

Docket Item #5  
SPECIAL USE PERMIT #2003-0123

Planning Commission Meeting  
March 2, 2004

**ISSUE:** Consideration of a request for a special use permit amendment to add twenty four outdoor seats.

**APPLICANT:** Serendipitous Inc., trading as Bittersweet  
by John P. Manor Jr.

**LOCATION:** 821, 823 King Street; 103 North Alfred Street  
Bittersweet Restaurant

**ZONE:** CD/Commercial Downtown

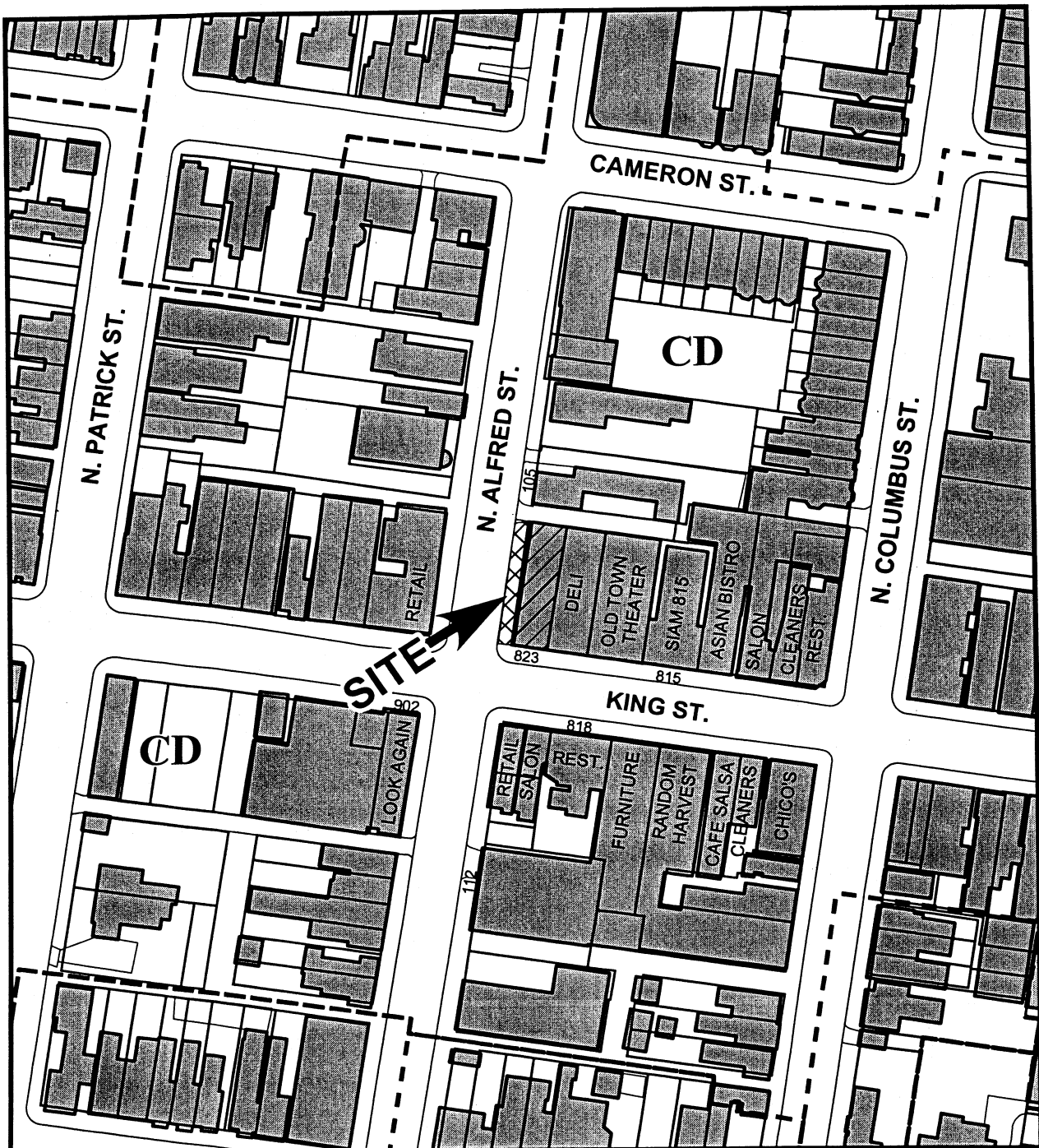
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**PLANNING COMMISSION ACTION, MARCH 2, 2004:** By unanimous consent, the Planning Commission recommended approval of the request, subject to compliance with all applicable codes, ordinances and staff recommendations.

