



**FAIRFAX COUNTY  
BOARD OF SUPERVISORS  
JUNE 4, 2007**

**ADMINISTRATIVE ITEMS  
(CONTINUED)**

- |    |                 |  |
|----|-----------------|--|
| 9  | <b>Approved</b> | Authorization to Advertise a Public Hearing on Amendments to Chapter 61 (Building Provisions) of The Code of the County of Fairfax, Virginia   |
| 10 | <b>Approved</b> | Authorization for Department of Housing and Community Development and Fairfax-Falls Church Community Services Board to Apply for and Accept Funding from the U.S. Department of Housing and Urban Development Through the Continuum of Care Homeless Assistance Program, and Authorization for Multiple Consolidated Plan Certifications |
| 11 | <b>Approved</b> | Authorization to Advertise a Public Hearing on Proposed Transportation Enhancement Program Projects  |
| 12 | <b>Approved</b> | Authorization to Advertise a Public Hearing on Spot Blight Abatement Ordinance for 9530 Burke Lake Road (Braddock District)  |
| 13 | <b>Approved</b> | Authorization to Advertise a Public Hearing on Spot Blight Abatement Ordinance for 7831 Oak Street (Providence District)   |
| 14 | <b>Approved</b> | Authorization to Advertise a Public Hearing on Spot Blight Abatement Ordinance for 3502 Paul Street (Mason District)   |

**INFORMATION ITEMS**

- |   |              |  |
|---|--------------|--|
| 1 | <b>Noted</b> | Planning Commission Action on Application 2232-Y07-6, Fairfax Water (Sully District) |
| 2 | <b>Noted</b> | Retirement Systems Cost-of-Living Increases for 2007                                 |
| 3 | <b>Noted</b> | Contract Award – Consultant Services: Police Officer Selection Process               |
| 4 | <b>Noted</b> | Contract Award—Stone Road Improvements (Sully District)                              |

**FAIRFAX COUNTY  
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**INFORMATIN ITEMS  
(CONTINUED)**

5	<b>Noted</b>	Contract Award - Braddock Road at Little River Turnpike Intersection Improvements (Mason District)
6	<b>Noted</b>	Contract Award – Lake Fairfax Park Core Area Phase II Improvements (Hunter Mill District)
7	<b>Noted</b>	Contract Award – Consultant Services, Transportation and Urban Planning, Design, and Engineering
8	<b>Noted</b>	Contract Award – VDOT West Parcel Maintenance Facility (Springfield District)
11:00	<b>Done</b>	Dulles Corridor Metrorail Extension to Wiehle Avenue, Staff Briefing
1:00	<b>Done</b>	Matters Presented by Board Members
1:50	<b>Done</b>	Closed Session

**PUBLIC HEARINGS**

3:00	<b>Approved</b>	Board Decision to Consider Proposed Amendment to Chapter 61-1-2 Definition (Building Provisions) of <i>The Code of the County of Fairfax, Virginia</i>
3:00	<b>Approved</b>	Public Hearing on SE 2006-MA-031 (The Most Reverend Paul S. Loverde, Bishop of the Catholic Diocese of Arlington and his Successors in Office) (Mason District)
3:00	<b>Approved</b>	Public Hearing on SEA 81-M-097-04 (CCP Shirley Highway, Inc. and Petroleum Marketing Group, Inc.) (Mason District)
3:30	<b>Approved</b>	Public Hearing on RZ 2007-LE-009 (Sharon Chapel, LLC) (Lee District)
3:30	<b>Approved</b>	Public Hearing on RZ 2007-MV-004 (Badco, LLC D/B/A Daks Restaurant) Mount Vernon District
3:30	<b>Approved</b>	Public Hearing on PCA 85-C-088-07 (Boston Properties Limited Partnerships) (Hunter Mill District)

**FAIRFAX COUNTY  
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**PUBLIC HEARING ITEMS  
(CONTINUED)**

- |      |                 |  |
|------|-----------------|--|
| 3:30 | <b>Approved</b> | Public Hearing on DPA 85-C-088-05 (Boston Properties Limited Partnership) (Hunter Mill District)   |
| 3:30 | <b>Approved</b> | Public Hearing on PRC 85-C-088 (Boston Properties Limited Partnership) (Hunter Mill District)  |
| 3:30 | <b>Approved</b> | Public Hearing on SEA 2002-MV-028 (Scott A. and Phyllis P. Crabtree) (Mount Vernon District)   |
| 4:00 | <b>Approved</b> | Public Hearing on SE 2006-SU-034 (Centreville Square Project LP) (Sully District)  |
| 4:00 | <b>Approved</b> | Public Hearing to Consider Adopting an Ordinance Expanding the Robinson Residential Permit Parking District, District 17 (Braddock District) |



*Fairfax County, Virginia*  
**BOARD OF SUPERVISORS**  
**AGENDA**

**Monday**  
**June 4, 2007**

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9:00 a.m.

Presentation of the Colors by the Army Continental Color Guard and an element of the Old Guard Fife and Drum Corps.

PRESENTATIONS

1. PROCLAMATION – To designate June 9-16, 2007, as Army Strong Week in Fairfax County. Requested by Chairman Connolly.
2. CERTIFICATE – To recognize the 2007 Lord and Lady Fairfax honorees. Requested by Chairman Connolly.
3. RESOLUTION – To recognize Gary Roisum for his years of service to Fairfax County. Requested by Supervisor Kauffman.
4. CERTIFICATE – To recognize the sponsors and program committee of the 2007 Earth Day/Arbor Day celebration. Requested by Supervisor Bulova.
5. CERTIFICATE – To recognize civic groups who have worked or are working on watershed management plans. Requested by Chairman Connolly and Supervisors Frey and Hudgins.
6. PROCLAMATION – To designate June 11-17, 2007, as Responsible Fatherhood Week in Fairfax County. Requested by Chairman Connolly.
7. PROCLAMATION – To designate June 16, 2007, as Hepatitis Awareness Day in Fairfax County. Requested by Chairman Connolly.

STAFF:

Merni Fitzgerald, Director, Office of Public Affairs  
Bill Miller, Office of Public Affairs

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10:00 a.m.

Presentation by Thomas Jefferson High School for Science and Technology Bacterial Monitoring Program in Collaboration with Fairfax County, Stormwater Planning Division

ENCLOSED DOCUMENTS:

None

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10:10 a.m.

Items Presented by the County Executive

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Board Agenda Item  
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ADMINISTRATIVE - 1

Authorization to Advertise a Public Hearing to Consider Adopting a Proposed Amendment to *The Code of the County of Fairfax, Virginia*, Section 82-5A, to Implement a Temporary Residential Permit Parking District Program

ISSUE:

Board authorization to advertise a public hearing for Monday, July 9, 2007, at 4:00 p.m. to consider adopting a proposed amendment to *The Code of the County of Fairfax, Virginia*, Section 82-5A (the Code), to implement a temporary Residential Permit Parking District (RPPD) program.

RECOMMENDATION:

The County Executive recommends that the Board authorize advertisement of a public hearing for Monday, July 9, 2007, at 4:00 p.m. to consider adopting a proposed amendment to the Code to implement a temporary RPPD program.

TIMING:

The Board should take action on June 4, 2007, to advertise a public hearing for July 9, 2007, at 4:00 p.m.

BACKGROUND:

At the February 27, 2006, Board of Supervisors meeting, the Board directed staff of the Fairfax County Department of Transportation (FCDOT) to develop additional Code provisions for a temporary RPPD program that would address short-term situations, such as construction projects, that create temporary parking problems in adjacent residential areas. Factors considered by FCDOT staff in developing a temporary RPPD program included: (1) the minimum and maximum time needed for temporary RPPDs; (2) temporary vehicle decals/passes for residents; (3) the appropriate size of a temporary RPPD; (4) how to expedite the implementation of a temporary RPPD; (5) the process for a community to request the restrictions; and (6) the cost and staff time to implement this new program.

Due to the time required to process and obtain a Virginia Department of Transportation (VDOT) permit to install signage, to have the signs installed, and to distribute decals/passes, staff thinks that temporary RPPDs are appropriate in situations where on-street parking would be disrupted for at least six months from the date of the

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community's request. The temporary RPPD will be in effect until the temporary situation causing the parking problem has ended.

To more effectively respond to a community's immediate need to address a temporary parking problem, staff does not recommend using the same petition process that is required for permanent RPPDs. Instead, FCDOT recommends that a written request for a temporary RPPD from all affected homeowners' and/or civic associations in the identified residential area be submitted to and coordinated with the applicable Board Member's office, which will then forward the complete written request to FCDOT. In cases where there are no homeowners' or civic associations representing a residential area, the written request letter would need to be signed by eligible residents from at least 10 residences in the proposed temporary RPPD or at least 60% of all eligible residences, whichever is less. FCDOT further recommends that no fees be required to apply for a temporary RPPD.

Since the number and size of temporary RPPDs in any one year cannot be easily predicted, the distribution of the pre-printed decals for vehicles that are used for the existing RPPD program is not feasible. Instead, dashboard placards that are used for visitor and new resident passes would be more practical for temporary RPPDs. These passes would contain the temporary RPPD identification, the vehicle identification number, and the effective dates of the temporary RPPD. In addition, FCDOT recommends that one transferable visitor pass per eligible residence be allowed for temporary RPPDs as is currently done with permanent RPPDs.

FCDOT recommends that temporary RPPDs be in effect only on public roadways in residential areas where the parking problem exists or is likely to occur. Consequently, FCDOT also recommends that the initial size of the temporary RPPD include all blocks entirely or partially within 1000 feet of the identified cause of the parking problem; however, parameters can be adjusted based on residents' desires and other factors on a case-by-case basis.

In accordance with state code requirements, the Board would authorize advertisement and hold a public hearing to amend the Code to include the temporary RPPD. Similar to the permanent RPPD program, FCDOT staff would send a written notice of the time, place, and purpose of the public hearing to all residences that would be affected by the proposed temporary RPPD.

The number of temporary RPPDs and the number of residences affected in each temporary RPPD is difficult to estimate at this time. However, FCDOT has developed an estimate based on a proposed two requests for temporary RPPDs per year involving 100 residences per request, with each residence having two vehicles to register (a total of 400 vehicles) plus one visitor pass for each residence. Based on this proposed

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number, FCDOT staff time needed would be approximately 85 staff hours per year, in addition to the cost of printing and mailing notices, printing/mailing vehicle passes, purchasing/installing signage, and removing the signage, at an estimated cost of \$5,000 per year.

FISCAL IMPACT:

The cost to print/mail notices, print passes, purchase/install signage, remove signage, and mail out passes is approximately \$5,000. These funds will be absorbed at present within the Department of Transportation's budget.

ENCLOSED DOCUMENTS:

Attachment I: Proposed Amendment to *the Code of the County of Fairfax, Virginia*

Attachment II: Notice of Public Hearing

STAFF:

Robert A. Stalzer, Deputy County Executive

Katharine D. Ichter, Director, Fairfax County Department of Transportation (FCDOT)

Ellen Gallagher, Chief, Capital Projects and Operations Division, FCDOT

Karyn L. Moreland, Chief, Traffic Operations Section, FCDOT

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ADMINISTRATIVE - 2

Adoption of a Resolution Approving the Issuance of Revenue Bonds by the Economic Development Authority for the Benefit of Mount Vernon Ladies Association

ISSUE:

Board approval for the Fairfax County Economic Development Authority to issue up to \$15,000,000 revenue bonds for the benefit of Mount Vernon Ladies Association.

RECOMMENDATION:

The County Executive recommends that the Board of adopt the attached resolution.

TIMING:

Board action is requested on June 4, 2007.

BACKGROUND:

The Fairfax County Economic Development Authority, has received a request from Mount Vernon Ladies Association of the Union (the "Association") an organization which is not organized and operated exclusively for religious purposes and is described in Section 501(c) (3) of the Internal Revenue Code as amended, requesting that the Authority issue its revenue bonds in an amount not to exceed \$15,000,000 to assist the Association in financing or refinancing the Plan of Financing to benefit the Association and George Washington's Mount Vernon Estate and Gardens (the "Estate") located at 3200 South End George Washington Memorial Parkway, Mount Vernon, Virginia 22121. The Plan of Financing includes: (i) refunding the Authority's Revenue Bonds (Mount Vernon Estate Project), Series 1998 which were used to finance a portion of the costs of construction, renovation, acquisition and equipping of certain capital improvements to the Estate; (ii) reimburse the Association for prior expenditures for capital improvements; (iii) finance the costs of new capital improvements; and (iv) pay for certain other expenditures associated with the costs of issuance and credit enhancement costs in connection with the Plan of Financing.

