



ST. CHARLES
SINCE 1834

AGENDA ITEM EXECUTIVE SUMMARY

Title: Recommendation to Approve a Massage Establishment License for International Massage Association located at 2210 Dean Street #E-1, St. Charles

Presenter: Mayor Rogina

Please check appropriate box:

X	Government Operations (5/16/16)		Government Services
	Planning & Development		City Council
	Public Hearing		Liquor Control Commission

Estimated Cost:		Budgeted:	YES		NO	
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If NO, please explain how item will be funded:

Executive Summary:

This is a request for a new Massage Establishment license for International Massage Association located at 2210 Dean Street #E-1, St. Charles. Background investigations were conducted by a detective of the St. Charles Police Department and reviewed both the site location as well as the corresponding applicant of this massage business license application. Through this investigation, we determined that all the requirements have been met and they are eligible for licensing, subject to City Council approval.

At the time of the posting to this Government Operations Committee agenda, the Liquor Commission meeting is scheduled at 4:30 p.m., May 6 (same day) to process this application and to move it forward before this committee to seek approval of said application so it can go before the June 6 City Council for final approval.

Attachments: *(please list)*

- Massage Establishment Application (front page)
- Background Check
- Site Plan

Recommendation / Suggested Action *(briefly explain):*

Recommendation to approve a Massage Establishment License for International Massage Association located at 2210 Dean Street #E-1, St. Charles.

For office use only:

Agenda Item Number: 4e



Office of the Mayor
 Two East Main Street
 St. Charles, Illinois 60174-1984
 Phone: 630-377-4455 • Fax: 630-377-44400

Received:	_____
Amount Paid:	_____
Receipt:	_____

MESSAGE ESTABLISHMENT LICENSE APPLICATION

IMPORTANT: Application must be completed in full and notarized before it will be accepted.
All fees must be paid at the time the application is submitted.

Annual License Application Fee: \$250.00 Fingerprint Fee: \$50.00 (if new owner)

NOTE: Applicant must be fingerprinted by the St. Charles Police Department and must provide two passport-size photographs (1" x 1.5" head and shoulders area, face forward) with this application.

1. New License Application Renewal Application Application Change

2. Please select the option that best describes your business:

Corporation Partnership Individual

3. Business Name: International Medical Massage LLC Sales Tax#: 463480034

Business Address: 912 Mohawk Dr. Elgin 60120 Business Phone: 847-624-1164

4. Name of Applicant: Michael S Devo Home Phone: 847-624-1164

Home Address: [REDACTED] City/Zip: [REDACTED]

Social Security #: [REDACTED] Date of Birth: [REDACTED]

Driver's License #: [REDACTED] Issuing State: [REDACTED]

****Must include a photocopy of government issued identification card.**

5. Have you ever been convicted of a criminal ordinance violation (other than minor traffic offences):

Yes No

6. If yes, explain in detail:



Memo

Date: 4/7/2016

To: The Honorable Ray Rogina, Mayor-Liquor Commissioner

From: James Keegan, Chief of Police

Re: Background Investigation: International Massage Association-2210 Dean Street #E-1

The purpose of this memorandum is to document and forward to your attention the results of the background investigation conducted by members of the St. Charles Police Department concerning the above mentioned establishment.

