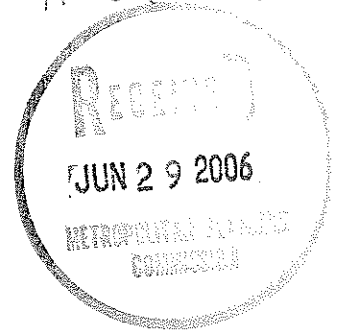


7-H-06-UR



June, 27, 2006

Dear MPC and other concerned parties,

I would like to express my appreciation to the MPC for giving me the opportunity to voice my concerns in regards to the use on review request to allow outside seating/patio dinning by owners/managers of Etcetera Restaurant and Lounge located at 7704 S. Northshore Drive.

My name is Elizabeth Coker and I am the resident/owner of property adjacent to and running parallel to the property on review. I have lived at my current address 7718 S. Northshore Drive for over 55 years.

This is the second time a business at this location has come before your governing body to gain outside/patio seating. Your good judgment prevailed the first time when you denied the Dog House Bar and Grill's request. I was told your decision was based on several factors; one being the close proximity of homes to the patio area.

Even though you denied the Dog House Bar and Grill's request for outside seating, I did have to live with the MPC's decision to allow a bar to operate in my front door. As you can see from the photos my driveway and the adjacent field became a depository for empty beer bottles and cans discarded by customers allowed to leave the restaurant/bar with open containers. Unfortunately, as I told Mr. Patrick, one of the owners/managers of Etcetera Restaurant and Lounge, this nuisance has continued under his ownership.

I have provided pictures of the patio and surrounding area. I have noted the Icehouse beer coolers positioned at the patio door, the partially constructed covered bar, an empty Icehouse beer bottle left on a patio table in an area yet approved for use, the discarded Icehouse beer cans in the field and posts installed along a retaining wall. A retaining wall I can thank you as a member of the MPC, along with help from Brian Hubbs with City Engineering and Ms. Annette Cash with City Codes Department, for requiring the previous owners to install in order to prevent my driveway from collapsing into their parking area after they dug up onto and down my driveway to repair and water proof the back wall of their building. It was also agreed at that time by all parties involved, a privacy fence would need to be installed.

As you can see from the photos, the posts were placed when the retaining wall was constructed but the fencing was never completed. Whether the request for outside seating/patio dinning is approved or denied, due to the height of the retaining wall and the safety hazard it creates, fencing needs to be installed along the wall.

Surely from these pictures you can see how outside seating would infringe on this residential area and how intrusive the noise and view would be for the people living in homes ranging from 35 to 100 feet from the patio seating area.

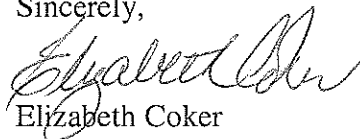
As I explained to Mr. Patrick when he phoned to express his desire to be a “good neighbor” and to ask that I not fight his request before this board, I do not have a problem with his restaurant. I understand his desire to provide his customers with good food, good drink, and good friends as his outside sign advertises, however, I do have a problem when his restaurant’s “happy hours” extends outside in such close proximity to my home and the noise from his customers laughing and talking and the live entertainment/music permeates into my home and infringes on my privacy and my rights as a property/home owner.

I ask you, would you want this in your front door? If you in good conscious can approve this use of review and allow outside seating, I will have to live with your decision. However, I will ask that you consider my appeal to have restrictions added to lesson the impact this business will have on me, as well as others living in the homes beside and behind this business. I ask that you **restrict** and **enforce** the following stipulations:

- (a) Limit outside serving and seating hours beginning no earlier than 10:00 a.m. and extend to no later than 10:00 p.m. at night.
- (b) No outside music/entertainment or speakers be allowed
- (c) No bar area...remove beer coolers and bar already in place
- (d) Install a privacy fence along my driveway and down the property line between the field and back parking area to block the view, buffer some of the noise and eliminate a safety hazard due to the height of the retaining wall along my driveway
- (e) Stipulate the approval of outside seating/patio dinning be limited to this business **only** and not extend to any other business that may in the future occupy this building.

Thank you for your time and consideration.

