

§ 26-810. Requirements for body art establishment premises.

- (a) All walls, floors, and procedure and seating surfaces of a body art establishment shall be of such construction as to be easily cleaned and sanitized after each client. Walls, floors, and procedure and seating surfaces shall be smooth, non-absorbent, free of open holes or cracks, light-colored, washable, and in good repair. Walls, floors, procedure and seating surfaces and ceilings shall be maintained in a clean condition. Procedure and seating surfaces shall be sanitized after each client.
- (b) Effective measures shall be taken by the body art operator to protect the entrance into the establishment to prevent the breeding or presence on the premises of insects, rodents, and other pests. Insects, rodents, and other pests shall not be present in any part of the establishment. Insects, rodents, and other pests shall be controlled to minimize their presence:
 - (1) Within the physical facility and its contents; and
 - (2) On the contiguous land or property under the control of the permittee.
- (c) The presence of insects, rodents, and other pests shall be controlled by:
 - (1) Routinely inspecting incoming shipments of supplies;
 - (2) Routinely inspecting the premises for evidence of pests; using methods, if pests are found, such as trapping devices or other means of pest control; and eliminating harborage conditions.
- (d) Dead or trapped birds, insects, rodents, and other pests shall be removed from control devices and the premises at a frequency that prevents their accumulation, decomposition, or the attraction of pests.
- (e) Maintenance tools such as brooms, mops, vacuum cleaners, and similar items shall be:
 - (1) Stored so they do not contaminate equipment, utensils, linens, and single-use articles; and
 - (2) Stored in an orderly manner that facilitates cleaning of the area used for storing the maintenance tools.
- (f) The premises shall be free of litter and items that are unnecessary to the operation or maintenance of the establishment such as equipment that is nonfunctional or no longer used.
- (g) No animals of any kind shall be allowed in a body art establishment except:
 - (1) Animals trained and actively used to assist persons with physical disabilities;
 - (2) Governmental agency police dogs accompanying police officers;
 - (3) Sentry dogs running loose in outside fenced areas; and

- (4) Fish in aquariums in waiting rooms and nonprocedural areas.
- (h) There shall be a minimum of 75 square feet of floor space for each operator in the establishment, and body art stations shall be separated by dividers, curtains or partitions. Each establishment shall have an area which may be screened from public view for clients requesting privacy.
- (i) The establishment shall be well-ventilated and equipped with an artificial light source equivalent to at least 20 footcandles, measured three feet off the floor, for cleaning. At least 100 footcandles shall be provided at the level where the body art procedure is being performed, and where instruments and sharps are assembled.
- (j) All body art establishments shall be completely separated by solid partitions or by walls extending from floor to ceiling from hair salons, retail sale establishments, or any other such activity which may cause potential contamination of work surfaces.
- (k) Outer openings of a body art establishment shall be protected against the entry of insects and rodents by:
 - (1) Filling or closing holes and other gaps along floors, walls and ceilings;
 - (2) Closed, tight-fitting windows; and
 - (3) Solid self-closing, tight-fitting doors, except that doors designed for emergency exit only and which activate a security alarm when opened need not be self-closing.
- (l) If a body art establishment opens into a larger structure, such as a mall, airport, or office building, or into an attached structure, such as a porch, and the outer openings from the larger or attached structure are protected against the entry of insects and rodents as per subsection (k) of this section, this shall be deemed to comply with subsection (k) of this section.
- (m) If the windows or doors of a body art establishment, or of a larger structure within which a body art establishment is located, are kept open for ventilation or other purposes, the openings shall be deemed to comply with subsection (k) of this section if they are protected against the entry of insects and rodents by:
 - (1) Sixteen mesh to 25.4 millimeters (16 mesh to one inch) screens; or
 - (2) Properly designed and installed air curtains or other effective means.
- (n) The perimeter walls and roof of a body art establishment shall effectively protect the establishment from the weather and the entry of insects, rodents, and other animals.
- (o) A separate hand sink with available hot and cold running water under pressure, supplied with liquid antimicrobial soap and disposable paper towels, shall be readily accessible within the body art establishment for each operator. In addition, there shall be at least one lavatory, excluding any service sinks, and one toilet in a body art establishment.

- (p) At least one covered waste receptacle and one sharps receptacle shall be provided in each operator area and one covered waste receptacle shall be provided in each toilet room. Receptacles in the operator area shall be emptied daily and solid waste shall be removed from the premises at least twice weekly. All refuse containers shall be lidded and kept clean and all bio-hazard items shall be appropriately marked.
- (q) All instruments and supplies shall be stored in clean, dry, and covered containers.
- (r) If reusable cloth items are used, they shall be mechanically washed after each client. Soiled cloth items shall be kept in clean, non-absorbent receptacles or clean, washable laundry bags and stored and transported to prevent contamination of clean equipment, clean instruments, and single-use articles. Reusable cloth items shall be mechanically washed with detergent and dried. Clean cloth items shall be stored in a dry, clean environment until used.

(2001 Code, sec. 26-810; Ordinance 11-2012, sec. 1, adopted 3/6/12)