

Special Use Permit #2017-0083 10 East Glebe Road (parcel address: 2 East Glebe Road) Meridian Place Foods Group, LLC

Application	General Data	
Request:	<b>Planning Commission</b>	September 5, 2017
Public hearing and consideration of	Hearing:	
a request to add outdoor dining,	City Council	September 16, 2017
extend hours, and add off-premises	Hearing:	
alcohol sales to an existing		
restaurant.		
Address: 10 East Glebe Road	Zone:	CL / Commercial Low
Applicant: Meridian Place Foods	Small Area Plan:	Potomac West
Group, LLC		

**Staff Recommendation:** PARTIAL APPROVAL subject to compliance with all applicable codes and ordinances and the recommended permit conditions found in Section III of this report.

Staff Reviewer: Madeleine Sims, <u>madeleine.sims@alexandriava.gov</u>

**PLANNING COMMISSION ACTION, SEPTEMBER 5, 2017:** On a motion made by Commissioner Wasowski and seconded by Commissioner McMahon, the Planning Commission voted to recommend approval of Special Use Permit #2017-0083 with amendments to Conditions # 3 and #25, and subject to compliance with all applicable codes, ordinances, and staff recommendations. The motion carried on a vote of 6-0, with Commissioner Lyle absent.

<u>Reason:</u> The Planning Commission partially agreed with the staff analysis.

Chairwoman Lyman noted that the applicant has been subject to numerous violations of their SUP and inquired on whether the pattern of violations would continue if the request was approved. Land Use Division Chief Alex Dambach noted that additional tickets escalate and that violations have been corrected by the applicant.

Commissioner Brown commented on the applicant's decision to come in for added seats as a remedy for violations relating to excess outdoor dining seats. Commissioner Brown suggested a waiting period after a violation before requesting modifications.

Applicants Ben Benson and Greg Dushaw spoke in support of the request, noting that there was confusion between what was allowed after the second seating infraction was noted.

Commissioner Lyman requested that staff clarify procedures with inspections.

Ben Benson continued, mentioning that Southside 815, was permitted to have late hours and operated near residential areas. Mr. Benson then further explained that the restaurant and parking lot face Glebe Road, a busy road. The applicant noted that he was not aware of any complaints regarding late night use of the parking lot. The applicant also spoke that the parking lot is already used after 1 a.m., for customers and staff. The applicant then requested in lieu of a 1 a.m. closing hour that the Planning Commission consider at least a 1 a.m. weekend closing hour, and/or a late closing hour for holiday eves.

Commissioner McMahon asked the applicant if they have been in contact with their neighbors. Greg Dushaw, responded that he had hand delivered notices to surrounding homes, and reiterated supporting the 1 a.m. closing hour.

Edward Mills spoke in support of the request.

Vice Chairman Macek noted the history of violations was a concern, and noted that businesses should be monitored. He then noted that areas outside of the King Street Outdoor Dining Overlay must go through the Special Use Permit, and occasionally the encroachment process. He also noted that there were no violations of noise, and that there are few restaurants open past 1 a.m., noting three restaurants that were close to residential areas with late hours. Vice Chairman Macek opened discussion on expanding the operating hours until 2 a.m., though if no support was to be had amongst commissioners, that he would support a 1 a.m. closing hour.

Chairwoman Lyman asked staff what Chez Andree's operating hours were under grandfathered staff. Staff responded that the operating hours were 6 a.m. to 11 p.m. Sunday through Thursday, and 6 a.m. and 12 a.m. Friday and Saturday.

Commissioner Wasowski noted that the Majestic Lounge in Del Ray may not be the best example of comparison, noting that there have been complaints in the past regarding late night noise.

Commissioner Lyle, then noted that if hours were extended that the review period should be shortened to 6 months.

Commissioner Brown noted he was not persuaded that Southside 815 was not a comparable example to the situation at 10 East Glebe as the neighborhood is not arranged in the same way.

Commissioner Koenig expressed concerns, but supported Vice Chairman Macek's argument for added hours.

Chairwoman Lyman opened discussion on differentiating between weeknight and weekend hours. Commissioner Wasowski then noted that many holidays fall during the week, and proposed adding holiday hours until 2 a.m., to accommodate the applicants request.

Commissioner McMahon supported the request noting that there exists a process for members of the public to file complaints or request the Special Use Permit to be docketed if problems arise.

Commissioner Wasowski asked staff if the six-month review included checking with civic associations or notifying neighbors. The Director of Planning and Zoning, Karl Moritz, responded that he would not want the Planning Commission placing a condition on staff, however conditions can be added on the restaurant to contact Civic Associations. Commissioner Wasowski then expressed concerns over adding conditions, which Director Moritz then described the review process with periodic site inspections. Vice Chairman Macek then inquired if Inspectors would visit at late night hours. Director Moritz then responded that on the occasion Inspectors would go out though there is precedent for those visits, such as complaints.

Commissioner Wasowski made a motion to amend Condition #2 to expand the closing hour to 6 a.m. to 12 a.m. weeknights, and 6 a.m. to 2 a.m. Friday, Saturday, and holiday eves. Vice Chairman Macek proposed a substitute amendment to 6 a.m. to 1 a.m. weekdays, and 6 a.m. to 2 a.m. Friday, Saturday and state and federal holidays. Commissioner Brown noted that the applicant has a business incentive to be a peaceful neighbor. The alternative amendment was voted on.



