

Council Meeting of  
October 6, 2009

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

Members of the Council:

**SUBJECT: City Manager – Adopt ORDINANCE relating to massage therapy regulations**

**RECOMMENDATION**

Recommendation of the City Manager that City Council adopt an ORDINANCE amending Torrance Municipal Code Section 35.14.050 relating to hours of operations of massage establishments.

Funding

No funding is required for the requested action.

**BACKGROUND/ANALYSIS**

On September 1, 2009 an item to reconsider Council action to adopt Ordinance No. 3720 relating to massage therapy regulations was presented to Council. The entire ordinance was addressed at the City Council meeting. After much discussion on Ordinance No. 3720, it was determined that the Ordinance needed to be amended as it relates to hours of operation of massage establishments. Finally, the consensus of City Council was to keep the ordinance as adopted. Staff was directed to revise the Torrance Municipal Code Section 35.14.050 relating to hours of operations.

Attachment A is the Ordinance with the amended Torrance Municipal Code Section 35.14.050 relating to hours of operations of massage establishments.

Respectfully submitted,

LeROY J. JACKSON  
CITY MANAGER

CONCUR:

  
LeRoy J. Jackson  
City Manager

By   
Eleanor B. Jones  
Management Associate

- Attachments: A) Amended Ordinance No. 3720  
B) Redline of changes to TMC § 35.14.050



## ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
TORRANCE AMENDING SECTION 35.14.050 OF THE  
TORRANCE MUNICIPAL CODE RELATING TO HOURS OF  
OPERATION OF MASSAGE THERAPY ESTABLISHMENTS**

The City Council of the City of Torrance ordains as follows:

**SECTION 1**

Section 35.14.050 of the Torrance Municipal Code is amended to read in its entirety as follows:

**“35.14.050 Hours of operation.**

No licensee, and no nonexempt massage business or establishment, or massage business or establishment described in paragraph (1) of subdivision (b) of Section 4612 of the California Business and Professions Code, will provide massage therapy to the public for compensation between the hours of 9:00 p.m. and 8:00 a.m. of the following day.”

**SECTION 2**

Any inconsistent provisions of the Torrance Municipal Code, or any other inconsistent ordinances of the City, are repealed, to the extent of the inconsistencies.

**SECTION 3**

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, then the decision will not affect the validity of the remaining portion of the ordinance. The City Council declares that it would have passed this ordinance and each of its sections, subsections, sentences, clauses and phrases, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases might be declared invalid or unconstitutional.

**SECTION 4**

This ordinance will take effect thirty days after the date of its adoption. Within fifteen days following adoption, this ordinance or a summary of this ordinance, if authorized by the City Council, will be published at least once in the Daily Breeze, a newspaper of general circulation, published and circulated in the City of Torrance.

INTRODUCED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2009.  
ADOPTED and PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Mayor of the City of Torrance

ATTEST:

\_\_\_\_\_  
Sue Herbers, City Clerk

APPROVED AS TO FORM:

JOHN L. FELLOWS III  
City Attorney

By: \_\_\_\_\_  
Ronald T. Pohl  
Assistant City Attorney

**35.14.050 Hours of operation.**

No licensee, and no nonexempt massage business or establishment, or massage business or establishment described in paragraph (1) of subdivision (b) of Section 4612 of the California Business and Professions Code, will provide massage therapy to the public for compensation between the hours of 9:00 p.m. and 8:00 a.m. of the following day. ✓

**Deleted:** The massage business or establishment must close, and all patrons must leave the massage business or establishment, by 9:00 p.m.