



## ARLINGTON COUNTY, VIRGINIA

County Board Agenda Item  
Meeting of March 12, 2011

### SUPPLEMENTAL REPORT – REVISED CONDITION

**DATE:** March 8, 2011

**SUBJECT:** U-2968-99-1 USE PERMIT RENEWAL for an outdoor café at Hard Times Café located at 3028 Wilson Blvd. (RPC # 18-012-003)

**DISCUSSION:** Since distribution of the original staff report for this item, the applicant met on site with a member of Lyon Village Citizens Association and a member of Clarendon-Courthouse Civic Association. The applicant has submitted a revised plan, per that meeting, and it is attached. The applicant agrees to monitor the patio to ensure that customers do not move the café seating or barriers into the clear sidewalk. While the applicant is not proposing the barriers to be affixed to the ground at this time, he agrees that if there is a problem with the barriers moving in the future, he will re-visit that solution. A member of the Clarendon-Courthouse Civic Association supports the proposed revised plan (letter attached). Staff supports the proposed plan, as the minimum six (6) foot clear width is still maintained. Therefore, the recommendation remains unchanged. A revised Condition #1, which reflects the date of the revised outdoor seating plans, is below.

#### Revised Condition 1:

1. The outdoor café is permitted ~~on the North Highland Street frontage only, until the next scheduled County Board review in six (6) months (March 2011), at which time the outdoor café will be permitted on Wilson Boulevard only, and with a minimum six (6) foot clear sidewalk, as depicted in the proposed outdoor seating plan dated February 16, 2011~~ March 7, 2011. The outdoor café shall extend no more than three (3) feet into the sidewalk and no tables are to be placed within five (5) feet of any street tree pits. The number of seats used in the outdoor café will be limited to a maximum of 14 seats. Furniture used on the outdoor café, including tables, chairs, post and link separators, umbrellas and planters, shall be removed and not stored in front of the restaurant when the café is not in use. ~~During the next scheduled County Board review in March 2011, the applicant agrees to submit a revised outdoor seating plan that shows the outdoor café on Wilson Boulevard only, with a minimum six (6) foot clear sidewalk.~~

County Manager: *BMD/GA*  
Staff: Melanie Jesick, DCPHD, Planning Division  
PLA-5843

4.



**Melanie Jesick**

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**From:** Peter Owen [peter@peterowen.us]  
**Sent:** Sunday, March 06, 2011 10:33 PM  
**To:** Richard Kelly; Martha Moore  
**Cc:** Melanie Jesick; June OConnell  
**Subject:** Re: Clarendon Patio Recap

Rich,

Thanks so much for taking so much time to meet with us and make these adjustments. Your revised placement, signage and drawings, along with the statements you make in your e-mail, below, make me very comfortable with your proposal. As the designated representative for the Clarendon-Courthouse Civic Association with respect to this matter, I will recommend to my Civic Association when it meets on Wednesday that the CCCA should support your application, as revised.

Peter

cc: June O'Connell, acting CCCA President