

January 27, 1999

TO: The County Board of Arlington, Virginia

FROM: William T. Donahue, County Manager

APPLICANT: G. Meskel Kahassai and Gebreyesus G. Engida, Occupants

BY: Sandra Pfau, Attorney

1451 Juliana Place

Alexandria, Virginia 22304

SUBJECT: U-2695-91-1 Review of a Use Permit granted under Section 26.B.14 permitting live entertainment and customer dancing in a restaurant, Tuesday - Thursday, 7:00 p.m.-10:30 p.m. & Friday - Sunday, 9:00 p.m. - 2:00 a.m.; on premises known as 2325 South Eads Street. (Demera Restaurant)

RECOMMENDATION: Continue, subject to all previous conditions, and with a review in one (1) year. (February 2000)

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DISCUSSION: This use permit for live entertainment in a restaurant was approved in 1991. In July 1997, the applicant requested an amendment, which included extension of the hours of live entertainment and the addition of customer dancing. The requested amendment was approved, subject to revised conditions extending weekend hours for live entertainment and permitting customer dancing, as well as a new condition requiring a community liaison. The use permit was continued for two 6-month review periods in January and in July of 1998. During this time, County and State officials worked with the business owners to eliminate overcrowding, to complete their approvals for all necessary use permit conditions and ordinances, and to improve communication with the County Police Department. Since the last review in July 1998, the applicant has been in compliance with all use permit conditions. As the attached memo from Sergeant Matt Smith indicates, the County Police Department has had no problems with this business in the last review period. The Police Department does not object to a one (1) year recommendation. The Community Code Enforcement Office reports no complaints on this site. The nearby Aurora Highlands Civic Association does not object to the continuing of the use permit. Therefore, it is recommended that the use permit be continued, subject to all previous conditions, and with a review in one (1) year. **(February 2000)**

PREVIOUS COUNTY BOARD ACTIONS:

May 11, 1991 Approved Use Permit (U-2695-91-1) permitting live entertainment Tuesday through Thursdays

and Sundays from 7:00 p.m. to 10:30 p.m., and Fridays and Saturdays from 7:00 p.m. to 1:00 a.m. subject to two conditions.

May 16, 1992 Continued Use Permit (U-2695-91-1) for live entertainment subject to all previous conditions and with a review in three (3) years.

May 20, 1995 Continued Use Permit (U-2695-91-1) for live entertainment subject to all previous conditions and with a review in five (5) years.

July 19, 1997 Approved amendment to Use Permit (U-2695-91-1) to extend the hours of live entertainment on Fridays through Sundays from 9:00 p.m. to 2:00 a.m. and to permit customer dancing, subject to all original conditions, and revised conditions #1, #2, and new condition #3, and with a review in six months.

January 17, 1998 Continued Use Permit (U-2659-95-1) for live entertainment, subject to all previous conditions and with a review in six (6) months.

July 11, 1998 Continued Use Permit (U-2659-95-1) for live entertainment, subject to all previous conditions and with a review in six (6) months.