# Zoning Board of Adjustment Agenda Packet February 6, 2019



### **AGENDA**

# CITY OF RICHARDSON – ZONING BOARD OF ADJUSTMENT WEDNESDAY, FEBRURY 6, 2019 6:30 P.M. CIVIC CENTER/COUNCIL CHAMBERS 411 W. ARAPAHO ROAD

**BRIEFING SESSION: 6:00 P.M.** Prior to the business meeting, the Zoning Board of Adjustment will meet with staff in the **Large Conference Room** located on the 2<sup>nd</sup> floor, Room 206 to receive a briefing on:

#### A. Discussion of Regular Agenda Items

1. PUBLIC HEARING ON ZBA FILE V 19-06, a request by Yueli Ke, Pure Massage to appeal the Building Official's revocation of the certificate of occupancy issued to Yueli Ke for the property located at 1889 N. Plano Road, Richardson, Texas.

The property is located at 1889 N. Plano Road, Richardson

#### 2. ADJOURN

ACCOMMODATION REQUESTS FOR PERSONS WITH DISABILITIES SHOULD BE MADE AT LEAST 48 HOURS PRIOR TO THE MEETING BY CONTACTING TAYLOR LOUGH, ADA COORDINATOR, VIA PHONE AT 972 744-4208, VIA EMAIL AT ADACOORDINATOR@COR.GOV, OR BY APPOINTMENT AT 411 W. ARAPAHO ROAD, RICHARDSON, TEXAS 75080.

PURSUANT TO SECTION 30.06 PENAL CODE (TRESPASS BY HOLDER WITH A CONCEALED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A CONCEALED HANDGUN.

PURSUANT TO SECTION 30.07 PENAL CODE (TRESPASS BY HOLDER WITH AN OPENLY CARRIED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A HANDGUN THAT IS CARRIED OPENLY.

I HEREBY CERTIFY THAT THE ABOVE AGENDA WAS POSTED ON THE BULLETIN BOARD AT CITY HALL ON OR BEFORE 5:30 P.M., FRIDAY, FEBRUARY 1, 2019.

AMBER HOGG, ADMINISTRATIVE SECRETARY

# Agenda Item 1

Zoning Variance 19-06 (Appeal): 1889 N. Plano Road

#### **ZONING VARIANCE FILE 19-06**

## **Attachments:**

- 1. Staff Report
- 2. Aerial Map
- 3. Site Photo
- 4. Notice of Public Hearing
- 5. Notification List
- 6. Dallas Morning News Notice of Public Hearing
- 7. Building Official's Revocation Authority (Building Code Section 111.4)
- 8. Zoning Board of Adjustment Authority (Part I, Charter, Article 9.10 (b))
- 9. Exhibits
  - A. July 13, 2015 Certificate of Occupancy (Guozhen Shang)
  - B. March 20, 2018 Certificate of Occupancy (Yueli Ke)
  - C. April 1, 2018 Transfer of Lease
  - D. November 30, 2018 Notice of Intent & Pre-Determination Hearing Letter
  - E. December 20, 2018 Notice of Revocation Letter
  - F. December 27, 2018 Appeal Letter



# STAFF REPORT

**TO:** Zoning Board of Adjustment

**FROM:** Brent Tignor, Building Official **BT** 

**DATE**: February 6, 2019

**RE:** V 19-06: 1889 N. Plano Road - Appeal

#### **REQUESTED APPEAL**

Appeal of the Building Official's revocation of the Certificate of Occupancy (C.O.) issued to Yueli Kee for the property located at 1889 N. Plano Road, Richardson Texas.

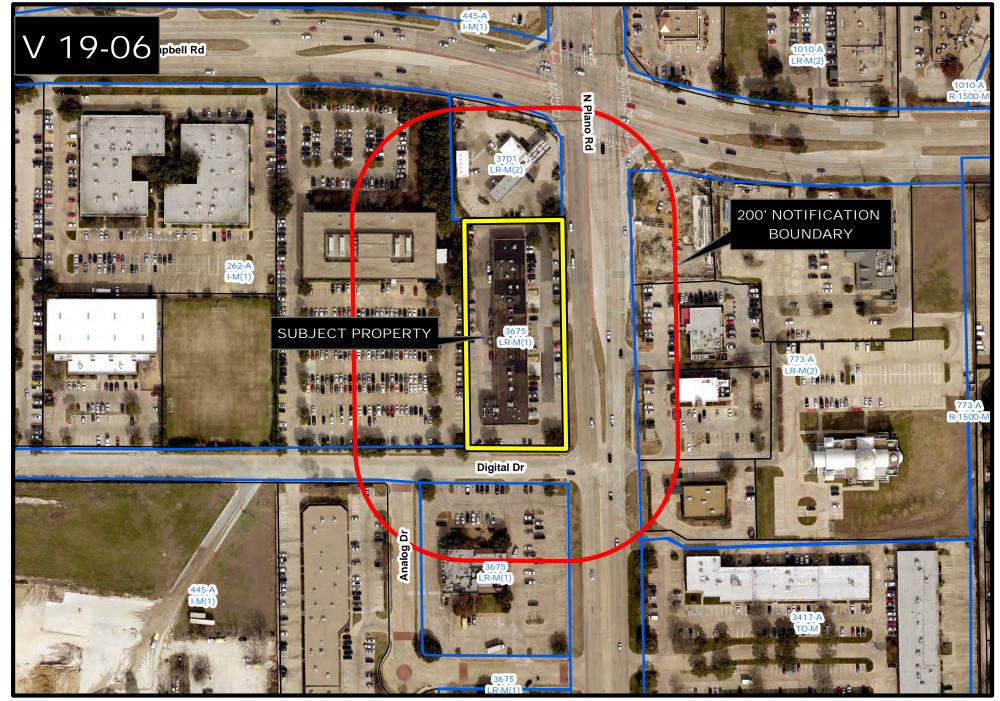
### APPLICANT/PROPERTY OWNER

Yueli Ke, Pure Massage / S.K. Lee, SKL Investment

### **STAFF COMMENTS**

Please see the following timeline and attachments to be considered with this appeal request:

July 13, 2015 – March 20, 2018	C.O. holder was Guozhen Shang, business operator of Pure Massage.					
July 2017, January & February 2018	Attempted prostitution charges/citations issued by the Richardson Police Department to Guozhen Shang and employees of Pure Massage, operating under the C.O. issued to Guozhen Shang					
March 20, 2018	A new C.O. for change of ownership issued to Yueli Ke, business operator of Pure Massage, listed as the highest ranking official on the application. The applicant's name listed on this application was Xu Shen.					
April 1, 2018	Copy of Transfer of Lease Agreement between SKL Investme Company, Ltd and Guozhen Shang to Yueli Ke					
April, May, and July 2018	Attempted prostitution charges/citations issued by Richardson Police Department to employees of Pure Massage, operating under the C.O. issued to Yueli Ke. Police Department received an online crime tip by a customer who was propositioned by an employee of Pure Massage, operating under the C.O. issued to Yueli Ke.					
November 30, 2018	Written notice of intent to revoke the C.O. and request for a predetermination hearing sent to Yueli Ke.					
December 20, 2018	Written notice of revocation of the C.O. and results of the December 12, 2018 pre-determination hearing sent to Andrew L. Farkas; Yueli Ke's attorney.					
December 27, 2018	Appeal submitted on behalf of Yeuli Ke by Andrew L. Farkas, Yeuli Ke's attorney.					



V 19-06 Aerial Map 1889 N. Plano Road

This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.







