

**AGENDA**  
**SPECIAL PLANNING, BUILDING AND ZONING COMMITTEE**  
**Village of Hoffman Estates**  
**November 17, 2008**

**7:45 P.M. - Board Room**

**Members: Gary Pilafas, Chairperson**  
**Karen Mills, Vice Chairperson**  
**Ray Kincaid**

**I. Roll Call**

**NEW BUSINESS**

1. Request approval of an ordinance repealing Village Code requirements regarding licensing of massage establishments.

**II. Adjournment**

# **COMMITTEE AGENDA ITEM**

## **VILLAGE OF HOFFMAN ESTATES**

**SUBJECT:** Repeal of Village Code Requirements Regarding  
Licensing of Massage Establishments

**MEETING DATE:** November 17, 2008

**COMMITTEE:** Special Planning, Building & Zoning

**FROM:** James H. Norris, Village Manager  
Arthur Janura, Corporation Counsel  
Dominick DiMaggio, Assistant Corporation Counsel

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**PURPOSE:** Request repeal of licensing of Village code requirements  
regarding licensing of massage establishments.

**BACKGROUND:** For many years, the Village of Hoffman Estates has had  
an ordinance requiring the licensing of massage  
establishments and message therapists.

**DISCUSSION:** The State of Illinois passed a law which supersedes home  
rule authority which makes the licensing of massage  
establishments and massage therapists a state function,  
thereby requiring the Village to repeal code requirements  
for licensing of massage establishments.

**RECOMMENDATION:** Approval of attached ordinance repealing Section 8-8-26,  
Massage Establishments and amending Section 8-2-1,  
Fees, of the Hoffman Estates Municipal Code.

VILLAGE OF HOFFMAN ESTATES

AN ORDINANCE REPEALING  
SECTION 8-8-26, MASSAGE ESTABLISHMENTS, AND  
AMENDING SECTION 8-2-1, FEES,  
OF THE HOFFMAN ESTATES MUNICIPAL CODE

WHEREAS, the Village of Hoffman Estates, a municipal corporation, is a home rule unit of government by virtue of the 1970 Constitution of the State of Illinois; and

WHEREAS, the Village, as a home-rule unit, may exercise any power and perform any function pertaining to its government and affairs, including the power to regulate for the protection of the public health, safety and welfare.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Hoffman Estates, Cook and Kane Counties, Illinois, as follows:

Section 1: That Section 8-8-26, MASSAGE ESTABLISHMENTS, of the Hoffman Estates Municipal Code is hereby repealed.

Section 2: That Section 8-2-1, FEES, of the Hoffman Estates Municipal Code be and is hereby amended by deleting the following fees:

Merchants (Service)	
Massage Establishment	\$1,000.00
Certified Massage Therapist	\$ 50.00
Massage Therapist in Training	\$ 25.00

Section 3: That the Village Clerk is hereby authorized to publish this ordinance in pamphlet form.

Section 4: That this Ordinance shall be in full force and effect immediately from and after its passage and approval.

PASSED THIS \_\_\_\_\_ day of \_\_\_\_\_, 2008

VOTE	AYE	NAY	ABSENT	ABSTAIN
Trustee Karen V. Mills	_____	_____	_____	_____
Trustee Cary J. Collins	_____	_____	_____	_____
Trustee Raymond M. Kincaid	_____	_____	_____	_____
Trustee Jacquelyn Green	_____	_____	_____	_____
Trustee Anna Newell	_____	_____	_____	_____
Trustee Gary J. Pilafas	_____	_____	_____	_____
Mayor William D. McLeod	_____	_____	_____	_____

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2008

\_\_\_\_\_  
Village President

ATTEST:

\_\_\_\_\_  
Village Clerk

Published in pamphlet form this \_\_\_\_\_ day of \_\_\_\_\_, 2008.