



County of Fairfax, Virginia

March 16, 2011

STAFF REPORT
SPECIAL PERMIT AMENDMENT APPLICATION NO. SPA 95-V-031-04
MOUNT VERNON DISTRICT

APPLICANT: SNSA, Inc. D/B/A Fast Eddie's Billiard Café

LOCATION: 6220 Richmond Highway

TAX MAP REFERENCE: 83-3 ((1)) 22C and 22D

LOT SIZE: 2.84 acres

ZONING DISTRICT: C-8, HC and CRD

ZONING ORDINANCE PROVISION: 4-803

FAR: 0.26

PLAN MAP: Retail and Other

SPECIAL PERMIT PROPOSAL: To amend SP 95-V-031 previously approved for a billiard hall, eating establishment and dance hall to permit an increase in dining seats, continuation of the dance hall use, size of dance hall and hours of operation.

STAFF RECOMMENDATION: Staff recommends denial of the continuation of the dance hall use.

Staff recommends the BZA approve the request-in-part to permit the previously approved change in permittee and the eating establishment and billiard hall to continue.

O:\dhedr\Special Permit Amendments(3-23) Fast Eddies Amendment SPA 95V-031-4\SPA 95-V-031-4 Fast Eddies staff report.doc
Deborah Hedrick

Staff recommends denial of this application for the continuation of the dance hall use. However, because the previous approval (SPA 95-V-031-03) granted a change in permittee as well as the addition of a dance hall use, if the continuation of the dance hall is not approved, this application still needs to be approved in-part to reflect the change in permittee approved under SPA 95-V-031-03.

It should be noted that the content of this report reflects the analysis and recommendations of staff; it does not reflect the position of the Board of Zoning Appeals. A copy of the BZA's Resolution setting forth this decision will be mailed within five (5) days after the decision becomes final.

The approval of this application would not interfere with, abrogate or annul any easements, covenants, or other agreements between parties, as they may apply to the property subject to the application.

For additional information, call Zoning Evaluation Division, Department of Planning and Zoning at 703-324-1280, 12055 Government Center Parkway, Suite 801, Fairfax, Virginia 22035. **Board of Zoning Appeals' meetings are held in the Board Room, Ground Level, Government Center Building, 12000 Government Center Parkway, Fairfax, Virginia 22035-5505.**



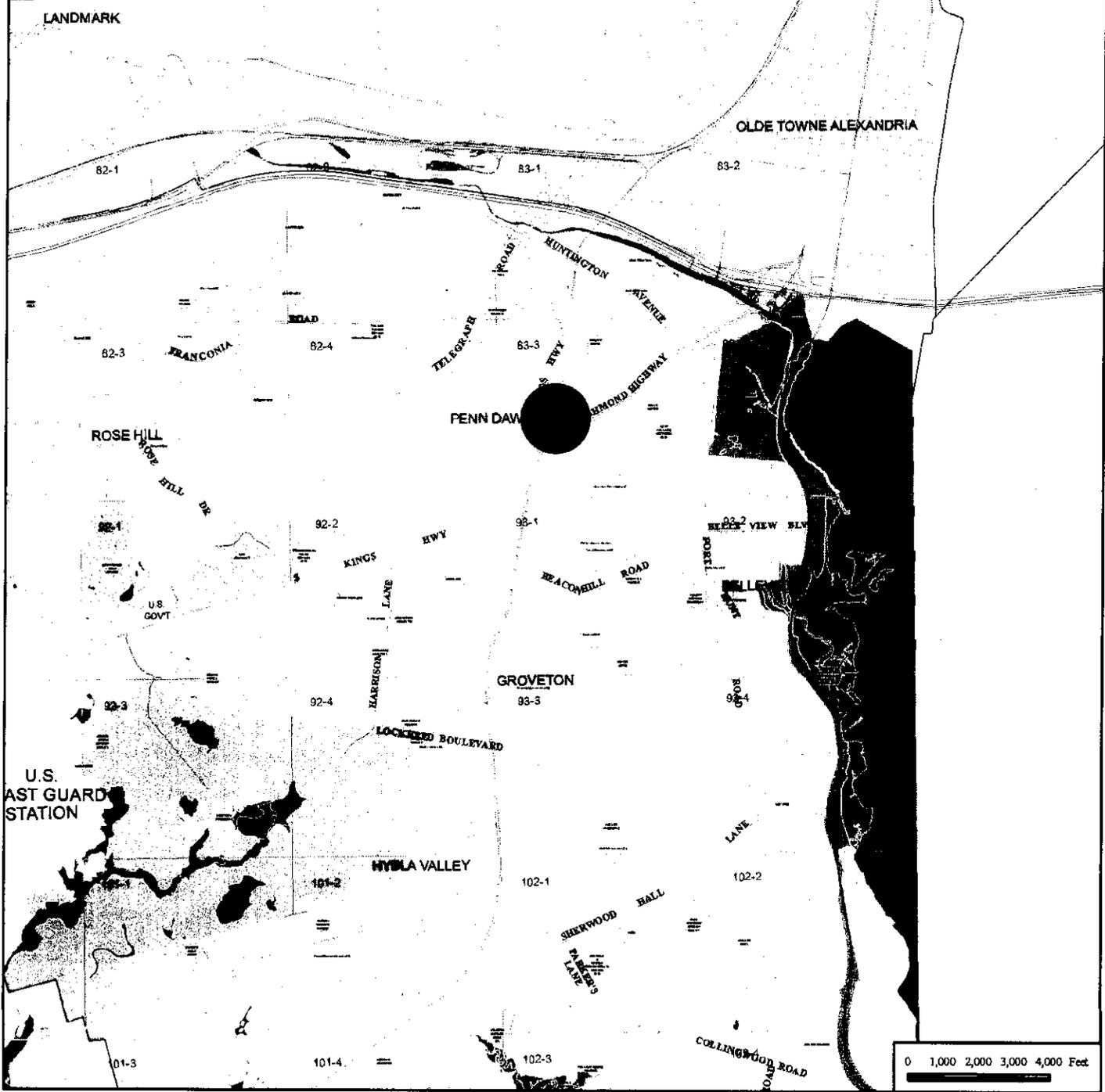
Americans with Disabilities Act (ADA): Reasonable accommodation is available upon 7 days advance notice. For additional information on ADA call (703) 324-1334 or TTY 711 (Virginia Relay Center).

Special Permit Amendment

SPA 95-V-031-04

SNSA, INC. D/B/A FAST EDDIE'S BILLIARD CAFE

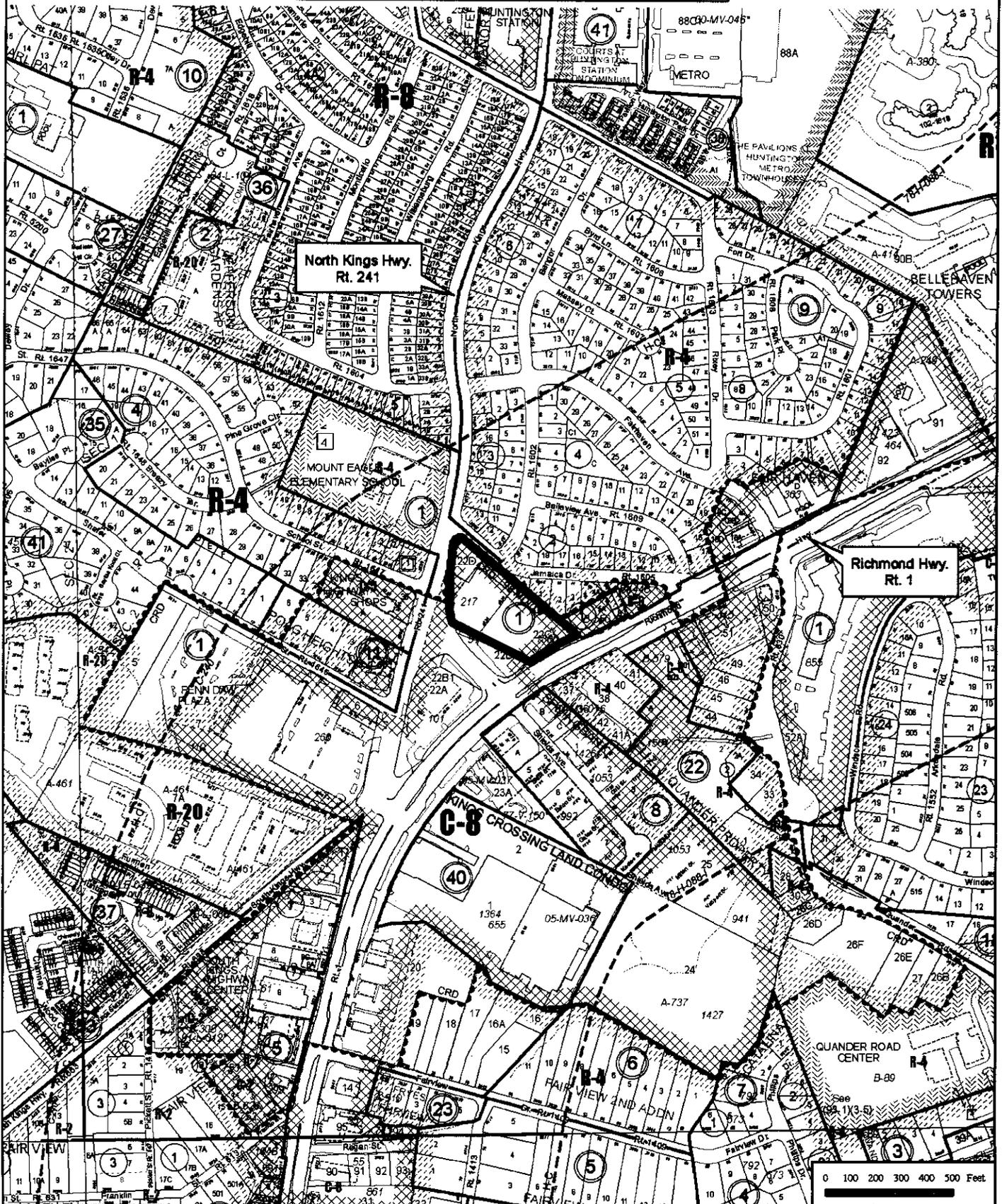
CITY OF ALEXANDRIA



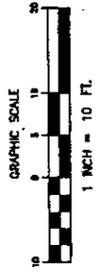
Special Permit Amendment

SPA 95-V-031-04

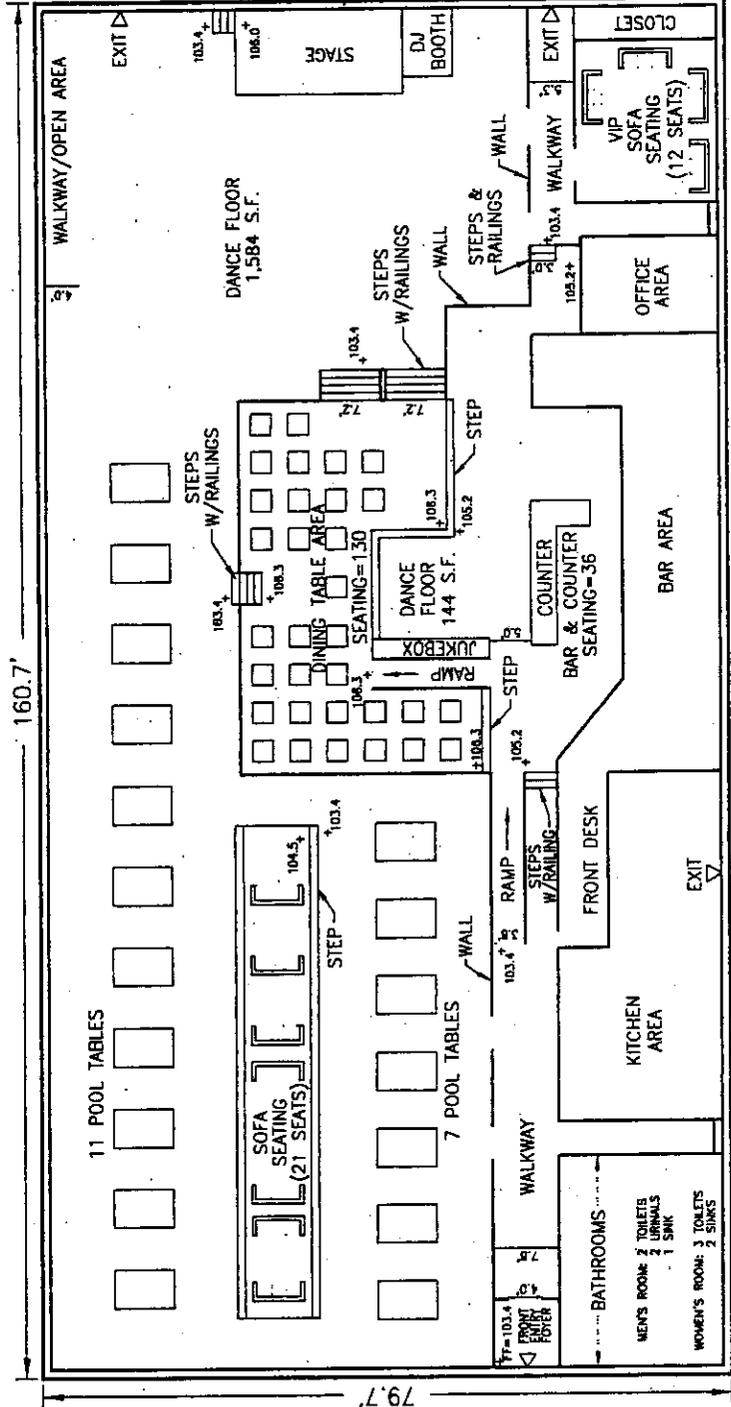
SNSA, INC. D/B/A FAST EDDIE'S BILLIARD CAFE



NOTES: CLIENT: MARIA AGUILAR
 SUSI MC
 6220 RICHMOND HIGHWAY
 ALEXANDRIA, VA 22306
 ZONE: C-4
 TAX MAP#: 083-3-01-0022C40
 FLOOR ELEVATIONS SHOWN THUS: 103.4
 DATUM ASSUMED



RICK'S CARPET



FRONT PARKING

REAR PARKING

SIDE PARKING

FLOOR PLAN FOR
FAST EDDIE'S
 LOCATED AT
 #8220 RICHMOND HIGHWAY
 MT. VERNON DISTRICT
 FAIRFAX COUNTY, VIRGINIA
 SCALE: 1" = 10'
 DATE: DECEMBER 15, 2010

LAND SURVEYING • SITE PLANNING • SUBMISSION DESIGN
 730 S. Washington St. Alexandria, Virginia 22314 (703) 549-6422

RF **IELDS, JR. & ASSOCIATES**
 A PROFESSIONAL CORPORATION

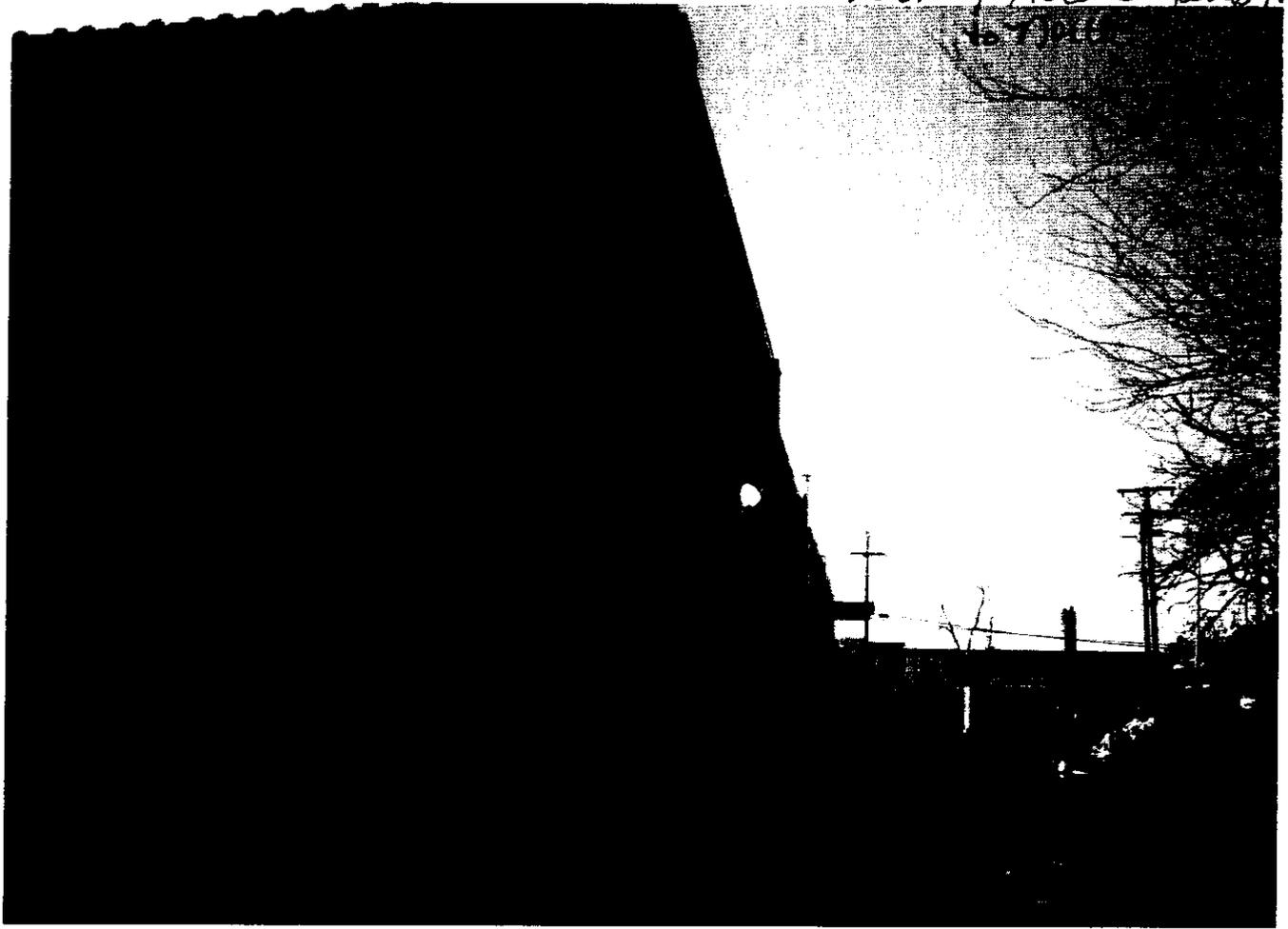
PH 4



To Rear



Looking Across Lines Hwy.
to 7/10/10





DESCRIPTION OF THE APPLICATION

Special Permit Amendment Request: To amend SP 95-V-031 previously approved for a billiard hall, eating establishment, and dance hall to permit continuation of the dance hall use and an increase in the hours of operation and the size of the dance hall. Additionally, the applicant proposes to decrease the amount of previously approved billiard tables and establish more seating for the eating establishment.

No physical changes are proposed to the exterior of the site.

	Approved	Proposed
Size (Billiard Hall/Café/Dance Hall):	12,808 square feet Tenant Space	No Change in Tenant Space
Dance Floor Square Footage:	960 square feet	1,728 square feet
Billiard Tables:	26	18
Seats (Eating Establishment):	84 seats	130 dining seats
Parking:	163 spaces	No Change
Hours of Operation:	<u>Billiard Hall & Eating Establishment</u>	
	Seven (7) days a week 10:00 a.m. to 2:00 a.m.	No Change
	<u>Dance Hall</u>	
	Friday, Saturday, Sunday & Monday only	Thursday, Friday, Saturday, Sunday & Monday
	8:00 p.m. to 1:00 a.m.	8:00 p.m. to 2:00 a.m.

LOCATION AND CHARACTER

Existing Site Description:

The site is located on the west side of Richmond Highway (Route 1), is zoned C-8, and is within a Commercial Revitalization District (CRD) and a Highway Corridor Overlay District (HC). The property totals 2.84 acres and is developed with a one story shopping center totaling 33,800 square feet of gross floor area. In addition to Fast Eddie's Billiard Café, the shopping center houses the El Eden supermarket and Rick's Carpet and Flooring. A mixture of mature vegetation exists along the periphery of the site. A total of 163 parking spaces are located on site with two access points provided along Richmond Highway and one access point provided along Jamaica Drive.

Surrounding Area Description:

Direction	Use	Zoning	Plan
North	Single Family Detached Dwelling/ Mt. Eagle Elementary School	R-4	3-4 du/ac, Public Facilities
South	Commercial Retail	C-8	Alternative Uses, Retail and Others
East	Commercial Retail	C-8	Office
West	Single Family Detached Dwellings	C-8	Alternative Uses

Site History:

Application	Date	Use	BZA Action
SP 95-V-031	07/28/95	Billiard Hall with 26 billiard tables and 163 seats for an eating establishment	Approved with development conditions
SPA 95-V-031	10/30/96	Change in development conditions to increase the hours of operation	Approved with development conditions
SPA 95-V-031-02	10/18/00	Change in permittee to Harmen and Manful, Inc. d/b/a Fast Eddies Billiard Café	Approved with development conditions
SPA 95-V-031-03	4/14/09	To permit the addition of a dance hall use and change in permittee to SNSA, Inc. D/B/A Fast Eddies Billiard Café	Approved with development conditions*

* A copy of the approved Resolution with conditions and SPA plat can be found in Appendix 4.

COMPREHENSIVE PLAN PROVISIONS

Plan Area: Mount Vernon Planning District, Area IV
Planning Sector: North Gateway and Penn Daw Community Business Centers
Plan Map: Retail and Other

ANALYSIS

Special Permit Plat (Copy at front of staff report)

Title of SP Plat: Plat Showing 6220 Richmond Highway

Prepared By: R.C. Fields, Jr. & Associates

Dated: January 9, 2009 revised through February 12, 2010 to include the addition of a revised Parking Tabulation

Proposed Request:

The applicant proposes an amendment to the previously approved special permit application, SPA 95-V-031-03, approved for a Group 5 Commercial Recreation Use, for an existing billiard hall, eating establishment and dance hall to permit the continuation of the dance hall use, an increase in the size of the dance hall from 960 square feet to 1,728 square feet and an increase in the hours of operation for the dance hall use from Friday through Monday, 8:00 p.m. to 1:00 a.m., to Thursday through Monday, 8:00 p.m. to 2:00 a.m. In addition to the continuation of the dance hall use and increase in the size and hours of operation for the use, the applicant is also requesting an increase in the seating for the eating establishment from a maximum of 84 dining seats to 130 dining seats. The applicant proposes to decrease the number of approved pool tables for the billiard hall from 26 tables to a maximum of 18 tables, all of which are currently located along the back wall of the billiard hall. The site has an approved maximum occupancy load of 475 persons. No increase in the occupancy load or exterior changes are proposed for the site with this application.

DISCUSSION

Approval of SPA 95-V-031-03

On April 14, 2009, the applicant received approval from the Board of Zoning Appeals (BZA) for special permit amendment SPA 95-V-031-03 to permit a change in permittee and to allow the addition of a dance hall as an accessory use to the existing eating establishment and billiard hall. The application was filed as a result of a Notice of Violation (NOV) issued by the Fairfax County Zoning Enforcement Branch for the operation of a dance hall without special permit approval in the C-8 District. Zoning Inspection staff visited the site in response to complaints from adjacent homeowners. Though staff recommended approval of SPA 95-V-031-03, we were concerned about a third use being added to the site. Staff from the Fire Marshal's Office, the Mount Vernon Police Station and the Department of Code Compliance expressed concerns over noise, parking, access, and disorderly conduct revealed by their inspection from the uses taking place on the site, particularly the dance floor. Staff only supported

approval of the request with adoption of a development condition for a term limit on the dance hall of 24 months. The condition specified that a special permit amendment had to be filed and approved by the BZA prior to the expiration date or the dance hall would be required to cease at the end of the 24 month period. The establishment of the time limitation was to ensure a review of the application in a timely manner to assess impacts of the dance hall use on surrounding areas, specifically the adjoining residential neighborhood to the east which backs up to the building and parking lot of Fast Eddie's. Without approval of the current application, the dance hall approval expires on April 14, 2011.

Current Request

The existing dance hall is approved for a total of 960 square feet and occupancy of 64 persons. The hours of operation approved are 8:00 p.m. to 1:00 a.m., Friday through Monday. The eating establishment and billiard hall are approved for 84 dining seats and 26 billiard tables with hours of operation of 10:00 a.m. to 2:00 a.m., daily. The applicant requests with this amendment to not only continue the use of the dance hall, but to increase the size of the dance floor to 1,728 square feet and to increase the hours of operation to 8:00 p.m. to 2:00 a.m., Thursday through Monday (adding an extra hour of dancing daily and an extra day weekly.) The dance hall will include two separate areas for dancing. The applicant is proposing to remove eight billiard tables to accommodate the increase in the main dance floor area from 960 square feet to 1,584 square feet and to establish a 144 square foot area located in front of an existing "Jukebox" to be used for dancing. Additionally the applicant wants to increase the eating establishment portion of the use from 84 seats to 130 seats and decrease the billiard tables from 26 to 18.

