



CITY OF SUNNYVALE REPORT ZONING ADMINISTRATOR HEARING

May 25, 2011

File Number: 2011-7209 **Permit Type:** Special Development Permit

Location: 927 E. Duane Ave (APN: 205-12-003)

Applicant/Owner: La Ronda Restaurant [Applicant] Maple Leaf Investments II LLC [Owner]

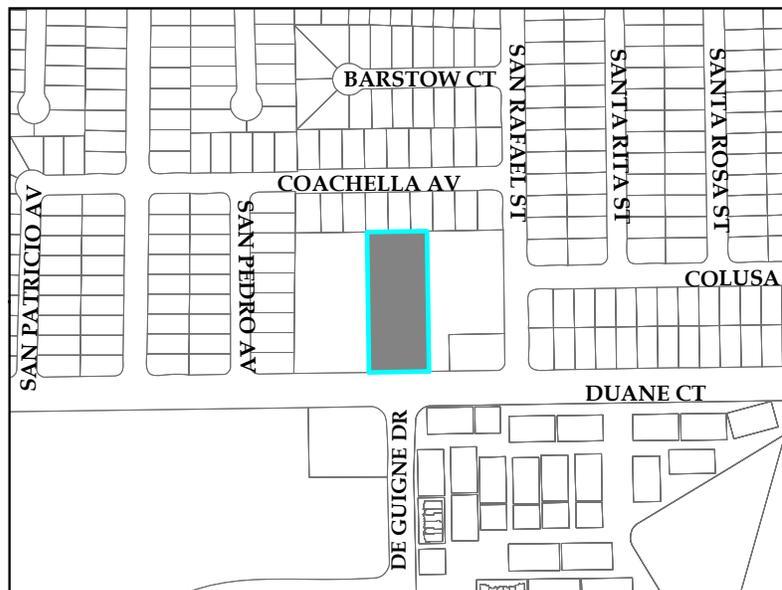
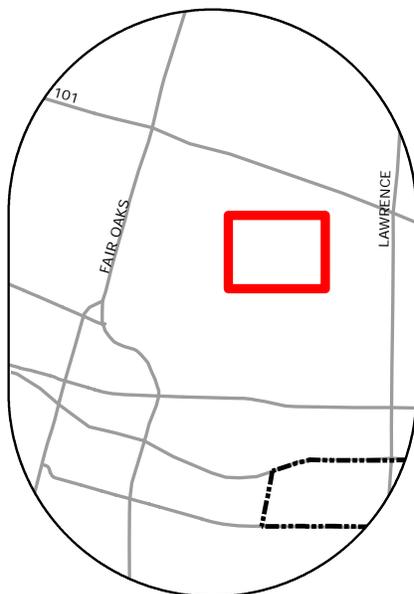
Staff Contact: Steve Lynch, Senior Planner, (408) 730-2723

Project Description: Special Development Permit to allow the continuation of an existing restaurant with live entertainment and extended closing hours until 2:00am.

Reason for Permit: A Special Development Permit is required for restaurant uses with liquor services and/or entertainment.

Issues: Public Safety, Neighborhood Compatibility, and Noise

Recommendation: Approve with Conditions



500 Feet

PROJECT DESCRIPTION

	EXISTING	PROPOSED	REQUIRED/ PERMITTED
General Plan	Commercial Neighborhood Shopping	Same	Commercial Neighborhood Shopping
Zoning District	C-1/PD	Same	C-1/PD
Lot Size (s.f.)	173,192	Same	N/A
Gross Floor Area (s.f.)	46,400	Same	60,617
Gross Floor Area of Tenant	3,000	Same	N/A
No. of Buildings On-Site	4	Same	N/A
Parking			
• Total Spaces	262	Same	232 (Using 1 space/200 s.f.)
• Accessible Spaces	4	Same	Per Building Code Requirements

Previous Planning Projects related to Subject Application: See Background section below.	Yes
Public Safety Complaints	Yes
Deviations from Standard Zoning Requirements	No

Use Description: The applicant is proposing to continue the use of the existing business (La Ronda Restaurant), which expired on April 12, 2011. The subject business is a restaurant with full liquor service and live entertainment (not a nightclub). The application also proposed to extend the closing hours of operation from midnight to 2:00am.

Hours of Operation: The restaurant is currently allowed to stay open Monday – Sunday from 9:00am to midnight. The applicant is proposing the restaurant closing hours be extended to the following:

Monday – Wednesday: 10:00am – 1:00am
Thursday – Friday: 10:00am – 1:30am
Saturday – Sunday: 10:00am – 2:00am
Holidays: 10:00am – 2:00am

Background: The original Special Development Permit (SDP 2002-0128) was to allow live entertainment at a restaurant with full liquor service. Although there were no limits to the type of live entertainment allowed in the conditions of approval, the live entertainment proposed and discussed in the staff report was described to include karaoke, disc-jockeys, and live bands. Hours of operation were limited to 11:30am to 2:00am, Tuesday through Saturday, and 11:30am to midnight on Sunday and Monday.

In 2007, the City's Neighborhood Preservation Division received a complaint for unpermitted construction and expansion of Club La Rhonda into the adjacent vacant space. It was determined that the business had removed the kitchen from the existing tenant space and moved into the adjacent space without permits.

In 2008 the business owner filed an SDP (2008-0341) to legalize operations and the expansion. The SDP was reviewed at the May 28, 2008 Administrative Public Hearing. At that time the subject business was proposing to operate as a nightclub with full liquor service and live entertainment (no restaurant component) and expand the hours of operation. The Administrative Hearing Officer denied the SDP due to the inability to make the required findings because of ongoing public safety and noise issues that occur at the subject business site and the possible intensification of these issues if the business were to expand. This decision was appealed by the applicant to the Planning Commission on August 25, 2008. The Commission denied the appeal based on similar concerns about impacts to the neighborhood. The Commission's decision was not appealed.

On July 29, 2009 the business owners applied for a new SDP (2009-0066) to allow for the expansion of the existing 3,000 square foot tenant space into the adjacent 534 square foot tenant space for a total of 3,534 square feet. The project included the rebuilding of the restaurant full-service kitchen, creation of a second bar, additional seating areas, modification of permitted operations, and upgrades to the interior décor. The applicant was no longer seeking approval to operate as a night club. The SDP application was heard before the City's Administrative Hearing Officer where it was approved with staff recommended condition of approval and the Hearing Officer added the following:

1. The Special Development Permit shall be valid for two (2) years only from the date of approval by the final review authority, and the applicant must reapply for a Special Development Permit in two (2) years.
2. Friday-Saturday Hours of Operation are 9:00am to midnight.

The approval was appealed on July 30, 2009 by a City Councilmember. The reason for appeal was neighborhood compatibility and compatibility with the General Plan. On October 12, 2009 (see Attachment C for Commission meeting minutes), the appeal was heard before the Planning Commission which granted

the appeal and approved the SDP with modified conditions of approval as follows:

1. Hours of operation in condition 2.D that the rear doors shall be kept shut at all times from “9:00 a.m. to midnight” all days of the week.
2. 80% of the tables will be set up during normal hours of operation.
3. As part of the compliance review, that the applicant shall be required to provide dBA (decibel A) and dBC noise logs as part of the six month review.

The current SDP (2009-0066) was approved for this site by the Planning Commission with several timing conditions of approval (see Final Conditions of Approval in Attachment B). Condition 1.G. limited the timeframe for the SDP's approval to 18 months as follows:

- G. The Special Development Permit shall be valid for 18 months only from the date of approval (October 12, 2009) by the final review authority and the applicant must reapply for a Special Development Permit in 18 months (April 12, 2011).

The applicant is now applying for a permanent SDP and requesting to extend the hours of operation.

Discussion: Over the past 18 months the property and business owners have brought the business into compliance with the new SDP. A number of physical and operational modifications have been made. Staff finds the use in compliance based on the following:

- Building permit issued and finalized to rebuild the kitchen. The kitchen is currently in operation.
- Information was submitted by the applicant (see Attachment D) that demonstrates they have met the conditions of approval.
- Public Safety calls for service at the site have declined significantly.
- Staff has visited the site on several occasions over the past 18 months and found the restaurant to be in compliance with the conditions.

Public Safety Observations: Staff has referred this application to the Department of Public Safety (DPS) for review and comments. DPS provided data related to La Ronda regarding calls for service and noise generated by the business.

There have been a total of 210 calls for service at this location this past year. Of those, only three were for noise complaints. There were 73 "security checks", which entails the field officer proactively checking the activities at the site. This typically includes bar check, noise log checks, security checks, or to monitor compliance with ABC rules. The remaining of the calls for service varied greatly from arrests to automobile accidents.

While DPS stated they have some concerns about the expansion of the hours of operation, they also stated the past calls for service do not support restricting the current closing time to midnight. DPS will continue to monitor the restaurant and make corrections or recommendations as necessary.

Public Contact: 110 notices were sent to surrounding property owners and residents adjacent to subject site in addition to standard noticing practice. Planning has not received any contact from the public.

Environmental Determination: A Categorical Exemption Class 1 (minor changes in use) relieves this project from CEQA provisions.

FINDINGS

In order to approve the Special Development Permit the following findings must be made:

1. The proposed use attains the objectives and purposes of the General Plan of the City of Sunnyvale.

The existing restaurant with live entertainment and full liquor service was approved in 2009. The applicant has brought the use's current operations into compliance over the past 18 months. In addition, the restaurant is appropriately located in a neighborhood retail shopping center and will contribute to the diversity of services in the City'.

Staff was able to make this finding as described above.

2. The proposed use ensures that the general appearance of proposed structures, or the uses to be made of the property to which the application refers, will not impair the orderly development of, or the existing uses being made of, adjacent properties.

The project does not propose any significant modifications to the exterior of the building or to the site, so no visual impact to the surrounding area is anticipated. The restaurant use was approved in 2009 and this application is for expansion of the hours of operation which is not anticipated to impair either the orderly development of, or the existing uses being made of, adjacent properties

Staff was able to make this finding as described above.

ALTERNATIVES:

1. Approve the Special Development Permit with recommended Conditions in Attachment A.
2. Approve the Special Development Permit with modifications.
3. Deny the Special Development Permit.

RECOMMENDATION

Alternative 1: Approve the Special Development Permit with recommended Conditions in Attachment A.

Reviewed by:

Shaunn Mendrin
Senior Planner

Prepared By: Steve Lynch, Senior Planner

Attachments:

- A. Recommended Conditions of approval
- B. SDP 2009-0066 Final Conditions of Approval
- C. Planning Commission meeting minutes of October 12, 2009.
- D. Permit Conditions of Approval response letter from the applicant.
- E. Site and Floor Plans

**RECOMMENDED
CONDITIONS OF APPROVAL AND
STANDARD DEVELOPMENT REQUIREMENTS
May 11, 2011
SDP: 2011-7209**

The following Conditions of Approval [COA] and Standard Development Requirements [SDR] apply to the project referenced above. The COAs are specific conditions applicable to the proposed project. The SDRs are items which are codified or adopted by resolution and have been included for ease of reference, they may not be appealed or changed. The COAs and SDRs are grouped under specific headings that relate to the timing of required compliance. Additional language within a condition may further define the timing of required compliance.

In addition to complying with all applicable City, County, State and Federal Statutes, Codes, Ordinances, Resolutions and Regulations, Permittee expressly accepts and agrees to comply with the following Conditions of Approval and Standard Development Requirements of this Permit.

**GC: THE FOLLOWING GENERAL CONDITIONS OF APPROVAL AND
STANDARD DEVELOPMENT REQUIREMENTS SHALL APPLY TO THE
APPROVED PROJECT.**

- GC-1. CONFORMANCE WITH APPROVED PLANNING APPLICATION:
All building permit drawings and subsequent construction and operation shall substantially conform with the approved planning application, including: drawings/plans, materials samples, building colors, and other items submitted as part of the approved application. Any proposed amendments to the approved plans or Conditions of Approval are subject to review and approval by the City. The Director of Community Development shall determine whether revisions are considered major or minor. Minor changes are subject to review and approval by the Director of Community Development. Major changes are subject to review at a public hearing. [COA] [PLANNING]
- GC-2. USE EXPIRATION:
The approved use Permit for the use shall expire if the use is discontinued for a period of one year or more. [SDR] (PLANNING)
- GC-3. PERMIT EXPIRATION:
The permit shall be null and void two years from the date of approval by the final review authority at a public hearing if the approval is not exercised, unless a written request for an extension is received prior

- to expiration date and is approved by the Director of Community Development. [SDR] (PLANNING)
- GC-4. USE AND ABC COMPLIANCE:
Non-compliance with the conditions of approval for this special development permit or non-compliance with the requirements of the department of alcoholic beverage control at any time may trigger either: 1) reconsideration of the SDP and the imposition of additional conditions of approval; or 2) initiation of revocation proceedings by the director of community development. [COA] [PLANNING]

BP: THE FOLLOWING SHALL BE ADDRESSED ON THE CONSTRUCTION PLANS SUBMITTED FOR ANY DEMOLITION PERMIT, BUILDING PERMIT, GRADING PERMIT, AND/OR ENCROACHMENT PERMIT AND SHALL BE MET PRIOR TO THE ISSUANCE OF SAID PERMIT(S).

- BP-1. FEES:
WATER AND SEWER FEE:
Pay incremental sewer connection fee of \$427.09 and incremental water connection fee of \$261.95 due to restaurant expansion already constructed. [SDR] [DPW ENGINEERING]

AT: THE FOLLOWING OPERATIONAL CONDITIONS OF APPROVAL AND STANDARD DEVELOPMENT REQUIREMENTS SHALL BE COMPLIED WITH AT ALL TIMES THAT THE USE PERMITTED BY THIS PLANNING APPLICATION OCCUPIES THE PREMISES.