Image capture: Aug 2018 © 2019 Google

Richardson, Texas

Google Google

Street View - Aug 2018



An application has been received by the City of Richardson for an:

#### APPEAL OF BUILDING OFFICIAL'S DECISION

File No./Name: V 19-06

Property Owner: S.K. Lee, SKL Investment
Applicant: Yueli Ke, Pure Massage
Location: 1889 N. Plano Road
Current Zoning: LR-M(1) Local Retail

Request: Appeal of the Building Official's revocation of the certificate of

occupancy issued to Yueli Ke for the property located at 1889 N.

Plano Road, Richardson, Texas.

The Zoning Board of Adjustment will consider this request at a public hearing on:

WEDNESDAY, FEBRUARY 6, 2019 6:30 p.m. City Council Chambers Richardson City Hall, 411 W. Arapaho Road Richardson, Texas

This notice has been sent to all owners of real property within 200 feet of the request; as such ownership appears on the last approved city tax roll.

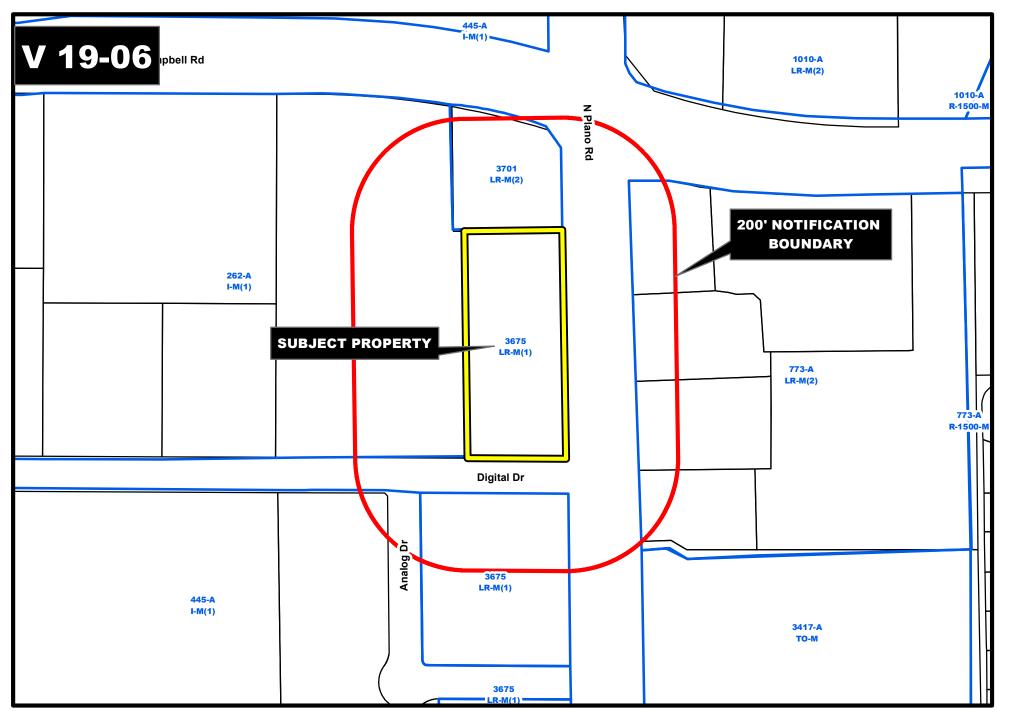
**Process for Public Input:** A maximum of 15 minutes will be allocated to the applicant and to those in favor of the request for purposes of addressing the Zoning Board of Adjustment. A maximum of 15 minutes will also be allocated to those in opposition to the request. Time required to respond to questions by the Zoning Board of Adjustment is excluded from each 15 minute period.

Persons who are unable to attend, but would like their views to be made a part of the public record, may send signed, written comments, referencing the file number above, prior to the date of the hearing to: Dept. of Development Services, PO Box 830309, Richardson, TX 75083.

**Agenda**: The Zoning Board of Adjustment agenda for this meeting will be posted on the City of Richardson website the Saturday before the public hearing. For a copy of the agenda, please go to: http://www.cor.net/index.aspx?page=1332

For additional information, please contact the Dept. of Development Services at 972-744-4240 and reference Variance Number V 19-06.

Date Posted and Mailed: January 25, 2019



V 19-06 Notification Map 1889 N. Plano Road

This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.





CARMEL CAR WASH RICHARDSON 6140 E MOCKINGBIRD LN DALLAS, TX 752142601 DOLLINSMIHALOPOULOS GROUP I 2623 WOODS LN GARLAND, TX 750442805 TURBO RESTAURANT
MANAGEMENT LLC
DALLAS, TX 752347784

TEXAS HEALTH RESOURCES
SYSTEM
ARLINGTON, TX 760114121

1300 CAMPBELL LP 1301 W 25TH ST STE 510 AUSTIN, TX 787054236 EZ STAR INC 10550 WALNUT ST DALLAS, TX 752435346

SKL INVESTMENT
COMPANY LTD
DALLAS, TX 752257122

ANALOG DIGITAL JV ET AL % MCNEFF COMMERCIAL REAL ES RICHARDSON, TX 750811944 PEETO PEETO INC 13 EDGEFIELD LN ALLEN, TX 750027756

RMB SPRING CREEK LTD PO BOX 794005 DALLAS, TX 753794005 ANDREW L FARKAS, P.C. 6200 CHASE OAKS BLVD., SUITE 102 B PLANO, TX 75023



Remit Payments (with Acct Number) to: The Dallas Morning News, P.O. BOX 660040, DALLAS, TX 75266-0040

#### **Order Confirmation**

CITY OF RICHARDSON **Customer:** 

0001716143

Lynda Black

**Customer Account:** 

100010162

PO Number:

CPN 8101

Order Taker: Lynda Black

\$86.30 Net Amount: Tax Amount:

\$0.00

**Total Amount:** 

\$86.30

**Payment Method:** 

Check/Money Order

**Payment Amount:** 

\$0.00

**Amount Due:** 

\$86.30

Ad Order #:

Ad Order #:

Sales Rep:

0001716143

Ad Number:

0001716143-01

Color:

Ad Size:

1 X 27.00 Li

#### Ad Content

NOTICE OF PUBLIC
HEARING
The Richardson Zoning
Board of Adjustment will
hold a public hearing in
the Council Chambers on
February 6, 2019 at 6:30
p.m. at City Hall, 411 W.
Arapaho Road,
Richardson, Texas to
consider:

1) V 19-06, a request by Yueli Ke, Pure Massage to appeal the Building Official's revocation of the certificate of occupancy issued to Pure Massage for the property located at 1889 N. Plano Road, Richardson, Texas.

For more information, call 972-744-4240.

CPN 8101 Pub. 01/25/2019

**Run Dates** 

Publish Date: 01/25/2019 Publish Date: 01/25/2019

Stop Date: 01/25/2019 Stop Date: 01/31/2019

**Product** 

Dallas Morning News DallasNews.com

Placement/Classification - Position

Legals Bids Notices - LN Legal Notices

Legals Bids Notices - LN Legal Notices

[A] 110.6 Approval required. Work shall not be done beyond the point indicated in each successive inspection without first obtaining the approval of the building official. The building official, upon notification, shall make the requested inspections and shall either indicate the portion of the construction that is satisfactory as completed, or notify the permit holder or his or her agent wherein the same fails to comply with this code. Any portions that do not comply shall be corrected and such portion shall not be covered or concealed until authorized by the building official.

# SECTION 111 CERTIFICATE OF OCCUPANCY

[A] 111.1 Use and occupancy. A building or structure shall not be used or occupied, and a change in the existing use or occupancy classification of a building or structure or portion thereof shall not be made, until the *building official* has issued a certificate of occupancy therefor as provided herein. Issuance of a certificate of occupancy shall not be construed as an approval of a violation of the provisions of this code or of other ordinances of the jurisdiction.