History of Last 24 Months

On August 6, 2009, the applicant was issued a NOV, three months after receiving special permit approval for the dance hall use. The NOV was issued as a result of a July 17, 2009 zoning inspection, which revealed violations of the imposed development conditions, specifically; the "Entrance Only" on Jamaica Drive was being used as an exit; the special permit conditions were not posted on the property; persons under the age of 21 were being allowed into the establishment; the dance floor occupancy load was exceeded; and, the kitchen door was found open during the inspection. A copy of the NOV is attached as Appendix 5. The applicant filed this amendment application, SPA 95-V-031-04, on March 19, 2010.

On October 7, 2010, staff from the Department of Planning and Zoning (DPZ), the Mount Vernon District Police Department, the Department of Code Compliance (DCC) and the Fire Marshal's Office met with the applicant and her representatives to discuss in detail the issues identified in the NOV as well as issues raised since the NOV was issued. County staff believed additional security was needed on site to control the crowd, including excessive noise and parking in fire lanes, and that overflow parking

into the adjoining residential neighborhood could not continue to occur. Police Department staff provided the applicant a copy of a spreadsheet with the calls they had responded to on site up to that time. A copy of the Police Department spreadsheet report with those incidents as well as calls received since the October 7th meeting is attached as Appendix 6.

At the October 7th meeting, the applicant informed staff that she had hired seven additional security people in addition to the existing five security people already provided on-site. She stated that at least four of the security guards are "armed" at all times and all have radios to communicate with each other inside and outside of the establishment. The security detail also has a "cruiser" and arrest capabilities which permits them the ability to transport a person directly to the Magistrate's Office if necessary, without having to call the local Police Department. The security detail is to provide crowd control and safety on the site. Attached as Appendix 7 is a copy of a marked-up floor plan outlining the locations of each security person and the positions they assume within the establishment. The applicant assured staff that since hiring the additional security in August 2010, the concerns raised in the NOV and by Police Department and Fire Marshal staff (hours of operation, crowd control; underage persons entering the establishment, means of emergency ingress/egress, weapons, and narcotics) were able to be monitored more effectively, and all issues had been adequately addressed.

On Sunday, October 10, 2010 at 1:25 a.m., staff from DCC and the Fire Marshal's Office performed a zoning and occupancy check inspection and noted several violations with regard to the hours of operation, means of emergency ingress/egress and exceeding the permitted occupancy load within the use as a whole. A copy of the report from the Fire Marshal's Office is attached as Appendix 8.

On February 12, 2011 at 1:15 a.m., staff from the Police Department, DCC and the Fire Marshal's Office again performed a joint inspection which revealed a continuation of the zoning violations with regard to the hours of operation, means of emergency ingress/egress and exceeding the permitted occupancy load. As a result of this inspection, staff from the Fire Marshal's Office returned to the site on February 18, 2011, and issued a Notice of Violation to the applicant for failure to maintain exit access and exit discharge. A copy of the reports from DCC and the Fire Marshal's Office is attached as Appendix 9.

Staff Analysis

This special permit amendment is subject to Zoning Ordinance Standards as outlined in Sect. 8-006, General Standards, and Sect. 8-903, Standards for All Group 9 Uses, copies of which are included in Appendix 11. Standards 1 and 2 of the General Standards specify that the use shall be in harmony with the adopted Comprehensive Plan and shall be in harmony with the general purpose and intent of the applicable zoning district regulations. Article 1, pages 1 through 3, of the Zoning Ordinance speaks to the purpose and intent of the Ordinance and states in part,

"The Zoning Ordinance of Fairfax County, Virginia, is intended to promote the health, safety and general welfare of the public and to implement the adopted comprehensive plan for the orderly and controlled development of the County.

To accomplish these ends, the Zoning Ordinance is designed to give reasonable consideration to each of the following purposes, where applicable:

1. to create and maintain conditions under which people and their environment can exist in a productive and enjoyable harmony . . .
2. to facilitate the creation of a convenient, attractive and harmonious community; to provide for adequate light, air, convenience of access and safety from fire, flood, crime and other dangers; and to reduce or prevent congestion in the public streets; . . .
11. to protect against the following; overcrowding of land; undue intensity of noise; and loss of life, health or property from fire, flood, panic or other dangers. . ."

Additionally, the Policy Plan component of the Comprehensive Plan states that the primary planning objectives in all Area Plans is to employ site-specific guidance to review and formulate recommendations for development requests in furtherance of the public health, safety and welfare as provided in the *Code of Virginia*.

Since the first inspection and subsequent NOV, the same violations are re-occurring on site. These violations have been discussed with the applicant several times since the submission of the special permit amendment a year ago. Based on site visits by staff from the Department of Code Compliance, the Fire Marshal's Office and the Mount Vernon District Police Department the following violations regularly continue:

- Outside access between the front and back of the building has been blocked by cars parking in the fire lane. Emergency ingress and egress to the building has been cut off, with cars physically blocking the rear door of the building by parking so close to the building that the rear door cannot be opened. This seems to be a result of the entire parking lot being full with cars;
- Overflow parking has occurred into the adjacent residential neighborhood. The overflow parking resulted in the initial complaint to the County;
- The entrance from Jamaica Drive has been open after 9:30 p.m. and used as an exit (Condition 14);
- The dance hall has been operating after 1:00 a.m. (Condition 8);
- Persons under the age of 21 are present on site (Condition 8);
- The size of the dance floor has increased past the allowed limit (Condition 6);
and,

- More people have been on the dance floor and on the premises in general than permitted by the maximum occupancy load (Condition 6).

Although the applicant contends that the dance hall use is not the reason for the continued violations, the history of the site does not support this contention. As noted previously, when the dance hall use started, complaints resulted in a Notice of Violation being issued and subsequently the filing of special permit amendment SPA 95-V-031-03. Within three months of approval of the special permit amendment, a complaint was filed and another Notice of Violation issued. Since that time, any inspections performed of the site have resulted in disclosures that the size of the dance floor has increased past 960 square feet, the occupancy of the dance floor has been greater than 64 persons and the occupancy of the premises has been greater than 475 persons, all requirements approved in Development Condition 6. Most inspections have been performed after 1:00 a.m. and dancing has been occurring, which conflicts with Development Condition 8. The entrance to Jamaica Drive has not been gated during these inspections as required by Development Condition 14. In addition to conflicts with the development conditions, there have been fire code violations related to the blockage of ingress/egress doors and blockage of fire lanes by vehicles illegally parked.

The billiard hall and eating establishment have operated on site for many years without violations. Staff supports the continued billiard hall use, however, based on the continuing violations of the development conditions, and concern for the health, safety and welfare of county residents, particularly those directly affected by the use, both in the adjoining residential neighborhood and business owners in the shopping center, staff does not support the continuation of the dance hall, much less the expansion of the use. Staff does not believe that increasing the hours of the dance hall and increasing the size of the dance floor is a solution to the continuing issues on site. Even if the occupancy of the floor itself increases, the occupancy load of the premises will not increase, so the potential for conflict with the condition remains. Parking problems exist on the site currently, with vehicles parking in fire lanes and blocking fire exits, and overflow parking occurs in the adjacent residential neighborhood. The question of adequate parking on site has been raised with this application, both by staff from DPZ and the Office of Community Revitalization and Reinvestment (OCR). As noted in their memorandum included as Appendix 10, OCR staff comments that it appears the applicant is assuming the entire parking lot (163 spaces) for Fast Eddie's use. There are at least five other businesses within the shopping center with the right to use the same parking area. Additionally, the applicant's parking tabulations take a 20% parking reduction for the entire shopping center rather than just for Fast Eddie's required parking. This misappropriation of parking spaces may be the cause for some of the parking issues on site. If this request is approved, the applicant will be required to prepare a new parking tab for the site.

As noted previously, all special permit uses must meet the requirements of the General Special Permit Standards and Standards for Group 3 Uses. Staff does not believe that the subject application has satisfied General Standards 1, 2, 3, 4 and 7 as set forth in the Zoning Ordinance as discussed below:

General Standards 1 and 2 requires that the proposed use at the specified location be in harmony with the adopted Comprehensive Plan and the proposed use be in harmony with the general purpose and intent of the applicable zoning district regulations. The Comprehensive Plan is developed in furtherance of the health, safety and welfare of the public and the general purpose and intent of the Ordinance is to promote harmony between people and their environs, to provide safety from fire, crime and other dangers, to prevent congestion, undue noise, and loss of life, health or property due to fire and other dangers. Staff from the Fire Marshal's Office, Police Department and Department of Code Compliance, have on several occasions inspected the site and problems continue to exist related to overcrowding and the blocking of fire doors and fire lanes. Parking is overflowing into the adjacent neighborhood, causing complaints from neighbors. One of the site entrances on Jamaica Drive was required to have been gated as an "Entrance Only" to provide adequate fire access lanes; however, the parking continues to occur in this area along residential properties. In fact, it has been noted that the parking is so extensive that the back entrance into Fast Eddie's is blocked by cars. Additionally, as outlined in the Appendix 9, fights which have occurred on site have been broken up by the police, dancing continues after the hours approved by the existing development conditions and underage patrons have been found on site. The applicant states she has hired additional security personnel, but the fact that 12 security guards are required to maintain order and that some of the guards are armed, raises questions with staff concerning the safe operation of the use. As such, staff does not believe these two Standards have been met.

General Standard 3 requires that the proposed uses be harmonious with and not adversely affect the use or development of neighboring properties. On nights when the dance floor is operating, many times the entire parking lot is taken up by patrons of Fast Eddies. Adjacent stores in the shopping center do not have adequate parking for their patrons. Parking is overflowing onto adjacent neighborhood streets. This is resulting in calls to the Police Department and violations from the Fire Marshal. Staff does not believe this Standard has been met.

General Standard 4 requires that the proposed use be such that vehicular traffic associated with the use will not be hazardous or conflict with the existing and anticipated traffic in the neighborhood. Though 163 parking spaces are provided in the shopping center, only a portion of the spaces are allocated to this use. However, vehicles related to this use not only take up all onsite parking, they park in fire lanes and on adjacent streets, therefore this Standard has not been met.

General Standard 7 requires that adequate requirements such as parking to serve the use be provided. As noted under Standards 1, 2, 3, and 4 above, parking is not adequate on site and fire lanes and doors have been blocked by vehicles located on site. Therefore, staff does not believe this Standard has been met.

CONCLUSION

Staff believes that the request to permit an increase in the size and hours of operation for the dance hall use, and/or the continuation of the dance hall use in general, is not in conformance with the applicable Zoning Ordinance provisions as outlined above. Staff believes that the continuation of the use has and will continue to cause significant negative impacts not only to owners and patrons of other stores within the shopping center, but to adjacent residential properties located to the east, and to County Enforcement staff, and Police and Fire Marshal personnel with regard to the public health, safety and welfare.

Staff does not believe that denial of the application will deny a business owner the right to use her property. The applicant can continue the eating and billiard hall uses if approved by the BZA. The applicant has also been advised that in the C-8 District she can have an eating establishment and space available for dancing as long as the area of the dancing is not more than one-eighth (1/8) of that part of the floor area available for dining, as a permitted use per Zoning Ordinance regulations. Therefore, if the applicant wants to continue to provide dancing, she can remove all except one or two billiard tables, continue the eating establishment and have 1/8th floor space for dancing without the need for any special permit approval.

RECOMMENDATION

Staff recommends denial of this application for the continuation of the dance hall use. However, because the previous approval (SPA 95-V-031-03) granted a change in permittee as well as the addition of a dance hall use, if the continuation of the dance hall is not approved, this application still needs to be approved in-part to reflect the change in permittee approved under SPA 95-V-031-03 and allow the continuation of the eating and billiard hall uses. The conditions included in Appendix 1 reflect the removal of the dance hall use, but allow the continuation of the eating establishment and billiard hall with the increase in dining tables and decrease in billiard tables requested.

It should be noted that the content of this report reflects the analysis and recommendations of staff; it does not reflect the position of the Board of Zoning Appeals.

The approval of this application would not interfere with, abrogate or annul any easements, covenants, or other agreements between parties, as they may apply to the property subject to the application.

APPENDICES

1. Proposed Development Conditions
2. Applicant's Affidavit
3. Applicant's Statement of Justification
4. Approved Resolution for SPA 95-V-031-03
5. Notice of Violation dated August 6, 2009
6. Police Department Spreadsheet
7. Marked-Up Floor Plan as a Result of October 7, 2010 Meeting
8. Fire Marshal's Office Observations for October 10, 2010 Inspection
9. Fire Marshal's Office and Department of Code Compliance Observations for February 12, 2011 Inspection
10. Office of Community Revitalization and Reinvestment Analysis
11. Applicable Zoning Ordinance Provisions Checklist

PROPOSED DEVELOPMENT CONDITIONS**SPA 95-V-031-04****March 16, 2011**

If it is the intent of the Board of Zoning Appeals to approve SPA 95-V-031-04 located at Tax Map 83-3 ((1)) 22C and 22D, for an amendment to SP 95-V-031 previously approved for a billiard hall, eating establishment and dance hall to permit increase in size of dance hall and hours of operation, pursuant to Sect. 4-803 of the Fairfax County Zoning Ordinance, staff recommends that the Board condition the approval by requiring conformance with the following development conditions. All conditions are carried forward from the previously approved special permit application. Minor edits and newly proposed conditions are shown in underline. Deletions are indicated by strikethrough.

1. This approval is granted to the applicant only, SNSA, Inc., D/B/A Fast Eddie's Billiard Café, and is not transferable without further action of this Board, and is for the location indicated on the application, and is not transferable to other land. Other by-right, special exception and special permit uses may be permitted on the lot without a special permit amendment, if such uses do not affect this special permit use.*
2. This special permit is granted only for the purpose(s), structure(s) and/or use(s) indicated on the special permit plat prepared by R.C. Fields, Jr. and Associates, dated January 9, 2009, revised through February 12, 2010, approved with this application, as qualified by these development conditions.*
3. A copy of this special permit and the Non-Residential Use Permit SHALL BE POSTED in a conspicuous place on the property of the use and be made available to all departments of the County of Fairfax during the hours of operation of the permitted use.*
4. This special permit amendment is subject to the provisions of Article 17, Site Plans. Any plan submitted to the Department of Public Works and Environmental Services (DPWES) pursuant to this special permit shall be in substantial conformance with these conditions. Minor modifications to the approved special permit may be permitted pursuant to Par. 4 of Sect. 803 of the Zoning Ordinance.*
5. There shall be a maximum of 18 ~~twenty-six (26)~~ billiard tables and 84 130 seats in the facility, located at 6220 Richmond Highway.*

6. The hours of operation of the billiard hall shall not exceed 10:00 A.M. to 2:00 A.M. daily.*
7. The number of parking spaces shall be provided in accordance with the provisions of Article 11 of the Zoning Ordinance, as determined by the Department of Public Works and Environmental Services (DPWES).*
8. A six foot high board on board fence shall be provided within ten (10) feet of the northern property line as shown on the special permit plat. The barrier requirement shall be waived along all other property lines. Ten (10) feet of planting along the northern property line shall be placed along the outside of the board on board fence and the plant materials shall be approved by the Urban Forestry Branch, DPWES.*
9. Transitional screening shall be waived along all other property lines.*
10. Interior parking lot landscaping shall be provided as shown on the special permit plat and as approved by the County Urban Forestry Branch, DPWES.*
11. Interparcel access shall be provided to Lot 22B to the south and necessary public access easements provided shall be recorded among the land records of Fairfax County.*
12. The entrance on Jamaica Drive shall be limited to "Entrance Only" and shall be gated at 9:30 P.M. The entrance shall be narrowed to a one-way width, but shall be a minimum of 18 feet wide to allow access for emergency vehicles.*
13. The applicant shall provide a security guard(s) to police the area from the hours of 10:00 p.m. until closing.*
14. The applicant shall police the premises for trash and debris on a daily basis.*
15. The applicant shall comply with the applicable Alcoholic Beverage Control laws.*
16. The applicant shall keep the kitchen doors closed at all times, except for ingress/egress, to minimize the impact of noise on the adjacent community.*

These development conditions incorporate and supersede all previous development conditions.

This approval, contingent on the above-noted conditions, shall not relieve the applicant from compliance with the provisions of any applicable ordinances, regulations, or adopted standards. The applicant shall be responsible for obtaining the required Non-Residential Use Permit through established procedures, and this special permit shall not be valid until this has been accomplished.

Pursuant to Sect.8-015 of the Zoning Ordinance, this special permit shall automatically expire, without notice, three (3) months after the date of decision unless the use has been established by obtaining a new Non-Residential Use Permit (Non-RUP). The Board of Zoning Appeals may grant additional time to establish the use if a written request for additional time is filed with the Zoning Administrator prior to the date of expiration of the special permit. The request must specify the amount of additional time requested, the basis for the amount of time requested, and an explanation of why additional time is required.

Application No.(s): SPA 95-V-031-04
 (county-assigned application number(s), to be entered by County Staff)

SPECIAL PERMIT/VARIANCE AFFIDAVIT

DATE: March 15 2010
 (enter date affidavit is notarized)

I, Jane Kelsey, Jane Kelsey & Associates, Inc., do hereby state that I am an
 (enter name of applicant or authorized agent)

(check one) applicant
 applicant's authorized agent listed in Par. 1(a) below 167879

and that, to the best of my knowledge and belief, the following is true:

1(a). The following constitutes a listing of the names and addresses of all **APPLICANTS, TITLE OWNERS, CONTRACT PURCHASERS, and LESSEES** of the land described in the application,* and, if any of the foregoing is a **TRUSTEE,**** each **BENEFICIARY** of such trust, and all **ATTORNEYS and REAL ESTATE BROKERS**, and all **AGENTS** who have acted on behalf of any of the foregoing with respect to the application:

(NOTE: All relationships to the application listed above in **BOLD** print must be disclosed. Multiple relationships may be listed together, e.g., **Attorney/Agent, Contract Purchaser/Lessee, Applicant/Title Owner**, etc. For a multiparcel application, list the Tax Map Number(s) of the parcel(s) for each owner(s) in the Relationship column.)

NAME (enter first name, middle initial, and last name)	ADDRESS (enter number, street, city, state, and zip code)	RELATIONSHIP(S) (enter applicable relationships listed in BOLD above)
SNSA, Inc. dba Fast Eddie's Billiard Cafe	6220 Richmond Highway Alexandria, VA 22303	Applicant/Lessee
Maria D. Aguilar	4031 Sapling Way Triangle, VA 22172	Agent for Applicant/Lessee
Richmond Highway, LLC	11350 Random Hills Road, Suite 720 Fairfax, VA 22030	Title Owner/Lessor
Daniel S. Adler	Same Address	Agent for Title Owner/Lessor
Douglas E. McKinley	100 North Pitt Street, Suite 200 Alexandria, VA 22314	Attorney/Agent for Applicant/Lessee
Jane Kelsey & Associates, Inc. Jane Kelsey Donald E. Lucas Bruce E. Kelsey	4041 Autumn Court Fairfax, VA 22030-5168 same address same address	Agent for Applicant/Lessee Agent for Applicant/Lessee Agent for Applicant/Lessee Agent for Applicant/Lessee

(check if applicable) There are more relationships to be listed and Par. 1(a) is continued on a "Special Permit/Variance Attachment to Par. 1(a)" form.

* In the case of a condominium, the title owner, contract purchaser, or lessee of 10% or more of the units in the condominium.

** List as follows: Name of trustee, Trustee for (name of trust, if applicable), for the benefit of: (state name of each beneficiary).

Application No.(s): SPA 95-V-031-04
(county-assigned application number(s), to be entered by County Staff)

SPECIAL PERMIT/VARIANCE AFFIDAVIT

DATE: March 15 2010
(enter date affidavit is notarized)

107879

1(b). The following constitutes a listing*** of the **SHAREHOLDERS** of all corporations disclosed in this affidavit who own 10% or more of any class of stock issued by said corporation, and where such corporation has 10 or less shareholders, a listing of all of the shareholders:

(NOTE: Include **SOLE PROPRIETORSHIPS, LIMITED LIABILITY COMPANIES, and REAL ESTATE INVESTMENT TRUSTS** herein.)

CORPORATION INFORMATION

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)

SNSA, Inc. dba Fast Eddie's Billiard Cafe
6220 Richmond Highway
Alexandria, VA 22303

DESCRIPTION OF CORPORATION: (check one statement)

- There are 10 or less shareholders, and all of the shareholders are listed below.
- There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
- There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF SHAREHOLDERS: (enter first name, middle initial, and last name)

Maria D. Aguilar

(check if applicable) There is more corporation information and Par. 1(b) is continued on a "Special Permit/Variance Attachment 1(b)" form.

*** All listings which include partnerships, corporations, or trusts, to include the names of beneficiaries, must be broken down successively until (a) only individual persons are listed or (b) the listing for a corporation having more than 10 shareholders has no shareholder owning 10% or more of any class of stock. *In the case of an APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land that is a partnership, corporation, or trust, such successive breakdown must include a listing and further breakdown of all of its partners, of its shareholders as required above, and of beneficiaries of any trusts. Such successive breakdown must also include breakdowns of any partnership, corporation, or trust owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER or LESSEE* of the land. Limited liability companies and real estate investment trusts and their equivalents are treated as corporations, with members being deemed the equivalent of shareholders; managing members shall also be listed.* Use footnote numbers to designate partnerships or corporations, which have further listings on an attachment page, and reference the same footnote numbers on the attachment page.

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(county-assigned application number(s), to be entered by County Staff)

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Special Permit/Variance Attachment to Par. 1(b)

DATE: March 15 2010
(enter date affidavit is notarized)

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NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)
Richmond Highway, LLC
11350 Random Hills Road, Suite 720
Fairfax, VA 22030

- DESCRIPTION OF CORPORATION:** (check one statement)
- There are 10 or less shareholders, and all of the shareholders are listed below.
 - There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
 - There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)

Daniel S. Adler

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)
Jane Kelsey & Associates, Inc.
4041 Autumn Court
Fairfax, VA 22030-5168

- DESCRIPTION OF CORPORATION:** (check one statement)
- There are 10 or less shareholders, and all of the shareholders are listed below.
 - There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
 - There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)

Jane Kelsey

(check if applicable) There is more corporation information and Par. 1(b) is continued further on a "Special Permit/Variance Attachment to Par. 1(b)" form.

Application No(s): SPA 95-V-031-04
(county-assigned application number(s), to be entered by County Staff)

SPECIAL PERMIT/VARIANCE AFFIDAVIT

DATE: March 15 2010
(enter date affidavit is notarized)

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1(c). The following constitutes a listing*** of all of the **PARTNERS**, both **GENERAL** and **LIMITED**, in any partnership disclosed in this affidavit:

PARTNERSHIP INFORMATION

PARTNERSHIP NAME & ADDRESS: (enter complete name, number, street, city, state, and zip code)

N/A

(check if applicable) The above-listed partnership has no limited partners.

NAMES AND TITLE OF THE PARTNERS (enter first name, middle initial, last name, and title, e.g. **General Partner, Limited Partner, or General and Limited Partner**)

(check if applicable) There is more partnership information and Par. 1(c) is continued on a "Special Permit/Variance Attachment to Par. 1(c)" form.

*** All listings which include partnerships, corporations, or trusts, to include the names of beneficiaries, must be broken down successively until: (a) only individual persons are listed or (b) the listing for a corporation having more than 10 shareholders has no shareholder owning 10% or more of any class of stock. *In the case of an APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land that is a partnership, corporation, or trust, such successive breakdown must include a listing and further breakdown of all of its partners, of its shareholders as required above, and of beneficiaries of any trusts. Such successive breakdown must also include breakdowns of any partnership, corporation, or trust owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land. Limited liability companies and real estate investment trusts and their equivalents are treated as corporations, with members being deemed the equivalent of shareholders; managing members shall also be listed.* Use footnote numbers to designate partnerships or corporations, which have further listings on an attachment page, and reference the same footnote numbers on the attachment page.

Application No.(s): SPA 95-V-031-04
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Page Four

SPECIAL PERMIT/VARIANCE AFFIDAVIT

DATE: March 15 2010
(enter date affidavit is notarized)

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1(d). One of the following boxes **must** be checked:

In addition to the names listed in Paragraphs 1(a), 1(b), and 1(c) above, the following is a listing of any and all other individuals who own in the aggregate (directly and as a shareholder, partner, and beneficiary of a trust) 10% or more of the **APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE*** of the land:

Other than the names listed in Paragraphs 1(a), 1(b), and 1(c) above, no individual owns in the aggregate (directly and as a shareholder, partner, and beneficiary of a trust) 10% or more of the **APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE*** of the land.

2. That no member of the Fairfax County Board of Zoning Appeals, Planning Commission, or any member of his or her immediate household owns or has any financial interest in the subject land either individually, by ownership of stock in a corporation owning such land, or through an interest in a partnership owning such land.

EXCEPT AS FOLLOWS: (NOTE: If answer is none, enter "NONE" on the line below.)

NONE

(check if applicable) There are more interests to be listed and Par. 2 is continued on a "Special Permit/Variance Attachment to Par. 2" form.

