



# County of Fairfax, Virginia

## MEMORANDUM

**DATE:** January 25, 2012

**TO:** John F. Ribble, III, Chairman  
Members, Board of Zoning Appeals

**FROM:** Mavis E. Stanfield  
Deputy Zoning Administrator for Appeals

**SUBJECT:** **Status Update**

**REFERENCE:** Appeal A 2011-LE-022  
Vaselious Limited Liability Company  
6701 Franconia Road  
Tax Map: 90-2 ((1)) 97

This is an appeal of the determination that the appellant has allowed the erection of a sign that does not conform to its approved sign permit and has installed numerous other signs without sign permits. The sign which was permitted but not installed in conformance with the sign permit is a roof-top sign. A second roof-top sign also remains on the building that does not have a sign permit and could not be issued a sign permit because the total permitted sign area would be exceeded. In addition, the appellant has allowed the parking of vehicles displaying advertising within 25 feet of the public street line and the installation of numerous other signs all on property in the C-8 District in violation of Zoning Ordinance provisions. A copy of the staff report dated September 28, 2011, is attached.

At the public hearing on October 5, 2011, the Board of Zoning Appeals took action to continue the application to January 11, 2012 at the appellant's request. The appellant stated that the additional time was necessary in order to obtain a sign permit for one of the two roof-top signs. The appellant had indicated that the second roof-top sign would be removed. At the January 11, 2012 hearing, Charles Cohenour of the Zoning Inspection Branch testified that the second roof-top sign had not been removed, no sign permit had been obtained, and numerous popsicle-type signs remained on the property. The appellant again requested additional time in order to obtain a sign permit and remove the second roof-top sign and the popsicle-type signs. The Board of Zoning Appeals took action to continue the application to February 1, 2012.

At a site inspection conducted by Charles Cohenour on January 20, 2012, both roof-top signs remained on the building, as can be seen in the attached photographs. The popsicle-type signs for Athena Custom Framing had been removed. No sign permit has been obtained as of the date of this memorandum.

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The appellant has now had eight months to come into compliance. Staff believes that the appellant has not made a good faith effort to comply with the Zoning Ordinance and therefore recommends that the BZA uphold the determination of the Zoning Administrator as set forth in the Notice of Violation dated May 31, 2011.

Attachment: A/S

cc: Pat Herrity, Supervisor, Springfield District  
Eileen M. McLane, Zoning Administrator  
Mavis E. Stanfield, Deputy Zoning Administrator for Appeals  
Al Sanchez, Property Code/ Zoning Enforcement Inspector, DCC  
Charles Cohenour, Zoning Inspection Branch  
Rachael Perrott, Code Compliance Supervisor  
Kathleen Knoth, Clerk, Board of Zoning Appeals  
Lachina Dovodova, Agent for Appellant