



City of Hamilton
Mailing Address:
Hamilton City Hall
71 Main St. West
Hamilton, ON L8P 4Y5
www.hamilton.ca

Planning and Economic Development Department
Licensing and By-law Services
Physical Address: 77 James Street North, Suite #250
Phone: 905.546.2782 Fax: 905.540.6280
Email: licensing@hamilton.ca

4.1(a)

License #18-295345

August 30th, 2019

Loren Kolar, Legislative Co-ordinator
Office of the City Clerk
City of Hamilton
71 Main Street West
Hamilton, ON L8P 4Y5

Dear: Cuong, DO

**RE: REQUEST FOR SHOW CAUSE HEARING
Cuong Do, Bamboo Spa
City of Hamilton Multiple Establishment Licence (Personal Wellness Services
and Personal Service Facility)
Unit 302-640 Upper James St, Hamilton, ON
License #18-295345
Expiry Date: December 10, 2019**

Please be advised that pursuant to Section 12(1) of the General Provisions of the City of Hamilton Licensing By-Law 07-170, as amended ("City of Hamilton Licensing By-Law"), I am requesting that a show cause hearing be scheduled and brought before the Hamilton Licensing Tribunal to consider whether the above-referenced licence should be revoked or suspended or conditions imposed.

City of Hamilton Licensing By-Law 07-170, Section 12 (1)(c)(vi), as amended: The Director of Licensing and By-Law shall refuse to issue a licence or may recommend the suspension or revocation of a licence when, in the opinion of the Director:

1. The operation of the applicant's or licensee's business would put the public's safety at risk.
2. The operation of the applicant's or licensee's business is not or will not be carried on in compliance with the law; or
3. The conduct of the applicant or licensee affords reasonable grounds for belief that the applicant or licensee will not carry on or engage in the business in accordance with the law or with honesty or integrity

Namely,

That “Bamboo Spa” has been determined to be in non-compliance with Schedule 15 (Personal Wellness Services), of the City of Hamilton Licensing By-Law 07-170, as amended. These violations include but are not limited to;

- **Section 9 (a)** – Every operator shall not equip the personal wellness services establishment so as to impede the enforcement of this By-Law;
- **Section 9 (c)** – Every operator shall post their licence in a conspicuous place in the personal wellness services establishment at all times;
- **Section 9 (f)** – Every operator shall not permit any service to be provided to a customer or any person that appeals to or is designed to appeal to erotic or sexual appetites or inclinations
- **Section 9 (h)(i)** – Every operator shall keep a record of each alternative massage provided, which record shall include the name of the person who provided the alternative massage and the time and date of the alternative massage

You will be notified by the Legislative Co-ordinator of the Hamilton Licensing Tribunal of the scheduled hearing before the Hamilton Licensing Tribunal. A hearing shall be commenced by the Hamilton Licensing Tribunal within sixty (60) days from the date of generation of this letter.

If you have any questions regarding this matter, please contact Tiffany Gardner, Supervisor of Licensing Administration, at 905 546 2424 ext. 1789.

Yours truly,

Ken Leendertse, M.O.M., P.E.S.M., BA
Director, Licensing and By-Law Services

CC: Cuong Do
Sheena DeBoer - Project and Policy Assistant
Janet Rutherford – Hearing/Tribunal Prosecutor
Adam Palmieri - Supervisor Operations and Enforcement
Tiffany Gardner - Supervisor Licensing
Kim Coombs - Manager Licensing
Robert Ustrzycki - Manager Municipal Law Enforcement