



# *Fairfax County, Virginia*

## **BOARD OF SUPERVISORS**

### **DRAFT AGENDA**

**Tuesday**  
**April 6, 2010**

*Note: This draft agenda is produced two weeks prior to the Board Meeting and is subject to change. A final agenda is available for review in the Office of the Clerk to the Board, in regional libraries and at <http://www.fairfaxcounty.gov/government/board/meetings/2010/> by the Friday prior to each Tuesday meeting.*

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9:30 Presentations  
10:00 Items Presented by the County Executive  
10:30 Matters Presented by Board Members  
11:20 Closed Session

2:30 p.m. A public hearing on proposed amendments to Chapter 67.1 (Sanitary Sewers and Sewage Disposal), Article 10 (Charges), Section 2. Pursuant to the authority of the Virginia Code, Title 15.2., Chapter 21 (including, without limitation, Sections 15.2 - 2111, 2119, and 2122), the Board of Supervisors of Fairfax County, Virginia, proposes to amend Section 67.1-10-2 to change all references to the unit cost of sewer service, and Sections 67.1-10-2 and 67.1-10-5 to revise the availability fee rate schedule for residential, commercial and all other users desiring to connect to the County sanitary sewer facilities. A listing of all the rate changes appeared in the Washington Times newspaper on March 11 and March 18, 2010.

2:30 p.m. A public hearing to consider the adoption of an ordinance to amend the Fairfax County Code by adding a new article numbered 17.2 in Chapter 4 (Taxation and Finance) to impose an annual license fee on each motor vehicle owned by a resident of the County, as authorized by Virginia Code Section 46.2-752 and subject to such exemptions and restrictions specified therein. More specifically, the annual license fee would be: (i) \$18.00 for each motorcycle; (ii) \$23.00 for each taxicab or other vehicle kept for hire with an additional fee of \$5.00 for every such vehicle that weighs more than 4,000 pounds; (iii) \$23.00 for each bus used exclusively for transportation to and from church school for the purpose of religious instruction or church for the purpose of divine worship with an additional fee of \$5.00 for every such vehicle that weighs more than 4,000 pounds; (iv) \$33.00 for all other motor vehicles with a weight of 4,000 pounds or less; and (v) \$38.00 for all other motor vehicles with a weight of more than 4,000 pounds. The ordinance would not require owners of motor vehicles to display decals on registered vehicles. The ordinance would become effective on and after July 1, 2010.

2:30 p.m. A public hearing to amend and readopt Section 4-22-2 of the Fairfax County Code, relating to the types of cases on which the courthouse facility fees are charged. This amendment is in response to the 2009 amendment of Virginia Code § 17.1-281 by the Virginia General Assembly. Virginia Code § 42.1-70 had authorized the Fairfax County Board of Supervisors to impose a fee of up to \$4.00 on each civil action filed with the District or Circuit Court to support a local law library.

Virginia Code § 17.1-281 also authorizes local governing bodies to impose a courthouse facility fee in both Circuit and District Courts of up to \$2.00 to support courthouse construction, renovation, and maintenance, but until the 2009 amendment, Virginia Code § 17.1-281 provided an overall limit of a combined fee of \$4.00 on both fees in civil cases. Because of that fee limitation, the \$2.00 courthouse facilities fee was not applied to civil cases. The County may now impose both the \$4.00 library fee and the \$2.00 courthouse maintenance fee in civil cases and the amendment to Fairfax County Code Section 4-22-2 directs the District and Court clerks to collect both fees in civil cases. The proposed amendment under consideration is:

1. Section 4-22-2 of the Fairfax County Code is hereby amended and readopted as follows:

Section 4-22-2. Court facilities fee; imposition; amount; administration.

In addition to any other fee or cost prescribed by law, whenever a civil action is filed in the Circuit Court or in the District Courts of the County and whenever fees are taxed as costs in a criminal or traffic case in the Circuit Court or in the District Courts of the County in which the defendant is charged with a violation of any statute or ordinance, there is hereby imposed a Two Dollar (\$2.00) fee as authorized by Virginia Code §§ 16.1-69.48:1 and 17.1-281. Such fee shall be assessed and collected as other fees are collected whenever a civil action is filed or whenever taxed in criminal or traffic cases by the clerks of such courts in which the violation was charged and remitted to the Director of Finance to be held for appropriation by the Board in accordance with Virginia Code § 17.1-281.

