FAIRFAX COUNTY
BOARD OF SUPERVISORS
July 30, 2013

AGENDA

9:30	**Held**	Presentations
10:30	**Done**	Appointments
10:40	**Done**	Items Presented by the County Executive

ADMINISTRATIVE ITEMS

1	**Approved**	Authorization to Advertise a Public Hearing to Amend the Current Appropriation Level in the FY 2014 Revised Budget Plan
2	**Approved**	Authorization for the Fairfax County Police Department to Apply for and Accept Grant Funding from the U.S. Department of Justice, Office of Justice Programs, Edward Byrne Memorial Justice Assistance Grant
3	**Approved**	Streets into the Secondary System (Braddock, Hunter Mill, Mason and Sully Districts)
4	**Approved**	Authorization to Advertise a Public Hearing to Consider an Amendment to Article 17.3, Chapter 4, of the Fairfax County Code to Impose a Penalty for Certain Motor Vehicles Not Properly Displaying Current Virginia License Plates
5	**Approved**	Approval of "$200 Additional Fine for Speeding" Signs as Part of the Residential Traffic Administration Program (Mason and Providence Districts)
6	**Approved**	Approval of Traffic Calming Measures as Part of the Residential Traffic Administration Program (Lee, Providence and Dranesville Districts)
7	**Approved**	Discontinuance of a Portion of Virginia Street (Route 811) from the Secondary System of State Highways (Mason District)
8	**Approved**	Authorization to Advertise Public Hearings on a Proposed Zoning Ordinance Amendment Re: Residential Studios
9	**Approved**	Supplemental Appropriation Resolution AS 14030 for the Fairfax County Economic Development Authority to Accept Grant Funding from the Commonwealth of Virginia–Governor's Opportunity Fund for Amazon Web Services, Inc.

FAIRFAX COUNTY
BOARD OF SUPERVISORS
July 30, 2013

ACTION ITEMS

1	**Approved**	Approval of Memorandum of Agreement with the Sheriff Concerning Personnel Administration and Grievance Procedure
2	**Approved**	Approval of Head Start/Early Head Start Policy Council Bylaws and Self-Assessment Report
3	**Approved**	FY 2013 Year-End Processing
4	**Approved**	Approval of Updates to the Board's Policy for Modified Processing
5	**Approved**	Revisions to Chapters 2, 4, 7, 12, 16 and 17 of the Personnel Regulations, Providing Administrative Clarifications, Aligning Policy Language with Changes to the Performance Evaluation System, and Rescinding the Performance Evaluation Moratorium
6	**Approved**	Approval of a Parking Reduction Request for 8100 Lee Highway (Providence District)
7	**Approved**	Endorsement of VDOT Design Plans for Walney Road Bridge Replacement and Walney Road Widening (Sully District)
8	**Approved**	Approval of a Request for VDOT to Conduct a Corridor Improvement Study of the Fairfax County and Franconia-Springfield Parkways
9	**Approved**	Approval of Columbia Pike Streetcar Project Agreement Between Fairfax County and Arlington County
10	**Approved**	Approval of Tysons Interim Metrorail Public Commuter Park-and-Ride Lot Agreement
11	**Approved**	Approval of Wiehle-Reston East Metrorail Station Garage Parking and Bike Room Rates, Tysons Circulator Route Fares and Fairfax Connector Route 432 Alignment (Hunter Mill and Providence Districts)

INFORMATION ITEMS

1	**Noted**	Contract Award – Cultural Landscape Consultant Services
2	**Noted**	Revisions to Procedural Memorandum 11-01-Exempt Service, Updated July 2013

FAIRFAX COUNTY
BOARD OF SUPERVISORS
July 30, 2013

	INFORMATION ITEMS (Continued)	
3	**Noted**	Status Report on the Board's Third Four-Year Transportation Program
11:00	**Done**	Matters Presented by Board Members
12:00	**Held**	"VAdopts-Campaign for 1000 Regional Kick-Off" The Forum
12:30	**Done**	Closed Session
	PUBLIC HEARINGS	
3:30	**Approved**	Board Decision on the Conveyance of Board-Owned Property to the Washington Metropolitan Area Transit Authority (Providence District)
3:30	**Approved**	Public Hearing on RZ 2011-PR-025 (Chestnut Street, LLC) (Providence District)
3:30	**Approved**	Public Hearing on SEA 85-D-062-03 (The Most Reverend Paul S. Loverde, Bishop of the Catholic Diocese of Arlington, VA) (Dranesville District)
4:00	**Approved**	Public Hearing on SE 2012-MA-018 (Agape Health Management, Inc.) (Mason District)
4:00	**Deferred to September 10, 2013 at 3:30 p.m.**	Public Hearing on PCA 94-V-010 (Inova Health Care Services) to Amend the Proffers for RZ 94-V-010
4:00	**Deferred to September 10, 2013 at 3:30 p.m.**	Public Hearing on PCA 2000-SU-032-04 (Inova Health Care Services) to Amend the Proffers for RZ 2000-SU-032 (Sully District)
4:00	**Deferred to September 10, 2013 at 3:30 p.m.**	Public Hearing on PCA 2008-PR-009-02 (Inova Health Care Services) to Amend the Proffers for RZ 2008-PR-009 (Providence District)
4:00	**Approved**	Public Hearing on Proposed Plan Amendment S11-III-DS1, Located North of Sayward Boulevard and West of Carta Way (Dranesville District)

FAIRFAX COUNTY
BOARD OF SUPERVISORS
July 30, 2013

	PUBLIC HEARINGS (Continued)	
4:30	**Approved**	Public Hearing on Proposed Technical Amendments to the Code of the County of Fairfax, Chapter 3, Articles 2, 3, and 7
4:30	**Public Hearing held; Decision Deferred to September 10, 2013 at 3: 30 p.m.**	Public Hearing on the Proposed Interim Development Agreement Between the Board of Supervisors and Lake Anne Development Partners LLC for the Redevelopment of the Crescent Apartment Site (Hunter Mill District)
4:30	**Approved**	Public Hearing on a Proposal to Abandon a Part of Colshire Drive, Discontinue Colshire Drive, and Convey the Abandoned Right-of-Way to Johnson 1 Colshire 7600 LLC et. al. (Providence District)
4:30	**Approved**	Public Hearing on a Proposal to Vacate and Abandon Southland Avenue (Mason District)
4:30	**Approved**	Public Hearing Regarding the Proposed Real Estate Exchange Agreement Between the Board of Supervisors and Rocks Engineering Company and Nugget Joint Venture, LC (Collectively, “RECO”) (Dranesville District)
5:00	**Held**	Public Comment

Fairfax County, Virginia

BOARD OF SUPERVISORS AGENDA

Tuesday
July 30, 2013

9:30 a.m.

PRESENTATIONS

DESIGNATIONS

- PROCLAMATION – To designate Tuesday, August 6, as National Night Out in Fairfax County. Requested by Supervisor Hudgins.

- PROCLAMATION – To designate August as Immunization Awareness Month in Fairfax County. Requested by Chairman Bulova.

- PROCLAMATION – To designate Tuesday, July 30, as Campaign for 1,000 Day in Fairfax County. Requested by Supervisors Herrity and Gross.

RECOGNITIONS

- RESOLUTION – To recognize the 60th anniversary of the Korean Armistice Agreement. Requested by Chairman Bulova and Supervisor Cook.

— more —

Board Agenda Item
July 30, 2013

- CERTIFICATE – To recognize the Herndon High School Step Team for winning the 2013 Youth Step USA National Championship. Requested by Supervisor Foust.

- RESOLUTION – To recognize Mark Meana for his years of service as the chairman of the Fairfax County Youth Football League. Requested by Supervisors Frey and Herrity.

- RESOLUTION – To recognize Shannon Steene for his years of service with Good Shepherd Housing and Family Services. Requested by Supervisors McKay, Hudgins and Hyland.

- RESOLUTION – To recognize the 65th anniversary of the 4-H Fair and Carnival. Requested by Supervisor Hudgins.

- RESOLUTION – To recognize the 55th anniversary of the Richard Byrd Library. Requested by Supervisors McKay and Herrity.

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

Board Agenda Item
July 30, 2013

10:30 a.m.

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

ENCLOSED DOCUMENTS:
Attachment 1: Appointments to be heard July 30, 2013
(An updated list will be distributed at the Board meeting.)

STAFF:
Catherine A. Chianese, Assistant County Executive and Clerk to the Board of Supervisors

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NOTE: A revised list will be distributed immediately prior to the Board meeting.

APPOINTMENTS TO BE HEARD JULY 30, 2013

(ENCOMPASSING VACANCIES PROJECTED THROUGH AUGUST 31, 2013)

(Unless otherwise noted, members are eligible for reappointment)

ADVISORY SOCIAL SERVICES BOARD
(4 years – limited to 2 full consecutive terms)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Sosthenes Klu; Appointed 12/05-9/08 by Frey) Term exp. 9/12 *Resigned*	Sully District Representative		Frey	Sully

AFFORDABLE DWELLING UNIT ADVISORY BOARD (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Mark S. Ingrao; appointed 1/03 by Mendelsohn; 5/05 by DuBois) Term exp. 5/09 *Resigned*	Citizen Representative		By Any Supervisor	At-Large
VACANT (Formerly held by James Francis Carey; appointed 2/95-5/02 by Hanley; 5/06 by Connolly) Term exp. 5/10 *Resigned*	Lending Institution Representative		By Any Supervisor	At-Large

AIRPORTS ADVISORY COMMITTEE (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Barbara Kreykenbohm; appointed 1/09 by Gross) Term exp. 1/11 *Resigned*	Mason District Representative		Gross	Mason
VACANT (Formerly held by Thomas T. Coyle; appointed 6/09-2/12 by Hyland) Term exp. 1/15 *Resigned*	Mount Vernon District Business Representative		Hyland	Mount Vernon

ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Grant J. Nelson (Appointed 10/95-5/01 by Hanley; 6/04-9/07 by Connolly; 6/10 by Bulova) Term exp. 6/13	At-Large #2 Representative	**Grant Nelson** (Bulova)	By Any Supervisor	At-Large
Darren Dickens (Appointed 11/96-5/01 by Hanley; 6/04-10/07 by Connolly; 6/10 by Bulova) Term exp. 6/13	At-Large #3 Representative	**Darren Dickens** (Bulova)	By Any Supervisor	At-Large
VACANT (Formerly held by Nicholas Capezza; appointed 1/11 by Bulova) Term exp. 10/13 *Resigned*	At-Large #5 Representative		By Any Supervisor	At-Large

ANIMAL SERVICES ADVISORY COMMISSION (2 years)

[Note: In addition to attendance at Commission meetings, members shall volunteer at least 24 hours per year in some capacity for the Animal Services Division.]

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Michelle Hupp; appointed 1/01-2/12 by Gross) Term exp. 2/14 *Resigned*	Mason District Representative		Gross	Mason

ATHLETIC COUNCIL (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
James Pendergast (Appointed 7/12 by Cook) Term exp. 6/13	Braddock District Alternate Representative		Cook	Braddock
Gregory Beckwith (Appointed 7/10-5/11 by Foust) Term exp. 3/13	Dranesville District Alternate Representative		Foust	Dranesville
Michael Champness (Appointed 2/05&3/07 by DuBois; 3/09 by Foust) Term exp. 3/11	Dranesville District Principal Representative		Foust	Dranesville
Terry Adams (Appointed 11/11 by Gross) Term exp. 6/13	Mason District Alternate Representative		Gross	Mason
Barbara Lowrey (Appointed 7/99-6/11 by Gross) Term exp. 6/13	Mason District Principal Representative		Gross	Mason

BARBARA VARON VOLUNTEER AWARD SELECTION COMMITTEE
(1 year)

Incumbent History	Requirement	Nominee	Supervisor	District
William Hanks (Appointed 2/10-6/12 by Cook) Term exp. 6/13	Braddock District Representative		Cook	Braddock
Rachel Rifkind (Appointed 5/09-6/09 by Gross) Term exp. 6/11	Mason District Representative		Gross	Mason
VACANT (Formerly held by John Byers; appointed 6/09-1/12 by Hyland) Term exp. 6/12 *Deceased*	Mount Vernon District Representative		Hyland	Mount Vernon
VACANT (Formerly held by Robert McDaniel; appointed 9/10 by Herrity) Term exp. 6/11 *Resigned*	Springfield District Representative		Herrity	Springfield

BOARD OF BUILDING AND FIRE PREVENTION CODE APPEALS (4 years)
(No official, technical assistant, inspector or other employee of the DPWES, DPZ, or FR shall serve as a member of the board.)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Wayne Bryan; appointed 1/10-2/13 by Bulova) Term exp. 2/17 *Resigned*	Alternate #2 Representative		By Any Supervisor	At-Large

CHESAPEAKE BAY PRESERVATION ORDINANCE EXCEPTION REVIEW COMMITTEE (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Kanthan Siva; appointed 1/13 by Frey) Term exp. 9/15 *Resigned*	Sully District Representative		Frey	Sully

CHILD CARE ADVISORY COUNCIL (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Joan C. Holtz; appointed 5/09 by Smyth) Term exp. 9/11 *Resigned*	Providence District Representative		Smyth	Providence

CITIZEN CORPS COUNCIL, FAIRFAX COUNTY (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Jean Zettler (Appointed 11/08-5/10 by Smyth) Term exp. 5/12	Providence District Representative		Smyth	Providence

CIVIL SERVICE COMMISSION (2 years)
[NOTE: The Commission shall include at least 3 members who are male, 3 members who are female, and 3 members who are from a member of a minority group.]

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Richard Stacy; appointed 11/05-1/08 by DuBois; 12/09-12/12 by Foust) Term exp. 12/13 *Resigned*	At-Large #11 Representative		By Any Supervisor	At-Large

COMMISSION FOR WOMEN (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Kari Wright Warren; Appointed 9/10 by Hyland) Term exp. 10/13 *Resigned*	Mount Vernon District Representative		Hyland	Mount Vernon

COMMISSION ON ORGAN AND TISSUE DONATION AND TRANSPLANTATION (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Benjamin Gibson; appointed 4/11 by McKay) Term exp. 1/15 *Resigned*	Lee District Representative		McKay	Lee
David Hess-Linkous (Appointed 7/11 by Smyth) Term exp. 1/13	Providence District Representative		Smyth	Providence

COMMUNITY REVITALIZATION AND REINVESTMENT ADVISORY GROUP (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Janyce Hedetniemi (Appointed 4/07 by Connolly; 4/09-4/11 by Bulova) Term exp. 4/13	At-Large #1 Chairman's Representative		Bulova	At-Large Chairman's
Robert E. Simon (Appointed 4/09-4/11 by Bulova) Term exp. 4/13	At-Large #2 Chairman's Representative		Bulova	At-Large Chairman's
Loren C. Bruce (Appointed 6/11 by Hudgins) Term exp. 4/13	Hunter Mill District Representative		Hudgins	Hunter Mill

CONSUMER PROTECTION COMMISSION (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Jacqueline Rosier (Appointed 9/08-7/10 by Bulova) Term exp. 7/13	Fairfax County Resident #1 Representative	**Jacqueline Rosier** (Bulova)	By Any Supervisor	At-Large
Dennis Kirk (Appointed 10/82-6/94 by Davis; 6/98-7/10 by Gross) Term exp. 7/13	Fairfax County Resident #4 Representative		By Any Supervisor	At-Large

CRIMINAL JUSTICE ADVISORY BOARD (CJAB) (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Rose Miles Robinson; appointed 7/06-2/09 by Hudgins) Term exp. 2/12 *Resigned*	Hunter Mill District Representative		Hudgins	Hunter Mill
Andrew Hunter (Appointed 4/04-2/09 by Gross) Term exp. 2/12	Mason District Representative		Gross	Mason
VACANT (formerly held by Glen Robinson; appointed 11/09 by Smyth) Term exp. 8/12 *Resigned*	Providence District Representative		Smyth	Providence
VACANT (Formerly held by Michael Birch; appointed 1/08-4/10 by Frey) Term exp. 4/13 *Resigned*	Sully District Representative		Frey	Sully

CONFIRMATION NEEDED:

- Ms. Mary Jane Cleary as the League of Women Voters Alternate Representative

ENGINEERING STANDARDS REVIEW COMMITTEE (3 years)

CONFIRMATION NEEDED:

- Ms. Lorrie Kirst as the Department of Planning and Zoning Representative

ENVIRONMENTAL QUALITY ADVISORY COUNCIL (EQAC) (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Marie Flanagan; appointed 1/10 by Smyth) Term exp. 1/13 *Resigned*	Providence District Representative		Smyth	Providence
Richard Weisman (Appointed 3/08-6/10 by Frey) Term exp. 6/13	Sully District Representative		Frey	Sully

FAIRFAX AREA DISABILITY SERVICES BOARD
(3 years- limited to 2 full consecutive terms per MOU, after initial term)

[NOTE: Persons may be reappointed after being off for 3 years. State Code requires that membership in the local disabilities board include at least 30 percent representation by individuals with physical, visual or hearing disabilities or their family members. For this 15-member board, the minimum number of representation would be 5.

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Rhoda Baker; appointed 12/09-12/11) Term exp. 11/14 *Resigned*	At-Large Chairman's Representative		Bulova	At-Large Chairman's
Ann Pimley (Appointed 9/03&11/06 by Frey) Term exp. 11/09 ***Not eligible for reappointment***	Sully District Representative		Frey	Sully

FAIRFAX COMMUNITY LONG TERM CARE COORDINATING COUNCIL
(2 years)

CONFIRMATIONS NEEDED:

- Mr. Richard Chobot as the Commission on Aging Representative
- Mr. Paul Browne as the Community/Religious Leaders #10 Representative
- Ms. Rikki Epstein as the Educational Organizations #1 Representative
- Ms. Dawn Kaye as the Long Term Care Providers #2 Representative
- Ms. Nancy Commisso as the Long Term Care Providers #9 Representative
- Ms. Joan Thomas as the Long Term Care Providers #15 Representative
- Ms. Mary Brown as the Long Term Care Providers #17 Representative
- Ms. Barbara Sullivan as the Long Term Care Providers #18 Representative
- Ms. Renuka Chander as a Long Term Provider #23 Representative
- Mr. Ryan DeWeese as the Medical Community #1 Representative

FAIRFAX COUNTY CONVENTION AND VISITORS CORPORATION
BOARD OF DIRECTORS (3 years)
[Note: Established by Board on 6/21/04 for the general administration and proper operation of the Fairfax County Convention and Visitors Corporation.]

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT Formerly held by Anh Tu Do; appointed 7/10 by Cook) Term exp. 6/13 *Resigned*	Braddock District Representative		Cook	Braddock
Curtis G. Viebranz (Appointed 1/13 by Hyland) Term exp. 6/13	Mount Vernon District Representative		Hyland	Mount Vernon
VACANT (Formerly held by Timothy Steffan; appointed 9/08-6/11 by Smyth) Term exp. 6/14 *Resigned*	Providence District Representative	**Robert H. Maurer**	Smyth	Providence

FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD
(3 years – limited to 3 full terms)

[NOTE: In accordance with *Virginia Code* Section 37.2-501, "prior to making appointments, the governing body shall disclose the names of those persons being considered for appointment." Members can be reappointed after 3 year break from initial 3 full terms, per CSB By-laws.

Incumbent History	Requirement	Nominee	Supervisor	District
Susan Beeman (Appointed 9/06-6/10 by Gross) Term exp. 6/13	Mason District Representative		Gross	Mason
VACANT (Formerly held by Mattie Palmore; appointed 1/06-6/10 by Hyland) Term exp. 6/13 *Resigned*	Mount Vernon District Representative		Hyland	Mount Vernon

HEALTH CARE ADVISORY BOARD (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Rose C. Chu (Appointed 3/87-6/89 by Davis; 6/93 by Trapnell; 5/97-6/09 by Gross) Term exp. 6/13	Mason District Representative		Gross	Mason

HEALTH SYSTEMS AGENCY BOARD
(3 years - limited to 2 full terms, may be reappointed after 1 year lapse)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by David Braun; appointed 10/06-6/09 by Smyth) Term exp. 6/12 *Resigned*	Consumer #1 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Andrew A. Painter; appointed 2/11 by Smyth) Term exp. 6/13 *Resigned*	Consumer #4 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Carol Ann Coryell; appointed 6/05-6/08 by Frey) Term exp. 6/11 *Resigned*	Consumer #6 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Samuel Jones; appointed 12/09 by Gross) Term exp. 6/12 *Resigned*	Provider #1 Representative		By Any Supervisor	At-Large
Lee G. Draznin (Appointed 5/95-7/10 by Bulova) Term exp. 6/13 ***Not eligible for reappointment (Need 1 year lapse)***	Provider #4 Representative		By Any Supervisor	At-Large

HUMAN SERVICES COUNCIL (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Judith Tessie Wilson; appointed 2/13 by Cook) Term exp. 7/13 *Resigned*	Braddock District Representative		Cook	Braddock
Richard Gonzalez (Appointed 7/97-7/05 by Kauffman; 8/09 by McKay) Term exp. 7/13	Lee District #1 Representative		McKay	Lee
Kenneth Deal (Appointed 11/11 by Gross) Term exp. 7/13	Mason District #2 Representative		Gross	Mason
VACANT (formerly held by David Dunlap; appointed 7/12 by Smyth) Term exp. 7/13 *Resigned*	Providence District #2 Representative		Smyth	Providence
VACANT (Formerly held by Richard Berger; appointed 2/06-8/09 by Frey) Term exp. 7/13 *Resigned*	Sully District #1 Representative		Frey	Sully

JUVENILE AND DOMESTIC RELATIONS COURT CITIZENS ADVISORY COUNCIL (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Michael McClanahan (Appointed 12/05-1/07 by Connolly; 2/09-5/11 by Bulova) Term exp. 1/13	At-Large Chairman's Representative		Bulova	At-Large Chairman's

LIBRARY BOARD (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
David C. F. Ray (Appointed 4/09-7/09 by Cook) Term exp. 7/13	Braddock District Representative		Cook	Braddock
Kristin Cabral (Appointed 7/09 by Foust) Term exp. 7/13	Dranesville District Representative		Foust	Dranesville
Elizabeth Clements (Appointed 6/97-9/09 by Gross) Term exp. 7/13	Mason District Representative		Gross	Mason
Donald Heinrichs (Appointed 6/12 by Hyland) Term exp. 7/13	Mount Vernon District Representative		Hyland	Mount Vernon
Margaret Koplitz (Appointed 11/05-7/09 by Smyth) Term exp. 7/13	Providence District Representative	**Margaret Koplitz**	Smyth	Providence

OVERSIGHT COMMITTEE ON DRINKING AND DRIVING (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Eileen Nelson; appointed 3/04-6/07 by Connolly; 6/10 by Bulova) Term exp. 6/13 *Resigned*	At-Large Chairman's Representative		Bulova	At-Large Chairman's
VACANT (Formerly held by Adam Parnes; appointed 9/03-6/12 by Hudgins) Term exp. 6/15 *Resigned*	Hunter Mill District Representative		Hudgins	Braddock
Richard Nilsen (Appointed 3/10-6/10 by McKay) Term exp. 6/13	Lee District Representative		McKay	Lee
Nabil S. Barbari (Appointed 1/07-6/10 by Gross) Term exp. 6/13	Mason District Representative		Gross	Mason
VACANT (Formerly held by Ronald Miner; appointed 8/02-6/11 by Frey) Term exp. 6/14 *Resigned*	Sully District Representative		Frey	Sully

PARK AUTHORITY (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Kevin Fay; appointed 1/03-12/04 by DuBois; 12/08-1/13 by Foust) Term exp. 12/16 *Resigned*	Dranesville District Representative	**Richard Sullivan**	Foust	Dranesville

REDEVELOPMENT AND HOUSING AUTHORITY (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Richard Sullivan; appointed 5/09-4/11 by Foust) Term exp. 4/15 *Resigned*	Dranesville District Representative		Foust	Dranesville

ROAD VIEWERS BOARD (1 year)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Stephen E. Still; appointed 6/06-12/11 by Smyth) Term exp. 12/12 *Resigned*	At-Large #4 Representative		By Any Supervisor	At-Large

TENANT LANDLORD COMMISSION (3 years)

[NOTE: Per County Code Section 12-2-1, each member of this commission must be a County resident. Tenant Members: shall be a person who, prior to the time of his/her appointment, and throughout his/her term, shall be the lessee of and reside in a dwelling unit. Landlord Members: shall be a person who owns and leases, or serves as a manager for four (4) or more leased dwelling units in Fairfax County or is employed by a real estate management firm that manages more than four (4) rental units. Citizen Members: shall be anyone who is neither a lessee nor lessor of any dwelling unit in Fairfax County.]

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by H. Lillian Vogl; appointed 3/10-1/11 by Herrity) Term exp. 1/14 *Resigned*	Citizen Member #1 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Craig Richey; appointed 5/13 by Frey) Term exp. 12/15 *Resigned*	Citizen Member #3 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Sally D. Liff; appointed 8/04-1/11 by Smyth) Term exp. 1/14 Deceased	Condo Owner Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Kevin Denton; appointed 4/10&1/11 by Smyth) Term exp. 1/14 Resigned	Tenant Member #3 Representative		By Any Supervisor	At-Large

TRANSPORTATION ADVISORY COMMISSION (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Chad Quinn; appointed 9/12 by Foust) Term exp. 6/14 *Resigned*	Dranesville District Representative		Foust	Dranesville

TREE COMMISSION (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Marie Flanagan; appointed 12/09 by Smyth) Term exp. 10/11 *Resigned*	Providence District Representative		Smyth	Providence

TRESPASS TOWING ADVISORY BOARD (3 years)

[NOTE: Advisory board created effective 7/1/06 to advise the Board of Supervisors with regard to the appropriate provisions of Va. Code Section 46.2-1233.2 and Fairfax County Code 82.5-32.]
Membership: Members shall be Fairfax County residents. A towing representative shall be defined as a person who, prior to the time of his or her appointment, and throughout his or her term, shall be an operator of a towing business in Fairfax County.

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Ronald P. Miner; appointed 6/06 by Connolly; 9/09 by Bulova) Term exp. 9/12 *Resigned*	Citizen Alternate Representative		By Any Supervisor	At-Large

WATER AUTHORITY (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Philip W. Allin (Appointed 4/92-6/10 by Frey) Term exp. 6/13	Sully District Representative		Frey	Sully

Board Agenda Item
July 30, 2013

10:40 a.m.

Items Presented by the County Executive

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Board Agenda Item
July 30, 2013

ADMINISTRATIVE – 1

Authorization to Advertise a Public Hearing to Amend the Current Appropriation Level in the FY 2014 Revised Budget Plan

ISSUE:
Board approval of an advertisement to increase the FY 2014 appropriation level. The advertisement encompasses both the County and the Schools' *FY 2013 Carryover Reviews*. Section 15.2 – 2507 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 10, 2013 at 10:30 a.m.

TIMING:
Board action is requested on July 30, 2013.

BACKGROUND:
As the *FY 2013 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 2013 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 are based upon the School Board's actions on July 25, 2013.

Board Agenda Item
July 30, 2013

ENCLOSED DOCUMENTS:
DOCUMENTS DELIVERED UNDER SEPARATE COVER
On Monday, July 29, 2013, the attachments were delivered to Board offices.
Also, available online at:
http://www.fairfaxcounty.gov/dmb/carryover/fy2013/carryover.htm.

Attachment A: Proposed advertisement for public hearing
Attachment B: July 30, 2013 Memorandum to the Board of Supervisors from Edward L. Long Jr., County Executive, with attachments, transmitting the County's *FY 2013 Carryover Review* with appropriate resolutions
Attachment C: Fairfax County School Recommended FY 2013 Final Budget Review and Appropriation Resolutions

STAFF:
Edward L. Long Jr., County Executive
Susan Datta, Chief Financial Officer

Board Agenda Item
July 30, 2013

ADMINISTRATIVE – 2

Authorization for the Fairfax County Police Department to Apply for and Accept Grant Funding from the U.S. Department of Justice, Office of Justice Programs, Edward Byrne Memorial Justice Assistance Grant

ISSUE:
Board of Supervisors authorization is requested for the Police Department to apply for and accept funding, if received, from the U.S. Department of Justice, Office of Justice Programs, Edward Byrne Memorial Justice Assistance Grant in the amount of $107,290. This funding will support a SWAT vehicle equipment conversion, a forward looking infrared system for the Marine Patrol Unit, LIDAR speed detection units, and rifle muzzle suppressors for K-9 Units. The grant period for this award is October 1, 2012 to September 30, 2016. There are no positions associated with this grant and no Local Cash Match is required. 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 as per Board policy.

RECOMMENDATION:
The County Executive recommends that the Board authorize the Police Department to apply for and accept funding, if received, from the U.S. Department of Justice, Office of Justice Programs, Edward Byrne Memorial Justice Assistance Grant. Funding in the amount of $107,290 will support a SWAT vehicle equipment conversion, a forward looking infrared system for the Marine Patrol Unit, LIDAR speed detection units, and rifle muzzle suppressors for K-9 Units. There are no positions associated with this grant and no Local Cash Match is required.

TIMING:
Board action is requested on July 30, 2013. The Police Department was notified of the grant opportunity on June 11th. Due to the application deadline of July 9, 2013, the grant application was submitted pending Board approval. Therefore, this Board item is being presented at the earliest subsequent Board meeting scheduled for July 30, 2013. If the Board does not approve this request, the application will be immediately withdrawn.

Board Agenda Item
July 30, 2013

BACKGROUND:
The U.S. Department of Justice, Office of Justice Programs, Edward Byrne Memorial Justice Assistance Grant provides awards of federal funding to support a range of local program areas including law enforcement, technology improvements and crime prevention programs. This grant will support officer safety and emergency readiness/response by improving the capabilities of the Operations Support Bureau. Funding of $107,290 will provide for a SWAT vehicle equipment conversion, a forward looking infrared system for the Marine Patrol Unit, eighteen LIDAR speed detecting units for Motor Units, and five rifle muzzle suppressors for K-9 Units. All of this equipment will enhance the ability of the Police Department to provide officer safety and increased response capabilities to high risk situations, as well as enhance the Marine Patrol Unit's capabilities during night time hours.

As part of the grant application process and in accordance with the special conditions of the JAG program, the grant application must be made available for review by the governing body of the local government during a scheduled meeting open to the public. The application must also be made available to provide an opportunity for citizens to comment. The grant will be made available to the public at the Board meeting as part of this administrative item to comply with the above requirement.

FISCAL IMPACT:
Grant funding in the amount of $107,290 has been requested from the U.S. Department of Justice, Office of Justice Programs, Edward Byrne Memorial Justice Assistance Grant. These funds will support a SWAT vehicle equipment conversion, a forward looking infrared system for the Marine Patrol Unit, LIDAR speed detecting units, and rifle muzzle suppressors for K-9 Units. No Local Cash Match is required. This action does not increase the expenditure level in Fund 50000, Federal-State Grant Fund, as funds are held in reserve for unanticipated grant awards in FY 2014. This grant does not allow the recovery of indirect costs.

CREATION OF NEW POSITIONS:
No positions will be created by this grant award.

ENCLOSED DOCUMENTS:
Attachment 1 – Memo from County Executive to Board of Supervisors, dated July 17, 2013 – that includes grant application narrative

STAFF:
David M. Rohrer, Deputy County Executive
Lt. Colonel Edwin C. Roessler Jr., Acting Chief of Police

County of Fairfax, Virginia

MEMORANDUM

DATE: JUL 17 2013

TO: Board of Supervisors

FROM: Edward L. Long Jr.
County Executive

SUBJECT: Grant Application for Board of Supervisors' Review

ISSUE

The Fairfax County Police Department (FCPD) has submitted an application for the 2013 Office of Justice Programs Edward Byrne Memorial Justice Assistance Grant (JAG) in the amount of $107,290. As part of the grant application process and in accordance with the special conditions of the JAG program, the grant application must be made available for review by the governing body of the local government prior to a scheduled meeting open to the public or as soon as reasonable. The application must also be made public to provide an opportunity for citizens to comment.

BACKGROUND

The Office of Justice Programs Edward Byrne Memorial Justice Assistance Grant (JAG) is the primary provider of federal criminal justice funding to state and local jurisdictions. JAG funds support all components of the criminal justice system, including multijurisdictional drug and gang task forces, crime prevention and domestic violence programs, and courts, corrections, treatment, and justice information sharing initiatives. JAG funded projects may address crime by providing services directly to individuals and/or communities or by improving the effectiveness and efficiency of criminal justice systems, processes, and procedures. The grant application must be made available for review by the governing body of the local government prior to a scheduled meeting open to the public if possible. The application must also be made public to provide an opportunity for citizens to comment. JAG has allowed for this grant being presented as a Board Item as a satisfactory manner to comply with this requirement and has been done so in past years.

DISCUSSION

The Administrative Item and the grant will be presented at the July 30, 2013 public Board of Supervisors meeting to request approval of and acceptance of grant funding, if awarded. Grant funding of $107,290 will be used to purchase SWAT tactical vehicle conversion equipment, a forward looking infrared radar for the Marine Patrol Unit,

Office of the County Executive
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703-324-2531, TTY 703-222-5494, Fax 703-324-3956
www.fairfaxcounty.gov

new LIDAR vehicle speed detectors, and rifle noise suppressors for the K-9 Unit.

No local cash match is required.

ELL/bag

Attachment: Grant Application

cc: David M. Rohrer
Deputy County Executive

Lieutenant Colonel Edwin C. Roessler Jr.
Acting Chief of Police

Department of Criminal Justice Services – Justice Assistance Grant
Byrne Memorial Justice Assistance Grant Program: Local Solicitation

ABSTRACT PROPOSAL

Operations Support Bureau Equipment Upgrades
Fairfax County, Virginia Police Department

Goals and Strategies:

The Fairfax County Police Department (FCPD) requests grant funding in the amount of $107,290 to support a Special Weapons and Tactics (SWAT) vehicle equipment conversion; a Forward Looking Infrared System for the Marine Patrol Unit; LIDAR speed detection units; and rifle muzzle suppressors for K-9 Units. These initiatives will improve the overall law enforcement capabilities of the FCPD as well as increase officer safety and operational readiness.

- Currently, the SWAT operational vans are too small and inadequate for its missions. A county owned cargo van will be converted into a SWAT response vehicle utilizing this grant funding. This will enhance the SWAT team's ability to respond to high-risk situations by providing more space to transport the entire SWAT deployment team and the required equipment in one vehicle.
- A Forward Looking Infrared System will allow the Marine Patrol Unit to "see" in the dark with a night infrared system. Currently, the Marine Patrol Unit is primarily deployed during daylight hours because of the dangers of nighttime boating without infrared capabilities.
- The newest LIDAR Units are being requested because the FCPD's current LIDARS are becoming obsolete and expensive to maintain. The new units are more compact, utilize store-bought batteries, and are more accurate.
- FCPD is requesting five rifle suppressors for K-9 Units. These suppressors prevent the dogs from potential hearing issues both in training and real-life operations as rifle muzzle blasts are harmful to the dog's hearing. Rifle suppressers also reduce the muzzle flash which detracts the dogs during operations.

None of the above equipment can currently be purchased because of budgetary constraints. Grant funding would allow for a significant upgrade in the operations of the FCPD and increase officer and public safety.

JAG Project Identifiers
Counter Terrorism
Traffic Enforcement
Equipment - Tactical
Officer Safety
Violence - Violent Crime

PROGRAM NARRATIVE

Special Weapons and Tactics Sprinter Cargo Van Conversion

The Fairfax County Police Department (FCPD) requests funding in the amount of $21,000 to convert a 2010 Sprinter cargo van into a Special Weapons and Tactics (SWAT) deployment vehicle by purchasing and installing grant funded equipment. SWAT's current deployment vans are too small and for their current operational needs. The conversion would be accomplished by taking a departmentally owned cargo van with an empty interior and convert it into a vehicle capable of carrying a large number of SWAT members and all required equipment to high risk incidents.

SWAT members are often involved in high-risk, highly volatile operations. A few examples of these operations include dangerous search warrants, arrests of violent and armed suspects, and interventions in dynamic, violent incidents. Currently, 15 SWAT officers and 1 SWAT K9 are required on the above SWAT missions. Due to the small size of the team's current deployment vans, it is not uncommon that several SWAT members are required to travel to operations in a separate vehicle. This presents numerous officer safety problems to include operational integrity and operational safety. If all SWAT operators do not travel to the scene in the same vehicle, it makes communications very difficult and usually causes unnecessary issues. This is important when the tactical plan is forced to change and the new plan has to be communicated quickly to team members. Miscommunication at that point could prove costly because any change of plans or tactics needs to be heard and understood by all involved officers. The converted van would provide enough room for the required SWAT officers and equipment to travel safely and comfortably to the scene of these high risk operations. The cargo vans' large interior would afford the team members with a much larger work space versus the current cramped conditions they endure in the older SWAT vans.

Another issue that has been identified with the team's current deployment vans is the overall vehicle weight. Currently, when the team deploys in one of the old vans, the vehicle must carry a lot of weight. This situation may affect the performance, handling, and speed of the van and could have unintended tactical timing issues for the team. The converted Sprinter van would be able to accommodate the required number of SWAT members and equipment that is required during critical incidents and still be under its Gross Vehicle Weight which would improve the team's safety and response.

By refurbishing and installing new operational equipment to this existing vehicle, the SWAT team's operational readiness will be enhanced allow for an efficient and effective use of funds in these tough economic times. The conversion would allow all required SWAT members and required equipment to arrive safely at the scene of high risk operations and improve the ability of the SWAT officers to perform their duties and enhance officer and public safety.

This tactical van configuration would not be possible without JAG grant funding.

Forward Looking Infrared M-625L Thermal Camera System

The Fairfax County Police Department (FCPD) requests funding in the amount of $20,000 to purchase the Forward Looking Infrared (FLIR) M-625L Thermal Camera System for the FCPD's Marine Patrol Unit (MPU). This system uses the latest thermal imagery technology and allows the officers to see clearly in total darkness. The FLIR would increase the efficiency and effectiveness of night time operations. This is possible because it will improve the chance of conducting safe and successful water-based missions with the "night vision" capabilities currently unavailable to the MPU.

The MPU mission is to ensure boating safety for the public as they navigate the numerous waterways in Fairfax County. MPU responsibilities include: boat safety checks; identifying and arresting drunk/impaired boaters; searches for drowning or missing persons; providing anti-terrorism patrols on the Potomac River; patrolling special events; and enforcing or assisting in criminal investigations. In addition, the MPU supports the Fairfax County Underwater Search and Recovery Unit during recovery missions and training exercises.

Also, in nighttime rescue operations, a boat mounted FLIR camera would aid greatly in locating persons in the water or near shore. One of the limitations of the optical technology is that from above, water appears as one impervious surface. This is due to the heat retention principals of water. A helicopter equipped with a FLIR camera system often has difficulty identifying a heat source emanating from a human while in the water. Decreasing the angle of view down to just above water from the boat's level greatly increases the ability to detect a person that needs help immediately.

Currently, the MPU is unable to operate safely in the darkness because it does not have a FLIR system and the officer's ability to search at night is limited utilizing their current lighting system. Because of officer safety and the safety of other citizens and boaters, the MPU rarely patrols at night and therefore, a great deal of a 24 hour cycle goes unpatrolled on the waterways. The FLIR system will allow the MPU to operate safely during the hours of darkness on a 24 hour basis because of the state-of-art technology and night vision capabilities.

In summary, the FCPD strategic objectives with this grant funding for the FLIR system include:

- Improve Officer Safety- The FLIR M-625L would provide the 35 foot marine patrol vessel and crew with a higher level of safety. The FLIR M-625L would increase the efficiency and effectiveness of night time operations by allowing the officers to "see" in the darkness which will enhance conducting a safe and successful mission.

- Facilitate Critical Response to High Risk Incidents - The FLIR M-625L would be beneficial in the following night time situations: vessel navigation, collision avoidance, overboard boater recovery, vessels in distress, long range detection of missing and overdue vessels, as well as detecting heat signatures of persons on shore.

- Operational Readiness- The FLIR M-625L would allow the FCPD to respond with increased safety and efficiency to night time events and/or engage in patrol activities at night in which the FLIR M-625L would be essential. Some of these events include fireworks displays along the waterway, BUI check points, Aquapalooza (large boating event), Dive Team (USRU) Operations, USCG Safety zone enforcement for Presidential Events, and anti-terrorism patrols.

Five Surefire SOCOM 556-MINI Rifle Suppressors and Associated Muzzle Brakes

The FCPD requests funding in the amount of $6,290 to purchase five Surefire SOCOM 556-MINI Rifle Suppressors and five Surefire SFMB-1/2-28 Suppressor Adaptors (Muzzle Brake) for police canine officers. Currently, only a few members of the Canine Section have suppressors on their issued patrol rifles and the remaining units cannot be outfitted with suppressors because of budget restraints. The primary reason the FCPD is requesting suppressors on the Canine Unit's rifles is to protect the Police Working Dog (PSD) from the overpressure and noise associated with discharging a 5.56 millimeter round from the weapon. The PSD's hearing is extremely sensitive to the pressure produced from the projectile breaking the sound barrier. In any situation where a handler deploys with the rifle, lethal force is a possibility. In a deadly force situation, the PSD must be able to be given commands and follow them at all times. Taking away the ability of the PSD to hear negates the capabilities and potential the dog possesses. This creates not only an officer safety issue, but a hazard to the public as the dog in unable to perform without hearing commands. The rifle's muzzle flash also may distract the PSD and disorient the animal which is also a potentially dangerous circumstance.

The Canine Section is staffed 24 hours a day and PSD are a valuable and effective tool utilized by the FCPD. As seen above, the primary goal of this funding request is to increase officer and PSD safety during operations. In 2012, the Canine Section deployed on 461 tracking attempts. A small amount of these deployments were bloodhound searches for missing endangered persons but the majority were attempts to locate persons who were involved in committing felonies or serious misdemeanors. The handler may be required to send his or her PSD on an armed suspect if it means sacrificing the dog to save another officer's life. The suppressors increase the potential for success of the dog's abilities because of the reduction in noise and muzzle flash of the weapon and the dog's absolute need to hear commands.

The grant request for the Surefire SOCOM 556-MINI is an improvement over the current Gemtech suppressor in use by several K-9 units. The new suppressors are more than two inches shorter, have higher decibel reduction and have virtually no muzzle flash associated with the discharging of the weapon. The Surefire SOCOM 556-MINI is the suppressor the experts at the Fairfax County Police Firearms Range recommends the Canine Section procure.

18 Kustom Signals Laser PRO 4 LIDAR Units

The FCPD requests funding in the amount of $60,000 to purchase 18 Kustom Signals PRO 4 LIDAR units to enhance and upgrade the department's existing LIDAR units in order to improve the traffic safety needs within the county. The FCPD utilizes significant resources to enforce speed limits on all county, state and federal highways within its boundaries. The PRO 4 LIDAR greatly improves the availability of these resources to accomplish the mission. The overall goal of this grant request is to possess the best available speed enforcement equipment to reduce vehicular speeding in the county. The procurement of the PRO 4 LIDAR units will increase our ability to meet this goal.

The FCPD is tasked with traffic enforcement on roadways located within Fairfax County which is 400 square miles and has a population of approximately 1.2 million. In 2012, FCPD issued approximately 25,500 summonses for speeding violations. The most frequent citizen complaints to the police command staff are traffic related issues, specifically, vehicles speeding in neighborhoods, school zones, highways and industrial sites. A great deal of traffic enforcement efforts of the Motor Squad and selected patrol units is accomplished by using LIDARS to identify speeding vehicles and respond to speeding complaints in the above locations.

FCPD is currently utilizing Pro 3 LIDAR units and they have become cumbersome and expensive to maintain. Because of budgetary restrictions, the FCPD is unable to purchase the proficient and economic Pro 4 LIDAR units without grant funding. The Pro 4 LIDAR units will enhance the FCPD's ability to meet traffic speed reduction objectives by utilizing LIDAR units that are smaller, lighter and cheaper to maintain. The Pro 4 LIDAR has a more practical operational use because unlike the Pro 3 model, the newer model has no auxiliary power cords or large batteries and battery chargers that are needed to keep the older units operable. The Pro 4 LIDAR is powered by AA batteries which make it lighter, smaller and less cumbersome. Also, the these units are easier to restore lost power and without the expensive rechargeable batteries, power cords and chargers that accompany the Pro 3 units, there will be less down time and less costs for equipment repairs. Because the Pro 4 LIDAR units are easier to maintain and keep in-service, an increase in speed enforcement efforts can be achieved and thus reduce the number of vehicular accidents and other unforeseen traffic incidents.

In summary, the Pro 4 LIDAR units are an equipment enhancement by:

- Operating on AA batteries and eliminating the need for auxiliary components to operate.
- Less time will be spent on maintaining the older units and an increase in available LIDARS will increase speed enforcement efforts. The older units have expensive chargers, batteries with short life spans, expensive battery chargers and power cords which require down time for the unit while auxiliary components are obtained. The Pro 3 LIDARS utilize large batteries and expensive battery chargers. The older units are also heavier, larger and more cumbersome to use. The newer Pro 4 LIDAR units will save money for maintenance and replacement costs thus having more units available for enforcement.

U.S. Department of Justice – Justice Assistance Grant
Byrne Memorial Justice Assistance Grant Program: Local Solicitation

- The addition of 18 Pro 4 LIDAR units would allow the FCPD to increase the amount of enforcement efforts regarding speed limit violations within the communities and school zones, thus accomplishing the objective of increasing traffic safety for county citizens. This enforcement ability should reduce the number of vehicle accidents, reckless driving violations and other unintended consequences of vehicular speeding.

If the grant is awarded, the FCPD Financial Resources Division will administer the funding and procurement of the equipment described above by following local and federal procurement regulations. The JAG grant will allow the FCPD to increase its ability to enforce the laws of the Commonwealth of Virginia and the County of Fairfax and therefore, improve the quality of life and safety of officers and citizens. The Operations Support Bureau equipment enhancements would not be possible without this generous grant funding.

U.S. Department of Justice – Justice Assistance Grant
Byrne Memorial Justice Assistance Grant Program: Local Solicitation

PROJECT BUDGET NARRATIVE

Special Weapons and Tactics Vehicle Equipment Conversion		**$21,000**
Forward Looking Infrared M-625L Thermal Camera System		**$20,000**
Rifle Muzzle Suppressors for K-9 Units		**$ 6,296**
Kustom Signals PRO 4 LIDAR Units		**$59,994**
	TOTAL:	**$107,290**

Special Weapons and Tactics Vehicle Equipment Conversion $21,000

The Fairfax County Police Department (FCPD) requests grant funding in the amount of $21,000 to convert a 2010 Sprinter cargo van into a Special Weapons and Tactics (SWAT) vehicle by purchasing and installing required operational equipment. SWAT officers are often involved in high-risk and highly volatile incidents. Examples of these situations include dangerous search warrants, arrests of violent armed suspects, and intervention into dynamic, violent incidents throughout the county. SWAT's current deployment vans are inadequate in size and are unable to carry a full SWAT contingent so multiple vehicles are often needed on assignments, thus causing safety and communication issues. The grant funded proposal would take a FCPD owned cargo van, which has an empty interior, and convert it into a vehicle capable of carrying a large number of SWAT members and their necessary equipment. The conversion would allow all required SWAT members and all required equipment to arrive jointly and safely at the scene of tactical incidents and improve the ability of the SWAT team to perform their duties. The improvement of SWAT mobility will enhance operational capabilities as well as increase officer and public safety. This van conversion would not be possible without grant funding as current budgetary allotments are unavailable.

The equipment and installment will include:

- Install Pro Air skirt mounted rear HVAC unit with controls placed in the rear passenger area.
- Insulate and build interior walls covered with grey indoor outdoor marine carpet.
- Insulate and build headliner covered with fiberglass sheeting. Headliner to have six Large LED lights: three red and three white.
- Install metal grab rail in center of headliner.
- Build and install two benches (one on driver side, and one on passenger side). Benches to have seats that rise for storage inside (held with hydraulic struts) with fixed back rests covered in vinyl (color to be determined). Benches to be built with metal tubing frame, covered with flat ¼" steel plate painted black.
- Install shield mount onto rear cargo doors.
- Install a weapons box with lock on the driver side rear.
- Mount police and tactical radios to the partition.
- Remove center section of the partition for walk through.

U.S. Department of Justice – Justice Assistance Grant
Byrne Memorial Justice Assistance Grant Program: Local Solicitation

- Install expanded metal running board to passenger side and to rear of van. Rear step to be removable.
- Install six 12volt power outlets to rear of vehicle for power stations.

Forward Looking Infrared M-625L Thermal Camera System $20,000

FCPD requests funding for the Marine Patrol Unit (MPU) in the amount of $20,000 to purchase a Forward Looking Infrared (FLIR) M-625L Thermal Camera System which utilizes the latest thermal imagery technology. This would allow the MPU officers to see clearly in total darkness while performing boating operations. The camera system provides exceptional 640 x 480 pixel resolution that allows for clear, sharp, and detailed nighttime imagery. Also, the 2X and 4X camera zoom feature offers the operator's greater viewing range without impairing resolution. The M-625L is compatible with the MPU vessel's current electronic and video systems, allowing for a simple plug and play installation.

The MPU's mission is to ensure safe boating practices for the public as they navigate the numerous waterways in Fairfax County which include large sections of the Potomac River, Pohick Bay and tributaries of the Potomac River. Currently, the MPU patrols the waterways almost exclusively during daylight hours because of the dangers of nighttime boating without the ability to "see" with their current lighting system. With the procurement of a FLIR system, the MPU would be able to patrol at any time.

