

MILTON TOWNSHIP BOARD

Ordinance No. 0-97-6

An Ordinance of the Township of Milton, County of DuPage, Illinois

AN ORDINANCE PROHIBITING THE OPERATION OF MASSAGE PARLORS WITHIN MILTON TOWNSHIP

PREAMBLE

The purpose of this Ordinance is to protect property values, eliminate, reduce or prevent blight, prevent or inhibit deterioration of Township neighborhoods, promote the return of residents and businesses to Township neighborhoods and decrease the incidence of crime and juvenile delinquency.

WHEREAS, the Township Board of Milton Township, DuPage County, State of Illinois, expressly finds that massage parlors tend to attract an undesirable quantity and quality of clientele, and

WHEREAS, the Township Board further finds that it would be in the best interests of the Township residents to prohibit such activities,

NOW THEREFORE, the Township Board of Milton Township, DuPage County, State of Illinois does ordain as follows:

Section 1 - Prohibited Activities. No person may engage in the business of operating a massage parlor within the corporate limits of Milton Township.

Section 2 - Definitions. As used in this Ordinance, the following terms have the following meaning:

(a) "Person" means any natural person, corporation, company, partnership, association or other entity.

(b) "Engage in the business of operating a massage parlor" means operating or working in any capacity, whether as an owner, proprietor, employee or independent contractor, at a business establishment or premises whose primary or ancillary activity consists of providing massage or related services for hire or compensation, other than one used for the regular practice of a profession or vocation licensed under the provisions of the Medical Practice Act of 1987 (225 ILCS 60/1 et seq.),

(c) "Massage or related services" means any methods of treating the superficial parts of the human body through physical contact with or without the aid of an artificial device or instrument by handling, manipulating, rubbing, stroking, kneading, tapping, rolling, pounding, or vibration for the purposes of relaxation, amusement, hygiene, or improvement of physical appearance, muscle tone, or circulation.

Section 3 - Penalty. Any person who violates any provision of this Ordinance shall upon conviction thereof be fined the sum of FIVE HUNDRED DOLLARS (\$500.00) plus costs as assessed in the discretion of the Court. Each day that such violation continues shall constitute a separate offense.

Section 4 - Severability. In the event any portion of this Ordinance is found or declared to be invalid for any reason, those portions not found or declared to be invalid shall continue in full force and effect.

Section 5 - Repealer. Any and all Ordinances or any portion or portions thereof which are in conflict or inconsistent with this Ordinance, to the extent they may be in conflict or inconsistent herewith, are hereby repealed.

Section 6 - Effective Date. The provisions of this Ordinance shall take effect immediately upon being passed by the Board, approved by the Chairman, and published according to law.

PASSED by the Township Board of the Township of Milton, DuPage County, State of Illinois this 10th day of June, 1997, on the following roll-call vote:

	Aye	Nay	Absent
Trustee Barbara Murphy	X		
Trustee Ken J. McNatt	X		
Trustee John Garrow			X
Trustee O. Chris Heidorn	X		
Chairman Henry J. Kruse, Jr.	X		

APPROVED this 10th day of June, 1997.

ATTEST: A. Arlene DeMotte
A. Arlene DeMotte, Township Clerk

Henry J. Kruse, Jr.
Henry J. Kruse, Jr., Township Supervisor
Chairman of the Milton Township Board

(SEAL)