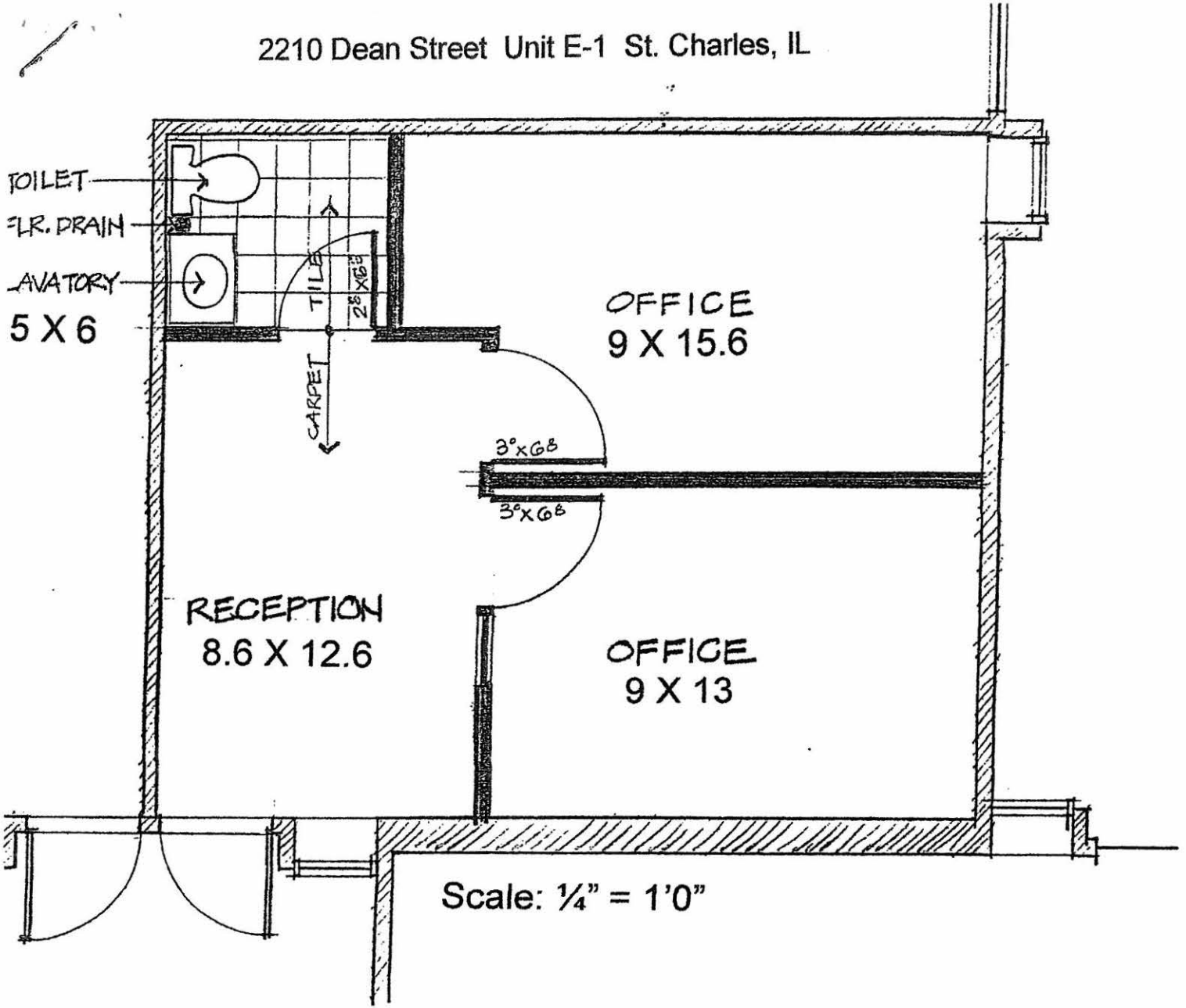
As is customary procedure, a detective was assigned to this investigation and reviewed not only the site location via an inspection, but also the corresponding application and applicants.

We found nothing of a derogatory nature that would preclude either the site location or the applicant from moving forward with a massage license, subject to Council/Commission approval.

Please see the attached business plan, floor plan, State licensure and background information for further details.

Thank you in advance for your consideration in this matter.

2210 Dean Street Unit E-1 St. Charles, IL



Scale: 1/4" = 1'0"

PROPERTY HIGHLIGHTS

- Private Outside Entrance
- Individual Offices
- Private Bathroom
- Excellent Location
- Upscale Office Park

RANDALLWOOD
UNIT E-1

May 10, 2016



ST. CHARLES
SINCE 1834

Mike Devo
International Medical Massage Association
Partner in Health
524 W. State Street
Geneva, IL 60134

Re: Interpretation regarding use classification of proposed International Medical Massage Business under the Randallwood PUD, 2210 Dean Street

Mr. Devo:

You have requested a zoning interpretation regarding the PUD use classification of your proposed International Medical Massage business under the Randallwood PUD, City Ordinance No. 1979-Z-21, amended by Ord. No. 1983-Z-7. You have requested that the business be classified under the category of "Offices- business, professional and public, including but not limited to, medical, dental, optician, optometry and orthopedic" per the PUD Ordinance, Exhibit "C", Section 1.01 "Permitted Uses", Item B(1).

