



ARLINGTON COUNTY, VIRGINIA

**County Board Agenda Item
Meeting of December 12, 2009**

DATE: December 3, 2009

SUBJECT: U-3233-09-1 USE PERMIT for live entertainment and dancing at Spider Kelly's located at 3181 Wilson Blvd (RPC #15-075-002).

Applicant:

Spider Kelly's
Nick Freshman
3181 Wilson Blvd.
Arlington, VA 22201

C. M. RECOMMENDATION:

Defer the use permit request for live entertainment and dancing at Spider Kelly's to the January 23, 2010 County Board meeting.

ISSUES: This is a request for live entertainment and dancing at Spider Kelly's in Clarendon. The applicant is hesitant to reduce the days and times of live entertainment and dancing and does not agree to a condition that the use permit would be valid for Spider Kelly's only, and would not transfer to a subsequent owner, consistent with the recent approval of live entertainment and dancing for Hard Times Café, approved on November 17, 2009.

SUMMARY: This is a new request for live entertainment and dancing at Spider Kelly's restaurant in Clarendon. The applicant is requesting live entertainment and dancing Monday through Friday, from 4:00 p.m. to 1:30 a.m. and Saturday and Sunday from 12:00 p.m to 1:30 a.m. The Lyon Village Civic Association requests that similar conditions recently applied to live entertainment and dancing at Hard Times Café in November 2009, be applied to the live entertainment and dancing request of Spider Kelly's. These conditions allow live entertainment and dancing seven (7) days a week, with the restriction that bands and deejays be limited to, "6:00 p.m. to 1:30 a.m. on Thursday, Friday, and Saturday evenings, and on the eve of all Federal Holidays," and require on-site security and TIPs (Training for Intervention Procedures), among other things. The applicant has agreed to on-site security and TIPs training for staff that serve alcohol, but is hesitant to reduce the days that bands and deejays are permitted. In addition, the applicant does not agree to a condition that the proposed use permit would be valid for Spider Kelly's only, and would not transfer to a subsequent owner. This is a standard condition for all live entertainment use permits. Staff recommends a deferral to allow time for the applicant and the civic association to meet to discuss the proposal to the January 23, 2010 County Board meeting.

County Manager: BMD/GA

Staff: Melanie Jesick, DCPHD, Planning Division

PLA-5400

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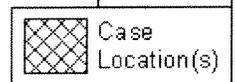


U-3233-09-1
3181 Wilson Blvd.
RPC # 15-075-002

Note: These maps are for property location assistance only.
 They may not represent the latest survey and other information.



Not To Scale



Department of Community Planning, Housing and Development

Planning Division