**Reason:** The Planning Commission agreed with staff's analysis.

**Speakers:** None

**STAFF RECOMMENDATION:** Staff recommends **approval** subject to compliance with all applicable codes and ordinances and the permit conditions found in Section III of this report.



**SUP #2003-0123**

**03/02/04**



## **I. DISCUSSION**

### **REQUEST**

The applicant, Serendipitous Inc., trading as Bittersweet, by John P. Manor Jr., requests approval of an amendment of the existing special use permit to add 24 outdoor seats to the restaurant to be located along Alfred Street.

### **SITE DESCRIPTION**

The subject property is one corner lot of record with 29.3 feet of frontage on King Street, 100 feet of frontage on Alfred Street and a lot area of 2,930 square feet. The site is developed with a commercial building occupied by the restaurant, Bittersweet, and its offices. It is located in the heart of Old Town Alexandria and surrounded by commercial uses.

### **RESTAURANT CHARACTERISTICS**

Bittersweet restaurant has been in business at this location for more than six years and serves American cuisine. Currently, the restaurant offers 60 indoor seats to its patrons. The existing special use permit allows the restaurant to operate between 8:00 A.M. to 8:00 P.M., daily. In actuality, the applicant closes the restaurant at 4:00 P.M. daily. Its peak hours of business are generally during breakfast and lunch time. The business is operated by a total of 22 employees, serving approximately 350 customers per day. Although the restaurant's location within the Central Business District of Historic Alexandria exempts the applicant from the requirement to provide off-street parking, condition # 13 of the special use permit requires the applicant to provide free off-street parking for employees who drive to work.

### **PROJECT DESCRIPTION**

The applicant is requesting approval for 24 outdoor seats to be located at the west side of the restaurant along North Alfred Street. The 24 proposed seats to be located outside will be in addition to the existing indoor seats and not be permanent in nature. The area will be set up everyday at 8:00 A.M. and taken down every day at closing. Customers will access the outdoor seating area from the main entrance on King Street. Employees will clean and maintain the area; wait service is not provided.

No changes are proposed to the menu, hours of operation or number of employees.

### **SUP HISTORY**

A restaurant has been located at this location since November 15, 1982, when City Council granted a Special Use Permit for the operation of a carry-out restaurant. In 1984, City Council approved the addition of 60 seats and expansion of the restaurant into the unit at 823 King Street, which was never implemented. In 1997, City Council granted Special Use Permit #1701-A to change the ownership of the existing restaurant with catering service, followed by an approval to allow the physical expansion of the restaurant, additional seats and later hours of operation. Finally, Council granted

Special Use Permit #2000-0118 on November 18, 2000 to allow the restaurant to expand into the adjacent retail store fronting King Street, and to sell beer and wine for off-premise consumption.

On February 3, 2004, staff visited the subject property and found that the business is in compliance with the conditions of its special use permit.

#### ZONING / MASTER PLAN

The subject property is located in the CD/Commercial Downtown zone. Section 4-503(W) of the Zoning Ordinance allows a restaurant in the CD zone only with a special use permit. The proposed use is consistent with the Old Town small area plan chapter of the Master Plan which designates the property for commercial downtown use.

#### **II. STAFF ANALYSIS**

Staff strongly supports this request to add outdoor seating to a successful daytime restaurant in the heart of Old Town Alexandria. The proposed outdoor seating will add vitality to the street, thereby attracting more visitors and customers for area businesses, and create a visible symbol of activity and economic health. The additional seating will not cause negative impacts in that it will be removed daily and simply provide a convenience in good weather for existing customers. In addition, there will be no alcohol service outdoors or late evening hours.

The applicant has also filed an encroachment application requesting approval for the use of 300 square feet of public sidewalk right-of-way for the restaurant's outdoor seating. See ENC #2004-0011 for details regarding the encroachment and recommended permit conditions.

Staff has retained the SUP condition requiring a review of the restaurant one year from this approval so that if there are problems with the operation of the restaurant, including the outdoor seating, additional conditions may be imposed.

Staff recommends approval of the special use permit.