You provided the attached documentation regarding the business. This information has been reviewed by myself as Director of Community & Economic Development and the City Attorney.

We hereby find that the proposed business can be classified under the category of "Office- business, professional and public" under the Randallwood PUD ordinance. This interpretation is conditioned upon the business operating in accordance with the attached supporting information. Please note that this interpretation is specific to the proposed business within the Randallwood PUD only and would not be applicable to other locations within the City.

If you need further clarification regarding this information, please contact the Community & Economic Development Department at (630) 377-4443.

Sincerely,

Rita Tungare, AICP, Director
Community & Economic Development Department

C: John McGuirk, City Attorney
Mark Koenen, City Administrator
Jim Keegan, Police Chief

RAYMOND P. ROGINA *Mayor*
MARK KOENEN, P.E. *City Administrator*

Colby, Russell

From: jmc@hmcpc.com
Sent: Tuesday, May 10, 2016 9:49 AM
To: Colby, Russell
Cc: Tungare, Rita
Subject: RE: Massage business PUD interpretation

Russ

As we discussed today I reviewed the materials regarding the Randallwood PUD. In my opinion this applicant's business as described falls within the classification of medical office/business which is a permitted use under 1.01 B(1) of the PUD Ordinance.

John M. McGuirk
Hoscheit, McGuirk, McCracken & Cuscaden, P.C.
1001 East Main Street, Suite G
St. Charles, IL 60174
(630) 513-8700 - Phone
(630) 513-8799 - Fax
jmc@hmcpc.com

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2 E. Main Street, St. Charles, IL 60174-1984
phone: | fax: | www.stcharlesil.gov
jmc@hmcpc.com

CITY OF ST CHARLES, ILLINOIS

From: Colby, Russell [<mailto:rcolby@stcharlesil.gov>]
Sent: Friday, May 06, 2016 9:54 AM
To: John McGuirk
Cc: Tungare, Rita
Subject: Massage business PUD interpretation

John-

Rita and I would like your opinion on a PUD ordinance interpretation.

A massage business has been proposed within the Randallwood PUD as described in the email below.

The business owner has submitted the attached request that the business be classified under the category of "medical office/business" per the PUD.

We initially categorized the use under "physical culture and health services" partially based on how this use category was grouped in the City's old Zoning Ordinance in effect at the time of the PUD approval. (see attached). The old zoning ordinance didn't not have a definition the "physical culture.." category or "medical office", but does have a definition of "business".

Let me know if you have questions or need more information.

Thanks.

From: Colby, Russell
Sent: Friday, April 15, 2016 4:36 PM
To: spudboy1901@sbcglobal.net
Subject: 2210 Dean Street - zoning information

Mike-

Attached are the Planned Unit Development (PUD) documents for 2210 Dean Street, known as the Randallwood PUD.

The Permitted Uses within the PUD are listed on Exhibit "C" of the 1979 ordinance.

The PUD was amended in 1983, and this changed the wording of 101.B (1)

It was determined that a massage business would fall under the category of "physical culture and health services", which is listed as item "K" under 1.01.B (3)

If you wish to provide additional information on the business to request that it be classified under a different category, you may submit a written request to the Director of Community & Economic Development. The request will need to include detailed information on the business.

The request can be emailed directly to me.

Also, below is the Special Use application. If the use is determined to be "physical culture and health services", the Special Use application will need to be filed and approved by the City Council in order for the business to open at this location.

http://www.stcharlesil.gov/sites/default/files/zoning_subdivision_and_pud/4465-10345.pdf

Note that if you do pursue the Special Use, we will need information to demonstrate that the floor area percentage limitation listed under 1.01.B.3 has not been exceeded over the entire property.

