

ORDINANCE NO. 2466

AN ORDINANCE AMENDING ORDINANCE NO. 160, PASSED BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS ON NOVEMBER 19, 1973, BY AMENDING SECTION 17 TO PROVIDE FOR SECTION 17A PROVIDING THAT IT SHALL BE UNLAWFUL FOR ANY MASSAGE TECHNICIAN TO ADMINISTER A MASSAGE AS DEFINED IN SECTION 1(c); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS:

SECTION 1. That the City of Addison's Ordinance No. 160 passed and approved by the City Council of the City of Addison, Texas on November 19, 1973, is hereby amended to include the following:

SECTION 17A. ADMINISTERING MASSAGE TO PERSON OF OPPOSITE SEX.

It will be unlawful for any massage technician as herein defined to administer a massage as defined in Section 1(c) to any person of the opposite sex.

SECTION 2. Any part of Ordinance No. 160 heretofore passed and approved by the City Council that are in conflict with the Ordinance are hereby repealed except that this shall not affect the accepting, filing and prosecuting of cases for offenses occurring prior to the effective date of this Ordinance.

SECTION 3. It is hereby declared to be the intention of the City Council of the City of Addison that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are

severable, and if any phrase, clause, sentence, paragraph or section hereof shall be declared unconstitutional, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation of this Ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

SECTION 4. Any person violating or failing to comply with any provision of this Ordinance shall be fined upon conviction not less than \$1.00 nor more than \$200.00.

SECTION 5. The fact that the present Ordinance of the City of Addison are inadequate to control massaging of opposite sex as herein defined within the corporate limits of the City of Addison, Texas, creates an emergency for the immediate preservation of public business, property, health, safety and general welfare of the public which requires that this Ordinance shall become effective from and after the date of its passage as provided by law, and it is accordingly so ordained.

PAST AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS this the 25th day of May, 1976.

Mayor *Jimmy Redding*

ATTESTED:

Joyce H. Devers
City Secretary

APPROVED:

Attorney