

**BEFORE THE
FRANKLIN COUNTY DISTRICT BOARD OF HEALTH
COLUMBUS, OHIO**

In the matter of:

Denial of approval of Body Art Businesses for failing to submit a 2024 renewal application and non-payment of 2024 fees and penalties.

FINDINGS AND ORDERS

WHEREAS, Ohio Revised Code Section 3730.02(A) states: "No person shall do any of the following: (A) Operate a business that offers tattooing or body piercing services unless a board of health has approved the business under Section 3730.03 of the Revised Code";

WHEREAS, the Board of Health may issue an approval only after receiving a completed application, including the payment of any fee or penalty. If the applicant is subject to a penalty for not filing a complete renewal application on or before January 2, 2024, of the applicable year, the Board of Health shall not renew the approval until the applicant pays the penalty;

WHEREAS, the following body art establishments have not, after numerous communications and notice from representatives of Franklin County Public Health, provided a notice of hearing and application, including fees and penalties:

- **The Browtique**, 543 South Drexel Avenue, Bexley, OH 43209 (2023 Approval #SCAN-AP8G84) Owner: Destiny Ward
- **Polished Nails and Skin LLC**, 1378 North Hamilton Road Unit #92, Gahanna, OH 43230 (2023 Approval #JPHS-CSDNBW) Owner: Tiffany J. Gammon

WHEREAS, operational applications were mailed to the above-listed body art establishment and/or owner's address on December 1, 2023 with the application and payment deadline (postmarked) of January 2, 2024;

WHEREAS, the above-listed body art establishments were provided notice of hearing by hand-delivery, of their failure to make application and payment for a 2024 approval;

WHEREAS, the Board of Health heard sworn testimony from Sarah Jensen, Assistant Health Commissioner/Environmental Health Director and Charlie Broschart, Environmental Health Division Manager; and

WHEREAS, the owners/operators, nor their attorney were present.

THE BOARD OF HEALTH HEREBY ORDERS: that the body art operation approval shall not be issued or renewed until the application is completed and submitted, and fees and penalties due are paid for the following establishments:

- **The Browtique**, 543 South Drexel Avenue, Bexley, OH 43209 (2023 Approval #SCAN-AP8G84) Owner: Destiny Ward
- **Polished Nails and Skin LLC**, 1378 North Hamilton Road Unit #92, Gahanna, OH 43230 (2023 Approval #JPHS-CSDNBW) Owner: Tiffany J. Gammon

WHEREFORE, the establishments are operating without approval. The Board of Health instructs the Health Commissioner to post, in a prominent place, these Findings and Orders at the above-listed body art establishment with the following page being visible and reading:

“Closed: Unapproved Body Art Operation”

Pursuant to Ohio Revised Code Section 3730.99, the Franklin County Board of Health has requested that the prosecutor or city law director commence an action requesting the issuance of a citation of a misdemeanor of the fourth degree.

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This order may be appealed pursuant to Ohio Revised Code Chapter 2506, 3730 or other applicable statute by filing a notice of appeal within thirty (30) days, with the Franklin County Board of Health and the Franklin County Court of Common Pleas. In addition, the Franklin County Municipal Court, Environmental Division, may have jurisdiction for such an appeal, pursuant to Ohio Revised Code section 1901.181. This notification does not in any way preclude the Franklin County Board of Health from arguing any jurisdictional matters.

IT IS SO ORDERED.

**Franklin County District Board of Health
Board Members**
