



**CITY OF ESCONDIDO**  
**Police Department**  
 1163 N. Centre City Parkway  
 Escondido, CA 92025-2798  
 (760) 839-4721

**MASSAGE ESTABLISHMENT  
 PERMIT APPLICATION**

<b>FOR INTERNAL USE ONLY</b>
<b>Planning Division Review:</b> <input type="checkbox"/> Permitted <input type="checkbox"/> Renewal of Existing <input type="checkbox"/> Add New Owner to Existing Business <input type="checkbox"/> CUP <input type="checkbox"/> Case No.: _____ <input type="checkbox"/> CUP Approval Date: _____ <input type="checkbox"/> Authorized for PD Processing Reviewed by: _____ Date: _____
<b>Police Department Review:</b> Fee: \$ _____ Receipt No.: _____ Permit No.: _____ Reviewed By: _____ <input type="checkbox"/> Approved <input type="checkbox"/> Denied / Date: _____ Permit Expiration Date: _____

**BUSINESS OWNER\***

(Submit separate form for each partner or corporate officer)

Name: \_\_\_\_\_  
 Personal/Residential Address: \_\_\_\_\_  
 City, State, Zip: \_\_\_\_\_  
 Phone: \_\_\_\_\_ Email: \_\_\_\_\_  
 Signature: \_\_\_\_\_  
 Date of Birth: \_\_\_\_\_  
 Driver's License/Government ID No: \_\_\_\_\_  
 Tax Identification Number: \_\_\_\_\_

**NOTE:  
 Massage  
 Establishments  
 are defined as  
 businesses  
 devoting 15%  
 or more gross  
 floor area to the  
 practice of  
 massage**

**BUSINESS INFORMATION**

Full Business Name: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 Mailing (if different): \_\_\_\_\_  
 Business Phone: \_\_\_\_\_  
 Assessor's Parcel No. \_\_\_\_\_  
 Zoning: \_\_\_\_\_  
 Overlay Zone (if applicable): \_\_\_\_\_  
 Description of proposed uses/services to be provided in  
 addition to massage (i.e. aromatherapy, retail, nails, etc.)  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Days and hours of proposed business: \_\_\_\_\_  
 \_\_\_\_\_

**PROPERTY OWNER/MANAGER**

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 Mailing, if different: \_\_\_\_\_  
 City, State, Zip \_\_\_\_\_  
 Phone: \_\_\_\_\_ Email: \_\_\_\_\_  
 Signature: \_\_\_\_\_

*(Authorizing applicant to submit application)*

**BUSINESS OWNER'S AUTHORIZED REPRESENTATIVE\*\***

Name: \_\_\_\_\_  
 Personal/Residential Address: \_\_\_\_\_  
 City, State, Zip: \_\_\_\_\_  
 Phone: \_\_\_\_\_ Email: \_\_\_\_\_  
 Date of Birth: \_\_\_\_\_  
 Driver's License/Government ID No: \_\_\_\_\_

**Ownership:**  Sole Proprietorship  Partnership (Number of Partners \_\_\_\_\_ )  Corporation (Number of Officers \_\_\_\_\_ )  
 Limited Liability Corporation (Number of Members \_\_\_\_\_ )  
 Add owner to existing establishment (Requires completion of a Massage Establishment Permit for the new owner)

**Shopping Center:**  Civic Center Plaza  Del Norte Plaza  El Norte Pkwy Plaza  Esc Gateway Center  Promenade Center  
 Ferrara Plaza  Felicita Town Center  Plaza Las Palmas  Westfield North County Mall  Not Applicable

*See map and addresses of shopping center locations on the next page. A Conditional Use Permit is required for  
 Massage Establishments that are NOT located in the above referenced shopping centers.*

- \*If the owner is a domestic stock, domestic nonprofit and qualified foreign corporations, limited liability company, general partnership and limited partnership information of record with the California Secretary of state, the owner shall include copies of the following: a Business Entity Status Report, issued by the CA Secretary of State; articles of incorporation, charter, articles of association, statement of partnership authority, certificate of limited partnership or similar foundational document; and residential and business addresses of each person with more than a 5% ownership interest in the massage establishment business entity.
- \*\*Notarized documentation from the business owner verifying the authorized representative to act on the owner's behalf.