The FLIR system allows for the MPU to expand their hours of patrol and provide enhanced capabilities to include hundreds of water safety checks and identifying drunk/impaired boaters. In addition, the MPU supports the Fairfax County Underwater Search and Recovery Unit and performs anti-terrorism patrols which could now be performed during nighttime hours. Additional nighttime responsibilities would include vessel navigation, collision avoidance, overboard boater recovery, vessels in distress, long range detection of missing and overdue vessels, as well as detecting heat signatures of persons on shore.

In summary, grant funding will be used to purchase the FLIR M-625L Thermal Camera System which would enhance MPU's Operational Readiness 24 hours a day. This would allow MPU to respond safely and efficiently to incidents and/or engage in patrol activities at night. This system would not be able to be procured if not for grant funding because of current financial constraints.

Five Surefire SOCOM 556-MINI Rifle Suppressors
and Associated Surefire SFMB-1/2-28 Suppressor Adaptors $6,296

The FCPD requests funding in the amount of $6,296 to purchase five Surefire SOCOM 556-MINI rifle suppressors and five Surefire SFMB-1/2-28 suppressor adaptors (Muzzle Brake) for the Canine Section. Currently, only a few K-9 officers have suppressors on their assigned rifles. The addition of these grant funded suppressors to the Canine Section will improve the operational capabilities of a majority of the K-9 teams. These additional suppressors could not be procured without grant funding because of current budget restraints.

The rifle suppressors aid the K-9 officer when discharging a rifle in close proximity to the K-9 by not harming the dog's ability to hear. Rifle muzzle noise levels are deafening to K-9 dogs and often disorient the animal in training and operational discharges. The suppressors also reduce the "muzzle flash" of the rifle. This flash is very distracting to the dog and could cause an officer safety issue as again, the dog may become disoriented. Finally, equipping the rifle with this current version of suppressor makes the weapon lighter and shorter than with the Gemtech suppressor currently in use, lessening shooter fatigue and increasing maneuverability with the weapon. With suppressors on the weapons, the working life span of the dog may be increased because their hearing will not digress because of the constant loud noises that come in training exercises and real life incidents from rifle blasts. K-9 units are one of the most effective law enforcement tools and precautions should be taken to protect this asset and this grant funding will help accomplish this goal.

18 Kustom Signals Laser PRO 4 LIDAR Units $59,994

The Fairfax County Police Department (FCPD) requests funding in the amount of $59,994 to purchase 18 Kustom Signal Pro 4 LIDAR units for patrol officers, motor officers and traffic safety officers. These devices will supplement or replace the current Pro 3 LIDAR devices which have become outdated because of their heavy weight and large size, as well as their expensive maintenance costs, battery costs and battery charger costs.

The FCPD is tasked with traffic enforcement on all county, state and federal roadways located within Fairfax County which is 400 square miles and has a population of approximately 1.2 million citizens. The Pro 4 LIDAR units will enhance the FCPD's ability to meet traffic speed reduction objectives by putting into service LIDAR units that are smaller, lighter and cheaper to maintain. The Pro 4 has a more practical operational use because unlike the Pro 3 model, the Pro 4 has no auxiliary power cords or large batteries and battery chargers that are needed to keep these older units operable. The Pro 4 is powered by AA batteries which make it lighter, smaller and less cumbersome to use. Also, the Pro 4 is easier to restore lost power and without the expensive rechargeable batteries, power cords and chargers that accompany the Pro 3 units, there will be less down time and less costs for equipment repairs. Because the Pro 4 units are easier to maintain, an increase in speed enforcement efforts can be achieved and thus reduce the number of vehicular accidents and other unforeseen traffic incidents. Currently, funds to purchase new LIDAR units are unavailable because of budgetary restraints and could not be purchased without grant funding.

Each Pro 4 LIDAR Unit also comes with:

- Pistol style ergonomic grips.
- 4 AA batteries.
- USB and PC interface cable.
- Hard carrying case.
- 12 VDC adaptor.
- 2 year warranty.

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Board Agenda Item
July 30, 2013

ADMINISTRATIVE – 3

Streets into the Secondary System (Braddock, Hunter Mill, Mason and Sully Districts)

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

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

Subdivision	**District**	**Street**
Fairfax Corner (Phase 1) Government Center Parkway	Braddock	Government Center Parkway (Route 7436)
Roseglen	Braddock	Lee Highway Service Drive (Route 10332)
		Rona Place
		Ansary Way
The Reserve at Stone Hill	Hunter Mill	West Ox Road (Route 608) (Additional Right-of-Way (ROW) Only)
Andrus Property	Mason	Bouffant Boulevard (Route 3436)
		Seminary Road (Route 716) (Additional ROW Only)
Chantilly 50-28 Associates LP (Chantilly Crossing Phase I)	Sully	Lee Road (Route 661) (Additional ROW Only)

TIMING:
Routine.

Board Agenda Item
July 30, 2013

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)
Michelle Brickner, Deputy Director, DPWES, Land Development Services

Print Form

Street Acceptance Form For Board Of Supervisors Resolution - June 2005

FAIRFAX COUNTY BOARD OF SUPERVISORS
FAIRFAX, VA

Pursuant to the request to inspect certain streets in the subdivisions as described, the Virginia Department of Transportation has made inspections, and recommends that same be included in the secondary system.

ENGINEERING MANAGER: Terry L. Yates, P.E.

BY: Nadia Alphonse

VIRGINIA DEPARTMENT OF TRANSPORTATION - OFFICE OF THE ENGINEERING MANAGER, FAIRFAX, VIRGINIA

REQUEST TO THE ENGINEERING MANAGER, FOR INCLUSION OF CERTAIN SUBDIVISION STREETS INTO THE STATE OF VIRGINIA SECONDARY ROAD SYSTEM.

PLAN NUMBER: 7656-SP-11

SUBDIVISION PLAT NAME: Fairfax Corner (Phase I) - Government Center Parkway

COUNTY MAGISTERIAL DISTRICT: Braddock

FOR OFFICIAL USE ONLY

DATE OF VDOT INSPECTION APPROVAL: 05/03/2013

STREET NAME	LOCATION		LENGTH MILE
	FROM	TO	
Government Center Parkway (Route 7436)	Government Center Parkway at CL Monument Drive (Route 7969)-1,232' N CL Post Forest Drive (Route 7435)	678' N to CL Random Hills Road (Route 7230)	0.13
		TOTALS:	0.13

NOTES:
4' Concrete Sidewalk on West Side to be maintained by VDOT and 8' Asphalt Trail on East Side to be maintained by Fairfax County.

Attachment 1

Print Form

Street Acceptance Form For Board Of Supervisors Resolution - June 2005

FAIRFAX COUNTY BOARD OF SUPERVISORS
FAIRFAX, VA

Pursuant to the request to inspect certain streets in the subdivisions as described, the Virginia Department of Transportation has made inspections, and recommends that same be included in the secondary system.

ENGINEERING MANAGER: Terry L. Yates, P.E.

BY: Nadia Alphonse

VIRGINIA DEPARTMENT OF TRANSPORTATION - OFFICE OF THE ENGINEERING MANAGER, FAIRFAX, VIRGINIA

REQUEST TO THE ENGINEERING MANAGER, FOR INCLUSION OF CERTAIN SUBDIVISION STREETS INTO THE STATE OF VIRGINIA SECONDARY ROAD SYSTEM.

PLAN NUMBER: 6148-SD-01

SUBDIVISION PLAT NAME: Roseglen

COUNTY MAGISTERIAL DISTRICT: Braddock

FOR OFFICIAL USE ONLY

DATE OF VDOT INSPECTION APPROVAL: 05/03/2013

STREET NAME	LOCATION		LENGTH MILE
	FROM	TO	
Lee Highway Service Drive (Route 10332)	Existing Service Drive (Route 10332) - 354' SW CL Robertson Farm Circle (Route 10275)	203' SW to End of State Maintenance	0.04
Rona Place	CL Service Drive (Route 10332) - 531' SW CL Robertson Farm Circle (Route 10275)	744' S to Beginning of Temporary Turnaround Easement	0.14
Ansary Way	CL Rona Place - 530' S CL Service Drive (Route 10332)	271' E to CL Robertson Farm Circle (Route 10275)	0.05
		TOTALS:	0.23

NOTES:

Lee Highway Service Drive: 10' Asphalt Trail on South Side to be maintained by Fairfax County.

Rona Place: 5' Concrete Sidewalk on Both Sides to be maintained by VDOT.

Ansary Way: 5' Concrete Sidewalk on Both Sides; to be maintained by VDOT and Fairfax County.

Print Form

Street Acceptance Form For Board Of Supervisors Resolution - June 2005

FAIRFAX COUNTY BOARD OF SUPERVISORS
FAIRFAX, VA

Pursuant to the request to inspect certain streets in the subdivisions as described, the Virginia Department of Transportation has made inspections, and recommends that same be included in the secondary system.

ENGINEERING MANAGER: Terry L. Yates, P.E.

BY: Nidia Alphonse

VIRGINIA DEPARTMENT OF TRANSPORTATION - OFFICE OF THE ENGINEERING MANAGER, FAIRFAX, VIRGINIA

REQUEST TO THE ENGINEERING MANAGER, FOR INCLUSION OF CERTAIN SUBDIVISION STREETS INTO THE STATE OF VIRGINIA SECONDARY ROAD SYSTEM.

PLAN NUMBER: 24565-SD-001

SUBDIVISION PLAT NAME: The Reserve at Stone Hill

COUNTY MAGISTERIAL DISTRICT: Hunter Mill

FOR OFFICIAL USE ONLY

DATE OF VDOT INSPECTION APPROVAL: 04/08/2013

STREET NAME	LOCATION		LENGTH MILE
	FROM	TO	
West Ox Road (Route 608) (Additional Right-of-Way Only)	326' NW CL Timber Wood Way (Route 6315)	1,351' NW to Section Line	0.0
		TOTALS:	0

NOTES:

6' Asphalt Trail on North Side to be maintained by Fairfax County

Print Form

Street Acceptance Form For Board Of Supervisors Resolution - June 2005

FAIRFAX COUNTY BOARD OF SUPERVISORS
FAIRFAX, VA

Pursuant to the request to inspect certain streets in the subdivisions as described, the Virginia Department of Transportation has made inspections, and recommends that same be included in the secondary system.

ENGINEERING MANAGER: Terry L. Yates, P.E.

BY: Nadia Alghamri

VIRGINIA DEPARTMENT OF TRANSPORTATION - OFFICE OF THE ENGINEERING MANAGER, FAIRFAX, VIRGINIA

REQUEST TO THE ENGINEERING MANAGER, FOR INCLUSION OF CERTAIN SUBDIVISION STREETS INTO THE STATE OF VIRGINIA SECONDARY ROAD SYSTEM.

PLAN NUMBER: 9645-SD-01

SUBDIVISION PLAT NAME: Andrus Property

COUNTY MAGISTERIAL DISTRICT: Mason

FOR OFFICIAL USE ONLY

DATE OF VDOT INSPECTION APPROVAL: 05/17/2013

STREET NAME	LOCATION		LENGTH MILE
	FROM	TO	
Bouffant Boulevard (Route 3436)	Existing Bouffant Boulevard (Route 3436) - 80' NE CL Paul Street (Route 1844)	116' NE to End of Cul-de-Sac	0.02
Seminary Road (Route 716) (Additional Right-of-Way Only)	302' SE CL Magnolia Lane (Route 1869)	322' SE to Section Line	0.0
		TOTALS:	0.02

NOTES:

Bouffant Boulevard: 4' Concrete Sidewalk on South Side to be maintained by Fairfax County.

Seminary Road: 6' Asphalt Trail on the West Side to be maintained by Fairfax County.

Print Form

Street Acceptance Form For Board Of Supervisors Resolution - June 2005

FAIRFAX COUNTY BOARD OF SUPERVISORS
FAIRFAX, VA

Pursuant to the request to inspect certain streets in the subdivisions as described, the Virginia Department of Transportation has made inspections, and recommends that same be included in the secondary system.

ENGINEERING MANAGER: Terry L. Yates, P.E.

BY: Nadie Alphonsl

VIRGINIA DEPARTMENT OF TRANSPORTATION - OFFICE OF THE ENGINEERING MANAGER, FAIRFAX, VIRGINIA

REQUEST TO THE ENGINEERING MANAGER, FOR INCLUSION OF CERTAIN SUBDIVISION STREETS INTO THE STATE OF VIRGINIA SECONDARY ROAD SYSTEM.

PLAN NUMBER: 7843-SP-01

SUBDIVISION PLAT NAME: Chantilly 50-28 Associates LP (Chantilly Crossing Phase I)

COUNTY MAGISTERIAL DISTRICT: Sully

FOR OFFICIAL USE ONLY

DATE OF VDOT INSPECTION APPROVAL: 07/18/2013

STREET NAME	LOCATION		LENGTH MILE
	FROM	TO	
Lee Road (Route 661) (Additional Right-of-Way Only)	134' SW CL Lee Jackson Memorial Highway (Route 50)	1,131' SW to End of Dedication	0.0
		TOTALS:	0.0

NOTES:

4' Concrete Sidewalk on East Side to be maintained by VDOT.

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Board Agenda Item
July 30, 2013

ADMINISTRATIVE - 4

Authorization to Advertise a Public Hearing to Consider an Amendment to Article 17.3, Chapter 4, of the Fairfax County Code to Impose a Penalty for Certain Motor Vehicles Not Properly Displaying Current Virginia License Plates

ISSUE:
Board authorization to advertise a public hearing to consider a proposed amendment to Article 17.3, Chapter 4 of the Fairfax County Code imposing a penalty for failure to display Virginia license plates

RECOMMENDATION:
The County Executive recommends that the Board authorize advertisement of the public hearing.

TIMING:
Board action is requested on July 30, 2013, to advertise the proposed hearing on September 10, 2013 at 4:00 p.m. The proposed ordinance would become effective upon adoption.

BACKGROUND:
In 2009 the Board of Supervisors adopted Article 17.3, Chapter 4 of the Fairfax County Code imposing an annual license plate tax of $100 upon owners of motor vehicles that do not properly display Virginia license plates as required by state code. This tax, often referred to as the No Plate tax, is authorized by Section 15.2-973 of the Code of Virginia. While the Department of Tax Administration (DTA) has no license plate enforcement authority, this section of Virginia law allows the County to impose the additional annual tax until such time as the vehicle owner obtains and displays current Virginia license plates. DTA assesses and collects this tax along with the normal personal property tax.

During the 2013 session of the Virginia General Assembly, HB 1990 was introduced by Delegate Sickles and was subsequently enacted into law. Supported by the Board of Supervisors, this legislation adds Section 46.2-662(B) to the Code of Virginia which authorizes localities to adopt an additional $250 penalty for the failure to display proper Virginia license plates. This penalty is in addition to the existing license tax already imposed by law.

FISCAL IMPACT:
The additional penalty of $250 will become effective upon passage and will be administered by DTA at the same time and manner as with personal property taxes and the current No Plate tax. Should the Board adopt the proposed ordinance, the combined amount for failure to properly display a Virginia license plate will be $350. As with the No Plate tax, the new penalty would be collected with personal property taxes assessed against vehicles that are normally garaged in Fairfax County but that continue to display out-of-state license plates beyond the first 30 days of residency.

Since 2009, the No Plate tax has generated an average of approximately $288,000 in General Fund revenue per year. Based on this, the new penalty could generate as much as $720,000. Less revenue would of course be collected if the greater expense were to increase compliance with state licensing requirements. The Department of Management and Budget (DMB) will coordinate with DTA to refine estimates as the year progresses.

ENCLOSED DOCUMENTS:
Attachment 1: Proposed Ordinance to Adopt Section 4-17.3-5, Chapter 4, of the Fairfax County Code Imposing the No Plate Penalty
Attachment 2: Chapter 347, Virginia Acts of Assembly – 2013 Session (HB 1990)

STAFF:
Susan W. Datta, Chief Financial Officer
Kevin C. Greenlief, Director, Department of Tax Administration
Nancy F. Loftus, Assistant County Attorney

PROPOSED ORDINANCE TO AMEND FAIRFAX COUNTY CODE CHAPTER 4 ARTICLE 17.3, ADOPTING SECTION 4-17.3-5, TO PROVIDE FOR THE IMPOSITION OF A PENALTY FOR VEHICLES NOT PROPERLY DISPLAYING VIRGINIA LICENSE PLATES

Draft of July10, 2013

AN ORDINANCE to adopt Section 4-17.3-5 of the Fairfax County Code, relating to the imposition of a penalty for the failure to display a Virginia license plate as otherwise required by law.

Be it ordained by the Board of Supervisors of Fairfax County:

1. That Section 4-17.3-5 of the Fairfax County Code is adopted:

Section 4-17.3-5. Penalty

Pursuant to Section 46.2-662 of the Code of Virginia, there shall be imposed a penalty in the amount of $250 upon a resident owner for each motor vehicle that, following the end of the first 30 days of residency in the Commonwealth, is required to be registered in Virginia but which has not been so registered.

Each penalty levied pursuant to this section shall be in addition to the $100 local motor vehicle license plate tax imposed under Section 4-17.3-1. The combined license plate tax plus penalty shall amount to $350.00.

The levy and collection of any such penalty shall be the responsibility of the Director of the Department of Tax Administration (DTA) and said penalty shall be administered at the same time and in the same fashion as the local motor vehicle license plate tax imposed by this Article.

The Director of DTA, or his employees as he may so delegate, may waive the penalty authorized by this section if the failure to properly display Virginia license plates was not the fault of the taxpayer.

2. That this ordinance shall become effective upon passage.

GIVEN under my hand this _____ day of _____ 2013

_____

Catherine A. Chianese
Clerk to the Board of Supervisors

VIRGINIA ACTS OF ASSEMBLY -- 2013 SESSION

CHAPTER 347

An Act to amend and reenact §§ 15.2-973 and 46.2-662 of the Code of Virginia, relating to license taxes on certain motor vehicles.

[H 1990]

Approved March 14, 2013

Be it enacted by the General Assembly of Virginia:

1. That §§ 15.2-973 and 46.2-662 of the Code of Virginia are amended and reenacted as follows:

§ 15.2-973. Ordinances imposing license taxes on owners of certain motor vehicles.

Any locality may adopt an ordinance imposing a license tax, in an amount not exceeding $100 annually, upon the owners of motor vehicles ~~which~~ *that* do not display current license plates and ~~which~~ *that* are not exempted from the requirements of displaying such license plates under the provisions of Article 6 (§ 46.2-662 et seq.) of Chapter 6 of Title 46.2, §§ 46.2-1554 and 46.2-1555, are not in a public dump, in an "automobile graveyard" as defined in § 33.1-348, or in the possession of a licensed junk dealer or licensed motor vehicle dealer. ~~Such ordinance shall exempt from such tax any vehicles which are stored on private property for a period not in excess of sixty days, for the purpose of removing parts for the repair of another vehicle.~~ Nothing in this section shall be applicable to any vehicle being held or stored by or at the direction of any governmental authority, to any vehicle owned by a member of the armed forces on active duty or to any vehicle regularly stored within a structure. *Nothing in this section shall be applicable to motor vehicles that are stored on private property for the purpose of restoration or repair or for removing parts for the repair of another vehicle.*

§ 46.2-662. Temporary exemption for new resident operating vehicle registered in another state or country.

A. A resident owner of any passenger car, pickup or panel truck, or motorcycle, other than those provided for in § 46.2-652, ~~which~~ *that* has been duly registered for the current calendar year in another state or country and ~~which~~ *that* at all times when operated in the Commonwealth displays the license plate or plates issued for the vehicle in the other state or country, may operate or permit the operation of the passenger car, pickup or panel truck, or motorcycle within or partly within the Commonwealth for the first ~~thirty~~ *30* days of his residency in the Commonwealth without registering the passenger car, pickup or panel truck, or motorcycle or paying any fees to the Commonwealth.

B. In addition to any penalty authorized under this title, any locality may adopt an ordinance imposing a penalty of up to $250 upon the resident owner of any motor vehicle that, following the end of the 30-day period provided in subsection A, is required to be registered in Virginia but has not been so registered. The ordinance shall set forth a reasonable method for assessing and collecting the penalty, whether by civil, criminal, or administrative process, and shall identify the employees or agents of the locality who are to execute such assessment and collection.

Board Agenda Item
July 30, 2013

ADMINISTRATIVE - 5

Approval of "$200 Additional Fine for Speeding" Signs as Part of the Residential Traffic Administration Program (Mason and Providence Districts)

ISSUE:
Board endorsement of "$200 Additional Fine for Speeding" signs, as part of the Residential Traffic Administration Program (RTAP).

RECOMMENDATION:
The County Executive recommends that the Board approve a resolution for the installation of "$200 Additional Fine for Speeding" signs on the following roads:

- Beachway Drive from Potterton Drive to Nevius Street (Mason District).
- Masonville Drive from Gallows Road to Annandale Road (Providence District).

In addition, the County Executive recommends that the Fairfax County Department of Transportation (FCDOT) request VDOT to schedule the installation of the approved signs as soon as possible.

TIMING:
Board action is requested on July 30, 2013.

BACKGROUND:
Section 46.2-878.2 of the *Code of Virginia* permits a maximum fine of $200, in addition to other penalties provided by law, to be levied on persons exceeding the speed limit on appropriately designated residential roadways. These residential roadways must have a posted speed limit of 35 mph or less. In addition, to determine that a speeding problem exists, staff performs an engineering review to ascertain that additional speed and volume criteria are met. Beachway Drive from Potterton Drive to Nevius Drive (Attachment II); and Masonville Drive from Gallows Road to Annandale Road (Attachment III) meet the RTAP requirements for posting of the "$200 Additional Fine for Speeding Signs". On April 17, 2013, (Mason District) and June 19, 2013 (Providence District) FCDOT received written verification from the appropriate local supervisors confirming community support.

FISCAL IMPACT:
The estimated cost of $3,000.00 is to be paid out of the VDOT secondary road construction budget.

ENCLOSED DOCUMENTS:
Attachment I: "$200 Additional Fine for Speeding" Signs Resolution – Beachway Drive and Masonville Drive
Attachment II: Area Map of Proposed "$200 Additional Fine for Speeding" Signs – Beachway Drive
Attachment III: Area Map of Proposed "$200 Additional Fine for Seeding" Signs-Masonville Drive

STAFF:
Robert A. Stalzer, Deputy County Executive
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Eric M. Teitelman, Chief, Capital Projects and Operations Division, FCDOT
Steven K. Knudsen, Planner III, Traffic Operations Section, FCDOT

Attachment I

RESOLUTION

FAIRFAX COUNTY DEPARTMENT OF TRANSPORTATION
RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (RTAP)
$200 ADDITIONAL FINE FOR SPEEDING SIGNS
BEACHWAY DRIVE AND MASONVILLE DRIVE
MASON AND PROVIDENCE DISTRICTS

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the Government Center in Fairfax, Virginia, on Tuesday, July 30, 2013, at which a quorum was present and voting, the following resolution was adopted:

WHEREAS, Section 46.2-878.2 of the *Code of Virginia* enables the Board of Supervisors to request by resolution signs alerting motorists of enhanced penalties for speeding on residential roads; and

WHEREAS, the Fairfax County Department of Transportation has verified that a bona-fide speeding problem exists on Beachway Drive from Potterton Drive to Nevius Street, and on Masonville Drive from Gallows Road to Annandale Road. Such roads also being identified as a Local Roads; and

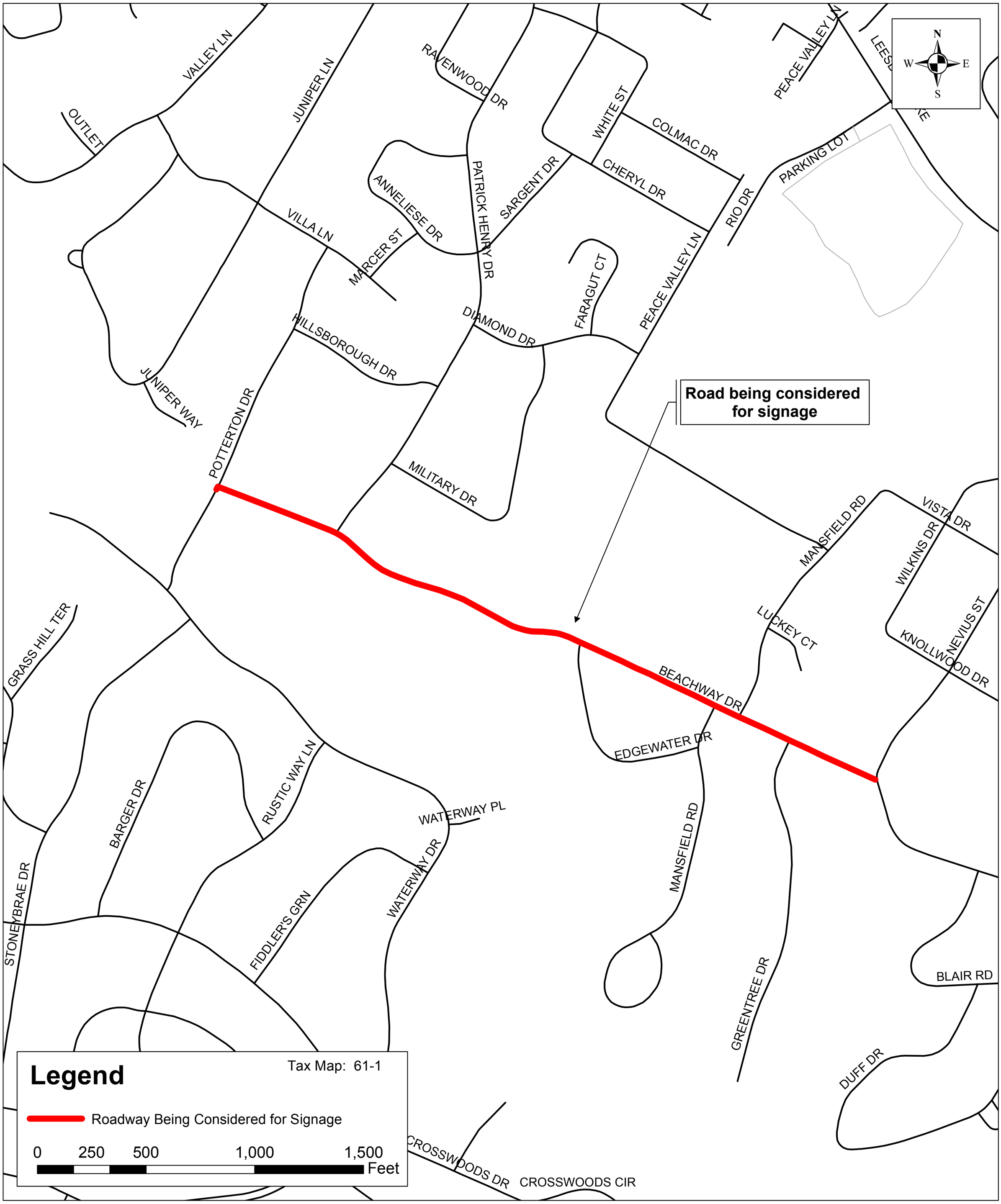
WHEREAS, community support has been verified for the installation of “$200 Additional Fine for Speeding" signs on Beachway Drive from Potterton Drive to Nevius Street, and Masonville Drive from Gallows Road to Annandale Road.

NOW, THEREFORE BE IT RESOLVED that "$200 Additional Fine for Speeding" signs are endorsed for Beachway Drive from Potterton Drive to Nevius Street, and Masonville Drive from Gallows Road to Annandale Road.

AND FURTHER, the Virginia Department of Transportation is requested to allow the installation of the "$200 Additional Fine for Speeding", and to maintain same, with the cost of each sign to be funded from the Virginia Department of Transportation's secondary road construction budget.

A Copy Teste:

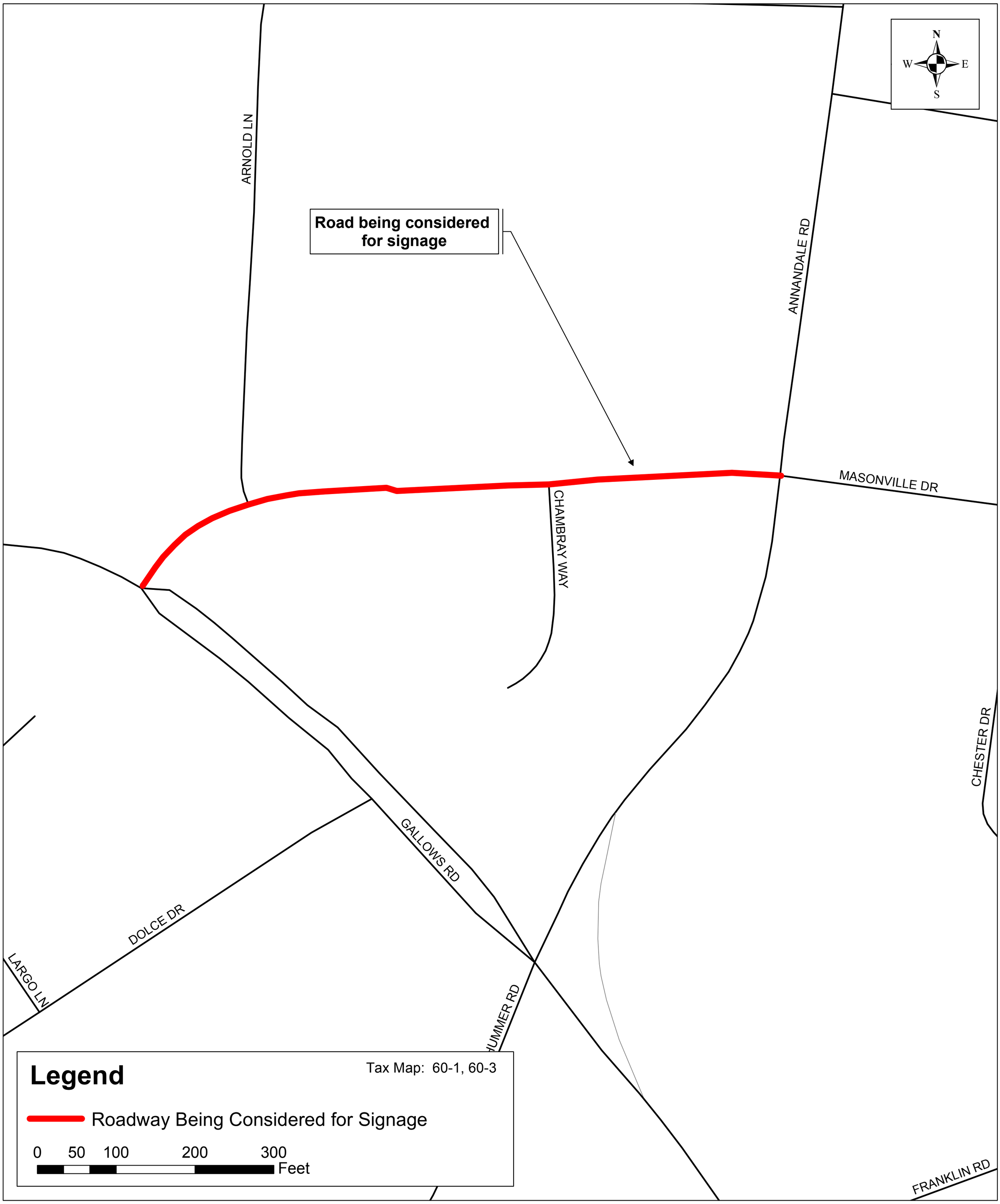
_____
Catherine A. Chianese
Clerk to the Board of Supervisors



Fairfax County Department of Transportation
Residential Traffic Administration Program (RTAP)
PROPOSED $200 FINE FOR SPEEDING
BEACHWAY DRIVE
Mason District

A Fairfax Co. Va., publication

June 28, 2013



Fairfax County Department of Transportation
Residential Traffic Administration Program (RTAP)
PROPOSED $200 FINE FOR SPEEDING
MASONVILLE DRIVE
Providence District

A Fairfax Co. Va., publication

June 28, 2013

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Board Agenda Item
July 30, 2013

ADMINISTRATIVE - 6

Approval of Traffic Calming Measures as Part of the Residential Traffic Administration Program (Lee, Providence and Dranesville Districts)

ISSUE:
Board endorsement of Traffic Calming measures as part of the Residential Traffic Administration Program (RTAP).

RECOMMENDATION:
The County Executive recommends that the Board endorse traffic calming plans for Wilton Road, Cedar Hill Road and North West Street consisting of the following:

- Two Speed Tables and one Speed Hump on Wilton Road (Lee District)
- One Speed Hump on Cedar Hill Road (Providence District)
- One Speed Hump on North West Street (Dranesville District)

In addition, the County Executive recommends that the Fairfax County Department of Transportation (FCDOT) be requested to schedule the installation of the approved measures as soon as possible.

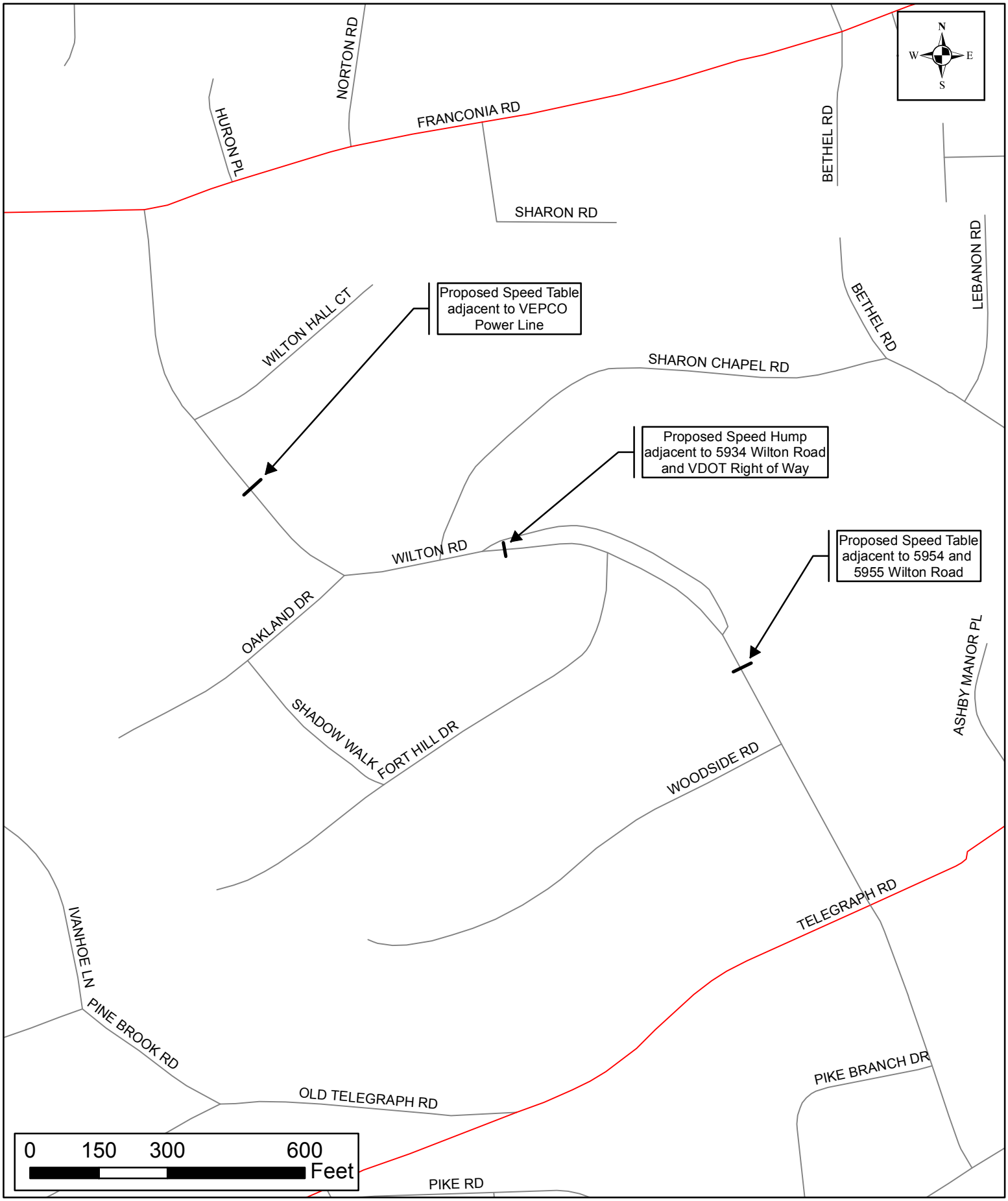
TIMING:
Board action is requested on July 30, 2013.

BACKGROUND:
As part of the RTAP, roads are reviewed for traffic calming when requested by a Board member on behalf of a homeowners or civic association. Traffic calming employs the use of physical devices such as Multi-Way Stop signs (MWS), speed humps, speed tables, raised pedestrian crosswalks, chokers, median islands, or traffic circles to reduce the speed of traffic on a residential street. Staff performed engineering studies documenting the attainment of qualifying criteria. Once plans for Potomac View Boulevard and Autumn Willow Drive were approved and adopted by staff, each plan was submitted for approval to residents of the ballot area in the adjacent community. On June 27, 2013, (Wilton Road), July 1, 2013, (Cedar Hill Road) and July 2, 2013, (North West Street) FCDOT received written verification from the local Supervisor's office confirming community support for the corresponding traffic calming plans.

FISCAL IMPACT:
Funding in the amount of $39,000 for the identified traffic calming measures is available in Fund 001, General Fund, under Job Number 40TTCP.

ENCLOSED DOCUMENTS:
Attachment I: Traffic Calming Plan for Wilton Road.
Attachment II: Traffic Calming Plan for Cedar Hill Road.
Attachment III: Traffic Calming Plan for North West Street.

STAFF:
Robert A. Stalzer, Deputy County Executive
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Eric M. Teitelman, Chief, Capital Projects and Operations Division, FCDOT
Steven K. Knudsen, Transportation Planner, Traffic Operations Section, FCDOT
Guy Mullinax, Transportation Planner, Traffic Operations Section, FCDOT



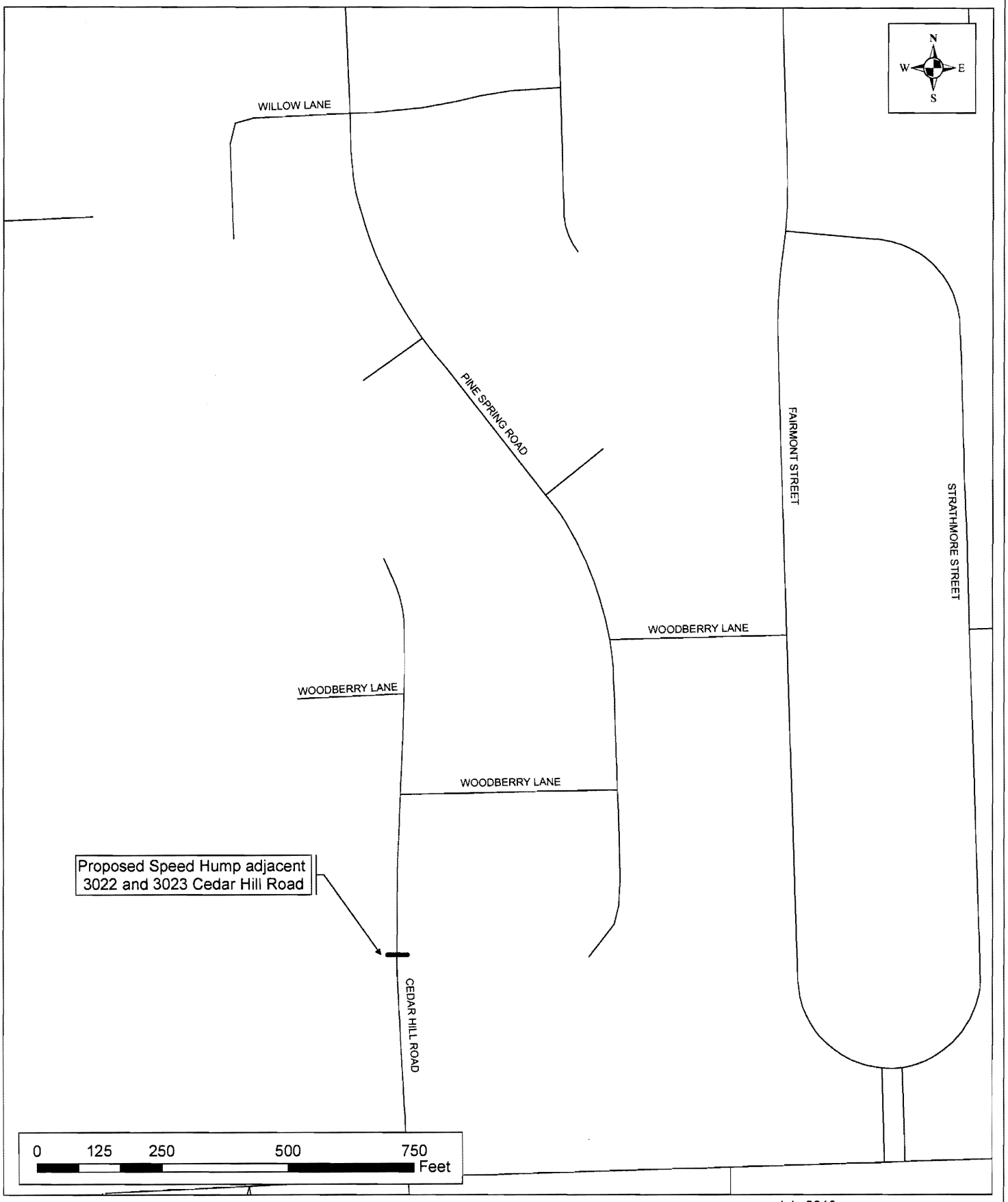
Fairfax County Department of Transportation
Residential Traffic Administration Program (RTAP)
TRAFFIC CALMING STUDY PLAN
WILTON ROAD
Lee District

July 2013

(67)

Tax Map: 82-4

A Fairfax County, Va., Publication



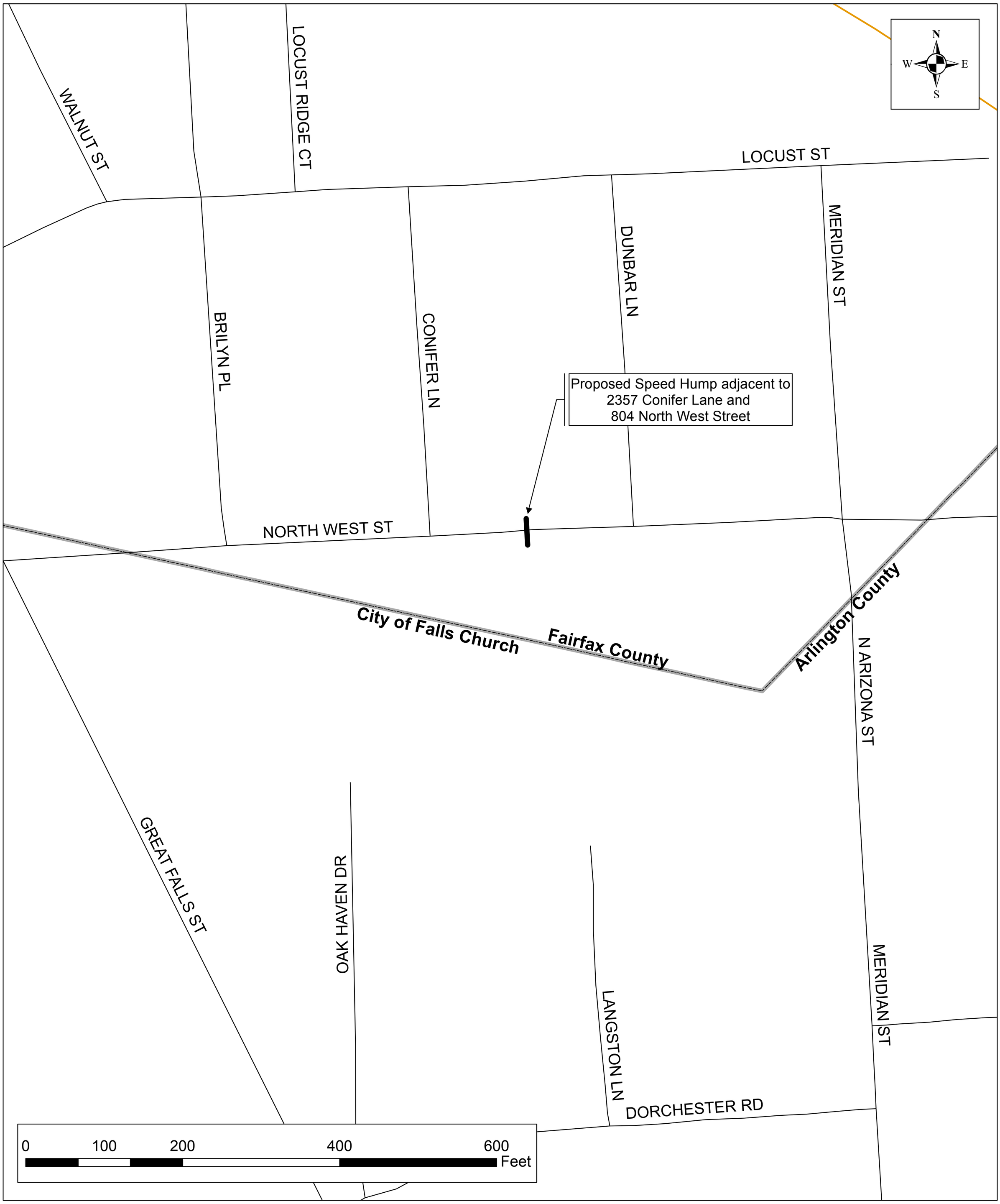
Fairfax County Department of Transportation
Residential Traffic Administration Program (RTAP)
TRAFFIC CALMING STUDY PLAN
CEDAR HILL ROAD
Providence District

July 2013

A Fairfax County, Va., publication

Tax Map: 50-3

ATTACHMENT III



July 2013

Fairfax County Department of Transportation
Residential Traffic Administration Program (RTAP)
TRAFFIC CALMING STUDY PLAN
NORTH WEST STREET
Dranesville District

Tax Map: 40-4

A Fairfax County, Va., publication

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Board Agenda Item
July 30, 2013

ADMINISTRATIVE - 7

Discontinuance of a Portion of Virginia Street (Route 811) from the Secondary System of State Highways (Mason District)

ISSUE:
Board adoption of the attached resolution requesting that a portion of Route 811 (Virginia Street) be discontinued from the Secondary System of State Highways (Secondary System).

RECOMMENDATION:
The County Executive recommends that the Board adopt the attached resolution requesting that the identified portion of subject roadway be discontinued from the Secondary System.

TIMING:
Routine.

BACKGROUND:
This board item was deferred from the June 4, 2013 Board meeting. The applicants, Land Design Consultants, Inc. (LDC) and Calvert Homes, are requesting discontinuance of a portion of Virginia Street (Route 811). The applicants have been working with the Virginia Department of Transportation (VDOT) on the bond release for the Calvert Oaks Subdivision. The subdivision is complete and the only item remaining is the acceptance of the additional right-of-way into the Secondary System.

As part of the Calvert Oaks Subdivision, a portion Virginia Street (Route 811) was realigned and terminated. As a result of the realignment, a portion remains in the state maintenance system that is not used by the public. Per VDOT, in order for the new alignment with cul-de-sac to be accepted into the Secondary System, the remaining portion must be discontinued.

A maintenance agreement will be recorded with Fairfax County Land Records to address the maintenance responsibility.

If the discontinuance request is approved, the mileage will be removed from VDOT's maintenance responsibility which assists in administering its maintenance mileage logs

that are used to determine levels of State maintenance funding within Fairfax County.

FISCAL IMPACT:
None.

ENCLOSED DOCUMENTS:
Attachment I: Resolution
Attachment II: Plat
Attachment III: Location Map
Attachment IV: DRAFT Maintenance Agreement

STAFF:
Robert A. Stalzer, Deputy County Executive
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Michael A. Davis, FCDOT

Attachment I

RESOLUTION

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the Fairfax County Government Center at Fairfax, Virginia, on Tuesday, July 30, 2013, at which meeting a quorum was present and voting, the following resolution was adopted:

WHEREAS, Land Design Consultants, Inc. (LDC) and Calvert Homes petitioned the Fairfax County Board of Supervisors to discontinue a of portion of Virginia Street (Route 811), and;

WHEREAS, as part of construction of Calvert Oaks Subdivision, a portion of Virginia Street (Route 811) was realigned and terminated, and;

WHEREAS, the subdivision has been completed and acceptance of the additional right-of-way into the Secondary System required approval of this discontinuance request, and;

WHEREAS, the section of Virginia Street that is hereby discontinued is no longer needed for public convenience, and;

WHEREAS, notice of intention to discontinue Virginia Street was given in accordance with Va. Code Ann. § 33.1-150 (2011),

NOW THEREFORE, BE IT RESOLVED that this Board hereby requests, pursuant to Virginia Code Section 33.1-150, that the Commonwealth Transportation Board, discontinue as part of the secondary system of state highways, the remaining residual portion of Virginia Street (Route 811).