OPERATIONS

General

- AT-1. HOURS OF OPERATION:**
The use permitted as part of this application shall comply with the following hours of operation at all times:
Sunday – Thursday: 10:00am to midnight.
Friday – Saturday: 10:00am to midnight. [COA] [PLANNING]
- AT-2. TRASH:**
The applicant shall be responsible for trash clean-up resulting from the business within ¼ mile of the tenant space. [COA] [PLANNING]
- AT-3. EXTERIOR DOORS:**
All exterior doors, including the rear door, shall have a self-closing mechanism and shall be kept closed when not in use. [COA] [PLANNING]
- AT-4. REAR DOOR:**
The rear door shall be kept shut at all times. [COA] [PLANNING]

AT-5. REAR DOOR SIGN:

A sign shall be placed on the rear door as exit only. Business hours and contact information may also be posted on the sign. The sign shall be a maximum size of six square feet. [COA] [PLANNING]

AT-6. PATRONS IN REAR:

Patrons are not allowed in the rear area (northern area) adjacent to neighboring properties, at any time. [COA] [PLANNING]

AT-7. EMPLOYEE MANUAL:

An employee manual shall be created that informs employees the proper procedure in dealing with drunk and disorderly patrons. The manual shall address items such as outside transportation contact information for patrons leaving the club to their homes, maximum drink limits for inebriated patrons, policies on over-service of drinks, etc. [COA] [PLANNING]

AT-8. EMPLOYEE TRAINING:

Employees shall be given training and education from the employee manual on a quarterly basis. [COA] [PLANNING]

AT-9. PATRON AGES:

Patrons of all ages, including under 21, must be allowed. [COA] [PLANNING]

AT-10. TABLES AND CHAIRS:

80% of the tables and chairs shall be set up during normal hours of operation. [COA] [PLANNING]

Events:

AT-11. EVENT PROMOTERS:

No outside event promoters are allowed to operate at this location. All entertainment/entertainers must be hired directly by the business managers or owners. [COA] [PLANNING]

AT-12. PRIVATE EVENTS:

Private events (operated by La Ronda Night Club only) are permitted. [COA] [PLANNING]

Security:

AT-13. SECURITY GUARDS:

The business operator shall retain private uniformed security guards (4-6 guards) who shall be responsible for monitoring noise, any patrons loitering outside of the building, and shall be on-site at all times when entertainment is occurring. [COA] [PLANNING]

AT-14. SECURITY GUARDS:

The security guards shall be responsible for working closely with Public Safety to resolve problematic operational issues. [COA] [PLANNING]

AT-15. SECURITY GUARDS:

Private security guards shall be responsible for removing any patrons loitering in the rear area (northern area) adjacent to neighboring properties, at all times. [COA] [PLANNING]

AT-16. SECURITY GUARDS:

One private security guard shall be stationed in the front parking lot (southern area) at all times. [COA] [PLANNING]

Noise:

AT-17. SOUND METERS:

Private security guards shall be responsible for monitoring the noise generated by the club through the use of sound meters. Readings should be taken approximately every hour at the front and rear (back property line) of the business. Noise readings shall be entered into a sound log that will be kept on-site at all times. This log shall be made available to Public Safety if requested. [COA] [PLANNING]

AT-18. EXTERIOR NOISE:

Private security guards shall ensure that any noise generated by patrons loitering in the front parking lot area (south side) shall not be audible at the property line of the residential development to the south of this site. [COA] [PLANNING]

COMPLY WITH OR OBTAIN OTHER PERMITS

AT-19. ABC REGULATIONS:

Comply with all ABC regulations and license requirements. Failure to comply with all ABC regulations is grounds for revoking this permit. [SDR] [PLANNING]

AT-20. NO SMOKING:

Tenant is responsible for ensuring customers comply with smoking regulations, per California State law. [SDR] [PLANNING]

PARKING

AT-21. EMPLOYEE PARKING:

Employees shall park in the rear parking lot located at the northwest corner of the property. [COA] [PLANNING]

RECYCLING AND SOLID WASTE

AT-22. SOLID WASTE OPERATIONS:

All trash and recycling activities shall be conducted during daytime hours of operation (9:00am-6:00pm). [COA] [PLANNING]

AT-23. SOLID WASTE SIGN:

A permanent sign shall be placed near the rear entrance of the restaurant stating the hours of operation (9:00am-6:00pm) for trash and recycling activities. [COA] [PLANNING]

AT-24. SOLID WASTE LOCATIONS:

All exterior recycling and solid waste shall be confined to approved receptacles and enclosures at all times. Containers shall not be placed in parking spaces or landscaped areas at any time. [COA] [PLANNING]

AT-25. FREE OF LITTER:

The property shall remain clean and free of debris and garbage. [SDR]
[PLANNING]

SIGNS

AT-26. SIGNS:

All existing/new signs shall be in conformance with the Master Sign Program established for the shopping center and the Sunnyvale Municipal Code. [COA] [PLANNING]



927 E. Duane Ave - La Ronda SDP
Final Conditions of Approval

2009-0066

In addition to complying with all applicable City, County, State and Federal Statutes, Codes, Ordinances, Resolutions and Regulations, Permittee expressly accepts and agrees to comply with the following conditions of approval of this Permit:

Unless otherwise noted, all conditions shall be subject to the review of approval of the Director of Community Development.

1. GENERAL CONDITIONS

- A. Execute a Special Development Permit document prior to issuance of the building permit.
- B. Project shall be in conformance with the plans approved at the public hearing(s). Minor changes may be approved by the Director of Community Development. Major changes may be approved at a public hearing.
- C. The Conditions of Approval shall be reproduced on a page of the plans submitted for a Building permit for this project.
- D. The Special Development Permit for the use shall expire if the use is discontinued for a period of one year or more.
- E. ~~Deleted.~~
- F. The existing and proposed areas (3,534 square feet) and uses must comply with all requirements of previously approved Special Development Permit 2002-0128, unless modified herein.
- G. The Special Development Permit shall be valid for 18 months only from the date of approval by the final review authority, and the applicant must reapply for a Special Development Permit in 18 months.
- H. Within six (6) months of the final approval date (October 12, 2009), the applicant shall apply for a compliance review with City staff to determine if the business has successfully complied with all conditions of approval and applicable Municipal Codes. The review shall be through a Miscellaneous Plan Permit (MPP). If staff determines the use is out of compliance with the Special Development Permit, the MPP shall be referred to the Planning Commission for their discretionary review. The Planning Commission may approve additional conditions of approval as necessary, recommend the City Council revoke the permit, or take no further action.

- I. A second compliance review through an MPP shall take place within one (1) year of the final approval date.
- J. As part of the compliance review, the applicant is required to provide to City staff, the dBA (decibel A) and dBC noise logs.
- K. All conditions of approval for operational issues (non-construction) contained here are required to be in place and operating within 30 days of the final approval date.
- L. Food service shall commence immediately upon completion of the kitchen and within six (6) months of the final approval date.
- M. All conditions of approval for building permits (physical construction or tenant improvements) must be submitted and issued within 90 days of the final approval date and shall be completed within six (6) months of the final approval date. The Community Development Director has the authority to extend this timeline if a good faith effort has been shown to complete these improvements.
- N. All noise mitigation improvements are required to be installed at the same time as the first building permits issued for the tenant improvements.
- O. This use shall comply with all regulations and rules of Alcohol and Beverage Control (ABC).

2. OPERATIONS

General:

- A. Hours of operation shall be limited to the following hours:
 - Sunday - Thursday: 9:00am to midnight.
 - Friday - Saturday: 9:00am to midnight.
- B. The applicant shall be responsible for trash clean-up resulting from the business within $\frac{1}{4}$ mile of the tenant space.
- C. All exterior doors, including the rear door, shall have a self-closing mechanism and shall be kept closed when not in use.
- D. The rear door shall be kept shut at all times.
- E. A sign shall be placed on the rear door as exit only. Business hours and contact information may also be posted on the sign. The sign shall be a maximum size of six square feet.
- F. Patrons are not allowed in the rear area (northern area) adjacent to neighboring properties, at any time.
- G. An employee manual shall be created that informs employees the proper procedure in dealing with drunk and disorderly patrons. The manual shall address items such as outside transportation contact information for patrons leaving the club to their homes, maximum drink limits for inebriated patrons, policies on over-service of drinks, etc.
- H. Employees shall be given training and education from the employee manual on a quarterly basis.
- I. Patrons of all ages, including under 21, must be allowed.

- J. 80% of the tables and chairs shall be set up during normal hours of operation.

Events:

- J. No outside event promoters are allowed to operate at this location. All entertainment/entertainers must be hired directly by the business managers or owners.
- K. Private events (operated by La Ronda Night Club only) are permitted.

Security:

- L. The business operator shall retain private uniformed security guards (4-6 guards) who shall be responsible for monitoring noise, any patrons loitering outside of the building, and shall be on-site at all times when entertainment is occurring.
- M. The security guards shall be responsible for working closely with Public Safety to resolve problematic operational issues.
- N. Private security guards shall be responsible for removing any patrons loitering in the rear area (northern area) adjacent to neighboring properties, at all times.
- O. One private security guard shall be stationed in the front parking lot (southern area) at all times.

Noise:

- P. Private security guards shall be responsible for monitoring the noise generated by the club through the use of sound meters. Readings should be taken approximately every hour at the front and rear (back property line) of the business. Noise readings shall be entered into a sound log that will be kept on-site at all times. This log shall be made available to Public Safety if requested.
- Q. Private security guards shall ensure that any noise generated by patrons loitering in the front parking lot area (south side) shall not be audible at the property line of the residential development to the south of this site.
- R. Install sound proofing materials to mitigate noise and vibration impacts on neighboring properties and adjoining tenant spaces.
- S. Install a Sound Trap device at the front entry doors.
- T. Install sound proofing materials in tenant space walls to mitigate noise and vibration impacts on neighboring properties and adjoining tenant spaces.

3. COMPLY WITH OR OBTAIN OTHER PERMITS

- A. Comply with all ABC regulations and license requirements. Failure to comply with all ABC regulations is grounds for revoking this permit.
- B. Obtain approval from the Crime Prevention Division of the Department of Public Safety for crime and public nuisance prevention measures appropriate to the proposed development prior to issuance of a Building Permit.

- C. Tenant is responsible for ensuring customers comply with smoking regulations, per California State law.
- D. The existing fire sprinkler system shall be modified for the new use, per SMC.
- E. Fire alarm systems and other upgrades shall be completed per California Fire Code.

4. PARKING

- A. Employees shall park in the rear parking lot located at the northwest corner of the property.
- B. Submit a revised parking plan to the Director of Community Development for review and approval prior to issuance of a Building Permit.

5. RECYCLING AND SOLID WASTE

- A. All trash and recycling activities shall be conducted during daytime hours of operation (9:00am-6:00pm).
- B. A permanent sign shall be placed near the rear entrance of the restaurant stating the hours of operation (9:00am-6:00pm) for trash and recycling activities.
- C. All exterior recycling and solid waste shall be confined to approved receptacles and enclosures at all times. Containers shall not be placed in parking spaces or landscaped areas at any time.
- D. Submit plans for a new trash enclosure to the Director of Community Development for review and approval prior to issuance of a Building Permit. The enclosure shall be of masonry construction and shall match the exterior design, materials and color of the main building.
- E. The property shall remain clean and free of debris and garbage.

6. SIGNS

- A. All existing/new signs shall be in conformance with the Master Sign Program established for the shopping center and the Sunnyvale Municipal Code.

PLANNING COMMISSION MINUTES OF OCTOBER 12, 2009

2009-0066: La Ronda Night Club [Applicant] **Maple Leaf Investments II LLC** [Owner] - Appeal of a decision of the Administrative Hearing Officer by a Council Member for a Special Development Permit to allow the expansion of an existing restaurant with live entertainment (La Ronda Night Club) into an existing restaurant space for an additional 534 square feet. The property is located at **927 E. Duane Avenue** (in Fair Oaks Plaza Shopping Center) in a C-1/PD (Neighborhood Business/Planned Development) Zoning District. (APN: 205-12-001) SL **(Continued from September 14, 2009.)**

Steve Lynch, Senior Planner, presented the staff report. He said staff is recommending approval of the appeal with the new conditions to address compatibility issues and bring the restaurant back into compliance with the approved Use Permit.

Comm. Klein discussed with staff the existing permit for this applicant. **Trudi Ryan**, Planning Officer, said the night club is not in compliance as they are not operating as a restaurant. Comm. Klein confirmed with staff what was allowed by the previous permit. Staff said the question of compliance came to the attention of staff as there was an expansion done without permits. Comm. Klein discussed some of the conditions of approval (COAs) particularly the hours of operation and some of the Public Safety input. Staff said the reduced hours are to make the restaurant more compatible with the neighborhood and the shortened Use Permit period to 18 months is to further monitor the restaurant. Mr. Lynch discussed some of the proposed changes. Comm. Klein discussed with staff concerns about noise and monitoring of La Ronda and what the applicant is doing to be compliant with noise regulations including a sound trap door. Comm. Klein discussed with staff that the base noise is a concern for neighbors and the concern that the rear door should remain closed until midnight, not 9 p.m. as indicated in the conditions. Staff confirmed the conditions should have been midnight.

Comm. Sulser discussed COA 1.H and the applicant's lack of compliance. Ms. Ryan discussed different options for non compliance with the permit. **Kathryn Berry**, Senior Assistant City Attorney, further discussed options for non compliance, including revocation of the permit and said that a revocation is only heard by the City Council, and only used as a last resort.

Vice Chair Travis asked if there is any data on Public Safety issues with this business. Mr. Lynch explained that staff does not have an analysis of comparable businesses. **Deputy Chief Mark Stivers**, Department of Police Safety, discussed the number of public and officer generated calls for service for this site during September 2009. Vice Chair Travis asked staff about the new plans and what size kitchen is needed for the proposed number of tables.

Comm. Hungerford discussed typical hours for restaurants and bars and factors that can affect the hours of operation. Comm. Hungerford discussed with staff the definitions of bars and restaurants. Comm. Hungerford asked Deputy Chief Stivers if the restaurant emphasis is an attempt to tone things down versus the current night club. Deputy Chief Stivers agreed that a restaurant use may tone things down.

Comm. Klein asked staff about the COA regarding trash clean up. Staff discussed the reason for adding this condition and said that it is difficult to know if the garbage is coming from the La Ronda establishment. Staff said that the applicant felt they could comply with this condition. Comm. Klein discussed further with staff about how much radius would actually be encompassed by the condition.

