

ORDINANCE 2009-11

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF LOWER ALLEN TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING, CHANGING, AND MODIFYING THE CODE OF THE TOWNSHIP OF LOWER ALLEN TOWNSHIP, 1997, BY EXCLUDING CHAIR MASSAGE FROM THE DEFINITIONS OF SECTION 59-3 SEXUALLY ORIENTED BUSINESSES AND FROM CHAPTER 140-2 MASSAGE, MASSAGE ESTABLISHMENT AND MASSAGE TECHNICIAN

BE IT ENACTED AND ORDAINED by the Board of Commissioners ("Board") of Lower Allen Township ("Township"), Cumberland County, Pennsylvania, and it is hereby enacted and ordained by same:

SECTION I

Section 59-3 in Chapter 59 Sexually oriented businesses shall be amended by adding the following language at the end of the definition of Massage Parlor.

Massage Parlor shall not include an establishment that provides chair massage to fully clothed persons of either sex.

SECTION II

Section 140-2 definitions in Chapter 140, Massage Establishments shall be amended by adding a sentence at the end of the definitions for MASSAGE and MASSAGE ESTABLISHMENTS and MASSAGE TECHNICIANS as follows:

Massage shall not include "chair massage" performed on fully clothed persons of either sex.

SECTION III

The provisions of this Ordinance are severable, and if any of its provisions shall be held to be unconstitutional, illegal, or invalid, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as a legislative intent that this Ordinance would have been adopted had such unconstitutional, illegal or invalid provision not been included herein.

SECTION IV

This ordinance shall take effect immediately.

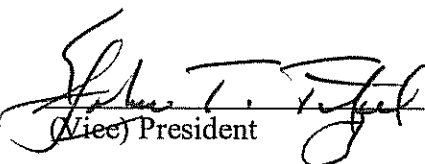
ENACTED AND ORDAINED this 29th day of June, 2009.

ATTEST:
(Corporate Seal)

BOARD OF COMMISSIONERS
LOWER ALLEN TOWNSHIP



(Assistant) Secretary



(Vice) President