication and all other purposes.

AND BE IT FURTHER enacted and ordained that this Ordinance shall become effective on the tenth (10th) day following the date of passage.

ATTEST:

THE COMMISSIONERS OF CAMBRIDGE

Thomas M. Carroll, City Manager

By: _____
Lajan Cephas, President of the Commissioners

Introduced the __ day of _____, 2022

Passed the __ day of _____, 2022

Effective the __ day of _____, 2022