# I. DISCUSSION

The applicant, Meridian Food Groups, LLC, requests Special Use Permit approval for extended hours, additional outdoor seating, and off-premises alcohol sales at an existing restaurant at 10 East Glebe Road.

# SITE DESCRIPTION

The subject site is two lots of record. The first contains a one-story commercial building, with three tenant spaces, including the subject restaurant; this lot has 121 feet of frontage on East Glebe Road, 100 feet of frontage on Commonwealth Avenue, and a total lot area of 12,500 square feet. The second lot, which contains the parking associated with the commercial building, has 129 feet of frontage along East Glebe Road, 100 feet of frontage along Wilson Avenue, and has a total lot area of 12,900 square feet.

The site is developed with a single story commercial building with approximately 9,600 square feet of floor area containing the subject restaurant, a dry-cleaning business, and a health clinic operating under the name Neighborhood Health.



Figure 1: Subject site in red, subject restaurant in blue.

The surrounding area is comprised primarily of residential homes (townhouses, apartments, and single family dwellings), however the site is near to other commercial and institutional uses. The subject site is bordered by residential townhomes and apartments to the north and south. A church is located across Commonwealth Avenue to the northwest, and the Del Ray Center is one block to the southwest.

Figure 2: Subject site and surrounding area.

# BACKGROUND

The subject site has hosted a restaurant since 1964. The restaurant, Chez Andree, operated under grandfathered status, until the approval of SUP #2009-0077 to make changes to its operation including the addition of outdoor seating. Chez Andree operated from the subject site from 1964 until 2016, when a change of ownership from Steven Lecureux to Meridian Place Food Group, LLC was approved under SUP #2016-0034.

The current restaurant, operating under the name Northside 10, has 100 indoor seats and 12 outdoor seats located at the front of the restaurant. The indoor portion of the restaurant operates between 6 a.m. and 12 a.m., daily, while the outdoor seating area is limited to between 6 a.m. and 11 p.m. Sunday through Thursday, and closes at 12 a.m., Friday and Saturday. The restaurant has been in violation of its SUP on multiple occasions. In February 2017, staff noted violations of Condition #14, which prohibits outdoor speakers. The applicant removed the speaker after the warning was issued. In April of 2017, staff issued a warning to the applicant for violations of Conditions #12 and #19, early deliveries and trash accumulation. In May 2017, the applicant was warned of a violation had been abated. In August of 2017, the applicant was issued a ticket for again violating Condition #3, for outdoor seating.

# **PROPOSAL**

The applicant proposes to expand the operating capacity of the existing restaurant by adding an additional 8 outdoor dining seats, extending the closing hour to 2 a.m. daily, and offering offpremises alcohol in the form of bottled wine and growlers for beer.

Hours of Operation:	<i>Existing</i> Indoor: Outdoor:	6 a.m. – 12 a.m., daily 6 a.m. – 11 p.m., Sunday – Thursday 6 a.m. – 12 a.m., Friday – Saturday
	<i>Proposed</i> <b>Indoor:</b> Outdoor:	<b>6 a.m. – 2 a.m., daily</b> 6 a.m. – 11 p.m., Sunday – Thursday 6 a.m. – 12 a.m., Friday - Saturday
Number of Seats:	<i>Existing</i> 100 indoor se <u>12 outdoor se</u> 60 total seats	
	Proposed 100 indoor se <u>20 outdoor se</u> 120 seats	

Alcohol Sales:

Existing: On-premises. Proposed: On-premises and off-premises.

# PARKING

A restaurant with 100 indoor seats and 20 outdoor seats is required to provide 25 parking spaces pursuant to Section 8-200 of the Zoning Ordinance. The applicant provides the required 25 parking spaces on the adjacent parking lot and thus meets the requirement.

# ZONING/MASTER PLAN DESIGNATION

The subject site is located within the CL / Commercial Low zone. Section 4-103 allows restaurants that exceed administrative standards by Special Use Permit approval. The Potomac West small area plan, proposes uses consistent with the CL zone and that serve local neighborhoods. The current operation aligns with the small area plan.

### II. STAFF ANALYSIS

Staff supports the applicants request for off-premises alcohol and added outdoor seats. An expanded outdoor seating area would provide an added service to patrons and encourage a more active pedestrian scene along this busy street. Staff does not anticipate that eight additional seats

would intensify already existing impacts created from an outdoor dining area, nevertheless staff has continued forward conditions limiting outdoor dining hours and requiring the area to be washed and maintained at the close of business each day.

Staff does not anticipate negative impacts from the request for off-premises alcohol sales. The sale of craft beer and fine wines is unlikely to generate negative impacts, and staff finds the request to be reasonable for some restaurants. In addition, the applicant has demonstrated that it is already licensed by the ABC to sell offpremises alcohol, and thus meets the requirements set forth by the ABC. Staff also



Figure 3: Outdoor dining area to include 8 additional seats.

continues forward Condition #10, requiring the applicant to educate staff not only on SUP provisions but also on preventing underage alcohol sales.

Staff does not support the applicant's request for a 2 a.m. closing hour due to the proximity of residences and potential for late night noise and nuisance impacts. The parking lot associated with the restaurant is directly adjacent to homes along Wilson Avenue, which could bear the brunt of increased late night noise and traffic in the parking lot.

Staff has carried over conditions from SUP #2016-0034 including standards on litter, trash, noise, and pollution. Staff has updated conditions relating to seating and alcohol sales as requested by the applicant.

