

SUBJECT PROPERTY

P-5-06
Zoning
 Outside Dining
 Three Chopt District
 300 Feet
 PS March 2006 Ref. 748-759-3503



COMMONWEALTH OF VIRGINIA
COUNTY OF HENRICO

Virgil R. Hazelett, P.E.
County Manager

June 20, 2006

Ms. Lori C. Ropelewski
332 Rexmoor Terrace
Richmond, VA 23236

Re: Provisional Use Permit P-5-06

Dear Ms. Ropelewski:

The Board of Supervisors at its meeting on June 13, 2006, granted your request for a Provisional Use Permit in order to permit an outdoor dining area for Wild Noodles Restaurant in the Shoppes @ Twin Oaks Shopping Center, on part of Parcel 748-759-3503, subject to the following conditions:

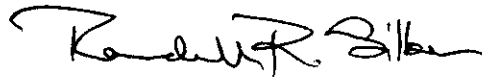
1. No outside live music performances shall be permitted on site.
2. Any outside speakers or sound system shall comply with the following standards:
 - a. Sound systems shall be equipped with controls permitting full volume adjustment.
 - b. Sound from the system shall not be audible beyond 100' from the source.
 - c. Sound systems shall be used only when outside dining is permitted.
3. The operator shall not permit food preparation outside the enclosed building.
4. The outdoor dining area shall not be in operation between 10:00 p.m. and 7:00 a.m.
5. The outdoor dining area shall be limited to no more than 530 square feet.
6. Unless otherwise approved by the Planning Commission, the outdoor railing enclosure shall conform to the specifications and diagrams attached as Exhibit E (see case file).
7. 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.
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.

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9. Trash receptacles shall be provided and properly serviced to control litter generated by this use.
10. A clear, continuous, and unobstructed pedestrian path not less than 5' in width shall be required for pedestrian circulation between the outdoor dining area and the sidewalk curb.
11. The applicant shall consult with the Special Services Unit within the Division of Police to discuss crime prevention recommendations.
12. This permit shall apply only to the tenant space to be occupied by Wild Noodles and shall not apply to any other business in the overall 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,



for Virgil R. Hazelett, P.E.
County Manager

pc: Cox Road, LLC
Director, Real Estate Assessment
Provisional Use Permit Index