Application No.(s): SPA 95-V-031-04
(county-assigned application number(s), to be entered by County Staff)

SPECIAL PERMIT/VARIANCE AFFIDAVIT

DATE: Mar. 15 2010
(enter date affidavit is notarized)

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3. That within the twelve-month period prior to the public hearing of this application, no member of the Fairfax County Board of Zoning Appeals, Planning Commission, or any member of his or her immediate household, either directly or by way of partnership in which any of them is a partner, employee, agent, or attorney, or through a partner of any of them, or through a corporation in which any of them is an officer, director, employee, agent, or attorney or holds 10% or more of the outstanding bonds or shares of stock of a particular class, has, or has had any business or financial relationship, other than any ordinary depositor or customer relationship with or by a retail establishment, public utility, or bank, including any gift or donation having a value of more than \$100, singularly or in the aggregate, with any of those listed in Par. 1 above.

EXCEPT AS FOLLOWS: (NOTE: If answer is none, enter "NONE" on line below.)

NONE

(NOTE: Business or financial relationships of the type described in this paragraph that arise after the filing of this application and before each public hearing must be disclosed prior to the public hearings. See Par. 4 below.)

(check if applicable) There are more disclosures to be listed and Par. 3 is continued on a "Special Permit/Variance Attachment to Par. 3" form.

4. That the information contained in this affidavit is complete, that all partnerships, corporations, and trusts owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land have been listed and broken down, and that prior to each and every public hearing on this matter, I will reexamine this affidavit and provide any changed or supplemental information, including business or financial relationships of the type described in Paragraph 3 above, that arise on or after the date of this application.

WITNESS the following signature:

(check one)

Applicant Applicant's Authorized Agent

Jane Kelsey, President, Jane Kelsey & Associates, Inc.
(type or print first name, middle initial, last name, and title of signee)

Subscribed and sworn to before me this 15th day of March 20 10, in the State/Comm. of Virginia, County/City of Fairfax.

My commission expires: 4/30/12

Amy L. Bain
Notary Public



Jane Kelsey & Associates, Inc.

Land Use Consultants
 4041 Autumn Court
 Fairfax, VA 22030-5168
 703-385-4687 (Phone)
 703-385-8760 (FAX)
jkelsey@aol.com

President
 Jane Kelsey

Vice-President
 Donald E. Lucas

January 21, 2011

Ms. Debbie Hedrick
 Zoning Evaluation Division, ZEB, DPZ
 12055 Government Center Parkway, Suite 801
 Fairfax, VA 22030-5168

RE: SNSA, Inc. d/b/a Fast Eddies's Billiard Café
 SPA 95-V-031-04

Dear Ms. Hedrick:

Per our meeting on October 7, 2010 and our discussion Thursday, January 20, 2011, I am attaching the following:

1. Revisions to Statement Describing Proposed Use.
2. Revisions incorporated into the Written Statement of Use submitted with the application using strikethroughs and underlines to show changes.
3. Analysis of Incidents reported by the Fairfax County Police Department prepared by Mr. Douglas McKinley, attorney for the applicant, along with a copy of the Police Department's List of Incidents.
4. A Revised floor plan depicting a reduced dance floor size with oother notations, such as width of travel aisles, and travel aisles to the exits prepared by the engineering firm of R. C. Fields Jr. & Associates, P.C.

Please call me if I have inadvertently left out anything we discussed. Thanks for your assistance.

Sincerely,

Jane Kelsey



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 Department of Planning & Zoning

JAN 21 2011

Zoning Evaluation Division

Revisions to Statement Describing Proposed Use

The dance floor area has been decreased to accommodate a walkway from the billiard and the dining areas to the rear exits, as suggested by the Fire Marshall. The proposed size of the main dance floor is 1584 square feet. The small area in front of the juke box is 144 square feet for a total of 1728 square feet. The construction and configuration of the facility will remain the same as will the elevations of the area used for dining.

The following changes/revisions are proposed to the conditions.

Condition No. 5. The notes on the floor plan were changed to show 130 dining seats and 36 counter seats to be consistent with the Special Permit plat.

Conditions Nos. 7 and 8 to be changed as follows:

The hours of operation of the business shall be from 10:00 a.m. until 2:00 a.m. daily. The playing of billiards shall be permitted during these hours. Dancing on the main dance floor shall be limited to the hours of 8:00 P.M. until 2:00 A.M. on Sunday, Monday, Thursday, Friday, and Saturday. During these times, entry to the establishment shall be limited to patrons twenty-one (21) years of age and older. Dancing in front of the juke box may be permitted during these times. However, during the other hours of operation, dancing in front of the juke box shall be limited to two couples.

The request to allow entry of persons under 21 years of age during the hours of 8:00 P.M. until 2:00 P.M. on Sunday, Monday, Thursday, Friday, and Saturday is withdrawn.

**WRITTEN STATEMENT DESCRIBING PROPOSED USE
AS REQUIRED UNDER SECTION 8-011, Par. 6.**

Revised January 21, 2011

Type of Operation: Billiard Parlor, Dance Hall, and Eating Establishment. Amend SPA 95-V-031-3 for a billiard parlor and dance hall located at 6220 Richmond Highway to change Development Conditions to allow permanent dance floor use, expand dance floor space, change hours and days of operation of the dance floor, and other related changes. The dance hall Special Permit Amendment approved April 4, 2009, was conditioned to two years. The BZA required that the Permittee reapply for the dance hall portion of the Special Permit prior to the expiration of that two year period.

Background: When the Applicant, SNSA, Inc. d/b/a Fast Eddies Billiard Café purchased the business at 6220 Richmond Highway, additional security personnel both inside and outside was hired, hip-hop music was not permitted and over-all monitoring has been enhanced. A gate to the back parking lot has been installed by the new Permittee. This was a condition of the previous owners' approval, but had not been done. These new practices have created a successful, profitable, safe business, where families feel comfortable. It appears the reason why Staff recommended and the BZA limited the dance hall to two years without further Board approval was because of parking violations with overflow parking and an occasional disturbance on the nearby streets. Since the implementation of the new practices the Applicant believes these issues have been resolved. The community has been contacted in an effort to open the lines of communication so should there be any future problem, it can be quickly resolved. Consequently, the Applicant believes a permanent Special Permit should be approved.

The following Condition changes are requested:

Condition No. 1 precludes the Permittee from changing the trade name of the business without approval of the BZA. The Permittee would like the option to operate under a name that does not connote a relationship with the other "Fast Eddies" billiard establishments in Northern Virginia. It is requested that the words "DBA Fast Eddie's Billiard Café" be deleted from first sentence of Condition No. 1, and the following sentence be added at the end of Condition No. 1.

"The Permittee may change the trade name of the business in accordance with the Virginia State Code, Fairfax County Code, and informing the Fairfax County Zoning Administrator in writing of the change."

Condition No. 5. Request the number of dining seats at tables and ~~counter (bar)~~ in the by-right eating establishment be changed to 130 ~~136~~ in and counter seating remains 36 in accordance with the parking tabulation analysis stated on the Special Permit Amendment plat.

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Zoning Evaluation Division

Condition No. 6. Dance Floor Space, Dance Floor Occupancy Restrictions and Occupancy Load Restrictions:

Request: The Applicant requests that the occupancy load for both the dance floor and for the overall premises be removed as a Special Permit condition and that occupancy load and be determined under the Fire Prevention Code by the Fire Marshall or his assigned agent.

The Applicant believes that in accordance with the Virginia State Code, the determination of the occupancy load is under the Fire Prevention Code and is appropriately made by the Fire Marshall's office or Building Official. We could not find specific wording in the Fire Prevention Code or the Building Code which sets forth specific space requirement for a person on a dance floor or for a business establishment. There seems to be many factors involved such as number of exits, restrooms and number of toilets, size of ventilation system, etc. For instance, if the reason for the limitation happens to be because of an inadequate ventilation system, such mechanical items can be replaced to gain a higher occupancy load. To require returning to the BZA if the ventilation system is replaced seems overly cumbersome and without cause. In some cases, the components of the occupancy load number set forth in the April 2, 2008 letter seems to be based not only upon fixed objects such as pool/billiard tables, moveable objects such as chairs and stools, but also standing space, and employees. It is noted that in past discussions with DPWES staff, we were advised that the area of the kitchen and restrooms, utility rooms, had to be deleted from the computations. Since the issue of Occupancy Load is one that is typically addressed in more detail after the BZA approves any commercial use or non-residential use, we would like this condition deleted from the BZA Special Permit Amendment Conditions to give the applicant the option to request an occupancy load determination from the Fire Marshall or Building Official.

The applicant requests an increase in the size of the dance floor. The main dance floor would be 1584 ~~1872~~-square feet, which in addition to the 144 square feet in front of the juke box totals 1728 square feet. ~~to include the area in front of the juke box.~~ In addition, the applicant was advised by Zoning Inspectors that dancing in front of the juke box would be a violation if that area was not specifically approved on the Special Permit Plat. ~~There are 182 square feet in that area.~~ Although ~~that~~ area is not regularly used for dancing, the applicant does not want to take the chance of being in violation should someone decide to dance there.

The applicant would also like the flexibility of rearranging the furniture in the room, depending upon how she believes might be most advantageous for the business. The applicant recognizes that physical changes to the interior of the facility such as the removal of walls, floors, plumbing, and similar replacements and changes would probably require a building permit. No physical changes are proposed with this application. While she originally proposed lowering the height of the raised dining area, she was discouraged by the various County submissions that would be required.

Conditions Nos. 7 and 8: Hours of Operation:

There are three distinct uses associated with the business addressed by SPA 95-V-031-1, a billiard parlor, a dance hall, and an eating establishment (a by-right use) with an ABC license. Overall hours of operation authorized or approved in Condition No. 7 is from 10:00 A.M. to 2:00 A.M. daily. Condition No. 8 restricted dancing from 8:00 P.M. to 1:00 A.M. Friday, Saturday, Sunday, and Monday. The billiard parlor may be open for the playing of pool daily. Prohibiting the use of the dance floor an hour before the end of the beverage sales or the playing of pool on Tuesday, Wednesday, and Thursday appears to be without basis.

The request to permit patrons under 21 during the hours of dancing for the main dance area has been withdrawn.

~~Limiting persons from entry into the establishment during the hours of dancing who are not 21 years of age does not appear reasonable. It is doubtful if exposure to dancing is any more a moral risk to those under the age of 21 than is pool and billiards, amusement machines or the listening to records on the juke box. The sale of alcohol to a minor is one that every restaurant must enforce, thus the requirement that the establishment must verify that alcohol can only be sold and consumed by persons over 21 years of age by providing proof of age at any time. By limiting the age of persons entering the facility after 8:00 p.m. limits families with children less than 21 years of age who might wish to eat in the restaurant. This in turn limits the amount of food sold. The amount of food sold affects the ABC regulation regarding the ratio of the sale of food to the sale of alcohol. We request this portion of the SPA Condition be deleted.~~

It is requested that Conditions 7 and 8 be combined as follows:

~~The hours of operation of the business are unrestricted except that it shall be closed from 2:00 A.M. until 6:00 A.M. daily. Play or use of the billiard tables shall be restricted from 10:00 A.M. to 2:00 A.M. daily. Hours for the use of the dance floor may coincide with, but not exceed the hours when on-premises sale of alcoholic beverages is allowed by the Virginia Alcoholic Beverage Control Laws.~~

Change to read as follows:

The hours of operation of the business shall be from 10:00 a.m. until 2:00 a.m. daily. The playing of billiards shall be permitted during these hours. Dancing on the main dance floor shall be limited to the hours of 8:00 P.M. until 2:00 A.M. on Sunday, Monday, Thursday, Friday, and Saturday. During these times, entry to the establishment shall be limited to patrons twenty-one (21) years of age and older. Dancing in front of the juke box may be permitted during these times. However, during the other hours of operation, dancing in front of the juke box shall be limited to two couples.

Added

There are no other changes proposed.

Responses to Submission Requirements set forth in Sect. 8-011.

Traffic Impact: The traffic impact will not change. Dining patrons of the restaurant may also use the dance floor, or play billiards. Peak traffic is in the evenings usually after 9:00 p.m. when most of the other businesses are closed.

Vicinity to be served: The Mt. Vernon and Lee District areas.

Description of building: See photos. No changes are proposed to the exterior building façade.

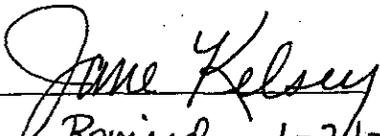
Hazardous materials: None.

Statement of conformance to provisions of all regulations: The establishment conforms to all Code regulations.

Background:

There are no changes proposed to the physical improvements on the property.

The use meets all of the Standards for Special Permit uses, is in harmony with the Comprehensive Plan recommendations for this area, and is compatible with the surrounding uses.


Revised 1-21-11

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ANALYSIS OF INCIDENTS ASSERTED BY THE FAIRFAX COUNTY POLICE DEPARTMENT [PD] TO BE ASSOCIATED WITH 6220 RICHMOND HIGHWAY [ADDRESS] DURING THE 410 DAY PERIOD BETWEEN 8/7/09 & 9/20/10 [THE PERIOD]

Background

The PD provided 4 lists, described as follows:

- List 1 – All calls for services, & incidents reported, at the Address during the Period
97 incidents – earliest date 10/24/09, latest date 9/20/10 – no names provided
- List 2 – Arrests made at the Address during the Period
19 arrests - earliest date 1/18/10, latest date 7/27/10 – arrestee names provided
- List 3 – Arrests, while made other than at the Address and during the Period, are alleged to be associated with Fast Eddie’s Restaurant [the Restaurant] by statement of the offender or the Police Officer
19 arrests - earliest date 1/26/10, latest date 8/22/10 - arrestee names provided
- List 4 – Incidents that occurred during the Period, not at the Address, in which either the victim or the suspect are alleged to have left the Address prior to the incident
26 incidents – earliest date 1/26/10, latest date 9/5/10, no names provided

Statistical analysis of the reported incidents and arrests

While the total incidents and arrests in the 4 lists is 161, the lists contain duplications as follows:

- List 2¹ – 10 of the arrests are on list 1², 7 are not, 2 arrests are the same³
- List 3 – 3 of the arrests are on list 1⁴, 2 of the arrests are on list 2⁵
- List 4 – 1 of the incidents is on list 1⁶, 1 arrest is on list 2 twice⁷, 11 arrests are on list 3⁸, 12 are on no other list

Accordingly, 129 of the 161 total are separate incidents/arrests, 30 are duplicates, and 2 are triplicates [1-40,2-7 & 3-14 are the same incident as well as 1-46,2-18 & 3-17]. Because the matters contained in lists 3 & 4 were alleged to have taken place other than at the Address, the

¹ Event #'s & dates on list 1 correspond to the case #'s & dates on lists 2, 3 & 4
² 1-27,2-1; 1-30,2-2&3; 1-31,2-5; 1-38,2-8; 1-40,2-7; 1-41,2-9&10; 1-42,2-11; 1-44,2-12; 1-45,2-14; 1-46,2-18[1st digit is list #, next digits are the row # on the list]
³ Rows 2 & 3
⁴ 1-36,3-8; 1-40,3-14; 1-46,3-17
⁵ 3-14,2-7; 3-17,2-18
⁶ 1-49,4-26
⁷ 4-18,2-14 & 15
⁸ 4-1,3-1; 4-3,3-2; 4-4,3-3; 4-5,3-4; 4-6,3-5; 4-19, 3-17; 4-22,3-18; 4-24,3-19

fact that 3 of the arrests on list 3 were on list 1, 2 of the arrests on list 3 are on list 2, and 3 of the incidents on list 4 are on lists 1 & 2, raises doubts concerning the reliability of the lists.

LIST 1

1. Of the 97 incidents on list 1, 32 took place on days of the week or at times when dancing was not taking place⁹.
2. Of the 65 remaining incidents, 9¹⁰ involved traffic infractions or stops which would not appear to have any connection to the dancing [traffic offenses are associated with the address where the vehicle pulled over, not where the offense took place].
3. Of the 56 remaining incidents, 8¹¹ of them were the PD reporting its own activities unrelated to any undesirable actions by others at the Address [e.g., community foot patrol, public service].
4. Of the 48 remaining incidents, 15¹² of them [e.g., subject stop, miscellaneous complaint, suspicious event] did not involve sufficient undesirable activity to require a report and did not result in an arrest or the issuance of a summons.
5. Of the 33 remaining incidents, 12 are contained in lists 2, 3¹³ & 4 and will be addressed in the analysis of those lists.
6. The 21¹⁴ remaining incidents include fraud, drunk in public, narcotics event, assault, disorderly conduct, larceny and destruction of property. Since the PD will not release the incident reports, there is no way to know if the incidents were associated with the restaurant or the billiards activity, much less with the dancing. In any event, these incidents did not result in the arrest of the person involved.

LIST 2

1. Of the 19 arrests alleged to have been made at the Address, 2 [rows 2 & 3] are duplicates and cannot be found in the VA Courts Information System ["VCIS"], indicating that their inclusion in the arrest list may be in error.

⁹ Rows 5,6,13,16,18,23,24,26,32,33,48,51,52,53,56,58,59,60,62,64,65,68,69,70,72,77,83,88,91,92,93,97

¹⁰ Rows 10,21,25,66,67,79,80,84,85

¹¹ Rows 9,43,50,54,73,74,76,89

¹² Rows 11,12,14,17,19,55,57,63,71,75,82,86,87,90,96

¹³ Rows 27,30,31,36,38,40,41,42,44,45,46,49; 1 of these is on both list 2 & list 3 [row 46]

¹⁴ Rows 1,2,3,4,7,8,15,20,22,28,29,34,35,37,39,47,61,78,81,94,95

2. Of the 17 remaining arrests, the Commonwealth's Attorney declined to prosecute 3 of them [rows 5, 9, 19]. The Row 5 arrestee was a former employee of the restaurant who had been banned from the premises. The row 9 event did not happen at the Address. The precipitating event causing the arrest of the row 19 arrestee took place in the driveway of his home. The arrestee was a 51 year old white male, who had not been a restaurant patron. The inclusion of the rows 9 & 19 arrests in list 2 confirms the unreliability of the list and its non-applicability to the restaurant.
3. Of the 14 remaining arrests, the row 4 offense was reckless driving by a white female who had 10 other traffic charges in the VCIS, indicating there was no basis to associate this with the restaurant other than it being the address where she was stopped by the police.
4. Of the 13 remaining arrests, 6 were charges of drunk in public [DIP]/profanity [rows 7, 10, 12, 14, 15, 16], which were disposed of by \$25 fines [if the accused prepaid] or \$50 fines [if the accused failed to appear]. Some of these appear to be incidents that occurred because the PD maintained a presence in the parking lot and/or inside the premises. Row 7 took place at 03:33AM when the restaurant had been closed for 1.5 hours. Row 7 is the same incident listed in row 14, list 3. It seems unlikely the offense took place both at & off the Address. Row 12 was an incident by a 66 year old white male, an unlikely patron of the restaurant's dancing activity, with 4 other similar charges in the VCIS, which took place at 7:31PM, a time when no dancing was taking place.
5. Of the 7 remaining arrests, 2 were driving while intoxicated [DWI] [rows 1, 17], one of which [row 1] occurred at a time [10:18PM] when it was unlikely the arrestee had patronized the restaurant's dancing activity. The other occurred in the parking lot, indicating the officer was waiting in the lot for an offense to occur.
6. Of the 5 remaining arrests, 3 were for assault [rows 6, 11, 18]. One of the assaults [row 6] took place in the parking lot and the arrest was made by officers already present in the lot. Another [row 11] involved a patron who approached a female fellow patron in violation of an existing protective order, an event having no relationship to the restaurant. The other [row 18] involved a 19 year old, 5', 90# female, who had not been a patron of the restaurant and whose "assault" on the complaining policeman took place at the magistrate's office, not at the Address.
7. Of the 2 remaining arrests, row 8 was for possession of a false ID committed at a time [03:31AM] when the restaurant had been closed for 1.5 hours, indicating there was no relationship between the restaurant and the offense. Row 13 was the arrest of a black male

for driving on a revoked permit, an offense which it is difficult to connect to the restaurant in any way.

LIST 3

1. Of the 19 arrests alleged to have been made outside the Address, but to have some association with the restaurant, 9 of them [rows 2,4,5,6,7,9,10,13 & 18] involve the use of a motor vehicle and are either DWI or drinking while driving. This is consistent with the police following patrons from the restaurant's parking lot. The row 2 arrestee, a 56 year old male, had no connection to the restaurant. The row 4 arrestee, a 49 year old black female, had her drinks at National Harbor, not the restaurant. The row 4 arrest took place at 3:52AM, almost 2 hours after the restaurant closed. The arrests in rows 5 & 6 were not shown in the VCIS, suggesting they may not have occurred. The Commonwealth Attorney declined to prosecute the row 7 arrest although the defendant had no counsel. The arrest pattern indicates that the standard of "reasonable cause" for a traffic stop used by the police in some of these arrests is that the driver left the restaurant's parking lot. Row 13 was amended to reckless driving because of doubt as to reasonable cause.
2. Of the 10 remaining arrests, 4 [rows 1,11,12 & 14] are drunk in public/profanity. Row 11 does not appear in the VCIS. It is difficult to fault the restaurant because a patron, after leaving the premises, responds with anger after being braced by the police in another location. Row 14 is the same incident as list 1, row 40, and list 2, row 7. The PD is placing the incident in 2 locations at once.
3. Of the 6 remaining arrests, row 8 was a prosecution initiated by the restaurant for an attempt to pass counterfeit currency in the restaurant, which should not be held against the restaurant and has no connection the dancing activity.
4. Of the 5 remaining arrests, row 17 is the same as list 1, row 46, & list 2, row 18, and was addressed above in ¶6 of the list-2 analysis. This arrest of a non-patron for an event taking place at the magistrate's office was in 3 lists when it should have been in none.
5. Of the 4 remaining arrests, 2 [rows 15 & 16] were for underage purchase of alcohol at a location other than the address [and received deferred disposition]. Again, arrests of non-patrons not at the address do not belong in these lists.
6. The 2 remaining arrests [rows 3 & 19] were for possession of controlled substances. The row 19 arrest had no connection to the restaurant.

LIST 4

1. Of the 26 incidents, which allegedly took place after a suspect or victim left the address, 11 of them are on list 3 [see fn. 8] and have been addressed in the list 3 analysis. 1[row 18] is on list 2 twice, indicating confusion about the location of the incidents, which were addressed in the list 2 analysis.
2. Of the 14 remaining incidents, 6 of them [rows 8,12,14,17,23 & 25] took place on days of the week or at times when dancing was not taking place.
3. Of the 8 remaining incidents, 2 involved motor vehicles. 1[row 2] was an operator's license violation, not resulting an arrest, which could have no association with the restaurant. The other [row 10] is an alleged DWI which did not result in an arrest.
4. Of the 6 remaining incidents, 1[row26] had been included on list 1[row 49] as an at Address incident. The incident, "service-civil dispute" is the police's activity and does not indicate any undesirable activity by a restaurant patron.
5. The 5 remaining off Address incidents [rows 11,13,15,20 & 21] included marijuana possession, larceny, order violation, assault, and unlawful weapons, were not serious enough to warrant arrests and cannot rationally be connected to the restaurant's dancing activity.

DISCUSSION

Analysis of the lists, together with representations by counsel for the arrestees, indicates that, of the 161 asserted incidents/arrests, only 26 of the incidents and 15 of the arrests [made over a period exceeding 7 months], could possibly be associated with the dancing activities at the restaurant. The incident reports are suspect with regard to accuracy because of the profuse duplication and apparent claims that several incidents took place both at and away from the Address. Without the incident reports, which the Police refuse to disclose, there is no way to know if the 26 incidents were associated with the restaurant, much less with the dancing.

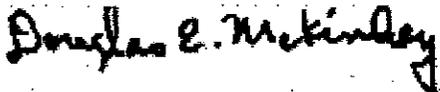
Because some of the arrestees were represented by counsel, who were willing to discuss the arrests, it was learned that, in at least 5 of the arrests, contrary to the lists' assertions, there was no association between the arrests and the restaurant. This, combined with the inclusion of several of the same arrests in lists of events alleged to have taken place in different locations, makes the veracity of the arrest lists suspect. The information received from defense counsel, and

the observations of restaurant staff, indicate that the PD has been persecuting the restaurant by maintaining a continuous presence in the late evening in the parking lot, accosting patrons in the parking lot, following patrons' vehicles from the parking lot and stopping them without reasonable cause. The PD has, on at least one occasion, set up a traffic stop check point, the effect of which is required to be nondiscriminatory, at a location [N. Kings Hgwy.] and at a time designed to intercept departing restaurant patrons. The restaurant's owner's vehicle was recently pulled over by Officer D. Ferreira after being followed for some time without any discernable reasonable cause and the owner was asked questions about the restaurant [no traffic citation issued]. 2 officers [Pyzowski & Lauts] have accounted for 35% of the verifiable arrests. The PD is practicing a form of profiling with respect to the restaurant, which is illegal and is designed to, and is, harming the restaurant.

CONCLUSION

The PD's lists, and its conduct, were designed, and manipulated, to give an adverse impression of the Applicant. The facial inaccuracies in the lists, and the wide variations in factual assertions which occur when the claims can be investigated, combined with the PD's refusal to supply the incident reports and the PD's obvious implemented prejudice against the Applicant, would make it unfair, and a violation of the Applicant's due process rights, to use the PD's lists for any purpose related to the Application.

