EXHIBIT A

TUP #24-018

July 2018

RECEIVED ON
NOV 19 2024
DEPARTMENT OF
COMMUNITY DEVELOPMENT

TOWN OF Herndon VIRGINIA

Department of Community Development
777 Lynn Street
Herndon, Virginia 20170-4602

APPLICATION FOR APPROVAL OF A TEMPORARY USE SITE PLAN AND ASSOCIATED ZONING INSPECTION PERMIT (TEMPORARY USE PERMIT)

(Not all temporary uses require a permit. See § 78-90.1 of the Herndon Town Code.)

Submittal of this form with **original signatures is required**. ***PLEASE PRINT OR TYPE*** *(Unless otherwise indicated.)*

Name of Business or Organization: Jimmy's Old Town Tavern

Street Address of the Subject Property (including apt/suite #): 697 Spring St. Herndon VA 20170

Please describe the requested activity, proposed dates and daily hours of operation. Add more sheets if necessary. Outdoor Dining/Superbowl Feb 9, 2025 12pm - 11pm

Lot Area (site area) Proposed for the Temporary Use: Alley behind Jimmy's/Former Robert's Carpet Lot

Are any site alterations or any alterations to the building's exterior or interior planned or underway in connection with this use (or were any alterations done)? ■ No □ Yes Please describe :

Name of Contact for the Temporary Use (Applicant): Jimmy Cirrito

Address of Permanent Residence: 9254 Matthew Dr. Manassas Park, VA 20111

Jimcirrito@aol.com
E-mail address

703-470-4014
Telephone # for duration of temporary use

The undersigned hereby applies for a Temporary Use Permit under the provisions of § 78-90.3 and § 78-90.4 of the Herndon Town Code.

I hereby affirm and certify that:

- *The information provided on this form is true and correct to the best of my knowledge.*
- *The requirements associated with this application under § 78-90.3 and § 78-90.4 of the Herndon Town Code have been read and are understood.*
- *The use and occupancy of buildings and/or the use of land noted above is in conformance with all provisions of the Town of Herndon, Virginia Zoning Ordinance regulations to the best of my knowledge.*
- *The site shall be returned within 48 hours to its condition prior to the establishment of the temporary use.*

James C Cirrito 11-11-2024

Signature of Contact (Applicant) **Date**

APPLICATION FOR APPROVAL OF A TEMPORARY USE SITE PLAN AND ASSOCIATED ZONING INSPECTION PERMIT (TEMPORARY USE PERMIT) - continued

Name and Title of Property Owner (Applicant): Jimmy Cirrito JMK 12 LLC

Mailing Address: same

E-mail address | Telephone

TO BE SUBMITTED WITH THIS APPLICATION

X A letter signed by the owner or owner's agent consenting to the application for the Temporary Use Permit;

X A Site Plan prepared in accordance with § 78-155.6(4) and showing the area of proposed activity with signage, display areas, illumination, vehicular entrances to the site (location, type and size), parking area associated with the temporary use (location, layout, and surface material);

X The detailed description of the proposed temporary activity requested above should include an analysis of any noise that may not comply with the noise provisions in the Herndon Town Code;

X Sample signage to be used;

N/A A statement from the landowner(s) authorizing an agent to act on their behalf (if applicable);

N/A If a pre-application conference took place, a statement indicating the date and time a pre-application conference was held with the Town, as well as a list of participants in the conference;

N/A A list of proposed vendors to include security firms, food trucks, portable toilet providers, or any other vendors that will be onsite during the event.

AUTHORIZATION STEP ONE. SITE IMPROVEMENTS ONLY (verification of Site Plan approval)

The applicant is authorized to proceed to **make the site improvements** for the purposes of conducting the temporary use described above.

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Signature and Authorization of Zoning Administrator

AUTHORIZATION STEP TWO: AUTHORIZATION TO BEGIN OPERATION OF THE TEMPORARY USE (Temporary Use Permit/Zoning Inspection Permit)

The applicant has completed the site improvements and the applicant is authorized to **begin operation of the temporary use**.