A Copy Teste:

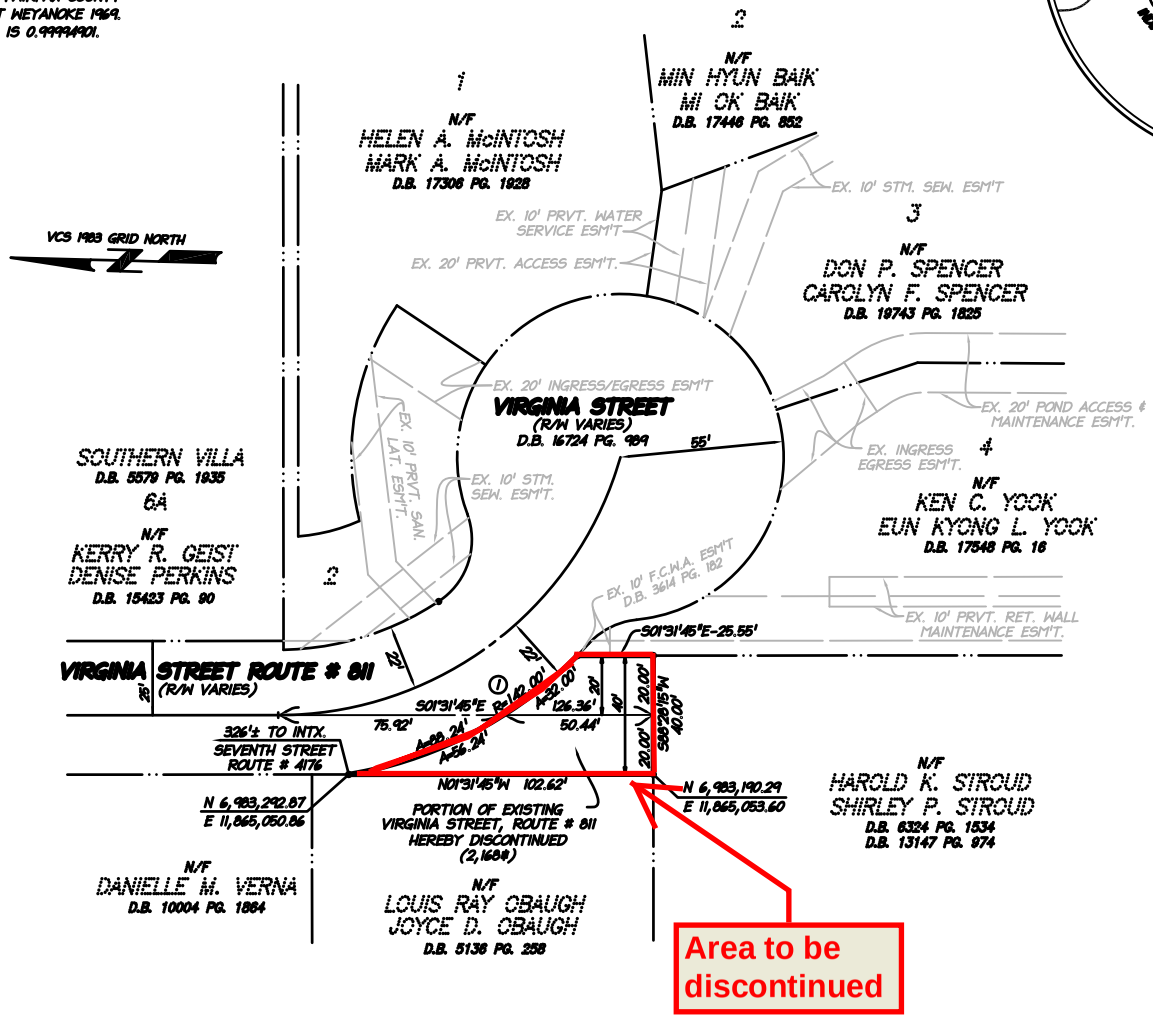
_____

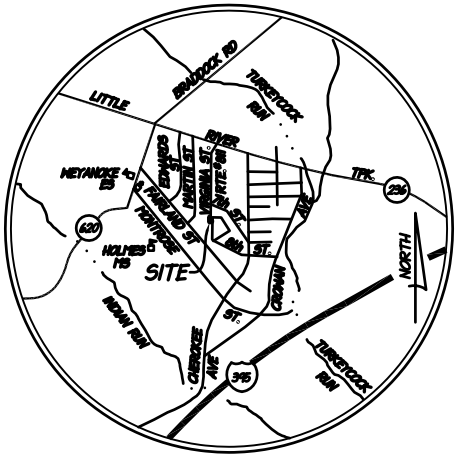
Catherine A. Chianese
Clerk to the Board of Supervisors

Attachment 2

NOTES

1. THE PROPERTY DELINEATED ON THIS PLAT IS LOCATED ON FAIRFAX COUNTY ASSESSMENT MAP No. 72-3 ((13)) AND 72-3 ((37)) AND IS CURRENTLY ZONED R-2.
2. THE BOUNDARY SHOWN HEREON IS BASED ON A FIELD SURVEY BY THIS FIRM PERFORMED IN JULY, 2002.
3. TITLE REPORT FURNISHED BY STEWART TITLE AND ESCROW, INC., FILE No. 020021194, DATED MARCH 13, 2002.
4. UNLESS OTHERWISE NOTED, ALL EXISTING EASEMENTS ARE RECORDED IN DEED BOOK 16724 AT PAGE 989.
5. THE PLAT OF THE PROPERTY SHOWN HEREON IS REFERENCED TO THE VIRGINIA COORDINATE SYSTEM OF 1983 AS COMPUTED FROM A FIELD SURVEY WHICH TIES THIS BOUNDARY TO THE FAIRFAX COUNTY GEOGRAPHIC INFORMATION SYSTEM MONUMENT WEYANOKE 1969. THE COMBINED GRID AND ELEVATION FACTOR IS 0.99994901.





VICINITY MAP

SCALE : 1" = 2000'

CURVE TABLE

No.	RADIUS	DELTA	ARC	TANGENT	CHORD	BEARING
1	142.00'	35°36'19"	88.24'	45.60'	86.83'	S28°57'34"E

GRAPHIC SCALE

30 15 0 30 60

1" = 30'

COMMONWEALTH OF VIRGINIA
KEVIN D. VAUGHN
Lic. No. 1508
LAND SURVEYOR

LDC
UNLOCKING YOUR LAND'S POTENTIAL
4440 NAVY REID AVENUE, SUITE 201
WOODBRIDGE, VIRGINIA 22192
PH: 703-680-4585 FX: 703-680-4775

PLAT SHOWING THE DISCONTINUANCE OF A PORTION OF VIRGINIA STREET, ROUTE # 811

CALVERT OAKS

DEED BOOK 16724 PAGE 989
MASON DISTRICT
FAIRFAX COUNTY, VIRGINIA

SCALE: 1" = 30'

SHEET 1 OF 1

DATE: MARCH, 2012

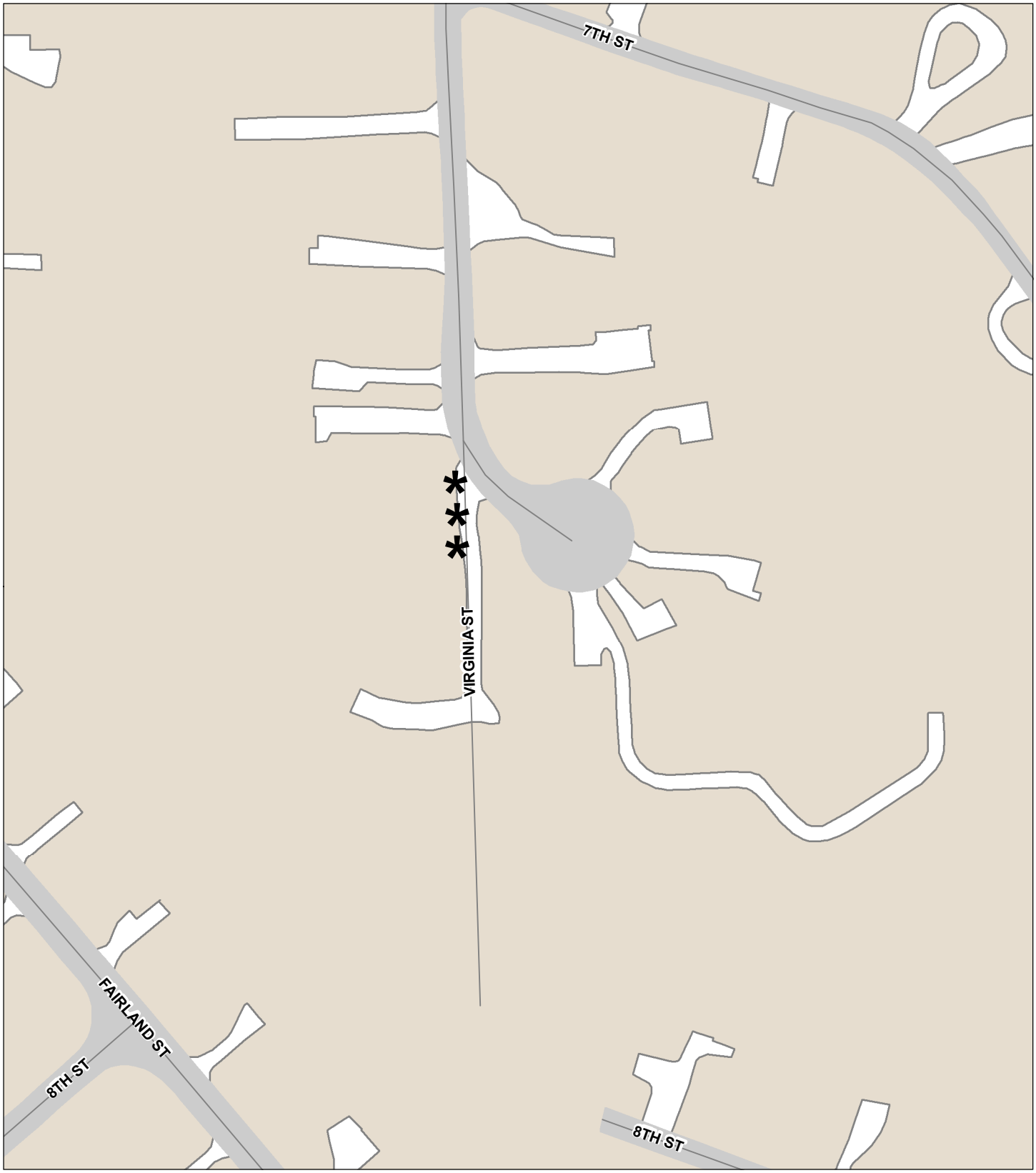
DRAFT: DKA | CHECK: KDV

FILE NUMBER 02031-2-0 112A

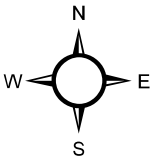
P:\PY 2002\02031-2-0 Virginia Forest\SURVEY\PLATS\0203120VA1.dwg

Discontinuance of a Portion of Virginia Street (Route 811)

Mason District



Tax Map 72-3



*** Symbol Denotes Segment to be Discontinued**

AGREEMENT

This Agreement made and entered into this __ day of _____, 2013 by and between Harold K. Stroud and Shirley P. Stroud (hereinafter collectively referred to as the "Owner"), the Owner of certain real property located at 4920 Virginia Street, which is shown on the Fairfax County Tax Map No. 72-3((13)) parcel 4B (hereinafter the "Property") and more particularly described in Fairfax County Deed Book 6324 at Page 1534, and THE BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA (hereinafter the "County"),

WITNESSETH

WHEREAS, the sole point of access to the above-described Property of the Owner is through a public right-of-way known as Virginia Street; and

WHEREAS, the Virginia Department of Transportation (hereinafter "VDOT") and the County have advised the Owner that it is not their intent to maintain a portion of Virginia Street, as described below, abutting the Property; and

WHEREAS, VDOT has advised the Owner and the County of its determination to pursue discontinuance of a portion of Virginia Street, as described below, from its maintenance system; and

WHEREAS, the portion of Virginia Street to be discontinued (hereafter the "Discontinued Area") and the Property are described on a plat (the "Plat") dated March, 2012, prepared by LDC and entitled, "PLAT SHOWING THE DISCONTINUANCE OF A PORTION OF VIRGINIA STREET, ROUTE 811 CALVERT OAKS," a copy of which is attached and incorporated by reference, and the Discontinued Area is bounded and described on the Plat as "PORTION OF EXISTING VIRGINIA STREET. ROUTE 811 HEREBY DISCONTINUED (2,168 [SQUARE FEET])" and

WHEREAS, the Owner nonetheless wishes to construct and maintain at its own risk and expense across the Discontinued Area a private driveway that exclusively serves the Property.

NOW, THEREFORE, in consideration of the mutual covenants herein contained and other good and valuable consideration, the parties hereto agree as follows:

1. The County hereby agrees to allow the Owner, at the Owner's sole cost and expense, to construct and maintain a private driveway across the Discontinued Area. Nothing herein shall relieve the Owner from the obligation to secure all permits necessary for such construction or maintenance, as well as all required inspection approvals and a release of such permits.

2. The County hereby agrees to allow the Owner to install and maintain, at the Owner's sole risk and expense, streetlights on the County property adjacent to the Discontinued Area at a specific location to be agreed upon by the Owners and the County. Streetlights shall be of a type selected by Owner, but shall be subject to the review and approval of the Fairfax

County Department of Public Works and Environmental Services. Nothing herein shall relieve the Owner from the obligation to secure permits necessary for such installation and maintenance, as well as all required inspection approvals and a release of such permits.

3. a. The Owner, its agents, executors, administrators, assigns and any other successors-in-interest, shall indemnify and hold the County, its agents and employees, harmless for any and all damages, accidents, casualties, injuries, costs, charges, liabilities, occurrences or claims which arise or be asserted against the County by reason of the construction, existence, presence or maintenance of the private driveway within the Discontinued Area, the street lights installed by Owner adjacent thereto and/or any other appurtenances thereto.

b. In the event a claim is asserted against the County, or its agents or employees, the County shall promptly notify the Owner, and the Owner or its successors-in-interest shall defend at its/their own expense any suit or claim that is encompassed within the terms of paragraph 3(a), above. If any judgment or claims are allowed against the County, or its agents or employees, the Owner shall pay in full the judgment or claim, and all costs and expenses, including attorney's fees, in connection therewith.

4. It is expressly understood and agreed that the maintenance of the Discontinued Area shall be solely the responsibility of the Owner or its successors-in- interest.

5. In the event that the County shall determine to improve the Discontinued Area, at its expense, to VDOT public street standards, this Agreement shall be terminable upon sixty (60) days written notice of such intent by the County, within which time the Owner shall remove all improvements constructed within the Discontinued Area pursuant hereto.

6. The Owner agrees not to petition County to accept the Discontinued Area for maintenance unless the Discontinued Area is constructed to VDOT standards and acceptable to County.

7. The terms of this Agreement shall be binding on the Owner, its agents, executors, administrators, assigns and any successors-in-interest. This Agreement shall constitute a covenant real running with the land and shall be recorded among the land records of Fairfax County, Virginia, upon approval of the discontinuance request by the Commonwealth Transportation Board.

8. This Agreement may not be assigned by the Owner without the advance written approval of the County.

9. This Agreement may be modified only in a writing signed by all of the parties hereto.

WITNESS the following signatures and seals.

[SIGNATURES AND NOTARY BEGIN ON THE FOLLOWING PAGE]

DRAFT

_____
Harold K. Stroud

STATE OF VIRGINIA):
COUNTY OF _____): to-wit

The foregoing instrument was acknowledged before me the ____ day of _____ 20__, by _____.

_____
Notary Public

My Commission Expires: _____

DRAFT

_____
Shirley P. Stroud

STATE OF VIRGINIA):
COUNTY OF _____): to-wit

The foregoing instrument was acknowledged before me the ____ day of _____ 20__, by _____.

_____
Notary Public

My Commission Expires: _____

[SIGNATURES AND NOTARY CONTINUE ON THE FOLLOWING PAGE]

Accepted on behalf of the Board of Supervisors of Fairfax County, Virginia, by authority granted by said Board.

APPROVED AS TO FORM AND CONTENT:

_____	_____
Assistant County Attorney	Director, Department of Public Works and Environmental Services

DRAFT

STATE OF VIRGINIA
COUNTY OF _____

The foregoing instrument was acknowledged before me the ____ day of _____ 20__, by _____.

_____
Notary Public

My Commission Expires: _____

[FINAL PAGE]

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Board Agenda Item
July 30, 2013

ADMINISTRATIVE - 8

Authorization to Advertise Public Hearings on a Proposed Zoning Ordinance Amendment Re: Residential Studios

ISSUE:
The proposed Zoning Ordinance amendment will establish a new use of Residential Studios and will permit such use in various residential, commercial, and industrial districts by special exception or in all planned development districts, the use can be approved as part of a rezoning or with a special exception and/or development plan amendment.

RECOMMENDATION:
The County Executive recommends the authorization of the advertisement of the proposed amendment by adopting the resolution.

TIMING:
Board action is requested on July 30, 2013, to provide sufficient time to advertise the proposed Planning Commission public hearing on September 18, 2013, at 8:15 p.m. and proposed Board of Supervisors' public hearing on November 19, 2013, at 4:00 p.m.

BACKGROUND:
The amendment to add residential studios to the Zoning Ordinance was prompted by a number of County efforts to address the issue of affordable housing for all income populations. Specifically, the proposed use is consistent with the Board's efforts with regard to ending homelessness, facilitating the 50+ Plan that will accommodate the area's aging single population, and increasing affordable housing for a workforce earning less than 60% of the area median income (AMI). The Zoning Ordinance currently addresses general housing for an income population of up to 70% of AMI through the Affordable Dwelling Unit (ADU) Program, although much of this housing is established as townhouses or one to three bedroom multiple family dwellings. The adoption of the Board's policy on Workforce Dwelling Unit (WDU) Program established another layer of affordability that generally provides for housing for households at an income of up to 120% of AMI. The gap in the existing programs is at the lower tiers of income, up to 60% of AMI, and for units that are affordable for a single occupant. The residential studio use will provide for such units.

The amendment will establish the residential studio use as a multiple family dwelling unit building or portion of a building, wherein all units include an in-unit kitchen and bathroom; each unit is no more than 500 square feet in size, and the development

contains no more than 75 residential studio units on a lot. Residential studios would be permitted by special exception in the R-E through R-30 Residential Districts, C-1 through C-9 Commercial Districts and I-1 through I-6 Industrial Districts, as well as by approval of a development plan or by special exception in the Planned Development Districts. Tenancy is limited to rental tenants only and not less than 80% of the units are to be rented to and priced in accordance with households with an income of not more than 60% of AMI. The density/intensity of a residential studio development does not count toward the maximum density/intensity of the zoning district in which located to provide for an incentive to offset the rental price controls. As set forth in the Staff Report, additional standards to address such factors as parking, compatibility, accessory uses, bulk regulations, and other considerations are also proposed for all residential studio developments.

The proposed amendment was presented to the Board's Housing Committee in February and May of this year for review and comment. At both meetings members of the Committee expressed concern with the potential for conversion of an existing single family dwelling to a Residential Studio Development. Staff noted that while such a scenario was possible, such a conversion would be subject to the building code provisions for a multiple family dwelling. In addition, the proposed additional standards for residential studios requires the development to be located on a collector street or major thoroughfare and that the use be designed to be harmonious with the development on neighboring properties, among other standards. This will enable the Board to evaluate the appropriateness of such a request on a case by case basis. However, in response to this concern, staff has prepared both options for the Board's consideration; one that includes the ability to convert an SFD and one that specifically precludes such conversion. This provides the Board with the flexibility to exclude the conversion of a SFD from the proposed ordinance.

Additionally, staff distributed the proposed draft to interested parties to solicit input. More than fifty responses were received from individuals or groups, including Habitat for Humanity, Virginia Supportive Housing, McLean Citizens Association, the Fairfax-Falls Church Community Services Board and others. A detailed summary of public responses is set forth as an attachment to the Staff Report provided in Attachment 2. In general, the comments were predominantly supportive; however, the following concerns were raised: proposed parking rate is excessive when housing a population who does not drive; parking rate is too low and will create parking issues; income limits are too high to accommodate the very low income population; use is not appropriate in the more rural areas; and a maximum density should be implemented, among others. Staff has taken these comments into consideration and believes the amendment, to the greatest extent possible, gives the Board flexibility when imposing the additional standards.

A more detailed discussion of the proposed amendment is set forth in the attached Staff Report.

REGULATORY IMPACT:
The proposed amendment would allow residential studios, subject to additional standards and limitations, in certain residential, commercial, and industrial districts by special exception approval or in a planned development district when represented on an approved development plan or otherwise by special exception approval.

FISCAL IMPACT:
Staff is proposing that the residential studio use include an application fee of $1,100, regardless of whether the residential studio use is established through approval of a special exception, as part of a rezoning or with an amendment to an existing development plan. Staff notes, however, that the amendment has been advertised to allow the Board to adopt any application fee between $1,100 and $16,375.

While it is not anticipated that this new use will generate a large volume of new applications, staff recognizes that the proposed $1,100 fee will not include sufficient fees to cover the cost of staff processing. However, it is anticipated that the majority of these applications will be requested by non-profit entities in the business of providing housing for low income individuals. In an effort to establish an application fee that is not so high that would dissuade development of residential studios and in light of the public benefit of providing appropriate housing for individuals at the proposed income levels, staff believes the proposed fee is appropriate. Also noted, the Board approved an application fee of $1,100 for the 2012 Zoning Ordinance Amendment regarding independent living facilities for low income tenants, which use similarly provides housing for persons of low income.

ENCLOSED DOCUMENTS:
Attachment 1 – Resolution
Attachment 2 – Staff Report

STAFF:
Robert A. Stalzer, Deputy County Executive
Fred Selden, Director, Department of Planning and Zoning (DPZ)
Leslie B. Johnson, Zoning Administrator, DPZ
Michelle O'Hare, Deputy Zoning Administrator, DPZ
Donna Pesto, Senior Assistant to the Zoning Administrator, DPZ

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ATTACHMENT 1

RESOLUTION

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium in the Government Center Building, Fairfax, Virginia, on July 30, 2013, at which meeting a quorum was present and the following resolution was adopted:

WHEREAS, limited housing opportunities exist in Fairfax County for persons with an income under sixty percent of the Area Median Income for the Washington Statistical Metropolitan Area; and

WHEREAS, the Zoning Ordinance does not specifically incorporate a multiple family dwelling unit use that is specifically designed to serve a rental tenant with an income at or below the sixty percent level of the Area Median Income; and

WHEREAS, it may be appropriate to create such use and to allow it to be developed in various residential, commercial, industrial and in currently zoned planned development districts by special exception approval, subject to certain standards; or in conjunction with a rezoning to a planned development district; and

WHEREAS, the public necessity, convenience, general welfare, and good zoning practice require consideration of the proposed revisions to Chapter 112 (Zoning Ordinance) of the County Code.

NOW THEREFORE BE IT RESOLVED, for the foregoing reasons and as further set forth in the Staff Report, the Board of Supervisors authorizes the advertisement of the proposed Zoning Ordinance amendment as recommended by staff.

A Copy Teste:

_____

Catherine A. Chianese
Clerk to the Board of Supervisors

FAIRFAX COUNTY

V I R G I N I A

STAFF REPORT

PROPOSED ZONING ORDINANCE AMENDMENT

Residential Studios

PUBLIC HEARING DATES

Planning Commission September 18, 2013 at 8:15 p.m.

Board of Supervisors November 19, 2013 at 4:00 p.m.

PREPARED BY
ZONING ADMINISTRATION DIVISION
DEPARTMENT OF PLANNING AND ZONING
703-324-1314

July 30, 2013

DP

Americans With Disabilities Act (ADA): Reasonable accommodation is available upon 7 days advance notice. For additional information on ADA call 703-324-1334 or TTY 711 (Virginia Relay Center).

STAFF COMMENT

The proposed amendment has been on the Priority 1 Zoning Ordinance Amendment Work Program for a number of years and is in response to the Board of Supervisors' (Board) stated goal to continue to work toward the development of housing opportunities for all residents. The amendment will establish a new use of Residential Studio units (or RSUs) that will provide small, efficiency style rental apartments predominantly for persons with an income of not more than 60% of the Area Median Income (AMI). The use will be allowed by special exception in most residential, commercial, and industrial districts and can be approved as part of a rezoning or with a special exception and/or development plan amendment in all planned development districts.

Current Zoning Ordinance Provisions

The current Zoning Ordinance and Board policies offer several opportunities for the development of below market rate priced housing at levels up to 120% of AMI. The Affordable Dwelling Unit (ADUs) Program set forth in the Zoning Ordinance requires a percentage of units to be designated as available for households earning a maximum of 70% of AMI, with rental developments offering units at rents commensurate with income levels of 50% for one third of the ADUs and 65% AMI for two thirds of the ADUs. The Board's Workforce Dwelling Unit (WDUs) Policy provides for the voluntary provision of more affordably priced housing that serves multiple income tiers from 80% to 120% of AMI, or a range of 60% to 120% in the Tysons Corner Area. WDUs are typically established in developments of multiple family dwelling units of five stories or more in height. For the most part, developments containing WDUs will comprise not more than 12% of the total unit count (except in Tysons where the WDU count is anticipated to be 20%) and for developments providing ADUs in a typical mid-rise multiple family development, not more than 6.25% is typical. The current provisions of the Zoning Ordinance and Board policies do not offer a housing product that is specifically intended to primarily serve single occupant households whose income is 60% of AMI or less. For a frame of reference, at 60% AMI, the income for a single person household is approximately $45,000 per year. The proposed amendment will establish the use of Residential Studio units to fill that gap.

Background

The genesis of this amendment is multifaceted. The need for housing at all income levels is apparent in Fairfax County, as it is throughout the country. The fast-paced growth in housing prices that predominated in past years put much of the County's housing stock out of reach for many low and moderate income residents. Home builders were marketing to higher end markets and very little housing was produced by developers to serve households with low income. Average home sizes increased substantially throughout this period, further exaggerating the gap in affordability for low and moderate wage earners.

In February 2003, the Board created the Single Room Occupancy (SRO) Task Force to study SRO housing models. In the spring of 2005, establishment of an SRO unit type was placed on

the Zoning Ordinance Amendment Work Program as a Priority 2 item, pending completion of the SRO Task Force study. In July 2005, the SRO Task Force published its final report, entitled "An Affordable Housing Solution for Low Income Single Residents," setting forth the need for such units, models for SROs, and recommendations for moving toward the development of such uses. In the spring of 2006, the Board moved the SRO amendment to Priority 1 on the Zoning Ordinance Amendment Work Program.

During this same time period, several other important efforts were underway to address the issues related to the availability of affordable housing. Those efforts included the development of a workforce housing policy, the Board's initiative to end homelessness in a ten year period and the amendment to the independent living facility use to provide for a low income tenant subset. Regarding workforce housing, through the course of review of the Comprehensive Plan WDU Policy and the companion Zoning Ordinance amendment (both of which were ultimately adopted in 2007), the High-Rise Affordability Panel considered the issue of providing housing for an income population making not more than 60% of AMI. A study entitled the "Need for Affordable/Workforce Housing in Fairfax County" was conducted by the Center for Regional Analysis at George Mason University during this time. The results of this study suggests that the projected need for housing units from the years 2005 to 2025, for both rental and for-sale units in the 50% AMI or less is 30,000 units. Upon development of the WDU Program, the High-Rise Affordability Panel concluded that the inclusion of an income tier for the less than 60% AMI in the WDU Program necessitated an extraordinarily large density bonus in high-rise buildings in order to mitigate the provision of such lower income units. As a result, the WDU Policy Guidelines ultimately adopted by the Board included only three tiers of income (up to 80% AMI, up to 100% AMI and up to 120% AMI). The Board did, however, subsequently adopt an amendment to the independent living facility special exception use to allow for additional density bonus for facilities which serve households with an income at or below the 50% AMI level for not less than 70% of the units and at or below the 70% AMI level for not more than 30% of the units. While that amendment addressed the needs of those households who meet the age and/or disability requirements of the independent living facility use, it did not address the needs of the general population who require lower cost housing options.

The inability to accommodate low income rental units as an incentivized voluntary commitment necessitated the establishment of a specific use that appropriately addresses the use characteristics of this kind of housing. The creation of residential studios is intended to facilitate a housing option primarily for an individual earning not more than 60% of AMI. During the course of development of this proposed use, staff has worked with representatives from many agencies who represent persons with disabilities/handicaps who have the skills necessary to live independently, work in jobs that pay around minimum wage ($15,080/year or approximately 20% of AMI for a one person household), which typically prevents them from finding a housing option in the current rental market, even with available subsidies. An RSU development could help provide such an option.

Other factors or initiatives that contribute to the need for housing for low income tenants include:

- The *Blueprint for Success: Strategic Directions for the Plan to Prevent and End Homelessness in the Fairfax-Falls Church Community*, endorsed by the Board in February 2007, and the subsequent *Implementation Plan to Prevent and End*

Homelessness in the Fairfax-Falls Church Community, approved by the Board in March 2008

- Cultural changes, including delaying or refraining from marriage leading to more single person households, an increase in elderly adults residing independently after the loss of a spouse, etc.
- The progression of urbanization in the County, particularly in the areas in and around Tysons Corner and other transit-oriented developments, that have led to an influx of single-person households of younger adults.

Because of the multitude of factors impacting household size, actual housing trends are challenging to accurately predict going forward; however, there is clear indication that there has been and likely will continue to be an increase in single person households in Fairfax County. Staff notes that the proposed amendment does not specifically state an occupancy limit of one person per studio unit, as such occupancy limits are governed by the Virginia Uniform Statewide Building Code (VUSBC). Under the VUSBC, a studio unit housing one or two people must be at least 220 square feet plus a kitchen and bathroom. A studio unit housing three people must be at least 320 square feet plus a kitchen and bathroom and no studio unit can be occupied by more than three people, regardless of size. However, given the maximum size of the studio unit (500 square feet) and the availability of only one parking space per unit, single person households will likely be more inclined to occupy these units.

With regard to the provision of efficiency units, staff notes that neither the Department of Public Works and Environmental Services or the Department of Housing and Community Development track site development plans by the size/bedroom count of individual dwelling units, so staff is unable to provide an exact count of the number of efficiency units available. Based on 2012 census data, approximately 28% of all housing units were multiple family dwellings; however, by 2040 it is estimated that 39% of all dwelling units will be multiple family units. Anecdotally, staff believes there is increasing interest in efficiency units in the market. Nationwide, for urban and urbanizing areas there has been a housing trend toward so called “micro units” that are oftentimes between 300 and 400 square feet in size. These are being introduced in areas like New York, Boston and Seattle and are entering the market as a market rate product, with some areas providing incentives for establishing some units at below market rate rents/prices.

All of this contributes to the need for one or two person occupancy dwelling units at every income level, but it is particularly relevant at the lower end of the income spectrum. The intent of the proposed Zoning Ordinance Amendment is to create a new housing product that is specifically designed to primarily serve a single-occupant population with a household income of not more than 60% of AMI. Staff notes that this kind of housing product has been successfully developed in a number of jurisdictions in the southern part of the state, including Charlottesville, Richmond, Virginia Beach and other Tidewater areas.

The proposed amendment was presented to the Board’s Housing Committee in February and May of this year for review and comment. At both meetings members of the Committee expressed concern with the potential for conversion of an existing single family dwelling to a Residential Studio Development. Staff noted that while such a scenario was possible, such a conversion would be subject to the building code provisions for a multiple family dwelling. In addition, the proposed additional standards for residential studios requires the development to be

located on a collector street or major thoroughfare and that the use be designed to be harmonious with the development on neighboring properties, among other standards. This will enable the Board to evaluate the appropriateness of such a request on a case by case basis. However, in response to this concern, staff has prepared both options for the Board's consideration; one that includes the ability to convert an SFD and one that specifically precludes such conversion. This provides the Board with the flexibility to exclude the conversion of a SFD from the proposed ordinance. More detail on this issue is set forth in the discussion of the proposed additional standards.

Staff has discussed the proposal in a number of meetings of various County groups interested in housing advocacy. Additionally, staff has reached out to interested parties in the form of a solicitation for comments on the draft amendment and received comments from more than fifty individuals or groups, including The Fairfax County Redevelopment and Housing Authority/Department of Housing and Community Development, Habitat for Humanity, Virginia Supportive Housing, Fairfax County Human Services Council, Fairfax County Alliance for Human Services, McLean Citizens Association, Accotink Unitarian Universalist Church, Fairfax-Falls Church Community Services Board, Communities of Faith United for Housing, and others. A detailed summary of the input received from this request for comments is set forth in Attachment 1 to this Staff Report. In general, the comments were predominantly supportive; however, the following concerns were raised: the proposed parking rate is excessive when housing a population who does not drive; parking rate is too low and will create parking issues; income limits are too high to accommodate the very low income population; use is not appropriate in the more rural areas; and a maximum density should be implemented, among others. Staff has taken these comments into consideration and believes the amendment, to the greatest extent possible, gives the Board flexibility when imposing the additional standards.

Proposed Amendment

The proposed amendment will define residential studios as a multiple family residential building having between 3 and 75 efficiency units (zero bedrooms) that are limited to rental occupancy only. Tenants for not less than 80% of the units must have an income of not more than 60% of AMI and the remaining units of not more than 20% can be above 60% of AMI. The 3 unit minimum is consistent with the definition of a multiple family dwelling unit development and the maximum of 75 units is based on input from providers of housing to low income tenants. At that level of development, providers can efficiently offer services to tenants with special needs and staff believes that this limit can help ensure a residential studio development is compatible in terms of scale.

Residential studios are proposed as a special exception use in most residential, commercial, and industrial districts. With regard to residential districts, the residential studio use would be a Category 3 special exception use in the R-E through R-30 Districts, which are the districts that currently allow independent living facilities, congregate care facilities, medical care facilities (assisted living/nursing home), and housing associated with a college, university or private school. Other uses of a non-residential nature that are also allowed by special exception in these residential districts include schools, cultural centers/museums, private clubs, athletic fields, and places of worship, among others. As is the case with the current special exception uses in residential districts, not every lot in every district is going to be appropriate for the development

of residential studios.

For the commercial and industrial districts, residential studios would be added as a Category 3 special exception use in the C-1 through C-9 Commercial District and the I-1 through I-4 Industrial Districts. While uses of a residential nature aren't typically permitted in commercial and industrial districts, several of the office commercial districts do currently permit independent living facilities congregate care facilities, medical care facilities (assisted living/nursing home), and housing associated with a college, university or private school. Most of the retail commercial districts currently allow medical care facilities (assisted living/nursing home), and housing associated with a college, university or private school. Additionally, in many industrial districts, medical care facilities (assisted living/nursing home) and housing associated with a college, university or private school are also currently allowed by special exception. Staff believes that, in addition to new construction, there is opportunity for the redevelopment of older hotel/motel uses, "big box" retail space, and other non-residential buildings into a residential studio building. Additionally, the colocation of residential studios with business uses (such as office, retail, etc.) may offer on-site employment opportunities to tenants who may not have access to a motor vehicle or other means of transportation. Again, not every commercial or industrial lot is going to be compatible for the development of residential studios. In all planned development districts, the use can be approved as part of rezoning or with a special exception and/or development plan amendment. In all cases, however, residential studios can only be approved by the Board. The use would also be allowed as a principal use on the lot or it can be located on a lot with other allowable uses.

With regard to density/intensity of the use, the amendment proposes to establish the residential studio use as a multiple family housing product that contains between 3 and 75 units on a lot, without specifying a maximum number of dwelling units per acre or maximum floor area ratio in the individual zoning districts. The actual number of units would be subject to Board approval of the special exception in consideration of the specific proposal, location, and compatibility factors set forth in the proposed additional standards. Staff has consulted with a builder of residential studio type products in southern Virginia and was advised that a 60 unit development is the minimum needed to make a project viable and to adequately deliver any support services to tenants, as necessary. Additionally, any density or intensity attributed to the residential studio development would not count against the maximum permitted for other uses on the lot. For example, if a commercial lot allows 40,000 square feet of commercial uses, a developer could construct that 40,000 square feet and add a residential studio component of between 3 and 75 units, subject to Board approval and provided there is adequate space on the lot to fit all the uses and their required parking, open space, minimum yards, etc. Staff believes that excluding the density/intensity associated with residential studios from the overall development density/intensity permitted on a lot, will serve as an incentive that can help overcome the strict limits on rental prices.

The amendment proposes a number of additional standards intended to facilitate the compatibility of a proposed residential studio development with other uses on the development site as well as with neighboring lots and uses. Further, it is noted that Sect. 9-003 of the Zoning Ordinance provides the Board with the authority to modify the standards for a special exception where deemed necessary as long as the resultant development will not adversely affect the use or development of adjacent properties. The proposed standards and a description of the intent of

each standard are outlined below, in the same paragraph format as contained in the proposed text amendment:

A. Each residential studio dwelling unit shall be of efficiency design (zero bedrooms) and shall comprise not more than 500 square feet of gross floor area, inclusive of an in-unit bathroom and kitchen.

As a multiple family dwelling unit, all residential studios must be independent living units, thus requiring a bathroom and kitchen in each unit. One goal of requiring the units to be of limited size (zero bedrooms) is the natural affordability that comes with smaller units and to maximize low-income housing opportunities.

B. Residential studios shall only be established on a parcel of land fronting on, and with direct access to a collector street or major thoroughfare. Proposed locations for a residential studio development shall consider the transportation needs of the intended tenants as an essential element of the application, to include information regarding proximity to transit (rail and/or bus) or the provision of transportation services provided by the residential studio development, where appropriate.

As with other residentially-oriented quasi-public uses permitted by special exception (such as independent living facilities, assisted living facilities/nursing homes, etc.) this standard requires that the residential studio development be served by a collector street or major thoroughfare to preclude location on a lot served by a neighborhood/subdivision street or in other inappropriate locations. One goal is to ensure that there is the opportunity for mass transit (rail or bus) in proximity to the residential studio use and that the location is selected based on the availability of an appropriate road network that can accommodate any anticipated trip generation from the residential development. With regard to the transportation needs of the intended occupants, staff is aware that there may be developments that target occupancy by persons who have no opportunity to drive a motor vehicle, whether because of a disability or handicap, age, and/or level of income. As such, and consistent with the current provisions for independent living facilities that serve an elderly or disabled/handicapped population, the additional standard provides that any specific transportation needs will be addressed in the application. As has been the case with some independent living facilities, the Board could impose a condition requiring that periodic van/car service is made available to the tenants for a population that does not drive and cannot independently utilize bus transportation,.

C. The number of residential studio units permitted on a lot shall be as established by the Board upon review of a specific development proposal, but in no event shall such development exceed seventy-five (75) units. All residential studio units and their accessory uses, whether stand-alone or when co-located on a lot or in a building with any other use, shall not be subject to or included in the calculation of the maximum density (dwelling units or persons per acre) or intensity (floor area ratio) provisions specified for the zoning district in which located.

As set forth in the definition, the minimum number of units permitted on any site is 3 and the maximum number is 75. Staff believes that this will satisfy a threshold minimum needed for

a development to be viable and to effectively and efficiently deliver any services to the tenants, but will also help to ensure that a site is not overburdened with development. Dependent upon a specific location and proposal, the Board could limit the number of units to a number less than 75.

The amendment proposes to exclude the density/intensity associated with the residential studio use from the maximum limits of the district in which located. As set forth in the definition and the additional standards for residential studios, the amendment includes a maximum unit size, a maximum number of units, minimum yard requirements, minimum open space and other controls, such that the impacts of the bulk of the buildings and intensity of the use can be effectively managed. In the Board's review of an application, consideration can be given to the density or intensity limits that would be permitted in the underlying zoning district when evaluating the appropriateness of a proposal; however, the Board will not be bound by those limits. Additionally, the case by case review of a residential studio development allows consideration for the specific location, the type of building proposed, and the ability to mitigate of any impacts associated with the specific development. As proposed, the building area devoted to the residential studios is essentially bonus density and staff believes that this bonus can serve as an incentive to help mitigate the rental price controls.

D. Accessory uses that are proposed as part of the residential studio development shall be identified in the special exception application in terms of the use, location, anticipated frequency of utilization, and gross floor area. The Board shall find that such use(s) are clearly subordinate in purpose, area and extent and are designed to be used solely by the tenants of the residential studios to contribute to their comfort, convenience and necessity.

As with many multiple family dwelling unit developments, a developer may want to incorporate a fitness room, laundry facilities, community space, office space for visiting service providers, or other accessory uses that are designed to be used solely by the tenants. This standard requires that those uses and spaces be identified in the application so that the Board can evaluate the impacts of the proposal as a whole. As with all accessory uses, the scale must be such that combination of all such uses is clearly subordinate to the primary use of multiple family dwellings and that they are directly related to the comfort, convenience and needs of the tenants.

E. Residential studios shall be designed so as to be compatible with any existing development on the lot in terms of intensity, uses and scale. Additionally, the development shall be harmonious with the development on neighboring properties in terms of character, building size, height, intensity and use.

As with all special exception uses, rather than a by-right use, compatibility is the primary concern. In the case of RSUs, staff is proposing to allow the use in most residential, commercial, industrial and planned development districts. Given the broad range of districts and uses that are permitted in each of these districts, an RSU development may be incompatible in some specific locations or on specific lots. For example, for a lot zoned R-2 located in the middle of a subdivision of one half acre lots, served by a local neighborhood street, it is unlikely that an applicant could propose a RSU development that would be

harmonious with the character of the established neighborhood. On the other hand, for an R-2 lot located in an area that is surrounded with properties that have been rezoned to a higher density district or which is a transitional lot between residential and commercial uses, it could be possible that an RSU development provides the right transition between the varying districts/uses. Similarly, an RSU development may be appropriate on an industrial lot zoned I-4 that is developed with an office building, but may be incompatible with a lot zoned I-4 that is developed with or surrounded by lots developed with a vehicle storage lot or warehousing establishment.

In addition to the standards that staff is proposing for an RSU development, the general standards for all Category 3 special exceptions are also applicable to the RSU special exception use. Those provisions state, among other things, that the use at the specified location shall be in harmony with the adopted comprehensive plan; shall be in harmony with the general purpose and intent of the applicable zoning district regulations; shall be harmonious with and not adversely affect the use or development of neighboring properties; will not hinder or discourage the appropriate development and use of adjacent or nearby land and/or buildings or impair the value thereof; and that the proposed use shall be such that pedestrian and vehicular traffic associated with such use will not be hazardous or conflict with the existing or anticipated traffic in the neighborhood.

Staff believes that the combination of the proposed additional standards for RSUs and the existing general standards for special exceptions will help ensure that any proposal can be appropriately evaluated for compatibility.

F. Option 1 In the event of a conversion of any building to a residential studio development, all Building Code requirements pertaining to multiple family dwelling unit structures shall apply. The conversion of a single family dwelling to a residential studio development shall not be permitted and no residential studio development shall be permitted on a lot that is served by an on-site individual sewage disposal system or private water supply system.

F. Option 2 In the event of a conversion of any building, including single family dwellings, to a residential studio development, all Building Code requirements pertaining to multiple family dwelling unit structures shall apply and no residential studio development shall be permitted on a lot that is served by a***n on-site individual sewage disposal system or private water supply system.***

Based on the concerns expressed by the Board regarding the ability to convert a single family dwelling to an RSU, staff is presenting two options for the Board's consideration. In Option 1, the additional standard expressly sets out that the conversion of a single family dwelling to an RSU is not permitted and Option 2 would allow the possibility of converting a single family dwelling to a residential studio development. The proposed provision regarding the utilization of an on-site individual sewage disposal system or private water supply system is appropriate to prevent development of residential studios in the less developed areas of the county even if the underlying zoning district would otherwise permit such use.

With regard to the reference to the Building Code standards for multiple family dwellings,

staff believes that this provision is necessary to establish that a RSU development is to be treated the same as any other multiple family dwelling unit building. Any new construction or building conversion will be subject to the building code standards applicable to multiple family buildings, including firewalls between units, sprinklers/smoke detectors, Americans With Disabilities Act (ADA) compliance, common interior access to units, etc. These requirements are not the same with regard to the legal establishment of an accessory dwelling unit in a single family home, which requires special permit approval and is subject to the same building code standards as the single family dwelling. RSU developments are simply a subset of the multiple family dwelling unit and all Building Code requirements applicable to multiple family dwellings are applicable to RSUs.

G. The minimum front, side and rear yard requirements, minimum open space, and maximum building height limits shall be as set forth in the respective zoning district, except as may be modified by the Board to ensure neighborhood compatibility. In the R-E through R-8 Districts, the yards and building height shall be as specified for single family dwellings and in the R-12 through R-30 Districts, the yards and buildings heights shall be as specified for multiple family dwellings, unless modified by the Board.

To help ensure neighborhood compatibility, staff is proposing that the minimum yard requirements, minimum open space requirements and maximum building height limits be consistent with the underlying zoning district regulations. Further, for the R-E through R-8 Districts, which do not typically permit multiple family dwelling units (other than independent living facilities and school-associated residence halls/dormitories), staff proposes that the regulations that are applicable to single family dwellings are implemented for RSUs to help ensure compatibility with the types of buildings that would most frequently be found in those districts. For the multiple family districts (R-12 through R-30), staff proposes that the district regulations applicable to multiple family structures be implemented. The Board could impose greater bulk or setback standards based on a case by case review of a development proposal.

H. For the purposes of Article 10, an individual residential studio unit shall be deemed a multiple family dwelling unit; however; no employee associated with a home occupation shall be allowed and the tenant shall not operate a home child care facility or a school of special education.

In a residential dwelling unit, as set forth in Sect 10-302, certain home-based businesses are generally permitted pursuant to Article 10 subject to use limitations. One such use limitation includes an allowance for an employee. Additionally, the Zoning Ordinance allows as home occupation, a school of special education for the teaching of music lessons, tutoring, etc. and the operation of a home child care facility. However, in the case of a residential studio unit, staff believes the relatively small size of the dwelling, the requirement that the unit has to be an efficiency which is basically just one room, as well as the requirement for only one parking space per unit makes the provisions for employees or students/children not appropriate. Nothing herein will prevent a tenant from conducting other permitted home occupations, which do not require an employee and which do not involve having students or day care customers coming to the unit in association with the business.

I. Notwithstanding the provisions of Article 11, the minimum off-street parking requirement shall be based on one (1) space per residential studio unit, plus such spaces as are necessary for any accessory uses, as determined by the Board. No additional fees may be charged to a tenant for the parking of one (1) vehicle per residential studio unit. In the event that an applicant can demonstrate that fewer parking spaces than those required above will adequately serve the residential studio development, the Board, in its review may modify this parking requirement, based on the specific characteristics of the use and its location in proximity to transit opportunities or alternate parking facilities.

Given the relatively small size of the units and the fact that all units must be designed as efficiency units, staff is proposing a parking rate of one space per unit, plus additional spaces as may be needed for any accessory uses. Staff notes that this parking rate of one space per efficiency unit is consistent with the approved parking rate in the Tysons Corner area and it is supported by studies commissioned by the Fairfax County Department of Transportation (FCDOT), particularly in areas supported by mass transit. For any development proposal that is designed to serve a population that will not have the ability to drive, the Board can reduce the parking rate to a lesser amount to address the actual parking demand of the use. Similarly, the Board can impose a condition that would require additional parking should the specific development proposal warrant such additional spaces.

J. In accordance with Article 12, signs for a residential studio development shall be as provided for multiple family residential developments.

AND

K. For the purposes of Article 13, residential studios located on a lot zoned for or developed with a non-residential principal use, landscaping and screening shall be based upon the predominant non-residential use. For residential studios located on a lot zoned for or developed with a residential principal use, such use shall be deemed a multiple family dwelling unit development for the purposes of Article 13.

With regard to applying the provisions of Article 12, Signs, and Article 13, Transitional Screening and Barrier Requirements, the standard establishes that an RSU building is a multiple family building for signage, and with regard to landscaping and screening, if an RSU building is established in conjunction with a non-residential principal use the screening and barrier requirements applicable to such non-residential use shall apply to the whole building/development.

L. All initial lease terms shall be for a period of not less than six (6) months and not more than one (1) year. Renewal terms may be on a month-to-month or other term basis, but shall not be longer than one (1) year for each renewal period.

RSUs are intended to provide non-transient housing primarily to persons with an income of less than 60% of AMI. As such, staff is proposing a minimum initial lease term of between 6 months and 12 months. Renewal lease terms can be for any amount up to one year. Staff believes this provision will ensure that the RSU development provides the opportunity for

permanent housing for low income tenants and that income can be monitored on at least an annual basis to ensure compliance with the stated income limits.

M. There shall be convenient laundry facilities provided either within the individual units or in a separate room within the building housing the residential studios and shall be provided at a rate of not less than one (1) washer and one (1) dryer for each ten (10) residential studios, or part thereof.

Staff is proposing that washer/dryer facilities be provided at a rate of 1 per 10 studio units. Comments received during the solicitation period have indicated a desire for both more facilities (1 per 5 units) and fewer facilities (1 per 20 units.) An internet search of laundry facility rates indicate that in urban areas, it is common to find no communal laundry facilities in buildings and those that do provide machines did so at rates ranging from about 1 machine per 15 units to 1 machine for 140 units. However, it is unclear if these units provided in-unit laundry facilities. Staff continues to believe that the proposed rate of 1 washer/dryer per 10 units is a reasonable number and notes that this provision may be modified by the Board based on a specific request.

N. All residential studio developments shall provide for a resident manager or twenty-four (24) hour on-site manager on the property or, alternatively, the Board may approve a property management plan that demonstrates sufficient off-site management of the development. The owner or manager shall monitor the income level of tenants at the time of initiation and renewal of any lease term. The results of such monitoring shall be provided to the Zoning Administrator, or designee, on an annual basis to assure on-going compliance with the tenancy and income limits, as defined. Such report shall include the unit number, date of lease renewal, term of lease renewal and tenant income. Each residential studio development may have not more than one (1) unit designated for use by a resident manager and such tenant shall not be subject to the income limits specified for this use. Subject only to modification or exception necessary for compliance with a federal or state affordable housing program, should a tenant become over-qualified with regard to income, such tenant shall vacate the residential studio at the end of the lease term in effect at the time of such over-qualification or within nine (9) months of such over-qualification, whichever time period is longer.

