



City of Grand Island

Tuesday, August 09, 2005

Council Session

Item F2

#8995 - Consideration of Amendments to Chapter 36 of the Grand Island City Code Relative to Massage Therapy

This item relates to the aforementioned Public Hearing Item E-5.

Staff Contact: Chad Nabity

ORDINANCE NO. 8995

An ordinance to amend Chapter 36 of the Grand Island City Code; to amend Section 36-99 pertaining to home occupations ; to repeal Section 36-99 as now existing, and any ordinance or parts of ordinances in conflict herewith; and to provide for publication and the effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA:

SECTION 1. Section 36-99 of the Grand Island City Code is hereby amended to read as follows:

§36-99. Home Occupations

The following are the minimum standards required for a Home Occupation:

- (A) There shall be no external or externally visible evidence of the home occupation, business or profession whatsoever. There shall be no signage or advertising, linking the residential property with the home occupation.
 - (B) No more than 25% of the floor area of any one story can be used for the home occupation.
 - (C) There shall be no machinery other than that normally found in a home.
 - (D) There shall be no contact at the premises with customers or clients other than by telephone or mail, except that music lessons may be given to one pupil at a time, and, massage therapy may be performed on one client at a time, and cultural, art, or dance instruction may be given to four pupils at one time.
 - (E) No one other than the resident(s) can work from that site.
 - (F) No retail sales are permitted from the site other than incidental sales related to services provided.
 - (G) No exterior storage (including storage within detached buildings/garage) is permitted.
 - (H) No offensive noise, vibration, smoke, odor, heat or glare shall be noticeable at or beyond the property line.
 - (I) The above listed characteristics of a home occupation shall not be construed to restrict the sale of garden produce grown on the premises, provided, this exception shall not extend to allow the operation of a commercial greenhouse or nursery, or the existence of stands or booths for display of said produce.
- All businesses related to Child Care Homes and Child Care Centers shall be in accordance with Neb. R.R.S. 1943, Sec. §71-1902.

SECTION 2. Section 36-99 as now existing, and any ordinances or parts of ordinances in conflict herewith be, and hereby are, repealed.

SECTION 3. The validity of any section, subsection, sentence, clause, or phrase of this ordinance shall not affect the validity or enforceability of any other section, subsection, sentence, clause, or phrase thereof.

ORDINANCE NO. 8995 (Cont.)

SECTION 4. That this ordinance shall be in force and take effect from and after its passage and publication, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: August 9, 2005.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk