

**FAIRFAX COUNTY  
BOARD OF SUPERVISORS  
JULY 27, 2010**

**AGENDA**

<b>8:30</b>	<b>Held</b>	<b>Reception, 20th Anniversary of the Americans with Disabilities Act, in the Reception Area</b>
9:30	<b>Done</b>	Presentations
10:30	<b>Done</b>	Presentation of the Volunteer Fire and Rescue Service Awards
10:45	<b>Done</b>	Appointments to Citizen Boards, Authorities, Commissions, and Advisory Groups
10:45	<b>Done</b>	Items Presented by the County Executive

**ADMINISTRATIVE  
ITEMS**

1	<b>Approved</b>	Authorization to Advertise a Public Hearing to Amend Articles 2, 3 and 7 of Chapter 3 RE: Employees', Uniformed and Police Officers Retirement Systems – Repealing the Sunset Provisions of the Deferred Retirement Option Programs and Permitting the Employees of the Department of Public Safety Communications Who are Members of the Uniformed Retirement System (URS) to Vote for a Trustee on the URS Board of Trustees
2	<b>Approved</b>	Authorization to Advertise a Public Hearing to Amend Articles 2, 3 and 7 of Chapter 3 RE: Employees', Uniformed and Police Officers Retirement Systems - Redefining Actuarial Surplus Requirement for Consideration of Ad-Hoc Cost of Living Adjustment
3	<b>Approved</b>	Authorization to Advertise a Public Hearing on the Acquisition of Certain Land Rights Necessary for the Construction of Eskridge Road Extension - Project RZ0001 (Providence District)
4	<b>Approved</b>	Extension of Review Periods for 2232 Review Applications (Braddock, Dranesville, Hunter Mill, Lee, Mason, Mount Vernon, Providence, Springfield, and Sully Districts)
5	<b>Approved</b>	Streets into the Secondary System (Lee, Mount Vernon, and Springfield Districts)
6	<b>Approved</b>	Authorization for the Fairfax County Redevelopment and Housing Authority to Apply to U.S. Department of Housing and Urban Development Notice of Funding Availability for Housing Choice Vouchers for Non-Elderly, Disabled Persons

**FAIRFAX COUNTY  
BOARD OF SUPERVISORS  
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**ADMINISTRATIVE  
ITEMS**

(continued)

- |    |                 |   |
|----|-----------------|---|
| 7  | <b>Approved</b> | Discontinuance of Portions of Beulah Street (Route 613), Woodlawn Road (Route 618), and Lampert Road (Route 875) From the Secondary System of State Highways (Mount Vernon District)              |
| 8  | <b>Approved</b> | Authorization for the Fire and Rescue Department to Apply for Funding from the Department of Homeland Security for a Staffing for Adequate Fire and Emergency Response (SAFER) Grant              |
| 9  | <b>Approved</b> | Authorization for the Office to Prevent and End Homelessness to Apply for and Accept Funding from the Freddie Mac Foundation for Housing Locator Services   |
| 10 | <b>Approved</b> | Authorization for the Department of Neighborhood and Community Services to Apply for and Accept Grant Funding from the National Endowment for the Arts for an Access to Artistic Excellence Grant |
| 11 | <b>Approved</b> | Authorization for the Fairfax County Police Department to Apply for Grant Funding from the U.S. Department of Justice, Office of Community Oriented Policing Services                             |
| 12 | <b>Approved</b> | Authorization to Advertise a Public Hearing to Amend the Current Appropriation Level in the FY 2011 Revised Budget Plan   |

**ACTION ITEMS**

- |   |                 |  |
|---|-----------------|--|
| 1 | <b>Approved</b> | Authorization for the County Executive to Execute an Application for Virginia Water Quality Improvement Fund Point Source Grant from the Commonwealth of Virginia                        |
| 2 | <b>Approved</b> | Approval of the FY 2011 State Performance Contract Between the Fairfax-Falls Church Community Services Board and the Virginia Department of Behavioral Health and Developmental Services |
| 3 | <b>Approved</b> | Parking Reduction for New Life Christian Church (Sully District)   |
| 4 | <b>Approved</b> | Parking Reduction for Part of Parcel 4, Lafayette Business Center (Sully District)   |

**FAIRFAX COUNTY  
BOARD OF SUPERVISORS  
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**ACTION ITEMS**

(continued)

- |    |                             |  |
|----|-----------------------------|--|
| 5  | <b>Approved</b>             | Amended Parking Reduction for Spring Hill Business Center (Providence District)  |
| 6  | <b>Approved</b>             | Parking Reduction for Halstead Phase B (Providence District)   |
| 7  | <b>Approved</b>             | Renewal of a Memorandum of Understanding Between the Fairfax County Police Department and the United States Department of Justice Drug Enforcement Administration Task Force |
| 8  | <b>Approved</b>             | Approval of a Memorandum of Understanding Between the Fairfax County Police Department and the Federal Bureau of Investigation   |
| 9  | <b>Approved</b>             | Approval of a Lease Agreement at the Lake Anne Village Shopping Center to be used by the Reston Community Center (Hunter Mill District)                                      |
| 10 | <b>Approved w/amendment</b> | Approval of County Comments on Transportation Suggestions That Might Be Considered by the Commission on Government Reform and Restructuring                                  |
| 11 | <b>Approved</b>             | Approval of FY 2010 Year-End Processing  |

**CONSIDERATION  
ITEMS**

- |   |                 |  |
|---|-----------------|--|
| 1 | <b>Approved</b> | Fairfax County Public School Board Request of FY 2011 Funding to Support the Priority Schools Initiative |
|---|-----------------|--|

**INFORMATION  
ITEMS**

- |   |              |  |
|---|--------------|--|
| 1 | <b>Noted</b> | Contract Awards and Approval of Street Acceptance Items During Board of Supervisors' Recess                                |
| 2 | <b>Noted</b> | Planning Commission Action on Application 2232-Y10-9, T-Mobile Northeast LLC and Milestone Communications (Sully District) |
| 3 | <b>Noted</b> | Changes to the Membership Categories of the Long Term Care Coordinating Council  |

**FAIRFAX COUNTY  
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**INFORMATION  
ITEMS**

(continued)

4	<b>Noted</b>	Project of the Year Award - Methanol Feed Facility (Mount Vernon District)
5	<b>Noted</b>	Contract Award – Rice Associates, Inc. for Land Surveying and Related Professional Services
6	<b>Noted</b>	Quarterly Status Report on the Board’s Second Four-Year Transportation Program
7	<b>Noted</b>	Contract Award – Packard Center Improvements (Mason District)
11:15	<b>Done</b>	Matters Presented by Board Members
12:05	<b>Done</b>	Closed Session

**PUBLIC HEARINGS**

3:00	<b>Approved</b>	Public Hearing on RZ 2009-MV-018 (Scannell Properties # 117, LLC and Scannell Properties #82, LLC) (Mount Vernon District)
3:30	<b>Approved</b>	Board Decision on Proposed Area Plans Review Items 08-III-7UP, 08-III-11UP, and 08-III-12UP Located North of the Dulles Toll Road and East of the Fairfax County and Loudoun County Boundary (Dranesville District)
3:30	<b>Approved</b>	Public Hearing on SEA 83-V-076 (Board of Supervisor’s Own Motion) (Mount Vernon District)
3:30	<b>Approved</b>	Public Hearing on SE 2010-MA-007 (Safeway, Inc.) (Mason District)
3:30	<b>Approved</b>	Public Hearing on SEA 82-C-116 (Cellco Partnership D/B/A Verizon Wireless) (Hunter Mill District)
3:30	<b>Approved</b>	Public Hearing on SE 2010-HM-004 (Sailini Magapu Lohia and Sandeep Lohia) (Hunter Mill District)
3:30	<b>Public hearing deferred to 9/14/10 at 3:30 p.m.</b>	Public Hearing on RZ 2009-MV-023 (INOVA Health Care Services) (Mount Vernon District)

**FAIRFAX COUNTY  
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**PUBLIC HEARINGS**  
(continued)

4:00	<b>Approved</b>	Public Hearing on Proposed Plan Amendment ST08-I-MS1; INOVA Fairfax Hospital and Property Located West of Gallows Road, and North of Woodburn Road (Providence District)
4:00	<b>Approved</b>	Public Hearing on Proposed Policy Plan Amendment S10-CW-1CP on Disturbances to Environmental Quality Corridors
4:00	<b>Approved</b>	Public Hearing on Proposed Amendments to Chapter 112 (Zoning Ordinance) and Appendix A of <i>The Code of the County of Fairfax, Virginia</i> , and the Public Facilities Manual RE: National Flood Insurance Program
4:30	<b>Approved</b>	Public Hearing to Consider an Ordinance Amending County Code Relating to Election Precincts (Mount Vernon District)
4:30	<b>Approved</b>	Public Hearing on Proposed Area Plans Review (APR) Item 09-I-1A, Located Southeast of the Little River Turnpike and Willow Run Drive Intersection (Mason District)
4:30	<b>Approved</b>	Public Hearing on Proposed Area Plans Review (APR) Item 09-I-1B, Located Southeast of the Leesburg Pike and Charles Street Intersection (Mason District)
4:30	<b>Approved</b>	Public Hearing on Proposed Area Plans Review (APR) Item 09-I-3B, Located at the Southwestern Terminus of Scoville Road and the Northeastern Terminus of Arnet Street (Mason District)
4:30	<b>Approved</b>	Public Hearing on Proposed Area Plans Review (APR) Item 09-IV-3FS, Located East of Frontier Drive and North of the Franconia-Springfield Parkway (Lee District)
4:30	<b>Approved</b>	Public Hearing on Proposed Area Plans Review (APR) Item 09-IV-20MV, Located South of Buckman Road, East of Janna Lee Avenue and Generally North of Richmond Highway and Rolling Hills Avenue (Lee District)
4:30	<b>Approved</b>	Public Hearing on Proposed Area Plans Review (APR) Item 09-IV-1FS, Located West of Backlick Road, East of Rolling Road, and North of Fairfax County Parkway (Lee and Mount Vernon Districts)

**FAIRFAX COUNTY  
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**PUBLIC HEARINGS**

(continued)

- |      |                    |   |
|------|--------------------|---|
| 4:30 | <b>Approved</b>    | Public Hearing on Proposed Area Plans Review (APR) Item 09-IV-7MV, Located South of Fairfax County - City of Alexandria Line and Northeast of Fort Belvoir (Lee and Mount Vernon Districts)                   |
| 4:30 | <b>Approved</b>    | Public Hearing on Proposed Area Plans Review (APR) Item 09-IV-11MV, Generally Located Along Richmond Highway from the City of Alexandria Boundary to the Woodlawn Plantation (Lee and Mount Vernon Districts) |
| 4:30 | <b>Approved</b>    | Public Hearing on Proposed Area Plans Review (APR) Item 09-IV-12MV, Located on the West Side of Richmond Highway, Generally Near the Fordson Road Intersection (Lee District)                                 |
| 4:30 | <b>Approved</b>    | Public Hearing on Proposed Area Plans Review (APR) Item 09-IV-14MV, Located on the West and East Side of Richmond Highway, Generally Near the Beacon Hill Road Intersection (Lee and Mount Vernon Districts)  |
| 5:00 | <b>No speakers</b> | Public Comment from Fairfax County Citizens and Businesses on Issues of Concern   |



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

**Tuesday**  
**July 27, 2010**

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9:30 a.m.

INTRODUCTION AND PRESENTATION of the National Association of Counties 2010 Achievement Awards to Fairfax County staff and agencies that developed model and innovative programs.

PRESENTATIONS:

1. RESOLUTION – To congratulate the Fairfax County Police Department for its 70th anniversary recently released book that chronicles its development. Requested by Chairman Bulova.
2. PROCLAMATION – To designate Tuesday, August 3, 2010, as National Night Out in Fairfax County. Requested by Supervisor Hudgins.
3. PROCLAMATION – To designate September 2010 as Emergency Preparedness Month in Fairfax County. Requested by Chairman Bulova.
4. RESOLUTION – To recognize the 20th anniversary of the Americans with Disabilities Act. Requested by Chairman Bulova.
5. CERTIFICATE – To recognize the Langley High School Boys Lacrosse Team for winning the Virginia High School League State Championship for the second consecutive year. Requested by Supervisor Foust.
6. CERTIFICATE – To recognize the Nysmith School for the Gifted Odyssey of the Mind Team for its accomplishment. Requested by Chairman Bulova.

— more —

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7. RESOLUTION – To recognize Kailash Gupta for his years of service to Fairfax County. Requested by Supervisor Hyland.

STAFF:

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

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10:30 a.m.

Presentation of the Volunteer Fire and Rescue Service Awards

ENCLOSED DOCUMENTS:

None

PRESENTED BY:

Timothy Fleming, Chair, Volunteer Fire Commission

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10:45 a.m.

Appointments to Citizen Boards, Authorities, Commissions, and Advisory Groups

ENCLOSED DOCUMENTS:  
Appointments to be Heard July 27, 2010

STAFF:  
Nancy Vehrs, Clerk to the Board of Supervisors

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10:45 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 Amend Articles 2, 3 and 7 of Chapter 3 RE: Employees', Uniformed and Police Officers Retirement Systems – Repealing the Sunset Provisions of the Deferred Retirement Option Programs and Permitting the Employees of the Department of Public Safety Communications Who are Members of the Uniformed Retirement System (URS) to Vote for a Trustee on the URS Board of Trustees

ISSUE:

Authorization to advertise a public hearing to amend Articles 2, 3 and 7 of Chapter 3, County Employees. These changes to the Employees', Uniformed and Police Officers Retirement Systems repeal the sunset provisions of the Deferred Retirement Option Program (DROP) for each system. In addition, a change to Article 3 of Chapter 3 permits the employees of the Department of Public Safety Communications (DPSC) who are members of URS to vote for a Trustee on the URS Board of Trustees.

RECOMMENDATION:

The County Executive recommends that the Board authorize advertisement of a public hearing regarding amendments to the Employees', Uniformed and Police Officers Retirement Systems for the purpose of repealing the sunset provisions of the DROP programs and permitting the URS-member employees of DPSC to vote for a Trustee on the URS Board of Trustees.

TIMING:

Board action is requested on July 27, 2010, to provide sufficient time to advertise the proposed public hearing on September 28, 2010, at 4:00 p.m.

BACKGROUND:

The DROP provision in the County retirement systems is a means of providing employees who choose to work beyond their normal retirement dates the flexibility to elect to receive some of their retirement benefits in a lump sum rather than continuing to earn additional years of retirement service and higher monthly annuities.

DROP was first implemented for the Police Officers and Uniformed Retirement Systems effective October 2003. The program was adopted in response to employee interest in added benefit flexibility and management's recognition that DROP would assist in

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workforce planning, given that it both encouraged employees to stay beyond their normal retirement date and provided a more definitive date of retirement for planning purposes. Following the successful implementation of DROP for the public safety systems, a DROP provision was added to the Employees' Retirement System effective July 2005.

Currently, the ordinances for the Employees', Uniformed and Police Officers Retirement Systems contain a "Sunset Provision" as described below.

For each system, unless the Board of Supervisors specifically acts to extend the DROP program, no eligible member may make application to participate in DROP seeking to commence his or her DROP period after December 31, 2013. Only those participating DROP members who commenced their DROP period on or before December 31, 2013 will be allowed to continue in the DROP program.

Also, upon the creation of the Department of Public Safety Communications, certain of its employees were provided the opportunity to transfer to the Uniformed Retirement System and did so. However, no ordinance change was made to permit these new URS members to vote for a Trustee on the URS Board of Trustees. All other employee members of URS have such voting rights, as specified in the ordinance.

Proposed Revisions

The proposed amendments would delete the ordinance language establishing "Sunset Provisions" for the Employees', Uniformed and Police Officers Retirement Systems.

An additional proposed amendment would expand the electorate of the two (2) Trustees currently elected by the Uniformed employees of the Fire and Rescue Department to include the URS-member employees of DPSC.

These items were discussed by the Personnel and Reorganization Committee at its meeting on June 29, 2010, and the Committee recommended that the items be scheduled for public hearings.

FISCAL IMPACT:

The repeal of the "Sunset Provisions" will not result in a cost increase to any of the three County Retirement Systems. This is because the current actuarial valuation process assumes continued application of the DROP provisions and so the cost of future DROP activity is already included in the costs currently being disclosed.

There is no cost impact associated with permitting URS-member employees of DPSC to vote for a Trustee on the URS Board of Trustees.

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ENCLOSED DOCUMENTS:

- Attachment 1: Proposed Amendment to Section 3-2-57
- Attachment 2: Proposed Amendment to Section 3-3-57
- Attachment 3: Proposed Amendment to Section 3-7-52
- Attachment 4: Proposed Amendment to Sections 3-3-1 and 3-3-12
- Attachment 5: Letter from Fiona Liston, Consulting Actuary, Cheiron, to Robert Mears dated May 25, 2010

STAFF:

Edward L. Long, Deputy County Executive  
Robert Mears, Executive Director, Fairfax County Retirement Systems

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ADMINISTRATIVE - 2

Authorization to Advertise a Public Hearing to Amend Articles 2, 3 and 7 of Chapter 3  
RE: Employees', Uniformed and Police Officers Retirement Systems - Redefining  
Actuarial Surplus Requirement for Consideration of Ad-Hoc Cost of Living Adjustment

ISSUE:

Authorization to advertise a public hearing to amend Articles 2, 3 and 7 of Chapter 3, County Employees. These changes to the Employees', Uniformed and Police Officers Retirement Systems revise the definition of "available actuarial surplus" for each System to mean the excess of the actuarial value of the assets of the System over the actuarial accrued liabilities of the System as disclosed in the annual actuarial valuation of the System. In addition, as a "housekeeping" matter, these changes update the antiquated code references to the Consumer Price Index.

RECOMMENDATION:

The County Executive recommends that the Board authorize advertisement of a public hearing regarding amendments to the Employees', Uniformed and Police Officers Retirement Systems for the purpose of redefining the actuarial surplus requirement for consideration of an ad-hoc Cost of Living Adjustment (COLA).

TIMING:

Board action is requested on July 27, 2010, to provide sufficient time to advertise the proposed public hearing on September 28, 2010, at 4:00 p.m.

BACKGROUND:

The current definition of "available actuarial surplus" for the Employees', Uniformed and Police Officers Retirement Systems is summarized below.

For each System, actuarial surplus is currently defined as the difference between the System's projected present value of all future benefits, the current market value of assets and the anticipated future value of employee and employer contributions. For purposes of this calculation, the future employer (County) contributions are based on a rate specified in each ordinance, adjusted for various plan changes subsequently passed. The rates in the ordinance are reflective of those rates in place at the time the ad-hoc provision was added to the ordinance. Under the current definition, it is possible

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for a system to be underfunded according to the traditional actuarial definition of that term and yet still have a surplus for ad-hoc COLA purposes.

Proposed Revisions

The proposed amendments would redefine “available actuarial surplus” to mean when the System’s actuarial value of assets exceeds the actuarial accrued liability as reported in the latest annual actuarial valuation report. This revision is more in keeping with the generally accepted definition of the term. Under the proposed new definition, the decision as to whether there is an actuarial surplus for ad-hoc COLA purposes would be more transparent and more consistent with the ongoing funding of each System.

These items were discussed by the Personnel and Reorganization Committee at its meeting on June 29, 2010, and the Committee recommended that the items be scheduled for public hearings.

FISCAL IMPACT:

Since none of the three Systems have an actuarial surplus at this time, under either the current or proposed definition, there would be no cost impact associated with making this change in the current fiscal year. The impact of the proposal on future years is uncertain since the existing and proposed methodologies may react differently to future economic climates. However, it is anticipated that the overall cost impact of these changes would reduce the employer (County) contributions because the anomaly of being able to approve an ad-hoc COLA when no “true” actuarial surplus exists would no longer occur.

ENCLOSED DOCUMENTS:

- Attachment 1: Proposed Amendment to Section 3-2-44
- Attachment 2: Proposed Amendment to Section 3-3-45
- Attachment 3: Proposed Amendment to Section 3-7-37
- Attachment 4: Letter from Fiona Liston, Consulting Actuary, Cheiron, to Robert Mears dated May 20, 2010

STAFF:

Edward L. Long, Deputy County Executive  
Robert L. Mears, Executive Director, Fairfax County Retirement Systems

Board Agenda Item  
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ADMINISTRATIVE - 3

Authorization to Advertise a Public Hearing on the Acquisition of Certain Land Rights Necessary for the Construction of Eskridge Road Extension - Project RZ0001 (Providence District)

ISSUE:

Board authorization to advertise a public hearing on the acquisition of certain land rights necessary for the construction of Eskridge Road Extension - Project RZ0001, in Fund 124, County and Regional Transportation Projects, supported by the commercial and industrial tax for transportation.

RECOMMENDATION:

The County Executive recommends that the Board authorize advertisement of a public hearing for September 28, 2010, commencing at 4:00 p.m.

TIMING:

Board action is requested on July 27, 2010, to provide sufficient time to advertise the proposed public hearing on the acquisition of certain land rights necessary to keep this project on schedule.

BACKGROUND:

This project consists of the construction of Eskridge Road Extension from the Four Seasons Tennis Club of Merrifield Property south to Williams Drive (Route 5162), an approximate distance of 400 linear feet.

This project requires the acquisition of deeds of dedication, sight distance, sidewalk, storm drainage, and grading agreement and temporary construction easements along Eskridge Road.

Land Acquisition Division has been negotiating with the affected property owners since June 8, 2010. The affected property owners have concerns about impact to the remainder of their property due to the proposed construction, and are unlikely to grant the required land rights until after construction is complete. Therefore, it may become necessary for the Board to utilize quick-take eminent domain powers. These powers are conferred upon the Board by statute, namely, VA. Code Ann. §§15.2-1904 and 15.2-1905 (2008). Pursuant to these provisions, a public hearing is required before property interests can be acquired in such an accelerated manner.

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FISCAL IMPACT:

Funding for land acquisition and construction of Eskridge Road Extension - Project RZ0001, in Fund 124, County and Regional Transportation Projects, was approved by the Board on July 13, 2009, as part of the project funding list for the commercial and industrial tax for transportation. No additional funding is being requested from the Board for land acquisition.

ENCLOSED DOCUMENTS:

Attachment A - Project Location Map  
Attachment B - Listing of Affected Properties

STAFF:

Robert A. Stalzer, Deputy County Executive  
James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)  
Howard J. Guba, Deputy Director, DPWES

Board Agenda Item  
July 27, 2010

ADMINISTRATIVE – 4

Extension of Review Periods for 2232 Review Applications (Braddock, Dranesville, Hunter Mill, Lee, Mason, Mount Vernon, Providence, Springfield, and Sully 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 the following applications: applications FS-B09-60 and FS-P10-26 to October 9, 2010; application 2232-S10-13 to October 11, 2010; application FS-L10-19 to October 15, 2010; applications FS-D10-20, FS-Y10-32, and FS-B10-33 to October 16, 2010; applications FS-V10-8, FS-V10-25 and FSA-Y96-69-1 to October 17, 2010; application FS-M10-28 to October 21, 2010; applications FS-V10-27 and 456A-S97-6-3 to October 23, 2010; application FS-D09-126 to October 24, 2010; application FS-Y10-36 to October 25, 2010; application FS-M10-30 to October 29, 2010; application FSA-B10-9-1 to October 30, 2010; application FS-M10-38 to November 5, 2010; application FSA-P09-50-1 to November 6, 2010; and application 2232-H10-2 to November 8, 2010.

TIMING:

Board action is required on July 27, 2010, to extend the review periods of the applications noted above before their expirations.

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 of *Section 15.2-2232* of the *Code of Virginia* 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."

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The Board should extend the review periods for applications 2232-H10-2, 2232-S10-13, FS-B09-60, FS-D09-126, FS-V10-8, FS-L10-19, FS-D10-20, FS-V10-25, FS-P10-26, FS-V10-27, FS-M10-28, FS-M10-30, FS-Y10-32, FS-B10-33, FS-Y10-36, FS-M10-38, FSA-Y96-69-1, 456A-S97-6-3, FSA-P09-50-1, and FSA-B10-9-1, which were accepted for review by the Department of Planning and Zoning between May 12, 2010, and June 11, 2010. These applications are for telecommunications facilities, and thus are subject to the State Code provision that the Board may extend the time required for the Planning Commission to act on these applications by no more than sixty additional days.

The review periods for the following applications should be extended:

- |             |   |
|-------------|---|
| 2232-H10-2  | Clearwire US, LLC<br>125-foot monopole/light pole<br>2500 James Madison Drive (James Madison High School)<br>Hunter Mill District             |
| 2232-S10-13 | T-Mobile Northeast, LLC<br>125-foot monopole (treepole)<br>8100 Old Keene Mill Road (Washington Irving Middle School)<br>Springfield District |
| FS-B09-60   | Clearwire US, LLC<br>Antenna colocation on existing transmission pole<br>Braddock Road near Ox Road<br>Braddock District                      |
| FS-D09-126  | Clearwire US, LLC<br>Antenna colocation on existing monopole<br>Old Dominion Drive at I-495<br>Dranesville District                           |
| FS-V10-8    | Clearwire US, LLC<br>Antenna colocation on existing transmission tower<br>8101 Pohick Road<br>Mount Vernon District                           |
| FS-L10-19   | Clearwire US, LLC<br>Antenna colocation on existing transmission tower<br>3820 Javins Drive<br>Lee District                                   |

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- FS-D10-20      Clearwire US, LLC  
Antenna colocation on existing monopole/light pole  
1633 Davidson Road (McLean High School)  
Dranesville District
- FS-V10-25      Clearwire US, LLC  
Antenna colocation inside existing steeple  
2006 Belle View Boulevard  
Mount Vernon District
- FS-P10-26      Clearwire US, LLC  
Rooftop antennas  
8315 Lee Highway  
Providence District
- FS-V10-27      Clearwire US, LLC  
Antenna colocation on existing monopole/light pole  
2709 Popkins Lane (Bryant Alternative High School)  
Mount Vernon District
- FS-M10-28      Clearwire US, LLC  
Rooftop antennas  
5285 Shawnee Road  
Mason District
- FS-M10-30      Verizon Wireless  
Rooftop antennas  
6565 Arlington Boulevard  
Mason District
- FS-Y10-32      Clearwire US, LLC  
Rooftop antennas  
4221 Walney Road  
Sully District
- FS-B10-33      Clearwire US, LLC  
Antenna colocation on existing monopole  
9537 Helenwood Drive  
Braddock District

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|--------------|--|
| FS-Y10-36    | Clearwire US, LLC<br>Antenna colocation on existing monopole<br>5858 Old Centreville Road (Centreville VFD fire station)<br>Sully District |
| FS-M10-38    | Verizon Wireless<br>Rooftop antennas<br>6001 Arlington Boulevard<br>Mason District   |
| FSA-Y96-69-1 | T-Mobile Northeast, LLC<br>Additional antennas and equipment cabinet<br>3600 Siewick Drive<br>Sully District                               |
| 456A-S97-6-3 | T-Mobile Northeast, LLC<br>Additional equipment cabinet<br>6140 Rolling Road<br>Springfield District                                       |
| FSA-P09-50-1 | Clearwire US, LLC<br>Additional antennas<br>3300 Gallows Road<br>Providence District   |
| FSA-B10-9-1  | Clearwire US, LLC<br>Additional antenna<br>7171 Wimsatt Road<br>Braddock 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

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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 – 5

Streets into the Secondary System (Lee, Mount Vernon, and Springfield 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>
Roxbury Mews	Lee	Buckman Road (Route 836) (Additional Right-of-Way (ROW) Only)
Belle Haven Country Club	Mt. Vernon	Fort Hunt Road (Route 629) (Additional ROW Only)
Presidential Hills	Springfield	White House Drive Camp David Drive Rose Garden Lane Hooes Road (Route 636) (Additional ROW Only)

TIMING:

Routine.

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BACKGROUND:

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

FISCAL IMPACT:

None.

ENCLOSED DOCUMENTS:

Attachment 1 – Street Acceptance Forms

STAFF:

Robert A. Stalzer, Deputy County Executive

James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)

Howard J. Guba, Deputy Director, DPWES

Michelle Brickner, Acting Director, Land Development Services, DPWES

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ADMINISTRATIVE – 6

Authorization for the Fairfax County Redevelopment and Housing Authority to Apply to U.S. Department of Housing and Urban Development Notice of Funding Availability for Housing Choice Vouchers for Non-Elderly, Disabled Persons

ISSUE:

Board of Supervisor approval for the Fairfax County Redevelopment and Housing Authority (FCRHA) to apply for funding under the Fiscal Year 2009 Rental Assistance for Non-Elderly Persons with Disabilities program.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors authorize the FCRHA to apply for funding for up to 65 Housing Choice Vouchers (HCV) for Non-elderly, Disabled Persons.

TIMING:

The FCRHA approved applying for up to 60 HCVs for non-elderly, disabled persons at its June 22, 2010 meeting. Subsequently, the FCRHA, at a Special Meeting on July 1, 2010, approved applying for up to 65 HCVs after an additional need was identified by the Virginia Department of Medical Assistance Services. The application for funding was submitted to the U.S. Department of Housing and Urban Development by its July 7, 2010 deadline. Should the Board of Supervisors not approve its submission, the application will be withdrawn.

BACKGROUND:

On April 7, 2010 the U.S. Department of Housing and Urban Development announced the availability of \$40 million for non-elderly disabled Housing Choice Vouchers. The vouchers are available on a competitive basis. There are two categories of voucher assistance being announced. Category 1 vouchers are proposed for non-elderly disabled applicants on the FCRHA waiting list or for those at risk of moving to a nursing home or other health care institution. Category 2 vouchers are proposed to enable non-elderly disabled households with disabilities to transition from nursing homes and other health care institutions into the community. Each category of vouchers is awarded independently of the other application.

The Fairfax County Department of Housing and Community Development (HCD) proposes to apply for 55 Category 1 vouchers and ten Category 2 vouchers. Fifty of the 55 Category 1 vouchers would be used for existing non-elderly persons with disabilities on the FCRHA waiting list. The other five Category 1 vouchers would be utilized for persons identified by the Fairfax County Department of Health as at risk of being institutionalized.

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HCD recently reached out to the Virginia Department of Medical Assistance Services (DMAS) to verify the need in the County for Category 2 vouchers. HCD's partner—Endeavour Center of Northern Virginia—has verified that they do have the capacity to support ten vouchers.

HCD worked with several agencies/organizations to develop this proposal and a Memorandum of Understanding regarding the roles and responsibilities of those agencies in referring clients for the program and providing support services and the application reflects the level of services that these agencies have committed to. The provision of services is a key component of the application. These agencies include the Fairfax County Department of Family Services, Department of Health, Department of Systems Management for Human Services' Coordinated Services Planning, Fairfax-Falls Church Community Services Board, and Endeavour Center of Northern Virginia.

If awarded, the FCRHA may need to selectively open the waiting list in order to serve the allocation of vouchers for five individuals from Category 1 who are at-risk of moving to a nursing home or other health institution and the ten individuals who are transitioning from a nursing home or other health care institution.

CREATION OF POSITIONS:

With the recent addition of 215 vouchers to its current allocation, the FCRHA will be adding a limited term position to temporarily assist with the administration of these and other new vouchers should the grant be awarded to the FCRHA. Funding for this position will be available in Fund 966 as a result of the award.

FISCAL IMPACT:

If awarded, funding for the Rental Assistance for Non-Elderly Persons with Disabilities program will be placed in Fund 966, Section 8 Annual Contribution and funding adjustments will be made at a subsequent quarterly budget review process.

ENCLOSED DOCUMENTS:

None

STAFF:

Patricia Harrison, Deputy County Executive  
Paula C. Sampson, Director, Department of Housing and Community Development (HCD)  
John Payne, Deputy Director, Real Estate, HCD  
Carol Erhard, Director, Rental Services Division, HCD  
Elisa L. Johnson, Management Analyst III, HCD

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ADMINISTRATIVE - 7

Discontinuance of Portions of Beulah Street (Route 613), Woodlawn Road (Route 618), and Lampert Road (Route 875) From the Secondary System of State Highways (Mount Vernon District)

ISSUE:

Board adoption of the attached resolution requesting that portions of Beulah Street (Route 613), Woodlawn Road (Route 618), and Lampert Road (Route 875) be discontinued from the Secondary System of State Highways (Secondary System).

RECOMMENDATION:

The County Executive recommends that the Board adopt the attached resolution (Attachment I) requesting that the subject segments of roadway be discontinued from the Secondary System.

TIMING:

Routine.

BACKGROUND:

The applicant, the Virginia Department of Transportation (VDOT), is requesting that segments of Beulah Street, Woodlawn Road and Lampert Road be discontinued from the Secondary System. This request occurs subsequent to the physical closure of the roadways by the United States Department of Defense (USDOD). When open to traffic, the subject roadways provided for travel by the public through the central areas of the Fort Belvoir US Army installation. The roads were unrestricted and did not require clearing a checkpoint for access. Because of the ease of public access to critical base facilities, the USDOD determined that full closure of the roadways was necessary to maintain security of the installation.

These roadways are not likely to be reopened to through traffic therefore discontinuance of the roadways is appropriate. Woodlawn and Beulah Roads were reconstructed in the early 1940s when the base was developed. At that time the USDOD granted an easement to VDOT to allow their maintenance and operation of the roads. The subject section of Lampert Road was constructed and accepted into the Secondary System at a later time.

Discontinuance of the roadways from the Secondary System will preserve the rights-of-way for future use should circumstances at the Fort Belvoir base change. At present, the discontinuance will remove the roadways from VDOT maintenance. The action

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taken to discontinue the subject roadways assists VDOT in revising its maintenance mileage logs that are used to determine levels of State maintenance funding within Fairfax County.

The discontinuance is also tied to an agreement between the Federal Highway Administration (FHWA) and VDOT regarding right-of-way acquisition and construction of a roadway that will bypass the central areas of the installation. In exchange for right-of-way from Woodlawn Plantation, Fort Belvoir will donate 2.5 acres of property to the National Historic Trust, owners of the Woodlawn Plantation property. The agreement stipulates that the segments of Beulah Street and Woodlawn Road will also be removed from public maintenance and operation.

The right-of-way granted by the National Historic Trust will be utilized for a road widening which will occur on the Mulligan Road and Old Mill Road alignments and will result in the construction of a 4-lane divided roadway. This roadway will connect Route 1 and Telegraph Road. The new roadway is intended to absorb the traffic that used the subject roadways as well as enhance access to development of the periphery of Fort Belvoir associated with the Base Realignment and Closure (BRAC) actions.

FISCAL IMPACT:

None.

ENCLOSED DOCUMENTS:

Attachment I: Resolution  
Attachment II: Location Map

STAFF:

Robert A. Stalzer, Deputy County Executive  
Katharine D. Ichter, Director, Fairfax County Department of Transportation (FCDOT)  
Michael A. Davis, FCDOT

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ADMINISTRATIVE - 8

Authorization for the Fire and Rescue Department to Apply for Funding from the Department of Homeland Security for a Staffing for Adequate Fire and Emergency Response (SAFER) Grant

ISSUE:

Board authorization is requested for the Fire and Rescue Department (FRD) to apply for funding from the U.S. Department of Homeland Security (DHS) for a Staffing for Adequate Fire and Emergency Response (SAFER) Grant in the amount of \$2,463,009 under the Hiring of Firefighters Activity to create 15/15.0 SYE additional merit firefighter positions to ensure that there is an adequate cadre of personnel to staff five truck companies according to the National Fire Protection Association (NFPA) standard of four person minimum staffing.

If awarded, the total amount of grant funds received by the County will be \$2,463,009 over two years. There is no Local Cash Match required. However, costs such as training, equipment and overtime are not eligible grant costs and will be borne by the County. In addition, the County is required to retain the new firefighters for one year after the initial two-year grant period and cover all personnel and operating costs during the third year. The total cost to the County over the three-year period is \$1,803,099. Including DHS funding and the required County funding, the total cost of this program activity over the three-year period is \$4,266,108. Currently, the required County funding of \$1,803,099 has not been identified. If the County is awarded funding by DHS, staff will work with the County Executive to identify County resources and staff will submit another item to accept the award. If however, no County resources are identified, the County may need to decline the award.

RECOMMENDATION:

The County Executive recommends the Board of Supervisors authorize the Fire and Rescue Department to apply for funding in the amount of \$2,463,009 to be received over two years from the U.S. Department of Homeland Security for the SAFER grant program to hire an additional 15/15.0 SYE merit firefighter positions. There is no Local Cash Match required. However, the required County funding over the three-year period is \$1,803,099. The total cost of this program activity over a three-year period is \$4,266,108, including DHS funding, non-eligible grant costs and full position costs for one year after the initial two-year grant period, as required by grant regulations.

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TIMING:

Board approval is requested on July 27, 2010.

BACKGROUND:

The purpose of the SAFER Grant is to award funds directly to fire departments helping agencies increase their cadre of firefighters, thus assuring that the communities served have adequate protection from fire and fire-related hazards as prescribed by the National Fire Protection Association (NFPA) standards. The Hiring of Firefighters Activity is a two-year grant to assist fire departments in adding staff by paying the salaries and fringe benefits of newly hired firefighters. These newly hired positions must be in addition to authorized and funded active firefighter positions. Grantees are required to maintain the number of authorized funded positions as declared at the time of application plus the awarded new firefighter positions throughout the two-year period of performance and one year after the grant period ends.

The current three-person staffing of truck companies (of which there are 14 in the FRD) is below NFPA standards. Safe staffing, municipal fire and rescue department best practices, and NFPA 1710 guidelines recommend a fourth person on truck companies. The addition of a fourth person on truck companies will provide Advanced Life Support (ALS) capability on these vehicles. It will also bring units into compliance with OSHA-mandated "two in-two out" personnel safety regulations. This regulation applies to the entry into immediately dangerous to life and health (IDLH) environments such as structure fires, collapses, and hazardous materials incidents. Most importantly, it will immediately enhance the efficiency of the truck crew's multi-faceted task list (search and rescue, laddering, ventilation, forcible entry, overhaul, and salvage) and dramatically boost the safety margin for firefighters and citizens in peril.

If Fairfax County is successful in obtaining this award, it will provide an opportunity for the FRD to bring five County truck companies (each with three shifts) into compliance with NFPA safe-staffing standards. Costs associated with training, equipping, and overtime of newly hired firefighters, and other administrative support costs, cannot be included as part of the grant application and must be fully funded with Fairfax County funds. This amount is estimated to be \$172,425 for each of the first two years for a total of \$344,850. In addition, the County is required to retain new firefighters for one year after the initial two-year grant period and absorb the entire cost of any positions awarded as a result of the grant. The amount for the third year is estimated to be \$1,458,249.

The department will continue to monitor the legislative process to seek opportunities for addressing other critical staffing issues through future grant funds, and will apply for future SAFER funding should this grant stream be continued in upcoming fiscal years.

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FISCAL IMPACT:

If the application is successful, the Fire and Rescue Department will receive \$2,463,009 in federal funding over two years for the Hiring of Firefighters Activity. These funds will be used to hire an additional 15/15.0 SYE merit firefighter positions to provide adequate staffing for five truck companies. There is no Local Cash Match required. However, because of the mandate to retain staff for one year after the initial two-year grant period and the need to fund non-eligible grant costs associated with training, equipping, and overtime, the required County contribution to fully fund this initiative is \$1,803,099. The total cost of this program activity over a three-year period is \$4,266,108, including DHS funding and required County funding. If this award is received, the appropriation will be requested in Fund 102, Federal/State Grant Fund as part of a quarterly review. This grant does allow the recovery of indirect costs; however, because this grant program is highly competitive, the FRD has elected to omit inclusion of indirect costs to maximize its competitive position.

CREATION OF NEW POSITIONS:

A total of 15/15.0 SYE merit positions would be created through this grant award. The County has an obligation to fully fund these positions for one year after the initial two-year grant period. The County is under no obligation to continue funding these positions once this time period expires.

ENCLOSED DOCUMENTS:

Attachment 1 – FY 10 SAFER Cost Estimate

STAFF:

Robert A. Stalzer, Deputy County Executive  
Ronald L. Mastin, Fire Chief  
Cathy Maynard, Grants Coordinator, Fire and Rescue Department

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ADMINISTRATIVE - 9

Authorization for the Office to Prevent and End Homelessness to Apply for and Accept Funding from the Freddie Mac Foundation for Housing Locator Services

ISSUE:

Board approval for the Office to Prevent and End Homelessness (OPEH) to apply for and accept funding, if received, from the Freddie Mac Foundation in the amount of \$150,000. The Freddie Mac Foundation has invited the Office to Prevent and End Homelessness to apply for a grant to increase nonprofit capacity in the Housing Locator Program to assist homeless individuals and families to more rapidly locate housing opportunities. Funding is for a one year period and is renewable depending upon reaching performance outcomes. No Local Cash Match is required. If the actual award received or required Local Cash Match is significantly different from the application amount, another item will be submitted to the Board requesting appropriation of grant funds. Otherwise, staff will process the award administratively as per Board policy.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors authorize the Office to Prevent and End Homelessness to apply for and accept funding, if received, from the Freddie Mac Foundation in the amount of \$150,000 to increase nonprofit capacity in the Housing Locator Program.

TIMING:

Board approval is requested on July 27, 2010.

BACKGROUND:

The Fairfax County Office to Prevent and End Homelessness was formed by the Board of Supervisors to oversee the implementation of the Fairfax County Ten Year Plan to Prevent and End Homelessness (The Plan). The implementation plan was approved by the Board of Supervisors on March 31, 2008. One of the many activities of OPEH in implementing The Plan is to assist in developing and obtaining the resources required.

A new "Housing First" approach is the centerpiece of Fairfax County's plan and OPEH has been working with nonprofit providers to realign resources to support this new direction. One of the new initiatives has been to establish housing locators in various parts of the County to directly assist homeless individuals and families to find and quickly secure stable housing. This is a national best practice that has been adopted from other leading

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homeless efforts throughout the country. A cohesive structure is now being put into practice.

Most of this effort has been established from the repurposing of existing staff resources, although the coordination has been funded through federal funds obtained through the American Recovery and Reinvestment Act of 2009 (ARRA). Good Shepherd Housing and Family Services, a nonprofit organization located in southern Fairfax County, was selected through a competitive process to implement the housing locator network. They are accomplishing this through recruitment of additional nonprofit partners, development of a website and marketing tools, and enhanced coordination and accountability through centralized reporting. Due to Good Shepherd Housing and Family Service's excellent work, an effective network of trained and resourced housing locators is being established across the County to address an element that has been missing in the County's efforts against homelessness.

Receipt of this grant by OPEH would allow Good Shepherd Housing and Family Services to hire two additional housing locators to serve clients who are not currently able to be linked to housing locators. These positions would be employees of Good Shepherd Housing and Family Services and be overseen by the Good Shepherd Housing and Family Services' Housing Locator Program Coordinator. Outcome and performance measures for these locators will be developed as part of the grant application.

FISCAL IMPACT:

If grant funding of \$150,000 is awarded to the County by the Freddie Mac Foundation, the funds will be used to expand the Housing Locator Program and serve clients who are not currently being linked to housing locators. No Local Cash Match is required. This action does not increase the expenditure level in Fund 102, Federal/State Grant Fund, as funds are held in reserve for unanticipated grant awards in FY 2011. This grant does not allow the recovery of indirect costs.

CREATION OF NEW POSITIONS:

No positions will be created by this grant.

ENCLOSED DOCUMENTS:

Attachment 1 – Housing Locators for Homeless Families, Summary of Grant Proposal

STAFF:

Patricia Harrison, Deputy County Executive

Dean H. Klein, Director, Office to Prevent and End Homelessness

Michael J. Finkle, Management Analyst, Office to Prevent and End Homelessness

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ADMINISTRATIVE – 10

Authorization for the Department of Neighborhood and Community Services to Apply for and Accept Grant Funding from the National Endowment for the Arts for an Access to Artistic Excellence Grant

ISSUE:

Board approval for the Department of Neighborhood and Community Services (NCS) to apply for and accept funding, if received, from the National Endowment for the Arts for an Access to Artistic Excellence Grant in the amount of \$110,000. This grant would be used to implement a youth-focused arts program at NCS centers in partnership with the Lorton Workhouse Arts Center (WAC). No Local Cash Match is required. The grant period is June 1, 2011 through May 31, 2013. If the actual award received is significantly different from the application amount, another item will be submitted to the Board requesting appropriation of grant funds. Otherwise, staff will process the award administratively in accordance with Board policy.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors authorize NCS to apply for and accept funding, if received, from the National Endowment for the Arts in the amount of \$110,000 for an Access to Artistic Excellence Grant to implement a youth-focused arts program at NCS centers in partnership with WAC.

TIMING:

Board approval is requested on July 27, 2010 as the application is due on August 12, 2010.

BACKGROUND:

The National Endowment for the Arts Access to Artistic Excellence program is intended to make the arts more widely available in communities, particularly by extending arts programming and opportunities to traditionally underserved communities. This grant would allow NCS to work with WAC to provide such opportunities in the visual arts to teens throughout the County at NCS centers. Professional WAC-affiliated artists would engage in a long-term relationship with the participants at each center based on the participants' interests. For example, if teens at a particular center are interested in ceramics, a ceramic artist will be selected to work with that center.

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Artist involvement at the centers will include classes, workshops, presentations, and group and individual instruction. The program will be based on WAC's successful school outreach program, Art for a Change, but will allow for long-term engagement, interest exploration, and skill development. The program will culminate with a WAC-hosted exhibition of participants' work in the gallery at the Workhouse Arts Center in Lorton.

Staff is currently working with WAC to finalize WAC's cost estimate for its services. Nearly all costs associated with this grant will be contract fees to WAC to provide artists for the program. The final budget total is anticipated to be \$110,000.

FISCAL IMPACT:

The Department of Neighborhood and Community Services intends to apply for an Access to Artistic Excellence Grant from the National Endowment for the Arts in the amount of \$110,000. This action does not increase the expenditure level of Fund 102, Federal/State Grant Fund, as funds are held in reserve for unanticipated grant awards in FY 2011. No Local Cash Match is required. The grant does not allow the recovery of indirect costs.

CREATION OF NEW POSITIONS:

No positions will be created by the grant.

ENCLOSED DOCUMENTS:

Attachment 1– Access to Artistic Excellence, Summary of Grant Proposal

STAFF:

Patricia D. Harrison, Deputy County Executive  
Christopher A. Leonard, Director, Department of Neighborhood and Community Services  
Jesse M. Ellis, Resource Development Manager, Department of Neighborhood and Community Services

ADMINISTRATIVE – 11

Authorization for the Fairfax County Police Department to Apply for Grant Funding from the U.S. Department of Justice, Office of Community Oriented Policing Services

ISSUE:

Board authorization is requested for the Fairfax County Police Department to apply for funding from the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) for the COPS Hiring Program (CHP). Grant funding in the amount of \$3,841,762 will provide financial assistance to re-establish 19/19.0 SYE merit police officer positions that were eliminated as part of the FY 2010 Adopted Budget Plan. The grant period is 36 months, approximately October 1, 2010 to September 30, 2013. Local Cash Match of \$1,448,858 will be required during the 36 month grant period, for a total program cost of \$5,290,620.

At the end of the 36 month grant period, the County will be required to retain each position for an additional 12 months. The cost of funding these positions to the County for 12 months is approximately \$1.9 million, including all personnel and operating costs. Therefore, the total County commitment is \$3.3 million. Currently, the required County funding of \$3.3 million has not been identified in either the Police Department or Fund 102, Federal/State Grant Fund. If the County is awarded funding, staff will work with the County Executive to identify County resources and staff will submit another item to accept the award. If however, no County resources are identified, the County may need to decline the award.

RECOMMENDATION:

The County Executive recommends that the Board authorize the Fairfax County Police Department to apply for funding from the U.S. Department of Justice COPS Office for the CHP. Funding in the amount of \$3,841,762 will be used to hire, train and support 19/19.0 SYE additional merit sworn law enforcement officers. Local Cash Match of \$1,448,858 will be required during the 36 month grant period, for a total program cost of \$5,290,620. At the end of the 36 month grant period, the County will be required to retain each position for an additional 12 months. The County's cost of funding these positions for 12 months is approximately \$1.9 million. Thus, the total funding required by the County is \$3.3 million.

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TIMING:

Due to an application period of just two weeks, June 2, 2010 to June 16 2010, the application was submitted pending Board approval. If the Board does not approve this request, the application will be immediately withdrawn.

BACKGROUND:

In 2009, the Police Department applied for a grant through the COPS Hiring and Recovery Program (CHRP) to fund 19 positions that were anticipated to be part of the budget reductions in FY 2010. These positions were eight Crime Prevention Officers (CPOs), eight School Education Officers (SEOs), one Traffic Safety Services Officer, and two Lieutenants assigned to the Chief's Office of Research and Support (CORS). Due to the large number of grant applications received and available funding limits, the department did not receive a CHRP award. As a result of budget reductions, these positions were eliminated.

In 2010, the COPS Office invited those law enforcement agencies which either received only partial awards or did not receive an award at all to apply for funding through the CHP. The COPS Office will select CHP grantees from the pool of 2009 CHRP participants who submit updated applications for consideration. The limit on positions that can be requested for the Police Department is 19, based on its previous CHRP application.

Recognizing that many jurisdictions continue to have budget constraints that have resulted in reductions in staffing, the CHP provides funding directly to law enforcement agencies to hire and/or rehire career law enforcement officers in an effort to increase their community policing capacity and crime prevention efforts. The department intends to use the grant funding, if awarded, to increase its staffing to further its community policing strategies. The grant funds will enable the department to continue the many initiatives and projects associated with the positions eliminated in FY 2010 and the development of additional ways to better serve the community.

The positions of the Crime Prevention Officers, School Education Officers, Traffic Safety Services Officer and Chief's Office of Research and Support Lieutenants have been key components in furthering the department's community policing goals, along with developing improvements, through their interaction with the business community, citizens, and other government or private organizations. Many of the mainstay programs associated with these positions have been revised due to the loss of positions. However, it is anticipated that grant funding will provide the agency with crucial staff necessary for continuation or development of improved ways and responsibilities to meet community needs. Critical areas such as traffic safety improvements, enhancing elementary school safety, and proactive residential and business community crime prevention strategies will be supported through these

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positions as the Police Department explores best practices for use of the positions to further its community policing strategy.

The CHP grants cover 100 percent of the approved entry-level salary and fringe benefits of each newly-hired, full-time sworn career law enforcement officer over 36 months. There is no cap on the amount of funding that can be requested per officer position, but the CHP grant funding will be based on the Police Department's current entry-level salary and fringe benefits for full-time sworn officers. Any additional costs for higher than entry-level salaries and fringe benefits as well as all operating expenses will be the grantee agency's responsibility.

FISCAL IMPACT:

If the application is successful, the Police Department will receive \$3,841,762 in federal funding over a 36 month period to hire, train and support 19/19.0 SYE merit sworn law enforcement officers. Local Cash Match of \$1,448,858 will be required during the 36 month grant period, for a total program cost of \$5,290,620. At the end of the 36 month grant period, the County will be required to retain each position for an additional 12 months. The County's cost of funding these positions for 12 months is approximately \$1.9 million. Thus, the total funding required by the County is \$3.3 million. The source of the local funding will have to be identified as it is not currently budgeted either in the Police Department or in Fund 102, Federal/State Grant Fund. This grant does not allow the recovery of indirect costs. The funding breakdown, by year and funding source, is as follows:

	<u>Federal</u>	<u>County<sup>1</sup></u>	<u>Total</u>
First Year	\$1,218,641	\$470,868	\$1,689,509
Second Year	\$1,279,574	\$482,753	\$1,762,327
Third Year	\$1,343,547	\$495,237	\$1,838,784
<b>Subtotal grant funding</b>	<b>\$3,841,762</b>	<b>\$1,448,858</b>	<b>\$5,290,620</b>
Fourth Year	\$0	\$1,900,000	\$1,900,000
<b>Total Funding</b>	<b>\$3,841,762</b>	<b>\$3,348,858</b>	<b>\$7,190,620</b>

<sup>1</sup> County funding includes salaries and fringe benefits not covered by federal funds, as well as operating expenses.

CREATION OF POSITIONS:

A total of 19/19.0 SYE merit positions would be created through this grant award. The County has an obligation to fully fund these positions for 12 months after the initial 36 month grant period. The County is under no obligation to continue funding these positions once this time period expires.

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ENCLOSED DOCUMENTS:

Attachment 1 – Grant Application

Attachment 2 – Cost Summary of New Positions

STAFF:

Robert A. Stalzer, Deputy County Executive

David M. Rohrer, Chief of Police

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ADMINISTRATIVE – 12

Authorization to Advertise a Public Hearing to Amend the Current Appropriation Level in the FY 2011 Revised Budget Plan

ISSUE:

Board approval of an advertisement to increase the FY 2011 appropriation level. The advertisement encompasses both the County and the Schools' *FY 2010 Carryover Reviews*. Section 15.2 – 2057 of the Code of Virginia requires that a public hearing be held prior to Board Action.

RECOMMENDATION:

The County Executive recommends that the Board authorize staff to publish the advertisement for a public hearing to be held on September 14, 2010 at 10:00 a.m.

TIMING:

Board action is requested on July 27, 2010.

BACKGROUND:

As the *FY 2010 Carryover Review* includes potential increases in appropriation greater than \$500,000, a public hearing is required prior to Board action. In addition, the Code of Virginia requires that a synopsis of proposed changes be included in the advertisement for a public hearing.

Details of the proposed changes shown in the advertisement are provided to the Board in the enclosed *FY 2010 Carryover Review* documents. As stated in the advertisement, copies of these documents will be made available for citizen review at governmental centers, libraries and the Government Center.

The School Board funding adjustments included in the advertisement is based upon the School Board's actions on July 22, 2010.

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DOCUMENTS TO BE DELIVERED UNDER A SEPARATE COVER:

*These attachments will be delivered to Board offices on Monday, July 26, 2010.*

Attachment A: Proposed advertisement for public hearing

Attachment B: July 27, 2010 Memorandum to the Board of Supervisors from Anthony H. Griffin, County Executive, with attachments, transmitting the County's *FY 2010 Carryover Review* with appropriate resolutions

Attachment C: Fairfax County School Board's FY 2010 Final Budget Review and Appropriation Resolutions

STAFF:

Anthony H. Griffin, County Executive

Edward L. Long, Jr., Deputy County Executive

Susan Datta, Director, Department of Management and Budget

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ACTION - 1

Authorization for the County Executive to Execute an Application for Virginia Water Quality Improvement Fund Point Source Grant from the Commonwealth of Virginia

ISSUE:

Board of Supervisors authorization is needed for the County Executive to execute the attached application for Water Quality Improvement Fund (WQIF) Point Source Grant from the Commonwealth of Virginia.

RECOMMENDATION:

The County Executive recommends that the Board authorize the County Executive to execute the attached WQIF grant application on behalf of the County.

TIMING:

Board action is requested on July 27, 2010.

BACKGROUND:

With the adoption of the Virginia Water Quality Improvement Act of 1997, and as amended in 2005, the Virginia General Assembly established a grant fund program to partially fund point and non-point source nutrient reduction projects to meet the goals of the Chesapeake Bay Program. The County staff would like to submit a WQIF grant application for state-of-the-art nutrient reduction projects at the Blue Plains Treatment Facility. The County's share of the Blue Plains project costs is estimated to be \$78.7 million. The Virginia Department of Environmental Quality (DEQ) will determine how much of this cost will be grant eligible. Once the application is approved by DEQ, an agreement will be executed between the County and the state for reimbursement of the grant eligible expenditures.

FISCAL IMPACT:

As set by DEQ guidelines, Fairfax County grant funding is limited to 35% of the eligible project costs or \$27.5 million (\$78.7 X 35%), assuming eligible costs are \$78.7M. The amount of eligible costs will be determined by DEQ upon their review of the grant application. Funding is available in Fund 408 Sewer Bond Construction, Project G00902 Blue Plains Treatment Plant Upgrades for the County Share.

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ENCLOSED DOCUMENTS:

Attachment I – Virginia Water Quality Improvement Fund Point Source Grant  
Application, Excerpt

STAFF:

Robert A. Stalzer, Deputy County Executive

James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)

Howard J. Guba, Deputy Director, DPWES

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July 27, 2010

ACTION - 2

Approval of the FY 2011 State Performance Contract Between the Fairfax-Falls Church Community Services Board and the Virginia Department of Behavioral Health and Developmental Services

ISSUE:

Board of Supervisors approval for the Fairfax-Falls Church Community Services Board's acceptance of funds and approval of the FY 2011 State Performance Contract with the Virginia Department of Behavioral Health and Developmental Services.

RECOMMENDATION:

The County Executive recommends that the Board approve the FY 2011 State Performance Contract between the Virginia Department of Behavioral Health and Developmental Services and the associated acceptance of funds.

TIMING:

Immediate.

BACKGROUND:

By law, the Fairfax-Falls Church Community Services Board (CSB) must make its proposed State Performance Contract available for public review prior to the CSB Board's final recommendations and approval and prior to the CSB submitting the State Performance Contract for review and approval by Fairfax County and the Cities of Fairfax and Falls Church.

The proposed FY 2011 State Performance Contract was available for thirty days for public review and comment. Copies of the FY 2011 State Performance Contract were disseminated to County Regional Libraries, two City Councils, the CSB, CSB outpatient treatment sites and Board of Supervisors District Offices. Notices were sent to the CSB distribution list and posted on the CSB's Web page. Comments were received until June 23, 2011.

On June 23, 2011, the CSB Board approved the FY 2011 State Performance Contract, following which the FY 2011 State Performance Contract is being presented for review and approval by Fairfax County and the Cities of Fairfax and Falls Church.

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The contract transfers \$37,132,445 in state-controlled funds to the CSB, which is the total estimate of \$19,809,333 in State funds, \$5,150,319 in Federal funds, \$9,996,434 in Medicaid State Plan Option funds and \$2,176,359 in MR Waiver funds.

FISCAL IMPACT:

This is the contractual mechanism used by the State to receive \$37,132,445 in state-controlled funds to the CSB. This is \$3.1 million or 9.0% greater than the FY 2010 annual contract amount of state-controlled funds attributable to increases of: a) \$1,665,990 in new Mental Health Pharmacy funding; b) \$566,328 or 5% in estimated Medicaid collections c) \$427,732 or 52% in regional crisis stabilization; and d) \$132,597 or 33% in Mental Health Law Reform.

ENCLOSED DOCUMENTS:

Attachment 1: FY 2011 Attached CSB-Specific Information

Attachment 2: FY 2011 Community Services Performance Contract

(This document can be found in the Office of the Clerk to the Board and online at:

<http://www.dbhds.virginia.gov/occ-default.htm#pc11>)

STAFF:

Patricia Harrison, Deputy County Executive

George Braunstein, Executive Director, Fairfax-Falls Church Community Services Board

ACTION – 3

Parking Reduction for New Life Christian Church (Sully District)

ISSUE:

Board approval of a 14.5 percent reduction in required parking for New Life Christian Church, which includes two use categories, located at 14550 Lee Road, Tax Map 034-3-01-0023A, Sully District.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors (the Board) approve a parking reduction of 14.5 percent for New Life Christian Church, which includes two uses, located at 14550 Lee Road pursuant to paragraph 4(B), Section 11-102 of Chapter 112 of the *Code of the County of Fairfax, Virginia* (Zoning Ordinance), based on an analysis of the parking requirements for each use on the site and a parking reduction study, on condition that:

1. A minimum of 231 parking spaces must be maintained on site at all times.
2. The uses permitted per this parking reduction are those uses shown on the Parking Study #3775-PKS-001-1, dated June 4, 2010.
3. A maximum of 400 seats are permitted for the place of worship use.
4. Chantilly Youth Association activities may not operate before 1 pm on Sundays.
5. New Life Christian Church must hold weekly services before 1 pm on Sundays, and during the remainder of the week only administrative activities for the church are permitted.
6. The current owners, their successors or assigns of the parcels identified as Fairfax County Tax Map 034-3-01-0023A, shall submit a parking space utilization study for review and approval by the Board at any time in the future that the Zoning Administrator so requests. Following review of that study, or if a study is not submitted within 90 days after being requested, the Board may rescind this parking reduction or require alternative measures to satisfy parking needs, which may include requiring all uses to comply with the full parking space requirements as specified in Article 11 of the Zoning Ordinance.

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7. All parking utilization studies prepared in response to a request by the Zoning Administrator shall be based on applicable requirements of *The Code of the County of Fairfax, Virginia*, and the Zoning Ordinance in effect at the time of said parking utilization study submission.
8. Shared parking with any additional use(s) shall not be permitted without the submission of a new parking study prepared in accordance with the applicable requirements of the Zoning Ordinance and shall be subject to the Board's approval.
9. All parking provided shall be in accordance with the applicable requirements of Article 11 of the Zoning Ordinance and the Fairfax County Public Facilities Manual, including the provisions referencing the Americans with Disabilities Act (ADA).
10. The conditions of approval of this parking reduction shall be binding on the successors of the current owner and/or other applicants and recorded in the Fairfax County land records in a form acceptable to the County Attorney.

TIMING:

Board action is requested on July 27, 2010.

BACKGROUND:

The Kings Wholesale Warehouse located at 14550 Lee Road and zoned I-5 is proposing to establish two new uses within their facility. New Life Christian Church will be a 400 seat place of worship use operating before 1 pm on Sundays and The Chantilly Youth Association will be a recreational facility use operating seven days a week, but will be restricted to the hours after 1 pm on Sunday. The recreational facility will have five employees and 495 people permitted for this use. There will be no other uses on this site and 231 parking spaces exist for the proposed uses. The code requirement for the two uses is 270 parking spaces and the applicant is requesting a 14.5% parking reduction from the Board to accommodate these uses.

The parking study indicates that the peak parking accumulation will be 180 car loads on a site that has 231 parking spaces available. Therefore, the staff supports the applicant's request for a 14.5 percent parking reduction subject to the conditions listed above.

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FISCAL IMPACT:

None.

ENCLOSED DOCUMENTS:

Attachment I – Letter of Request dated June 8, 2010 from Amber K. Scharn with Odin, Feldman, Pittleman, P.C.

Attachment II – Letter/Parking Study dated June 30, 2010 from Chad A. Baird with Gorove/Slade Associates, Inc.

STAFF:

Robert A. Stalzer, Deputy County Executive

James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)

Howard J. Guba, Deputy Director, DPWES

Michelle Brickner, Acting Director, Land Development Services, DPWES

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ACTION – 4

Parking Reduction for Part of Parcel 4, Lafayette Business Center (Sully District)

ISSUE:

Board approval of a 14.4 percent reduction in required parking for part of Parcel 4 of Lafayette Business Center, which includes two buildings located at 4212 and 4200 Technology Court, Tax Map 033-2-04-0004A, and 0004B, Sully District.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors (the Board) approve a parking reduction of 14.4 percent for part of Parcel 4, Lafayette Business Center, which includes two buildings located at 4212 and 4200 Technology Court pursuant to paragraph 4(B), Section 11-102 of Chapter 112 of the *Code of the County of Fairfax, Virginia* (Zoning Ordinance), based on an analysis of the parking requirements for each use on the site and a parking reduction study, on condition that:

1. A minimum of 190 parking spaces must be maintained on site at all times.
2. The uses permitted per this parking reduction are those uses shown on the proposed Parking Study #5951-PKS-019-1, dated February 5, 2010.
3. A maximum of 150 seats are permitted for the place of worship.
4. Worship services and religious school for the synagogue may not be held prior to 6:00 P.M. on weekdays.
5. Parking for worship services and the religious school for the synagogue is not allowed on Parcel 4C.
6. The current owners, their successors or assigns of the parcels identified as Fairfax County Tax Map 033-2-04-0004A, and 0004B, shall submit a parking space utilization study for review and approval by the Board at any time in the future that the Zoning Administrator so requests. Following review of that study, or if a study is not submitted within 90 days after being requested, the Board may rescind this parking reduction or require alternative measures to satisfy parking needs, which may include requiring all uses to comply with the full parking space requirements as specified in Article 11 of the Zoning Ordinance.

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7. All parking utilization studies prepared in response to a request by the Zoning Administrator shall be based on applicable requirements of *The Code of the County of Fairfax, Virginia*, and the Zoning Ordinance in effect at the time of said parking utilization study submission.
8. Shared parking with any additional use(s) shall not be permitted without the submission of a new parking study prepared in accordance with the applicable requirements of the Zoning Ordinance and shall be subject to the Board's approval.
9. All parking provided shall be in accordance with the applicable requirements of Article 11 of the Zoning Ordinance and the Fairfax County Public Facilities Manual, including the provisions referencing the Americans with Disabilities Act (ADA).
10. The conditions of approval of this parking reduction shall be binding on the successors of the current owner and/or other applicants and be recorded in the Fairfax County land records in a form acceptable to the County Attorney.

TIMING:

Board action is requested on July 27, 2010.

BACKGROUND:

Lafayette Business Center, Parcel 4, has three 1-story building constructed on this site which is zoned I-3. The property was divided into Parcel 4A, 4B and 4C with each parcel containing one of the three buildings at 4200 Technology Court, 4212 Technology Court, and 4206 Technology Court, respectively.

There are 302 parking spaces for the three parcels, which has an existing perpetual reciprocal ingress and egress easement (Deed Book 7612, Page 1086) that permits parking, pedestrian and vehicular access between parcels. The owner of parcels 4A and 4B is requesting a shared parking arrangement between the aforementioned parcels to establish a place of worship use that will have different hourly accumulation of parking than the existing uses. There are 190 parking spaces available on these two parcels. The number of parking spaces required by code for all of the uses on the two parcels is 222. A parking study which indicates that there is enough parking to serve the existing uses and the proposed synagogue Temple Beth Torah on the two parcels is acceptable to county staff. The applicant provided information that the uses on the third parcel are parked to code. Therefore, the staff supports the applicant's request for a 14.4 percent parking reduction subject to the conditions listed above.

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FISCAL IMPACT:  
None.

ENCLOSED DOCUMENTS:  
Attachment I – Parking Reduction Study and Letter of Request dated February 5, 2010  
from Douglas R. Kennedy, P.E., Patton, Harris, Rust and Associates.

STAFF:  
Robert A. Stalzer, Deputy County Executive  
James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)  
Howard J. Guba, Deputy Director, DPWES  
Michelle Brickner, Acting Director, Land Development Services, DPWES

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ACTION - 5

Amended Parking Reduction for Spring Hill Business Center (Providence District)

ISSUE:

Board approval of an amended 36.8 percent reduction in required parking for Spring Hill Business Center, Tax Map Number 29-3-01-0060C, Providence District.

RECOMMENDATION:

The County Executive recommends that the Board approve an amended parking reduction of 36.8 percent for the Spring Hill Business Center, pursuant to paragraph 4(B), Section 11-102 of Chapter 112 (Zoning Ordinance) of the *Code of the County of Fairfax, Virginia*, based on an analysis of the parking requirements for each use on the site and a parking reduction study, on condition that:

1. A minimum of 303 parking spaces must be maintained on site at all times.
2. No parking spaces shall be sold or reserved for use(s) or individual(s) not specifically allowed by this parking reduction as shown in the parking study (#6047-PKS-005-1) for these shared uses or otherwise not in accordance with County Code provisions.
3. The following condition set by the Board on June 30, 2008 for First Stage, Inc. shall remain in effect:
  - All live performances by First Stage, Inc. must start at 7 pm or later in the evening.
4. The following conditions set by the Board on February 13, 1995, for the micro-brewery and restaurant (now operated as a restaurant by eCitie) shall remain in effect:
  - The total number of employees for the micro-brewery and restaurant cannot exceed 25, and the maximum number of seats cannot exceed 400. The hours of operation shall not exceed 4:30 pm to 2 am, Monday through Friday and 12 noon to 2 am, Saturday and Sunday.
  - The restriction imposed on the hours of operation set forth by development condition #7 of the Special Exception (SE 94-P-027) must

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remain in effect as long as this reduction is used to satisfy the parking requirement for the subject micro-brewery and restaurant use(s) at Spring Hill Business Center.

5. The total number of employees and students for LA Boxing may not exceed 3 employees and 52 students. The total number of parking spaces required for LA Boxing is 54 based on 3 employees and 52 students. One additional space was assigned to LA Boxing in the parking tabulation. As long as the total parking requirement does not exceed 55 spaces based on Zoning Ordinance requirements, the number of employees and number of students may be adjusted.
6. The current owner(s) (Tyson Springhill Limited Partnership), their successors, or assigns of the parcel identified as Tax Map Number 029-3-01-0060C on Fairfax County Property Maps shall submit a parking space utilization study for review and approval by the Board of Supervisors at any time in the future that the Zoning Administrator may determine that parking at the complex may be inadequate to serve the use(s). Following review of that study, or if a study is not submitted within 90 days after being requested, the Board may rescind this parking reduction or require alternative measures to satisfy parking needs, which may include requiring all uses to comply with the full parking spaces requirements as specified in Article 11 of the Zoning Ordinance.
7. All parking utilization studies prepared in response to a request by the Zoning Administrator or required as a result of changed conditions shall be based on applicable requirements of the County Code and the Zoning Ordinance in effect at the time of said parking utilization study submission.
8. Shared parking with any additional use(s) shall not be permitted without the submission of a new parking study prepared in accordance with the applicable requirements of Fairfax County and shall be subject to the Board of Supervisors' approval.
9. All parking provided shall be in accordance with the applicable requirements of Article 11 of the Fairfax County Zoning Ordinance and the Public Facilities Manual, including the provisions referencing the Americans with Disabilities Act (ADA).
10. This parking reduction applies only to the uses identified herein. Any change of use of the subject parcel or failure to comply with any or all of the terms and conditions stated herein will render this parking reduction null and void and require the owner of the subject parcel to comply with the requirements of the

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Fairfax County Zoning Ordinance as if this parking reduction had never been approved.

11. The conditions of approval of this parking reduction shall be binding on the successors of the current owner and/or other applicants and be recorded in the Fairfax County Land Records in a form acceptable to the County Attorney.

TIMING:

Board action is requested on July 30, 2010.

BACKGROUND:

On February 13, 1995, the Board approved a 13.4 percent reduction in required parking on this site for Spring Hill Food Service L.C. to operate a micro-brewery and restaurant. At that time the Board also approved an ultimate reduction of 21.9 percent to account for parking spaces that could be lost to the widening of Spring Hill Road, Route 684. The micro-brewery is no longer operating and the restaurant use is operating under the name eCitie. This use is subject to an approved Special Exception (SE 94-P-027) for an eating establishment in an I-5 zone. A total of 52 parking spaces were reduced from the Code requirement for the restaurant use under the prior approval. Thirty-three (33) parking spaces eventually were lost to the road widening. The parking lot was restriped as required by the Board at that time and accessible parking spaces installed.

On June 30, 2008, the Board approved a 29.9 percent reduction in required parking on this site to permit establishment of a school of special education called First Stage Education. First Stage Education is a professional studio dedicated to the education of actors and theatre artists. The professional studio and education program conducts live theatre performances on evenings and weekends as a part of the educational experience. There will be audiences of up to 125 people at the performances. The parking demand generated by the students and their audiences generated the need for an on-site shared parking analysis to demonstrate that the existing parking could accommodate the addition of the new use. The 29.9 percent reduction includes the reduction for the restaurant use, the spaces lost to the road widening, and the school of special education (theatre use).

On September 10, 2007, the Zoning Administrator determined that First Stage, Inc. could be considered a school of special education. However, any increase in the number of people allowed in the audience or change in operating hours would require a re-evaluation of the parking on this site. Therefore, the condition set by the Board with the approval of that parking reduction restricts the applicant to 125 people attending live performances.

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An additional reduction is being sought by the property owner, Tysons Springfield Limited Partnership, at this time to permit a school of special education called LA Boxing to occupy vacant tenant space in the building. LA Boxing provides physical fitness training, specifically boxing and related martial arts in regularly scheduled classes. There will be a maximum of three instructors with students limited to 52 in number at any one time. There is a second proposed school of special education, Pitcher's Edge, mentioned in the parking reduction request, that will occupy vacant tenant space in the building. Pitcher's Edge provides one-on-one private one hour sessions of pitching and hitting instruction. However, because the location's space allows for only two pitching/hitting lanes, a reduction of code required parking is not needed for this use.

A review of the combined requested parking reduction which includes the restaurant use, First Stage, Inc., LA Boxing, and parking spaces lost to the widening of Spring Hill Road results in a 36.8 percent total reduction in required parking for the site. The analysis in the parking study indicates that the mix of uses and their hourly parking accumulations can be served by the available parking supply. Therefore, staff supports the applicant's request for a 36.8 percent parking reduction subject to the conditions listed above.

FISCAL IMPACT:

None.

ENCLOSED DOCUMENTS:

Attachment I – Letter of Request, dated June 29, 2010, and the Parking Reduction Study, #6047-PKS-005-1, with Proposed Site Plan Use, and Parking Tabulation from Jack Wilbern, RA of Butz – Wilbern, Ltd.

STAFF:

Robert A. Stalzer, Deputy County Executive  
James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)  
Howard J. Guba, Deputy Director, DPWES  
Michelle Brickner, Acting Director, Land Development Services, DPWES

ACTION – 6

Parking Reduction for Halstead Phase B (Providence District)

ISSUE:

Board of Supervisors (Board) approval of a 25.0 percent reduction of the code required parking, which is a reduction of 342 parking spaces, for the proposed residential component and a 27.3 percent reduction of the code required parking, which is a reduction of 126 parking spaces, for the proposed non-residential component for the Halstead Phase B mixed-use development, Tax Map Numbers 49-1 ((16)) 14, 15 & 16 and 49-2 ((1)) 18A & 19A, Providence District.

RECOMMENDATION:

The County Executive recommends that the Board approve a 25.0 percent parking reduction for the proposed residential component and a 27.3 percent parking reduction for the proposed non-residential component for the Halstead Phase B mixed-use development pursuant to paragraphs 4(B), 5, and 26 of Section 11-102 of Chapter 112 (Zoning Ordinance) of the *Code of the County of Fairfax, Virginia*, based on an analysis of the parking requirements for each use on the site and a parking reduction study on condition that:

1. A minimum of 1,362 parking spaces must be maintained at all times at build-out for Halstead Phase B.
2. A minimum of 1,026 garage parking spaces must be maintained at all times to serve the 854 residential dwelling units apportioned among the buildings based on 1.2 spaces per dwelling unit.
3. A minimum of 336 parking spaces must be maintained at all times at build-out to serve the non-residential uses. Parking shall not be reserved to serve individual businesses and a cross-easement shall be created over the property to allow all of the non-residential uses to park in any of the spaces serving the non-residential uses.
4. Subject to Paragraph 3. above, a minimum of 63 parking spaces shall be provided for non-residential uses on the site plan for construction of Buildings #1 (45 spaces) and #2 (18 spaces); and a minimum of 273 parking spaces shall be provided for non-residential uses on the site plan for construction of Buildings #3 (142 spaces) and #4 (131 spaces).

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5. Any parking spaces for vanpools and car-sharing vendors (such as ZipCar/FlexCar) shall be in addition to the minimum required 1,362 spaces.
6. The following uses are permitted per this parking reduction for Halstead Phase B:
  - 854 residential dwelling units (643 one bedroom or studio units and 211 two bedroom units)
  - 36,374 Gross Square Feet (GSF) of shopping center
  - 352 total restaurant seats (312 table seats and 40 counter seats) and 60 employees
  - 150 room hotel with a spa (2,651 GSF) and restaurants (The total restaurant seats and employees listed above includes 156 table seats, 20 counter seats and 30 employees associated with the hotel use.)

Any additional uses must be parked at code and these uses must not exceed the approved F.A.R.

7. The Transportation Demand Management (TDM) program proffered in conjunction with the approval of the Halstead Mixed-Use Development Proffers (RZ/FDP 2007-PR-001) must be implemented. The number of residential units occupied and the number of residential spaces leased/purchased broken out by building shall be included as part of the annual report for the TDM program.
8. The current owners, their successors, or assigns of the parcels identified as Tax Map Numbers 49-1 ((16)) 14, 15 & 16 and 49-2 ((1)) 18A & 19A on Fairfax County Property Maps shall submit a parking space utilization study for review and approval by the Board at any time in the future that the Zoning Administrator so requests. Following review of that study, or if a study is not submitted within 90 days after being requested, the Board may rescind this parking reduction or require alternative measures to satisfy parking needs, which may include requiring all uses to comply with the full parking spaces requirements as specified in Article 11 of the Zoning Ordinance.
9. All parking utilization studies prepared in response to a request by the Zoning Administrator shall be based on applicable requirements of the County Code and the Zoning Ordinance in effect at the time of said parking utilization study submission.
10. Shared parking with any additional use(s) shall not be permitted without the submission of a new parking study prepared in accordance with the applicable requirements of the County Code and the Zoning Ordinance and shall be subject to the Board's approval.

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11. All parking provided shall be in accordance with applicable requirements of Article 11 of Zoning Ordinance and the Fairfax County Public Facilities Manual, including the provisions referencing the Americans with Disabilities Act.
12. The conditions of approval of this parking reduction shall be binding on the successors of the current owners and/or other applicants and be recorded in the Fairfax County land records in a form acceptable to the County Attorney.

TIMING:

Board action is requested on July 27, 2010.

BACKGROUND:

On October 15, 2007, the Board approved RZ/FDP 2007-PR-001. Pursuant to the proffer conditions the applicant is now requesting a parking reduction.

The proposed development consists of four (4) buildings on a 8.26 acre site located between Gallows Road and Merilee Drive approximately 1/3 of a mile from the Dunn Loring Metro Station. The site is zoned Planned Residential Mixed-Use and is within the Merrifield Suburban Center. Each of the buildings will provide sub-grade parking with a minimal amount of surface parking. The proposed development consists of a total of 854 residential dwelling units, 36,374 gross square feet (GSF) of secondary retail space serving the community, restaurants, and a hotel with restaurant(s) and a spa. The 854 residential dwelling units (109 studio units, 534 one bedroom units and 211 two bedroom units) currently proposed would require 1,368 parking spaces at a rate of 1.6 spaces per unit under a strict application of the Zoning Ordinance requirements. Also, the proposed non-residential uses would require 462 parking spaces under a strict application of the Zoning Ordinance requirements. The application is a request for a parking reduction of 25.0 percent (or 342 fewer spaces) for the proposed residential component, and a parking reduction of 27.3 percent (126 fewer parking spaces) for the proposed nonresidential component.

The review of the parking study indicates that the mix of uses, the Transit-Oriented development (TOD), its proximity to the Dunn Loring Metrorail station, and the presence of a transportation demand management (TDM) program proffered in conjunction with the approval of rezoning application RZ/FDP 2007-PR-001, will support this parking request. Therefore, staff recommends granting a 25.0 percent parking reduction for the residential component and a 27.3 percent parking reduction for the nonresidential component for the Halstead Phase B mixed-use development subject to the conditions listed in the Recommendation Section above.

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FISCAL IMPACT:

None.

ENCLOSED DOCUMENTS:

Attachment I – Letter of Request for a Parking Code Reduction from Kevin R. Fellin, Wells and Associates

Attachment II – Parking Reduction Study by Wells and Associates dated December 8, 2009, Excerpt

STAFF:

Robert A. Stalzer, Deputy County Executive

James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)

Howard J. Guba, Deputy Director, DPWES

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ACTION - 7

Renewal of a Memorandum of Understanding Between the Fairfax County Police Department and the United States Department of Justice Drug Enforcement Administration Task Force

ISSUE:

Board approval of a renewal of a Memorandum of Understanding between the Fairfax County Police Department and the United States Department of Justice Drug Enforcement Administration (DEA) Task Force authorizing the assignment of one detective to the DEA Task Force (Washington Division Group 21) and one detective to the Hagerstown Resident Office. Both detectives will be physically detailed to and working out of the Northern Virginia area office.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors authorize the Chief of Police to sign the Memorandum of Understanding between the Police Department and the DEA Task Force (Washington Division Group 21 and Hagerstown Resident Office).

TIMING:

Board action is requested on July 27, 2010.

BACKGROUND:

In supporting the regional effort toward intervention and suppression of trafficking in narcotics and dangerous drugs, the Fairfax County Police Department recognizes the need to continue to be a lead agency within the Drug Enforcement Administration Task Force. Participating in a partnership with the Task Force will allow the department to meet some fixed expenses such as rental vehicles, radios and some overtime.

Under this agreement renewal, DEA Task Force and the Fairfax County Police will work to facilitate sharing information in an effort to suppress and disrupt drug trafficking, gather and report intelligence data relative to narcotics activities, and conduct undercover operations that are associated with the culture of illegal narcotics and drug trafficking.

The assigned Fairfax County detective will be a member of the DEA Task Force engaged in specific, directed investigations and intelligence gathering designed to

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support the prosecution and disruption of narcotics crime in the Northern Virginia area. While assigned for accounting purposes to the Division Group 21 and the Hagerstown Resident Offices, both Fairfax County detectives will physically remain in their current assigned task force group located in the Northern Virginia area.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment 1 - State and Local Task Force Agreement between Fairfax County Police Department and the Drug Enforcement Administration

STAFF:

Robert A. Stalzer, Deputy County Executive  
Colonel David M. Rohrer, Chief of Police

Board Agenda Item  
July 27, 2010

ACTION - 8

Approval of a Memorandum of Understanding Between the Fairfax County Police Department and the Federal Bureau of Investigation

ISSUE:

Board approval of a Memorandum of Understanding between the Fairfax County Police Department and the Federal Bureau of Investigation (FBI) authorizing the assignment of one detective to the Counterterrorism Task Force.

RECOMMENDATION:

The County Executive recommends the Board authorize the Chief of Police to sign the Memorandum of Understanding between the Police Department and the FBI Counterterrorism Division.

TIMING:

Board of Supervisors' action is requested on July 27, 2010.

BACKGROUND:

The mission of the Counterterrorism Task Force is to identify, disrupt, and dismantle, through investigation and subsequent prosecution, the most notorious existing and emerging criminal enterprises, and terrorism targets, which, through organized and continual criminal activity, negatively impact the metropolitan Washington, D.C. community and surrounding counties in Virginia and Maryland.

Under this agreement, one Fairfax County Police detective will work with the FBI Counterterrorism Task Force to facilitate sharing information in an effort to suppress and disrupt notorious existing criminal elements, gather and report intelligence data relative to organized crime, and conduct undercover operations that are associated with the culture of terrorism.

The assigned Fairfax County detective will be a member of the FBI Counterterrorism Task Force engaged in specific, directed investigations and intelligence gathering designed to support the prosecution and disruption of terrorist crimes in the Northern Virginia area. The detective will remain in Fairfax County but have access to federal equipment, databases, and information sharing opportunities.

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FISCAL IMPACT:  
None

ENCLOSED DOCUMENTS:  
Attachment 1- Memorandum of Understanding between Fairfax County Police  
Department and the Federal Bureau of Investigation Counterterrorism Task Force

STAFF:  
Robert A. Stalzer, Deputy County Executive  
Colonel David M. Rohrer, Chief of Police

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ACTION - 9

Approval of a Lease Agreement at the Lake Anne Village Shopping Center to be used by the Reston Community Center (Hunter Mill District)

ISSUE:

Approval to lease additional space at the Lake Anne Village Shopping Center in Reston to expand the programs currently offered by the Reston Community Center.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors authorize staff to execute a lease substantially in the form of the Lease Agreement.

TIMING:

Board action is requested on July 27, 2010.

BACKGROUND:

On March 24, 1975, the Board of Supervisors created a sanitary district in Reston for the purpose of providing a community center and other recreation. That district, known as Small District Number 5 (District), has been used to support the construction, maintenance and operation of the Reston Community Center (RCC). The RCC generally operates under the control of a Board-appointed body known as the RCC Board of Governors, and that RCC Board of Governors operates in accordance with powers granted to it by a Memorandum of Understanding (MOU) with the Board of Supervisors. Under the MOU, the RCC Board of Governors also is required to provide long-range planning for the RCC. Nevertheless, under Virginia law, the Board of Supervisors has the statutory responsibility to serve as the governing body of the District, and for that reason, this proposal to enter into a lease now is before the Board of Supervisors.

The RCC Board of Governors has been considering ways to expand programming and to make the programs more accessible to those who live and work in Reston. RCC currently leases 8,488 rentable square feet (RSF) at the Lake Anne Village Shopping Center (Lake Anne), which includes an art gallery, meeting/classrooms, art classrooms, and ceramics studio. However, the demand for classes has exceeded the capacity of the existing space and additional space is required. Recently, the landlord notified RCC that the adjacent unit at Lake Anne was vacated and available for lease. RCC and County staff worked with a real estate advisory services consultant to ensure the market terms were favorable. The terms were considered favorable and a lease was negotiated.

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The proposed lease will provide the RCC with an additional 4,471 RSF (expansion space). Therefore, the entire leased premises will consist of 12,959 RSF. The existing agreement, which expires on April 30, 2014, will be terminated and a new lease agreement will be executed by the parties incorporating the existing and expansion space. The lease provides that the Tenant is responsible for the interior of the leased premises, excluding structural elements, and allows Tenant to make improvements to the space. However, because the property is part of a condominium association, the landlord will be required to pay all condominium dues and assessments. The term of the lease is for ten years. Following the initial term, the Board of Supervisors will have four consecutive options to renew the lease in five-year intervals.

Expanding programming at Lake Anne will further enhance the ability of RCC to fulfill its mission. Special attention was given to the local business environment and future construction in the area that will increase the customer base. It was determined that the planned programs and activities are needed and will be successful. Community input was sought and community outreach efforts were made before the lease was negotiated. The RCC Board of Governors is recommending that the Board of Supervisors lease the property at Lake Anne in accordance with the terms of the proposed lease.

FISCAL IMPACT:

The project will be funded from the RCC Sub-Fund 111. Build-out costs for the expansion space are estimated to be \$939,056, which includes the installation of a new HVAC system. The RCC current obligation for existing space in FY 2011 is \$157,973. The future obligation for the existing and expansion space in FY 2011 is \$180,495, which represents a \$22,522 increase. The first nine monthly installments of basic annual rent following the commencement date will be abated for the expansion premises. The additional first year costs will be funded from available funds in the FY2011 budget. The rent will escalate annually by two percent. Out-year operating costs will be funded with the revenues from the annual special tax levy that supports the RCC. No new revenue is projected for FY2011; new and/or expanded programming will begin in FY2012 upon completion of the Tenant Improvements and those resources will be available for future operational costs.

ENCLOSED DOCUMENTS:

Attachment A – Location Map, Tax Map 17-2

Attachment B – Draft Lease Agreement (Delivered under separate cover and available in the Office of the Clerk to the Board)

STAFF:

Edward L. Long, Jr., Deputy County Executive

Jose A. Comayagua, Jr., Director, Facilities Management Department

Leila Gordon, Executive Director, Reston Community Center

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ACTION - 10

Approval of County Comments on Transportation Suggestions That Might Be Considered by the Commission on Government Reform and Restructuring

ISSUE:

Board of Supervisors' approval of Fairfax County comments on suggestions that might be considered by the Governor's Commission on Government Reform and Restructuring.

RECOMMENDATION:

The County Executive recommends that the Board approve the attached list of comments on transportation suggestions that might be considered by the Government Reform Commission.

TIMING:

The Board of Supervisors should act on this item on July 27, 2010, because the Commission is currently conducting its review and deciding upon its recommendations. Full Commission and individual Committee hearings have already been held. The Commission will be presenting its initial report on August 28, 2010, and its final report for the year is due December 1, 2010.

BACKGROUND:

On January 16, 2010, Governor Robert McDonnell established the Government Reform and Restructuring Commission to conduct a thorough review of Virginia state government. He charged the Commission to:

- Identify opportunities for creating efficiencies in state government, including streamlining, consolidating, or eliminating redundant and unnecessary agency services, governing bodies, regulations and programs;
- Explore innovative ways to deliver state services at the lowest cost and best value to Virginia taxpayers;
- Seek out means to more effectively and efficiently perform core state functions, including potential privatization of government operations where appropriate, and restore focus on core mission oriented service; and
- Examine ways for state government to be more transparent, user friendly and accountable to the citizens of the Commonwealth.

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The Commission has established four committees:

- Customer Service / Transparency / Performance / Accountability Committee
- Consolidation of Shared Services Committee
- Intergovernmental Relations Committee
- Simplification and Operations Committee

It appears that transportation suggestions will be handled by either the Simplification and Operations Committee or the Intergovernmental Relations Committee. Several of the committees have met and will continue to meet in the next several weeks. The Simplification and Operations Committee met in Stafford County on July 12, 2010. The Intergovernmental Relations Committee met in Richmond on July 14, 2010. The full Commission met on July 20, 2010, and will again convene on August 26, 2010. Additionally, the Commission has held Public Town Halls throughout the Commonwealth, one, of which, took place on July 8, 2010, in McLean. Supervisor McKay presented the Board of Supervisors comments on larger policy issues at that venue.

A list of 129 transportation suggestions has been compiled. County staff reviewed the suggestions and believes there are several that the Board should consider commenting upon (see Attachment I). These suggestions were submitted by many organizations and individuals. The submitter for each individual item has not been identified. The "justification for change" column represents the submitter's justification.

FISCAL IMPACT:

There is no direct fiscal impact on Fairfax County as a result of commenting on the suggestions that might be considered by the Commission on Government Reform. However, the Commission may recommend changes that could impact transportation funding in the future.

ENCLOSED DOCUMENTS:

Attachment I: Fairfax County Comments on Suggestions That Might Be Considered by the Governor's Commission on Government Reform

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  
Noelle Dominguez, Coordination and Funding Division, FCDOT

Board Agenda Item  
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ACTION - 11

Approval of FY 2010 Year-End Processing

ISSUE:

Board approval to allow staff to process payment vouchers for items previously approved and appropriated in FY 2010. In addition, this item is to inform the Board that no County agencies or funds require additional appropriations for FY 2010, and only one School Board fund requires an additional appropriation for FY 2010.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors approve the following actions:

- Authorize staff to process payment vouchers for items previously approved and appropriated in FY 2010 for the interim period from July 1 until the Board approves the *FY 2010 Carryover Review*, which is scheduled for action on September 14, 2010.
- Supplemental Appropriation Resolution AS 10192 for the one School Board fund requiring an additional appropriation for FY 2010.

Since these adjustments do not increase the actual total expenditure level for all funds, a public hearing is not required.

TIMING:

Board approval is required on July 27, 2010 since the *FY 2010 Carryover Review* is not scheduled for Board action until September 14, 2010.

BACKGROUND:

The *FY 2010 Carryover Review* is scheduled for final action on September 14, 2010 following a public hearing. In the interim, Board approval is requested to allow staff to process payment vouchers for items previously approved and appropriated in FY 2010 such as capital construction projects, grant-funded programs, and capital equipment purchases for the period of July 1 to September 14, 2010 or until final action is taken on the *FY 2010 Carryover Review*. Similar action has been taken in prior years as part of the year-end closeout.

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It should be emphasized that no County agency or fund exceeded its appropriation authority in FY 2010. This is directly attributable to the outstanding efforts of all department heads in managing their approved allocation.

In addition, one School Board fund, Fund 692, School OPEB Trust Fund, exceeded its expenditure authority in FY 2010 by \$1,708,675 as a result of required benefit payments to retirees for Other Post Employment Benefits.

FISCAL IMPACT:

Approval of Supplemental Appropriation Resolution AS 10192 will result in no net increase in FY 2010 total expenditures for all funds. In addition, this item relates to funding for previously appropriated items approved in FY 2010 and carried forward to FY 2011 for payment.

ENCLOSED DOCUMENTS:

Attachment 1 - Supplemental Appropriation Resolution AS 10192

STAFF:

Edward L. Long, Jr., Deputy County Executive  
Susan Datta, Director, Department of Management and Budget

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## CONSIDERATION - 1

### Fairfax County Public School Board Request of FY 2011 Funding to Support the Priority Schools Initiative

#### ISSUE:

As discussed with the Board of Supervisors during a joint meeting on July 6, 2010, the Fairfax County Public Schools (FCPS) has requested additional funding of \$1.3 million in FY 2011 to support the Priority Schools Initiative.

#### TIMING:

Board consideration is requested on July 27, 2010 to allow incorporation of this funding in the FY 2010 Carryover Review and will provide FCPS with information regarding the requested funding prior to the beginning of the 2010-2011 school year.

#### BACKGROUND:

As part of the adoption of the FY 2011 budget, the Board of Supervisors approved a motion to make funding available to assist the FCPS with the transition from former EXCEL, Focus and Modified Calendar school models should Schools budget resources be insufficient to meet transition requirements. As noted in a June 9, 2010 memo (Attachment A) from School Board Chairman Kathy Smith, the FCPS is requesting an amount of \$1.3 million in FY 2011 to assist in the transition. Details of the transition plans were discussed at the Joint County Board-School Board meeting on July 6, 2010 and include extended teacher contracts, instructional coaches and family and community partnerships. Attachment B provides a summary of actual funding requirements as provided by FCPS.

#### FISCAL IMPACT:

The \$1.3 million increase in funding in support of the Fairfax County Public Schools request can be made available as an allocation from the \$7 million Reserve established as part of the FY 2011 budget adoption for additional potential reductions in state revenue or adjustments in County expenditures due to State action during FY 2011. The County Executive recommends that the remaining balance of \$5.7 million continue to be held in reserve as FY 2011 County spending requirements become more defined.

#### ENCLOSED DOCUMENTS:

Attachment A: Memorandum dated June 9, 2010 from FCPS Board Chairman  
Attachment B: Memorandum dated July 16, 2010 from FCPS Board Chairman

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STAFF:

Edward L. Long, Jr. Deputy County Executive

Susan Datta, Director, Department of Management and Budget

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INFORMATION – 1

Contract Awards and Approval of Street Acceptance Items During Board of Supervisors' Recess

Current Board policy requires that the County Executive obtain Board authorization to award construction, professional and consultant contracts in excess of \$100,000 unless a severe emergency occurs (flood, sewer main breaks, etc.). Since December 15, 1980, the Board of Supervisors has authorized the County Executive or the appropriate Deputy County Executive to award miscellaneous construction and professional and consultant contracts during the period of August and the first meeting in September. In addition, since September 24, 1984, the Board also has authorized the County Executive or the appropriate Deputy to approve requests for roads to be accepted into the State Secondary System, and similar matters without Board action during this period.

Unless otherwise directed, the County Executive or the appropriate Deputy County Executive will continue to approve street acceptance items and award contracts during the period between the July meeting and the first meeting in September. Whenever a contract exceeds the estimate by 10 percent, it will be discussed with the Board Member in whose district the project is located and the Chairman of the Board before action is taken. The Board will receive notification of all contracts awarded.

ENCLOSED DOCUMENTS:

None

STAFF:

Catherine A. Chianese, Assistant County Executive

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July 27, 2010

INFORMATION - 2

Planning Commission Action on Application 2232-Y10-9, T-Mobile Northeast LLC and Milestone Communications (Sully District)

On Thursday, June 24, 2010, the Planning Commission voted unanimously to approve 2232-Y10-9.

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.

Application 2232-Y10-9 sought approval to construct a 125 foot telecommunications stand-alone monopole to include 12 panel antennas and three equipment cabinets at Rachel Carson Middle School, 13618 McLearn Road, Herndon. (Tax Map 24-4 ((1)) 11A)

ENCLOSED DOCUMENTS:

Attachment 1: Verbatim

Attachment 2: Vicinity map

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 – 3

#### Changes to the Membership Categories of the Long Term Care Coordinating Council

The Board of Supervisors established the Long Term Care Coordinating Council in 2002 to provide leadership in long term care service establishment; develop a working plan with action steps to implement its strategic plan; facilitate collaboration and coordination among long term care service providers, both public and private; and develop new initiatives and funding sources outside of the county's resources. The Council presented its updated report "Creating Partnerships and Building Community" at the May 18 Human Services Committee of the Board of Supervisors.

When the Council was established, staff recommended and the Board of Supervisors approved a mechanism that allows the Council to recommend members in a variety of categories for the Board to confirm. The Council includes members from a broad spectrum of stakeholders, and there is no set number of members. However, over time, some of the member categories or specific organizations have become too restrictive. One entire group was composed of original Long Term Care Task Force members. While several of the current Council members are from the original Task Force appointed in 1999, recruiting new members from that list is much less relevant today.

The Council has an Executive Committee composed of the Council Chair and Vice Chair, along with the Chairs of its committees (now numbering 6). The Executive Committee has studied the issue of Council membership and recommends a series of changes to the membership categories to strengthen the partnerships in the community while making membership recruitment easier and more flexible. Attached is a comparison list of the original categories or individual memberships, along with the proposed new list of categories.

Unless otherwise directed by the Board, the Health Department will establish these new membership categories for the Long Term Care Coordinating Council.

#### ENCLOSED DOCUMENTS:

Attachment 1 - Membership Category Comparison Sheet

Attachment 2 - April 8, 2002 Board Item Establishing the Long Term Care Council

#### STAFF:

Patricia D. Harrison, Deputy County Executive

Rosalyn Foroobar, Deputy Director for Health Services, Health Department

Robert C. Eiffert, Long Term Care Program Manager, Health Department

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INFORMATION - 4

Project of the Year Award - Methanol Feed Facility (Mount Vernon District)

The American Public Works Association, Virginia/District of Columbia/Maryland Chapter, selected the recently completed Methanol Feed Facility at the Noman M. Cole, Jr., Pollution Control Plant (NCPCP) as the Project of the Year for environmental projects less than \$5 million. Representatives from the Department of Public Works and Environmental Services (DPWES) received the Project of the Year Award at an American Public Works Association awards ceremony on May 13, 2010. The Methanol Feed Facility is part of the County's aggressive Enhanced Nutrient Reduction program and will enhance nitrogen removal from the NCPCP effluent to Pohick Creek, the Potomac River, and ultimately the Chesapeake Bay. The reduction of total nitrogen discharge is a critical element in improving the water quality of the Chesapeake Bay.

The project team consisted of staff from the DPWES (Planning and Design Division, Construction Management Division, and Wastewater Treatment Division), the design consultant (CH2M-Hill), and the construction contractor (American Contracting and Environmental Services, Inc.). The construction of the Methanol Feed Facility was completed in early 2008. The project was completed safely, on schedule, and within the project budget.

In selecting this project for the award, the American Public Works Association recognized the innovative design features of the Methanol Feed Facility, the challenges of construction while continuously operating the NCPCP, and the high quality of the completed construction.

FISCAL IMPACT:

None.

ENCLOSED DOCUMENTS:

None.

STAFF:

Robert A. Stalzer, Deputy County Executive  
James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)  
Howard J. Guba, Deputy Director, DPWES

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## INFORMATION -5

### Contract Award – Rice Associates, Inc. for Land Surveying and Related Professional Services

Professional services contracts are needed to provide surveying for various Fairfax County projects in support of the Capital Improvement Program. It is proposed that the County enter into contractual agreement with Rice Associates, Inc. to perform this work.

The Department of Public Works and Environmental Services (DPWES) issued a Request for Qualifications (RFQ) for surveying services. The RFQ stated the intent to award one or more contracts with a combined ceiling amount of \$1,500,000 per year to provide surveying services. A total of eight firms were interviewed. This is the first of three contracts to be recommended for award. This contract has an upset limit of \$500,000, and is for one-year or until all funds have been authorized, whichever occurs first. The County has an option to renew the contract for two additional years. Rice Associates, Inc. will be issued task orders for individual projects by the County.

The firm was selected in accordance with the guidelines contained in the Fairfax County Purchasing Resolution. The Department of Tax Administration has verified that Rice Associates, Inc. is located in Prince William County and is not required to have a Fairfax County Business, Professional and Occupational License.

Unless otherwise directed by the Board of Supervisors, the Department of Public Works and Environmental Services will proceed to award this contract to Rice Associates, Inc. in the amount of \$500,000 annually.

#### FISCAL IMPACT:

Funding for this contract will be available from the applicable projects for which the land surveying service is required. The amount of funding and the funding source will be identified prior to authorizing each task. DPWES will authorize individual task orders as these are identified.

#### ENCLOSED DOCUMENTS:

Attachment 1 - List of Awardees and other firms interviewed  
(Copy of contract is available in the Office of the Clerk to the Board)

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STAFF:

Robert A. Stalzer, Deputy County Executive

James W. Patteson, Director, Public Works and Environmental Services (DPWES)

Howard J. Guba, Deputy Director, DPWES

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INFORMATION - 6

Quarterly Status Report on the Board's Second Four-Year Transportation Program

On October 15, 2007, the Board of Supervisors approved their Second Four-Year Transportation Program for FY 2008 through FY 2011. Supported by the \$110 million Transportation Bond approved by voters in November 2007, the Second Four-Year Plan is multi-modal and includes projects for major roadways, pedestrian and spot improvements, and transit. The Plan also includes innovative project design and delivery and programs designed to serve special populations. In addition to the 2007 Transportation Bond Projects, the Second Four-Year Plan also includes a number of projects funded through partnerships with State, Federal, and Regional agencies. The Second Four-Year Transportation Plan is designed to enhance mobility, promote safety, and create choices for the commuting public. The Plan seeks to follow an ambitious schedule to implement these projects and programs within a four-year timeframe.

This report has been compiled by Fairfax County Department of Transportation (FCDOT) staff in consultation with their implementation partners in the Department of Public Works and Environmental Services (DPWES) and the Virginia Department of Transportation (VDOT) Northern Virginia District.

Staff provides a status update every quarter for the Four-Year Program and an annual report in the winter on all active transportation projects. The status reports are posted on the FCDOT website following the Board's review.

ENCLOSED DOCUMENTS:

Attachment 1: June 2010 Status Report on the Fairfax County Board of Supervisors' Four-Year Transportation Program for FY 2008 through FY 2011

STAFF:

Robert A. Stalzer, Deputy County Executive  
James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)  
Howard J. Guba, Deputy Director, DPWES  
Katharine D. Ichter, Director, Fairfax County Department of Transportation (FCDOT)  
Larry L. Ichter, Chief, Transportation Design Division, FCDOT  
Eric Teitelman, Chief, Capital Projects and Operations Division, FCDOT  
Karyn L. Moreland, Chief, Capital Projects Section, FCDOT  
Brent Payne, Capital Projects Section, FCDOT

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## INFORMATION – 7

### Contract Award – Packard Center Improvements (Mason District)

Three (3) sealed bids, for replacement of wood windows, replacement of the oil heating system with natural gas, repairs and replacement of HVAC system components, associated electrical and plumbing improvements, and interior finishes as required due to repairs at Packard Center, Project 474408, Park and Building Renovation, in Fund 370, Park Authority Bond Construction, were received and opened on June 23, 2010, as detailed in Attachment 1.

This project is included in the FY2011 – FY 2015 Adopted Capital Improvement Program.

The lowest bidder was determined to be non-responsive. The lowest responsive and responsible bidder is Garcete Construction Company, Inc. of Bladensburg, Maryland. Their total bid of \$254,500 is \$10,500, or 3.9 percent below the Park Authority's pre-bid cost estimate of \$265,000. The second and highest bid of \$376,200 is \$121,700, or 47.8 percent above the lowest responsive and responsible bid.

Based on their financial capability and construction experience, Garcete Construction Company, Inc., is considered to be a responsible contractor and holds an active Virginia Class A Contractor's license.

The Department of Tax Administration has verified that Garcete Construction Company, Inc. is not required to have a Fairfax County Business, Professional and Occupational License (BPOL).

On July 14, 2010, 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 Garcete Construction Company, Inc., in the amount of \$254,500.

#### FISCAL IMPACT:

Funding in the amount of \$336,755 is necessary to award this contract and to fund the associated contingency and other project related costs. Funding is currently available in the amount of \$336,755 in Project 474408, Park and Building Renovation, in Fund 370,

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Park Authority Bond Construction, to award this contract, and to fund the associated contingency, administrative costs, and other project related costs.

ENCLOSED DOCUMENTS:

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

STAFF:

Robert A. Stalzer, Deputy County Executive  
John W. Dargle Jr., Director, Park Authority

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11:15 a.m.