The proposed amendment will establish that the operator of an RSU development will provide on-site management or will demonstrate that the building and tenancy can be adequately managed by an off-site program. Effective management of any rental property is paramount to the success of a development and offers the tenants the security of knowing that building concerns will be addressed by the appropriate entity. Additionally, because these units impose income restrictions, will have occupancy limits by virtue of their limited size, may be co-located with another principal use and may require parking management, staff believes that review of a detailed management plan is necessary as part of the special exception process. Furthermore, in order to ensure that a tenant remains qualified in terms of income, the property manager/owner is responsible for monitoring the income level at the time of the initial lease and subsequent renewals to make sure that the occupants of the building are those for whom the RSU use is intended.

For an occupant who becomes overqualified with regard to income (over 60% AMI), staff notes that the development is permitted to include up to 20% of the units at rents higher than that which is permitted at the 60% level. It is permissible for a development to allow an overqualified tenant to remain in place and to redesignate an available market rate unit as a 60% AMI unit. In this case, the tenant does not have to be displaced. For any tenant who becomes overqualified and no additional unit is available after 9 months or the end of their lease term (whichever is longer), that tenant will be required to vacate the unit to make room for a tenant who is income qualified. Staff notes that this provision can be modified in those cases where a federal or state program provides for different over-qualification regulations.

O. Prior to the issuance of the first Residential Use Permit for any residential studio unit within the development, the owner shall record a notice in the land records of Fairfax County, on a form provided by or approved by the Fairfax County Department of Housing and Community Development, to address, at a minimum, the income limitations, rental price restrictions, the perpetuity of such controls and any other relevant limits that are imposed by the Board. Additionally, prior to the issuance of the first Residential Use Permit, the owner/manager of the residential studio development shall submit to the Department of Housing and Community Development a rent schedule that identifies the current Area Median Income (AMI) for the Washington Metropolitan Statistical Area (WMSA) as specified by Housing and Urban Development (HUD) and the unit breakdown of rent tiers in accordance with the limits set forth in the definition of residential studio. For each subsequent year, upon release of an updated AMI for the WMSA by HUD, the owner/manager shall submit an amended rent schedule to reflect the changes.

Lastly, staff is proposing that all RSU developments record a notice in the land records indicating that the development is subject to the Board's approval of the special exception/rezoning and any conditions associated therewith. This provision is similar to the requirement for the recordation of a document associated with independent living facilities for low income tenants. The intent is to put prospective purchasers, lenders, the public, etc. on notice that the development is subject to additional requirements that may be relevant to that person's interest in the project.

Conclusion

Staff believes the proposed amendment will establish the opportunity to develop a housing product that is currently not provided for in the Zoning Ordinance or by Board policy. The proposed amendment will permit the development of between 3 and 75 efficiency dwelling units in a multiple family building by special exception in most residential, commercial and industrial districts or as part of a rezoning or with special exception and/or development plan amendment in all planned development districts. The amendment will provide for a housing product that will help satisfy the need for below-market rate rental housing primarily for a single person household. Therefore, staff recommends approval of the proposed amendment with an effective date of 12:01 a.m. on the day following adoption.

PROPOSED AMENDMENT

This proposed Zoning Ordinance amendment is based on the Zoning Ordinance in effect as of July 30, 2013 and there may be other proposed amendments which may affect some of the numbering, order or text arrangement of the paragraphs or sections set forth in this amendment, which other amendments may be adopted prior to action on this amendment. In such event, any necessary renumbering or editorial revisions caused by the adoption of any Zoning Ordinance amendments by the Board of Supervisors prior to the date of adoption of this amendment will be administratively incorporated by the Clerk in the printed version of this amendment following Board adoption.

Amend Article 20, Ordinance Structure, Interpretations and Definitions, by amending Part 3, Definitions, to add the following definition of RESIDENTIAL STUDIOS in its proper alphabetical order, as follows:

RESIDENTIAL STUDIOS: A multiple family residential building(s) or portion(s) of a building(s), comprised of not less than three (3) nor more than seventy-five (75) efficiency (zero bedroom) dwelling units, and which may include permitted accessory uses and structures that are designed to be used solely by the tenants of such residential studio units. Occupancy shall be limited to rental tenants only. Not less than eighty (80) percent of the total number of units shall be subject to tenant income and rental rate limits such that the units serve households whose income is not more than sixty (60) percent of the median income for the Washington Metropolitan Statistical Area (WMSA). Such use shall not be subject to or a substitute for the provisions of Part 8 of Article 2.

Amend Article 2, General Regulations, as follows:

- **Amend Part 5, Qualifying Use, Structure Regulations, Sect. 2-501, Limitation on the Number of Dwelling Units on a Lot, to read as follows:**

There shall be not more than one (1) dwelling unit on any one (1) lot, nor shall a dwelling unit be located on the same lot with any other principal building. This provision shall not be deemed, however, to preclude multiple family dwelling units or residential studios as permitted by the provisions of this Ordinance; an accessory use or accessory service use as may be permitted by the provisions of Article 10; an accessory dwelling unit as may be approved by the BZA in accordance with the provisions of Part 9 of Article 8; single family attached dwellings in a rental development; or a condominium development as provided for in Sect. 409 above; or antennas and/or related unmanned equipment structures for a mobile and land based telecommunications facility mounted on a utility distribution pole, utility transmission pole or light/camera standard in accordance with the provisions of Sect. 514 below.

In addition, in all districts, the Board or BZA, in conjunction with the approval of a special exception or special permit use, may allow dwelling units for a proprietor, owner and/or employee and his/her family whose business or employment is directly related to the special exception or special permit use. Such dwelling units may either be located within the same structure as the

special exception or special permit use or in separate detached structures on the same lot. If located in separate detached structures, such dwelling units shall meet the applicable bulk regulations for a principal structure set forth in the specific district in which located, and any locational requirements set forth as additional standards for a special exception or special permit use shall not be applicable to detached structures occupied by dwelling units.

Amend Article 3, Residential District Regulations, as follows:

- **Amend Part E, R-E Residential-Estate District and Part 1, R-1 Residential District, One Dwelling Unit/Acre District, by adding a new Par. 3N to Sections 3-E04 and 3-104, Special Exception Uses, as follows:**

  3. Category 3 - Quasi-Public Uses, limited to:
     N. Residential studios

- **Amend Part 2, R-2 Residential District, Two Dwelling Units/Acre by adding a new Par. 3O to Section 3-204, Special Exception Uses, as follows:**

  3. Category 3 - Quasi-Public Uses, limited to:
     O. Residential studios

- **Amend Part 3, R-3 Residential District, Three Dwelling Units/Acre; Part 4, R-4 Residential District, Four Dwelling Units/Acre; Part 5, R-5 Residential District, Five Dwelling Units/Acre; Part 8, R-8 Residential District, Eight Dwelling Units/Acre, by adding a new Par. 2O to Sect. 3-304, 3-404, 3-504, 3-804, Special Exception Uses, as follows:**

  2. Category 3 - Quasi-Public Uses, limited to:
     O. Residential studios

- **Amend Part 12, R-12 Residential District, Twelve Dwelling Units/Acre; Part 16, R-16 Residential District, Sixteen Dwelling Units/Acre; Part 20, R-20 Residential District, Twenty Dwelling Units/Acre; and Part 30, R-30 Residential District, Thirty Dwelling Units/Acre, by adding a new Par. 2O to Sect. 3-1204, 3-1604, 3-2004 and 3-3004, Special Exception Uses, as follows:**

  2. Category 3 - Quasi-Public Uses, limited to:
     O. Residential studios

Amend Article 4, Commercial District Regulations, as follows:

- **Amend Part 1, C-1 Low-Rise Office Transitional District and Part 2, C-2 Limited Office District, by adding a new Par. 2K to Sections 4-104 and 4-204, Special Exception Uses, as follows:**

  2. Category 3 - Quasi-Public Uses, limited to:
     K. Residential studios

- **Amend Part 3, C-3 Office District and Part 9, C-9 Super-Regional Retail Commercial District, by adding a new Par. 2J to Sections 4-304 and 4-904, Special Exception Uses, as follows:**

  2. Category 3 - Quasi-Public Uses, limited to:

J. Residential studios

- **Amend Part 4, C-4 High Intensity Office District; Part 7, C-7 Regional Retail Commercial District; and Part 8, C-8 Highway Commercial District by adding a new Par. 2I to Sections 4-404, 4-704, and 4-804, Special Exception Uses, as follows:**

2. Category 3 - Quasi-Public Uses, limited to:
   I. Residential studios

- **Amend Part 5, C-5 Neighborhood Retail Commercial District and Part 6, C-6 Community Retail Commercial District, by adding a new Par. 2H to Sections 4-504 and 4-604, Special Exception Uses, as follows:**

2. Category 3 - Quasi-Public Uses, limited to:
   H. Residential studios

Amend Article 5, Industrial District Regulations, as follows:

- **Amend Part 1, I-1 Light Industrial Research District and Part 4, I-4 Medium Intensity Industrial District, by adding a new Par. 3L to Sections 5-104 and 5-404, Special Exception Uses, as follows:**

3. Category 3 - Quasi-Public Uses, limited to:
   L. Residential studios

- **Amend Part 2, I-2 Industrial Research District and Part 3, I-3 Light Intensity Industrial District, by adding a new Par. 3M to Sections 5-204 and 5-304, Special Exception Uses, as follows:**

3. Category 3 - Quasi-Public Uses, limited to:
   M. Residential studios

- **Amend Part 5, I-5 General Industrial District and Part 6, I-6 Heavy Industrial District, by adding a new Par. 3I to Sections 5-504 and 5-604, Special Exception Uses, as follows:**

3. Category 3 - Quasi-Public Uses, limited to:
   I. Residential studios

Amend Article 6, Planned Development District Regulations, as follows:

- **Amend Part 1, PDH Planned Development Housing District, as follows:**

  - **Amend Sect. 6-103, Secondary Uses Permitted, by adding new Par. 17O, as follows:**

17. Quasi-public uses (Category 3), limited to:
    O. Residential studios

  - **Amend Sect. 6-106, Use Limitations, by adding a new Par. 12, as follows:**

12. Residential studios approved in accordance with Sect. 103 and 105 above shall be subject to the provisions of Sect. 9-315.

- **Amend Par. 2 of Sect. 6-110, Open Space, as follows:**

2. As part of the open space to be provided in accordance with the provisions of Par. 1 above, there shall be a requirement to provide recreational facilities in all PDH Districts. The provision of such facilities shall be subject to the provisions of Sect. 16-404, and such requirements shall be based on a minimum expenditure of $1500 per dwelling unit for such facilities and either:

   A. The facilities shall be provided on-site by the developer in substantial conformance with the approved final development plan, and/or

   B. The Board may approve the provision of the facilities on land which is not part of the subject PDH District.

   Notwithstanding the above, in affordable dwelling unit developments and/or residential studio developments, the requirement for a per dwelling unit expenditure shall not apply to affordable dwelling units and/or to such residential studios.

- **Amend Part 2, PDC Planned Development Commercial District, as follows:**

- **Amend Sect. 6-203, Secondary Uses Permitted, by adding New Par. 13O, as follows:**

13. Quasi-public uses (Category 3), limited to:
    O. Residential studios

- **Amend Sect. 6-206, Use Limitations, by adding a new Par. 16, as follows:**

16. Residential studios approved in accordance with Sect. 203 and 205 above shall be subject to the provisions of Sect. 9-315.

- **Amend Sect. 6-209, Open Space, by amending Par. 2, as follows:**

2. In a PDC development where dwelling units are proposed as a secondary use, as part of the open space to be provided in accordance with the provisions of Par. 1 above, there shall be a requirement to provide recreational facilities for the enjoyment of the residents of the dwelling units. The provision of such facilities shall be subject to the provisions of Sect. 16-404 and such requirement shall be based on a minimum expenditure of $1500 per dwelling unit for such facilities and either:

   A. The facilities shall be provided on-site by the developer in substantial conformance with the approved final development plan. In the administration of this provision, credit shall be considered where there is a plan to provide common recreational facilities for the residents of the dwelling units and the occupants of the principal uses, and/or

   B. The Board may approve the provision of the facilities located on property which is not part of the subject PDC District.

Notwithstanding the above, in affordable dwelling unit developments and/or residential studio developments, the requirement for a per dwelling unit expenditure shall not apply to affordable dwelling units and/or to such residential studios.

- **Amend Part 3, PRC Planned Residential Community District, as follows:**

  - **Amend Sect. 6-302, Permitted Uses, by adding new Par. E(16)(g), as follows:**

    (16) Quasi-public uses (Category 3), limited to:
    (g.) Residential studios

  - **Amend Sect. 6-305, Use Limitations, by revising Par. 6 and add a new Par. 15 to read as follows:**

    6. In areas approved for low density residential uses, no multiple family dwellings shall be allowed, except if such dwellings are proffered workforce dwelling units, residential studios, or are provided pursuant to Part 8 of Article 2 and such uses are specifically shown on the approved development plan.

    15. Residential studios approved in accordance with Sect. 302 and 304 above shall be subject to the provisions of Sect. 9-315.

- **Amend Part 4, PRM Planned Residential Mixed Use District, as follows:**

  - **Amend Sect. 6-403, Secondary Uses Permitted, by adding new Par. 17K, as follows:**

    17. K. Residential studios

  - **Amend Sect. 6-406, Use Limitations, by adding a new Par. 13, as follows:**

    13. Residential studios approved in accordance with Sect. 403 and 405 above shall be subject to the provisions of Sect. 9-315.

  - **Amend Par. 2 of Sect. 6-409, Open Space, as follows:**

    2. In addition to Par. 1 above, there shall be a requirement to provide recreational facilities. The provision of such facilities shall be subject to the provisions of Sect. 16-404, however, recreational facilities, such as swimming pools, exercise rooms, or health clubs, which are located on rooftops, deck areas and/or areas within a building, may be used to fulfill this requirement. The requirement for providing recreational facilities shall be based on a minimum expenditure of $1500 per dwelling unit for such facilities and either:

       A. The facilities shall be provided on-site by the developer in substantial conformance with the approved final development plan, and/or

       B. The Board may approve the provision of the facilities on land which is not part of the subject PRM District.

       Notwithstanding the above, in affordable dwelling unit developments and/or residential studio developments, the requirement for a per dwelling unit expenditure shall not apply

to affordable dwelling units and/or to residential studios.

- **Amend Part 5, PTC Planned Tysons Corner Urban District, as follows:**

  - **Amend Sect. 6-502, Permitted Uses, by adding new Paragraphs 25O, as follows:**

    25. Category 3, Quasi-Public Uses, Limited to:

        O. Residential Studios

  - **Amend Sect. 6-505, Use Limitations, by adding a new Par. 20, as follows:**

    20. Residential studios approved in accordance with Sect. 502 and 504 above shall be subject to the provisions of Sect. 9-315.

  - **Amend Sect. 6-508, Open Space, as follows:**

    2. In addition to Par. 1 above, there shall be a requirement to provide recreational facilities. The provision of such facilities shall be subject to the provisions of Sect. 16-404, however, recreational facilities, such as swimming pools, exercise rooms, or health clubs, which are located on rooftops, deck areas and/or areas within a building, may be used to fulfill this requirement. The requirement for providing recreational facilities shall be based on a minimum expenditure of $1700 per dwelling unit for such facilities and either:

       A. The facilities shall be provided on-site by the developer in substantial conformance with the approved final development plan; and/or

       B. The Board may approve the provision of the facilities on land that is not part of the subject PTC District.

    Notwithstanding the above, in affordable dwelling unit developments and/or residential studio developments, the requirement for a per dwelling unit expenditure shall not apply to affordable dwelling units and/or to residential studios.

Amend Article 9, Special Exceptions, as follows:

- **Amend Part 3, Category 3, Quasi-Public Uses, by adding new Par. 16 to Sect. 9-301, Category 3 Special Exception Uses; by identifying the districts in which such use can be located in Sect. 9-302, Districts in Which Category 3 Uses May be Located; and by creating a new Sect. 9-315, Additional Standards for Residential Studios, all to read as follows:**

  - **9-301 Category 3 Special Exception Uses**

    1. Colleges, universities.
    2. Conference centers and retreat houses, operated by a religious or nonprofit organization.
    3. Cultural centers, museums and similar facilities.
    4. Independent living facilities.

5. Congregate living facilities.
6. Medical care facilities.
7. Private clubs and public benefit associations.
8. Quasi-public parks, playgrounds, athletic fields and related facilities.
9. Sports arenas, stadiums as a principal use.
10. Child care centers and nursery schools.
11. Private schools of general education.
12. Private schools of special education.
13. Alternate uses of public facilities.
14. Dormitories, fraternity/sorority houses, rooming/boarding houses, or other residence halls providing off-campus residence for more than four (4) unrelated persons who are students, faculty members, or otherwise affiliated with an institution of higher learning.
15. Churches, chapels, temples, synagogues and other such places of worship with a child care center, nursery school or private school of general or special education.
16. Residential studios.

- **9-302 Districts in Which Category 3 Uses May be Located**

1. Category 3 uses may be permitted by right in the following districts:

PDH, PDC, PTC Districts: Limited to uses 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, ~~and~~ 15, and 16 when represented on an approved development plan
PRC District: All uses when represented on an approved development plan
PRM District: Limited to uses 1, 3, 4, 5, 6, 7, 10, 11, 12, ~~and~~ 15, and 16 when represented on an approved development plan

C-1, C-2 Districts: Limited to quasi-public athletic fields, uses 10, 11, 12 and 15
C-3 District: Limited to uses 3, quasi-public athletic fields, 10, 11, 12 and 15
C-4 District: Limited to uses 1, 3, quasi-public athletic fields, 10, 11, 12 and 15
C-5, C-6, C-7, C-8 Districts: Limited to uses 1, 3, 7, quasi-public athletic fields, 11 and 12
C-9 District: Limited to quasi-public athletic fields, uses 11 and 12

I-I District: Limited to uses 10 and 11
I-1, I-2, I-3, I-4, I-5 Districts: Limited to quasi-public athletic fields, uses 10, 11 and 12
I-6 District: Limited to quasi-public athletic fields, uses 10 and 11

2. Category 3 uses may be allowed by special exception in the following districts:

R-A District: Limited to uses 8, nursery schools, 11 and 13
R-P District: Limited to uses 8, nursery schools, 11, 13 and 15
R-C District: Limited to uses 3, 5, private clubs, 8, nursery schools, 11, 13, 14, and 15
R-E, R-1 District~~s~~: Limited to uses 1, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, ~~and~~ 15 and 16
R-2, R-3, R-4, R-5, R-8 Districts: Limited to uses 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14 ~~and~~ 15, and 16
R-12, R-16, R-20, R-30, ~~R-MHP~~ Districts: Limited to uses 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, ~~and~~ 15, and 16
R-MHP District: Limited to uses 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14 and 15

PRM District: Limited to use 9

C-1, C-2 Districts: Limited to uses 1, 2, 3, 4, 5, 6, 7, 8, 13, ~~and~~ 14 and 16
C-3 District: Limited to uses 1, 2, 4, 5, 6, 7, 8, 13, ~~and~~ 14 and 16
C-4 District: Limited to uses 2, 4, 5, 6, 7, 8, 13, ~~and~~ 14 and 16
C-5, C-6 Districts: Limited to uses 2, 6, 8, 10, 13, 14, ~~and~~ 15 and 16
C-7, C-8 Districts: Limited to uses 2, 6, 8, 9, 10, 13, 14, ~~and~~ 15 and 16
C-9 District: Limited to uses 1, 3, 6, 7, 8, 9, 10, 13, ~~and~~ 15 and 16

I-I District: Limited to uses 10, 11 and 15
I-1 District: Limited to uses 1, 2, 3, 6, 7, 8, 10, 11, 13, 14, ~~and~~ 15 and 16
I-2, I-3 Districts: Limited to uses 1, 2, 3, 6, 7, 8, 9, 10, 11, 13, 14,~~and~~ 15 and 16
I-4 District: Limited to uses 1, 2, 3, 6, 7, 8, 9, 10, 11, 13, ~~and~~ 15 and 16
I-5, I-6 Districts: Limited to uses 6, 7, 8, 9, 10, 11, 13, ~~and~~ 15 and 16

- **9-315 Additional Standards for Residential Studios**

1. In all districts:

A. Each residential studio dwelling unit shall be of efficiency design (zero bedrooms) and shall comprise not more than 500 square feet of gross floor area, inclusive of an in-unit bathroom and kitchen.

B. Residential studios shall only be established on a parcel of land fronting on, and with direct access to a collector street or major thoroughfare. Proposed locations for a residential studio development shall consider the transportation needs of the intended tenants as an essential element of the application, to include information regarding proximity to transit (rail and/or bus) or the provision of transportation services provided by the residential studio development, where appropriate.

C. The number of residential studio units permitted on a lot shall be as established by the Board upon review of a specific development proposal, but in no event shall such development exceed seventy-five (75) units. All residential studio units and their accessory uses, whether stand-alone or when co-located on a lot or in a building with any other use, shall not be subject to or included in the calculation of the maximum density (dwelling units or persons per acre) or intensity (floor area ratio) provisions specified for the zoning district in which located.

D. Accessory uses that are proposed as part of the residential studio development shall be identified in the special exception application in terms of the use, location, anticipated frequency of utilization, and gross floor area. The Board shall find that such use(s) are clearly subordinate in purpose, area and extent and are designed to be used solely by the tenants of the residential studios to contribute to their comfort, convenience and necessity.

E. Residential studios shall be designed so as to be compatible with any existing development on the lot in terms of intensity, uses and scale. Additionally, the development shall be harmonious with the development on neighboring properties in terms of character, building size, height, intensity and use.

OPTION 1 F. In the event of a conversion of any building to a residential studio

development, all Building Code requirements pertaining to multiple family dwelling unit structures shall apply. The conversion of a single family dwelling to a residential studio development shall not be permitted and no residential studio development shall be permitted on a lot that is served by an on-site individual sewage disposal system or private water supply system.

OPTION 2 F. In the event of a conversion of any building to a residential studio development, all Building Code requirements pertaining to multiple family dwelling unit structures shall apply and no residential studio development shall be permitted on a lot that is served by an on-site individual sewage disposal system or private water supply system.

G. The minimum front, side and rear yard requirements, minimum open space, and maximum building height limits shall be as set forth in the respective zoning district, except as may be modified by the Board to ensure neighborhood compatibility. In the R-E through R-8 Districts, the yards and building height shall be as specified for single family dwellings and in the R-12 through R-30 Districts, the yards and buildings heights shall be as specified for multiple family dwellings, unless modified by the Board.

H. For the purposes of Article 10, an individual residential studio unit shall be deemed a multiple family dwelling unit; however; no employee associated with a home occupation shall be allowed and the tenant shall not operate a home child care facility or a school of special education.

I. Notwithstanding the provisions of Article 11, the minimum off-street parking requirement shall be based on one (1) space per residential studio unit, plus such spaces as are necessary for any accessory uses, as determined by the Board. No additional fees may be charged to a tenant for the parking of one (1) vehicle per residential studio unit. In the event that an applicant can demonstrate that fewer parking spaces than those required above will adequately serve the residential studio development, the Board, in its review may modify this parking requirement, based on the specific characteristics of the use and its location in proximity to transit opportunities or alternate parking facilities.

J. In accordance with Article 12, signs for a residential studio development shall be as provided for multiple family residential developments.

K. For the purposes of Article 13, the landscaping and screening requirements for residential studios located on a lot zoned for or developed with a non-residential principal use shall be based upon the predominant non-residential use. For residential studios located on a lot zoned for or developed with a residential principal use, such use shall be deemed a multiple family dwelling unit development for the purposes of Article 13.

L. All initial lease terms shall be for a period of not less than six (6) months and not more than one (1) year. Renewal terms may be on a month-to-month or other term basis, but shall not be longer than one (1) year for each renewal period.

M. There shall be convenient laundry facilities provided either within the individual units or in a separate room within the building housing the residential studios and shall be provided at a rate of not less than one (1) washer and one (1) dryer for each ten (10) residential studios, or part thereof.

N. All residential studio developments shall provide for a resident manager or twenty-four (24) hour on-site manager on the property or, alternatively, the Board may approve a property management plan that demonstrates sufficient off-site management of the development. The owner or manager shall monitor the income level of tenants at the time of initiation and renewal of any lease term. The results of such monitoring shall be provided to the Zoning Administrator, or designee, on an annual basis to assure on-going compliance with the tenancy and income limits, as defined. Such report shall include the unit number, date of lease renewal, term of lease renewal and tenant income. Each residential studio development may have not more than one (1) unit designated for use by a resident manager and such tenant shall not be subject to the income limits specified for this use. Subject only to modification or exception necessary for compliance with a federal or state affordable housing program, should a tenant become over-qualified with regard to income, such tenant shall vacate the residential studio at the end of the lease term in effect at the time of such over-qualification or within nine (9) months of such over-qualification, whichever time period is longer.

O. Prior to the issuance of the first Residential Use Permit for any residential studio unit within the development, the owner shall record a notice in the land records of Fairfax County, on a form provided by or approved by the Fairfax County Department of Housing and Community Development, to address, at a minimum, the income limitations, rental price restrictions, the perpetuity of such controls and any other relevant limits that are imposed by the Board. Additionally, prior to the issuance of the first Residential Use Permit, the owner/manager of the residential studio development shall submit to the Department of Housing and Community Development a rent schedule that identifies the current Area Median Income (AMI) for the Washington Metropolitan Statistical Area (WMSA) as specified by Housing and Urban Development (HUD) and the unit breakdown of rent tiers in accordance with the limits set forth in the definition of residential studio. For each subsequent year, upon release of an updated AMI for the WMSA by HUD, the owner/manager shall submit an amended rent schedule to reflect the changes.

2. In the P districts, in addition to Par. 1 above, if residential studio developments and their accessory uses are proposed as a secondary use as part of a development plan, the floor area shall be excluded when determining the maximum percentage of secondary uses permitted in the development.

Amend Article 18, Administration, Amendments, Violations and Penalties, by amending Paragraphs 1 and 2 of Sect. 18-106, Application and Zoning Compliance Letter Fees, to add Residential Studios to the fee structure, as follows:

All appeals and applications as provided for in this Ordinance and requests for zoning compliance letters shall be accompanied by a filing fee in the amount to be determined by the following paragraphs unless otherwise waived by the Board for good cause shown; except that no fee shall be required where the applicant is the County of Fairfax or any agency, authority, commission or other body specifically created by the County, State or Federal Government. All fees shall be made payable to the County of Fairfax. Receipts therefore shall be issued in duplicate, one (1) copy of which receipt shall be maintained on file with the Department of Planning and Zoning.

1. Application for a variance, appeal, special permit or special exception:

Application for a:
Category 3 special exception

Residential studios ***(The advertised range is $1,100 to $16,375. Staff is recommending $1,100)***	$1100

2. Application for an amendment to the Zoning Map:

Amendment to a previously approved proffered condition, development plan, final development plan, conceptual development plan, PRC plan or concurrent conceptual/final development plan for residential studios (***The advertised range is $1,100 to $16,375. Staff is recommending $1,100)***	$1100

Board Agenda Item
July 30, 2013

ADMINISTRATIVE - 9

Supplemental Appropriation Resolution AS 14030 for the Fairfax County Economic Development Authority to Accept Grant Funding from the Commonwealth of Virginia – Governor's Opportunity Fund for Amazon Web Services, Inc. (Dranesville District)

ISSUE:
Board of Supervisors' approval of Supplemental Appropriation Resolution AS 14030 for the Fairfax County Economic Development Authority (FCEDA) to accept grant funding in the amount of $500,000 from the Commonwealth of Virginia as part of the Governor's Opportunity Fund (GOF) for Amazon Web Services, Inc. This grant will assist the County with the expansion of Amazon Web Services, Inc. No local cash match is required. However, Fairfax County will provide transportation improvements in the Dranesville District, in the vicinity of the firm's location.

RECOMMENDATION:
The County Executive recommends that the Board approve Supplemental Appropriation Resolution AS 14030 for the FCEDA to accept the grant funding in the amount of $500,000 to convey to Amazon Web Services, Inc. as the state portion of the grant. No local cash match will be required. Fairfax County will provide transportation improvements in Herndon in the Dranesville District. The transportation improvements identified for the GOF match (i.e., intersection improvements at Fox Mill Road and Monroe Street) are already planned and funded within the Fairfax County Department of Transportation, and will not require any additional County expenditure.

TIMING:
Board approval is requested on July 30, 2013.

BACKGROUND:
Fairfax County competed with other jurisdictions for this Amazon Web Services, Inc. expansion. As part of the negotiations, the Commonwealth of Virginia supported the expansion of the corporation in Fairfax County with a Governor's Opportunity Fund grant. The grant is a Performance Grant and a performance agreement has been executed to ensure that, on behalf of Fairfax County and the Commonwealth of Virginia, the projected growth occurs.

As part of the Governor's Opportunity Fund grant, Fairfax County must provide a "local match" which will be in the form of road improvements relevant to the firm's new location in Herndon. Road improvements were identified to provide the match.

In addition, as stated in the Performance Agreement, the Commonwealth will provide the following incentive. Please note that these funds do not pass through the County nor do they require a County match.

- Estimated funding of $312,000 from the Virginia Jobs Investment Program (VJIP);

FISCAL IMPACT:
Funding in the amount of $500,000 will be provided to Fairfax County to be made available to Amazon Web Services, Inc. for the costs of the tenant build-out of its facility in Herndon as permitted by Section 2.2-115(C) of the Virginia Code and as permitted by the current GOF statute.

There is no local cash match required. However, Fairfax County must provide road improvements relevant to the firm's new location. These improvements have already been identified, planned, and funded within the Fairfax County Department of Transportation. This action does not increase the expenditure level of the Federal-State Grant Fund, as funds are held in reserve for unanticipated grant awards.

If Amazon Web Services, Inc. does not achieve its performance metrics as described in the Performance Agreement executed between Fairfax County and Amazon Web Services, Inc., then Amazon Web Services, Inc. is responsible for paying that portion of the grant that it did not achieve, back to Fairfax County. Fairfax County, in turn, will then refund to the Commonwealth of Virginia, the funds it received from Amazon Web Services, Inc. Fairfax County will not be held responsible for the financial shortfalls associated with performance metrics not met. The FCEDA will monitor the performance metrics and will provide to the Office of the County Executive, information annually on the number of jobs and capital investment achieved during that time.

CREATION OF NEW POSITIONS:
No County positions will be created by this grant.

ENCLOSED DOCUMENTS:
Attachment 1: Supplemental Appropriation Resolution AS 14030
Attachment 2: Amazon Web Services, Inc. Performance Agreement
Attachment 3: Notification of GOF award from the Commonwealth of Virginia

STAFF:
Robert Stalzer, Deputy County Executive
Gerald L. Gordon, President, FCEDA
Catherine Riley, Vice President, FCEDA
Rodney L. Lusk, Director, National Marketing, FCEDA

SUPPLEMENTAL APPROPRIATION RESOLUTION AS 14030

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium in the Government Center at 12000 Government Center Parkway, Fairfax Virginia on July 30, 2013, at which a quorum was present and voting, the following resolution was adopted:

BE IT RESOLVED by the Board of Supervisors of Fairfax County, Virginia, that in addition to appropriations made previously for FY 2014, the following supplemental appropriation is authorized and the Fiscal Planning Resolution is amended accordingly:

Appropriate to:

Fund:	500-C50000, Federal-State Grant Fund	
Agency:	G1616, Economic Development Authority	$500,000
Grant:	1160003-2014, Governor's Opportunity Fund–Amazon Web Services, Inc.	

Reduce Appropriation to:

Agency:	G8787, Unclassified Administrative Expenses	$500,000
Fund:	500-C50000, Federal-State Grant Fund	

Source of Funds: Virginia Economic Development Partnership, $500,000

A Copy - Teste:

_____

Catherine A. Chianese
Clerk to the Board of Supervisors

GOVERNOR'S DEVELOPMENT OPPORTUNITY FUND

PERFORMANCE AGREEMENT

This **PERFORMANCE AGREEMENT** made and entered this 29th day of May, 2013, by and between the **COUNTY OF FAIRFAX, VIRGINIA** (the "Locality") a political subdivision of the Commonwealth of Virginia (the "Commonwealth"), and **AMAZON CORPORATE LLC,** Delaware limited liability company authorized to transact business in the Commonwealth, and its affiliates, including **AMAZON WEB SERVICES, INC.,** a Delaware corporation authorized to transact business in the Commonwealth (together, the "Company").

WITNESSETH:

WHEREAS, the Locality has been awarded a grant of and expects to receive $500,000 from the Governor's Development Opportunity Fund (a "GOF Grant") through the Virginia Economic Development Partnership Authority ("VEDP") for the purpose of inducing the Company to lease, improve, equip and operate, or cause to be leased, equipped and operated, an operations center at an existing building in the Worldgate development in the Locality at 12900 Worldgate Drive, Herndon, Virginia 20170 further identified by Fairfax County Tax Map No. 0163 02 0028D (the "Facility"), thereby making or causing to be made a significant Capital Investment, as hereinafter defined, and creating and maintaining a significant number of New Jobs, as hereinafter defined;

WHEREAS, the Locality is willing to provide the funds from the GOF Grant to the Company, with the expectation that the Company will meet certain criteria relating to Capital Investment and New Jobs;

WHEREAS, the Locality and the Company desire to set forth their understanding and agreement as to the payout of the GOF Grant, the use of the proceeds of the GOF Grant, the obligations of the Company regarding Capital Investment and New Job creation, and the repayment by the Company of all or part of the GOF Grant under certain circumstances;

WHEREAS, it is anticipated that leasing, improving, equipping and operating the Facility will entail a capital expenditure of approximately $9,500,000, of which approximately $7,000,000 will be invested in leasehold improvement, and approximately $2,500,000 will be invested in furniture, fixtures and equipment;

WHEREAS, it is anticipated that leasing, improving, equipping and operating the Facility will further entail the creation and maintenance of 380 New Jobs at the Facility; and

WHEREAS, the Locality has determined that the stimulation of the additional tax revenue and economic activity to be generated by the Capital Investment and New Jobs constitutes a valid public purpose for the expenditure of public funds and is the animating purpose for the GOF Grant:

NOW, THEREFORE, in consideration of the foregoing, the mutual benefits, promises and undertakings of the parties to this Agreement, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties covenant and agree as follows.

Section 1. Definitions.

For the purposes of this Agreement, the following terms shall have the following definitions:

"Capital Investment" means a capital expenditure by or on behalf of the Company on or after May 1, 2013 in taxable real property, taxable tangible personal property, or both, at the Facility, excluding the purchase of land or existing real property improvements. The total capital expenditure of $9,500,000 is referred to in this Agreement as the "Capital Investment." A capital expenditure related to a leasehold interest in real property will be considered to be made "on behalf of the Company" if a lease between a developer and the Company is a capital lease, or is an operating lease having a term of at least ten years, and the real property would not have been constructed or improved but for the Company's interest in leasing the real property. Only the capital expenditures allocated to the portion of the real property to be leased by the Company will count as "Capital Investment." The purchase or lease of furniture, fixtures, machinery and equipment, including under an operating lease, and expected building up-fit and tenant improvements by or on behalf of the Company will qualify as Capital Investment.

"Maintain" means that the New Jobs created pursuant to the GOF Grant will continue without interruption from the date of creation through the Performance Date. Positions for the New Jobs will be treated as Maintained during periods in which such positions are not filled due to (i) temporary reductions in the Company's employment levels (so long as there is active recruitment for open positions), (ii) strikes and (iii) other temporary work stoppages.

"New Job" means new permanent full-time employment of an indefinite duration at the Facility by the Company for which the standard fringe benefits (including medical insurance) are provided by the Company for the employee, and for which the Company pays an average annual wage of at least $114,000. Each New Job must require a minimum of either (i) 35 hours of an employee's time per week for the entire normal year of the Company's operations, which "normal year" must consist of at least 48 weeks, or (ii) 1,680 hours per year. Seasonal or temporary positions, positions created when a job function is shifted from an existing location in the Commonwealth, and positions with construction contractors, vendors, suppliers and similar multiplier or spin-off jobs shall not qualify as New Jobs.

"Performance Date" means June 30, 2016. If the Locality, in consultation with VEDP, deems that good faith and reasonable efforts have been made and are being made by the Company to achieve the Targets, the Locality may agree to extend the Performance Date by up to 15 months. If the Performance Date is extended, the Locality shall send written notice of the extension to the Company and VEDP and the date to which the Performance Date has been extended shall be the "Performance Date" for the purposes of this Agreement.

"Targets" means, as of the Performance Date, the Company's obligations to make or cause to be made Capital Investments at the Facility of at least $9,500,000 and to create and Maintain at least 380 New Jobs at the Facility, all as of the Performance Date.

"Virginia Code" means the Code of Virginia of 1950, as amended.

Section 2. Targets.

The Company will lease, improve, equip and operate the Facility in the Locality, make or cause to be made a Capital investment of at least $9,500,000, and create and Maintain at least 380 New Jobs at the Facility, all as of the Performance Date.

The Locality hereby strongly encourages the Company to ensure that at least thirty percent (30%) of the New Jobs are offered to "Residents" of the Commonwealth, as defined in Virginia Code Section 58.1-302. In pertinent part, that definition includes natural persons domiciled in Virginia or natural persons who, for an aggregate of more than 183 days of the year, maintained a place of abode within the Commonwealth, whether domiciled in the Commonwealth or not.

The average annual wage of the New Jobs of at least $114,000 is more than the prevailing average annual wage in the Locality of $76,828. The Locality is not a high-unemployment locality, having an unemployment rate for 2011, which is the last year for which such data is available, of 4.3% as compared to the 2011 statewide unemployment rate of 6.2%. The Locality is not a high-poverty locality, with a poverty rate for 2011 which is the last year for which such data is available, of 6.8% as compared to the 2011 statewide poverty rate of 11.6%.

Section 3. Disbursement of Grants.

By no later than June 30, 2013, the Locality will request the disbursement to it of the GOF Grant. If not so requested by the Locality by June 30, 2013, this Agreement will terminate. The Locality and the Company will be entitled to reapply for a GOF Grant thereafter, based upon the terms, conditions and availability of funds at that time.

The GOF Grant in the amount of $500,000 will be paid to the Locality, upon its request. Within 30 days of its receipt of the GOF Grant proceeds, the Locality will disburse the GOF Grant proceeds to the Company as an inducement to the Company to achieve the Targets. The Company will use the GOF Grant proceeds to defray the cost of the build-out of the Facility, as permitted by Section 2.2-115(D) of the Virginia Code.

Section 4. Break-Even Point; State and Local Incentives.

VEDP has estimated that the Commonwealth will reach its "break-even point" by the Performance Date. The break-even point compares new revenues realized as a result of the Capital Investment and New Jobs at the Facility with the Commonwealth's expenditures on incentives, including but not limited to the GOF Grant. With regard to the Facility, the Commonwealth expects to provide incentives in the following amounts:

Category of Incentive:	Total Amount
GOF Grant	$500,000
Virginia Jobs Investment Program ("VJIP") (Estimated)	312,500

Provided that the Commonwealth pays the GOF Grant to the Locality, the Locality expects to provide the following incentives, as matching grants or otherwise, for the Facility:

Category of Incentive:	Total Amount
Intersection Improvements at Fox Mill Road and Monroe Street, in addition to the GOF proceeds available	$500,000

If, by the Performance Date, the funds disbursed or committed to be disbursed by the Locality for the improvements described above as incentives provided as matching grants total less than the $500,000 GOF Grant local match requirement, the Locality, subject to appropriation, will make an additional non-cash grant in the nature of public infrastructure improvements, to or for the benefit of the Company, of the difference at the Performance Date, so long as the Company has met its Targets. Any changes to the Locality's incentives from the improvements described above will require the prior approval of the Company and VEDP.

The proceeds of the GOF Grant shall be used for the purposes described in Section 3. The VJIP grant proceeds shall be used by the Company to pay or reimburse itself for recruitment and training costs. The anticipated intersection improvements will benefit the Company, surrounding businesses and residents and the traveling public.

Section 5. Repayment Obligation.

(a) *If Statutory Minimum Requirements are Not Met:* Section 2.2-115 of the Virginia Code requires that the Company make or cause to be made a Capital Investment of at least $5,000,000 in the Facility and create and Maintain at least 50 New Jobs at the Facility in order to be eligible for the GOF Grant. Failure by the Company to meet either of these statutory minimum eligibility requirements by the Performance Date shall constitute a breach of this Agreement and the entire GOF Grant must be repaid by the Company to the Locality.

(b) *If Statutory Minimum Requirements are Met:* The provisions of this subsection (b) are only applicable if the Company has met the statutory minimum eligibility requirements for a GOF Grant, as described in subsection (a). Solely for purposes of repayment, the GOF Grant is to be allocated as $250,000 (50%) for the Company's Capital Investment Target and $250,000 (50%) for its New Jobs Target. If the Company has met at least 90% of both of the Targets at the Performance Date, then and thereafter the Company is no longer obligated to repay any portion the GOF Grant. If the Company has not met at least 90% of either or both of its Targets, the Company shall repay to the Locality that part of the GOF Grant that is proportional to the Target or Targets for which there is a shortfall. For example, if at the Performance Date, the Capital Investment is only $4,750,000 and only 266 New Jobs have been created and

Maintained, the Company shall repay to the Locality 50% of the moneys allocated to the Capital Investment Target ($125,000) and 30% of the moneys allocated to the New Jobs Target ($75,000).

(c) *Determination of Inability to Comply:* If the Locality or VEDP shall determine at any time prior to the Performance Date (a "Determination Date") that the Company is unable or unwilling to meet and Maintain its Targets by and through the Performance Date, and if the Locality or VEDP shall have promptly notified the Company of such determination, the Company must repay the entire GOF Grant to the Locality. Such a determination will be based on such circumstances as a filing by or on behalf of the Company under Chapter 7 of the U.S. Bankruptcy Code, the liquidation of the Company, an abandonment of the Facility by the Company or other similar significant event that demonstrates that the Company will be unable or is unwilling to satisfy the Targets.

(d) *Repayment Dates:* ***Such repayment shall be due from the Company to the Locality within ninety days of the Performance Date or the Determination Date, as applicable.*** Any moneys repaid by the Company to the Locality hereunder shall be repaid by the Locality promptly to VEDP for redeposit into the Governor's Development Opportunity Fund. The Locality shall use its reasonable efforts to recover such funds, including legal action for breach of the Company's obligation to make repayments as required by this Agreement. The Company shall be liable for all attorneys' fees and costs incurred by the Locality in connection with any legal action brought to collect such funds. The Locality shall have no responsibility for the repayment of any sums hereunder unless said sums have been received by the Locality from the Company.

Section 6. <u>Company Reporting</u>.

The Company shall provide, at the Company's expense, detailed verification reasonably satisfactory to the Locality and VEDP of the Company's progress on the Targets. Such progress reports will be provided annually, starting at September 30, 2013 and covering the period through the prior June 30, and at such other times as the Locality or VEDP may reasonably require. Such progress reports shall substantiate the amount of the Capital Investment at the Facility, the number of New Jobs created and Maintained, the average annual wages paid to those employees and the average level of fringe benefits provided to those employees. If the Company wishes to count as Capital Investments the capital expenditures made on its behalf by a lessor or a developer of the Facility, the Company is responsible for assembling and distributing the documentation necessary to verify the capital expenditures made on behalf of the Company.

With each such progress report, the Company shall report to VEDP the amount paid by the Company in the prior calendar year in Virginia corporate income tax. VEDP has represented to the Company that it considers such information to be confidential proprietary information that is exempt from public disclosure under the Virginia Freedom of Information Act and that such information will be used by VEDP solely in calculating aggregate return on invested capital analyses for purposes of gauging the overall effectiveness of economic development incentives.

Section 7. <u>Notices</u>.

Any notices required or permitted under this Agreement shall be given in writing, and shall be deemed to be received upon receipt or refusal after mailing of the same in the United States Mail by certified mail, postage fully pre-paid or by overnight courier (refusal shall mean return of certified mail or overnight courier package not accepted by the addressee):

if to the Company, to:

Amazon Corporate LLC
410 Terry Avenue. N.
Seattle, WA 98109-5210
Attention: Director of Economic Development

with a copy to:

Amazon Corporate LLC
410 Terry Avenue. N.
Seattle, WA 98109-5210
Attention: General Counsel

with a further copy to:

Amazon Web Services, Inc.
13461 Sunrise Valley Drive, Suite 510
Herndon, VA 20171
Attention: Vice President, Worldwide Public Sector

if to the Locality, to:

County of Fairfax, Virginia
12000 Government Center Parkway, Suite 552
Fairfax, Virginia 22035-0066
Attention: Mr. Edward L. Long, Jr., County Executive

with a copy to:

David P. Bobzien, Esquire
County Attorney
County of Fairfax, Virginia
12000 Government Center Parkway, Suite 549
Fairfax, Virginia 22035-0066

and with a further copy to:

Fairfax County Economic Development Authority
8300 Boone Blvd, Suite 450
Tysons Corner, VA 22182
Attention: Gerald L. Gordon, Ph.D., President and CEO

if to VEDP, to:

Virginia Economic Development Partnership
901 East Byrd Street, 19th Floor
Post Office Box 798 (zip: 23218-0798)
Richmond, Virginia 23219
Attention: President and CEO

with a copy to:

Virginia Economic Development Partnership
901 East Byrd Street, 19th Floor
Post Office Box 798 (zip: 23218-0798)
Richmond, Virginia 23219
Attention: General Counsel

Section 9. Miscellaneous.

(a) *Entire Agreement; Amendments*: This Agreement constitutes the entire agreement among the parties hereto as to the GOF Grant and may not be amended or modified, except in writing, signed by each of the parties hereto. This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective successors and assigns. The Company may not assign its rights and obligations under this Agreement without the prior written consent of the Locality and VEDP.

(b) *Governing Law; Venue*: This Agreement is made, and is intended to be performed, in the Commonwealth and shall be construed and enforced by the laws of the Commonwealth. Jurisdiction and venue for any litigation arising out of or involving this Agreement shall lie in the Circuit Court of the County of Fairfax, and such litigation shall be brought only in such court. In the event of any such litigation, the Locality shall notify the President and Chief Executive Officer of VEDP in writing.

(c) *Counterparts*: This Agreement may be executed in one or more counterparts, each of which shall be an original, and all of which together shall be one and the same instrument.

(d) *Severability*: If any provision of this Agreement is determined to be unenforceable, invalid or illegal, then the enforceability, validity and legality of the remaining provisions will not in any way be affected or impaired, and such provision will be deemed to be restated to reflect the original intentions of the parties as nearly as possible in accordance with applicable law.

[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the parties hereto have executed this Performance Agreement as of the date first written above.

COUNTY OF FAIRFAX, VIRGINIA

By _____
Name: _____
Title: _____
Date: _____

AMAZON CORPORATE LLC

DocuSigned by:
By: Jerry Hunter, **Managing Member**
B41C6A172E50457...

DocuSigned by:
By Michael Grella
4D2D3BA7CC4A41...
Name: Mike Grella
Title: Vice President, Director, Economic Development
Date: 5/21/13

IN WITNESS WHEREOF, the parties hereto have executed this Performance Agreement as of the date first written above.

COUNTY OF FAIRFAX, VIRGINIA

By [illegible] for ELL
Name: ROBERT A STALZER
Title: Acting County Executive
Date: 5-28-13

AMAZON CORPORATE LLC
By: _____, Managing Member

By _____
Name: _____
Title: _____
Date: _____

Attachment 3

COMMONWEALTH of VIRGINIA

Office of the Governor

James S. Cheng
Secretary of Commerce and Trade

March 25, 2013

Mr. Edward L. Long, Jr.
County Executive
Fairfax County
12000 Government Center Parkway, Suite 552
Fairfax, Virginia 22035

Dear Mr. Long:

I am delighted to inform you that Governor McDonnell has preliminarily approved a $500,000 grant from the Governor's Opportunity Fund to assist Fairfax County with the location of Amazon Web Services, Inc. Formal approval will occur when Amazon Web Services finalizes its decision and we can jointly announce this significant accomplishment for your community.

The Amazon Web Services facility is extremely important to both the Commonwealth and Fairfax County, and we are hopeful that the Opportunity Fund Grant will encourage Amazon Web Services to make a favorable decision. You certainly have our full support as we work to this end. If you are successful in securing this commitment from Amazon Web Services to locate in Fairfax County, please notify Suzanne West at the Virginia Economic Development Partnership (804-545-5806) so that the announcement of their decision can be coordinated with the company and you. Governor McDonnell has followed this project closely and would like to participate in the official announcement if his schedule permits. If not, a mutually agreed upon joint press release is the appropriate vehicle for the public disclosure of this project.

We would like to remind you that in accordance with the Governor's Opportunity Fund guidelines, a performance agreement between the County and Amazon Web Services is essential prior to the actual payment of this grant. This item will be required when your payment request is submitted.

Patrick Henry Building • 1111 East Broad Street • Richmond, Virginia 23219 • (804) 786-7831 • Fax (804) 371-0250 • TTY (800) 828-1120

I want to thank you for your efforts in working on this project to bring economic growth to Fairfax.