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By Counsel



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- List 1

All Calls for Service and Incidents reported between 08/07/2009 and 09/20/2010 at 6220 Richmond Highway (as of 9/20/10)
 Event number denotes officers were dispatched to location. Case number denotes an investigation was complete/ report was filed

Event Number	Date	DOW	TIME	streetnbr	Street	Event
20092970064	10/24/09	Sat	1:54	6220	RICHMOND HWY	FRAUD/FLIMFLAM
20093210017	11/17/09	Tue	1:54	6220	RICHMOND HWY	DRUNK IN PUBLIC
20093250030	11/21/09	Sat	1:47	6220	RICHMOND HWY	DRUNK IN PUBLIC
20093250039	11/21/09	Sat	0:15	6220	RICHMOND HWY	DRUNK IN PUBLIC
20093280025	11/24/09	Tue	2:34	6220	RICHMOND HWY	VEHICLE STOLEN/RECOVERY
20093330157	11/29/09	Sun	13:33	6220	RICHMOND HWY	FRAUD/FLIMFLAM
20093340013	11/30/09	Mon	0:59	6220	RICHMOND HWY	NARCOTICS EVENT
20093390041	12/5/09	Sat	0:18	6220	RICHMOND HWY	SIMPLE ASSAULT
20093390054	12/5/09	Sat	0:18	6220	RICHMOND HWY	PUBLIC SERVICE (PD)
20093390156	12/5/09	Sat	1:10	6220	RICHMOND HWY	TRAFFIC STOP
20093390231	12/5/09	Sat	1:46	6220	RICHMOND HWY	SUBJECT STOP
20093400110	12/6/09	Sun	1:01	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
20093412416	12/7/09	Mon	17:32	6220	RICHMOND HWY	CIVIL DISPUTE
20093460007	12/12/09	Sat	0:37	6220	RICHMOND HWY	SUSPICIOUS EVENT
20093490013	12/15/09	Tue	0:27	6220	RICHMOND HWY	NARCOTICS EVENT
20093512640	12/17/09	Thu	18:16	6220	RICHMOND HWY	NOISE VIOLATION
20093520087	12/18/09	Fri	0:45	6220	RICHMOND HWY	SUSPICIOUS EVENT
20093522391	12/18/09	Fri	16:22	6220	RICHMOND HWY	SIMPLE ASSAULT
20093560119	12/22/09	Tue	1:44	6220	RICHMOND HWY	UNKNOWN SIT/CALL FOR HELP
20093600014	12/26/09	Sat	0:33	6220	RICHMOND HWY	DISORDERLY CONDUCT
20093600156	12/26/09	Sat	2:12	6220	RICHMOND HWY	ACCIDENT - HIT & RUN
20093630016	12/29/09	Tue	2:06	6220	RICHMOND HWY	LARCENY
20093652618	12/31/09	Thu	23:54	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
20100010601	1/1/10	Fri	5:24	6220	RICHMOND HWY	ACCIDENT WINJ - MEDIC REQ (PD)
20100030181	1/3/10	Sun	1:31	6220	RICHMOND HWY	DRIVING WHILE INTOXICATED
20100130245	1/13/10	Wed	16:38	6220	RICHMOND HWY	LARCENY
20100190003	1/18/10	Mon	22:18	6220	RICHMOND HWY	TRAFFIC STOP
20100260024	1/26/10	Tue	1:08	6220	RICHMOND HWY	ASSAULT W/WEAPON - STABBING (PD)
20100300015	1/30/10	Sat	2:05	6220	RICHMOND HWY	DESTRUCTION OF PROPERTY
20100580030	2/27/10	Sat	1:29	6220	RICHMOND HWY	SIMPLE ASSAULT
20100710007	3/12/10	Fri	0:32	6220	RICHMOND HWY	LARCENY
20100780208	3/19/10	Fri	15:28	6220	RICHMOND HWY	ASSAULT W/WEAPON (PD)

20100780231	3/19/10	Fri	19:23	6220	RICHMOND HWY	LARCENY
20100790018	3/20/10	Sat	0:36	6220	RICHMOND HWY	SIMPLE ASSAULT
20100790029	3/20/10	Sat	2:35	6220	RICHMOND HWY	DISORDERLY CONDUCT
20100820024	3/23/10	Tue	1:08	6220	RICHMOND HWY	FORGERY - COUNTERFEITING CURRENCY
20101010009	4/11/10	Sun	0:14	6220	RICHMOND HWY	DISORDERLY CONDUCT
20101210059	5/1/10	Sat	3:31	6220	RICHMOND HWY	SUBJECT STOP
20101210206	5/1/10	Sat	1:15	6220	RICHMOND HWY	NARCOTICS EVENT
20101210060	5/1/10	Sat	3:33	6220	RICHMOND HWY	SUBJECT STOP
20101520013	6/1/10	Tue	1:07	6220	RICHMOND HWY	DESTRUCTION OF PROPERTY
20101700029	6/19/10	Sat	1:40	6220	RICHMOND HWY	ASSAULT
20101720032	6/21/10	Mon	1:30	6220	RICHMOND HWY	PAPER
20101860223	7/5/10	Mon	19:31	6220	RICHMOND HWY	DRUNK IN PUBLIC
20101900024	7/9/10	Fri	1:49	6220	RICHMOND HWY	DISORDERLY CONDUCT
20102010019	7/19/10	Mon	23:03	6220	RICHMOND HWY	DRUNK
20102060012	7/25/10	Sun	0:36	6220	RICHMOND HWY	ASSAULT
20102340027	8/22/10	Sun	2:41	6220	RICHMOND HWY	ASSAULT
20102480215	9/5/10	Sun	23:30	6220	RICHMOND HWY	DISORDERLY CONDUCT
E092970154	10/24/09	Sat	1:27	6220	RICHMOND HWY	COMMUNITY FOOT PATROL
E092981789	10/25/09	Sun	16:20	6220	RICHMOND HWY	SUSPICIOUS EVENT
E093022738	10/29/09	Thu	18:08	6220	RICHMOND HWY	PUBLIC SERVICE (PD)
E093072905	11/3/09	Tue	19:12	6220	RICHMOND HWY	TRAFFIC STOP
E093180042	11/14/09	Sat	0:19	6220	RICHMOND HWY	COMMUNITY FOOT PATROL
E093210121	11/17/09	Tue	1:16	6220	RICHMOND HWY	NOISE VIOLATION
E100080133	1/8/10	Fri	2:45	6220	RICHMOND HWY	TRESPASSING
E100090100	1/9/10	Sat	0:47	6220	RICHMOND HWY	SUSPICIOUS PERSON
E100122415	1/12/10	Tue	17:07	6220	RICHMOND HWY	ACCIDENT - PROPERTY DAMAGE
E100142980	1/14/10	Thu	19:29	6220	RICHMOND HWY	INVESTIGATION: POLICE DEPARTMENT
E100202460	1/20/10	Wed	18:29	6220	RICHMOND HWY	SUSPICIOUS PERSON
E100230224	1/23/10	Sat	2:09	6220	RICHMOND HWY	DISORDERLY CONDUCT
E100230229	1/23/10	Sat	2:10	6220	RICHMOND HWY	DISORDERLY CONDUCT
E100260121	1/26/10	Tue	1:12	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
E100282171	1/28/10	Thu	15:47	6220	RICHMOND HWY	SUSPICIOUS PERSON
E100353347	2/4/10	Thu	23:37	6220	RICHMOND HWY	DRUNK IN PUBLIC
E100452378	2/14/10	Sun	23:25	6220	RICHMOND HWY	TRAFFIC STOP
E100512539	2/20/10	Sat	22:52	6220	RICHMOND HWY	TRAFFIC COMPLAINT/VIOLATION
E100572346	2/26/10	Fri	16:22	6220	RICHMOND HWY	TRAFFIC STOP
E100610232	3/2/10	Tue	3:41	6220	RICHMOND HWY	INVESTIGATION: POLICE DEPARTMENT

E100622416	3/3/10	Wed	18:27	6220	RICHMOND HWY	ACCIDENT - PROPERTY DAMAGE
E100660149	3/7/10	Sun	1:28	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
E100731382	3/14/10	Sun	16:00	6220	RICHMOND HWY	SUSPICIOUS PERSON
E100743101	3/15/10	Mon	23:43	6220	RICHMOND HWY	WARRANT SERVICE: ARREST
E100743103	3/15/10	Mon	23:43	6220	RICHMOND HWY	WARRANT SERVICE: ARREST
E100890005	3/30/10	Tue	0:01	6220	RICHMOND HWY	NOISE VIOLATION
E100940060	4/4/10	Sun	0:21	6220	RICHMOND HWY	PUBLIC SERVICE (PD)
E101111306	4/21/10	Wed	10:51	6220	RICHMOND HWY	LOST OR FOUND PROPERTY
E101210050	5/1/10	Sat	0:22	6220	RICHMOND HWY	NARCOTICS EVENT
E101360004	5/16/10	Sun	0:01	6220	RICHMOND HWY	TRAFFIC STOP
E101430167	5/23/10	Sun	1:24	6220	RICHMOND HWY	TRAFFIC STOP
E101710074	6/20/10	Sun	0:28	6220	RICHMOND HWY	DISORDERLY CONDUCT
E101710105	6/20/10	Sun	0:44	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
E101900205	7/9/10	Fri	2:22	6220	RICHMOND HWY	DRUNK IN PUBLIC
E101903010	7/9/10	Fri	20:55	6220	RICHMOND HWY	TRAFFIC STOP
E101910254	7/10/10	Sat	2:09	6220	RICHMOND HWY	ACCIDENT - HIT & RUN
E101910365	7/10/10	Sat	3:14	6220	RICHMOND HWY	SUBJECT STOP
E101990009	7/17/10	Sat	23:23	6220	RICHMOND HWY	SUSPICIOUS EVENT
E102183064	8/6/10	Fri	20:21	6220	RICHMOND HWY	INVESTIGATION: POLICE DEPARTMENT
E102190206	8/7/10	Sat	1:42	6220	RICHMOND HWY	PUBLIC SERVICE (PD)
E102193124	8/7/10	Sat	22:13	6220	RICHMOND HWY	SUSPICIOUS PERSON
E102310047	8/19/10	Thu	0:19	6220	RICHMOND HWY	ACCIDENT
E102340350	8/22/10	Sun	3:07	6220	RICHMOND HWY	ASSAULT
E102383378	8/26/10	Thu	23:46	6220	RICHMOND HWY	SUSPICIOUS SUBJECT
E102400263	8/28/10	Sat	1:55	6220	RICHMOND HWY	ASSAULT
E102410221	8/29/10	Sun	1:24	6220	RICHMOND HWY	DISORDERLY CONDUCT
E102612756	9/18/10	Sat	23:25	6220	RICHMOND HWY	SUBJECT STOP
E102630169	9/20/10	Mon	2:08	6220	RICHMOND HWY	FIGHT

Arrests made at 6220 Richmond Highway at Fast Eddles Establishment (As of 9/20/2010)

(One arrest can consist of multiple charges)

List 2

Last Name	First Name	age	race	sex	Arrest Id	Case Id	charge	Date
ARDON-LAINEZ	MARIO	24	W	M	2010007522	20100190003	DWI: 2ND OFF W/IN 5-10Y, BAC .15-.20%	1/18/10
ELDER	SARCENO	25	W	M	2010010606	20100580030	ASSAULT: ON LAW ENF/JUDGE/DOC/FIRE/EMER	2/27/10
ELDER	SARCENO	25	W	M	2010008459		ASSAULT: ON LAW ENF/JUDGE/DOC/FIRE/EMER	2/27/10
MATTERN	CHRISTINA	23	W	F	2010015203	20100720022	DWI: 1ST OFFENSE	3/13/10
WOLFE	PAUL	30	W	M	2010007975	20100710007	GRAND LARCENY: \$5+ FROM A PERSON (PICK P	3/14/10
RODRIGUEZ	VICTOR	21	H	M	2010013128	20100790026	ASSAULT: ON LAW ENF/JUDGE/DOC/FIRE/EMER	3/20/10
OVIEDO	ORLIN	31	H	M	2010014852	20101210060	DRUNK IN PUBLIC OR PROFANE	5/1/10
RAMIREZ-AGUILAR	DAVID	25	W	M	2010016245	20101210059	IDENTITY THEFT: POSSESS FICTITIOUS ID CARD	5/1/10
CASTILLO-SANTOS	CESAR	31	H	M	2010018987	20101520013	OBSTRUCT JUSTICE: W/ THREATS/FORCE	6/1/10
LEZAMA CRUZ	DOUGLAS	33	W	M	2010018991	20101520013	DRUNK IN PUBLIC OR PROFANE	6/1/10
GUERRERO	SELVIN	24	W	M	2010021465	20101700029	MALICIOUS BODILY INJURY	6/19/10
HAYNES	DONALD	66	W	M	2010023561	20101860223	DRUNK IN PUBLIC OR PROFANE	7/5/10
ARIAS	RICHARD	20	B	M	2010023996		LIC REVOKED: DR W/O LICENSE, 1 OFF	7/9/10
RAMOS	EDWIN	22	W	M	2010024014	20101900024	DRUNK IN PUBLIC OR PROFANE	7/9/10
STROM JR	WILLIE	20	B	M	2010024036	20101900024	DRUNK IN PUBLIC OR PROFANE	7/9/10
RAWLINGS	MATTHEW	21	W	M	2010024298		DRUNK IN PUBLIC OR PROFANE	7/10/10
FLORES	JOSELIN	22	W	F	2010024412	20101910040	DWI: 1ST OFF, BAC .15-.20%	7/10/10
ESCOBAR	ERIEDA	19	W	F	2010025471	20102010019	ASSAULT: ON LAW ENF/JUDGE/DOC/FIRE/EMER	7/20/10
PAVONE	JAMES	51	W	M	2010026365	20102080274	DWI: 1ST OFFENSE	7/27/10

Arrests made of offender(s) outside of 6220 Richmond Highway (Offender's or Officer's statement refer to Fast Eddles Establishment)

List 3

Last Name	First Name	age	race	sex	Arrest Id	Case Id	charge	Date
AGUILERA ORELLANA	JOSE	35	H	M	2010002025	20100260018	DRUNK IN PUBLIC OR PROFANE	1/26/2010
LOPEZ	ANDRES	56	H	M	2010003635	20100470010	DWI: 1ST OFFENSE	2/16/2010
LANDINO	NICHOLAS	20	W	M	2010006013	20100650016	DRUGS: POSSESS MARIJUANA	3/5/2010
GRAY	GARNETT	49	B	F	2010005939	20100650054	DWI: 1ST OFFENSE	3/6/2010
PERDOMO	MEDINA	30	H	M	2010007604	20100750022	DWI: 1ST OFFENSE	3/16/2010

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List 3 (cont.)

HURTADO	JULIO	33 H	M	2010007610	20100750023	DRINKING WHILE DRIVING OR OPEN CONTAINER	3/16/2010
ORELLANA	ERIC	22 H	M	2010008630	20100790018	DRINKING WHILE DRIVING OR OPEN CONTAINER	3/20/2010
SEGOVIA MONTES	OSCAR	25 H	M	2010009040	20100820024	BANK NOTE/COIN: FORGERY	3/23/2010
RODRIGUEZ	JUAN	29 H	M	2010012898	20101080032	DWI: 1ST OFFENSE	4/2/2010
ROBINSON	SUZANNE	47 W	F	2010010926	20100930216	DWI: 2ND OFF W/IN 5 Y	4/3/2010
TORRES	CYNTHIA	21 H	F	2010010692	20100930052	DRUNK IN PUBLIC OR PROFANE	4/3/2010
CRUZ ROSAS	ANDY	21 H	M	2010010694	20100930052	DRUNK IN PUBLIC OR PROFANE	4/3/2010
IRAHETA RUIZ	MILTON	27 W	M	2010011950	20101010033	DWI: 1ST OFFENSE	4/11/2010
OVEIDO	ORLIN	31 H	M	2010014852	20101210060	DRUNK - DRUNK/PROFANE IN PUBLIC	5/1/2010
COREAS	SUSANA	19 W	F	2010023398	20101850012	ABC - ILLEGAL POSSESSION ALCOHOL	7/4/2010
TURCOS	MELINDA	19 W	F	2010023426	20101850012	ABC - ILLEGAL POSSESSION ALCOHOL	7/4/2010
ESCOBAR	ERIEDA	19 W	F	2010025471	20102010019	ASSAULT - SIMPLE ASSAULT ON LEO	7/20/2010
JUAREZ VARGAS	MARCOS	24 B	M	2010028019	20102190030	DWI - DWI ALCOHOL	8/7/2010
ESCOBAR-ELVIR	ANGEL	29 W	N	2010029939	20102340011	DRUGS - OPIUM/COCAINE POSSESSION	8/22/2010

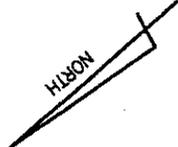
Cases below are incidents that occurred after suspect(s) or victim(s) left address of 6220 Richmond Highway (As of 9/20/10)

List 4

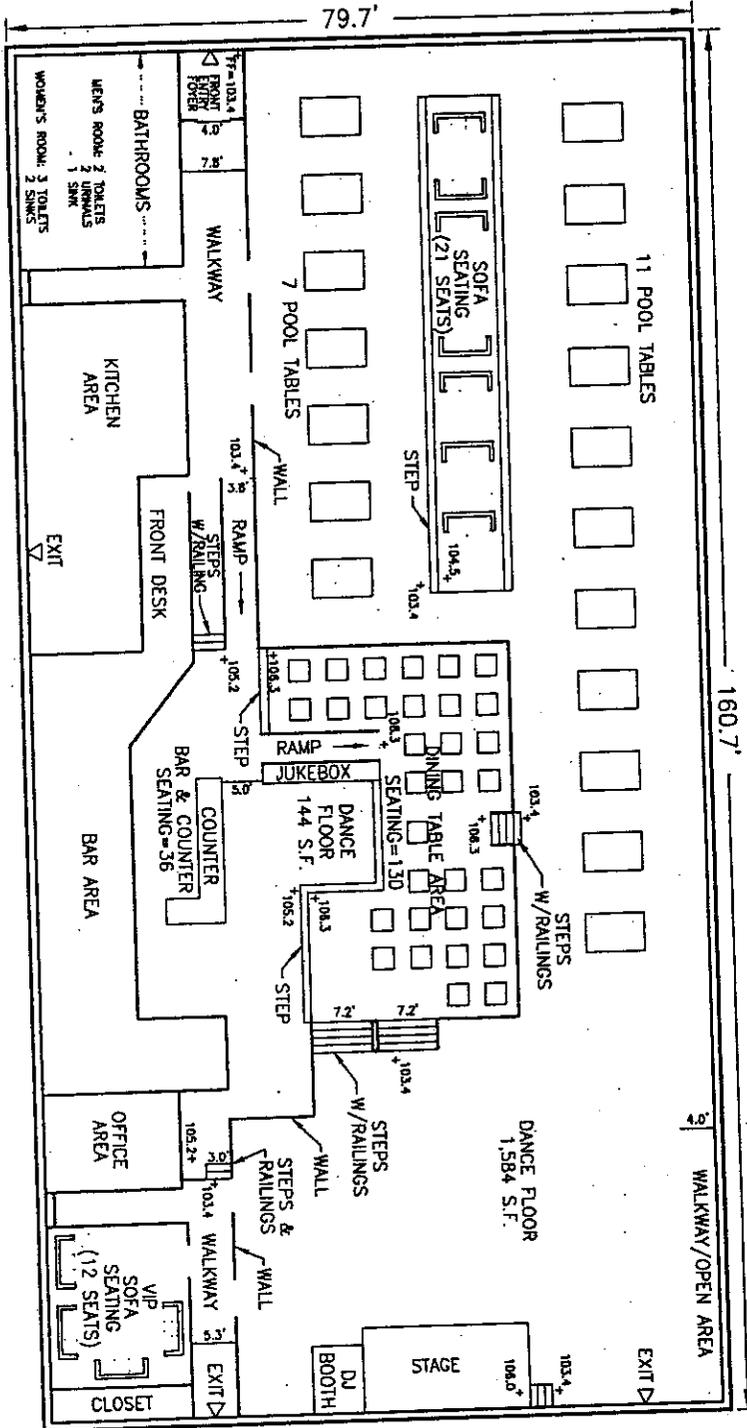
Case Number	date_rept	DOW	Time	streetnbr	street	Offense
20100260018	01/26/10	Tue	1:33	6040	RICHMOND HWY	DRUNK - DRUNK/PROFANE IN PUBLIC
20100330012	02/02/10	Tue	2:03		LOCKHEED BLVD / RICHMOND HWY	TRAFFIC - OPERATORS LICENSE VIOLATIONS
20100470010	02/16/10	Tue	1:13	5831	NORTH KINGS HWY	DWI - DWI ALCOHOL
20100650016	03/05/10	Fri	23:41	2504	JAMAICA DR	DRUGS - MARIJUANA POSSESSION
20100650054	03/06/10	Sat	3:52		MEMORIAL ST / RICHMOND HWY	DWI - DWI ALCOHOL
20100750022	03/16/10	Tue	2:00		HUNTINGTON AVE / RICHMOND HWY	DWI - DWI ALCOHOL
20100750023	03/16/10	Tue	2:09	5871	RICHMOND HWY	DWI - DWI ALCOHOL
20100930216	04/03/10	Sat	18:39	2779	DAWN DR	DWI - DWI ALCOHOL
20101010033	04/11/10	Sun	1:26	2645	FAIRHAVEN AVE	DWI - DWI ALCOHOL
20101080032	04/18/10	Sun	2:04	5989	RICHMOND HWY	DWI - DWI ALCOHOL
20101210206	05/01/10	Sat	1:15	6220	RICHMOND HWY	DRUGS - MARIJUANA POSSESSION
20101210079	05/01/10	Sat	7:27	3921	OLD MILL RD	SERVICE - LOST/FOUND PROPERTY
20101380018	05/18/10	Tue	2:18	3009	SCHOOL ST	LARCENY - ALL OTHER LARCENY
20101700058	06/19/10	Sat	7:41	6222	RICHMOND HWY	DESTRUCTION - PRIVATE PROPERTY
20101720032	06/21/10	Mon	1:30	6220	RICHMOND HWY	ORDER - VIOLATE EPO/PO/PRO
20101850012	7/4/10	Sun	0:08	6159	BANGOR DR	ABC - ILLEGAL POSSESSION ALCOHOL
20101860223	7/5/10	Mon	19:31	6220	RICHMOND HWY	DRUNK - DRUNK/PROFANE IN PUBLIC
20101900024	7/9/10	Fri	1:49	6220	RICHMOND HWY	DRUNK - DRUNK/PROFANE IN PUBLIC
20102010019	7/19/10	Mon	23:03	6220	RICHMOND HWY	ASSAULT - SIMPLE ASSAULT ON LEO
20102060012	7/25/10	Sun	0:36	6220	RICHMOND HWY	ASSAULT - SIMPLE, NOT AGGRAVATED
20102110013	7/30/10	Fri	1:24		BELLEVIEW AVE / RICHMOND HWY	WEAPONS - UNLAWFUL DISCHARGE/RECKLESS HANDLING
20102190030	8/7/10	Sat	2:03		FURMAN LN / SOUTH KINGS HWY	DWI - DWI ALCOHOL
20102310007	8/18/10	Wed	23:18	2405	FAIRHAVEN AVE	ROBBERY - FIREARM
20102340011	8/22/10	Sun	0:16		BANGOR DR / FAIRHAVEN AVE	DRUGS - OPIUM/COCAINE POSSESSION
20102340027	8/22/10	Sun	2:41	6220	RICHMOND HWY	ASSAULT - SIMPLE, NOT AGGRAVATED
20102480215	9/5/10	Sun	23:30	6220	RICHMOND HWY	SERVICE - CIVIL DISPUTE

AH 4

FRONT PARKING

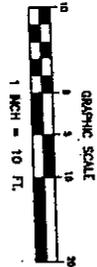


79.7'



160.7'

RICK'S CARPET



SIDE PARKING

NOTES:

CLIENT: WERN ASHAR
 8220 RICHMOND HIGHWAY
 ALEXANDRIA, VA 22306
 ZONE: C-8
 TAX MAP#: 083-3-01-0027C&D
 FLOOR ELEVATIONS SHOWN THIS: 103.4
 DATUM ASSUMED

FLOOR PLAN
 FOR
FAST EDDIE'S
 LOCATED AT
 #8220 RICHMOND HIGHWAY
 FAIRFAX COUNTY, VIRGINIA
 DATE: DECEMBER 15, 2010
 SCALE: 1" = 10'

REAR PARKING

RCF FIELDS, P. & ASSOCIATES
 A PROFESSIONAL CORPORATION

• LAND SURVEYING • SITE PLANNING • SUBDIVISION DESIGN
 730 S. Washington St. Alexandria, Virginia 22314 (703) 549-6422

FILE NO. 08-107
 SHEET 1 OF 1

COMP.	SPL.
DRAWN	SPL.
CHECKED	RCF

Hedrick, Debbie

From: JCKelse@aol.com
Sent: Tuesday, September 21, 2010 11:35 AM
To: Hedrick, Debbie
Subject: Yes to meeting October 7 and --

1. October 7 is confirmed for our meeting with Staff and Police Dept. in your conference room 805.
2. We have been in conversation with Lt. Wall with the Police Department. We are withdrawing our request to allow anyone under 21 for dancing. You may feel free to forward this email on to him. After our meeting, I will send a formal letter for inclusion in your Staff Report which not only addresses this withdrawal, but also provides our additional justification for our request.
3. It is my understanding that the Police Dept. has no opposition to the continuation of the dance portion of the Special Permit; however, they are concerned with the hours of operation since that could have an impact on their department if police presence is required. Our response is, if Fast Eddies has no problems that necessitate the Police presence, then it should have no impact. We are working to achieve this goal.
4. A new security company has been hired and has now been there for a couple of months during which there have been no incidents, I am told. I have not reviewed the incidents. The Police Department says we cannot use the on-line listing, so hopefully, they will provide us with that information at the meeting.
5. We will be bringing the information provided by the Police Dept. we obtained by FOIA to the meeting. We have questions and concerns about many of the incidents that are listed. Mr. McKinley is prepared to present his findings in this regard.