### **III. RECOMMENDED PERMIT CONDITIONS**

1. The special use permit is granted to the applicant only or to any corporation in which the applicant has a controlling interest. (P&Z) (SUP #1701-A)
2. Seating may be provided inside for no more than 60 patrons. (P&Z) (SUP #1701)
3. **CONDITION AMENDED BY STAFF:** ~~No outside dining facilities shall be located on the premises.~~ 24 outdoor seats may be provided on the west side of the restaurant along Alfred Street, provided that a clear pedestrian pathway of five (5) feet is maintained. When outside dining facilities are provided, (1) litter shall be picked up as it is generated, and (2) the outside dining area shall be cleaned at the close of each day of operation, (3) the arrangement of tables, chairs and other decorative features shall not obstruct or impair handicap access, emergency egress, or access to fire department connections for the structure. (P&Z) ~~(SUP #1701)~~ (P&Z)
4. **CONDITION AMENDED BY STAFF:** The hours during which the business is open to the public shall be limited to 8:00 A.M. to 8:00 P.M., daily. The outdoor dining area shall be cleared of all tables and chairs by 8:00 P.M. and the area shall be cleaned and washed by 8:30 P.M. (P&Z) ~~(SUP #2000-0056)~~ (P&Z)
5. No food, beverages, or other material shall be stored outside. (P&Z) (SUP #1701)
6. Trash and garbage shall be placed in sealed containers which do not allow odors to escape and shall be stored inside or in a closed container which does not allow invasion by animals. No trash and debris shall be allowed to accumulate on site outside of those containers. (P&Z) (SUP #97-0065)
7. Condition deleted. (P&Z) (SUP #97-0065)
8. Litter on the site and on public right-of-way and spaces adjacent to or within 75 feet of the premises shall be picked up by the applicant at least twice a day, and more often if necessary, to prevent an unsightly and unsanitary accumulation on such day that the business is open to the public. (P&Z) (SUP #1701-A)
9. No live entertainment shall be provided at the restaurant. (P&Z) (SUP #97-0065)
10. The applicant shall post the hours of operation at the entrance to the restaurant. (P&Z) (SUP #97-0065)

11. Kitchen equipment shall not be cleaned outside, nor shall any cooking residue be washed into the streets, alleys or storm sewers. (T&ES) (SUP #97-0065)
12. **CONDITION AMENDED BY STAFF:** Loudspeakers shall be prohibited from the exterior of the building, and no amplified sound shall be audible at the property line. (P&Z) (SUP #97-0065) (T&ES)
13. The applicant shall provide free off-street parking for employees who drive to work. (P&Z) (SUP #97-0065)
14. **CONDITION DELETED BY STAFF:** ~~The applicant shall contact the Crime Prevention Unit of the Alexandria Police Department for a security survey for the business and a robbery awareness program for all employees. (Police) (SUP #97-0065)~~
15. The applicant shall control cooking odors and smoke from the property to prevent them from becoming a nuisance to neighbors. (Health) (SUP #97-0065)
16. **CONDITION AMENDED BY STAFF:** Alcohol is permitted for on-premise indoor consumption. Consumption of alcoholic beverages in the outdoor seating area is not permitted. Off-premise alcohol sales shall be limited to catering operations and to the sale of bottles of wine in quantities not less than 750 ml or beer in quantities not less than a six pack, with a minimum cost of \$7.00 per bottle or six pack. (P&Z) (Police) (SUP #2000-0118) (P&Z)
17. **CONDITION AMENDED BY STAFF:** The Director of Planning and Zoning shall review the special use permit one year after approval and shall docket the matter for consideration by the Planning Commission and City Council if (a) there have been documented violations of the permit conditions, (b) the director has received a request from any person to docket the permit for review as a result of a complaint that rises to the level of a violation, or (c) the director has determined that there are problems with the operation of the use and that new or revised conditions are needed. (P&Z) (SUP #2000-0118) (P&Z)

18. **CONDITION ADDED BY STAFF:** The applicant shall conduct employee training sessions on an ongoing basis, including as part of any employee orientation, to discuss all SUP provisions and requirements. (P&Z)
19. **CONDITION ADDED BY STAFF:** The applicant shall provide a menu or list of foods to be handled at this facility to the Health Department prior to opening. (Health)

**STAFF:** Eileen P. Fogarty, Director, Department of Planning and Zoning;  
Barbara Ross, Deputy Director;  
Bettina Irps, Urban Planner.