# **III. RECOMMENDED CONDITIONS**

Staff recommends **partial approval** subject to compliance with all applicable codes and ordinances and the following conditions:

The owner is responsible for ensuring that the following conditions are adhered to at all times. Violation of any of the conditions may result in fines and/or referral by the Director to public hearing by the Planning Commission and City Council.

- 1. The Special Use Permit shall be granted to the applicant only or to any corporation in which the applicant has a controlling interest. (P&Z) (SUP #2009-0077)
- 2. <u>CONDITION AMENDED BY PLANNING COMMISSION:</u> The indoor hours of operation of the restaurant shall be limited to between 6:00 a.m. and 12 1 a.m., Sunday through Thursday, and 6 a.m. 2 a.m. Friday, Saturday and all state and federal holiday eves daily. The outdoor hours of operation shall be limited to between 6 a.m. and 11 p.m., Sunday through Thursday and between 6 a.m. and 12 a.m., Friday and Saturday. (P&Z) (SUP #2016-0034) (PC)
- 3. <u>CONDITION AMENDED BY STAFF</u>: The maximum number of indoor seats at the restaurant shall be 100. The maximum number of outdoor seats shall be <u>20</u><u>12</u>. (P&Z) (SUP #2016-0034)
- 4. The location and design of the outdoor seating area shall be substantially consistent with the plans submitted with the application for the SUP #2009-0077 approval. (P&Z) (SUP #2016-0034)
- 5. The applicant shall post the hours of operation at the entrance of the business. (P&Z) (SUP #2009-0077)
- 6. Limited, live entertainment may be offered indoors at the restaurant. No admission or cover fee shall be charged. All entertainment shall be subordinate to the principal function of the restaurant as an eating establishment. Any advertising of the entertainment shall reflect the subordinate nature of the entertainment by featuring food service as well as the entertainment. (P&Z) (SUP #2016-0034)
- 7. No delivery service shall be available from the restaurant. (P&Z) (SUP #2009-0077)
- 8. <u>CONDITION AMENDED BY STAFF</u>: On-premises alcohol service is permitted. <u>Off-premises sales of beer, cider, or wine products may be sold.</u> <u>but no off premises sales are allowed.</u> (P&Z) (SUP #2009-0077)

- 9. Meals ordered before the closing hour may be sold, but no new patrons may be admitted and no alcoholic beverages may be served after the closing hour and all patrons must leave by one hour after the closing hour. (P&Z) (SUP #2009-0077)
- 10. The applicant shall conduct employee training sessions on an ongoing basis, including as part of any employee orientation, to discuss all SUP provisions and requirements, and on how to prevent underage sales of alcohol. (P&Z) (SUP #2009-0077)
- 11. No food, beverages, or other material shall be stored outside. (P&Z) (SUP #2009-0077)
- 12. <u>CONDITION AMENDED BY STAFF</u>: Trash and garbage shall be <u>stored inside or</u> placed in sealed containers that which do not allow odors to escape, invasion by animals <u>or leaking</u>, and shall be stored inside or in closed containers which do not allow invasion by animals. No trash or debris shall be allowed to accumulate on site outside of those containers. Outdoor containers shall be maintained to the satisfaction of the Directors of P&Z and T&ES, including replacing damaged lids and repairing/replacing damaged dumpsters. (P&Z) (T&ES) (SUP #2009-0077)
- 13. The applicant shall require its employees who drive to use off-street parking. (P&Z)(T&ES) (SUP #2016-0034)
- 14. <u>**CONDITION AMENDED BY STAFF:**</u> The use must comply with the city's noise <u>ordinance</u>. Loudspeakers shall be prohibited from the exterior of the building, and no amplified sounds shall be audible at the property line. (P&Z)(T&ES) (SUP #2009-0077)
- 15. Outdoor seating areas shall not include advertising signage, including on umbrellas or awnings. (P&Z) (SUP #2009-0077)
- 16. The outdoor dining area shall be cleared and washed at the close of each business day that it is in use. (P&Z) (SUP #2009-0077)
- 17. <u>CONDITION AMENDED BY STAFF:</u> Kitchen equipment, including floor mats, shall not be cleaned outside, nor shall any cooking residue <u>or wash water be washed into the streets, alleys or storm sewers.</u> (T&ES) (SUP2016-00034)
- 18. <u>CONDITION AMENDED BY STAFF</u>: The applicant shall control cooking odors, smoke and any other air pollution from operations at the site and prevent them from <u>leaving the property or becoming a nuisance to neighboring properties</u>, as determined by the Department of Transportation & Environmental Services. (T&ES) (SUP #2009-0077)
- 19. Supply deliveries, loading, and unloading activities shall not occur between the hours of 11:00pm and 7:00am. (T&ES) (SUP #2009-0077)
- 20. Litter on the site and on public rights-of-way and spaces adjacent to or within 75 feet of the premises shall be picked up at least twice a day and at the close of business, and more often if necessary, to prevent an unsightly or unsanitary accumulation, on each day that

the business is open to the public. (T&ES) (SUP #2009-0077) Condition deleted by staff. (P&Z) (SUP #2016-0034)

- 22. The applicant is to contact the Community Relations Unit of the Alexandria Police Department at 703-838-4520 regarding a security survey for the business and robbery readiness training for all employees. (Police) (SUP #2009-0077)
- 23. Condition deleted by staff. (P&Z) (SUP #2016-0034)

21.