Do you believe we should have a representative of the security company present at our meeting?

Thanks.



Jane Kelsey & Associates, Inc.
Land Use Consultants
4041 Autumn Court
Fairfax, VA 22030-5168
703-385-4687 (Office)
jckelse@aol.com

MAR 19 2010

Zoning Evaluation Division

**WRITTEN STATEMENT DESCRIBING PROPOSED USE
AS REQUIRED UNDER SECTION 8-011, Par. 6.**

Type of Operation: Billiard Parlor, Dance Hall, and Eating Establishment. Amend SPA 95-V-031-3 for a billiard parlor and dance hall located at 6220 Richmond Highway to change Development Conditions to allow permanent dance floor use, expand dance floor space, change hours and days of operation of the dance floor, and other related changes. The dance hall Special Permit Amendment approved April 4, 2009, was conditioned to two years. The BZA required that the Permittee reapply for the dance hall portion of the Special Permit prior to the expiration of that two year period.

Background: When the Applicant, SNSA, Inc. d/b/a Fast Eddies Billiard Café purchased the business at 6220 Richmond Highway, additional security personnel both inside and outside was hired, hip-hop music was not permitted and over-all monitoring has been enhanced. A gate to the back parking lot has been installed by the new Permittee. This was a condition of the previous owners' approval, but had not been done. These new practices have created a successful, profitable, safe business, where families feel comfortable. It appears the reason why Staff recommended and the BZA limited the dance hall to two years without further Board approval was because of parking violations with overflow parking and an occasional disturbance on the nearby streets. Since the implementation of the new practices the Applicant believes these issues have been resolved. The community has been contacted in an effort to open the lines of communication so should there be any future problem, it can be quickly resolved. Consequently, the Applicant believes of a permanent Special Permit should be approved.

The following Condition changes are requested:

Condition No. 1 precludes the Permittee from changing the trade name of the business without approval of the BZA. The Permittee would like the option to operate under a name that does not connote a relationship with the other "Fast Eddies" billiard establishments in Northern Virginia. It is requested that the words "DBA Fast Eddie's Billiard Café" be deleted from first sentence of Condition No. 1, and the following sentence be added at the end of Condition No. 1.

"The Permittee may change the trade name of the business in accordance with the Virginia State Code, Fairfax County Code, and informing the Fairfax County Zoning Administrator in writing of the change."

Condition No. 5. Request the number of dining seats at tables and counter (bar) in the by-right eating establishment be increased to 136 in accordance with the parking tabulation analysis.

Condition No. 6. Dance Floor Space, Dance Floor Occupancy Restrictions and Occupancy Load Restrictions:

Request: The Applicant requests that the occupancy load for both the dance floor and for the overall premises be removed as a Special Permit condition and that occupancy load and be determined under the Fire Prevention Code by the Fire Marshall or his assigned agent.

The Applicant believes that in accordance with the Virginia State Code, the determination of the occupancy load is under the Fire Prevention Code and is appropriately made by the Fire Marshall's office or Building Official. We could not find specific wording in the Fire Prevention Code or the Building Code which sets forth specific space requirement for a person on a dance floor or for a business establishment. There seems to be many factors involved such as number of exits, restrooms and number of toilets, size of ventilation system, etc. For instance, if the reason for the limitation happens to be because of an inadequate ventilation system, such mechanical items can be replaced to gain a higher occupancy load. To require returning to the BZA if the ventilation system is replaced seems overly cumbersome and without cause. In some cases, the components of the occupancy load number set forth in the April 2, 2008 letter seems to be based not only upon fixed objects such as pool/billiard tables, moveable objects such as chairs and stools, but also standing space, and employees. It is noted that in past discussions with DPWES staff, we were advised that the area of the kitchen and restrooms, utility rooms, had to be deleted from the computations. Since the issue of Occupancy Load is one that is typically addressed in more detail after the BZA approves any commercial use or non-residential use, we would like this condition deleted from the BZA Special Permit Amendment Conditions to give the applicant the option to request an occupancy load determination from the Fire Marshall or Building Official.

The applicant also **requests** an increase in the size of the dance floor. The main dance floor would be 1872 square feet to include the area in front of the juke box. In addition, the applicant was advised by Zoning Inspectors that dancing in front of the juke box would be a violation if that area was not specifically approved on the Special Permit Plat. There is 182 square feet in that area. Although that area is not used for dancing, the applicant does not want to take the chance of being in violation should someone decide to dance there.

The applicant would also like the flexibility of rearranging the furniture in the room, depending upon how she believes might be most advantageous for the business.

Conditions Nos. 7 and 8: Hours of Operation:

There are three distinct uses associated with the business addressed by SPA 95-V-031-1, a billiard parlor, a dance hall, and an eating establishment (a by-right use) with an ABC license. Overall hours of operation authorized or approved in Condition No. 7 is from 10:00 A.M. to 2:00 A.M. daily. Condition No. 8 restricted dancing from 8:00 P.M. to 1:00 A.M. Friday, Saturday, Sunday, and Monday. The billiard parlor may be open for the playing of pool daily. Prohibiting the use of the dance floor an hour before the end of the beverage sales or the playing of pool on Tuesday, Wednesday, and Thursday appears to be without basis.

Limiting persons from entry into the establishment during the hours of dancing who are not 21 years of age does not appear reasonable. It is doubtful if exposure to dancing is any more a moral risk to those under the age of 21 than is pool and billiards, amusement machines or the listening to records on the juke box. The sale of alcohol to a minor is one that every restaurant must enforce, thus the requirement that the establishment must verify that alcohol can only be sold and consumed by persons over 21 years of age by providing proof of age at any time. By limiting the age of persons entering the facility after 8:00 p.m. limits families with children less than 21 years of age who might wish to eat in the restaurant. This in turn limits the amount of food sold. The amount of food sold affects the ABC regulation regarding the ratio of the sale of food to the sale of alcohol. We request this portion of the SPA Condition be deleted.

It is requested that Conditions 7 and 8 be combined as follows:

The hours of operation of the business are unrestricted except that it shall be closed from 2:00 A.M. until 6:00 A.M. daily. Play or use of the billiard tables shall be restricted from 10:00 A.M. to 2:00 A.M. daily. Hours for the use of the dance floor may coincide with, but not exceed the hours when on-premises sale of alcoholic beverages is allowed by the Virginia Alcoholic Beverage Control Laws.

There are no other changes proposed.

Responses to Submission Requirements set forth in Sect. 8-011.

Traffic Impact: The traffic impact will not change. Dining patrons of the restaurant may also use the dance floor, or play billiards. Peak traffic is in the evenings usually after 9:00 p.m. when most of the other businesses are closed.

Vicinity to be served: The Mt. Vernon and Lee District areas.

Description of building: See photos. No changes are proposed to the exterior building façade.

Hazardous materials: None.

Statement of conformance to provisions of all regulations: The establishment conforms to all Code regulations.

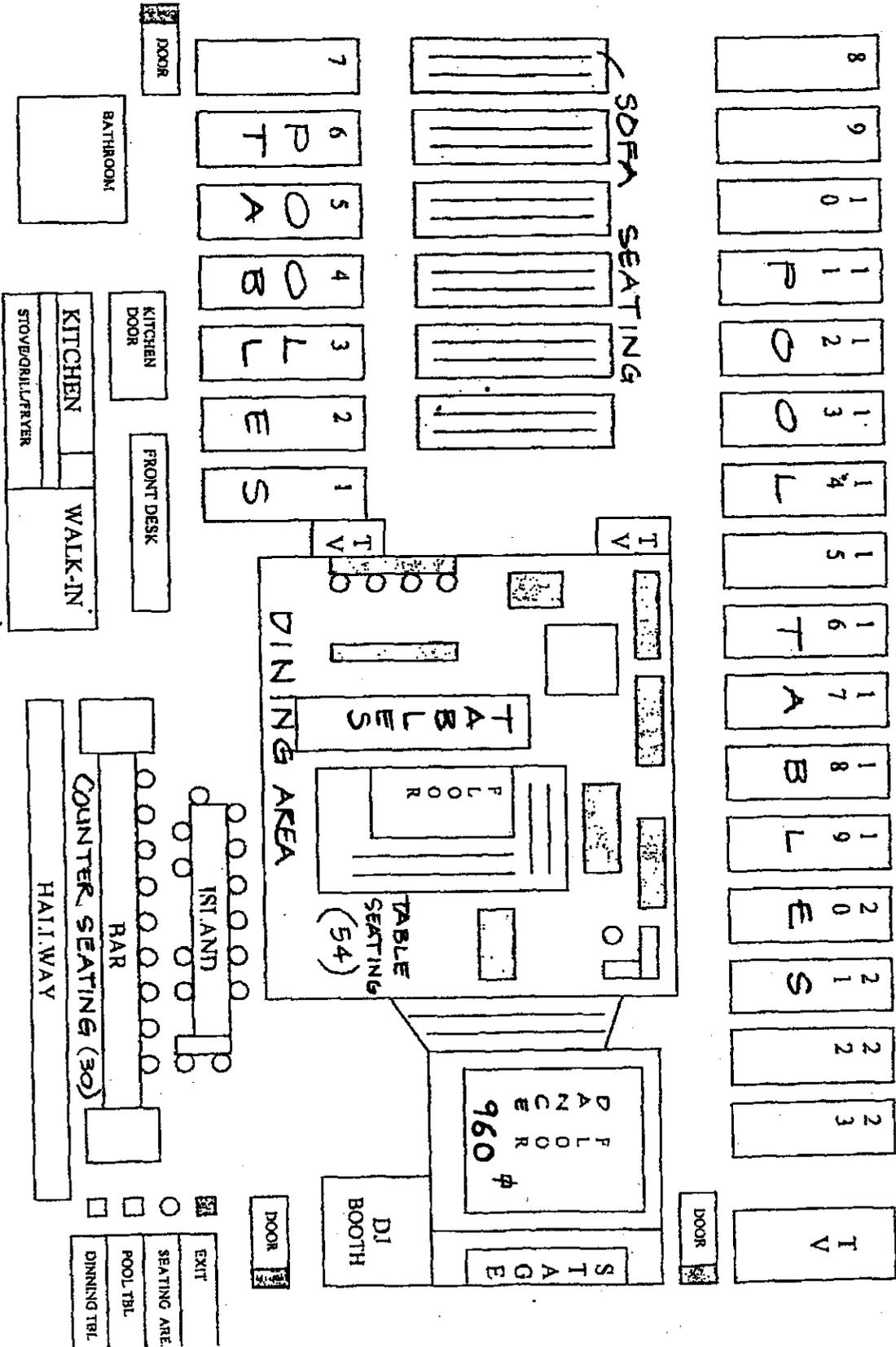
Background:

There are no changes proposed to the physical improvements on the property.

The use meets all of the Standards for Special Permit uses, is in harmony with the Comprehensive Plan recommendations for this area, and is compatible with the surrounding uses.

FAST EDDIE'S

FLOOR PLAN 3/3/09



● LAND SURVEYING ● SITE PLANNING ● SUBDIVISION DESIGN
 730 S. Washington St. Alexandria, Virginia 22314 (703) 549-6422

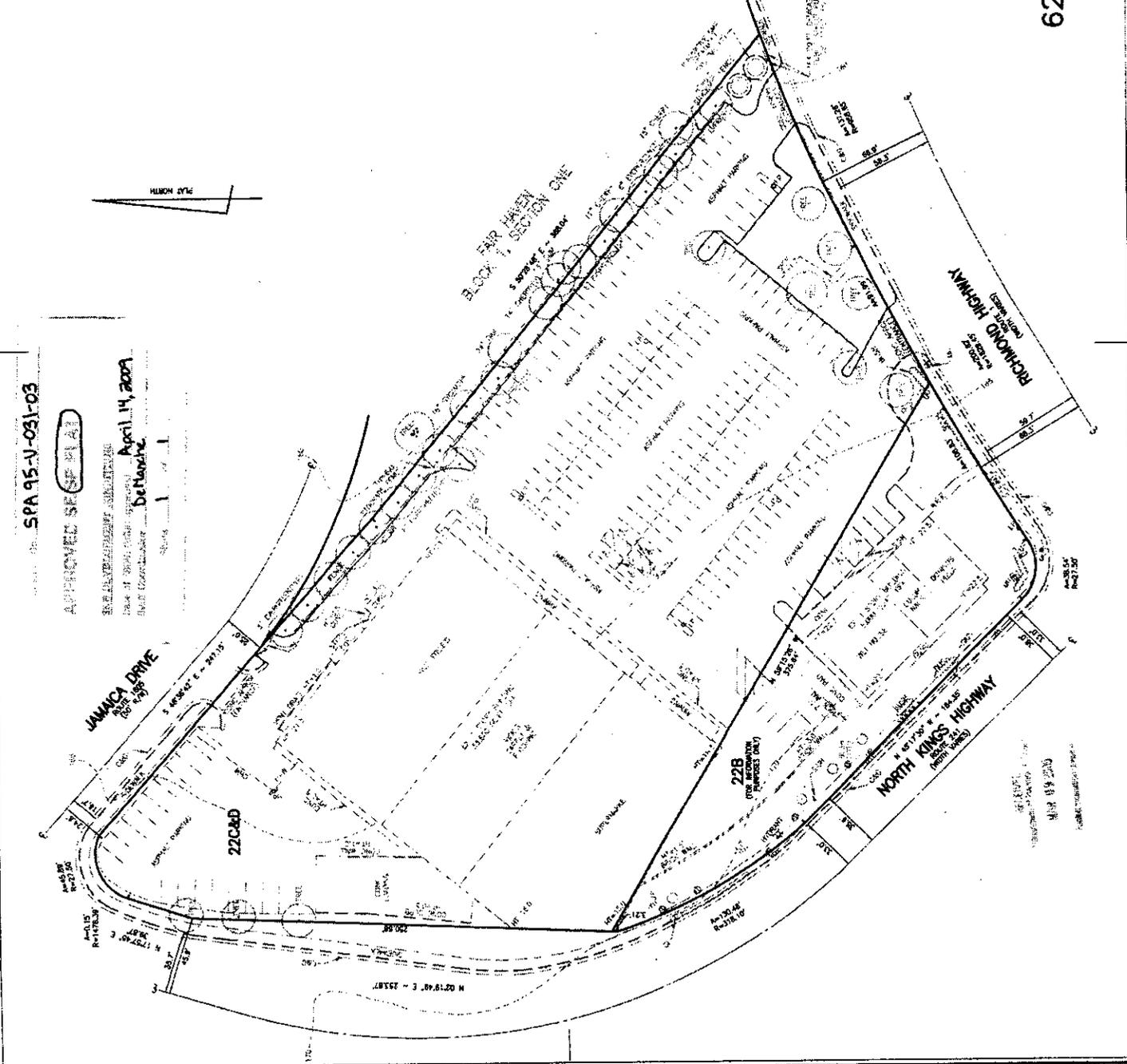
RFP **FIELD, JR. & ASSOCIATES**
 A PROFESSIONAL CORPORATION

- NOTES:**
- TAX MAP 083-3-01-0022CAD (FOR INFORMATION PURPOSES ONLY)
 083-3-01-0022B
 - ZONE C-8
 - CLIENT: FAST EDDIE'S
 OWNER: RICHMOND HIGHWAY, LLC
 11350 RANDOM HILLS ROAD
 SUITE 720
 FAIRFAX, VA 22030
 DB. 10728, PG. 1197
 - TOTAL SITE AREA: 123,806 SQ. FT.
 PARCEL 22CAD = 26,390 (FOR INFORMATION PURPOSES ONLY)
 EXISTING MAX BUILDING HEIGHT = 27.7 FEET
 - REQUIRED SETBACKS PER C-8 ZONE:
 FRONT = 45' ANGLE OF BULK PLANE NLT 40'
 SIDE = NO REQUIREMENT
 REAR = 20 FEET
 - PROPERTY SERVED BY PUBLIC WATER AND SANITARY SEWER.
 - ALL EXISTING STRUCTURES TO REMAIN
 ORIGINAL CONSTRUCTION DATE = 1969
 NO NEW CONSTRUCTION PROPOSED FOR THIS SITE.
 - PLAT SUBJECT TO RESTRICTIONS OF RECORD NO TITLE REPORT FURNISHED.
 - THERE ARE NO MAJOR UTILITY EASEMENTS LOCATED ON THE PROPERTY. FURTHER, THERE ARE NO EASEMENTS 25' IN WIDTH OR GREATER ON THIS PROPERTY.
 - TO THE BEST OF OUR KNOWLEDGE THERE ARE NO KNOWN GRASSES, OBJECTS OR STRUCTURES MAKING A PLACE OF BURIAL ON SITE.
 - TOPOGRAPHIC SURVEY TAKEN FROM COUNTY AERIAL TPO RECORDS.
 - MAXIMUM FAR: 0.35
 ACTUAL FAR: 0.26
 - NO STORMWATER MANAGEMENT FACILITY PROPOSED FOR THIS SITE. (NO PROPOSED IMPERVIOUS AREAS)

PARKING TABULATION:
 SHIPPING CENTER REQUIRES: 4.5/1000 SQ.FT. GFA
 EX. 30,800 SQ. FT. GFA REQUIRED 167 SPACES
 EATING ESTABLISHMENT REQUIRES: 1 SPACE/4 SEATS @ TABLES
 EATING ESTABLISHMENT REQUIRES: 1 SPACE/2 SEATS @ COUNTER
 EMPLOYEES REQUIRES: 1 SPACE/7 EMPLOYEES
 EX. TABLE SEATING REQUIRED = 54 SEATS = REQUIRED 13.3 SPACES
 EX. COUNTER SEATING REQUIRED = 30 SEATS = REQUIRED 15 SPACES
 EX. MAXIMUM EMPLOYEES = 15 = REQUIRED 7.5 SPACES
 TOTAL PARKING = 203 SPACES
 CRD ALLOWING 20% REDUCTION = 162.4 SPACES
 TOTAL PARKING PROVIDED (INCLUDES 6 HANDICAP SPACES) = 163 SPACES



PLAT SHOWING
6220 RICHMOND HIGHWAY
 FAIRFAX COUNTY, VIRGINIA
 MT. VERNON DISTRICT
 DATE: JANUARY 9, 2009
 SCALE: 1" = 40'



SPA 95-V-031-03
 APPROVED SE-PLAT
 APR 14 2009
 Detmiche

COUNTY OF FAIRFAX, VIRGINIA

SPECIAL PERMIT RESOLUTION OF THE BOARD OF ZONING APPEALS

SNSA, INC. D/B/A FAST EDDIE'S BILLIARD CAFE, SPA 95-V-031-03 Appl. under Sect(s). 4-803 of the Zoning Ordinance amend SP 95-V-031 previously approved for billiard hall to permit the addition of a dance hall and change in permittee. Located at 6220 Richmond Hwy. on approx. 2.84 ac. of land zoned C-8, CRD and HC. Mt. Vernon District. Tax Map 83-3 ((1)) 22C and 22D. (Admin. moved from 1/13/09 and 2/24/09 at appl. req.) Mr. Hart moved that the Board of Zoning Appeals adopt the following resolution:

WHEREAS, the captioned application has been properly filed in accordance with the requirements of all applicable State and County Codes and with the by-laws of the Fairfax County Board of Zoning Appeals; and

WHEREAS, following proper notice to the public, a public hearing was held by the Board on April 14, 2009; and

WHEREAS, the Board has made the following findings of fact:

1. The applicant is the owner of the property.
2. The Board has a staff report recommending approval.
3. The Board adopts the rationale in the staff report.
4. While the Board sees the issues raised in the anonymous letter, the staff explanation is satisfactory.
5. With the changes to the development conditions, particularly the two-year time limit, the Board has put adequate controls on the use.
6. The Board will be reviewing the application in a few months, as Development Condition 20 requires not only that the application be filed within two years, but be approved within two years.
7. The Board will have a better handle when the application is again reviewed as to whether the addition of a relatively small dance floor and a small area for dancing, limited to 64 people, is going to materially change the use.
8. With this type of use, other factors, such as alcohol, big crowds, or the time of closing, usually contribute to parking lot issues late at night.
9. It is unknown whether there is a direct correlation between the size of the dance floor or number of dancers and the problems in the parking lot.

AND WHEREAS, the Board of Zoning Appeals has reached the following conclusions of law:

THAT the applicant has presented testimony indicating compliance with the general standards for Special Permit Uses as set forth in Sect. 8-006 and the additional standards for this use as contained in the Zoning Ordinance.

NOW, THEREFORE, BE IT RESOLVED that the subject application is **APPROVED** with the following limitations:

1. This approval is granted to the applicant only, SNSA, Inc., DBA Fast Eddie's Billiard Café, and is not transferable without further action of this Board, and is for the location indicated on the application, and is not transferable to other land. Other by-right, special exception and special

permit uses may be permitted on the lot without a special permit amendment, if such uses do not affect this special permit use.

2. This special permit is granted only for the purpose(s), structure(s) and/or use(s) indicated on the special permit plat prepared by R.C. Fields, Jr. and Associates, dated January 9, 2009, approved with this application, as qualified by these development conditions.
3. A copy of this special permit and the Non-Residential Use Permit SHALL BE POSTED in a conspicuous place on the property of the use and be made available to all departments of the County of Fairfax during the hours of operation of the permitted use.
4. This special permit amendment is subject to the provisions of Article 17, Site Plans. Any plan submitted to the Department of Public Works and Environmental Services (DPWES) pursuant to this special permit shall be in substantial conformance with these conditions. Minor modifications to the approved special permit may be permitted pursuant to Par. 4 of Sect. 803 of the Zoning Ordinance.
5. There shall be a maximum of twenty-six (26) billiard tables and 84 seats in the facility, located at 6220 Richmond Highway.
6. The dance hall use is limited to the 960 square foot dance floor identified on the floor plan included as Attachment "A" to these conditions. The maximum occupancy load of the dance floor area shall be sixty-four (64) persons. The maximum occupancy load of the premises shall be four hundred and seventy-five (475) people, including employees, or a lesser number if determined by the Fire Marshall or Department of Public Works and Environmental Services under applicable regulations.
7. The hours of operation of the billiard hall shall not exceed 10:00 A.M. to 2:00 A.M. daily.
8. The hours of operation of the dance hall are limited to Fridays, Saturdays, Sundays, and Mondays between the hours of 8:00 P.M. to 1:00 A.M. During these times, entry to the establishment shall be limited to patrons twenty-one (21) years of age and older.
9. The number of parking spaces shall be provided in accordance with the provisions of Article 11 of the Zoning Ordinance, as determined by the Department of Public Works and Environmental Services (DPWES).
10. A six foot high board on board fence shall be provided within ten (10) feet of the northern property line as shown on the special permit plat. The barrier requirement shall be waived along all other property lines. Ten (10) feet of planting along the northern property line shall be placed along the outside of the board on board fence and the plant materials shall be approved by the Urban Forestry Branch, DPWES.
11. Transitional screening shall be waived along all other property lines.
12. Interior parking lot landscaping shall be provided as shown on the special permit plat and as approved by the County Urban Forestry Branch, DPWES.

13. Interparcel access shall be provided to Lot 22B to the south and necessary public access easements provided shall be recorded among the land records of Fairfax County.
14. The entrance on Jamaica Drive shall be limited to "Entrance Only" and shall be gated at 9:30 P.M. The entrance shall be narrowed to a one-way width, but shall be a minimum of 18 feet wide to allow access for emergency vehicles.
15. The applicant shall provide a minimum of one (1) security guard to police the parking lot area Fridays, Saturdays, Sundays, and Mondays from the hours of 9:00 P.M. until closing.
16. A minimum of two (2) security guards shall be assigned to the business entrance to validate the age of patrons and to ensure compliance with the maximum occupancy load requirement for the billiard hall and dance floor uses on Fridays, Saturdays, Sundays, and Mondays.
17. The applicant shall police the premises for trash and debris on a daily basis.
18. The applicant shall comply with the applicable Alcoholic Beverage Control laws.
19. The applicant shall keep the kitchen doors closed at all times, except for ingress/egress, to minimize the impact of noise on the adjacent community.
20. The dance hall use shall be approved for a period of twenty-four months from the approval date of this special permit. A special permit amendment must be filed prior to the expiration date and approved by the BZA or the dance hall use shall cease at the end of the twenty-four month period.

