COUNCIL MEETING
August 11, 2009

SUPPLEMENTAL MATERIAL

Honorable Mayor and Members
of the City Council
City Hall
Torrance, California

Members of the Council:

SUBJECT: Supplemental Material to Council Item No. 16A

The Finance Department prepared a spreadsheet that shows the business hours of the massage establishments that were cited by the Police Department. A copy of the spreadsheet is attached as Attachment A. Additionally, the Police Department prepared a document that shows the total number of citations, the names of the massage establishments that were cited, and the charges that were cited at each massage establishment. A copy of this document is attached as Attachment B.

A question was asked concerning Day Spas and the possibility of exempting them from the Massage Ordinance. Staff looked at this possibility before the Massage Ordinance was brought forward to the City Council. There are two ways to define Day Spas: (1) by square footage or (2) by activity/revenue. Under the square footage definition, the area devoted to massage must be less than a certain percentage. Pasadena states that the massage area must be less than 20 percent of the gross floor area of the principal use. Of course, this leads to additional enforcement issues to determine what areas are being used for massage and what areas are being used for spa services. A massage table can be used to give a patron a massage or it can be used to provide a patron with spa services.

Under the activity/revenue definition, the massage services must be less than a certain percentage of all the activity or revenue of the business. Huntington Beach tried this approach and used less than 50 percent of the total activity of the business as its benchmark. Huntington Beach does not have any massage parlors any more. But, they do have many Day Spas. Many businesses are using the Day Spa exemption as a loophole to get around the massage regulations. If a revenue definition is used, then staff will need to audit the books of each business to make sure that the business meets the definition. Additionally, a revenue definition would be very hard for a new business to meet as they do not have any revenue to show City inspectors to show that they qualify as a Day Spa.

Staff decided not to use the Day Spa exemption due to the problems that are outlined above.

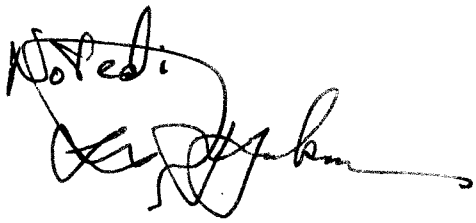
Another question was asked about gyms or fitness clubs. Gyms and fitness clubs that provide massage services would be subject to the Massage Ordinance. Additionally, staff is concerned that the issue that arose with exempting Day Spas could arise with exempting gyms and fitness clubs.

Respectfully submitted,

JOHN L. FELLOWS III
City Attorney

By: _____
Patrick Q. Sullivan
Deputy City Attorney

Attachments: A) Spreadsheet of Business Hours of massage establishments that were cited
B) Summary of citations or arrests that occurred in massage establishments



ATTACHMENT A

Business Name	Business Address	Phone#	Hrs. of Oper.	Last Appt.	
A NEW DAY SPA	19019 Hawthorne Blvd, 200E	310-370-9078	10am - 8pm	7:00	
Acupuncture & Massage Center	2112 Artesia Bl	310-769-5761	10am - 10pm	9-9:30	
Therapy Acupuncture & Mass	18020 Crenshaw Bl	310-324-2118	10am - 9 pm	9:00	new owner:
Therapy Acupuncture & Mass	25690 Crenshaw Bl	310-539-2998	10am - 10pm	9:00	new owner:
Best Skin Care Health Spa	18547 Western Ave, 17	310-715-6699	10am - 10pm	9:30	
CRENSHAW SPA	3122 - 182nd ST	310-808-0800	9am - 9pm	9:00	
EASTERN HEALTH SPA (AKI MASSAGE & SPA)	20201 ANZA AVE	310-371-7682	10am - 9 pm	9:00	
HEALTHY SPA MASSAGE	1515 CRENSHAW BLVD, 102	310-533-4008	10am - 10 pm	10:00	
JIM'S ACUPRESSURE AND MASSAGE	21605 Western Avd, D	not available	not available	not avail	
JADE HEALTH SPA	1730 SEPULVEDA BLVD #5	310-891-1911	10am - 8pm	7:00	
KING'S HEALTH CENTER	2390 CRENSHAW BLVD 'A'	310-782-7141	10am - 10pm	9:00	
NATURAL SPA	21210 HAWTHORNE BLVD	310-316-3393	9:30am - 10pm	9:00	
PALACE HEALTH CLUB	2102 REDONDO BEACH BLVD	310-323-0640	9am - 10pm	9:00	
PV MASSAGE	25404 CRENSHAW BLVD	310-530-9093	10am - 10pm	9:00	
SOUTH BAY HEALTH THERAPY	3535 TORRANCE BLVD #5	310-792-0887	9am - 10pm	9:30	
SUNNY THERAPY CENTER	2050 ARTESIA BLVD #103	310-329-9948	10am - 10pm	9:00	
TOTAL SPA	16612 CRENSHAW BLVD	310-719-8970	9:30am-9:30pm	9:00	
TORRANCE SPA	2780 Sepulveda Bl, 104	310-891-0009	9am - 10pm	9:30-10:00	depends
GREAT LIGHT ACUPUNCTURE & MASSAGE	24474 HAWTHORNE BLVD		Closed per PD		
GREAT LIGHT ACUPUNCTURE & MASSAGE	2740 SEPULVEDA BLVD		Closed per PD		
HAWTHORNE ACUPUNCTURE & MASSAGE	21188 HAWTHORNE BLVD		Closed per PD		

