

PUP2014-00002

Zoning

Outside Dining
Brookland District





COMMONWEALTH OF VIRGINIA
COUNTY OF HENRICO

John A. Vithoulkas
County Manager

March 18, 2014

Mr. Robert L. Marchetti
1567 N. Parham Road
Henrico, VA 23229

Re: Provisional Use Permit PUP2014-00002

Dear Mr. Marchetti:

The Board of Supervisors at its meeting on March 11, 2014, granted your request for a Provisional Use Permit under Sections 24-58.2(d), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to allow outdoor dining for a proposed restaurant on part of Parcel 767-757-8360, subject to the following conditions:

1. The outdoor dining area shall not be in operation between 10:00 p.m. and 6:00 a.m.
2. There shall be no use of outdoor speakers.
3. The operator shall not permit food preparation outside the enclosed building.
4. The wall/fence enclosing the outdoor dining areas shall be limited in height to 36 inches.
5. Outdoor lighting fixtures shall complement the style of the building. Lighting fixtures shall not produce glare for motorists or pedestrians on the adjacent rights-of-way and parking areas and shall illuminate only the outdoor dining areas.
6. Access to the outdoor dining areas shall be available only through the interior of the restaurant, except during an emergency when patio fence exit gates may be utilized.
7. This permit shall apply only to Franco's and shall not apply to any other business in Staples Mill Market Place.
8. The outdoor dining area shall comply with proffered conditions of rezoning case C-3C-09.
9. Trash receptacles shall be provided and properly serviced to control litter generated by this use.
10. Outdoor dining furniture, fencing, and canopies shall be of durable material and complementary to exterior features of the building.

Mr. Robert L. Marchetti

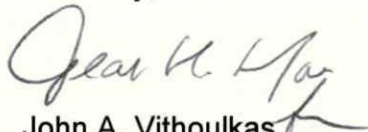
March 18, 2014

Page 2

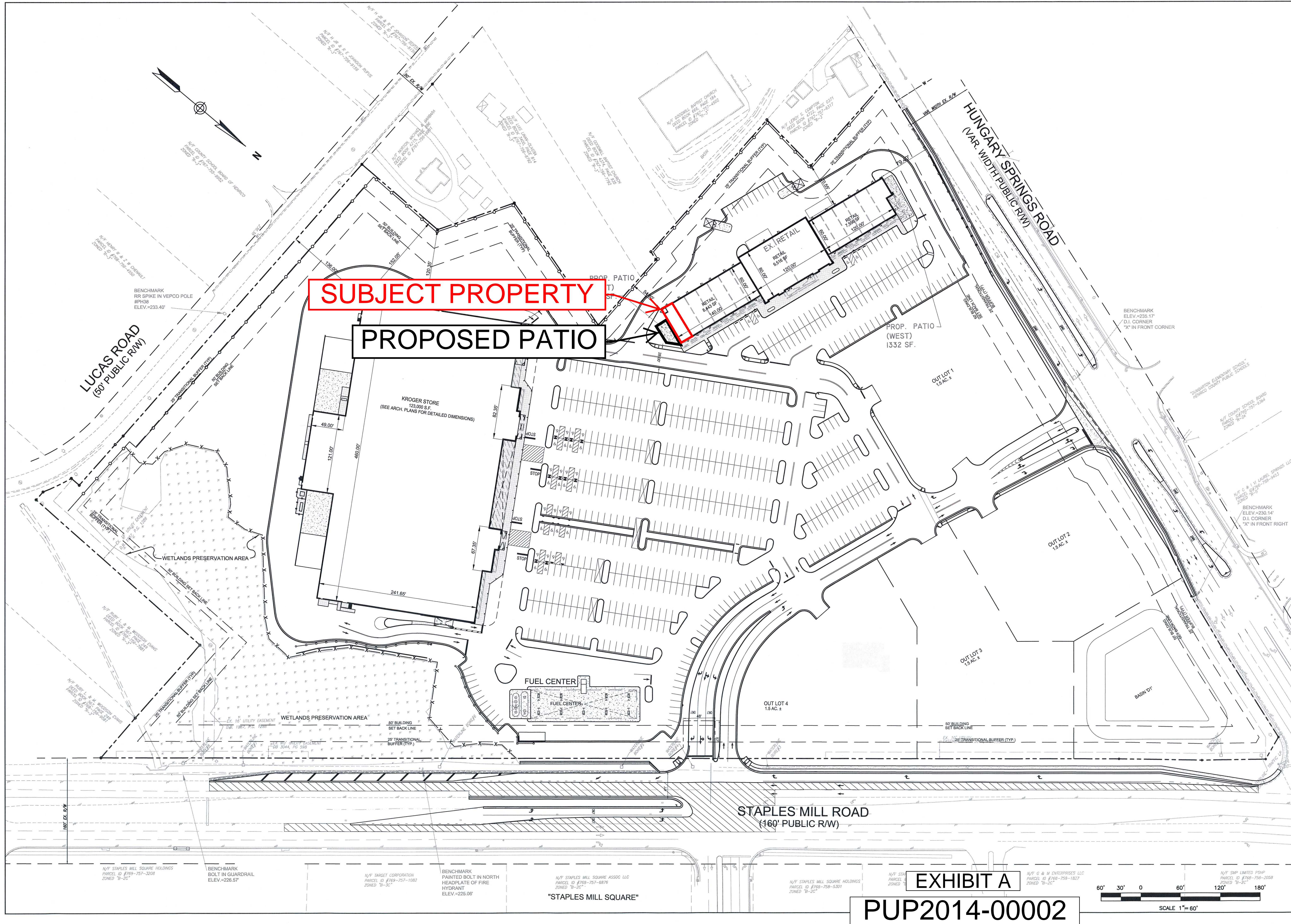
11. The outdoor dining areas shall be constructed in general conformance with Exhibits A and B (see case file).
12. Televisions and other video display devices shall not be allowed in the outdoor dining areas.
13. Prior to operation, the applicant shall consult with the Special Services Unit within the 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 resulting from this review.
14. If a fire pit or other outdoor heating element is installed at a future time, details of its design and use shall be submitted to the Director of Planning and approved by the Fire Marshal and Planning Director to ensure safety features are in place.

