



City of Arts & Innovation

Public Safety Committee Memorandum

TO: PUBLIC SAFETY COMMITTEE **DATE: JANUARY 17, 2018**
FROM: RIVERSIDE POLICE DEPARTMENT **WARD: 6**
**SUBJECT: APPEAL OF REVOCATION OF MASSAGE ESTABLISHMENT PERMIT – IVY
MASSAGE SPA**

ISSUE:

Deny or grant the appeal by Ms. Xiaojing Li, the owner of Ivy Massage Spa located at 10220 Hole Ave #8, of the police department's revocation of the massage establishment permit for the business.

RECOMMENDATION:

The Public Safety Committee deny the appeal and affirm the revocation of the massage establishment permit by the Riverside Police Department.

LEGISLATIVE HISTORY:

Riverside Municipal Code § 5.52.080(C) – Prohibited Conduct – states:

- (2). No owner, massage technician or other employee of a massage establishment, or any other person shall: Touch or expose or cause to be touched, or exposed the genitals, anus, or areola of any person before, during, or after a massage.

DISCUSSION:

The City of Riverside Police Department's Vice Unit ascertained uncontroverted evidence that prohibited conduct occurred at Ivy Massage Spa located at 10220 Hole Ave #8.

On August 2, 2017, the Vice Unit visited the business and confirmed that prohibited conduct was occurring at this business in violation of Riverside Municipal Code Section 5.52.080 (C)(2), Prohibited Conduct. Based on the evidence gathered during this investigation, the Massage Establishment Permit for Ivy Massage Spa was revoked. A Massage Establishment Permit Revocation letter, dated November 8, 2017, was sent to Ms. Xiaojing Li via certified mail.

Ms. Xiaojing Li attended a pre-imposition hearing with Deputy Chief Jeffrey Greer on November

30, 2017. On December 1, 2017, Ms. Xiaojing Li was sent a letter via certified mail stating no new evidence was presented during that hearing that would refute the allegation of the prohibited conduct and the revocation was upheld.

On December 7, 2017, Ms. Xiaojing Li submitted the attached letter of appeal through the City Clerk's Office. The letter was accepted by the City Clerk's Office and the appeal for the revocation of the massage establishment permit of Ivy Massage Spa was scheduled to the City Council Public Safety Committee for January 17, 2018.

FISCAL IMPACT:

There is no fiscal impact.

Prepared by: Sergio G. Diaz, Chief of Police
Certified as to
Availability of funds: Adam Raymond, Chief Financial Officer/City Treasurer
Approved by: Alexander T. Nguyen, Assistant City Manager
Approved as to form: Gary G. Geuss, City Attorney

Attachment: Appeal Letter