2. That this ordinance shall become effective on and after July 1, 2010.

3:30 p.m. A public hearing to consider proposed revisions to the Comprehensive Plan for Fairfax County, VA, in accordance with the Code of Virginia, Title 15.2, Chapter 22. The Loisdale Road Special Study, ST09-IV-S1, includes approximately 120 acres of land located west of Loisdale Road, east of the CSX railroad tracks, north of Newington Road, and south of Loisdale Park, [Tax Map 90-4 ((1)) 4, 5, 6A, 7 (part); 99-2 ((1)) 2A, 2, 3, 5A, 5, 7A, 7, 8], Lee Supervisor District. The area is planned for industrial use at an intensity up to .35 FAR. The Loisdale Road Special Study considers office use at an intensity up to .77 FAR on 30 acres, vehicle sales and service or comparable uses at an intensity up to .10 FAR on 30 acres, and public parks. Recommendations related to the transportation network may also be modified. Copies of the staff report are available at the Dept. of Planning & Zoning, 7<sup>th</sup> floor, Herrity Bldg., 12055 Government Center Pkwy, Fairfax, VA, or by visiting [<http://www.fairfaxcounty.gov/dpz/>].

Copies of the Planning Commission (PC) recommendation are available in the PC office, 12000 Government Center Pkwy., Suite 330, Fairfax, VA. Any questions may be directed to the Planning Division at 703-324-1380.

4:00 p.m. A public hearing to consider proposed revisions to the Comprehensive Plan for Fairfax County, VA, in accordance with the Code of Virginia, Title 15.2, Chapter 22. The following North County Area Plan Review (APR) nominations are generally located north of the Dulles Toll Rd and east of the Loudoun County boundary, in the Dranesville Supervisor District.

APR#08-III-7UP concerns 4.16 acres (Tax Map 15-2((1))16) planned for office, research and development, hotel or conference center at an intensity up to .50 FAR with conditions, and with an option for mixed use at higher intensity.

APR#08-III-11UP concerns 25.49 acres (Tax Map 15-2((1))15, 17) planned for institutional use with an option for residential and non-residential mixed use at an intensity up to 1.0 FAR.

APR#08-III-12UP concerns 21.99 acres (Tax Map 15-2((1))1-5, 16; 16-1((1))4, 4A, 4B) which 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 a higher intensity may be appropriate subject to transit implementation.

The nominations propose transit-related options for residential, office, hotel, institutional and retail uses with 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 may also be considered. Copies of the proposed amendments and staff report may be obtained online at <http://www.fairfaxcounty.gov/dpz/comprehensiveplan/planamendments.htm> or from the Dept. of Planning & Zoning, 7th floor, Herrity Bldg., 12055 Government Center Pkwy, Fairfax, VA. Copies of the Planning Commission (PC) recommendation may be obtained from the PC, 12000 Government Center Pkwy., Suite 330, Fairfax, VA. Any questions may be directed to the Planning Div. at 703-324-1380.

6:00 p.m. A public hearing on the proposed adoption of the County Executive's proposed FY 2011 Budget Plan and proposed tax rates and the Capital Improvement Program (CIP) for the Fiscal Years 2011 – 2015 (with Future Fiscal Years to 2020) will be held before the Board of Supervisors at 6 p.m. on April 6, and at 3 p.m. on April 7, and April 8, 2010. At the same time a public hearing will be held to amend the current appropriation level in the FY 2010 Revised Budget Plan.

All persons wishing to present their views on these subjects may call the Office of the Clerk to the Board at 703-324-3151 to be placed on the Speakers List, or may appear and be heard. As required by law, copies of the full text of proposed ordinances, plans and amendments, as applicable, as well as other documents relating to the aforementioned subjects, are on file and may be examined at the Office of the Clerk to the Board of Supervisors, Suite 533 of the Fairfax County Government Center, 12000 Government Center Parkway, Fairfax, Virginia. For the convenience of the public, copies may also be distributed to the County's Regional and Community Public Libraries.

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Fairfax County is committed to a policy of nondiscrimination in all County programs, services and activities and will provide reasonable accommodations upon request. To request special accommodations call the Office of the Clerk to the Board, (703) 324-3151 (VOICE) or (703) 324-3903 (TTY). Please allow seven working days in advance of the event in order to make the necessary arrangements.