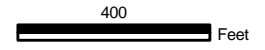


SUBJECT PROPERTY

P-11-06
Zoning

Extend Hours
 Brookland District





COMMONWEALTH OF VIRGINIA
COUNTY OF HENRICO

Virgil R. Hazelett, P.E.
County Manager

July 14, 2006

BRC Richmond, L.L.C.
5826 Samet Drive, Ste. 105
High Point, NC 27265

Re: Provisional Use Permit P-11-06

Dear Sir:

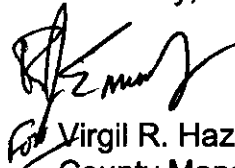
The Board of Supervisors at its meeting on July 11, 2006, granted your request for a Provisional Use Permit in order to extend hours of operation to 1:00 a.m. Monday through Sunday and to permit an outside dining area for Ham's Restaurant, on Parcel 755-758-7804, subject to the following conditions:

1. The outdoor dining area shall be closed after 12:00 midnight.
2. No outside live music shall be permitted on site.
3. Any sound system shall comply with the following standards:
 - a. Sound systems shall be equipped with controls permitting full volume adjustment.
 - b. Sound from the system shall not be audible beyond 100 feet from the source.
4. The operator shall not permit food preparation outside the enclosed building.
5. The outdoor dining area shall be limited to no more than 2,016 square feet.
6. The fence surrounding the patio enclosure shall be limited to 7 feet in height, with brick columns no higher than 7 ½ feet. The brick columns shall match the exterior brick of the restaurant.
7. The outdoor patio enclosure shall be constructed substantially in conformance with the site plan attached as Exhibit B (see case file).
8. Access to the outdoor dining area shall be available only through the restaurant, except during an emergency when the patio fence gate may be utilized.

9. Outdoor lighting fixtures shall compliment 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 area.
10. The applicant shall consult with the Special Services Unit within the Division of Police to discuss crime prevention recommendations.
11. This permit shall apply only to the tenant space to be occupied by Ham's Restaurant and shall not apply to any other business.
12. Due to the location of an existing water line and easement, the applicant and/or owner acknowledges their responsibility for any and all damages resulting from the County's need to access and repair the line.

