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Certified Mail Fee
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Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ 3.35

Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postmark
 Here

Postage
 \$ 63

Total Postage and Fees
 \$ 8.53

Sent To
 Feng XU
 Street and Apt. No., or PO Box No. Lavender Massage 1 LLC
 City, State, ZIP+4® 1326 - 5th Street, Ste. C-3
 Marysville, WA 98270

PS Form 3800, April 2015 PSN 7530-02-000-9053

7020 0090 0000 1040 8649

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Feng XU
 Lavender Massage 1 LLC
 1326 - 5th Street, Ste. C-3
 Marysville, WA 98270



9590 9402 6483 0346 6732 26

2. Article Number (Transfer from service label)

7020 0090 0000 1040 8649

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X WU

Agent
 Addressee

B. Received by (Printed Name)

MAYAL

C. Date of Delivery

10/16/23

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Insured Mail Restricted Delivery (over \$500)

- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt



MARYSVILLE
COMMUNITY
DEVELOPMENT

October 13, 2023

Feng XU
Lavender Massage 1 LLC
1326 – 5th Street, Ste. C-3
Marysville, WA 98270

RE: Lavender Massage 1 LLC
1326 – 5th Street, Ste. C-3
City of Marysville Business License Application

The City of Marysville Community Development Department has reviewed the above-referenced business license application. At this time, the application is **DENIED** pursuant to Marysville Municipal Code (MMC) Section 5.02.060(2)(d)(iii) (“The director has reasonable grounds to believe applicant to be dishonest or to desire such license to enable applicant to practice some illegal act or some act injurious to the public health or safety.”).

During review of your application, it was discovered that the phone number provided as part of the application has been used in online advertisements for illegal activity, specifically in advertisements for prostitution. The City of Marysville Community Development Department therefore has reasonable grounds to believe that the granting of a business license in this matter would enable your business to practice illegal acts, or other acts injurious to public health and safety.

You have a right to appeal this decision pursuant MMC 5.02.060(3), by filing an appeal within 10 business days after the date of this denial. A copy of MMC 5.02.060 is attached to this letter for your convenience.

If you timely file an appeal, the City of Marysville hearing examiner will hold a public hearing within 21 days of such appeal to consider, de novo, whether to issue or deny the business license. The decision of the hearing examiner shall be announced at the conclusion of the hearing and shall be final, subject only to a petition for writ of certiorari being filed with the Snohomish County superior court within 14 days following the date of the hearing examiner’s decision.

Please also be advised that pursuant to MMC 5.02.020, it is unlawful for any person to engage in business in the city without having first obtained a business license from the city.

If you have any questions, please do not hesitate to contact me at 360.363.8211 or hmilller@marysvillewa.gov.

(360) 363-8100

Community
Development
80 Columbia Avenue
Marysville, WA 98270

Sincerely,



Haylie Miller
Community Development Director

Enclosures

MMC 5.02.060 (copy)

5.02.060 Procedures for issuance or denial of license.

After receiving a complete application for a business license the city shall follow the following procedures:

(1) The city of Marysville community development department or designated licensing official shall forward copies of the application to appropriate city officials for their comments regarding compliance with regulations under their jurisdiction. The city of Marysville community development department or designated licensing official shall consider all materials and comments submitted and shall issue or deny the license within 20 working days after the date on which a completed application was filed unless the applicant agrees to an extension of said time period in writing.

(2) A business license may only be denied by the city of Marysville community development department or designated licensing official on one or more of the following grounds:

(a) If the business or the premises on which it is located do not comply with all applicable regulatory codes of the city, the Snohomish health district, and the state of Washington;

(b) If the application is incomplete or if it contains any material misrepresentation;

(c) If the application does not propose adequate measures for the protection of public health, safety and welfare in terms of pedestrian and vehicular traffic control, security, avoidance of public nuisances and avoidance of consumer fraud;

(d) If the person making the application, if licensed, is likely to present a danger to the public health, safety, or welfare by reason of any of the following:

(i) The applicant or his or her employee or agent has committed a crime or other violation of law which bears a direct relationship to the conduct of the business under the license issued pursuant to this title. The director may consider any relevant violation of law regardless of whether the same act was charged as a civil infraction or crime or resulted in a finding of committed or conviction or if it is deferred or subject to pretrial diversion. If an applicant appeals a denial of a license under this subsection, the violation must be proved by a preponderance of the evidence; provided, however, that a finding of not committed on a civil infraction or a verdict of not guilty on a criminal charge precludes use of that act as a basis for a violation under this chapter.

(ii) The applicant has had a similar license revoked or suspended by the city or has had a similar license revoked or suspended by any other jurisdiction or administrative authority.

(iii) The director has reasonable grounds to believe applicant to be dishonest or to desire such license to enable applicant to practice some illegal act or some act injurious to the public health or safety;

(e) If the applicant is not qualified under this chapter or is in violation of this chapter.

(3) If the city of Marysville community development department or designated licensing official denies a license, written notice of said denial, stating the reasons therefor, shall be sent to the applicant within one working day thereafter. The applicant shall have a period of 10 working days after the date of license denial to appeal the same to the city's hearing examiner. Upon receiving written notice of appeal the hearing examiner shall hold a public hearing within 21 days thereafter to consider, de novo, whether to issue or deny the license. The applicant shall be given not less than seven days' advance written notice of the hearing. The decision of the hearing examiner shall be announced at the conclusion of the hearing and shall be final, subject only to a petition for writ of certiorari being filed with the Snohomish County superior court within 14 days following the date of the hearing examiner's decision. (Ord. 3101 § 2 (Exh. A), 2018)