This Permit is effective beginning 2/9/2025 for 1 days.

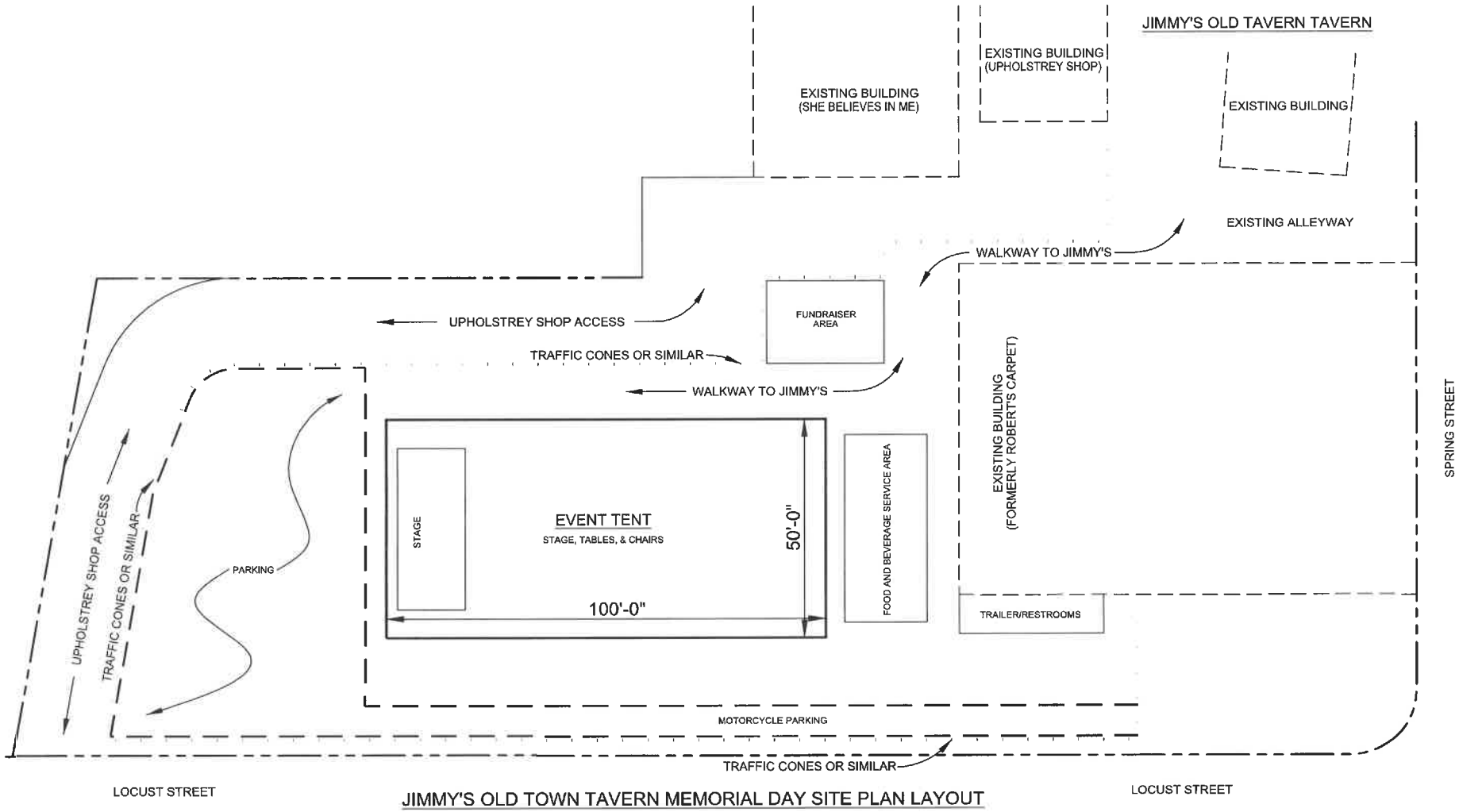
Signature of Zoning Inspector

APPLICATION FOR APPROVAL OF A TEMPORARY USE SITE PLAN AND ASSOCIATED ZONING INSPECTION PERMIT (TEMPORARY USE PERMIT) - continued