Also, some of the application requirements listed on the checklist may not apply to this type of business. I can assist you with completing the application.

Thanks.

Russell Colby | Planning Division Manager
2 E. Main Street, St. Charles, IL 60174-1984
phone: 630.762.6925 | fax: 630.377.4062 | www.stcharlesil.gov

St. Charles Zoning Committee

Re: Operation of International Medical Massage Association Under 1.01 Permitted Uses. Section B, Par. 1

Dear Committeepersons,

This is my petition to the Committee to allow International Medical Massage Association to fall under the 1979 ordinance for Randlewood subdivision under the following heading listed under 1.01 Permitted Uses, section B paragraph 1.

According to the Ordinance, up to 65,300 square feet of floor area (100% of total permitted for entire parcel) shall be permitted for offices-business, professional and public including but not limited to medical, dental, optician, optometry and orthopedic. The ordinance was updated in 1983 to include veterinary language.

During my meeting with Russell Colby it came to my attention that much of the terminology has been misunderstood in this instance. Importantly, the terms "masseuse" and "masseur" are no longer used in the context of the recognized medical community. The term that applies here and should be currently applied is Licensed Massage Therapist, a professional and medical business.

Since 2003 all massage therapists must (1) have completed 600 hours of training and passed a licensing board exam from the National Certified Board of Therapeutic and Massage Bodywork (NCBTMB). The therapist must also (2) provide evidence of fingerprinting by the Illinois State Police. Only then can one obtain a Massage Therapist License from the State of Illinois.

Subsequently, in order to retain his/her license a Massage Therapist must complete 24 hours of continuing education every 2 years. A Therapist must also be certified in the CPR and AED programs in accordance with the curriculum of the American Heart Association BLS for Healthcare Providers.

My years of training and Massage Therapist License are specific in medical scope and practice.

For the past year and one half I have been working at Partner In Health in Geneva along with Chiropractic staff as well as a Doctor in Naturopathy. The previous four years I worked at Delnor/Cadence Health And Wellness. I worked closely with the Physical Therapy staff at Delnor/Cadence. I continue to do so at this time as well.

In June of 2013 I started International Medical Massage Association, LLC. The purpose of this company is to bring qualified massage therapists to teach medical massage in our local area. In 2014 I brought highly regarded therapist Boris Prilutsky to Chicago to teach a workshop and will be bringing Boris back this November to conduct a workshop on massage therapy for concussions. I am also hoping to sponsor Dr. Ross Turchaninov, founder of The Science Of Massage Institute, in September. Both Boris and Dr. Ross are pioneers in introducing medical massage to the United States.

From my medical therapist experience at Partner In Health and at Cadence and my professional training with Boris Prilutsky, my clientele has continued to grow. I realized I needed more space as well as staff to accommodate the growing need for medical massage therapy.

The space in Randallwood is perfect for my needs. I believe my skill set fits in well with surrounding medical offices in the subdivision. In fact my business is an extension of my surrounding neighbors of dentists, chiropractors, and surgical facilities.

Briefly, the following lists physical conditions of various clients I have served in just the past week and the specific reasons for the therapeutic massage. (Due to HIPPA I am just using numbers to list the clients.)

- 1) Hand tendinitis from replacing a floor
- 2) Piriformis syndrome (sciatica)
- 3) Treatment for shoulder injury and plantar fasciitis
- 4) Chronic back pain from multiple surgeries.
- 5) Plantar fasciitis
- 6) Migraines. Client referred by neurologist Dr. Santwani of Suburban Neurology group. After 8 months of treatments from me, Client's migraine symptoms have gone from 3 migraines/week to 1 or 2 approx. in 3 months.
- 7) Hip bursitis and neck pain.
- 8) Shoulder pain. Hip pain from fall from horse. Client never found relief in shoulder even after 2 years physical therapy. Now shoulder relatively pain free.
- 9) Trigger points in low back from golfing. Chronic pain from hip surgery. Auto immune issues on legs.
- 10) Iliopsoas causing low back pain. Treating client to avoid back surgery.
- 11) Recovering from knee surgery with Dr. Morawsky- Delnor hospital in conjunction with PT at Delnor.
- 12) Initially treated for shoulder, but now working on glutes/ piriformis syndrome.
- 13) Chronic back pain for 40 years. Restless leg syndrome. Shoulder tendonitis in A/C joint.
- 14) Client diagnosed with Nystagmus (eye flutter). Tested and released from Mayo Clinic and told there was no answer/cure for her condition. Currently treating with stress reduction and for vertebral artery syndrome.