FISCAL IMPACT:

None

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ENCLOSED DOCUMENTS:

Attachment 1- Resolution of the Board of Supervisors

Attachment 2 - Certificate of Public Hearing with supporting documents

STAFF:

Gerald L. Gordon, Director, Fairfax County Economic Development Authority

Thomas O. Lawson, Counsel to Fairfax County Economic Development Authority

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ADMINISTRATIVE – 3

Extension of Review Periods for 2232 Review Applications (Mason and Providence Districts)

ISSUE:

Extension of the review periods for specific 2232 Review applications to ensure compliance with the review requirements of *Section 15.2-2232* of the *Code of Virginia*.

RECOMMENDATION:

The County Executive recommends that the Board extend the review periods for application FS-M07-26 to August 6, 2007, and application 2232-P06-12 to October 15, 2007.

TIMING:

Board action is required on June 4, 2007, to extend the review periods of the applications noted above before their expiration.

BACKGROUND:

Subsection B of *Section 15.2-2232* of the *Code of Virginia* states: "Failure of the commission to act within sixty days of a submission, unless the time is extended by the governing body, shall be deemed approval." Subsection F states: "Failure of the commission to act on any such application for a telecommunications facility under subsection A submitted on or after July 1, 1998, within ninety days of such submission shall be deemed approval of the application by the commission unless the governing body has authorized an extension of time for consideration or the applicant has agreed to an extension of time. The governing body may extend the time required for action by the local commission by no more than sixty additional days."

The Board should extend the review periods for applications 2232-P06-12 and FS-M07-26, which were accepted for review by the Department of Planning and Zoning on June 13, 2006, and April 11, 2007, respectively. These applications are for public facilities and thus are not subject to the State Code provision for extending the review period by no more than sixty additional days.

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The review periods for the following applications should be extended:

2232-P06-12          Washington Metropolitan Area Transit Authority  
Parking structure  
2900 Nutley Street  
Providence District

FS-M07-26          Fairfax County Dept. of Public Works and Environmental Services  
Renovation and expansion of Thomas Jefferson Library  
7415 Arlington Boulevard  
Mason District

The need for the full time of these extensions may not be necessary, and is not intended to set a date for final action.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

None

STAFF:

Robert A. Stalzer, Deputy County Executive  
James P. Zook, Director, Department of Planning and Zoning (DPZ)  
David B. Marshall, Planning Division, DPZ  
David S. Jillson, Planning Division, DPZ

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ADMINISTRATIVE - 4

Installation of "No Parking" Signs on the South Side of the Service Drive of Leesburg Pike West of Nevius Street near the Eastern Entrance to the Munson Hill Apartments (Mason District)

ISSUE:

Board approval for the County installation of "No Parking" signs on the south side of the service drive of Leesburg Pike west of Nevius Street near the eastern entrance to the Munson Hill Apartments at 6129 Leesburg Pike.

RECOMMENDATION:

The County Executive recommends that the Board adopt the attached resolution (Attachment I) restricting parking on the above-referenced street, and that staff be directed to install these signs at the earliest possible date.

TIMING:

Routine.

BACKGROUND:

A concern was raised that when vehicles are parked along the south side of the service drive of Leesburg Pike west of Nevius Street near the eastern entrance to the Munson Hill Apartments at 6129 Leesburg Pike, they create a sight distance problem for motorists. Staff reviewed the roadway and determined that the sight distance problem does present a safety hazard.

Section 82-5-37 of *The Code of the County of Fairfax, Virginia*, provides that the Board of Supervisors may designate, by resolution, areas for restricted parking upon any part of the secondary road system within the County if the Board finds that any of the following conditions exist:

1. That parking along any secondary road is damaging property and/or landscaping within the right-of-way limits; or
2. That parking along local residential streets is so restricting the primary purpose of the road as to interfere with that purpose; or

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3. That parking along any secondary road creates a safety hazard for pedestrians, cyclists, or motorists entering or exiting the roadway from driveways or for pedestrians, cyclists, or motorists traveling along that road; or
4. That statutory parking violations pursuant to Fairfax County Code section 82-5-1 occur with frequency in a particular location and compliance with section 82-5-1 will be facilitated by the installation of "No Parking" signs; or
5. That, in the case of any street which serves as a boundary between an area zoned for residential use and an area zoned for non-residential use on which parking is restricted on the residential side of the street pursuant to Fairfax County Code section 82-5-7, the prohibition of parking of commercial vehicles, as defined by section 82-5-7, on the side of that street which is zoned for a use other than residential would further the residential character of the abutting residential community, would facilitate the free and unrestricted vehicular travel along that street, and would promote the health, safety and general welfare of the abutting residential community.

In accordance with subsection (3) referenced above, staff believes that parking along the south side of the service drive of Leesburg Pike west of Nevius Street near the eastern entrance to the Munson Hill Apartments at 6129 Leesburg Pike is creating a safety hazard for motorists, and parking should be prohibited 24 hours a day.

FISCAL IMPACT:

The cost of installing the signs is estimated at \$200 to be paid out of Department of Transportation funds.

ENCLOSED DOCUMENTS:

Attachment I: Proposed Restricted Parking Resolution

STAFF:

Robert A. Stalzer, Deputy County Executive  
Katharine D. Ichter, Director, Fairfax County Department of Transportation (FCDOT)  
Ellen Gallagher, Chief, Capital Projects and Operations Division, FCDOT  
Karyn L. Moreland, Chief, Traffic Operations Section, FCDOT  
Hamid Majdi, FCDOT

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ADMINISTRATIVE – 5

Streets into the Secondary System (Mount Vernon, Springfield, and Sully Districts)

ISSUE:

Board approval of streets to be accepted into the State Secondary System.

RECOMMENDATION:

The County Executive recommends that the street(s) listed below be added to the State Secondary System.

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Cecil Case Estates	Mount Vernon	James Franklin Court
Estates at Leewood	Springfield	Lee Highway Service Road F-896 Arniel Place Fairfax Estate Drive
Centre Ridge Land Bay 12-C	Sully	Picket Oaks Road (Route 8416) Muster Court
First Addition to Silkwood		Gerald Lane (Route 2485)

TIMING:

Routine.

BACKGROUND:

Inspection has been made of these streets, and they are recommended for acceptance into the State Secondary System.

FISCAL IMPACT:

None.

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ENCLOSED DOCUMENTS:

Attachment 1: Street acceptance form

STAFF:

Robert A. Stalzer, Deputy County Executive

Jimmie D. Jenkins, Director, Department of Public Works and Environmental Services (DPWES)

James W. Patteson, Director, Land Development Services, DPWES

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ADMINISTRATIVE - 6

Authorization to Advertise a Public Hearing Regarding the Vacation of a Trail Easement Located on Property Owned by the Upper Occoquan Sewage Authority (Springfield District)

ISSUE:

Authorization to advertise a public hearing regarding the Vacation of a Trail Easement located on property owned by the Upper Occoquan Sewage Authority.

RECOMMENDATION:

The County Executive recommends that the Board authorize a public hearing regarding the referenced vacation.

TIMING:

Board action is requested for June 4, 2007, to provide sufficient time to advertise the proposed public hearing on July 23, 2007, at 4:00 p.m.

BACKGROUND:

The Board of Supervisors acquired a Trail Easement on February 10, 2003, from the Upper Occoquan Sewage Authority. The Easement is recorded in Deed Book 13999 on page one (1) among the land records of Fairfax County.

The County has decided to realign the trail to a better location on the same property. The existing easement is no longer needed because the property owner is granting a new trail easement that will be sufficient for this project.

Staff recommends that the existing trail easement be vacated in conformance with Section 15.2-2272 of the Code of Virginia.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment A – Public Notice  
Attachment B – Tax Map No. 74-2  
Attachment C – Vacation Plat

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STAFF:

Edward L. Long, Deputy County Executive

Jose A. Comayagua, Director, Facilities Management Department

James Ratliff, Project Manager, Department of Public Works and Environmental Services

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ADMINISTRATIVE - 7

Authorization to Advertise a Public Hearing to Establish the Newington II Community Parking District (Mount Vernon District)

ISSUE:

Board authorization to advertise a public hearing to consider a proposed amendment to Appendix M of *The Code of the County of Fairfax, Virginia* (Fairfax County Code) to establish the Newington II Community Parking District (CPD).

RECOMMENDATION:

The County Executive recommends that the Board authorize advertisement of a public hearing for July 9, 2007, at 4:00 p.m. (Attachment III) to consider adoption of a Fairfax County Code amendment (Attachment I) to establish the Newington II CPD in accordance with current CPD restrictions.

TIMING:

The Board should take action on June 4, 2007, to provide sufficient time for advertisement of the public hearing on July 9, 2007, at 4:00 p.m.

BACKGROUND:

Fairfax County Code Section 82-5B-2 authorizes the Board to establish a CPD for the purpose of prohibiting or restricting the parking of watercraft; boat trailers; motor homes; camping trailers and any other trailer or semi-trailer; any vehicle with three or more axles; any vehicle that has a gross vehicle weight rating of 12,000 or more pounds except school buses used on a current and regular basis to transport students; any vehicle designed to transport 16 or more passengers, including the driver, except school buses used on a current and regular basis to transport students; and any vehicle of any size that is being used in the transportation of hazardous materials as defined in Virginia Code § 46.2-341.4 on the streets in the district. No such Community Parking District shall apply to (i) any commercial vehicle when discharging passengers or when temporarily parked pursuant to the performance of work or service at a particular location or (ii) utility generators located on trailers and being used to power network facilities during a loss of commercial power or (iii) restricted vehicles temporarily parked on a public street within any such District for a maximum of 48 hours for the purpose of loading, unloading, or preparing for a trip. Pursuant to Fairfax County Code Section 82-5B-3, the Board may establish a CPD if: (1) the Board receives a petition requesting

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such an establishment and such petition contains the names and signatures of petitioners who represent at least 60 percent of the addresses or other real property within the proposed district, and represent more than 50 percent of the eligible addresses on each block of the proposed district, (2) the proposed district includes an area in which 75 percent of each block within the proposed district is zoned, planned or developed as a residential area, and (3) the Board receives an application fee of \$10 for each petitioning property address in the proposed district.

Staff has verified that the requirements for a CPD have been satisfied.

The parking prohibition identified above for the Newington II CPD establishment is proposed to be in effect seven days per week, 24 hours per day.

FISCAL IMPACT:

The cost of sign installation is estimated at \$550 to be paid out of Fairfax County Department of Transportation (FCDOT) funds. This assumes a one-time installation of CPD signs. No funding exists for future maintenance of the signs.

ENCLOSED DOCUMENTS:

Attachment I: Amendment to the Fairfax County Code, Appendix M (CPD Restrictions)  
Attachment II: Area Map of Proposed Newington II CPD Establishment  
Attachment III: Notice of Public Hearing

STAFF:

Robert A. Stalzer, Deputy County Executive  
Katharine D. Ichter, Director, Fairfax County Department of Transportation (FCDOT)  
Ellen Gallagher, Chief, Capital Projects and Operations Division, FCDOT  
Karyn L. Moreland, Chief, Traffic Operations Section, FCDOT  
Maria Turner, Transportation Planner II, FCDOT

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ADMINISTRATIVE – 8

Authorization to Advertise a Public Hearing on a Proposal to Vacate and Abandon Parts of the Right-of-Way of I Street (Mount Vernon District)

ISSUE:

Authorization to advertise a public hearing on a proposal to vacate and abandon parts of the right-of-way of I Street.

RECOMMENDATION:

The County Executive recommends that the Board authorize the advertisement of a public hearing to consider the vacation and abandonment of the subject right-of-way.

TIMING:

The Board should take action on June 4, 2007, to provide sufficient time to advertise the public hearing for July 9, 2007, at 4:00 p.m.

BACKGROUND:

The six applicants are requesting that portions of the right-of-way of I Street adjacent to their property be vacated and abandoned. I Street is not in the State Secondary System and the right-of-way is unimproved. A residual right-of-way will be retained for the existing drainage structure and parallel pedestrian access.

The request is not being made in conjunction with any development proposal. The vacation and abandonment will not increase the number of allowed dwelling units on the property.

Traffic Circulation and Access

The vacation and abandonment will have no long-term impact on vehicle circulation and access. The subject right-of-way is surplus and is not needed for operation and maintenance of any transportation facility.

Easements

Dominion Virginia Power has identified facilities within the area to be vacated and abandoned. The Department of Public Works and Environmental Services has identified a sanitary sewer in the area of vacation and abandonment. The applicants

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have provided easement plats, deeds, or agreements in forms acceptable to these entities. No other easement needs were identified.

