



CITY OF OAKLAND
Office of the City Administrator

SPECIAL BUSINESS PERMITS

• 1 Frank H. Ogawa Plaza, 11th Floor

• Oakland, CA 94612

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March 21, 2012

Ye Ole Hut
5515 College Ave.
Oakland, CA 946

Dear Business Owner,

The City Administrator's Office continues to receive complaints from your residential neighbors regarding excessive noise generated by disorderly patrons when smoking in front of your establishment and while leaving. We sent you notice of this on February 16, 2012 asking you to respond by March 2, 2012, but we heard nothing from you.

The **Oakland Municipal Code 8.18.020 Persistent noises a nuisance**. The persistent maintenance or emission of any noise or sound produce by human, animal or mechanical means, between the hours of nine pm and seven am next ensuing, which, by reason of its raucous or nerve-racking nature, shall disturb the peace or comfort, or be injurious to the health or any person shall constitute a nuisance.

It is your responsibility to make sure that your patrons leave in an orderly fashion and do not disrupt the neighbors with loud talking. You may want to post signs that say **"Remember – we are in a residential area. Please respect the peace and quiet of neighboring residents and do not make loud and disturbing noises when you leave and please don't block driveways!"**

If we continue to receive complaints regarding the noise disturbance, then the person responsible for the event causing the noise disturbance shall be guilty of a violation of this chapter.

Any person who violates or causes or permits another person to violate any provision of this chapter is subject to, but not limited to, fines and penalties specified in Chapter 1.28 of this code and civil penalties and administrative citations authorized pursuant to Chapters 1.08, 1.12 and 1.16 of this code.

Please contact our office by March 29, 2012 in regards as to how you plan to alleviate these disturbances. Failure to comply with this request can subject you to a Nuisance Abatement action.

Sincerely,

Nancy Marcus, Administrative Assistant
Special Business Permits

cc: CAO file
City Council Member Jane Brunner
Patricia Rose, NSC 12X
Officer J. Sena, ABAT