

Attachments for the Circus Vargas Entertainment Permit

Entertainment Event Permit Application form, layout design for Circus and signed approvals from six City departments

CITY OF MILPITAS
455 E. CALAVERAS BOULEVARD
MILPITAS, CA 95035

City Clerk's Office

APR 13 2009

RECEIVED

ENTERTAINMENT EVENT PERMIT
(Per Chapter 5, Title III, Milpitas Municipal Code)

1. Applicant, all sponsors and promoters of the event and all proprietary owners, partners and officers and directors of Applicant and said sponsors and promoters:

Name: Mark Landon
Company/Organization: Tabares Entertainment, Inc
Address: 2534 S. Pleasant Ave
City: Ontario State: CA Zip Code: 91761
Office Phone: 909-986-7502 Home: 909-986-2502 Cell: 909-730-4272 Fax: 909-986-0712
E-Mail: Mark@Landonagency.com
(Use separate sheet for additional sponsors)

2. Proposed event location in Milpitas: Great Mall Parking Lot (SE)
near Marshall's
3. All owners of real property where event is proposed to be held:

Name	Address	City/State/Zip Code
<u>Simon Property</u>	<u>447 Great Mall</u>	<u>Milpitas, CA 95035</u>

(Use separate sheet for additional names)

4. Days, dates, times of event: July 2 7:30pm, July 3 4:30 @ 7:30pm
July 5 - 1:30, 4:30, 7:30, July 6 7:00pm
July 4 - 3:30, 6:30

5. Nature and type of event performances: Circus performances: aerial,
Acrobatic, comedy, etc

6. Intended Performers:

Name/Group	Nature of Participation
<u>See Attached</u>	

(Use separate sheet for additional names)

SUBMIT COMPLETED FORM TO CITY CLERK

7. Estimated Number: Spectators: 300-500 per show
 Participants: 25
 Workers: 10
 Attendance Each Day: Varies 300 - 1,500
 Media: Ø
8. Method for determining number in actual attendance and basis for estimate: Experience in conducting performances in other similar locations
9. Proposed facilities for furnishing drinking water (justify adequacy): Mall to provide water Access to site. Water Also sold
10. Proposed sanitary facilities (justify adequacy): 5 porta-potties, 1 HANDICAP Porta Potties, 4 Handwashing Stations
11. Description of real property where event will occur (justify adequacy): Great Mall Parking Lot, see Attached
12. Description of parking facilities, including compliance with ADA, parking attendants at entrances, exits and within area (justify adequacy): Mall parking lot already ADA Compliant, regular Mall Entrances. see Attached
13. Description of interior access ways (attach map or diagram and justify adequacy):
See Attached. Complies with current California Building and fire codes.
14. Description of composition and construction of structure, seating arrangements and supports (justify adequacy): tent Built and complies with current California Building and fire codes. Bleacher and chair seating available. See Attached diagram. Tent and bleachers built according to Blueprints provided by California licensed engineer
15. Description of availability and location of ambulances, fire, police and other emergency vehicles:
none on-site. contact via 911 if necessary. Access lanes provided and maintained
16. Description of interior private police or security protection proposed (justify adequacy):
In-house security used. See Attached plan

17. Description of provision for fire safety (justify adequacy): See Attached for fire lanes exits, fire extinguishers, etc.

18. Location, nature and type of medical and first aid facilities (justify adequacy): First Aid Kit in ticket trailer. 911 for emergencies

19. Description of proposed electrical wiring, lighting and location of all light standards and electrical switches:
Generator provided with professional theater safety lighting insidetent. Mall Parking Lighting outside tent.

20. Description of manner of acquiring, handling, preparing and disposing of food, drink, confectionery and condiment and all substance and ingredients used in their preparation: Food prepared and warmed with electric only. County Health permit and inspection will be obtained. Clean up throughout event.

21. Description of manner of cleanup of the premises during and after the conclusion of the entertainment event and for the removal of garbage, refuse and waste: Local Dumpster Contracted Trash Cans throughout event. Trash picked up after each show and as needed. entire area cleaned after all shows

22. Any additional helpful information useful to process your permit: Please waive Milpitas Municipal code I-5-4.01 to allow for more than one event within a 30 day period

I declare under penalty of perjury that the above statements and any accompanying statements and documents have been examined by me and are true and correct. I have read Chapter 5, Title III of the Milpitas Municipal Code and agree to comply with the provisions of said Chapter 5, Title III, the permit, the conditions thereof and the laws of the City and State.

Executed at Milpitas, California, on 4-13, 2009 (Date)

Signed: Mak Lao

Title: Representative

Received By: Mary Lovell

Date: 4-13-09

\$100 application fee pd.