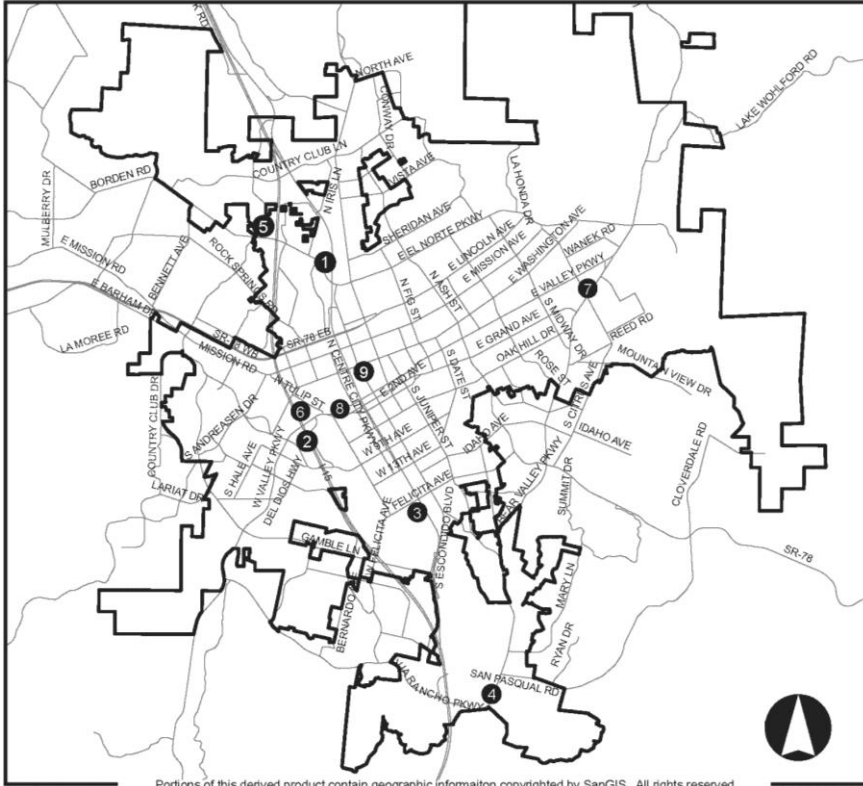
Processing Steps: (continued on next page)

- 1) Applicant completes Massage Establishment Permit cover page for Planning Division authorization of Police Department processing.
- 2) If a Conditional Use Permit (CUP) is required, a concurrent CUP application and fees are filed with the Planning Division. Call (760) 839-4671 to schedule a meeting to submit the CUP application.

Processing Steps: (continued from first page)

- 3) Applicant delivers completed Massage Establishment Application to the Police Department along with additional information required for processing (see next page).
- 4) Upon approval of the Massage Establishment permit by the Police Department, and the CUP by the Planning Commission if applicable, the applicant submits a Business License application in person to the Business License Division at City Hall.

**LOCATIONS FOR MASSAGE ESTABLISHMENTS AS A PERMITTED USE**



PERMITTED FOR MASSAGE ESTABLISHMENTS		
1	Del Norte Plaza	302-358 W. El Norte Pkwy
2	Promenade Center	1200-1290 Auto Park Way
3	Felicita Town Center	1805-1895 S. Centre City Pkwy
4	Westfield N. County Mall	200-298 E. Via Rancho Pkwy
5	El Norte Parkway Plaza	1000 W. El Norte Pkwy
6	Plaza Las Palmas	970-1138 W. Valley Pkwy
7	Ferrara Plaza	2401-2447 E. Valley Pkwy
8	Escondido Gateway	810-860 W. Valley Pkwy
9	Civic Center Plaza	311-445 N. Escondido Blvd

**THE FOLLOWING ITEMS SHALL BE SUBMITTED TO THE POLICE DEPARTMENT WITH THIS PERMIT APPLICATION:**

- Copy of Massage Establishment Permit Application cover page authorized by the Planning Division for processing
- Copy of proposed lease/rental agreement, including rental rate
- Proposed floor plan of suite/tenant space showing room dimensions, square footages and uses of all interior space
- Two passport size photographs of the owner or designated officer applying for this permit
- Name and address of any massage establishment or similar business providing massage services owned or operated by any person listed herein as an owner in the five (5) years immediately preceding the filing of this application
- Original, valid state CAMTC certificate for each massage technician who will work in the establishment
- Completed fingerprinting and background check for the owner(s) applying for this permit, unless certified by CAMTC
- Complete statement listing and explaining any and all aliases and fictitious names used by the owner(s) within the last five years
- Signed statement authorizing the City, its officers, agents and employees, to conduct a background check of the owner(s), to seek information and conduct an investigation into the truth of the statements set forth in the application and to ensure continual compliance with all provisions of law
- Copy of owner's valid driver's license or state/federal issued identification card
- Proof of liability insurance
- If the owner is a legal entity other than a natural person, the legal entity shall authorize in writing at least one of its officers or partners to act as its behalf. The owner or designated officer shall sign all application forms required under Chapter 16A.



