



**City of La Mirada**  
**Community Development Department**  
**13700 La Mirada Boulevard**  
**La Mirada, CA 90638**  
**(562) 943-0131**

F o r S t a f f U s e		
Filing Date		
Received by		

**MESSAGE ESTABLISHMENT OPERATION DECLARATION**

BUSINESS OWNER NAME
BUSINESS NAME
BUSINESS ADDRESS

I, as owner and operator of the above referenced business, have received, read and understand the operational requirements for massage establishments listed below.

Furthermore, I agree to operate my business in accordance with all the requirements and limitations listed below.

Business Owner: \_\_\_\_\_ Date \_\_\_\_\_  
Signature  
  
\_\_\_\_\_  
Print Full Name

**Conditions of Massage Establishment Permit**

Every massage establishment shall display at all times during business hours the original permit issued. The permit shall be displayed in a conspicuous place so that it may be readily seen by all persons entering the massage establishment. The massage establishment shall not operate under any other name than the name set forth in the massage permit application.

If an individual's California Massage Therapy Council (CAMTC) certification is suspended or revoked or if the individual is not CAMTC certified, the massage establishment may not allow that person to provide massage services, including outcall massage services, at or through the massage establishment business.

The massage establishment must notify the City immediately upon the establishment's receipt of notice of any disciplinary action taken by the CAMTC regarding any of the establishment's massage therapists or practitioners and submit a copy of any notice or order to the City.

Any act or omission of anyone providing a massage or performing any other service at the establishment's location, whether as an employee or an independent contractor, which constitutes a violation or grounds for revocation of a massage establishment permit, shall also be deemed to be an act or omission of the permittee, the massage establishment and/or all of its owner(s).

Every massage establishment must be operated at all times in compliance with all federal, state and local laws.

All portions of the permitted massage establishment floor area designated for the provision of actual massage services may be utilized for the provision of massage only by certified massage therapists and practitioners listed in the required register. No portion of any permitted massage establishment floor area may be utilized by or for conducting any other massage business unless a separate massage establishment permit is first obtained permitting such business.

A copy of all massage therapists' and practitioners' certificates, and photographs taken within the previous year, for massage therapists and practitioners employed by or providing services to the massage establishment, shall be conspicuously displayed in a location visible to customers upon entry to the business.

Only services listed in the List of Services may be provided. In the event that the List of Services or any part of the list posted is in other than the English language, the permittee shall, at the permittee's cost and expense, have copies available at the massage establishment that provide an accurate English language translation thereof. Such English translation shall be attested to being a full, true and correct translation thereof under penalty of perjury of the laws of the State of California. No permittee or anyone acting on behalf of a permittee shall advertise any services of the massage establishment that are not expressly included in the current List of Services.

If the massage establishment has a glass window or door at the entrance to such establishment, and that window or door does not permit viewing the entrance to a room where massage is provided, then that glass shall remain clear and shall not be painted over, darkened or blocked by any cloth or obstruction, so that the front area where patrons are greeted is visible from outside of the establishment.

Exterior doors must be unlocked during business hours, unless the massage establishment is owned by one individual with one or no employees or independent contractors.

No massage establishment and no registered massage therapist or practitioner may provide massage service between the hours of 9:00 p.m. and 7:00 a.m. Clients and visitors shall be excluded from a massage establishment during the foregoing hours.

### **Health and Safety Requirements**

Comply with all applicable building, fire, safety, health, electrical, plumbing, mechanical, heating and ventilating, and sanitation codes and other laws applicable to the premises.

Provide for the regular removal of garbage and refuse, and the safe storage or removal of flammable materials.

Maintain all equipment used to perform massage services in a safe and sanitary condition, including the regular application of cleansers and bacterial cleaning agents.

Launder all materials furnished for the personal use of the client, such as towels and linens, before each use. The massage establishment must provide clean and sanitary towels, sheets and linens; no common use or reuse of these items is allowed.

Maintain all bathroom and plumbing fixtures in a sanitary condition, provide hot and cold running water, and comply with sanitation requirements of the county health department.

Provide a wash basin for therapists and employees, located within or as close as practicable to the area devoted to the massage therapy services. Each wash basin shall be equipped with hot and cold running water, soap in a dispenser and sanitary towels.

Provide either a separate room or dressing and locker facilities for each client. However, dressing and undressing may occur in the same room as massage therapy if the client is alone in the room with the door(s) closed and opaque coverings are present on any windows while undressing or dressing. The massage therapist or other clients may not be present in the same room when the client is undressing.

