

1 Armando H. Chavira
2 Attorney at Law
3 SBN 081218
4 20929 Ventura Boulevard
5 Suite 47-523
6 Woodland Hills, CA 91364
7 Tel: (818) 884-3777
8 Fax: (818) 884-3774
9 armandochavira@yahoo.com

10 **PLANNING AND LAND USE MANAGEMENT COMMITTEE**
11 **CITY OF LOS ANGELES, STATE OF CALIFORNIA**

12 JUAN BARRALES AMADOR,
13 doing business as EL ARROYO BAR
14 Owner and Operator,

15 EDWIN MONTERROSA, JR.,
16 Real Property Owner,

17 7026 South Broadway Avenue
18 Los Angeles, California 90003

) Case Number:
) DIR-2008-3094(RV)(PA2)
)
) **APPELLANTS' SUMMARY**
) **HEARING BRIEF**
)
) Tuesday, August 27, 2013
) After 2:30 PM
) Board of Public Works
) Edward R. Roybal Hearing Rm 350
) 200 North Spring Street
) Los Angeles, CA 90012
)

21 HONORABLE PRESIDING COUNCIL MEMBER HUIZAR AND
22 HONORABLE COUNCILMEMBERS CEDILLO AND ENGLANDER.

23 **Paragraph 22 - Hours of Operation Restriction**

24 **Modified by ZA -10:00 am to 11:00 pm Sunday thru Thursday;**

25 **10:00 am to 2:00 am Friday and Saturday (Paragraph 22);**

1 **Requested by Appellant** - 10:00 am to 12:00 am Sunday thru Thursday;
2
3 10:00 am to 2:00 am Friday and Saturday.

4 **Reason** - No nexus between limitation and reported violations. Neighborhood
5 nuisance problems not caused by Appellants, but alcohol & food vendor
6 across the street. Restriction is a taking of vested rights.

7 The requested hours are currently in force pursuant to prior ZA decisions.

8 **Paragraph 8 - Security Guards**

9
10 **Modified by ZA** - two guards Sunday thru Thursday, three Friday and Saturday.

11 **Requested by Appellant** - two guards Monday through Sunday.

12 **Reason** - In past many years only violence is intoxicated patron who hit security
13 guard escorting patron out. Reason for third guard per LAPD is for guard to stand
14 by bar fixture to prevent entry into back bar area. Solution is to close off access.

15 **Paragraph 17 - Affixing of Tables and Chairs to Floor.**

16
17 Appellant can affix tables, but unable to affix chairs due to narrow wood leg base
18 which would break on sitting or standing. Presents liability issues to Appellants,
19 and patron injuries; interior guard can prohibit patron dancing.

20 **Appellants' Evidence**

- 21
- 22 1. Neighborhood issues caused by taco and beer vendor (Photos & Witnesses).
 - 23 2. Alleged solicitation issues not prosecuted by ABC for lack of evidence (Letter).
 - 24 3. Premises is free of violence. Only violations are dancing and some music noise.

25
26 Real noise comes from Zumba business and Broadway high crime area.
27
28



DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
LOS ANGELES DISTRICT OFFICE
888 S. Figueroa St. #320
Los Angeles, CA 90017

Tuesday, April 16, 2013

42-480309
El Arroyo Bar
7026 S. Broadway
Los Angeles, 90003

Dear Licensee(s):

On August 25, 2012, an Agent from the Los Angeles Police Department Control cited an employee at the El Arroyo Bar for soliciting alcoholic beverages.

As you are aware, this amounts to a violation of the law and of the Rules and Regulations of the Department. You as a licensee are under a continuing duty to properly supervise your premises and prevent such occurrences.

Considering all the facts in this matter, we do not intend in this instance to file an accusation. You are cautioned, however, that a subsequent violation of this nature may subject your license to disciplinary proceedings leading to a suspension of your license privileges.

This letter should be considered an official warning notice, a copy of which will be maintained in your permanent file.

We ask that you acknowledge receipt of this letter and inform the Department, in writing, of the steps you have taken to prevent a recurrence of the above violation.

