



## ARLINGTON COUNTY, VIRGINIA

**County Board Agenda Item  
Meeting of September 8, 2007**

**DATE:** August 21, 2007

**SUBJECT:** U-2973-99-1 USE PERMIT REVIEW, for live entertainment located at 4111 Columbia Pike. (Pike Pizza) (RPC #23-033-075)

**Applicant:**

Guillermo Molina, Owner  
4111 Columbia Pike  
Arlington, Virginia 22204

**C.M. RECOMMENDATION:**

Renew, subject to all previous conditions and with a County Board review in three (3) years (September 2010).

**ISSUES:** None.

**SUMMARY:** This is a use permit review for live entertainment at the Pike Pizza restaurant on Columbia Pike. No problems have arisen since the last review and the applicant is in compliance with the use permit conditions. Therefore, staff is recommending that the use permit be renewed, subject to all previous conditions, with a County Board review in three (3) years.

**BACKGROUND:** The subject use permit was originally approved in July 2000 for live entertainment on Fridays and Saturdays from 10:30 p.m. to 1 a.m. The use permit was renewed for one (1) year in March 2001, and for three (3) years in March 2002. In March 2005, the restaurant was in violation of an ABC regulation regarding alcohol sales to an under-aged person. The use permit was renewed with a County Board review in one (1) year to allow the applicant to address the violation. During the March 2006 use permit review, staff noted that the live entertainment hours exceeded those previously approved by the County Board. The Board renewed the use permit for six (6) months to allow the applicant to comply with the approved hours. Staff verified that the hours had been reduced and the use permit was again renewed by

County Manager: \_\_\_\_\_

Staff: Colin Dentel-Post

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the County Board in September 2006 for a period of one (1) year.

**DISCUSSION:** Since the last review, there have been no reported complaints or issues at the site.

**Since the last review (September 16, 2006):**

Use Permit Conditions: The applicant is in compliance with the use permit conditions.

Community Code Enforcement: There have been no reported complaints or violations.

Fire Marshal's Office: The Fire Marshal's Office did not report any concerns or violations.

Police Department: The Police Department reports that there have been no issues at the site.

State ABC: The State ABC reported that there have been no violations since the last review.

Civic Associations: The Douglas Park and Alcova Heights Civic Associations were notified of the upcoming use permit review. To date, staff has not received comments from either Association.

**CONCLUSION:** There have been no complaints or issues reported regarding the subject use permit. The use is operating in compliance with the use permit conditions, as well as State and local regulations. Therefore, staff recommends renewal of the use permit for live entertainment with a County Board review in three (3) years (September 2010).

PREVIOUS COUNTY BOARD ACTIONS:

January 29, 2000	Deferred use permit request (U-2973-99-1) for live entertainment in an existing restaurant for six months.
July 22, 2000	Approved use permit (U-2973-99-1) for live entertainment in an existing restaurant for six months.
February 10, 2001	Took no action on use permit (U-2973-99-1), which was incorrectly advertised.
March 17, 2001	Continued use permit (U-2973-99-1) for live entertainment in an existing restaurant with a review in one (1) year. (March 2002)
March 9, 2002	Renewed use permit (U-2973-99-1) for live entertainment in an existing restaurant with a review in three (3) years. (March 2005)
March 12, 2005	Renewed use permit (U-2973-99-1) for live entertainment in an existing restaurant with a review in one (1) year. (March 2006)
March 14, 2006	Renewed use permit (U-2973-99-1) for live entertainment in an existing restaurant with a review in six (6) months. (September 2006)
September 16, 2006	Renewed use permit (U-2973-99-1) for live entertainment in an existing restaurant with a review in six (6) months. (September 2007)

Approved Conditions:

1. The applicant agrees that live entertainment shall be limited to the hours between 10:30 p.m. and 1 a.m. on Fridays and Saturdays. Not more than one microphone shall be used for amplification. There shall be no customer dancing.
2. The applicant shall post a sign in Spanish that advises all intoxicated patrons who wish to depart to call for taxicab service. The applicant agrees that all staff members will be enrolled in the Training Intervention Procedures for Servers (TIPS) Program provided by the State Alcohol Beverage Control (ABC) Board.
3. The applicant shall contract the services of a security guard during the week.
4. The music resulting from live entertainment shall comply with the limits established in the County Noise Ordinance.
5. The applicant agrees that all requirements of County Ordinances, the Environmental Health Bureau, and the Fire Marshall shall be met.
6. The applicant shall identify an on-site liaison that shall be available during the hours of operation to receive and respond to community concerns. The name and telephone number of the liaison shall be clearly posted on site for the benefit of community residents. This information shall also be sent to the presidents of the Alcova Heights and Douglas Park Citizens Associations, the Columbia Pike Revitalization Organization (CPRO) and the County Zoning Administrator.