Matters Presented by Board Members

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12:05 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. *Kerry R. Jackson v. Fairfax County, Virginia*, Civil Action No. 1:10cv478 (E.D. Va.)
  - 2. *Salvatore J. Culosi, et al., v. Fairfax County, Virginia, et al.*, Case No. 1:07CV266 (E.D. Va.)
  - 3. *Victoria Insurance Company as Subrogee of Donnita Nicholas v. Fairfax County Police Department and M. G. Richa*, Case No. GV10-010700 (Fx. Co. Gen. Dist. Ct.)
  - 4. *NorthStar Foundation Inc., v. County of Fairfax, et al.*, Case No. CL-2010-0006314 (Fx. Co. Cir. Ct.) (Braddock District)
  - 5. *Gerardo Ortega v. Fairfax County Department of Family Services*, Record Nos. 2455-09-4, 2456-09-4, 2457-09-4, 2458-09-4 (Va. Ct. App.)
  - 6. *Robert D. Scrimshaw v. County of Fairfax*, Record. No. 0379-10-4 (Va. Ct. App.) (Lee District)
  - 7. *Eileen M. McLane, Fairfax County Zoning Administrator v. Jose Hernandez and Paula Argueta*, Case No. CL-2010-0004450 (Fx. Co. Cir. Ct.) (Mason District)

8. *Michael C. Judge and Doris Y. Judge v. Fairfax County Board of Supervisors*, Case No. CL-2007-0003562 (Fx. Co. Cir. Ct.) (Sully District)
9. *Eileen M. McLane, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Scott W. Pruitt*, Case No. CL-2009-0013751 (Fx. Co. Cir. Ct.) (Springfield District)
10. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Ronald Tonstad*, Case No. CL-2009-0013132 (Fx. Co. Cir. Ct.) (Mason District)
11. *Eileen M. McLane, Fairfax County Zoning Administrator v. Arturo Castellon*, Case No. CL-2008-0004426 (Fx. Co. Cir. Ct.) (Springfield District)
12. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Leo S. Morrison, Jr.*, Case No. CL-2008-0012787 (Fx. Co. Cir. Ct.) (Dranesville District)
13. *Eileen M. McLane, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Joseph J. Dunn*, Case No. CL-2010-0002477 (Fx. Co. Cir. Ct.) (Lee District)
14. *Eileen M. McLane, Fairfax County Zoning Administrator v. Mery Raquel Vilcapoma Inga, Hung Nguyen, and Hiep Nguyen*, Case No. CL-2008-0006906 (Fx. Co. Cir. Ct.) (Mason District) (Strike Team Case)
15. *Eileen M. McLane, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Sonia Montecinos and Ruben Perez*, Case No. CL-2007-0007570 (Fx. Co. Cir. Ct.) (Lee District)
16. *Eileen M. McLane, Fairfax County Zoning Administrator v. Andrea Ventura and Isabel Blanco*, Case No. CL-2007-0010664 (Fx. Co. Cir. Ct.) (Providence District)
17. *Eileen M. McLane, Fairfax County Zoning Administrator v. Paul M. Clark, Sr., and Carolyn Thorne-Clark*, Case No. CL-2010-0000346 (Fx. Co. Cir. Ct.) (Lee District)

18. *Eileen M. McLane, Fairfax County Zoning Administrator v. Yun Su Sheue and Hao Kang Chen*, Case No. CL-2009-0014559 (Fx. Co. Cir. Ct.) (Braddock District)
19. *Eileen M. McLane, Fairfax County Zoning Administrator v. Victor I. Garcia and Sandra Arze*, Case No. CL-2010-0005026 (Fx. Co. Cir. Ct.) (Mason District)
20. *Eileen M. McLane, Fairfax County Zoning Administrator v. Servet Dag and Cemile Dag*, Case No. CL-2009-0007699 (Fx. Co. Cir. Ct.) (Springfield District)
21. *Eileen M. McLane, Fairfax County Zoning Administrator v. Barbara McMurray*, Case No. CL-2010-0003307 (Fx. Co. Cir. Ct.) (Mount Vernon District)
22. *Eileen M. McLane, Fairfax County Zoning Administrator v. Juliette Mendonca*, Case No. CL-2010-0002418 (Fx. Co. Cir. Ct.) (Providence District) (Strike Team Case)
23. *Eileen M. McLane, Fairfax County Zoning Administrator v. Marcelo J. Via*, Case No. CL- 2010-0002566 (Fx. Co. Cir. Ct.) (Providence District)
24. *Eileen M. McLane, Fairfax County Zoning Administrator v. Tri Anh Dang and Anh Tru Nguyen*, Case No. CL-2010-0003130 (Fx. Co. Cir. Ct.) (Mason District)
25. *Eileen M. McLane, Fairfax County Zoning Administrator v. Aaron T. Knight and Mary F. Knight*, Case No. CL-2010-0009322 (Fx. Co. Cir. Ct.) (Lee District)
26. *Eileen M. McLane, Fairfax County Zoning Administrator v. Bahram Forouzanfar*, Case No. CL-2010-0009636 (Fx. Co. Cir. Ct.) (Mason District)
27. *Eileen M. McLane, Fairfax County Zoning Administrator v. Jose A. Machuca*, Case No. CL-2010-0009688 (Fx. Co. Cir. Ct.) (Mason District)
28. *Eileen M. McLane, Fairfax County Zoning Administrator v. Kim-Dung Le and Sang V. Ha*, Case No. CL-2010-0009686 (Fx. Co. Cir. Ct.) (Mason District)

29. *Eileen M. McLane, Fairfax County Zoning Administrator v. Estella A. Hernandez and Lawrence Behery*, Case No. CL-2010-0009727 (Fx. Co. Cir. Ct.) (Lee District)
30. *Eileen M. McLane, Fairfax County Zoning Administrator v. Qaiser Iqbal and Nausheen Iqbal*, Case No. CL-2010-0010044 (Fx. Co. Cir. Ct.) (Mason District)
31. *Eileen M. McLane, Fairfax County Zoning Administrator v. Memorial Venture, LLC*, Case Nos. 10-0010997 and 10-0010998 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
32. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Kathleen M. Jansen*, Case Nos. 10-0006293 and 10-0006294 (Fx. Co. Gen. Dist. Ct.) (Mason District)
33. *Dr. Charles M. Anderson, P.E. v. Virginia Department of Professional and Occupational Regulation and Department of Public Works, Fairfax County, Virginia*, Case No. GV-2010-0009045 (Pr. Wm. Co. Gen. Dist. Ct.) (Providence District)
34. *Michael R. Congleton, Property Maintenance Code Official For Fairfax County, Virginia v. Mark Wiseman*, Case No. 10-0015772 and 10-0015773 (Fx. Co. Gen. Dist. Ct.) (Springfield District)

Board Agenda Item  
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3:00 p.m.

Public Hearing on RZ 2009-MV-018 (Scannell Properties # 117, LLC and Scannell Properties #82, LLC) to Rezone from R-1 and I-6 to I-5 to Permit Industrial Development with an Overall Floor Area Ratio (FAR) of 0.09, Located on Approximately 117.42 Acres, Mount Vernon District

The application property is located in the southwest quadrant of the intersection of Cinderbed Road and Fairfax County Parkway and north side of Telegraph Road, Tax Map 99-4 ((8)) 1, 2, 3B, 4 and 5; 108-1 ((12)) 6,7A and 7B.

PLANNING COMMISSION RECOMMENDATION:

The Planning Commission hearing will be held on July 22, 2010. The Commission's recommendation will be forwarded to the Board of Supervisors subsequent to that date.

ENCLOSED DOCUMENTS:

None. Staff Report previously furnished.

STAFF:

Regina Coyle, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)  
St. Clair Williams, Staff Coordinator, Zoning Evaluation Division, DPZ

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Board Agenda Item  
July 27, 2010

3:30 p.m.

Board Decision on Proposed Area Plans Review Items 08-III-7UP, 08-III-11UP, and 08-III-12UP Located North of the Dulles Toll Road and East of the Fairfax County and Loudoun County Boundary (Dranesville District)

ISSUE:

Area Plans Review (APR) 08-III-7UP, 08-III-11UP and 08-III-12UP address almost 50 acres of the portion of Route 28/ CIT Transit Station Area that is located north of the Dulles Toll Road. The 25.49 acre area addressed by APR 08-III-11UP that includes the Center for Innovative Technology (CIT) is planned for institutional use with an option for residential and non-residential mixed use at an intensity up to 1.0 FAR. The 21.99 acre area addressed by APR 08-III-7UP and 08-III-12UP is planned in part for office, research and development, hotel or conference center with community serving retail at an intensity up to .50 FAR and in part for office, research and development up to .25 FAR. As an option, mixed use at an unspecified higher intensity may be appropriate subject to transit implementation and coordinated development with land in Loudoun County. The nominations propose transit-related options for residential, office, hotel, institutional and retail uses with an overall intensity up to 2.0 FAR for APR# 08-III-7UP and 08-III-12UP and an overall intensity up to 2.17 FAR for APR# 08-III-11UP. Changes to the Transportation Plan are also being considered.

On May 25, 2010, the Board of Supervisors deferred decision on this item to July 13, 2010 to allow additional time for discussion. On July 13, 2010 the Board of Supervisors deferred decision on this item until July 27, 2010 to allow property owners more time to resolve transportation issues associated with Innovation Avenue.

PLANNING COMMISSION RECOMMENDATIONS:

On Thursday, May 13, 2010, the Planning Commission voted 7-0-1 (Commissioner de la Fe abstaining; Commissioners Alcorn, Harsel, Litzenberger, and Sargeant absent from the meeting) to recommend that the Board of Supervisors approve the Planning Commission alternative for APR items 08-III-7UP, 08-III-11UP, and 08-III-12UP, as found on pages 1-28 of the attached handout dated May 13, 2010 (Attachment I).

The Commission also voted unanimously (Commissioners Alcorn, Harsel, Litzenberger, and Sargeant absent from the meeting) to recommend that the Board of Supervisors adopt the following motions:

1. The proposed Route 28/CIT Plan text recommends that the northern pedestrian landing connecting to the Metro station, and the bus and kiss and ride facilities be located in Land Unit A (CIT property). If this recommendation is supported by the

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Board of Supervisors, the Planning Commission recommends the immediate authorization of a Plan amendment to replan the County-owned 9.6 acre parcel in Land Unit D (former Land Unit C) for public parks or public facilities use. Currently, it is recommended as the site for commuter facilities to serve transit. The evaluation of the parcel for public parks should include analysis of whether the parcel is suitable for a recreation center or alternatively, a police station.

2. The Planning Commission recommends the continuation of the interjurisdictional collaboration among Fairfax County, the Town of Herndon and Loudoun County to consider:
  - o coordination and prioritization of all transportation improvements (road expansion, extensions, new roadways, traffic signal coordination, traffic calming devices, etc.) in the intercounty area surrounding the Rt. 28 Metro station. These should include funding considerations on contributions allocated by the member jurisdictions and the developers in this area to phase the needed transportation improvements identified for this area.
  - o a regional trails planning effort to provide better connections from the Rt. 28/CIT Metro station, including outreach to trail and bicycle groups with the objective of creating pedestrian and bicycle links to areas within Fairfax County, Loudoun County and the Town of Herndon;
  - o realigning Innovation Avenue in Loudoun County to foster the creation of a grid street pattern;
  - o a coordinated approach to preserving environmentally sensitive features especially those associated with the Horse Pen Creek Watershed, which spans Fairfax and Loudoun Counties; and
  - o creation of a multi-jurisdictional TDM program and identify the best methods to monitor the achievement of regional and individual TDM measures.
3. The Planning Commission recommends that there be confirmation that adequate police, fire, rescue and parks and recreational services will be provided in the RT/28 CIT area, based on adopted standards in the Fairfax County Comprehensive Plan (such as location and response time). If needed, investigate the option of pursuing agreements with Loudoun County to provide these services, while also considering the possibility of providing as many of these services as possible on site.
4. The Planning Commission recommends a Fairfax County outreach effort to trail and bicycle groups with the objective of creating pedestrian and bicycle links to provide better connections to the Rt. 28/CIT Metro station from surrounding areas within Fairfax County, Loudoun County and the Town of Herndon.

**RECOMMENDATION:**

Consistent with the Dranesville APR Task Force recommendation, the County Executive recommends the adoption of the nominations with a lesser level of planned intensity than

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what was originally nominated. Based on radial distance to the Metro platform, these intensities are up to 2.8 FAR within the ¼ mile, up to 1.6 FAR within the ½ mile and up to .50 FAR beyond the ½ mile. Further, the Metro station entrance is recommended to be relocated and incorporated into the CIT site to achieve an integration of the Metro entrance with transit-oriented development (TOD).

Specifically, the County Executive recommends that the Board of Supervisors adopt the Planning Commission recommendation for APR Items 08-III-7UP, 08-III-11UP and 08-III-12UP as shown on Attachment I. This alternative is consistent with the Task Force and staff recommendations and supports a mix of uses and intensity that creates a compact pedestrian oriented environment that takes advantage of its close proximity to a future Metro station.

TIMING:

Planning Commission public hearing – March 18, 2010

Planning Commission decision – May 13, 2010

Board of Supervisors public hearing – Deferred for decision only from May 25, 2010 to July 27, 2010

BACKGROUND:

The Board of Supervisors designated 2008-2009 as the years to review and evaluate the Comprehensive Plan for the northern part of the County.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment I: Planning Commission Verbatim

Attachment II: Staff Report for APR Items 08-III-7UP, 08-III-11UP and 08-III-12UP (previously delivered separate from package and available online at

[http://www.fairfaxcounty.gov/dpz/apr/2008northcounty/finalstaffreports/7up\\_11up\\_12up.pdf](http://www.fairfaxcounty.gov/dpz/apr/2008northcounty/finalstaffreports/7up_11up_12up.pdf) )

Attachment III: Staff Report for APR Items 08-III-7UP, 08-III-11UP and 08-III-12UP:

Transportation Addendum (previously delivered separate from package and available online at [http://www.fairfaxcounty.gov/dpz/apr/2008northcounty/finalstaffreports/7up\\_11up\\_12up-addendum.pdf](http://www.fairfaxcounty.gov/dpz/apr/2008northcounty/finalstaffreports/7up_11up_12up-addendum.pdf) )

Attachment IV: Dranesville District APR Task Force Report for APR 08-III-7UP, 08- III-11UP and 08-III-12UP (previously delivered separate from package and available online at [http://www.fairfaxcounty.gov/dpz/apr/2008northcounty/tfreports/7up\\_11up\\_12up2.pdf](http://www.fairfaxcounty.gov/dpz/apr/2008northcounty/tfreports/7up_11up_12up2.pdf) )

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STAFF:

James P. Zook, Director, Department of Planning and Zoning (DPZ)  
Katherine D. Ichter, Director, Department of Transportation (FCDOT)  
Fred R. Selden, Director, Planning Division (PD), DPZ

Board Agenda Item  
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3:30 p.m.

Public Hearing on SEA 83-V-076 (Board of Supervisor's Own Motion) to Amend SE 83-V-076 Previously Approved for a Public Benefit Association to Permit Construction of a Storage Structure and Site Modifications and Associated Modifications Development Conditions, Located on Approximately 7.7 Acres Zoned R-8, Mount Vernon District

The application property is located at 9518 Richmond Highway Tax Map 107-4 ((1)) 34 and 107-4 ((5)) 4.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, June 30, 2010, the Planning Commission voted unanimously (Commissioner de la Fe absent from the meeting) to recommend the following actions to the Board of Supervisors:

- Approval of SEA 83-V-076, subject to the proposed Development Conditions dated June 16, 2010;
- Waiver of all the requirements of Sect. 17-201 of the Zoning Ordinance to permit what is shown on the SEA Plat;
- Modification of the transitional screening requirements along all property lines in favor of that shown on the SEA Plat; and
- Waiver of the barrier requirements along the eastern, western, and southern property lines and modification of the barrier requirements along the northern property line, in favor of that shown on the SEA Plat.

ENCLOSED DOCUMENTS:

None. Staff Report previously furnished.

STAFF:

Regina Coyle, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)  
Brenda Cho, Staff Coordinator, Zoning Evaluation Division, DPZ

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3:30 p.m.

Public Hearing on SE 2010-MA-007 (Safeway, Inc.) to Permit Waiver of Certain Sign Regulations, Located on Approximately 10.57 Acres Zoned C-7, CRD and SC, Mason District

The application property is located at 6118 Arlington Boulevard Tax Map 51-4 ((1)) 2B.

PLANNING COMMISSION RECOMMENDATION:

The Planning Commission public hearing will be held on July 22, 2010. The Commission's recommendation will be forwarded to the Board of Supervisors subsequent to that date.

ENCLOSED DOCUMENTS:

None. Staff Report previously furnished.

STAFF:

Regina Coyle, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)  
Tracy Strunk, Senior Staff Coordinator, Zoning Evaluation Division, DPZ

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3:30 p.m.

Public Hearing on SEA 82-C-116 (Cellco Partnership D/B/A Verizon Wireless) to Amend SE 82-C-116 Previously Approved for an Electric Substation, Transformer, Distribution Center and Uses in a Floodplain to Permit Addition of a Telecommunication Facility, Located on Approximately 10.34 Acres Zoned R-E, Hunter Mill District

The application property is located at 1977 Hunter Mill Road Tax Map 27-2 ((1)) 13.

Also under the Board's Consideration will be the applicant's Water Quality Exception Request # 5234-WRPA-001-1 under Section 118-6-9 (Chesapeake Bay Preservation Ordinance) of Chapter 118 of the Code of the County of Fairfax to permit encroachment within a Resource Protection Area (RPA).

PLANNING COMMISSION RECOMMENDATION:

The Planning Commission public hearing was held on July 15, 2010. The Commission deferred its decision to Thursday, July 22, 2010. The Commission's recommendation will be forwarded to the Board of Supervisors subsequent to that date.

ENCLOSED DOCUMENTS:

None. Staff Report previously furnished.

STAFF:

Regina Coyle, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)  
Suzianne Zottl, Staff Coordinator, Zoning Evaluation Division, DPZ

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3:30 p.m.

Public Hearing on SE 2010-HM-004 (Sailini Magapu Lohia and Sandeep Lohia) to Permit a Private School of General Education, Nursery School and Child Care Center with a Maximum Enrollment of 99 Children, Located on Approximately 4.50 Acres Zoned R-1, Hunter Mill District

The application property is located at 1629 Beulah Road Tax Map 28-1 ((1)) 13.

PLANNING COMMISSION RECOMMENDATION:

The Planning Commission public hearing was held on July 15, 2010. The Commission deferred its decision to Thursday, July 22, 2010. The Commission's recommendation will be forwarded to the Board of Supervisors subsequent to that date.

ENCLOSED DOCUMENTS:

None. Staff Report previously furnished.

STAFF:

Regina Coyle, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)  
St. Clair Williams, Staff Coordinator, Zoning Evaluation Division, DPZ

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3:30 p.m.

Public Hearing on RZ 2009-MV-023 (INOVA Health Care Services) to Rezone from C-3 to PDC to Permit Commercial Development with an Overall Floor Area Ratio of 0.40, Located on Approximately 14.55 Acres, Mount Vernon District

The application property is located in the southeast quadrant of the intersection of Lorton Road and Sanger Street and west of I-95, Tax Map 107-4 ((1)) 75A, 77-82.

PLANNING COMMISSION RECOMMENDATION:

The Planning Commission public hearing was held on July 15, 2010. The Commission deferred its decision to Thursday, July 22, 2010. The Commission's recommendation will be forwarded to the Board of Supervisors subsequent to that date.

ENCLOSED DOCUMENTS:

None. Staff Report previously furnished.

STAFF:

Regina Coyle, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)  
St. Clair Williams, Staff Coordinator, Zoning Evaluation Division, DPZ

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July 27, 2010

4:00 p.m.

Public Hearing on Proposed Plan Amendment ST08-I-MS1; INOVA Fairfax Hospital and Property Located West of Gallows Road, and North of Woodburn Road (Providence District)

ISSUE:

Plan Amendment ST08-I-MS1 involves an approximately 66-acre site currently developed with the Inova Fairfax Hospital campus, the Woodburn Center for Community Mental Health, and Woodburn Place. The site is generally located north of Woodburn Road, south of the Amberleigh neighborhood, east of the Woodburn Village Condominiums, and west of Gallows Road in the Merrifield Suburban Center. The property is currently planned and approved for up to .8 FAR (with approximately 2.3 million square feet) of public facility and institutional uses. The proposed Plan Amendment would revise the Comprehensive Plan recommendations for the site to add an option for additional medical care and related uses up to 1.0 FAR (approximately 2.9 million square feet). The Northern Virginia Mental Health Institute is located within the same land unit as the subject property, immediately to the west of the hospital, but is not included in this Plan Amendment. The staff report is included as Attachment 3.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, June 23, 2010, the Planning Commission voted unanimously (Commissioners Alcorn, Donahue, Flanagan, Litzenberger, and Sargeant absent from the meeting) to recommend that the Board of Supervisors adopt Plan Amendment ST08-I-MS1, as set forth in the staff report dated June 9, 2010, with modifications to the energy efficiency and conservation strategies language and to the recommendation to accommodate full-sized buses on the new connector road, as described in the handout dated June 23, 2010 (Attachment 1). A clean copy (without edits shown) of the Planning Commission recommended Plan language is included as Attachment 2.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors adopt the Planning Commission recommendation as shown in Attachment 2.

TIMING:

Planning Commission public hearing– June 23, 2010  
Board of Supervisors' public hearing – July 27, 2010

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BACKGROUND:

On January 7, 2008, the Board of Supervisors authorized a Special Planning Study for the Woodburn Center for Mental Health and the adjoining County and Inova-owned properties and the Inova Fairfax Hospital campus. The proposed Plan Amendment considers additional medical care facility and related uses up to 1.0 FAR on the subject property. The additional development would be comprised of approximately 577,780 square feet of hospital and ambulatory care uses. The proposed Plan option is conditioned on Inova Fairfax Hospital and Fairfax County reaching an agreement to relocate the Woodburn Mental Health Center services to a location outside of the sub-unit. The additional development proposed would be located to the south of the hospital, and would utilize the existing Woodburn Mental Health Center site. On April 6, 2010, the Board of Supervisors directed staff to forward any proposed comprehensive plan changes to the Fairfax-Falls Church Community Services Board (CSB) and the Health Care Advisory Board (HCAB) for review and comment. The CSB, HCAB, and the Health Department provided input into the proposed plan language.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment 1 - Planning Commission Verbatim and June 23, 2010 handout  
Attachment 2 - Planning Commission Recommended Plan Language  
Attachment 3 - Staff Report for Proposed Plan Amendment ST08-I-MS1

STAFF:

James Zook, Director, Department of Planning and Zoning (DPZ)  
Fred Selden, Director, Planning Division, DPZ  
Chris Caperton, Planner V, DPZ  
Leanna O'Donnell, Planner III, DPZ

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4:00 p.m.