Permit Approved By City Council: _____

Date: _____

Permit Denied: _____

Date: _____



**Milpitas
Great Mall
Great Mall Parkway between I-680 and I-880
July 2 - 6, 2009**

SHOW TIMES:

Thursday	July 2		7:30 pm
Friday	July 3	4:30	7:30 pm
Saturday	July 4	4:30 3:30	6:30 5:30 pm
Sunday	July 5	1:30 4:30	7:30 pm
Monday	July 6		7:00 pm

LENGTH OF SHOW: Approximately one and one-half hours

EXPECTED ATTENDANCE: 300 - 500 per performance

SEATING CAPACITY OF TENT: 1,500

**NO GAMES OF CHANCE
NO MECHANICAL RIDES
NO EXOTIC ANIMALS
NO ALCOHOL IS SOLD OR SERVED
NO OUTSIDE CONTRACTED VENDORS**

Circus Management provides in-house security guards. Management carries cell phone in case of 911 Emergency

Circus Vargas is completely self-contained. The show has a double generator system. If the main generator shuts down, the back up generator automatically turns on. A source of water is usually provided to the circus by the venue on which the circus conducts business.

Circus Vargas rents porta-potties from local sanitation companies.

Since Circus Vargas is a family show and attracts primarily families, in-house security is normally sufficient to provide appropriate crowd control. The security can use cell phones to contact local law enforcement if the need exists.



