

P-10-09

Zoning

Extend Hours of Operation

Varina District

400 Feet



PS June 2009

Ref 815-718-5710

SUBJECT PROPERTY

White Oak Village Shopping Center

Commonwealth Square

Laburnum Park Shopping Center

Raindale Park

Parcels or Portions thereof identified on this sheet are within the Airport Safety Overlay District and are subject to Special Regulation



COMMONWEALTH OF VIRGINIA
COUNTY OF HENRICO

Virgil R. Hazelett, P.E.
County Manager

September 15, 2009

United Restaurant Group, LP
C/O Mr. Anthony Grillo
2714 Enterprise Parkway
Richmond, VA 23294

Re: Provisional Use Permit P-10-09

Dear Mr. Grillo:

The Board of Supervisors at its meeting on September 8, 2009, granted your request for a Provisional Use Permit required under Proffer #28 accepted with C-29C-06 to extend hours of operation to 2:00 a.m. for an existing restaurant (T.G.I. Friday's) on part of Parcel 815-718-5710, an outparcel within the Shops at White Oak Village, located on the northeast line S. Laburnum Avenue at its intersection with Jan Road, subject to the following conditions:

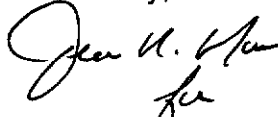
1. All proffered conditions accepted with case C-29C-06 shall be made a part of this Provisional Use Permit.
2. Hours of operation shall be between the hours of 6:00 am. and 2:00 a.m.
3. This Provisional Use Permit shall be applicable only to the T.G.I. Friday's restaurant on outparcel #7 and shall not apply to any other business. This Provisional Use Permit is nontransferable to subsequent owners or users of outparcel #7.
4. The installation of pay phones on site shall be prohibited.
5. Any outside speakers and/or sound system shall comply with the following standards:
 - a. Sound systems shall be equipped with controls that permit full and complete volume control; and
 - b. Sound(s) emitted from the system shall not be audible beyond a distance of one hundred (100) feet measured from the source.

6. Prior to operation, the applicant shall consult with the Special Services Unit within the Division of Police to discuss crime prevention recommendations and conduct a security survey of the property and restaurant operations. The applicant shall implement mutually agreed upon security recommendations. Any outstanding issues shall be addressed by the applicant prior to a Certificate of Occupancy being issued.
7. The owner or operator shall install a security camera and video system designed by a security specialist. This security system shall include the following items:
 - a. Exterior surveillance cameras monitoring the entrance(s), parking area(s), and any other areas deemed necessary by the Division of Police. Such security cameras shall provide clear imagery of the establishment's patrons and their vehicles.
 - b. Recordings of all activities under surveillance shall be preserved for a period of (4) months by the applicant. Authorized representatives of the Henrico County Division of Police shall have full and complete access to all recordings upon request.
8. The facility's windows shall not be tinted or obscured by posters, advertisements, or similar materials in order to permit surveillance opportunities both from within and from the outside of the building. This shall not prevent blinds from being used during daylight hours.
9. The owner or operator shall provide adequate lighting for the entrances, exits, and parking areas serving the use or location. "Adequate lighting" means lighting sufficient for clear visual and security camera surveillance.
10. The owner or operator shall require customers to leave the premises and parking areas immediately after the close of business and shall not permit loitering on the premises during hours of operation.
11. Should evidence (i.e. police calls to the premises or complaints from other businesses) indicate that the hours of operation are having an adverse effect (i.e. increased public nuisance, loitering, excessive noise outside the building, criminal assault, etc.) on the surrounding area, the Board of Supervisors may hold a public hearing to consider revoking the Provisional Use Permit.
12. At least one (1) uniformed security officer shall be on duty during the extended hours of operation, midnight to 2:00 a.m. The security officer shall periodically monitor the exterior of the premises as well as the interior for possible criminal activity. Any security officer shall be an off duty uniformed law enforcement officer.

United Restaurant Group, LP
September 15, 2009
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The Planning Department 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,

A handwritten signature in black ink, appearing to read "Virgil R. Hazelett". The signature is fluid and cursive, with a large initial "V" and "H".

Virgil R. Hazelett, P.E.
County Manager

pc: Laburnum Investment, L.L.C.
Director, Real Estate Assessment
Provisional Use Permit Index