This proposal to vacate this right-of-way was circulated to the following public agencies and utility companies for review: Office of the County Attorney, Department of Public Works and Environmental Services, Fairfax County Department of Transportation, Department of Planning and Zoning, Fairfax County Park Authority, Fairfax County Water Authority, Fairfax County School Board, Fire and Rescue, Virginia Department of Transportation, Dominion Virginia Power, Washington Gas Light Company, and Verizon. None of these indicate any opposition to the proposal.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment I: Statement of Justification

Attachment II: Notices of Intent to Vacate and Abandon

Attachment III: Ordinance of Vacation

Attachment IV: Order of Abandonment

Attachment V: Vacation and Abandonment Plat

Attachment VI: Metes and Bounds Description

Attachment VII: Vicinity Map

STAFF:

Robert A. Stalzer, Deputy County Executive

Katharine D. Ichter, Director, Fairfax County Department of Transportation (FCDOT)

Michael A. Davis, FCDOT

Donald Stephens, FCDOT

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ADMINISTRATIVE - 9

Authorization to Advertise a Public Hearing on Amendments to Chapter 61 (Building Provisions) of The Code of the County of Fairfax, Virginia

ISSUE:

Board authorization to advertise a public hearing on July 9, 2007, at 4:00 p.m. to consider the proposed amendments to Chapter 61 of The Code of the County of Fairfax, Virginia (Building Provisions).

RECOMMENDATION:

The County Executive recommends that the Board authorize advertisement of a public hearing for July 9, 2007, at 4:00 p.m.

TIMING:

Board action is requested on June 4, 2007, to provide sufficient time to advertise the proposed public hearing on July 9, 2007, at 4:00 p.m.

BACKGROUND:

The objective of this amendment is to align the business processes and fees with the implementation of the Fairfax Inspections Database Online (FIDO) and still meet the intent of the Code.

FIDO is a shared custom-off-the-shelf software package used to manage within one database the various business processes associated with commercial and residential construction in Fairfax County. County agency participants include the Department of Public Works and Environmental Services, the Department of Planning and Zoning, the Health Department and the Fire and Rescue Department. A clear advantage of the FIDO system is the ability to manage the permits issued, plans reviewed and inspection results of each participating agency in one application. To achieve these clearly defined processes, FRD will have its own distinct permits for fire alarm and fire suppression installations and inspections rather than issuing fire permits under electrical, plumbing and mechanical disciplines as is currently done. In addition, there will also be distinct permits related to fire lanes. As a result, a new revenue stream will be generated by these FRD permits.

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In order to track the payments received and fees due, the methods of collection for permits, plans review, and inspections have been streamlined to increase efficiency and effectiveness. The ultimate goal is to be able to track each process and each payment in FIDO and to make that information available to the customer online through the internet.

FISCAL IMPACT:

Based on current estimates, an increase of approximately \$132,000 in revenue is anticipated if the proposed amendments are adopted. Implementation for the proposed new permits is projected to occur in early fall 2007. Appropriate revenue adjustments will occur during a subsequent quarterly review process.

ENCLOSED DOCUMENTS:

Attachment I: Proposed Amendments to the Fire Code  
Attachment II: Staff Report  
Attachment III: Public Notice

STAFF:

Robert A. Stalzer, Deputy County Executive  
Interim Fire Chief David Rohr, Fire and Rescue Department  
Pamela Pelto, Office of the County Attorney  
Ray Pylant, Department of Public Works and Environmental Services

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ADMINISTRATIVE – 10

Authorization for Department of Housing and Community Development and Fairfax-Falls Church Community Services Board to Apply for and Accept Funding from the U.S. Department of Housing and Urban Development Through the Continuum of Care Homeless Assistance Program, and Authorization for Multiple Consolidated Plan Certifications

ISSUE:

Board authorization for and endorsement of multiple grant applications totaling \$4,764,428 in funding from the U.S. Department of Housing and Urban Development (HUD) through the Continuum of Care Homeless Assistance Program, with an additional \$1,672,959 in other funds, for a total of \$6,437,387. The specific actions are as follows:

- Authorization for the Department of Housing and Community Development (HCD), in partnership with Pathway Homes, to apply and accept funding, if awarded, for three renewal Shelter Plus Care grants.
- Authorization for the Fairfax-Falls Church Community Services Board (CSB) to apply and accept funding, if awarded, for one renewal grant for an existing transitional housing and treatment program for homeless single individuals.
- Endorsement of one new project application and 16 renewal applications by nonprofit organizations through the Continuum of Care Homeless Assistance Program, and authorized by the McKinney-Vento Act.
- In addition, the Department of Family Services (DFS) will apply and accept funding, if awarded, for two renewal grants for existing transitional housing programs for families. These grants are anticipated for FY 2008 in Fund 102, Federal/State Grant Fund.

Of the \$6,437,387 total, \$4,764,428 is HUD funding and \$1,672,959 is matching funds. The HUD funding being requested consists of \$4,457,114 for renewal grants and \$307,314 for a new grant proposal. Total matching funds consist of \$553,175 in county Local Cash Match, \$445,136 in State pass-through funds, and \$674,648 in private match. The Board should be aware that all of the renewal applications are for only one year in accordance with HUD guidelines for renewal of existing programs. An appropriation for the CSB award will be included in the FY 2009 budget request and, if necessary, adjusted at a future quarterly review. In addition, if any of the Fund 102

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actual award amounts received or required Local Cash Match amounts are significantly different from the application amounts, another item will be submitted to the Board requesting appropriation of the grant funds for those awards. Otherwise, staff will process the awards administratively as per Board policy.

RECOMMENDATION:

The County Executive recommends that the Board approve the following:

- Authorize HCD, in partnership with Pathway Homes, to apply and accept funding, if awarded, for three renewal Shelter Plus Care grants totaling \$993,528. No Local Cash Match is required for these applications.
- Authorize the Fairfax-Falls Church Community Services Board (CSB) to apply and accept renewal funding, if awarded, for \$305,670, including match, for an existing transitional housing and treatment program for homeless single individuals. Of the total, \$253,332 is HUD funding and \$52,338 is required Local Cash Match.
- Endorse the submission of one new project application by Pathway Homes to serve seven chronically homeless individuals for two years in leased units with services provided utilizing a housing first approach. This project totals \$336,246 for two years, of which \$307,314 is HUD funds and \$28,932 is private match funds.
- Endorse 16 renewal grant applications totaling \$3,382,535, including all matching funds, by nonprofit organizations through the Continuum of Care Homeless Assistance Program, and authorized by the McKinney-Vento Act. Of the total, \$2,345,268 is HUD funding, \$445,136 is State pass-through funds, and \$592,131 is private match. Local Cash Match is not required for these applications; however, three applications by Christian Relief Services for a total of \$644,245 in HUD funds, one application by Pathway Homes, Inc., for a total of \$157,788 in HUD funds, and one application by PRS, Inc., for a total of \$168,450 in HUD funds require a combined cash match of \$445,136 for a one-year period. This match will be supported with State pass-through funds to the CSB. The remaining 11 nonprofit renewal applications totaling \$1,374,785 in HUD funds require no Local Cash Match; however, private match of \$592,131 is included and committed by the applicants to support these applications.
- In addition, the Department of Family Services will apply and accept funding, if awarded, for two renewal grants. This funding includes \$560,856, including \$67,000 in Local Cash Match and \$53,585 in private funds, for the RISE Supportive Housing

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Grant; and \$858,552, including \$433,837 in Local Cash Match, for the Community Housing Resource Program – Award Three.

An appropriation for the CSB award will be included in the FY 2009 budget request and, if necessary, adjusted at a future quarterly review.

TIMING:

Board action is needed on June 4, 2007, since the HUD application deadline is June 15, 2007.

BACKGROUND:

The Fairfax community has been very successful over the past decade in leveraging county, private, and State funds to secure HUD Continuum of Care funds. These funds have contributed to the development of a core continuum of services to enable homeless families and individuals with disabilities to move toward stable housing.

On March 13, 2007, HUD published a Notice of Funding Availability (NOFA) in the Federal Register for the 2007 Continuum of Care Targeted Housing and Homeless Assistance Programs. Approximately \$1.25 billion is available through the national competition for Continuum of Care Homeless Assistance Programs. The purpose of these funds is to assist homeless persons to move toward self-sufficiency and into permanent housing.

As in prior years, the community planning process addressed renewal applications for any existing homeless assistance grant programs that will expire during the next calendar year (2008). There are 23 Continuum of Care grants that are eligible for renewal in the 2007 application cycle, including 22 projects that were renewed for one year in the 2006 cycle, and one additional Shelter Plus Care project that is eligible to be renewed for the first time. All projects submitted in 2006 were funded. Again this year, HUD allows applicants with multiple grants to combine projects that are similar and utilize the same funding component. One Shelter Plus Care grant that was first renewed in 2006 will now be merged into a combined grant with three other older Shelter Plus Care grants, so 22 renewal applications will be submitted. There will also be one new project application.

The new project is a housing first initiative submitted by Pathway Homes to serve seven chronically homeless single individuals for two years in leased apartment units. The program will target individuals who cannot live successfully in group living situations, and will provide individualized services through engagement on a recovery-based model of trust and effective relationship building. This project meets the criteria for the HUD

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Samaritan Initiative “bonus” project, which, if awarded, will receive additional funding above the amount needed for the 22 renewal projects.

The community planning process this year has been guided by the Community Council on Homelessness working in concert with homeless service providers and programs that participate in the Community Planning Collaborative on Homelessness (CPCH). Through the CPCH standing committees and the Council, the point-in-time survey was conducted in January 2007, a process and tools were developed and implemented to review and prioritize all of the renewal projects, and proposals for a new “bonus” project were solicited and reviewed. The Council approved the process for reviewing the applications, and met on May 14, 2007, to select the bonus project and prioritize the renewal applications, as required by HUD, using the adopted criteria. All 23 applications being prepared for submission to HUD have been endorsed by the Community Council on Homelessness.

The attached chart summarizes the proposals in rank order as prioritized by the Council. The Shelter Plus Care renewals are funded from separate sources for only one year. In accordance with HUD instructions, the Council approved the inclusion of these renewals in the Continuum of Care application, but they are not prioritized and are listed sequentially at the end of the chart.

HUD regulations require that each of the project applications contain a certification of consistency with the county’s Consolidated Plan, and county policy requires that the Board be informed when such certifications are sent to HUD. Homeless persons, both families and individuals, are a high priority in the county's Five-Year Consolidated Plan approved by the Board on April 25, 2005, and these applications are consistent with that priority. Upon Board authorization for submission of the applications, the County Executive will sign the certification to be included in each application.

If awarded, the grants will provide the following:

- Funding for a new project to provide supportive housing for seven chronically homeless single individuals.
- One year of continued funding of permanent supportive housing through the Shelter Plus Care program for 86 adults with disabilities;
- One year of continued funding for 16 units of permanent supportive housing for 62 homeless individuals with serious mental illness or dual diagnosis;
- One year of continued funding for a Safe Haven that provides housing and support services for eight vulnerable homeless individuals with serious mental illness;

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- One year of continued funding for four units of permanent supportive housing for five families with an adult who has mental illness or cognitive disabilities;
- One year of continued funding for 126 units of transitional housing serving 126 homeless families, and one year of continued funding for six units of transitional housing serving 13 homeless individuals;
- One year of continued funding for 16 beds of transitional housing and treatment services serving 32 homeless individuals with alcohol and drug treatment and continued supportive service needs.

FISCAL IMPACT:

The total amount of funding for these grants is estimated to be \$6,437,387, including \$4,764,428 from HUD and total matching funds of \$1,672,959. The matching funds include \$553,175 in County Local Cash Match, \$445,136 in State pass-through funds, and \$674,648 in private match. Two grants for the Department of Family Services are anticipated for FY 2008 in Fund 102, Federal/State Grant Fund, consisting of \$864,986 in HUD funding and \$500,837 in Local Cash Match, with an additional \$53,585 in private funding. Local Cash Match of \$52,338 for one grant to the CSB will be met by applying existing Alcohol and Drug Services (ADS) contract dollars to leverage the resources needed to provide these ADS residential treatment services. The private match comes from the nonprofit organizations.

Three renewal grant applications for permanent supportive housing for homeless persons with mental illness submitted by Christian Relief Services, one submitted by Pathway Homes, Inc., and one submitted by PRS, Inc., require a combined total match of \$445,136 over a one-year period. This amount is from State pass-through funds. State pass-through funding in the amount of \$376,011 is currently included in the approved FY 2008 budget within Fund 106, Fairfax-Falls Church Community Services Board (CSB) for match requirements in the current grant period. For the remaining \$69,125 of State pass-through funds, the CSB will secure funding through the Regional Discharge Assistance and Diversion program.

There is no HUD requirement that the County continue these programs after the grants expire. HUD does require that any properties that have been purchased through these grants be maintained as affordable housing for homeless persons for 20 years.