This is just a sample size of what I deal with on a weekly basis. I think this need for treatment is at least partially due to the aging of the "baby boom"

generation" (including myself) and the increased awareness of the public to choose alternative medicine over drugs and or surgery.

I have found an increased need in the Fox Valley for my medical massage services. While there are many qualified massage practitioners working at Massage Envy, Elements or the various spas in the area I don't believe we fall under the same classification.

My training, scope, focus and experience fall under the therapeutic medical massage heading. I complement the medical community in the Randallwood subdivision and will continue the work I have provided for the last five years in the Fox Valley.

Lastly , I also give back to the community. I plan on being more active this year with The Living Well Cancer Center; I have several clients who are cancer survivors themselves. I will be working the Sly Fox Half Marathon Run in St. Charles April 23. I have volunteered in the past for 5 years running as a sponsor for the American Brain Tumor Association (ABTA) 5k at Soldier Field in honor of my niece who passed away from a brain tumor. I also participate in the Small Business Saturday campaign to keep local business thriving.

I have attached various letters of recommendations from doctors in the area that I have worked with. Also some testimonials from clients as to the medical necessity that my service provides them.

Thank you for your consideration in this matter. I look forward to a long association with St. Charles and the Randallwood community.

Sincerely,

Michael Devo LMT

A handwritten signature in cursive script that reads "Michael Devo". The signature is written in black ink and is positioned below the typed name.



Your Pathway to Healthy Living

524 W State Street
Geneva, IL 60134
Phone: 630.232.7611

To Whom It May Concern:

I've had the pleasure to work alongside Mike Devo for the past year at Partner In Health in downtown Geneva.

Our clinic provide alternative holistic care including myofascial release, acupuncture, lifestyle changes, supplements, Chiropractic manipulation, and so on to treat a variety of conditions that range from digestive complaints, female hormone disruption, anxiety to musculoskeletal related conditions such as headaches, low back pain, and sports injuries.

Mike Devo has been able to provide superior care to the patients regarding neurological conditions such as migraines, orthopedic conditions such as post surgical rotator cuff repair, frozen shoulder, lateral/medial epicondylitis, etc, and many conditions that involve back pain.

He's been able to see results in his patients and currently has a thriving practice due to his experience and committed patients.

If you have any questions regarding this matter, please feel free to contact me at your convenience. (drmiravone@pihgeneva.com).

All in good health-

Dr. Miravone Dorough

Chiropractic & Naturopathic Physician
Acupuncture

April 22, 2016

St. Charles Zoning Committee,

It is an easy task for me to endorse Mike Devo as a massage therapist. I have had the privilege of working with Mike at a previous practice, and constantly referred my patients to him. Mike practices mostly medical massage, with a focus on healing individual complaints through massage therapy.

Mike has consistently helped my patients improve, and he would be a welcome addition to your facility. His efforts make patients feel comfortable, while using techniques designed to specifically target medical conditions. I cannot speak more highly of his skills and professionalism.

Sincerely,

Dr. Jillian Mergen, DC

To whom it may concern:

My name is Boris Prilutsky. I have been a practicing medical and sports massage for more than 40 years. It is a scientifically based, methodology of treatment and recognized as a conventional methodology. My scope of practice contains more than 55 different massage protocols for different diseases and disorders. I am also a continuing education provider approved by the (NCBTMB) National Certified Board of Therapeutic Massage and Bodywork.

