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The meeting was called to order at 9:35 a.m. with all Members being present, with the exception of Supervisor McConnell, and with Chairman Hanley presiding.

Supervisor McConnell arrived at 4:10 p.m.

Others present were Robert J. O'Neill, Jr., County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant to the County Executive; Barbara M. Jenkins, Assistant to the County Executive; Nancy Vehrs, Clerk to the Board of Supervisors; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

BOARD MATTER

2. **MOMENT OF SILENCE FOR MS. BARBARA J. WILLIAMS** (Tape 1)

(BACs)

Chairman Hanley asked that Board Members remember in their thoughts and prayers the family of Ms. Barbara J. Williams, who died recently. Ms. Williams had served on a number of Boards and Commissions and was most recently a member of the History Commission.

AGENDA ITEMS

3. **CERTIFICATE OF RECOGNITION PRESENTED TO MR. ARTHUR FRIEDBERG** (Tape 1)

Supervisor Hyland moved approval of the Certificate of Recognition presented to Mr. Arthur Friedberg for his years of service on the Fairfax Area Disability Services Board. This motion was seconded by Chairman Hanley and carried by a vote of eight, Supervisor Connolly* being out of the room, Supervisor McConnell not yet having arrived.

(NOTE: *Later in the meeting, Supervisor Connolly asked to be recorded as voting "AYE" on this item. See Clerk's Summary Item CL#9.)

4. **PROCLAMATION DESIGNATING DECEMBER 1, 1997 AS "AIDS AWARENESS DAY" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation presented to Marlene Blum, Chairman, Health Care Advisory Board (HCAB) , and Kristin Ingram, Northern Virginia AIDS Ministry at George Mason University (GMU), designating December 1, 1997 as "**AIDS Awareness Day**" in Fairfax County. This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor Connolly* being out of the room, Supervisor McConnell not yet having arrived.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

(NOTE: *Later in the meeting, Supervisor Connolly asked to be recorded as voting "AYE" on this Proclamation. See Clerk's Summary Item CL#9.)

5. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. ROSALIND LLOYD** (Tape 1)

Supervisor Gross moved approval of the Certificate of Recognition presented to Ms. Rosalind Lloyd for 41 years of service upon her retirement from the Department of Tax Administration. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor McConnell not yet having arrived.

6. **CERTIFICATE OF RECOGNITION PRESENTED TO GAIL WOMBLE, PRINCIPAL, LONGFELLOW MIDDLE SCHOOL** (Tape 1)

Supervisor Mendelsohn moved approval of the Certificate of Recognition presented to Gail Womble, Principal, Longfellow Middle School, for being named Principal of the Year and for receiving *The Washington Post* Distinguished Educational Leadership Award. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor McConnell not yet having arrived.

7. **PROCLAMATION DESIGNATING THE WEEK OF NOVEMBER 23-29, 1997 AS "NATIONAL FAMILY WEEK" IN FAIRFAX COUNTY** (Tape 1)

Supervisor Bulova moved approval of the Proclamation presented to Marilyn Bursch designating the week of November 23-29, 1997 as "**National Family Week**" in Fairfax County. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Frey, and Supervisor Mendelsohn being out of the room, Supervisor McConnell not yet having arrived.

8. **RESOLUTION TO RECOGNIZE THE FAIRFAX SYMPHONY FOR ITS COMMUNITY INVOLVEMENT** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved adoption of the Resolution to recognize the Fairfax Symphony for its community involvement. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Dix and Supervisor Mendelsohn being out of the room, Supervisor McConnell not yet having arrived.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

9. **REQUEST TO RECORD VOTES** (Tape 1)

Supervisor Connolly asked unanimous consent to be recorded as voting "AYE" on the Certificate of Recognition presented to Mr. Arthur Friedberg and the Proclamation designating December 1, 1997 as "Aids Awareness Day" in Fairfax County. Without objection, it was so ordered.

10. **10:00 A.M. - PRESENTATION BY THE FAIRFAX AREA DISABILITY SERVICES BOARD (DSB) RECOGNIZING THE EXPANSION OF PUBLIC TRANSPORTATION TO THE GOVERNMENT CENTER** (Tape 1)

Martha Glennan, Member, Fairfax Area Disability Services Board (DSB), gave a presentation recognizing the expansion of public transportation to the Government Center.

Following discussion, with input from Ms. Glennan, Supervisor Hyland asked unanimous consent that the Board direct staff to examine, with the cooperation of the DSB and the providers of accessible taxicabs, the marketing issues associated with informing potential users of the availability of these taxicabs. Without objection, it was so ordered.

In regard to transportation needs and issues that have not been addressed, Supervisor Hyland asked unanimous consent that the Board direct the DSB to provide the information and costs to the Board. Without objection, it was so ordered.

[NOTE: Later in the meeting, action was taken regarding the Transportation Advisory Commission (TAC) and the DSB. See Clerk's Summary Item CL#30.]

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11. **ORDERS OF THE DAY** (Tape 2)

Chairman Hanley announced that the Orders of the Day would be changed to proceed with the County Executive Items and defer Appointments to Citizen Boards, Authorities, Commissions and Advisory Groups until later in the meeting when a full Board is present.

(NOTE: Later in the meeting, appointments were made. See Clerk's Summary Item

CL#62.)

12. **ADMINISTRATIVE ITEMS** (Tape 2)

Supervisor Hyland moved approval of the Administrative Items. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell not yet having arrived.

ADMIN 1 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSAL TO PROHIBIT THROUGH TRUCK TRAFFIC ON CALAMO STREET, ORIOLE AVENUE, AND SPRING ROAD (LEE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **January 12, 1998 at 3:30 p.m.** on a proposal to prohibit through truck traffic on Calamo Street (Route 1134) between Backlick Road (Route 617) and Spring Road (Route 1132); Oriole Avenue (Route 966) between Backlick Road (Route 617) and Spring Road; and Spring Road between Oriole Avenue and Old Keene Mill Road (Route 644).

ADMIN 2 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 98037 IN THE AMOUNT OF \$47,508 FOR EXPANSION OF THE DEPARTMENT OF FAMILY SERVICES VIRGINIA INSTITUTE FOR SOCIAL SERVICES TRAINING ACTIVITIES PROGRAM

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 98037 in the amount of \$47,508 to enhance support to the Department of Family Services Virginia Institute for Social Services Training Activities Program.

ADMIN 3 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 98040 FOR THE DEPARTMENT OF FAMILY SERVICES TO ACCEPT GRANT FUNDS FROM THE VIRGINIA DEPARTMENT OF SOCIAL SERVICES TO PROVIDE TRANSPORTATION SERVICES TO VIRGINIA INITIATIVE FOR EMPLOYMENT NOT WELFARE (VIEW) PARTICIPANTS UNDER THE WELFARE REFORM TRANSPORTATION INITIATIVE GRANT

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 98040 in the amount of \$345,394 from the Virginia Department of Social Services for the Department of Family Services to address primarily the transportation needs of Virginia Initiative for Employment Not Welfare (VIEW) clients.

13. **A-1 - APPROVAL OF PROPOSED REVISIONS TO CHAPTERS 10 AND 16 OF THE PERSONNEL REGULATIONS REGARDING ADMINISTRATIVE LEAVE AND STANDARDS OF CONDUCT FOR COUNTY EMPLOYEES** (Tape 2)

On motion of Supervisor Gross, seconded by Supervisor Hyland, and carried by a vote of nine, Supervisor McConnell not yet having arrived, the Board concurred in the recommendation of staff and approved the proposed revisions to Chapters 10 and 16 of the Personnel Regulations regarding administrative leave and the Standards of Conduct for Fairfax County Employees.

14. **A-2 - COMMONWEALTH GAS SERVICES APPLICATION FOR A GENERAL INCREASE IN NATURAL GAS RATES AND APPROVAL OF PERFORMANCE-BASED RATE REGULATION METHODOLOGY, STATE CORPORATION COMMISSION (SCC) CASE NUMBER PUE970455** (Tape 2)

Following discussion, with input from Stephen D. Sinclair, Utilities Analyst, Department of Consumer Affairs, Supervisor Bulova moved that the Board concur in the recommendation of staff and authorize the Department of Consumer Affairs and the Office of the County Attorney to file a Notice of Protest with the State Corporation Commission (SCC), Case Number PUE970455, regarding the application of Commonwealth Gas Services for a general increase in rates and approval of performance-based rate regulation methodology. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor McConnell not yet having arrived.

15. **A-3 - AUTHORIZATION FOR THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) TO FORM HERNDON HARBOR II LIMITED PARTNERSHIP FOR THE OWNERSHIP OF HERNDON HARBOR II (DRANESVILLE DISTRICT)** (Tape 2)

On motion of Supervisor Mendelsohn, seconded by Supervisor Hyland, and carried by a vote of nine, Supervisor McConnell not yet having arrived, the Board concurred in the recommendation of staff and authorized the Fairfax County Redevelopment and Housing Authority (FCRHA) to proceed to form the Herndon Harbor II Limited Partnership to be composed initially of the FCRHA and the FCRHA Housing Assistance Corporation for the ownership of Herndon Harbor House II.

(NOTE: Later in the meeting, further action was taken regarding the Herndon Harbor II Limited Partnership. See Clerk's Summary Item CL#18.)

16. **A-4 - AUTHORIZATION TO ENTER INTO A CONTRACT FOR CONVERSION OF VACANT OFFICE SPACE TO ORIGINAL RESIDENTIAL APARTMENTS AT STONEGATE VILLAGE APARTMENTS (HUNTER MILL DISTRICT)**
(Tape 2)

On motion of Supervisor Dix, seconded by Supervisor Hyland, and carried by a vote of nine, Supervisor McConnell not yet having arrived, the Board concurred in the recommendation of staff and authorized the Fairfax County Redevelopment and Housing Authority (FCRHA) to award a contract to D. D. and B. Construction in the amount of \$107,600 from the Fairfax County Housing Trust Fund for conversion of vacated office space to four residential units at Project 013880, Stonegate Village Apartments.

17. **C-1 - AUTHORIZATION TO NEGOTIATE UNDER THE PRIVATE DEVELOPER ASSISTANCE PROGRAM FOR KINGSTOWNE LIMITED PARTNERSHIP (LEE DISTRICT)** (Tape 2)

The Board next considered an item contained in the Memorandum to the Board dated November 24, 1997 regarding authorization to negotiate under the Private Developer Assistance Program at the request of Kingstowne Limited Partnership for certain land rights on properties identified as Tax Map Numbers 091-3-01-0091 and 091-3-01-0091-A, owned by LandAmerica Property Corporation, Incorporated.