Chair Chang had staff clarify the conditions regarding compliance with staff explaining there would be three separate 6 month compliance reviews where the applicant would be required to be in conformance with the conditions.

Chair Chang opened the public hearing.

Vincent Rivero, VER Consultants, representing the applicant said they are trying to change this business back into a restaurant. He said they have security on-site and will continue to meet with public safety for training. He said they are trying to come up with a better way to protect the public and to keep the business viable. He said the kitchen was removed, and now they are trying to get back into compliance with their permit and with the ABC requirements, which requires they have a kitchen. He discussed the size of the kitchen, noise, the sound trap, and vibrations. He said they are trying to be better neighbors and a better business and to be more considerate of the impacts they are having on the neighborhood. He said they would like to keep the restaurant open until midnight. He said they would be focusing on the food and would monitor trash.

Comm. Klein asked about the rear door that is to be kept shut. Mr. Rivero indicated the use of the door is for fire safety and trash disposal and their desire is to otherwise keep the door closed. He noted the doors would have sound traps. He said if the trash needs to be taken out during business hours that the door would be open occasionally. He said the sound traps are for minimizing the vibrations from the bass noise. Comm. Klein asked if the food to be sold would be for on-site or take out. Mr. Rivero said the goal is for the food to be primarily on-site.

Vice Chair Travis expressed concern about the tables being moved as the evening gets later. Mr. Rivero said the tables would need to stay in place as there is an occupancy requirement and from a fire standpoint the moving of the tables would not be allowed.

Arthur Schwartz, a Sunnyvale resident, discussed noise measurement and said that the noise regulations should be changed to include the measuring of low frequency noise. He said that the low frequency noise is a principal problem resulting in complaints.

Comm. Travis discussed with Mr. Schwartz noise measurement.

Tara Martin-Milius, a Sunnyvale resident, said she agrees with the concern about the low frequency noise and said the noise can be felt in the nearby homes. She said the neighbors have met and talked with the applicant and that the neighbors have very little trust in what has been said and done. She said a simple solution would be to turn down the music. She said the applicant wants to have a bar and loud music which creates a problematic environment for the neighborhood. She said she and the neighborhood board would like to see La Ronda close at 10 p.m. like other restaurants acknowledging that midnight is better than the existing 2 a.m. closure. She said she understands this hearing was delayed for the applicant to do outreach to the neighborhood, which she said she thinks did not occur.

Kit Chan, a Sunnyvale resident, said he lives behind La Ronda and can feel the bass music every night beginning at 9 p.m. He said no one from La Ronda has reached out to him to discuss the noise problem.

John Withington, a Sunnyvale resident, said the noise has not reduced in the past year and a half. He said he would like a reduction or an elimination of the bass noise, and that when sitting in his home after 9 p.m., with all the doors and windows shut, he can still hear the bass noise.

Susanne Edgerton, a Sunnyvale resident, said that noise problem only started when La Ronda opened. She said it seems like La Ronda is going to be called a restaurant yet it will still be a night club. She said that last night in her house about 11 p.m. she could hear and feel the bass noise.

Elinor Sheldon, a Sunnyvale resident, said she works with the neighborhood association and she does not live near La Ronda. She said she is disheartened when talking with young people in their association when they say they are looking to move out of this neighborhood due to concerns with La Ronda. Ms. Sheldon said the association does a lot of things to make the neighborhood better.

Michael Flores, a Sunnyvale resident, said he would like to see more stringent noise requirements for La Ronda especially on the low bass noise. He said it looks like La Ronda is trying to get around the requirements by making this a restaurant while still wanting to keep the facility as a bar. He suggested moving the stage to the front of

building. He said he is concerned about minors being allowed in the facility late at night. He discussed the location of the meters measuring the noise, and said he would like the rear door kept shut at all times and not just an attempt to keep it shut.

Mr. Rivero addressed the complaints regarding the issues of trust and noise. He said they are also concerned about the bass noise and hope the Commission will allow them to continue moving forward to tackle the noise issue. Mr. Rivero said they would like to put the issues related to trust in writing so the applicant can be held accountable and neighbors have recourses. He addressed the concern about the hours of operation saying they need to stay open later.

Comm. Klein discussed issues related to noise with Mr. Rivero, including measurement, bass noise, and plans for sound proofing.

Vice Chair Travis confirmed with the applicant that the applicant is okay with the required conditions.

Comm. Hungerford discussed with Mr. Rivero a suggestion from the public to turn the sound down.

Chair Chang closed the public hearing

Comm. Klein moved to grant the appeal and approve the Special Development Permit subject to the conditions of approval by the Administrative Hearing Officer with modified conditions: to change the hours in condition 2.D that the rear doors shall be kept shut at all times from "9:00 a.m. to midnight" all days of the week; that 80% of tables will be set up during normal hours of operation; and as part of the compliance review, that the applicant be required to provide dBA (decibel A) and dBC noise logs as part of the six month approval. Vice Chair Travis seconded.

Comm. Klein said he has concerns about approving this project. He said this application is an attempt to bring the use of this property back to a restaurant, reduce the noise, and reduce the hours of operations. He said he understands the neighbors would like to see the hours be less and that the hours are a compromise. He said the biggest issue is trust of the neighborhood. Comm. Klein thanked the neighbors for their input, and said the applicant needs to reach out more to the neighbors. He said ultimately this project should affect the community less and the scheduled reviews will help keep the applicant in compliance. Comm. Klein said that the study and update of the Noise element should address the low register noise.

Vice Chair Travis said he has concerns about this site, he thinks there will be significant hurdles for the applicant, and that with the conditions incorporated that

should eventually bring the site in compliance as a restaurant. He encouraged the neighbors to let the staff know if there are problems, and said he is looking forward to the next six months.

Comm. Hungerford said he would not be supporting the motion as he cannot approve a continuation of the situation. He said he thinks it is a good idea for this site to be a restaurant, but there are not enough safe guards. He said he could only support this if the music were turned down immediately. He said he would like the applicant to close down for a while, get the site into compliance with the Special Development permit and then reapply.

Comm. Sulser said he would be supporting the motion. He said if the business does not shape up, when the application comes back for review then it could be denied.

Chair Chang said he would be supporting the motion. He said to the applicant that they need to take care of their neighbors and comply with all the regulations and time frames. He said this is a second chance and encouraged the applicant to use it wisely.

ACTION: Comm. Klein made a motion on 2009-0066 to grant the appeal and approve the Special Development Permit subject to the conditions of approval by the Administrative Hearing Officer with modified conditions: to change the hours in condition 2.D that the rear doors shall be kept shut at all times from "9:00 a.m. to midnight" all days of the week; that 80% of the tables will be set up during normal hours of operation; and as part of the compliance review, that the applicant be required to provide dBA (decibel A) and dBC noise logs as part of the six month review. Comm. Travis seconded. Motion carried, 4-1, with Comm. Hungerford dissenting, and Comm. McKenna and Comm. Rowe absent.

APPEAL OPTIONS: This action is final unless appealed to the City Council no later than October 27, 2009.

CITY of SUNNYVALE
456 W. Olive Avenue
Sunnyvale, CA 94086

APRIL 3, 2011

PERMIT CONDITIONS RESPONSE LETTER

COA #	Condition Summary	Action Taken:
1.J	Provide the dBA and dBC noise logs in six months.	Noted. The Noise Log has been provided
1.K	All COAs operating within 30 days of the final approval date.	Hours of Operation, Security plan, employee manual adopted within 30 days.
1.L	Food service shall commence within 6 months	Kitchen Installation is complete
1.M	Building Permits Must be Submitted/Issued	Building Permits have been obtained as of July 15, 2010
1.N	All noise mitigation improvements Installed with building permit	Noise reduction measures not requiring permits have been installed. This includes providing thicker doors, keeping access areas closed off, and installing sound absorbent paneling. Sound mitigation measures requiring a building permit have also been incorporated.
1.O	Use shall comply with ABC	Please see attached "Exhibit B" for a copy of the current ABC license
2.A	Hours of operation 9:00am to midnight.	Noted and currently being enforced.

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|-------------|--|--|
| 2.B | Trash pick-up within ¼ mile of site. | Noted. Please see Exhibit D for copy of contract with Janitorial service to provide this service. Additionally the Ronda restaurant will have items stamped with its' logo to help identify where refuse from the Ronda is being dropped. |
| 2.C | All doors shall have a self-closing mechanism. | Completed- Please see Exhibit C |
| 2.D | Rear door shut at all times. | Completed- One rear door has been removed as per approved plans and the other is kept closed for Fire exit only. |
| 2.E | Sign on rear door stating business hours and contact information | Completed- Please see Exhibit C |
| 2.F. | Patron not allowed in rear | Access is restricted by gates. Gates are to remain closed during hours of operation/ |
| 2.G | Employee manual shall be created. | Completed- Please see Exhibit E |
| 2.H | Employees shall be given training and education | Completed. Classes are noted in the manual and are held once per quarter |
| 2.J | 80% of the tables and chairs shall be set up during normal hours. | 100% of chairs are always set up as shown on approved permits and may be field verified at any time. |
| 2.L | Business operator shall retain private uniformed security guards (4-6 guards). | Completed- Please See Exhibit F - Copy of Security Contract to provide services |
| 2.M | Security guards shall be responsible for working closely with Public Safety. | Noted and being enforced |
| 2.P | Private security guards shall be responsible for taking noise readings every hour. | Noted- Please see copy of Noise Log |

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- | | | |
|------------|--|--|
| 2.R | Install sound proofing materials to mitigate noise and vibration impacts on neighboring properties. | Completed as part of plans.
Please see attached Exhibit C |
| 2.S | Install a Sound Trap devise at the front Entry doors. | Completed |
| 3.A | Comply with all ABC regulations and license requirements. | Completed |
| 3.B | Approval from Crime Prevention Division For crime and public nuisance prevention measures. | Noted |
| 3.D | Existing fire sprinkler system shall be modified for the new use | Completed as part of plans |
| 3.E | Fire alarm systems and other upgrades shall be completed per California Fire Code. | Completed as part of plans |
| 4.A | Employees shall park in the rear parking. | Completed |
| 4.B | Submit a revised parking plan. | Completed As part of plans |
| 5.B | Sign shall be placed near the rear entrance of the restaurant stating the hours of operation (9:00am-6:00pm) for trash and recycling activities. | Completed |
| 5.C | Submit plans for a new trash enclosure. | Completed |

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STATE OF CALIFORNIA
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
ALCOHOLIC BEVERAGE LICENSE

ATTACHMENT
Page 4 of 43

ON-SALE GENERAL PUBLIC PREMISES

VALID FROM

Jul 01, 2010

EL MAGUS INC
927 E DUANE AVE
SUNNYVALE, CA 94085-3438

EXPIRES

Jun 30, 2011

TYPE NUMBER DUP

48 467768

AREA CODE:

4316 25

BUSINESS ADDRESS DBA: LA RONDA
(IF DIFFERENT)

RENEWAL

CONDITIONS

OWNERS: EL MAGUS INC



IMPORTANT INFORMATION

EFFECTIVE PERIOD This license is effective only for the operating period shown above. A new license will be sent to you within 30 days of the expiration date on your license if payment is timely.

POSTING Cover this license with glass or other transparent material and post it on premises in a conspicuous place.

RENEWAL NOTICES Renewal notices are sent to premises address unless a specific mailing address is requested. If a notice is not received 30 days before expiration date shown above, contact the nearest ABC office. To assure receipt of notices, advise your local ABC office of any change in address.

RENEWAL DATES It is the licensee's responsibility to pay the required renewal fee by the expiration date shown above.

A Penalty is charged for late renewal and the license can be automatically revoked for failure to pay.

SEASONAL LICENSES It is the licensee's responsibility to pay the required renewal fee prior to the next operating period.

CONDITIONS A copy of all applicable conditions must be kept on premises.

LICENSEE NAME Only 10 names will be printed on each license. If there are more names associated with the license, they will be indicated by "AND XX OTHERS". All names are on file and available upon request from your local ABC office.

DBA If you change your business name please notify your local ABC office.

If you have any questions regarding this license, contact your local ABC office.

NOTE: CONTACT YOUR LOCAL ABC OFFICE IF YOUR LICENSED PREMISES WILL BE TEMPORARILY CLOSED FOR MORE THAN 15 DAYS OR WILL BE PERMANENTLY CLOSED.