Marshalls

Off 5th Lanes Blocked to Public Access

Fire Lane

Circus Parking

Circus Parking

Fire Lane

Fire Lane

Fire Lane

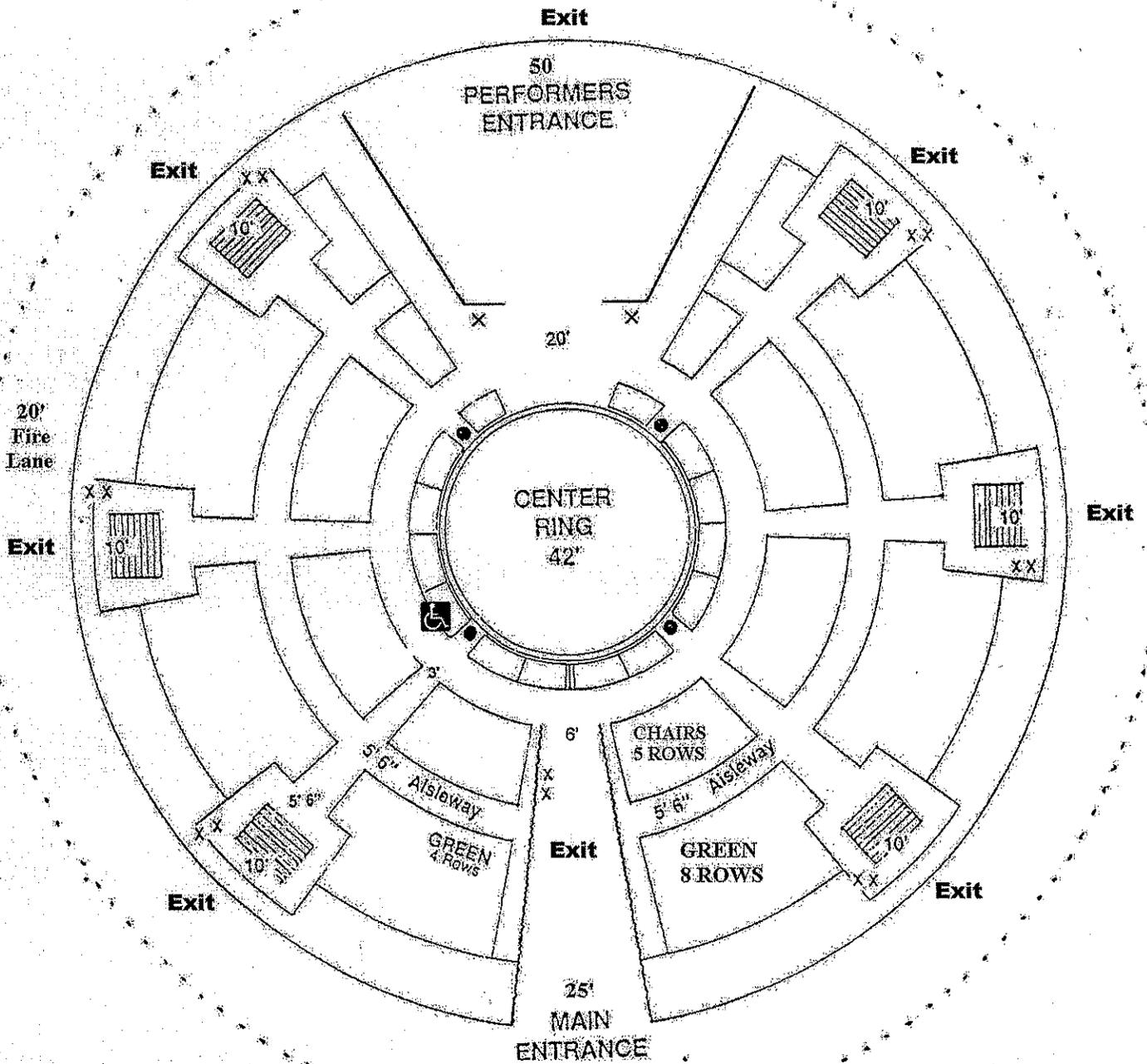
Fire Lane

Fire Lane

Lanes Blocked to Public Access

332 ft

Google



1 - 20' EXIT
 7 - 10' EXITS
 X - Fire Extinguishers
 (Total of 16, located on ground level near exits)

SCALE = 20'

SEATING CAPACITY
 1500

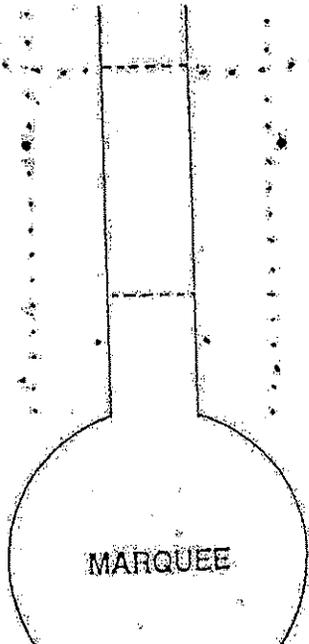
Area Marked Green are bleacher benches

Area Marked as chairs are plastic seats on bleachers

Boxes around ring have 2 rows of 4 loose chairs each with an aisle between groups of two. Chairs are removed for Handicapped Seating on an as-needed basis

Illuminated Exit Sign with 2 sources of power above every exit

Curtain openings at exits have contrasting colors to the tent and are on a free-sliding metal support.



Certificate of Flame Resistance



REGISTERED
APPLICATION
CONCERN No.

F. 419.01

ISSUED BY



CALIFORNIA TENT, INC.
2876 Vail Avenue • Commerce, CA 90040

Date treated or
manufactured

10-15-98

This is to certify that the materials described on the reverse side hereof have been flame-retardant treated (or are inherently nonflammable).

FOR KNM PRODUCTIONS INC. DBA CIRCUS VARGAS ADDRESS 31522 BULLRUSH
CITY LUCERNE VALLEY STATE CA. 92356

Certification is hereby made that: (Check "a" or "b")

(a) The articles described on the reverse side of this Certificate have been treated with a flame retardant chemical approved and registered by the State Fire Marshal and that the application of said chemical was done in conformance with the laws of the State of California and the Rules and Regulations of the State Fire Marshal.

Name of chemical used _____ Chem. Reg. No. _____

Method of application _____

(b) The articles described on the reverse side hereof are made from a flame-resistant fabric or material registered and approved by the State Fire Marshal for such use.

Trade name of flame-resistant fabric or material used PVC VINYL Reg. No. F. 41901

The Flame Retardant Process Used WILL NOT Be Removed by Washing
(will or will not)

NICK MARTINEZ

Name of Applicator or Production Superintendent

By Production Manager

Title



2009 Show

☆ An exciting pre-show mix & mingle, hosted by Jon & Laura Weiss, inviting the audience to take part in a quick crash course of skill and stamina, Circus Vargas style!

National Anthem & Overture

☆ Hobo hi-jinks abound with vagabond Vladimir's vaudevillian cat & dog revue!

☆ A comedic interlude cleverly concocted by the innovative clowning collaboration of Matty Esqueda and Jon Weiss!

☆ A modern acrobatic ensemble combined with an urban infusion of dance, music, rhythm and sound, proudly presented by the multi-talented Marinelli Family!

☆ An awe-inspiring, presentation of split-second transformations in a jaw-dropping, magical "Quick Change" illusion routine!

☆ Guaranteed to conjure "A Thousand and One Laughs" quicker than a genie's magic lamp, are Circus Vargas' clowns in their rib-tickling, side-splitting spoof of Arabian Nights!

☆ Sawdust meets pixie dust when spritely Princesses entertain in an elaborate, equestrian fairy fantasy, accompanied by their beautiful Belgian draft horse Rodin

☆ An aerial adagio elegantly executed by Circus Vargas' enchanting "Angels of the Air"

☆ A formidable display of unparalleled skill and grace, high above the arena floor, proficiently performed by the world renowned Flying Tabares!