CREATION OF POSITIONS:

No new positions are created through these grants. Two existing grant positions (2/2.0 SYE) are continued in the Department of Family Services and one existing grant

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position (1/1.0 SYE) is continued in the CSB through the grant funds. The County is not obligated to continue these positions after the grants expire.

ENCLOSED DOCUMENTS:

Attachment I - Chart of HUD 2007 Continuum of Care Applications

Attachment II - Sample Consolidated Plan Certification

STAFF:

Verdia L. Haywood, Deputy County Executive

Paula C. Sampson, Director, Department of Housing and Community Development

James A. Thur, Executive Director, Fairfax-Falls Church Community Services Board

Dana Paige, Director, Department of Family Services

Kenneth P. Disselkoen, Acting Director, Department of Systems Management for Human Services

William Macmillan, Service Integration Manager, DSMHS

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ADMINISTRATIVE - 11

Authorization to Advertise a Public Hearing on Proposed Transportation Enhancement Program Projects

ISSUE:

Board authorization to advertise a public hearing for August 6, 2007, at 4:00 p.m., to solicit comments and input on proposed FY 2009 Transportation Enhancement Projects.

RECOMMENDATION:

The County Executive recommends that the Board authorize advertisement and posting of a notice of intent to conduct a public hearing that is in substantial conformance with Attachment I.

TIMING:

The Board should take action on June 4, 2007, to advertise a public hearing for August 6, 2007, at 4:00 p.m.

BACKGROUND:

The Safe, Accountable, Flexible, and Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) continues the Enhancement Program that was established in the Intermodal Surface Transportation Efficiency Act (ISTEA), that provides ten percent of funds apportioned to a State under the Surface Transportation Program (STP) be made available for transportation enhancement activities. It is estimated that approximately \$17-18 million will be available statewide for enhancement projects this year. In FY 2008, approximately \$17 million was available in this program. This amount represents the federal 80 percent share and does not include the 20 percent local match.

The Virginia Department of Transportation (VDOT) staff announced that the Commonwealth Transportation Board (CTB) will be accepting new applications for FY 2009, and, therefore, County staff recommends that the County proceed with the public hearing process necessary to solicit new projects.

A list of projects tentatively approved by the CTB for FY 2008 enhancement funds is provided as Attachment II.

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Under VDOT guidelines, enhancement projects may be initiated by any group or individual, but need to be formally endorsed by a local jurisdiction or public agency.

Transportation enhancement projects are financed with up to 80 percent STP funds and require a minimum 20 percent local match. Any project endorsed by the Board must have an identified source of funding for the 20 percent match. VDOT will generally administer an enhancement project, if it is located within the VDOT right-of-way.

Final selection of projects will be made by the CTB working through the VDOT Programming and Scheduling Division. The deadline to identify potential projects for FY 2009 funds to Fairfax County for inclusion in the September 24, 2007, Board Item is August 31, 2007. The deadline for submitting applications to VDOT is November 1, 2007.

Staff proposes the following schedule for the FY 2008 enhancement grant program:

June 4, 2007	Board Authorization to Advertise a Public Hearing on Enhancement Requests
August 6, 2007	Board Public Hearing
August 31, 2007	Deadline to Submit Projects for Board Consideration
September 24, 2007	Board Endorsement of Recommended Projects
October 1, 2007	Letters to Applicants Announcing Applications Endorsed by the Board
November 1, 2007	VDOT Submission Deadline

Criteria for Project Eligibility:

Transportation enhancements are activities or improvements that increase the value or growth of a project or make it more aesthetically pleasing. In other words, the project is "enhanced" by doing something that is not a common practice. Eligible transportation enhancement activities are:

1. Provision of facilities for bicycles and/or pedestrians;
2. Provision of safety and educational activities for pedestrians and bicycles;
3. Acquisition of scenic easements and scenic or historic sites;
4. Scenic or historic highway programs;

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5. Landscaping and other scenic beautification;
6. Historic preservation;
7. Rehabilitation and operation of historic transportation buildings, structures, or facilities including historic railroad facilities and canals;
8. Preservation of abandoned railway corridors, including the conversion and use thereof for pedestrian and bicycle trails;
9. Control and removal of outdoor advertising;
10. Archaeological planning and research;
11. Environmental mitigation to address water pollution due to highway runoff or reduce vehicle-caused wildlife mortality while maintaining habitat connectivity;
12. Establishment of transportation museums.

The Federal Highway Administration (FHWA) has determined that the above list is exclusive. Only those activities listed are eligible for transportation monies.

FISCAL IMPACT:

Transportation enhancement projects will require a minimum 20 percent local match. Any project endorsed by the Board must have an identified source of funding for the 20 percent match.

ENCLOSED DOCUMENTS:

Attachment I: Notice of intent to conduct a public hearing

Attachment II: List of projects tentatively approved by CTB for FY 08 enhancement funds

STAFF:

Robert A. Stalzer, Deputy County Executive

Katharine D. Ichter, Director, Fairfax County Department of Transportation (FCDOT)

Tom Biesiadny, Chief, Coordination and Funding Division, FCDOT

Jay Guy, FCDOT

Carl Winstead, FCDOT

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ADMINISTRATIVE - 12

Authorization to Advertise a Public Hearing on Spot Blight Abatement Ordinance for 9530 Burke Lake Road (Braddock District)

ISSUE:

Board authorization to advertise a public hearing to consider adoption of a Spot Blight Abatement Ordinance for 9530 Burke Lake Road, Burke, VA 22015 (Tax Map No. 078-3-((01))-0001.

RECOMMENDATION:

The County Executive recommends that the Board authorize the advertisement of a public hearing to be held Monday, July 9, 2007, at 4:30 p.m.

TIMING:

Board authorization to advertise the public hearing is requested for Monday, June 4, 2007, and the public hearing should be held Monday, July 9, 2007, at 4:30 p.m.

BACKGROUND:

Va. Code Ann. § 36-49.1:1 (Supp. 2006) (Spot Blight Abatement Statute) allows the Board, by ordinance, to declare a blighted property a nuisance, thereby enabling abatement in accordance with Va. Code Ann. § 15.2-900 (2003) or Va. Code Ann. § 15.2-1115 (Supp. 2006) (Abatement of Nuisance Statutes). The Abatement of Nuisance Statutes permit the County to compel the abatement or removal of nuisances. If, after reasonable notice, the owner(s) fails to abate or obviate the nuisance the County may abate the nuisance in which event the property owner(s) may then be charged for the costs of abatement, which may be collected from the property owner(s) in any manner provided by law for the collection of state or local taxes.

Properties are considered "blighted" under the Spot Blight Abatement Statute as defined in Va. Code Ann. 36-3 (Supp. 2006) as any individual commercial, industrial, or residential structure or improvement that endangers the public's health, safety, or welfare because the structure or improvement upon the property is dilapidated, deteriorated, or violates minimum health and safety standards, or any structure or improvement previously designated as blighted pursuant to § 36-49.1:1, under the process for determination of "spot blight."

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In November 1996, the Board authorized the implementation of a Blight Abatement Program using the Spot Blight Abatement Statute to address citizen concerns about specific properties in their communities which were abandoned, dilapidated, or otherwise kept in an unsafe state.

A property can be considered blighted if it meets the standards set forth in Va. Code Ann. § 36-3 (Supp. 2006) and if it meets all of the following conditions:

1. It has been vacant and/or boarded up for at least one year.
2. It has been the subject of complaints.
3. It is no longer being maintained for useful occupancy.
4. It is in a dilapidated condition or lacks normal maintenance or upkeep.

The property located at 9530 Burke Lake Road was referred to the Blight Abatement Program (BAP) on June 18, 2003. Located on the subject property is an abandoned two-story dilapidated, residential structure that was constructed sometime in 1925 according to Fairfax County Tax Records. On April 24, 2002, the dwelling was placarded unfit and its use or occupancy prohibited by the Fairfax County Health Department Code Official. The structure has been vacant since at least that time; is in very poor condition and needs to be demolished.

On March 24, 2005, the Neighborhood Enhancement Task Force (NETF) found that the subject property met the blighted property guidelines, and the property received a preliminary blight determination. Certified notice was sent to the owners advising them of this determination. To date, blight abatement staff have not received a blight abatement plan from the owners to remedy the blighted conditions on the property. BAP staff continues to receive multiple complaints regarding this property and the negative visual impact it has on the adjacent properties and the surrounding community. All attempts by BAP staff to achieve voluntary compliance with the property owners have been unsuccessful.

Although the Department of Housing and Community Development (HCD) will continue to seek cooperation from the owners to eliminate blighted conditions, it is requested that a public hearing, in accordance with the Spot Blight Abatement Statute, be held to adopt an Ordinance declaring the property to be blighted, which constitutes a nuisance. State code requires that the Board provide notice concerning proposed adoption of such an Ordinance.

At the public hearing, HCD will also request authorization to contract for demolition of the blighted structure on the site pursuant to Va. Code Ann. §15.2-1115 (Supp. 2006) as authorized under the Spot Blight Abatement Statute. If the owners fails to abate the blighted conditions within thirty days after notification to the property owners of the Board's action, HCD will proceed with the demolition process for the structure. The County will incur the cost, expending funds that are available in Project 014048,

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Revitalization Spot Blight Abatement, within Fund 340, Housing Assistance Program. The County will then pursue reimbursement from the owners who are ultimately liable for all abatement costs incurred. A lien will be placed on the property and recorded in the County land and judgment records.

FISCAL IMPACT:

In the event that the blighted conditions are not eliminated by the owners, HCD will use monies from Project 014048, Revitalization Spot Blight Abatement, within Fund 340, Housing Assistance Program, to demolish the structure. The balance in this project as of May 16, 2007, is \$351,077. It is estimated that the cost of demolition of the structure will be approximately \$50,000.

It is anticipated that all of the costs (including direct County administrative costs) of the blight abatement will be recovered from the property owners. Funds recovered will be allocated to the Blight Abatement Program in order to carry out future blight abatement plans.

ENCLOSED DOCUMENTS:

Attachment 1: Property Photographs  
Attachment 2: Public Hearing Advertisement

STAFF:

Verdia L. Haywood, Deputy County Executive  
Paula C. Sampson, Director, Department of Housing and Community Development (HCD)  
Harry Swanson, Deputy Director, Revitalization and Real Estate Finance, HCD  
Cynthia Ianni, Design, Development and Construction Division, HCD  
Patricio J. Montiel, Chief, Housing Rehabilitation, HCD  
Christina M. Sadar, Blight Abatement Program Coordinator, HCD

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ADMINISTRATIVE - 13

Authorization to Advertise a Public Hearing on Spot Blight Abatement Ordinance for 7831 Oak Street (Providence District)

ISSUE:

Board authorization to advertise a public hearing to consider adoption of a Spot Blight Abatement Ordinance for 7831 Oak Street, Dunn Loring, VA 22027 (Tax Map No. 039-4-((01))-0171.

RECOMMENDATION:

The County Executive recommends that the Board authorize the advertisement of a public hearing to be held Monday, July 9, 2007, at 4:30 p.m.

TIMING:

Board authorization to advertise the public hearing is requested for Monday, June 4, 2007, and the public hearing should be held Monday, July 9, 2007, at 4:30 p.m.

BACKGROUND:

Va. Code Ann. § 36-49.1:1 (Supp. 2006) (Spot Blight Abatement Statute) allows the Board, by ordinance, to declare a blighted property a nuisance, thereby enabling abatement in accordance with Va. Code Ann. § 15.2-900 (2003) or Va. Code Ann. § 15.2-1115 (Supp. 2006) (Abatement of Nuisance Statutes). The Abatement of Nuisance Statutes permit the County to compel the abatement or removal of nuisances. If, after reasonable notice, the owner(s) fails to abate or obviate the nuisance the County may abate the nuisance in which event the property owner(s) may then be charged for the costs of abatement, which may be collected from the property owner(s) in any manner provided by law for the collection of state or local taxes.

Properties are considered "blighted" under the Spot Blight Abatement Statute as defined in Va. Code Ann. 36-3 (Supp. 2006) as any individual commercial, industrial, or residential structure or improvement that endangers the public's health, safety, or welfare because the structure or improvement upon the property is dilapidated, deteriorated, or violates minimum health and safety standards, or any structure or improvement previously designated as blighted pursuant to § 36-49.1:1, under the process for determination of "spot blight."

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In November 1996, the Board authorized the implementation of a Blight Abatement Program using the Spot Blight Abatement Statute to address citizen concerns about specific properties in their communities which were abandoned, dilapidated, or otherwise kept in an unsafe state.