- 24. The existing vegetative screening along Wilson Avenue and the north property line shall be maintained to the satisfaction of P&Z and RPCA. (RP&CA) (SUP #2009-0077)
- 25. <u>CONDITION AMENDED BY PLANNING COMISSION:</u> The Director of Planning and Zoning shall review the special use permit <u>six months and</u> one year after approval and shall docket the matter for consideration by the Planning Commission and City Council if (a) there have been documented violations of the permit conditions which were not corrected immediately, constitute repeat violations or which create a direct and immediate adverse zoning impact on the surrounding community, (b) the Director has received a request from any person to docket the permit for review as a result of a complaint that rises to the level of a violation of the permit conditions, or (c) the Director has determined that there are problems with the operation of the use and that new or revised conditions are needed. (P&Z)(SUP #2016-0034) (PC)
- 26. <u>CONDITION AMENDED BY STAFF</u>: The applicant shall encourage its employees to use public transportation to travel to and from work. Within 60 days of approval, the <u>The</u> business shall contact <u>Go Alex at goalex@aleandriava.gov</u> the Local Motion at 703-746-4686 for information on establishing an employee transportation benefits program. (T&ES) (SUP2016-00034)
- 27. <u>CONDITION AMENDED BY STAFF:</u> The applicant shall provide information about alternative forms of transportation to access the site, including but not limited to printed and electronic business promotional material, posting on the business website, and other similar methods. Contact <u>Go Alex Local Motion</u> at <u>703-746-4686 or www.alexandriava.gov/LocalMotion</u> goalex@alexandriava.gov\_for more information about available resources. (T&ES) (SUP2016 00034)
- 28. <u>CONDITION AMENDED BY STAFF:</u> All waste products including but not limited to organic compounds (solvents and cleaners), shall be disposed of in accordance with all local, state and federal ordinances or regulations. (T&ES) (SUP2016-00034)
- STAFF: Alex Dambach, Division Chief, Land Use Regulatory Services Madeleine Sims, Urban Planner

<u>Staff Note:</u> In accordance with section 11-506(c) of the zoning ordinance, construction or operation shall be commenced and diligently and substantially pursued within 18 months of date of granting of a special use permit by City Council or the special use permit shall become void.

# IV. CITY DEPARTMENT COMMENTS

Legend: C - code requirement R - recommendation S - suggestion F - finding

# Transportation & Environmental Services:

- F-1 Per the zoning ordinance, the applicant is required to provide 1 parking space for every four seats. The first 20 outdoor seats are exempt. The applicant is proposing 100 indoor seats and 20 outdoor seats, requiring 25 spaces. The applicant has a 47 space lot; therefore, the parking is adequate per the City's zoning ordinance. (T&ES)
- R-1 Condition 5. <u>AMENDED BY STAFF</u>: The applicant shall post the hours of operation at the entrance of the business. (P&Z) (T&ES) (SUP #2009-0077)
- R-2 Condition 7. <u>AMENDED BY STAFF</u>: No delivery service shall be available from the restaurant. (P&Z) (T&ES) (SUP #2009-0077)
- R-3 Condition 11. <u>AMENDED BY STAFF:</u> No food, beverages, or other material shall be stored outside. (P&Z) (T&ES) (SUP #2009-0077)
- R-4 Condition <u>AMENDED BY STAFF</u>: Trash and garbage shall be <u>stored inside or placed</u> in sealed containers <u>that</u> which do not allow odors to escape, <u>invasion by animals or</u> <u>leaking</u>. and shall be stored inside or in closed containers which do not allow invasion by animals</u>. No trash or debris shall be allowed to accumulate on site outside of those containers. <u>Outdoor containers shall be maintained to the satisfaction of the Directors of</u> <u>P&Z and T&ES</u>, including replacing damaged lids and repairing/replacing damaged <u>dumpsters</u>. (P&Z) (SUP #2009-0077)
- R-5 Condition The applicant shall require its employees who drive to use off-street parking. (P&Z) (T&ES) (SUP2016-00034)
- R-6 Condition <u>AMENDED BY STAFF:</u> The use must comply with the city's noise <u>ordinance</u>. Loudspeakers shall be prohibited from the exterior of the building, and no amplified sounds shall be audible at the property line. (P&Z)(T&ES) (SUP #2009-0077)
- R-7 Condition <u>AMENDED BY STAFF</u>: Kitchen equipment, including floor mats, shall not be cleaned outside, nor shall any cooking residue <u>or wash water</u> be washed into the streets, alleys or storm sewers. (T&ES) (SUP2016-00034)
- R-8 Condition <u>AMENDED BY STAFF</u>: The applicant shall control cooking odors, smoke and any other air pollution from operations at the site and prevent them from <u>leaving the</u> <u>property or</u> becoming a nuisance to neighboring properties, as determined by the Department of Transportation & Environmental Services. (T&ES) (SUP #2009-0077)
- R-9 Supply deliveries, loading, and unloading activities shall not occur between the hours of 11:00pm and 7:00am. (T&ES) (SUP #2009-0077)

