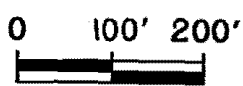


86-B2-102

OUTSIDE DINING/PLAY AREA

THREE CHOPT DISTRICT

P-13-93



HENRICO COUNTY PLANNING OFFICE



COMMONWEALTH OF VIRGINIA
COUNTY OF HENRICO

Virgil R. Hazelett, P.E.
County Manager

August 19, 1993

Re: Provisional Use Permit P-13-93

Mr. Kenneth M. Cox
Biohabitats of Virginia
P. O. Box 29540
Richmond, Virginia 23242

Dear Mr. Cox:

The Board of Supervisors at its meeting on August 11, granted your request for a revocable Provisional Use Permit in order to operate an outside dining and play area for Burger King Restaurant (Sassafras Square), Parcel 86-B2-102, subject to the following conditions:

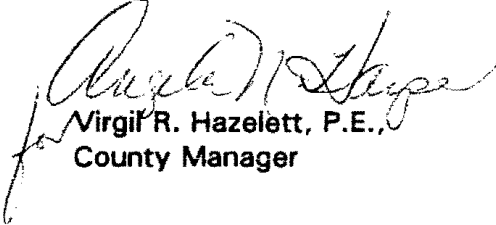
1. All conditions of approval of POD 143-85 (e.g. lighting, landscaping, etc.) shall be incorporated into this approval which shall take precedence in the event of conflict between any requirement or condition of POD approval and this approval.
2. Receptacles shall be provided for trash and shall be properly serviced in order to control, insofar as possible, outside litter that may be created by dining operations and activities.
3. Outside speakers and/or sound systems may be permitted if the following standards are met at all times:
 - a. Speakers and/or sound systems shall be designed and equipped with controls that permit full adjustment of their volume.
 - b. Speakers and/or sound systems shall be operated so as not to be audible beyond the limits of the Sassafras shopping center and their use shall be limited to those periods when outdoor dining is permitted.
4. The playground area shall be secured so as to prohibit use beyond the hours of operation of the restaurant.
5. Construction plans shall be submitted to the Planning Office for administrative site plan review and approval pursuant to Section 22-106(q)(1)a of the Henrico County Code prior to beginning any construction activities on the site.

Mr. Kenneth M. Cox
Biohabitats of Virginia
August 19, 1993

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The Planning Office has been advised of the action of the Board of Supervisors and requested to revise its records and to place a copy of of this notification in the Provisional Use Permit Index.

Sincerely,



Virgil R. Hazelett, P.E.,
County Manager

cc: Clerk, Board of Supervisors
Director, Real Estate Assessment
Provisional Use Permit Index
Mr. Harley Joseph
Burger King Corporation