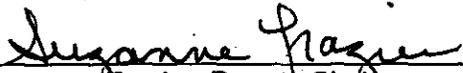
These development conditions incorporate and supersede all previous development conditions.

This approval, contingent on the above-noted conditions, shall not relieve the applicant from compliance with the provisions of any applicable ordinances, regulations, or adopted standards. The applicant shall be responsible for obtaining the required Non-Residential Use Permit through established procedures, and this special permit shall not be valid until this has been accomplished.

Pursuant to Sect.8-015 of the Zoning Ordinance, this special permit shall automatically expire, without notice, six (6) months after the date of approval unless the use has been established. The Board of Zoning Appeals may grant additional time to establish the use if a written request for additional time is filed with the Zoning Administrator prior to the date of expiration of the special permit. The request must specify the amount of additional time requested, the basis for the amount of time requested, and an explanation of why additional time is required.

Mr. Beard seconded the motion, which carried by a vote of 4-0. Mr. Byers was not present for the vote. Ms. Gibb was absent from the meeting. Mr. Hammack recused himself.

A Copy Teste:


Suzanne Frazier, Deputy Clerk
Board of Zoning Appeals



County of Fairfax, Virginia

To protect and enrich the quality of life for the people, neighborhoods and diverse communities of Fairfax County.

August 6, 2009

NOTICE OF VIOLATION

CERTIFIED MAIL

Return Receipt Requested

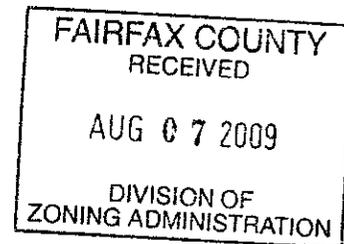
Receipt #7008 0150 0002 8819 9491

CBCINNOVIS INC.

Registered Agent for SNSA Inc.

12620 Copperas Lane

Richmond, Virginia 23233



Re: Fast Eddie's
6220 Richmond Highway
Tax Map Ref: 83-3 ((1)) 22C and 22D
Zoning Districts: C-8, HC, CRD

Dear Registered Agent:

The purpose of this letter is to notify you of violations of the Fairfax County Zoning Ordinance existing on the above-referenced property. The violations pertain to the occupancy and use of the referenced property by SNSA, Incorporated (d/b/a Fast Eddie's Billiard Cafe) for non-compliance with the conditions of Special Permit Amendment SPA 95-V-031-3.

On April 14, 2009, the Fairfax County Board of Zoning Appeals (BZA) approved Special Permit Amendment SPA 95-V-031-3 to permit a change in permittee for the operation of a billiard hall and permit the addition of a dance hall, subject to conditions at 6220 Richmond Highway. A copy of the BZA's resolution approving SPA 95-V-031-3, which includes the conditions, is enclosed.

A zoning investigation, including a zoning inspection of the above-referenced property on July 17, 2009, revealed that SNSA, Incorporated (d/b/a Fast Eddie's Billiard Cafe) is operating both a billiard hall and a dance hall from the above-

Department of Planning and Zoning
Zoning Administration Division
Zoning Enforcement Branch
12055 Government Center Parkway, Suite 829
Fairfax, Virginia 22035-5508
Phone 703-324-1300 FAX 703-324-1343



Excellence * Innovation *
Stewardship
Integrity * Teamwork * Public
Service

www.fairfaxcounty.gov/dpz/

CBCINNOVIS INC.

Registered Agent for SNSA Inc.

August 6, 2009

Page - 2 -

referenced property. Non-Residential Use Permit (Non-RUP) #91170193 was issued on April 27, 2009, for a Billiard and Pool Hall and Dance Hall. As such the inspection revealed the following observations: the entrance only on Jamaica Drive was being used as an exit, the Special Permit and conditions were not posted on the property, persons under the age of 21 were being allowed into the establishment, the dance floor occupancy load was exceeded and the kitchen door was found open during the inspection, which began at 11:30 on the date indicated above, as such this is a violation of the limitations of Paragraphs 3, 6, 8, 14 and 19 of the Special Permit Amendment SPA 95-V-031-3. The use of the referenced property, is not in conformance with the approved conditions of Special Permit Amendment SPA 95-V-031-3; thereby, constituting an expansion of the Special Permit use without approval from the Board of Zoning Appeals, and therefore in violation of Par. 2 of Sect. 8-004 of the Zoning Ordinance which states:

Once established, the use shall be conducted in substantial conformance with the permit, any conditions or restrictions imposed by the BZA, and all other requirements of this Ordinance. Except as may be permitted under Paragraphs 3 and 4 below, no use shall be enlarged, expanded, increased in intensity or relocated and no condition of the special permit shall be modified unless an application is made, and approved for an amendment to the special permit in accordance with Sect. 014 below or a new special permit is approved.

Further, a review of Fairfax County records reveals SNSA, Incorporated has changed, and expanded the use without having obtained a valid Non-Residential Use Permit (Non-RUP) in violation of Sect. 18-701 of the Zoning Ordinance which states:

No occupancy or use shall be made of any structure hereinafter erected or of any premises hereinafter improved, and no change in use shall be permitted, unless and until a Residential or Non-Residential Use Permit has been approved in accordance with the provisions of this Part. A Residential or Non-Residential Use Permit shall be deemed to authorize, and is required for both the initial and continued occupancy and use of the building or land to which it applies.

Therefore, you as the Registered Agent for SNSA, Incorporated are notified that SNSA, Inc. is in violation of Par. 1 of Sect. 2-303.

Par. 1 of Sect. 2-303:

No use of a structure or land that is designated as a special permit use in any zoning district shall hereafter be established, and no existing use shall hereafter be changed to another use that is designated as a special permit use in such district, unless a special permit has been approved by the BZA and the use has been established in accordance with the provisions of Article 8.

SNSA, Incorporated is, hereby, directed to clear these violations within thirty (30) days of receipt of this Notice. Compliance can be accomplished by the following:

- Applying for and obtaining approval of an amendment to Special Permit SPA 95-V-031-3 from the Fairfax County Board of Zoning Appeals (BZA) to allow for the expansion of the dance hall, elimination of limitations cited in this notice in order to operate from the above-referenced property and obtaining all necessary permits, and approvals to include obtaining approval of a Non-Residential Use Permit (Non-RUP) to reflect all permitted uses; or
- Cease the violations and complying with the use limitations specified and complying with the development conditions of SPA 95-V-031-3.

A follow-up inspection will be made at the expiration of this time. Failure to comply, with this Notice, **shall** result in the initiation of appropriate legal action to gain compliance with the Zoning Ordinance.

You may have the right to appeal this Notice of Zoning Violation within thirty (30) days of the date of this letter in accordance with Sec. 15.2-2311 of the Code of Virginia. This decision shall be final and unappealable if it is not appealed within such thirty (30) days. Should you choose to appeal, the appeal must be filed with the Zoning Administrator and the Board of Zoning Appeals (BZA) in accordance with Part 3 of Article 18 of the Fairfax County Zoning Ordinance. Those provisions require the submission of an application form, written statement setting forth the decision being appealed, date of decision, the grounds for the appeal, how the appellant is an aggrieved party and any other information you may wish to submit and a \$2455.00 filing fee. Once an appeal application is accepted, it is scheduled for public hearing and decision before the BZA.

CBCINNOVIS INC.

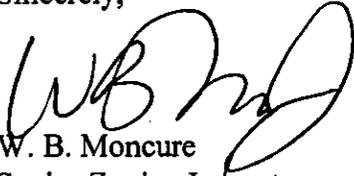
Registered Agent for SNSA Inc.

August 6, 2009

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Should you have any questions or need additional information, please do not hesitate to contact me at (703) 324-1335 or (703) 324-1300.

Sincerely,

A handwritten signature in black ink, appearing to read 'W B Moncure', written over a printed name.

W. B. Moncure
Senior Zoning Inspector

WBM/seg

A copy of the BZA's resolution approving SPA 95-V-031-3

COUNTY OF FAIRFAX, VIRGINIA

SPECIAL PERMIT RESOLUTION OF THE BOARD OF ZONING APPEALS

SNSA, INC. D/B/A FAST EDDIE'S BILLIARD CAFE, SPA 95-V-031-03 Appl. under Sect(s). 4-803 of the Zoning Ordinance amend SP 95-V-031 previously approved for billiard hall to permit the addition of a dance hall and change in permittee. Located at 6220 Richmond Hwy. on approx. 2.84 ac. of land zoned C-8, CRD and HC. Mt. Vernon District. Tax Map 83-3 ((1)) 22C and 22D. (Admin. moved from 1/13/09 and 2/24/09 at appl. req.) Mr. Hart moved that the Board of Zoning Appeals adopt the following resolution:

WHEREAS, the captioned application has been properly filed in accordance with the requirements of all applicable State and County Codes and with the by-laws of the Fairfax County Board of Zoning Appeals; and

WHEREAS, following proper notice to the public, a public hearing was held by the Board on April 14, 2009; and

WHEREAS, the Board has made the following findings of fact:

1. The applicant is the owner of the property.
2. The Board has a staff report recommending approval.
3. The Board adopts the rationale in the staff report.
4. While the Board sees the issues raised in the anonymous letter, the staff explanation is satisfactory.
5. With the changes to the development conditions, particularly the two-year time limit, the Board has put adequate controls on the use.
6. The Board will be reviewing the application in a few months, as Development Condition 20 requires not only that the application be filed within two years, but be approved within two years.
7. The Board will have a better handle when the application is again reviewed as to whether the addition of a relatively small dance floor and a small area for dancing, limited to 64 people, is going to materially change the use.
8. With this type of use, other factors, such as alcohol, big crowds, or the time of closing, usually contribute to parking lot issues late at night.
9. It is unknown whether there is a direct correlation between the size of the dance floor or number of dancers and the problems in the parking lot.

AND WHEREAS, the Board of Zoning Appeals has reached the following conclusions of law:

THAT the applicant has presented testimony indicating compliance with the general standards for Special Permit Uses as set forth in Sect. 8-006 and the additional standards for this use as contained in the Zoning Ordinance.

NOW, THEREFORE, BE IT RESOLVED that the subject application is APPROVED with the following limitations:

1. This approval is granted to the applicant only, SNSA, Inc., DBA Fast Eddie's Billiard Café, and is not transferable without further action of this Board, and is for the location indicated on the application, and is not transferable to other land. Other by-right, special exception and special

permit uses may be permitted on the lot without a special permit amendment, if such uses do not affect this special permit use.

2. This special permit is granted only for the purpose(s), structure(s) and/or use(s) indicated on the special permit plat prepared by R.C. Fields, Jr. and Associates, dated January 9, 2009, approved with this application, as qualified by these development conditions.
3. A copy of this special permit and the Non-Residential Use Permit SHALL BE POSTED in a conspicuous place on the property of the use and be made available to all departments of the County of Fairfax during the hours of operation of the permitted use.
4. This special permit amendment is subject to the provisions of Article 17, Site Plans. Any plan submitted to the Department of Public Works and Environmental Services (DPWES) pursuant to this special permit shall be in substantial conformance with these conditions. Minor modifications to the approved special permit may be permitted pursuant to Par. 4 of Sect. 803 of the Zoning Ordinance.
- X5. There shall be a maximum of twenty-six (26) billiard tables and 84 seats in the facility, located at 6220 Richmond Highway.
- X6. The dance hall use is limited to the 960 square foot dance floor identified on the floor plan included as Attachment "A" to these conditions. The maximum occupancy load of the dance floor area shall be sixty-four (64) persons. The maximum occupancy load of the premises shall be four hundred and seventy-five (475) people, including employees, or a lesser number if determined by the Fire Marshall or Department of Public Works and Environmental Services under applicable regulations.
- X7. The hours of operation of the billiard hall shall not exceed 10:00 A.M. to 2:00 A.M. daily.
- X8. The hours of operation of the dance hall are limited to Fridays, Saturdays, Sundays, and Mondays between the hours of 8:00 P.M. to 1:00 A.M. During these times, entry to the establishment shall be limited to patrons twenty-one (21) years of age and older.
9. The number of parking spaces shall be provided in accordance with the provisions of Article 11 of the Zoning Ordinance, as determined by the Department of Public Works and Environmental Services (DPWES).
10. A six foot high board on board fence shall be provided within ten (10) feet of the northern property line as shown on the special permit plat. The barrier requirement shall be waived along all other property lines. Ten (10) feet of planting along the northern property line shall be placed along the outside of the board on board fence and the plant materials shall be approved by the Urban Forestry Branch, DPWES.
11. Transitional screening shall be waived along all other property lines.
12. Interior parking lot landscaping shall be provided as shown on the special permit plat and as approved by the County Urban Forestry Branch, DPWES.

13. Interparcel access shall be provided to Lot 22B to the south and necessary public access easements provided shall be recorded among the land records of Fairfax County.
14. The entrance on Jamaica Drive shall be limited to 'Entrance Only' and shall be gated at 9:30 P.M. The entrance shall be narrowed to a one-way width, but shall be a minimum of 18 feet wide to allow access for emergency vehicles.
15. The applicant shall provide a minimum of one (1) security guard to police the parking lot area Fridays, Saturdays, Sundays, and Mondays from the hours of 9:00 P.M. until closing.
16. A minimum of two (2) security guards shall be assigned to the business entrance to validate the age of patrons and to ensure compliance with the maximum occupancy load requirement for the billiard hall and dance floor uses on Fridays, Saturdays, Sundays, and Mondays.
17. The applicant shall police the premises for trash and debris on a daily basis.
18. The applicant shall comply with the applicable Alcoholic Beverage Control laws.
19. The applicant shall keep the kitchen doors closed at all times, except for ingress/egress, to minimize the impact of noise on the adjacent community.
20. The dance hall use shall be approved for a period of twenty-four months from the approval date of this special permit. A special permit amendment must be filed prior to the expiration date and approved by the BZA or the dance hall use shall cease at the end of the twenty-four month period.

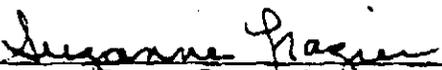
These development conditions incorporate and supersede all previous development conditions.

This approval, contingent on the above-noted conditions, shall not relieve the applicant from compliance with the provisions of any applicable ordinances, regulations, or adopted standards. The applicant shall be responsible for obtaining the required Non-Residential Use Permit through established procedures, and this special permit shall not be valid until this has been accomplished.

Pursuant to Sect.8-015 of the Zoning Ordinance, this special permit shall automatically expire, without notice, six (6) months after the date of approval unless the use has been established. The Board of Zoning Appeals may grant additional time to establish the use if a written request for additional time is filed with the Zoning Administrator prior to the date of expiration of the special permit. The request must specify the amount of additional time requested, the basis for the amount of time requested, and an explanation of why additional time is required.

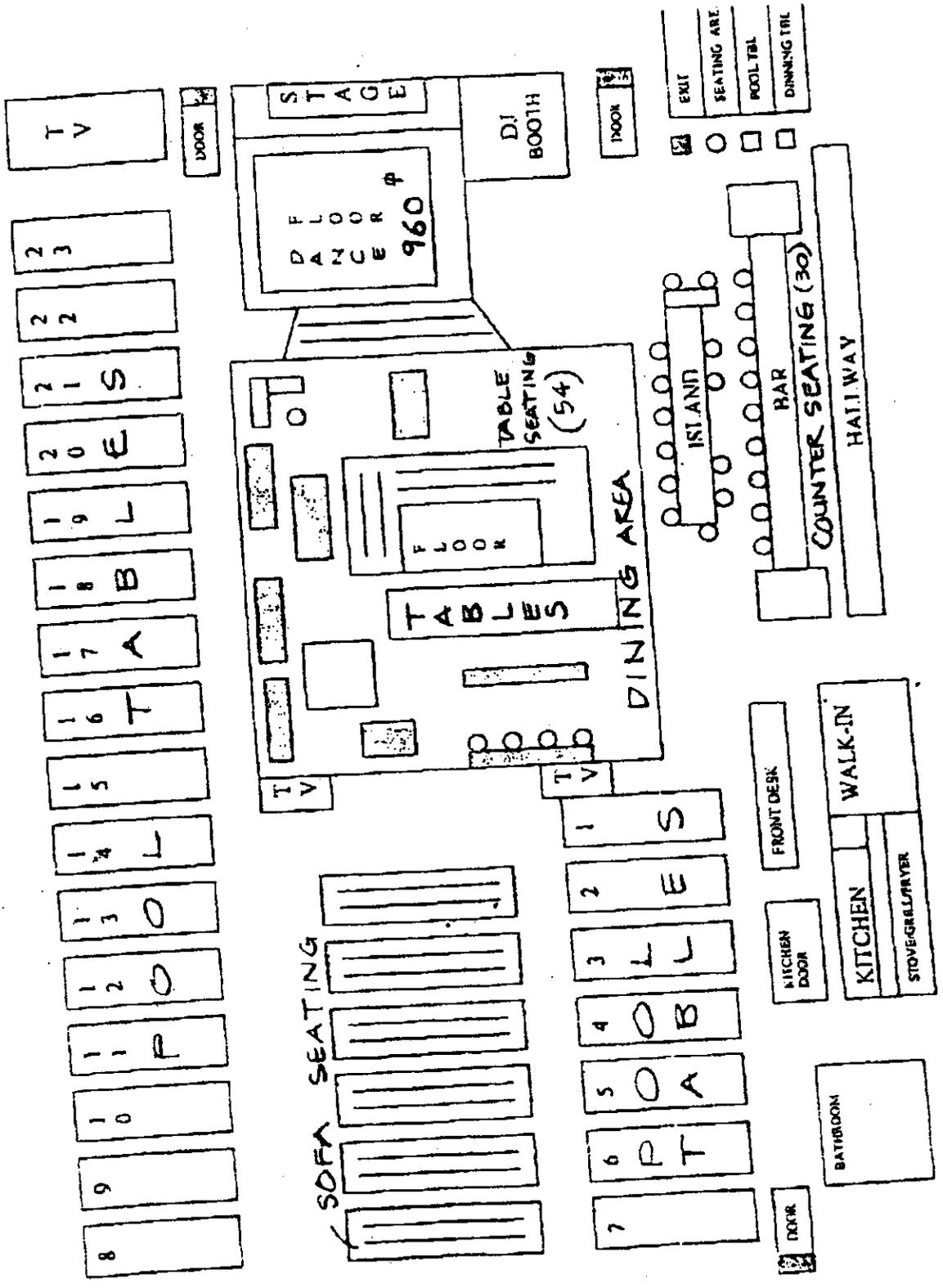
Mr. Beard seconded the motion, which carried by a vote of 4-0. Mr. Byers was not present for the vote. Ms. Gibb was absent from the meeting. Mr. Hammack recused himself.

A Copy Teste:


Suzanne Frazier, Deputy Clerk
Board of Zoning Appeals

FAST EDDIE'S

FLOOR PLAN 3/3/09



Arrests made at 6220 Richmond Highway at Fast Eddies Establishment (As of 9/20/2010)

(One arrest can consist of multiple charges)

Last Name	First Name	age	race	sex	Arrest Id	Case Id	charge	Date
ARDON-LAINEZ	MARIO	24	W	M	2010007522	20100190003	DWI: 2ND OFF W/IN 5-10Y, BAC .15-.20%	1/18/10
ELDER	SARCENO	25	W	M	2010010606	20100580030	ASSAULT: ON LAW ENF/JUDGE/DOC/FIRE/EEMERG PERSON	2/27/10
ELDER	SARCENO	25	W	M	2010008459		ASSAULT: ON LAW ENF/JUDGE/DOC/FIRE/EEMERG PERSON	2/27/10
MATTERN	CHRISTINA	23	W	F	2010015203	20100720022	DWI: 1ST OFFENSE	3/13/10
WOLFE	PAUL	30	W	M	2010007975	20100710007	GRAND LARCENY: \$5+ FROM A PERSON (PICK POCKET)	3/14/10
RODRIGUEZ	VICTOR	21	H	M	20100013128	20100790026	ASSAULT: ON LAW ENF/JUDGE/DOC/FIRE/EEMERG PERSON	3/20/10
OVIEDO	ORLIN	31	H	M	2010014852	20101210060	DRUNK IN PUBLIC OR PROFANE	5/1/10
RAMIREZ-AGUILAR	DAVID	25	W	M	2010016245	20101210059	IDENTITY THEFT: POSSESS FICTITIOUS ID CARD	5/1/10
CASTILLO-SANTOS	CESAR	31	H	M	2010018987	20101520013	OBSTRUCT JUSTICE: W/ THREATS/FORCE	6/1/10
LEZAMA CRUZ	DOUGLAS	33	W	M	2010018991	20101520013	DRUNK IN PUBLIC OR PROFANE	6/1/10
GUERRERO	SELVIN	24	W	M	2010021465	20101700029	MALICIOUS BODILY INJURY	6/19/10
HAYNES	DONALD	66	W	M	2010023561	20101860223	DRUNK IN PUBLIC OR PROFANE	7/5/10
ARIAS	RICHARD	20	B	M	2010023996		LIC REVOKED: DR W/O LICENSE, 1 OFF	7/9/10
RAMOS	EDWIN	22	W	M	2010024014	20101900024	DRUNK IN PUBLIC OR PROFANE	7/9/10
STROM JR	WILLIE	20	B	M	2010024036	20101900024	DRUNK IN PUBLIC OR PROFANE	7/9/10
RAWLINGS	MATTHEW	21	W	M	2010024298		DRUNK IN PUBLIC OR PROFANE	7/10/10
FLORES	JOSELIN	22	W	F	2010024412	20101910040	DWI: 1ST OFF, BAC .15-.20%	7/10/10
ESCOBAR	ERIEDA	19	W	F	2010025471	20102010019	ASSAULT: ON LAW ENF/JUDGE/DOC/FIRE/EEMERG PERSON	7/20/10
PAVONE	JAMES	51	W	M	2010026365	20102080274	DWI: 1ST OFFENSE	7/27/10
SANTOS	HUMBERTO	20	W	M	2010036284		DRUNK IN PUBLIC OR PROFANE	10/10/10
VENTURA FLORES	JOEL	26	W	M	2010036298		DRUNK IN PUBLIC OR PROFANE	10/10/10
WOLFE	EDWARD	62	W	M	2010036570	20103030122	DWI: 1ST OFFENSE	10/30/10
LOVE-NIXON	KEITH	25	B	M	2010044621	20103550028	ASSAULT: ON LAW ENF/JUDGE/DOC/FIRE/EEMERG PERSON	12/21/10

Arrests made of offender(s) outside of 6220 Richmond Highway (Offender's or Officer's statement refer to Fast Eddies Establishment)

Last Name	First Name	age	race	sex	Arrest Id	Case Id	charge	Date
AGUILERA	JOSE	35	H	M	2010002025	20100260018	DRUNK IN PUBLIC OR PROFANE	1/26/2010
ORELLANA	ANDRES	56	H	M	2010003635	20100470010	DWI: 1ST OFFENSE	2/16/2010

LANDINO	NICHOLAS	20	W	M	2010006013	20100650016	DRUGS: POSSESS MARIJUANA	3/5/2010
GRAY	GARNETT	49	B	F	2010005939	20100650054	DWI: 1ST OFFENSE	3/6/2010
PERDOMO	MEDINA	30	H	M	2010007604	20100750022	DWI: 1ST OFFENSE	3/16/2010
HURTADO	JULIO	33	H	M	2010007610	20100750023	DRINKING WHILE DRIVING OR OPEN CONTAINER	3/16/2010
ORELLANA	ERIC	22	H	M	2010008630	20100790018	DRINKING WHILE DRIVING OR OPEN CONTAINER	3/20/2010
SEGOVIA MONTES	OSCAR	25	H	M	2010009040	20100820024	BANK NOTE/COIN: FORGERY	3/23/2010
RODRIGUEZ	JUAN	29	H	M	2010012898	20101080032	DWI: 1ST OFFENSE	4/2/2010
ROBINSON	SUZANNE	47	W	F	2010010926	20100930216	DWI: 2ND OFF W/IN 5 Y	4/3/2010
TORRES	CYNTHIA	21	H	F	2010010692	20100930052	DRUNK IN PUBLIC OR PROFANE	4/3/2010
CRUZ ROSAS	ANDY	21	H	M	2010010694	20100930052	DRUNK IN PUBLIC OR PROFANE	4/3/2010
IRAHETA RUIZ	MILTON	27	W	M	2010011950	20101010033	DWI: 1ST OFFENSE	4/11/2010
OVEIDO	ORLIN	31	H	M	2010014852	20101210060	DRUNK - DRUNK/PROFANE IN PUBLIC	5/1/2010
COREAS	SUSANA	19	W	F	2010023398	20101850012	ABC - ILLEGAL POSSESSION ALCOHOL	7/4/2010
TURCOS	MELINDA	19	W	F	2010023426	20101850012	ABC - ILLEGAL POSSESSION ALCOHOL	7/4/2010
ESCOBAR	ERIEDA	19	W	F	2010025471	20102010019	ASSAULT - SIMPLE ASSAULT ON LEO	7/20/2010
JUAREZ VARGAS	MARCOS	24	B	M	2010028019	20102190030	DWI - DWI ALCOHOL	8/7/2010
ESCOBAR-ELVIR	ANGEL	29	W	N	2010029939	20102340011	DRUGS - OPIUM/COCAINE POSSESSION	8/22/2010
JIMINEZ	DEBLYN	26	W	F	2010036274	E102830124	DRUNK IN PUBLIC OR PROFANE	10/10/10
MALLIN	MICHAEL	21	W	M	2010038787	e103013184	DWI: 1ST OFF, BAC .15-.20%	10/29/10
WHEATON	RONALD	35	W	M	2010038496	e103030115	DRUNK IN PUBLIC OR PROFANE	10/30/10
GIRON-LIMA	VILMA	21	W	F	2010039703	E103130110	POSS OPEN ALCH CONT	11/9/10
AREVALO	JOSE	29	W	M	2010041662	E103310209	DWI: 1ST OFF, BAC .15-.20%	11/27/10
HERNANDEZ	ARTHUR	26	B	M	2010042643	E10340002	DRUNK IN PUBLIC OR PROFANE	12/6/10
WILLIAMS	EDGAR	29	W	M	2010043713		CONTEMPT OF COURT: FAIL TO APPEAR CAPIAS	12/14/10
ESCOBAR	REBECCA	29	W	F	2010043777	e103480101	DWI: 1ST OFF, BAC .15-.20%	12/14/10
WATERS	JEROME	29	B	M	2010045682	e103650227	DWI: 1ST OFFENSE	12/31/10