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**Staff Note:** In accordance with section 11-506(c) of the zoning ordinance, construction or operation shall be commenced and diligently and substantially pursued within 18 months of the date of granting of a special use permit by City Council or the special use permit shall become void.

Meals ordered before the closing hour may be served, but no new patrons may be admitted and no alcoholic beverages may be served after the closing hour, and all patrons must leave by one hour after the closing hour.

#### **IV. CITY DEPARTMENT COMMENTS**

Legend: C - code requirement R - recommendation S - suggestion F - finding

##### **Transportation & Environmental Services:**

- C-1 The applicant shall comply with the City of Alexandria's Noise Control Code, Title 11, Chapter 5, which sets the maximum permissible noise level as measured at the property line.
- R-1 A minimum pedestrian pathway of 5 feet shall be maintained. Distance to be measured from the face of the curb to encroachment.
- R-2 Kitchen equipment shall not be cleaned outside, nor shall any cooking residue be washed into the streets, alleys or storm sewers.
- R-3 The applicant shall control cooking odors, smoke and any other air pollution from operations at the site and prevent them from leaving the property or becoming a nuisance to neighboring properties, as determined by the Department of Transportation & Environmental Services.
- R-4 Loudspeakers shall be prohibited from the exterior of the building, and no amplified sounds shall be audible at the property line.
- R-5 The applicant (and his/her successors, if any) must obtain and maintain a policy of general liability insurance in the amount of \$1,000,000, which will indemnify the applicant (and his/her successors, if any) and the City of Alexandria, as an additional named insured, against all claims, demands, suits, etc., and all costs related thereto, including attorney fees, relating to any bodily injury or property damage which may occur as a result of the granting of this encroachment.
- R-6 Neither the City nor any Private utility company will be held responsible for damage to the private improvements in the public right-of-way during repair, maintenance or replacement of any utilities that may be located within the area of the proposed encroachment.
- R-7 In the event the City shall, in the future, have need for the area of the proposed encroachment, the applicant shall remove any obstruction encroaching into the public right-of-way, within 60 days, upon notification by the City.



Code Enforcement:

- C-1 The location and arrangement of chairs and tables shall not obstruct or impair handicap access, means of egress or access to fire department connections for the structure.

Health Department:

- C-1 An Alexandria Health Department Permit is required for all regulated facilities. This facility is currently operating as Bittersweet under Alexandria Health Department permit issued to Serendipitous, Inc.
- C-2 Food must be protected to the point of service.
- C-3 If changes to the facility are to be done, five sets of plans must be submitted to and approved by this department prior to construction. Plans must comply with the Alexandria City Code, Title 11, Chapter 2, Food and Food Establishments. There is a \$135.00 fee for review of plans for food facilities.
- C-4 Permits or approval must be obtained prior to use of the new area(s).
- C-5 This facility must comply with the Alexandria City Code, Title 11, Chapter 10, Smoking Prohibitions both indoors and at the outside dining areas.
- C-6 Certified Food Managers must be on duty during all hours of operation.
- R-1 Provide a menu or list of foods to be handled at this facility to the Health Department prior to opening.

Police Department:

- F-1 No objections.

# APPLICATION for SPECIAL USE PERMIT # 2003-0123

[must use black ink or type]

PROPERTY LOCATION: 823 King St.

TAX MAP REFERENCE: 74.02 01 01 ZONE: CD Commercial

APPLICANT Name: Serendipitous, Inc T/A Bittersweet

Address: 823 King St.

PROPERTY OWNER Name: Transcend, LC

Address: 101 N. Alfred St

PROPOSED USE: Restaurant Amendment to SUP 2000-0118  
allowing outdoor seating for 24 seats

**THE UNDERSIGNED** hereby applies for a Special Use Permit in accordance with the provisions of Article XI, Section 11-500 of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

**THE UNDERSIGNED**, having obtained permission from the property owner, hereby grants permission to the City of Alexandria to post placard notice on the property for which this application is requested, pursuant to Article XI, Section 11-301(B) of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

**THE UNDERSIGNED** hereby attests that all of the information herein provided and specifically including all surveys, drawings, etc., required to be furnished by the applicant are true, correct and accurate to the best of their knowledge and belief. The applicant is hereby notified that any written materials, drawings or illustrations submitted in support of this application and any specific oral representations made to the Planning Commission or City Council in the course of public hearings on this application will be binding on the applicant unless those materials or representations are clearly stated to be non-binding or illustrative of general plans and intentions, subject to substantial revision, pursuant to Article XI, Section 11-207(A)(10), of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

John P. Manor, Jr.