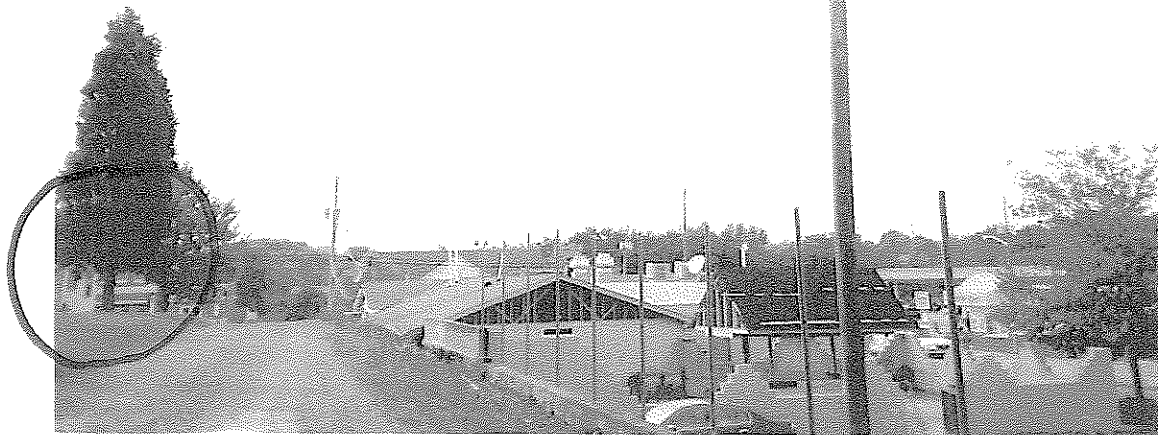
Sincerely,



Elizabeth Coker



ALTHOUGH HALF WALLS HAVE BEEN CONSTRUCTED AROUND THE PATIO AREA, THEY WILL NOT CONTAIN THE NOISE OR BLOCK THE VIEW FROM MY DRIVEWAY AND YARD



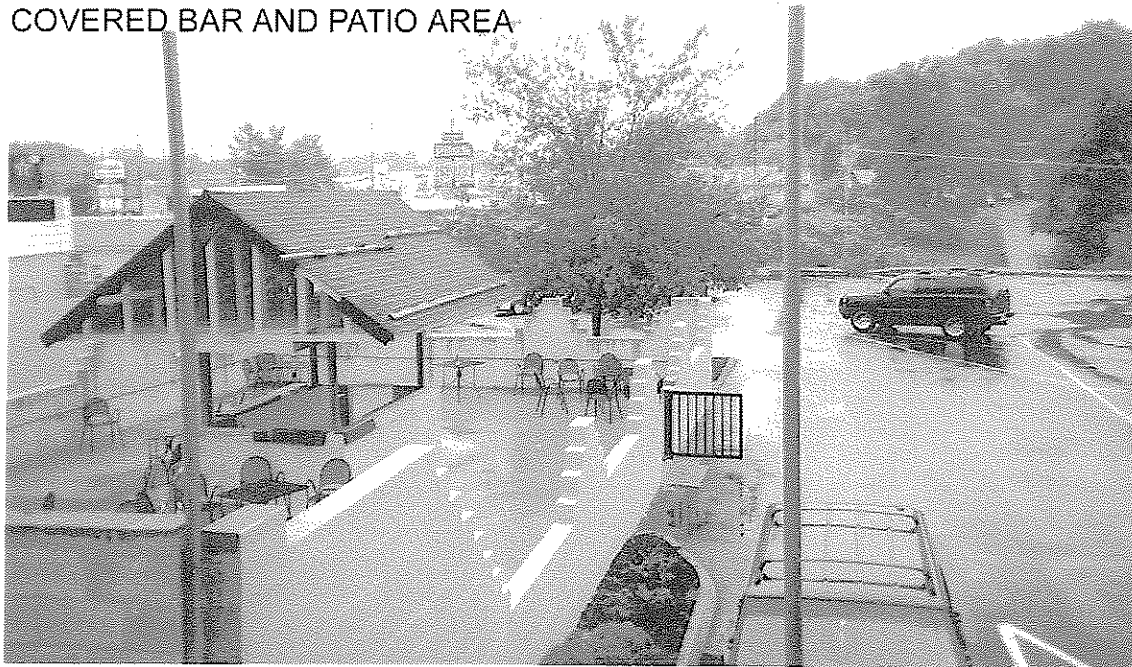
ANOTHER VIEW FROM MY DRIVEWAY THAT INCLUDES THE CORNER OF A NEIGHBORS HOUSE



THIS IS MY DRIVEWAY, NOT TO BE MISTAKEN FOR AN ALLEY OR PUBLIC ROAD. I HAVE THE DEED AND IT IS ON FILE AT THE COURT HOUSE. THE THREE OTHER HOMES ALONG MY DRIVEWAY ARE ALLOWED INGRESS AND EGRESS BUT WERE NEVER GIVEN OR DEEDED A RIGHT-OF-WAY