All Calls for Service and Incidents reported for 2010 at 6220 Richmond Highway (as of 9/20/10)

Event number denotes officers were dispatched to location. Case number denotes an investigation was complete/ report was filed (98)

Event Number	Date	DOW	TIME	streetnbr	Street	Event
20092970064	10/24/09	Sat	1:54	6220	RICHMOND HWY	FRAUD/FLIMFLAM
E092970154	10/24/09	Sat	1:27	6220	RICHMOND HWY	COMMUNITY FOOT PATROL
E092981789	10/25/09	Sun	16:20	6220	RICHMOND HWY	SUSPICIOUS EVENT
E093022738	10/29/09	Thu	18:08	6220	RICHMOND HWY	PUBLIC SERVICE (PD)
E093072905	11/3/09	Tue	19:12	6220	RICHMOND HWY	TRAFFIC STOP
E093180042	11/14/09	Sat	0:19	6220	RICHMOND HWY	COMMUNITY FOOT PATROL
20093210017	11/17/09	Tue	1:54	6220	RICHMOND HWY	DRUNK IN PUBLIC
E093210121	11/17/09	Tue	1:16	6220	RICHMOND HWY	NOISE VIOLATION
20093250030	11/21/09	Sat	1:47	6220	RICHMOND HWY	DRUNK IN PUBLIC
20093250039	11/21/09	Sat	0:15	6220	RICHMOND HWY	DRUNK IN PUBLIC
20093280025	11/24/09	Tue	2:34	6220	RICHMOND HWY	VEHICLE STOLEN/RECOVERY
20093330157	11/29/09	Sun	13:33	6220	RICHMOND HWY	FRAUD/FLIMFLAM
20093340013	11/30/09	Mon	0:59	6220	RICHMOND HWY	NARCOTICS EVENT
20093390041	12/5/09	Sat	0:18	6220	RICHMOND HWY	SIMPLE ASSAULT
20093390054	12/5/09	Sat	0:18	6220	RICHMOND HWY	PUBLIC SERVICE (PD)
20093390156	12/5/09	Sat	1:10	6220	RICHMOND HWY	TRAFFIC STOP
20093390231	12/5/09	Sat	1:46	6220	RICHMOND HWY	SUBJECT STOP
20093400110	12/6/09	Sun	1:01	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
20093412416	12/7/09	Mon	17:32	6220	RICHMOND HWY	CIVIL DISPUTE
20093460007	12/12/09	Sat	0:37	6220	RICHMOND HWY	SUSPICIOUS EVENT
20093490013	12/15/09	Tue	0:27	6220	RICHMOND HWY	NARCOTICS EVENT
20093512640	12/17/09	Thu	18:16	6220	RICHMOND HWY	NOISE VIOLATION
20093520087	12/18/09	Fri	0:45	6220	RICHMOND HWY	SUSPICIOUS EVENT
20093522391	12/18/09	Fri	16:22	6220	RICHMOND HWY	SIMPLE ASSAULT
20093560119	12/22/09	Tue	1:44	6220	RICHMOND HWY	UNKNOWN SIT/CALL FOR HELP
20093600014	12/26/09	Sat	0:33	6220	RICHMOND HWY	DISORDERLY CONDUCT
20093600156	12/26/09	Sat	2:12	6220	RICHMOND HWY	ACCIDENT - HIT & RUN
20093630016	12/29/09	Tue	2:06	6220	RICHMOND HWY	LARCENY
20093652618	12/31/09	Thu	23:54	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
20100010601	1/1/10	Fri	5:24	6220	RICHMOND HWY	ACCIDENT W/INJ - MEDIC REQ (PD)
20100030181	1/3/10	Sun	1:31	6220	RICHMOND HWY	DRIVING WHILE INTOXICATED

E100080133	1/8/10	Fri	2:45	6220	RICHMOND HWY	TRESPASSING
E100090100	1/9/10	Sat	0:47	6220	RICHMOND HWY	SUSPICIOUS PERSON
E100122415	1/12/10	Tue	17:07	6220	RICHMOND HWY	ACCIDENT - PROPERTY DAMAGE
20100130245	1/13/10	Wed	16:38	6220	RICHMOND HWY	LARCENY
E100142980	1/14/10	Thu	19:29	6220	RICHMOND HWY	INVESTIGATION: POLICE DEPARTMENT
20100190003	1/18/10	Mon	22:18	6220	RICHMOND HWY	TRAFFIC STOP
E100202460	1/20/10	Wed	18:29	6220	RICHMOND HWY	SUSPICIOUS PERSON
E100230224	1/23/10	Sat	2:09	6220	RICHMOND HWY	DISORDERLY CONDUCT
E100230229	1/23/10	Sat	2:10	6220	RICHMOND HWY	DISORDERLY CONDUCT
20100260024	1/26/10	Tue	1:08	6220	RICHMOND HWY	ASSAULT W/WEAPON - STABBING (PD)
E100260121	1/26/10	Tue	1:12	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
E100282171	1/28/10	Thu	15:47	6220	RICHMOND HWY	SUSPICIOUS PERSON
20100300015	1/30/10	Sat	2:05	6220	RICHMOND HWY	DESTRUCTION OF PROPERTY
E100353347	2/4/10	Thu	23:37	6220	RICHMOND HWY	DRUNK IN PUBLIC
E100452378	2/14/10	Sun	23:25	6220	RICHMOND HWY	TRAFFIC STOP
E100512539	2/20/10	Sat	22:52	6220	RICHMOND HWY	TRAFFIC COMPLAINT/VIOLATION
E100572346	2/26/10	Fri	16:22	6220	RICHMOND HWY	TRAFFIC STOP
20100580030	2/27/10	Sat	1:29	6220	RICHMOND HWY	SIMPLE ASSAULT
E100610232	3/2/10	Tue	3:41	6220	RICHMOND HWY	INVESTIGATION: POLICE DEPARTMENT
E100622416	3/3/10	Wed	18:27	6220	RICHMOND HWY	ACCIDENT - PROPERTY DAMAGE
E100660149	3/7/10	Sun	1:28	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
20100710007	3/12/10	Fri	0:32	6220	RICHMOND HWY	LARCENY
E100731382	3/14/10	Sun	16:00	6220	RICHMOND HWY	SUSPICIOUS PERSON
E100743101	3/15/10	Mon	23:43	6220	RICHMOND HWY	WARRANT SERVICE: ARREST
E100743103	3/15/10	Mon	23:43	6220	RICHMOND HWY	WARRANT SERVICE: ARREST
20100780208	3/19/10	Fri	15:28	6220	RICHMOND HWY	ASSAULT W/WEAPON (PD)
20100780231	3/19/10	Fri	19:23	6220	RICHMOND HWY	LARCENY
20100790018	3/20/10	Sat	0:36	6220	RICHMOND HWY	SIMPLE ASSAULT
20100790029	3/20/10	Sat	2:35	6220	RICHMOND HWY	DISORDERLY CONDUCT
20100820024	3/23/10	Tue	1:08	6220	RICHMOND HWY	FORGERY - COUNTERFEITING CURRENCY
E100890005	3/30/10	Tue	0:01	6220	RICHMOND HWY	NOISE VIOLATION
E100940060	4/4/10	Sun	0:21	6220	RICHMOND HWY	PUBLIC SERVICE (PD)
20101010009	4/11/10	Sun	0:14	6220	RICHMOND HWY	DISORDERLY CONDUCT
E101111306	4/21/10	Wed	10:51	6220	RICHMOND HWY	LOST OR FOUND PROPERTY
20101210059	5/1/10	Sat	3:31	6220	RICHMOND HWY	SUBJECT STOP

20101210206	5/1/10	Sat	1:15	6220	RICHMOND HWY	NARCOTICS EVENT
20101210060	5/1/10	Sat	3:33	6220	RICHMOND HWY	SUBJECT STOP
E101210050	5/1/10	Sat	0:22	6220	RICHMOND HWY	NARCOTICS EVENT
E101360004	5/16/10	Sun	0:01	6220	RICHMOND HWY	TRAFFIC STOP
E101430167	5/23/10	Sun	1:24	6220	RICHMOND HWY	TRAFFIC STOP
20101520013	6/1/10	Tue	1:07	6220	RICHMOND HWY	DESTRUCTION OF PROPERTY
20101700029	6/19/10	Sat	1:40	6220	RICHMOND HWY	ASSAULT
E101710074	6/20/10	Sun	0:28	6220	RICHMOND HWY	DISORDERLY CONDUCT
E101710105	6/20/10	Sun	0:44	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
20101720032	6/21/10	Mon	1:30	6220	RICHMOND HWY	PAPER
20101860223	7/5/10	Mon	19:31	6220	RICHMOND HWY	DRUNK IN PUBLIC
20101900024	7/9/10	Fri	1:49	6220	RICHMOND HWY	DISORDERLY CONDUCT
E101900205	7/9/10	Fri	2:22	6220	RICHMOND HWY	DRUNK IN PUBLIC
E101903010	7/9/10	Fri	20:55	6220	RICHMOND HWY	TRAFFIC STOP
E101910254	7/10/10	Sat	2:09	6220	RICHMOND HWY	ACCIDENT - HIT & RUN
E101910365	7/10/10	Sat	3:14	6220	RICHMOND HWY	SUBJECT STOP
E101990009	7/17/10	Sat	23:23	6220	RICHMOND HWY	SUSPICIOUS EVENT
20102010019	7/19/10	Mon	23:03	6220	RICHMOND HWY	DRUNK
20102060012	7/25/10	Sun	0:36	6220	RICHMOND HWY	ASSAULT
E102183064	8/6/10	Fri	20:21	6220	RICHMOND HWY	INVESTIGATION: POLICE DEPARTMENT
E102190206	8/7/10	Sat	1:42	6220	RICHMOND HWY	PUBLIC SERVICE (PD)
E102193124	8/7/10	Sat	22:13	6220	RICHMOND HWY	SUSPICIOUS PERSON
E102310047	8/19/10	Thu	0:19	6220	RICHMOND HWY	ACCIDENT
20102340027	8/22/10	Sun	2:41	6220	RICHMOND HWY	ASSAULT
E102340350	8/22/10	Sun	3:07	6220	RICHMOND HWY	ASSAULT
E102383378	8/26/10	Thu	23:46	6220	RICHMOND HWY	SUSPICIOUS SUBJECT
E102400263	8/28/10	Sat	1:55	6220	RICHMOND HWY	ASSAULT
E102410221	8/29/10	Sun	1:24	6220	RICHMOND HWY	DISORDERLY CONDUCT
20102480215	9/5/10	Sun	23:30	6220	RICHMOND HWY	DISORDERLY CONDUCT
E102612756	9/18/10	Sat	23:25	6220	RICHMOND HWY	SUBJECT STOP
E102630169	9/20/10	Mon	2:08	6220	RICHMOND HWY	FIGHT
E102650173	9/22/10	Wed	1:52	6220	RICHMOND HWY	ACCIDENT HIT AND RUN
E102712433	9/28/10	Tue	2:10	6220	RICHMOND HWY	SUSPICIOUS PERSON
E102820218	10/9/10	Sat	18:12	6220	RICHMOND HWY	SUSPICIOUS PERSON
E103040236	10/10/10	Sun	2:00	6220	RICHMOND HWY	DRUNK

E102830124	10/10/10	Sun	1:04	6220	RICHMOND HWY	DRUNK
E102942620	10/21/10	Thu	18:11	6220	RICHMOND HWY	DISORDERLY CONDUCT
E102960186	10/23/10	Sat	1:28	6220	RICHMOND HWY	ASSAULT
E103003097	10/27/10	Wed	22:22	6220	RICHMOND HWY	LARCENY
E103031897	10/30/10	Sat	1:20	6220	RICHMOND HWY	SUSPICIOUS PERSON
E103040183	10/31/10	Sun	1:34	6220	RICHMOND HWY	DRUNK
E103050162	11/1/10	Mon	1:39	6220	RICHMOND HWY	DISORDERLY CONDUCT
E103110181	11/7/10	Sun	1:58	6220	RICHMOND HWY	SUSPICIOUS PERSON
E103163451	11/12/10	Fri	22:53	6220	RICHMOND HWY	TRAFFIC STOP
E103190103	11/15/10	Mon	1:12	6220	RICHMOND HWY	NOISE VIOLATION
E103232712	11/19/10	Fri	19:20	6220	RICHMOND HWY	TRAFFIC DISABLE MOTORIST
E103320164	11/28/10	Sun	0:57	6220	RICHMOND HWY	SUSPICIOUS EVENT
E103340119	11/30/10	Tue	1:35	6220	RICHMOND HWY	DISORDERLY CONDUCT
E103360102	12/2/10	Thu	0:33	6220	RICHMOND HWY	SUBJECT STOP
E103363434	12/2/10	Thu	23:15	6220	RICHMOND HWY	TRAFFIC STOP
E103381812	12/4/10	Sat	15:57	6220	RICHMOND HWY	ACCIDENT
E103450244	12/11/10	Sat	2:00	6220	RICHMOND HWY	DOMESTIC VIOLENCE
E103450145	12/11/10	Sat	1:08	6220	RICHMOND HWY	DRUNK
E103550191	12/21/10	Tue	2:17	6220	RICHMOND HWY	DWI
E103552761	12/21/10	Tue	16:22	6220	RICHMOND HWY	TRAFFIC DISABLE MOTORIST
E103600071	12/26/10	Sun	0:50	6220	RICHMOND HWY	CIVIL DISPUTE
E103620037	12/28/10	Tue	0:19	6220	RICHMOND HWY	INVESTIGATION: POLICE DEPARTMENT
E103650212	12/31/10	Fri	2:04	6220	RICHMOND HWY	FIGHT
E103650214	12/31/10	Fri	2:05	6220	RICHMOND HWY	FIGHT
E103641912	12/30/10	Thu	17:30	6220	RICHMOND HWY	INVESTIGATION: POLICE DEPARTMENT
E103641945	12/30/10	Thu	17:49	6220	RICHMOND HWY	INVESTIGATION: POLICE DEPARTMENT

Cases below are incidents that occurred after suspect(s) or victim(s) left address of 6220 Richmond Highway (For 2010)

Case Number	date_rept	DOW	Time	streetnbr	street	Offense
20100260018	01/26/10	Tue	1:33	6040	RICHMOND HWY	DRUNK - DRUNK/PROFANE IN PUBLIC
20100330012	02/02/10	Tue	2:03		LOCKHEED BLVD / RICHMOND HWY	TRAFFIC - OPERATORS LICENSE VIOLATIONS
20100470010	02/16/10	Tue	1:13	5831	NORTH KINGS HWY	DWI - DWI ALCOHOL
20100650016	03/05/10	Fri	23:41	2504	JAMAICA DR	DRUGS - MARIJUANA POSSESSION
20100650054	03/06/10	Sat	3:52		MEMORIAL ST / RICHMOND HWY	DWI - DWI ALCOHOL
20100750022	03/16/10	Tue	2:00		HUNTINGTON AVE / RICHMOND HWY	DWI - DWI ALCOHOL
20100750023	03/16/10	Tue	2:09	5871	RICHMOND HWY	DWI - DWI ALCOHOL
20100930216	04/03/10	Sat	18:39	2779	DAWN DR	DWI - DWI ALCOHOL
20101010033	04/11/10	Sun	1:26	2645	FAIRHAVEN AVE	DWI - DWI ALCOHOL
20101080032	04/18/10	Sun	2:04	5989	RICHMOND HWY	DWI - DWI ALCOHOL
20101210206	05/01/10	Sat	1:15	6220	RICHMOND HWY	DRUGS - MARIJUANA POSSESSION
20101210079	05/01/10	Sat	7:27	3921	OLD MILL RD	SERVICE - LOST/FOUND PROPERTY
20101380018	05/18/10	Tue	2:18	3009	SCHOOL ST	LARCENY - ALL OTHER LARCENY
20101700058	06/19/10	Sat	7:41	6222	RICHMOND HWY	DESTRUCTION - PRIVATE PROPERTY
20101720032	06/21/10	Mon	1:30	6220	RICHMOND HWY	ORDER - VIOLATE EPO/PO/PP0
20101850012	7/4/10	Sun	0:08	6159	BANGOR DR	ABC - ILLEGAL POSSESSION ALCOHOL
20101860223	7/5/10	Mon	19:31	6220	RICHMOND HWY	DRUNK - DRUNK/PROFANE IN PUBLIC
20101900024	7/9/10	Fri	1:49	6220	RICHMOND HWY	DRUNK - DRUNK/PROFANE IN PUBLIC
20102010019	7/19/10	Mon	23:03	6220	RICHMOND HWY	ASSAULT - SIMPLE ASSAULT ON LEO
20102060012	7/25/10	Sun	0:36	6220	RICHMOND HWY	ASSAULT - SIMPLE, NOT AGGRAVATED
20102110013	7/30/10	Fri	1:24		BELLEVIEW AVE / RICHMOND HWY	WEAPONS - UNLAWFUL
20102190030	8/7/10	Sat	2:03		FURMAN LN / SOUTH KINGS HWY	DISCHARGE/RECKLESS HANDLING
20102310007	8/18/10	Wed	23:18	2405	FAIRHAVEN AVE	DWI - DWI ALCOHOL
20102340011	8/22/10	Sun	0:16		BANGOR DR / FAIRHAVEN AVE	ROBBERY - FIREARM
20102340027	8/22/10	Sun	2:41	6220	RICHMOND HWY	DRUGS - OPIUM/COCAINE POSSESSION
20102480215	9/5/10	Sun	23:30	6220	RICHMOND HWY	ASSAULT - SIMPLE, NOT AGGRAVATED
20102820020	10/09/10	SA	01:58	6220	RICHMOND HWY	SERVICE - CIVIL DISPUTE
20102900030	10/17/10	SU	01:24	6220	RICHMOND HWY	ASSAULT - MOB
20102940188	10/21/10	TH	18:11	6220	RICHMOND HWY	ASSAULT - SIMPLE, NOT AGGRAVATED
20103000307	10/27/10	WE	22:22	6220	RICHMOND HWY	DISORDERLY - DISORDERLY CONDUCT
20103340007	11/30/10	TU	02:05	6220	RICHMOND HWY / SHIELDS AVE	LARCENY - THEFT FROM MOTOR VEHICLE
20103450021	12/11/10	SA	02:00	6220	RICHMOND HWY	DWI - DWI ALCOHOL
20103550028	12/21/10	TU	02:17	6220	RICHMOND HWY	ASSAULT - SIMPLE, NOT AGGRAVATED
20103650020	12/31/10	FR	02:04	6220	RICHMOND HWY	ASSAULT - SIMPLE ASSAULT ON LEO
						ASSAULT - SIMPLE, NOT AGGRAVATED

Arrests made at 6220 Richmond Highway at Fast Eddies Establishment (As of 9/20/2010)

(One arrest can consist of multiple charges)

Last Name	First Name	age	race	sex	Arrest Id	Case Id	charge	Date
ARDON-LAINEZ	MARIO	24	W	M	2010007522	2010019000 3	DWI: 2ND OFF W/IN 5-10Y, BAC .15-.20%	1/18/10
ELDER	SARCENO	25	W	M	2010010606	2010058003 0	ASSAULT: ON LAW ENF/JUDGE/DOC/FIRE/EMERG PERSON	2/27/10
ELDER	SARCENO	25	W	M	2010008459		ASSAULT: ON LAW ENF/JUDGE/DOC/FIRE/EMERG PERSON	2/27/10
MATTERN	CHRISTIN A	23	W	F	2010015203	2010072002 2	DWI: 1ST OFFENSE	3/13/10
WOLFE	PAUL	30	W	M	2010007975	2010071000 7	GRAND LARCENY: \$5+ FROM A PERSON (PICK POCKET)	3/14/10
RODRIGUEZ	VICTOR	21	H	M	2010013128	2010079002 6	ASSAULT: ON LAW ENF/JUDGE/DOC/FIRE/EMERG PERSON	3/20/10
OVIEDO	ORLIN	31	H	M	2010014852	2010121006 0	DRUNK IN PUBLIC OR PROFANE	5/1/10
RAMIREZ-AGUILAR	DAVID	25	W	M	2010016245	2010121005 9	IDENTITY THEFT: POSSESS FICTITIOUS ID CARD	5/1/10
CASTILLO-SANTOS	CESAR	31	H	M	2010018987	2010152001 3	OBSTRUCT JUSTICE: W/ THREATS/FORCE	6/1/10
LEZAMA CRUZ	DOUGLAS	33	W	M	2010018991	2010152001 3	DRUNK IN PUBLIC OR PROFANE	6/1/10
GUERRERO	SELVIN	24	W	M	2010021465	2010170002 9	MALICIOUS BODILY INJURY	6/19/10
HAYNES	DONALD	66	W	M	2010023561	2010186022 3	DRUNK IN PUBLIC OR PROFANE	7/5/10
ARIAS	RICHARD	20	B	M	2010023996		LIC REVOKED: DR W/O LICENSE, 1 OFF	7/9/10
RAMOS	EDWIN	22	W	M	2010024014	2010190002 4	DRUNK IN PUBLIC OR PROFANE	7/9/10
STROM JR	WILLIE	20	B	M	2010024036	2010190002 4	DRUNK IN PUBLIC OR PROFANE	7/9/10
RAWLINGS	MATTHEW	21	W	M	2010024298		DRUNK IN PUBLIC OR PROFANE	7/10/10
FLORES	JOSELIN	22	W	F	2010024412	2010191004 0	DWI: 1ST OFF, BAC .15-.20%	7/10/10
ESCOBAR	ERIEDA	19	W	F	2010025471	2010201001 9	ASSAULT: ON LAW ENF/JUDGE/DOC/FIRE/EMERG PERSON	7/20/10
PAVONE	JAMES	51	W	M	2010026365	2010208027 4	DWI: 1ST OFFENSE	7/27/10

Arrests made of offender(s) outside of 6220 Richmond Highway (Offender's or Officer's statement refer to Fast Eddies Establishment)

Last Name	First Name	age	race	sex	Arrest Id	Case Id	charge	Date
AGUILERA ORELLANA	JOSE	35	H	M	2010002025	2010026001 8	DRUNK IN PUBLIC OR PROFANE	1/26/2010
LOPEZ	ANDRES	56	H	M	2010003635	2010047001 0	DWI: 1ST OFFENSE	2/16/2010
LANDINO	NICHOLAS	20	W	M	2010006013	2010065001 6	DRUGS: POSSESS MARIJUANA	3/5/2010
GRAY	GARNETT	49	B	F	2010005939	2010065005 4	DWI: 1ST OFFENSE	3/6/2010
PERDOMO	MEDINA	30	H	M	2010007604	2010075002 2	DWI: 1ST OFFENSE	3/16/2010
HURTADO	JULIO	33	H	M	2010007610	2010075002 3	DRINKING WHILE DRIVING OR OPEN CONTAINER	3/16/2010
ORELLANA	ERIC	22	H	M	2010008630	2010079001 8	DRINKING WHILE DRIVING OR OPEN CONTAINER	3/20/2010
SEGOVIA MONTES	OSCAR	25	H	M	2010009040	2010082002 4	BANK NOTE/COIN: FORGERY	3/23/2010
RODRIGUEZ	JUAN	29	H	M	2010012898	2010108003 2	DWI:1ST OFFENSE	4/2/2010
ROBINSON	SUZANNE	47	W	F	2010010926	2010093021 6	DWI: 2ND OFF W/IN 5 Y	4/3/2010
TORRES	CYNTHIA	21	H	F	2010010692	2010093005 2	DRUNK IN PUBLIC OR PROFANE	4/3/2010
CRUZ ROSAS	ANDY	21	H	M	2010010694	2010093005 2	DRUNK IN PUBLIC OR PROFANE	4/3/2010
IRAHETA RUIZ	MILTON	27	W	M	2010011950	2010101003 3	DWI: 1ST OFFENSE	4/11/2010
OVEIDO	ORLIN	31	H	M	2010014852	2010121006 0	DRUNK - DRUNK/PROFANE IN PUBLIC	5/1/2010
COREAS	SUSANA	19	W	F	2010023398	2010185001 2	ABC - ILLEGAL POSSESSION ALCOHOL	7/4/2010
TURCOS	MELINDA	19	W	F	2010023426	2010185001 2	ABC - ILLEGAL POSSESSION ALCOHOL	7/4/2010
ESCOBAR	ERIEDA	19	W	F	2010025471	2010201001 9	ASSAULT - SIMPLE ASSAULT ON LEO	7/20/2010
JUAREZ VARGAS	MARCOS	24	B	M	2010028019	2010219003 0	DWI - DWI ALCOHOL	8/7/2010
ESCOBAR-ELVIR	ANGEL	29	W	N	2010029939	2010234001 1	DRUGS - OPIUM/COCAINE POSSESSION	8/22/2010