Sincerely,

James S. Cheng

JSC:kme

cc Mr. Martin J. Briley
Virginia Economic Development Partnership

Ms. Suzanne West
Virginia Economic Development Partnership

Board Agenda Item
July 30, 2013

ACTION - 1

Approval of Memorandum of Agreement with the Sheriff Concerning Personnel Administration and Grievance Procedure

ISSUE:
Board approval of entering into a Memorandum of Agreement with the Sheriff to memorialize the long-standing agreement between the Board of Supervisors and the Sheriff placing the Sheriff's employees under the County's Personnel System and Grievance Procedure.

RECOMMENDATION:
The County Executive recommends that the Board enter into the Memorandum of Agreement with the Sheriff, memorializing the agreement between the Board and the Sheriff regarding the placement of his employees under the County's Personnel System and Grievance Procedure, and authorize the County Executive to sign the Memorandum of Agreement on behalf of the Board.

TIMING:
Immediate.

BACKGROUND:
State law permits, but does not require, Constitutional Officers, such as the Sheriff, by agreement with the governing body of the locality in which they serve, to place their employees under the governing body's personnel system and grievance procedure. Va. Code Ann. § 2.2-3008. Since the 1970's, the Sheriffs of Fairfax County, by agreement with the Board of Supervisors, have placed their employees under the County's Personnel System and Grievance Procedure.

The attached Memorandum of Agreement continues the existing practice. All positions in the Sheriff's Office retain their existing assignment to either the County's merit service or the County's exempt service.

FISCAL IMPACT:
None.

Board Agenda Item
July 30, 2013

ENCLOSED DOCUMENTS:
Attachment 1 - Draft Memorandum of Agreement between the Sheriff of Fairfax County, Virginia and the Board of Supervisors of Fairfax County, Virginia
Attachment 2 – Report of Total Employees as of 6/30/2013

STAFF:
Mark Sites, Sheriff, Fairfax County
Karen L. Gibbons, Senior Assistant County Attorney

Attachment 1

MEMORANDUM OF AGREEMENT

WHEREAS, the Board of Supervisors of Fairfax County, Virginia ("the Board") has previously established and continues to maintain a personnel system, including a classification plan and a uniform pay plan, as reflected in the ordinances codified at Fairfax County Code §§ 3-1-1 through 3-1-24 ("Personnel Ordinance"), in the Personnel Regulations Governing the Operation of the Fairfax County Merit System ("Personnel Regulations") adopted by the Board, and in the various procedural directives and memoranda issued by the County Executive and the Director of Human Resources pursuant to the Personnel Ordinance and Personnel Regulations (collectively the "Personnel System"), and the Board has previously established and continues to maintain a grievance procedure for its employees, that is set forth in Chapter 17, "GRIEVANCE PROCEDURE," of the Personnel Regulations ("Grievance Procedure"), as required and authorized by state law, including, but not limited to, Va. Code Ann. §§ 15.2-1506 and 15.2-1507; and

WHEREAS, since 1974, by agreement of the Board and the Sheriffs of Fairfax County, Virginia, as authorized by state law, currently codified at Va. Code Ann. § 2.2-3008, the Sheriffs have placed themselves and their employees under the Personnel System and the Grievance Procedure established by the Board for its employees; and

WHEREAS, Mark W. Sites, the Sheriff of Fairfax County, Virginia ("the Sheriff") and the Board (collectively "the parties") desire to continue this agreement and to memorialize it in writing:

NOW, THEREFORE, pursuant to Va. Code Ann. § 2.2-3008, the Sheriff and the Board are mutually agreed as follows:

1. The Board, by agreement with the Sheriff, continues to accept the Sheriff and his employees in the Personnel System that the Board has established for its employees.

2. For purposes of the Personnel System:

a. The Sheriff, who is a constitutional officer, and his two Chief Deputy Sheriffs, shall be exempt employees;

b. All positions in the Sheriff's Office and all employees of the Sheriff shall be assigned to either the merit service or the exempt service under the Personnel System;

c. All positions in the Sheriff's Office and all employees of the Sheriff as of the date of execution of this memorandum of agreement shall continue their present status as either merit or exempt, as reflected in the report entitled "Total Employees as of 6/30/2013", a copy of which is attached hereto and is hereby incorporated by reference, unless and until such status is subsequently changed in accordance with the provisions of the Personnel System; and

d. The Sheriff shall be the appointing authority for his employees.

3. The Board, by agreement with the Sheriff, continues to accept the Sheriff and his employees in the Grievance Procedure that the Board has established for its employees. By agreement of the parties, the employees of the Sheriff shall continue to have access to the Board's Grievance Procedure on the same basis as employees of the Board in accordance with the provisions of the Grievance Procedure.

4. For purposes of the Grievance Procedure, the Sheriff is the Agency Head.

5. The term of this memorandum of agreement shall be indefinite. Either the Board or the Sheriff may terminate this memorandum of agreement at any time by providing the other party with thirty (30) days' notice in writing of its intent to terminate the memorandum of agreement. The Sheriff shall give such notice to the Board by delivering or mailing it to the

County Executive. The Board shall give such notice by delivering or mailing it to the Sheriff. If delivered, notice is given as of receipt; if mailed, it is given three (3) days after the date of mailing.

6. The parties are mutually agreed that this memorandum of agreement does not alter or modify in any way the duties, powers, authorities, and responsibilities each separately has under the Virginia Constitution and the laws of the Commonwealth nor does it alter the relationship between the Sheriff as a constitutional officer and the Board as the governing body of the County of Fairfax under the Virginia Constitution and the laws of the Commonwealth. The parties are further mutually agreed that the sole purpose of this memorandum of agreement is to provide a system of personnel administration and a grievance procedure for the Sheriff and his employees. The parties are also mutually agreed that this memorandum of agreement does not in any way limit the authority of the Board to make such changes in its Personnel System and Grievance Procedure as it deems appropriate from time to time.

7. The effective date of this memorandum of agreement is the date by which both parties have executed this memorandum of agreement as indicated by the signatures and dates set forth below.

WITNESS OUR HANDS AND SEALS:

BOARD OF SUPERVISORS
OF FAIRFAX COUNTY, VIRGINIA

By _____ **Date: _____**
Edward L. Long Jr.
County Executive

_____ **Date: _____**
Mark W. Sites
Sheriff, Fairfax County, Virginia

Total Employees as of 6/30/2013

Attachment 2

Totals	
Deputy I	45
Deputy II / PFC	235
Deputy II / MDS	118
Deputy Sheriff Sergeant	51
Deputy Sheriff 2nd Lieutenant	40
Deputy Sheriff 1st Lieutenant	20
Deputy Sheriff Captain	9
Deputy Sheriff Major	4
Deputy Sheriff Lt. Colonel	2
Sheriff	1
Total Sworn Positions	525
Administrative Assistant II	5
Administrative Assistant III	14
Administrative Assistant IV	6
Administrative Assistant V	2
Correctional Health Nurse I	20
Correctional Health Nurse II	3
Correctional Health Nurse III	4
Correctional Health Nurse IV	1
CorrectionalHealth Services Administrator	1
Correctional Technician	13
Financial Specialist I	1
Financial Specialist III	1
General Building Maintenance Worker I	1
Info Tech Program Manager I	1
Information Officer III	1
Library Assistant I	1
Management Analyst II	1
Management Analyst III	1
Management Analyst IV	1
Material Management Specialist I	2
Material Management Specialist III	1
Network/Telecom Analyst I	1
Network/Telecom Analyst II	2
Network/Telecom Analyst III	1
Nurse Practitioner/Physician Asst	2
Programmer Analyst III	1
Public Health Clinical Technician	4
	92
Total Overall Positions	**617**

13 Deputies currently going through the Academy

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Board Agenda Item
July 30, 2013

ACTION - 2

Approval of Head Start/Early Head Start Policy Council Bylaws and Self-Assessment Report

ISSUE:
Board approval of the Head Start/Early Head Start Policy Council Bylaws and self-assessment report.

RECOMMENDATION:
The County Executive recommends that the Board approve the Head Start/Early Head Start Policy Council Bylaws and self-assessment report.

TIMING:
The Board should act on this recommendation as soon as possible in order to meet federal Head Start Performance Standards.

BACKGROUND:
Existing rules and regulations require that the Board of Supervisors, as the County's governing body, review and approve the composition of the Head Start parent Policy Council and the procedures by which members are chosen, as well as the Head Start program's annual self-assessment report, including actions that are being taken by the program as a result of the self-assessment review. Board approval of the following attachments will satisfy these compliance requirements: 1) Policy Council Bylaws and 2) Self-Assessment Report.

1. Policy Council Bylaws

The Head Start parent Policy Council provides a formal structure of shared governance through which parents can participate in policy making and other decisions about the program. The Bylaws of the Policy Council were developed based on the federal Head Start Performance Standards on program governance and outline the composition and selection criteria to ensure equal representation for all programs and that at least 51 percent of Policy Council members are parents of currently enrolled children, as required.

The Board of Supervisors most recently approved the Policy Council Bylaws on July 31, 2012. The Policy Council did not recommend any changes to the most recently approved version. However, the County Attorney's office has recommended minor changes as highlighted in the attached.

2. Self-Assessment Report

The Fairfax County Head Start/Early Head Start program conducts a self-assessment of their effectiveness and progress in meeting program goals and objectives and in implementing federal regulations every year, as required by federal Head Start Performance Standards. For the 2012-2013 program year, the Fairfax County Head Start/Early Head Start program conducted its self-assessment on an ongoing, quarterly basis to allow for the continuous improvement of program plans and service delivery. The results from all quarters were synthesized and finalized into the attached Self-Assessment Report, which outlines the strengths and areas to be addressed, as well as any actions being taken to address them.

FISCAL IMPACT:
None.

ENCLOSED DOCUMENTS:
Attachment 1 – Fairfax County Head Start/Early Head Start Policy Council Bylaws with Proposed Amendments
Attachment 2 – Fairfax County Head Start/Early Head Start 2013 Self-Assessment Report

STAFF:
Patricia D. Harrison, Deputy County Executive
Nannette M. Bowler, Director, Department of Family Services
Anne-Marie D. Twohie, Director, Office for Children, Department of Family Services

FAIRFAX COUNTY OFFICE FOR CHILDREN ATTACHMENT 1
HEAD START/EARLY HEAD START POLICY COUNCIL
BYLAWS

ARTICLE I. NAME

The name of the organization shall be the Policy Council of the Fairfax County Head Start/Early Head Start Program.

ARTICLE II. PURPOSE

The purpose of the Fairfax County Head Start/Early Head Start Policy Council shall be to:

A) Encourage maximum participation of parents and community representatives in the planning, operation and evaluation of Fairfax County Head Start/Early Head Start Programs.

B) Serve as a link with local programs, the grantee agency – Fairfax County Board of Supervisors Office for Children (OFC), public and private agencies and the community.

C) Approve grant applications and service area plans for the grantee agency.

D) Initiate suggestions and ideas for program improvements.

E) Establish a procedure for hearing complaints against the Fairfax County Head Start/Early Head Start Program.

F) Carry out specific duties and responsibilities as stated in the Federal Head Start Performance Standards, which will govern the overall activities of the Policy Council.

ARTICLE III. MEMBERSHIP

Policy Council members should be committed to being representatives for the total Fairfax County Head Start/Early Head Start Program. They should be team players, be willing to learn the duties and responsibilities of the Policy Council and represent the Council in a positive and supportive manner at all times and in all places.

Section 1. The Fairfax County Head Start/Early Head Start Policy Council shall consist of six (6) parent representatives from each program, Greater Mount Vernon Community Head Start (GMVCHS), Fairfax County Public Schools (FCPS), and Higher Horizons (HiHo) Head Start /Early Head Start Programs and at least two (2) community representatives, who must be residents of/or employed in Fairfax County. All program options must be represented.

Section 2. Parent representatives shall be elected to the Policy Council at the program level by the program's respective policy or parent committee. Community representatives shall be recruited by the Head Start Director and the Policy Council Chairperson and elected by the Policy Council.

Section 3. Community representatives may include representation from other child care programs, neighborhood community groups (public and private), higher education institutions, program boards, and community or professional organizations which

have a concern for children and families in the Head Start/Early Head Start Program and can contribute to the development of the program.

Section 4. Voting members must resign from the Policy Council if they or an immediate family member (as defined by Virginia Code § 2.2-3101) become employed, temporarily (for sixty (60) days or more) or permanently, by the Fairfax County Head Start/Early Head Start Program. Voting members may substitute occasionally (as defined by each program) in the Fairfax County Head Start/Early Head Start Program.

Section 5. Policy Council members shall be elected to serve a one (1) year term and may not serve more than three (3) years. Members may voluntarily terminate their membership at any time by giving written notice to the Council. The respective policy or parent committee will be responsible for recruiting and electing a new member to the Council within one month of resignation or termination of the member. In the event of termination or resignation of a community representative, the Head Start Director and the Policy Council Chairperson will recruit a replacement. Election of a new community representative shall take place within one month of resignation or termination of the member.

Section 6. Any member who misses two (2) consecutive meetings without notifying the Office for Children Head Start Program Administrative Office, neglects responsibility, and/or abuses the privilege of office may be terminated by the Policy Council with a majority vote of the quorum. Written notification will be sent to the terminated member under signature of the Policy Council Chairperson.

ARTICLE IV. MEETINGS

Section 1. Fairfax County Head Start/Early Head Start Policy Council meetings shall be held on the fourth (4th) Thursday of each month with dinner being served at 6:00 p.m. and call to order at 6:30 p.m. If the fourth (4th) Thursday is a legal holiday, the meeting may be rescheduled to the third Thursday of the month.

Section 2. All meetings shall be conducted in compliance with the Virginia Freedom of Information Act, Virginia Code §§ 2.2-3700 – 2.2-3714 ("VFOIA"). As required by VFOIA, the public will be given notice of the date, time, and location of the meetings at least three working days before each Policy Council meeting, except in case of an emergency. The Head Start administrative staff and/or Chairperson will provide the information to the County's Office of Public Affairs so that it can provide the public notice. All meetings shall be held in places that are accessible to persons with disabilities, and all meetings shall be conducted in public buildings whenever practical.

Except as specifically authorized by VFOIA, no meeting shall be conducted through telephonic, video, electronic, or other communication means where the members are not all physically assembled to discuss or transact public business.

Copies of meeting agendas and other materials that are given to members shall be made available to the public at the same time, unless VFOIA allows otherwise. Anyone may photograph, film, or record meetings, so long as they do not interfere with any of the proceedings.

The Secretary shall keep meeting minutes, which shall include: (1) the date, time, and location of each meeting; (2) the members present and absent; (3) a summary of the discussion on matters proposed, deliberated, or decided; and (4) a record of any votes taken. The minutes are public records and subject to inspection and copying by citizens of the Commonwealth or by members of the news media. The minutes from the previous meeting shall be sent to members at least seven (7) calendar days prior to the regular meeting.

Section 3. Special call meetings can be called by the Chairperson and the Head Start Director and scheduled when deemed necessary. Public notice will be given as required by VFOIA and members will be informed in writing and/or via telephone simultaneous with or prior to public notice. ~~Written and/or telephone contacts will be made to inform members of the meeting no less than seventy-two (72) hours before a special call meeting and public notice will be given as required by VFOIA~~.

Section 4. Policy Council members who are voted to represent the Council at conferences must meet the following criteria:

1) Be an active participant in good standing at their Parent/Policy Committee for at least 2 consecutive meetings.
2) Be able to give either an oral summary or submit a written report (whether still a member or not) at the next regularly scheduled meeting.

Section 5. In the event of inclement weather Policy Council will adhere to the Fairfax County Public Schools closure schedule. The Head Start administrative staff and/or Chairperson will contact members regarding a rescheduled date and will comply with the public notice requirements above.

ARTICLE V. OFFICERS

Section 1. The Officers of the Policy Council shall be: Chairperson, Vice-Chairperson, Secretary, Treasurer, and Parliamentarian. These officers shall perform the duties prescribed by the Federal Head Start Performance Standards, by these Bylaws and by the current Roberts Rules of Order, adopted by the Policy Council.

Section 2. In September, the Chairperson will appoint a Nominating Committee consisting of a representative from each delegate/grantee agency. It shall be the duty of this committee to present a slate of candidates for the offices at the October meeting. Before the election at the November meeting additional nominations from the floor shall be permitted.

Section 3. The officers shall serve a one (1) year election term or until their successors are elected. Their term of office shall begin at the close of the Council meeting at which they are elected.

Section 4. No member shall hold more than one (1) office at a time, and no member shall be eligible to serve more than three (3) terms.

Section 5. Should the Chair position become vacant, the Vice-Chairperson shall become the Chairperson for the remainder of the term. The Council shall elect a replacement for Vice-Chairperson at its next regular meeting to serve the balance of the term.

In the absence of the Chairperson and Vice-Chairperson, responsibilities of the Chair are assumed by the Treasurer and the Parliamentarian will maintain order. The Policy Council Secretary continues to record minutes.

Section 6. The duties of officers are as follows:

1) Chairperson – Presides at all Policy Council and Executive Committee meetings; may act as a spokesperson for the Council in events concerning the Head Start program.
2) Vice-Chairperson – Assumes the duties of the Chairperson in the absence of the Policy Council Chairperson; performs other duties as assigned by the Chairperson.
3) Secretary – Records minutes of the Policy Council meetings with assistance from Grantee staff; makes the appropriate corrections to meeting minutes as directed; compiles and keeps current list of all voting members and records their attendance; keeps on file all minutes of the Policy Council; reads minutes and other correspondence at meetings, calls members about absence from meetings, reminds members about meetings and training and tabulates votes.
4) Treasurer – Maintains the Council's financial records, prepares Treasurer's report and balances the checkbook; serves on the Budget Subcommittee; prepares for signature and distributes reimbursements, stipends, and payment of invoices; coordinates out-of-town travel funds for Policy Council members, who would be assisted by the grantee staff.
5) Parliamentarian – Keeps order during the meetings in accordance with the Policy Council Bylaws and in accordance with the current edition of Roberts' Rules of Order.

ARTICLE VI. EXECUTIVE COMMITTEE

Section 1. Officers of the Policy Council shall constitute the Executive Committee. The Executive Officers will meet one week prior to the regular Policy Council meetings on an as-needed basis. The purpose for meeting is to establish agenda items and agree upon recommendations to present to the full Policy Council of items needing approval/disapproval. Meetings of the Executive Committee are public meetings and shall comply with VFOIA, including the meeting notice requirements set forth in Article IV, Sections 2 and 3.

ARTICLE VII. GRIEVANCES

Section 1. A standard grievance procedure to hear and resolve parent and community complaints about Head Start is approved annually by the Policy Council and will be used to address complaints not resolved at the center level and at the grantee agency.

ARTICLE VIII. PARLIAMENTARY AUTHORITY

Section 1. The rules contained in the current edition of Roberts' Rules of Order Newly Revised shall govern the Policy Council in all cases to which they are applicable and in which they are not inconsistent with these Bylaws and any special rules or order the organization may adopt.

ARTICLE IX. AMENDMENT OF BYLAWS

Section 1. These Bylaws shall be reviewed annually and recommendations presented to the Council for approval. The Policy Council will be given thirty (30) days to review recommendations.

Section 2. The Bylaws may be amended at any regular meeting of the Policy Council or at a special meeting called for such purpose by majority vote of the Council members present, provided that representatives from each delegate agency are present and voting.

Section 3. Amendments to the Bylaws will be presented to the Fairfax County Board of Supervisors for approval, and will become effective upon approval by the Board of Supervisors.

ARTICLE X. VOTING

Section 1. All matters shall be decided on by vote of the members. The vote of a majority of the quorum is needed to authorize any action. Seven (7) Council members (with at least two (2) representatives from each program and one (1) community

representative) constitute a quorum. All votes shall be taken during a public meeting, and no vote shall be taken by secret or written ballot or by proxy. Voting may be by aye/nay, show of hands. Approved matters must be recorded in the minutes of the meeting. The Policy Council Secretary tabulates the votes, along with a designated staff/Policy Council member.

ARTICLE XI. TRAINING

Section 1. The Council and its officers shall receive annual training which includes: Head Start Performance Standards, Roberts' Rules of Order, VFOIA, roles and responsibilities of members and officers, subcommittee functions, budget and finance, personnel procedures and conference travel procedures.

ARTICLE XII. ACTIONS

Section 1. A motion must be made when the Council is required to take action and/or make decisions.

ARTICLE XIII. STIPENDS

Section 1. Stipends in the amount of ~~Fifteen Dollars and 00/100 (~~$15.00~~)~~ will be given to voting members except for community representatives at regularly scheduled Policy Council meetings.

Attachment 2

FAIRFAX COUNTY DEPARTMENT OF FAMILY SERVICES
OFFICE FOR CHILDREN
HEAD START/EARLY HEAD START PROGRAM
2013 Self-Assessment Report

Per 45 CFR 1304.51(i)(1), Head Start/Early Head Start programs, with the consultation and participation of policy groups and other community members as appropriate, must conduct an annual self-assessment of their effectiveness and progress in meeting program goals and objectives and in implementing Federal regulations.

Throughout the 2012-2013 program year, all Fairfax County Head Start/Early Head Start programs, including those operated directly by Fairfax County Office for Children—Greater Mount Vernon Community Head Start (GMVCHS) and Family Child Care—as well as those operated contractually by delegate agencies—Higher Horizons Day Care Center and Fairfax County Public Schools (FCPS)—conducted their annual self-assessments. This year the programs piloted the use of the ChildPlus Internal Monitoring module which allowed staff to enter self-assessment results quarterly. This system of ongoing data collection allowed for the continuous improvement of program plans and service delivery. The results from all quarters were compiled, analyzed for compliance and quality of services and finalized.

Below is a summary of the results of the 2013 Self-Assessment by service area:

Governance

- Service area found to be in full-compliance.
- Identified strengths:
    - Governing Boards, Policy Councils and Policy Committees have been established, officers and members well trained, consistent with good representation and participation on all levels.
    - Fairfax County Policy Council Chairperson was the recipient of the VAHSA Nancy Elmore Parent Scholarship Award 6/13

Human Resources

- Service area found to be in full-compliance.
- Identified strengths:
    - Files were well-organized and information was easy to access.
    - All programs are enhancing the use of the ChildPlus Human Resources module.

Financial Management

- Service area found to be in full-compliance.
- Identified strengths:
    - Proficient and organized fiscal management of the program's multiple funding streams with detailed and comprehensive fiscal policies and procedures.

Eligibility, Recruitment, Selection, and Enrollment

- Service area found to be in full-compliance.
- Identified strengths:
    - Priority is given to families with the greatest need.
    - ERSEA coordinators meet regularly to discuss areas of concern and are continually improving processes and forms, and striving for consistency across programs.

Health/Mental Health/Nutrition

- Areas to be addressed: Some records, at the point in time in which they were reviewed, did not reflect that all children were up-to-date on their primary and preventive health care; and did not document follow up/treatment for some children with a known/observable/suspected health/dental problem.
- Actions: Programs are actively engaged in bringing children up-to-date on the required primary/preventive/follow up treatments.
- Identified strengths:
    - All programs participated in the 95210 campaign which communicates five key behaviors to promote healthy weight and overall good health for children and adults.
    - Strong participation from families in the Mission of Mercy project which provided families with a wide array of dental services.

Transportation

- Service area found to be in full-compliance.
- Identified strengths:
    - Transportation records and documentation were in order and well maintained.
    - Minimal turnover in staff has resulted in safe and consistent transportation services.

Education/Disabilities

- Service area found to be in full-compliance.
- Identified strengths:
    - Strong support for language development practices, including enhanced programming for dual language learners.
    - Teachers and providers engage in warm interactions with children.
    - Classroom Assessment Scoring System (CLASS) observations were conducted in 43 classrooms across the program with scores averaging well above the minimum threshold as established by the Office of Head Start for all three of the CLASS domains: emotional support, classroom organization, and instructional support.
    - Programs ensure inclusive practices represent best practices as identified by DEC/NAEYC position statement.

Family Services

- Service area found to be in full-compliance.
- Identified strengths:
    - 100% follow-up on Family Partnership Agreements, staff knowledgeable of current trends affecting Head Start/Early Head Start families.
    - Family Child Care restructured their approach to parent engagement, resulting in increased participation.

Board Agenda Item
July 30, 2013

ACTION - 3

FY 2013 Year-End Processing

ISSUE:
Board approval to allow staff to process payment vouchers for items previously approved and appropriated in FY 2013. In addition, this item is to inform the Board that no General Fund agencies, County other funds, or School Board funds require an additional appropriation for FY 2013.

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 2013 for the interim period from July 1 until the Board approves the *FY 2013 Carryover Review*, which is scheduled for action on September 10, 2013.

TIMING:
Board approval is required on July 30, 2013 since the *FY 2013 Carryover Review* is not scheduled for Board action until September 10, 2013.

BACKGROUND:
The *FY 2013 Carryover Review* is scheduled for final action on September 10, 2013 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 2013 such as capital construction projects, grant-funded programs, and capital equipment purchases for the period of July 1 to September 10, 2013 or until final action is taken on the *FY 2013 Carryover Review*. Similar action has been taken in prior years as part of the year-end closeout.

It should be emphasized that no County agency or fund or School Board fund exceeded its appropriation authority in FY 2013. This is directly attributable to the outstanding efforts of all department heads in managing their approved allocation.

Board Agenda Item
July 30, 2013

FISCAL IMPACT:
This item relates to funding for previously appropriated items approved in FY 2013 and carried forward to FY 2014 for payment.

ENCLOSED DOCUMENTS:
None

STAFF:
Susan Datta, Chief Financial Officer

Board Agenda Item
July 30, 2013

ACTION – 4

Approval of Updates to the Board's Policy for Modified Processing

ISSUE:
Board of Supervisors (Board) approval of Updates to the Board's Policy for Modified Processing

RECOMMENDATION:
The County Executive recommends that the Board approve updates to the Board's Policy for Modified Processing (Policy) involving processing procedures for certain plans submitted to Land Development Services (LDS). Updates are being proposed at this time to allow a wider variety of uses to qualify for and take advantage of the modified plan processing status, thereby allowing developers to begin construction quicker without awaiting full design approvals. Details on the current Policy and proposed updates are provided below.

TIMING:
Board action is requested on July 30, 2013. On June 11, 2013, staff's recommendations were presented at the Board's Development Process Review Committee, at which the Board directed staff to collaborate with the development industry, and submit a revised Policy for Board action.

BACKGROUND:
The Modified Processing program facilitates the review of large, complex buildings by LDS. The purpose of the Policy is to spur economic development by allowing the issuance of certain permits (rough grading and footing and foundation) in advance of final site and building plan approval. Under the current Policy, to be considered for modified processing the project must meet the following basic criteria:

1. Businesses and industries must provide evidence that indicates their intent and the ability to proceed with the physical improvements within a reasonable time frame.

2. The operation of businesses and industries must not alter the nature and character of the County and its communities to any significant extent.

3. The special processing procedures will be available to only those businesses and industries that will have a real estate assessed value in excess of $25 million on a new site.

A copy of the existing Policy is provided as Attachment A.

The Policy has not been updated in over 20 years. The current Policy reflects the nature of building construction that took place in the early 1990s which consisted primarily of traditional suburban office buildings with an adjacent garage. References in the current policy to "businesses and industries" allows the Director to grant modified processing status to commercial and industrial developments, but not to residential or mixed-use developments such as those associated with the revitalization of Tysons, the planned redevelopment of land near metro stops along the Silver Line, and the efforts to develop the older commercial revitalization areas and districts located throughout the County.

PROPOSED UPDATES TO THE BOARD'S MODIFIED PROCESSING POLICY

If approved by the Board, the proposed updates to the Policy will allow a wider variety of uses to qualify for and take advantage of the modified processing procedures, including commercial, mixed-use, retail, and multi-family residential (no townhouses or single-family). A summary of the proposed changes are provided below:

- The total real estate assessed value of the development being proposed must be at least $55 million. The land value may only comprise up to $5 million of the total value. For commercial revitalization areas and districts, the total real estate assessed value threshold remains at $25 million, with the land value comprising up to $5 million of the total value.

- Language has also been added to assure that applicants for modified processing will: 1) have the necessary financing and resources to proceed with work granted via this process in an expedited manner; 2) participate with the design team in pre-submittal conferences with both the Building Plan Review and Inspections Division and the Site Development and Inspections Division of LDS; and 3) diligently pursue final site and building plan approval. Under modified processing, applicants proceed with improvements solely at their own risk.

- A new requirement has been added that the Board be advised, periodically, as to the effectiveness of the Policy in promoting economic development for the County.

A copy of the proposed Policy is provided as Attachment B.

Staff's recommendations reflect a coordinated review by the Department of Public Works and Environmental Services, the Department of Planning and Zoning, the Office of Community Revitalization and the Office of the County Attorney. During collaboration on this issue, staff met with industry representatives from the Northern Virginia Building Industry Association and the National Association of Industrial and Office Parks on June 13, 2013, and the Engineers and Surveyors Institute on June 26, 2013, to discuss the current and proposed updates to the Policy. At that time, the proposed updates were well-received and the land development community supported staff's recommendations. County staff will periodically review the effectiveness of the new Board Policy to ensure that the policy is optimizing its value as a means to spur economic development in the County.

FISCAL IMPACT:
None. Impacts should only be positive as large developments are able to begin construction quickly without awaiting full design approvals and finish sooner; thus, projects can reach optimum appraised value for real estate assessment in a quicker timeframe.

ENCLOSED DOCUMENTS:
Attachment A - Existing Policy for Modified Processing
Attachment B - Proposed Policy for Modified Processing

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

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EXISTING

Modified Processing

The Modified Processing program facilitates the review of large, complex buildings by Land Development Services. The modified processing procedures allow for issuance of partial (footing and foundation) permits and extensions of those partial permits prior to full approval of site and building plans. In order to be considered for modified processing the project must meet the following basic criteria:

1. Those businesses or industries desiring to locate or expand their existing facilities in Fairfax County must provide evidence that indicates their intent and the ability to proceed with the physical improvements within a reasonable time frame following approval of their development plans.

2. The operation of businesses and industries proposing to locate or expand their existing facilities in the county must not alter the nature and character of the county and its communities to any significant extent.

3. The special processing procedure will be available to only those businesses and industries that will:

    - Have a real estate assessed value in excess of $25 million on a new site. While this figure includes total real estate assessed value, including land and improvements, the improvements to the property must have a value of at least $20 million.

    - Have only one permanent building to be built by the applicant in the proposal being submitted.

    - Have the proposal defined by a unique site plan and not several smaller projects with several site plans included in a single proposal to meet the assessed value criterion.

An application to request consideration for these procedures on your project is included in the links below. The application must be signed and submitted with the necessary accompanying documents to:

Director, Land Development Services
12055 Government Center Parkway, Suite 444
Fairfax, Virginia 22035

Proposed

Modified Processing

The Modified Processing program facilitates the review of large, complex buildings by Land Development Services (LDS). The modified processing procedures allow for issuance of Rough Grading Permits (RGP), partial (footing and foundation) permits and extensions of those partial permits prior to full approval of site and building plans. In order to be considered for modified processing the project must meet the following basic criteria:

1. Property Owners/Developers wanting to use this process to build new facilities or expand their existing facilities in Fairfax County must provide evidence, to the satisfaction of the Director of the Department of Public Works and Environmental Services (DPWES), that indicates their intent and the financial capability to proceed with the physical improvements within an expedited time frame following approval of their development plans.

2. Any commercial, retail, mixed-use or multifamily residential (no townhomes or single family attached or detached dwellings) development located in Fairfax County qualifies for Modified Processing provided the conditions below are met.

    - The Property, when development is completed, will have a total real estate assessed value in excess of $55 million (including land and improvements); the improvements to the property will have a value of at least $50 million. Notwithstanding the foregoing, the threshold for Properties located within a Commercial Revitalization Area (CRA) or a Commercial Revitalization District (CRD) will remain at a total real estate assessed value in excess of $25 million (including land and improvements); the improvements to the property will have a value of at least $20 million.

    - Plans will have at least one building and associated parking facility. Or, demonstrate to the satisfaction of the Director of DPWES, that the proposal being submitted is a unified development sharing a common architectural/infrastructure element (for example, buildings built on top of an underground parking structure).

    - The Application shall be defined by a unique site plan and not several smaller projects with several site plans included in a single proposal to meet the assessed value criteria.

    - Applicant will have the project design team participate in Pre-Application Meetings with both the Building Plan Review and Inspections Division and Site Development and Inspection Division of LDS. Based on the complexity of the development proposed, LDS may require a review for code compliance be submitted by the applicant prior to any permits being issued.

- Applicant shall diligently pursue final site plan and building plan approval after approval of any RGP or Footings and Foundations Plan to the satisfaction of the Director. Extension letters to Footing and Foundation Plans will only be granted on an exception basis; with proof needed to document unforeseen circumstances that justify delays in approval of site and building plans.

- The Board shall be advised, periodically, as to the effectiveness of this policy in promoting economic development for the County.

An application to request consideration for these procedures on your project is included in the links below. The application must be signed and submitted with the necessary accompanying documents to:

Director, Land Development Services
12055 Government Center Parkway, Suite 444
Fairfax, Virginia 22035

For more details on how to apply for modified processing, contact the Land Development Services Director's Office at **703-324-1780, TTY 711**.

Links to Additional Information on Modified Processing:

Rough Grading Permits

Footing and Foundation Permits

Extensions of Footing and Foundation Permits

Modified Processing Request Form

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Board Agenda Item
July 30, 2013

ACTION - 5

Revisions to Chapters 2, 4, 7, 12, 16 and 17 of the Personnel Regulations, Providing Administrative Clarifications, Aligning Policy Language with Changes to the Performance Evaluation System, and Rescinding the Performance Evaluation Moratorium

ISSUE:
Board approval of revisions to Chapters 2, 4, 7, 12, 16, and 17 of the Personnel Regulations.

RECOMMENDATION:
The County Executive recommends the Board approve the proposed revisions to Chapters 2, 4, 7, 12, 16, and 17 of the Personnel Regulations, providing administrative clarifications, aligning policy language with the STRIVE performance evaluation system, and rescinding the performance evaluation moratorium by reinstating relevant sections in Chapter 12. The Board's Personnel and Reorganization Committee reviewed these revisions at their May 21, 2013 meeting.

TIMING:
Routine.

BACKGROUND:
Periodically, the Department of Human Resources brings forward proposed revisions to the Personnel Regulations for Board consideration. The following highlights proposed changes, by chapter:

Chapter 2 – Definitions
- Clarifies definitions (Longevity Pay Increment, Pay Range, and Performance Pay Increase Date).
- Adds new definition establishing the review period for the new single review date performance management system (Performance Review Period).

Chapter 4 – Pay Plan, Hours of Work and Overtime
- Aligns the allowable length of military service in Section 4.3 with Virginia Code Ann. §44.93.3.
- Clarifies longevity increment eligibility requirements in Sections 4.5 and 4.8.
- Aligns performance pay increase practices stated in Sections 4.3, 4.6, and 4.7 to address the move to a single review date for non-public safety employees.

Chapter 7 – Certification and Appointment

- Aligns performance pay increase date references with single review date performance management system.

Chapter 12 – Performance Management
- Aligns performance management philosophies, policies and practices with the STRIVE performance management system. Revisions are intended to reinforce the deliberate shift to an employee development focus in the performance management process to include mandatory training requirements and accountability for both the employee and supervisor in the process.
- Rescinds the January 2012 performance evaluation moratorium, reinstating the relevant sections of Chapter 12, which are highlighted in Attachment 4.

Chapter 16 – Conduct and Discipline
- Clarifies that while employees of the Community Services Board, Juvenile and Domestic Relations District Court and Adult Detention Center are permitted under state law to carry firearms, those departments have opted to follow the County's Standards of Conduct in this regard.

Chapter 17 – Grievance Procedure
- Aligns restoration of pay increases for employees reinstated based on Civil Service Commission decisions with the changes to performance management practices.

In accordance with the Merit System Ordinance, the proposed revisions were forwarded to the Civil Service Commission for public hearing. The public hearing was held on July 9, 2013 and the Commission's comments are included as Attachment 7.

FISCAL IMPACT:
None.

ENCLOSED DOCUMENTS:
Attachment 1: Proposed Revisions to Chapter 2 of the Personnel Regulations
Attachment 2: Proposed Revisions to Chapter 4 of the Personnel Regulations
Attachment 3: Proposed Revisions to Chapter 7 of the Personnel Regulations
Attachment 4: Proposed Revisions to Chapter 12 of the Personnel Regulations
Attachment 5: Proposed Revisions to Chapter 16 of the Personnel Regulations
Attachment 6: Proposed Revisions to Chapter 17 of the Personnel Regulations
Attachment 7: Civil Service Commissioners' Memorandum

STAFF:
Susan Woodruff, Director, Department of Human Resources
Cynthia Tianti, Deputy County Attorney, Office of the County Attorney

CHAPTER 2
Definitions

Allocation

The assignment of a position to its appropriate class in relation to duties performed.

Appeal

An application or procedure for review of an alleged grievance submitted or instituted by an employee to the Civil Service Commission or to other higher authority.

Appointing Authority

The officer, board, commission, person, or group of persons having the power by virtue of state law or County ordinance to make appointments. The appointing authority is generally responsible for personnel administration within a given department. As used in these regulations, the term "appointing authority" is synonymous with the term "department head."

Appointment

The offer to and acceptance by a person of a position.

Assembled Examination

An examination for which applicants are required to appear at a specific place for the purpose of taking a test.

Break in Service

Any separation from the service of Fairfax County whether by resignation, lay-off, dismissal, unsatisfactory service, disability, retirement, or absence without leave of three days or more when the employee is subsequently reemployed. An authorized leave without pay shall not be considered as constituting a "break in service."

Business Day

Calendar days exclusive of Saturdays, Sundays, and legal holidays.

Class

A group of positions, which are sufficiently alike in general duties and responsibilities to warrant the use of the same title, specification and pay range.

Class Series

A number of classes of positions which are substantially similar as to the types of work involved and differ only in rank as determined by the importance of the duties and degree of responsibility involved and the amount of training and experience required. Such classes constitute a series and each is usually given a designation either by Roman numerals, beginning with the lowest level as I, next level II, or by rank adjectives such as the junior, intermediate or senior level, etc.

Class Specification

A written description of a class consisting of a class title, a general statement of the level of work, a statement of the distinguishing features of work, some examples of work, and the minimum qualifications for the class.

Classification

The grouping of positions in regard to: (a) kinds of duties performed and responsibilities; (b) level of duties performed; (c) requirements as to education, knowledge and experience and ability; (d) tests of fitness; (e) ranges of pay.

Classification Review or Reclassification Review

An evaluation of the duties and responsibilities of a position performed by the Department of Human Resources to determine the appropriateness of the present class. Appropriateness will be determined on the basis of: (a) kinds of duties performed and responsibilities; (b) level of duties performed; (c) requirements as to education, knowledge and experience and ability; (d) tests of fitness; (e) ranges of pay. The review will result in the position retaining its present class assignment; or being assigned to an existing lower class, or being assigned to an existing higher class; or being assigned to a new class created by amendment to the Classification and Compensation Plans.

Classification Plan

The official or approved system of grouping positions into appropriate classes, consisting of three parts: (1) a schematic index to the class specifications; (2) the class specifications; and (3) rules for administering the classification plan.

Compensation

The standard rates of pay, which have been established for the respective classes of work, as set forth in the compensation plan.

Compensation Plan

The official schedule of pay approved by the Board of Supervisors assigning one or more rates of pay to each pay grade.

Compensatory Leave

Time off in lieu of monetary payment for overtime worked.

Compensatory Time Eligible

Employees in pay grades S-26, P/O/C-27, F-31 or above and L-02 or above, excluding any classes designated as exceptions in a procedural memorandum issued by the Human Resources Director.

Competitive Promotion

A promotion based on a competitive examination with appointment to the higher-level position restricted to a specific number of persons receiving the highest ratings.

Competitive Service

All officers and positions in the service of Fairfax County as defined in the Merit System Ordinance.

Continuous Service

Employment without interruption, including merit service with the Fairfax County School System, except for absences on approved leave or absences to serve in the Armed Forces of the United States, or absences of less than one calendar year when followed by reemployment or reinstatement. Service prior to normal or early retirement from a County retirement system shall not be counted.

Deferred Retirement Option Plan (DROP)

An option in lieu of immediate retirement in which an employee remains employed by his/her department, but no longer contributes to his/her respective retirement system and must retire within 3 years of election to DROP. DROP participants retain the rights and privileges of merit employees.

Definition of Duties

The work requirements for each position in terms of the importance, difficulty, and extent of supervision and responsibility attaching thereto.

Demotion

Assignment of an employee from one class to another, which has a lower maximum rate of pay.

Department

An administrative branch including a line of work and a group of employees under the immediate charge of a chief executive officer or officers of a department, institution, court, board, or commission of the County government, which latter officer or officers shall be known as the department head.

Dismissal

Separation from County employment for cause.

Department Head

An employee appointed by the Board of Supervisors to oversee, direct or manage a major functional division of County government, whether formally known as a department or not, under the general direction of the County Executive, and to act as the appointing authority for the positions assigned to that organization. As used in these regulations, the term "department head" is synonymous with the term "appointing authority."

Deputy

One or more individuals authorized to act in specific functional areas for the department head.

Eligible

A person who has successfully met required qualifications for a particular class.

Eligible List

The ranking of eligibles by class in order of score earned.

Employee

An individual who is legally employed by the County and is compensated through the County payroll for his services. Individuals or groups compensated on a fee basis are not included.

Examination

The process of testing, evaluating or investigating the fitness and qualifications of applicants.

Exempt Service

Those positions not included in the competitive service as defined in the Merit System Ordinance.

Extended Family Including Household Member

Includes employee's spouse, son, daughter, parents, parent in-laws, siblings, grandparents, grandchildren, aunt, uncle, niece, nephew, employee's respective in-laws, first cousin, or children for whom the employee has legal guardianship or is designated as primary caregiver, and any person who resides in the employee's home.

Fire Protection Personnel

24-hour shift employees in the Fire and Rescue Department who perform suppression and rescue duties as defined in the Fair Labor Standards Act (29 CFR Sec. 553.3).

Fair Labor Standards Act (FLSA)

Legislation originally enacted by Congress in 1938, which establishes requirements with respect to minimum wage, overtime, compensation and record keeping.

FLSA Eligible (FLSA Non-exempt)

An employee who holds a position covered by the minimum wage, mandatory overtime, or recordkeeping provisions of the FLSA. FLSA Eligible employees must be compensated with overtime pay or compensatory time for all hours worked over the FLSA threshold for overtime, as outlined in the definition of overtime. FLSA Eligible employees are in pay grades S-21, P-23, O/C-21, F-22 and below. Exceptions are noted in a procedural memorandum issued by the Human Resources Director.

FLSA Exempt

An employee who holds a position that is not covered by the mandatory overtime provisions of the Fair Labor Standards Act.

Full-Time Employee

Any employee who is regularly scheduled to work at least 2,080 hours in 12 consecutive months, or fire protection personnel regularly scheduled to work at least 2, 912 hours in 12 consecutive months.

Full-Time Position

Any position which is authorized to be filled for at least 2,080 hours in 12 consecutive months or fire protection personnel position authorized for at least 2,912 hours in 12 consecutive months.

Hourly Rate of Pay

The hourly rate of pay is shown on the County pay plans for the minimum, midpoint, and maximum of each pay range. Public safety pay plans shall include such intermediate rates as deemed appropriate. Hourly rates are carried out to four places after the decimal. The hourly rate is derived by dividing annual salary by 2,080, which is the number of scheduled hours for a full time employee. The hourly rate for fire protection personnel assigned to a 24-hour shift is derived by dividing the annual salary by 2,912, which is the number of scheduled hours for a full time fire protection employee.

Immediate Family Including Household Member

Includes employee's spouse, son, daughter, parents, parents-in-law, siblings, grandparents, children for whom the employee has legal guardianship or is designated as primary caregiver, and any person who resides in the employee's home.

Incumbent

An employee occupying a position in the County service.

Law Enforcement Personnel

Sworn employees of the Police Department (including animal control officers), Fire and Rescue Department, and Office of the Sheriff who are empowered to enforce laws, have the power of arrest and have undergone (or will be undergoing) on-the-job training or similar instruction as defined in the Fair Labor Standards Act (29 CFR Sec. 553.4). The term also includes security personnel in correctional institutions.

Lay-Off

Separation of an employee from a position to which he was legally certified and appointed as a result of the abolition of a position, lack of work or lack of funds.

Longevity Pay Increment

An increase in compensation established in the compensation plan as a reward for long and faithful service for public safety employees. Longevity pay increments are granted in accordance with the conditions specified in Chapter 4 of the Personnel Regulations and are subject to Board of Supervisors appropriation.

Merit Employee

Any employee in the competitive service, as defined in the Merit System Ordinance.

Merit System

The system of personnel administration applicable to the competitive service. It includes the Merit System Ordinance, any applicable provisions of other County ordinances, Personnel Regulations, and all applicable and lawful personnel management directives of the Board of Supervisors, County Executive, or Human Resources Director.

Minimum Wage

The minimum hourly wage to be paid to employees as designated by the United States Department of Labor.

Multi Rater Option

The use of feedback from persons in addition to the immediate supervisor as part of the performance review process.

Negative Time Reporting

The time and attendance reporting method for employees only required to report exceptions to scheduled hours.

Open Examination

An examination open to the public and not limited to applicants in County service.

Overtime (FLSA)

Time worked or on paid leave by an employee (excluding employees in law enforcement and fire protection as defined herein) in excess of 40 hours during his/her seven consecutive days work period. Overtime for law enforcement personnel shall be time worked or on paid leave in excess of 86 hours (82 hours for sworn Police Officers, Animal Control Officers, and Deputy Sheriffs scheduled to work a 40-hour week) during his/her 14 consecutive day work period. Overtime for fire protection personnel shall be time worked or on paid leave in excess of 212 hours during his/her 28 consecutive day work period.
Non-FLSA overtime includes hours worked in excess of the employee's scheduled hours but less than the eligibility requirement for FLSA overtime stated above.

Overtime Pay

Compensation paid to an employee for overtime work performed in accordance with these rules. The rate of pay for overtime compensation will be either 1 times the hourly rate or 1 and 1/2 times the regular rate of pay as prescribed in Section 4.15 of these rules.

Part-Time Employee

An employee who is not regularly scheduled to work at least 2,080 hours in 12 consecutive months, or fire protection personnel not regularly scheduled to work at least 2, 912 hours in 12 consecutive months.

Part-Time Position

Any position, which does not meet the definition of full-time position.

Pay Grade

A combination of letter and number symbol indicating the pay range on a county pay schedule assigned to one or more classes in the Compensation Plan.

Pay Grade Reallocation Review

An evaluation of a class performed by the Department of Human Resources to determine the appropriateness of the present pay grade. The review will result in the class retaining its present pay grade assignment; or being assigned a higher or lower pay grade requiring amendment to the Compensation Plan. Such a review may include, but is not limited to pay factors including prevailing area levels of pay, internal evaluation of the relative worth of the class and economic and related fiscal concerns.

Pay Period

The 14 consecutive calendar day period utilized for the calculation of paychecks and the crediting of leave earned.

Pay Range

Rates of pay assigned to a pay grade on a County pay schedule in the Compensation Plan. For non-public safety employee classes, a pay range shall consist of the minimum and maximum rates of pay and the mid-point of the range. Pay ranges assigned to grades allocated to classes of public safety employees shall consist of the minimum (step 1) and maximum rates of pay (step 9) as well as intermediate and longevity steps.

Pay Rate

A specific dollar amount expressed as an annual rate, a bi-weekly rate, or an hourly rate, as shown in a County Pay Plan.

Pay Status

Any period in which an employee is actually working or using paid leave.

Performance Pay Bonus

A lump sum payment made to an employee who is earning the maximum salary in his/ her pay grade. A department head or designee may grant an employee who is earning the maximum salary in his/her pay grade following his or her annual performance review, a bonus of up to 5 % of his/her salary if he/she meets or exceeds the performance requirements set for the award of such bonuses. The award of such a bonus does not change the employee's salary.

Performance Pay Increase

An increase in compensation, which may be granted to an employee by his/her department head or designee for performance that meets the requirements specified for such pay increases.

Performance Pay Increase (PPI) Date

The date an employee's performance pay increase ~~or bonus~~ is effective. The PPI date for non-uniformed public safety employees will be at the start of the first full pay period at the beginning of the fiscal year, during years when performance pay increases are granted by the Board of Supervisors. Public safety employees' PPI dates will be the beginning of the first full pay period following the incumbent's anniversary date, during years when performance pay increases are granted.

Performance Review Period

The 12-month performance evaluation review period for non-uniformed public safety employees begins July 1 and concludes on June 30, each year. Review periods for public safety staff correspond to each incumbent's anniversary date.

Position

Any office or employment, whether occupied or vacant, full-time or part-time, consisting of duties and responsibilities assigned to one individual by competent authority.

Positive Time Reporting

The time and attendance reporting method for employees required to report all absences and hours worked.

Primary Position

When an employee holds more than one position with the County, one of the positions is designated as the primary and the other as the secondary for the purpose of calculating pay and benefits and tracking employment history. If the two positions are equal in pay and scheduled hours, the primary position is the one the employee occupied first. Otherwise, the primary position is the position with higher pay and/or hours.

Probationary Period

The working test or trial period of employment beginning with the date of appointment to a particular class.

Promotion

Assignment of an employee from one class to another, which has a higher maximum rate of pay.

Promotional Examination

A competitive examination restricted to persons who are on regular appointment in the County classified service or to persons who are eligible to reinstatement thereto.

Public Safety Employees

For the purposes of these regulations, public safety employees include all uniformed employees in the Police Department, Fire and Rescue Department and the Office of the Sheriff. It also includes all other job classes that are included on P/O/C/F pay scales.

