

**FOR THE PURPOSE OF AMENDING THE REGULATION OF
BODY ART STUDIOS, TATTOO, AND BODY PIERCING ARTISTS**

WHEREAS, the County Commissioners of Calvert County, Maryland are authorized and empowered to adopt local provisions for the regulation of Body Art Studios and Tattoo and Body Piercing Artists pursuant to *Local Government Article*, Section 13-406 of the Maryland Annotated Code;

WHEREAS, by Ordinance 34-13, the County Commissioners of Calvert County, convened as the Calvert County Board of Health, adopted a local ordinance codified at Chapter 15 of the Code of Public Local Laws of Calvert County, Maryland pertaining to tattoo artist services, and body piercing services;

WHEREAS, the Health Officer of Calvert County has advised the County Commissioners of Calvert County, having convened as the Calvert County Board of Health, that it is in the best interest of the citizens of Calvert County to amend Chapter 15 of the Code of Public Local Laws of Calvert County, Maryland;

WHEREAS, a public hearing regarding this recommendation was duly advertised and a public hearing was conducted on _____, 2018 at which time the Board of County Commissioners received public comment; and

WHEREAS, upon due consideration of the comments of the public and staff and in furtherance of the public health, safety and welfare, the Board of County Commissioners finds that it is in the best interest of the public health, safety and welfare of the citizens of Calvert County, Maryland to adopt the recommendation of the Health Officer as set forth below.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Calvert County, Maryland, having convened as the Calvert County Board of Health, that the following amendments to Chapter 15 of the Code of Public Local Laws of Calvert County, Maryland hereby approved, adopted and enacted:

1. Repealing and readopting Section 15-11(c)(5) the Code of Public Local Laws of Calvert

County, Maryland as follows:

(5) Certification of proper autoclave function shall be performed by a certified laboratory in accordance with the autoclave's manufacturers' standards, but not less than once per calendar year.

2. Appending to Section 15-22 as a new subpart (f) the following provisions:

(f) The Department may summarily suspend a operating permit for violations of the following provisions of the Code of Public Local Laws of Calvert County, Maryland not remedied or corrected during the inspection to the satisfaction of the inspector: §15-8(B)-(C); §15-10(C)-(D), (H); §15-11(A), (C)-(D); or §15-13(C)-(D).

BE IT FURTHER ORDAINED by the Board of County Commissioners that Chapter 15 of the Code of Public Local Laws of Calvert County, Maryland, as amended hereby, shall remain in full force and effect;

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that, in the event any portion of this Ordinance is found to be unconstitutional, illegal, null or void, by a court of competent jurisdiction, it is the intent of the Board of County Commissioners to sever only the invalid portion or provision, and that the remainder of the Ordinance shall be enforceable and valid, unless deletion of the invalid portion would defeat the clear purpose of the Ordinance, or unless deletion of the valid portion would produce a result inconsistent with the purpose and intent of the Board of County Commissioners in enacting this Ordinance;

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are hereby incorporated and adopted as if fully set forth; and

BE IT FURTHER ORDAINED, that, this Ordinance shall be adopted and effective upon recordation.

DONE, this _____ day of _____, 2018, by the Board of County Commissioners of Calvert County, Maryland sitting in regular session as the Calvert County Board of Health.

ATTEST:

**BOARD OF COUNTY COMMISSIONERS
OF CALVERT COUNTY, MARYLAND**

Maureen Frederick, Clerk

Evan K. Slaughenhaupt Jr., President

Tom Hejl, Vice President

Approved for legal sufficiency by:

Mike Hart

John B. Norris, County Attorney

Pat Nutter

Steven R. Weems