ATTACHMENT B

Torrance Police Department
Criminal Intelligence Section

SUMMARY

Below is a table which shows the hours and corresponding number of citations issued or arrests which occurred during each hour from January 2008 through July 2009.

Hours		All Arrests & Citations	Lewd Conduct or Prostitution Arrests
1400 – 1459		1	1
1500 – 1559		1	0
1600 – 1659		0	0
1700 – 1759		2	2
1800 – 1859		7	4
1900 – 1959		9	4
2000 – 2059		9	3
2100 – 2159		10	4
2200 – 2259		1	1
2300 – 2359		1	1
Total		41	20

Total Spa - 1516 hours
16612 Crenshaw Blvd.
One arrest for 647 (a) PC
One cite for 35.11.10 TMC

Acupuncture and Massage - 2030 hours
2112 Artesia Blvd.
Two individuals cited for 35.11.10.

Acupuncture and Massage - 2000 hours
18020 Crenshaw Blvd.
One arrest for 647 (a) PC.

Torrance Spa - 1920 hours
2780 Sepulveda Blvd.
One cited for 35.12.1 TMC.

J's Acupressure and Massage - 2040 hours
21605 Western Ave #D
One cited for 35.12.1 TMC
Owner cited for 35.11.10 TMC.

Total Spa - 1935 hours
16612 Crenshaw Blvd
One arrest for 647 (a) PC and 35.11.10 TMC

Total Spa - 2110 hours
16612 Crenshaw Blvd.
One arrest for 647 (a) PC and failing to maintain sign in ledger (TMC Violation)

Total Spa - 1430 hours
16612 Crenshaw Blvd.
One citation issued for 35.11.10 TMC and 35.11.8 (g) TMC.

Acupressure and Massage - 1955 hours
18020 Crenshaw Blvd.
One arrest for 647 (a) PC and 35.12.1 TMC
One cite issued for 35.12.1 TMC.

Great Light Acupuncture and Massage - 1900 hours
24474 Hawthorne Blvd.
One cite for 35.12.1TMC.

A New Day Spa - 2010 hours
19019 Hawthorne Blvd. #200 E
One cite for conduct of services violation.

Sunny Therapy - 2300 hours
2050 Artesia Blvd.
One arrest for 647 (a) PC,
Two TMC cites for 35.11.8 (e) and 35.11.10 (c)

Healthy Spa Massage - 2102 hours
1515 Crenshaw Blvd. # 102,
One arrest for 647(b) PC

Eastern Health Massage and Spa - 1930 hours
20201 Anza Ave,
One arrest for 647 (a) PC
One TMC cite for 35.11.10

Acupuncture and Massage Center - 1815 hours
2112 Artesia Blvd,
One arrest for 647(a) PC

Artesia Acupuncture and Massage - 2230 hrs
18020 Crenshaw Blvd.,
One arrest for 647(a) PC,
One cite issued for 35.12.1 TMC

Jade Health Spa - 1800 hours
1730 Sepulveda Blvd,
One arrest for 647 (b) PC

Palace Health Club - 1730 hours
2102 W. Redondo Beach Blvd.
One TMC cite issued for 35.11.8 (e) and 35.11.7,
One TMC cite issued for 35.12.1,
One TMC cite issued for 35.12.1

PV Massage - 2115 hours
25404 Crenshaw Blvd.
One TMC cite issued for 35.11.7,
One TMC cite issued for 35.12.1,
One TMC cite issued for 35.12.1,

Hawthorne Massage & Acupuncture - 1810 hours
21188 Hawthorne Blvd.
One arrest for 647(a) PC / 35.12.2 TMC.