Qualifications

The minimum educational, experience and personal requirements, which must be fulfilled by a person preliminary to appointment or promotion.

Reduction in Rank

Assignment of an employee from one class to another class, which has a lower maximum rate of pay. Same as demotion.

Reemployment

Reappointment of a former merit employee, who had completed the probationary period and was separated in good standing but did not retire, which is not considered a reinstatement as defined herein.

Reemployment List

A list of names of former County employees with a break in service of less than one calendar year, arranged in order of their right to reinstatement as defined in Section 2.60, or reemployment in lower classes of the same or similar series as that in which the employee was serving at the time of termination.

Regular Rate of Pay

The rate of pay to be utilized for the calculation of overtime pay in accordance with FLSA requirements. The regular rate is derived by dividing the total amount of eligible pay for the work period (including the hourly rate and shift differential) by the number of hours worked during the work period.

Reinstatement

Reappointment of a former merit employee who had completed the probationary period and was separated in good standing, but did not retire, after a break in service of less than one calendar year to the position or class formerly held.

Restoration

A return to a position in a class in which status was formerly held where there has been no break in service.

Scheduled Hours

The number of hours that an employee is scheduled to work on a recurring basis as reflected in the personnel record for the position occupied. Scheduled hours serve as the basis for planning and budgeting activities as well as leave calculation rules as specified in Chapter 10 of the Personnel Regulations.

Self-Assessment

The completion of a performance evaluation form by the employee to provide his/her assessment of their performance during the review period.

Separation

Leaving a position including resignation, lay-off, dismissal, unsatisfactory service, disability, and death.

Straight Pay Eligible

Employees in pay grades S-22 to S-25, P-24 to P-26, O-22 to O-26, C-22 to C-26, F-25 to F-29 and L-01. Exceptions are noted in a procedural memorandum issued by the Human Resources Director.

Suspension

An enforced leave of absence without pay for disciplinary purposes or pending investigation of charges made against an employee.

Transfer

Assignment of an employee from one position to another position. Transfers can take place within a department, between departments, between positions of the same pay range, between positions of different pay ranges, between positions of the same class or between positions of different classes.

Unassembled Examination

An examination in which qualifications are evaluated on the basis of records or education and experience submitted by the applicants, supplemented by any information obtained by an investigation.

Vacancy

A position which has been newly established or which has been rendered vacant by the resignation, death or other removal of the previous incumbent.

Veteran

Any person who has received an honorable discharge and has (i) provided more than 180 consecutive days of full-time, active duty service in the armed forces of the United States or reserve components thereof, including the National Guard, or (ii) has a service-connected disability rating fixed by the United States Department of Veterans Affairs.

Workday

Days of the week and number of hours an employee is scheduled to work. Work schedules vary by operation and agency.

Workweek

The seven consecutive day period beginning at 12:00 a.m. Saturday and ending the following Friday at 11:59 p.m. during which an employee (excluding law enforcement and fire protection personnel as defined herein) is scheduled to work.

Work Period

The period during which an employee is scheduled to work. For all employees except law enforcement and fire protection personnel as defined herein, the work period shall be the work week which comprises one half of a pay period. The work period for fire protection personnel shall be a 28 consecutive calendar day period beginning at 12:00 a.m. Saturday and ending at 11:59 p.m. Friday and covering two pay periods. The work period for law enforcement personnel shall be a 14 consecutive calendar day period beginning at 12:00 a.m. Saturday, ending at 11:59 p.m. Friday, and covering one pay period.

CHAPTER 4

Pay Plan, Hours of Work and Overtime

4.1 *Pay Ranges*

-1 In preparing the pay plan, consideration shall be given to the duties and responsibilities of the various types of positions, the prevailing rates paid for comparable services in public and private employment and to experience in recruiting for such positions. Pay ranges shall include a minimum rate, a midpoint rate and a maximum rate for each class. Pay ranges assigned to classes consisting of public safety employees shall include such intermediate rates or steps as deemed necessary.

-2 The rate of pay set forth in the plan shall include total pay in every form, except that it shall not include allowance for actual and necessary travel expense authorized and included as incident to employment. If subsistence, quarters or other maintenance is furnished to an employee, the reasonable value thereof shall be deducted from the rate of pay set forth in the plan. Exceptions to this provision must be approved by the Board of Supervisors.

-3 When, in the opinion of the department head or deputy, following these rules results in an inequity, the Human Resources Director may authorize a salary adjustment if he /she concurs in the opinion of the department head or deputy.

-4 Except as provided in these rules, performance pay increase dates shall not be affected by the adoption of the new pay plan.

4.2 *Starting Rate of Pay*

-1 The minimum rate of pay for a class shall normally be paid upon appointment.

-2 Original appointment not to exceed the midpoint rate may be made if any of the following conditions exist:

a. The qualifications of the applicant significantly exceed the requirements for the class.

b. Difficulty of recruitment requires payment of a higher rate.

-3 Original appointment above the midpoint rate requires the approval of the Human Resources Director.

-4 A former employee being reinstated, as defined in Chapter 2, will be appointed at a rate of pay equal to or greater than the rate he/she was receiving at the time of his/her separation, adjusted to reflect any cost of living or market pay adjustments pay to that pay grade since his/her separation.

4.3 *Performance Pay Increase~~/Bonus~~*

-1 Performance pay increases ~~or bonuses~~ may be granted to those employees who meet the requirements specified for such increases ~~or bonuses~~. Employees considered not qualified for a performance pay increase shall be handled in accordance with the provisions of Chapter 12.

-2 Eligibility

A non-public safety employee receiving less than the maximum scheduled rate for his/her grade may be granted a ~~annual~~ percentage salary increase not to exceed the amount authorized by the Board of Supervisors. ~~An employee receiving the maximum scheduled rate for his/her grade may be granted an annual percentage bonus not to exceed the amount authorized by the Board of Supervisors. In those cases where receipt of a performance pay increase would move an employee's salary beyond the maximum rate of pay for their pay grade, the employee's salary will be moved to the maximum rate of pay and he/she will receive the remainder of the increase as a bonus, assuming the rating would otherwise qualify for a bonus and provided the amount of the bonus does not exceed the maximum bonus amount for that rating.~~ A performance pay increase for a public safety employee advances him/her to the next step in the grade. Eligibility for performance pay increases ~~and bonuses are~~ is subject to available funding and the following:

a. His/her work has met or exceeded the performance requirements established by his/her department head or designee to qualify for a pay increase. Public safety employees' performance must exceed the minimum performance standards to qualify for a performance pay increase. Effective August 1, 1990 employees who enlist, or are inducted into military service, or who are members of a reserve component of the armed forces of the United States who are ordered to active duty and return to County employment; upon their release from active duty and whose service is other than dishonorable shall be deemed to have satisfied this requirement for the period they are on active duty. The total length of active military service may not exceed five years~~, unless the period beyond five years, up to one additional year, is at the request and for the convenience of the federal government~~.

b. A performance review period is 12 months. The only exception is for public safety employees who serve 2 years in step 8 before being eligible to move to step 9.

Notwithstanding the merit review periods listed above, effective July 13, 1991, the beginning of the first full pay period in FY 1992, all employees who have merit increment dates shall have their merit increment date extended by one year.

Thus, for example, an employee who had a merit increment date of the first day of payroll number 15 in 1991, which falls on July 13, 1991, would have a new increment date of the first day of payroll number 15 in 1992. An employee who had a merit increment date of the first day of payroll number 15 in 1992, which falls on July 11, 1992, would have a new merit increment date of the first day of payroll number 15 in 1993, which falls on July 10, 1993. An employee who had a merit increment date of the first day of payroll number 15 in 1993, which falls on July 10, 1993, would have a new merit increment date of the first day of payroll number 15 in 1994, which falls on July 9, 1994.

Notwithstanding the merit review periods listed above, effective July 11, 1992, the beginning of the first full pay period in FY 1993, all employees who have merit increment dates shall have their merit increment date extended by one year. Thus, for example, an employee who had a merit increment date of the first day of payroll number 15 in 1992 which falls on July 11, 1992, would have a new merit increment date of the first day of payroll number 15 in 1993, which falls on July 10, 1993. An employee who had a merit increment date of the first day of payroll number 15 in 1993 which falls on July 10, 1993, would have a new merit increment date of the first day of payroll number 15 in 1994 which falls on July 9, 1994. An employee who had a merit increment date of the first day of payroll number 15 in 1994, which falls on July 9, 1994, would have a new merit increment date of the first day of payroll number 15 in 1995, which falls on July 8, 1995.

-3 Each employee shall have a performance pay increase date established when he/she is initially appointed to a merit position. For uniformed public service employees, t~~T~~hat ~~e performance pay increase~~ date corresponds to the beginning of the pay period in which she or is appointed~~a pay period~~; the performance pay increase date for other employees corresponds with the first full pay period of the fiscal year. Partial pay periods do not count towards the performance pay increase date and performance pay increases are granted only as authorized by the Board of Supervisors. ~~Performance pay increase dates consist of the payroll number and year the increase is effective.~~

-4 Creditable service in the completion of performance review periods includes:

a. Continuous employment in the competitive service not including overtime.

b. Period of involuntary separation initiated by the department head followed by reinstatement after appeal by the Civil Service Commission under the

grievance procedure, for which the Commission determines that the employee is entitled to back pay. ~~In the event that the period that the Commission determines that the employee is entitled to back pay is less than the entire period of separation, the employee's performance pay increase date shall be adjusted accordingly.~~

c. Honorable service with the armed forces by employees who enlist or are inducted into military service or who are members of a reserve component of the United States who are ordered to active duty and who return to County employment upon their release from active duty. The total length of active military service, which can be credited, may not exceed ~~four~~ five years~~,~~ ~~unless the period beyond four years, up to one additional year, is at the request and for the convenience of the Federal Government~~.

4.4 *Outstanding Performance Award*

-1 An employee who has completed their initial probationary period and performs the duties and responsibilities of his/her position in an outstanding manner and whose work generally is well above expectations shall be eligible to be considered for an outstanding performance award.

-2 An outstanding performance award may be recommended by a department head or designee. Such outstanding performance award recommendation shall be in writing, shall state the reason for such recommendation and shall be submitted through the Deputy County Executive to the Human Resources Director, as appropriate, for implementation.

-3 Outstanding performance awards may be granted in any dollar amount not to exceed $1,000 the amount authorized by the Board of Supervisors.

4.5 *Longevity Pay Increment for Public Safety Employees*

Public Safety employees shall receive a longevity increment increase after 15 years of service and reaching top step in grade. A second longevity increase is awarded after 20 years of service and reaching top step in grade (step 9).

4.6 *Within-Grade Adjustment*

When in the opinion of the County Executive, it is in the best interest of the County to do so, he/she may authorize a salary adjustment to encourage retention of highly qualified County employees and address pay inequities not to exceed the maximum rate of pay assigned to the employee's class. ~~The employee's performance pay increase date shall not change.~~

4.7 *Pay Rate in Promotion, Demotion, Reallocation of Position or Transfer - Except Public Safety Employees*

If an employee other than a public safety employee is promoted, demoted, appointed to a reallocated position or transferred, his/her rate of pay for the new position shall be determined as follows:

-1 When a position is filled by promotion, the appointee shall receive a salary increase equal to 10% for one and two-grade promotions and 15% for promotions of three or more grades not to exceed the maximum rate of pay assigned to the new job class or the minimum rate of pay for the new job class whichever is greater. ~~In addition, the appointee will receive a pro-rated pay adjustment for time served in the current review period. Such pay adjustment will be determined using the average pay for performance percentage increased included in the adopted budget for that fiscal year. That percentage increase will then be pro-rated based on the number of pay periods the employee served prior to promotion. In all promotions, the appointee shall receive a new performance pay increase date, which shall be calculated from the payroll number and year of his/her promotion.~~

-2 With the exception of disciplinary demotions or demotions during a promotional probationary period, when an employee is demoted, he/she shall be placed at the same salary in the new pay grade. If the employee's salary is greater than the maximum salary of the new pay grade he/she shall be placed at the maximum salary for the new pay grade. ~~The performance pay increase date shall not change.~~

When an employee is promoted or reinstated to his or her former job class within a year from the date of demotion, he or she shall remain at the same salary or be placed at the salary he or she was receiving prior to the demotion, whichever is greater~~ and the performance pay increase date shall not change~~.

-3 When an employee is demoted for disciplinary reasons he or she shall be placed at the salary in the new grade that is 5% less than his/her current salary not to exceed the maximum salary for the pay grade. ~~The performance pay increase date shall not change.~~

-4 When an employee is demoted during a promotional probationary period, the employee's former rate of pay shall be reinstated in the new lower pay grade, not to exceed the maximum salary for the pay grade. ~~If the pre-promotion performance pay increase (PPI) falls between the date of the promotion and the date of the subsequent demotion, the promotion date shall be retained as the PPI date; otherwise the pre-promotion PPI date shall be reinstated.~~

-5 When an employee is transferred from a position of one class to a position of another class at the same level, he/she shall continue to be paid at the same rate of pay.

-6 Upon upward reclassification of a position, the incumbent shall receive a pay increase equal to 5% of the midpoint of the salary range for the new, higher pay job class or move to the minimum of the new range, which ever is greater not to exceed the maximum rate of pay for the new pay grade. ~~The performance pay increase date shall not change.~~

-7 Upon review of a job class to determine if a regrade is warranted, the incumbents in the job class may be entitled to a pay adjustment regardless of whether the job class is regraded or not. The determination of pay increase eligibility and the amount of such pay increase will be made in accordance with procedures approved by the County Executive and the Board of Supervisors. In no case shall the employee's salary be less than the minimum or greater than the maximum for the new pay range.

4.8 *Pay Rate in Promotion, Demotion, Reallocation of Position or Transfer - Public Safety Employees*

If a public safety employee is promoted, demoted, appointed to a reallocated position or transferred, his/her rate of pay for the new position shall be determined as follows:

-1 When a position is filled by promotion, except as noted elsewhere in this chapter, the appointee shall receive the greater amount of the minimum rate for the class of the new position or an amount in excess of one normal within grade increase in the pay grade of the class of the position held prior to promotion. Such increase shall not be less than 6% and if the promotion is three grades or more, the employee shall be placed in the new grade at a step closest to, but not in excess of a 15 % increase. The appointee shall receive a new performance pay increase date, which shall be calculated from the payroll number and year of his/her promotion.

-2 When an employee is demoted, he/she shall be placed in the pay step in the new pay grade, which represents the closest dollar amount that is less than the former pay. An employee may be placed in a longevity step under this provision only if the employee meets the length of service requirement for that step. The performance pay increase date shall not change.

When an employee is promoted or reinstated to his or her former job class within a year from the date of demotion, he or she shall remain at the same salary or be placed at the salary he or she was receiving prior to the demotion, whichever is greater and the performance pay increase date shall not change.

-3 When an employee is demoted to his or her former job class during a promotional probationary period, the employee's former grade and step shall be reinstated. When an employee is demoted to a job class other than that in which he/she was serving at the time of promotion, he/she shall be placed at the step in the lower grade that is closest to, but not less than the employee was making prior to promotion. If the employee's pre-promotion performance pay increase (PPI) date falls between the

date of promotion and the date of the subsequent demotion, the promotion date will be retained as the PPI date; otherwise the pre-promotion PPI date shall be reinstated.

-4 When an employee is transferred from a position of one class to a position of another class at the same level, he/she shall continue to be paid at the same rate of pay.

-5 Upon upward reclassification/reallocation of a position, the incumbent shall receive the greater amount of either the minimum rate for the new grade or the next higher dollar rate in the new pay grade as compared to the dollar rate in the lower grade except in the following instances:

a. Employees who have served one year or more in a two year review period and who upon reclassification/reallocation, move to a step with a one year review period, shall receive an additional step upon reclassification/ reallocation to the new grade. The employee shall receive a new performance pay increase date, which shall be calculated from the payroll number and year of the reclassification/reallocation using the performance review period for the new step.

b. Except as noted above, the performance pay increase date shall not change unless the reclassification/reallocation moves the employee to a step with a shorter review period. In such cases, the year of the performance pay increase date is reduced if the time between the effective date of the reclassification/reallocation action and the employee's performance pay increase date is more than one year.

4.9 *Pay Rate in Promotion, Demotion, Reallocation of Position or Transfer - Police Officers and Deputy Sheriffs*

-1 A Police Officer I promoted to Police Officer II or a Deputy Sheriff I promoted to Deputy Sheriff II shall receive an increase in pay not to exceed one within grade increase and the performance pay increase date will not change.

-2 A Police Officer II or Deputy Sheriff II who is receiving a proficiency pay adjustment and is promoted to Police Sergeant or Deputy Sheriff Sergeant respectively, shall receive an increase in pay not to exceed one within grade increase and the performance pay increase date will not change.

-3 In all other cases, the normal rules affecting promotion, demotion, reallocation of positions, and transfer for public safety employees shall apply.

4.10 *Allowances Granted Police Officers*

-1 Police Officers required to wear civilian clothes while on duty shall be granted a clothing allowance while such assignment lasts.

-2 A Police Officer II who has a minimum of five (5) years of service as a sworn officer with Fairfax County and who is certified by the Chief of Police or designee as demonstrating exemplary expertise in an authorized Police Officer II specialty, may be eligible to receive a police proficiency pay adjustment and assume the work title of "Master Police Officer".

a. A Police Officer II who is eligible for a police proficiency pay adjustment shall be reassigned to pay grade O-19 and shall receive an increase in pay not to exceed one within grade increase, and the performance pay increase date will not change.

b. The number of Police Officers receiving a proficiency pay adjustment shall at no time be greater than one-third of the total number of authorized and established Police Officer II positions.

4.11 *Allowances Granted Deputy Sheriffs*

-1 A Deputy Sheriff II who has a minimum of five (5) years of service as a sworn Deputy Sheriff with Fairfax County and who is certified by the Sheriff or designee as demonstrating exemplary expertise in an authorized Deputy Sheriff position, may be eligible to receive a proficiency pay adjustment and assume the work title of "Master Deputy Sheriff".

a. A Deputy Sheriff who is eligible for a proficiency pay adjustment shall be reassigned to pay grade C-19 and shall receive an increase in pay not to exceed one within grade increase and the performance pay increase date will not change.

b. The number of Deputy Sheriff II's receiving a proficiency pay adjustment shall at no time be greater than one-third of the total number of authorized and established Deputy Sheriff II positions.

4.12 *Allowances Granted Uniformed Fire Employees*

-1 A Fire Technician who has a minimum of five (5) years of service as a uniformed Fire employee with Fairfax County, and who is certified by the Chief of Fire and Rescue or designee as demonstrating exemplary expertise in an authorized Fire Technician specialty, may be eligible to receive a fire proficiency pay adjustment and assume the work title of "Master Firefighter."

a. A Fire Technician who is eligible for a fire proficiency pay adjustment shall be reassigned to pay grade F-20 and shall receive an increase in pay not to exceed one within grade increase, and the performance pay increase date will not change.

b. The number of Fire Technicians receiving a fire proficiency pay adjustment shall at no time be greater than one-third of the total number of authorized and established Fire Technician positions.

4.13 *Allowances Granted Animal Control Officers*

-1 An Animal Control Officer II who has a minimum of five (5) years of service as an Animal Control Officer with Fairfax County and who is certified by the Chief of Police or designee as demonstrating exemplary expertise in an authorized Animal Control Officer specialty, may be eligible to receive a proficiency pay adjustment and assume the work title of "Master Animal Control Officer."

a. An Animal Control Officer II who is eligible for a proficiency pay adjustment shall be reassigned to pay grade P-21 and shall receive an increase in pay not to exceed one within grade increase, and the performance pay increase date will not change.

b. The number of Animal Control Officer II's receiving a proficiency pay adjustment shall at no time be greater than one-third of the total number of authorized and established Animal Control Officer II positions.

4.14 *Hours of Work*

-1 The regular work period for all full-time County employees, excluding law enforcement and fire protection personnel, shall be 40 hours worked or on paid leave (excluding meal periods) within a seven consecutive calendar day period beginning and ending as defined in Chapter 2. The schedule of hours for the workweek shall be determined by the department head or designee.

-2 The regular work period for fire protection personnel shall be 28 consecutive calendar days, beginning and ending as defined in Chapter 2. The number of hours worked during the 28-day work period may vary depending on shift schedules and department needs.

-3 The regular work period for law enforcement personnel shall be 14 consecutive calendar days, beginning and ending as defined in Chapter 2. The number of hours worked during the 14-day work period may vary depending on shift schedules and department needs.

-4 The County Executive may authorize the inclusion of the meal period as actual work for shift positions.

-5 All employees in the Merit System shall be entitled to a 15 minute rest period for each four hours of assigned work, during a duty day, as scheduled by the department head or designee. Whenever possible, the rest period shall be scheduled at the middle of each such four-hour period of work.

-6 Shift Differential Premium Pay shall be authorized for all merit employees who are scheduled to work on fixed and/or rotating shifts that start at or after 1:00 P.M. wherein the hours scheduled on a shift after 4:00 P.M. are greater than the hours scheduled prior to 4:00 P.M., excluding employees who work flex-time schedules. If an employee whose regular shift schedule qualifies him/her for shift differential premium pay, reports to work prior to the start of their regular shift hours, he/she remains eligible for shift differential premium pay for all hours worked after 1:00 P.M. regardless of the time he/she actually begins working on that day. The hours worked before the beginning of the regular shift schedule are not eligible for shift differential.

-7 The Evening Shift shall encompass all shift schedules, which begin between the hours of 1:00 P.M. and 7:59 P.M. The premium pay rate established for the Evening Shift shall apply for all regularly scheduled hours actually worked between 1:00 P.M. and 7:59 P.M.

-8 The Night Shift shall encompass all shift schedules, which begin at 8:00 P.M. and thereafter. The premium pay rate established for the Night Shift shall apply for all regularly scheduled hours actually worked between 8:00 P.M. and 6:59 A.M.

-9 Employees assigned to 24-Hour Shift Schedules shall be paid Shift Differential Premium Pay for all regularly scheduled hours actually worked between the hours of 4:00 P.M. and 7:00 A.M. and in accordance with established payroll procedures.

-10 Employees are paid and earn leave based on data recorded in official time and attendance records. An "online" timesheet is used to document time worked and leave taken. There are two types of time and attendance reporting:

a. Employees required to use positive time reporting must record all absences and hours worked each pay period.

b. Employees required to use negative time reporting only record exceptions to their scheduled work hours. If no exceptions are entered, the employee is paid a biweekly amount based on their scheduled hours.

4.15 *Overtime, Compensatory Time, Call-Back Time, Consecutive Shift Time*

-1 Overtime.

FLSA overtime shall include all hours worked or on paid leave by an FLSA eligible employee (other than law enforcement and fire protection personnel) in excess of 40 hours in a work week.

Overtime for FLSA eligible law enforcement personnel (excluding sworn Police Officers, Animal Control Officers, and Deputy Sheriffs scheduled to work a 40 hour week) shall include all hours worked or on paid leave in excess of 86 hours in a 14-day work period. Overtime for FLSA eligible law enforcement personnel in the

Police Department and Deputy Sheriffs scheduled to work a 40 hour week shall include all hours worked or on paid leave in excess of 82 hours in a 14-day work period. Overtime for FLSA eligible fire protection personnel shall include all hours worked or on paid leave in excess of 212 hours in a 28-day work period. Non-FLSA overtime includes hours worked in excess of the employee's scheduled hours but less than the eligibility requirement for FLSA overtime. Overtime shall be kept to a minimum and shall be used to relieve occasional excessive workloads or emergencies, and not to provide for constant recurring requirements. Overtime may be mandated when related to the health, welfare or safety of either the public or employees. Except in emergency situations, all overtime worked by an employee shall be approved by the employee's supervisor or designee, verbally or in writing prior to the overtime being worked. Employees shall not work in excess of authorized scheduled hours without express approval of the supervisor.

-2 Eligibility.

Employees shall earn compensatory time or be paid for overtime hours actually worked in accordance with the following provisions:

a. FLSA eligible employees excluding law enforcement and fire protection personnel as defined in Chapter 2:

(1) shall be compensated at one and one-half times their regular rate of pay for all eligible hours worked or on paid leave in excess of 40 hours during the designated seven consecutive day work period. If requested by the employee and approved by the department head or designee, compensatory time at the rate of time and a half may be awarded in lieu of overtime pay. If the employee's compensatory leave balance is 240 hours or greater, overtime pay at one and one-half times the regular rate of pay must be awarded.

(2) shall earn straight compensatory time or be paid overtime at their hourly rate of pay, at the employee's discretion, for hours worked in excess of their scheduled hours wherein the time actually worked is less than forty hours in a seven day work period. If the employee's compensatory leave balance is 240 hours or greater, overtime pay at the hourly rate of pay must be awarded.

b. Straight pay eligible employees shall, at the discretion of the department head or designee, earn straight compensatory time or be compensated at their hourly rate of pay for all time worked in excess of their scheduled work hours.

c. Compensatory time eligible employees shall earn straight compensatory time for time worked in excess of their scheduled work hours.

d. FLSA eligible fire protection personnel:

(1) shall be compensated at one and one-half times their regular rate of pay for all eligible hours worked or on paid leave in excess of 212 hours during the 28 consecutive day work period. If requested by the employee and approved by department head or designee, compensatory time at the rate of time and a half may be awarded in lieu of overtime pay. If the employee's compensatory leave balance is 336 hours or greater, overtime pay at one and one-half times the regular rate of pay must be awarded.

(2) shall earn straight compensatory time or be paid overtime at their hourly rate of pay, at the employee's discretion, for hours worked in excess of their scheduled hours wherein the hours actually worked are less than 212 hours in a 28 day work period. If the employee's compensatory leave balance is 336 hours or greater, overtime pay at the hourly rate of pay must be awarded.

All other Fire and Rescue Department employees shall be treated as described in Section 4.15 - 2a, b, or c.

e. FLSA eligible law enforcement personnel:

(1) shall be compensated at one and one-half times their regular rate of pay for all hours worked or on paid leave in excess of 86 hours (82 hours for sworn Police Officers and Deputy Sheriffs scheduled to work a 40 hour week) during the 14 consecutive day work period. If requested by the employee and approved by the department head or designee, compensatory time at the rate of time and a half may be awarded in lieu of overtime pay. If the employee's compensatory leave balance is 240 hours or greater, overtime pay at one and one-half times the regular rate of pay must be awarded.

(2) shall earn straight compensatory time or be paid overtime at their hourly rate of pay, at the employee's discretion, for hours worked in excess of their scheduled hours wherein the hours actually worked are less than 86 hours (82 hours for sworn Police Officers and Deputy Sheriffs scheduled to work a 40 hour week) in a 14 day work period. If the employee's compensatory leave balance is 240 hours or greater, overtime pay at the hourly rate of pay must be awarded.

(3) shall be compensated at one and one-half times their hourly rate of pay for actual court time worked when such court time falls on the employee's scheduled day off or begins more than two hours prior to the employee's scheduled shift, regardless of the number of hours worked in a given work period.

All other public safety employees shall be treated as described in Section

4.15 - 2a, b, or c.

-3 Holiday/Emergency Administrative Leave.

Pro-rata adjustments shall be made for the holiday usage rate for shift schedules other than 40 hours per week to ensure compliance with the provisions of Chapter 10.

a. Part-time merit employees shall be granted holiday time off with pay on a pro-rated basis regardless of the number of hours scheduled on the day on which a holiday falls computed at the rate of one-tenth of an hour times the employees bi-weekly scheduled hours.

b. When an employee is required to work due to an emergency, staff shortage or hours worked that are a part of the regular work week on a holiday (actual or observed), the employee shall be compensated for the hours actually worked at the employee's hourly rate of pay or in accordance with the rules governing overtime, if applicable.

To receive holiday compensation on an actual holiday, an employee must be directed by his/her supervisor to work due to staff shortage or other operational necessity.

In addition, employees shall receive holiday compensation as follows:

(1) FLSA eligible employees shall, at the employee's discretion, be granted holiday compensatory time or be paid holiday pay not exceeding the employee's regularly scheduled hours or one half of the employee's regularly scheduled hours for a half-day holiday. If the employee's compensatory leave balance is 240 hours or greater, holiday pay at the employee's hourly rate must be granted.

(2) Straight pay eligible employees shall, at the discretion of the department head or designee, be granted holiday compensatory time or be paid holiday pay not exceeding the employee's regularly scheduled hours or one half of the employee's regularly scheduled hours for a half-day holiday) at the employee's hourly rate of pay.

(3) Compensatory time eligible employees shall be granted holiday compensatory time not exceeding the employee's regularly scheduled hours or one half of the employee's regularly scheduled hours for a half-day holiday) at the employee's hourly rate of pay.

c. When a holiday falls on an employee's scheduled day off, the employee shall be compensated as follows:

(1) FLSA eligible employees shall, at the employee's discretion, be granted holiday compensatory time or be paid holiday pay not exceeding eight hours (4 hours for a half-day holiday) at the employee's hourly rate of pay. If an employee's compensatory leave balance is 240 hours or greater, holiday pay at the employee's hourly rate must be granted.

(2) Straight pay eligible employees shall at the discretion of the department head or designee, be granted holiday compensatory time or be paid holiday pay not exceeding eight hours (4 hours for a half-day holiday) at the employee's hourly rate of pay.

(3) Compensatory time eligible employees shall be granted holiday compensatory time not exceeding eight hours (4 hours for a half-day holiday).

d. When a holiday falls on an employee's scheduled work day and the employee does not work, the employee shall receive holiday pay at the employee's hourly rate of pay. Full-time merit employees (other than Fire and Rescue Department employees on the 24-hour shift schedule) who are scheduled to work more than 8 hours due to departmental operational needs (this does not include employees who elect to work a compressed work week or flex schedule), shall be granted holiday time off with pay up to the regularly scheduled hours for a full holiday (or one-half of the regularly scheduled hours for a half holiday).

e. In the event of extreme inclement weather or other emergency, wherein the general County government is closed by the County Executive and all employees are granted Emergency Administrative Leave, those employees required to perform emergency services shall be compensated for the hours actually worked at the employee's hourly rate of pay or in accordance with the rules governing overtime. In addition, the employee shall be compensated as follows:

(1) FLSA eligible employees shall at the employee's discretion, be granted compensatory time or be paid at the employee's hourly rate of pay for the number of hours that coincide with the employee's work schedule for the day itself not to exceed the maximum amount granted by the County Executive. If the employee's compensatory leave balance is 240 hours (336 hours for fire protection personnel) or greater, the employee must be paid for these hours.

(2) Straight pay eligible employees shall, at the discretion of the department head or designee, be granted compensatory time or be paid at the employee's hourly rate of pay for the number of hours that coincide with the employee's work schedule for the day itself not to exceed the maximum amount granted by the County Executive.

(3) Compensatory time eligible employees shall be granted compensatory time for the number of hours that coincide with the employee's work schedule for the day itself not to exceed the maximum amount granted by the County Executive.

-4 Compensatory Time.

Compensatory time shall be earned and credited to an employee's records on the basis of actual hours worked in excess of the employee's scheduled hours. FLSA eligible employees who earn compensatory time for FLSA overtime hours worked (as defined 4.15 – 2 a(l), d(l), and e(l) shall accrue 1 1/2 hours of compensatory time for each overtime hour worked.

All other compensatory time shall be accrued on an hour for hour basis. Compensatory time off for overtime worked shall be granted upon request of the employee, when approved by the department head or designee.

a. In the event that an employee is granted compensatory time off in excess of the employee's accrued balance, the excess shall be charged against the employee's annual leave balance.

b. Compensatory time not to exceed 240 hours may be carried forward from one calendar year to the next calendar year.

c. County employees shall be awarded a terminal leave payment for any accrued compensatory time not to exceed a maximum of 240 hours (336 hours for fire protection personnel). This will be paid at the employee's current hourly rate of pay at the time of termination with the exception that FLSA eligible employees will be paid at the current regular rate or at the average regular rate for the last 3 years, whichever is greater.

d. Notwithstanding the provisions of this section or any other provision of these personnel regulations or of the procedural directives governing the exempt service, effective July 1, 1998, senior managers shall not be eligible to earn or accrue compensatory leave. For purposes of this section, "senior managers" are noted in a procedural memorandum issued by the Human Resources Director.

Senior managers shall be credited with the amount of unused compensatory leave accrued as of July 1, 1998. Subject to the provisions of these regulations and any other applicable procedural directive, they may take such compensatory leave after July 1, 1998 until such leave balances are exhausted. Senior managers may carry over no more than 240 hours of previously accrued and unused compensatory leave into the 1999 calendar year. Upon separation, senior managers shall be granted a terminal leave payment for any such accrued and unused compensatory leave paid at the

senior manager's current rate of pay, on an hourly basis, at the time of separation not to exceed a maximum of 240 hours.

-5 Call-Back Time.

Call-back time refers to situations wherein an employee is off duty and is called to return to work after departing from the work place. It does not apply to those incidents where an employee is at work or has not departed from the work site and the work period is extended.

Employees called back to work shall be credited with a minimum of four hours overtime in each separate instance, excluding travel time, regardless of the hours actually worked.

(a) FLSA eligible employees shall, at the employee's discretion, be granted compensatory time (at the time and one-half rate) or be paid at one and one-half times their hourly rate of pay for call-back hours. If the employee's compensatory leave balance is 240 hours or greater, the employee must be paid.

(b) Straight pay eligible employees shall, at department head's or designee's discretion, earn straight compensatory time or be compensated at their hourly rate of pay for all call-back time.

(c) Compensatory time eligible employees on all pay scales shall earn straight compensatory time for all call-back time.

-6 Consecutive Shift Time.

Consecutive Shift time refers to situations wherein an employee has completed a full eight or more hour shift and is required to remain on duty a second consecutive shift to perform essential services during an emergency situation or to meet minimum State certification standards in the Department of Public Works and Environmental Services.

Employees required to perform 2nd consecutive shifts shall be compensated as follows:

(a) FLSA eligible employees shall, at the employee's discretion, be granted compensatory time (at the time and one-half rate) or be paid at one and one-half times their hourly rate of pay for consecutive shift hours. If the employee's compensatory leave balance is 240 hours or greater, the employee must be paid.

(b) Straight pay eligible employees shall, at the department head's or designee's discretion, earn straight compensatory time or be compensated at their hourly rate of pay for all consecutive shift time.

(c) Compensatory time eligible employees shall earn straight compensatory time for all consecutive shift time.

4.16 *Outside Employment; Violation of State Law on Conflict of Interests*

-1 Employees in the competitive service shall not engage in any employment, activity or enterprise, which has been or may be determined to be inconsistent, incompatible, or in conflict with duties, functions, or responsibilities of their County employment.

-2 No employee in the competitive service shall hold any other position in any other governmental jurisdiction or in private employment, when such other position may have the effect of reducing the efficiency of such employee in the competitive service.

-3 Employees in the competitive service who desire to accept outside employment in addition to their regular County positions shall inform their respective department head or designee of the nature and extent of such outside employment. The department head or designee shall thereupon determine whether or not the holding of such employment conflicts with the duties and responsibilities of said employee to the County.

-4 Violation of the County's rules on outside employment or the Virginia State and Local Government Conflict of Interests Act or any successor statute thereto may be grounds for dismissal.

4.17 *Application of Pay Policies to Deferred Retirement Option Plan (DROP) Participants*

Notwithstanding any provision of this chapter to the contrary, employees who are participating in the Deferred Retirement Option Plan (DROP) are considered as merit employees and the pay provisions included in this chapter continue to apply during their DROP participation.

CHAPTER 7

Certification and Appointment

7.1 *Appointments to the Competitive Service*

-1 Merit appointment indicates that the employee has been selected for appointment in accordance with the provisions of Chapters 5 and 6 of the Regulations. Merit employees shall receive annual and sick leave and other fringe benefits.

-2 Merit positions may be filled from within or outside the merit system. Appointments from within the system may be promotions, lateral transfers or demotions.

-3 Merit employees scheduled for 20 or more hours per week, including those in more than one merit position, shall have all the benefits of full-time merit employees, including:

A. Leave Accrual: Annual and sick leave will accrue as stated in Chapter 10 of the Fairfax County Personnel Regulations.

B. Health Benefits: Employees scheduled to work less than 31 hours per week may be subject to higher premium payments for certain benefits, in accordance with county benefits policy.

C. Performance Pay Increases: Employees holding more than one merit position are eligible to receive pay increases in all positions.

7.2 *Status of Employees and Positions*

-1 Merit employees normally occupy positions in the competitive service and exempt employees normally occupy positions in the exempt service. In exceptional circumstances, however, particularly when it is urgent that a position be filled without delay, a merit employee may occupy a position in the exempt service or an exempt employee may occupy a position in the competitive service.

-2 Except as provided in 7.2-3 below, a merit employee shall not have his/her status changed to exempt while assigned to a position in the exempt service when there has been no break in service. There shall be no change in the merit employee's rights and benefits entitlement while serving in an exempt service a position. When a merit employee is appointed to an exempt service a position, the personnel action request form shall indicate in what manner it is planned to return the employee to a merit position. The rules governing temporary acting promotion or demotion shall apply. Upon return to the merit position, the

employee's grade, salary and performance pay increase date shall be determined as if the exempt appointment had not occurred.

-3 A merit employee may occupy an exempt position without a change in status for no longer than ninety days. A merit employee who accepts an appointment in excess of ninety days to an exempt position loses his/her merit status, but may be reinstated to a position in the competitive service at his/her former merit grade and salary within one calendar year of the end of the exempt appointment.

7.3 *Certification of Applicants*

-1 Upon receipt of a personnel requisition, the Human Resources Director or the Director's designee shall promptly announce the vacancy and certify applicants following the procedures specified in Chapters 5 and 6.

-2 When creating the certification list, in addition to the employment standards, necessary knowledge, skills and abilities as defined in the class specification, consideration shall be given to the following: the number of vacant positions to be filled from that list, preferred qualifications considered critical to successful performance in the job when approved by the Human Resources Director or designee, as well as the diversity needs as identified in the agency's Diversity Plan. Where possible, the certification list should contain at least ten applicants.

-3 Applicants shall be certified in accordance with the following rules.

a. If a position has been announced exclusively as a promotional opportunity open only to current employees, only current County employees shall be certified.

b. Applicants shall be listed in alphabetical order on certification lists furnished to departments. The certification list shall identify the applicants who are veterans and veterans with a service connected disability rating.

-4 The Human Resources Director may delegate some or all of the actions described in this section to department heads.

7.4 *Selection and Appointment*

-1 Before making any appointment, the department head or his/her designee shall review the resumes of all certified applicants and shall interview at least one more than half of those certified.

-2 For the purpose of this subsection, the department head's designee may be either an individual or a panel. Department heads are encouraged to use panels for all positions. When panels are used, either to review resumes or to conduct

interviews, they should be constituted with due regard for the demographic characteristics of the certified applicants. Due to the scope and rigorous nature of the selection procedures used for public safety job classes, interviews are not required for these job classes except when deemed appropriate at the discretion of the department head or deputy.

-3 The department head or his/her designee should review and consider the performance records of current and former employees who are finalists for a job vacancy.

-4 Department heads or deputies normally should complete the process of screening, interviewing and appointing within 30 calendar days of receipt of a certification list. If a period longer than 30 days is required to make a selection, department heads or deputies shall consider the likelihood that the best qualified applicants may no longer be available. This subsection does not apply to applicants for uniformed public safety positions, who are required to undergo additional screening after initial certification and whose appointments may be timed to coincide with the convening dates of training academy classes.

-5 Appointment to a vacancy in the competitive service shall be made by the proper department head or deputy from those applicants certified by the Human Resources Director. Such appointment shall be indicated by the completion of a personnel action request form.

-6 No applicant shall seek or attempt to use any political endorsement in connection with any merit system appointment and no consideration shall be given to political or partisan affiliation, activity or endorsement in selecting candidates for original or promotional appointment in the merit service.

-7 Every appointee shall be required to show proof of identity and proof of eligibility to work in the United States, before his/her appointment becomes effective.

7.5 *Probationary Period*

-1 Except as noted in 7.5-2 below every merit appointee shall serve a probationary period of twelve months after original appointment (initial probationary period) or promotion (promotional probationary period). The probationary period shall be used for closely observing the employee's work, for obtaining the most effective adjustment of a new employee to his/her position, and for separating any new employee or demoting any promoted employee whose performance does not meet the performance requirements.

-2 Sworn police officers, animal control officers, deputy sheriffs and uniformed firefighters shall serve an initial probationary period of twelve months commencing with the date of graduation from the appropriate training academy. Public safety communicators shall serve an initial probationary period of twelve

months commencing upon graduation from the Department of Public Safety Communications Academy and the completion of a 10 week on the job training program. ~~For all other merit employees, the initial probationary period shall commence with the date of appointment.~~ The performance pay increase date shall be determined by the date of original appointment. For all other merit employees, the initial probationary period shall commence with the date of appointment.

-3 With the approval of the Human Resources Director, a department head or deputy may extend the initial or promotional probationary period in limited circumstances situations where the employee has been unable to perform the duties for which he or she was hired due to extended absence or extended period of restricted duty for medical reasons due to FMLA for a period not to exceed 120 calendar days.

Requests for extension of the probationary period must be made in writing to the Human Resources Director stating the specific facts and circumstances justifying the request. The request for extension must be made in advance of the expiration of the employee's probationary period and may be granted under the following circumstances:

(1) when an employee is absent from work on an approved absence in excess of 30 calendar days during the probationary period;

(2) when an employee is unable to perform the assigned duties of the job for which he/she was hired for a period in excess of 30 days, such as when serving in a temporary light duty assignment to accommodate a medical condition.

b. Such extension shall commence on the date the employee resumes the assigned duties of the job for which he/she was hired.

-4 An employee serving in the initial probationary period is eligible to apply for, be certified to, and be appointed to a class of a higher level. Under such circumstances, a promotional probationary period begins with the date of the promotion but the initial probationary period expires twelve months from initial appointment date unless extended in accordance with the provisions of this action.

-5 Unless alleging illegal discrimination, an employee serving an initial appointment probationary period including extensions authorized in accordance with this section has no right to grieve or appeal under these rules. Any employee who has satisfactorily completed an initial probationary period and who is serving a probationary period following promotion retains his/her grievance rights.

7.6 *Underfill Appointments*

-1 With the approval of the Human Resources Director, an applicant who does not meet all the employment qualifications for a merit class may be appointed

competitively to fill a position in that class at a lower grade than that of the class under the conditions specified in this section.

-2 Underfills are appropriate under the following circumstances:

a. When recruitment difficulties exist for a class at the authorized grade.

b. When appointees require specialized training and work experience within a particular function to meet the performance standards for the position at the authorized grade.

c. When underfilling a position is part of an upward mobility program for career employees.

-3 When it is planned or likely that a position will be underfilled, the vacancy announcement will so state.

-4 Before making a formal offer of an underfill appointment, the department head or deputy shall prepare a written underfill agreement, which must be approved by the Human Resources Director or designee in advance of the offer. The agreement shall include at least the following information:

a. The specific training and experience requirements the employee must meet before promotion to the authorized grade.

b. The manner in which they are to be met and the time frame within which the appointee is expected to meet the performance standards for the position, which standards shall be included as an appendix to the agreement.

c. A statement to the effect that promotion will be made without further competition when the appointee meets the terms of the agreement and the performance standards of the position; and that if the appointee fails to do so within the allotted time the department head or deputy will effect a transfer, demotion, dismissal or unsatisfactory service separation or a statement to the effect that after successfully completing the terms of the agreement, the employee will be required to compete for promotion to the higher level position and if not selected, the department head or deputy will effect a transfer, demotion, dismissal or unsatisfactory service separation.

-5 Underfill agreements normally will be for a period of not more than one year but may be for periods of up to four years in multi-tiered underfill agreements. The department head or deputy may extend an underfill agreement if the employee necessarily is absent for more than 30 consecutive calendar days because of the

unavailability for required training. The department head or deputy must inform the Human Resources Director of all such extensions.

7.7 *Appointment of Family Members, Members of Household or Extended Relationships*

-1 Except as provided herein, no applicant/employee shall be hired, reinstated, reemployed, transferred, promoted or demoted to a position which places him/her in a direct supervisory line as defined herein or otherwise permits them to participate in any personnel action relative to a family member or members of his/her household or extended relationships.

-2 This prohibition may also be extended to positions, in which the duties involve access, review, verification, authorization, or approval of the transactions of family members, members of household, or extended relationships in financial, personnel, purchasing, or other sensitive matters, even though the respective functions are in different departments. Such positions will be identified by an affected department head or designee, with the approval of the Human Resources Director.

-3 For the purposes of this regulation, "family member" is defined by the following relationships, including those legalized by adoption:

aunt	grandparent	sister-in-law
brother	half brother	son-in-law
brother-in-law	half sister	spouse
child	mother-in-law	stepbrother
daughter-in-law	nephew	stepchild
father-in-law	niece	stepparent
first cousin	parent or parent-in-law	stepsister
grandchild	sister	uncle

-4 For the purposes of this regulation, "Extended Relationships" is defined as those personal relationships creating a potential conflict of interest or having the possibly of creating adverse impact (actual or perceived) on supervision, safety, and security. Additionally, a direct supervisory line is defined as those situations where an employee, regardless of job description or title, has authority to hire, transfer, promote, assign, reward, discipline or terminate other employees or has responsibility to direct their work or conduct their performance evaluation. This also includes those situations where an employee effectively is able to recommend these actions where such recommendations are given substantive weight in the final decisions being made.

-5 If a change occurs which causes employees to be in conflict with this regulation, one of the employees shall be transferred to a vacant position within the County. In the absence of an agreement which is satisfactory to all the concerned parties,

the employee with the lower grade, or, if they are of the same grade, the employee with the fewer years of County service shall be transferred.

-6 Requests for exceptions to this policy shall be submitted in writing to the Human Resources Director, who has the authority to waive this regulation when it is in the best interest of the County to do so.

7.8 *Applicant Right of Appeal on Discriminatory Practices*

-1 An applicant who is not employed by the County at the time of his/her application and who believes he/she has been discriminated against on the basis of race, sex, color, religion, national origin, age, disability, political affiliation, genetic information or his or her status as a veteran or disabled veteran during the selection process may file an appeal on the alleged discriminatory practice. A bona fide occupational requirement for any position, the minimum age qualifications for public safety occupations, and the exclusion of family members, members of household, or extended relationships as defined in Section 7.7 shall not be appealable except as provided in Sec. 7.7-6.

-2 Such an appeal stating the alleged discriminatory practice and the corrective action desired must be filed in writing with the Director of the Office of Human Rights and Equity Programs within fifteen business days of the date the applicant knew or should have known that he/she was not selected for employment.

-3 The Director of the Office of Human Rights and Equity Programs shall investigate the allegations and respond in writing to the applicant within twenty business days.

-4 Should the applicant believe the Director of the Office of Human Rights and Equity Programs' response to be unsatisfactory, the applicant may file a written request for a hearing with the Civil Service Commission. The applicant's request for a hearing must contain a complete statement of the alleged discriminatory practice and the corrective action desired, and must be filed within fifteen business days of receipt of the Director of the Office of Human Rights and Equity Programs' response.

-5 The Civil Service Commission shall set a time and place for such hearing to be held not more than thirty workdays after receipt of such request. At its discretion, the Commission may appoint a hearing officer to hear the appeal.

-6 The hearing shall be conducted in accordance with hearing procedures adopted by the Civil Service Commission.

-7 After the hearing, the Commission shall forward an advisory finding on the merit of the appeal and disposition of the case to the County Executive. The

Commission does not have the authority to award or recommend monetary damages.

~~Effective January 28, 2012, highlighted sections in this chapter are temporarily suspended by the County Executive. Interim procedures, conveyed by the Director, Department of Human Resources, are available on FairfaxNet.~~

CHAPTER 12

Performance Management

12.1 *Introduction*

Performance management is a continuing process for establishing a shared understanding between the supervisor and the employee about what is expected on the job and how it is to be achieved. Performance management promotes improved job performance, encourages skill development, and fosters performance at the highest level while increasing the probability of success for the employee and the workgroup through enhanced communication. The process has defined roles for both the employee and the supervisor.

-1. In performance management, the supervisor:

a. Sets performance expectations for all positions under his/her control through accurate job descriptions.

b. Discusses the employee's position description, his/her ~~position-specific~~ evaluation and performance expectations.

c. Coaches each employee on their performance at regular intervals throughout the rating period, ~~and~~ helps set goals for performance improvement, and supports professional development.

d. Evaluates each employee's performance ~~formally~~ in writing at least annually.

e. Assists in identifying training and developmental ~~needs~~ solutions to support maximum performance in the current position, and, career development opportunities to support future career advancement.

-2. To actively participate in the performance management process, the employee:

a. Ensures an understanding of expectations and responsibilities by reviewing the position description and ~~the corresponding~~ evaluation.

b. Solicits performance feedback, periodically, throughout the year, including discussions of any obstacles or challenges that might hinder performance.

c. Completes the self-assessment evaluation.

d. Participates in the review discussion with his/her supervisor.

e. Is accountable for his/her own ~~continuous~~ improvement and development.

12.2 Authority and Responsibility

-1. Responsibility

a. Department heads have authority for implementing and administering performance management and career development -within their agencies to the same extent that they are responsible for other aspects of agency management.

b. The immediate supervisor has responsibility for day-to-day performance management including coaching and formal evaluation of the employee. In unusual circumstances, department heads or designee may designate a higher-level supervisor to perform the function of the immediate supervisor when warranted.

- 2 Training

a. Employees:

1) Shall attend mandatory ~~new employee orientation~~ training, to include the performance management module, and

2) Shall certify that they understand their role and responsibilities in the performance management process.

b. Supervisors and Reviewers:

1) Shall attend mandatory training in performance management, offered periodically by the Department of Human Resources, as soon as possible after appointment to a supervisory role.