Print Name of Applicant or Agent

103 N. Alfred St.

Mailing/Street Address

Alex VA

City and State

22314

Zip Code

[Signature]

Signature

7/549 2708

Telephone #

7/549 3150

Fax #

10 Dec. 03

Date

===== **DO NOT WRITE BELOW THIS LINE - OFFICE USE ONLY** =====

Application Received: \_\_\_\_\_ Date & Fee Paid: \_\_\_\_\_ \$ \_\_\_\_\_

ACTION - PLANNING COMMISSION: \_\_\_\_\_

ACTION - CITY COUNCIL: \_\_\_\_\_

All applicants must complete this form. Supplemental forms are required for child care facilities, restaurants, automobile oriented uses and freestanding signs requiring special use permit approval.

1. The applicant is (check one) ☒ the Owner ☐ Contract Purchaser  
☐ Lessee or ☐ Other: \_\_\_\_\_ of the subject property.

State the name, address and percent of ownership of any person or entity owning an interest in the applicant, unless the entity is a corporation or partnership in which case identify each owner of more than ten percent.

John P. Menor, Jr. 100% owner

If property owner or applicant is being represented by an authorized agent such as an attorney, realtor, or other person for which there is some form of compensation, does this agent or the business in which the agent is employed have a business license to operate in the City of Alexandria, Virginia?

- ☒ Yes. Provide proof of current City business license  
☐ No. The agent shall obtain a business license prior to filing application, if required by the City Code.
2. Submit a floor plan and a plot plan with parking layout of the proposed use. One copy of the plan is required for plans that are 8½" x 14" or smaller. Twenty-four copies are required for larger plans or if the plans cannot be easily reproduced. The planning director may waive requirements for plan submission upon receipt of a written request which adequately justifies a waiver. This requirement does not apply if a Site Plan Package is required.

### NARRATIVE DESCRIPTION

3. The applicant shall describe below the nature of the request in detail so that the Planning Commission and City Council can understand the nature of the operation and the use, including such items as the nature of the activity, the number and type of patrons, the number of employees, the hours, how parking is to be provided for employees and patrons, and whether the use will generate any noise. (Attach additional sheets if necessary)

Request to add outdoor seating along  
N. Alfred St. side of building.

Request for 24 new seats, 84 seats total

Hours of operation 8:00 am - 4:00 pm  
Monday - Sunday

22 employees

Noise generated to be minimal

Parking to be handled in accordance w.  
existing S.U.P. # 2000-0118

Tables + chairs to be stored indoors  
when not during non operating hours.

**USE CHARACTERISTICS**

4. The proposed special use permit request is for: *(check one)*

- ☐ a new use requiring a special use permit,  
☐ a development special use permit,  
☐ an expansion or change to an existing use without a special use permit,  
☒ expansion or change to an existing use with a special use permit,  
☐ other. Please describe: \_\_\_\_\_

5. Please describe the capacity of the proposed use:

A. How many patrons, clients, pupils and other such users do you expect? Specify time period (i.e., day, hour, or shift).

350 patrons per day

B. How many employees, staff and other personnel do you expect? Specify time period (i.e., day, hour, or shift).

22 employees from 6:00am - 5:30pm.

6. Please describe the proposed hours and days of operation of the proposed use:

Day:

M-Sunday

Hours:

8:00 - 4:00 pm.

7. Please describe any potential noise emanating from the proposed use:

A. Describe the noise levels anticipated from all mechanical equipment and patrons.

Minimal noise from existing client base

B. How will the noise from patrons be controlled?

No outdoor music

8. Describe any potential odors emanating from the proposed use and plans to control them:

All cooking facility odors vented to  
2nd story roof outlet

9. Please provide information regarding trash and litter generated by the use:

A. What type of trash and garbage will be generated by the use?

disposable plastic + paper

B. How much trash and garbage will be generated by the use?

4 cu. feet / day

C. How often will trash be collected?

4 x / week

D. How will you prevent littering on the property, streets and nearby properties?

Sidewalks + alley presently maintained  
by staff

10. Will any hazardous materials, as defined by the state or federal government, be handled, stored, or generated on the property?