Supervisor Kauffman moved that the Board authorize staff to negotiate, under the Private Developer Assistance Program, and at the request of Kingstowne Limited Partnership, for certain land rights on properties identified in the Memorandum to the Board dated November 24, 1997, and owned by LandAmerica Property Corporation, Incorporated. This motion was seconded by Supervisor Hyland.

Following discussion, the question was called on the motion which carried by a vote of nine, Supervisor McConnell not yet having arrived.

18. **C-2 - ISSUANCE AND SALE OF BONDS BY THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) FOR THE FINANCING OF THE DEVELOPMENT OF HERNDON HARBOR HOUSE II (DRANESVILLE DISTRICT)** (Tape 2)

(Bonds)

- (R) (NOTE: Earlier in the meeting, there was additional action regarding Herndon Harbor House II. See Clerk's Summary Item CL#15.)

The Board next considered an item contained in the Memorandum to the Board dated November 24, 1997 regarding the issuance of tax-exempt Multifamily Housing Revenue Bonds by the Fairfax County Redevelopment and Housing Authority (FCRHA) for the financing of the development of the Herndon Harbor House Phase II project.

Supervisor Mendelsohn moved adoption of the Resolution authorizing the FCRHA to issue tax-exempt bonds in an aggregate principal amount not to exceed \$4,750,000 for the financing of the development of Herndon Harbor House Phase II, a 60-unit multifamily residential rental community for the elderly and a related adult day health care facility. This motion was seconded by Supervisor Kauffman and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell not yet having arrived.

19. **I-1 - CONTRACT AWARD - ANNUAL CONTRACT FOR TRAIL MAINTENANCE AND REPAIR (COUNTYWIDE)** (Tape 2)

The Board next considered an item contained in the Memorandum to the Board dated November 24, 1997 requesting authorization for staff to award a contract in the amount of \$339,725 to C&F Construction Company for the annual contract for Trail Maintenance and Repair. Construction work will be performed as required on various existing and new trails administered by the Department of Public Works and funding will be provided by individual trail construction projects as required work is identified.

The staff was directed administratively to proceed as proposed.

20. **I-2 - PLANNING COMMISSION ACTION ON PUBLIC FACILITIES APPLICATION 456-Y97-11, THE FAIRFAX COUNTY WATER AUTHORITY (SULLY DISTRICT)** (Tape 2)

The Board next considered an item contained in the Memorandum to the Board dated November 24, 1997 presenting the Planning Commission action on Public Facilities Application 456-Y97-11, the Fairfax County Water Authority, approving the extension of approximately 1,920 feet of 30-inch water main along the south side of Lee Jackson Memorial Highway, between Fair Ridge Drive and Dorforth Drive, west of Fairfax.

21. **I-3 - PLANNING COMMISSION ACTION ON PUBLIC FACILITIES APPLICATION 456-Y97-15, CELLULAR ONE WASHINGTON/BALTIMORE (SULLY DISTRICT)** (Tape 2)

The Board next considered an item contained in the Memorandum to the Board dated November 24, 1997 presenting the Planning Commission action on Public Facilities Application 456-Y97-15, Cellular One Washington/Baltimore, approving an already existing telecommunications facility at 4641 West Ox Road, Fairfax.

22. **I-4 - REPORT ON GIRLS' FAST PITCH SOFTBALL** (Tape 2)

The Board next considered an item contained in the Memorandum to the Board dated November 24, 1997 presenting the report on girls' fast pitch softball and directing the County Executive to:

- Work with the Fairfax County Public Schools, Park Authority, and the Department of Community and Recreation Services to examine

funding alternatives for lighting and irrigating the fields at Whittier School, along with a report on the negotiations of the fields at Whittier; and

- Provide the Board with a report that answers and explains the questions and issues which were raised during the Public Comment session on August 4, 1997, as outlined in the Memorandum to the Board.

Following discussion, with input from Robert J. O'Neill, Jr., County Executive, Supervisor Kauffman asked unanimous consent that the Board direct staff to include the participation of the Commission for Women in the development of the action plan on girls' fast pitch softball. Without objection, it was so ordered.

Supervisor Dix asked unanimous consent that the Board direct staff to include the participation of the Athletic Council in this effort. Without objection, it was so ordered.

Supervisor Bulova suggested that the Board endorse the formation of an "action plan review team" to work with staff on the action plan and function as an oversight group to monitor this effort.

Following additional input from Mr. O'Neill; Anthony H. Griffin, Deputy County Executive for Planning and Development; and Wes Kendrick, Director, Department of Community and Recreation Services, Supervisor Connolly asked unanimous consent that the Board direct staff to report to the Board on the status of the negotiations with the City of Falls Church on the agreement to maintain the fields at Whittier School. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

ADDITIONAL BOARD MATTERS

23. **ACCESSIBILITY TO COUNTY WEB SITE** (Tape 2)

With a notation that Fairfax County continues to make important government information and services available through the County Web Site, Chairman Hanley cited the importance of making every effort to ensure that the site is accessible to all County residents, even those who have sight or hearing impairments. In fact, the Americans with Disability Act (ADA) requires that accessibility features, or "electronic curbcuts," be built into the design of all governmental web sites. The National League of Cities, in its publication *ADA Update*, suggests a number of steps local government can take to improve the accessibility of its sites.

Therefore, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board direct the Department of Information Technology (DIT) to:

- Review the contents of the County Web Site; and
- Take whatever steps necessary to ensure that every effort is being made to make the information provided as widely accessible as possible.

This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor McConnell not yet having arrived.

24. **HEALTH INSURANCE FOR SMALL BUSINESS EMPLOYEES** (Tape 2)

Chairman Hanley stated that in the early 1990's, Fairfax County, the Economic Development Authority (EDA), and Inova Health System investigated the possibility of promoting insurance for small businesses and their employees. At the time, it was concluded that it was financially infeasible.

Chairman Hanley noted, however, that the Commonwealth of Virginia and Inova Health System are presently exploring a possible pilot project to determine if other approaches might work in achieving the important goal of making health insurance affordable to the County's small businesses.

Chairman Hanley moved that the Board direct the County Executive, with the advice of the Health Care Advisory Board (HCAB), to:

- Determine how the County might assist the State and Inova in developing a demonstration health insurance product for the employees of the County's small businesses; and
- Report on how the County might assist in this effort.

This motion was seconded by Supervisor Bulova.

Supervisor Mendelsohn asked to amend the motion to include the participation of the Fairfax County Chamber of Commerce in this effort, and this was accepted.

Following discussion, Supervisor Dix moved to amend the motion to add, following the words "assist the State and Inova" in bullet one above, "or other potential health care providers who might wish to participate...." This motion was seconded by Supervisor Mendelsohn and **CARRIED** by a recorded vote of seven, Supervisor Gross voting "NAY," Supervisor Frey being out of the room, Supervisor McConnell not yet having arrived.

The question was called on the main motion, as amended, which carried by a vote of eight, Supervisor Frey being out of the room, Supervisor McConnell not yet having arrived.

25. **FAIRFAX COUNTY SIXTH ECONOMIC DEVELOPMENT CONFERENCE FOR SMALL, MINORITY, AND WOMEN-OWNED BUSINESS ENTERPRISES**
(Tape 2)

Chairman Hanley announced that the Fairfax County Sixth Economic Development Conference for Small, Minority, and Women-owned Business Enterprises was held November 19-20, 1997. In addition to the workshops and exhibitors, this year's conference featured an awards banquet to recognize excellence among small, minority and women-owned businesses and the community as follows:

Successful Small Business Award	INDUS Corporation
Successful Minority Business Award	OMNIPLEX World Services Corporation
New Minority Business Award	Virginia Parent News
New Small Business Award	Fax World Corporation
Corporate Excellence Award	Information Systems and Communications, Incorporated
Agency Excellence Award	Fairfax County Park Authority
Non-Profit Community Service Award	Black Women United for Action

Accordingly, Chairman Hanley moved that the Board direct staff to prepare letters of congratulations to the award recipients and commend the Department of Purchasing and Supply Management Agency (P&SMA), Department of Housing and Community Development (HCD), the Office for Women, and the Small and Minority Business Enterprise Program Advisory Commission in sponsoring the conference. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Frey being out of the room, Supervisor McConnell not yet having arrived.

26. **RECOGNITION OF TWO MEMBERS OF THE MEDICAL CARE FOR CHILDREN PARTNERSHIP ADVISORY COUNCIL** (Tape 2)

Chairman Hanley stated that the Office for Partnerships wishes to recognize two members of the Medical Care for Children Partnership (MCCP) Advisory Council, Renette Oklewicz of the Freddie Mac Foundation, Council Chair in 1997; and Jeffrey Carlton of Smith Barney, Council Chair for 1998. Both were instrumental in ensuring the success of the recent MCCP Masquerade and Awards Ball. The event raised enough funds to enroll nearly 500 additional children into the program.

Therefore, Chairman Hanley moved that the Board direct staff to invite the two outstanding individuals, Ms. Oklewicz and Mr. Carlton, to appear before the Board to be recognized for their contributions to the MCCP programs. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Frey being out of the room, Supervisor McConnell not yet having arrived.

27. **INCLUSION OF MULTI-PURPOSE TRAILS IN THE DESIGN AND CONSTRUCTION OF ROAD PROJECTS** (Tape 2)

Chairman Hanley noted that the Fairfax County Countywide Non-Motorized Transportation Committee has brought to her attention the fact that several road projects, including the I-95/I-395/I-495 interchange and the Route 28 and I-66 bridge widening, have failed to include the multi-purpose trails which were approved as part of the Comprehensive Plan. The Committee has also alerted the Chairman to the fact that bicycle and pedestrian access is rarely considered as part of the early design phase of road construction projects.

Based on the recommendations received from the Committee, Chairman Hanley moved that the Board direct staff to:

- Develop a County Policy to ensure that trails included in the Comprehensive Plan are included in the design and construction of road projects; and
- Submit this Policy to the Board for approval.

This motion was seconded by Supervisor Connolly.

Following discussion, Supervisor Kauffman asked to amend the motion to include the words "or acceptable substitutes" after Comprehensive Plan in the first bullet above, and this was accepted.

The question was called on the motion, as amended, which carried by a vote of eight, Supervisor Frey being out of the room, Supervisor McConnell not yet having arrived.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

28. **FLEXIBLE TRANSPORTATION FUNDING FOR PURCHASE OF REPLACEMENT METRO BUSES** (Tape 2)

Supervisor Dix moved that the Board respond to the letter from the Washington Metropolitan Area Transit Authority (WMATA) stating that the WMATA letter does, in fact, provide an answer to the concerns that the Board has expressed relative to its contributions of flexible transportation funding for the purchase of replacement Metro buses. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Frey being out of the room, Supervisor McConnell not yet having arrived.