Sincerely,

A handwritten signature in black ink that reads "Sean Ramos".

for Sean Ramos
District Administrator

DA's MG:sad

Subject: Arroyo20
From: Armando Chavira (armandochavira@yahoo.com)
To: armandochavira@yahoo.com;
Date: Monday, August 26, 2013 3:34 PM



Sent from my iPhone

Subject: Arroyo22
From: Armando Chavira (armandoohavira@yahoo.com)
To: armandoohavira@yahoo.com
Date: Monday, August 26, 2013 3:35 PM



Sent from my iPhone

Subject: Arroyo28
From: Armando Chavira (armandoohavira@yahoo.com)
To: armandoohavira@yahoo.com;
Date: Monday, August 26, 2013 3:40 PM



Sent from my iPhone

Subject: Arroyo24
From: Armando Chavira (armandochavira@yahoo.com)
To: armandochavira@yahoo.com
Date: Monday, August 26, 2013 3:36 PM



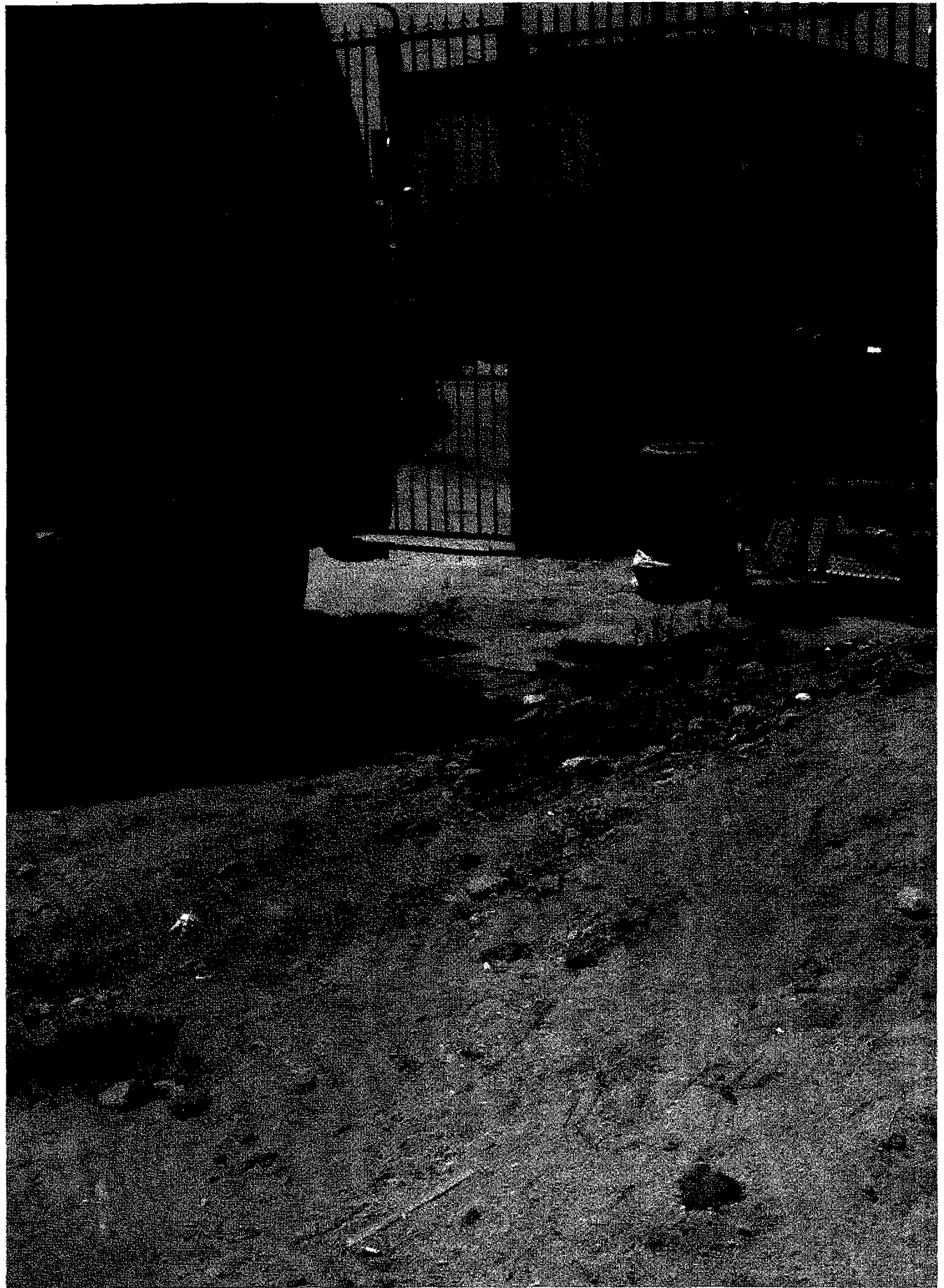
Sent from my iPhone

Subject: Arroyo21
From: Armando Chavira (armendochavira@yahoo.com)
To: armendochavira@yahoo.com
Date: Monday, August 26, 2013 3:35 PM