**Exception:** Certificates of occupancy are not required for work exempt from *permits* in accordance with Section 105.2.

- [A] 111.2 Certificate issued. After the building official inspects the building or structure and does not find violations of the provisions of this code or other laws that are enforced by the department of building safety, the building official shall issue a certificate of occupancy that contains the following:
  - 1. The building *permit* number.
  - 2. The address of the structure.
  - 3. The name and address of the *owner* or the owner's authorized agent.
  - 4. A description of that portion of the structure for which the certificate is issued.
  - 5. A statement that the described portion of the structure has been inspected for compliance with the requirements of this code for the occupancy and division of occupancy and the use for which the proposed occupancy is classified.
  - 6. The name of the building official.
  - 7. The edition of the code under which the *permit* was issued.
  - 8. The use and occupancy, in accordance with the provisions of Chapter 3.
  - 9. The type of construction as defined in Chapter 6.
- 10. The design occupant load.
- 11. If an *automatic sprinkler system* is provided, whether the sprinkler system is required.
- 12. Any special stipulations and conditions of the building *permit*.
- [A] 111.3 Temporary occupancy. The building official is authorized to issue a temporary certificate of occupancy

before the completion of the entire work covered by the *permit*, provided that such portion or portions shall be occupied safely. The *building official* shall set a time period during which the temporary certificate of occupancy is valid.

[A] 111.4 Revocation. The building official is authorized to, in writing, suspend or revoke a certificate of occupancy or completion issued under the provisions of this code wherever the certificate is issued in error, or on the basis of incorrect information supplied, or where it is determined that the building or structure or portion thereof is in violation of any ordinance or regulation or any of the provisions of this code.

#### SECTION 112 SERVICE UTILITIES

[A] 112.1 Connection of service utilities. A person shall not make connections from a utility, source of energy, fuel or power to any building or system that is regulated by this code for which a *permit* is required, until released by the *building official*.

[A] 112.2 Temporary connection. The building official shall have the authority to authorize the temporary connection of the building or system to the utility, source of energy, fuel or power.

[A] 112.3 Authority to disconnect service utilities. The building official shall have the authority to authorize disconnection of utility service to the building, structure or system regulated by this code and the referenced codes and standards set forth in Section 101.4 in case of emergency where necessary to eliminate an immediate hazard to life or property or where such utility connection has been made without the approval required by Section 112.1 or 112.2. The building official shall notify the serving utility, and wherever possible the owner and occupant of the building, structure or service system of the decision to disconnect prior to taking such action. If not notified prior to disconnecting, the owner or occupant of the building, structure or service system shall be notified in writing, as soon as practical thereafter.

#### SECTION 113 BOARD OF APPEALS

[A] 113.1 General. In order to hear and decide appeals of orders, decisions or determinations made by the *building official* relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals. The board of appeals shall be appointed by the applicable governing authority and shall hold office at its pleasure. The board shall adopt rules of procedure for conducting its business.

[A] 113.2 Limitations on authority. An application for appeal shall be based on a claim that the true intent of this code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of this code do not fully apply or an equally good or better form of construction is proposed. The board shall not have authority to waive requirements of this code.

[A] 113.3 Qualifications. The board of appeals shall consist of members who are qualified by experience and training to

#### Part I, Charter, Article 9, Boards and Commissions

Section 9.10. - Zoning board of adjustment.

- (a) Purpose. The zoning board of adjustment shall, in appropriate cases and subject to appropriate conditions and safeguards, make special exceptions to the terms of the comprehensive zoning ordinance, or any successor thereto, in harmony with its general purpose and intent and in accordance with general or specific rules therein contained.
- (b) Powers. The zoning board of adjustment shall have the following powers:
  - (1) To hear and decide appeals where it is alleged there is error in any order, requirement, decision or determination made by an administrative official in the enforcement of any zoning ordinance.
  - (2) To hear and decide special exceptions to the terms of the comprehensive zoning ordinance, or any successor thereto, when the comprehensive ordinance requires the board to do so under such ordinance.
  - (3) To authorize upon appeal in specific cases such variance from the terms of a zoning ordinance if the variance is not contrary to the public interest, where, owing to special conditions, a literal enforcement of the provisions of the zoning ordinance will result in unnecessary hardship, and so that the spirit of the zoning ordinance shall be observed and substantial justice done.

In exercising the above-mentioned powers, such board may reverse or affirm, wholly or partly, or may modify the order, requirement, decision or determination appealed from and may make such order, requirement, decision or determination as ought to be made, and to the end shall have all the powers of the administrative official from whom the appeal is taken.

The concurring vote of seventy-five percent (75%) of the members of the board shall be necessary to reverse any order, requirement, decision or determination of any such administrative official or to decide in favor of the applicant on any matter upon which it is required to pass under any such ordinance or to effect any variation in such ordinance.

Any person or persons, jointly or severally, aggrieved by any decision of the board of adjustment, or any taxpayer, or any officer, department, board or bureau of the municipality, may present to the District Court a petition, duly verified, setting forth that such decision is illegal, in whole or in part, specifying the grounds of the illegality, as allowed by state law. Such petition shall be presented to the District Court within ten (10) days after the filing of the decision in the office of the board.

(c) Membership and terms. The board shall consist of at least five (5) regular members and two (2) alternate members, who shall be appointed for two (2) year terms. At least one (1) member shall reside in each of Districts 1 through 4 of the city. An alternate member shall at the request of the chairperson sit for and in place

of an absent regular member and shall for the duration of the absence be as a regular member.

(d) Procedures. A chairperson and vice-chairperson shall be appointed by the city council. Meetings shall be held monthly or as required. All matters heard by the board of adjustment shall be heard by the minimum of seventy-five percent (75%) of the members of the board.

The board shall adopt rules in accordance with the provisions of any ordinance adopted pursuant to this section. Meetings of the board shall be held at the call of the chairperson and at such other times as the board may determine. Such chairperson, or in the absence of the acting chairperson, may administer oaths and compel the attendance of witnesses. The board shall keep minutes of its proceedings, showing the vote of each member upon each question, or, if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the board and shall be a public record.

Appeals to the board of adjustment may be taken by any person aggrieved or by any officer, department, board or bureau of the municipality affected by any decision of the administrative official. Such appeal shall be taken within a reasonable time, as provided by the rules of the board, by filing with the administrative official from whom the appeal is taken and with the board of adjustment a notice of appeal specifying the grounds thereof. The administrative official from whom the appeal is taken shall forthwith transmit to the board all the papers constituting the record upon which the action appealed from was taken.

Except as otherwise provided by state law, an appeal stays all proceedings in furtherance of the action appealed from, unless the administrative official from whom the appeal is taken certifies to the board of adjustment after the notice of appeal shall have been filed and that by reason of facts stated in the certificate a stay would cause imminent peril to life or property. The board of adjustment shall fix a reasonable time for the hearing of the appeal, give public notice thereof, as well as due notice to the parties in interest, and decide the same within a reasonable time. Upon the hearing any party may appear in person or by agent or by attorney.