A property can be considered blighted if it meets the standards set forth in Va. Code Ann. § 36-3 (Supp. 2006) and if it meets all of the following conditions:

1. It has been vacant and/or boarded up for at least one year.
2. It has been the subject of complaints.
3. It is no longer being maintained for useful occupancy.
4. It is in a dilapidated condition or lacks normal maintenance or upkeep.

The property located at 7831 Oak Street was referred to the Blight Abatement Program (BAP) on July 7, 1998. Located on the subject property is an abandoned one-story dilapidated, residential structure with a full basement that was constructed sometime in 1950 according to Fairfax County Tax Records. The structure has been vacant since 1998, is partially collapsed and needs to be demolished.

On February 27, 2003, the Neighborhood Enhancement Task Force (NETF) found that the subject property met the blighted property guidelines, and the property received a preliminary blight determination. Certified notice was sent to the owner advising her of this determination. On March 24, 2003, the owner sent blight abatement program staff a letter advising that her site plan had been completed and that she was close to being able to redevelop the property. BAP monitored the project and confirmed that the owner did have a plan on file according to County permit records. In 2005, an approved demolition permit was noted in County records; however, the owner never followed through with redevelopment of the property. BAP staff continues to receive multiple complaints regarding this property and the negative visual impact it has on the adjacent properties and the surrounding community. All attempts by BAP staff to achieve voluntary compliance with the property owner have been unsuccessful.

Although the Department of Housing and Community Development (HCD) will continue to seek cooperation from the owner to eliminate blighted conditions, it is requested that a public hearing, in accordance with the Spot Blight Abatement Statute, be held to adopt an Ordinance declaring the property to be blighted, which constitutes a nuisance. State code requires that the Board provide notice concerning proposed adoption of such an Ordinance.

At the public hearing, HCD will also request authorization to contract for demolition of the blighted structure on the site pursuant to Va. Code Ann. §15.2-1115 (Supp. 2006) as authorized under the Spot Blight Abatement Statute. If the owner fails to abate the blighted conditions within thirty days after notification to the property owner of the Board's action, HCD will proceed with the demolition process for the structure. The

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County will incur the cost, expending funds that are available in Project 014048, Revitalization Spot Blight Abatement, within Fund 340, Housing Assistance Program. The County will then pursue reimbursement from the owner who is ultimately liable for all abatement costs incurred. A lien will be placed on the property and recorded in the County land and judgment records.

FISCAL IMPACT:

In the event that the blighted conditions are not eliminated by the owner, HCD will use monies from Project 014048, Revitalization Spot Blight Abatement, within Fund 340, Housing Assistance Program, to demolish the structure. The balance in this project as of May 16, 2007, is \$351,077. It is estimated that the cost of demolition of the structure will be approximately \$50,000.

It is anticipated that all of the costs (including direct County administrative costs) of the blight abatement will be recovered from the property owner. Funds recovered will be allocated to the Blight Abatement Program in order to carry out future blight abatement plans.

ENCLOSED DOCUMENTS:

Attachment 1: Property Photographs  
Attachment 2: Public Hearing Advertisement

STAFF:

Verdia L. Haywood, Deputy County Executive  
Paula C. Sampson, Director, Department of Housing and Community Development (HCD)  
Harry Swanson, Deputy Director, Revitalization and Real Estate Finance, HCD  
Cynthia Ianni, Design, Development and Construction Division, HCD  
Patricio J. Montiel, Chief, Housing Rehabilitation, HCD  
Christina M. Sadar, Blight Abatement Program Coordinator, HCD

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ADMINISTRATIVE - 14

Authorization to Advertise a Public Hearing on Spot Blight Abatement Ordinance for 3502 Paul Street (Mason District)

ISSUE:

Board authorization to advertise a public hearing to consider adoption of a Spot Blight Abatement Ordinance for 3502 Paul Street, Alexandria, VA 22311 (Tax Map No. 061-4-((17))-0036.

RECOMMENDATION:

The County Executive recommends that the Board authorize the advertisement of a public hearing to be held Monday, July 9, 2007, at 4:30 p.m.

TIMING:

Board authorization to advertise the public hearing is requested for Monday, June 4, 2007, and the public hearing should be held Monday, July 9, 2007, at 4:30 p.m.

BACKGROUND:

Va. Code Ann. § 36-49.1:1 (Supp. 2006) (Spot Blight Abatement Statute) allows the Board, by ordinance, to declare a blighted property a nuisance, thereby enabling abatement in accordance with Va. Code Ann. § 15.2-900 (2003) or Va. Code Ann. § 15.2-1115 (Supp. 2006) (Abatement of Nuisance Statutes). The Abatement of Nuisance Statutes permit the County to compel the abatement or removal of nuisances. If, after reasonable notice, the owner(s) fails to abate or obviate the nuisance the County may abate the nuisance in which event the property owner(s) may then be charged for the costs of abatement, which may be collected from the property owner(s) in any manner provided by law for the collection of state or local taxes.

Properties are considered "blighted" under the Spot Blight Abatement Statute as defined in Va. Code Ann. 36-3 (Supp. 2006) as any individual commercial, industrial, or residential structure or improvement that endangers the public's health, safety, or welfare because the structure or improvement upon the property is dilapidated, deteriorated, or violates minimum health and safety standards, or any structure or improvement previously designated as blighted pursuant to § 36-49.1:1, under the process for determination of "spot blight."

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In November 1996, the Board authorized the implementation of a Blight Abatement Program using the Spot Blight Abatement Statute to address citizen concerns about specific properties in their communities which were abandoned, dilapidated, or otherwise kept in an unsafe state.

A property can be considered blighted if it meets the standards set forth in Va. Code Ann. § 36-3 (Supp. 2006) and if it meets all of the following conditions:

1. It has been vacant and/or boarded up for at least one year.
2. It has been the subject of complaints.
3. It is no longer being maintained for useful occupancy.
4. It is in a dilapidated condition or lacks normal maintenance or upkeep.

The property located at 3502 Paul Street was referred to the Blight Abatement Program (BAP) on July 10, 2000. Located on the subject property is an abandoned one-story, ranch style, wood framed structure with a crawl space. The residential structure was constructed sometime in 1955 according to Fairfax County Tax Records. On January 25, 1999, the dwelling was placarded unfit and its use or occupancy prohibited by the Fairfax County Health Department Code Official. The structure has been vacant since that time and is deteriorated with several holes in the roof allowing water penetration. Due to the extreme lack of maintenance the structure is not economically feasible to repair and needs to be demolished.

On June 19, 2003, the Neighborhood Enhancement Task Force (NETF) found that the subject property met the blighted property guidelines, and the property received a preliminary blight determination. Certified notice was sent to the owner advising her of this determination. On July 23, 2003, after being contacted again by BAP staff, the owner advised staff via letter that there were some legal issues surrounding her property which did not allow her to remedy the situation. In March 2004, BAP staff made contact with the owner's brother-in-law who attempted to assist the owner with the issues of the property. On September 27, 2004, the owner wrote to Chairman Connolly and detailed her concerns. A response was prepared by HCD staff on October 28, 2004. To date the owner has not taken any action to abate the blighted conditions of the property.

BAP staff continues to receive multiple complaints regarding this property and the negative visual impact it has on the adjacent properties and the surrounding community. All attempts by BAP staff to achieve voluntary compliance with the property owner have been unsuccessful.

Although the Department of Housing and Community Development (HCD) will continue to seek cooperation from the owner to eliminate blighted conditions, it is requested that a public hearing, in accordance with the Spot Blight Abatement Statute, be held to adopt an Ordinance declaring the property to be blighted, which constitutes a nuisance.

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State code requires that the Board provide notice concerning proposed adoption of such an Ordinance.

At the public hearing, HCD will also request authorization to contract for demolition of the blighted structure on the site pursuant to Va. Code Ann. §15.2-1115 (Supp. 2006) as authorized under the Spot Blight Abatement Statute. If the owner fails to abate the blighted conditions within thirty days after notification to the property owner of the Board's action, HCD will proceed with the demolition process for the structure. The County will incur the cost, expending funds that are available in Project 014048, Revitalization Spot Blight Abatement, within Fund 340, Housing Assistance Program. The County will then pursue reimbursement from the owner who is ultimately liable for all abatement costs incurred. A lien will be placed on the property and recorded in the County land and judgment records.

FISCAL IMPACT:

In the event that the blighted conditions are not eliminated by the owner, HCD will use monies from Project 014048, Revitalization Spot Blight Abatement, within Fund 340, Housing Assistance Program, to demolish the structure. The balance in this project as of May 16, 2007, is \$351,077. It is estimated that the cost of demolition of the structure will be approximately \$60,000.

It is anticipated that all of the costs (including direct County administrative costs) of the blight abatement will be recovered from the property owner. Funds recovered will be allocated to the Blight Abatement Program in order to carry out future blight abatement plans.

ENCLOSED DOCUMENTS:

Attachment 1: Property Photographs  
Attachment 2: Public Hearing Advertisement

STAFF:

Verdia L. Haywood, Deputy County Executive  
Paula C. Sampson, Director, Department of Housing and Community Development (HCD)  
Harry Swanson, Deputy Director, Revitalization and Real Estate Finance, HCD  
Cynthia Ianni, Design, Development and Construction Division, HCD  
Patricio J. Montiel, Chief, Housing Rehabilitation, HCD  
Christina M. Sadar, Blight Abatement Program Coordinator, HCD

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Board Agenda Item  
June 4, 2007

INFORMATION - 1

Planning Commission Action on Application 2232-Y07-6, Fairfax Water (Sully District)

On Wednesday, May 16, 2007, the Planning Commission voted unanimously (Commissioners Flanagan, Hall, and Sargeant absent from the meeting) to approve 2232-Y07-6.

The Commission noted that the application met the criteria of character, location and extent, and was in conformance with Section 15.2-2232 of the *Code of Virginia*, as amended.

Application 2232-Y07-6 sought approval to install approximately 1,650 feet of 24-inch diameter water main within the VDOT right-of-way along Centerview Drive (south of Skyhawk Drive), eastward across the southern portion of private property (Writ Dulles I, L.L.P., Tax Map 34-4 ((12)) 19), across Centreville Road to a 24-inch pressure-reducing valve within the existing easement at the corner of Centreville Road and Metrotech Drive. A new pressure-reducing vault will also be constructed as part of the improvements. Tax Map 34-4.

ENCLOSED DOCUMENTS:

Attachment 1: Verbatim excerpts from 5/16/07 Commission meeting

Attachment 2: Vicinity maps

STAFF:

Robert A. Stalzer, Deputy County Executive

James P. Zook, Director, Department of Planning and Zoning (DPZ)

David B. Marshall, Assistant Director, Planning Division, DPZ

Barbara J. Lippa, Executive Director, Planning Commission Office

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INFORMATION - 2

Retirement Systems Cost-of-Living Increases for 2007

ISSUE:

Fairfax County Code provisions for the Employees', Police Officers and Uniformed Retirement Systems include a provision for a standard annual cost-of-living increase (COLA) that is equal to the lesser of 4.0% and the increase in the Consumer Price Index (CPI) for the Washington Standard Metropolitan Statistical Area for the period ending in March of each year. The increase in the CPI was 4.1%. Therefore, this year's standard COLA is 4.0% and will become effective July 1, 2007, for fiscal year 2008. The Code also allows the Board of Trustees of each Retirement System to grant up to an additional 1.0% COLA if the cost of such an increase does not exceed the available actuarial surplus as determined by the actuary following a specific formula included in the Code. The actuary has determined that the surplus, calculated according to the Code, for the Police Officers System exceeds the cost of an additional 1.0% COLA. However, following the Code's formula, no actuarial surplus exists for the Employees' Retirement System and the Uniformed Retirement System and no additional COLA may be granted by those Systems. The Police Officers Board of Trustees has considered this item and has approved an additional 1.0% increase for retirees of the Police Officers System. With this action, the total COLA for retirees of the Police Officers System will be 5.0%. The COLA for retirees of the Employees' and Uniformed Systems will be 4.0%. These increases will be effective July 1, 2007.

FISCAL IMPACT:

Since no additional COLA's are being granted by the Employees' and Uniformed Systems, there is no fiscal impact related to those Systems. The increase in future pension liabilities resulting from the additional 1.0% granted by the Trustees of the Police Officers Retirement System is \$4.7 million. Following established funding policy, this cost will be amortized over a 15 year period and will increase the employer contribution rate by 0.45% of payroll beginning with FY 2009. The approximate impact on FY 2009 contribution rates is shown below.