EXHIBIT C

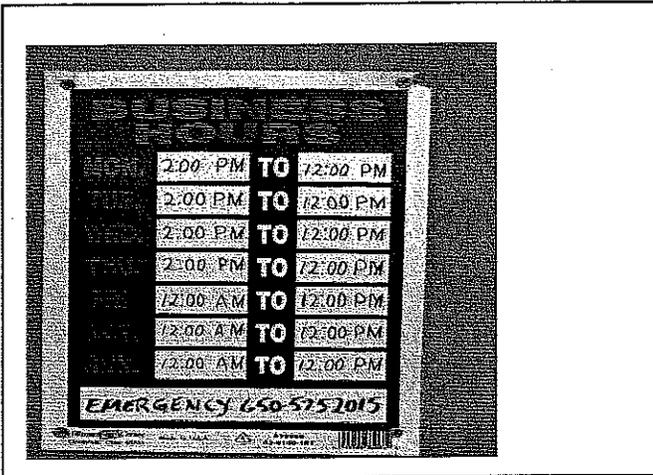


PHOTO 4: Sign On Rear Door Stating Hours Of Operation And Contact Information

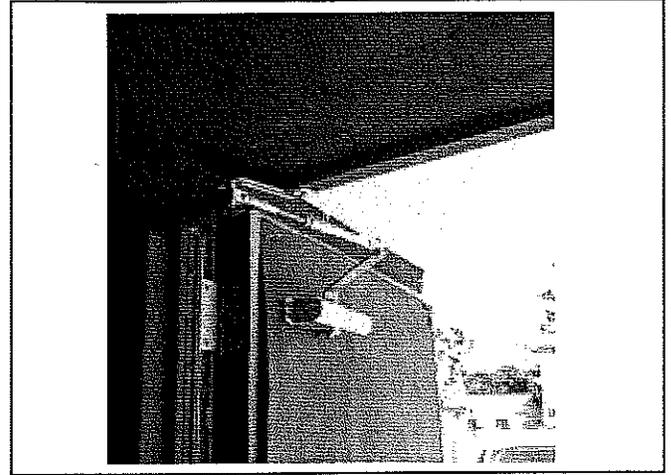


PHOTO 5: Doors Are Equipped With Self-Closing Mechanisms

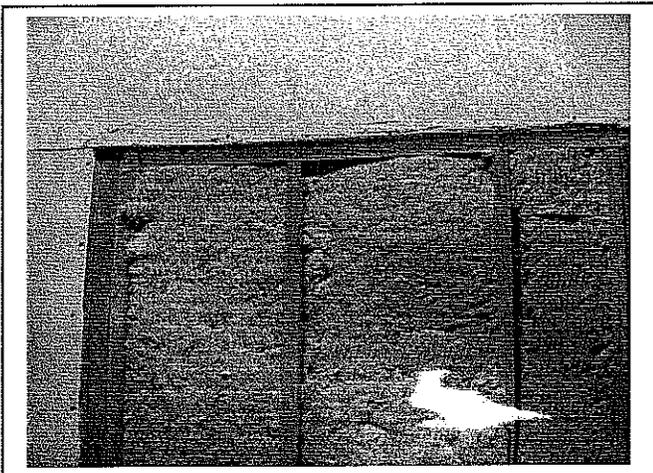


PHOTO 6: Sound Proofing Material installed To Mitigate Noise On Neighboring Properties

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Commercial Cleaning

Think of Us Because We're Always Thinking of You

CLEANING PROPOSAL

000201

TO: LA RONDA LLC
927 E Duane Ave.
Sunnyvale, CA

DATE	4/13/2010	PHONE	4084552373
JOB NAME / LOCATION	LA RONDA		
JOB NUMBER	027770	CONTACT	Roger Arreola
EXISTING CONTRACT NO	N/A	DATE OF EXISTING CONTRACT	N/A

SERVICES REQUIRED		FREQUENCY				SERVICES REQUIRED		FREQUENCY			
AREA / ITEM	WORK DESCRIPTION	DAY	WEEKLY	MONTHLY	QUARTERLY	AREA / ITEM	WORK DESCRIPTION	DAY	WEEKLY	MONTHLY	QUARTERLY
RESTROOMS						DOORS - WALLS - PARTITIONS					
TOILET AND VENTILATORS	CLEAN SANITIZING SERVICE		X			ENTRANCE GLASS DOORS	CLEAN				
TRASH/COMPTAINERS	EMPTY AND CLEAN SERVICE	X				EXIT DOOR GLASS	CLEAN				
DISPENSER SOAP TOWEL TISSUE NAPKIN	REPLACE AND CLEAN SERVICE				X	WHEELS WOODWORK	WAX				
GLASS MIRROR/SHOWER PARTITIONS	CLEAN POLISH				X	DOOR HANDLE WALLS	CLEAN				
FLOORS	WAX	X				BASEBOARDS	CLEAN				
PARTITIONS/DOORS	WAX					CEILING CORNICES	WAX				
WALLS BY HAND/TERMINALS	CLEAN WAX	X									
FLOOR DRAINS	WAX					MISCELLANEOUS					
						WASTE CANS	EMPTY			X	
FLOORS						WAX	WAX			X	
RESIDENT FLOORING	WAX					WAX	WAX			X	
RESIDENT FLOORING	WAX					WAX	WAX			X	
RESIDENT FLOORING	WAX					WAX	WAX			X	
RESIDENT FLOORING	WAX					WAX	WAX			X	
CEMENT TERRAZZO TILE	WAX					WAX	WAX			X	
PAVE CARPETS	WAX					WAX	WAX			X	
						WAX	WAX			X	
EXTERIOR						WAX	WAX			X	
ENTRANCE	WAX	X				WAX	WAX			X	
PAVING DECKS	WAX	X				WAX	WAX			X	
SOCCER FIELDS	WAX	X				WAX	WAX			X	
PARKING LOT	WAX	X				WAX	WAX			X	

SEASON INSTRUCTIONS:
Trash Pick up Service for up to a 1/4 mile from the business. Trash Pick up limited to surface debris and restaurant items. Only on days of event operation of business. Charge for this service is \$30.00/ hour, not to exceed 3 hours/event.

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices.
Any alteration or deviation from the above specifications involving extra costs will be done only upon a written change order. The cost will be deemed an extra charge over and above the estimate.
All elements of this agreement are contingent upon timely payments. Delays or delays beyond our control. The estimate does not include material prices increases or additional labor and material which may be required should unforeseen problems arise after the work has started.
In the event that this Agreement proves unsatisfactory it may be terminated by a 30 day written notice by either party.

We Propose hereby, to provide the service in accordance with above specifications, by the total sum of \$ 6,500.00 per month.
Cleaning supplies to perform this service will be supplied by Owner/Operator.
Date service begin 05/01/2010.
Authorized Signature [Signature] Date 04/13/2010.
How this proposal may be withdrawn by not accepted within 30 days.

Acceptance of Proposal: The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment to be made as outlined above.
Signature _____ Date _____ Signature _____ Date _____

OCT. 2010

**LA RONDA NIGHT CLUB
Daily Sound Readings**

ATTACHMENT

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D
43

REAR FENCE LINE							FRONT PARKING LOT					
Date	Time	Decibels Reading	By	Time	Decibels Reading	By	Time	Decibels Reading	By	Time	Decibels Reading	By
1	9:00	46.7	AA	11:02	47.2	AM	9:09	46.0	AA	10:58	48.3	AM
2	9:00	46.8	AA	11:02	47.2	AA	9:04	46.5	AA	11:05	47.0	AA
3	9:00	47.2	AA	11:01	47.0	AA	9:05	47.0	AA	11:05	47.0	AA
4	9:00	45.0	AA	11:00	46.2	AA	9:05	46.0	AA	11:05	46.3	AA
5	9:00	46.2	AA	11:00	45.7	AA	9:05	46.0	AA	11:05	45.6	AA
6	9:00	45.5	AA	11:00	46.0	AA	9:05	45.7	AA	11:05	46.2	AA
7	9:00	45.3	AM	11:05	47.8	AM	8:56	47.2	AM	11:02	48.2	AM
8	8:59	47.0	AM	11:00	47.0	AA	8:59	49.0	AM	11:05	47.5	AA
9	9:02	45.2	AM	11:00	46.2	AA	8:59	47.8	AM	11:02	46.2	AA
10	9:00	46.1	AA	11:00	46.1	AA	9:05	46.2	AA	11:05	46.1	AA
11	9:00	47.2	AA	11:00	47.1	AA	9:05	47.1	AA	11:05	47.2	AA
12	9:00	46.2	AA	11:00	48.1	AA	9:05	46.3	AA	11:05	48.2	AA
13	10:01	45.5	J	11:28	42.5	J	10	45.8	J	11:35	45.8	J
14	9:03	46.7	AM	10:59	47.9	AM	9:00	47.8	AM	10:59	48.7	AM
15	9:19	47.2	AM	11:00	47.2	AA	9:16	48.0	AM	11:05	47.2	AA
16	9:24	46.3	AM	11:01	46.2	AM	9:20	47.7	AM	10:58	47.2	AM
17	9:10	45.7	AG	11:03	45.7	AG	9:15	43.8	AG	11:07	46.1	AG
18	9:05	45.2	AA	11:02	45.6	AA	9:05	44.5	AA	11:05	45.7	AA
19	9:05	45.6	AA	11:00	45.0	AA	9:05	43.7	AA	10:05	44.5	AA
20	9:00	45.0	AA	11:00	46.7	AA	9:05	45.2	AA	11:10	45.6	AA
21	9:00	46.2	AA	11:00	45.7	AA	9:15	46.0	AA	11:05	45.0	AA
22	9:00	46.5	AA	11:00	45.6	AA	9:05	46.2	AA	11:05	45.7	AA
23	9:05	46.5	AM	11:04	47.0	AM	9:00	48.0	AM	11:00	48.0	AM
24	9:00	46.9	AA	11:00	46.8	AA	9:05	46.3	AA	11:05	47.0	AA
25	9:00	46.6	AA	11:01	47.0	AA	9:05	45.2	AA	11:05	45.6	AA
26	9:00	46.0	AA	11:00	46.3	AA	9:04	46.1	AA	11:04	45.1	AA
27	9:00	46.5	AA	11:00	44.6	AA	9:05	46.2	AA	11:05	45.0	AA
28	9:05	44.5	AM	11:09	45.0	AM	9:12	46.1	AM	11:00	47.0	AM
29	9:05	45.0	AA	11:00	46.0	AA	9:07	46.0	AA	11:05	46.1	AA
30	9:00	45.2	AA	11:00	45.1	AA	9:05	45.7	AA	11:05	45.2	AA
31	9:09	46.6	AM	11:00	46.5	AA	9:00	48.1	AM	11:05	46.3	AA

CERTIFICATION

I have monitored and supervised the daily recording of data presented hereon and certify the information to be true and correct as shown.

Signature & Title

Date

NOV-2010

LA RONDA NIGHT CLUB
Daily Sound Readings

REAR FENCE LINE							FRONT PARKING LOT					
Date	Time	Decibels Reading	By	Time	Decibels Reading	By	Time	Decibels Reading	By	Time	Decibels Reading	By
1	9:00	47.6	AD	11:05	47.7	AD	9:05	47.7	AA	11:00	46.8	AD
2	9:05	46.3	AD	11:05	46.2	AD	9:00	46.4	AA	11:00	46.1	AA
3	9:05	45.2	AA	11:05	46.3	AA	9:00	46.3	AA	11:00	46.1	AA
4	9:05	44.6	AA	11:06	45.9	AA	9:00	45.0	AA	11:00	47.9	AA
5	9:05	46.5	AA	11:05	44.1	AA	9:00	47.9	AA	11:00	47.2	AD
6	9:00	45.5	AA	11:05	46.3	AA	8:55	45.9	AA	11:00	46.1	AA
7	9:05	46.0	AD	11:05	46.8	OH	9:00	46.5	AD	11:00	47.0	OH
8	9:06	43.5	AG	11:05	44.1	AA	9:00	45.7	AG	11:00	44.3	AD
9	9:05	46.2	AD	11:05	45.7	AD	9:00	46.5	AD	11:00	46.0	AD
10	9:05	45.7	AA	11:05	46.2	AD	9:00	45.6	AD	11:00	46.1	AD
11	9:05	43.8	AG	11:07	47.2	AG	9:00	45.1	AG	11:00	45.3	AG
12	9:06	46.6	AM	11:05	49.1	AD	9:00	47.1	AM	11:00	46.8	AD
13	9:05	48.1	AD	11:05	47.6	AD	9:00	48.0	AD	11:00	47.5	AD
14	9:05	47.5	AA	11:02	44.7	AA	9:00	47.5	AA	11:00	46.5	AA
15	9:55	46.3	AA	11:05	46.2	AD	9:00	46.2	AD	11:00	46.0	AD
16	9:06	43.5	AG	11:07	45.2	AG	9:00	47.1	AG	11:00	46.7	AG
17	9:05	46.9	AA	11:05	45.2	AD	9:00	47.2	AD	11:00	45.2	AA
18	9:05	46.2	AA	11:02	46.2	AD	9:00	46.7	AD	11:00	46.3	AD
19	9:05	47.4	AD	11:05	47.0	AD	9:00	48.2	AA	11:00	47.5	AD
20	9:05	48.5	AD	11:02	44.6	AA	9:00	48.3	AA	11:05	45.1	AD
21	9:05	47.2	AD	11:05	47.3	AD	9:00	47.5	AD	11:00	47.2	AD
22	9:05	46.1	AD	11:05	46.2	AD	9:00	46.2	AD	11:00	46.3	AD
23	9:05	46.1	AD	11:05	46.5	AA	9:00	47.5	AD	11:00	46.7	AD
24	9:07	47.3	AA	11:05	47.1	AA	9:00	47.2	AD	10:00	46.3	AD
25	9:09	47.7	AM	11:02	48.3	AM	9:00	49.6	AM	11:00	46.0	AM
26	9:05	47.3	AD	11:05	47.5	AD	9:00	47.6	AD	11:00	46.9	AD
27	9:05	43.5	AM	11:05	47.5	AM	9:00	44.9	AM	11:00	44.1	AM
28	9:00	44.0	AA	11:00	45.2	AA	9:05	45.2	AA	11:05	46.1	AA
29	9:05	47.2	AA	11:05	47.8	AD	9:00	47.1	AD	11:00	46.9	AD
30	9:05	46.3	AD	11:05	47.2		9:00	46.6	AD	11:00	47.1	AD
31												

CERTIFICATION

I have monitored and supervised the daily recording of data presented hereon and certify the information to be true and correct as shown.