(Ord. No. 4144, § 2(exh. A, 11-16-15)

# **Exhibits**

- A. July 13, 2015 Certificate of Occupancy (Guozhen Shang)
- B. March 20, 2018 Certificate of Occupancy (Yueli Ke)
- C. April 1, 2018 Transfer of Lease
- D. November 30, 2018 Notice of Intent & Pre-Determination Hearing Letter
- E. December 20, 2018 Notice of Revocation Letter
- F. December 27, 2018 Appeal Letter







# **Community Services**

Office Phone - (972) 744-4180 • Inspection Request - (972) 744-4181 • FAX - (972) 744-5802

# CERTIFICATE OF OCCUPANCY

#### PERMANENT

Issue date	7/13/15
Property Address	1889 N PLANO RD RICHARDSON TX 75081
Tenant number, name Legal Description	
Property Zoning	LR-M(1)
Owner	SKL INVESTMENT
Contractor	
Application number Description of Work Occupancy type Special conditions PURE MASSAGE	CERTIFICATE OF OCCUPANCY
1889 N PLANO	
RICHARDSON, T	
BUSINESS OWNE	RSHIP CHANGE
Approved	Building Official
	Darraria Orricial

# CITY OF RICHARDSON



JUL 0 2 2015



# COMMUNITY SERVICES

# CERTIFICATE OF OCCUPANCY APPLICATION

COMMUNITY SERVICES

OFFICE PHONE - 972/744-4180 • INSPECTION REQUEST - 972/744-4181 • FAX - 972/744-5802

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Business Name Change?		Business Ownership		lemm	Alcoholic beverages
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StateZipEmail					Dry Cleaning
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Address 2050 N Ste	mmons Fi	/			* Dust producing process
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State 7x2ip 7002) Email					Fireworks, Explosives or Ammunition
					Liquid propane gas
		Restaurant			High Piled Stock
	In addition please c			ack**	* Metal finishing/plating
Describe Specific Operations (Primary & Ac	cessory Uses)	Place o	n lines below		Circuit board  * manufacturing/assembly
masseye					Semiconductor
Total Employees At This Site 2	Squara Foo	A A This City			* manufacturing  * Electronic assembly
				-	* Cooling lower/systems
Business Hours of Operation 900	am - wil	bo pro			Other hazards (specify)
Business Web Address					
I Hereby Certify That The Above Informa	tion Is True and Corre	ect To The Best Of N	ly Knowledge.	<del></del>	* Review required by the Health Department,
Shund Case when					Provide Chemical Data
(Signature of Applicant)					Sheets to the Fire Marshal
TODAY'S DATE: 7/2/15 MOVE IN	DATE: IN	NSPECTION DATE/	TIME: 0 1	IT am	Ilisting the maximum     quantity of all hazardous
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		FOR OFFICE US	FONLY		
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ZONING LR-MI)	POLICE				
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	СВО	BT	nnix		
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RELEASED 7-13-15



# Texas Department of State Health Services

DOES HEREBY CERTIFY THAT

# Guozhen Shang

meets the qualifications established in Texas Occupations Code, Chapter 455 to practice the profession of massage therapy and is authorized to employ the title

# Licensed Massage Therapist

in the State of Texas, so long as this certificate is not revoked or suspended and is renewed according to applicable law and rules.

License Number MT112554

Effective 3/2/2011

INVALID WITHOUT CURRENT RENEWAL CARD

Daid Jahry 10

David L. Lakey, M.D. Commissioner of Health



# Texas Department of State Health Services

certifies that the person identified below is a

# Licensed Massage Therapist Guozhen Shang

License Number MT112554

Cardholder Signature

Control Number 106517

Expires 7/31/2015

The state of the s

Commissioner

Carry this card with you





OFFICE PHONE - 972/744-4180 • INSPECTION REQUEST - 972/744-4181 • FAX - 972/744-5802

FREFARED 7/10/15, 11:11:58 CITY OF RICHARDSON

INSPECTION TICKET INSPECTOR MATT SOUTRE

FAE 1 DATE 7/07/15

ADDRESS . . .: 1987 M PLAND RD

TENAT, MER .: PLACE MAGGAGE

CONTRACTOR .:

DAMER . . . : SKL INVESTMENT

AFFLICATION . : CERTIFICATE OF COCLPANDY

FERMIT TYPE .: CERTIFICATE OF OCCUPANCY

SURDIVISION . :

PHOE . . . . (000)

FIDE . . . . . (000)

AFFL NUMBER . : 15 00003227 000 000

LAND ID . . . . 94547

TYP/90	REDUESTED	OPPLETED	INSP	RESILTS	DESCRIPTION/FESILTS/CONTENTS
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80DI 02	7/10/15	1/10	MS2	014	and property needs to be mowed.  CERTIFICATE OF OCC, BUILDING RED TIME: PM VRUM: CO4926499 MASSASE





OFFICE PHONE - 972/744-4180 • INSPECTION REQUEST - 972/744-4181 • FAX - 972/744-5802

FREPARED 7/10/15, 11:11:58 CITY OF RICHARDSON	INSPECTION TICKET INSPECTION MATT SQUIRE	PAE 2 DATE 7/07/15
ADDRESS : 1889 N PLAND RD TENANT, NER . : PURE MASSAGE CONTRACTOR . : OWNER : SKL INVESTMENT APPLICATION . : CERTIFICATE OF OCCUPAN PERMIT TYPE . : CERTIFICATE OF OCCUPAN	A STATE OF THE PROPERTY OF THE STATE OF THE	000 000
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PCDI 02 7/10/15 7/10 MS2 C	T/S: 07/09/2015 02:49 FM SMITHP T/S: 07/10/2015 11:05 AM SHINER  T/S: 07/10/2015 11:09 AM SHINER  CERTIFICATE OF OCC, FLUMBING REQ TIME: PM VRUM: T/S: 07/09/2015 02:49 FM SMITHP T/S: 07/10/2015 11:07 AM SHINER T/S: 07/10/2015 11:09 AM SUTHER	* OV4926515

— COMPENIS AND NOTES —



SHCO 01 7/07/15 XXXXXXXX

STCO 01 7/07/15 XXXXXXXX SJ



DATE 7/07/15

# COMMUNITY SERVICES DEPARTMENT

OFFICE PHONE - 972/744-4180 • INSPECTION REQUEST - 972/744-4181 • FAX - 972/744-5802

	SPECTION TICKET PAGE SECTOR Perry, David DATE 7.
ADDRESS : 1889 N PLAND RD TENANT, NBR . : FURE MASSAGE CONTRACTOR . : OWNER : SKL INVESTMENT APPLICATION . : CERTIFICATE OF OCCUPANCY PERMIT TYPE . : CERTIFICATE OF OCCUPANCY	SUBDIVISION .:  PHONE : (000)  PHONE : (000)  AFPL NUMBER .: 15 00003227 000 000  LAND ID : 94547
TYP/SQ REQUESTED COMPLETED INSP_RESULT	DESCRIPTION/RESULTS/CONVENTS
BCDI 01 7/07/15 / DWF D	CERTIFICATE OF OCC, BUILDING REQ TIME: PM VAUH: 004924122 MASSASE THERE IS AN OPEN EXEMIT FROM 2013 PERMIT #13-2981 PLUTNING WAS DISAPPROVED AND WHEN INSPECTIONS NEVER CALLED IN
EDDI 01 7/07/15 DMP	T/S: 07/07/2015 11:30 AM ADAMST ————————————————————————————————————
FMOD 01 7/07/15 XXXXXXXX FM XXXXXX	CERTIFICATE OF OCC, FIRE RED TIME: PM VRUM: 004924189 T/S: 07/07/2015 11:31 AM ADAMST

NEED DRYER VENT PROPERLY FUSIALLED TO EXTERIOR. NEED COVER PLACES ON ALL ELBCIRICAL DEVICES. NEED WIRES BEHIND DRYER 16FMINATED & COVER.

