



SUBJECT PROPERTY

P-3-09
Zoning
 Extend Hours of Operation
 Fairfield District
 400 Feet
 PS December 2008 Ref: 810-723-7460

Parcels or Portions thereof identified on this sheet are within the Airport Safety Overlay District and are subject to Special Regulation



COMMONWEALTH OF VIRGINIA
COUNTY OF HENRICO

Virgil R. Hazelett, P.E.
County Manager

March 17, 2009

Redco Properties, LLC
Attn: Brad Mercer
335 N. Queen Street
Kinston, NC 28501

Re: Provisional Use Permit P-3-09

Dear Mr. Mercer:

The Board of Supervisors at its meeting on March 10, 2009, 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 extend hours of operation for a quick service restaurant (Bojangles), on Parcel 810-723-7460, subject to the following conditions:

1. The daily hours of operation shall be limited to 5:30 a.m. - 12:00 midnight.
2. This permit shall apply only to Bojangles restaurant.
3. The owner and/or operator of the establishment shall allow the Crime Prevention Unit of the Division of Police to conduct a security survey of the location to identify potential security risks and to recommend additional prevention measures, if any, to be implemented by the business.
4. Extended hours of operation shall not result in loitering, criminal activity, traffic or public nuisance in the area surrounding the business. In the event that evidence (i.e. police calls to the premises or complaints) indicates the extended hours of operation are having an adverse effect (i.e. increased public nuisance, loitering, excessive noise outside the building, criminal assault, traffic, etc.) on the surrounding area, the Board of Supervisors may hold a public hearing to consider revoking the provisional use permit.
5. The owner and/or operator of the establishment shall install and maintain a security camera and video system designed by a security specialist. The security system shall include the following items:
 - a. Exterior surveillance cameras monitoring the entrance(s), parking area(s); 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. Tapes or digital files showing recorded activities in the areas under surveillance shall be preserved for a period of one (1) month. Authorized representatives of the Henrico County Police Department shall have access to such tapes upon request.
6. The owner and/or operator of the establishment shall provide adequate lighting for the entrances, exits, and parking areas serving the business. Adequate lighting shall be defined as lighting sufficient for clear visual and security camera surveillance.

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: Director, Real Estate Assessment
Provisional Use Permit Index