Signature & Title

Date

Dec 2010

LA RONDA NIGHT CLUB
Daily Sound Readings

REAR FENCE LINE							FRONT PARKING LOT					
Date	Time	Decibels Reading	By	Time	Decibels Reading	By	Time	Decibels Reading	By	Time	Decibels Reading	By
1	9:05	46.9	AA	11:05	46.5	AA	9:00	46.7	AA	11:00	46.3	AA
2	9:05	47.3	AA	11:05	47.3	AA	9:00	47.7	AA	11:00	48.3	AA
3	9:05	46.1	AA	11:07	46.7	AA	9:00	46.7	AA	11:00	48.3	AA
4	9:08	46.4	AA	11:05	46.0	AA	9:05	46.2	AA	11:00	45.9	AA
5	9:01	45.8	AA	11:05	47.2	AA	9:05	47.2	AA	11:00	47.5	AA
6	9:05	46.2	AA	11:05	46.1	AA	9:00	46.5	AA	11:00	46.2	AA
7	9:05	47.0	AA	11:05	46.8	AA	9:00	47.1	AA	11:00	46.9	AA
8	9:05	46.5	AA	11:05	46.2	AA	9:00	46.9	AA	11:00	46.3	AA
9	9:05	47.1	AA	11:05	46.9	AA	9:00	47.5	AA	11:00	47.2	AA
10	9:05	46.3	AA	11:05	46.2	AA	9:00	47.9	AA	11:00	46.6	AA
11	9:05	45.9	AA	11:05	46.3	AA	9:00	46.0	AA	11:00	46.0	AA
12	9:05	48.3	AA	11:05	45	AA	9:00	43.3	AA	11:00	46.3	AA
13	9:05	46.2	AA	11:05	44.6	AA	9:00	46.5	AA	11:00	44.7	AA
14	9:05	47.1	AA	11:05	46.1	AA	9:00	47.2	AA	11:00	46.9	AA
15	9:05	45.0	AA	11:05	45.2	AA	9:00	45.2	AA	11:00	45.3	AA
16	9:05	46.1	AA	11:05	45.8	AA	9:00	46.1	AA	11:00	45.9	AA
17	9:05	45.3	AA	11:09	47.6	AA	9:00	46.2	AA	11:00	48.3	AA
18	9:05	45.3	AA	11:05	46.3	AA	9:00	48.2	AA	11:00	46.7	AA
19	9:05	47.2	AA	11:06	46.7	AA	9:00	47.5	AA	11:00	46.3	AA
20	9:05	46.5	AA	11:05	46.2	AA	9:00	46.8	AA	11:00	46.7	AA
21	9:05	46.1	AA	12:05	45.8	AA	9:00	46.4	AA	12:00	45.9	AA
22	9:05	46.3	AA	12:08	47.1	AA	9:00	46.7	AA	12:00	47.2	AA
23	9:05	47.0	AA	12:08	47.9	AA	9:00	47.1	AA	12:00	48.1	AA
24	9:05	46.5	AA	12:05	46.2	AA	9:00	46.9	AA	12:00	47.2	AA
25	9:05	47.7	AA	12:05	47.3	AA	9:00	46.3	AA	12:00	48.2	AA
26	9:05	46.1	AA	12:05	46.5	AA	9:00	47.7	AA	12:00	47.2	AA
27	9:05	46.7	AA	12:05	47.9	AA	9:00	47.0	AA	12:00	48.2	AA
28	9:05	47.6	AA	12:05	48.1	AA	9:00	47.9	AA	12:00	48.3	AA
29	9:05	47.5	AA	12:05	48.1	AA	9:00	47.8	AA	12:00	48.2	AA
30	9:05	46.5	AA	12:05	47.8	AA	9:00	47.4	AA	12:00	46.9	AA
31	9:05	47.2	AA	12:05	46.9	AA	9:00	46.7	AA	12:00	47.1	AA

CERTIFICATION

I have monitored and supervised the daily recording of data presented hereon and certify the information to be true and correct as shown.

Signature & Title

Date

LA RONDA NIGHT CLUB Daily Sound Readings

REAR FENCE LINE							FRONT PARKING LOT					
Date	Time	Decibels Reading	By	Time	Decibels Reading	By	Time	Decibels Reading	By	Time	Decibels Reading	By
1	9:09	46.5	AM	11:55	46.5	AM	9:00	47.7	AM	12:00	47.5	AM
2	9:06	45.3	AG	11:05	46.3	AG	9:00	45.8	AG	11:00	47.7	AG
3	9:00	45.6	AG	11:08	46.7	AG	8:55	45.8	AG	11:00	47.5	AG
4	9:05	47.2	AD	12:05	47.9	AD	9:00	47.8	AA	12:00	48.5	AD
5	9:05	48.1	AD	12:05	48.7	AD	9:00	48.2	AD	12:00	48.6	AD
6	9:05	48.2	AA	12:05	47.3	AA	9:00	47.5	AA	12:00	47.8	AA
7	9:05	46.5	AM	12:06	47.8	JLC	9:00	47.7	AM	12:00	47.8	JLC
8	9:05	45.3	AM	12:05	47.5	AD	9:00	46.5	AM	12:00	47.8	AA
9	9:05	45.0	AM	12:06	48.5	AD	9:10	49.4	AM	12:00	48.2	AD
10	9:05	45.0	AD	12:00	46.0	AD	9:00	45.6	AD	12:00	46.2	AD
11	9:05	46.0	AD	12:05	48.9	AD	9:00	46.7	AD	12:00	49.1	AD
12	9:05	46.5	AM	12:05	48.3	AM	9:00	47.7	AM	12:00	49.9	AM
13	9:00	42.2	AM	12:05	44.9	AM	9:00	45.6	AM	12:00	47.2	AM
14	9:09	46.9	AM	12:05	46.5	AM	9:00	47.8	AM	12:00	48.2	AM
15	9:09	46.5	AM	12:05	47.3	AM	9:10	47.7	AM	12:00	45.3	AM
16	9:05	47.7	AM	12:05	47.7	AM	9:00	48.9	AM	12:00	48.9	AM
17	9:05	48.2	AD	12:06	46.1	AD	9:00	48.7	AA	12:00	46.7	AD
18	9:05	48.1	AD	12:06	48.2	AD	9:00	48.5	AD	12:00	48.3	AD
19	9:05	46.7	AD	12:05	47.1	AD	9:00	46.9	AD	12:00	47.2	AD
20	9:10	46.7	AD	12:05	46.2	AA	9:08	46.8	AP	12:00	46.6	AA
21	9:08	47.2	AA	11:58	46.8	AA	9:05	45.9	AA	12:04	47.2	AA
22	9:05	46.9	AD	12:05	47.6	AM	9:00	47.0	AD	12:00	46.8	AM
23	9:05	46.5	AD	12:05	47.4	AD	9:00	46.8	AD	12:00	47.5	AD
24	9:05	47.1	AD	12:05	46.3	AD	9:00	47.2	AD	12:00	46.5	AD
25	9:05	48.0	AD	12:05	49.5	AD	9:00	48.2	AA	12:00	49.2	AD
26	9:05	46.5	AD	12:05	48.6	AD	9:00	46.9	AA	12:00	48.7	AD
27	9:05	47.0	AD	12:05	46.6	AD	9:00	47.1	AD	12:00	46.9	AD
28	9:08	47.9	AD	12:05	48.6	AD	9:00	48.2	AD	12:00	48.9	AD
29	9:05	46.5	AP	12:05	47.7	AM	9:00	46.9	AA	12:00	49.2	AM
30	9:05	46.7	AD	12:05	47.3	AD	9:00	45.6	AD	12:00	47.6	AD
31	9:08	46.9	AD	12:05	46.7	AD	9:05	47.1	AA	12:00	46.9	AD

CERTIFICATION

I have monitored and supervised the daily recording of data presented hereon and certify the information to be true and correct as shown.

Signature & Title

Date

FEBRERO

LA RONDA NIGHT CLUB Daily Sound Readings

Date	REAR FENCE LINE						FRONT PARKING LOT					
	Time	Decibels Reading	By	Time	Decibels Reading	By	Time	Decibels Reading	By	Time	Decibels Reading	By
1	9:10	46.5	AA	12:05	48.7	AD	9:05	46.7	AA	12:00	48.9	AD
2	9:05	43.1	AD	12:05	48.2	AD	9:05	43.5	AD	12:00	48.5	AD
3	9:07	45.2	AA	12:05	46.8	AA	9:06	42.9	AD	12:00	47.6	AA
4	9:05	46.7	AA	12:05	47.8	AA	9:08	46.3	AA	12:00	48.2	AA
5	9:05	48.3	AD	12:05	48.2	AD	9:00	48.5	AD	12:00	48.7	AD
6	9:05	46.4	AD	12:05	48.5	AD	9:00	47.6	AD	12:00	48.2	AD
7	9:05	46.4	AD	12:05	46.7	AD	9:00	46.8	AD	12:00	46.3	AD
8	9:05	46.4	AD	12:05	46.9	AD	9:00	46.7	AD	12:00	47.2	AD
9	9:05	47.0	AD	12:05	48.1	AD	9:00	47.2	AD	12:00	48.2	AD
10	9:05	45.1	AG	12:05	46.2	AG	9:00	46.3	AG	12:00	47.0	AG
11	9:10	46.5	AA	12:05	46.8	AA	9:00	47.0	AA	12:00	48.0	AA
12	9:05	48.1	AD	12:05	48.2	AD	9:00	47.7	AD	12:00	48.2	AD
13	9:05	47.3	AD	12:05	47.9	AD	9:00	47.6	AD	12:00	48.2	AD
14	9:05	48.5	AD	12:06	49.7	AD	9:00	48.9	AD	12:00	49.2	AD
15	9:05	46.5	AM	12:05	48.1	AD	9:00	47.7	AM	12:00	48.2	AD
16	9:05	47.9	AD	12:05	48.0	AD	9:00	48.1	AD	12:00	48.2	AD
17	9:05	47.4	AD	12:05	48.0	AD	9:00	47.6	AD	12:00	48.1	AD
18	9:07	46.8	AA	12:05	48.3	AA	9:00	46.5	AA	12:00	47.0	AA
19	9:05	45.3	AM	12:05	47.7	AM	9:00	47.7	AM	12:00	48.9	AM
20	9:05	47.6	AA	12:05	47.5	AA	9:00	47.6	AA	12:00	48.1	AA
21	9:05	48.0	AD	12:05	48.2	AD	9:00	48.2	AD	12:00	48.5	AD
22	9:05	47.5	AM	12:05	49.4	AD	9:00	47.9	AD	12:00	49.6	AD
23	9:05	47.2	AD	12:05	47.2	AD	9:00	47.5	AD	12:00	47.2	AD
24	9:05	47.2	AM	12:05	48.3	AM	9:00	47.9	AM	12:00	49.1	AM
25	9:05	48.1	AD	12:05	48.4	AD	9:00	48.5	AD	12:00	48.7	AD
26	9:05	47.9	AD	12:05	48.3	AD	9:00	48.2	AD	12:00	48.5	AD
27	9:05	47.5	AA	12:05	48.4	AD	9:00	47.8	AD	12:00	48.6	AD
28	9:05	48.0	AD	12:05	48.2	AD	9:00	48.2	AA	12:00	48.3	AD
29												
30												
31												

CERTIFICATION

I have monitored and supervised the daily recording of data presented hereon and certify the information to be true and correct as shown.

Signature & Title

Date

MARCH-

LA RONDA NIGHT CLUB
Daily Sound Readings

REAR FENCE LINE							FRONT PARKING LOT					
Date	Time	Decibels Reading	By	Time	Decibels Reading	By	Time	Decibels Reading	By	Time	Decibels Reading	By
1	9:05	47.6	AD	12:05	48.5	AD	9:00	47.8	AD	12:00	48.8	AD
2	9:05	46.6	AD	12:05	48.6	AD	9:00	46.9	AD	12:00	48.9	AD
3	9:05	47.8	AD	12:05	48.2	AD	9:00	47.8	AD	12:00	48.2	AD
4	9:05	48.2	AD	12:05	48.5	AD	9:05	48.1	AD	12:00	48.9	AD
5	9:05	48.3	AD	12:06	48.2	AD	9:00	47.8	AD	12:00	48.2	AD
6	9:05	48.4	AD	12:05	48.5	AD	9:00	48.1	AD	12:00	48.2	AD
7	9:05	47.2	AD	12:05	47.4	AD	9:00	46.9	AD	12:00	47.5	AD
8	9:05	46.5	AD	12:05	48.1	AD	9:00	46.8	AD	12:00	48.2	AD
9	9:05	46.3	AD	12:05	47.1	AD	9:00	46.5	AD	12:00	47.2	AD
10	9:05	47.3	AM	12:05	47.3	AM	9:00	47.5	AM	12:00	47.3	AM
11	9:05	46.3	AM	12:05	47.3	AM	9:00	44.3	AM	12:00	47.3	AM
12	12:05	47.3	AM	12:05	48.2	AD	9:00	45.6	AM	12:00	48.4	AD
13	9:05	47.8	AD	12:05	48.1	AD	9:00	47.9	AD	12:00	48.2	AD
14	9:05	48.1	AD	AD	48.6	AD	9:00	48.3	AD	12:00	48.7	AD
15	9:05	46.5	AD	AD	48.7	AD	9:00	46.7	AD	12:00	48.5	AD
16	9:05	47.5	AD	12:05	48.2	AD	9:00	47.6	AD	12:00	48.1	AD
17	9:05	47.9	AM	12:05	48.3	AM	9:00	47.6	AM	12:00	49.3	AM
18	12:05	48.9	AD	9:05	48.7	AM	9:00	49.1	AM	12:00	48.7	AD
19	9:05	47.9	AD	9:05	48.5	AD	9:00	48.1	AD	12:00	48.5	AD
20	AD	48.6	AD	9:05	48.5	AD	9:00	47.5	AD	12:00	47.6	AD
21	9:05	48.1	AD	9:05	48.4	AD	9:05	46.6	AD	12:00	48.7	AD
22	9:05	46.9	AD	9:05	47.9	AD	9:00	46.7	AD	12:00	47.6	AD
23	9:05	47.0	AD	9:05	48.5	AD	9:00	46.8	AD	12:00	48.3	AD
24	9:05	46.3	AM	12:05	48.3	AM	9:00	47.2	AM	12:00	48.2	AM
25	9:05	47.3	AM	12:05	47.9	AM	9:00	48.9	AM	12:00	49.3	AM
26	9:05	47.3	AM	12:05	49.4	AD	9:00	49.1	AM	12:00	49.3	AD
27	9:05	48.9	AD	12:05	48.6	AD	9:00	47.2	AD	12:00	48.4	AD
28	9:05	47.1	AD	12:05	48.5	AD	9:00	46.9	AD	12:00	48.5	AD
29	9:05	48.2	AD	12:05	49.1	AD	9:00	48.6	AD	12:00	48.9	AD
30	9:05	46.5	AD	12:05	48.1	AD	9:00	45.4	AD	12:00	47.9	AD
31	9:05	46.9	AM	12:05	47.9	AM	9:00	46.9	AM	12:00	47.3	AM

CERTIFICATION

I have monitored and supervised the daily recording of data presented hereon and certify the information to be true and correct as shown.