CERTIFICATE OF OCC., PLUMBING RED TIME: PM VRUM: 0049724148

NOTE: ANY EXISTING SIGNAGE RELATED TO PREVIOUS TENANT MUST

T/S: 07/07/2015 11:31 AM ADAMST -

T/S: 07/07/2015 11:31 AM ADAMST -

E REMOVED PATOR TO OCCUPANCY. T/S: 07/07/2015 11:31 AM ADAMST -

XXXXXX CERTIFICATE OF OCC, SIGN RED TIME: PM VRUH: (X)4924155

XXXXXX CERTIFICATE OF OCC., SITE REQ TIME: FM VRLH: 004924171





OFFICE PHONE - 972/744-4180 • INSPECTION REQUEST - 972/744-4181 • FAX - 972/744-5802

PREPARED 7/07/15, 11:32:14 CITY OF RICHARDSON IMPECTION TICKET

INSPECTOR Jackson, Stephanie

PACE 2
DATE 7/07/15

ADDRESS . . . : 1889 H PLAND RD

TEMANT, NER .: PLEE MASSAGE

CONTRACTOR .:

DAMER . . . . . SKL INVESTMENT

APPLICATION . : CERTIFICATE OF OCCUPANCY

PERMIT TYPE . : CERTIFICATE OF OCCUPANCY

SUBDIVISION . :

PARE ...: (000)

PHIE .... (WW)

AFFL NUMBER . : 15 00003227 000 000

LAND ID . . . . 94547

TYP/SQ	REGLESTED	COPPLETED	THSP	RESULTS	DESCRIPTION/RESULTS/COMMENTS
ADI 01	7/07/15	XXXXXXXX	DEP	XXXXXX	CERTIFICATE OF OCC, BUILDING REG TIPE: PM VRLM: 004924122 MASSASE THERE IS AN OPEN PERMIT FROM 2013 PERMIT #13-2983 PLUMBING WAS DISAPPROVED AND OTHER INSPECTIONS NEVER CALLED IN T/S: 07/07/2015 11:30 AM ADAMST
:00I 01	7/07/15	XXXXXXXXX	DIP	XXXXXX	CERTIFICATE OF OCC, ELECTRICAL RED TIME: PM VRUM: 004924130 T/S: 07/07/2015 11:31 AM ADAMST
PED 01	7/07/15	XXXXXXXX	-12	XXXXXXX	CERTIFICATE OF OCC, FIRE RED TIME: PM VRUH: 004924189 T/S: 07/07/2015 11:31 AM ADAMST
		XXXXXXXXX /			CERTIFICATE OF OCC, PLUMBING REQ TIME: PM VRUM: 004924148 T/S: 07/07/2015 11:31 AM ADAMST
		7/7/15		Me	CERTIFICATE OF OCC, SIGN RED TIME: PM VRUM: 004924155 NOTE: ANY EXISTING SIGNAGE RELATED TO PREVIOUS TENANT MUST BE REMOVED PRIOR TO OCCUPANCY.
STCO 01	7/07/15	7 hlus	## 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	AD	T/S: 07/07/2015 11:31 AM ADAMST ————————————————————————————————————

---- CONVENTS AND NOTES

parales weed to be repaired trash Needs to be picked up Proporty Needs to be mouro



# CITY OF RICHARDSON



JUL 0 2 2015

# CERTIFICATE OF OCCUPANCY APPLICATION COMMUNITY SERVICES OFFICE PHONE - 972/744-4180 • INSPECTION REQUEST - 972/744-4181 • FAX. 05

	,000					AX - 972/744-5802
Property Address:	1889 N	plano Ro	C. Richard	YM, TX	708/#	Check only the items
Name of Business	pur	e Marsa	4re			you store, sell or use in your occupancy or
New Tenant?	D.V	□ N	Property Owner Ch	anne?	DY AN	business.
Business Name Ch	nange?  Y	1	Business Ownersh		9.1	A/coholic beverages
If relocation: reloca	itlon from what city/p	_	Dadineds Ownersh.	p Change?	Ph DN	+ Food Products
	morr morr what engrp	my sicar address?				Food and/or beverage processing, storage or
						* sales
Highest Ranking O	fficial <u>E</u>	ozlen S	hours	Ph# 9	117705 8686	Flammable or combust liquids
Home Address	33-37.	Drince St			3 0000	(10 gal, or more only)
		Bangi		CONO		Poisonous or rezardou
Applicant Name	Supela	in Shar	1	Ph#		Compressed gases
		oview.	7	Ph #		Painting with flammable Car Washing
Home Address						* Creates waste water
StateZip		4 6				Do Cleaning
Property Owner	SKE THU	esnul (o	mpay LTD	Ph#2	214-741-329	Woodworking
Address 205	o N Ste	minone F	up'			* Dust producing process
State 7 X Zip 7	CO27 Email		•			Welding or cutting Fireworks Explosives o
						Ammunition
Business/Property U	Jse: Retail 🔲 N	Nanufacturing	Restaurant [			Liquid propane gas
Office Wa		'in addition please o	check all applicable	uses listed on b	ack**	High Piled Stock  * Metal finishing/pleting
	perations (Primary & Ac	cessory U:es)		on lines below		Circuit board
	massage					* manufacturing/assembly Semiconductor
Total Carolanaa At	Thin Site ' 7	0. 5				* manufacturing
		Square Fe			_	* Electronic assembly  * Cooling tower/systems
		am - CO 1	go pro			Other hazards (specify)
Business Web Addr						
1 Hereby Certify Tha	I The Above Informa	tion Is True and Con	ect To The Best Of	My Knowledge.		Review required by the
Shelve	(ax mon					Health Department
(Signature of Applica	ant)					Sheets to the Fire Marshal
TODAY'S DATE:	/E/IJ MOVE IN	DATE: I	NSPECTION DATE	/TIME: 7 /-	e an	d sling the maximum quartity of all hazardous
	<u> </u>			1-61	3 ///	material.
			FOR OFFICE U	SEONLY		
APPLICATION #	15-3221	DEPARTMENT	APPROVAL	DATE	SPEC	CIAL NOTES
OCCUP. CLASS		BLDG INSP.		1		
CONST, TYPE	<u> </u>	FIRE MARSHAL	50 OX	7/10		
	ł.	POLICE		1/8		
ZONING						
ZONING		HEALTH CBO				







# **Community Services**

Office Phone - (972) 744-4180 • Inspection Request - (972) 744-4181 • FAX - (972) 744-5802

#### CERTIFICATE OF OCCUPANCY

#### PERMANENT

	-//
Property Address	1889 N PLANO RD RICHARDSON TX 75081
Tenant number, name Legal Description	PURE MASSAGE SPRING CREEK BUSINESS PARK
Legal Description	BLK 1 LT 2 ACS 1.719 VOL96217/3297 DD011696
Property Zoning	LR-M(1)
Owner	SKL INVESTMENT
Contractor	
Application number Description of Work Occupancy type	CERTIFICATE OF OCCUPANCY
Special conditions	
PURE MASSAGE	
1889 N PLANO F RICHARDSON, TX	
BUSINESS OWNER	
Approved	Brent Typion
	Building Official



