

City of Salem

FIRST PASSAGE

In the year two thousand and twelve

An Ordinance to amend an Ordinance pertaining to Fortunetelling

Be it ordained by the City Council of the City of Salem, as follows:

Division 2. *Fortunetelling, Astrology, Etc.* of Chapter 14, Article II *Licenses* is ~~Section 14~~ amended by

1) deleting sub-section c) within Sec. 14-72 *Definitions* in its entirety and replacing it with the following new sub-sections:

"c) A store under this division shall mean a business whose revenue from sales and services are predominantly from the telling of fortunes, as defined in (a) above, or the sale of metaphysical products, as defined in (d) below, relating to such service. Any new store license issued pursuant to this division after May 1, 2012 shall be to a business whose revenues are no less than 75% from the sales, services and products defined in Sec. 14-72.

(d) Metaphysical products shall mean ritual tools or materials used in the study or practice of Witchcraft, Wicca, Pagan, New Age, Occult, or other spiritual belief. Products may include crystals, anointing oils, amulets, incense, candles, Tarot Cards, herbs, ritual attire, pentagrams, DVDs and books related to spiritual study or practice."

2) inserting the following new sentence immediately after the first sentence of sub-section b) store licenses within Sec. 14-73 *Licensing board authorized to license*:

"Only one (1) store license may be issued per business address or in the case of a multi-unit building, only one (1) store license may be issued per unit."

3) deleting the first sentence in sub-section b) of Sec. 14-74 *License requirements and qualifications* in its entirety and replacing it with the following new first sentence:

"Individual and store licenses shall be granted only to applicants who have resided or operated a business selling metaphysical products continuously in the city for at least 12 months immediately preceding the date of the application."

4) inserting the following new sentences at the end of sub-section a) (11) of Sec. 14-76 *Application for license*:

"Fair license applications must be presented to the Clerk of the Licensing Board no later than forty five days prior to the commencement of the fair. No more than 20 sub-licensee applications will be accepted per Fair."

5) inserting the following new phrase at the end of sub-section b) of Sec. 14-76
Application for license:

“along with a \$25.00 fee for each application to cover the expense of a criminal history report.”

6) deleting Sec. 14-80 *Revocation of license* in its entirety and replacing it with the following new section.

“Sec. 14-80. - *Revocation of license.*

The licensing board has the authority, after a hearing on a complaint, to suspend or revoke licenses issued under this division. Any person aggrieved by such suspension or revocation may appeal to the city council within seven business days, and a hearing will be scheduled for one of the next two regularly scheduled meetings of the city council.”

Section II. This ordinance shall take effect as provided by city charter.

In City Council April 12, 2012
Adopted for first passage

ATTEST:

Advertised Salem News
4/18/2012

CHERYL A. LAPOINTE
CITY CLERK