Sent from my iPhone







Subject: Arroyo13

From: Armando Chevira (armandochevira@yahoo.com)

To: armandochevira@yahoo.com;

Date: Monday, August 26, 2013 2:52 PM



Subject: Arroyo3
From: Armando Chavira (armandochavira@yahoo.com)
To: armandochavira@yahoo.com;
Date: Monday, August 26, 2013 2:47 PM

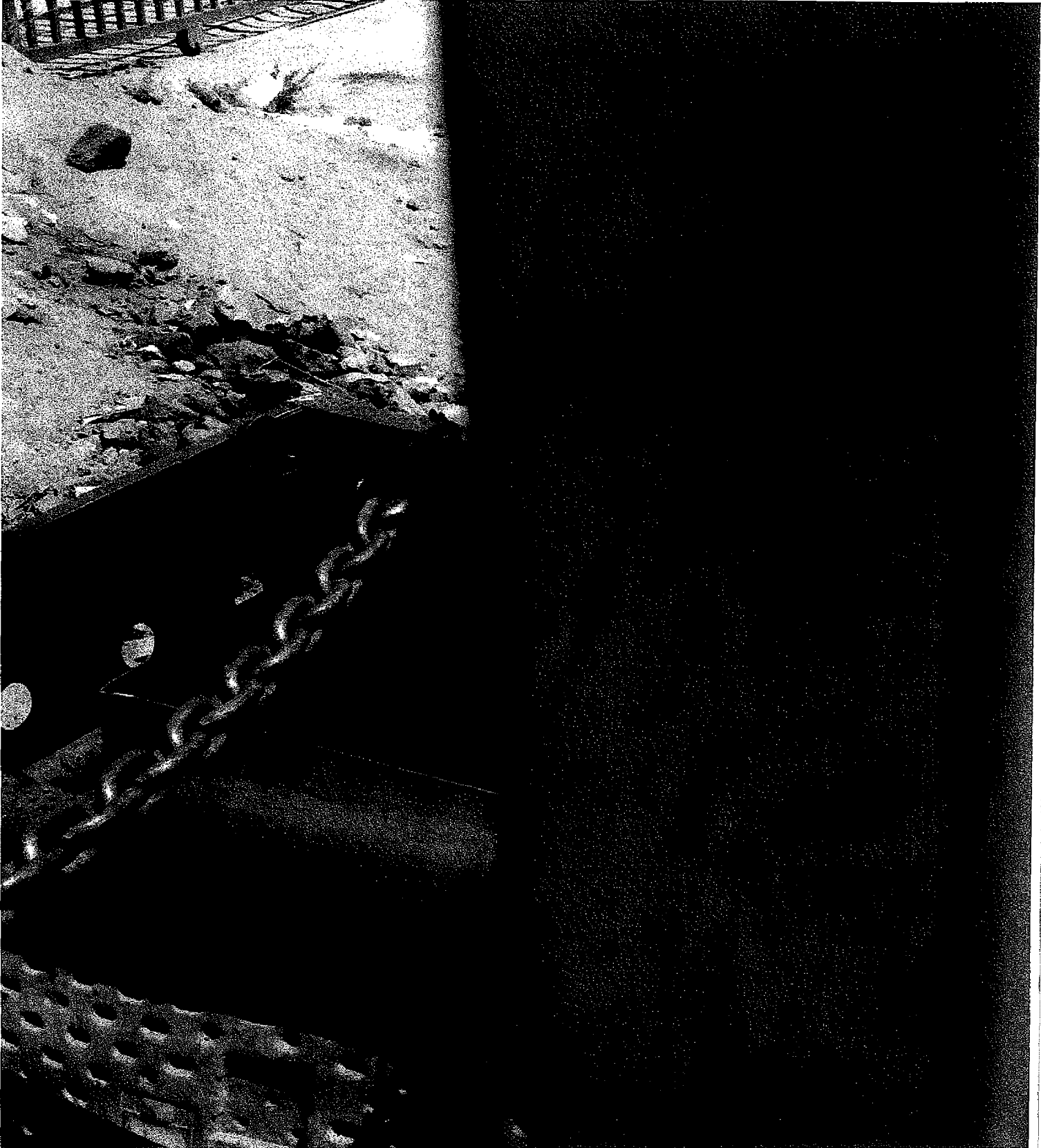


Subject: Arroyo12

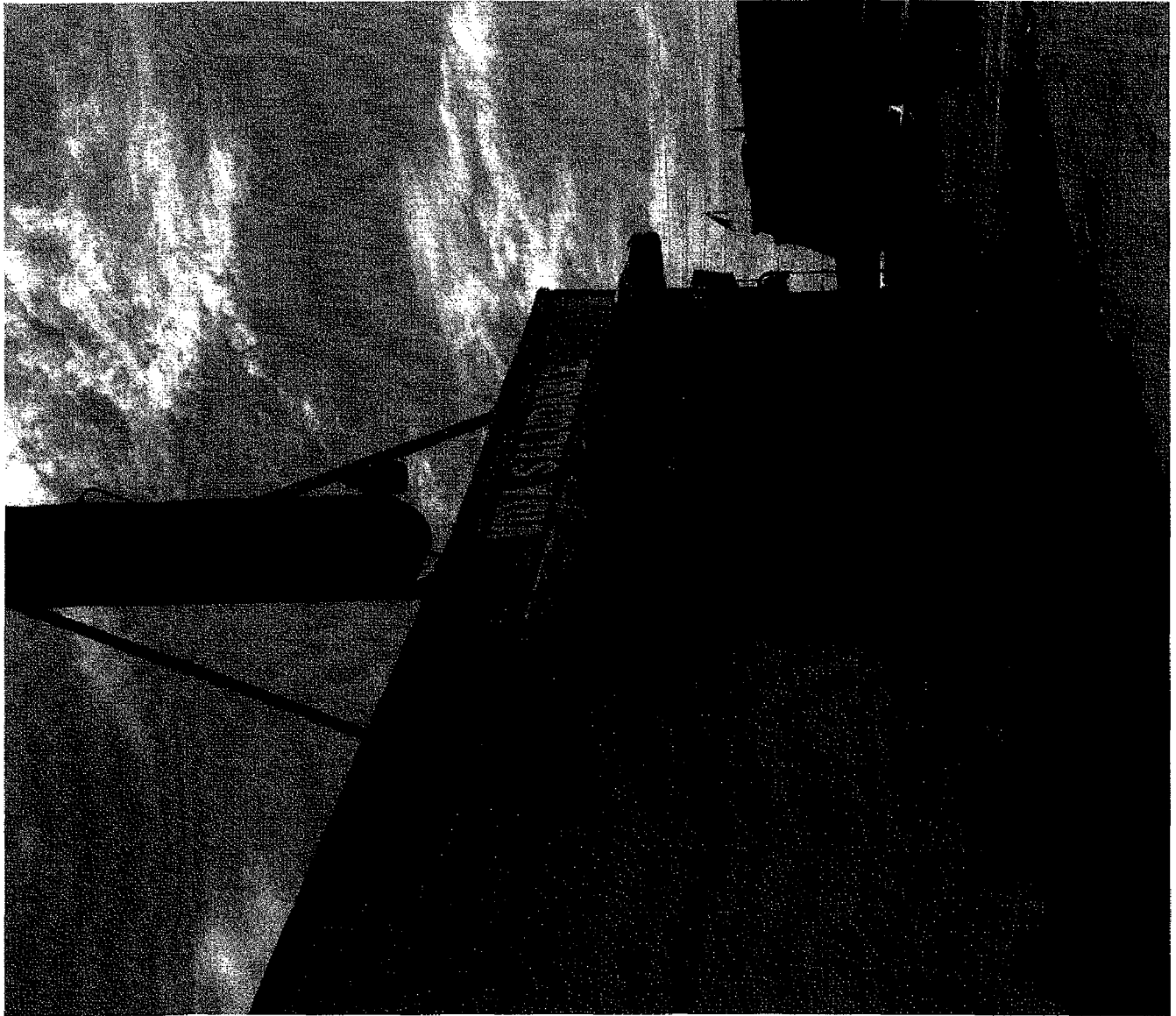
From: Armando Chavira (armandochavira@yahoo.com)