# MAR 1 5 2018

# CERTIFICATE OF OCCUPANCY APPLICATION

COMMUNITY SERVICES

OFFICE PHONE - 972/744-4180 • INSPECTION REQUEST - 972/744-4181 • FAX - 972/744-5802

Property Address: 1889 N. Plano Road, Richardson, TX 7508   Suite # 1889	Check only the items you store, sell or use in
Name of Business: Pure Massage	your occupancy or business.
New Tenant?	Alcoholic beverages
Business Name Change?	* Food Products
If relocation; relocation from what city/physical address?	Food and/or beverage processing, storage or
	* sales Flammable or combustible
Highest Ranking Official Yueli Ke Ph # (626) 235-8931	liquids (10 gal. or more only)
Home Address 8355 Harwood Rd, Apt 1736, North Richland Hills	Poisonous or hazardous chemicals / acids
State TX Zip 76180 Email None	Compressed gases
Applicant Name Xu Shen Ph # 214 7999838	Painting with flammables
Home Address 2037 Camelot Dr Allen	Car Washing     Creates waste water
State TX zip 75013 Email Bangni @ Ymail, Com	Dry Cleaning (flammable solvents)
Property Owner SKL Investment Company Ph # 214 752 6780	* Woodworking
Address 2050 N Stemmons Fleeway, Dallas	* Dust producing process
,	Welding or cutting Fireworks, Explosives or
State TXzip 75207 Email_	Ammunition
	Liquid propane gas  High Piled Stock
Business/Property Use: Retail Manufacturing Restaurant Marufacturing Restaurant Marufacturing Restaurant Marufacturing Restaurant Marufacturing Restaurant Marufacturing Marufacturing Marufacturing Restaurant Marufacturing Maruf	* Metal finishing/plating
Describe Specific Operations (Primary & Accessory Uses)	Circuit board  * manufacturing/assembly
Massage Stone	Semiconductor
1257	* manufacturing  * Electronic assembly
Total Employees At This Site/Square Feet At This Site/	Cooling tower/systems
Business Hours of Operation 9:000 - 8:00 pm	Other hazards (specify)
Business Web Address	Review required by the
I Hereby Certify That The Above Information Is True and Correct To The Best Of My Knowledge.	* Health Department.
Arr -	Provide Chemical Data Sheets to the Fire Marshal
(Signature of Applicant)	
TODAY'S DATE: 3/15/18 MOVE IN DATE: INSPECTION DATE/TIME: 3/4-18 PM	quantity of all hazardous material.
FOR OFFICE USE ONLY	

#### DEPARTMENT ARPROVAL DATE SPECIAL NOTES APPLICATION # OCCUP. CLASS BLDG INSP. FIRE MARSHAL CONST. TYPE POLICE ZONING **HEALTH** 3/21/18 СВО Rec. # /8. 3-15-18 Amount \$ 180.00 Cash / Ck # Date

RELENSED 3-2018

# **List of Uses**

1 3 2 g - F

Please indicate the intended use proposed for the subject location from the list below:

☐ Fraternal organization \*

\* Special Permit required. Please see Article XXII-A of the City of Richardson's Comprehensive Zoning Ordinance for details.

	A and B		Furniture, home furnishings & appliance store		Photography or art studio
	Accessory buildings (as defined)		G and H		Print shop — Major
	Ambulance service *		Garage - detached		Print shop — Minor
	Amusement arcade *		Grocery store		Private amenity center *
	Antenna — Accessory		Grocery store with beer & wine sales for		Private club/bar *
	Antenna — Commercial, up to three antennas		off-premises consumption		Private recreation club *
	or equipment buildings		Hardware store		Public building
	Antenna — Commercial, more than 3 antennas		Health club		Q and R
	or equipment buildings *		Hospital *		Radio or television station
	Antenna — Freestanding *		Hotel — Full service *		Radio, recording, or television studio
	Antenna — Mounted		Hotel — Limited service *		Repair shop — Household items
	Antique shop		Hotel — Suite *		Repair shop — Personal items
	Apartments		I-L		Research laboratories and facilities
	Art gallery		Incidental retail/restaurant/personal service in		Restaurant with food and beverage permit
	Assisted living facility *		office building		Restaurant with curb service *
	Bakery		Incidental retail/restaurant/personal service in		Restaurant with drive-thru service *
	Bank or financial institution		office or industrial building		Restaurant without drive-thru or curb
	Barber or beauty salon		Independent living facility *		service *
	Beer & wine package sales that derive 75% or		Jewelry store		Retail activities in conjunction with a
	more revenue from sales of beer and/or wine *		Laundromat, less than 6,000 square feet, no	_	wholesale activity
	Boarding kennel *		pick-up and delivery service		Made in the Land Control of the Land Control o
	Book, card, or stationery store		Laundry or dry cleaning service, less than 6,000		beverage for off-premise consumption in
	Bowling alley		square feet, no pick-up or delivery service		a drive-up, drive-thru, drive-in facility *
	C and D		Laundry pick-up station		
	Camera and photographic supply shop		M	_	S and T
	Carwash *		Mailing service	П	School — Parochial, located on same lot as
	Catering service		Manufacturing facility		religious institution
	Check cashing, payday advance/loan business		Manufacturing facility — Heavy *	П	School — Parochial, not located on same lot
	or car title loan business *		Manufacturing facility — High-tech		as religious institution *
	Childcare center *		Martial arts school	П	School — Private *
	Church		Mortuary or funeral home *	П	Self-service warehouse *
	Church parking lot in any residential district		Motor freight terminal *	П	Self-service warehouse (secondary use) *
J	where parking lot is abutting church lot, but		Motor vehicle body shop *	П	Sexually-oriented business *
	separated by dedicated public street/alley *		Motor vehicle parts and accessory sales, no	П	Smoking establishment *
	Clothing or apparel store		outdoor storage or display		Sporting goods store
	Commercial amusement center *		Motor vehicle rental — maximum 10 light load		Tailor shop
	Contracting operation	_	vehicles in multi-tenant building	П	Technical training school
	Controlled substance paraphernalia shop *		Motor vehicle rental — 10 or more vehicles or in		Tobacco store — Retail
	Convenience store		a single tenant building *		
	Convenience store with beer & wine sales for		Motor vehicle repair shop — Major *		U - W
	off-premise consumption		Motor vehicle repair shop — Minor *	П	Veterinary office
	Department store		Motor vehicle sales/leasing — New	П	Video rental store
	Distribution center		Motor vehicle service station *	П	Warehouse
	Driving instruction school		Movie theater		Wholesale establishment
	Drugstore or pharmacy		Musical instrument sales and repair		Wrecker service *
	E and F		N - P		
	Fabric store		Nursery or greenhouse, retail sales only *		A
	Fine arts studio *		Nursing/convalescent home *		2 7
	Florist		Office		14
	Food or beverage - pre-package for off-premise		Office furniture, equipment & supply store		
	consumption (drive-up/drive-thru/drive-in) *		Parking lot or garage - commercial off-street		
П	Fortune-teller/psychic reader/spiritual advisor *	П	Pawn shop		



# Texas Department of State Health Services

DOES HEREBY CERTIFY THAT

# Na Ding

meets the qualifications established in Texas Occupations Code, Chapter 455 to practice the profession of massage therapy and is authorized to employ the title

# Licensed Massage Therapist

in the State of Texas, so long as this certificate is not revoked or suspended and is renewed according to applicable law and rules.

