

ORDINANCE NO. 2015-2133

**AN ORDINANCE AMENDING SECTION 7.84.030,  
ENTITLED "EXEMPTIONS," OF CHAPTER 7.84, ENTITLED  
"MASSAGE PARLORS," OF TITLE 7, ENTITLED "PUBLIC PEACE, SAFETY  
AND MORALS," OF THE WESTCHESTER MUNICIPAL CODE**

**WHEREAS**, Section 7.84.030, entitled "Exemptions," of Chapter 7.84, entitled "Massage Parlors," of Title 7, entitled "Public Pace, Safety and Morals," of the Westchester Municipal Code provides which individuals pursuant to their profession are permitted to engage in the business of massage services within the Village of Westchester; and

**WHEREAS**, the corporate authorities of the Village of Westchester have determined that it is advisable, necessary and in the public interest to amend Section 7.84.030, entitled "Exemptions," of Chapter 7.84, entitled "Massage Parlors," of Title 7, entitled "Public Pace, Safety and Morals," of the Westchester Municipal Code.

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Westchester, Cook County, Illinois:

**Section 1:** Section 7.84.030, entitled "Exemptions," of Chapter 7.84, entitled "Massage Parlors," of Title 7, entitled "Public Pace, Safety and Morals," of the Westchester Municipal Code is hereby amended as follows:

**7.84.030 - Exemptions.**

This chapter shall not apply to the following individuals while engaged in the personal performance of the duties of their respective professions:

- (1) Physicians, surgeons, chiropractors, osteopaths or physical therapists who are duly licensed to practice their respective professions in the state of Illinois;
- (2) Nurses who are registered under the laws of this state;
- (3) Barbers and beauticians who are duly licensed under the laws of this state, except that this exemption shall apply solely to the massaging of the neck, face, scalp and hair of the customer or client for cosmetic or beautifying purposes;

- (4) Certified massage therapists or students who have completed two semesters including not less than six hundred class hours in an approved massage therapy school who are active members of the American Massage Therapy Association or other similar organization whose standards and educational requirements ensure the legitimacy and propriety of the massage rendered, while working under the supervision of any of the professionals set forth in subsection (1) of this section. If the certified massage therapist is certified through the National Certification Board for Therapeutic Massage & Bodywork or other similar organization, they are not required to work under the supervision of the professionals set forth in subsection (1) of this Section.
- (5) Certified massage therapists who are active members of the American Massage Therapy Association and graduates of an American Massage Therapy Association Curriculum Approved School, while associated, as employee or independent contractor, with a health club providing massage therapy within the club confines to daily or full-fledged members which said club is licensed by the Village, has a full membership in IRSA, The Association of Quality Clubs or the American Physical Fitness Center (APFC) and is an associate member of the American Massage Therapy Association, Inc.

**Section 2:** Any ordinance or portion of any ordinance in conflict with any provisions of this Ordinance is hereby repealed solely to the extent of such conflict.

**Section 3:** This Ordinance shall be in full force and effect upon its passage and approval as provided by law.

**ADOPTED** this 23<sup>rd</sup> day of June, 2015, pursuant to a roll call vote as follows:

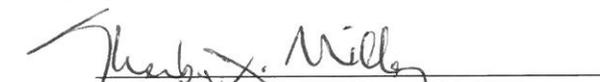
Angelo A. Calcagno	<u>Aye</u>	Celestine Reda	<u>Aye</u>
Carl C. Celestino	<u>Aye</u>	Nick Steker	<u>Aye</u>
Frank Perry	<u>Aye</u>	Tom Yurkovich	<u>Aye</u>

President Pulia Aye

**APPROVED** this 23<sup>rd</sup> day of June, 2015.

  
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 Sam D. Pulia, Village President

ATTEST:

  
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 Sherby J. Miller, Village Clerk