	<u>Employer Contribution Rates</u>			<u>Estimated Impact</u>
	<u>FY 2008</u>	<u>FY 2009</u>	<u>Increase</u>	<u>On FY 2009 Budget</u>
Employees'	9.59%	9.59%	n/a	n/a
Police Officers	21.00%	21.45%	0.45%	\$450,000
Uniformed	26.33%	26.33%	n/a	n/a
Total General Fund Impact				\$450,000

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The estimated impact on FY 2009 is based on the FY 2008 salary budget. Any increases or decreases to the salaries ultimately budgeted for FY 2009 would result in proportional changes to the amount shown above. Also, the FY 2009 rates shown above are for the purpose of showing the impact of the COLA action only. Final FY 2009 contribution rates will be determined following the completion of the FY 2007 actuarial valuation.

ENCLOSED DOCUMENTS:

Exhibit 1, December 12, 2006 letter from Fiona E. Liston, F.S.A., Consulting Actuary, Cheiron, to Board of Trustees, Fairfax County Police Officers Retirement System

STAFF:

Edward L. Long, Jr., Chief Financial Officer  
Laurz A. Swartz, Executive Director to the Retirement Boards

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## INFORMATION - 3

### Contract Award – Consultant Services: Police Officer Selection Process

On January 3, 2007, the Department of Purchasing and Supply Management issued Request for Proposal RFP07-900372-10, soliciting offers from qualified sources to provide Consultant Services for the Police Officer Selection Process.

Services provided under this contract will include the review of applicant process outcomes for Police Officer-I, Police Cadet, and Animal Control Officer-I positions in order to assess, validate or make recommendations for improvement for the following applicant process components:

- Written entry level exam
- Initial applicant screening interview
- Polygraph examination
- Physical abilities test
- Applicant detective background interview
- Medical evaluation
- Psychological evaluation

The contract will also provide for additional related services on a task order basis at established hourly rates for services.

RFP07-900372-10 was publicly advertised and notice was directly sent to eight hundred forty five potential offerors. Six firms submitted proposals. A Selection Advisory Committee (SAC) was formed and comprised of representatives from the Department of Human Resources, Fairfax County Police Department, and Purchasing & Supply Management. The SAC evaluated the proposals in accordance with the criteria and procedures established in the RFP.

Upon completion of final evaluation and negotiations with the top rated offeror, the SAC recommended award of the contract to CWH Research, Incorporated. CWH Research, Incorporated has identified itself as a small business

The Fairfax County Department of Tax Administration has verified that CWH Research, Incorporated does not require a Fairfax County Business, Professional & Occupational License (BPOL).

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Unless otherwise directed by the Board of Supervisors, the County Purchasing Agent will proceed to award this contract to CWH research, Incorporated to provide Consultant Services for the Police Officer Selection Process.

FISCAL IMPACT:

The amount for the contract for specified deliverables is \$110,950. Funding is available for this contract within existing resources in the Police Department budget. Additional related services will be accomplished on a task order basis at contracted hourly rates for services.

ENCLOSED DOCUMENTS:

Attachment-1, List of Offerors for RFP07-900372-10

STAFF:

Edward L. Long, Jr., Deputy County Executive  
Cathy A. Muse, Director, Department of Purchasing and Supply Management  
Major Ed Roessler, Fairfax County Police Department

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## INFORMATION - 4

### Contract Award—Stone Road Improvements (Sully District)

Eight sealed bids were received and opened on Tuesday, May 15, 2007, for the construction of Stone Road Improvements, Project No. 008801, in Fund 301, Contributed Roadway Improvement Fund. This contract award will provide for the construction of a median along Stone Road from Lee Highway to Billingsgate Lane, widening Stone Road from Battery Lane to Awbrey Patent Drive, traffic signals, curb and gutters and other related items. This project is included in the FY 2008 - FY 2012 Adopted Capital Improvement Program.

The lowest responsive and responsible bidder is Cube Construction. Its bid of \$1,162,163.59 is \$11,897.16 or 1.0% lower than the Engineer's Estimate of \$1,174,060.75. The second lowest bid of \$1,235,150.20 is \$72,986.61 or 6.2% above the low bid. The highest bid of \$1,319,877.45 is \$157,713.86 or 13.6% above the low bid.

Cube Construction has satisfactorily completed several County projects and is considered a responsible contractor. The Department of Tax Administration has verified that Cube Construction has the appropriate Fairfax County Business, Professional and Occupational License. Cube Construction is a small business firm.

This bid may be withdrawn after June 29, 2007.

Unless otherwise directed by the Board of Supervisors, the Department of Public Works and Environmental Services will proceed to award this contract to Cube Construction in the amount of \$1,162,163.59.

#### FISCAL IMPACT:

Funding in the amount of \$1,648,817.59 is necessary to award this construction contract and to fund the associated contingencies and other project costs including land acquisition, utility relocation, contract administration and inspection. Funds are currently appropriated in Project 008801, Stone Road, in the amount of \$848,817.59. Funds in the amount of \$800,000.00 will be reallocated from Project 008800, Centreville Reserve, Fund 301.

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ENCLOSED DOCUMENTS:

Attachment 1 – Order of Bidders

Attachment 2 – Vicinity Map

STAFF:

Robert A. Stalzer, Deputy County Executive

Jimmie D. Jenkins, Director, Department of Public Works and Environmental Services (DPWES)

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## INFORMATION - 5

### Contract Award - Braddock Road at Little River Turnpike Intersection Improvements (Mason District)

Eight sealed bids were received and opened on Tuesday, May 1, 2007, for the construction of Braddock Road at Little River Turnpike Intersection Improvements, Project No. 4YP014, in Fund 304, Transportation Improvements. This project provides for the realignment of eastbound Braddock Road through the intersection, including traffic signals, median, curb and gutters and other related items. This project is included in the FY 2008 - FY 2012 Adopted Capital Improvement Program.

The lowest responsive and responsible bidder is Ashburn Contracting Corporation. Its bid of \$574,104.00 is \$70,421.75 or 10.9% lower than the Engineer's Estimate of \$644,525.75. The second lowest bid of \$617,090.00 is \$42,986.00 or 7.5% above the low bid. The highest bid of \$862,714.25 is \$288,610.25 or 50.3% above the low bid.

It is noted that the apparent low bidder, Omni Excavators, Inc. was determined to be a non-responsible bidder for this contract as it did not meet the Fairfax County Construction Safety Resolution requirements; therefore, the bid was rejected. The second bidder, Ashburn Contracting Corporation was then determined to be the lowest responsive and responsible bidder.

The Department of Public Works and Environmental Services has analyzed the bid received on the referenced project. The item that varied the most from the Engineer's Estimate was Maintenance of Traffic which was \$34,000 less than the Engineer's Estimate. This item in conjunction with a high level of competition combined to make this a favorable below estimate bid.

Ashburn Contracting Corporation has satisfactorily completed several County projects and is considered a responsible contractor. The Department of Tax Administration has verified that Ashburn Contracting Corporation has the appropriate Fairfax County Business, Professional and Occupational License. Ashburn Contracting Corporation is a small and minority owned business firm.

This bid may be withdrawn after June 14, 2007.

Unless otherwise directed by the Board of Supervisors, the Department of Public Works and Environmental Services will proceed to award this contract to Ashburn Contracting Corporation in the amount of \$574,104.00.

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FISCAL IMPACT:

Funding in the amount of \$1,265,685.84 is necessary to award this construction contract and to fund the associated contingencies and other project costs including land acquisition, utility relocation, contract administration, and inspection. Funds are currently appropriated in Project 4YP014, Braddock Road at Little River Turnpike Intersection Improvements, Fund 304, Transportation Improvements, in the amount of \$1,265,685.84.

ENCLOSED DOCUMENTS:

Attachment 1 – Order of Bidders

Attachment 2 – Vicinity Map

STAFF:

Robert A. Stalzer, Deputy County Executive

Jimmie D. Jenkins, Director, Department of Public Works and Environmental Services (DPWES)

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## INFORMATION - 6

### Contract Award – Lake Fairfax Park Core Area Phase II Improvements (Hunter Mill District)

Six sealed bids were received and opened on Thursday, May 10, 2007, for the Lake Fairfax Park Core Area Phase II Improvements in Project 475804, Building Renovation and Expansion in Fund 370, Park Authority Bond Construction. The project includes the construction of administration and restroom buildings, vendor kiosk, parking lot and related site improvements. This project is included in the FY 2008 – FY 2012 Adopted Capital Improvement Program.

The lowest responsive and responsible bidder is Corning Construction Corporation. Their bid of \$3,366,000 is \$509,000, or 13.1% below the Park Authority's pre-bid construction estimate of \$3,875,000. The second lowest bid of \$3,654,123 is \$288,123, or 8.6% above the low bid, and the highest bid of \$3,894,000 is \$528,000, or 15.7% above the low bid.

Based on their financial capability and construction experience, Corning Construction Corporation is considered to be a responsible contractor and holds a Virginia Class A Contractor's license.

The Department of Tax Administration has verified that Corning Construction Corporation has the appropriate Fairfax County Business, Professional, and Occupational License (BPOL).

On May 23, 2007, the Fairfax County Park Authority Board approved the contract award.

Unless otherwise directed by the Board of Supervisors, the Park Authority will proceed to award this contract to Corning Construction Corporation in the amount of \$3,366,000.

#### FISCAL IMPACT:

Based on the post-bid update, funding in the amount of \$4,234,560 is necessary to award this contract and to fund the associated contingency, administrative costs and other project-related costs. Funds are currently appropriated in the amount of \$4,234,560 in Project 475804, Building Renovation and Expansion, Fund 370, Park Authority Bond Construction to award this contract and to fund the associated contingency, administrative costs and other project-related costs.

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ENCLOSED DOCUMENT:

Attachment 1 – Bid Results  
Attachment 2 – Scope of Work  
Attachment 3 – Cost Estimate

STAFF:

Robert A. Stalzer, Deputy County Executive  
Timothy K. White, Acting Director, Fairfax County Park Authority

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## INFORMATION - 7

### Contract Award – Consultant Services, Transportation and Urban Planning, Design, and Engineering

On January 18, 2007, the Department of Purchasing and Supply Management issued Request for Proposal RFP07-904457-10, soliciting offers from qualified sources to provide Consultant Services for Transportation and Urban Planning, Design, and Engineering.

Services provided under this contract will include transportation and urban planning, design, and engineering in support of the on-going activities of the Department of Transportation (DOT) and the Department of Planning and Zoning (DPZ). The Board of Supervisors has called upon both departments to conduct sub-area studies in revitalization areas, to identify strategies to alleviate traffic congestion, identify and implement transit service improvements, and to undertake design reviews of major projects such as HOT lanes, Dulles rail and BRAC. This contract will provide necessary services to the departments for additional work in the areas of transportation systems design and engineering, transit planning and analysis, capital projects programming, public outreach, and other support areas. One study, County Transit Development Plan, will support the development of a 5 to 10 year transit plan for FAIRFAX CONNECTOR, optimizing the efficiency of the existing bus route systems and promoting enhanced connectivity with other County transit services provided by WMATA and other local transit providers. Work for all studies will be performed on a task order basis at an established hourly rate for services.

RFP07-904457-10 was publicly advertised and notice was directly sent to one thousand twenty eight potential offerors. Twelve firms submitted proposals. A Selection Advisory Committee (SAC) was formed and comprised of representatives from the County's Departments of Transportation, Planning and Zoning, and Purchasing & Supply Management. The SAC evaluated the proposals in accordance with the criteria and procedures established in the RFP. Due to the diversity of the work to be performed under the task order approach, and to maintain a level of competition with the task order awards, the SAC determined that multiple firms were qualified to perform work under this contract.

Upon completion of final evaluation and negotiations with the top rated offerors, the SAC recommended to award contracts to Cambridge Systematics, Inc., PB Americas, Inc., Rummel, Klepper & Kahl, LLP and ATCS, P.L.C. All firms are identified as large businesses with the exception of ATCS which identified itself as a small business.

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The Fairfax County Department of Tax Administration has verified that these firms either currently possess a Fairfax County Business, Professional & Occupational License (BPOL), or are not required to possess a Fairfax County BPOL.

Unless otherwise directed by the Board of Supervisors, the County Purchasing Agent will proceed to award this contract to Cambridge Systematics, Inc., PB Americas, Inc., Rummel, Klepper & Kohl, LLP, and ATCS, P.L.C., to provide Consultant Services for Transportation and Urban Planning, Design, and Engineering.

FISCAL IMPACT:

The contract is an on-call services, task order contract. Specific projects are identified below to be funded under this contract, yet actual projects may vary based on requirements and the availability of funds. In support of the projects below, \$2,650,000 is available as part of funding approved by the Board of Supervisors at the *FY 2006 Carryover Review*, as well as \$200,000 as part of the FY 2007 Adopted Budget Plan. Any additional projects would be added to the task order at contracted hourly rates.