Signature & Title

Date

APRIL

LA RONDA NIGHT CLUB
Daily Sound Readings

REAR FENCE LINE							FRONT PARKING LOT					
Date	Time	Decibels Reading	By	Time	Decibels Reading	By	Time	Decibels Reading	By	Time	Decibels Reading	By
1	9:05	45.0	AM	12:05	46.6	AM	9:00	43.3	AM	12:00	47.7	AM
2	9:05	47.7	AM	12:05	48.9	AD	9:00	48.9	AM	12:00	48.6	AD
3	9:05	46.9	AD	44.4	12:05	AD	9:00	46.7	AP	12:00	49.2	AD
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CERTIFICATION

I have monitored and supervised the daily recording of data presented hereon and certify the information to be true and correct as shown.

Signature & Title

Date

EL MAGMUS INC, dba

LA RONDA NIGHT CLUB

933 E. DUANE AVENUE o SUNNYVALE, CA 94088

CORPORATE POLICY & PROCEDURES

EMPLOYEE HANDBOOK

EFFECTIVE DATE - JANUARY 1, 2009

This Employee Handbook does not constitute a contract for employment between **LA RONDA NIGHT CLUB** and its employees. Employees of the Company are considered at-will and, therefore, either the employee or the Company may terminate the employment relationship at any time with or without cause or notice. Employees may also be demoted or disciplined and the terms of their employment may be altered at any time, with or without cause, at the discretion of the Company. No person other than the Owner has authority to enter into any agreement for employment for any specified period of time or to make any agreement contrary to this policy. Any such agreement must be in writing signed by the Owner and the affected employee. The writing must express a clear and unambiguous statement of the intent to change the at-will nature of the employment relationship. The Company reserves the right to modify the provisions of this handbook at any time.

Welcome to **LA RONDA NIGHT CLUB**

The following pages contain information regarding many of the policies and procedures of LA RONDA NIGHT CLUB. These policies are a condition of employment. Labor relation laws require that all employers maintain a written policy that is applied non-discriminately to all employees.

If you have questions or need assistance reviewing this document please contact: Rogelio or Chela Arreola at (650) 575-2015 Cell or (408) 736-3993 Office

Office hours are:

Monday through Friday: 11:00 am to 7:00 pm.

Saturday: Closed.

Sunday: Closed

Our main phone number is (408) 736-3993.

For life threatening emergencies call 911.

For facility emergencies call (650) 575-2015.

Disclaimer

This handbook is intended only to outline employment policies, procedures and benefits of LA RONDA NIGHT CLUB. This manual is not intended to be all-inclusive and should not be considered to be an employment contract. LA RONDA NIGHT CLUB reserves the right to change employment policies, procedures, benefits or this manual at any time. Employees will be notified of any policy changes, additions or deletions. Said changes will immediately become a part of this manual.

Introduction

LA RONDA NIGHT CLUB Mission Statement

To provide quality products and services to our customers. To treat all patrons and co-workers in a kind, courteous and friendly manner.

Career Opportunities

It is our desire to see each and every employee achieve their highest potential and will do our best to provide the opportunity and offer training, education and guidance whenever possible. See your immediate supervisor if you have questions.

Open Door Policy

It is our objective to provide a work environment free from elements that would deter you from doing your best work. All concerns may be expressed through our open door policy. Management at LA RONDA NIGHT CLUB maintains an open door policy to discuss any issues you may have. Feel free to express yourself about work related or personal matters. We welcome your input.

If you feel you have been discriminated against in any way you are encouraged to express your concerns through this open door policy.

Code of Conduct

Employees of LA RONDA NIGHT CLUB are to conduct themselves in a responsible, professional and ethical manner. Report unethical or dishonest behavior to your immediate supervisor.

Reported activities will be investigated by appropriate LA RONDA NIGHT CLUB management team members. The management team will determine appropriate means for proper resolution. Employees found to be conducting themselves in an unethical manner may be subject to appropriate disciplinary action, up to and including termination.

Employment

Equal Opportunity Employment

Employees are hired based solely on LA RONDA NIGHT CLUB's personnel requirements and the qualifications of each individual candidate.

We will not tolerate ... nor condone ... discrimination due to age, race, color, religion, sex, national origin or disability. We will comply with the spirit and letter of all local, state and federal laws pertaining to employment. Furthermore, we will not discriminate due to age, race, color, religion, sex, national origin or disability when making decisions regarding termination of employees.

Any questions or concerns regarding any aspect of this policy should be directed to the Human Resources department.

Eligibility For Employment

Federal law requires both new employees and re-hires to provide documentation of eligibility to work in the United States plus proper identity. A properly submitted form I-9 is required for employment.

Familial Employment

LA RONDA NIGHT CLUB does allow family members and relatives of employees to be considered for employment, provided they are qualified for the position and no other conflict of interest exists. Hiring decisions will be the exclusive responsibility of the Human Resources department.

Criminal Convictions

Criminal convictions are taken seriously at LA RONDA NIGHT CLUB. We reserve the right to disqualify any applicant for employment that has been convicted of a criminal offense.

Furthermore, conviction of a crime may result in an automatic termination. LA RONDA NIGHT CLUB will make every effort to evaluate the nature and circumstances of the conviction. With the safety and well being of co-workers at stake, convicted employees may be subject to appropriate disciplinary action, up to and including termination.

Violence

Threats of violence and acts of violence are strictly prohibited. Employees threatening or committing acts of violence will be subject to appropriate disciplinary action, up to and including termination. Report any such activity to your immediate supervisor or the Human Resources department.

Alcohol, Drugs & Illegal Substance Abuse

Possession of alcohol, illegal drugs or other illegal substances is not permitted on company property, or while on duty in the employment of the LA RONDA NIGHT CLUB. Furthermore, employees are not permitted to report for duty while under the influence of alcohol, illegal drugs or other illegal substances. Employees failing to adhere strictly to this policy will be subject to disciplinary action, up to and including termination. Report any suspicious activity to your immediate supervisor or the Human Resources department.

Service to Minors and Intoxicated Persons

It is against ABC regulations, Federal, State and Local laws and LA RONDA NIGHT CLUB policy to serve alcoholic beverages to minors and intoxicated persons. All service staff - bar tenders and service staff are responsible for recognizing minors and intoxicated persons, and must avoid service of any type of alcoholic drinks to minors and persons visibly under the influence..

Sexual and Other Unlawful Harassment

It is LA RONDA NIGHT CLUB's objective to provide a working environment free from discrimination and conduct commonly referred to as sexual harassment.

The E.E.O.C. (Equal Employment Opportunity Commission) has provided a broad definition of sexual harassment. It is general in nature and may not always be clear when evaluating everyday situations.

"Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature constitute sexual harassment when.

1. submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment,
2. submission to or rejection of such conduct by an individual is used as a basis for employment decisions affecting such individual, or
3. such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile, or offensive working environment."

Sexual harassment refers to behavior inappropriate in the workplace because it is offensive, unwelcome behavior which would not occur but for the sex of the offended person. Both sexual harassment, and accusations of sexual harassment, are disrupting to the work environment.

If you or a co-worker experiences what you believe to be sexual harassment or accusations of sexual harassment, report it promptly to your immediate supervisor or the Human Resources department. LA RONDA NIGHT CLUB will investigate any employee, regardless of job position when such allegations are made. Based on available information, LA RONDA NIGHT CLUB, will take appropriate action and communicate on a need-to-know basis.

Appropriate disciplinary action, up to and including termination will be taken against any individual for sexual harassment charges determined to be valid.

Domestic Violence Statement

LA RONDA NIGHT CLUB recognizes that domestic violence can have an adverse impact on employee job performances and may also impact co-worker's performance.

LA RONDA NIGHT CLUB will assist employees affected by domestic violence, both the victim and the abuser within reasonable guidelines. Information will remain confidential as long as the safety of others is not at risk.

Employment Evaluation

All employees will be under "evaluation" for the first three months of employment. Your immediate supervisor will be responsible for evaluating your performance, aptitude and compatibility with co-workers. At the end of evaluation period, you may be invited to become a full time employee who may entitle you to additional benefits. In the event your evaluation information indicates you do not qualify, your employment will be terminated.

Personnel File

LA RONDA NIGHT CLUB maintains a confidential personnel file for each employee. Files are controlled by the Human Resources department. Employees must acquire permission to view his or her personnel file from Human Resources department. These files are the property of LA RONDA NIGHT CLUB, no documents may be altered or removed by the employee. Every reasonable effort is made to keep the information confidential; access is limited to staff members who require access to perform their job functions. Copies will not be distributed to any third party unless mandated to do so by a court of law.

Working Guidelines

90-Day Trial Period

1. A new employee must read and sign all appropriate documents relevant to the position prior to starting work
2. New employees will serve a 90-day trial period commencing on the first day of work.
3. New employees will be evaluated a minimum of one time in writing within the 90-day period.
4. A new employee can be dismissed during their trial period or any time thereafter, if judged to be incapable of meeting the company's standards.
5. Your introductory status as an employee does not change your status as an at-will employee of the Company.

Image & Grooming Standards (the "LOOK")

Our employees come in contact with our guests, as well as with each other in the course of their duties. It is essential that standards of dress, grooming and personal hygiene be established. Proper care of yourself and constant attention to teeth, nails, hair, body, and uniform is recommended for maintaining good health, appearance, and safe food practices.

It is essential to our success that your image is always properly maintained, failure to comply with these Image and Grooming Standards may result in discipline up to and including termination. Your manager has final authority on all matters involving dress, accessory, and grooming requirements for the staff.

Servers on the Floor

Customers can go to many places for dancing and drinks., but it is our Staff who make our concepts unique. The company offers its guests the look of the "All Attractive Woman" The essence of the Concept is entertainment through female sex appeal, of which the LOOK is a key part. When you are in Uniform you are literally playing a role; having been cast for that role, you must comply with the Image and Grooming Standards that the role requires.

Hair is to be styled at all times. No ponytails or pigtails are to be worn. The image to be projected is one of glamour. No bizarre hair cuts, styles, or colors are acceptable. No hats or headbands are to be worn. No large hair clips or scrunchies.

Make-up is to be worn always to best accentuate your features. Servers are to be camera-ready at all times. This is show business, just like the modeling industry. Make-up is not to be too extreme, nor too minimal. Just attractive.

Jewelry is to be minimal. It is not to draw attention away from the Servers. .
Our LOOK is wholesome, yet sexy, and the heartwarming attire is athletic by design. Two earrings per ear maximum. Two rings per hand maximum. ONE NECKLACE MAXIMUM, and it is not to be too wide, long or heavy. NO CHOKERS, BEADS, OR SIMILAR NECKLACES. Two bracelets maximum. No other body piercing is to show.

Fingernails are to be well-maintained & clean at all times. If false nails are worn, they are to be maintained. If polish is worn, the colors are not to be extreme, no black, gold, silver, purple, blue, green, yellows, etc. All nails are to be painted the same color. No jewelry in the nails, nor nail art allowed. Excessively long nails distract from the wholesome look and will not be allowed.

Tattoos are not allowed to show. The dress attire must cover all tattoos.

Stocking if worn are to be full length and attractive.

Shoes are to be dark 100% (BLACK, BLUE, BROWN) in color to include the shoe laces. Canvas or mesh is not allowed. Shoes must be clean at all times and replaced as needed.

Approved name tags (if worn) to be on the upper left side of the blouse or top of dress attire. No provocative nicknames allowed.

SMILE!!! A big smile is an important part of the LOOK and your stage appearance!!!

When entering or leaving the store, make sure that your attire is completely covered.

Failure to comply with Image and Grooming Standards may result in discipline up to and including termination.

Attendance

Punctual attendance is mandatory for efficient job performance. Each person who is placed on the schedule is needed in order to make the shift for that day run smoothly. When a scheduled member of the staff is absent, it causes disruption to the workday for the manager and staff. If you are unable to report for a scheduled shift, your supervisor must be notified. Failing to report as outlined may result in disciplinary action. Poor attendance, absence without notification or habitual tardiness will be subject to appropriate disciplinary action, up to and including termination.

1. Reporting off work must only be done for necessary and legitimate reasons.
2. If you are going to report off work, you must speak to the manager on duty. An employee is not authorized to accept call-offs.
3. If possible, report off work at least 4 hours before the scheduled starting time or the night before for opening shifts.
4. A manager may request a doctor's excuse on emergency medical call offs. The doctor's excuse must include dates of appointment and duration that employee is unable to work or restricted from work.
5. Excessive absenteeism or failure to report to work may result in disciplinary action up to and including termination.
6. The company will consider you to have voluntarily abandoned your job if you do not report to work and fail to contact your manager for three consecutive days.

Parking

1. LA RONDA NIGHT CLUB employees are required to park in spaces in third row away from Club entrance and Supermarket.
2. Employees are not permitted to park in spaces that are reserved for guests immediately in front of entrance and first two parking rows.

Work Schedule Requirements

1. As an employee of LA RONDA NIGHT CLUB, you may be required to work a variety of days and hours from week to week. It is necessary to have the majority of employees work during weekends when business is at its peak. All employees may be required to work on certain days such as special events and festive holidays.
2. Each employee must complete an availability form when hired and whenever availability changes. Availability forms must be submitted two weeks prior to their effective date.
3. Work schedule is written from Monday to Sunday on a weekly basis. It will be posted by Wednesday at 3:00 p.m. of prior week. Management reserves the right to schedule employees based on business needs.

4. Requests for specific days off that vary from your normal availability must be submitted in writing at least one week in advance. Schedule requests are subject to management approval.
5. If you need a day off after schedule is written, you will be required to find your own replacement whose skills are comparable to your own. Schedule changes must be reported to and approved by a manager.
6. You may be required to work overtime be it pre-planned or spontaneous. Overtime is mandatory when required, as a condition of employment.

Reporting to Work

1. Employees must enter through the front door before, during and after business hours.
2. You must be at your work area at your scheduled time. To facilitate this, you may punch in 5 minutes before your assigned starting time. The manager on duty must authorize a starting time that is earlier than this.
3. You are considered tardy for work if you fail to clock in on or within 5 minutes before your scheduled start time. If you determine that you will be late, you must call the manager on duty to report your delay.
4. All employees who are paid by the hour must punch in and out on the time clock. No hourly employee is permitted to work if he/she is not punched in on the time clock. It is the employee's responsibility to punch in and out in order to maintain accurate records.
5. All employees who are paid by the hour are given individual time cards upon hire for entering their time on the time clock. Employees are not permitted to use another employee's pin number for any reason.