29. **INTENT TO DEFER PUBLIC HEARING ON REZONING APPLICATION**

RZ 94-P-051 (J. A. LOVELESS HOMES, INCORPORATED) (Tape 2)

Supervisor Connolly announced his intent, at the appropriate time later in the meeting, to defer indefinitely the public hearing on Rezoning Application RZ 94-P-051.

(NOTE: Later in the meeting, this public hearing was formally deferred. See Clerk's Summary Item CL#67.)

30. **INVITATION FOR REPRESENTATIVE OF THE FAIRFAX AREA DISABILITY SERVICES BOARD TO JOIN THE TRANSPORTATION ADVISORY COMMISSION (TAC)** (Tape 2)

(BACs)

Supervisor Connolly moved that the Board invite a representative of the Fairfax Area Disability Services Board to join the Transportation Advisory Commission (TAC). This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Frey being out of the room, Supervisor McConnell not yet having arrived.

31. **RESOLUTION - PERSONAL PROPERTY TAX ISSUE** (Tapes 2-3)

(R) Supervisor Connolly called attention to the Board's adoption on September 22, 1997 of a Resolution of Fiscal Principles which he introduced. He moved adoption of a revised Resolution distributed this date to Board Members which reads:

WHEREAS, the personal property tax represents \$340 million in revenue, or 20 percent of Fairfax County's budget; and

WHEREAS, 51 percent of that revenue is dedicated to Fairfax County Public Schools;

WHEREAS, the General Assembly has failed in the past to keep fiscal commitments it has made to Fairfax County and other jurisdictions in the areas of public safety (HB599), education (Cost of Competing Teacher Salary Differential for Northern Virginia) and transportation (the 1989 promise on State recordation tax receipts); and

WHEREAS, the personal property tax is one of two ad valorem taxes available to local governments in Virginia upon which bond ratings are based; and

WHEREAS, Fairfax County is one of only a handful of counties in the United States to have achieved a AAA bond rating; and

WHEREAS, responsible fiscal policy requires that local government identify and secure a stable revenue base;

NOW, THEREFORE, BE IT RESOLVED THAT, the Fairfax County Board of Supervisors supports only those legislative proposals for elimination or reduction of the personal property tax that guarantee full revenue replacement (including future growth and inflation), or State assumption of service responsibilities, local or shared between the State and local government, equal in amount to the revenue proposed to be reduced or eliminated; and

BE IT FURTHER RESOLVED THAT, copies of this Resolution be provided to the Governor-elect and the members of the Northern Virginia legislative delegation.

This motion was seconded by Supervisor Hyland.

Following discussion, Supervisor Bulova asked to amend the motion to change the language in the second Whereas to read:

WHEREAS, 51 percent of all General Fund revenue is dedicated to Fairfax County Public Schools;

and this was accepted.

Supervisor Mendelsohn asked to amend the motion to change the language in the Now, therefore, be it resolved, to read:

NOW, THEREFORE BE IT RESOLVED THAT, the Fairfax County Board of Supervisors supports efforts to phase out or eliminate the personal property tax, provided that such legislative proposals for elimination or reduction of the personal property tax guarantee full revenue replacement (including future growth and inflation), or State assumption of service responsibilities, local or shared between the State and local government, equal in amount to the revenue proposed to be reduced or eliminated;

and this was accepted.

The question was called on the motion, as amended, which carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell not yet having arrived.

Supervisor Frey asked unanimous consent that the Board direct staff to provide this year's numbers for the State-mandated Standards of Quality (SOQ) items for Fairfax County. Without objection, it was so ordered.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to provide information on the State-mandated shares for resources other than the SOQs. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor Dix asked unanimous consent that the Board direct staff to:

- Provide a clean, revised copy of the Resolution to Board Members; and
- Include this item in the position part of the Board's Legislative Program.

Without objection, it was so ordered.

(NOTE: Later in the meeting, a revised copy of the Resolution was provided to Board Members.)

Supervisor Dix called the Board's attention to discussions at the Virginia Municipal League (VML) and the Virginia Association of Counties (VACo) relative to suing the Commonwealth of Virginia should such a proposal to phase out or eliminate the personal property tax take place. Supervisor Dix emphasized a need to express to VML and VACo that Fairfax County would strongly urge that action of that nature not be pursued.

PMH:pmh

32. **JOINT REQUEST TO DESIGNATE SPECIAL STUDY AREA** (Tape 4)

Supervisor Hyland said that in the spring of this year, many citizens in the Mount Vernon and Lee Districts began working diligently with several County-commissioned consultants to formulate a Richmond Highway "vision." At the same time, the consultants were also preparing a market analysis to determine the development potential of the Richmond Highway Corridor. Ultimately, in combining both the "vision" and the market analysis, several Comprehensive Plan change recommendations were made by the study consultants. In addition, the Southeast Fairfax Development Corporation (SFDC) has submitted a number of Plan nominations as part of the 1997-1998 Area Plans Review (APR) process that would promote revitalization.

Accordingly, Supervisor Hyland and Supervisor Kauffman jointly moved that the Board:

- Designate the Richmond Highway Corridor as a special study area for the purpose of considering changes to the Comprehensive Plan that would support community revitalization efforts. These changes may include, but are not limited to, planning objectives, land use and transportation recommendations and urban design guidelines; and

- Direct that all Schedule "B" APR nominations submitted for the Richmond Highway Corridor Area be considered as part of the Special Study so that the Planning Commission and the Board can consider a comprehensive package of amendments for this area.

This motion was seconded by Supervisor Mendelsohn.

Following discussion, with input from James P. Zook, Director, Office of Comprehensive Planning (OCP), and Fred Selden, OCP, the question was called on the motion which carried by a vote of nine, Supervisor McConnell not yet having arrived.

33. **REQUEST FOR MULTI-WAY STOP SIGNS** (Tape 4)

Supervisor Hyland referred to his written Board Matters and noted that he has received requests regarding multi-way stop signs. Therefore, he asked unanimous consent that the Board refer the following requests to the Office of Transportation for prompt review and implementation:

- Multi-way stop signs at:
 - Radford Avenue and Jackson Place;
 - Bangor Drive and Jamaica Drive;
 - Bangor Drive and Fairhaven Avenue;
 - Bangor Drive and Fort Drive;
 - Rixey Drive and Fairhaven Avenue;
 - Croton Drive at Conover Place;
 - Waynewood Boulevard at Conover Place; and
 - Waynewood Boulevard at Dalebrook Drive.
- Three-way stop sign at:
 - Byrd Lane and Rixey Drive.

Without objection, it was so ordered.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to develop a standardized method for bringing forward requests for multi-way stops. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

34. **REQUEST FOR CERTIFICATE OF APPRECIATION FOR MARGO DANIELS, RESTON REGIONAL LIBRARY'S REGIONAL MANAGER** (Tape 4)

Supervisor Dix announced that Margo Daniels, Reston Regional Library's Regional Manager, is retiring and her last day will be December 10, 1997. He moved that the Board direct staff to invite Ms. Daniels to appear before the Board on December 8, 1997 to receive a Certificate of Appreciation for her years of dedicated public service to the citizens of Hunter Mill District and Fairfax County. This motion was seconded by Supervisor Kauffman and carried by a vote of eight, Chairman Hanley being out of the room, Supervisor McConnell not yet having arrived.

35. **REQUEST FOR CONCURRENT PROCESSING OF THE SITE PLAN WITH SPECIAL EXCEPTION APPLICATION SE 97-H-069** (Tape 4)

Supervisor Dix said that 1775 Wiehle, L.L.C. has filed Special Exception Application SE 97-H-069 requesting an increase in Floor Area Ratio (FAR) on a parcel in the I-5 District in Reston.

Therefore, Supervisor Dix moved that the Board authorize the Director of the Department of Environmental Management (DEM) to accept the Site Plan for concurrent processing with the Special Exception request. This motion does not relieve the applicant from complying with the provisions of any applicable conditions, regulations or adopted standards, and it does not prejudice the consideration of this application in any way. This motion was seconded by Supervisor Mendelsohn and carried by a vote of eight, Chairman Hanley being out of the room, Supervisor McConnell not yet having arrived.

36. **MS. ELLA MILLER WILL BE CELEBRATING HER 117TH BIRTHDAY ON DECEMBER 5, 1997** (Tape 4)

Supervisor Dix announced that Ms. Ella Miller will be celebrating her 117th birthday at a celebration on December 5, 1997 at Sunrise Valley Elementary School in Reston. He asked unanimous consent that the Board direct staff to prepare a Certificate of Recognition for presentation at the December 5, 1997 birthday celebration expressing the Board's appreciation for her many outstanding accomplishments and her years of loving dedication to the citizens of her community. Without objection, it was so ordered.

37. **INFORMATION TECHNOLOGY POLICY ADVISORY COMMITTEE (ITPAC)**
(Tape 4)

(BACs)

Supervisor Dix referred to the Information Technology Policy Advisory Committee (ITPAC) that the Board established and noted that Board also invited representatives from the community to participate. He expressed concern about a provision that indicates that business owners that do business in the County and potentially with the County are precluded from serving on the Committee.

Following discussion, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland asked unanimous consent that the Board refer this issue to the County Attorney for review and with a goal towards developing a disclosure provision. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

38. **WEAPONS FREE ZONES AROUND TEEN CENTERS** (Tape 4)

Supervisor Dix moved that the Board add a provision to its Legislative Package that seeks to create Weapons Free Zones in and around Teen Centers to the Legislative Committee. This motion was seconded by Supervisor Kauffman.

Following discussion, with input from David P. Bobzien, County Attorney; and Michael A. Long, Assistant County Attorney, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to proceed with the proposed legislation should a situation arise where this item is not scheduled or if there is an adverse court decision.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Following additional discussion, Supervisor Dix withdrew his motion and asked unanimous consent that the Board defer this issue until December 8, 1997. Without objection, it was so ordered.

Supervisor Mendelsohn asked unanimous consent that the Board direct the County Attorney to provide the motion that was made regarding the regulation. Without objection, it was so ordered.

For the record, Supervisor Dix stated that his approach and view on this issue has remained consistent.

39. **EXAMINATION OF DRIVING WHILE INTOXICATED (DWI) LAWS** (Tape 4)

Supervisor Dix referred to the issue of Driving While Intoxicated Laws (DWI) (repeat offenders) and asked unanimous consent that the Board authorize staff to:

- Continue to work with the Oversight Committee on Drinking and Driving, Mothers Against Drunk Driving (MADD), and other

organizations that are seeking to reduce the carnage that is occurring; and

- Review legislation that the Board can pursue in the upcoming General Assembly that would create and establish mandatory minimum sentencing and the classification of charges under which individuals are brought forward.

Without objection, it was so ordered.