Maintain at least one closed cabinet or bin for clean linens and towels, and another closed cabinet or bin for soiled linens and towels.

Maintain all walls, ceilings, floors, pools, showers, bathtubs, steam and vapor rooms, and all physical facilities in good repair and in clean and sanitary condition. Walls in all rooms where water or steam baths or showers are taken shall have washable, mold-resistant surfaces; wet and dry heat rooms, steam or vapor rooms or cabinets, toilet rooms, showers and bathrooms, tanning booths, whirlpool baths and pools shall be thoroughly cleaned and disinfected at least once per business day.

Maintain all massage liquids, powders, creams, or other preparations in clean, closed, labeled containers. Powders must be kept in clean shakers or containers.

Cover all massage tables with durable, washable plastic or some other waterproof material; a clean sheet or heavy paper must be placed over any table, floor or other area where the patron will lie. Pads of more than four inches thick and more than four feet wide may not be used. Beds, mattresses and waterbeds may not be used in the administration of a massage.

In each room or cubicle where a massage is administered, have lighting whenever the area is occupied equivalent to a minimum of an incandescent 25-watt clear-glass light bulb.

For a massage establishment in which the therapist or practitioner is an employee, all massage services shall be paid for in the reception area, and all tips, if any, shall be paid in the reception area. For a massage establishment at which a therapist or practitioner is an independent contractor, all massage services and all tips, if any, may be paid in the same room where the massage occurred, provided the door to the room is fully open.

Comply with the portions of the Massage Therapy Act (Business and Professions Code § 4608) relating to the requirements that a certificate holder display his or her original certificate wherever he or she provides massage for compensation; and to have his or her identification card in his or her possession while providing massage services for compensation.

Comply with the portions of the Massage Therapy Act (Business and Professions Code § 4609(a)) relating to sexual acts, including not allowing certificate holders to engage in any form of sexual activity on the premises of a massage establishment where a massage is provided for compensation, excluding a residence; engage in sexual activity while providing massage services for compensation; provide massage of the genitals or anal region; or to provide massage of female breasts without the written consent of the person receiving the massage and a referral from a licensed California health care provider.

Comply with the portions of the Massage Therapy Act (Business and Professions Code §§ 4608, 4609, 4611) relating to advertising, including requiring certificate holders to include the name under which he or she is certified and his or her certificate number in any and all advertising of massage for compensation; not engage in sexually suggestive advertising related to massage services; not hold him- or herself out as a certified massage therapist or practitioner, or use terms such as “licensed” or “certified,” that implies that an uncertified person is certified as a massage therapist or practitioner; not falsely state or advertise or put out any sign or card, or to falsely represent to the public, that any individual is licensed, certified, or registered as a massage therapist or practitioner if that individual is not so certified.

Comply with the portions of the Massage Therapy Act (Business and Professions Code § 4609) related to dressing requirements, including dressing while engaged in the practice of massage for compensation, or while visible to clients in a massage establishment, in attire that is not: transparent, see-through, or substantially exposes the certificate holder’s undergarments; swim attire, if not providing a water-based massage modality approved by CAMTC; in a manner that exposes the certificate holder’s breasts, buttocks, or genitals; in a manner that constitutes a violation of § 314 of the Penal Code; or a manner that has been deemed by CAMTC to constitute unprofessional attire.

Not serve or permit the consumption of alcoholic beverages nor permit the consumption of any drugs, except pursuant to a valid prescription.

#### **Massage Therapist and Massage Practitioner Certification**

No person may practice massage in the City who is not a certified massage therapist or certified massage practitioner.

Every certified massage therapist and certified massage practitioner providing or offering massage in the City must work at a City-permitted massage establishment as an employee or independent contractor and obtain a City business license as an independent contractor if providing outcall massage services for compensation.

#### **Permits Nontransferable**

No person shall operate a massage establishment under the authority of a massage establishment permit at any place other than the address of the massage establishment stated in the application for the permit.

No massage establishment permit issued pursuant to this chapter shall be transferable to any other person or entity.

Any attempt to transfer a massage establishment permit is hereby declared invalid and the permit shall automatically become void as of the date of such attempted transfer.

#### **Renewal**

A massage establishment permit shall be valid for twenty-four (24) months from the date of issuance unless suspended or revoked. A holder of a massage establishment permit issued shall submit an application for renewal no later than sixty (60) calendar days prior to the expiration of the permit. The renewal application shall be submitted together with a nonrefundable renewal fee.