☆ Another riotous sketch by comical duo Matty and Jon as they try their hand at hip-hop in this hilariously funny, musical caper!

☆ The Espana Duo "Swing" into motion in this jazzy Rolla Bolla rendition of balance, skill, style & dance!

☆ A lively Liberty Horse and Pony presentation under the direction of the divine Miss Genevieve

☆ Mania mounts when Circus Vargas goes full throttle, with their wildly electrifying production, "Motorcycle Madness!"

☆ A death-defying execution of precision timing and meticulous momentum, daringly displayed by the Willy Family's "Sphere of Fear!"

Finale Entire Circus Vargas cast bids farewell!



**Security Plan
Great Mall, Milpitas
July 2 - 6, 2009**

SHOW TIMES:

Thursday	July 2			7:30 pm
Friday	July 3	4:30		7:30 pm
Saturday	July 4	1:30	4:30	7:30 pm
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Monday	July 6			7:00 pm

LENGTH OF SHOW: Approximately one and one-half hours

EXPECTED ATTENDANCE: 300- 500 per performance

SEATING CAPACITY OF TENT: 1,500

**NO GAMES OF CHANCE, NO RIDES, NO EXOTIC ANIMALS
NO ALCOHOL IS SOLD OR SERVED, NO OUTSIDE CONTRACTED VENDORS**

Since Circus Vargas is a family show and attracts primarily families, in-house security has been sufficient to provide appropriate crowd control. Since there is nothing to see other than the show itself, there are no people just loitering in the area. Crowds come at show time, enter the enclosed midway area and take their seats. After the show there is nothing else to see so they exit to their cars.

Many of the things that attract or encourage trouble or the necessity for police intervention will not be present at Circus Vargas. Alcohol will not be sold or served and there are no games of chance or mechanical rides. While a carnival attracts ages 12 - 22, a prime age for those who cause trouble, Circus Vargas attracts children of elementary school ages or younger along with their parents and grandparents.

Circus Vargas has it's own security team consisting 8 uniformed (unarmed) security personnel (includes 1 head of security). The uniforms consist of matching Circus Vargas shirts and pants. This low key approach to security maintains the atmosphere of family fun. If requested, the security team can wear uniforms that identify them as security.

All security will be scheduled one hour before each performance and stay 30 minutes after the performance. Security personal will be stationed both inside and outside the tent as well as next to the ticket booth and in the parking area. Attached is a layout of the approximate area in which the security personnel will be stationed.



Security Plan

Page 2

Security Personnel will have access to walkie-talkies for communication between themselves in addition to cell phones that can be used to call additional personnel as well as local police or fire, if it becomes necessary.

In addition to the security officers, a closed circuit video security system monitors the inside of the ticket booth, where money is handled, as well as the midway area and the area in front of the ticket booth. This video system is attached to a recording device that can be used to have a record of events.

Further, the layout of the Circus Vargas tent has more exists than are required by California State Codes and the total number of feet on those exists also exceeds state requirements. Further, the exiting on this tent was designed for up to 2,500 seats. Circus Vargas only sets up 1,500 seats and we expect an average attendance of 300-500 people per show in, making the exiting far more than needed.

All requirements for aisles, lighting, electrical, generators, fire extinguishers and other safety issues are met or exceeded by Circus Vargas. In case of emergency, the exits lead to the fire lane, which is always kept unobstructed, making an easy path of escape for patrons.

Circus Vargas is expecting inspections by the local Fire Department as well as the local animal control, the city building department (if required) and the County Health Department. This will assure that we are meeting all those requirements for public safety.

Circus Vargas has trained first aid staff on site along with a first aid station.

Finally, Circus Vargas will enclose its operations by surrounding the area with vehicles and trucks so that no other vehicle can run into the tent and the people at the show.

Since the current ownership of Circus Vargas has been in place for the last three years, there has not been an incident that required police or fire response. Yet, without the police presence, there has never been an incident with Circus Vargas using its own security.

GREAT MALL

April 3, 2009

To Whom It May Concern:

This letter is to certify that Circus Vargas has contracted with Great Mall to hold an outdoor event from June 22, 2009 to July 8, 2009. The client has permission to set up their event on the area around the Marshalls Parking lot near entrance 3.

Thank you.