- R-10 Litter on the site and on public rights-of-way and spaces adjacent to or within 75 feet of the premises shall be picked up at least twice a day and at the close of business, and more often if necessary, to prevent an unsightly or unsanitary accumulation, on each day that the business is open to the public. (T&ES) (SUP #2009-0077)
- R-11 Condition 26. <u>AMENDED BY STAFF:</u> The applicant shall encourage its employees to use public transportation to travel to and from work. Within 60 days of approval, the <u>The</u> business shall contact <u>Go Alex at goalex@aleandriava.gov</u> the Local Motion at 703-746-4686 for information on establishing an employee transportation benefits program. (T&ES) (SUP2016 00034)
- R-12 Condition 27. <u>AMENDED BY STAFF:</u> The applicant shall provide information about alternative forms of transportation to access the site, including but not limited to printed and electronic business promotional material, posting on the business website, and other similar methods. Contact <u>Go Alex Local Motion</u> at 703-746-4686 or <u>www.alexandriava.gov/LocalMotion</u> goalex@alexandriava.gov for more information about available resources. (T&ES) (SUP2016-00034)
- R-13 Condition 28. <u>AMENDED BY STAFF:</u> All waste products including but not limited to organic compounds (solvents and cleaners), shall be disposed of in accordance with all local, state and federal ordinances or regulations. (T&ES) (SUP2016 00034)
- C-1 The applicant shall comply with the City of Alexandria's Solid Waste Control, Title 5, Chapter 1, which sets forth the requirements for the recycling of materials (Sec. 5-1-99). (SUP2016-00034)
- C-2 <u>AMENDED BY STAFF:</u> In order to comply with this code requirement, the applicant shall provide a completed Recycling Implementation Plan (RIP) Form within 60 days of <u>City Council SUP</u> approval. Contact the City's Recycling Program Coordinator at (703) 519-3486, or via e-mail at <u>commercialrecycling@alexandriava.gov</u>, for information about completing this form. (T&ES) (SUP2009-00077)
- C-3 The applicant shall comply with the City of Alexandria's Noise Control Code, Title 11, Chapter 5, which sets the maximum permissible noise level as measured at the property line. (T&ES) (SUP2009-00077)

Code Enforcement:

No additional code comment for this application.

Fire:

No comments or concerns.

Health:

No comments received.

Parks and Recreation:

No comments received.

Police Department:

No comments received.



# SPECIAL USE PERMIT

**APPLICATION** 

CD14
SPECIAL USE PERMIT # 2016-0034
PROPERTY LOCATION: 10 Eggt Glebe R. 22305
TAX MAP REFERENCE: . 015,0408 ZONE: <u>CL</u> APPLICANT: Name: <u>Meridian</u> Place Foods Group LLC
Address: 10 East Glebe RD Alexandria JA 22305
PROPOSED USE: Full Scruice Restaurant - ADD Bpatio Scats
EXTEND HOURS, OFF PREMISE REER AND WINE SALKS

EXTHE UNDERSIGNED, hereby applies for a Special Use Permit in accordance with the provisions of Article XI, Section 4-11-500 of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

**City of Alexandria staff and Commission Members to visit, inspect, and photograph the building premises, land etc.,** connected with the application.

**EXITHE UNDERSIGNED**, having obtained permission from the property owner, hereby grants permission to the City of Alexandria to post placard notice on the property for which this application is requested, pursuant to Article IV, Section 4-1404(D)(7) of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

**EXITHE UNDERSIGNED**, hereby attests that all of the information herein provided and specifically including all surveys, drawings, etc., required to be furnished by the applicant are true, correct and accurate to the best of their knowledge and belief. The applicant is hereby notified that any written materials, drawings or illustrations submitted in support of this application and any specific oral representations made to the Director of Planning and Zoning on this application will be binding on the applicant unless those materials or representations are clearly stated to be non-binding or illustrative of general plans and intentions, subject to substantial revision, pursuant to Article XI, Section 11-207(A)(10), of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

Print Name of Applicant	F Dyster		6/17/17 Date
$\frac{ 0 \ E \ G e \ k \ R}{\text{Mailing/Street Address}}$ $\frac{ 0 \ E \ G e \ k \ R}{\text{Mailing/Street Address}}$			Fax# CGMALCOM
City and State	Zip Code	Email add	ress
ACTION-PL'ANNIN ACTION-CIEY COL		DATE:	
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SUP #
PROPERTY OWNER'S AUTHORIZATION
As the property owner of <u>10 East 6-leho</u> <u>Rd</u> , <u>Alex</u> , <u>VA 2395</u> , 1 hereby (Property Address) grant the applicant authorization to apply for the <u>Restaurant use</u> use as (use)
Name: Elaheh Taban Phone 202-439-2777
Please Print Address: P.O. BOX/1/2 Mclean VA Email: <u>lliejta@gm</u> ail.(~m Signature: <u>blakek Jaban</u> Date: <u>6/5/17</u>

1. Floor Plan and Plot Plan. As a part of this application, the applicant is required to submit a floor plan and plot or site plan with the parking layout of the proposed use. The SUP application checklist lists the requirements of the floor and site plans. The Planning Director may waive requirements for plan submission upon receipt of a written request which adequately justifies a waiver.

- Required floor plan and plot/site plan attached.

[] Requesting a waiver. See attached written request.

- 2. The applicant is the (check one):
  - [] Owner
  - [] Contract Purchaser
  - Lessee or
  - [ ] Other: \_\_\_\_\_\_ of the subject property.

State the name, address and percent of ownership of any person or entity owning an interest in the applicant or owner, unless the entity is a corporation or partnership, in which case identify each owner of more than three percent.