Supervisor Connolly asked unanimous consent that the Board direct staff to review the penalties for driving with a suspended license. Without objection, it was so ordered.

40. **DEFERRAL OF AN APPEAL OF PUBLIC FACILITIES APPLICATION 456-195-034** (Tape 4)

Supervisor Kauffman moved that the Board defer its consideration of an appeal of Public Facilities Application 456-L95-034 until February 9, 1998, at the request of the applicant. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor McConnell not yet having arrived.

41. **NEW INTERN FOR SUPERVISOR KAUFFMAN** (Tape 4)

Supervisor Kauffman introduced to Board Members a new intern in his office, Andrew Painter, a senior from Hayfield High School.

42. **TOLL BROTHERS/REZONING APPLICATION RZ 1997-SU-046** (Tape 4)

Supervisor Frey stated that Toll Brothers, Incorporated, has filed an application to rezone approximately 33 acres located on both sides of Avery Road off West Ox Road. The applicant previously received permission from the Board to include Avery Road right-of-way in their application, and the applicant intends to vacate it and develop a different road network if the rezoning application is approved. It has now come to the applicant's attention that a small portion (0.0912 acre) of West Ox Road right-of-way will also need to be included in the application and subsequently vacated.

Supervisor Frey moved that the Board concur in the inclusion of a 0.0912 acre portion of existing West Ox Road right-of-way in pending rezoning application RZ 1997-SU-046. This motion should not be construed as a favorable recommendation by the Board of Supervisors on the proposed rezoning application and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations, or adopted standards. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Dix being out of the room, Supervisor McConnell not yet having arrived.

43. **CONCURRENT PROCESS OF PLANS ASSOCIATED WITH PROFFERED CONDITION AMENDMENT APPLICATION PCA 88-S-065** (Tape 4)

Supervisor Frey stated that Proffered Condition Amendment Application PCA 88-S-065 has been filed for property located on tax map 44-2 ((1)) parcels 25, 26 and 27, to delete a proffered requirement to provide an oil and grit separator as the site's Best Management Practices (BMP) measure. Once the proffered requirement is eliminated, a more standard water quality method will be substituted.

Supervisor Frey said that because the mini-storage facility associated with this application is already under construction, the applicant is anxious to have this issue resolved in a timely manner. He moved that the Board direct staff to expedite the scheduling and allow concurrent processing of the plans associated with Proffered Condition Amendment Application PCA 88-S-065. This motion should not be construed as a favorable recommendation by the Board of Supervisors on the proposed application and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations, or adopted standards. This motion, the second to which was inaudible, carried by a vote of eight, Supervisor Dix being out of the room, Supervisor McConnell not yet having arrived.

44. **SCHEDULING OF APPLICATIONS FILED BY FAIRFAX NURSING CENTER, INCORPORATED** (Tape 4)

Supervisor Frey stated that Fairfax Nursing Center, Incorporated, has filed applications for a nursing center in Sully District. The applicant is quite anxious to proceed with the proposal and has incurred delays in an effort to amend the applications to respond to staff comments. The Planning Commission hearing on this application is currently scheduled for January 7, 1998. At the request of the applicant, and with the concurrence of staff, Supervisor Frey moved that the Board direct staff to schedule a public hearing to be held before the Board on Rezoning Application RZ 1997-SU-027, Special Exception Applications SE 97-Y-035 and SE 97-Y-036 on January 26, 1998. This motion should not be construed as a favorable recommendation by the Board on the proposed applications and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations, or adopted standards. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Dix being out of the room, Supervisor McConnell not yet having arrived.

45. **SIMULTANEOUS PROCESSING OF ALL PLANS ASSOCIATED WITH PROFFERED CONDITION /FINAL DEVELOPMENT PLAN AMENDMENT APPLICATIONS FDP 86-S-071 FILED IN THE NAME OF TRINITY CENTER** (Tape 4)

Supervisor Frey stated that KSI Services, Incorporated, has submitted a Proffered Condition Amendment and a Final Development Plan Amendment application to revise the proffers and approved Final Development Plan for Trinity Center to include a health club and revised hotel and office building locations. Trinity Center is slated to be Centreville's Town Center. At the request of the applicant, Supervisor Frey moved that the Board approve simultaneous processing of all plans associated with Proffered Condition Amendment Application/Final Development Plan Amendment Application PCA/FDPA 86-S-071 filed in the name of Trinity Center pending action on the applications. This motion should not be construed as a favorable recommendation by

the Board on the proposed applications and does not relieve the applicant from the requirement to make changes which might be approved or compliance with the provisions of all applicable ordinances, regulations, or adopted standards. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Dix being out of the room, Supervisor McConnell not yet having arrived.

46. **NEW BRANCH POST OFFICE** (Tape 4)

Supervisor Frey moved that the Board concur with the proposed name of the new Branch Post Office - Sully Station Branch Post Office. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Dix being out of the room, Supervisor McConnell not yet having arrived.

47. **DEER MANAGEMENT** (Tape 4)

Supervisor Frey referred to deer management issues and noted that there is an article in the *Fairfax Journal* regarding individuals and domestic pets being accidentally shot by deer hunters.

NV:nv

48. **“TECHNOLOGY, EDUCATION AND EMPLOYMENT EXPO”** (Tape 5)

(BACs)

Supervisor Gross reported that the Commission on Aging recently held their first “Technology, Education and Employment Expo” at the Doubletree Hotel. The Commission will provide a report to the Board in the spring on this successful endeavor. She congratulated the efforts of the Commission on Aging.

49. **BUS SHELTER AT LOEHMAN’S PLAZA** (Tape 5)

Supervisor Gross explained that there used to be a bus shelter at Loehman’s Plaza in Mason District which is across the street from Providence District. She noted that it is scheduled for reconstruction in the spring. Because of the necessity of cover during the inclement winter weather for residents of both districts, Supervisor Gross moved that the Board direct staff to accelerate the schedule for the installation of that shelter. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Frey being out of the room, Supervisor McConnell not yet having arrived.

50. **HOLIDAY DISPLAY AT GREEN SPRING GARDENS PARK** (Tape 5)

Supervisor Gross announced that beginning Saturday, December 6, 1997 Green Spring Gardens Park in Mason District will celebrate the season with decorations with a theme of "A Gardeners' Holiday." Season decorations throughout the grounds will be highlighted by a Victorian Christmas at the park's historic Manor House. The decorations are the result of efforts by the Camelot, Waynewood, and Willow Brook Garden Clubs.

Supervisor Gross noted that the opening reception is on December 6 from 1:00-4:00 p.m., with refreshments at the Manor House and Horticulture Center. Decorations will remain through the end of December. She invited the Board and all County residents to visit this display.

51. **NO BOARD MATTERS FOR BRADDOCK DISTRICT SUPERVISOR SHARON BULOVA** (Tape 5)

Supervisor Bulova announced that she had no Board Matters to present today. She did note that as the result of a bet with Supervisor Frey, he will be treating her to lunch in the cafeteria today.

52. **PUMP AND HAUL ISSUE** (Tape 5)

Supervisor Mendelsohn asked unanimous consent that the Board revisit the pump and haul issue during Executive Session today. Without objection, it was so ordered.

(NOTE: Later in the meeting, action was taken by the Board on this item. See Clerk's Summary Item CL#61.)

53. **SUPERVISOR DIX TO PRESENT BOARD MATTERS FOR SPRINGFIELD DISTRICT SUPERVISOR ELAINE MCCONNELL** (Tape 5)

Supervisor Dix announced that he would present Supervisor McConnell's Board Matters in her absence. Chairman Hanley provided the history of another instance when Supervisor Dix had presented Supervisor McConnell's Board Matters during a very late night Board meeting, and is referred to as "The Guiding Light" Board Matters.

54. **RECOGNITION OF YOUNG HO CHANG, ACTING DISTRICT ADMINISTRATOR, VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT)** (Tape 5)

On behalf of Supervisor McConnell, Supervisor Dix noted that Young Ho Chang, Acting District Administrator, Virginia Department of Transportation (VDOT), will be leaving VDOT for the private sector at the end of the month. Noting his accomplishments on behalf of the County, Supervisor Dix asked unanimous consent that the Board direct staff to invite Mr. Chang to appear before the Board on December 8, 1997 to be recognized for his excellent service to the residents of the County. Without objection, it was so ordered.

55. **STATUS OF HOMES PURCHASED BY THE STATE FOR THE WIDENING OF ROUTE 123** (Tape 5)

Supervisor Dix stated that Supervisor McConnell had been contacted by several constituents and homeowner associations located on Route 123 who expressed concern about the homes that are being purchased by the State for the widening of that road. He noted that only those homes that fell into the category of hardship cases were considered for advanced land acquisition on this project. Some of the now vacant homes have not been maintained and are becoming eyesores. Supervisor McConnell had faced a similar situation during the construction of the Fairfax County Parkway when homes were not maintained and demolition was delayed. She does not want a repeat of that situation with the widening of Route 123 and indicated that these homes need to be either leased or demolished as soon as possible.

Accordingly, on behalf of Supervisor McConnell, Supervisor Dix moved that the Board direct staff to identify those homes that have been acquired as part of the Route 123 widening project and to work with the Virginia Department of Transportation (VDOT) to develop a solution to this problem. This motion was seconded by Chairman Hanley and carried by a vote of nine, Supervisor McConnell not yet having arrived.

56. **USE OF WILD ANIMAL HIGHWAY REFLECTOR SYSTEM AS A WARNING TO DEER** (Tape 5)

Supervisor Dix reported that Supervisor McConnell had recently been contacted by John Strieter, President of the Strieter Corporation located in Rock Island, Illinois. His company manufactures the Strieter-Lite Wild Animal Highway Reflector System which is used to warn animals against crossing the road at night when vehicles are present. Supervisor Dix noted that Supervisor McConnell understands that Montgomery County is currently testing the system in their large deer population areas. She believes that this system could serve as a viable alternative in making the roads safer in particular sections of Fairfax County where deer accidents have become common.

Accordingly, on behalf of Supervisor McConnell, Supervisor Dix moved that the Board direct staff to:

- Identify the pros and cons of the Strieter Reflector System, and other similar systems, to be included in the December 8, 1997 report to the Board on deer management; and
- Provide any information regarding Montgomery County's pilot program.

This motion was jointly seconded by Supervisor Bulova and Supervisor Frey.

Supervisor Mendelsohn asked to amend the motion to direct staff to provide the number of miles and, therefore, the cost of implementing this type of system in the County, and this was accepted.

The question was called on the motion, as amended, which carried by a vote of nine, Supervisor McConnell not yet having arrived.

