

SUBJECT PROPERTY

PUP2013-0009

Zoning

Extend Hours of Operation
Tuckahoe District

400



PS March 2013

Ref: 754-743-5297



COMMONWEALTH OF VIRGINIA
COUNTY OF HENRICO

John A. Vithoukas
County Manager

June 18, 2013

Mr. Jeremy Reaves
108 Interstate Drive
Archdale, NC 27263

Re: Provisional Use Permit PUP2013-00009

Dear Mr. Reaves:

The Board of Supervisors at its meeting on June 11, 2013, granted your request for a Provisional Use Permit under Sections 24-58.2(a), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to allow extended hours of operation until 1:00 a.m. for an existing restaurant (Cook-Out) on Parcel 754-743-5297, subject to the following conditions:

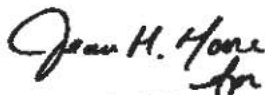
1. Hours of operation shall be between the hours of 6:00 a.m. and 1:00 a.m.
2. This Provisional Use Permit shall be applicable only to the Cook-Out restaurant and is nontransferable to subsequent owners or users.
3. Cook-Out shall not serve alcohol at this location.
4. The installation of pay phones 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;
 - 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), drive through windows 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.
11. The owner or operator shall not permit loitering, criminal assaults or public nuisances on the premises during hours of operation.
12. Cook-Out shall not install or provide a window dedicated to walk-up service. In addition, there shall be no walk-up service provided at the drive-thru windows after midnight.

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,



John A. Vithoukas
County Manager

pc: Mr. John Teague
Mr. Rob Heavner
Director, Real Estate Assessment
Provisional Use Permit Index
Police, Special Services