



CITY OF CHANHASSEN

Office of the City Clerk

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MESSAGE THERAPY BUSINESS LICENSE APPLICATION

Guidance relating to Massage Therapy Business Licensing is contained in [Chanhassen City Code Chapter 10](#) (copy attached).
All license holders must be familiar with this Chapter's provisions.

Application Requirements

- Submit** completed application (*indicate "N/A" on application where appropriate and sign in front of a notary*).
- Attach** Criminal Investigation Background Investigation form for each officer, partner, individual, **AND** the Operating Manager of the business (if different from any officers, partners, or individual).
NOTE: Notary signature required on each form.
- Pay** \$300 Fee (\$50.00 application fee plus \$250 background investigation fee).
- Attach** a copy of a signed lease agreement (if applicable).
- Attach** a copy of the Certificate of Assumed Name if the business is to be conducted under a designation, name, or style other than the full individual name of the applicant, as required by [Minnesota Statutes Chapter 333](#), certified by the Office of the Secretary of State.
- Attach** the appropriate business records showing the names and addresses of all individuals having an interest in the business (including percent of interest) and, in the case of a corporation, the names and addresses of the officers and shareholders if the application is made on the behalf of a corporation or partnership (if applicable).

Section 1: Type of Applicant

If the applicant is an individual, the application must be completed by such person; if a corporation, by an officer; if a partnership, by one of the general partners; if an unincorporated association, by the manager or managing officer.

- Individual (must be 18 or older) Corporation* Partnership* Unincorporated Association

***If the application is made on behalf of a corporation or partnership, attach appropriate business records showing the names and addresses of all individuals having an interest in the business and, in the case of a corporation, the names and addresses of the officers (including their percentage of interest in the business) and shareholders. Additionally, each partner and officer must complete a criminal history background Investigation form.**

Section 2: Applicant Information

Name of Applicant (name of individual, corporation, partnership, or association to be licensed):

Applicant Address:

Applicant City/State/Zip:

Name of Officer, General Partner, Manager, or Managing Officer (if other than individual):

Applicant Phone:

Applicant Alternate Phone:

Applicant Email Address:

Has the applicant been denied licensure or had a same or similar license revoked during the seven (7) years prior to this application? Yes* No

***If yes, STOP HERE. Per City Code Section 10-221(c), a City of Chanhassen Massage Therapy Business License cannot be issued.**

Section 3: Business Information

If the business is to be conducted under a designation, name, or style other than the full individual name of the applicant, attach a copy of the Certificate of Assumed Name, as required by [Minnesota Statutes Chapter 333](#), certified by the Office of the Secretary of State.

Business Name/DBA (Trade Name):

Business Address:

Business Phone:	Business Website
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NOTICE: Pursuant to [Minnesota Statute 270C.72](#) (Tax Clearance; Issuance of Licenses), Subd. 4 (Licensing Authority; duties), all licensing authorities must require the applicant to provide the applicant's Social Security number or individual taxpayer identification number and Minnesota business identification number, as applicable, on all license applications.

Minnesota Tax ID Number:	Federal Tax ID Number:	Social Security Number (individual applicants only):
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Will the business location require construction or remodeling? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, a building permit must be applied for.	Anticipated Opening Date:
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Section 4: Operating Manager

Per Section 10-222(b) of the Chanhassen City Code, if the licensee is a partnership or a corporation, the applicant shall designate a person to be manager and in responsible charge of the business.

Check this box if the operating manager is the same as the applicant, then move on to next section.

Operating Manager Name:

Operating Manager Address:

Operating Manager Phone:	Operating Manager Alternate Phone:
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The operating manager shall remain responsible for the conduct of the business until another suitable person has been designated in writing by the licensee. The licensee shall promptly notify the City Clerk's office in writing of any such change indicating the name and address of the new manager and the effective date of such change. New managers will be required to undergo a background investigation and pay a fee of \$100.

Section 5: Building Information

Is the building where the licensed business will be located owned by someone other than the applicant? Yes No

If Yes, attach copy of the executed lease and provide the property owner information below:

Property Owner (if other than the applicant):

Property Owner Address:

Contact Name (if different from Property Owner):

Contact Phone:	Contact Alternate Phone:
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Contact Email Address:

Application Review (for office use only)			
Date Received:	City Council Approval Date:		Date Fee Paid:
Property ID Number:	Legal Description of Property:		Zoning:
Planning Review:	Building Review:	Fire Review:	Admin Review:
Approved by:			Date Approved:

ARTICLE 10-VIII MASSAGE THERAPY BUSINESS LICENSING

[Sec 10-216 Policy; License Required; Exceptions](#)

[Sec 10-217 Definitions](#)

[Sec 10-218 License; Application](#)

[Sec 10-219 License And Investigation Fees](#)

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Sec 10-216 Policy; License Required; Exceptions

- (a) *Findings; policy.* Massage therapy businesses are subject to abuses which are contrary to the morals, health, safety and general welfare of the community. Control of these abuses requires intensive efforts of the sheriff, as well as city departments. These efforts exceed those required to control and regulate other business activities licensed by the city. This concentrated use of city services tends to detract from and reduce the level of service available to the rest of the community and thereby diminishes the ability of the city to promote the general health, welfare, morals and safety of the community.
- (b) *License required.* No person shall operate a massage therapy business, either exclusively or in connection with any other business, without being licensed as provided in this chapter.
- (c) *Exceptions; license exceptions.* The following people and businesses are exempt from the provisions of this chapter while performing activities covered by their professional licenses or professional affiliations:
- (1) People licensed by the State of Minnesota to practice medicine, surgery, osteopathy, chiropractic, physical therapy, occupational therapy, podiatry and nursing, and people working solely for and under the direction of those individuals;
 - (2) Beauty culturists and barbers licensed by the State of Minnesota who do not hold themselves out to give massages, other than that customarily given in the field and limited to the face, neck and scalp for beautification purposes only;
 - (3) Health care facilities;
 - (4) Home occupations;
 - (5) A person or organization providing temporary massage services such as "chair massage" is not required to obtain a massage business license.

