

SCHEDULE 21

To City of Guelph By-law Number (2004) – 17551

PERSONAL SERVICE ESTABLISHMENT

The provisions of this Schedule shall apply in respect of Personal Service Establishments.

INTERPRETATION

1. In addition to the terms defined in Section 1 of this By-law, the following terms shall have the corresponding meanings for the purpose of this Schedule:
 - (i) “Aesthetician Salon” means any Premises or part thereof wherein is provided for hire or gain facials, waxing, manicures, pedicures, electrolysis or tanning;
 - (ii) “Personal Service Establishments” means any Premises in which is provided services, including, but is not limited to activities, facilities, or treatments for the improvement of a person’s physical or psychological health or appearance such as, but not limited to Tattoo Parlours, Tanning Salons, Spas, Electrolysis and Aesthetician Salon;
 - (iii) “Pedicure” means to provide treatment for the care of feet, toes, and shall include the application of nail colour;
 - (iv) “Pierce” means the use of needles or other instruments to permanently create a hole in or through the skin, for the purpose of decorating such a hole with jewellery, hoops, studs or other decorative items;
 - (v) “Spa” means the use of natural elements to enhance and manage personal health and improve personal appearance and for the purpose of this By-law “Beauty Spa and Health spa shall have the same meaning;
 - (vi) “Tanning” means to provide for use an area where ultra-violet or other light sources are used to radiate the skin in an attempt to produce changes in skin pigmentation, and also includes the application or sale of artificial bronzing or tanning lotions designed to change skin tone or colour;
 - (vii) “Tattoo” means an indelible figure fixed upon the body by the insertion of pigment under the skin;

PURPOSE [deleted by By-law (2007)-18433]

LICENCE REQUIRED

3.
 - (a) No Person shall engage in or carry on the business of operate a Personal Service Establishment without a Licence to do so issued by the City;
 - (b) Notwithstanding Section 3(a), of this Schedule and Section 3(a) of Schedule 16, where a Hair Salon and a Personal Service Establishment occupy the same Premises and are operated as one business, only one Licence is required for the Business; the Business occupying the majority of the Premises but the conditions set out in Schedules 16 and 21 shall be conditions to the Licence and the Licensee shall ensure that all such conditions are complied with;
 - (c) Except as set out in Section 3 (b) of this Schedule, if a Personal Service Establishment sells items or provides services not related to the Personal Service Establishment as defined, they must also obtain a Licence in relation to such items or services as may be required by the By-law and comply with Licence conditions set out in the applicable schedules.

CONDITIONS [Title amended by By-law (2007)-18433]

4. Every Licensee of a Personal Enhancement Establishment shall ensure that:
 - (a) Regulatory Signs are posted at the main entrance to the Premises and in every location where a service is provided or performed, which are clearly visible to persons entering the establishment, indicating all services provided and their cost;
 - (b) no person shall provide services while impaired by alcohol or drugs.