License Number MT125482

Effective 7/26/2016

INVALID WITHOUT CURRENT RENEWAL CARD

John Hellerstedt, M.D., Commissioner of Health



# Texas Department of State Health Services

certifies that the person identified below is a

# Licensed Massage Therapist Na Ding

License Number MT125482

Control Number 172937

Cardholder Signature

Expires 9/30/2019

Commissioner





OFFICE PHONE - 972/744-4180 • INSPECTION REQUEST - 972/744-4181 • FAX - 972/744-5802

PREPARED 3/20/18, 8:01:19

CITY OF RICHARDSON

INSPECTION TICKET INSPECTOR Perry, David PAGE

DATE 3/16/18

ADDRESS . . . : 1889 N PLAND RD

TENANT, NER . : PURE MASSAGE

CONTRACTOR .:

DANER . . . : SKL INVESTMENT

APPLICATION . : CERTIFICATE OF OCCUPANCY

PERMIT TYPE . : CERTIFICATE OF OCCUPANCY

SUBDIVISION . :

PHONE . . . . : (000)

PHONE . . . . : (000)

APPL NUMBER .: 18 00001238 000 000

STRUCTURE DESC: MASSAGE THERAPY

LAND ID . . . : 94547

TYP/SQ REQUESTED COMPLETED INSP RESULTS

DESCRIPTION/RESULTS/COMMENTS

T/S: 03/19/2018 02:48 PM SMITHP -

PCOI 02 3/20/18

T/S: 03/19/2018 02:48 PM SMITHP -CERTIFICATE OF OCC, ELECTRICAL RED TIME: AM VRUM: 005756135 T/S: 03/19/2018 02:48 PM SMITHP -CERTIFICATE OF OCC., PLUMBING REQ TIME: AM VRUM: 005756143

COMMENTS AND NOTES .







OFFI	CE PHONE -	972/744	4180 · INSPEC	TION REQUE	EST - 972/74	4-4181 • FAX –	972/744-5802
	) 3/16/18, 8:03:4 RICHARDSON	<b>1</b> 7	INSPECTION TICK		$\sim$ $\sim$	PAGE DATE 3/16	5
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ARRECCO	4000 H D	ALD DO	130 Cal	1 Dac		1:11	art
TENANT,	: 1889 N PI NBR .: PURE MASS TOR .:		Pay 1.1	SUBDIVISION OF PHONE	(000)	e wing	101
DWNER .	: SKL INVE		Sicha	PHONE . ,	1 / n= (000)		129
	TION .: CERTIFIC			e Cl Appl Number		01238 000 000	
PENTI	TYPE .: CERTIFIC	air ur ucc	HALL STOWN O	LAND ID .	: 94	547 GUD	u
TYP/90	REQUESTED COMPLETI	ED INSP	RESULTS DES	CRIPTION/RESULTS	S/COMMENTS		
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ECOI 01	3/16/18	Q DWP .				PM VRUH: 005753934	1
	// *				AM ADAMST		
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OFFICE PHONE - 972/744-4180 • INSPECTION REQUEST - 972/744-4181 • FAX - 972/744-5802

PREPARED 3/16/18, 8:03:47

INSPECTION TICKET

PAGE

CITY OF RICHARDSON

INSPECTOR RIC ROCHA

DATE 3/16/18

ADDRESS . . . : 1889 N PLAND RD

TENANT, NER . : PURE MASSAGE

CONTRACTOR . :

OWNER . . . . : SKL INVESTMENT

APPLICATION . : CERTIFICATE OF OCCUPANCY

PERMIT TYPE . : CERTIFICATE OF OCCUPANCY

SUBDIVISION . :

PHONE . . . . : (000)

PHONE . . . : (000)

APPL NUMBER .: 18 00001238 000 000

STRUCTURE DESC:

LAND ID . . . : 94547

TYP/SQ	REQUESTED	COMPLETED	INSP	RESULTS	DESCRIPTION/RESULTS/COMMENTS
BCOI 01	3/16/18	XXXXXXXXX	DWP	X00000X	CERTIFICATE OF OCC, BUILDING RED TIME: PM VRUM: 005753926 NEW TENANT/BUSINESS OWNERSHIP CHANGE MASSAGE STORE
					T/S: 03/15/2018 11:23 AM ADAMST
ECOI 01	3/16/18	XXXXXXXXX	DWP	XXXXXXX	CERTIFICATE OF OCC, ELECTRICAL REQ TIME: PM VRUH: 005753934
					T/S: 03/15/2018 11:23 AM ADAMST
7MCO 01	3/16/18	XXXXXXXXX	FM	XXXXXXX	CERTIFICATE OF OCC, FIRE REQ TIME: PM VRUM: 005753975
					T/S: 03/15/2018 11:23 AM ADAMST
COI O1	3/16/18	XXXXXXXX	Dag	XXXXXXX	CERTIFICATE OF OCC, PLUMBING REQ TIME: PM VRUH: 005753942
ENCO 01	3/16/18	3/16/18	RR	AP	T/S: 03/15/2018 11:23 AM ADAMST ————————————————————————————————————
					NOTE: ANY EXISTING SIGNAGE RELATED TO PREVIOUS TENANT MUST BE REMOVED PRIOR TO OCCUPANCY.
		VITAIL		AD	T/S: 03/15/2018 11:23 AM ADAMST
STCO 01	3/16/18	2/18/10	RR	HI	CERTIFICATE OF OCC, SITE RED TIME: PM VRUM: 005753967
	Appra	red			T/S: 03/15/2018 11:23 AM ADAMST
	The			- COMMEN	ITS AND NOTES

CITY OF RICHARDSON



MAR 15 2018

# CERTIFICATE OF OCCUPANCY APPLICATION

COMMUNITY SERVICES

OFFICE PHONE - 972/744-4180 • INSPECTION REQUEST - 972/744-4181 • FAX - 972/744-5802

Property Address: 1889 N. Plano Road, Richardson, TX 7508   Suite # 1889	Check only the items
Name of Business: Pure Massage	you store, sell or use in your occupancy or
	business.
Tropolly officer change:	Alcoholic beverages
Business Name Change?	* Food Products
If relocation; relocation from what city/physical address?	Food and/or beverage processing, storage or
	* sales
Highest Ranking Official Yueli Ke Ph# (626) 235-8931	Flammable or combustib liquids
Home Address 8355 Harwood Rd, Apt 1736 North Richland Hills	(10 gal. or more only)  Poisonous or hazardous
State TX Zip 76180 Email None	chemicals / acids
	Compressed gases
	Painting with flammables  Car Washing
Home Address 2037 (amelot Dr. Allen	* Creates waste water
State TX zip 7.5013 Email Bangni @ Ymail, Com	Dry Cleaning (flammable solvents)
Property Owner SKL Investment Company Ph # 214 752 6780	* Woodworking
Address 2050 N Stemmons Fleeway, Dallas	* Dust producing process
State TXZip 75207 Email	Welding or cutting Fireworks, Explosives or
	Ammunition     Liquid propage gas
Business/Property Use: Retail  Manufacturing  Restaurant  Restaurant	High Piled Stock
Office Warehouse **In addition please check all applicable uses listed on back**	* Metal finishing/plating
Describe Specific Operations (Primary & Accesspry Uses)	Circuit board     manufacturing/assembly
Massage Stone	Semiconductor
Total Employees At This Site / Square Feet At This Site 1250	* manufacturing  * Electronic assembly
Business Hours of Operation 9:000 - 8:00 pm	* Cooling tower/systems
Business Web Address None	Other hazards (specify)
	Review required by the
I Hereby Certify That The Above Information Is True and Correct To The Best Of My Knowledge.	Health Department.
	Provide Chemical Data Sheets to the Fire Marshal
(Signature of Applicant)	Issling the maximum
TODAY'S DATE: 3/15/18 MOVE IN DATE: INSPECTION DATE/TIME: 3/4-18 PM	quantity of all hazardous material.
FAR OFFICE HAP ANNY	
FOR OFFICE USE ONLY	

FOR OFFICE USE ONLY										
APPLICATION #	18-1238	DEPARTMENT	APPROVAL	DATE	SPECIAL NOTES					
OCCUP. CLASS		BLDG INSP.								
CONST. TYPE		FIRE MARSHAL	SFE	3/10/18	PASS					
ZONING		POLICE								
		HEALTH								
		СВО	1 .							
Date 3-15-18	Amount \$	180.00 F	Rec. # 18-149	O Cash / C	ck# OV	By JA	XXXII			