For Office Use Only:

STEP ONE (Site Plan)	Received by:	Fee paid for **Temporary Use Site Plan*** application:	Date: 11/19/24	Case No.: TUP #24-018
	Use permitted by Town Code Section:			
	Tax Map Reference: 0162 02 0085A		Zoning District: CC	
	Business and Occupational License #:		Status of Taxes: ☑ Paid ☐ Delinquent	
STEP TWO (ZIP)	Received by:	Fee paid for **Zoning Inspection Permit/Temporary Use Permit**:		Date:
**Note: no application fee is required for uses of less than 90 consecutive days in duration.*				

Distribution after approval:	Applicant	Community Development	Fire Department	Finance



JIMMY'S OLD TOWN TAVERN MEMORIAL DAY SITE PLAN LAYOUT

NO ALCOHOL PAST THIS POINT

November 11, 2024

David Stromberg

Zoning Department

Town of Herndon

777 Lynn Street
Herndon VA 20170-0427

Re: Temporary Use Permit for the Extension of Retail Sales, Sunday, February 9, 2025

Dear Mr. Stromberg,

This letter serves as a Request/Application for permission for Jimmy's Old Town Tavern, 697 Spring Street, to have the Town of Herndon issue a Temporary Use Permit for the Extension of Outdoor Retail Sales per The Town of Herndon Zoning Ordinance, Division 3. Temporary Uses; Sec.78-1392 Item (3) and Sec. 78-1395 Item (3) Outdoor Retail Sales Events & Sec. 78-1395 Item (4). Additional Permits for Temporary Use inclusive of Sunday, February 9, 2025 from 12PM to 11:00PM.

Enclosed please find the following:

- Drawing of the proposed area
- Letter to the ABC Board of Virginia requesting an extension of license privileges.

Note: This event will ONLY take place if the Buffalo Bills are in the Super Bowl.

If you have any questions, please contact me at 703-470-4014.

Sincerely,

James C. Cirrito
Owner
Jimmy's Old Town Tavern

JIMMY'S
Old Town Tavern

November 11, 2024

Town of Herndon
Dept. of Community Development
777 Lynn Street
Herndon VA 20170

Re: Temporary Use Permit for the Extension of Retail Sales for Outdoor Event, February 9, 2025.

Dear TOH:

Relative to your request, I hereby give my permission for my business neighbor, Jimmy's Old Town Tavern, to provide an outdoor event on February 9, 2025. The location shall be in the parking area behind and adjoining our businesses. The purpose of this event is to provide and sell food and beverages as an extension of the existing retail business known as Jimmy's Old Town Tavern.

I am aware that this event will not take place if the Buffalo Bills are not in the Superbowl.

Sincerely,

Khurram Afzal, Owner
Fairprice Groceries
681 Spring Street
Herndon, VA 20170

Date: _____

697 Spring Street ★ Herndon, VA 20710
Phone: 703.435.JIMS ★ Fax: 703.435.2182 ★ www.jimmystavern.com

Printable page

MAP #: 0162 02 0086A

JMK 12 LLC

695 SPRING ST

Owner

Name	JMK 12 LLC,
Mailing Address	697 SPRING ST HERNDON VA 20170
Book	27812
Page	1619

