



COMMONWEALTH OF VIRGINIA  
COUNTY OF HENRICO

Virgil R. Hazelett, P.E.  
County Manager

May 21, 2002

Re: Provisional Use Permit P-5-02

Thers & Kornblau II, LLC  
4032-A Cox Road  
Glen Allen, VA 23060

Dear Sir:

The Board of Supervisors at its meeting on May 14, 2002, granted your request for a Provisional Use Permit in order to locate a stage and tent outside for a concert series in the courtyard/patio area of the Innsbrook Shoppes, on part of Parcel 747-760-9391 (48-5-B-1B), subject to the following conditions:

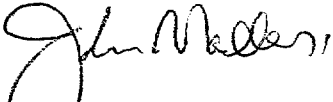

1. All music and/or festival events shall obtain a festival permit as required by Article IV, Chapter 4 of the Henrico County Code.
2. The courtyard/patio area shall be secured to prevent unauthorized access into the courtyard/patio area and to ensure pedestrians exiting from the courtyard/patio area are limited to areas designated for pedestrian access.
3. There shall be no live music played outside after 10:00 p.m.
4. The operation of the outdoor concerts shall not cause loitering, criminal assaults or public nuisance or unsafe conditions in the area surrounding the courtyard/patio.
5. Sound from the operation of the outdoor concerts shall not create a public nuisance for occupants of adjacent motels.
6. The band stage and tent should meet all required codes and specifications outlined in the Statewide Fire Prevention Code and have the approval of the Fire Code Official.

Thers & Kornblau II, LLC  
May 21, 2002

2

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 this notification in the Provisional Use Permit Index.

Sincerely,

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

pc: Director, Real Estate Assessment  
Provisional Use Permit Index  
Atack-Lakepointe, LC  
Michael P. Lafayette, Esquire



COMMONWEALTH OF VIRGINIA  
COUNTY OF HENRICO

John R. Marles, AICP  
Director of Planning  
(804) 501-4602

March 4, 2003

Mr. Michael P. Lafayette  
Lafayette & Ayers, PLC  
Courthouse Commons  
4124 E. Parham Road  
Richmond, VA 23228

Re: Transfer of Provisional Use Permit Approval  
P-5-02 Thers & Komblau II, LLC

Dear Mr. Lafayette:

Pursuant to your request and in accordance with the provisions set forth in Section 122.1 of the Zoning Ordinance, I am granting your request to transfer Provisional Use Permit P-5-02 from Thers & Komblau II, LLC to Sharky's Restaurant, LLC.

A Provisional Use Permit shall be subject to revocation at any time by the Board of Supervisors for failure of the permit holder to comply with the applicable stated conditions or if the use granted is found to have a deleterious effect on the surrounding area. The correspondence you submitted indicated the willingness of Sharky's Restaurant, LLC to accept assignment of the Provisional Use Permit (P-5-02) and acknowledge all of the terms and conditions therein.

Please do not hesitate to call me at (804) 501-4484 if you have any questions or wish to discuss this matter further. Good luck and thank you for your attention to this matter.

Sincerely,

  
John R. Marles, AICP  
Director of Planning

cc: Sharkey's Restaurant  
Provisional Use Permit Index (P-5-02)