Public Hearing on Proposed Policy Plan Amendment S10-CW-1CP on Disturbances to Environmental Quality Corridors

ISSUE:

Plan Amendment (PA) S10-CW-1CP proposes amending the Policy Plan element of the Comprehensive Plan to revise text related to disturbances to Environmental Quality Corridors (EQCs).

PLANNING COMMISSION RECOMMENDATION:

On June 2, 2010, the Planning Commission voted unanimously (Commissioner Murphy absent from the meeting) to recommend that the Board of Supervisors adopt amendment S10-CW-1CP as set forth on Pages 11 through 15 in the staff report dated May 13, 2010.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors approve the Plan Amendment as set forth in the Staff Report dated May 13, 2010 and as recommended by the Planning Commission.

TIMING:

Planning Commission public hearing – June 2, 2010  
Planning Commission decision – June 2, 2010  
Board of Supervisors' public hearing – July 27, 2010

BACKGROUND:

On February 23, 2009, the Board of Supervisors (Board) requested staff, in coordination with the Planning Commission, Environmental Quality Advisory Council (EQAC) and stakeholders, to conduct a thorough review of the EQC policy as it relates to proposals for disturbances within EQCs. The request followed the Board's review and approval of the Aerospace zoning application (PCA 78-S-063-6/SE 2008-SU-026), which generated questions regarding the extent to which the EQC policy should accommodate significant disturbances to EQCs beyond what is anticipated by the current Plan guidance, where such disturbances are part of an overall package that could be considered to have, in balance, environmental benefits. In its direction to staff, the Board specified that the

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review should ensure “that the county has a policy that remains both functional and true to the spirit of environmental preservation and restoration.”

The Planning Commission’s Environment Committee conducted a thorough review of this issue with staff, representatives of EQAC and others. This review included a January 6, 2010 public workshop on a “strawman” draft amendment. The proposed amendment is a slight revision to that strawman draft, with the revisions based on comments received in conjunction with the workshop. Both the strawman draft and a comprehensive set of responses to comments from the workshop are on the Planning Commission’s Web site and are referenced in the Staff Report.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment I – Planning Commission verbatim and recommendation

Attachment II – Staff Report for Proposed Plan Amendment S10-CW-1CP

STAFF:

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

Fred R. Selden, Director, Planning Division (PD), DPZ

Pamela G. Nee, Chief, Environment and Development Review Branch, PD, DPZ

Noel H. Kaplan, Senior Environmental Planner, PD, DPZ

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4:00 p.m.

Public Hearing on Proposed Amendments to Chapter 112 (Zoning Ordinance) and Appendix A of *The Code of the County of Fairfax, Virginia*, and the Public Facilities Manual RE: National Flood Insurance Program

ISSUE:

Board adoption of proposed amendments to Chapter 112 (Zoning Ordinance) and Appendix A of *The Code of the County of Fairfax, Virginia* (County Code), and the Public Facilities Manual (PFM). The proposed amendments address issues related to the County's participation in the National Flood Insurance Program (NFIP) and the consistency of the County's floodplain regulations with the requirements of the NFIP.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, June 30, 2010, the Planning Commission voted unanimously (Commissioner de la Fe absent from the meeting) to recommend that the Board adopt the proposed amendments to the Zoning Ordinance, Appendix A of the County Code, and the PFM, as contained in the staff report dated June 8, 2010, with the three changes to proposed new Sect. 2-906 (Definitions) of the Zoning Ordinance as set forth in Attachment I.

RECOMMENDATION:

The County Executive recommends that the Board adopt the proposed amendments to the Zoning Ordinance, Appendix A of the County Code, and the PFM as recommended by the Planning Commission and that the amendments become effective at 12:01 a.m. on September 17, 2010.

The proposed amendments have been prepared by Department of Public Works and Environmental Services and coordinated with the Department of Planning and Zoning and the Office of the County Attorney. The proposed amendment to the PFM has been recommended for approval by the Engineering Standards Review Committee.

TIMING:

Board action is requested on July 27, 2010. On June 8, 2010, the Board authorized the advertising of public hearings. The Planning Commission held a public hearing on June 30, 2010. The amendments will become effective at 12:01 a.m. on September 17, 2010. As a condition of continued eligibility in the NFIP, the County is required to adopt

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or show evidence of adoption of floodplain management regulations that meet NFIP requirements prior to September 17, 2010.

**BACKGROUND:**

The County has participated in the NFIP, administered by the Federal Emergency Management Agency (FEMA), since January 8, 1972, when the initial County Flood Insurance Study (FIS) became effective. The NFIP makes flood insurance available to County property owners and the County must meet certain minimum floodplain management criteria to participate in the NFIP. Because flood insurance is not otherwise available from insurance companies, property owners would not have access to flood insurance without the NFIP. The County also participates in the NFIP Community Rating System (CRS) under which the County has received a Class 7 rating, the highest in Virginia, for its floodplain management program. The Class 7 rating qualifies policy holders for a 15 percent discount in the premium cost of flood insurance. Flood insurance is required for any building that has a federally-backed mortgage located in a flood hazard area depicted on the County's Flood Insurance Rate Map (FIRM). Federally-backed mortgages include mortgages from banks where deposits are insured by the Federal Deposit Insurance Corporation. As a result, virtually all buildings with mortgages in flood hazard areas require flood insurance. Under the NFIP, flood insurance is also available for structures located outside of identified flood hazard areas at reduced rates.

The current FIS and FIRM have been in effect since March 5, 1990. On August 4, 2003, the Board authorized the County Executive, on behalf of the County, to sign a Cooperating Technical Partners (CTP) agreement with FEMA to partner in updating the County's FIRM. Since then, County staff has worked with FEMA to update the County's FIS and associated FIRM. The updated FIS and FIRM have been completed and will become effective on September 17, 2010. As a condition of continued eligibility in the NFIP, the County is required to adopt or show evidence of adoption of floodplain management regulations that meet NFIP requirements prior to the effective date (See attached letter from FEMA to Chairman Bulova). The next step in the process is for the County to formally adopt the new FIS and FIRM by incorporating a specific reference to them in the County Zoning Ordinance along with the other proposed amendments. Once the amendments to the Zoning Ordinance and PFM have been adopted, they will be forwarded to the State Floodplain Coordinator and FEMA. The County eventually will receive an acknowledgement from FEMA that the County's Floodplain Management Program is in compliance with the requirements of the NFIP. A copy of the draft amendments and existing County floodplain regulations were provided to the State Floodplain Coordinator for a preliminary review to identify any additional changes that might be needed to fully comply with the NFIP requirements in 44 CFR § 60.3(c). Based on that review, staff believes that all the requirements of 44 CFR § 60.3(c) will

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have been satisfactorily addressed by provisions in the Virginia Uniform Statewide Building Code (USBC), the Zoning Ordinance, or the PFM upon adoption of the proposed amendments.

The revised FIS includes new hydrologic and hydraulic analyses of Cameron Run from its confluence with the Potomac River to 5,600 feet upstream of the confluence of Pike Branch and a storm surge study of the tidal portions of the Potomac River (both provided by United States Army Corps of Engineers. For consistency with the restudies, several of the sheets delineating floodplains along Cameron Run, Hunting Creek, and the Potomac River contained in Appendix A of the County Code previously adopted by the Board are proposed to be deleted. In addition, the FIRM database has been digitized to create a Digital Flood Insurance Rate Map (DFIRM) which provides a more accurate representation of the horizontal location of flood boundaries and can be incorporated into the County's Geographic Information System. As a result of these changes, the status of some properties and buildings with respect to being located in or out of the floodplain also will change and some properties currently in the floodplain will be subject to increased flood depths.

A preliminary FIS report and FIRM were released on May 31, 2006. County staff provided initial comments to FEMA on the proposed changes and a revised preliminary FIS and FIRM were released on June 5, 2009. County staff provided a second set of comments to FEMA and the preliminary FIS and FIRM were finalized. Notice of the flood elevations was published in the Federal Register on September 8, 2009, and in the Washington Post on October 2, 2009, and October 9, 2009. Upon expiration of a statutory 90 day appeal period, the County received the Letter of Final Determination dated March 17, 2010, advising that the FIS and FIRM would become effective on September 17, 2010.

Owners of property in or near flood hazard areas depicted on the currently effective FIRM were first notified by letter, in September, 2008, of pending changes to the extent of flood hazard areas. A second mailing was made in July, 2010, to notify property owners that changes to the flood hazard areas will become effective on September 17, 2010, and that these changes may affect their property. Property owners were also informed how to determine if their property is in the new flood hazard area and how to obtain additional information. In addition to the general mailing to property owners in flood hazard areas, a letter was sent to property owners with Letters of Map Amendment (A determination from FEMA that a specific structure is located outside of a flood hazard area depicted on the FIRM.) that would no longer be valid under the new FIRM.

PROPOSED AMENDMENTS:

The proposed amendments to the Zoning Ordinance include provisions that:

- Specify certain administrative responsibilities of the Director with respect to the NFIP.
- When permitted by the floodplain regulations, increases in water surface elevation of more than one foot in a floodplain designated by FEMA must be approved by the Federal Insurance Administrator prior to the approval of construction by the County.
- Incorporate requirements for notification of FEMA, the Department of Conservation and Recreation, and adjacent communities of changes in base flood elevations as appropriate.
- Clarify the requirements for elevation of new and substantially improved dwellings and additions for consistency with FEMA regulations.
- Require that Elevation Certificates, when required, be completed and submitted to the County upon placement of the lowest floor, including basement, and prior to further vertical construction.
- Incorporate explicit requirements that the construction of buildings and structures conform to the requirements of the USBC and that all necessary Federal or State permits be received.
- Incorporate explicit requirements for recreational vehicles located in floodplains.
- Incorporate a specific reference to the new FIS and FIRM in the floodplain definition and also define major floodplain.
- Incorporate definitions specific to NFIP requirements. Where these definitions conflict with existing Zoning Ordinance definitions, clarifications have been added to the existing definitions to identify the circumstances where each applies.

The Planning Commission approved three changes, recommended by staff, to the advertised amendments to proposed new Section 2-906 (Definitions) of the Zoning Ordinance. Two of the changes provide for greater consistency with our current practices, which are more stringent than NFIP minimum requirements, and will allow the definitions to be applied more generally to the floodplain regulations in Part 9 of the Zoning Ordinance. A third change is a simple editorial correction.

The proposed amendment to the PFM:

- Replaces a reference to the Virginia Department of Environmental Quality in the PFM with a reference to DCR and clarifies that notification to FEMA and DCR of major alterations of natural channels is required for FEMA designated floodplains only.

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The proposed amendments to Appendix A of the County Code:

- Delete references to certain sheets in the 1966 USGS floodplain study for segments of the adopted floodplains in Cameron Run that have been superseded by newer information in the FIS and FIRM.

REGULATORY IMPACT:

The proposed amendments are required for the County's continued eligibility in the NFIP and clarify several provisions of the County's floodplain regulations that are necessary to meet FEMA requirements. The regulatory impact is principally the result of changes to the areal extent of the floodplains and/or flood elevations in the new FIS and FIRM and not because of the changes to the regulations. The impact on new construction is minimal because by-right construction of buildings in floodplains is generally prohibited except for additions to existing dwellings constructed prior to July 1, 1978, that are valued at less than 50 percent of the market value of the existing dwelling (non-substantial additions). New buildings and substantial additions to existing dwellings in major floodplains require approval of a special exception by the Board. The primary impact of the new FIS and FIRM is related to the requirement for homeowners with federally backed mortgages to purchase flood insurance. Some properties that currently are not in the floodplain will now be in the floodplain with the converse also being true. As noted in the background section above, affected property owners have been alerted to the pending changes to the FIS and FIRM.

FISCAL IMPACT:

None on County staff or the budget. Insurance premiums will increase for some existing owners when they refinance their mortgages or for new owners because insurance premiums are based on the depth of flooding of the building. Where flood elevations have increased, owners with current flood insurance policies will keep their current rates as long as those policies remain in-force. In addition, owners of buildings in areas where the floodplain limits have been expanded to include them will now have to purchase flood insurance. The cost of flood insurance for a home in the floodplain that is not elevated above the base flood elevation is in the range of \$1,500 - \$2,000 per year for the maximum available coverage of \$250,000. The same coverage for a home elevated 1 - 2 feet above the base flood elevation will be about \$400 - \$600 per year. Insurance for the home's contents is additional and is not required. Because the purchase of flood insurance is not optional for building owners with federally-backed mortgages, the costs are unavoidable.

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ENCLOSED DOCUMENTS:

Attachment I – Recommended Changes to the Advertised Zoning Ordinance  
Amendment dated June 29, 2010

Attachment II – Staff Report Dated June 8, 2010

Attachment IIa - Proposed amendments to the Zoning Ordinance

Attachment IIb - Proposed amendments to Appendix A of the County Code

Attachment IIc - Proposed amendments to the Public Facilities Manual

Attachment III – Letter dated March 17, 2010, from FEMA to Chairman Bulova

Attachment IV - Verbatim

STAFF:

James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)

Howard J. Guba, Deputy Director, DPWES

Michelle Brickner, Acting Director, Land Development Services, DPWES

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July 27, 2010

4:30 p.m.

Public Hearing to Consider an Ordinance Amending County Code Relating to Election Precincts (Mount Vernon District)

ISSUE:

An ordinance that proposes to amend Chapter 7 of the Fairfax County Code to permanently move the polling place for the Marlan precinct.

RECOMMENDATION:

The County Executive recommends adoption of the proposed ordinance.

TIMING:

The Board authorized this public hearing on July 13, 2010. Board action on July 27, 2010, is necessary to provide sufficient time to complete the federal preclearance process in advance of the November 2, 2010, general election.

BACKGROUND:

Virginia Code permits the governing body of each county and city to establish by ordinance as many precincts as it deems necessary with one polling place for each precinct. The Board of Supervisors is authorized to change polling place locations subject to the requirements of Virginia Code Sections 24.2-310 and 24.2-310.1. All registered voters who are affected by a change in their polling place will be mailed a new Virginia Voter Information Card following federal preclearance of the proposed change.

On March 10, 2008, the Board approved an ordinance temporarily moving the polling place for the Marlan precinct from the Martha Washington Library located at 6614 Fort Hunt Road, Alexandria, to the Paul Spring Retirement Community located at 7116 Fort Hunt Road, Alexandria, which would be used while the library was closed for renovation. Since the move in 2008, the Office of Elections has received positive feedback from both the voters and the election officers regarding the polling place at the Paul Spring facility. Although the renovation at the Martha Washington Library has now been completed, the Office of Elections recommends continuing to use the Paul Spring Retirement Community as the permanent polling place for the Marlan precinct.

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FISCAL IMPACT:

None.

ENCLOSED DOCUMENTS:

Attachment 1 - Virginia Code Pertaining to Polling Places

Attachment 2 – Map and Description of Marlan Precinct

Attachment 3 - Proposed Ordinance

STAFF:

Edgardo Cortés, General Registrar

Michael Long, Deputy County Attorney

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4:30 p.m.

Public Hearing on Proposed Area Plans Review (APR) Item 09-I-1A, Located Southeast of the Little River Turnpike and Willow Run Drive Intersection (Mason District)

ISSUE:

Area Plans Review (APR) Item 09-I-1A addresses 8.79 acres of land located southeast of the Little River Turnpike and Willow Run Drive intersection. The nomination proposes to amend the Comprehensive Plan from residential use at 1-2 dwelling units per acre (du/ac) to up to 20,000 square feet of office use and 19,000 square feet of retail use on the northern portion of the subject area, and residential use at 3-4 du/ac on the southern portion.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, June 30, 2010, the Planning Commission voted unanimously (Commissioner de la Fe absent from the meeting) to recommend that the Board of Supervisors approve the staff and Task Force recommendation, as set forth in Attachment I.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors adopt the Planning Commission recommendation for APR Item 09-I-1A.

TIMING:

Planning Commission public hearing - June 16, 2010  
Planning Commission mark-up session - June 30, 2010  
Board of Supervisors' public hearing - July 27, 2010

BACKGROUND:

The Board of Supervisors designated 2009-2010 as the timeframe to review and evaluate recommendations contained in the Comprehensive Plan for the southern part of the County.

The staff analysis and recommendation are found in the Staff Report, Attachment II. The Mason District APR Task Force recommendation is found in Attachment III. The Task Force recommended approval of the nomination with a modification that reduces

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the area for non-residential use from 2.7 acres to 2.0 acres. The final staff recommendation incorporates the Task Force's modification and also reduces the maximum amount of square feet of office or retail or mix of these uses to 30,000 square feet under specified conditions. The staff recommendation also includes an option for residential use at 3-4 du/ac for a portion or the entire nominated area.

FISCAL IMPACT:  
None

ENCLOSED DOCUMENTS:

Attachment I: Planning Commission Verbatim and Recommendation

Attachment II: Staff Report for APR Item 09-I-1A

(and available online at

<http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/finalstaffreports/1a.pdf>)

Attachment III: Mason District APR Task Force Report for APR Item 09-I-1A

(and available online at

<http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/1a.pdf>)

STAFF:

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

Fred R. Selden, Director, Planning Division (PD), DPZ

Pamela G. Nee, Chief, Environment and Development Review Branch, PD, DPZ

Bernard S. Suchicital, Planner II, Environment and Development Review Branch, PD, DPZ

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4:30 p.m.

Public Hearing on Proposed Area Plans Review (APR) Item 09-I-1B, Located Southeast of the Leesburg Pike and Charles Street Intersection (Mason District)

ISSUE:

Area Plans Review (APR) Item 09-I-1B addresses approximately one acre of land located southeast of the Leesburg Pike and Charles Street intersection. The nomination proposes to amend the Comprehensive Plan from office use with an option for townhouse-style office up to .35 Floor Area Ratio (FAR) with consolidation to neighborhood-serving retail use up to .35 FAR with an option for townhouse-style office use up to .50 FAR.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, June 30, 2010, the Planning Commission voted unanimously (Commissioner de la Fe absent from the meeting) to recommend that the Board of Supervisors approve the staff alternative with modifications as shown on the handout dated June 30, 2010 and contained in Attachment I. The modifications emphasize the prohibition of auto-oriented uses, including drive-thru facilities, and the discouragement of restaurant uses.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors adopt the Planning Commission recommendation for APR Item 09-I-1B.

TIMING:

Planning Commission public hearing - June 16, 2010  
Planning Commission mark-up session - June 30, 2010  
Board of Supervisors' public hearing - July 27, 2010

BACKGROUND:

The Board of Supervisors designated 2009-2010 as the timeframe to review and evaluate recommendations contained in the Comprehensive Plan for the southern part of the County.

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The staff analysis is found in the Staff Report, Attachment II. The Mason District APR Task Force recommendation is found in Attachment III. The Task Force recommended approval of the nominator's requested substitution for neighborhood-serving retail up to .125 FAR. The Staff Report includes an alternative that provides an option for office, retail or a mix of these uses up to .25 FAR with conditions. Following the Planning Commission public hearing, the staff alternative was modified to emphasize the prohibition of auto-oriented uses, including drive-thru facilities, and the discouragement of restaurant uses.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment I: Planning Commission Verbatim and Recommendation

Attachment II: Staff Report for APR Item 09-I-1B

(and available online at

<http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/finalstaffreports/1b.pdf>)

Attachment III: Mason District APR Task Force Report for APR Item 09-I-1B

(and available online at

<http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/1b.pdf>)

STAFF:

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

Fred R. Selden, Director, Planning Division (PD), DPZ

Pamela G. Nee, Chief, Environment and Development Review Branch, PD, DPZ

Bernard S. Suchicital, Planner II, Environment and Development Review Branch, PD, DPZ

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4:30 p.m.

Public Hearing on Proposed Area Plans Review (APR) Item 09-I-3B, Located at the Southwestern Terminus of Scoville Road and the Northeastern Terminus of Arnet Street (Mason District)

ISSUE:

Area Plans Review (APR) Item 09-I-3B addresses approximately five acres of land located at the southwestern terminus of Scoville Road and the northeastern terminus of Arnet Street. The nomination proposes to add an option for 33 multi-family affordable dwelling units while retaining the existing Moose Lodge.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, June 30, 2010, the Planning Commission voted unanimously (Commissioner de la Fe absent from the meeting) to recommend that the Board of Supervisors approve the staff alternative for APR 09-I-3B, as shown on the handout dated June 30, 2010 and found in Attachment I.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors adopt the Planning Commission recommendation for APR Item 09-I-3B.

TIMING:

Planning Commission public hearing - June 16, 2010  
Planning Commission mark-up session - June 30, 2010  
Board of Supervisors' public hearing - July 27, 2010

BACKGROUND:

The Board of Supervisors designated 2009-2010 as the timeframe to review and evaluate recommendations contained in the Comprehensive Plan for the southern part of the County.

