



Township Council
1 Municipal Plaza
Bloomfield, NJ 07003

Louise M. Palagano
Municipal Clerk

<http://www.bloomfieldtwpnj.com>

Meeting: 05/20/24 07:00 PM

2024 ORDINANCE AMENDMENT

AN ORDINANCE TO REPEAL CHAPTER 315, LAND DEVELOPMENT AND ZONING, SECTION 315-37(D)(3), "CERTAIN PERMITTED AND PROHIBITED USES." WITHIN THE CODE OF THE TOWNSHIP OF BLOOMFIELD

WHEREAS, Section 315-37 (D)(3) within the Code of the Township of Bloomfield specifically prohibits the following uses within the Township: "Tattoo parlors and establishments of any nature whatsoever which utilize needles for the purpose of making indelible markings upon the body by the insertion of pigment under the skin or by production of scars"; and

WHEREAS, Chapter 514 of the Code of the Township of Bloomfield sets forth the requirements for conducting any business where tattooing is performed within the Township, including the specific licensure, medical certification and certificate of sanitation required to operate a tattooing shop; and

WHEREAS, the Mayor and Council wish to resolve that apparent inconsistency and to recognize tattoo parlors as legitimate business enterprises appropriate for operation in two commercial zones within the Township of Bloomfield, namely the CBD Central Business District and the B-2 Neighborhood Business District; and

WHEREAS, amendments to multiple provisions of Chapter 315 are necessary to effectuate changing tattoo parlors from a use prohibited throughout the Township to one permitted in two specific commercial zones. Now, therefore

BE IT ORDAINED, by the Mayor and Council of the Township of Bloomfield, Essex County, New Jersey, that Chapter 315, Land Development, Section 315-6, entitled "Definitions," within the Code of the Township of Bloomfield, and specifically the definition of "Personal Services," is hereby amended as follows:

Establishments primarily engaged in providing services involving the care of a person or a person's personal goods or apparel. Examples include laundromats, dry cleaners, beauty salons, barbershops, shoe repair, tailors, spas, tattoo parlors and health clubs. Massage parlors shall not be considered a personal service;

AND BE IT FURTHER ORDAINED, by the Mayor and Council of the Township of Bloomfield, Essex County, New Jersey, that Chapter 315, Land Development, Section 315-6, entitled "Definitions," within the Code of the Township of Bloomfield, and specifically the definition of "Retail Sales and Services," is hereby amended as follows:

Establishments engaged in selling goods, merchandise or services to the general public for personal use or household consumption, but not including adult uses, junk or scrap yards, petroleum and propane bulk stations, gasoline service stations, automobile repair or body shops, offices, car washes or the sale of new or used automobiles, automotive parts and lumber and other building materials. This definition does not include tattoo parlors or massage parlors; and

AND BE IT FURTHER ORDAINED, by the Mayor and Council of the Township of Bloomfield, Essex County, New Jersey, that Chapter 315, Land Development, Section 315-37, within the Code of the Township of Bloomfield, entitled "Certain Permitted and Prohibited Uses," is amended as follows:

* * *

D. Temporary offices. Trailers or mobile structures used as temporary offices, workshops or for the storage of equipment and materials in connection with permitted construction of new buildings or structures may be temporarily permitted on the same site during the actual period of construction. Community residences for persons with

developmental disabilities, community shelters for victims of domestic violence, community residences for persons with terminal illnesses, community residences for persons with head injuries, and adult family care homes for persons who are elderly and adults with physical disabilities shall be a permitted use in all residential districts of the Township, and the requirements therefor shall be the same as for single-family dwelling units located within such districts.

[Added at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

F. ___Tattoo Parlors and similar establishments which utilize needles for the purpose of making indelible markings upon the body by the insertion of pigment under the skin or by production of scars are permitted, but only in the CBD Central Business District and the B-2, Neighborhood Business District, and subject to compliance with all other existing local and state laws and ordinances.

G. ___To alleviate the possibility that certain uses may be deemed permitted under the rubric of a specified group of permitted uses, the following uses are specifically prohibited:

* * *

(43) Fortune-telling, or any service designed to foretell, reveal, disclose or divine or attempt to foretell, reveal, disclose or divine any event, past, present or future, by means of the possession or alleged possession of any occult or mysterious power, whether the same be manifested through medium, cards, hypnotism, clairvoyance, fortune-telling, palmistry, phrenology or other mode or fashion;

(54) The sale or display of paraphernalia relating to controlled dangerous substances, as defined by N.J.S.A. 2C:35-2 et seq.;

- (65) Adult uses offering live entertainment;
- (76) The sale of firearms and ammunition;
- (87) Methadone clinics; and
- (98) Private animal shelters.