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# OWNERSHIP AND DISCLOSURE STATEMENT

Use additional sheets if necessary

1. Applicant. State the name, address and percent of ownership of any person or entity owning an interest in the applicant, unless the entity is a corporation or partnership, in which case identify each owner of more than three percent. The term ownership interest shall include any legal or equitable interest held at the time of the application in the real property which is the subject of the application.

Name		Address	Percent of Ownership	
1.	- GREG DUS WIN	8602 CO20122 FLACE	19%	
	de pare 1			
2.	BEN BENSON	2364 NGLEBERD	1940	
	TERESA KLEFER	3536 HUNTLEY MANOR LANE	F1%	
З.		HAIH ELAND CT	174	
	MARK CARIHART	TIZZ MAZINE DRIVE	10 40	
	LEE GRIMALE/	8744 TA BOT FARM DR	14%	

2. Property. State the name, address and percent of ownership of any person or entity owning an interest in the property located at (address). unless the entity is a corporation or partnership, in which case identify each owner of more than three percent. The term ownership interest shall include any legal or equitable interest held at the time of the

application in the real property which is the subject of the application.

Name	Address	Percent of Ownership	
1. ELAHEH TABIN	P.O. BOXIIIZ Mclen VA	70100	
2.			
3.			

3. Business or Financial Relationships. Each person or entity indicated above in sections 1 and 2, with an ownership interest in the applicant or in the subject property are require to disclose any business or financial relationship, as defined by Section 11-350 of the Zoning Ordinance, existing at the time of this application, or within the 12-month period prior to the submission of this application with any member of the Alexandria City Council, Planning Commission, Board of Zoning Appeals or either Boards of Architectural Review. All fields must be filled out completely. Do not leave blank, (if there are no relationships please indicated each person or entity and "None" in the corresponding fields).

For a list of current council, commission and board members, as well as the definition of business and financial relationship, click here.

Name of person or entity ELAHEA JABAR	Relationship as defined by Section 11-350 of the Zoning Ordinance	Member of the Approving Body (i.e. City Council, Planning Commission, etc.)
1. GREGE Dischand Des Bensons		こうか
2. TERESA KEEFER LEEGEMISLEY		Nonie Nonie
3. JOHN KUETZ MARK CARHART		10119 10119 10119

NOTE: Business or financial relationships of the type described in Sec. 11-350 that arise after the filing of this application and before each public hearing must be disclosed prior to the public hearings.

As the applicant or the applicant's authorized agent, I hereby attest to the best of my ability that the information provided above is true and correct.

Gregory FDUSTAW

SUP #			
	_		

If property owner or applicant is being represented by an authorized agent such as an attorney, realtor, or other person for which there is some form of compensation, does this agent or the business in which the agent is employed have a business license to operate in the City of Alexandria, Virginia?

[] Yes. Provide proof of current City business license

[] No. The agent shall obtain a business license prior to filing application, if required by the City Code.

# NARRATIVE DESCRIPTION

3. The applicant shall describe below the nature of the request **in detail** so that the Planning Commission and City Council can understand the nature of the operation and the use. The description should fully discuss the nature of the activity. (Attach additional sheets if necessary.)

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# **USE CHARACTERISTICS**

- 4. The proposed special use permit request is for (check one):
  - [] a new use requiring a special use permit,
  - [] an expansion or change to an existing use without a special use permit,
  - 🕅 an expansion or change to an existing use with a special use permit.
  - [] other. Please describe:
- Please describe the capacity of the proposed use: 5.
  - Α. How many patrons, clients, pupils and other such users do you expect?

Specify time period (i.e., day, hour, or shift). 132 includion all MAXIMUM of Sects 44 Standing 1001-1 120

- How many employees, staff and other personnel do you expect? Β. Specify time period (i.e., day, hour, or shift). Maximum of I ct n:mimum 0/2 cd
- Please describe the proposed hours and days of operation of the proposed use: 6.

Day: Sunday - Saturday	Hours: 6AM to ZAM
/	
·······	

7. Please describe any potential noise emanating from the proposed use.

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Β.

Α. Describe the noise levels anticipated from all mechanical equipment and patrons.

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8. Describe any potential odors emanating from the proposed use and plans to control them: Attendent the correctly have two trash bins. One terrection the for pershables that is emoties & times a neek and one for nonperstables emoties once a neek. And one for nonperstables emoties once a neek. Arr hord system is in within 100 Fest of another building

- 9. Please provide information regarding trash and litter generated by the use.
  - A. What type of trash and garbage will be generated by the use? (i.e. office paper, food wrappers)
  - B. How much trash and garbage will be generated by the use? (i.e. # of bags or pounds per day or per week)  $\frac{4}{3}$  XCTOS DCT  $\frac{3}{3}$ CCT
  - C. How often will trash be collected?

dimey NOC.

D. How will you prevent littering on the property, streets and nearby properties?

Although we cannot present it, we chan our arc-

**10.** Will any hazardous materials, as defined by the state or federal government, be handled, stored, or generated on the property?

[] Yes. [ʎ] No.

If yes, provide the name, monthly quantity, and specific disposal method below:

		-
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- **11.** Will any organic compounds, for example paint, ink, lacquer thinner, or cleaning or degreasing solvent, be handled, stored, or generated on the property?
  - [] Yes. [] No.

if yes, provide the name, monthly quantity, and specific disposal method below:

CULLING SUF З tom 5 products in luding but not waste I.Mites organic in accordance with all ervientz. to disorie ordinances and regu 666 2 Strc state C-1 LALONS What methods are proposed to ensure the safety of nearby residents, employees and patrons? areas around restaurant an NICI 17 Dar CAMERLS ATC CUTTERA DA GA

# **ALCOHOL SALES**

## 13.

12.