Richard Gallagher
Mall Manager
Great Mall
447 Great Mall Drive
Milpitas, CA 95035
P: 408.945.4022 | F: 408.945.4027

Rick



April 12, 2009

City of Milpitas
455 E. Calaveras Blvd.
Milpitas, CA 95035

To Whom It May Concern:

As President of Tabares Entertainment, Inc., dba Circus Vargas, I would like to confirm the following:

1. Law enforcement agencies and City officials may enter the Circus Vargas premises at any time after the permit is issued and until five days after the event ends for the purpose of making inspection and taking action as is permitted or required by law;
2. Tabares Entertainment, dba Circus Vargas, agrees to indemnify the City of Milpitas, its officers, agents and employees, defend them with Counsel acceptable to the City, and hold them harmless from and against all loss, damage, expense and liability (including, but not limited to, costs of investigation and attorney and court costs) resulting from injury or death to any person and loss of or damage to property or claims of such injury, death, loss or damage and arising out of or connected with the use for which this permit is granted. In addition, Tabares Entertainment, Inc waives all claims or causes of action against the City of Milpitas, its officers, agents or employees for damage to or loss of property of any kind or for injury to persons occurring in connection with the use for which this permit is granted arising from any cause other than negligence or willful misconduct of the City of Milpitas, its officers, agents or employees and to which Tabares Entertainment or its officers, agents and employees in no way contributed wither actively or passively causing such damage loss or injury.

A handwritten signature in black ink, appearing to read "Nelson Quiroga", is written over a light gray circular stamp.

Nelson Quiroga, President
Tabares Entertainment, Inc.



**Milpitas
Great Mall
Great Mall Parkway between I-680 and I-880
July 2 - 6, 2009**

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For Office Use Only

<u>APPROVED</u>	<u>DEPARTMENT</u>	<u>BY (Name & Phone Ext.)</u>	<u>DATE</u>
	<u>Building</u>		
	<u>City Manager</u>		
<u>Yes</u>	<u>Engineering</u>	<u>J. Rodriguez</u>	<u>5-7-09</u>
	<u>Finance</u>		
	<u>Fire Marshal</u>		
	<u>Planning</u>		
	<u>Police</u>		

If not approved by any department, explain why not, and what conditions applicant could change to receive department approval for the event: _____

OE per revised site plan dated 5-7-09

cc: City Council

CIRCU'S VARGAS

For Office Use Only

<u>APPROVED</u>	<u>DEPARTMENT</u>	<u>BY (Name & Phone Ext.)</u>	<u>DATE</u>
	Building		
	City Manager		
	Engineering		
<i>EA</i>	Finance	EMMA KARLAN X 3145	4/22/09
	Fire Marshal		
	Planning		
	Police		

If not approved by any department, explain why not, and what conditions applicant could change to receive department approval for the event: _____

Current Business License

cc: City Council

For Office Use Only

<u>APPROVED</u>	<u>DEPARTMENT</u>	<u>BY (Name & Phone Ext.)</u>	<u>DATE</u>
	Building		
	City Manager		
	Engineering		
	Finance		
Y	Fire Marshal	J. Garcia 3369	5.5.09
	Planning		
	Police		

If not approved by any department, explain why not, and what conditions applicant could change to receive department approval for the event:

APPROVED WITH NOTES TO APPLICANT.

cc: City Council



**MILPITAS FIRE DEPARTMENT
FIRE PREVENTION DIVISION**

455 E. Calaveras Blvd., Milpitas, CA 95035 (408) 586-3365, FAX (408) 586-3378

MEMORANDUM

DATE: June 4, 2008
TO: Mary Lavelle, City Clerk
FROM: Jaime Garcia, Fire Protection Engineer
CC: Patricia Joki (Fire Marshal), Albert Zamora (Assistant Fire Marshal)
SUBJECT: **CIRCUS VARGAS @ THE GREAT MALL (outdoors event – south end of mall)
447 Great Mall Drive
Outdoors – July 03-06, 2009**

The Fire Department has the following comments for the applicant(s):

PERMIT REQUIREMENTS and FIRE PROTECTION

1. Tents and membrane structures having an area in excess of 200 square feet (19 m²) and canopies in excess of 400 square feet (37 m²) shall not be erected, operated or maintained for any purpose without first obtaining a permit and approval from the fire code official. Multiple tents or canopies adjacent to each other are calculated as a single unit. California Fire Code, Section 2403.2, amended by MMC V-300-2.42
2. The Fire Department permit application filed will be processed after the City of Building grants approval for the Entertainment Permit. The information, the Fire Permit Application is 2009-0317.
3. No approval is granted for outdoors fair or carnival with this review.
4. Fire apparatus access road with an unobstructed width of not less than 20 feet and an unobstructed vertical clearance of not less than 13 feet 6 inches shall be provided. CFC Section 2403.8.1
5. Temporary membrane structures, tents and canopies shall not be located within 20 feet of lot lines, buildings, other tents, canopies, or membrane structures, parked vehicles or internal combustion engines. For the purpose of determining required distances, support ropes and guy wires shall be considered as part of the temporary membrane structure, tent or canopy. CFC Section 2403.8.2
Exception: Separation distance between temporary membrane structures, tents and canopies, not used for cooking, is not required when the aggregate floor area does not exceed 15,000 square feet.
6. Temporary membrane structures, tents, and canopies and their appurtenances shall be adequately braced and anchored to prevent weather-related collapse. Documentation of structural stability shall be furnished to the fire code official upon request. CFC Section 2403.9
7. Provide fire extinguishers as follows (CFC 2404.12):
One fire extinguisher (2-A:10-B:C) per 3,000 square feet or within 75 feet travel distance from any-point within event area.