<u>Project/Study</u>	<u>Estimated Cost</u>	<u>Funding Source</u>
Countywide Transit Development Plan	\$1,500,000	Fund 100, County Transit
One-Stop-Shop Senior Transportation Programs	\$ 100,000	Agency 40, Fairfax County Dept. of Transportation
Ten Year ADA Transportation Plan	\$ 250,000	Agency 40, Fairfax County Dept. of Transportation
Baileys Crossroads Planning & Urban Design Study	\$ 500,000	Fund 303, County Construction, Project 009507
Integrating TDM into the Land Use and Development Process	\$ 300,000	Fund 303, County Construction, Project 009506
Develop County Bicycle Map	\$ 200,000	Agency 40, Fairfax County Dept. of Transportation

ENCLOSED DOCUMENTS:

Attachment-1, List of Offerors for RFP07-904457-10

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STAFF:

Edward Long, Deputy County Executive

Cathy A. Muse, Director, Department of Purchasing and Supply Management

Katharine D. Ichter, Director, Department of Transportation

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## INFORMATION - 8

### Contract Award – VDOT West Parcel Maintenance Facility (Springfield District)

Six sealed bids were received and opened on Tuesday, May 15, 2007, for the construction of Project 009211/VDOT, VDOT West Parcel Maintenance Facility, in Fund 312, Public Safety Construction. This contract award will provide for the construction of two single story buildings totaling approximately 14,600 square feet, a salt/sand storage dome, storage facilities for spreader and tailgate racks, and other related work.

The solicitation was structured with a base bid and one alternate. Alternate #1 is for the installation of heavy duty pavement in lieu of the gravel surface indicated in the base bid. Based on the available funding and the evaluation by the Department of Public Works and Environmental Services, Alternate #1 is accepted.

The lowest responsive and responsible bidder is Falls Church Construction Corporation. Its bid of \$7,890,000, which includes Alternate #1, is \$752,736 or 10.5% above the Engineer's Estimate of \$7,137,264. This is due to rapid escalation in the cost of fuel and building materials. The second lowest bid of \$8,640,000 is \$750,000 or 9.5% above the low bid, and the highest bid of \$10,269,000 is \$2,379,000 or 30.2% above the low bid.

Falls Church Construction Corporation was one of 13 contractors pre-qualified to bid on this project, and is considered a responsible contractor. The Department of Tax Administration has verified that Falls Church Construction Corporation has the appropriate Fairfax County Business, Professional and Occupational License.

This bid may be withdrawn after July 13, 2007.

Unless otherwise directed by the Board of Supervisors, the Department of Public Works and Environmental Services will proceed to award this contract to Falls Church Construction Corporation in the amount of \$7,890,000.

#### FISCAL IMPACT:

Funding in the amount of \$9,359,668 is necessary to award this contract and to fund the associated contingency and other project costs. Fairfax County is acting as the developer on behalf of the Virginia Department of Transportation (VDOT), which is reimbursing the County 100% for expenses related to the project. The County will be

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reimbursed for project related expenses by billing VDOT at regular intervals. VDOT's budget for the project was \$10,500,000 and there have been expenses to date of \$538,926. Therefore, VDOT's remaining budget is \$9,961,074 which is sufficient to fund the remaining project expenses.

ENCLOSED DOCUMENTS:

Attachment 1 – Order of Bidders

Attachment 2 – Vicinity Map

STAFF:

Robert A. Stalzer, Deputy County Executive

Jimmie D. Jenkins, Director, Department of Public Works and Environmental Services (DPWES)

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11:00 a.m.

Dulles Corridor Metrorail Extension to Wiehle Avenue, Staff Briefing

ENCLOSED DOCUMENTS

None

PRESENTED BY:

Anthony H. Griffin, County Executive

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1:00 p.m.

Matters Presented by Board Members

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1:50 p.m.

CLOSED SESSION:

- (a) Discussion or consideration of personnel matters pursuant to Virginia Code § 2.2-3711(A) (1).
- (b) Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Virginia Code § 2.2-3711(A) (3).
- (c) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, and consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel pursuant to Virginia Code § 2.2-3711(A) (7).
  - 1. *Eileen M. McLane, Fairfax County Zoning Administrator v. John Y. C. Wang, et. al.*, Case No. CL-2006-0007129 (Fx. Co. Cir. Ct.) (Lee District)
  - 2. *Eileen M. McLane, Fairfax County Zoning Administrator v. Silvio Diana*, Case No. CL-2006-0014774 (Fx. Co. Cir. Ct.) (Lee District)
  - 3. *Eileen M. McLane, Fairfax County Zoning Administrator v. Wilver Galindo*, Case No. CL-2006-0008832 (Fx. Co. Cir. Ct.) (Braddock District)
  - 4. *Eileen M. McLane, Fairfax County Zoning Administrator v. Duane Whitney, et al.*, In Chancery No. CH-1997-0152580 (Fx. Co. Cir. Ct.) (Providence District)
  - 5. *Eileen M. McLane, Fairfax County Zoning Administrator v. Derek B. Vereen and Angelique Vereen*, Case No. CL-2006-0009795 (Fx. Co. Cir. Ct.) (Lee District)

6. *Virginia Equity Solutions, LLC v. Board of Zoning Appeals of Fairfax County, Virginia, Case No. CL-2005-0006316 (Fx. Co. Cir. Ct.); William E. Shoup, Fairfax County Zoning Administrator v. Virginia Equity Solutions, LLC, Case No. CH-2005-0005279 (Fx. Co. Cir. Ct.) (Providence District)*  
  
*In Re: Virginia Equity Solutions, LLC, Debtor, Case No. 07-10646-RGM (U.S. Bankr. Ct. E.D. Va.)*
7. *Eileen M. McLane, Fairfax County Zoning Administrator v. Kenneth J. Nies, Case No. CL-2007-0003480 (Fx. Co. Cir. Ct.) (Mason District)*
8. *Eileen M. McLane, Fairfax County Zoning Administrator v. Ana Caballero, Case No. CL-2007-0001746 (Fx. Co. Cir. Ct.) (Providence District)*
9. *Eileen M. McLane, Fairfax County Zoning Administrator v. Simon V. Ortiz, Ronald Ortiz, and Ruth A. Ortiz, Case No. CL-2007-0003736 (Fx. Co. Cir. Ct.) (Mason District)*
10. *Eileen M. McLane, Fairfax County Zoning Administrator v. Eugenia Leus, Case No. CL-2007-0005557 (Fx. Co. Cir. Ct.) (Dranesville District)*
11. *Eileen M. McLane, Fairfax County Zoning Administrator v. Board of Trustees of the Pentecostal Church of God "La Biblia," et. al., Case No. CL-2007-0006018 (Fx. Co. Cir. Ct.) (Springfield District)*
12. *Eileen M. McLane Fairfax County Zoning Administrator v. Michael Collins, Case No. 07-0009929 (Fx. Co. Gen. Dist. Ct.) (Mason District)*
13. *Eileen M. McLane, Fairfax County Zoning Administrator v. Joseph E. Yates, Case No. 07-0009942 (Fx. Co. Gen. Dist. Ct.) (Springfield District)*
14. *Eileen M. McLane, Fairfax County Zoning Administrator v. Yun Yi C. Ahn, Case No. 07-0009930 (Fx. Co. Gen. Dist. Ct.) (Lee District)*
15. *Board of Supervisors of Fairfax County, Virginia v. Jaco Horse Pen LLC and Hartford Fire Insurance Company, Case No. CL-2006-0003317 (Fx. Co. Cir. Ct.) (Hunter Mill District)*
16. *Board of Supervisors v. Jaco Horse Pen II, LLC, and Hartford Fire Insurance Company, Case No. CL-2006-0006088 (Fx. Co. Cir. Ct.) (Hunter Mill District)*

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3:00 p.m.

Board Decision on the Proposed Amendment to Chapter 61-1-2 (Building Provisions) of  
*The Code of the County of Fairfax, Virginia*

ISSUE:

Board adoption of amendment to Chapter 61-1-2 (Building Provisions) of *The Code of the County of Fairfax, Virginia* that introduces a definition of "Addition to Single Family Dwelling."

RECOMMENDATION:

The County Executive recommends that the Board adopt the proposed amendment.

TIMING:

The Board held a public hearing on May 21, 2007, and deferred decision to June 4, 2007. The Board is requested to take action on June 4, 2007. If approved, this amendment shall become effective at 12:01 a.m. on June 5, 2007.

BACKGROUND:

The County is receiving on average three permit applications a week for additions to single family detached houses which are actually an entirely new house constructed on an existing foundation; most or all of the existing house is usually demolished, and a new house is erected in its stead. Unlike a new house on a vacant lot, however, this "new house on existing foundation" typically will be built on an old foundation system and tied to existing utility connections (power, water, sewer) which may or may not be adequate for the new structure. As recommended by the Board of Supervisors in December 2005, a Permits Task Force was established with representation from multiple county agencies. A central concern of the Task Force was to draft a definition of "Addition" that addresses the concerns above and to control unlicensed entities that purchase a house with the intent of rebuilding and later selling it as a new house.

The Task Force met over the past year to draft the proposed amendment to Chapter 61 of the *Code of the County of Fairfax, Virginia* to incorporate the definition of "Addition to Single Family Dwelling". This definition establishes a threshold that when exceeded requires additional processes to ensure compliance with code requirements for the construction of a new house. Among

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the additional requirements are more rigorous checks for exemption from licensure, inspection/certification of the foundation system for the entirety of the structure, modernization of associated utilities if required for safety, and the issuance of a new Residential Use Permit (RUP) prior to legal occupancy of the structure.

Several considerations influenced the recommendation from the Permits Task Force. First, the amendment is subject to the limitations imposed by the Virginia Uniform Statewide Building Code (USBC). The USBC specifically provides that current code requirements do not apply to portions of a building or structure not altered or affected by an addition, "unless the addition has the effect of lowering the current level of safety." (USBC §103.4 Additions). Thus, for a local jurisdiction to apply current code standards to existing structures, the net effect of the addition must be such that it has caused a degradation in existing safety levels.

In analyzing the possible threshold for determining when an addition is more properly characterized as a new house, the Task Force was mindful that legitimate additions should not be thwarted or prevented. By basing the threshold calculation on "above grade finished area," only the floor area that is entirely above grade, excluding any unfinished areas such as garages, decks, porches, and three season rooms, is used to determine the existing square footage; thus, the ultimate size of the resulting structure is further limited. The 150% threshold selected by the Task Force represents, among other reasonable additions, a simple second-story addition, or "pop-top" coupled with a modest extension or "bump-out."

With regard to the demolition component of the threshold, the building code supports a 50% demolition threshold. See International Residential Code (IRC 2003) Appendix J § AJ501, (providing that work in excess of the 50% threshold shall be treated as "reconstruction.") Further, current Federal Emergency Management Agency (FEMA) regulations specify, in relevant part, that "a facility is considered repairable when disaster damages do not exceed 50% of the cost of replacing a facility to its pre-disaster condition." See 44CFR § 206.226(d)(1). Finally, both of the recommended thresholds parallel a recently adopted amendment to Chapter 112 of the *Code of the County of Fairfax, Virginia*, Zoning Ordinance, Provisions for Reduction of Certain Yard Requirements, which allow for the consideration of a reduction in yard setbacks for Additions to residential structures.

Since the last meeting of the Board on this matter, staff has taken this issue before the Code Enforcement Strike Team at both the operational team level and

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the executive team level to seek additional input and feedback on the substance of the recommended amendment. Several recommendations from those groups have been incorporated in the language that is within the advertised scope of the originally proposed amendment to Chapter 61. The Strike Team has also identified additional items that bear consideration, but are outside the original scope of this amendment. These additional items will be addressed outside of this amendment through internal procedural changes or through other means. Attachment 1 contains a summary of the strike force recommendations and follow-up actions.

Although this proposed amendment will place greater restriction on certain types of construction projects, it does not prevent home owners from building reasonable additions. It is also important to note that this proposed amendment will not prevent the construction of substantially larger houses; rather, it will change the process by which they are permitted and inspected and will strengthen existing enforcement measures related to the construction of substantial construction projects.

This amendment will also assist in addressing code enforcement issues the county is facing. Unlicensed entities attempting to exploit loopholes in licensing regulations by taking advantage of regulatory exemptions will come under tighter scrutiny. The amendment will provide another layer of protection for the consumer and the public at large by requiring large additions that are often marketed as new homes to actually meet current code requirements. Finally, by requiring a new RUP on projects that exceed the threshold of addition, staff will have an additional tool to prevent the occupancy of the "New House" until the entire structure has been inspected for safety and conformance to relevant building codes, the Zoning Ordinance, and other County ordinances.

FISCAL IMPACT:  
None.