A. Will the proposed use include the sale of beer, wine, or mixed drinks?

[V] Yes [] No

If yes, describe existing (if applicable) and proposed alcohol sales below, including if the ABC license will include on-premises and/or off-premises sales.

license formits premiso Do not currently Ne does not. , OVT cm)

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# **PARKING AND ACCESS REQUIREMENTS**

**14.** A.

How many parking spaces of each type are provided for the proposed use:

Handicapped accessible spaces.

	a se	
	5 AL	
	Carlos	
-	-	•

Standard spaces

\_ Compact spaces



Other.

Pla	unning and Zo	oning Staff	Dnly	
Required number of spaces for u	ise per Zonin	g Ordinanc	Section 8-200A	
Does the application meet the re	quirement?			
	[]Yes	[]No		

B. Where is required parking located? (check one)
 ix) on-site
 off-site

If the required parking will be located off-site, where will it be located?

**PLEASE NOTE:** Pursuant to Section 8-200 (C) of the Zoning Ordinance, commercial and industrial uses may provide offsite parking within 500 feet of the proposed use, provided that the off-site parking is located on land zoned for commercial or industrial uses. All other uses must provide parking on-site, except that off-street parking may be provided within 300 feet of the use with a special use permit.

C. If a reduction in the required parking is requested, pursuant to Section 8-100 (A) (4) or (5) of the Zoning Ordinance, complete the PARKING REDUCTION SUPPLEMENTAL APPLICATION.

# [ ] Parking reduction requested; see attached supplemental form

- 15. Please provide information regarding loading and unloading facilities for the use:
  - A. How many loading spaces are available for the use?



SUF	24

	В.	Where are off-street loading facilities located?			
	C.	During what hours of the day do you expect loading/u			8
	D.	How frequently are loading/unloading operations expenses on any			/eek, as appropriate?
16.		et access to the subject property adequate or are any st sary to minimize impacts on traffic flow? ACCESS is ADEQUATE	treet improven	nents, such as a	new turning lane,
SIT	E CHA	RACTERISTICS			_
17.	Will the	e proposed uses be located in an existing building?	M. Yes	[] No	
	<b>Do yo</b> ι	propose to construct an addition to the building?	[] Yes	No No	
	How la	arge will the addition be? square feet.			
18.	What v	vill the total area occupied by the proposed use be?			
		sq. ft. (existing) + sq. ft. (addition if any)	<u>ع</u> ۶	q. ft. (total)	
19.	a st a ho ] a wa [] a wa [] a st [] an c	oposed use is located in: <i>(check one)</i> and alone building buse located in a residential zone arehouse hopping center. Please provide name of the center: office building. Please provide name of the building: er. Please describe:			

**End of Application** 

Parking impacts. Please answer the following:

- 1. What percent of patron parking can be accommodated off-street? (check one)
  - \_\_\_\_\_ 100%
  - \_\_\_\_\_75-99%
  - \_\_\_\_\_ 50-74%
  - \_\_\_\_\_ 1-49%
  - \_\_\_\_\_ No parking can be accommodated off-street
- 2. What percentage of employees who drive can be accommodated off the street at least in the evenings and on weekends? (check one)

\_\_\_\_\_AII

- \_\_\_\_\_75-99%
- \_\_\_\_\_50-74%
- \_\_\_\_\_ 1-49%
- \_\_\_\_ None

1.

- 3. What is the estimated peak evening impact upon neighborhoods? (check one)
  - \_\_\_\_\_No parking impact predicted
  - \_\_\_\_\_ Less than 20 additional cars in neighborhood
  - \_\_\_\_\_ 20-40 additional cars
  - \_\_\_\_\_ More than 40 additional cars

Litter plan. The applicant for a restaurant featuring carry-out service for immediate consumption must submit a plan which indicates those steps it will take to eliminate litter generated by sales in that restaurant.

Alcohol Consumption and Late Night Hours. Please fill in the following information.

- Maximum number of patrons shall be determined by adding the following:
  - 10b Maximum number of patron dining seats
  - + <u>12</u> Maximum number of standing patrons
  - = <u>132</u> Maximum number of patrons
- 2. <u>13</u> Maximum number of employees by hour at any one time
- 3. Hours of operation. Closing time means when the restaurant is empty of patrons.(check one)
  - Closing by 8:00 PM
  - Closing after 8:00 PM but by 10:00 PM
  - \_\_\_\_\_ Closing after 10:00 PM but by Midnight
  - \_\_\_\_\_ Closing after Midnight
- 4. Alcohol Consumption (check one)
  - \_\_\_\_\_ High ratio of alcohol to food
  - \_\_\_\_\_Balance between alcohol and food
  - Low ratio of alcohol to food

Admin Use Permit #

SUP #



# SUPPLEMENTAL APPLICATION

RESTAURANT

All applicants requesting a Special Use Permit or an Administrative Use Permit for a restaurant shall complete the following section.