Business Address: \_\_\_\_\_

## **MESSAGE ESTABLISHMENTS**

(Article 38 of the Escondido Zoning Code and Chapter 16A of the Escondido Municipal Code)

*Initial each line and sign and date below to indicate you understand and will comply with the following regulations.*

Conditions: The following Massage Establishment conditions are severally and jointly stated as absolute requirements. Any Establishment not conforming to the following requirements shall not be permitted. A violation of any of the following conditions is subject to revocation of said Massage Establishment Permit and possible criminal penalties:

- \_\_\_ (a) It is unlawful for any person to own, manage, or operate in or upon any premises within the city a massage establishment in the absence of a massage establishment permit as provided issued pursuant to this chapter.
- \_\_\_ (b) It is unlawful for the owner or operator of any massage establishment to allow any person to perform massage at the massage establishment while committing any violation of this chapter.
- \_\_\_ (c) It is unlawful for the owner or operator of any massage establishment to offer or provide massage services unless the owner or a designated on-site operator is present at the massage establishment.
- \_\_\_ (d) It is unlawful for a person to own or operate a massage establishment that does not meet one of the following conditions:
  - (1) The massage establishment is a sole proprietorship and the sole proprietor possesses a valid CAMTC certificate; or
  - (2) The massage establishment only employs or uses massage technicians who possess a valid CAMTC certificate.
- \_\_\_ (e) It is unlawful for an owner or operator to fail to properly supervise any employee or independent contractor working in their massage establishment. Owners and operators are responsible for the conduct of their massage technicians at the massage establishment. A violation of any regulation by a massage technician contained in this chapter shall be prima facie evidence of the failure to supervise.
- \_\_\_ (f) It is unlawful for an owner or operator to operate a massage establishment without posting a list of services and the name of the on-site operator on the wall closest to the main entrance in the massage establishment.
- \_\_\_ (g) It is unlawful for an owner or operator to operate a massage establishment unless the CAMTC certificate for each massage technician is posted in public view or maintained in a clearly labeled and identifiable binder that is kept in the immediate vicinity of the cash register.
- \_\_\_ (h) It is unlawful for an owner or operator to allow or permit a massage technician to provide any services not specifically provided on the posted list of services as required in subsection (f) or for an owner or operator to receive any compensation for additional services not specifically included on the posted list of services.
- \_\_\_ (i) It is unlawful for an owner or operator to allow a massage technician to lock any door or doors leading to a room used to provide massage. This provision shall not apply when there is no staff available to ensure the security for clients and staff who are behind closed doors. A patron may lock any door when alone in any room at any time.



Business Address: \_\_\_\_\_

- \_\_\_\_ (j) It is unlawful for an owner or operator to fail to maintain a record of services provided for each treatment. The record of treatment shall include the name and address of the patron, the name of the massage technician, the name of the operator, the type of service provided, and the time the service began and ended.
- \_\_\_\_ (k) It is unlawful for the owner or operator to provide any massage between the hours of 10:00 p.m. and 7:00 a.m. or to remain open and provide any other services between the same hours.
- \_\_\_\_ (l) It is unlawful for an owner or operator to fail to provide to all patrons clean and sanitary towels, and opaque coverings capable of covering the patron's specified anatomical areas. Such coverings shall be used for one customer and shall not be reused without first being cleaned.
- \_\_\_\_ (m) It is unlawful for an owner or operator to fail to provide or use disinfecting agents and sterilizing equipment sufficient to assure cleanliness.
- \_\_\_\_ (n) It is unlawful for an owner or operator to fail to provide or use disposable or washable protective coverings on massage tables and all massage tables shall be covered with durable, washable plastic, or other waterproof material.
- \_\_\_\_ (o) It is unlawful for an owner or operator to fail to keep or maintain on file and ready for inspection a statement designating the individual operator(s) responsible for the day-to-day operations when the massage establishment owner is not on the premises.
- \_\_\_\_ (p) It is unlawful for an owner or operator to not have a designated owner or operator on the premises at all times the massage establishment is open.
- \_\_\_\_ (q) It is unlawful for an owner or operator to engage in, conduct or carry on business of a massage establishment unless they have a policy of insurance issued by an insurance company authorized to do business in the State of California evidencing that the person is insured under a liability insurance policy providing minimum coverage of one million dollars (\$1,000,000.00) for injury or death to any person arising out of the operation of any massage establishment and the administration of a massage. Evidence of such a policy should be available at inspection upon request.
- \_\_\_\_ (r) It is unlawful for an owner or operator to operate a massage establishment if the main entrance to a massage establishment is locked during posted business hours. An owner or operator shall ensure at least one (1) employee or independent contractor directly observes the entrance, without use of camera surveillance equipment, to ensure access to the main entrance and to ensure the security of all patrons.
- \_\_\_\_ (s) It is unlawful for an owner or operator to operate a massage establishment if any external door is locked, unless the business is owned by one individual with one or no employees or independent contractors.
- \_\_\_\_ (t) It is unlawful for an owner or operator to operate a massage establishment unless every employee or independent contractor of a massage establishment wears a uniform consistent with the service provided. The uniform shall be made of non-transparent material and may not expose any specified anatomical area. Swimwear, lingerie, and undergarments may not be used as a uniform or displayed as part of a uniform.