Staff Meetings

Group meetings of several employees as well as meetings of all employees are occasionally scheduled. Every effort is made to schedule these meetings during the hours worked by the vast majority of employees. Written notification for mandatory meetings will be distributed in advance. All employees are required to attend, when requested, even if it is not during their scheduled work hours.

Bulletin Boards

Bulletin boards placed in designated areas throughout the facility display notices and announcements for employees to review. It is the responsibility of each employee to review the bulletin boards several times per week to be aware of information posted.

Suggestion Box

LA RONDA NIGHT CLUB always encourages employees to submit suggestions, comments or new ideas which may benefit the company or working conditions. If you wish to remain anonymous, every precaution will be made to preserve your privacy. Management will check the suggestion box on regular basis for new submissions. Suggestions resulting in significant savings in operating costs or improvements may be eligible for special recognition and cash awards.

Time Cards

All employees are required to turn in daily time cards reflecting hours worked unless classified exempt, as with supervisory and management personnel. For vacation, paid leave or holidays, time cards must be turned in accounting for these days/hours.

Meal Break

Regardless of shift worked, all employees may be required to take an unpaid lunch break. Lunch breaks are for 30 minutes. Schedules may vary from employee to employee based on work schedule and from one department to another. It is the responsibility of your immediate supervisor to establish your lunch break schedule.

Breaks

It is in the best interest of our employees and LA RONDA NIGHT CLUB to provide a break from work several times throughout the work day. Typically you will receive two refreshment breaks, one before and one after the meal break. Refreshment breaks are for 10 minutes. Schedules may vary from employee to employee based on work schedule and from one department to another. It is the responsibility of your immediate supervisor to establish your break schedule.

Workplace Uniform

1. LA RONDA NIGHT CLUB requires employees to dress in suitable company approved attire as a condition of employment.
2. The employee shall provide and maintain their own attires.
3. All employees must be in appropriately dressed at the time they clock in and at all times while on duty. Employees must report to and from work in suitable work attire.
4. Dress attire must be laundered, presentable and replaced as needed.
5. Employees must maintain a high standard of personal hygiene and grooming when reporting to work.
6. Hair must be restrained in food production areas and the dish room.
7. Name tags must be worn at all times when in uniform. Nametags should be displayed on the left-hand side of the shirt or blouse.

Servers are expected to be in suitably dressed immediately prior to starting their shift. Time spent changing into a dress attire shall not be considered work time.

Medical Attention

LA RONDA NIGHT CLUB requires employees to notify a supervisor when medical attention is required for any reason, accident or illness. Employees requiring transportation to a medical facility must be taken by trained medical personnel. Transportation and medical costs are the responsibility of the employee.

Compensation

Compensation for employment is based on performance. Rates are established by mutual agreement between the employee and the LA RONDA NIGHT CLUB. Raises, are based on performance, growth and productivity. All requests for compensation increases and/or promotion will be fairly considered by supervisors and the Human Resources Department. Employment is on an as-needed basis. Employees of the Company are considered at-will and, therefore, either the employee or the Company may terminate the employment relationship at any time with or without cause or notice. Employees may also be demoted or disciplined and the terms of their employment may be altered at any time, with or without cause, at the discretion of the Company.

Tip and Gratuities

All tips and gratuities are retained by server staff and may be shared with other shift service staff. Tips and gratuities paid by credit card shall be delivered to servers and service staff no later than the next regular payday following the date the patron authorized the credit card payment.

Overtime

Hours of work performed by hourly employees, over 40 hours in any seven day period and all hours work beyond eight in a single workday, qualify for payment at a rate of 150% of the employees regular hourly pay. All overtime must be approved in advance by your immediate supervisor to qualify.

All hours during a work week calculated in the total for overtime must be hours actually worked. Hours paid for vacations, holidays, and sick leave that are not actually worked by the employee are not considered for calculating overtime.

Wage and Salary Disclosure

Compensation programs are confidential between the employee and LA RONDA NIGHT CLUB. Disclosure of wages or compensation to any third party or other employee is prohibited and could be grounds for termination.

Payroll Schedules

1. Employees are paid weekly. Regardless of shift schedule, the work week begins Monday and ends Sunday. Payday is Friday. In the event payday falls on a holiday, paychecks will be distributed before the holiday.
2. Employees may pick up their paychecks at the LA RONDA on Friday between 2:00 p.m. and 4:00 p.m. and thereafter during non-peak business periods.
3. Paychecks may only be picked up by the employee unless prior notification is given.
4. If a paycheck is lost or stolen after the employee receives it, the employee is responsible for any check cancellation and reissue fees. Contact your manager immediately.
5. If a paycheck is in error for any reason, notify your manager before cashing the check. Errors will be corrected on the next paycheck.
6. By law, LA RONDA NIGHT CLUB is required to honor legal garnishments of employees' wages. These include child support or other debts.
7. Each employee is responsible for any personal status changes that affect paychecks. Correct personal information will ensure that your files are up-to-date. Report any change in your name, address, telephone number, etc., to your manager immediately. To update tax filing status, complete a new W-4 form.
8. Upon termination or resignation, final paychecks will be issued in accordance with California law.
9. Retain copies of your check stubs for your records. These cannot be duplicated.

Tip Reporting (Servers and Bussers)

1. All servers are required to turn in to management a written, accurate report of the total tips received weekly. Tip reports are required by the end of each week. This information is necessary to correctly compute your paycheck.
2. Use IRS Form 4070-A [REDACTED] Report of Tips to Employer to report tips weekly by your last scheduled shift.

3. Failure to submit a tip report form will result in disciplinary action.
4. Servers are responsible for maintaining personal records of tips for IRS tax purposes.
5. **The law requires you to report 100 percent of the tips you receive.** Failure to report all tips may result in a tip allocation on your W-2.

Payroll Deductions for Federal Tax, State Tax, FICA and Medicare

As required by law, LA RONDA NIGHT CLUB withholds taxes from employee earnings, as well as social security (FICA) and Medicare.

IRA's - Individual Retirement Accounts

LA RONDA NIGHT CLUB encourages employees to plan for retirement. IRA saving programs offers the employee advantages for retirement as well as tax savings at the time of purchase. Contact the Human Resources department for details and information regarding automatic payroll deductions.

Performance & Evaluation Reviews

Bi-annual performance and evaluation reviews will outline the competencies you need to perform your job functions successfully. Your contributions to your department and LA RONDA NIGHT CLUB are also reviewed and documented. Your supervisor will discuss job requirements for your duties and identify your specific skills. Together you will establish plans for your growth and development. All performance reviews will become a permanent part of your personnel file.

Reimbursement of Expenses

Expenses to be reimbursed by LA RONDA NIGHT CLUB must be approved in writing prior to expenditure. To receive reimbursement you must furnish the Accounting department with two items: receipts for all expenses (other than per diem or mileage) and a properly completed expense form (available from your immediate supervisor).

We appreciate your expenditures on behalf of LA RONDA NIGHT CLUB and will make every effort to reimburse you in a most timely fashion.

If you require an advance for expenses, see your immediate supervisor.

Reporting Personal Information Changes

Employees must notify the Human Resources department whenever there is a change in their personal information on file with LA RONDA NIGHT CLUB. This includes address, phone number, income tax withholding information, emergency contacts and if applicable, any information which may impact your insurance coverage.

Gifts, Entertainment & Meals

LA RONDA NIGHT CLUB employees and their families are not allowed to give or receive business gifts, favors, meals or entertainment to or from any customers or suppliers of LA RONDA NIGHT CLUB, except as approved by the Human Resources department.

If you or a co-worker is approached to give or receive such gifts you are required to request permission from your manager.

Personal Property

LA RONDA NIGHT CLUB is not responsible for personal property of employees in facilities, vehicles or parking areas. Any personal items brought on premises deemed inappropriate by LA RONDA NIGHT CLUB, will be removed without notice. As always, be considerate of the company's image as well as your image with customers and co-workers.

Personal Safety

At LA RONDA NIGHT CLUB the safety of our employees is a top priority. We will make every effort possible to ensure the safest work environment possible. If you have suggestions or concerns discuss them with your immediate supervisor. If you feel you are in danger performing your job duties, stop working and report the hazard to your immediate supervisor.

Smoking

Smoking is prohibited on LA RONDA NIGHT CLUB property, except for the outdoor parking lot area.

Company Property

Confidential Information Security

As a matter of course employees of LA RONDA NIGHT CLUB will have access to confidential and proprietary information. This information includes, but is not limited to, pricing, client lists, contractual agreements, intellectual property and marketing/sales strategies. It is a condition of employment that you not disclose this information to third parties during or after employment. Disclosure of LA RONDA NIGHT CLUB confidential information without express written approval is prohibited.

Facilities Security

It is the responsibility of all employees to make sure the facilities and work areas are secure. Any employee entrusted with facility keys shall make certain the facility is secure when that employee is the last to leave. See your immediate supervisor if you will be left with this responsibility. This includes, but is not limited to, turning off lights, closing and locking all doors and windows and setting the security alarm.

Report any potential security risks to your immediate supervisor.

Office Supplies, Postage & Company Accounts

LA RONDA NIGHT CLUB accounts with various vendors and suppliers are to be used for company business purposes only. Improper use of these items may result in appropriate disciplinary action, up to and including termination.

Phone Systems, Voice Mail and Personal Calls

Telephone systems, equipment and operators are in place to provide business services of the company. Employees are to limit the personal use of these items.

Long distance calls for personal use are prohibited.

Conservation and Recycling

Conserving energy and resources is a priority at LA RONDA NIGHT CLUB. Employees are required to conserve power and water in all reasonable ways. Recycling containers are provided throughout the facility for collection. Containers are marked for various materials. Please be certain to separate all recyclables and put them into the appropriate containers.

Policies for Leave of Absence

Eligibility

Paid and non-paid leave of absence is a benefit of working at LA RONDA NIGHT CLUB. To qualify for these leave of absence benefits the employee must be a full time employee and have completed a minimum of ninety (90) days continuous employment with LA RONDA NIGHT CLUB. Full time employees are employees who have been assigned a regular 36 hours per week work shift. Employees scheduled for less than 36 hours weekly are not eligible. LA RONDA NIGHT CLUB reserves the right to, without notice, revise these leave of absence policies.

If you have questions contact your manager.

Personal Leave of Absence

LA RONDA NIGHT CLUB will make every reasonable effort to consider personal leave of absence. Apply for unpaid personal leave of absence authorization from the manager. Many factors are considered when determining eligibility for personal leave of absence and is granted or denied solely at discretion of LA RONDA NIGHT CLUB. When granted, the maximum allowable is 15 days per calendar year.

Unpaid Family & Medical Leave

LA RONDA NIGHT CLUB employees are eligible to take unpaid leave as per terms of The Family and Medical Leave Act of 1993. Consult the Human Resources department for details and notify your immediate supervisor if you choose to take this unpaid leave of absence.

Funeral Leave

LA RONDA NIGHT CLUB will provide reasonable time off for employees to attend funerals of friends and loved ones. In the event of a death in the immediate family of the employee, unpaid time off may be granted. Contact the Human Resources department concerning your specific needs.

Jury Duty

Notify your immediate supervisor if you are summoned for jury duty. Time off from work will be granted as necessary in compliance with applicable law.

Military Duty

In accordance with requirements of law, LA RONDA NIGHT CLUB will provide military leave of absence and reinstatement for qualifying employees.

Severe Weather Closings

In the event the company must close for the day due to severe weather or emergencies, the company will make every reasonable effort to notify you.

If weather conditions are so severe that you are unable to travel to work, contact your immediate supervisor.

Benefits

Overview

Benefits provided to employees are provide at the will of LA RONDA NIGHT CLUB and LA RONDA NIGHT CLUB reserves the right to modify or eliminate benefits without notice under conditions of law. The benefits listed herein are intended to be a general description only. Details of specific benefits are outlined in the documentation for the benefit program.

Eligibility

To qualify for benefits an employee must be considered full time and have completed a minimum of ninety (90) days continuous employment with LA RONDA NIGHT CLUB. To qualify for Paid Time Off benefits a full time employee must have completed one full year continuous employment. Full time employees are employees who have been assigned a regular 36 hours per week work shift. Employees scheduled for less than 40 hours weekly are not eligible. LA RONDA NIGHT CLUB reserves the right to, without notice, revise these eligibility requirements.

If you have questions contact the Human Resources department.

Group Medical Insurance

LA RONDA NIGHT CLUB does not offer group medical insurance benefits to employees. It is the responsibility of each employee to provide their own medical coverage.

401K Plan

LA RONDA NIGHT CLUB does not offer a 401K plan at this time.

Retirement

LA RONDA NIGHT CLUB does not offer a retirement plan at this time.

Worker's Compensation

State and federal law governs eligibility requirements. All premium costs are paid by LA RONDA NIGHT CLUB. Claims are paid directly to employees. All employees are expected to return to work immediately upon release by their physician.

Employees are required to report job-related injuries immediately. Failure to comply could result in difficulty with the employee's claim.

Report all accidents or injuries to your immediate supervisor.

Holidays

LA RONDA NIGHT CLUB provides the following holiday schedule for all employees so that each employee is able to spend time with family.

Thanksgiving Day
Christmas Day
Easter Sunday

It is not the company's policy to pay holiday pay; however, full-time employees will be given preference in scheduling during holiday weeks.

Employees wishing to observe national-origin holidays or religious holidays not listed in the Holiday Schedule, must obtain permission from their immediate supervisor for time away from work.

Paid Time Off (PTO)

LA RONDA NIGHT CLUB, provides paid time off for all eligible employees. To qualify for PTO benefits a full time employee must have completed one full year continuous employment. Employees are encouraged to take PTO every year. If you wish to work through your PTO and carry paid PTO over to the following year, you must get approval from your immediate supervisor and notify the Human Resources department. A maximum number of days can be carried forward, based on the numbers of years of service.

PTO Schedule:

1 to 2 years service carryover	5 days Paid PTO	5 days maximum
3 to 5 years service carryover	10 days Paid PTO	15 days maximum
6 to 10 years service carryover	15 days Paid PTO	25 days maximum
11 to 20 years service carryover	20 days Paid PTO	25 days maximum
Over 20 years service carryover	20 days Paid PTO	25 days maximum

Workloads are considered when choosing to grant or deny these requests. Paid company holidays which occur during your PTO are not counted as PTO days.