The Planning Department has been advised of the action of the Board of Supervisors and requested to revise its records.

Sincerely,

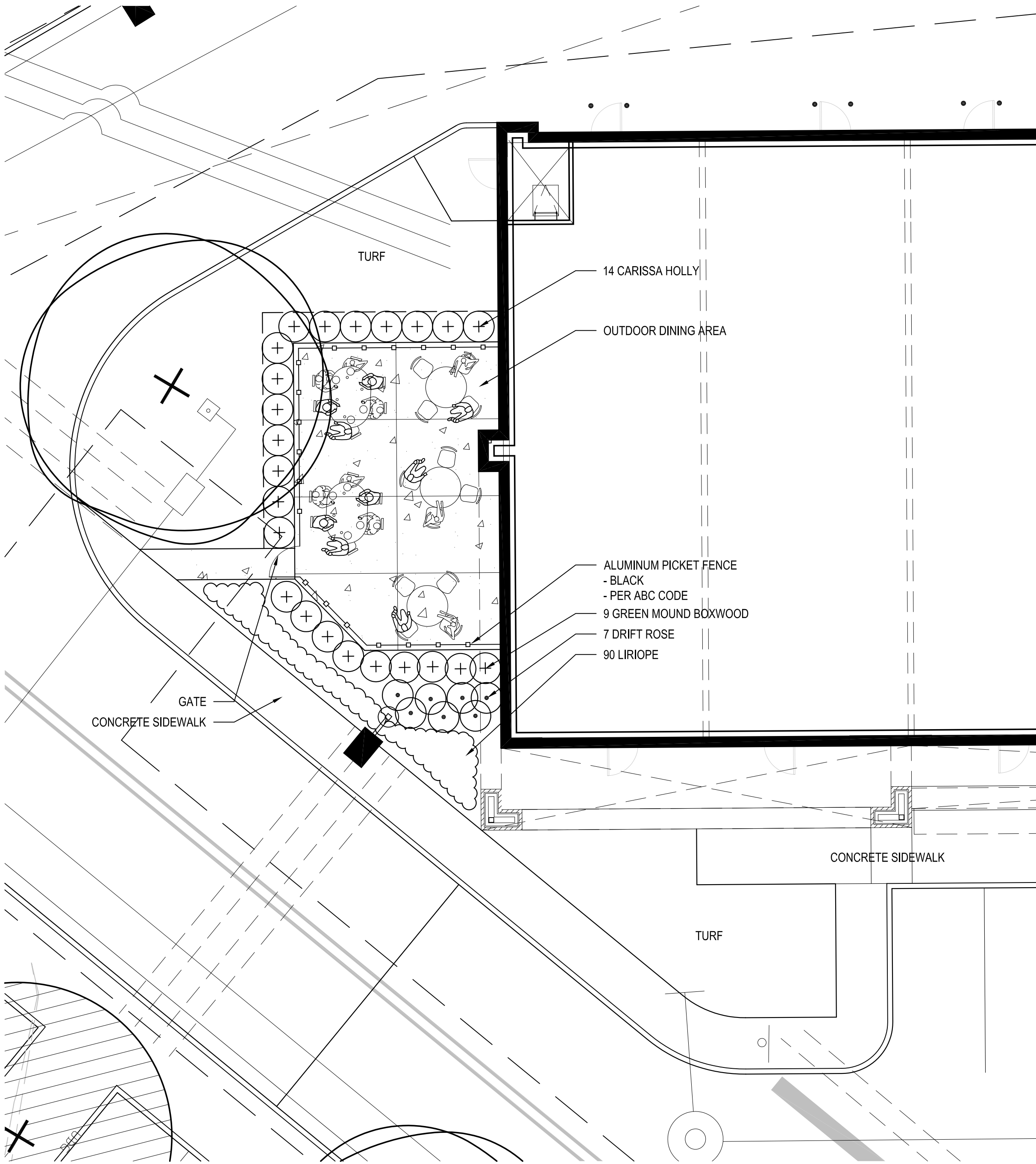

John A. Vithoulkas
County Manager

pc: Staples Mill Marketplace, LLC
Malachi M. Mills, P.E.
Director, Real Estate Assessment
Police, Special Services



PLAN REVISIONS -	
SHEET	1 OF 2
STAPLES MILL MARKETPLACE	
HENRICO COUNTY, VIRGINIA	
PROVISIONAL USE PERMIT OVERALL LAYOUT PLAN	
DATE: 12/16/13	ENGINEER: MMM
CHECKED: SSR	CAD: TJR
JOB#: 06-025-07	
2100 EAST CARY STREET, SUITE 309 RICHMOND, VIRGINIA 23223 (P) 804 782-1903 (F) 804 782-2142	
RUMMEL, KLEPPER & KAHL, LLP	

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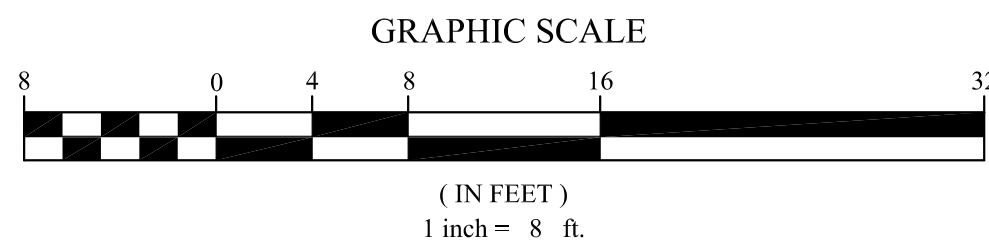


1 EAST SIDE OUTDOOR DINING PATIO

1"=8'

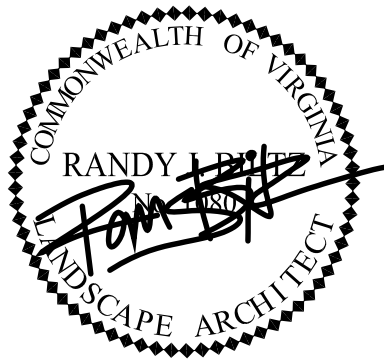
EXHIBIT B

PUP2014-00002



higgins & gerstenmaier
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Landscape Architects
a division of Gerstenmaier Design Studio, P.C.
8501 patterson avenue richmond va 23229
804.740.7500 www.ihg.net

landscape architecture
land planning
construction management



STAPLES MILL MARKETPLACE

Staple Mill Road
Brookland Magesterial Disrict
Henrico County, Virginia

REVISIONS:

No.	Description	Date
1	OUTDOOR DINING AREA	12/18/2013

OUTDOOR DINING AREA

COUNTY SUBMITTAL

Designed By: RJB
Drawn By: RJB
Checked By: RJB
Date: June 17, 2013
Project Number: 12023
Sheet Number

L-101