2) Shall certify that they understand their role in ~~the~~ performance management, including the process, proper form use, coaching, expectation setting, and career management support ~~as outlined in this chapter to include familiarity with the evaluation form instructions~~ as soon as possible after appointment to a supervisory role.

~~2)~~3) Shall ensure his or her subordinate staff attend mandatory training, including the performance management module.

c. Department h~~H~~eads shall ensure that all supervisors ~~have a thorough~~ understand ~~ing of~~ Fairfax County's performance and career management philosophies and procedures.

12.3 *Performance Management Cycle*

Performance management is a year-round collaborative process between the employee and his/her immediate supervisor. The process involves planning, coaching, developing, and reviewing job performance throughout the year. Performance management takes into consideration "what" the employee accomplishes during the performance cycle and "how" the employee accomplishes the work. The ongoing, two-way communication between an employee and his/her supervisor assists the employee in maximizing his/her job performance and career potential.

-1 Planning

-a. During the planning phase, both the employee and supervisor discuss job requirements and performance to ensure a common understanding of the evaluation criteria.

-b. During the planning phase, employees work with their supervisors to define, clarify and understand their performance expectations using the class specifications and position descriptions for guidance.

1) Class specifications provide an overview of the typical duties associated with a job classification, as well as, outline the minimum qualifications and necessary knowledge, skills and abilities for each job class.

2) Positions descriptions list requirements and job duties that are unique to each established position. Each department head or designee must maintain current position descriptions and performance requirements for all positions under his/her control.

-2 Coaching

a. The coaching phase is a continuous cycle of observation, feedback, and redirection to ensure that the employee is on track to achieve the defined performance expectations. Coaching supports the employee in his or her efforts to perform at the ~~highest~~ optimal level.

c. At any time during the review period, if the supervisor assesses the employee's overall performance as unsatisfactory or any component of performance as needing improvement; a coaching work improvement plan (WIP) may be initiated. The length of the work improvement period will vary based on the individual circumstances.

-3 Reviewing

During the reviewing phase, the supervisor and the employee discuss the employee's job performance throughout the rating period concluding with the formal written performance evaluation to be retained in the employee's personnel file. A critical component of the performance management process is ensuring that evaluations are conducted as required.

a. Timing of Formal Performance Evaluations

1) The Human Resources Director shall establish guidelines on how agencies will be informed that employee performance reviews are due. The Human Resources Director shall also establish guidelines to ensure that performance reviews are completed timely in accordance with these regulations. These guidelines shall be distributed to all department heads so they can inform the managers and supervisors within their respective departments.

2) Formal written performance evaluations must be conducted as follows:

a) Probationary

The initial probationary period is the working test or trial period of employment ~~beginning with the date of appointment to a particular position~~ as set forth in section 7.5 of these regulations. If performance circumstances so warrant, a department head may terminate a probationary employee whose performance is unsatisfactory at any point during the initial probationary period.

i. Non-Public Safety

Newly appointed county employees, other than police officers, deputy sheriffs, animal control officers, public safety

communicators and firefighters, shall receive a written evaluation ~~will be evaluated in writing at least twice during the probationary year. This shall occur not later than two weeks~~ before the end of the first sixth months in the position -and again during the annual performance review period. ~~not later than two weeks before the end of the twelfth month of the probationary period.~~

The ~~first~~ six-month review should assess the employee's performance and formally advise the employee if improvement is needed in order to complete the probationary period successfully. ~~The second review serves as a basis for a decision whether to retain or separate the employee at the end of the probationary period.~~ Successful completion of the 12-month probationary period must be documented in the employee's personnel file on a form prescribed by the Director, Department of Human Resources, and maintained in the employee's personnel file. After completion of the initial probationary period, employees are evaluated during the annual performance review period.

ii. Public Safety

At the discretion of the Chief of Police, the Sheriff and the Chief of Fire and Rescue, the performance of newly appointed police officers, animal control officers, deputy sheriffs and firefighters may be reviewed formally in writing upon graduation from the Criminal Justice Academy or Fire and Rescue Academy, at which point their probationary periods begin. They also shall be reviewed during their probationary periods as specified above for other newly appointed employees. Because the Performance Pay Increase (PPI) date is determined by the date of appointment to the respective training academy, the first PPI date will occur before the probationary period ends. These employees therefore will be reviewed not less than two weeks before the PPI date and need not be reevaluated at the end of the probationary period unless a negative determination rating was given at the PPI date or is to be made at the end of the probationary period.

iii DPSC

At the discretion of the Director, Department of Public Safety Communications, the performance of newly appointed public safety communicators may be reviewed formally in writing upon graduation from the Department of Public Safety Communications Academy and

completion of a 10 week on the job training program at which point their probationary periods begin. They also shall be reviewed during their probationary periods as specified above for other newly appointed employees. Because the PPI date is determined by the date of appointment to the academy, the first PPI date will occur before probation is ended. Therefore, these employees will be reviewed not later than two weeks before the PPI date. They do not need to be reevaluated at the end of the probationary period unless a negative determination rating was given at the PPI date or is to be made at the end of the probationary period.

b) Non-Probationary

All non-probationary, non-uniform public safety -employees shall be evaluated ~~formally,~~ in writing, at least annually, during the performance review period. ~~not later than two weeks before the annual performance pay increase due date.~~ Annual evaluation is required whether or not the employee is otherwise eligible for a performance pay increase.

c) Newly Promoted

Non-uniformed public safety e~~E~~mployees who are promoted shall serve a 12-month promotional probationary period. Such e~~E~~mployees ~~serving a promotional probationary period~~ shall be reviewed ~~not later than two weeks~~ before the end of the sixth month following the date of the promotion and ~~. The employee~~ will be reviewed again during the annual performance review period. Additionally, successful completion of the 12-month probationary period must be ~~and~~ documented on a form prescribed by the Director, Department of Human Resources, and maintained in the employee's personnel file. ~~not later than two weeks before the end of the twelfth month of the promotional probationary period.~~

d) Evaluations required due to transfer of employee or supervisor changes (change of rater):

1) Non-Public Safety

Except as otherwise noted in this chapter, if an employee's supervisor changes during the review period, the employee shall be reviewed by the incumbent supervisor prior to the supervisor's departure if he or she has supervised the employee for four months or more. When the new supervisor submits the

next review, the time period covered will begin upon the transfer of supervisory responsibility.

In instances where a non-public safety employee is rated by more than one supervisor during the rating period, if the current supervisor has supervised the employee for eight months or more, the current supervisor's rating will be used as the final rating. If the current supervisor has supervised the employee for less than eight months, the final rating shall be calculated by weighting the ratings of all supervisors (who have supervised the employee for four months or more) during the rating period based on the number of months covered by their individual reviews.

2) Public Safety

Because internal transfers often occur in the lower ranks, the public safety department heads or designees may establish procedures to determine how evaluations will be performed. These procedures will affect police first lieutenants, sheriff sergeants, fire captains and uniformed personnel of lesser ranks having two or more supervisors in a twelve-month period. They will be rated jointly by all supervisors who had the individual under their command for two months or longer.

In the case of Police, Sheriff or Fire and Rescue personnel in higher ranks, where an employee is rated by more than one supervisor during the rating period, the final rating by the current supervisor shall be used for purposes of determining pay increase eligibility. When the current supervisor has supervised for less than three months, the evaluation shall be made after consideration of ratings conducting by previous supervisors.

12.4 *Evaluation Completion Process*

Standardized forms for formal performance evaluations are provided for both public safety and non-public safety employees.

-1 Preparation

a. Non-Public Safety

1) Self-Assessment/Employee

Employees shall be encouraged ~~given the opportunity~~ to complete a self-assessment performance evaluation, including the development plan for his or her current position ~~using the evaluation form for their job class or function~~. Unless the multi rater option is being used, this self-assessment is used for discussion purposes only and does not count as part of the final ~~numerical~~ rating.

2) Draft Evaluation by Supervisor

The supervisor prepares the draft evaluation and consults with the reviewing authority as needed. The draft evaluation must identify any mandatory development areas.

b. Public Safety

Each public safety will conduct evaluations in accordance with the department's operating procedures. Although not required, employees may be invited to submit a self-evaluation for their job class or function as part of the annual evaluation process.

-2 Discussion

a. Non-Public Safety

During the initial discussion, the employee and supervisor meet to discuss the employee's self-assessment as well as the supervisor's preliminary assessment of the employee's performance for the review period. This provides an opportunity for the supervisor and employee to clarify their mutual understanding of job tasks and performance requirements. It also enables them to jointly set performance goals for the coming evaluation period.

Employee strengths as well as areas needing improvement should be discussed. Ideas from the employee about how the supervisor can better support the employee in achieving his/her performance expectations and career objectives can also be discussed at this time. The employee and supervisor should jointly determine the development plan for the upcoming year.

b. Public Safety

Public safety employees and supervisors should meet to discuss performance requirements and accomplishments during the rating

period. Employees may be invited to submit a self-evaluation as part of that process.

-3 Completion of Performance Evaluation Form

Supervisor finalizes the evaluation form based on input from the employee's self-assessment and/or the discussion with the employee.

-4 Review of Completed Performance Evaluation Forms

a. Reviewer's Role

Each completed performance evaluation form shall be reviewed by a higher level supervisor designated by the department head or designee. Usually, the immediate supervisor of the evaluator serves as the reviewing authority. In all cases, the reviewing authority shall be at least one level above the supervisor who prepared and signed the evaluation. In no case shall the evaluator and reviewing authority be the same person.

b. Reviewer's Revision Rights

1) Non Multi-Rater Option

If the reviewing authority does not agree with the supervisor's rating, the reviewing authority may revise the original rating(s) on the evaluation. Changes must not obscure the original supervisor's rating and must be initialed by the reviewer. In addition, the reviewer should provide an explanation for the changes.

2) Multi-rater option

When the multi-rater option is utilized, the reviewing authority's role will be defined by the operating procedures of the agency.

-4 Final Evaluation Discussion

The final evaluation (including the development plan) is then presented to the employee for signature and additional discussion ~~if needed~~. This discussion is an important part of the performance management process and should be used to provide any additional clarity needed to support the employee in the next review period.

At the end of the discussion, the employee is asked to sign the evaluation. The employee's signature attests only to the fact that the employee has seen and discussed the evaluation. It does not affect the employee's right to appeal

if he or she disagrees with the evaluation. If the reviewer has made changes, the employee shall be afforded the opportunity to discuss the changes with the reviewer.

12.5 Advance Notice of Possible Negative Determination (10-Week Advance Notice)

-1 Negative Determination Definition

The term "negative determination" refers to a decision by a supervisor, with the concurrence of the reviewing authority that an employee's performance falls below the level of performance that would qualify him/her for an performance pay increase; or a public safety employee who is ineligible for a PPI due his/her step in grade, whose performance is rated below the level that would otherwise be necessary to qualify him/her for a PPI.

- 2 Ten Week Advance Notice and Work Improvement Plan

When a supervisor determines that an employee might receive a negative determination, the supervisor shall consult with the reviewing authority. If the reviewing authority concurs, the supervisor shall notify the employee in writing at least 10 weeks in advance of the PPI date. The notice shall include a work improvement plan that identifies the performance deficiencies and related improvements in performance or changes in behavior required to obtain a satisfactory performance rating. A copy of the 10-week notice with the attached work improvement plan should be forwarded to the Department of Human Resources.

If the behaviors/events causing the negative determination occurred less than ten weeks before the due date or in those cases where timely advance notice is not given, the supervisor should follow the procedures in Section 12.5-3.

In those agencies where the multi-rater option is used, the ten-week advance notice requirement applies only to that percentage of the review assigned to the supervisor. It does not include the other raters in the multi-rater option.

- 3 Untimely Advance Notice

In the event that a supervisor does not give the employee written notice of a possible negative determination at least ten weeks before the annual evaluation due date, the following procedures shall be followed:

a. The written ten-week notice should be given as soon as possible stating the performance deficiencies and improvements required.

b. The department head or designee shall advise the Human Resources Director, in writing, as to why the prescribed notice was not given to the employee ten weeks prior to due date, and, if appropriate, what measures have been taken to prevent recurrence.

c. A copy of the 10-week notice with the attached work improvement plan should be forwarded to the Department of Human Resources.

d. After completion of the ten-week period, an evaluation must be given as specified in 12.3-3.

12.6 ***Annual Evaluation Following 10-Week Advance Notice***

The employee's evaluation should be given ten weeks after the written notice of a possible negative determination.

-1 Satisfactory Determination

a. If, in the supervisor's, reviewing and/or appointing authority's opinion, the employee's performance has improved sufficiently, a satisfactory determination is made and the evaluation is entered into the human resources information system. The evaluation shall be forwarded to the Department of Human Resources.

b. If the 10-week notice was given timely, the Performance Pay Increase (PPI) will be processed as scheduled, if applicable.

-2 *Negative Determination*

If, in the supervisor's, reviewing and/or appointing authority's opinion, the employee's performance has *not* improved sufficiently to warrant a satisfactory determination at the end of the ten-week notice period, a negative determination is made and the evaluation is entered into the human resources information system. The evaluation shall be forwarded to the Department of Human Resources.

a. The PPI is not processed and a follow-up 120-day evaluation date is generated.

b. A 120-day work improvement plan is given to a non-probationary employee who receives a negative determination on the annual evaluation.

1) This plan shall be in writing and shall identify the performance deficiencies and related improvements in performance or changes in

behavior required to obtain a performance rating that would qualify the employee for a salary increase (if employee is otherwise eligible).

2) During this 120-calendar day work improvement period, the employee and supervisor shall meet regularly to discuss performance progress; the employee shall be given written monthly progress reports.

12.7 *Follow-up to 120-Day Evaluation*

At the end of the 120-calendar day work improvement period, an additional evaluation must be conducted.

- 1. Satisfactory Evaluation
The employee will receive the appropriate pay increase effective the first full pay period after the date of the 120 calendar day review if the advance notice was given timely. The PPI will be awarded retroactively to the PPI due date if the advance notice was not given in a timely manner.

- 2. Negative Determination
The employee will receive no pay increase and will not be eligible for further consideration for a pay increase until his or her next annual performance pay increase date. Additionally, the supervisor, working with the department head or designee, will determine what additional employment action, if any, is appropriate.

12.8 *Signature Requirements*

Both the supervisor and the reviewer must sign the evaluation prior to the presentation of the final review to the employee for signature. Prior to entering the evaluation in the human resources information system, the employee must have been presented the evaluation with the opportunity to sign it, except when the employee is unavailable due to extended absence. If the employee elects *not* to sign the evaluation, the supervisor should note the date the employee was given the evaluation and that the employee opted not to sign.

12.9 *Distribution of and Access to Completed Evaluation Forms*

Evaluations provide a permanent record of employee performance and serve as a basis and documentation for a variety of formal personnel actions.

-1 Distribution

Completed performance evaluation forms shall be distributed as follows:

a. One signed copy to the Department of Human Resources for permanent retention in the employee's official personnel file.

b. One signed copy to the employee.

c. One signed copy to be filed within the agency at an organizational level designated by the department head or designee. Large agencies may retain an additional copy to permit filing both at a central point and at a remote sub-unit within the agency.

-2 Confidentiality

Performance evaluation forms are confidential records. Access to them shall be restricted to the following:

a. The employee rated.

b. The department head and personnel within the department specifically authorized access to such records by the department head or designee.

c. The Human Resources Director, who may make them available when needed in connection with personnel actions related to the employee.

d. The Civil Service Commission in connection with any appeal or grievance where such records are pertinent to the matter before the Commission.

e. The Office of the County Attorney in connection with any personnel actions, grievances, appeals, charges of discrimination filed with the U. S. Equal Opportunity Commission, or any other matters related to the employee's employment in which the County Attorney's Office is providing advice, legal counsel or representation.

f. The Office of Human Rights and Equity Programs in connection with any personnel actions, grievances, appeals, charges of discrimination filed with the U. S. Equal Opportunity Commission, or any other federal or state agencies, or any other matters referred to it for investigation, recommendation or mediation.

Except as provided above, in no case shall any evaluator, reviewing authority or other person with access to completed forms show any such form to any person other than the employee evaluated thereon without specific permission from the employee, appointing authority, or the Human Resources Director. Failure to maintain confidentiality of personnel records may result in disciplinary action.

Department heads are responsible for establishing the necessary security for locally held copies of evaluations.

No public disclosure of information from such records shall be made except with the approval of the Human Resources Director after a determination that such disclosure is in the public interest and is allowable under the law.

12.10 *Employee Right of Appeal*

-1 An employee who feels that an evaluation is inaccurate or unfair should attempt to resolve the matter during the discussion with the supervisor mandated by Sec. 12.4-4. If the employee remains dissatisfied, he/she may appeal under the grievance procedure set forth in Chapter 17 of these regulations.

Additionally, eligible employees may opt to participate in the performance evaluation appeals process if, upon prevailing, their overall rating would change.

-2 Non-public safety employees who have completed their initial probationary period and are not satisfied with the final rating on either an annual evaluation or an evaluation following a 120-day work improvement period, may request a hearing before an employee appeal panel in accordance with the procedures established for the panel by the County Executive or his/her designee. Such appeals must be filed in writing within ten business days from the date the employee receives the evaluation signed by the supervisor and reviewing authority. Decision of the appeal panel is binding on the supervisor.

-3 Employees not satisfied with the appeal panel decision may further appeal under the grievance procedure set forth in Chapter 17 by filing a formal grievance within 20 workdays of his/her receipt of the appeals panel decision.

If the formal grievance procedure is used, Step 1 will consist of a discussion with the supervisor who made the evaluation. Step 2 will be addressed to the reviewing official (or at the department head's discretion another higher-level supervisor) unless that official also is the department head, in which case Step 2 and Step 3 will be combined. Step 3 will be addressed to the department head.

If the grievance is carried to the Civil Service Commission, the decision will be advisory to the County Executive, unless the grievance qualified for a binding decision under the conditions listed in Sec. 17.3-2.

ATTACHMENT 5

CHAPTER 16

Conduct and Discipline

16.1 *Purpose and Scope*

The purpose of this Chapter is to establish the standards of conduct for County employees and to prescribe procedures for warning and the progressive discipline of such employees.

16.2 *Policy*

It shall be the policy of Fairfax County government to ensure that all employees observe the Code of Ethics and the Standards of Conduct as prescribed herein. It shall be the policy of the County to ensure that all department heads and supervisors treat and discipline employees under their respective jurisdictions in a fair and equitable manner. Employees who feel they have not been so treated have a right to present their grievances following the procedures outlined in Chapter 17.

16.3 *Definitions*

-1 Informal Warnings

Oral Warnings - such actions are excluded under the grievance procedure

-2 Formal Warnings

Written Reprimands

-3 Formal Disciplinary Actions

a. Suspensions

b. Dismissals

c. Disciplinary Demotions

16.4 Responsibilities

-1 Each employee will:

a. Observe the Standards of Conduct, code of ethics, and other workplace rules.

b. Conduct him/herself, both on and off the job, in a manner, which will reflect credit on the County government, and respective departments.

-2 Department heads and supervisors will:

a. Inform employees of rules governing conduct and discipline as well as other workplace rules and special requirements;

b. Treat employees in a fair and equitable manner;

c. Investigate apparent employee offenses obtaining complete facts and full justification, administer appropriate disciplinary action when warranted and as described in this Chapter; and

d. Consult with the Human Resources Director or his/her designees if necessary where disciplinary action involving loss of pay is contemplated.

-3 Human Resources Director and his/her staff will:

a. Provide information and guidance to supervisors at all levels on standards of conduct and effective use of progressive discipline;

b. Provide advice and assistance to supervisors in the uniform and equitable interpretation and application of the provisions of this Chapter;

c. Ensure that the workplace rules and special requirements established by department heads and supervisors are not in conflict with the provisions of this Chapter;

d. Evaluate management practices in the administration of discipline and compliance with standards of conduct within departments and provide recommendations to department heads when such management practices require changes; and

e. Advise department heads on policy and procedures and recommend appropriate action.

-4 Department heads will make the final decision on issuance of formal disciplinary actions of suspension, dismissal, or disciplinary demotions.

16.5 *Disciplinary Actions*

Disciplinary action will be taken only for good cause and after careful review of allegations with a goal, where appropriate, of correcting problem situations. However, disciplinary action must be taken when warranted to promote the efficiency of the Fairfax County service. The severity of the disciplinary action will be determined by the severity of the misconduct

and review of the employee's work record.

-1 Oral Reprimand or Warning. When a supervisor deems that an informal oral reprimand or warning is warranted, he/she will:

a. Advise the employee, in private, of the specific infraction of the rule or breach of conduct and the date it occurred;

b. Allow the employee an opportunity to explain and weigh the explanation;

c. If warranted, administer the reprimand or warning informally; and

d. Maintain an informal record of the discussion with the employee's knowledge of such a record.

-2 Written Reprimand. When a supervisor determines that an offense is of such a nature that a record should be placed in an employee's personnel file maintained within the Department of Human Resources, a letter of reprimand will be prepared. The letter will contain:

a. Statement of charges in sufficient written detail to enable the employee to understand fully the violation, infraction, conduct, or offense for which he/she is being disciplined;

b. Statement that it is an official letter of reprimand and that it will be placed in the employee's official personnel folder;

c. Previous offenses in those cases where the letter is considered a continuation of progressive discipline; and

d. Statement that similar occurrences could result in a proposal that more severe disciplinary action be initiated, up to and including dismissal.

-3 Suspension. When a supervisor determines that an offense requires a more severe disciplinary action than a written reprimand, he/she will:

a. Investigate alleged employee offenses promptly; obtain all pertinent facts in the case (time, place, events and circumstances) including, but not limited to, making contact with persons involved or having knowledge of the incident;

b. Discuss the case including the length of suspension with higher levels of supervision, where appropriate;

c. Consult with the Human Resources Director or his/her designee if necessary when suspensions are contemplated;

d. Prepare and submit advance notice letter to appropriate levels for review and approval; and

e. Consider employee's reply to the advance notice letter and make final recommendation to department head. The department head will make the final decision.

-4 Dismissal. The dismissal of an employee shall constitute the most severe type of disciplinary action authorized under this Chapter. This action should only be taken when a department head has determined that an employee is unsuited for employment in Fairfax County. When this determination has been made, the procedures outlined in the preceding paragraphs under Suspensions will be followed.

-5 Disciplinary Demotion. Separate and apart from disciplinary actions described in the preceding paragraphs, a department head may initiate a non-job performance demotion when an employee willfully violates or fails to comply with the requirements imposed by the Standards of Conduct or when an employee willfully participates in prohibited conduct as described by this Chapter. When such action is contemplated, the procedure outlined in the preceding paragraphs under Suspensions will be followed.

-6 When disciplinary action is necessary, the department head may enter into an Employee Assistance Program Disciplinary Diversion Agreement under conditions set forth in procedures established by the Human Resources Director.

16.6 *Criteria for Advance Notice Letter*

-1 The advance notice letter must include:

a. Statement of charges in sufficient detail to enable the employee to understand fully the violation, infraction, conduct, or offense for which he/she is being disciplined;

b. Type of disciplinary action (suspension, dismissal, or disciplinary demotion);

c. A list of previous offenses, if any, which have been considered in arriving at the current disciplinary action;

d. Effective date of disciplinary action (no sooner than ten (10) business days from the date of advance notice letter) and employee's right to reply (five (5)) business days from receipt of the letter);

e. Employee's right to grieve should the final decision result in a suspension, dismissal

or disciplinary demotion; and

f. Statement that the action proposed, if implemented, will become a permanent part of his/her personnel file.

16.7 *Circumstances When Administrative Leave Is Appropriate Prior to Compliance with Advance Notice Letter Provisions*

When there is reasonable cause to believe an employee is guilty of a crime for which a sentence of imprisonment can be imposed or when circumstances are such that the retention of the employee in an active duty status may result in damage to County property or may be detrimental to the interests of the County or injurious to the employee, his/her fellow workers, or the general public, the department head or designee may temporarily assign him/her to duties in which these conditions will not exist or place the employee on administrative leave until appropriate disciplinary action, if any, is determined and the provisions of Section 16.6 have been followed.

16.8 *Probationary Employees*

-1 The disciplinary procedures prescribed herein shall be applicable to those employees of the competitive service assigned to a merit position. Employees are not covered by the rules of progressive discipline until they have completed a probationary period of twelve (12) months and any extensions authorized in accordance with the provisions of Chapter 7 after original appointment and may be terminated without benefit of this procedure.

-2 All employees are required to observe the Code of Ethics and Standards of Conduct prescribed herein.

ATTACHMENT 5

ADDENDUM NUMBER 1 TO CHAPTER 16

STANDARDS OF CONDUCT

All employees, regardless of grade, title or length of county service **are expected to adhere to the following Standards of Conduct.** Violation of the Standards of Conduct is grounds for disciplinary action up to and including dismissal.

Leave and Attendance

Employees are expected to:

Comply with rules and regulations governing hours of work, absences, use of leave.

Employees are prohibited from:

Failing to report to work as scheduled without proper notice to supervisor;

Leaving work without permission;

Arriving late for work on a consistent basis.

Personal Behavior and Conduct

Employees are expected to:

Demonstrate professionalism and support the county's commitment to excellent customer service at all times;

Exercise courtesy, respect and tact when dealing with fellow employees and the public regardless of age, race, color, religion, sex, creed, national origin, marital status, disability, sexual orientation, genetic information, union or political affiliation, veterans' status, disabled veterans' status, or any other factor unrelated to the impartial conduct of county business.

Comply with a proper order of an authorized supervisor.

Employees are prohibited from:

Harassing fellow employees, county vendors, or members of the public on the basis of race, color, religion, sex, sexual orientation, national origin, age, marital status, disability, genetic information, or any other characteristic now or hereafter protected by federal, state or county law. This prohibition includes, but is not limited to, sexual harassment;

Engaging in rude or unprofessional behavior or disorderly conduct even if the behavior is not expressly forbidden by regulation or law;

Using racial, sexist or ethnic slurs or other language that disparages any person on the basis of age, race, color, religion, sex, national origin, marital status, disability, sexual orientation, creed, genetic information, union or political affiliation, veterans' status, or disabled veterans' status.

Being convicted of a crime that is committed on the job or a felony in Virginia of such nature that the public or other employees may be endangered if the employee remains in his or her position or of such nature that reasonably undermines the public trust in the employee's ability to perform his or duties.

Engaging in conduct on or off duty that violates federal or state law, county ordinances or policies when the violation is related to the employee's activity as a county employee or to county business or when it undermines public trust in the county or the employee's ability to perform his or her duties.

Manufacturing, distributing, possessing, using or being under the influence of alcohol or illegal drugs while at work or on county premises with the exception of attendance at events where alcohol is permitted during off duty hours;

Threatening, assaulting, intimidating, or harassing another employee or a member of the public;

Using obscene language toward fellow employees, supervisors, subordinates and/or members of the public;

Abusing supervisory authority through favoritism, harassment, discrimination, or mistreatment of employees.

Protection and proper use of County data, property, funds, and records

Employees are expected to:

Use public property, resources, and funds in accordance with established procedures;

Maintain confidentiality with regard to client or customer information in accordance with state and federal law, county ordinance and county policy;

Maintain employee confidentiality by preventing the disclosure of personal information to any unauthorized party.

Employees are prohibited from:

Using County data, facilities, equipment, property or employees for other than officially approved activities, except as permitted under County policy or procedure;

Engaging in any action prohibited by county information technology policy or procedure;

Carelessly or willfully causing destruction of county property;

Knowingly falsifying or conspiring to falsify any county record or report whether paper or electronic, (e.g., resume, time and attendance reports, workers' compensation claims, travel and/or expense vouchers).

Driving

Employees are expected to:

Operate all county vehicles in accordance with federal, state and local driving laws;

Operate privately owned vehicles being used in the performance of County business in accordance with state and local driving laws;

Remain aware of status of operator's license and report any suspension or revocation of driving privileges to their supervisor immediately if job duties require the operation of a vehicle for county business.

Employees are prohibited from:

Knowingly operating a vehicle on county business without a valid operator's license;

Possessing, using, or being under the influence of alcohol, illegal drugs, or prescription drugs that might adversely affect one's ability to drive, while driving a county vehicle or while driving a personal vehicle on county business.

Safety

Employees are expected to:

Promote safe and healthy working environment by complying with all appropriate safety and health regulations;

Promptly report safety and health hazards so that they can be corrected before injuries result;

Dress in appropriate attire, uniform or safety equipment as specified by the standards and work rules for the agency and position;

Immediately report workplace violence to your supervisor or appropriate authority.

Employees are prohibited from:

Bringing a gun, either concealed or displayed, to work or onto county premises, with the exception that employees of county agencies may store a lawfully possessed firearm and ammunition in a locked motor vehicle on county premises. This prohibition shall ~~not~~ apply to all employees, except those authorized to carry a firearm at work or onto county premises based on the nature of their work. ~~of the Community Services Board, the Fairfax County Adult Detention Center, any Fairfax County juvenile detention facility, and any employee~~ Such employees may do so only if specifically authorized by their ~~whose~~ appointing authority. ~~has specifically authorized the employee to bring a gun to work or onto county premises.~~

Bringing any weapon (except a gun as expressly permitted above), either concealed or displayed, to work or onto county premises, unless specifically authorized to do so by the appointing authority. For the purposes of this standard of conduct, the term weapon includes instruments of combat, or any object carried for the purpose of inflicting or threatening bodily injury.

Outside Employment/Conflict of Interest/Political Activities of Employees

Employees are expected to:

Disqualify themselves in any decision where a conflict of interest may be presumed to exist;

Obtain permission from their appointing authority prior to engaging in any private business activity, employment or other activity outside of work that conflicts or interferes with full discharge of their official duties or the work they perform as a county employee.

Employees are prohibited from:

Accepting anything of value for performing, or refraining from performing, an official job-related act; or accepting anything of value in order to assist another person in obtaining a county job, promotion, or contract;

Using information obtained in connection with county employment in order to obtain financial gain for the employee or others;

Accepting anything that might tend to influence the manner of performance of county employment or that might be intended to influence the manner in which a county employee performs his or her job;

Having a personal interest in any contract with the county;

Participating in matters related to their employment in which the interests of the county employee, or the interests of the county employee's family members or business associates, might be affected.

Engaging in political activities, as defined in state law and County ordinance, while on duty, in uniform, or on the premises of their employment with the County.[1]

Using their official authority to coerce or attempt to coerce a subordinate employee to pay, lend, or contribute anything of value to a political party, candidate, or campaign or to discriminate against any employee or applicant for employment because of that person's political affiliations or participation in permitted political activities or failure to participate in political activities, whether permitted or not.[2]

Discriminating in the provision of public services, including, but not limited to, firefighting, emergency medical, or law enforcement services, or responding to requests for such services, on the basis of the political affiliation or political activities of the person or organization for which such services are provided or requested.[3]

Suggesting or implying that the County has officially endorsed a political party, candidate, or campaign.[4]

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1 *See* Va. Code Ann. § 15.2-1512.2(B) (Supp. 2010).
2 Va. Code Ann. § 15.2-1512.2(D).
3 Va. Code Ann. § 15.2-1512.2(E).
4 Va. Code Ann. § 15.2-1512.2(F).

ATTACHMENT 5

ADDENDUM NUMBER 2 TO CHAPTER 16

CODE OF ETHICS FOR THE MERIT SERVICE OF FAIRFAX COUNTY, VIRGINIA

Fairfax County Code of Ethics is intended to inspire a superior level of conduct, sensitivity and sound judgment for all employees.5 The code is intended to complement, not replace, all professional code of ethics. Employees should be aware of and abide by their respective professional values and requirements. All employees must perform their designated function in a manner that reflects the highest standards of ethical behavior. All employees must uphold their responsibility as trusted public servants. All employees are obligated to respect, honor, and uphold the Constitution, laws and legal regulations, policies and procedures of the United States, the Commonwealth of Virginia, and the County of Fairfax.

The Code of Ethics is supported by six core principles that form the ethical foundation of the organization: Honesty, Public Service, Respect, Responsibility, Stewardship, and Trust.

I. **Honesty:** Be truthful in all endeavors; be honest and forthright with each other and the general public.

II. **Public Service:** Ensure all actions taken and decisions made are in the best interest of the general public and enrich and protect quality of life.

III. **Respect**: Treat all individuals with dignity; be fair and impartial; affirm the value of diversity in the workplace and in Fairfax County; appreciate the uniqueness of each individual; create a work environment that enables all individuals to perform to the best of their abilities.

IV. **Responsibility:** Take responsibility for actions; work a full day; conduct all workplace actions with impartiality and fairness; report concerns in the workplace, including violations of laws, policies and procedures; seek clarification when in doubt; ensure that all decisions are unbiased.

V. **Stewardship:** Exercise financial discipline with assets and resources; make accurate, clear and timely disclosures to the public; maintain accurate and complete records; demonstrate commitment to protecting entrusted resources.

VI. **Trust:** Build regard for one another through teamwork and open communication; develop confidence with the public by fulfilling commitments and delivering on promises.

5 For the purpose of this document, the term employee includes all persons, volunteers and all elected and appointed officials working on behalf of Fairfax County.

ATTACHMENT 6

CHAPTER 17

GRIEVANCE PROCEDURE

17.1 *Purpose*

The purpose of the grievance procedure is to provide a fair, detailed process whereby employees may voice complaints concerning issues related to their employment with the County. The objective is to improve employee-management relations through a prompt and fair method of resolving problems.

17.2 *Coverage of Personnel*

-1 All merit employees in the competitive service of the County who have satisfactorily completed their initial probationary period are eligible to file complaints under this procedure.

-2 Excluded from the grievance procedure are the following:

a. Employees in the exempt service, except as specifically provided otherwise in the procedural directives for the administration of the exempt service issued by the County Executive with the approval of the Board of Supervisors pursuant to Fairfax County Code § 3-1-2(c);

b. Employees serving their initial probationary periods unless their complaints include allegations of discrimination as defined in Section 17.3-2d and 17.3-2e;

c. Sworn police employees who have elected to proceed under the "Law-Enforcement Officers Procedural Guarantee Act." Such employees shall be given written notification of their right to initiate a grievance under the County's Grievance Procedure. They may choose to file the grievance under either procedure, but not both.

17.3 *Types of Complaints*

-1 Employee complaints will be classified at the point of grievability determination (see Section 17.5-4) as one of the following:

a. Grievable, with a binding decision from a hearing panel of the Civil Service Commission;

b. Nongrievable but eligible for a hearing and an advisory decision from a

hearing officer appointed by the Chair of the Civil Service Commission;

c. Nongrievable with no hearing.

-2 Grievable complaints which receive binding decisions from a three-member panel of the Civil Service Commission hearing the appeal include:

a. Dismissals, unsatisfactory service separations, demotions and suspensions;

b. The application of specific County personnel policies, procedures, rules and regulations;

c. Acts of retaliation as a result of utilization of this procedure, the ~~pay for~~ performance evaluation appeals procedure, or for participation in the grievance of another county employee;

d. Discrimination against an employee, including a probationary employee, on the basis of race, color, creed, religion, age, disability, national origin, sex, political affiliation, marital status, union affiliation, genetic information, veterans status, or disabled veterans status;

e. Discrimination or retaliation against an employee, including a probationary employee, because of participation in political activities permitted under state law and County ordinances or failure to participate in political activities, whether permitted or not by state law or County ordinance;

f. Acts of retaliation because the employee (i) has complied with any law of the United States or of the Commonwealth, (ii) has reported any violation of such law to a governmental authority, (iii) has sought any change in law before the Congress of the United States or the General Assembly (iv) has reported an incidence of fraud, abuse, or gross mismanagement to the Board of Supervisors Audit Committee, the Auditor to the Board, his/her department head, or to any other federal, state, or County government authority, such as the Commonwealth's Attorney for the County of Fairfax, or the U.S. Attorney for the Eastern District of Virginia.

g. For the purpose of sub-paragraphs (c) and (f) of this section, there shall be a rebuttable presumption that increasing the penalty that is the subject of the grievance at any level of the grievance shall be an act of retaliation.

-3 Nongrievable complaints eligible to receive advisory decisions from a hearing officer appointed by the Chair of the Civil Service Commission include:

a. The physical plant;

b. The methods and conditions of the specific job;

c. Relations with fellow employees;

d. Performance appraisals;

e. Written reprimands.

17.4 *Nongrievable Complaints*

-1 Complaints that are not grievable under this procedure include:

a. The establishment and revision of wages or salaries, position classification, employee benefits;

b. Oral reprimands;

c. The contents of ordinances, statutes, or established personnel policies, procedures, rules and regulations;

d. Failure to promote, except where the employee contends that established promotional policies or procedures were not followed or applied fairly;

e. Discharge, lay-off or suspension from duties because of lack of work or reduction-in-work-force, except where such actions affect an employee who has been reinstated within the previous six months by the Civil Service Commission as the result of the final determination of a grievance. In such cases, the department must show that there was a valid business reason for the action and that the employee was notified of such reason in writing prior to the effective date of the action;

f. Management of County employees including the right to make personnel appointments in accordance with adopted selection policies and techniques, to establish rules and regulations governing work performance and performance evaluations, to transfer and assign employees within the County, to determine the need for shift operation and rotation of the workweek, to assign overtime, to determine job training and career development, and to determine duties or actions in emergency situations.

g. Decisions of performance evaluation appeals panel, except in accordance with the provisions of Chapter 12.

-2 Appeals of position classification are handled in accordance with the criteria set forth in Section 3.6.

17.5 *Steps of the Procedure*

-1 Step 1: Immediate Supervisor

An employee who has a complaint shall discuss the problem directly with his/her supervisor within twenty (20) business days of the date the employee should have reasonably gained knowledge of the event giving rise to the complaint.

A verbal reply by the Supervisor shall be made to the complaint during the discussion or within five business days following the meeting.

-2 Step 2: Division Supervisor

If the complaint is not resolved after the first step meeting and where there is a division supervisor, the employee may reduce the complaint to writing on "Complaint Form - Second Step." All grievance forms are obtainable from the Department of Human Resources.

The employee shall specify the relief sought through the use of this procedure. The fully completed Complaint Form shall be delivered by the employee to the division supervisor within five (5) business days of the first step meeting or the supervisor's reply, if given at a later date. The division supervisor shall meet with the employee within five business days of receipt of the Complaint Form.

A written reply by the division supervisor shall be made to the complaint within five business days following the meeting.

-3 Step 3: Department Head

If the reply from the second step meeting is not acceptable to the employee, or where no division supervisor exists, the employee may appeal the last response to the department head.

"Complaint Form - Third Step" shall be completed by the employee and delivered to the department head within five business days of receipt of the last response. The department head shall meet with the employee within five business days of receipt of the Complaint Form.

A written reply by the department head shall be made to the complaint within five business days following the meeting.

-4 Step 4: Grievability Determination

a. When a complaint cannot be satisfactorily resolved pursuant to Steps 1 through 3 above, the employee shall request on the appropriate form a determination concerning the grievability of the complaint within ten business days of receipt of the third step reply.

b. All requests for grievability determination shall be submitted to the County Executive. The County Executive will determine whether the employee is entitled to access to the grievance procedure and if the complaint is grievable, and if so, based upon the criteria set forth in Section 17.3, establish whether the grievant shall receive a binding or an advisory decision. Grievability and access determinations by the County Executive shall be made within ten calendar days of receipt of such request.

c. Decisions regarding grievability and access are appealable only to the Fairfax County Circuit Court. Such appeals shall be made by filing a notice of appeal with the County Executive within ten calendar days from the date of receipt of the decision. The County Executive, or his/her designee, shall transmit to the Clerk of the Circuit Court a copy of the County Executive's decision, a copy of the notice of appeal, and the exhibits constituting the record of the grievance within ten calendar days of receipt of the notice of appeal. A list of the evidence furnished to the County shall also be provided to the grievant.

d. The Circuit Court shall have a hearing on the issue of grievability and/or access within thirty (30) days of receipt of the record of the grievance by the Circuit Court Clerk. The Court may affirm, reverse or modify the decision of the County Executive.

e. The decision of the Circuit Court is final and is not appealable. Procedures governing the review by the Circuit Court are found in Virginia Code §15.2-1507(a)(9).

f. In no case shall the County or Commonwealth's Attorney be authorized to decide the issue of grievability.

-5 Step 5: Appeal to the Civil Service Commission

a. If the complaint has been determined to be grievable, with a binding decision or nongrievable with an advisory decision as provided herein, the employee may file a request for hearing on the appropriate form with the Fairfax County Civil Service Commission. The employee shall file the request within ten business days following the receipt of the determination that the

complaint is grievable.

b. Appeals of complaints that have been determined to be grievable shall be heard by a three-member panel of the Commission (hearing panel or panel) as soon as possible after receipt of the employee's appeal request. Appeals of complaints that have been determined to be non-grievable but entitled to an advisory and non-binding opinion shall be heard by a hearing officer or by the Executive Director of the Commission when the parties are not represented by counsel, as soon as possible after the receipt of the employee's appeal request. The Executive Director of the Commission in scheduling hearings on appeals shall give priority on its docket to dismissal and unsatisfactory service separation cases. The Executive Director of the Commission shall notify the employee and the department head in writing of the time and place of the appeal hearing.

c. The jurisdiction and authority of the hearing panels of the Civil Service Commission shall be confined exclusively to those complaints previously determined to be grievable as provided herein. While a panel of the Commission hearing the appeal has authority to determine the appropriate application of an existing rule or policy, they do not have the authority to add to, detract from, alter, amend or modify in any way County or department policy or procedure, and its findings shall be consistent with all applicable laws and ordinances.

d. No member of the Civil Service Commission or an appointed hearing officer shall hear a grievance if he/she has direct involvement with the grievance being heard, or with the complaint or dispute giving rise to the grievance. The following relatives of a participant in the grievance process or a participant's spouse are prohibited from hearing said grievance: spouse, parent, child, descendants of a child, sibling, niece, nephew and first cousin.

17.6 *Remedies*

-1 The panel of the Commission hearing the appeal is empowered to uphold or reverse the action being grieved or, in appropriate circumstances, choose a modified remedy.

-2 In grievances entitled to a binding decision the following guidelines pertaining to remedial action shall apply:

a. Dismissals - The panel of the Commission hearing the appeal may deny relief, reinstate the employee while imposing lesser disciplinary actions such as demotion or suspension, or reinstate the employee.

b. Disciplinary Demotions pursuant to Personnel Regulation 16.5-5 - The panel

of the Commission hearing the appeal may deny relief, impose lesser disciplinary sanctions, or revoke the disciplinary demotion.

c. Suspensions - The panel of the Commission hearing the appeal may deny relief, impose a lesser suspension, instruct that a written reprimand be substituted for the suspension, or revoke the disciplinary suspension.

d. Unsatisfactory Service Separations - The panel of the Commission hearing the appeal may deny relief; reinstate with a demotion to the employee's previously held class, or in the case where an employee's class is part of a class series, reinstate with a demotion to the next lower class in the series; reinstate with a new probationary period with or without a demotion; or reinstate the employee in the class he was in at time of separation.

e. Back Pay and Restoration of Benefits in Appeals of Dismissals, Demotions, Suspensions, and Unsatisfactory Service Separations:

i If an employee is reinstated, he/she shall be given back pay for the period of separation contingent upon his/her making full disclosure of all earnings he/she received during separation, which shall be an offset against back pay. In the event the employee fails to provide to the panel of the Commission hearing the appeal such evidence as it deems necessary to determine the amount of the offset, the employee shall forfeit his/her right to back pay.

ii In cases of suspension, the employee shall be entitled to back pay for the period of suspension revoked by the panel of the Commission hearing the appeal under the same conditions as sub-section (1).

iii A lesser sanction in dismissal cases shall include a suspension without pay covering some or all of the period of separation, notwithstanding any other provision of the Personnel Regulations.

iv In the event that the panel of the Commission hearing the appeal imposes a demotion in lieu of an unsatisfactory service separation or dismissal, back pay may be awarded, at the discretion of the panel of the Commission hearing the appeal, for the period of separation at the rate of pay for the lower level classification.

v Back pay shall be computed on the basis of the employee's regularly scheduled hours of work and shall not include any overtime that the employee might have earned.

vi For any period of time that an employee is entitled to receive back

pay, he/she shall be given service credit towards retirement and shall be reinstated in the appropriate retirement system with his/her previous plan election, provided that he/she repays into the system all contributions that he/she withdrew on separation. The employer shall ensure that all contributions and deductions attributable to such service are made.

vii Similarly, for purposes of accruing leave, the employee shall be given credit towards his/her total years of service for any period of time that he/she is entitled to back pay. The employee shall also be credited with any leave that he/she would have accrued during that period.

viii Upon reinstatement, the employee shall be placed in the health plan that he/she was in at the time of separation with the same options that he/she had previously elected. The effective date of coverage will be the first of the month following reinstatement. A reinstated employee may opt for retroactive coverage in the event that it would be to his or her advantage. The employee must pay his or her share of retroactive coverage premiums. Claims expenses incurred for the retroactive period will be adjusted upon payment of the premium and the employee will be reimbursed for out-of-pocket costs above those he or she will have incurred had the coverage been in effect. The employee may be reimbursed for monies expended by the employee to obtain medical insurance during the period of separation up to the amount of the employer's contribution that would have been incurred had the employee been in service during the period of separation. In no event shall the employee be entitled to reimbursement for medical costs incurred during the period of separation. In the event the employee elected to continue his or her County health insurance under COBRA during the period if separation, the employee shall be reimbursed the difference between the premium he or she paid under COBRA and what he or she would have paid had he or she continued to be employed during the period of separation. In no event shall the employee be entitled to reimbursement for medical costs during the period of separation, except as provided above.

~~ix.~~ Upon reinstatement, an employee's salary shall be adjusted to reflect any performance pay increases that would have been received had the employee not been separated. ~~If a performance evaluation existed for the performance year prior to the employee's separation, the performance pay increase shall be determined using the final rating on that performance evaluation. If no performance evaluated existed for the performance year prior to the employee's separation, the employee shall be given a 3.5% pay increase. The performance pay~~

~~increase date does not change.~~

f. Promotions - The panel of the Commission hearing the appeal may deny relief, order the promotional procedure redone, order a retroactive promotion, order the grievant promoted immediately if there is an available vacancy or promoted to the next available vacancy.

-3 In cases other than dismissals, unsatisfactory service separations, demotions, suspensions, or performance evaluations, the panel of the Commission hearing the appeal may deny the relief sought by the employee or grant such relief as is necessary to place the employee in the situation he/she would have been in had the Personnel Regulations or policies been properly interpreted and/or applied in the first instance. In no event shall the employee be awarded any damages, nor shall the relief granted by the panel of the Commission hearing the appeal affect the rights of other employees.

-4 Acts of Reprisal and Discrimination - Where the panel of the Commission hearing the appeal determines that any act of reprisal or discrimination as defined in this chapter is the reason for the adverse employment action grieved by the employee, the panel of the Commission hearing the appeal shall have the authority to revoke the adverse employment action. In the event the adverse employment action is one of the actions described in Sections 2 or 3 of this section, the panel of the Commission hearing the appeal may apply the remedial actions provided under those subsections. The panel of the Commission hearing the appeal shall also affirm such adverse employment actions taken to the extent that they were not the result of reprisal or discrimination.

-5 Damages, Attorney's Fee and Costs - The panel of the Commission hearing the appeal shall have no authority to order the payment of damages of the grievant's or the County's attorney's fees or costs.

-6 Recommendations - Regardless of whether the panel of the Commission hearing the appeal grants the individual grievant any relief, such panel may make whatever recommendations to the Board of Supervisors or County Executive it deems appropriate.

17.7 *Conduct of Grievance Step Meetings*

-1 Personal face-to-face meetings are required at all steps. The employee and the County management may have a representative present at all steps. If the employee is represented by legal counsel, management likewise has the option of being represented by counsel. The parties to the grievance may by mutual agreement waive any or all intermediate steps or meetings, with the exception of the initial complaint, reducing the complaint to writing and the request for grievability determination. Upon written request from the grievant to the Department head,

County management shall waive the first and second step grievance meetings in cases of termination, suspension, or demotion. Time spent attending grievance step meetings, Circuit Court hearings or a hearing before a panel of the Civil Service Commission during the grievant's regularly scheduled hours shall be considered work time and the use of personal leave is not required.

-2 At all steps, appropriate witnesses also may be asked to provide information. Witnesses shall be present only while actually providing testimony.

-3 In any complaint involving a charge of discrimination, at the request of any party to the grievance, the Director of the Office of Equity Programs, or his/her designee, may attend step meetings.

17.8 *Grievant's Expenses*

-1 The grievant must bear any cost involved in employing representation or in preparing or presenting his/her case.

-2 Whenever possible, grievances will be handled during the regularly scheduled workhours of the parties involved. Civil Service Commission hearings are held during the County's business day whenever possible.

-3 A panel of the Civil Service Commission has no authority to award legal fees or punitive damages.

17.9 *Extension of Time*

-1 The parties to the grievance, by mutual agreement, or the County Executive or his/her designee, upon the request of one of the parties and showing of just cause, may extend any or all of the time periods established in this procedure.

17.10 *Compliance with Procedural Requirements of this Procedure*

-1 After the initial filing of a written complaint, failure of either the employee or the respondent to comply with all substantial procedural requirements of the grievance procedure without just cause shall result in a decision in favor of the other party on any grievable issue, provided the party not in compliance fails to correct the noncompliance within five workdays of receipt of written notification by the other party of the compliance violation. Such written notification by the grievant shall be made to the County Executive, or his/her designee.