☒ Yes. ☒ No.

If yes, provide the name, monthly quantity, and specific disposal method below:

No change from SUP-2000-0118

11. Will any organic compounds, for example paint, ink, lacquer thinner, or cleaning or degreasing solvent, be handled, stored, or generated on the property?

☒ Yes. ☒ No.

If yes, provide the name, monthly quantity, and specific disposal method below:

No change from SUP-2000-0118

12. What methods are proposed to ensure the safety of residents, employees and patrons?

Same as existing SUP-2000-0118

### ALCOHOL SALES

13. Will the proposed use include the sale of beer, wine, or mixed drinks?

☐ Yes. ☒ No.

If yes, describe alcohol sales below, including if the ABC license will include on-premises and/or off-premises sales. Existing uses must describe their existing alcohol sales and/or service and identify any proposed changes in that aspect of the operation.

# PARKING AND ACCESS REQUIREMENTS

14. Please provide information regarding the availability of off-street parking:

- A. How many parking spaces are required for the proposed use pursuant to section 8-200 (A) of the zoning ordinance?

0 Exempt from parking requirements

- B. How many parking spaces of each type are provided for the proposed use:

N/A Standard spaces

\_\_\_\_\_ Compact spaces

\_\_\_\_\_ Handicapped accessible spaces.

\_\_\_\_\_ Other.

- C. Where is required parking located? ☐ on-site ☐ off-site (check one)

If the required parking will be located off-site, where will it be located:

N/A

Pursuant to section 8-200 (C) of the zoning ordinance, commercial and industrial uses may provide off-site parking within 500 feet of the proposed use, provided that the off-site parking is located on land zoned for commercial or industrial uses. All other uses must provide parking on-site, except that off-street parking may be provided within 300 feet of the use with a special use permit.

- D. If a reduction in the required parking is requested, pursuant to section 8-100 (A) (4) or (5) of the zoning ordinance, complete the PARKING REDUCTION SUPPLEMENTAL APPLICATION.

15. Please provide information regarding loading and unloading facilities for the use:

- A. How many loading spaces are required for the use, per section 8-200 (B) of the zoning ordinance? None

- B. How many loading spaces are available for the use? No change from 2000-0118

- C. Where are off-street loading facilities located? N/A



- D. During what hours of the day do you expect loading/unloading operations to occur?

No change from SUP 2000-0118

- E. How frequently are loading/unloading operations expected to occur, per day or per week, as appropriate?

No change from SUP 2000-0118

16. Is street access to the subject property adequate or are any street improvements, such as a new turning lane, necessary to minimize impacts on traffic flow?

No change from SUP 2000-0118

### SITE CHARACTERISTICS

17. Will the proposed uses be located in an existing building? ☒ Yes ☐ No

Do you propose to construct an addition to the building? ☐ Yes ☒ No

How large will the addition be? N/A square feet.

18. What will the total area occupied by the proposed use be? same as SUP 2000-0118

\_\_\_\_\_ sq. ft. (existing) + \_\_\_\_\_ sq. ft. (addition if any) = 6372 sq. ft. (total)

19. The proposed use is located in: (check one)

☒ a stand alone building ☐ a house located in a residential zone ☐ a warehouse

☐ a shopping center. Please provide name of the center: \_\_\_\_\_

☐ an office building. Please provide name of the building: \_\_\_\_\_

☐ other, please describe: \_\_\_\_\_

**RESTAURANT SUPPLEMENTAL APPLICATION**

All applicants requesting special use permit approval for restaurants shall complete the following section. Applicants requesting approval of a special use permit for a restaurant in Old Town shall complete the SUPPLEMENTAL INFORMATION FOR RESTAURANTS IN OLD TOWN section and submit the required parking management plan and litter reduction plan.