1.	How many seats are proposed? Indoors: 100 Outdoors: 20 Total number proposed: 120
2.	Will the restaurant offer any of the following?         Alcoholic beverages (S U P only)       Yes         Beer and wine — on-premises       Yes         Beer and wine — off-premises       Yes         Yes       No
3.	Please describe the type of food that will be served: American grill with Southern Runces
4.	The restaurant will offer the following service (check items that apply):table servicebarcarry-outdelivery
5.	If delivery service is proposed, how many vehicles do you anticipate?
6. L	Will the restaurant offer any entertainment (i.e. live entertainment, large screen television, video games)? Yes No If yes, please describe: MILIVE MUSIC, LARGE SCREEN TELEVISION'S

# Google Maps 10 E Glebe Rd



Map data ©2017 Google 100 ft





# **CHEZ ANDREE RESTAURANT RENOVATION & REPAIR**

# **10 E GLEBE RD ALEXANDRIA, VA 22304**





## **CODE / BUILDING DATA**

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AACHINET; IACAULTER ARCHITETL P.C.

ALTANDIA ATCHIELE, P. 1435 PENNALAN ERFEI ALTANDIA, VA 22344 COMACT: US MCAUSER Pht (705 519462) 4 304

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NO BOT ADDRESS: ALEXANDER, VA 22304

# APPECIAL CODE: 2013 SC (MITHATCHAL MEDING CODE)

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**GENERAL NOTES** 

### INESE NOTES APPLY TO THE RALL SET OF CONSTRUCTION DOCUMENTS.

2. ALL WORK SHALL REPERFORMED IN STREE COMPLIANCE WITH ALL FEDERAL STATE AND LOCAL COORS AND SHARAAREE AS ADDITED IN THE COMPLIANCE MERSION OF

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EL BAUCOM ENGINEERING, LLC SEPARATE STREET

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05.17 2016 CUENT REVIEW

BEN BENSON

### PH 20409-5756 **CHEZ ANDREE** RESTAURANT RENOVATION

LES GUELTO

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To: Subject: Madeleine Sims RE: SUP #2017-0083

From: Kory Mertz <<u>kdmertz@gmail.com</u>> Sent: Tuesday, September 5, 2017 10:33 AM To: Madeleine Sims Subject: SUP #2017-0083

Hello Madeleine,

I'm writing in response to the SUP #2017-0083 for Northside 10. I want to voice my opposition to the expanded hours that are being requested. I don't believe the expanded hours are appropriate for a restaurant located in a primarily residential area with such close proximity to many townhouses and apartments. I agree with the staff proposal to keep the current hours.

Thank you, Kory To: Subject: Madeleine Sims RE: Fwd: September SUP - 10 East Glebe Road

From: Anne W <<u>awwashburn@gmail.com</u>> Sent: Wednesday, August 30, 2017 5:54 PM To: Madeleine Sims Subject: Re: Fwd: September SUP - 10 East Glebe Road

Madeleine,

Thank you so much for attaching that. It certainly echos some of the concerns expressed by members of our community.

I look forward to the discussion of ideas and questions on the 11th.

Anne

On Aug 30, 2017 5:49 PM, "Madeleine Sims" <<u>Madeleine.Sims@alexandriava.gov</u>> wrote: Anne,

Yes, I can attend the meeting on September 11 and answer questions relating to zoning. The Planning Commission has already received the staff report (attached to this email) and will be meeting at the Durant Center at 7 p.m. to discuss it.

Kind regards, Madeleine

Madeleine Sims | Urban Planner City of Alexandria, Virginia Planning & Zoning / Land Use Services 301 King Street Room 2100 Alexandria, VA 22314 703.746.3802, direct www.alexandriava.gov

From: Anne W <<u>awwashburn@gmail.com</u>>
Sent: Wednesday, August 30, 2017 4:08:01 PM
Cc: Madeleine Sims
Subject: Re: Fwd: September SUP - 10 East Glebe Road

Madeleine,

Thank you so much for sending this along. Given the proximity to our community, I'm sure there will be many questions about how this will be implemented and what it means.

We did not have a community meeting last month due to National Night Out but will be meeting at 7pm on Sept 11th for our monthly meeting at the Cora Kelly Recreation Center. Would it be possible for some one from your office to attend in order to answer questions?

Thank you,

Anne Washburn

LCA President

On Jul 20, 2017 7:41 PM, "Barb ara" <<u>bcdrawn@hotmail.com</u>> wrote: Madeleine

Anne Washburn (copied here) is the new president of the Lynhaven Citizens Association and should receive your future notifications.

Thanks so much!

Barbara Draughon

Begin forwarded message:

From: "Madeleine Sims" <<u>Madeleine.Sims@alexandriava.gov</u>> To: "Madeleine Sims" <<u>Madeleine.Sims@alexandriava.gov</u>> Subject: Fw: September SUP - 10 East Glebe Road

Good afternoon,

As representatives of your respective organizations, please find the application for amendments to an existing restaurant at 10 East Glebe Road attached to this email. If you have any questions or concerns please do not hesitate to contact me.

Best, Madeleine

Madeleine Sims | Urban Planner City of Alexandria, Virginia Planning & Zoning / Land Use Services 301 King Street Room 2100 Alexandria, VA 22314 703.746.3802, direct www.alexandriava.gov Northside 10 quickly became a favorite place for many Auburn Village residents after opening last year. Expanded outdoor seating, extended hours and the option to pick up a six pack on the way home would be welcomed by many residents who consider it "our neighborhood place." Northside 10 has been a good neighbor; we have had no complaints from Auburn Village residents nor any reports of disruption from the monthly police reports. I hope the city approves the proposed enhancements to what has become a nice addition to our neighborhood.

Elijatto Daburk

Elizabeth Gabrosek Auburn Village, President