The staff analysis is found in the Staff Report, Attachment II. The Mason District APR Task Force recommendation is found in Attachment III. The Task Force recommended approval of the nomination with a modification that the number of units be reduced to 22. Consistent with the Task Force recommendation, staff recommends 8-12 dwelling

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units per acre which is equivalent to 16-24 units under specified conditions. Following the Planning Commission public hearing, the staff alternative was modified in response to the nominator's request so that the conditions specify, "To be considered for this option, all units should be affordable dwelling units or workforce housing units or equivalent, access should be from Arnet Street or Poplar Lane, adequate screening and barriers should be included, and low impact development techniques should be used to the extent possible."

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment I: Planning Commission Verbatim and Recommendation

Attachment II: Staff Report for APR Item 09-I-3B

(and available online at

<http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/finalstaffreports/3b.pdf>)

Attachment III: Mason District APR Task Force Report for APR Item 09-I-3B

(and available online at

<http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/3b.pdf>)

STAFF:

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

Fred R. Selden, Director, Planning Division (PD), DPZ

Pamela G. Nee, Chief, Environment and Development Review Branch, PD, DPZ

Bernard S. Suchicital, Planner II, Environment and Development Review Branch, PD, DPZ

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4:30 p.m.

Public Hearing on Proposed Area Plans Review (APR) Item 09-IV-3FS, Located East of Frontier Drive and North of the Franconia-Springfield Parkway (Lee District)

ISSUE:

Area Plans Review (APR) nomination 09-IV-3FS proposes to amend the Comprehensive Plan guidance for Tax Map Parcels 90-2 ((1)) 101A1, 101A2, and 101B. The adopted Plan recommendation for this property is found in guidance provided for Land Unit M of the Franconia-Springfield Transit Station Area. The Plan recommends retail use at an intensity up to 0.30 floor-area ratio (FAR), which has been implemented. Conditions for redevelopment relate to building height, access, and buffering to the adjacent neighborhood, and encourage redevelopment under a single development plan. As an option, the land unit is planned for multi-family residential use at a density up to 20 dwelling units per acre (du/ac). Conditions for redevelopment relate to building height, access, buffering, and structure type, and also encourage redevelopment under a single development plan. The nomination proposes to replan the approximately 20-acre subject area for residential, office, retail mixed-use at an intensity up to 1.8 FAR.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, June 30, 2010, the Planning Commission voted unanimously (Commissioner de la Fe absent from the meeting) to recommend that the Board of Supervisors adopt the staff alternative, as set forth in Attachment II. The Commission's recommendation adds language supporting the idea of redevelopment on the subject area, while recommending that development review occur through a concurrent Plan amendment and rezoning process.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors adopt the Planning Commission recommended text as found on page 113 of the staff report book, dated June 16, 2010.

TIMING:

Planning Commission public hearing- June 16, 2010  
Planning Commission mark-up session- June 30, 2010  
Board of Supervisors' public hearing- July 27, 2010

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BACKGROUND:

The Board of Supervisors designated 2009-2010 as the years to review and evaluate recommendations contained in the Comprehensive Plan for the southern part of the County.

The alternative recommended for APR nomination 09-IV-3FS would add text recognizing that additional development may be justified in the future because of the subject area's proximity to the Franconia-Springfield Transit Station Area. To assure that such development would be compatible with the surrounding area and would achieve the principles of transit oriented development, it is recommended that such a proposal be evaluated through a concurrent Plan amendment request and rezoning application. This recommendation reflects the staff recommendation and is consistent with the APR Task Force. Following Task Force review, staff added additional specification about transitions to the adjacent neighborhood, which is consistent with the Task Force recommendation.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment I: Planning Commission Verbatim and Recommendation

Attachment II: Staff Report for APR item 09-IV-3FS (and available online at <http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/finalstaffreports/3fs.pdf>)

Attachment III: Lee District APR Task Force Report for APR item 09-IV-3FS (and available online at <http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/3fs.pdf> )

STAFF:

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

Fred R. Selden, Director, Planning Division (PD), DPZ

Marianne R. Gardner, Chief, Policy and Plan Development Branch, PD, DPZ

Meghan D. Van Dam, Planner III, Policy and Plan Development Branch, PD, DPZ

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4:30 p.m.

Public Hearing on Proposed Area Plans Review (APR) Item 09-IV-20MV, Located South of Buckman Road, East of Janna Lee Avenue and Generally North of Richmond Highway and Rolling Hills Avenue (Lee District)

ISSUE:

Area Plans Review (APR) nomination 09-IV-20MV proposes to amend the Comprehensive Plan for property in Area 4 of the Suburban Neighborhood Areas between the Hybla Valley/Gum Springs CBC and the South County CBC. The nomination proposes to reduce the density for residential use from 25 dwelling units per acre (du/ac) to 12-16 du/ac, that would support an overall development of 121 townhouses. The nomination also proposes to remove or revise guidance pertaining to phasing, noise mitigation, open space and parks, and right of way dedication for a planned interchange at Buckman Road and Richmond Highway.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, June 30, 2010, the Planning Commission voted unanimously (Commissioner de la Fe absent from the meeting) to recommend that the Board of Supervisors adopt the staff alternative to APR 09-IV-20MV, as set forth in Attachment I.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors adopt the Planning Commission recommendation for 09-IV-20MV as shown in Attachment I. The Planning Commission recommends a density of 8-12 du/ac for the subject area. The recommendation retains most of the existing conditions but proposes a more flexible approach to development phasing and parks and recreation contributions.

TIMING:

Planning Commission public hearing- June 16, 2010  
Planning Commission mark-up session- June 30, 2010  
Board of Supervisors' public hearing- July 27, 2010

BACKGROUND:

The Board of Supervisors designated 2009-2010 as the years to review and evaluate recommendations contained in the Comprehensive Plan for the southern part of the County.

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The staff analysis and recommendation for South County APR item 09-IV-20MV are found in Attachment II. The staff alternative recommends a density of 8-12 du/ac to reflect the 121 townhouses anticipated in the nomination. The recommendation also proposes a more flexible approach to phasing, and supports proportional contribution to parks and recreation based the size of the development. The proposed change to allow dedication of right-of-way for intersection improvements rather than for an interchange is not supported by staff. The current Plan provides an alternative to interchange dedication, which is to dedicate land for the widening of Richmond Highway. The Lee District APR Task Force recommendation is shown in Attachment III. The Mount Vernon APR Task Force Report is shown in Attachment IV. Both Task Forces supported the staff alternative, but the Lee District Task Force also expressly stated that intersection improvements rather than interchange construction at Buckman Road and Richmond Highway are preferred.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment I: Planning Commission Verbatim and Recommendation

Attachment II: Staff Report for South County APR item 09-IV-20MV (and available online at [http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/finalstaffreports/20mv\\_21mv.pdf](http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/finalstaffreports/20mv_21mv.pdf) )

Attachment III: Lee District APR Task Force Report for South County APR Item 09-IV-20MV (and available online at <http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/20mv.pdf> )

STAFF:

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

Fred R. Selden, Director, Planning Division (PD), DPZ

Marianne R. Gardner, Chief, Policy and Plan Development Branch, PD, DPZ

Kimberly M. Rybold, Planner II, Policy and Plan Development Branch, PD, DPZ

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4:30 p.m.

Public Hearing on Proposed Area Plans Review (APR) Item 09-IV-1FS, Located West of Backlick Road, East of Rolling Road, and North of Fairfax County Parkway (Lee and Mount Vernon Districts)

ISSUE:

Area Plans Review (APR) nomination 09-IV-1FS proposes to amend the Comprehensive Plan for the Fort Belvoir North Area, formerly known as the Engineer Proving Ground. The site is currently planned for public facilities, government and institutional use, and public parks. As an option, the site may be considered for mixed-use development up to an overall intensity of .17 FAR, consisting of residential, office, retail, and hotel/conference center uses. The nomination proposes to delete the mixed use option from the Comprehensive Plan. Select recommendations related to transportation, parks, environment, and land dedication would be retained. Guidance for this area would be updated to reflect the 2.4-million-square-foot government facility currently under construction.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, June 30, 2010, the Planning Commission voted unanimously (Commissioner de la Fe absent from the meeting) to recommend that the Board of Supervisors adopt the staff alternative as shown in Attachment I.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors adopt the Planning Commission recommendation for item 09-IV-1FS as shown in Attachment I.

TIMING:

Planning Commission public hearing- June 16, 2010  
Planning Commission mark-up session- June 30, 2010  
Board of Supervisors' public hearing- July 27, 2010

BACKGROUND:

The Board of Supervisors designated 2009-2010 as the years to review and evaluate recommendations contained in the Comprehensive Plan for the southern part of the County.

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The staff analysis and recommendation are found in Attachment II. The Lee District APR Task Force recommendation is found in Attachment III. The Mount Vernon District APR Task Force recommendation is found in Attachment IV. Both Task Forces supported the staff alternative that would incorporate minor modifications to the original nomination.

FISCAL IMPACT:  
None

ENCLOSED DOCUMENTS:

Attachment I: Planning Commission Verbatim and Recommendation

Attachment II: Staff Report for South County APR item 09-IV-1FS (and available online at <http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/finalstaffreports/1fs.pdf> )

Attachment III: Lee District APR Task Force Report for South County APR Item 09-IV-1FS (and available online at <http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/1fsleetf.pdf> )

Attachment IV: Mount Vernon APR Task Force Report for South County APR Item 09-IV-1FS (and available online at <http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/1fs.pdf> )

STAFF:

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

Fred R. Selden, Director, Planning Division (PD), DPZ

Marianne R. Gardner, Chief, Policy and Plan Development Branch, PD, DPZ

Kimberly M. Rybold, Planner II, Policy and Plan Development Branch, PD, DPZ

Board Agenda Item  
July 27, 2010

4:30 p.m.

Public Hearing on Area Plans Review (APR) Item 09-IV-7MV Located South of Fairfax County - City of Alexandria Line and Northeast of Fort Belvoir (Lee and Mount Vernon Districts)

ISSUE:

Area Plans Review (APR) item 09-IV-7MV concerns the entire Mount Vernon Planning District, and proposes to add references to Fairfax County Watershed Management Plan recommendations to the guidance in the Overview, Planning Objectives subsection and to update the Environment subsection by summarizing the status of the watershed planning process in the district, describing how watershed management plans support state and federal water quality efforts, and referencing a “living shorelines” policy that has been adopted by the Fairfax County Wetlands Board.

The adopted Plan recommendations found in the Mount Vernon Planning District Overview, Planning Objectives subsection relate to preserving stable residential neighborhoods, limiting commercial encroachment into residential neighborhoods, establishing an appropriate mix of land uses, improving pedestrian access to Richmond Highway, upgrading existing commercial development, encouraging transit ridership, and identifying and protecting environmental and heritage resources. The Environment section includes descriptions of the watersheds contained within the Planning District, the character of the environmental resources, recommendations for restoration of degraded environmental resources, and notes the lack of state-of-the-art water quality practices.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, June 30, 2010, the Planning Commission voted unanimously (Commissioner de la Fe absent from the meeting) to recommend that the Board of Supervisors adopt an alternative to APR 09-IV-7MV, with a minor revision, as set forth in Attachment I. The recommendation adds guidance that supports the intent of the nomination.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors adopt the Planning Commission recommendation for APR Item 09-IV-7MV as shown in Attachment I.

TIMING:

Planning Commission public hearing – June 16, 2010  
Planning Commission mark-up – June 30, 2010  
Board of Supervisors public hearing – July 27, 2010

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BACKGROUND:

The Board of Supervisors designated 2009-2010 as the years to review and evaluate recommendations contained in the Comprehensive Plan for the southern part of the County.

Fairfax County has been developing watershed management plans for all watersheds in the county. These plans include site-specific recommendations for improvements in stormwater management, including low impact development (LID) techniques, as well as broader recommendations addressing county policies and practices to promote water quality improvements and the protection of sensitive environmental resources. The nomination proposes to more accurately describe the watersheds within the Mount Vernon Planning District boundaries and to add references to watershed management plan recommendations to the guidance contained within the Comprehensive Plan.

The staff analysis and recommendation are found in the Staff Report, Attachment II. The Lee District APR Task Force recommendation is found in Attachment III, and the Mount Vernon District APR Task Force recommendation is found in Attachment IV. Both Task Forces recommended the approval of the staff alternative.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment I: Planning Commission Verbatim and Recommendation

Attachment II: Staff Report for South County APR item 09-IV-7MV (and available online at <http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/finalstaffreports/7mv.pdf> )

Attachment III: Lee District Task Force Recommendation (and available online at <http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/7mvleetcf.pdf> )

Attachment IV: Mount Vernon Task Force Recommendation (and available online at <http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/7mv.pdf> )

STAFF:

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

Fred R. Selden, Director, Planning Division (PD), DPZ

Marianne Gardner, Chief, Policy and Plan Development Branch, PD, DPZ

Aaron Klibaner, Planner II, PD, DPZ

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4:30 p.m.

Public Hearing on Proposed Area Plans Review (APR) Item 09-IV-11MV, Generally Located Along Richmond Highway from the City of Alexandria Boundary to the Woodlawn Plantation (Lee and Mount Vernon Districts)

ISSUE:

Area Plans Review (APR) nomination 09-IV-11MV proposes to amend the Comprehensive Plan for the Richmond Highway Corridor. This nomination proposes to add language to the Land Use and Transportation sections of the Richmond Highway Corridor plan to reduce stormwater runoff, consistent with County watershed plans. To the Character section of the Plan, the nomination would add language stating that development in the corridor has degraded the area's watersheds. A land use recommendation to provide incentives to reduce stormwater runoff and imperviousness would be added with this nomination. Additionally, transportation recommendations are proposed that involve removing some service drives and recommending that road widening projects better control runoff from existing paved areas.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, June 30, 2010, the Planning Commission voted unanimously (Commissioner de la Fe absent from the meeting) to recommend that the Board of Supervisors adopt the staff alternative to APR 09-IV-11MV, as set forth in Attachment I. The Planning Commission recommendation respects the intent of the nomination by reflecting the role of the Comprehensive Plan in promoting stormwater management and environmental protection and restoration through the development process.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors adopt the Planning Commission recommendation for item 09-IV-11MV as shown in Attachment I.

TIMING:

Planning Commission public hearing- June 16, 2010  
Planning Commission mark-up session- June 30, 2010  
Board of Supervisors' public hearing- July 27, 2010

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BACKGROUND:

The Board of Supervisors designated 2009-2010 as the years to review and evaluate recommendations contained in the Comprehensive Plan for the southern part of the County.

The staff analysis and recommendation are found in Attachment I. The Lee District APR Task Force recommendation is found in Attachment II. The Mount Vernon District APR Task Force recommendation is found in Attachment III. Both Task Forces supported the staff alternative which would modify language to better reflect the role of the Comprehensive Plan in promoting stormwater management.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment I: Planning Commission Verbatim and Recommendation

Attachment II: Staff Report for South County APR item 09-IV-11MV (and available online at <http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/finalstaffreports/11mv.pdf> )

Attachment III: Lee District APR Task Force Report for South County APR Item 09-IV-11MV (and available online at

<http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/11mvleef.pdf> )

Attachment IV: Mount Vernon APR Task Force Report for South County APR Item 09-IV-11MV (and available online at

<http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/11mv.pdf> )

STAFF:

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

Fred R. Selden, Director, Planning Division (PD), DPZ

Marianne R. Gardner, Chief, Policy and Plan Development Branch, PD, DPZ

Kimberly M. Rybold, Planner II, Policy and Plan Development Branch, PD, DPZ

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July 27, 2010

4:30 p.m.

Public Hearing on Proposed Area Plans Review (APR) Item 09-IV-12MV, Located on the West Side of Richmond Highway, Generally Near the Fordson Road Intersection (Lee District)

ISSUE:

Area Plans Review (APR) nomination 09-IV-12MV proposes to amend the Comprehensive Plan for Land Unit C and Sub-units D-1, D-2, D-3, and D-4 of the Hybla Valley/Gum Springs CBC. The nomination would add language to all of the land units that would recommend consultation of the Little Hunting Creek Watershed Management Plan, consistent with the Policy Plan, environmental Objective 2, Policy m. Additionally, language encouraging the consideration of commercial Low Impact Development (LID) techniques would be added to Sub-units D-1, D-2, and D-4. Mitigation of existing stormwater impacts would be added as a condition for increased density to Land Unit C and Sub-unit D-1, along with the restoration of riparian buffers in Land Unit C.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, June 30, 2010, the Planning Commission voted unanimously (Commissioner de la Fe absent from the meeting) to recommend that the Board of Supervisors adopt the staff alternative to APR 09-IV-12MV, as set forth in Attachment I. The Commission's recommendation supports text reflecting the role of the Comprehensive Plan in promoting stormwater management, and environmental protection and restoration through the development process.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors adopt the Planning Commission recommendation for 09-IV-12MV as shown in Attachment I.

TIMING:

Planning Commission public hearing- June 16, 2010  
Planning Commission mark-up session- June 30, 2010  
Board of Supervisors' public hearing- July 27, 2010

BACKGROUND:

The Board of Supervisors designated 2009-2010 as the years to review and evaluate recommendations contained in the Comprehensive Plan for the southern part of the County.

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The staff analysis and recommendation for APR Item 09-IV-12MV are found in Attachment II. Both the Lee District and Mount Vernon District APR Task Forces supported the staff alternative, which is consistent with the intent of the nomination to add guidance to reduce stormwater runoff using techniques such as those recommended by area watershed management plans. The Lee District APR Task Force recommendation is found in Attachment III. The Mount Vernon District APR Task Force recommendation is found in Attachment IV.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment I: Planning Commission Verbatim and Recommendation

Attachment II: Staff Report for South County APR item 09-IV-12MV (and available online at [http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/finalstaffreports/12mv\\_14mv.pdf](http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/finalstaffreports/12mv_14mv.pdf) )

Attachment III: Lee District APR Task Force Report for South County APR Item 09-IV-12MV District (and available online at

<http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/12mvleetf.pdf> )

Attachment IV: Mount Vernon APR Task Force Report for South County APR Item 09-IV-12MV (and available online at:

<http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/12mv.pdf> )

STAFF:

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

Fred R. Selden, Director, Planning Division (PD), DPZ

Marianne R. Gardner, Chief, Policy and Plan Development Branch, PD, DPZ

Kimberly M. Rybold, Planner II, Policy and Plan Development Branch, PD, DPZ

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4:30 p.m.

Public Hearing on Proposed Area Plans Review (APR) Item 09-IV-14MV, Located on the West and East Side of Richmond Highway, Generally Near the Beacon Hill Road Intersection (Lee and Mount Vernon Districts)

ISSUE:

Area Plans Review (APR) nomination 09-IV-14MV proposes to amend the Comprehensive Plan for the Beacon/Groveton CBC, adding language to each land unit to better control stormwater runoff consistent with the approved watershed plans. This nomination would add the phrase "Provide mitigation of existing stormwater impacts" as a condition for Sub-units A-1 and A-2, and Land Units B, D, and E. Additional text would be added to Land Units C and D to achieve better stormwater runoff control and add more flexibility for stormwater management techniques. Language encouraging the consideration of commercial Low Impact Development (LID) techniques would be added to Sub-Units A-1 and A-2.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, June 30, 2010, the Planning Commission voted unanimously (Commissioner de la Fe absent from the meeting) to recommend that the Board of Supervisors adopt the staff alternative to the nomination, as set forth in Attachment I. The Commission's recommendation supports text reflecting the role of the Comprehensive Plan in promoting stormwater management, and environmental protection and restoration through the development process.

RECOMMENDATION:

The County Executive recommends that the Board of Supervisors adopt the Planning Commission recommendation for 09-IV-14MV as shown in Attachment I.

TIMING:

Planning Commission public hearing- June 16, 2010  
Planning Commission mark-up session- June 30, 2010  
Board of Supervisors' public hearing- July 27, 2010

BACKGROUND:

The Board of Supervisors designated 2009-2010 as the years to review and evaluate recommendations contained in the Comprehensive Plan for the southern part of the County.

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The staff analysis and recommendation are found in Attachment II. The Lee District APR Task Force recommendation is found in Attachment III. The Mount Vernon District APR Task Force recommendation is found in Attachment IV. Both Task Forces supported the staff alternative, which is consistent with the intent of the nomination to add guidance to reduce storm water runoff water using techniques such as those recommended by area watershed management plans.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment I: Planning Commission Verbatim and Recommendation

Attachment II: Staff Report for South County APR item 09-IV-14MV (and available online at

[http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/finalstaffreports/12mv\\_14mv.pdf](http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/finalstaffreports/12mv_14mv.pdf)

Attachment III: Lee District APR Task Force Report for South County APR Item 09-IV-14MV (and available online at

<http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/14mvleef.pdf> )

Attachment IV: Mount Vernon APR Task Force Report for South County APR Item 09-IV-14MV (and available online at

<http://www.fairfaxcounty.gov/dpz/apr/2009southcounty/taskforcereports/14mv.pdf> )

STAFF:

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

Fred R. Selden, Director, Planning Division (PD), DPZ

Marianne R. Gardner, Chief, Policy and Plan Development Branch, PD, DPZ

Kimberly M. Rybold, Planner II, Policy and Plan Development Branch, PD, DPZ

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5:00 p.m.

Public Comment from Fairfax County Citizens and Businesses on Issues of Concern

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