Please provide the following information:

1. How many seats are proposed?

At tables: 24 At a bar: \_\_\_\_\_ Total number proposed: 24

2. Will the restaurant offer any of the following?

NO alcoholic beverages ~~beer~~ beer and wine (on-premises)  
\_\_\_\_\_ beer and wine (off-premises)

*Same as SUP 2000-0118*

3. Please describe the type of food that will be served:

see SUP 2000-0118  
\_\_\_\_\_  
\_\_\_\_\_

4. The restaurant will offer the following service (check items that apply):

\_\_\_\_\_ table service \_\_\_\_\_ bar ☒ carry-out ☒ delivery *See below*

5. If delivery service is proposed, how many vehicles do you anticipate? No change from

Will delivery drivers use their own vehicles? \_\_\_\_\_ Yes. ☒ No. 2000-0118

6. Will the restaurant offer any entertainment (i.e. live entertainment, large screen television, video games)? \_\_\_\_\_ Yes. ☒ No.

If yes, please describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Supplemental Application

*Restaurant will not provide delivery service  
Delivery provide by catering operation  
in same manner as service is currently being provided  
18 Re: SUP 2000-0118*

**SUPPLEMENTAL INFORMATION FOR RESTAURANTS IN OLD TOWN**

***CRITERIA TO BE USED TO EVALUATE NEW OR EXPANDED RESTAURANTS  
ADOPTED BY CITY COUNCIL BY RESOLUTION, NOVEMBER 13, 1993***

**Parking**

1. The applicant must submit a parking management plan (PMP), which specifically addresses the following issues:

- A. The parking demand generated by the proposed restaurant.
- B.. The availability of off-street parking for patrons. For the purpose of this policy, availability shall be measured in terms of the number of vacant off-street parking spaces within 500 feet from the entrance to the restaurant.
- C. How employees who drive will be accommodated off the street at least in the evenings and on weekends.
- D. The predicted impact of the restaurant on the parking supply at the evening peak, weekend peak, and daytime peak.
- E. A proposal to reduce the impact of parking created by the restaurant on nearby areas. Acceptable alternatives for reducing parking impacts include, but are not limited to, the following: validated parking or valet parking for patrons, and off-street parking or transit subsidies for employees.

2. Additionally, please answer the following:

- A. What percent of patron parking can be accommodated off-street?  
(check one)

☒ 100%  
☐ 75-99%  
☐ 50-74%  
☐ 1-49%  
☐ No parking can be accommodated off-street

- B. What percentage of employees who drive can be accommodated off the street at least in the evenings and on weekends?  
(check one)

☒ All  
☐ 75-99%  
☐ 50-74%  
☐ 1-49%  
☐ None

- C. What is the estimated peak evening impact upon neighborhoods?  
(check one)

☒ No parking impact predicted  
☐ Less than 20 additional cars in neighborhood  
☐ 20-40 additional cars  
☐ More than 40 additional cars

**Litter**

The applicant for a restaurant featuring carry-out service for immediate consumption must submit a plan which indicates those steps it will take to eliminate litter generated by sales in that restaurant.

**Alcohol Consumption and Late Night Hours**

1. Maximum number of patrons shall be determined by adding the following:

<u>84</u>	Maximum number of patron dining seats, <b>incl. outdoor</b>
<u>0</u>	Maximum number of patron bar seats
+ <u>20</u>	Maximum number of standing patrons
<div style="display: flex; justify-content: flex-start; align-items: center;"> <div style="text-align: right; padding-right: 10px; margin-right: 20px;"><u>104</u></div> <div>Maximum number of patrons</div> </div>	