8. Cooking and/or heating equipment shall not be used within the tent.
9. Tents where cooking is performed shall be separated from temporary membrane structures, other tents and canopies by a minimum of 20 feet. CFC Section 2404.15.5
10. Outdoor cooking that produces sparks or grease-laden vapors shall not be performed within 20 feet from a temporary membrane structure, tent or canopy. CFC Section 2404.15.6
11. LP-gas containers shall be located outside. Safety release valves shall be pointed away from the tent, canopy or membrane structure. CFC 2404.16.2
12. Flammable-liquid-fuel equipment shall not be used in temporary membrane structures, tents, or canopies. CFC Section 2404.17.1
13. Flammable and combustible liquids shall be stored outside in an approved manner not less than 50 feet from temporary membrane structures, tents, canopies, or event area. Storage shall be in accordance with Chapter 34. CFC Section 2404.17.2
14. Generator(s) and other internal combustion power sources shall be separated from temporary membrane structures, tents and canopies by a minimum of 20 feet and be isolated from contact with the public by fencing, enclosure or other approved means. Provide a fire extinguisher (minimum 40B:C rating) at each generator location, CFC Section 2404.19. See section below for additional requirements for generators.
15. The owner or agent shall file with the fire code official a certificate executed by an approved testing laboratory certifying that the tents; canopies and membrane structures and their appurtenances; sidewalls, drops and tarpaulins; floor covering, bunting and combustible decorative materials and effects, including sawdust when used on floors or passageways, shall be composed of material meeting the flame propagation performance criteria of NFPA 701 or shall be treated with a flame retardant in an approved manner and meet the flame propagation performance criteria of NFPA 701, and that such flame propagation performance criteria are effective for the period specified by the permit. CFC 2404.2
16. Smoking shall not be permitted in any temporary membrane structure, tent or canopy, or in any adjacent areas where hay, straw, or any other combustible materials are stored or used unless approved by the fire code official. Approved "NO SMOKING" signs shall be conspicuously posted. CFC Section 2404.6
17. Vehicles (or any other internal combustion engines, exception for generators that are part of permit) are not permitted within the event area.
18. Should there be a fence, deployed surrounding the event area, the following condition applies. Adequate access into and out of the fenced area shall be approved by the Fire Inspector - Fire Department Access as well as Patron & Employee Access. NOTE: Approved signage shall be installed identifying the above accesses.
19. Exit openings from tents shall remain open unless covered by a flame-resistant curtain as follows (CFC Section 2403.12.3):
 - Curtains shall be free sliding on a metal support. The support shall be a minimum of 80 inches above the floor level at the exit. Curtains shall be so arranged that, when open, no part of the curtains obstruct the exit; and
 - Curtains shall be of a color, or bear markings that will contrast with, the color of the tent.
20. Provide exit signs when exit serves an occupant load of 50 or more, and as needed to indicate clearly the direction of egress. CFC Section 2403.12.6
21. Exit signs shall be of an approved self-luminous type or shall be internally or externally illuminated by luminaries supplied in the following manner: CFC 2403.12.6.1

- Two separate circuits, one of which shall be separated from all other circuits, for occupant loads of 300 or less; or
 - Two separate sources of power, one of which shall be an approved emergency system, shall be provided when the occupant load exceeds 300. Emergency systems shall be supplied from storage batteries or from on-site generator set, and the system shall be installed in accordance with the California Electrical Code.
22. Exits shall be illuminated with light having an intensity of one footcandle at floor level while structure is occupied. Fixtures required for means of egress illumination shall be supplied from a separate circuit or sources of power. CFC Section 2403.12.7
23. The following fire safety tips shall be observed:
- Know where fire extinguishers are and how to use them.
 - Remove trash accumulation regularly.
 - Keep combustibles away from heat sources.
 - In case of an emergency dial 9-1-1.

STANDARDS FOR TEMPORARY ELECTRICAL GENERATORS

I. General Information

These guidelines are applicable to the installation of aboveground tanks using combustible liquids as fuel for emergency and standby generators. They apply to both temporary and permanent tank installations. These guidelines are a supplement to other requirements and/or guidelines, and are not all-inclusive.