(Ord. No. 584, § 1, 11-25-13)

Sec 10-217 Definitions

As used in this chapter, the terms defined in this section shall have the following meanings ascribed to them:

Health care facility: A person, association, business, organization or institution providing medical, surgical, dental, chiropractic, osteopathic or physical therapy services where practitioners are licensed by the State of Minnesota.

Massage therapy: The rubbing, stroking, kneading, tapping or rolling of the body of another with the hands or objects for the exclusive purpose of physical fitness, relaxation, and beautification and for no

other purpose.

Massage therapy business: Any premises in which massage therapy is practiced, except a residence of the massage therapist that is used only by that massage therapist for the practice of massage therapy at the residence.

(Ord. No. 584, § 1, 11-25-13)

Sec 10-218 License; Application

Application for a massage therapy business license shall be made on forms provided by the city clerk. The application shall contain:

- (a) The address of the property to be used;
- (b) The names and addresses of the owner, lessee, if any, and the operator or manager;
- (c) Such other information as the Carver County Sheriff may require for the purposes of conducting a background check.

If the application is made on behalf of a corporation or a partnership, it shall be accompanied by appropriate business records showing the names and addresses of all individuals having an interest in the business and, in the case of a corporation, the names and addresses of the officers and shareholders. Applicants shall furnish to the city with their application documents establishing the applicant's interest in the premises on which the business will be located. Documentation shall be in the form of a lease, deed, contract for deed or any other document which establishes the applicant's interest. If the application is by a natural person, it shall be signed and sworn to by such person; if by a corporation, by one of the officers; if by a partnership, by one of the partners; and if by an unincorporated association, by the manager or managing officer thereof.

(Ord. No. 584, § 1, 11-25-13)

Sec 10-219 License And Investigation Fees

The fee for a license and the required background investigation shall be established pursuant to the ordinance adopting fees. The application, investigation, and license fees shall be paid when the application is filed. In the event that the application is denied or if the issued license is revoked, canceled, suspended or surrendered, no part of the license fee shall be returned to the applicant unless by city council action. A separate license shall be obtained for each place of business. The licensee shall display the license in a prominent place in the licensed business at all times.

(Ord. No. 584, § 1, 11-25-13)

HISTORY

Amended by Ord. [683](#) on 1/10/2022

Sec 10-220 Granting Or Denial Of Licenses

License applications shall be reviewed by the sheriff's office and planning department. The review shall include background checks of the owner(s) and general manager(s) for a license and inspection of the premises covered by the application to determine whether the premises conform to all requirements of this chapter and the City Code. Licenses shall be granted or denied by the city council subject to the provisions of this chapter.

(Ord. No. 584, § 1, 11-25-13)

Sec 10-221 Conditions Governing Issuance

- (a) No license shall be issued if the applicant or any of its owners, managers, employees or agents is a person of bad repute.
- (b) Licenses shall be issued only if the applicant and all of its owners, managers, employees and agents are free of convictions for offenses which involve moral turpitude or which relate directly to such person's ability, capacity or fitness to perform the duties and discharge the responsibilities of the licensed activity.
- (c) Licenses shall be issued only to applicants who have not, within seven years prior to the date of application, been denied licensure or who have not within such period had a same or similar license revoked.
- (d) Licenses shall be issued only to applicants who have provided all of the information requested in the application, have paid the full license fee and have cooperated with the city in review of the application.
- (e) If the applicant is a natural person, a license shall be granted only if such person is 18 years of age or older.

(Ord. No. 584, § 1, 11-25-13)

Sec 10-222 Restrictions And Regulations

- (a) *Compliance with law.* The licensee and the persons in its employ shall comply with all applicable regulations and laws of the city and state relating to safety and morals.
- (b) *Person in charge; manager.* If the licensee is a partnership or a corporation, the applicant shall designate a person to be manager and in responsible charge of the business. The manager shall remain responsible for the conduct of the business until another suitable person has been designated in writing by the licensee. The licensee shall promptly notify the sheriff's department in writing of any such change indicating the name and address of the new manager and the effective date of such change.
- (c) *Hours.* The licensed premises shall not be open for business nor shall patrons be permitted on the premises between the hours of 1:00 a.m. and 6:00 a.m.

(Ord. No. 584, § 1, 11-25-13)

Sec 10-223 Revocation And Suspension Of License

The license may be revoked, suspended or not renewed by the city council upon a showing that the licensee has engaged in any of the following conduct:

- (a) Fraud, deception or misrepresentation in connection with the securing of the license.
- (b) Habitual drunkenness or intemperance in the use of drugs, including but not limited to, the use of drugs defined in either federal or state laws, barbiturates, hallucinogenic drugs, amphetamines, benzedrine, dexedrine, or other sedatives, depressants, stimulants, or tranquilizers.
- (c) Conduct contrary to the interests of the public health, safety, welfare or morals.
- (d) Acts demonstrating or involving moral turpitude.
- (e) Failure to fully comply with the requirements of this chapter.

- (f) Conviction of prostitution or other offense involving moral turpitude by any court of competent jurisdiction.
- (g) Engaging in any conduct which would constitute grounds for refusal to issue a license under this chapter.

(Ord. No. 584, § 1, 11-25-13)