57. **RECESS/EXECUTIVE SESSION** (Tape 5)

At 12:35 p.m., Supervisor Connolly moved that the Board recess and go into Executive Session for discussion and consideration of matters enumerated in *Virginia Code* Section 2.1-344 and listed in the agenda for this meeting and in addition:

- Status of Erroneous Tax Assessment Litigation;
- Letter Agreement between Fairfax County and the Upper Occoquan Sewage Authority (UOSA);
- Conversion of Contract Employees to Merit Regular Status;
- *Howard S. Schwartz versus the Board of Supervisors of Fairfax County, Virginia, et al.*, In Chancery Number 143876; and
- *Tracey Finnell, et al., versus Robert J. O'Neill*, In Chancery Number 151722.

This motion was seconded by Supervisor Gross and carried by a vote of nine, Supervisor McConnell not yet having arrived.

Chairman Hanley announced that the Executive Session will be convened at 1:45 p.m.

AM:am

At 4:10 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, and with Chairman Hanley presiding.

58. **ORDERS OF THE DAY** (Tape 6)

Chairman Hanley announced that there would be a change in the Orders of the Day to proceed with Appointments and then continue with the scheduled agenda.

ACTIONS FROM EXECUTIVE SESSION59. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 6)

Supervisor Bulova moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from the open meeting requirements prescribed by the Virginia Freedom of Information Act and only matters identified in the motion to convene Executive Session were heard, discussed, or considered by the Board during the Executive Session. This motion was seconded by Supervisor Connolly and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

60. **AGREEMENT BETWEEN FAIRFAX COUNTY BOARD OF SUPERVISORS AND THE UPPER OCCOQUAN SEWAGE AUTHORITY (UOSA)** (Tape 6)

Supervisor Frey moved that the Board support the terms of the letter agreement between the Fairfax County Board of Supervisors and the Upper Occoquan Sewage Authority (UOSA) regarding the health hazard which exists within a portion of the Lehigh Village Subdivision according to the terms and conditions as outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor McConnell and **CARRIED** by a recorded vote of eight, Supervisor Bulova and Supervisor Connolly voting "NAY."

61. **RECONSIDERATION OF THE MOTION FOR AN OUT-OF-TURN PLAN AMENDMENT FOR THE GUNSTON HEIGHTS AND WILEY SUBDIVISION** (Tape 6)

Supervisor Mendelsohn moved that the Board reconsider the motion for the authorization of an Out-of-Turn Plan Amendment for the Gunston Heights and Wiley Subdivision. This motion was seconded by Supervisor Hyland and **CARRIED** by a recorded vote of eight, Supervisor Bulova and Supervisor Connolly voting "NAY."

Supervisor Hyland moved that the Board:

- Authorize an Out-of-Turn Plan Amendment to change the language of the Comprehensive Plan to remove the Covenant restrictions that would prohibit the addition of bedrooms; and
- Direct staff to:
 - Proceed with construction of the pump and haul system for the Gunston Heights and Wiley Subdivision; and
 - Expedite the Plan Amendment.

This motion was seconded by Supervisor Kauffman.

Following discussion, with input from David P. Bobzien, County Attorney, the question was called on the motion which **CARRIED** by a recorded vote of eight, Supervisor Bulova and Supervisor Connolly voting "NAY."

CM:cm

62. **APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS** (Tape 7)

(BACs)

(APPTS)

ALCOHOL SAFETY ACTION PROGRAM (ASAP) LOCAL POLICY BOARD

(NOTE: The appointment of the At-Large Representative to the Alcohol Safety Action Program Local Policy Board was deferred.)

ATHLETIC COUNCIL

Chairman Hanley moved the appointment of Mr. Carlos S. Soares as the At-Large (Diverse Population) Representative to the Athletic Council. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor Hyland moved the appointment of Mr. Elliott I. Tepper as the Mount Vernon District (Alternate) Representative to the Athletic Council. This motion was seconded by Supervisor Dix and carried by unanimous vote.

BOARD OF BUILDING CODE APPEALS

[NOTE: The appointments of the At-Large (Superintendent Building/Structural) and the At-Large (Licensed Architect/Alternate) Representative to the Board of Building Code Appeals were deferred.]

BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS

Supervisor Bulova moved the reappointment of Mr. Richard Mortimer as an At-Large (Appraiser) Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor Mendelsohn moved the reappointment of Mr. James Falk, Jr. as an At-Large (Attorney) Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor Frey moved the reappointment of Mr. James Bray as an At-Large (Citizen) Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor McConnell.

Supervisor Gross moved the reappointment of Mr. David Hoag as an At-Large (Citizen) Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor Connolly.

Chairman Hanley moved the appointment of Ms. Gloria J. Crawford as an At-Large (Citizen) Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor Connolly.

Supervisor Dix moved the appointment of Mr. Joseph Lombardo as an At-Large (Citizen) Representative to the Board of Equalization of Real Estate Assessments. This second to this motion was inaudible.

Following a show-of-hands vote, the following individuals were appointed as At-Large (Citizen) Representatives to the Board of Equalization of Real Estate Assessments:

- Mr. James Bray;
- Ms. Gloria J. Crawford; and
- Mr. David Hoag.

CIVIL SERVICE COMMISSION

Supervisor Frey moved the reappointment of Ms. Audrey Morton as an At-Large Representative to the Civil Service Commission. This motion was seconded by Chairman Hanley and carried by unanimous vote.

COMMUNITY ACTION ADVISORY COMMITTEE

(NOTE: The appointment of the Sully District Representative to the Community Action Advisory Committee was deferred.)

COMMUNITY DEVELOPMENT ADVISORY COMMITTEE

Supervisor Kauffman moved the appointment of Mr. Stephen Segar as the Lee District (Jefferson Manor Area) Representative to the Community Development Advisory Committee. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor Hyland moved the appointment of Ms. Marie Heard as the Mount Vernon District Representative to the Community Development Advisory Committee. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

[NOTE: The appointments of the Mason (Bailey's Conservation Area) and the Mount Vernon (Wiley/Gunston Heights Conservation Area) Representatives to the Community Development Advisory Committee were deferred.]

COMMUNITY IMPROVEMENT COMMITTEE

[NOTE: The appointment of the Mason District (Fairdale Community) Representative to the Community Improvement Committee was deferred.]

CRIMINAL JUSTICE ADVISORY BOARD

(NOTE: The appointment of the Mason District Representative to the Criminal Justice Advisory Board was deferred.)

FAIRFAX AREA DISABILITY SERVICES BOARD

(NOTE: The appointments of the Mount Vernon and the Sully District Representatives to the Fairfax Area Disability Services Board were deferred.)

HISTORY COMMISSION

Supervisor Dix moved the appointment of Ms. Eileen Lehman as an At-Large (Citizen) Representative to the History Commission. The second to this motion was inaudible.

Supervisor Connolly moved the reappointment of Mr. Francis Bray as an At-Large (Citizen) Representative to the History Commission. This motion was seconded by Supervisor Hyland.

Supervisor Bulova moved the reappointment of Ms. Ann Smith as an At-Large (Citizen) Representative to the History Commission. This motion was seconded by Supervisor Hyland.

Supervisor Hyland moved the reappointment of Mr. Donald Senese as an At-Large (Citizen) Representative to the History Commission. This motion was seconded by Chairman Hanley.

Supervisor McConnell moved the reappointment of Ms. Suzanne

Rehder as an At-Large (Citizen) Representative to the History Commission. This motion was seconded by Supervisor Hyland.

Supervisor Frey moved the reappointment of Ms. Carol Friedman as an At-Large (Citizen) Representative to the History Commission. This motion was seconded by Supervisor Hyland.

The question was called on the motions, which carried by unanimous vote.

Supervisor Hyland moved the reappointment of Reverend Clinton Austin as an At-Large (Citizen/Minority) Representative to the History Commission. This motion was seconded by Supervisor Dix and carried by unanimous vote.

[NOTE: The appointment of the At-Large (Architect) Representative to the History Commission was deferred.]

HUMAN SERVICES COUNCIL

(NOTE: The appointments of the Mason and the Sully District Representatives to the Human Services Council were deferred.)

INDUSTRIAL DEVELOPMENT AUTHORITY

Chairman Hanley moved the appointment of Mr. Rafat Mahmood as an At-Large Representative to the Fairfax County Industrial Development Authority. This motion was seconded by Supervisor Kauffman and carried by unanimous vote.

MECHANICAL ADVISORY BOARD

[NOTE: The appointments of two At-Large (Master Mechanic) Representatives to the Mechanical Advisory Board were deferred.]

PARK AUTHORITY

Chairman Hanley moved the appointment of Mr. Toa Do as the At-Large Representative to the Park Authority. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Frey asked unanimous consent that the Board direct staff to invite Mr. Harold Pyon to appear before the Board to receive recognition for his years of service on the Park Authority. Without objection, it was so ordered.

PLANNING COMMISSION

Supervisor Hyland moved the reappointment of Mr. John Byers as the Mount Vernon District Representative to the Planning Commission. This motion was seconded by Supervisor Kauffman and carried by unanimous vote.

(NOTE: The appointment of the Hunter Mill District Representative to the Planning Commission was deferred.)

ROAD VIEWERS BOARD

Chairman Hanley moved the reappointment of Mr. Adam Saslow as an At-Large Representative to the Road Viewers Board. This motion was seconded by Supervisor Dix.

Chairman Hanley moved the reappointment of Mr. John Lovaas as an At-Large Representative to the Road Viewers Board. This motion was seconded by Supervisor Connolly.

Supervisor Hyland moved the reappointment of Mr. Daniel Moon as an At-Large Representative to the Road Viewers Board. This motion was seconded by Chairman Hanley.

Supervisor Frey moved the reappointment of Mr. Bruce Pearson as an At-Large Representative to the Road Viewers Board. This motion was seconded by Supervisor Connolly.

Supervisor Kauffman moved the reappointment of Mr. Arthur Nalls as an At-Large Representative to the Road Viewers Board. This motion was seconded by Supervisor Hyland.

The question was called on the motions, which carried by unanimous vote.

ROUTE 28 HIGHWAY TRANSPORTATION DISTRICT ADVISORY BOARD

Supervisor Frey moved the appointment of Mr. D. Porter Hutchison as an At-Large (Resident/Owner) Representative to the Route 28 Highway Transportation District Advisory Board. This motion was

seconded by Supervisor Dix and carried by unanimous vote.

SMALL AND MINORITY BUSINESS ENTERPRISE PROGRAM
ADVISORY COMMISSION

Chairman Hanley moved to reappointment the following At-Large Representatives to the Small and Minority Business Enterprise Program Advisory Commission:

- *Mr. Robert Secundy; and*

- *Ms. N. Sharon Embrey.*

This motion was seconded by Supervisor Connolly and carried by unanimous vote.

