



Las Vegas

Agenda Item No.: 21.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 6, 2010

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a new Massage Establishment License, Steven Kozmary MD PC, dba Kozmary Center for Pain Management, 2851 K Camino Avenue, Suite 200, Steven Kozmary, Pres, Secy, Treas, 100% - Ward 1 [Tarkanian] [NOTE: This is an ancillary license to an existing chiropractic business - Kozmary Center for Pain Management]

Fiscal Impact

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☐

No Impact

Budget Funds Available

☐ **Augmentation Required**

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Approval of a new Massage Establishment License.

RECOMMENDATION:

Recommend approval with the following conditions:

1. Area dedicated for massage does not exceed 150 sq feet.
2. No exterior signage advertising massage.
3. Hours of operation cannot exceed the hours of operation of the primary business.
4. Massage therapists have valid State Massage licenses and City Business Licenses.

BACKUP DOCUMENTATION:

None

Motion made by LOIS TARKANIAN to Approve Items 21 and 22

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

RICKI Y. BARLOW, LOIS TARKANIAN, STEVE WOLFSON, OSCAR B. GOODMAN, GARY REESE, STEVEN D. ROSS, STAVROS S. ANTHONY; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

COUNCILWOMAN TARKANIAN pointed out that Items 21 and 22 are not applications for massage establishments, as massage is ancillary to the chiropractic business.

CAROL MEYER, Finance and Business Service, explained that a change in State law established the Massage Therapist Board, which requires that chiropractors offering massage in

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their facilities be licensed correctly with the State and the City. For the ancillary massage establishments, there are planning and zoning rules that limit them to 150 square feet, no exterior signage and that hours of the massage establishment match the hours of the chiropractor's office. The people applying for these licenses already work at these establishments and are becoming appropriately licensed because of the change in State law.

COUNCILMAN BARLOW asked if chiropractors could advertise massages as part of the ancillary use. MS. MEYER replied that they cannot have exterior signage advertising massage without a special use permit for a massage establishment, but they are not precluded from advertising in mailers.

See Item 10 for related discussion.