Business Address: \_\_\_\_\_

- \_\_\_\_ (u) It is unlawful for an owner or operator to operate a massage establishment which is used for residential or sleeping purposes.
- \_\_\_\_ (v) It is unlawful for an owner or operator to fail to notify the Chief of Police in writing of any changes in massage technicians, including proof of CAMTC certificate, or of a change in ownership interest or designated operator within seven calendar days of such change.
- \_\_\_\_ (w) It is unlawful for an owner or operator to operate a massage establishment in which any unprofessional conduct occurs as defined by Business & Professions Code section 4609.
- \_\_\_\_ (x) It is unlawful for any person to give, provide, or administer to another person for any form of consideration a massage as defined in this chapter at a massage establishment or any location removed from a massage establishment within the city without a valid CAMTC certificate.
- \_\_\_\_ (y) It is unlawful for a massage technician to practice massage for any form of consideration within the city without providing their CAMTC certificate to the department of community development as part of the business licensing process. The registration application shall include the: (1) massage technician's name, residence address and telephone number; (2) the employer name, work addresses and telephone number; and (3) a copy of the massage technician's CAMTC certificate.
- \_\_\_\_ (z) It is unlawful for any person to give, provide, or administer to another person for any form of compensation whatsoever a massage as defined in this chapter at a massage establishment or any location from a massage establishment within the city in the absence of a valid business license pursuant to Chapter 16 of the Escondido Municipal Code. A separate business license is required for each location if a massage technician works at multiple massage establishments.
- \_\_\_\_ (aa) It is unlawful for a massage technician to provide any service not specifically listed on the massage establishment's posted list of services.
- \_\_\_\_ (bb) It is unlawful for a massage technician to remove any article of the massage establishment uniform or other article of clothing while providing any massage service.
- \_\_\_\_ (cc) It is unlawful for a massage technician to provide massage when any specified anatomical areas of either patron or massage technician are exposed.
- \_\_\_\_ (dd) It is unlawful for a massage technician to touch the specified anatomical area of a patron.
- \_\_\_\_ (ee) It is unlawful for a massage technician to lock the door to the room where massage is provided or to provide massage unless no staff is available to ensure security for clients and massage staff.
- \_\_\_\_ (ff) It is unlawful for a massage technician (other than a sole practitioner of a sole proprietorship) to accept direct payment or gratuity from any patron.
- \_\_\_\_ (gg) It is unlawful for a massage technician to engage in any unprofessional conduct as defined by Business & Professions Code section 4609.



Business Address: \_\_\_\_\_

I have read and understand the conditions and limitations regarding Massage Establishments (per Article 38 of the Zoning Code and Chapter 16A of the Municipal Code), and hereby certify that the above information is accurate to the best of my knowledge. I also acknowledge that if this massage establishment permit is revoked or not renewed as a result of violations, no massage establishment permit may be issued for a massage establishment at the same location for five years.

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Signature of Property Manager/Owner

Date

I acknowledge responsibility for the conduct of all employees or independent contractors working on the premises of the business. I have read and understand the conditions and limitations regarding Massage Establishments (per Article 38 of the Zoning Code and Chapter 16A of the Municipal Code), and acknowledge that failure to comply with the California Business and Professions Code section 4600 et seq., with any local law, state or federal law, or with the provisions of Article 38 and Chapter 16A, above, may result in suspension or revocation of the Massage Establishment Permit. False or misleading information, including inaccurate reporting of gross receipts, shall be grounds for denial or revocation of the Massage Establishment Permit. I also acknowledge that if this massage establishment permit is revoked or not renewed as a result of violations, no massage establishment permit may be issued for a massage establishment at the same location for five years.

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Signature of Business Owner

Date

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Signature of Business Owner

Date

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Signature of Authorized Representative (if applicable)

Date