

COMMONWEALTH OF VIRGINIA



Virgil R. Hazelett, P.E. County Manager

COUNTY OF HENRICO

October 17, 2006

Mr. David Du 650 Walsing Drive Richmond, VA 23229

Re: Provisional Use Permit P-18-06

Dear Mr. Du:

The Board of Supervisors at its meeting on October 10, 2006, granted your request for a Provisional Use Permit in order to permit an outside dining area for Dd 33 Asian Bistro in the Shoppes @ Twin Oaks, on part of Parcel 748-759-3503, subject to the following conditions:

- 1. No outside live music performances shall be permitted on site.
- 2. Any outside speakers or 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.
 - c. Sound systems shall be used only when outside dining is permitted.
- 3. No food preparation shall take place outside the enclosed building.
- 4. No outdoor dining shall be permitted between 10:00 p.m. and 7:00 a.m.
- 5. The outdoor dining area shall be limited to no more than 988 square feet.
- 6. Unless otherwise approved by the Planning Commission, the outdoor railing enclosure shall conform to the specifications and diagrams attached as Exhibits B, C, and D (see case file), and shall include one gate for emergency exit only.
- 7. Access to the outdoor dining area shall be available only through the restaurant, except during an emergency when the exit-only patio fence gate may be utilized.
- 8. 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.

pc:

- 9. Trash receptacles shall be provided and properly serviced to control litter generated by this use.
- 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 Dd 33 Asian Bistro and shall not apply to any other business in the shopping center.

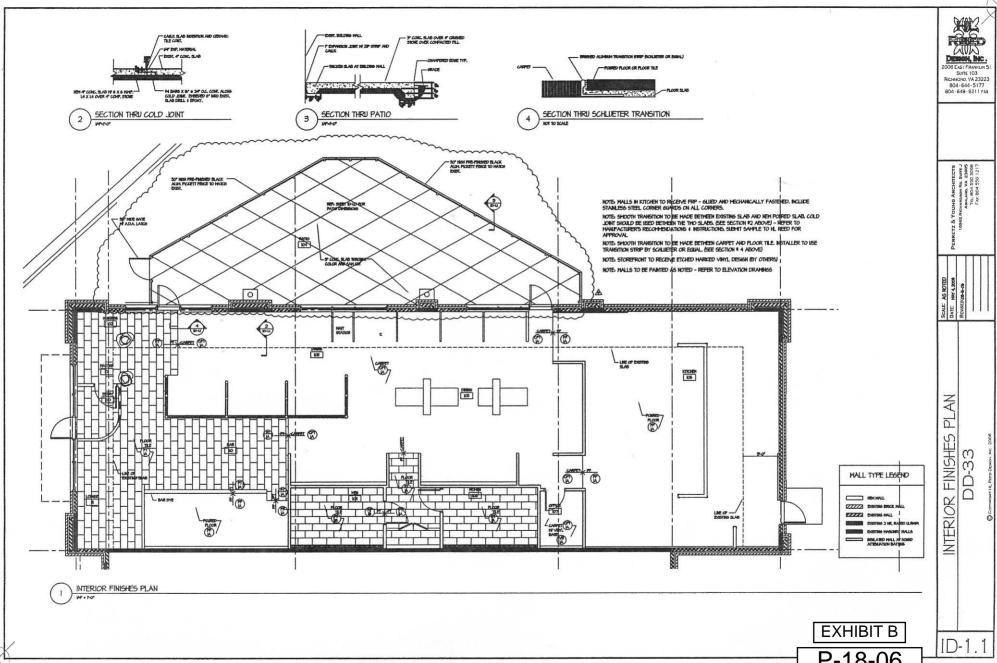
The Planning Department has been advised of the action of the Board of Supervisors and requested to revise its records and to place a copy of this notification in the Provisional Use Permit Index.

Sincerely,

Virgil R. Hazelett, P.E. County Manager

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Cox Road, LLC Mr. Bruce Perretz Director, Real Estate Assessment Provisional Use Permit Index



P-18-06