REGULATORY IMPACT:

The proposed amendment enables the county to better address a variety of code deficiencies that surface when what is essentially new house construction is characterized as a simple renovation project and provides the county with additional enforcement authority in such situations. All construction projects that exceed the threshold of "Addition to Single Family Dwelling" will require certification that the foundation system and the utilities will support the additional demands placed on those

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systems. Additionally, by strengthening existing provisions, the County will be better able to restrict construction to appropriately licensed or legitimately exempt individuals.

ENCLOSED DOCUMENTS:

Attachment 1 – Code Enforcement Strike Team discussion of related issues

Attachment 2 – Matrix of Benefits Established by Amendment

STAFF:

Jimmie D. Jenkins, Director, Department of Public Works and Environmental Services (DPWES)

James W. Patteson, Director, Land Development Services, DPWES

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3:00 p.m.

Public Hearing on SE 2006-MA-031 (The Most Reverend Paul S. Loverde, Bishop of the Catholic Diocese of Arlington and his Successors in Office) to Permit a Continuation of a Church with Private School of General Education with a Total Enrollment of 370 and to Permit a Congregate Living Facility (Priests' Retirement Home), Located on Approximately 45.24 Acres Zoned R-4, Mason District

The application property is located at 4601 Ravensworth Road, Tax Map 71-1 ((9)) 7A.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, May 3, 2007, the Planning Commission voted unanimously (Commissioner Hall absent from the meeting) to recommend that the Board of Supervisors approve SE 2006-MA-031, subject to the Development Conditions dated May 1, 2007, with the beginning of Condition #8 revised to read, "All replacement or new lighting shall be provided in accordance with the performance standards...."

ENCLOSED DOCUMENTS:

None. Staff Report previously furnished.

STAFF:

Barbara A. Byron, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)

Jonathan Papp, Staff Coordinator, Zoning Evaluations Division, DPZ

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3:00 p.m.

Public Hearing on SEA 81-M-097-04 (CCP Shirley Highway, Inc. and Petroleum Marketing Group, Inc.) to Amend SE 81-M-097 Previously Approved for a Service Station and Quick Service Food Store to Permit an Increase in Land Area, a Drive-in Bank, Service Station, Car Wash, Quick Service Food Store, Fast Food Restaurant, and Associated Modifications to Development Conditions and Site Design, Located on Approximately 1.9 Acres Zoned C-6, Mason District

The application property is located at 5550 Bloomfield Drive, Tax Map 81-1 ((1)) 7H pt.

PLANNING COMMISSION RECOMMENDATION:

On April 18, 2007, the Planning Commission voted 9-0-1 (Commissioner Hart abstaining; Commissioners Harsel and Murphy absent from the meeting) to recommend the following actions to the Board of Supervisors:

- Partial approval of SEA 81-M-097-4, with denial of the requested carwash, subject to the Development Conditions dated April 17, 2007, supplemented as follows:
  - All public telephones will be located inside the gas station facility; and
  - The Development Conditions will be prominently displayed.
- Modification of the transitional screening requirements and waiver of the barrier requirements along the eastern, southern, and western boundaries in favor of that shown on the Special Exception Plat and as modified by the Development Conditions.

ENCLOSED DOCUMENTS:

None. Staff Report previously furnished.

STAFF:

Barbara A. Byron, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)

Tracy Strunk, Senior Staff Coordinator, Zoning Evaluations Division, DPZ

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3:30 p.m.

Public Hearing on RZ 2007-LE-009 (Sharon Chapel, LLC) to Rezone from PDH-2 to PDH-3 to Permit Residential Development at a Density of 2.1 Dwelling Units Per Acre and Approval of the Conceptual and Final Development Plans, Located on Approximately 6.19 Acres of Land, Lee District

The application property is located on the North side of Sharon Chapel Road at its intersection with Telegraph Road, Tax Map 82-4 ((1)) 34.

PLANNING COMMISSION RECOMMENDATION:

The Planning Commission public hearing will be held on Wednesday, May 30, 2007. The Commission's recommendation will be forwarded prior to the Board's public hearing.

ENCLOSED DOCUMENTS:

None. Staff Report previously furnished.

STAFF:

Barbara A. Byron, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)

St. Clair D. Williams, Staff Coordinator, Zoning Evaluation Division, DPZ

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3:30 p.m.

Public Hearing on RZ 2007-MV-004 (Badco, LLC D/B/A Daks Restaurant) to Rezone from R-2, CRD and HC to C-6, CRD and HC to Permit Commercial Development with an Overall Floor Area Ratio of 0.14, Located on Approximately 2.0 Acres of Land, Mount Vernon District

The applicant property is located in the Northwest quadrant of the intersection of Richmond Highway and Woodlawn Court, Tax Map 101-3 ((1)) 96.

PLANNING COMMISSION RECOMMENDATION:

The Planning Commission public hearing will be held on Wednesday, May 30, 2007. The Commission's recommendation will be forwarded prior to the Board's public hearing.

ENCLOSED DOCUMENTS:

None. Staff Report previously furnished.

STAFF:

Barbara A. Byron, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)

St. Clair D. Williams, Staff Coordinator, Zoning Evaluation Division, DPZ

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3:30 p.m.

Public Hearing on PCA 85-C-088-07 (Boston Properties Limited Partnerships) to Amend the Proffers for RZ 85-C-088 Previously Approved for Mixed Use Development to Permit Modifications to Approved Proffers with an Overall Commercial Floor Area Ratio of 2.59 Zoned PRC, Located on Approximately 2.34 Acres, Hunter Mill District

and

Public Hearing on DPA 85-C-088-05 (Boston Properties Limited Partnership) to Amend the Development Plan for RZ 85-C-088 Previously Approved for Mixed Use Development to Permit Site Modifications to Include an Increase in Building Height from a Maximum of 15 Stories to 16 Stories with an Overall Commercial Floor Area Ratio of 2.59 Zoned PRC, Located on Approximately 2.34 Acres of Land, Hunter Mill District

and

Public Hearing on PRC 85-C-088 (Boston Properties Limited Partnership) to Approve the PRC Plan Associated with PCA 85-C-088-07 and DPA 85-C-088-05 to Permit an Increase in Building Height from a Maximum of 15 stories to 16 stories, Located on Approximately 2.34 Acres of Land Zoned PRC, Hunter Mill District

The applicant property is located in the Southwest quadrant of the intersection of Library Street and Market Street and North of Bluemont Way, Tax Map 17-3 ((10)) 15.

PLANNING COMMISSION RECOMMENDATION:

The Planning Commission public hearing on these applications will be held on Thursday, May 31, 2007. The Commission's recommendations will be forwarded prior to the Board's public hearing.

ENCLOSED DOCUMENTS:

None. Staff Report previously furnished.

STAFF:

Barbara A. Byron, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)

John M. Thompson, Staff Coordinator, Zoning Evaluation Division, DPZ

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Board Agenda Item  
June 4, 2007

3:30 p.m.

Public Hearing on SEA 2002-MV-028 (Scott A. and Phyllis P. Crabtree) to Amend SE 2002-MV-028 Previously Approved for Residential Use in a Floodplain to Permit a Change in Development Conditions to Clarify Fill and Elevations and Associated Modifications to Site Design, Located on Approximately 1.34 Acres of Lane Zoned R-2, Mount Vernon District

The application property is located at 8019 East Boulevard Drive, Tax Map 102-2 ((1)) 35A.

Also under consideration will be the applicant's request for an exception # 15043-WRPA-002-1 under Section 118-6-7 of Chapter 118 (Chesapeake Bay Preservation Ordinance) of the Code of the County of Fairfax for construction within the Resource Protection Area.

PLANNING COMMISSION RECOMMENDATION:

On Thursday, April 26, 2007, the Planning Commission voted unanimously to recommend the following actions to the Board of Supervisors:

- Approval of SEA 2002-MV-028, subject to the Development Conditions dated April 20, 2007, modified as follows:
  - Revise Condition #18 to read, "The existing carport shown to remain on the SEA Plat shall require a Special Exception Amendment to be enlarged or used for another purpose".
  - Revise Condition #23 to read, "When replaced, all of the driveway that is in the RPA shall be constructed of pervious material, such as pervious asphalt and brick pavers."
- Approval of Resource Protection Area Encroachment Request 15043-WRPA-002-1, subject to Board approval of SEA 2002-MV-028 and subject also to the proposed RPA Exception Conditions dated March 30, 2007, and included as Appendix 8 of the Staff Report Addendum II, with Condition #7 revised to agree with Condition #18 of SEA 2002-MV-028.

ENCLOSED DOCUMENTS:

None. Staff Report previously furnished.

STAFF:

Barbara A. Byron, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)

Gregory Chase, Staff Coordinator, Zoning Evaluation Division, DPZ

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4:00 p.m.

Public Hearing on SE 2006-SU-034 (Centreville Square Project, LP) to Permit a Fast Food Restaurant in a Highway Corridor Overlay District, Located on Approximately 2.77 Acres of Land Zoned C-7, HC, SC and WS, Sully District

The application property is located at 14200-A, B, C, E, F, G, H; 14220 A&B and 14240-B Centreville Square, Tax Map 54-3 ((1)) 14 pt.

PLANNING COMMISSION RECOMMENDATION:

On Thursday, April 26, 2007, the Planning Commission voted 10-0-2 (Commissioners Harsel and Murphy abstaining) to recommend that the Board of Supervisors approve SE 2006-SU-034, subject to the Development Conditions dated April 26, 2007.

ENCLOSED DOCUMENTS:

None. Staff Report previously furnished.

STAFF:

Barbara A. Byron, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)

Tracy Strunk, Senior Staff Coordinator, Zoning Evaluation Division, DPZ

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4:00 p.m.

Public Hearing to Consider Adopting an Ordinance Expanding the Robinson Residential Permit Parking District, District 17 (Braddock District)

ISSUE:

Proposed amendment to Appendix G, of *The Code of the County of Fairfax, Virginia*, to expand the Robinson Residential Permit Parking District (RPPD), District 17.

RECOMMENDATION:

The County Executive recommends that the Board adopt an amendment (Attachment I) to Appendix G, of *The Code of the County of Fairfax, Virginia*, to expand the Robinson RPPD, District 17.

TIMING:

On May 7, 2007, the Board authorized a Public Hearing to consider the proposed amendment to Appendix G, of *The Code of the County of Fairfax, Virginia*, to take place on June 4, 2007, at 4:00 p.m.

BACKGROUND:

Section 82-5A-4(a) of *The Code of the County of Fairfax, Virginia*, authorizes the Board to establish RPPD restrictions encompassing an area within 2,000 feet walking distance from the pedestrian entrances of a high school if: (1) the Board receives a petition requesting the establishment or expansion of such a District, (2) such petition contains signatures representing at least 60 percent of the eligible addresses of the proposed District and representing more than 50 percent of the eligible addresses on each block of the proposed District, and (3) the Board determines that 75 percent of the land abutting each block within the proposed District is developed residential. In addition, an application fee of \$10 per address is required for the establishment or expansion of an RPPD. In the case of an amendment expanding an existing District, the foregoing provisions apply only to the area to be added to the existing District.

Petitions requesting expansion of the RPPD were received on February 23, 2007, and March 14, 2007. The proposed District expansion includes the following street blocks: Collingham Drive (Route 5480) from Commonwealth Boulevard (Route 4801) to Nottingham Lane (Route 5485), Ashcroft Way (Route 5481) from Collingham Drive to the end, and Ashcroft Court (Route 5482) from Ashcroft Way to the end.

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The signatures on the petitions represent more than 60 percent of the eligible addresses of the proposed District expansion and represent more than 50 percent of the eligible addresses on each block face of the proposed District expansion, thereby satisfying Code petition requirements. More than 75 percent of the land abutting each block of the proposed District expansion is developed residential, thereby satisfying Code land use requirements. The required application fees were submitted on February 23, 2007 and March 14, 2007, thereby satisfying Code fee requirements.

Therefore, it is recommended that the Board adopt the proposed amendment (Attachment I) to expand the Robinson RPPD.

FISCAL IMPACT:

The cost of printing notices and letters, decals, and installing the RPPD signs is approximately \$1900. These funds are currently available in the Department of Transportation's budget.

ENCLOSED DOCUMENTS:

Attachment I: Proposed Amendment to *the Code of the County of Fairfax, Virginia*  
Attachment II: Map Depicting Proposed Limits of RPPD Expansion

STAFF:

Katharine D. Ichter, Director, Fairfax County Department of Transportation (FCDOT)  
Ellen Gallagher, Chief, Capital Projects and Operations Division, FCDOT  
Karyn L. Moreland, Chief, Traffic Operations Section, FCDOT  
Hamid Majdi, FCDOT