



# Wylie City Council

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## AGENDA REPORT

Department: Planning  
Prepared By: Jasen Haskins

Account Code: \_\_\_\_\_

### Subject

Hold a Public Hearing to consider, and act upon, amending Zoning Ordinance (2006-04) Article 5, Sections 5.2.E.9 and 5.2.F.19 Listed Uses, as they relate to the Massage Establishments (ZC 2021-07).

### Recommendation

Motion to approve amending Zoning Ordinance (2006-04) Article 5, Sections 5.2.E.9 and 5.2.F.19 Listed Uses, as they relate to the Massage Establishments (ZC 2021-07).

### Discussion

The Planning and Zoning Commission and staff held a work session to discuss recommended changes to the Zoning Ordinance related to massage establishments.

After a presentation from staff and discussion, the Commission directed staff to draft a Zoning Ordinance amendment. Those amendments are summarized below. The full text amendments are attached.

The recommended changes for massage establishments moves the use category from a sexually oriented business to a personal service use. The definition is more in line with the State, which defines a massage establishment as a health care service. By definition a massage establishment can only be staffed by state licensed masseuse. This use includes sports therapy massage and day-spas, as long as the appropriate state licenses are held.

Any establishment that offers massage by a non-licensed masseuse would not be allowed.

The change eases restrictions on the legitimate massage establishment uses, i.e. staffed exclusively by those who have a state license and are allowed to advertise as massage therapy, while eliminating potential for non-licensed facilities.

#### **P&Z Commission Discussion**

After some discussion and clarification that unlicensed massage is not an allowed use, the Commission voted 6-0 to recommend approval.