II. Tank Design and Construction

Each tank shall be designed and constructed in accordance with nationally recognized standards (UL 142/2244 or equivalent. UL 2085 is the listing for protected tanks). If it is not UL listed, provide documentation showing that it has been designed and constructed to that standard.

III. Tank Location

Aboveground tanks shall be located in accordance with Table 4.3.2.1.1(a) of NFPA 30.

IV. Tank Protection

Approved means shall be provided to protect tanks subject to vehicle damage.

V. Secondary Containment (protected and unprotected tanks)

Tanks shall be provided with secondary containment.

VI. Signage and Labeling

Warning and identification signs shall be posted to clearly identify hazards.

VII. Fire Protection

At least one 20-B:C portable fire extinguisher shall be provided within 50 feet of the generator tank.

For Office Use Only

<u>APPROVED</u>	<u>DEPARTMENT</u>	<u>BY (Name & Phone Ext.)</u>	<u>DATE</u>
_____	<u>Building</u>	_____	_____
_____	<u>City Manager</u>	_____	_____
_____	<u>Engineering</u>	_____	_____
_____	<u>Finance</u>	_____	_____
_____	<u>Fire Marshal</u>	_____	_____
<u>5/16/09</u>	<u>Planning</u>	<u>[Signature] 3284</u>	<u>5/16/09</u>
_____	<u>Police</u>	_____	_____

If not approved by any department, explain why not, and what conditions applicant could change to receive department approval for the event: _____

cc: City Council

MEMORANDUM
Planning Division



To: Mary Lavelle

Through: James Lindsay

From: Cindy Hom, Assistant Planner

Date: May 6, 2009

Subject: Application for an Entertainment Permit requesting a Circus at Great Mall

The Planning Division has reviewed the Entertainment Permit for the Great Mall Circus located at the south end of the mall parking lot. This event is approved subject to the following conditions:

1. The circus is permitted to occur from July 2, 2009 – July 6, 2009 during the following hours:
Thursday 7:30PM – 10:00PM
Friday 4:30PM – 10:00PM
Saturday 1:30PM – 10:00PM
Sunday 1:30PM – 10:00PM
Monday 7:00PM – 9:00PM
2. The event setup is approved to begin on Tuesday, June 30, 2009 and tear down to be completed by Monday, July 7, 2009 where all area and properties involved shall be restored to their previous condition.
3. The approved event area is limited to Great Mall parking lot as depicted on the site plan.
4. Event area shall be cordoned off with safety barricades to provide a physical separation from the event area and parking for Great Mall patrons.
5. Appropriate signage at both entrances to the Circus (Great Mall Parkway and Montague expressway) shall be posted to direct vehicle to the event parking area.
6. The event shall be conducted in a manner that pedestrian traffic or vehicular traffic does not impede the normal and customary use of the driveways, designated walkways and parking areas adjacent to event area. Handicapped parking facilities, access and pathways outside the event area shall be kept clear and unobstructed.
7. Booths, stages, seats and other structures shall not obstruct pedestrian access and pathways within the enclosed event area.
8. Trash and recycling receptacles shall be provided and maintained throughout the event area. The applicant must contact Allied Waste at (408) 432-1234 for temporary trash and recycling services and bins for the duration of the event. The bins shall be located at the rear of the event site, not visible from public view and not within any pedestrian or vehicular paths. The applicant shall contact Great Mall Management representative to establish a temporary Allied Waste account on the Great Mall property.
9. Applicant shall protect storm drains from accidental discharges by providing site sweeping and clean up on an on-going basis during all hours of operation by the event operator and the property owners of Great Mall, including refuse, debris, spills, and trash pick up by Allied Waste.

10. No off site signage is permitted. Any onsite signage associated with the event shall be limited to circus booth signs and traffic/pedestrian directional signage. Upon cessation the event all associated signage shall be removed and properly disposed of.
11. The use of generators and other noise generating equipment such as but not limited to music and amplified sounds shall be kept at minimum levels. Generators shall be enclosed in a shelter. When the carnival is not in use, generators and/or other noise sources shall be shut down.
12. The project shall adhere to all local, state and federal regulations.