**All Calls for Service and Incidents reported between 08/07/2009 and 09/20/2010
at 6220 Richmond Highway (as of 9/20/10)**

Event number denotes officers were dispatched to location. Case number denotes an investigation was complete/ report was filed (98)

Event Number	Date	DOW	TIME	streetnbr	Street	Event
20092970064	10/24/09	Sat	1:54	6220	RICHMOND HWY	FRAUD/FLIMFLAM
20093210017	11/17/09	Tue	1:54	6220	RICHMOND HWY	DRUNK IN PUBLIC
20093250030	11/21/09	Sat	1:47	6220	RICHMOND HWY	DRUNK IN PUBLIC
20093250039	11/21/09	Sat	0:15	6220	RICHMOND HWY	DRUNK IN PUBLIC
20093280025	11/24/09	Tue	2:34	6220	RICHMOND HWY	VEHICLE STOLEN/RECOVERY
20093330157	11/29/09	Sun	13:33	6220	RICHMOND HWY	FRAUD/FLIMFLAM
20093340013	11/30/09	Mon	0:59	6220	RICHMOND HWY	NARCOTICS EVENT
20093390041	12/5/09	Sat	0:18	6220	RICHMOND HWY	SIMPLE ASSAULT
20093390054	12/5/09	Sat	0:18	6220	RICHMOND HWY	PUBLIC SERVICE (PD)
20093390156	12/5/09	Sat	1:10	6220	RICHMOND HWY	TRAFFIC STOP
20093390231	12/5/09	Sat	1:46	6220	RICHMOND HWY	SUBJECT STOP
20093400110	12/6/09	Sun	1:01	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
20093412416	12/7/09	Mon	17:32	6220	RICHMOND HWY	CIVIL DISPUTE
20093460007	12/12/09	Sat	0:37	6220	RICHMOND HWY	SUSPICIOUS EVENT
20093490013	12/15/09	Tue	0:27	6220	RICHMOND HWY	NARCOTICS EVENT
20093512640	12/17/09	Thu	18:16	6220	RICHMOND HWY	NOISE VIOLATION
20093520087	12/18/09	Fri	0:45	6220	RICHMOND HWY	SUSPICIOUS EVENT
20093522391	12/18/09	Fri	16:22	6220	RICHMOND HWY	SIMPLE ASSAULT
20093560119	12/22/09	Tue	1:44	6220	RICHMOND HWY	UNKNOWN SIT/CALL FOR HELP

20093600014	12/26/09	Sat	0:33	6220	RICHMOND HWY	DISORDERLY CONDUCT
20093600156	12/26/09	Sat	2:12	6220	RICHMOND HWY	ACCIDENT - HIT & RUN
20093630016	12/29/09	Tue	2:06	6220	RICHMOND HWY	LARCENY
20093652618	12/31/09	Thu	23:54	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
20100010601	1/1/10	Fri	5:24	6220	RICHMOND HWY	ACCIDENT W/INJ - MEDIC REQ (PD)
20100030181	1/3/10	Sun	1:31	6220	RICHMOND HWY	DRIVING WHILE INTOXICATED
20100130245	1/13/10	Wed	16:38	6220	RICHMOND HWY	LARCENY
20100190003	1/18/10	Mon	22:18	6220	RICHMOND HWY	TRAFFIC STOP
20100260024	1/26/10	Tue	1:08	6220	RICHMOND HWY	ASSAULT W/WEAPON - STABBING (PD)
20100300015	1/30/10	Sat	2:05	6220	RICHMOND HWY	DESTRUCTION OF PROPERTY
20100580030	2/27/10	Sat	1:29	6220	RICHMOND HWY	SIMPLE ASSAULT
20100710007	3/12/10	Fri	0:32	6220	RICHMOND HWY	LARCENY
20100780208	3/19/10	Fri	15:28	6220	RICHMOND HWY	ASSAULT W/WEAPON (PD)
20100780231	3/19/10	Fri	19:23	6220	RICHMOND HWY	LARCENY
20100790018	3/20/10	Sat	0:36	6220	RICHMOND HWY	SIMPLE ASSAULT
20100790029	3/20/10	Sat	2:35	6220	RICHMOND HWY	DISORDERLY CONDUCT
20100820024	3/23/10	Tue	1:08	6220	RICHMOND HWY	FORGERY - COUNTERFEITING CURRENCY
20101010009	4/11/10	Sun	0:14	6220	RICHMOND HWY	DISORDERLY CONDUCT
20101210059	5/1/10	Sat	3:31	6220	RICHMOND HWY	SUBJECT STOP
20101210206	5/1/10	Sat	1:15	6220	RICHMOND HWY	NARCOTICS EVENT
20101210060	5/1/10	Sat	3:33	6220	RICHMOND HWY	SUBJECT STOP
20101520013	6/1/10	Tue	1:07	6220	RICHMOND HWY	DESTRUCTION OF PROPERTY
20101700029	6/19/10	Sat	1:40	6220	RICHMOND HWY	ASSAULT

20101720032	6/21/10	Mon	1:30	6220	RICHMOND HWY	PAPER
20101860223	7/5/10	Mon	19:31	6220	RICHMOND HWY	DRUNK IN PUBLIC
20101900024	7/9/10	Fri	1:49	6220	RICHMOND HWY	DISORDERLY CONDUCT
20102010019	7/19/10	Mon	23:03	6220	RICHMOND HWY	DRUNK
20102060012	7/25/10	Sun	0:36	6220	RICHMOND HWY	ASSAULT
20102340027	8/22/10	Sun	2:41	6220	RICHMOND HWY	ASSAULT
20102480215	9/5/10	Sun	23:30	6220	RICHMOND HWY	DISORDERLY CONDUCT
E092970154	10/24/09	Sat	1:27	6220	RICHMOND HWY	COMMUNITY FOOT PATROL
E092981789	10/25/09	Sun	16:20	6220	RICHMOND HWY	SUSPICIOUS EVENT
E093022738	10/29/09	Thu	18:08	6220	RICHMOND HWY	PUBLIC SERVICE (PD)
E093072905	11/3/09	Tue	19:12	6220	RICHMOND HWY	TRAFFIC STOP
E093180042	11/14/09	Sat	0:19	6220	RICHMOND HWY	COMMUNITY FOOT PATROL
E093210121	11/17/09	Tue	1:16	6220	RICHMOND HWY	NOISE VIOLATION
E100080133	1/8/10	Fri	2:45	6220	RICHMOND HWY	TRESPASSING
E100090100	1/9/10	Sat	0:47	6220	RICHMOND HWY	SUSPICIOUS PERSON
E100122415	1/12/10	Tue	17:07	6220	RICHMOND HWY	ACCIDENT - PROPERTY DAMAGE
E100142980	1/14/10	Thu	19:29	6220	RICHMOND HWY	INVESTIGATION: POLICE DEPARTMENT
E100202460	1/20/10	Wed	18:29	6220	RICHMOND HWY	SUSPICIOUS PERSON
E100230224	1/23/10	Sat	2:09	6220	RICHMOND HWY	DISORDERLY CONDUCT
E100230229	1/23/10	Sat	2:10	6220	RICHMOND HWY	DISORDERLY CONDUCT
E100260121	1/26/10	Tue	1:12	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
E100282171	1/28/10	Thu	15:47	6220	RICHMOND HWY	SUSPICIOUS PERSON

E100353347	2/4/10	Thu	23:37	6220	RICHMOND HWY	DRUNK IN PUBLIC
E100452378	2/14/10	Sun	23:25	6220	RICHMOND HWY	TRAFFIC STOP
E100512539	2/20/10	Sat	22:52	6220	RICHMOND HWY	TRAFFIC COMPLAINT/VIOLATION
E100572346	2/26/10	Fri	16:22	6220	RICHMOND HWY	TRAFFIC STOP
E100610232	3/2/10	Tue	3:41	6220	RICHMOND HWY	INVESTIGATION: POLICE DEPARTMENT
E100622416	3/3/10	Wed	18:27	6220	RICHMOND HWY	ACCIDENT - PROPERTY DAMAGE
E100660149	3/7/10	Sun	1:28	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
E100731382	3/14/10	Sun	16:00	6220	RICHMOND HWY	SUSPICIOUS PERSON
E100743101	3/15/10	Mon	23:43	6220	RICHMOND HWY	WARRANT SERVICE: ARREST
E100743103	3/15/10	Mon	23:43	6220	RICHMOND HWY	WARRANT SERVICE: ARREST
E100890005	3/30/10	Tue	0:01	6220	RICHMOND HWY	NOISE VIOLATION
E100940060	4/4/10	Sun	0:21	6220	RICHMOND HWY	PUBLIC SERVICE (PD)
E101111306	4/21/10	Wed	10:51	6220	RICHMOND HWY	LOST OR FOUND PROPERTY
E101210050	5/1/10	Sat	0:22	6220	RICHMOND HWY	NARCOTICS EVENT
E101360004	5/16/10	Sun	0:01	6220	RICHMOND HWY	TRAFFIC STOP
E101430167	5/23/10	Sun	1:24	6220	RICHMOND HWY	TRAFFIC STOP
E101710074	6/20/10	Sun	0:28	6220	RICHMOND HWY	DISORDERLY CONDUCT
E101710105	6/20/10	Sun	0:44	6220	RICHMOND HWY	MISCELLANEOUS COMPLAINT
E101900205	7/9/10	Fri	2:22	6220	RICHMOND HWY	DRUNK IN PUBLIC
E101903010	7/9/10	Fri	20:55	6220	RICHMOND HWY	TRAFFIC STOP
E101910254	7/10/10	Sat	2:09	6220	RICHMOND HWY	ACCIDENT - HIT & RUN
E101910365	7/10/10	Sat	3:14	6220	RICHMOND HWY	SUBJECT STOP
E101990009	7/17/10	Sat	23:23	6220	RICHMOND HWY	SUSPICIOUS EVENT

E102183064	8/6/10	Fri	20:21	6220	RICHMOND HWY	INVESTIGATION: POLICE DEPARTMENT
E102190206	8/7/10	Sat	1:42	6220	RICHMOND HWY	PUBLIC SERVICE (PD)
E102193124	8/7/10	Sat	22:13	6220	RICHMOND HWY	SUSPICIOUS PERSON
E102310047	8/19/10	Thu	0:19	6220	RICHMOND HWY	ACCIDENT
E102340350	8/22/10	Sun	3:07	6220	RICHMOND HWY	ASSAULT
E102383378	8/26/10	Thu	23:46	6220	RICHMOND HWY	SUSPICIOUS SUBJECT
E102400263	8/28/10	Sat	1:55	6220	RICHMOND HWY	ASSAULT
E102410221	8/29/10	Sun	1:24	6220	RICHMOND HWY	DISORDERLY CONDUCT
E102612756	9/18/10	Sat	23:25	6220	RICHMOND HWY	SUBJECT STOP
E102630169	9/20/10	Mon	2:08	6220	RICHMOND HWY	FIGHT

Cases below are incidents that occurred after suspect(s) or victim(s) left address of 6220 Richmond Highway (As of 9/20/10)

Case Number	date_report	DO W	Time	streetnb	street	Offense
20100260018	01/26/10	Tue	1:33	6040	RICHMOND HWY	DRUNK - DRUNK/PROFANE IN PUBLIC
20100330012	02/02/10	Tue	2:03		LOCKHEED BLVD / RICHMOND HWY	TRAFFIC - OPERATORS LICENSE VIOLATIONS
20100470010	02/16/10	Tue	1:13	5831	NORTH KINGS HWY	DWI - DWI ALCOHOL
20100650016	03/05/10	Fri	23:41	2504	JAMAICA DR	DRUGS - MARIJUANA POSSESSION
20100650054	03/06/10	Sat	3:52		MEMORIAL ST / RICHMOND HWY	DWI - DWI ALCOHOL
20100750022	03/16/10	Tue	2:00		HUNTINGTON AVE / RICHMOND HWY	DWI - DWI ALCOHOL
20100750023	03/16/10	Tue	2:09	5871	RICHMOND HWY	DWI - DWI ALCOHOL
20100930216	04/03/10	Sat	18:39	2779	DAWN DR	DWI - DWI ALCOHOL
201010100033	04/11/10	Sun	1:26	2645	FAIRHAVEN AVE	DWI - DWI ALCOHOL
20101080002	04/18/10	Sun	2:04	5989	RICHMOND HWY	DWI - DWI ALCOHOL
20101210206	05/01/10	Sat	1:15	6220	RICHMOND HWY	DRUGS - MARIJUANA POSSESSION
20101210079	05/01/10	Sat	7:27	3921	OLD MILL RD	SERVICE - LOST/FOUND PROPERTY
20101380018	05/18/10	Tue	2:18	3009	SCHOOL ST	LARCENY - ALL OTHER LARCENY
20101700058	06/19/10	Sat	7:41	6222	RICHMOND HWY	DESTRUCTION - PRIVATE PROPERTY
20101720032	06/21/10	Mon	1:30	6220	RICHMOND HWY	ORDER - VIOLATE EPO/PO/PP0
20101850012	7/4/10	Sun	0:08	6159	BANGOR DR	ABC - ILLEGAL POSSESSION ALCOHOL
20101860223	7/5/10	Mon	19:31	6220	RICHMOND HWY	DRUNK - DRUNK/PROFANE IN PUBLIC
20101900024	7/9/10	Fri	1:49	6220	RICHMOND HWY	DRUNK - DRUNK/PROFANE IN PUBLIC
20102010019	7/19/10	Mon	23:03	6220	RICHMOND HWY	ASSAULT - SIMPLE ASSAULT ON LEO
20102060012	7/25/10	Sun	0:36	6220	RICHMOND HWY	ASSAULT - SIMPLE, NOT AGGRAVATED

2010211001 3	7/30/10	Fri	1:24		BELLEVIEW AVE / RICHMOND HWY	WEAPONS - UNLAWFUL DISCHARGE/RECKLESS HANDLING
2010219003 0	8/7/10	Sat	2:03		FURMAN LN / SOUTH KINGS HWY	DWI - DWI ALCOHOL
2010231000 7	8/18/10	Wed	23:18	2405	FAIRHAVEN AVE	ROBBERY - FIREARM
2010234001 1	8/22/10	Sun	0:16		BANGOR DR / FAIRHAVEN AVE	DRUGS - OPIUM/COCAINE POSSESSION
2010234002 7	8/22/10	Sun	2:41	6220	RICHMOND HWY	ASSAULT - SIMPLE, NOT AGGRAVATED
2010248021 5	9/5/10	Sun	23:30	6220	RICHMOND HWY	SERVICE - CIVIL DISPUTE



County of Fairfax, Virginia

MEMORANDUM

DATE: February 16, 2011

TO: Debbie Hedrick
Zoning Evaluation Division

FROM: Lt. Timothy J. Miscovich Sr.
Fairfax County Fire Prevention Services
Code Enforcement Unit

SUBJECT: Observations on October 10, 2010

RECEIVED
Department of Planning & Zoning
FEB 23 2011
Zoning Evaluation Division

In the very early morning of October 10, 2010 at 01:25 a.m. four inspectors of the Code Enforcement Unit of the Fire Prevention Division performed an occupancy check at Fast Eddies, 6220 Richmond Highway, Alexandria, Virginia. As we arrived, we noticed that many patrons were leaving the business. We met security at the front door and asked for a count of patrons inside the business. The person with the count came from within the business and claimed someone "messed" with his pitch counters and he did not have a count. We advised that we would do our occupancy inspection and return to the front door. We were accompanied by the security officers. Two teams of fire marshals navigated the business making our way through the crowd. We met in the right rear corner near the VIP space, and we were mutually amazed at the size of the large crowd remaining in the business. We returned to the front entrance and met with the door person and Maria. We asked what time they were closing and Maria responded in 10 to 15 minutes. I instructed Maria to have her personnel reestablish their count of patrons in the business and we would do the same to confirm the occupant load. As we are doing a count of patrons, the music stopped and an announcement was made in Spanish and the crowd started to disperse from every exit. Continuing the count was impossible. As the crowd was leaving, I was half way through the dance floor and my count started at the front pool table area and my count was 371. The second team's count was 107 and they started at the front door and covered the elevated bar area. The count was incomplete and we counted 478 patrons.

We met with Maria at 01:40 a.m. and advised that the count at the front door is required and needs to be accurate. We intend to follow up with appropriate education. This is my recollection of the event.





County of Fairfax, Virginia

MEMORANDUM

DATE: February 16, 2011

TO: Debbie Hedrick
Zoning Evaluation Division

FROM: Lt. Timothy J. Miscovich Sr.
Fairfax County Fire Prevention Services
Code Enforcement Unit

SUBJECT: Observations on February 11-12, 2011

RECEIVED
Department of Planning & Zoning

FEB 23 2011

Zoning Evaluation Division

On the evening of February 11-12, 2011 at approximately 01:00 hours, Lt. Timothy J. Miscovich Sr. and Inspector II Jeffrey Thomas arrived at Fast Eddies at 6220 Richmond Highway. We were accompanied by Department of Code Compliance/ Zoning representative Chip Moncure and several Mount Vernon Police Officers. The business was operating at almost maximum occupant load according to the door person who gave an occupant load count of 504 persons in and 54 persons out since they began keeping a count for the evening.

The entrance corridor and pool table area were not very populated. As we ascended the ramp to the bar area, the bar area exit access was too crowded and congested to move freely to the opposite stairway where we descended to the VIP area exit access that was also crowded and congested near the rear egress door. We traveled across the dance floor thru the pool table area continuing to check the remaining exit doors. They were all accessible to full and instant use. At approximately 01:20 hours we joined Chip Moncure at the raised floor overlooking the dance floor and commented on the time and that the dance floor was still full and operating. I retrieved the special permit document from my vehicle and gave it to Chip Moncure to review. At approximately 01:45, Chip Moncure directed Fast Eddies staff to discontinue the music and the operation of the dance floor.

Once the music stopped the crowd dispersed. There was a fight in the pool table area during our visit which was handled by the police officers. I met with owner and staff on February 18, 2011 and issued notice of violation for failure to maintain exit access and exit discharge. At this meeting I reinforced the importance of reviewing their evacuation plan and I offered some education and direction on crowd management and planning.

Proudly Protecting and
Serving Our Community

Fire and Rescue Department
Fire Prevention Division
10700 Page Avenue
Fairfax, Virginia 22030
703-246-4800
www.fairfaxcounty.gov/fire



DCC Inspection Report

(Inspection # : 5290732)

CASE # : 201100583

Service Request # : 68300

Problem Code : CZSP: Special Permit

Date Rcvd : 02/14/2011

Assigned To : MONCURE

Res.Code : OPEN

Location: 6220 Richmond Hy, Alexandria VA 22303-2438

<u>Inspection Date</u>	<u>Inspection #</u>	<u>Inspection Status</u>	<u>Insp Sqrce #</u>	<u>INSPBY</u>
02/12/11 1:15	5290732	FAILED	1	WMONCU
<p>Joint inspection with Police and Fire Marshals at approximately 0115 Am on this date revealed the following: When this inspector went to the approved dance floor area, the area itself appeared to be overcrowded. After leaving the dance area the manager was advised by this inspector and Lt. Miscovich of the Fire Marshals office that dancing on the dance floor was a direct violation of one of the conditions of the existing Special Permit governing the Non-Residential use and occupancy permit. At approximately 1:21 AM both Lt. Miscovich and this inspector notified the manager, the owner's brother and the head of security that the music needed to stop and in order for the dancing to stop. During this time we were in a position near the juke box (which is elevated above and to the rear of the dance floor) persons refused to stop dancing in this area that was previously approved for dining. At 1:35 Am fighting broke out between patrons in the pool hall are of the building that escalated to the point as many as 6-8 police officers and the club security were necessary to quell the problem. Arrest were made by the police. The owner's brother was advised in the best interest of the public and in order to comply with the Special Permit the patrons should be told via the public address system that the dancing was over and to leave. At 1:45 AM the music was finally turned off and patrons started to leave. Additional patrol units from the police were brought in to maintain safety and security while the customers left the building. Lt. Miscovich and Fire Marshal Jeff Thomas will be filing reports with there agency concerning this matter. Lt. J. D. Watts was the NPU commander for the Police on the scene at the time of incident. Information to be forwarded to ZED as it pertains to the BZA hearing.</p>				
<u>CODE</u>	<u>Code Violation</u>	<u>Status</u>		
02.303.1SP	SPECIAL PERMIT			
CERC FINAL	ENTER RESOLUTION CODE			
<u>LOG ACTION</u>				
<u>Date</u>	<u>LOG TYPE</u>	<u>Comments</u>		
02/14/11	Assigned Case To Inspector	CZONE #1 ASSIGNED TO: CHIP MONCURE		



County of Fairfax, Virginia

MEMORANDUM

DATE: February 15, 2011

TO: Barbara Berlin, Director
Zoning Evaluation Division

FROM: *Barbara Berlin*
Barbara A. Bryon, Director
Office of Revitalization and Reinvestment (OCRR)

SUBJECT: SPA 95-V-031-04, Fast Eddie's Billiard Cafe

RECEIVED
DEPARTMENT OF PLANNING
AND ZONING

FEB 16 2011

SPECIAL PERMIT &
VARIANCE BRANCH

The Office of Community Revitalization and Reinvestment (OCRR) has reviewed the above referenced Special Permit Plat date stamped as "Received Department of Planning and Zoning, May 10, 2001" and Floor Plan date stamped as "Received Department of Planning and Zoning January 21, 2011".

The operational characteristics of this establishment raise serious concerns and are not conducive to revitalization. In particular, it appears that the applicant is assuming the entire parking lot (163 parking spaces) for its use, whereas the calculation based on both the existing and proposed expanded use is significantly fewer spaces. Also, the twenty-percent parking reduction for being located in a Commercial Revitalization District (CRD) needs to be applied proportionately to this use.

cc. Debbie Hedrick
OCRR Files



Office of Community Revitalization and Reinvestment
12055 Government Center Parkway, Suite 1048
Fairfax, VA 22035
703-324-9300, TTY 711
www.fcrevit.org

8-006 General Standards

In addition to the specific standards set forth hereinafter with regard to particular special permit uses, all special permit uses shall satisfy the following general standards:

1. The proposed use at the specified location shall be in harmony with the adopted comprehensive plan.
2. The proposed use shall be in harmony with the general purpose and intent of the applicable zoning district regulations.
3. The proposed use shall be such that it will be harmonious with and will not adversely affect the use or development of neighboring properties in accordance with the applicable zoning district regulations and the adopted comprehensive plan. The location, size and height of buildings, structures, walls and fences, and the nature and extent of screening, buffering and landscaping shall be such that the use will not hinder or discourage the appropriate development and use of adjacent or nearby land and/or buildings or impair the value thereof.
4. The proposed use shall be such that pedestrian and vehicular traffic associated with such use will not be hazardous or conflict with the existing and anticipated traffic in the neighborhood.
5. In addition to the standards which may be set forth in this Article for a particular group or use, the BZA shall require landscaping and screening in accordance with the provisions of Article 13.
6. Open space shall be provided in an amount equivalent to that specified for the zoning district in which the proposed use is located.
7. Adequate utility, drainage, parking, loading and other necessary facilities to serve the proposed use shall be provided. Parking and loading requirements shall be in accordance with the provisions of Article 11.
8. Signs shall be regulated by the provisions of Article 12; however, the BZA, under the authority presented in Sect. 007 below, may impose more strict requirements for a given use than those set forth in this Ordinance.

8-503 Standards for all Group 5 Uses

In addition to the general standards set forth in Sect. 006 above, all Group 5 special permit uses shall satisfy the following standards:

1. All uses shall comply with the lot size and bulk regulations of the zoning district in which located, except as may be qualified below.
2. All uses shall comply with the performance standards specified for the zoning district in which located, including the submission of a sports illumination plan as may be required by Part 9 of Article 14.
3. No building designed primarily and specifically for such use shall be located within 100 feet of any adjoining property which is in an R district.
4. Before establishment, all uses, including modifications or alterations to existing uses, shall be subject to the provisions of Article 17, Site Plans.