Discipline Policies

Problem Resolutions

The solution to most problems is often found through communication. We will make every reasonable effort to assist in solving problems or disputes amongst employees.

We recommend the following:

For disputes between employees, first discuss the problem between the two employees and make every attempt to resolve it. If no resolution is reached, both employees together should approach a supervisor and allow the supervisor to participate in the resolution. If a resolution is not reached, it should be turned over to the manager. The manager will gather and review all information and provide a solution with the best interest of all parties.

If a supervisor is involved as a party in the initial dispute, it must be turned over to the manager at the outset.

Decisions of the manager will be final.

Violation of Company Policy

Employees found to be in violation of company policy will be given official notice of the infraction. All reasonable attempts to resolve the problem will be made to constructively resolve a situation. Appropriate disciplinary action, up to and including termination, may be taken if the violation continues.

Employees who believe they have been falsely charged with an infraction can appeal the charge to the manager. All appeals must be in writing clearly defining the reason you believe the charge was false. The manager will review all available information and make a ruling. All decisions of the manager are final.

Notices of violation, appeals and final disposition documentation will become a permanent record in the employee's personnel file.

Termination of Employment

Termination

Employees of LA RONDA NIGHT CLUB are at will. An employee of LA RONDA NIGHT CLUB may choose to terminate employment at any time.

Employees choosing to terminate their employment with LA RONDA NIGHT CLUB are required to return all company property to their immediate supervisor before leaving the premises on their final day of employment. Upon receipt of all company owned property, the employee will receive their final paycheck including any earned PTO pay, if applicable.

LA RONDA NIGHT CLUB may terminate employment at any time for any reason. If an employee is terminated for a severe violation of policy they will be escorted from the premises immediately. Any personal property, plus their final paycheck including any earned vacation pay, if applicable, will be given to the employee upon receipt of all company owned property.

The manager will provide opportunity to all employees leaving LA RONDA NIGHT CLUB to have an exit interview. Request for exit interviews must be made with reasonable time for the manager to schedule the interview.

LA RONDA NIGHT CLUB considers personnel files confidential. Any request for employment confirmation will be provided only with employment dates and positions held.

Acknowledgement

I have read and understand the policies outlined in this handbook. I understand that while this is not an employment contract I am bound to abide by the policies set herein.

I acknowledge and affirm that (1) my job duties require I wear appropriate attire; (2) my job duties require that I interact with and entertain the customers; and (3) the company's concept is based on female sex appeal and the work environment is one in which joking and innuendo based on female sex appeal is commonplace.

I also expressly acknowledge and affirm that I do not find my job duties, dress requirements, or work environments to be offensive, hostile or unwelcome.

I further understand that LA RONDA NIGHT CLUB may modify, revise and update this manual at any time. I am also aware that this updating may include additions or deletions.

I also certify that I have had ample time to discuss this handbook and its contents with LA RONDA NIGHT CLUB representatives and I fully understand the contents.

With this knowledge I accept the policies outlined herein as a condition of employment.

Employee signature _____

Date _____

reserves the right to make changes to this handbook for the purpose of modifying, revising and updating company policy and this manual. Notice of changes will be posted on the bulletin boards and become a part of this manual. Violation of any company policy may result in immediate termination.

PROTECTING YOUR FUTURE

M&M PRIVATE SECURITY ASSOCIATE

PROFESSIONAL SECURITY SERVICES

1815 Alum Rock Ave.
San Jose, CA 95116

Tel: (408) 579-2703
Fax: (408) 258-1370
Cell: (408) 799-5071



State Lic. PPO 15267

GILBERTO MENDOZA

Client Name: Rogelio Arreola Date: 3/15/2007
Home Address: _____ Phone: 408 736-3993
Service Description: _____ Hourly Rate: \$ 20.00

This contract agreement is entered between _____ (hereinafter known as "the client") and M&M Private Security Associate. M&M Private Security Associate hereby agrees to perform such services that are mentioned below on the scheduled service date assigned herein.

The client agrees to follow the rules set by M&M Private Security Associate. In consideration for these service, the client agrees to render the minimum deposit of (100.00) one hundred dollars today. The remaining unpaid balance must be paid (2) two weeks prior to the date of the scheduled service date. The service is requested at the following address: La Honda Night Club

927 Duane Ave Sunnyvale Ca, 94085
The schedule service date will be on the 3 day of 15 2007

M&M Private Security Associate will assign Minimo 3 Maximo 6 security guards to report for security duties from 9:00 PM and until 12:00 AM.

This agreement may be canceled by either M&M Private Security Associate or the client for any reason by giving (5) five day notice prior to the schedule service date. All such notices shall be delivered personally or by certified mail.

Total Balance \$ _____ Deposit \$ _____ Balance \$ _____

Gilberto Mendoza
M&M Private Security Associate Representative

The Client

The deposit made with this contract agreement is not refundable

Contrato de Acuerdo

Nombre del cliente: _____ Fecha: _____

Domicilio de casa: _____ Telefono: _____

Descripcion del servicio: _____ Fax: _____

Este contrato de acuerdo se entra entre M&M Private Security Associate y _____ (de aqui en adelante conocidos como "el cliente" M&M Private Security Associate concuerda que ellos llevaran acabo los servicios mencioadados en la fecha de servicio asignada.

El cliente. "Cliente concuerda que se siguran las reglas asignadas por M&M Private Security Associate. En consideracion de estos servicios, el cliente concuerda en rendir el deposito minimo de (\$100.00) cien dollars hoy. El balance restante sera pagado (2) dos semanas antes de la fecha de servicio asignada. El servicio se pide en el domicilio.

La fecha de servicio sera el _____ dia de _____ 20 _____

M&M Private Security Associate asignara a _____ guardias de seguridad que se reporten para cumplir deberes de seguridad desde las _____ M. y terminaran a las _____ M.

Este acuerdo puede se cancelado por ambas partes M&M Private Security Associate o el cliente por cualquier motivo al dar aviso de por lo menos (5) cinco dias antes de la fecha del servicio asignada. Todo aviso debe ser entregado personalmente o entregado por correo certificado.

Balance Total: \$ _____ Deposito: \$ _____ Balance: \$ _____

M&M Private Security Associate Representative

El cliente

El deposito hecho con este contrato no sera reembolsable.

Contract Agreements Rules

1. The security officers have (2) two supervisors while on duty.
 - a/ M&M Private Security's Supervisor.
 - b/ The client.
2. There is a maximum of (3) three people allowed to enter the event with a single invitation.
3. No person is allowed to stand at the entrance to permit the entrance of persons who don't possess an invitation.
4. No alcoholic beverages are permitted to enter the event, once the security officers have arrived at the event.
5. M&M Private Security Associate employees will have the authority to remove any object that has the potential to
6. M&M Private Security reserves the right to refuse entry to any individuals during the term of this contract.
7. All guests may be required to submit themselves to a pat-down inspections for weapon prior to entering the event as a condition to enter the event.
8. A non drinking person must be responsible for alcohol distribution at all times during alcohol distribution.
9. Alcohol distribution and musical entertainment must be terminate at least (1) one hour prior the end of the schedule security shift.
10. There must always be (1) one security officer on duty for every (75) seventy five people present at the event.
11. M&M Private Security Associate will not be liable for any claims or other problems that may occur during the term of this contract.
12. M&M Private Security Associate will not be liable for any claims or other problems that may occur out side of assigned service area or time that is out side of security schedule.
13. The client is responsible for informing all guests and other individuals involved in the event about all the rules and condition of this contract.
14. There will be _____ people present at the event at one time.
15. Will there be alcohol at this event Yes No
16. I the client have read and understand all the rules and conditions of this Contract Agreement. I agree to obey all the rules and conditions of this Contract Agreement. I agree to obey all the regulations of local and state law. I understand that any violation of these rules and conditions may result in the termination of this contract at the time any violation may take place.

Client Signature

Date

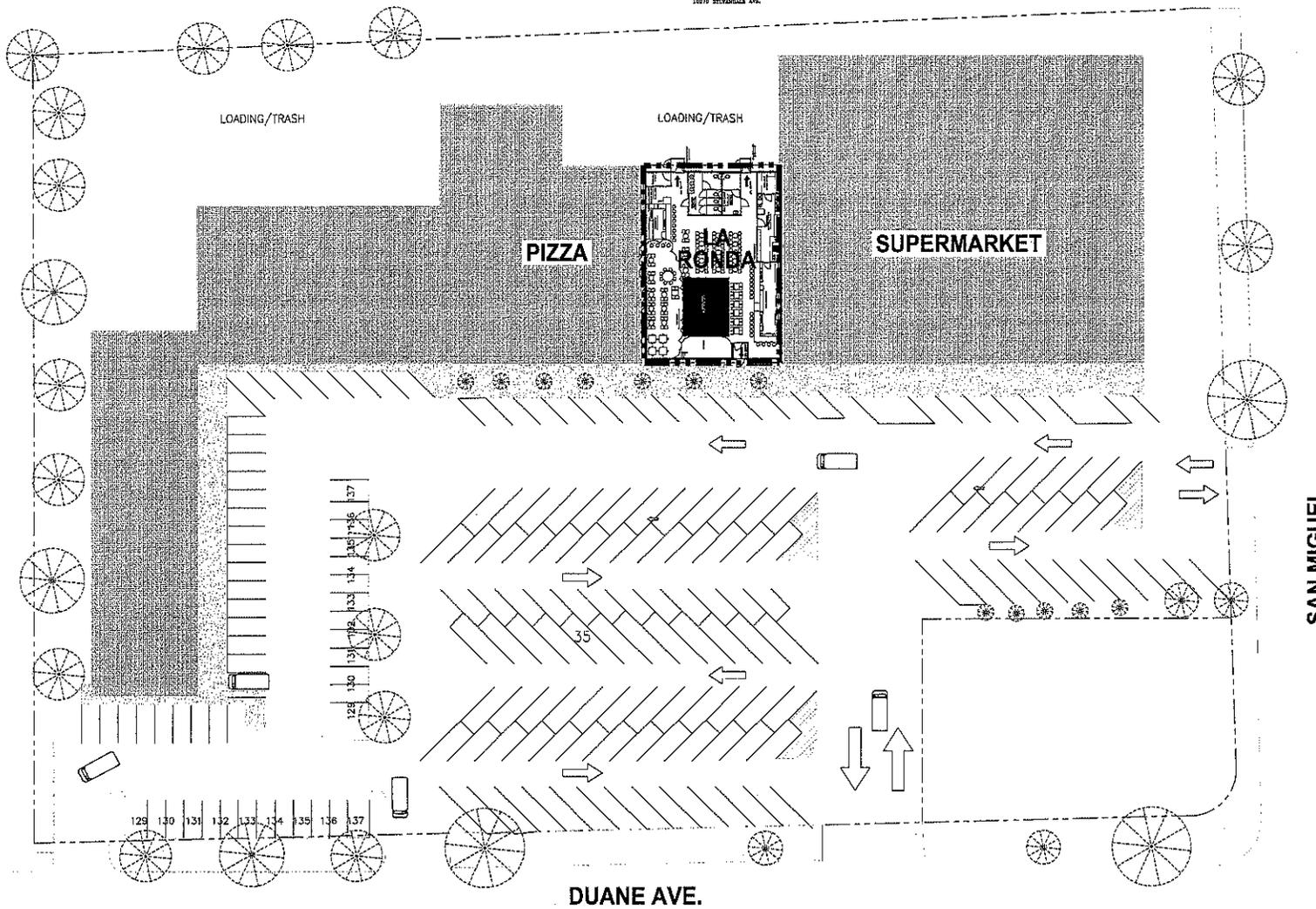
Reglas de contrato de Acuerdo

1. Los seguridades tienen a (2) dos supervisores mientras están en el deber de seguridad.
 - a/ El supervisor de M&M Private Security Associate
 - b/ El cliente
2. Se permite la entrada de (3) personas máximo por una sola invitación.
3. Ninguna persona puede estar en la entrada para dejar que entren personas sin invitación.
4. Las bebidas alcohólicas no se permiten entrar al evento después de que los seguridades estén trabajando.
5. Los empleados de M&M Private Security Associate tendrán el derecho de remover cualquier artículo que pueda ser utilizado como arma de cualquier persona que esté presente dentro del evento.
6. M&M Private Security Associate reserva el derecho de negarle la entrada a cualquier persona durante el término de este contrato.
7. A todos los invitados se les puede pedir que se sometan a una revisión por armas antes de entrar al evento como una condición para entrar al evento.
8. Una persona que no ha consumido alcohol debe de servir las bebidas alcohólicas.
9. Las bebidas alcohólicas y el entretenimiento musical deben terminarse a lo menos (1) una hora antes de que se termine el turno de la seguridad.
10. Siempre debe haber por lo menos (1) un oficial de seguridad por cada (75) setenta y cinco personas que estén presente dentro del evento a la misma vez.
11. M&M Private Security Associate no será responsable por reclamos o otros problemas que pueden suceder fuera de los términos de este contrato.
12. M&M Private Security Associate no será responsable por reclamos o otros problemas que pueden suceder fuera de los términos de este contrato.
13. El cliente es responsable de informarle a todos los invitados y otros partidos que tomen parte en este evento sobre las reglas y condiciones de este contrato.
14. Habrá _____ personas presentes en el evento a la misma vez.
15. Habrá bebidas alcohólicas servidas en este evento Si No.
16. Yo el cliente, he leído y he entendido claramente las reglas y condiciones de este contrato de acuerdo. Estoy de acuerdo en obedecer todas las reglas y condiciones de este contrato de acuerdo. Conuerdo en obedecer todas las regulaciones de la ley local y estatal. Entiendo que una violación de estas reglas y condiciones puede resultar en términos de este contrato desde el instante que la violación ocurrió.

Firma del cliente

Fecha

LANDS OF SUNNYVALE
4270 ROUNDBAY BL.



LA RONDA

927 E. Duan Ave
Sunnyvale CA 94086

PERMIT #:

Project Proposal | SDP for LA RONDA



ATTACHMENT E
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 E PLAN

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