Mr. Mike Devo, who is a regular attendee at my live seminars, was responsible for bringing me to Chicago to teach other therapists in this region medical massage techniques .Based upon my experience and interaction with him, I think Mike is a quite capable and skilled medical massage practitioner, intelligent, and a person with high moral standards. Mike is a skilled practitioner, having performed medical massage for an extensive number of various health compromised cases. (Medical massage can not be confused with a "feel good" massage, relaxation massage, etc.; Mike practices solely a science-based conventional method of medical massage.

I have included my website below where you will find my qualifications, biography, the importance and history of medical massage including the available medical massage book written by Ross Turchaninov MD PhD.

There is also a link to many medical massage training videos and medical massage training DVD's and seminars.

I hope you will allow Mr. Devo to open his practice in order to be to help many people who are in desperate need to get relief from pain and dysfunction.

Best regards,
Boris Prilutsky

WWW.medicalmassage-edu

From the desk of Cynthia L. Vacek, Geneva, IL

I have been a client with Mike Devo for over five years on a medical therapy treatment basis. I first approached Mike with ongoing chronic pain issues and inquired if medical massage therapy would be a compliment in dealing with my struggle. It had been recommended by my back surgeon and pain management doctor's that soft tissue therapy would be supportive with the various methodologies I regularly incorporate in dealing with my pain.

Mike's professionalism and genuine concern regarding the type of therapy he could offer has been a supportive resource in my established daily routine. His assessment and evaluation from the beginning on how to treat my pain issues with the goal of reducing and getting the pain under control. This is an ongoing task but with Mike's knowledge, concern and encouragement I firmly believe that without my treatment program with him the chronic pain would be uncontrollable and physically I would be in a worse state.

I have seen Mike approximately 6-7 times a month for the last five years. I believe that with his vast knowledge of pain management he has assisted me in being able to move through my daily tasks and responsibilities. There have been days when I've hobbled into his practice that I could barely stand up straight or had the strength to open the front door but after my treatment session the pain had reduced and under control. Needless to say my medical therapy soft tissue treatments take a high priority in my daily maintenance program.

Additionally, I have recommended him to friends and family because I firmly believe that he is the most highly qualified medical massage therapist that I would endorse. I'm thankful for his ongoing care, professionalism, knowledge and care that he has extended to me.

Ellen Jo Ljung

April 20, 2016

To Whom It May Concern:

Mike Devo is a skillful massage therapist who has improved my health and well-being.

I first saw Mike after an epidural for my lumbar spine and physical therapy failed to provide complete relief. He identified a badly "knotted" TFL band on my left side, no doubt earned by months of walking badly, and worked out the knots for me. Though the process was uncomfortable, Mike maintained communication with me throughout to be sure I was okay with the pressure, and I felt immediate relief. Then he taught me how to maintain it using a super ball for more targeted pressure point impact then I was getting with a foam roller. The bursitis in my left hip disappeared and I was able to return to my workout program.

When I developed trigger finger that injections could not cure and needed surgery, a subsequent massage from Mike reduced the post-surgical swelling. Since I have additional fingers that are symptomatic as well as Dupuytren's contracture, Mike has taught me massage techniques to reduce inflammation. Now I hope to avoid further surgery.

On December 11, 2015, I had a total knee replacement. Unfortunately I developed "stiff knee syndrome" and have been working hard for four months to regain more mobility. Mike has not only eased my pain and helped loosen tight muscles restricting mobility, but he also does some of the same stretching techniques that my physical therapists did, especially important now that I've been discharged from PT and am working on my own.

I have enjoyed the benefits of regular massage for almost three decades. After my massage therapist of 26 years retired, I tried lots of therapists. Mike is unique among them for several reasons:

- His knowledge about specific techniques to treat specific issues is amazing and very effective, and he explains what he's doing.
- He teaches self-care techniques to use at home, between appointments, and even loaned me a DVD to help me learn how to massage my hands more effectively.

He has excellent critical thinking skills when formulating a continued medical plan that incorporates massage.

Mike has made me a fan. I'd be happy to talk about my experiences as his client with you.

Ellen Ljung

39W556 Sheldon Lane · Geneva · IL · 60134 · imwriter@imwriter.com