



City of Arts & Innovation

Public Safety Committee Memorandum

TO: PUBLIC SAFETY COMMITTEE **DATE: JUNE 21, 2017**
FROM: RIVERSIDE POLICE DEPARTMENT **WARD: 6**
**SUBJECT: APPEAL OF REVOCATION OF MASSAGE ESTABLISHMENT PERMIT – AA
BODY MASSAGE**

ISSUE:

Deny or grant the appeal by Mr. Fei Yang from the revocation of the massage establishment permit for AA Body Massage (4080 Tyler St., #A).

RECOMMENDATION:

That the Public Safety Committee deny the appeal and affirm the revocation of the massage establishment permit.

LEGISLATIVE HISTORY:

Riverside Municipal Code § 5.52.080(C) and (D) - Prohibited conduct – states:

C. No owner, massage technician or other employee of a massage establishment, or any other person shall:

- (1) Expose the genitals, anus, or areola of any person before, during, or after a massage.
- (2) Touch or expose or cause to be touched, or exposed the genitals, anus, or areola of any person before, during, or after a massage.
- (3) Permit a patron to touch, expose, or view the genitals, anus, or areola of any person before, during, or after a massage.
- (4) Be employed while under the age of eighteen (18) years of age.
- (5) Provide a massage on a suspended certificate or permit.
- (6) Engage in sexually suggestive advertising furthering the business.
- (7) Engage in any form of sexual activity on the Property.

D. No massage establishment shall be used for residential or sleeping purposes.

BACKGROUND:

The Police Department's Vice Unit ascertained uncontroverted evidence that prohibited conduct occurred at AA Body Massage located at 4080 Tyler Street, #A. The Vice Unit visited the business on March 16, 2017, and again on March 31, 2017. During these visits, they confirmed

that prohibited conduct was occurring at this business in violation of Riverside Municipal Code § 5.52.080 (C)(2), Prohibited Conduct. Based on the evidence gathered during this investigation, the massage establishment permit for AA Body Massage was revoked. A Massage Establishment Permit Revocation letter, dated April 26, 2017, was sent to Mr. Fei Yang via certified mail.

DISCUSSION:

On April 28, 2017, Mr. Fei Yang submitted the attached letter to the City Clerk appealing the revocation. Thereafter, a hearing on the appeal from the revocation of the massage establishment permit for AA Body Massage was set to be heard by the Public Safety Committee on June 21, 2017. Notice of said Hearing was provided to appellant by the City Clerk.

FISCAL IMPACT:

There is no fiscal impact to the City of Riverside.

Prepared by: Sergio G. Diaz, Chief of Police
Certified as to
Availability of funds: Scott G. Miller, PhD, Chief Financial Officer/City Treasurer
Approved by: Alex Nguyen, Assistant City Manager
Approved as to form: Gary G. Geuss, City Attorney

Attachment: Appeal Letter