AND BE IT FURTHER ORDAINED, by the Mayor and Council of the Township of Bloomfield, Essex County, New Jersey, that Chapter 315, Land Development, Section 315-38(E), within the Code of the Township of Bloomfield, entitled “B-2 Neighborhood Business,” is hereby amended as follows:

E. B-2 Neighborhood Business. It is the intent to establish areas where certain types of business uses are permitted to serve the neighborhood in which they are located. More than one permitted principal building and/or use may occupy a lot.

- (1) Permitted uses.

* * *

(e) Personal services establishments on the ground floor only, including tattoo parlors but excluding massage parlors, provided that not more than one establishment of the same type shall be permitted in the same block from side street to side street.

AND BE IT FURTHER ORDAINED, by the Mayor and Council of the Township of Bloomfield, Essex County, New Jersey, that Chapter 315, Land Development, Section 315-38(F), within the Code of the Township of Bloomfield, entitled “CBD Central Business District,” is hereby amended as follows:

F. CBD Central Business District. It is the intent to establish an area within which a wide diversity of services may be provided, consistent with the standards established herein.

- (1) Permitted uses.

* * *

(e) Personal service establishments on the ground floor only, including tattoo parlors but excluding massage parlors, provided that not more than one establishment of the same type shall be permitted in the same block from side street to side street.

AND BE IT FURTHER ORDAINED, by the Mayor and Council of the Township of Bloomfield, Essex County, New Jersey, that Chapter 315, Land Development, Section 315-38(J), within the Code of the Township of Bloomfield, entitled "CC Community Commercial Zone," is hereby amended as follows:

J. CC Community Commercial Zone. The intent of this district is to accommodate large-scale shopping facilities that contain a supermarket or other anchor store, and smaller commercial uses. More than one principal building and/or use may be permitted on a lot.

(1) Permitted uses.

(a) Shopping centers with no more than 200,000 square feet of gross leasable floor area and with no single establishment larger than 125,000 square feet of gross leasable floor area, which may include only the following uses:

* * *

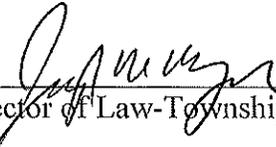
[5] Personal services establishments, but excluding tattoo parlors and massage parlors.

Section 1. All ordinances inconsistent herewith are hereby repealed.

Section 2. This ordinance shall take effect ten (10) days after the first publication thereof, after final adoption.

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Approved as to form and procedure on basis of facts set forth.

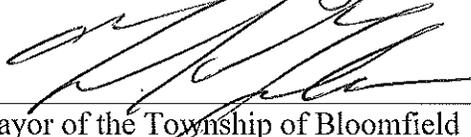


 Director of Law-Township Attorney

I hereby certify that the above ordinance was duly adopted by the Mayor and Council of the Township of Bloomfield at a meeting of said Township Council held on May 20, 2024.



 Municipal Clerk of the Township of Bloomfield



 Mayor of the Township of Bloomfield

✓ Vote Record - Ordinance						
			Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Adopt						
<input type="checkbox"/> Deny						
<input type="checkbox"/> Withdrawn						
<input type="checkbox"/> Table	Jenny Mundell		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Not Discussed	Nicholas Joanow		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> First Reading	Sarah Cruz		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Table with no Vote	Wartyna Davis		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Approve	Monica Charris Tabares		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Veto by Mayor	Richard Rockwell		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Discussion	Ted Gamble Venezia		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Defeated						
<input type="checkbox"/> Discussion No Vote						

✓ Vote Record - Ordinance						
			Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Adopt						
<input type="checkbox"/> Deny						
<input type="checkbox"/> Withdrawn						
<input type="checkbox"/> Table	Jenny Mundell		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Not Discussed	Nicholas Joanow		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> First Reading	Sarah Cruz		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Table with no Vote	Wartyna Davis		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Approve	Monica Charris Tabares		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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<input type="checkbox"/> Defeated						
<input type="checkbox"/> Discussion No Vote						