2. 20 Maximum number of employees by hour at any one time

3. Hours of operation:  
(check one)

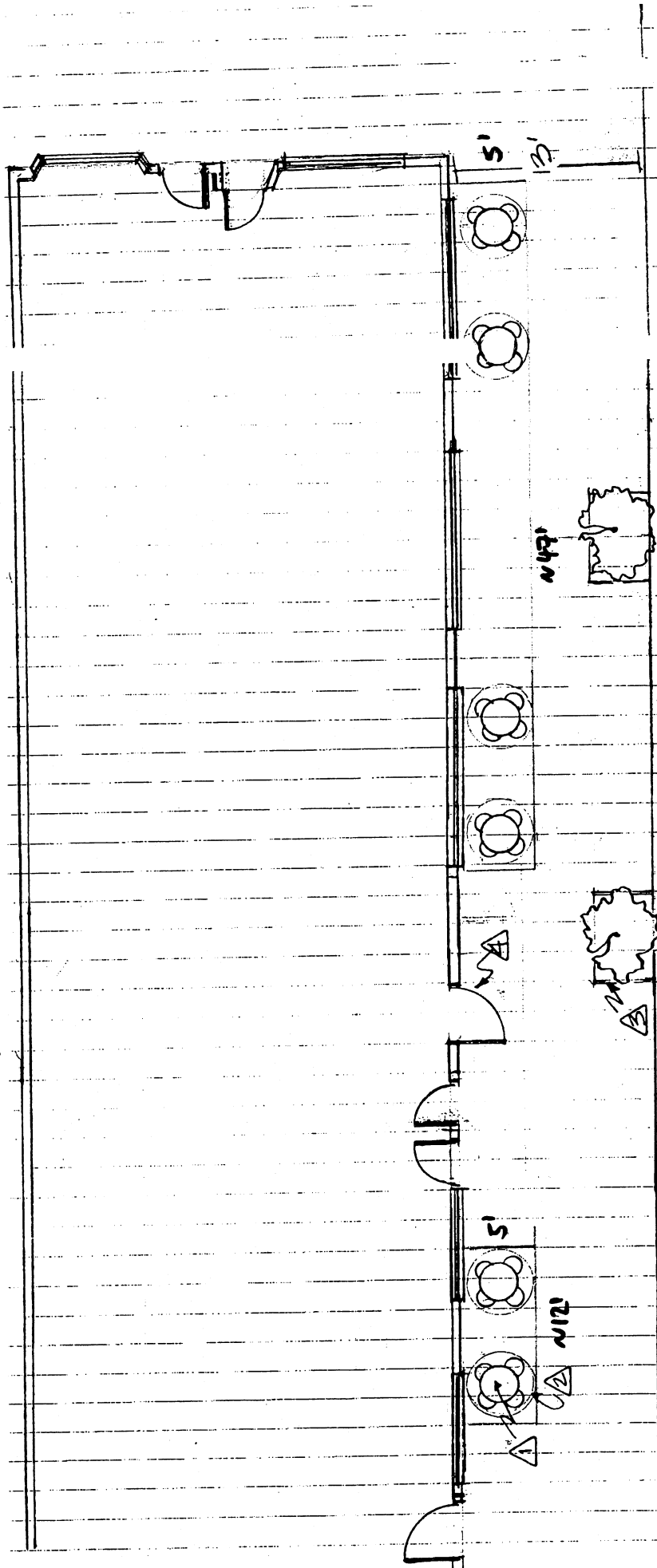
<u>X</u>	Closes by 8:00 P.M.
<u>      </u>	Closes after 8:00 P.M. but by 10:00 P.M.
<u>      </u>	Closes after 10:00 P.M. but by Midnight
<u>      </u>	Closes after Midnight

[Closing time means when the restaurant is empty of patrons.]

4. Alcohol Consumption:

(Check one)

<u>      </u>	High ratio of alcohol to food
<u>      </u>	Balance between alcohol and food
<u>X</u>	Low ratio of alcohol to food



NORTH ALFRED STREET

20" round tables  
54" clearance for tables  
48" x 72" tree wells  
48" door clearance

5' x 4' = 20  
5' x 12' = 60  
295 sq. ft. +

BITTERSWEET  
11/18

SUP2003-0123

# MILLER & ASSOCIATES

TRIAL ATTORNEYS

Michael J. Miller - VA, MD, DC  
J. Christopher Ide - VA, MD, DC  
Kenneth Warren Smith - VA, DC, FL, MS  
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Michele A. DiMartino - PA, NJ  
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Ghada A. Anis - DC, IL

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Alexandria, Virginia 22314  
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Of Counsel

Edward A. Williamson, MS

February 23, 2004

PC Docket Items #5+6  
SUP #2003-0123  
ENC #2003-011

Alexandria Planning Commission  
301 King Street  
City Council Chambers  
Alexandria, Virginia 22314

Re: Tax Map Reference: 74.02 01 01  
Planning Commission Hearing: March 2, 2004  
Application Bittersweet Cafe

Dear Sirs:

Bittersweet has applied for 24 outdoor seats along North Alfred Street. I am Bittersweet's immediate neighbor to the north on Alfred Street. The purpose of my correspondence is to write and heartily recommend approval of this application. I believe the 24 seat sidewalk café concept will make Old Town more user friendly for pedestrians. I also know the owners of Bittersweet Café to be good corporate citizens.

Very truly yours,

MILLER & ASSOCIATES

Michael J. Miller

MJM:rmm

cc: Bittersweet Café - Via Hand Delivery