

ORDINANCE NO. 2024 - 20

AN ORDINANCE AMENDING CHAPTER 735 ENTITLED "FORTUNETELLING" OF THE PARMA HEIGHTS CODIFIED ORDINANCES

WHEREAS, the Director of Public Service and Chief Building Official are recommending that Chapter 735 of the Parma Heights Codified Ordinances be amended; and

WHEREAS, this Council desires to adopt the recommendation of the Administration.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Chapter 735 of the Codified Ordinances is hereby amended and shall henceforth read as shown by edits set forth in Exhibit "A", which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: March 25, 2024 Thomas Rounds
PRESIDENT OF COUNCIL

ATTEST: Barbara Allen March 25, 2024
CLERK OF COUNCIL APPROVED

FILED WITH THE MAYOR: March 25, 2024 Marie Gallo
MAYOR MARIE GALLO

EXHIBIT A

CHAPTER 735 Fortunetelling

735.01 Definition.

735.02 License required.

735.03 Application.

735.99 Penalty.

735.01 DEFINITION.

As used in this chapter "fortunetelling" means to engage in astrology, fortunetelling, clairvoyancy, palmistry or phrenology.

(Ord. 1970-21. Passed 2-9-70.)

735.02 LICENSE REQUIRED.

(a) No person shall practice fortunetelling in the City without first obtaining a license from the Director of Public Service Mayor as provided in this chapter. The fee for each such license shall be ~~fifty twenty-five~~ dollars (~~\$50.00 \$25.00~~) per year and such license shall expire on December ~~31st 15~~ of each year. The fee of ~~fifty twenty-five~~ dollars (~~\$50.00 \$25.00~~) shall accompany the application made to the Director of Public Service Mayor. The license may be revoked at any time by the Director of Public Service Mayor for cause after hearing held before him or her. A conviction of the licensee in a criminal action by a court of competent jurisdiction shall be a sufficient cause for revocation of his or her license.

(b) An appeal from the denial or revocation of a license by the Director of Public Service Mayor may be made to the Board of Zoning Appeals in accordance with the provisions of Chapter 1139 of the Zoning Code.

(Ord. 1998-16. Passed 7-13-98.)

735.03 APPLICATION.

Any person desiring to engage in the practice of fortunetelling shall first apply in writing to the Director of Public Service Mayor giving particulars as to:

(a) The location, including space, number of rooms to be used and applicable zoning regulations. Such location must be within an area zoned under Table 1185.02 Permitted Uses as a Class C District;

(b) Whether the practice is to be conducted apart from or in connection with any other calling or business;

(c) Whether any printed matter of any kind is to be sold or distributed in connection with the practice of fortunetelling;

(d) The previous location of the applicant for the past five years;

(e) How long the applicant has previously been engaged in the practice of fortunetelling;

(f) How much training or experience in such practice the applicant has had;

(g) Whether the applicant is a citizen of the United States;

(h) Whether the applicant has ever been convicted of violating any law or ordinance regulating the practice of fortunetelling;

(i) Whether the applicant has been convicted of any felony; and (j) Any other necessary information required by the Director of Public Service ~~Mayor~~.

(Ord. 1970-21. Passed 2-9-70.)

735.99 PENALTY.

Whoever violates any of the provisions of this chapter is guilty of a misdemeanor of the fourth degree and shall be fined not more than two hundred fifty dollars (\$250.00) or imprisoned not more than thirty days, or both.