Jade Health Spa - 1900 hours
1730 Sepulveda Blvd #5
One arrest for 647(a) PC / 35.11.10 (c) TMC.

Great Light Massage - 2110 hours
24474 Hawthorne Blvd.
One arrest for 647(a) PC / 35.11.10 (c) TMC.

Hawthorne Massage & Acupuncture - 1700 hours
21188 Hawthorne Blvd.
One arrest for 647 (a) PC / 35.12.1 TMC / 35.12.2 TMC
One arrest for 35.12.1 TMC / 35.12.2 TMC

Acupuncture Massage - 1800 hours
18020 Crenshaw Blvd.
One arrest for 647(b) PC/ 35.12.2 (b) TMC / 35.11.10 (c) TMC

South Bay Health Therapy - 2110 hours
3535 Torrance Blvd.
One arrest for 647(a) PC / 35.12.1 TMC
One cite for 35.12.1 TMC / 35.11.1 (a) TMC
Best Skin Care Health Spa - 2130 hours
18547 Western Ave #17.

One cite for 35.11.8 (e) TMC

Artesia Acupuncture - 1920 hours
25690 Crenshaw Blvd #105.
One cite for 35.12.1 TMC

PV Massage - 2115 hours
25404 Crenshaw Blvd.
One cite for 35.11.10(c) TMC

Jade Spa - 2000 hours
1730 Sepulveda Blvd. #5.
One cite for 35.11.8 (e) TMC

Best Health Spa - 2135 hours
18547 S. Western Ave #17.
One cite for 35.11.8 (e) TMC

Hawthorne Massage - 1855 hours
21188 Hawthorne Blvd.
One cite for 35.11.10(c) TMC

Hawthorne Massage - 2000 hours
21188 Hawthorne Blvd.
One arrest for 35.11.1(c) TMC and 35.11.10 (c) TMC.

Natural Spa - 1800 hours
21210 Hawthorne Blvd.
One cite for 35.11.10 (c) TMC.

Great Light Acupuncture and Massage - 1815 hours
24474 Hawthorne Blvd.
One arrest for 647 (a) PC and 35.12.2 (b) TMC
One cite for 35.12.2 (b) TMC.

Artesia Acupuncture - 2130 hours
25690 Crenshaw Blvd.
One cite for 35.12.2 (b) TMC.

Kings Health Spa - 2045 hours
2390 Crenshaw Blvd.
One arrest for 647 (a) PC.

Artesia Acupuncture - 2140 hours
18020 Crenshaw Blvd.
One arrest for 35.11.1 and 35.11.10 (c)

One arrest for 35.11.1 (c) TMC and 35.11.10(c) TMC

Crenshaw Spa - 2030 hours
3122 W. 182nd St.
One arrest for 647(a) PC / 35.12.1 TMC,
One arrest for 35.12.1 and 35.11.10 (c) TMC

South Bay Health Therapy - 2010 hours
3535 Torrance Blvd. #5
One cite for 35.12.1 TMC.

Hawthorne Acupuncture and Massage - 1920 hours
2188 Hawthorne Blvd.
One cite for 35.12.1 TMC.

Jade Spa - 1950 hours
1730 Sepulveda Blvd. #5
One cite for 35.11.8 (e) TMC.

Summary of Cited Code Sections

647(a) PC	Lewd conduct
647(b) PC	Prostitution
35.11.1 TMC	Massage establishment license required
35.11.7 TMC	Separate license for each person
35.11.8(e) TMC	Closed cabinets required for storage of clean linen
35.11.8(g) TMC	Maintain facility in a clean and sanitary condition
35.11.10(c) TMC	Failure to maintain record of date, time, name of customer, type of service provided, and name of person supplying the service
35.12.1 TMC	Massage technician license required
35.12.2 TMC	Operating without a license