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(213) 202-2633 FAX (213) 202-2614

January 6, 2020

Soaring Union of Los Angeles
Victor Shamulus
P.O. Box 3816
Torrance, CA 90510

Dear Mr. Shamulus;

PACIFIC REGION: REVOCABLE RIGHT-OF-ENTRY PERMIT FOR THE USE OF FIELD OF DREAMS COMPLEX TO FLY RADIO CONTROLLED PLANES/HELICOPTERS/GLIDERS

The City of Los Angeles (CITY), Department of Recreation and Parks (DEPARTMENT), hereby issues a temporary right of entry permit to Soaring Union of Los Angeles (PERMITEE), for temporary access to DEPARTMENT property for the purpose of Flying Radio Controlled Planes/Helicopters/Gliders.

Approval of this Right-of-Entry Permit (PERMIT) is contingent upon the execution of the Permit as provided below in Condition No. 11. This Right-of-Entry Permit is subject to the following conditions:

1. **PERMIT AREA DEFINED**

The area to be covered under this permit is DEPARTMENT property known as the Field of Dreams Complex, located at the 501 Westmont Drive, San Pedro, CA 90731.

2. **PERMISSION GRANTED**

Permission is hereby granted for PERMITEE to enter the Permit area to Fly Radio Controlled Planes/Helicopters/Gliders. PERMITEE shall be allowed to occupy permitted area Friday, and Sunday, January 3 – March 29, 2020, from 7:30am – 11:30am.

The aforementioned group possess this permit has been granted temporary exemption from Los Angeles Municipal Code 63.44 (B) 8 LAMC (**No flying any motorized device/object in the park**). Aforementioned group is allowed to operate model aircraft **ONLY** from stated location (Field of Dreams Complex, 501 Westmont Drive, San Pedro, CA 90731) and only at the stated dates and times listed on permit.



3. TERM

This Permit will become effective upon receipt by the DEPARTMENT of an executed original of the Permit and will remain in effect after execution until March 29, 2020. Should it become necessary to change the scope of use authorized in this PERMIT, PERMITTEE will notify DEPARTMENT in writing and request approval of the proposed change. All correspondence will be sent to the addressee listed in Condition No. 9.

4. INSURANCE

PERMITTEE, is to be insured during the term of this Permit in the type and amounts approved by the City Risk Manager. Permittee will provide written evidence of said insurance. Permittee will also list the City as an additional insured. If requested by the Department, Permittee will make said evidence available to the Department. Proof of insurance must be filed with and approved by the City of Los Angeles Risk Manager prior to approval of PERMIT. If insurance is not received, the CITY may purchase insurance at the PERMITTEE'S expense, or cancel PERMIT. **CA #2015815 (Insurance on file and posted on KwikComply.org website expires on March 31, 2020.)**

5. INDEMNIFICATION

Permittee agrees that any authorized member, members guest or any participant in the Permit area will indemnify and hold harmless the City of Los Angeles and its officers, agencies, invitees, employees, contractors, licensees and volunteers from any and all liability, actual or alleged, including court costs and reasonable attorney's fees, which may arise from the acts or omissions of the CITY, excepting the active negligence or willful misconduct of Permittee.

Except for the active negligence or willful misconduct of CITY, or any of its boards, officers, agents, employees, assigns and successors in interest, PERMITTEE shall defend, indemnify and hold harmless CITY and any of its boards, officers, agents, employees, assigns, and successors in interest from and against all lawsuits and causes of action, claims, losses, demands and expenses, including, but not limited to, attorney's fees (both in house and outside counsel) and cost of litigation (including all actual litigation costs incurred by CITY, including but not limited to, costs of experts and consultants), damages or liability of any nature whatsoever, for death or injury to any person, including Permittee's employees and agents, or damage or destruction of any property of either party hereto or of third parties, arising in any manner by reason of an act, error, or omission by PERMITTEE, or their boards, officers, agents, employees, assigns, and successors in interest. The rights and remedies of CITY provided in this section shall not be exclusive and are in addition to any other rights and remedies provided by law or under this Contract. This provision will survive expiration or termination of this Contract.

6. ADMINISTRATIVE FEES

The fee during the term of this permit shall be \$150.00 for each Friday, and each Sunday that the Permittee operates. Fees must be paid monthly but no later than the tenth day of the month for the current month thereafter. Permittee will not have to pay for days when weather does not permit flying, or prior arrangements have been made not to use permit area on day listed in this permit.

Soaring Union of Los Angeles
Victor Shamulus

Fees:

Field of Dreams

Friday and Sunday (January 3 – March 29, 2020)

26 days x \$150.00 = \$3,900.00

Non-Field use (2 day credit) (\$300.00)

Total amount due \$3,600.00

Send check to: City of Los Angeles
Department of Recreation and Parks
Pacific Region
1670 Palos Verdes Drive North
Harbor City, CA 90710
Attn: Cheryl Gray

7. DEPARTMENT AUTHORITY/COORDINATION

PERMITTEE and all authorized agents, members, guest of any tier will abide by the terms and conditions expressed herein and will cooperate fully with DEPARTMENT employees in the performance of their duties. DEPARTMENT contact:

Michael L. Harrison, Principal Recreation Supervisor II
Phone number (310) 548-7675, Monday through Friday, 9:00 am to 5:00 pm;
or via e-mail at mike.harrison@lacity.org

On the part of the PERMITTEE, the DEPARTMENT may call Victor Shamulus, at (714) 553-4864 or email at: victor.shamulus@yahoo.com

8. RIGHT OF INSPECTION

Authorized representatives, agents and employees of the DEPARTMENT will have the right to enter the Permit area at any time in case of emergency and upon reasonable notice for purposes of fulfilling normal duties.

9. PERMIT NOTIFICATIONS

Should PERMITTEE desire modifications to this Right-of-Entry Permit, the DEPARTMENT will not unreasonably withhold approval. PERMITTEE will submit a written request to:

Department of Recreation and Parks
Pacific Region
Randy Kelly, Superintendent,
1670 Palos Verdes Dr. North
Harbor City, CA 90710
Attention: Louise Maes

Soaring Union of Los Angeles
Victor Shamulus

10. REVOCACTION OF PERMIT

The DEPARTMENT may revoke this Right-of-Entry Permit if PERMITTEE does not comply with the conditions contained herein. Upon receipt of the written notice of revocation, the parties will discuss methods and decide on a time frame for correcting any deficiencies identified by the DEPARTMENT. PERMITTEE will have the opportunity to correct the deficiencies and retain the Permit within the mutually agreed upon parameters. Permittee and all authorized agents, members, guest of any tier will abide by the terms and conditions expressed herein and will cooperate fully with Department employees in the performance of their duties.

11. ACCEPTANCE

To indicate acceptance of this Right-of-Entry Permit, please sign and date the signature execution page indicated below and return the signed original to the addressee listed in Condition No. 9.

Sincerely,
MICHAEL A. SHULL
General Manager

RANDY KELLY
Superintendent, Pacific Region

MAS/RK/MA:lm

c: Mike Harrison, Principal Recreation Supervisor II, Pacific Region
Leslie Perez, Recreation Supervisor, Harbor District
Cheryl Gray, Facility Director, Ken Malloy Harbor Regional Park
Richard Gadsby – Los Angeles Police Officer
Region File

[SIGNATURE EXECUTION PAGE FOLLOWS]

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Victor Shamulus

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Victor Shamulus

Printed Name, Authorized Representative
Soaring Union of Los Angeles



Signature, Authorized Representative
Soaring Union of Los Angeles

01/07/2020

Date