TENANT LANDLORD COMMISSION

Supervisor Dix moved the appointment of Dr. Thomas Wilkins as an At-Large (Citizen) Representative to the Tenant Landlord Commission. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

Chairman Hanley moved the appointment of Ms. Patricia Nethercutt as an At-Large (Landlord) Representative to the Tenant Landlord Commission. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor Frey moved the reappointment of Mr. James Parmelee as an At-Large (Tenant) Representative to the Tenant Landlord Commission. The second to this motion was inaudible.

Chairman Hanley moved the appointment of Mr. Mark V. Cribben as an At-Large (Tenant) Representative to the Tenant Landlord Commission. This motion was seconded by Supervisor Dix.

Following a show-of-hands vote, which resulted in a five-five tie, the appointment of the At-Large (Tenant) Representative to the Tenant Landlord Commission was deferred.

Supervisor Gross moved the reappointment of Mr. Jack Smith as an At-Large (Landlord) Representative to the Tenant Landlord Commission. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Chairman Hanley stated her understanding that Ms. Joan Sellers has resigned from the Tenant Landlord Commission and stated her

intent, at the next meeting, to nominate Ms. Jacqueline G. Rosier to fill the unexpired term of Ms. Sellers.

[NOTE: The appointment of the At-Large (Tenant) Representative to the Tenant Landlord Commission was deferred.]

TRANSPORTATION ADVISORY COMMISSION

(NOTE: Earlier in the meeting, action was taken regarding the Transportation Advisory Commission. See Clerk's Summary Item CL#30.)

Supervisor Hyland moved the appointment of Mr. Robert Kuhns as the Mount Vernon District Representative to the Transportation Advisory Commission. This motion was seconded by Supervisor Kauffman and carried by unanimous vote.

(NOTE: Later in the meeting, further action was taken regarding the Transportation Advisory Commission. See page 31.)

TREE COMMISSION

Supervisor Bulova moved the reappointment of Ms. Joan Tullington as the Braddock District Representative to the Tree Commission. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

WETLANDS BOARD

Supervisor McConnell moved the reappointment of Mr. Edward Bentz as the Springfield District Representative to the Wetlands Board. This motion was seconded by Supervisor Mendelsohn and carried by unanimous vote.

AD-HOCSANIMAL SHELTER ADVISORY COMMISSION

Supervisor Hyland moved the appointment of Ms. Gina Marie Lynch as the Mount Vernon District Representative to the Animal Shelter Advisory Commission. This motion was seconded by Supervisor Frey and carried by unanimous vote.

ADDITIONAL APPOINTMENTSCOMMISSION ON ORGAN AND TISSUE DONATION AND TRANSPLANTATION

Supervisor Mendelsohn informed Board Members of the resignation of Jose Santaballa, Dranesville District Representative to the Commission on Organ and Tissue Donation and Transplantation, and moved the

appointment of Ms. Suzanne Becker to fill his unexpired term. This motion, the second to which was inaudible, carried by unanimous vote.

REQUEST TO INVITE SIDNEY STEELE, MOUNT VERNON DISTRICT REPRESENTATIVE TO THE TRANSPORTATION ADVISORY COMMISSION (TAC) TO APPEAR BEFORE THE BOARD

Supervisor Dix asked unanimous consent that the Board direct staff to invite Sidney Steele, Mount Vernon District Representative to the Transportation Advisory Commission (TAC) to appear before the Board to receive recognition for his years of service on the TAC. Without objection, it was so ordered.

AM:am

63. **3:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 115 (LOCAL AGRICULTURAL AND FORESTAL DISTRICT) ESTABLISHING EAGLE II (EAGLE FAMILY LIMITED PARTNERSHIP), AA 91-D-006 (DRANESVILLE DISTRICT)** (Tape 8)

- (O) Mr. Thomas J. Sawyer reaffirmed the validity of the affidavit for the record.

Mr. Sawyer had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of the public hearing and he proceeded to present his case.

Following the public hearing, Supervisor Mendelsohn moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 115 (Local Agricultural and Forestal District), Appendix F, to establish the Eagle II (Eagle Family Limited Partnership) Local Agricultural and Forestal District AA 91-D-006 subject to the proposed provisions contained in Appendix One of the staff report. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Dix being out of the room.

64. **3:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 93-L-014 (BURGUNDY FARM COUNTRY DAY SCHOOL, INCORPORATED) (LEE DISTRICT)** (Tape 8)

Mr. David Oliver reaffirmed the validity of the affidavit for the record.

Mr. Oliver had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of the public hearing and he proceeded to present his case.

Following the public hearing, Phyllis Wilson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Kauffman moved:

- Approval of Special Exception Amendment Application SEA 93-L-014 subject to the revised development conditions dated November 3, 1997; and

- Modification of the transitional screening and barrier requirements along the entire periphery of the site in favor of that shown on the SEA/Special Permit Amendment (SPA), and as further specified in the proposed development conditions.

This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Dix and Supervisor Hyland being out of the room.

65. **3:30 P.M. - PH ON REZONING APPLICATION RZ 95-Y-003 (M/SCHOTTENSTEIN HOMES, INCORPORATED) (SULLY DISTRICT)** (Tape 8)

- (O) Mr. Keith C. Martin reaffirmed the validity of the affidavit for the record.

Mr. Martin had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of the public hearing and he proceeded to present his case.

Following the public hearing, Leslie Johnson, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Frey moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 95-Y-003 be amended from the R-1, I-3 and Water Supply Protection Overlay Districts to PDH-8 and Water Supply Protection Overlay Districts subject to the execution of the proffers dated November 11, 1997 and consistent with those contained in the staff report, modified to delete "periodic" from paragraph 12, subparagraph two, page seven, and subject to the applicant's payment of funds according to the Board's policy and formula regarding the rezoning of commercially and industrially zoned land to residential use within the Route 28 Tax District; the Planning Commission having previously approved Final Development Plan Application FDPA 95-Y-003 on November 11, 1997. This motion was seconded by Supervisor McConnell and **CARRIED** by a recorded vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor McConnell, and Supervisor Mendelsohn voting "AYE," Chairman Hanley abstaining, Supervisor Dix, Supervisor Hyland, and Supervisor Kauffman being out of the room.

Supervisor Frey moved:

- Waiver of the 600-foot limitation on the length of private streets; and
- Modification of the transitional screening requirement and waiver of the barrier requirement along the northeastern property boundary which abuts the single family attached units.

This motion was seconded by Supervisor McConnell and **CARRIED** by a recorded vote of six, Chairman Hanley abstaining, Supervisor Dix, Supervisor Hyland, and Supervisor Kauffman being out of the room.

66. **3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 101 (SUBDIVISION ORDINANCE) REGARDING NOTIFICATION REQUIREMENTS AND IDENTIFYING SOIL CHARACTERISTICS** (Tape 8)

- (O) Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Frey moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 101 (Subdivision Ordinance) regarding notification requirements and identifying soil characteristics as set forth in the staff report dated September 23, 1997 **to become effective on November 25, 1997 at 12:01 a.m.** This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Hyland, Supervisor Kauffman, and Supervisor Mendelsohn being out of the room.

67. **4:00 P.M. - PH ON REZONING APPLICATION RZ 94-P-051 (J.A. LOVELESS HOMES, INCORPORATED) (PROVIDENCE DISTRICT)** (Tape 8)

Supervisor Connolly moved to defer indefinitely the public hearing on Rezoning Application RZ 94-P-051. This motion, the second to which was inaudible, carried by vote of six, Supervisor Dix, Supervisor Hyland, Supervisor Kauffman, and Supervisor Mendelsohn being out of the room.

68. **3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 62 (FIRE PROTECTION), SECTION F-506.1, FIRE PROTECTION CODE, REGARDING TESTING OF FIRE STANDPIPES** (Tape 8)

- (O) Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Frey moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 62 (Fire Protection), Section F-506.1, Fire Prevention Code, to bring the County to the currently accepted national standard for testing of fire standpipes every five years **to become effective upon adoption.** This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, and Supervisor Mendelsohn being out of the room.

69. **4:00 P.M. - PH ON REZONING APPLICATION RZ 94-P-051 (J.A. LOVELESS HOMES, INCORPORATED) (PROVIDENCE DISTRICT)** (No Tape)

(NOTE: Earlier in the meeting, action was taken to defer this public hearing indefinitely. See Clerk's Summary Item CL#67.)

70. **ORDERS OF THE DAY** (Tape 8)

Chairman Hanley announced that, pending the arrival of staff, the Board would proceed with the public hearing on the proposed amendment to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance), followed by the public hearing on Out-of-Turn Plan Amendment S96-II-UP3.

(NOTE: Later in the meeting, the public hearing on Out-of-Turn Plan Amendment S96-II-UP3 was held. See Clerk's Summary Item CL#72.)

71. **4:00 P.M. - PH ON AN AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 4 (TAXATION AND FINANCE) RELATING TO THE EXCLUSION OF GROSS RECEIPTS SOLELY DERIVED FROM THE DESIGN, DEVELOPMENT, OR OTHER CREATION OF COMPUTER SOFTWARE FOR LEASE, SALE OR LICENSE** (Tapes 8-9)

- (O) Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, which included testimony by six speakers, and discussion with input from Kevin C. Greenleaf, Director, Department of Tax Administration (DTA), Supervisor Dix and Supervisor Connolly jointly moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance), Section 4-7.2-1 (B) to provide for a three-year phase out of the Business, Professional and Occupational License Tax (BPOL) on all gross receipts solely derived from the design, development, or other creation of software for lease, sale, or license in the following manner:

<u>Tax Year</u>	<u>Percent of Gross Receipts Excluded</u>
1-1-1999 (Fiscal Year 1999)	33 1/3%
1-1-2000 (Fiscal Year-2000)	66 2/3%
1-1-2001 (Fiscal Year2001)	100%

This motion was seconded by Chairman Hanley and **CARRIED** by a recorded vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Hyland voting "NAY."

72. **4:00 P.M. - PH ON OUT-OF-TURN PLAN AMENDMENT S96-III-UP3 IN THE SOUTHWEST QUADRANT OF THE INTERSECTION OF MONROE STREET AND FRYING PAN ROAD (HUNTER MILL DISTRICT)** (Tape 9)

(NOTE: Earlier in the meeting, this public hearing was deferred. See Clerk's Summary Item CL#70.)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, which included testimony by seven speakers, Supervisor Dix moved approval of Out-of-Turn Plan Amendment S96-III-UP3 as recommended by the Planning Commission. This motion was seconded by Supervisor McConnell and carried by a vote of seven, Supervisor Connolly, Supervisor Gross, and Chairman Hanley being out of the room.