VIEW FROM MY DRIVEWAY LOOKING AT THE PARTIALLY COMPLETED COVERED BAR AND PATIO AREA

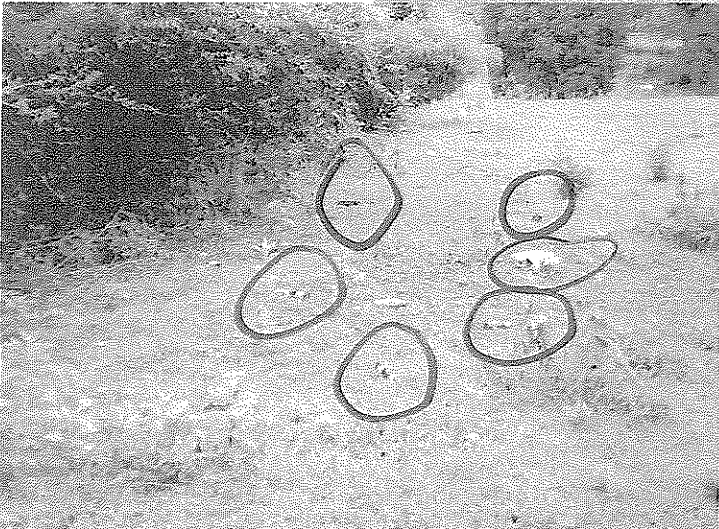
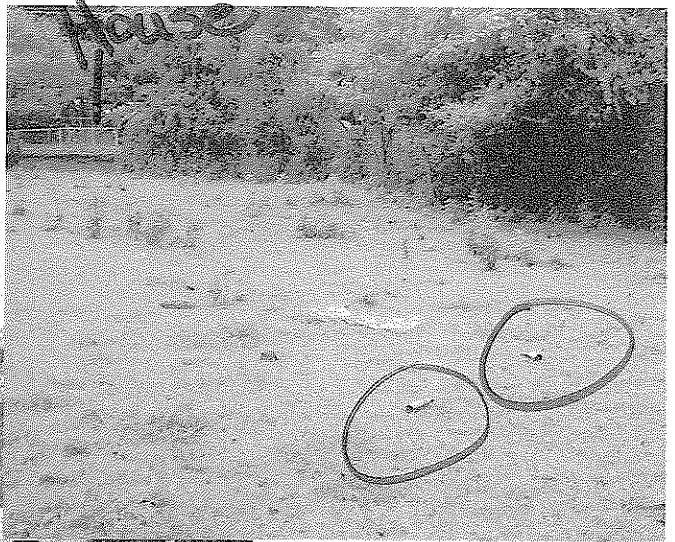


ANOTHER VIEW OF THE PATIO AREA FROM MY DRIVEWAY



ICEHOUSE BEER COOLERS AT THE ENTERANCE TO THE PATIO AREA ALONG WITH VIEW OF RETAINING WALL AND FENCE POSTS ALONG RETAINING WALL

VIEW OF THE BACK PARKING AREA FROM THE FIELD BEHIND THE RESTAURANT LOOKING TOWARD THE PATIO AREA.



PICTURES OF VARIOUS BEER BOTTLES AND CANS THAT CONTINUE TO BE TOSSED OVER THE FENCE AND ONTO MY DRIVEWAY



BEER BOTTLE LEFT ON A TABLE FROM THE NIGHT BEFORE





PICTURE OF NEAR BY HOUSE FROM FIELD AT THE BACK PARKING AREA OF THE RESTAURANT



PICTURE OF RETAINING WALL AT THE BACK PARKING AREA WITH THE PATIO LOCATED AT THE RIGHT OF THE PICTURE. THIS PICTURE ALSO SHOWS THE CLOSE PROXIMITY OF NEIGHBORING HOUSES