Parcel

Property Location	695 SPRING ST HERNDON VA 20170 5125
Map #	0162 02 0086A
Tax District	HT000
District Name	DRANESVILLE TOWN OF HERNDON TRANSPORT
Land Use Code	Specialty Center
Land Area (acreage)	
Land Area (SQFT)	6,583
Zoning Description	CC(Central Comm District)
Utilities	WATER CONNECTED SEWER CONNECTED GAS NOT AVAILABLE
County Inventory of Historic Sites	YES
County Historic Overlay District	NO For further information about the Fairfax County Historic Overlay Districts, CLICK HERE For properties within the towns of Herndon, Vienna or Clifton please contact the town to determine if the property is within a town historic district.
Street/Road	PAVED
Site Description	COMMERCIAL RANK #1

Stub Number

411011540

Legal Description

Legal Description	SPRING STREET ELDEN SPRING STS LT 86A

Printable page

MAP #: 0162 02 0086A

JMK 12 LLC

695 SPRING ST

Stub Number

411011540

Summary of 2024 Taxes

Year	General Fund Net Taxes	Special Tax District	Service Charges	Interest	Penalty	Other Charges	Amount Paid	Balance Due
2024 1ST HALF DUE	$8,639.95	$3,214.07	$.00	$.00	$.00	$.00	-$11,854.02	$.00
2024 2ND HALF DUE	$8,639.94	$3,214.05	$.00	$.00	$.00	$.00	-$11,853.99	$.00
Total:	$17,279.89	$6,428.12	$.00	$.00	$.00	$.00	-$23,708.01	$.00

Prepays and Refunds

Prepays	$.00
Pending Refunds	$.00
GRAND TOTAL	$.00

Source: Fairfax County Department of Tax Administration, Real Estate Division.

JIMMY'S
Old Town Tavern

November 11, 2024

Judy Fry
Town Manager's Office
Town of Herndon
777 Lynn Street
Herndon VA 20170

Re: Request for Noise Permit for Outdoor Event, Sunday, February 9, 2025

Dear Ms. Fry:

This letter serves as an Application/Request for a Noise Permit for Jimmy's Old Town Tavern, 697 Spring Street, to be issued in conjunction with a Temporary Use Permit for an Outdoor Event to begin at 12:00 PM and ending at 11:00 PM on Sunday, February 9, 2025. In accordance with the Town's noise ordinance, music/tv sound will be allowed to be played from 12:00 PM to 10:00 PM outside in the rear alley and in the lot behind the former Robert's Carpet building.

Please note, this event will ONLY take place if the Buffalo Bills are in the Super Bowl.

If you have any questions, please contact me at 703-470-4014

Sincerely,

James C. Cirrito

James C. Cirrito
Owner
Jimmy's Old Town Tavern

TOWN OF Herndon VIRGINIA

Christopher E. Martino
INTERIM TOWN MANAGER
T (703) 787-7368
Chris.Martino@herndon-va.gov

January 15, 2025

Jimmy's Old Town Tavern
697 Spring Street
Herndon, VA 20170

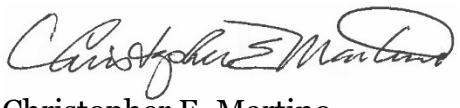
Dear Mr. Cirrito,

This is in response to your request for a noise permit for your event on Sunday, February 9, 2025, from 12 PM to 11 PM, to be held at Jimmy's Old Town Tavern, 697 Spring Street, Herndon, VA 20170. Since you will be using amplified sound, you are required to follow the town code regarding noise.
Sections of the Town Code pertaining to noise can be reviewed here: https://library.municode.com/va/herndon/codes/code_of_ordinances?nodeId=PTIICOOR_CH26EN_ARTVINO. Please keep in mind that the noise permit only allows amplified sound between 7 AM and 10 PM.

I am approving the noise permit and this letter will serve as such. With copy of this letter to the Herndon Police, I am advising them of your event since they enforce the noise ordinance.

Best wishes for a successful event.

Regards,



Christopher E. Martino
Interim Town Manager

c. Maggie A. DeBoard, Chief of Police