CM:cm

73. **6:00 P.M. - PH TO RECEIVE COMMENT FROM CITIZENS ON THE PROPOSED LEGISLATIVE PROGRAM THAT THE COUNTY WILL PRESENT TO THE 1998 VIRGINIA GENERAL ASSEMBLY** (Tape 10)

A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, which included testimony by two speakers, Chairman Hanley noted that the record would remain open for submission of written testimony on the proposed Fairfax County Legislative Program for presentation to the 1998 Virginia General Assembly.

(NOTE: Board decision on the proposed Legislative Program is scheduled for December 8, 1997.)

74. **BOARD RECESS** (Tape 10)

At 6:35 p.m., the Board recessed briefly, and at 7:00 p.m., reconvened in the Board Auditorium with all Board Members being present, with the exception of Supervisor Connolly, Supervisor Gross, Supervisor Kauffman, and Supervisor McConnell, and with Chairman Hanley presiding.

75. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-III-5P, IN THE VICINITY OF SILVERBROOK ROAD AND HOOES ROAD (SPRINGFIELD DISTRICT)** (Tape 10)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Dix, on behalf of Supervisor McConnell, moved approval of Area Plans Review (APR) Item 97-III-5P as recommended by the Planning Commission as found on pages 19 and 20 of the Springfield District Staff Reports book and shown in Attachment III of the Memorandum to the Board. This text, as shown in the handout dated November 24, 1997, would allow an option for residential use at 2-3 dwelling units per acre (du/ac) with conditions relating to parcel consolidation, dwelling unit type, lot sizes and access. This motion was seconded by Supervisor Mendelsohn and carried by a vote of six, Supervisor Connolly, Supervisor Gross, and Supervisor McConnell being out of the room.

76. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-II-7M LOCATED IN THE SOUTHWEST QUADRANT OF THE INTERSECTION OF KIRBY ROAD AND OLD DOMINION DRIVE (DRANESVILLE DISTRICT)** (Tape 10)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, which included testimony by five speakers, Supervisor Mendelsohn moved approval of Area Plans Review (APR) Item 97-II-7M as recommended by the Planning Commission as found on pages 33 and 34 of the Dranesville District Staff Reports book and shown in Attachment I of the Memorandum to the Board. The text, as shown in the handout dated November 24, 1997, adds an option for housing for the elderly up to .25 Floor Area Ratio (FAR) subject to the development conditions. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Kauffman and Supervisor McConnell being out of the room.

77. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-II-14M IN THE KIRBY COMMUNITY PLANNING SECTOR (DRANESVILLE DISTRICT)** (Tape 10)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, which included testimony by one speaker, Supervisor Mendelsohn moved to defer Board decision on Area Plans Review (APR) Item 97-II 14M until **December 8, 1997 at 5:00 p.m.** This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor McConnell being out of the room.

78. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-IV-1LP AND 13LP LOCATED EAST OF GILES RUN, SOUTH OF LORTON ROAD AND WEST OF I-95 (MOUNT VERNON DISTRICT)** (Tape 10)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved approval of Area Plans Review (APR) Item 97-IV-1LP and 13LP as recommended by the Planning Commission on October 23, 1997. The text, as shown in the handout dated November 24, 1997, changes the residential densities to 12-16 dwelling units per acre (du/ac) on the north; on the south, 8-12 du/ac east of Giles Run and 3-4 du/ac west of Giles Run. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

79. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-IV-2LP AND 97-IV-22LP, LOCATED EAST OF THE INTERSECTION OF TELEGRAPH ROAD AND WHERNSTONE STREET (MOUNT VERNON DISTRICT)** (Tape 10)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved approval of the staff alternative for Area Plans Review (APR) Item 97-IV-2LP and 97-IV-22LP as recommended by the Planning Commission on October 23, 1997. The text, as shown in the handout dated November 24, 1997, will change the planned density on parcels 17 and 18 to 5-8 dwelling units per acre (du/ac) while retaining 8-12 du/ac on the remainder of the property. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Frey,

- Supervisor McConnell, and Supervisor Mendelsohn being out of the room.
80. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-IV-3LP LOCATED EAST OF SILVERBROOK ROAD AND NORTH OF LORTON ROAD (MOUNT VERNON DISTRICT)** (Tape 10)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved approval of Area Plans Review (APR) Item 97-IV-3LP as recommended by the Planning Commission on October 23, 1997. The text, as shown in the handout dated November 24, 1997, reduces the residential density to 8-12 dwelling units per acre (du/ac) and adds a new condition indicating that density should transition down to the low end of the density range adjacent to the District of Columbia Department of Corrections property. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

81. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-IV-6LP LOCATED EAST OF THE INTERSECTION OF RICHMOND HIGHWAY AND LORTON ROAD (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved approval of the modified staff alternative for Area Plans Review (APR) Item 97-IV-6LP as recommended by the Planning Commission on October 23, 1997. The text, as shown in the handout dated November 24, 1997, recommends that the area be planned as an undisturbed buffer, changes "Route 1" to "Richmond Highway" and states that no expansion of sewer in this area should take place. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

82. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-IV-9LP LOCATED IN LORTON-SOUTH ROUTE 1 COMMUNITY PLANNING SECTOR (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the Fairfax Journal, showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved approval of the alternative for Area Plans Review (APR) Item 97-IV-9LP as recommended by the Planning Commission on October 23, 1997. The text, as shown on the handout dated November 24, 1997, modifies the Plan text which redesignate portions of the Lorton-South Route 1 "Suburban Center" to "Suburban Neighborhood," which is supportive of the nomination and task force recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

83. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-IV-10LP LOCATED IN THE LORTON-SOUTH ROUTE 1 COMMUNITY PLANNING SECTOR (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Frey, Supervisor McConnell and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved approval of the modified staff alternative for Area Plans Review (APR) Item 97-IV-10LP as recommended by the Planning Commission on October 23, 1997. The text, as shown in the handout dated November 24, 1997, shows modifications in the first, fifth and eighth bullets of the Land Unit Recommendations on pages 42-44 of the Lorton-Route 1 Community Planning Sector's Major Objectives. These modifications differentiate between governmental and commercial offices in the first bullet; change the Route 1 designation to Richmond Highway in the fifth bullet; and discourage the use of billboards in the eighth bullet. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

84. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-IV-11LP LOCATED EAST OF I-95, IN THE VICINITY OF LORTON ROAD (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved approval of the staff alternative for Area Plans Review (APR) Item 97-IV-11LP as recommended by the Planning Commission on October 23, 1997. The text, as shown in the handout dated November 24, 1997, correctly reflects the location and status of the Lorton Commuter Rail Station and correctly retains the existing park and ride lot designation south of Lorton Road. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

85. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-IV-14LP, LOCATED IN THE NORTHEAST AND NORTHWEST QUADRANTS OF THE INTERSECTION OF BELVOIR WOODS PARKWAY AND RICHMOND HIGHWAY (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, which included testimony by one speaker, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved approval of the staff alternative for Area Plans Review (APR) Item 97-IV-14LP with one modification, as recommended by the Planning Commission on October 23, 1997. The text, as shown on the handout dated November 24, 1997, retains the current Plan recommendation for elderly housing and low-rise office, but modifies the option for residential density from 4-5 dwelling units per acre (du/ac) to 4-6 du/ac with development conditions. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

86. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-IV-15LP, AN EDITORIAL ITEM FOR LOWER POTOMAC PLANNING DISTRICT (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved approval of the Area Plans Review (APR) Item 97-IV-15LP as recommended by the Planning Commission on October 23, 1997. The text, as shown on the handout dated November 24, 1997, is editorial in nature for the purpose of correcting text and figures in the Lower Potomac Planning District. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

87. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-IV-17LP, LOCATED ALONG THE SOUTH SIDE OF GUNSTON ROAD BETWEEN RICHMOND HIGHWAY AND OLD COLCHESTER ROAD (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved approval of the Mount Vernon District Task Force alternative for Area Plans Review (APR) Item 97-IV-17LP as recommended by the Planning Commission on October 23, 1997. The text, as shown on the handout dated November 24, 1997, would increase the planned residential density on the subject property from .2-.5 dwelling units per acre (du/ac) to .5-1 du/ac. This motion was seconded by Supervisor Connolly and **CARRIED** by a recorded vote of six, Chairman Hanley abstaining, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

88. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-IV-18LP, LOCATED ON OLD COLCHESTER ROAD, WEST OF GUNSTON ROAD (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved approval of the Mount Vernon District Task Force alternative for Area Plans Review (APR) Item 97-IV-18LP as recommended by the Planning Commission on October 23, 1997. The text, as shown on the handout dated November 24, 1997, would allow consideration of the development of active recreational uses, including a golf driving range, on those portions of the debris landfill located on the subject property as they are built out rather than waiting until the debris landfill is completely built out. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

89. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-IV-14MV LOCATED ON THE NORTH SIDE OF RICHMOND HIGHWAY, EAST OF NORTH KINGS HIGHWAY AND ADJACENT TO THE FAIRHAVEN CONSERVATION AREA (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor McConnell and Chairman Hanley being out of the room.

Supervisor Hyland informed the Board that Area Plans Review (APR) Item 97-IV-14MV involves property along Richmond Highway adjacent to the Fairhaven Conservation area. Staff indicates that portions of this area includes narrow parcels, which may not be appropriate for a .5 Floor Area Ratio (FAR) as recommended by the Planning Commission.

Supervisor Hyland, therefore, moved that the Board authorize Area Plans Review (APR) Item 97-IV-14MV as an Out-of-Turn Plan Amendment to allow for its reconsideration during the Schedule B/APR process. This motion was seconded by Supervisor Connolly

and carried by a vote of eight, Supervisor McConnell and Chairman Hanley being out of the room.

90. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-IV-17MV LOCATED EAST OF RICHMOND HIGHWAY ADJACENT TO WOODLEY HILLS ESTATES MOBILE HOME PARK AND SOUTH OF LOCKHEED BOULEVARD (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Gross, Supervisor McConnell, and Chairman Hanley being out of the room.

Supervisor Hyland informed the Board that Area Plans Review (APR) Item 97-IV-17MV involves property along Richmond Highway adjacent to the Fairhaven Conservation area. Staff indicates that portions of this area includes narrow parcels, which may not be appropriate for a .5 Floor Area Ratio (FAR) as recommended by the Planning Commission.

Supervisor Hyland, therefore, moved that the Board authorize Area Plans Review (APR) Item 97-IV-17MV as an Out-of-Turn Plan Amendment to allow for its reconsideration during the Schedule B/APR process. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Gross, Supervisor McConnell, and Chairman Hanley being out of the room.

91. **6:30 P.M. PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-IV-36MV LOCATED ON RICHMOND HIGHWAY BETWEEN LUKENS LANE AND COOPER ROAD (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Chairman Hanley being out of the room.

