

From: [Bernal, Sarah](#)
Cc: [Guevara, Jerry](#); [Fregoso, Vince](#); [Neal, Candida](#)
Bcc: [Angie Cano](#); [Cynthia Contreras-Leo](#); [David Benavides](#); [Eric Alderete](#); [Kenneth Nguyen](#); [Lynnette Verino](#); [Mark McLoughlin](#)
Subject: FW: Jugos Acapulco Conditional Use Permits 2018-25, 2019-02
Date: Monday, January 28, 2019 10:20:40 AM

Commissioners: The following communication was received for you review and consideration.

From: Michael Gailing [REDACTED]
Sent: Friday, January 25, 2019 11:13 AM
To: Guevara, Jerry <jguevara@santa-ana.org>
Subject: Jugos Acapulco Conditional Use Permits 2018-25, 2019-02

Hi Jerry,

I am writing to you to express my great concern over Conditional Use Permits No 2019-02 & 2018-25, which allows after-hours operation and the sale of alcohol at Jugos Acapulco with Wings restaurant.

I live in the Artist Walk Lofts on N Spurgeon St, which is literally right across the street from Jugos Acapulco. The location itself is already a haven for homelessness, drug use, and reckless behavior. Almost every night, there are people in front of that restaurant and in the parking lot dealing drugs, camping out, throwing bottles, lighting fireworks, and burning out tires with their vehicles. The noise is so bad most nights that I now have triple-pane windows in my bedroom and a noise generator to drown out the commotion. To add a late-night, alcohol-serving facility right across the street will only enhance these problems and make it extremely uncomfortable for all of us homeowners across the street.

The noise and drugs are not the worst problem. All of us living in the Artist Walk Lofts on Spurgeon Street have experienced vandalism from drunks loitering in front of our homes from 1am to 4am every week. In fact, my neighbor at 200 N Spurgeon St just had a bottle thrown at his window, shattering it at his expense. In fact, almost all of us on Spurgeon St have had our windows broken, scratched, or tagged by drunk and/or drugged people coming out of the local bars and clubs. To replace the protective film and glass on our homes is expensive, with the minimum price being roughly \$300 just for the film! Imagine what replacing the glass costs.

The harassment is the worst part of these people loitering in front of our homes. Almost every other week, my neighbors and I deal with people coming out of Festival and DSTA Underground. I have called the police many times in the past year for various issues related to these people, including a person trying to pick my front door lock, a woman being sexually assaulted at my front door, people kicking vehicles and denting their doors, people pounding on my front door, and various men and women trying to force my windows open with knives, bottles, and other materials. I can't even count the amount of people too drunk to drive that sit in their vehicles right outside my front door, blasting their music and singing loudly until the sun rises. Sometimes they don't even get in their vehicles, they just sleep on the sidewalk and garden at the interior of our community.

We all moved to Downtown Santa to get a city experience in Orange County. We all knew about the noise and grittiness that comes with living in a location like this, but there is a reasonable limit to which we can put up with. The alcohol and late-night operation permits for Jugos Acapulco are unnecessary and will cause more harm than good for all of us living in the Artist Walk Lofts across the street. I do not believe they or ROIC (property owners) have been proactive in keeping the outside of their facility clean and free of homelessness and drug dealers, which tells me they are not prepared to keep a facility with alcohol under control.

Thank you for your time,
Michael Gailing