Date: April 24, 2009
To: Commander Charlotte Pang
From: Lieutenant Henry Kwong
Subject: **Application for Entertainment Permit for
Circus Vargas at the Great Mall of the Bay Area
July 2-6, 2009**



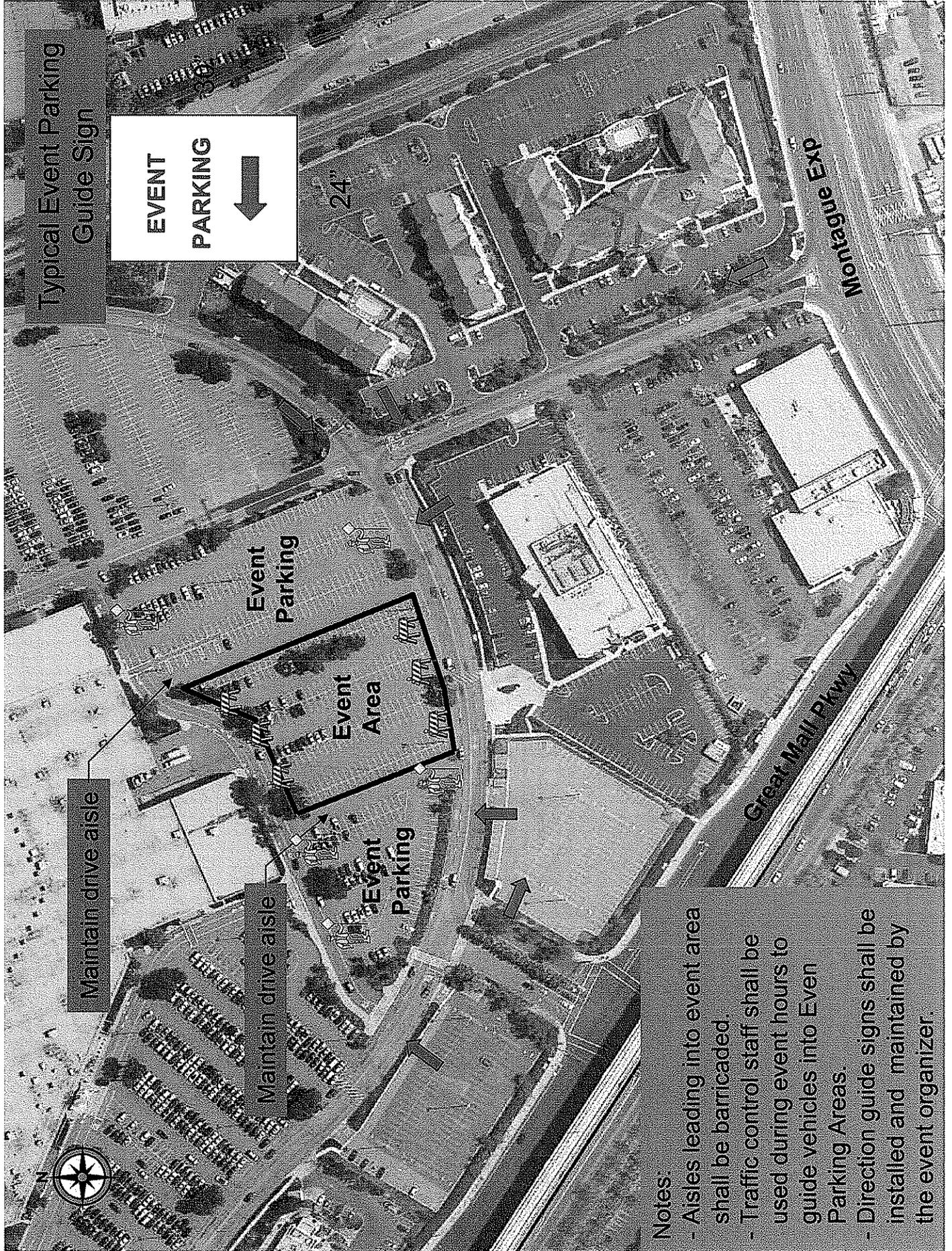
*Dennis Graham
Chief of Police*

Applicant Mark Landon, on behalf of Tabares Entertainment, Inc. DBA Circus Vargas, has applied for an entertainment permit to have a circus at the south parking lot of the Great Mall of the Bay Area (GMBA) on July 2-6, 2009, which coincides with the 4th of July weekend.

The City Traffic Engineer has drafted a Traffic Handling Plan (THP). If the applicant adheres to the THP, it should mitigate any traffic and/or parking concerns.

The application indicates all emergency services would be called upon by dialing 9-1-1 from a cell phone, which might be routed to the California Highway Patrol in Vallejo. The on-site management and security personnel might not be from the City of Milpitas, so they should be directed to program 1-408-263-1212 into their cell phones for emergencies in Milpitas and should be advised to call 1-408-586-2400 for non-emergency police matters.

We will inform officers and dispatchers of the event for informational purposes.



Typical Event Parking Guide Sign

EVENT PARKING →

Maintain drive aisle

Maintain drive aisle

Event Parking

Event Area

Event Parking

24th

Montague Exp

Great Mall Pkwy

Notes:

- Aisles leading into event area shall be barricaded.
- Traffic control staff shall be used during event hours to guide vehicles into Event Parking Areas.
- Direction guide signs shall be installed and maintained by the event organizer.