To: armandochavira@yahoo.com;

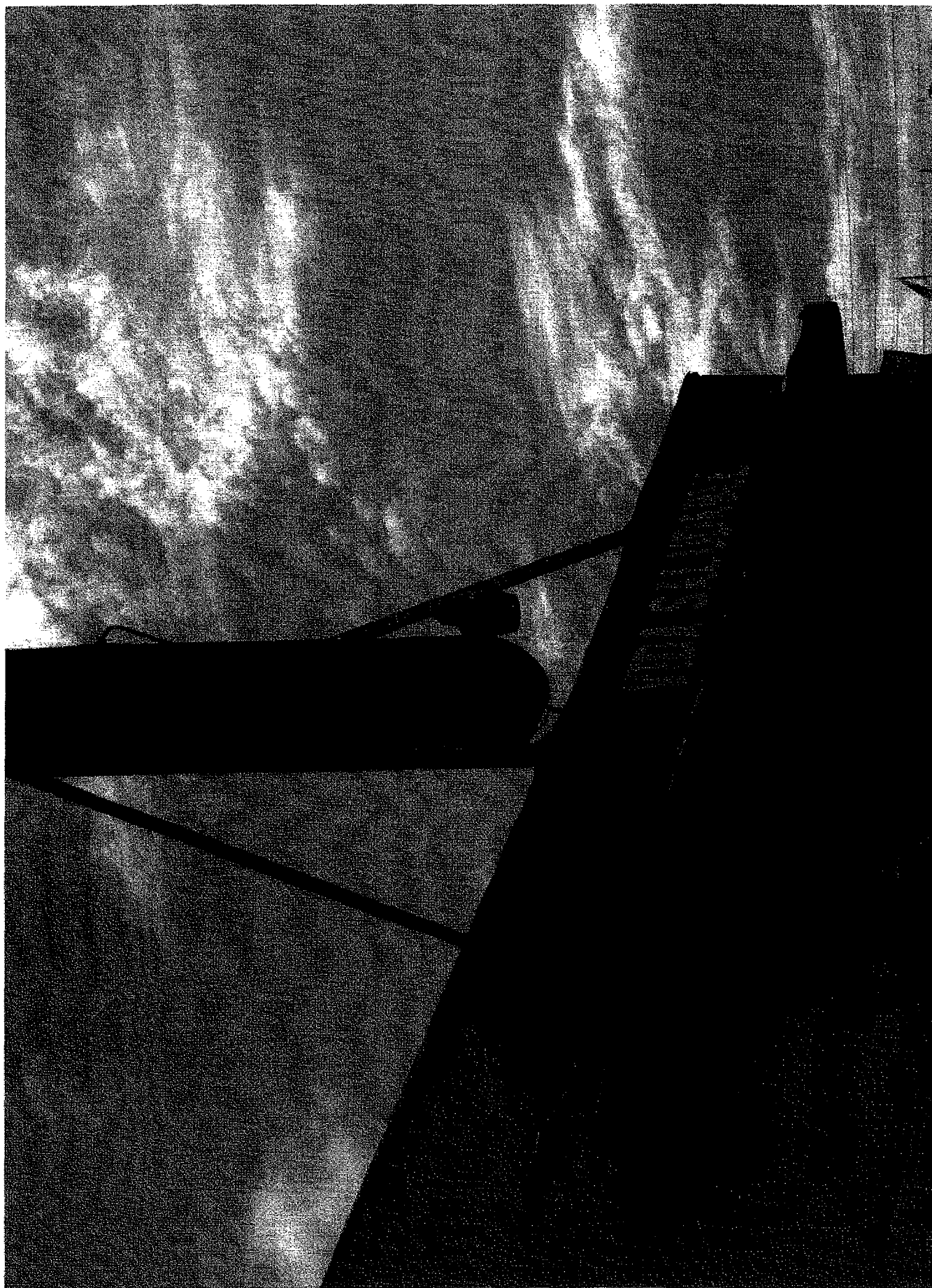
Date: Monday, August 26, 2013 2:51 PM

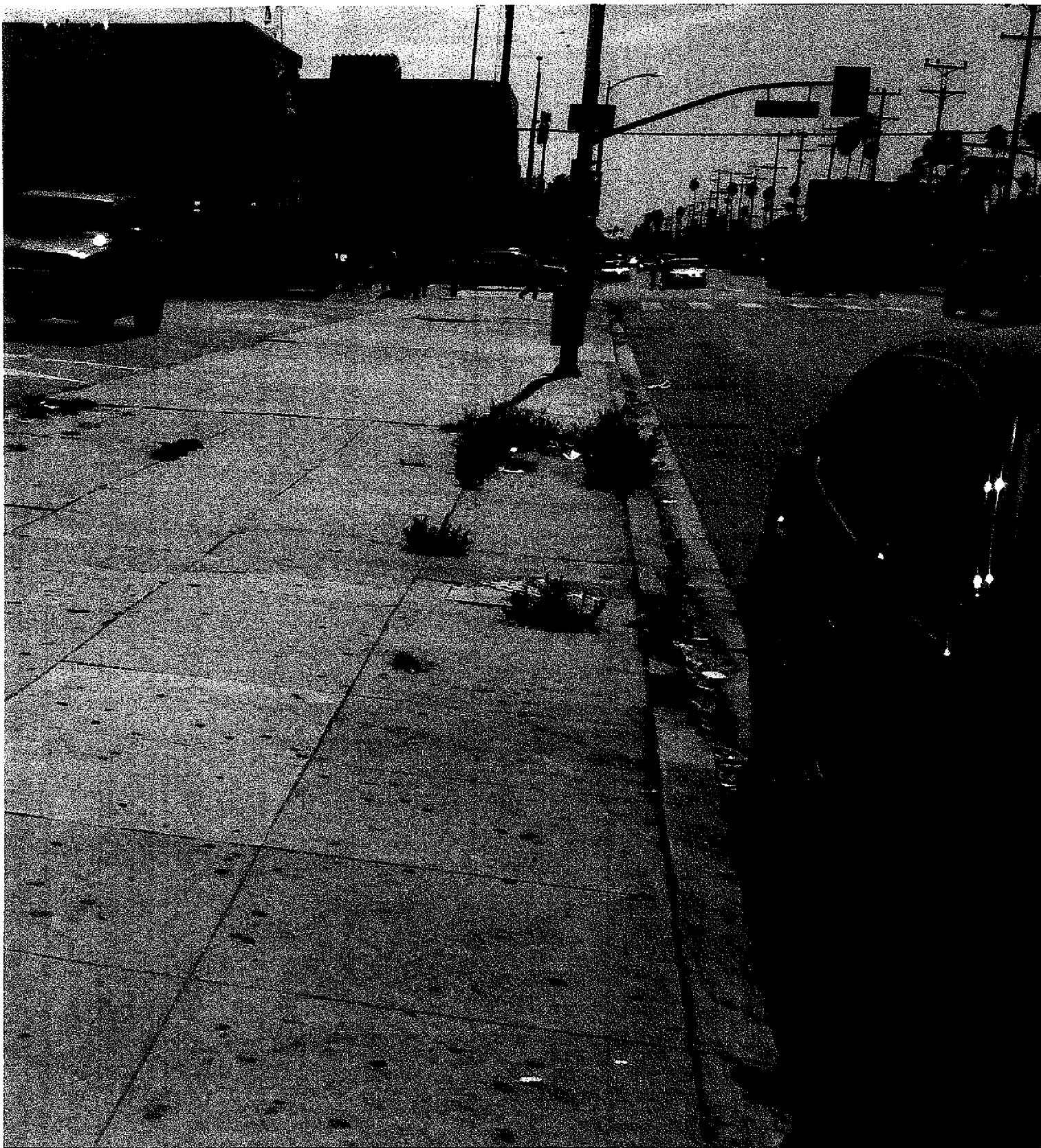


Subject: Arroyo29
From: Armando Chavira (armandochavira@yahoo.com)
To: armandochavira@yahoo.com
Date: Monday, August 26, 2013 3:41 PM



Sent from my iPhone





Subject: Arroyo14
From: Armando Chavira (armandochoavira@yahoo.com)
To: armandochoavira@yahoo.com
Date: Monday, August 26, 2013 2:54 PM