# **Exhibit C**

#### TRANSFER OF LEASE AGREEMENT BETWEEN

## SKL INVESTMENT COMPANY LTD, LANDLORD

#### **AND**

# GUOZHEN SHANG D/B/A MASSAGE SPA, TENANT

#### **COVERING THE PROPERTY AT**

## 1889 N. PLANO RD, RICHARDSON, TX 75081

Date of Lease Transfer:

April 1, 2018

The Landlord agrees to the transfer of the above referenced Lease Agreement by Guozhen Shang, DBA Massage Spa, to Yueli Ke under the following terms:

- 1. The New Tenant's name is Yueli Ke, 8355 Harwood Road, Apt 1736, North Richland Hills, TX 76180
- 2. Effective April 1, 2018, Yueli Ke agrees to assume the Lease Agreement from Guozhen Shang, under the same terms and conditions stated in the original Lease Agreement signed on May 8<sup>th</sup>, 2013 and later extended on March 4, 2016.
- 3. Ms. Guozhen Shang agrees to personally guarantee the full compliance of the Lease Agreement and will be responsible for the remainder of the Lease until May 7, 2019.
- 4. The existing security deposit of \$3,600 will be transferred to the new Tenant.
- 5. All other terms and conditions of the original Lease Agreement signed on May 8, 2013 and extension signed on March 4, 2016 shall remain the same and in full effect.

SKL Investment Company Ltd

Landlord

Guozhen Shang

Guarantor

Yueli Ke, Tenant

8355 Harwood Road, Apt 1736, North Richland Hills, TX 76180

DL # 40185832 SS# 091-96-2105

# **Exhibit D**

#### November 30, 2018

By Hand Delivery and Cert. Mail, RRR No.

Xu Chen Pure Massage 1889 North Plano Road Richardson, Texas 75081

By Cert. Mail, RRR No.

Xu Chen Pure Massage 2037 Camelot Drive Allen, Texas 75013 Cert. Mail, RRR No.

Yueli Ke
Pure Massage
8355 Harwood Road
Apartment 1736
North Richland Hills, Texas 76180-5861

Cert. Mail, RRR No.

S. K. Lee, President S K L Investment Co., Ltd. 2050 N. Stemmons #130 Dallas, Texas 75207-3206

Re: Notice of Intent to Revoke Certificate of Occupancy 1889 N. Plano Rd. Richardson, Texas

#### Dear Sir or Madam:

This letter shall serve as the City of Richardson's ("City") Notice of Intent to revoke the Certificate of Occupancy issued on March 20, 2018 to Pure Massage for use of the property located at 1889 N. Plano Road, Richardson, Texas ("Property"), for a massage therapy business.

A pre-determination has been made that Pure Massage has failed to operate in accordance with the Certificate of Occupancy issued by the City – specifically, Pure Massage has failed to operate a lawful massage therapy business at the Property. The Richardson Police Department has provided information and evidence indicating that the Property was used for the unlawful activities of prostitution and attempt at prostitution on or about the following dates: 1/10/2018; 2/28/2018; 4/25/2018; and 5/03/2018.

Under the City's Building Code, the Building Official is authorized to revoke a certificate of occupancy if the use of the building is in violation of City ordinances. As stated above, the use of the Property for prostitution and attempt at prostitution are not permitted uses for the Property and no certificate of occupancy was issued for such use(s); therefore, such uses are unlawful.

Prior to the Building Official revoking the Certificate of Occupancy issued to Pure Massage for the Property, a pre-determination hearing will be held at 10:00 a.m. on 12/12/2018 in the Building Inspection Department, 411 W. Arapaho Rd., Suite 108, Richardson, Tx. 75080. You will have the opportunity to be heard at this hearing regarding this matter prior to the Building Official rendering a decision.

Xu Chen Yueli Ke S. K. Lee November 30, 2018 Page 2

If you have any questions, please don't hesitate to contact me.

Sincerely,

By:

Brent Tignor Building Official City of Richardson 972-744-4183

# **Exhibit E**

December 20, 2018

Cert. Mail, RRR No.

S. K. Lee, President S K L Investment Co., Ltd. 2050 N. Stemmons #130 Dallas, Texas 72507-3206 Cert. Mail, RRR No.

and by Email Transmission alfarkaslaw@gmail.com Andrew L. Farkas Andrew L. Farkas, P.C. 6200 Chase Oaks Blvd. Suite 102B Plano, Texas 75023

Re: Notice of Revocation of Certificate of Occupancy

1889 N. Plano Rd. Richardson, Texas

Dear Messrs. Lee and Farkas:

This letter shall serve as the City of Richardson's ("City") written notice of revocation of the Certificate of Occupancy issued on March 20, 2018 to Pure Massage for use of the property located at 1889 N. Plano Road, Richardson, Texas ("Property"), for a massage therapy business.

As a result of the pre-determination hearing which occurred on December 12, 2018, a determination has been made that Pure Massage has failed to operate in accordance with the Certificate of Occupancy issued by the City – specifically, Pure Massage has failed to operate a lawful massage therapy business at the Property. Specifically, the property was used for the unlawful activities of attempt at prostitution on or about the following dates: 4/25/2018; and 5/03/2018.

Under the City's Building Code, the Building Official is authorized to revoke a certificate of occupancy if the use of the building is in violation of City ordinances. As stated above, the use of the Property for attempt at prostitution are not permitted uses for the Property and no certificate of occupancy was issued for such use(s); therefore, such uses are unlawful and in violation of the City's Zoning Ordinance.

You may appeal my decision by filing a notice of your intent to appeal with my office on or before January 4, 2019. By filing an appeal, my decision is stayed and the Certificate of Occupancy will not be revoked until the Board renders a final decision. If you fail to appeal my decision, this notice is deemed to be the written notice of revocation as required under Section 111 of the 2015 International Building Code and such revocation will be effective January 5, 2019. Operating without a Certificate of Occupancy can result in a fine up to \$2,000.00 per day.

If you have any questions, please don't hesitate to contact me.

S. K. Lee Andrew L. Farkas December 20, 2018 Page 2

Sincerely,

By:

Brent Tignor
Building Official
City of Richardson
972-744-4183

**Exhibit F** 

Andrew L. Farkas, P.C.

Attorney Andrew L. Farkas

Mediator

Certification: Attorney Ad Litem
Member: College of the State Bar of Texas
Life Fellow, Texas Bar Foundation
Past President: Collin County Criminal

Defense Lawyers Association

6200 Chase Oaks Blvd., Suite 102B

Plano, Texas 75023

Telephone: (972) 423-9393 Telecopier: (972) 424-1636

Office E-mail: alfarkaslaw@gmail.com

SBN: 06819400

Cathy Compton Weatheread Paralegal

cweatheread@yahoo.com

December 27, 2018

City of Richardson Attn: Building Official Brent Tignor 411 W. Arapaho Rd. Suite 108 Richardson, Texas 75080

Re: Revocation of Pure Massage's Certificate of Occupancy Notice of Appeal

Dear Mr. Tignor:

Please be advised Yueli Ke, on behalf of Pure Massage, formally gives this Notice of Appeal of the decision dated December 20, 2018. This will confirm the Certificate of Occupancy will not be revoked until and unless the Zoning Board of Adjustments renders a decision. Please advise when the Board will review said appeal, or, if you prefer, we may discuss an appropriate date of hearing.

Thank you for your consideration in this matter.

Sincerely,

ANDREW L. FARKAS

ALF/ccw