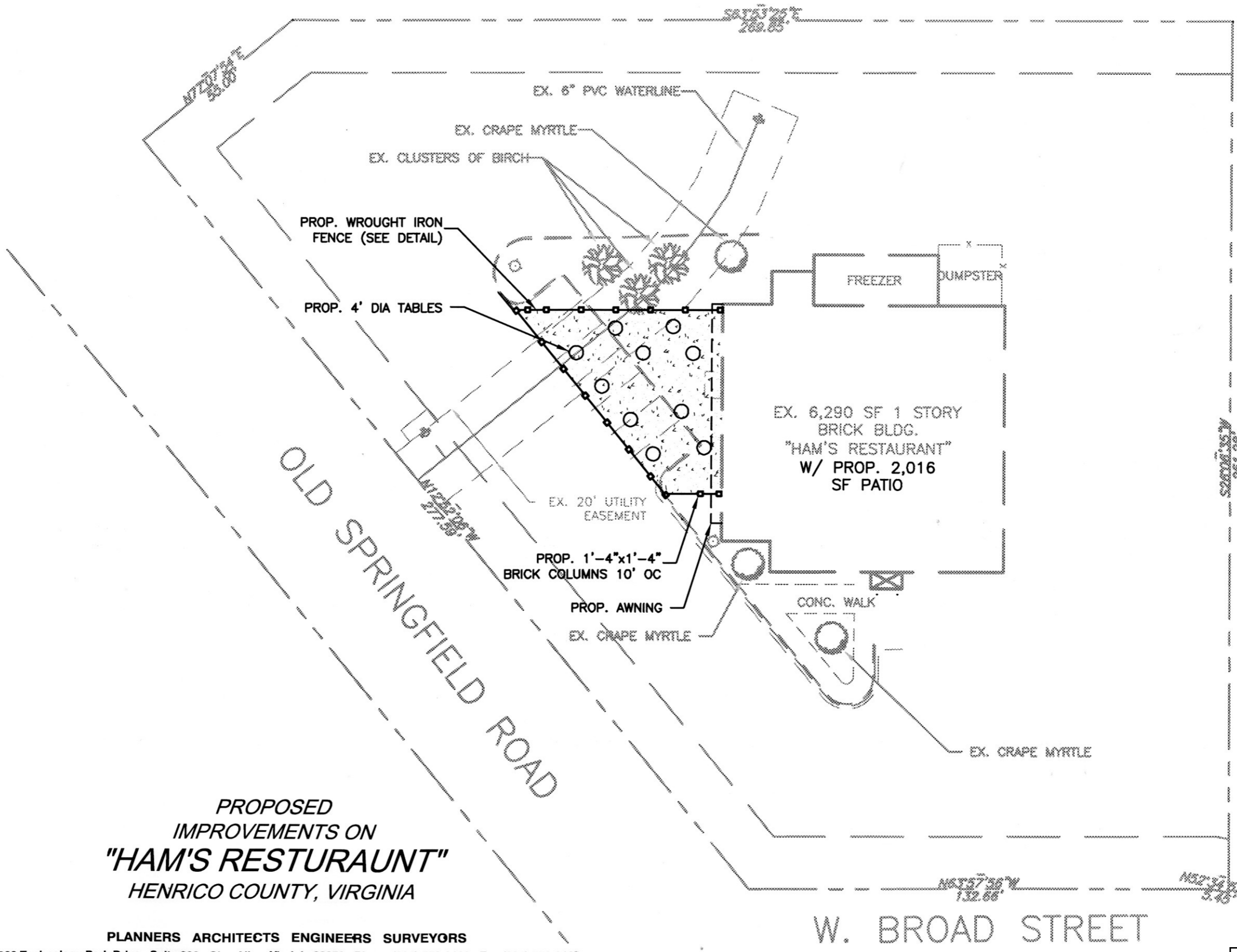
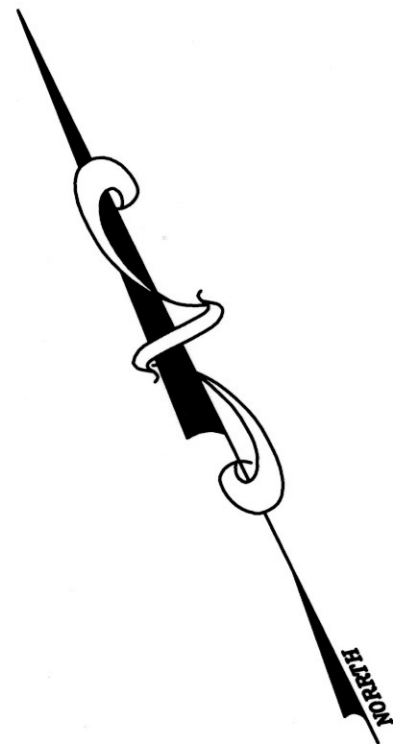
The Planning Department has been advised of the action of the Board of Supervisors and requested to revise its records and to place a copy of this notification in the Provisional Use Permit Index.

Sincerely,



Virgil R. Hazelett, P.E.
County Manager

pc: Caroline L. Nadal
Director, Real Estate Assessment
Provisional Use Permit Index



PROPOSED
IMPROVEMENTS ON
"HAM'S RESTAURANT"
HENRICO COUNTY, VIRGINIA

DRAWN BY: JRH
DESIGNED BY: SMM
CHECKED BY: JLS

DATE: 6-15-06
SCALE: 1"=30'
JOB NO.: H0600162.00

PLANNERS ARCHITECTS ENGINEERS SURVEYORS
880 Technology Park Drive Suite 200 Glen Allen, Virginia 23059 Phone (804) 553-0132 Fax (804) 553-0133



EXHIBIT B
P-11-06