Supervisor Hyland moved approval of the modified staff alternative for Area Plans Review (APR) Item 97-IV-36MV as recommended by the Planning Commission on October 23, 1997. The text, as shown in the handout dated November 24, 1997, increases the maximum building height for mixed-use development to 50 feet, eliminates conditions for rear-lot parking and the minimum residential component, and changes all

references to "Route 1" to "Richmond Highway." This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Gross, Supervisor McConnell, and Chairman Hanley being out of the room.

92. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-CW-1CP FOR THE RICHMOND HIGHWAY CORRIDOR (MOUNT VERNON AND LEE DISTRICTS)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Chairman Hanley being out of the room.

Following a brief discussion, Supervisor Hyland moved approval of the modified Mount Vernon District Task Force alternative for Area Plans Review (APR) Item 97-CW-1CP as recommended by the Planning Commission on October 23, 1997. The text, as shown in Attachment II of the Memorandum to the Board and further modified by the Planning Commission as shown in the handout dated November 24, 1997, makes editorial as well as substantive changes in Plan text affecting the five Community Business Centers in the Richmond Highway Concept Plan. This motion was seconded by Supervisor Kauffman and carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Chairman Hanley being out of the room.

93. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-CW-3CP FOR THE ENTIRE MOUNT VERNON PLANNING DISTRICT (MOUNT VERNON AND LEE DISTRICTS)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Kauffman and carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Chairman Hanley being out of the room.

Supervisor Hyland moved approval of the modified staff alternative for Area Plans Review (APR) Item 97-CW-3CP as recommended by the Planning Commission on October 23, 1997. The text, as shown on the handout dated November 24, 1997, revises the Mount Vernon Planning District's Planning Objectives. This motion was seconded by Supervisor Kauffman.

Supervisor Kauffman asked to amend the motion to keep item numbers 12 and 13 on

handwritten page six in the existing language, and this was accepted.

The question was called on the motion, as amended, which carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Chairman Hanley being out of the room.

94. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-CW-4CP FOR THE ENTIRE MOUNT VERNON PLANNING DISTRICT (MOUNT VERNON AND LEE DISTRICTS)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

Supervisor Hyland moved approval of the Mount Vernon District Task Force alternative for Area Plans Review (APR) Item 97-CW-4CP as recommended by the Planning Commission on October 23, 1997. The text of this alternative, as shown in the handout dated November 24, 1997, expands the Mount Vernon Planning District Concept for Future Development by adding a vision statement and specific goals relative to this. This motion was seconded by Supervisor Kauffman and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

95. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-CW-2T CONCERNING THE FUTURE IMPROVEMENT OF HOOES ROAD BETWEEN FURNACE ROAD AND SILVERBROOK ROAD (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Mendelsohn and carried by a vote of six, Supervisor Dix, Supervisor Gross, Supervisor Kauffman, and Supervisor McConnell being out of the room.

Supervisor Hyland moved approval of the alternative for Area Plans Review (APR) Item 97-CW-2T as recommended by the Planning Commission on October 23, 1997. The Planning Commission alternative, as shown in Attachment III of the Memorandum to the

Board and in the handout dated November 24, 1997, recommends approval of the staff recommendation to show a four-lane designation on Hooes Road from Furnace to Silverbrook Roads on Transportation Plan maps, and also recommends adding a note to transportation figures indicating that a traffic study needs to be completed for this segment of Hooes Road after all other transportation improvements are completed in the area, to determine whether the roadway should be widened to four lanes. This motion was seconded by Supervisor Mendelsohn and carried by a vote of six, Supervisor Dix, Supervisor Gross, Supervisor Kauffman, and Supervisor McConnell being out of the room.

96. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-CW-3T CONCERNING THE FUTURE IMPROVEMENT OF HOOES ROAD BETWEEN POHICK ROAD AND SILVERBROOK ROAD (MOUNT VERNON DISTRICT)**
(Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Dix, Supervisor Kauffman, and Supervisor McConnell being out of the room.

Supervisor Hyland moved approval of Area Plans Review (APR) Item 97-CW-3T as recommended by the Planning Commission on October 23, 1997. The recommendation changes the two-lane designation on Hooes Road, between Pohick Road and Silverbrook Road, to a four-lane designation. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Dix, Supervisor Kauffman, and Supervisor McConnell being out of the room.

97. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-CW-4T CONCERNING DELETION OF REFERENCES TO PROVISION OF DIRECT TRUCK RAMP ACCESS FROM I-95 TO THE LORTON LANDFILL AND INCINERATOR (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved approval of Area Plans Review (APR) Item 97-CW-4T as recommended by the Planning Commission on October 23, 1997, and shown in Attachments I and III of the Memorandum to the Board. This recommendation deletes from the Area IV Plan recommendations for a dedicated truck ramp between I-95 and the Lorton Incinerator and Landfill, due to changed conditions and analyses indicating substantial impacts. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

98. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-CW-5T CONCERNING REPLACEMENT OF THE GUNSTON COVE ROAD BRIDGE OVER THE RF&P RAILROAD (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Kauffman and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

Supervisor Hyland moved approval of the modification of Area Plans Review (APR) Item 97-CW-5T as recommended by the Planning Commission on October 23, 1997 and shown in Attachment III of the Memorandum to the Board. The change, as shown in the handout dated November 24, 1997, adds a note to transportation figures in the Area IV Plan recommending replacement of the existing one-lane wooden bridge which now connects the existing eastern and western segments of Gunston Cove Road, and restrictions on the weight carrying capacity of the current bridge. This motion was seconded by Supervisor Kauffman and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

99. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-CW-12T CONCERNING DELETION OF THE CIRCLE DENOTING A FUTURE INTERCHANGE IMPROVEMENT AT THE I-95 AND ROUTE 1 INTERCHANGE (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Kauffman and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

Supervisor Hyland moved approval of Area Plans Review (APR) Item 97-CW-12T as recommended by the Planning Commission on October 23, 1997, and found in Attachments I and III of the Memorandum to the Board. The recommendation deletes the circle denoting a future interchange improvement at the I-95 and Route 1 interchange from transportation figures in the Area IV Plan. This change reflects the fact that the improvements called for have been completed. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

100. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-CW-13T CONCERNING THE FUTURE IMPROVEMENT OF THE INTERSECTION OF OLD MILL ROAD FROM LUKENS LANE TO MOUNT VERNON MEMORIAL HIGHWAY (MOUNT VERNON DISTRICT)** (Tape 11)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved that the Board authorize Area Plans Review (APR) Item 97-CW-13T as an Out-of-Turn Plan Amendment to allow for its reconsideration during the Schedule B/APR process. The second to this motion was inaudible.

Following discussion, with input from Fred R. Selden, Director, Planning Division, Office of Comprehensive Planning (OCP), the question was called on the motion which **CARRIED** by a recorded vote of seven, Chairman Hanley voting "NAY," Supervisor Dix and Supervisor McConnell being out of the room.

Supervisor Mendelsohn moved to reconsider the Board's motion to authorize Area Plans Review (APR) Item 97-CW-13T as an Out-of-Turn Plan Amendment to allow for its reconsideration during the Schedule B/APR process. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

Supervisor Connolly moved to defer action on Area Plans Review (APR) Item 97-CW-13T and refer it to the Task Force and the Planning Commission for consideration during the Schedule B/APR process. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

(NOTE: Later in the meeting, action was taken to reconsider this item. See Clerk's Summary Item CL#104.)

101. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-CW-14T CONCERNING THE FUTURE IMPROVEMENT OF THE INTERSECTION OF MOUNT VERNON ROAD AND MOUNT VERNON MEMORIAL HIGHWAY (MOUNT VERNON DISTRICT)** (Tapes 11-12)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

Supervisor Hyland moved approval of the staff alternative for Area Plans Review (APR) Item 97-CW-14T as recommended by the Planning Commission on October 23, 1997, and as shown in Attachments I and III in the Memorandum to the Board. This alternative supports the first part of the nomination by adding a note to the MV7 Mount Vernon Community Planning Sector Transportation Recommendations map to improve the alignment of the intersection of Old Mount Road and Mount Vernon Memorial Highway. This motion was seconded by Supervisor Kauffman and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

102. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-CW-15T CONCERNING DELETION OF REFERENCES TO THE IMPROVEMENT AND EXTENSION OF DOUGLAS STREET FROM HOLLAND ROAD TO ROUTE 1 (MOUNT VERNON DISTRICT)** (Tape 12)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

Supervisor Hyland moved approval of Area Plans Review (APR) Item 97-CW-15T as recommended by the Planning Commission on October 23, 1997, and shown in Attachment III of the Memorandum to the Board. This change deletes the dashed lines on transportation figures in the Area IV Plan that denote the extension and improvement of Douglas Street between Holland Lane and Route 1. The existing Plan recommendation, which grew out of plans for the Mount Vernon Hospital and Government Center complex, has never been acted on and has been opposed by residents of the Gum Springs community. This motion was seconded by Supervisor Kauffman and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the

room.

103. **6:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-CW-18T CONCERNING DELETION OF REFERENCE TO THE IMPROVEMENT OF RICHMOND AVENUE BETWEEN MOHAWK LANE AND LAUREL ROAD (MOUNT VERNON DISTRICT)** (Tape 12)

Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 6 and November 13, 1997.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and the Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

Supervisor Hyland moved approval of Area Plans Review (APR) Item 97-CW-18T as recommended by the Planning Commission on October 23, 1997, and shown in Attachments I and III of the Memorandum to the Board. This change deletes the planned improvement of Richmond Avenue between Mohawk Lane and Laurel Road from the Countywide Transportation Recommendations map for the Mount Vernon Planning district in Area IV, reflecting the fact that these neighborhood street improvements have been completed. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

104. **RECONSIDERATION OF BOARD ACTION ON AREA PLANS REVIEW (APR) ITEM 97-CW-13T CONCERNING THE FUTURE IMPROVEMENT OF THE INTERSECTION OF OLD MILL ROAD FROM LUKENS LANE TO MOUNT VERNON MEMORIAL HIGHWAY (MOUNT VERNON DISTRICT)** (Tape 12)

(NOTE: Earlier in the meeting, action was taken regarding this item. See Clerk's Summary Item CL#100.)

Following discussion, with input from David P. Bobzien, County Attorney, Supervisor Connolly moved to reconsider the Board action on Area Plans Review (APR) Item 97-CW-13T. This motion was seconded by Supervisor Kauffman and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

Supervisor Hyland moved that the Board defer Area Plans Review (APR) Item 97-CW-13T and authorize its consideration as an Out-of-Turn Plan Amendment during the Schedule B/APR process. This motion was seconded by Supervisor Kauffman and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

105. **BOARD ADJOURNMENT** (Tape 12)

At 9:00 p.m., the Board adjourned.