-2 The County Executive, or his/her designee, may require a clear written explanation of the basis for just cause extensions or exceptions to any of the substantial

procedural requirements. The County Executive, or his/her designee, shall determine all compliance issues.

-3 Any party aggrieved by the determination of the County Executive or his/her designee on a compliance issue may obtain judicial review of the determination by filing a petition with the Fairfax County Circuit Court within thirty days of the compliance determination.

17.11 *Resolution Prior to Hearing*

Any grievance shall be considered settled at the completion of any step if all parties are satisfied. In fact, it is expected that the great majority of grievances will be settled at the first or second step. However, nothing in this procedure should be construed as limiting the employee's right to exhaust the remedies provided by this procedure.

17.12 *Hearings*

-1 Hearings shall be conducted as described in Addendum 1 to Chapter 17.

-2 Hearings shall be open to the public. However, upon request of either party, the hearing shall be private. The hearing officer or the panel of the Commission hearing the appeal, by majority vote, may close a hearing to the public if the testimony about to be presented might impugn the personal reputation of a party or witness to said hearing, or if the right to privacy of such party or witness requires that the hearing be closed. Parties and their representatives shall be allowed to attend the hearing at all times. All witnesses shall be excluded from the hearing, except when testifying, at the request of either party.

-3 Failure of either party without just cause to comply with all substantial procedural requirements at the hearing shall result in a decision in favor of the other party in accordance with the procedures under Pers. Reg. §17.10.

-4 The decision of the panel of the Commission hearing the appeal shall be announced after the deliberations by that hearing panel at the conclusion of the hearing and shall be filed in writing by the Chairperson of that hearing panel of the Civil Service Commission or by the Hearing Officer with the parties not later than ten business days after the completion of the hearing. Copies of the decision shall be transmitted to the Human Resources Director, the employee, the employee's department head and the County Executive. The Hearing Officer also shall transmit a copy of the advisory decision to the Executive Director of the Civil Service Commission.

-5 The majority decision of the panel of the Commission hearing the appeal shall be final and binding. Either party may petition the Fairfax County Circuit Court for an

order requiring implementation of a binding decision from the panel of the Commission hearing the appeal. Notwithstanding any other provision of this chapter to the contrary, a final decision of a panel of the Civil Service Commission hearing the appeal rendered under this procedure which would result in the reinstatement of any employee of the Sheriff's Department, who had been terminated for cause, may be reviewed by the Fairfax County Circuit Court upon the petition of the County. Such review by the Circuit Court shall be limited to the question of whether the decision of the panel of the Civil Service Commission hearing the appeal was consistent with the provisions of law and written policy.

-6 The decision of the Hearing Officer shall be advisory to the County Executive.

-7 All decisions in the grievance procedure shall be consistent with the provisions of law and written policy. Any challenge to the relief granted by the decision of a panel of Civil Service Commission hearing the appeal on the grounds of inconsistency with written policy shall be submitted by either party within five (5) workdays to the County Executive, or his/her designee, who is empowered to decide such questions and to direct reconsideration by the Commission, where appropriate. If the County Executive or his/her designee has a direct involvement in the grievance the decision shall be made by the Commonwealth's Attorney. Notwithstanding the above, after receipt of a decision of a hearing panel of the Civil Service Commission the County Executive or his/her designee, may on his/her own action, within ten business days, remand to the panel of the Commission that heard the appeal for further consideration a decision in which the relief granted appears to be inconsistent with written policy.

17.13 Severability

Should any article, section, subsection, sentence, clause, or phrase of these regulations, procedures and/or addenda, be held unconstitutional or invalid for any reason, such decision or holding shall have no effect on the validity of the remaining portions hereof. It is the intent of the Board of Supervisors to enact or have enacted each section and portion thereof, individuality, and each such section shall stand alone, if necessary, and be in force regardless of the determined invalidity of any other section or provision.

ATTACHMENT 6

ADDENDUM NUMBER 1

PROCEDURE FOR GRIEVANCE HEARINGS AND APPEALS

Preamble

The panel of the Commission hearing the appeal shall not be bound by Statutory or Common Law rules of pleading or evidence. Hearings will be conducted so as to ascertain the rights of the parties accurately and expeditiously.

The Commission

The Commission consists of twelve members who will sit in rotating panels of three to hear grievance appeals. Panels will be randomly assigned to a schedule as needed to conduct appeal hearings. When a hearing is scheduled, the next three Commissioners on the schedule will be contacted to participate in that hearing. If a Commissioner is unable to participate in an assigned hearing, the next available member on the schedule will fill in when the absence of a scheduled panel member cannot be avoided, as no hearing can be conducted by a panel unless all three members designated to hear that appeal are present throughout the hearing. If an appeal is settled or withdrawn prior to the scheduled hearing, the panel members assigned to hear that appeal will be assigned to the next appeal scheduled. The schedule and the assigned panel members are considered confidential. The names of the panel members will not be released prior to a scheduled hearing.

The Commission consists of twelve members who will sit in panels of three to hear grievance appeals. Each of the four panels of three members will meet as needed to conduct appeal hearings. The member and chair of each hearing panel hearing the appeals will rotate on a monthly basis according to a set schedule. Three members of the Commission will be designated as "on call" each quarter to fill in when the absence of a scheduled panel member cannot be avoided as no hearing can be conducted by a panel unless all three members designated to hear that appeal are present throughout the hearing. The members designated as "on call" will rotate each quarter according to a set schedule. Each member of the Commission will receive his or her schedule in advance for a three month period.

Appeals of complaints that have been determined to be grievable shall be heard by a three-member panel of the Commission (hearing panel or panel) as soon as possible after receipt of the employee's appeal request. Appeals of complaints that have been determined to be non-grievable but entitled to an advisory and non-binding opinion shall be heard by a hearing officer or, by the Executive Director of the Commission when the parties are not represented by counsel, as soon as possible after receipt of the employee's appeal request.

A simple majority of the hearing panel will prevail in any decision made by the panel. The panel

hearings will be held during the County's normal business hours continuing until all evidence has been heard and arguments made. Upon the conclusion of the evidence and argument, the hearing panel will recess the hearing while it deliberates in closed session and makes its findings. Upon the conclusion of the panel's deliberations, the panel will come out of closed session and resume the hearing to cast the panel members' individual votes, state the findings of the panel, and conclude the hearing. A written decision prepared by the Hearing Officer and signed by the chair of the panel that heard the appeal will be filed with the Executive Director and distributed to the parties within ten days of the conclusion of the hearing.

The Hearing Officer

The Hearing Officer is an independent attorney retained by the Commission to conduct hearings on grievances which receive advisory decisions and to advise the panel of the Commission hearing the appeal concerning legal and procedural matters in cases in which the parties are represented by counsel. The Hearing Officer does not vote on matters before the panel of the Commission hearing the appeal and participates in deliberations only to the extent of advising the panel of the Commission hearing the appeal concerning legal and procedural matters. The Hearing Officer is responsible for conducting hearings in an orderly and expeditious fashion; and makes rules on evidentiary and procedural questions. The rulings are advisory and may be overturned by the panel of the Commission hearing the appeal.

In hearings before the panel of the Commission hearing the appeal in which the parties are not represented by counsel, and at all prehearing conferences, the Executive Director of the Commission shall act as hearing officer.

A. *Prehearing Requirements*

A Prehearing Conference will be held by the Prehearing Officer prior to a panel hearing or the Hearing Officer. The following matters will be addressed:

1. Definition of the scope of the case, the specific issues to be presented to the panel of the Commission hearing the appeal, and the specific regulations and/or ordinances allegedly violated.

2. Stipulations and agreements which will expedite the hearing are greatly encouraged, including but not limited to (1) stipulations of fact; (2) stipulations as to evidence which will be admitted without objection; (3) stipulations with respect to testimony which will be admitted in written form.

3. All exhibits and documents will be exchanged at or before the Prehearing Conference. Documents shall be marked for identification and tabbed for ease of reference. Any exhibit not provided at or before the Prehearing Conference will not be admitted as evidence, absent a showing of good

cause. If as a result of the Prehearing Conference there is an outstanding request for the production of documents, such request must be complied with not later than ten business days prior to the date of the hearing. Any objection to the admissibility of a proposed exhibit or document shall be raised at the Prehearing Conference and if not resolved, the issue will be clearly defined by the Prehearing Officer for consideration by the panel of the Commission hearing the appeal or the Hearing Officer.

4. Witness lists will be exchanged at or before the scheduled Prehearing Conference. Any witness not so designated will not be permitted to testify, absent a showing of good cause. If as a result of the Prehearing Conference, there are to be deletions or additions to the witness lists, such changes will be submitted no later than ten business days prior to the date of the hearing. Witness lists shall include the name, address and telephone number of each witness identified and a brief statement of the substance of the expected testimony. If, upon the petition of a party, the County Executive finds that a witness who is listed by a party and who is a County employee has relevant, material, and non-cumulative testimony and that the party seeking to call the witness at the panel hearing has been unable to secure attendance of the witness before the hearing panel despite the party's reasonable and diligent efforts, the County Executive shall order the County employee witness to appear at the hearing to give testimony. Upon such order to appear being issued by the County Executive to a County employee, any County employee so ordered who fails to appear at the hearing may be subject to disciplinary action as provided in Chapter 16.

5. County management shall provide the Commission with copies of the grievance record prior to the hearing. A copy of the grievance record shall be provided to the grievant by County management at the same time but in no event any later than ten days prior to the hearing before the panel of the Commission hearing the appeal.

6. The hearing date(s) will be set at the Prehearing Conference in accordance with the time estimates provided by both parties.

B. *Continuances*

Requests for continuances shall be in writing with a copy to the opposing party and submitted to the panel of the Commission hearing the appeal and/or Hearing Officer at least five workdays prior to the hearing date. The panel of the Commission hearing the appeal and/or Hearing Officer may grant such requests only where good cause is shown.

C. *Hearing Procedure*

Hearings on appeals will be heard by the panel of the Commission hearing the appeal or the Hearing Officer in accordance with the following order and procedures:

1. Opening statement by the moving party. (The County shall be considered as the moving party in suspensions, demotions and dismissals. In all other cases, the employee is considered to be the moving party.)

2. Opening statement by the responding party.

3. Presentation of moving party's case by direct examination.

4. Cross-examination.

5. Questions, if any, by members of the hearing panel or the Hearing Officer.

6. Redirect and recross examination.

7. Presentation of responding party's case by direct examination.

8. Cross-examination.

9. Questions, if any, by members of the hearing panel or the Hearing Officer.

10. Redirect and recross examination.

11. Presentation of rebuttal witnesses, if any, by moving party by direct examination may be presented in documentary form. Rebuttal testimony should ordinarily be included in the party's original presentation. However, rebuttal evidence may be permitted where, in the judgment of the panel of the Commission hearing the appeal or the Hearing Officer, it is necessary to the party to rebut new material, which could not reasonably have been anticipated. The panel of the Commission hearing the appeal or the Hearing Officer will judge the necessity of rebuttal testimony on the basis of a proffer or statement by the party seeking to introduce the rebuttal.

12. Cross-examination, questions, if any, by members of the hearing panel or the Hearing Officer, redirect and recross examination of rebuttal witnesses. If rebuttal evidence is in documentary form, provision shall be made for response by opposing party.

13. Closing statement by moving party. Proposed findings of fact and conclusions of law may be submitted at the party's option or at the request of the panel of the Commission hearing the appeal or the Hearing Officer.

14. Closing statement by responding party. Proposed findings of fact and conclusions of

law may be submitted at the party's option or at the request of the panel of the Commission hearing the appeal or the Hearing Officer.

15. The hearing record may be held open upon request of either party or upon the panel of the Commission hearing the appeal or the Hearing Officer's own motion for the receipt of additional exhibits or documentary evidence which in the opinion of the panel of the Commission hearing the appeal or the Hearing Officer are necessary for a full and complete hearing. Any opposing party shall be allowed a period of ten calendar days after such receipt to respond thereto. If the panel of the Commission hearing the appeal or the Hearing Officer finds that additional oral testimony is necessary, a hearing may be recessed for scheduling of such testimony.

16. The panel of the Commission hearing the appeal may alter the foregoing procedures in a hearing it if deems it necessary to afford the parties a full and equal opportunity to all parties for the presentation of their evidence.

D. *Record of Hearing*

Recorded tapes will serve as the formal record of grievance hearings. Any party to the appeal may obtain a copy upon payment of reproduction and administrative costs.

E. *Posthearing Procedures*

1. Reopening Hearing

A hearing may be reopened by the panel of the Commission hearing the appeal or the Hearing Officer at any time prior to final decision on the ground of newly discovered evidence or for other good cause shown and if the panel of the Commission hearing the appeal or the Hearing Office finds that reopening the hearing is required for a full and true disclosure of facts or to assure that the parties receive a fair hearing in accordance with the relevant law and regulations. Petitions for reopening shall set forth the specific newly discovered evidence or other good cause, and will be granted only under exceptional circumstances. If a party files a petition for reopening the hearing, the opposing party shall file a response to said petition within five calendar days of service of the petition.

2. Reconsideration

The Hearing Officer or the panel of the Commission hearing the appeal, upon majority vote, may reconsider a Decision prior to the actual implementation of that decision. The panel of the Commission hearing the appeal or the Hearing Officer will only reconsider on the ground of newly discovered evidence or other good cause shown. Petitions for reopening shall set forth the specific newly discovered evidence or other good cause, and will be granted only under exceptional circumstances.

Petitions for reconsideration must be filed with the panel of the Commission hearing the appeal and or the Hearing Officer within five calendar days of receipt of the decision. The opposing party shall file a response to said petition within five calendar days of service of the petition.

County of Fairfax, Virginia

MEMORANDUM

DATE: July 11, 2013

TO: Susan Woodruff, Director
Department of Human Resources

FROM: Sara J. Simmons, Executive Director
Civil Service Commission

SUBJECT: Public Hearing on Proposed Revisions to the Personnel Regulations - Chapters 2, 4, 7, 12, 16 and 17

Following an advertised public hearing held on July 9, 2013, the Civil Service Commission considered the above referenced proposed revisions to the Personnel Regulations. Members of the Commission present at the public hearing included: Rosemarie Annunziata; Ronald Copeland; Irene Farquhar; Robert Frye; Tom Garnett; John Harris; and John Townes.

Susan Woodruff, Director, Department of Human Resources (DHR) gave an overview regarding the proposed changes for each chapter. Other staff in attendance included Leslie Amiri, Resource Development and Training Manager, DHR and Cindy Tianti, Deputy County Attorney. Some of the proposed changes are a result of administrative clarifications, lifting of the performance evaluation moratorium, and changes to align policy language with the STRIVE performance evaluation system.

Prior to the public hearing, the Commission received written comments from Douglas Hansen, Department of Planning and Zoning, which was introduced on the record at the hearing. He expressed concern about the removal of the language regarding bonuses. The Commission also received an email just prior to the public hearing from Paula Woodrum, President of the Fairfax County Government Employee's Union, with comments; her primary concern was the timing of the changes given the longer term timing of the STRIVE program implementation. Ms. Woodruff addressed that issue in her remarks by indicating that the proposed changes were the removal of language that had been added for the implementation of the pay-for-performance system in 2000.

The Commission received testimony from two speakers: Colin Flanigan, representing the Fairfax County Professional Firefighters & Paramedics Union/ Local 2068 and Randy Creller, President, Employee Advisory Council. Both speakers indicated they supported Ms. Woodrum's comments, and Randy Creller further stated that he did not have any concerns regarding the proposed changes to the Personnel Regulations.

Chapter 2

The members of the Civil Service Commission present voted unanimously to recommend that the Board of Supervisors approve the proposed recommendations as drafted for Chapter 2.

Civil Service Commission
12000 Government Center Parkway, Suite 258
Fairfax, Virginia 22035
Phone 703-324-2930 Fax 703-324-2936
www.fairfaxcounty.gov

Chapter 4
The members of the Civil Service Commission present voted to recommend that the Board of Supervisors approve the proposed recommendations as drafted for Chapter 4 in a six to one vote; Commissioner Irene Farquhar being the dissenting vote.

Chapter 7
The members of the Civil Service Commission present voted unanimously to recommend that the Board of Supervisors approve the proposed recommendations as drafted for Chapter 7.

Chapter 12
The members of the Civil Service Commission present voted unanimously to recommend that the Board of Supervisors approve the proposed recommendations as drafted for Chapter 12.

Chapter 16
The members of the Civil Service Commission present voted unanimously to recommend that the Board of Supervisors approve the proposed recommendations as drafted for Chapter 16.

Chapter 17
The members of the Civil Service Commission present voted unanimously to recommend that the Board of Supervisors approve the proposed recommendations as drafted for Chapter 17.

One Commissioner also suggested that during the review of the templates and proposed ratings for the new performance management system that the County considers weighting the categories so that an employee must pass those elements/ behaviors that are essential to their position in order to receive a merit increase.

Additional concerns regarding the information technology system were raised, with the major concern being that the system not be able to adequately handle the structure that the County wishes to implement.

If the Commission can be of further assistance in clarifying these proposed changes, please let me know.

cc: Board of Supervisors
Commissioners, Civil Service Commission
Randy Creller, Chair, Employee Advisory Council
John Niemiec, President, Fairfax County Professional Firefighters & Paramedics Union/ Local 2068
Marshall Thielien, President, Fairfax County Police Coalition/Local 5000
Paula Woodrum, President, Fairfax County Government Employee's Union

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Board Agenda Item
July 30, 2013

ACTION - 6

Approval of a Parking Reduction Request for 8100 Lee Highway (Providence District)

ISSUE:
Board of Supervisors' (Board) action on a 96 percent reduction in required parking for employees at 8100 Lee Highway, Tax Map #049-2-01-0031, Providence District.

RECOMMENDATION:
The County Executive recommends that the Board disapprove a parking reduction request of 96 percent (24 fewer spaces) of the employee parking at 8100 Lee Highway. The applicant's request is pursuant to Paragraph 5 of Section 11-102 of Chapter 112 (Zoning Ordinance) of The Code of the County of Fairfax, Virginia (Code), and based on an analysis of the parking requirements for the site's proposed use as described in Parking Study #5301-PKS-002-1.

Should the Board desire to approve the parking reduction request, the County Executive recommends the approval be conditioned upon the following:

1. A minimum of 100 parking spaces shall be maintained at the site at all times.

2. The uses permitted at this site shall be limited to a total of 16,500 gross square feet of an eating establishment use with a customer parking demand of no more than 98 spaces (e.g., 332 table seats and 30 counter seats) and no more than 50 employees.

3. The owner of the parcel identified as Fairfax County Tax Map #049-2-01-0031, its successors or assignees shall ensure that the operator of the eating establishment provides all of its employees a shuttle service between the Dunn Loring Metro Station and the site for all employee shifts. The owner shall keep records of daily patronage. The owner shall provide an annual report, due in the month of April, demonstrating shuttle operation and patronage, including financial records of operational expenses if requested by the Fairfax County Department of Transportation (FCDOT).

4. The owner of the parcel identified as Fairfax County Tax Map #049-2-01-0031, its successors or assignees shall appoint a point of contact for matters concerning parking. The name and contact information of the individual shall be kept up-to-date with both the Providence Magisterial District Office and FCDOT.

5. The owner of the parcel identified as Fairfax County Tax Map #049-2-01-0031, its successors or assignees shall provide an annual report to the FCDOT that

demonstrates that the operator of the eating establishment has participated in an employer-funded reduced-fare program offered by Washington Metropolitan Area Transit Authority (WMATA) for all of its employees, including documented expenditures and a means to independently verify that the expenditures were for reduced-fare programs.

6. Minor Site Plan #1512-MSPV-001-A-1 shall be revised, to the satisfaction of the Department of Public Works and Environmental Services (DPWES), to include a total of 100 parking spaces, an accessible route between the building and the trail along Lee Highway, and a bicycle storage rack behind the building for use by the employees, notwithstanding the location of the storage rack's location depicted on the Onsite Parking and Accessible Route Exhibit included with the request.

7. No parking spaces shall be restricted or reserved except for a single parking space for the shuttle vehicle, a single parking space for the shuttle driver and those required to meet the accessible parking requirements of the Virginia Uniform Statewide Building Code (VUSBC) and the Americans with Disabilities Act.

8. The owner of the parcel identified as Fairfax County Tax Map #049-2-01-0031, its successors or assignees 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.

9. All parking utilization studies prepared in response to a request by the Zoning Administrator shall be based on applicable requirements of the 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 Zoning Ordinance and shall be subject to the Board's approval.

11. 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 accessible parking requirements of the VUSBC.

12. The conditions of approval of this parking reduction shall be recorded in the Fairfax County land records in a form acceptable to the County Attorney.

13. Unless an extension has been approved by the Board, this parking reduction shall expire without notice 6 months from the date of Board approval if Condition #12 has not been satisfied.

TIMING:
Board action is requested on July 30, 2013.

BACKGROUND:
The owner of 8100 Lee Highway is requesting a 96% reduction, or 24 fewer spaces, in required parking for employees on its parcel to enable the provision of additional seats in an eating establishment use. The owner argues that, by having the employees use public transportation, be shuttled to this site by a shuttle from the Dunn Loring Metrorail Station, or use another non-automobile mode of transportation to commute, the majority of the site's parking supply can be used for customers.

A recent minor site plan revision, #1512-MSPV-001-A-1, approved the existing building at 8100 Lee Highway as an eating establishment use with 296 table seats, 20 counter seats and 30 employees. Updated parking tabulations submitted with this reduction request indicate the desire to have 332 table seats, 30 counter seats and 50 employees at the site. Development of this site is governed by Proffered Condition Amendment #PCA 85-P-113 approved by the Board on August 2, 1993.

A reduction of code-required parking may be approved by the Board under Paragraph 5 of Zoning Ordinance 11-102, based on its proximity to mass transit, provided that the spaces proposed for reduction are unnecessary and that the reduction will not adversely affect the site or the adjacent area.

The applicant has proposed limiting the employee-related parking supply on the site to 2 parking spaces. A vehicle used to shuttle employees from the Dunn Loring Metrorail Station would use one space and the shuttle's driver would use the other reserved space. The shuttle's trips between the site and the Metrorail station will not likely occur during weekday peak traffic periods. The peak traffic periods coincide with peak customer demand at the eating establishment; work shifts at the eating establishment begin and end after the peak traffic periods. It seems the shuttle will not impact peak traffic in the roadways between the Metrorail station and the site.

A review of the parking analysis indicates the parking supply at the site meets the Zoning Ordinance's requirements provided the majority of the employees of the eating establishment actually uses either public transportation, a shuttle from the Dunn Loring Metrorail Station provided by the operator of the eating establishment, bike, and walk or

receives drop-off/pick-up service from another driver. It appears that the first criteria of a “proximity to a mass transit station” reduction would be met; the spaces would be unnecessary as long as the employees do not use a private vehicle to arrive at the site.

While it is reasonable to expect that employees of the eating establishment will use public transportation, staff feels it is unrealistic to expect that all but one employee will not prefer to use a private vehicle to commute to the site. In addition, it appears that the eating establishment will be open later than the operating hours of nearby bus and Metrorail. This undermines the ability to rely on transit service to offset the parking demand. The employees who choose to drive themselves will likely park at other places in the area, possibly even the parking provided by WMATA at the Dunn Loring Metrorail Station. This may also impact parking in nearby residential neighborhoods.

To be recommended for approval, the applicant must demonstrate that there is no adverse impact on the area. The applicant has not provided sufficient information to assure staff there will not be an adverse impact to the area; therefore, staff does not support the applicant’s request for a 96 percent parking reduction (24 fewer spaces).

The recommended parking reduction reflects a coordinated review by the Department of Public Works and Environmental Services, the Department of Planning & Zoning, the Fairfax County Department of Transportation and the Office of the County Attorney.

FISCAL IMPACT:
None.

ENCLOSED DOCUMENTS:
Attachment 1 – Parking Reduction Request and Parking Study #5301-PKS-002-1 originally received October 19, 2012, and amended through June 11, 2013, without attachments from Michael J. Workosky, Wells & Associates, Inc.

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

WELLS + ASSOCIATES

MEMORANDUM

TO: Beth Forbes, P.E.
Site Code Research & Development Branch
Fairfax County Department of Public Works & Environmental Services

FROM: Michael J. Workosky, PTP, TOPS, TSOS
John F. Cavan, IV, P.E., PTOE
Jean-Pierre Barbour

COMMONWEALTH OF VIRGINIA
JOHN F. CAVAN IV
Lic. No. 047522
6/25/13
PROFESSIONAL ENGINEER

SUBJECT: Parking Reduction Request

RE: 8100 Lee Highway
1512-MSPV-001-A-1
Fairfax County, Virginia

DATE: June 11, 2013

Introduction

This memorandum presents a parking reduction assessment conducted in conjunction with the proposed restaurant located at 8100 Lee Highway in Fairfax County, Virginia. The site is located within ¾ miles from the Dunn Loring-Merrifield Metrorail station and on the north side of Lee Highway (Route 29) directly east of Gallows Road, as shown on Figure 1. A full size copy of the onsite parking and accessible route exhibit is included in Attachment I and a reduction is shown on Figure 2.

This updated document responds to comments provided on the initial submission dated May 17, 2013 provided by the Department of Public Works and Environmental Services (DPWES) dated May 21, 2013 that are addressed in this revised document. Specific responses to comments are included as Attachment II.

This parking reduction assessment evaluates the following proposed use:

- 16,401 GSF of eating establishment (restaurant use)
  - 332 table seats
  - 30 counter seats
  - 50 employees
  - 1 shuttle space

The development program would require 124 parking spaces pursuant to the Fairfax County Zoning Ordinance. The minimum number of parking spaces to be provided would be 100 parking spaces (94 standard spaces, four (4) handicap spaces, and two (2) additional spaces) located in a surface parking lot. This equates to a 20 percent reduction of non-reserved spaces when compared to code requirements.

1420 Spring Hill Road, Suite 610 • Tysons, Virginia 22102 • 703 / 917-6620 • Fax: 703 / 917-0739

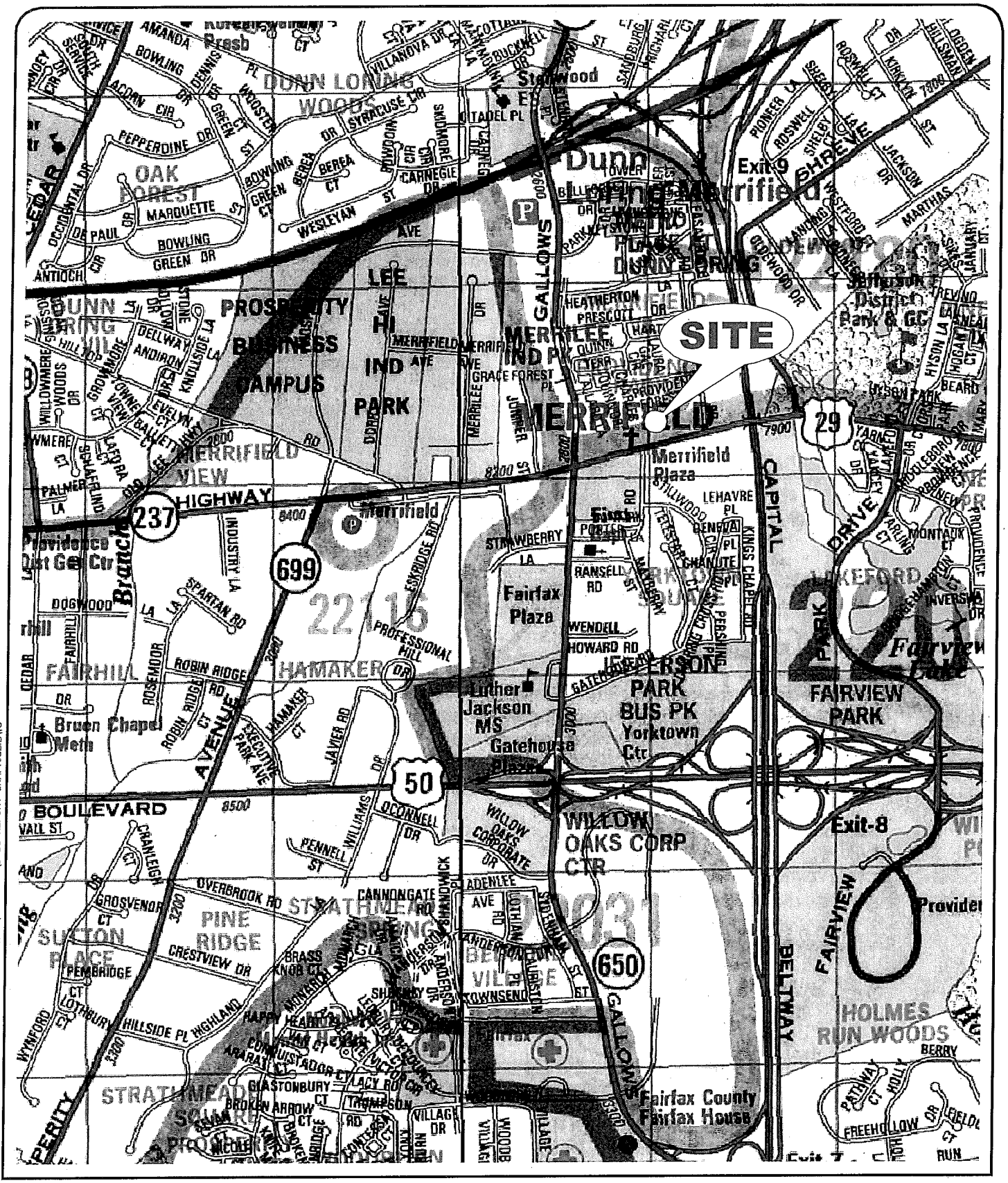

Figure 1
Site Location Map

North

8100 Lee Highway
Fairfax County, Virginia

Wells + Associates, Inc.

O:\PROJECTS\5501-6000\5785 8100 LEE HIGHWAY\GRAPHICS\5785 REPORT GRAPHICS.DWG

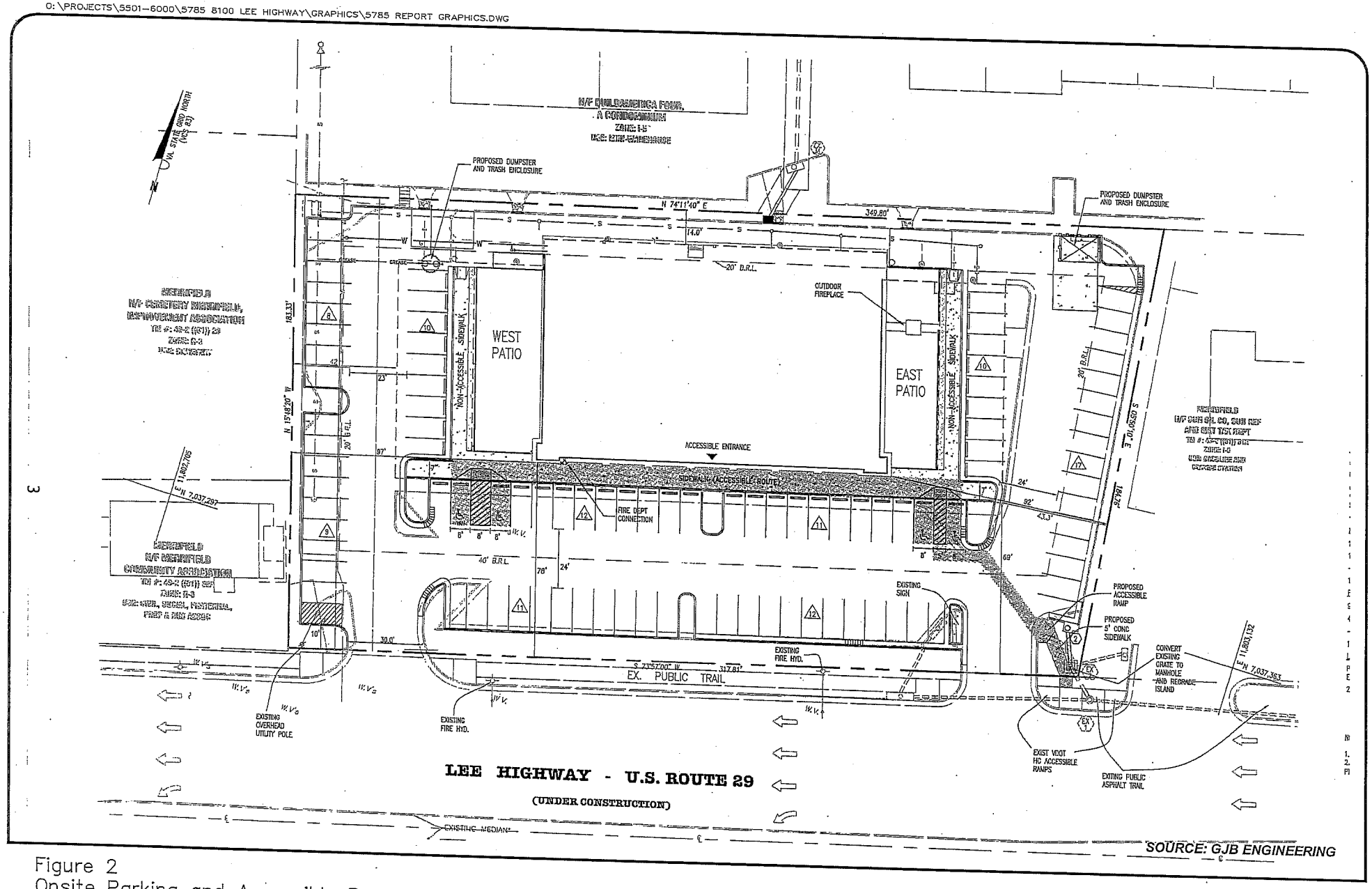

Figure 2
Onsite Parking and Accessible Route Exhibit Reduction

North

8100 Lee Highway
Fairfax County, Virginia

Wells + Associates, Inc.

A total of 98 parking spaces would be dedicated to customers and the remaining two (2) spaces would be reserved for an employee shuttle and shuttle driver. All restaurant employees would be required to arrive at property through a means other than private automobile. A shuttle would be provided to the Dunn Loring-Merrifield Metrorail station and would be used to by restaurant employees.

Fairfax County Parking Requirements

Article II of the Fairfax County Zoning Ordinance establishes parking requirements for various land uses by providing parking rates per unit of land use (square feet of retail space, for example). According to the Ordinance, all required parking spaces shall be located on the same lot as the structure or uses to which they are accessory or on a lot contiguous thereto which has the same zoning classification, and is either under the same ownership, or is subject to arrangements satisfactory to the Director that will ensure the permanent availability of such spaces. Within the area in proximity to a mass transit station, the Board [of Supervisors] may, subject to conditions it deems appropriate, reduce the number of off-street parking spaces otherwise required by the strict application of the code (Section 11-102.5). A copy of the relevant Ordinance text is provided herein as Attachment III.

Article 11, Section 11-104 of the Ordinance outlines the requirements for restaurant (eating establishment) uses as follows:

> Eating Establishment –
>
> "One (1) space per four (4) seats plus one (1) space per two (2) employees where seating is at tables,
>
> and/or
>
> One (1) space per two (2) seats plus one (1) space per two (2) employees where seating is at a counter."

In addition, one (1) additional parking space would be required to serve the proposed shuttle. Thus, as stated above and reflected on Table I, based on a strict application of the Zoning Ordinance, 124 parking spaces would be required to accommodate the parking demand associated with the proposed eating establishment.

Table 1
8100 Lee Highway
Zoning Ordinance Code Parking Requirements (1)

Use	Amount	Unit	Fairfax County Zoning Ordinance	Required Parking Spaces
Eating Establishment	332	Table Seats	1 space per 4 table seats	83
	30	Counter Seats	1 space per 2 counter seats	15
	50	Employees	1 space per 2 employees	25
	1	Shuttle	1 space per shuttle	1
			Total	**124**

Note(s):
(1) Based on the Fairfax County Zoning Ordinance Code Requirements.

Proposed Parking Reduction

Table 1 shows the parking demand calculations based on Fairfax County parking rates and the proposed development program. As the table indicates, a maximum of 124 parking spaces are required for the proposed eating establishment. A total of 100 surface parking spaces are proposed. This represents a 20 percent reduction (or 25 parking spaces) of non-reserved spaces when compared to the Fairfax County Zoning Ordinance as shown on Table 2.

In order to achieve this reduction, all employees will be required to arrive at the restaurant by a mode other than private automobile. To facilitate this requirement, a shuttle bus/circulator will provide service to/from the Dunn Loring-Merrifield Metrorail station (within ¾ mile distance) for restaurant employees. If restaurant employees are unable to use Metrorail, they would have the option of using another non-auto mode of transportation (e.g. walk, bike or bus). An accessible route is provided from Lee Highway to the building as shown on the attached plan.

Bus stops are located approximately 500 feet to the east and west of the site on Lee Highway. These routes (1B, 2A, and 2C) connect to the Dunn Loring Metrorail station. Bus line 1C runs along Gallows Road with a stop at the Lee Highway intersection.

In addition, the Washington & Old Dominion (W&OD) trail is located approximately one-half mile north of the Dunn Loring Metrorail station with dedicated bike lanes on Gallows Road that connect the trial to the station.

Given the transit options available in the area, the 25 parking spaces required for employees would not be needed. Thus, the 100 parking spaces provided would adequately accommodate the 98 spaces required for restaurant patrons as well as two (2) spaces for the shuttle and shuttle driver.

Table 2
8100 Lee Highway
Parking Reduction Summary

Fairfax County Zoning Ordinance	**Minimum Parking Requirement**	**Parking Space Reduction from Base Code Requirement**	**% Reduction from Base Code Requirement (non-reserved spaces)**
Base Code Requirement [1]	**122 (non-reserved)** **+ 2 (reserved)** **124 (total)**	**0**	**0%**
Parking Reduction Request [2]	**98 (non-reserved)** **+2 (reserved)** **100 (total)**	**25**	**20.4%**

Note(s):
(1) Based on the Fairfax County rates without shared parking or parking adjustments.
(2) This includes 98 parking spaces for customers, 1 space for an employee and 1 space for the shuttle bus to transport employees to/from the Dunn Loring-Merrifield metrorail station.

Conclusions

Under a strict application of the zoning ordinance, 124 parking spaces would be required to accommodate the proposed restaurant (includes the 332 seats, 30 stools, 50 restaurant employees). The proposed number of parking spaces to be provided would be 100 parking spaces located in a surface parking lot. Therefore, a parking reduction of 20.4% (or 25 parking spaces) from the required Fairfax County rates could be accommodated by requiring all employees to arrive at the site by a means other than private automobile. This will be facilitated by providing shuttle service for the restaurant employees to/from the Dunn Loring-Merrifield Metrorail station.

Since all employees will be restricted from parking on-site, shuttle service and other means of transportation is provided, and an accessible route between Lee Highway and the building are provided, the proposed parking reduction would be achieved.

Questions regarding this document should be directed to Wells + Associates.

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Board Agenda Item
July 30, 2013

ACTION - 7

Endorsement of VDOT Design Plans for Walney Road Bridge Replacement and Walney Road Widening (Sully District)

ISSUE:
Board endorsement of design plans for the Virginia Department of Transportation (VDOT) Walney Road Bridge Replacement over Flatlick Branch, Walney Road Widening from Bridge replacement project terminus to Willard Road, and a spot improvement at Walney Road and Dallas Street.

RECOMMENDATION:
The County Executive recommends that the Board endorse the design plans for the Walney Road Bridge replacement and Walney Road widening projects as follows:

- The Walney Road Bridge replacement project will replace and widen the 70 feet long Walney Road Bridge over Flatlick Branch in Fairfax County. Walney Road will be widened to four lanes and will include five-foot bike lanes in both directions, as well as a sidewalk on the west side and a shared-use path on the east side.

- The Walney Road Widening project will widen Walney Road from two to four lanes from terminus of the bridge replacement project to Willard Road and from three to four lanes at Dallas Street. This project will relieve congestion by eliminating bottlenecks at these locations and will provide bicycle and pedestrian facilities.

TIMING:
The Board should take action on this matter on July 30, 2013, to ensure that VDOT can release a request for proposals for this design-build project by August 2013 and the project can stay on schedule.

BACKGROUND:
The Walney Road Bridge was built in 1980 and is now functionally obsolete. The existing Walney Road Bridge has deteriorated over the years, and VDOT recently has posted weight restrictions for the bridge. As a result, VDOT is planning to replace and widen Walney Road Bridge, as well as eliminate a bottleneck at the intersection of Dallas Street. With the completion of these projects, Walney Road will be a consistent four lane facility from Westfields Boulevard to Lee Jackson Highway (U.S. 50). The

projects will also provide continuous pedestrian and bicycle facilities throughout the project limits.

VDOT held a public information meeting for the Walney Road Bridge replacement project on June 7, 2012. For the Walney Road widening project, VDOT advertised willingness to hold a public hearing six different times from February 27, 2013 to March 6, 2013, in three different newspapers. There was no request to hold a public hearing.

Project Schedule and Cost:
The schedule for the project is:

Notice to Proceed to the Design Builder	February 2014
Begin Construction	February 2015
Project Completion	December 2015

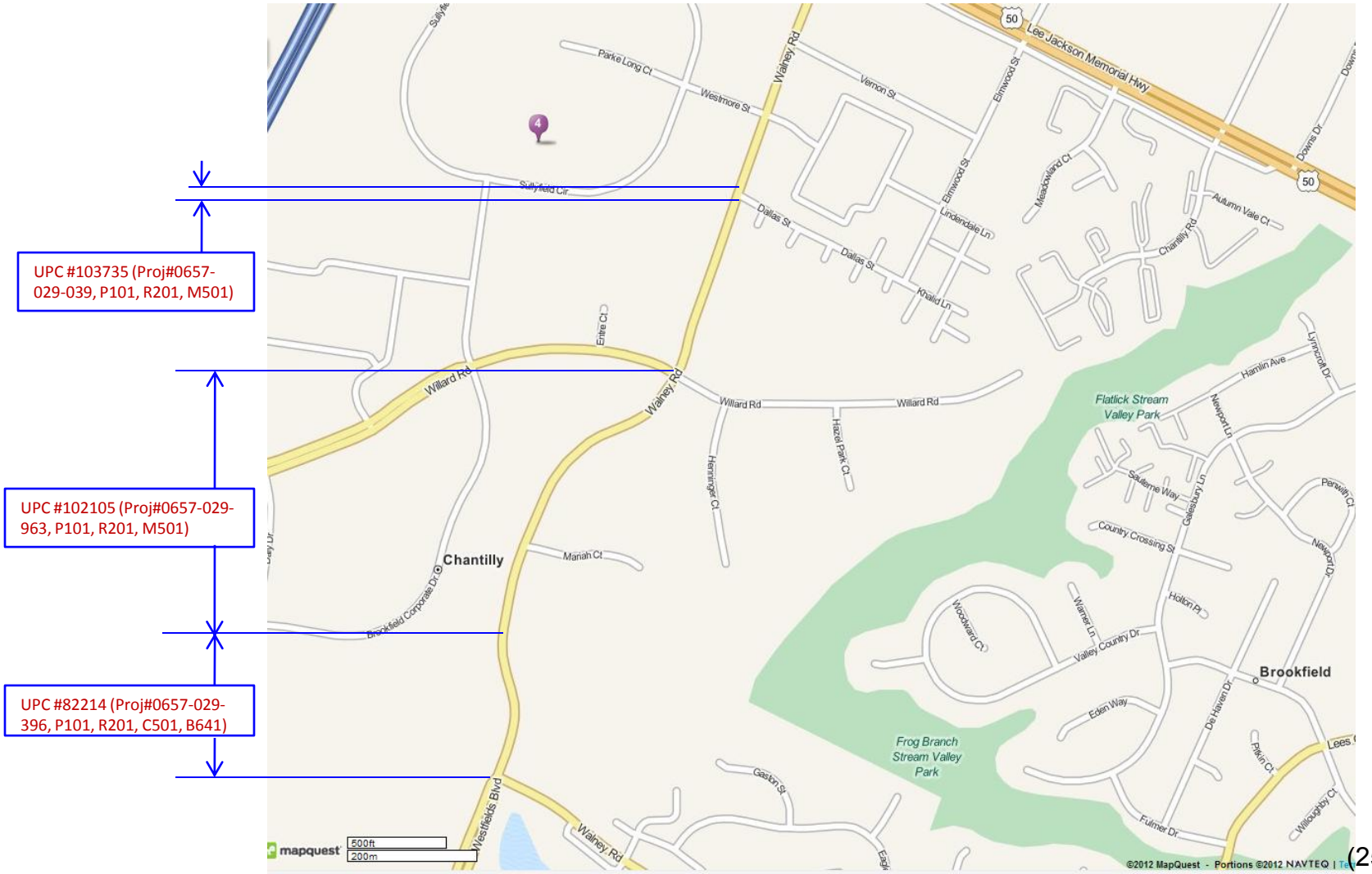
Total project cost for both projects is estimated at $16.6 million.

FISCAL IMPACT:
The total combined estimate for the projects is $16.6 million. VDOT required additional funding for increased project cost in the preliminary engineering and construction phases, right-of-way costs, and utility relocation costs. The Board has previously approved its share of the project costs of $1,448,081. The County share will be funded by Regional Surface Transportation Program (RSTP) funds, and has no impact to the General Fund.

ATTACHMENTS:
Attachment 1: Projects Location Map

STAFF:
Robert A. Stalzer, Deputy County Executive
Thomas P. Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Todd Wigglesworth, Acting Chief, Coordination and Funding Division, FCDOT
Ray Johnson, Coordination and Funding Division, FCDOT
Eric Teitelman, Chief, Capital Projects and Operations Section, FCDOT
Karyn L. Moreland, Chief, Capital Projects Section (CPS), FCDOT
Seyed Nabavi, Transportation Planner, CPS, FCDOT
Arif Rahman, P.E., Project Manager, Structure & Bridge, VDOT

Projects Location Map for UPC #82214, 102105 &103735



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Board Agenda Item
July 30, 2013

ACTION - 8

Approval of a Request for VDOT to Conduct a Corridor Improvement Study of the Fairfax County and Franconia-Springfield Parkways

ISSUE:
Board approval of letter requesting VDOT to conduct a Corridor Improvement Study of the Fairfax County Parkway and the Franconia-Springfield Parkway and a scope of work for the study.

RECOMMENDATION:
The County Executive recommends that the Board approve the transmittal of the draft letter to VDOT.

TIMING:
The Board should act on this matter as soon as possible to assist the County in establishing a vision, developing priorities and determining project phasing. This effort will facilitate seeking funding from new federal, state, regional and local sources to implement the improvements in the future.

BACKGROUND:
On February 12, 2013, the Board directed staff to prepare materials regarding a study of future parkway improvements for review and discussion at a future Board Transportation Committee. An initial draft outline of a scope of work (SOW) for a Corridor Improvement Study of the Fairfax County and Franconia-Springfield Parkways was presented to the Board Transportation Committee on June 25, 2013. The SOW was intended to emphasize improvements to maintain and expand the two Parkway's roles as multimodal intra-county facilities serving Fairfax County. From Route 7 in the northwest to Beulah Street and Route 1 in the southeast, these Parkways intersect the major road and transit system elements outside of the Capital Beltway and within the County. Since 1987, the Parkways have provided new accessibility to the outer regions of the County, fulfilling a need to provide missing transportation linkages in the Corridor. Now after a quarter century of project implementation, the completion of the Parkway and adjoining growth in the County, it is time to take a fresh look and develop a long term vision to identify the role, current capabilities and future plans of these Parkways as they fit into the County's multimodal transportation system.

Board Agenda Item
July 30, 2013

FISCAL IMPACT:
It is intended that funding for this study be provided by VDOT.

ENCLOSED DOCUMENTS:
Attachment I: Draft Letter to VDOT

STAFF:
Robert A. Stalzer, Deputy County Executive
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Dan Rathbone, Division Chief, Transportation Planning Division, FCDOT
Leonard Wolfenstein, Chief, Transportation Planning Section, FCDOT
Bob Kuhns, Transportation Planning Section, FCDOT

COMMONWEALTH OF VIRGINIA
County of Fairfax
BOARD OF SUPERVISORS

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FAIRFAX, VIRGINIA 22035-0071

TELEPHONE: 703/324-2321
FAX: 703/324-3955
TTY: 711

chairman@fairfaxcounty.gov

SHARON BULOVA
CHAIRMAN

Attachment I

August 1, 2013

The Honorable Sean T. Connaughton
Secretary of Transportation
Patrick Henry Building
1111 East Broad Street, Third Floor
Richmond, Virginia 23218

RE: Study of Fairfax County Parkway and Franconia-Springfield Parkway

Dear Secretary Connaughton:

Since 1987, VDOT and Fairfax County have jointly taken steps to improve the Fairfax County Parkway and the Franconia-Springfield Parkway. However, the growth in regional traffic demands on the facilities necessitates that we collectively take a fresh look at the role the Parkways play in the County and region's transportation system, how capacity constraints could be reduced, and how high-occupancy toll/high-occupancy vehicle lanes or transit can make a substantial difference for the future. The Board of Supervisors requests that VDOT, in coordination with the County staff, work on developing a vision for the Parkways and conduct a Corridor Improvement Study.

The objective of the Corridor Improvement Study (CIS) is to consider what the Parkway (including the Franconia-Springfield Parkway) would look like in the future, and how much capacity it will provide. Following the study, we would expect that new priorities would be established, and if necessary, modifications to the County Comprehensive Plan would be made.

The study corridor should be wide enough to include parallel routes and connecting streets covering land uses and transportation infrastructure from Route 7 to Route 1 and Beulah Street. The Fairfax County Parkway from the Dulles Toll Road to the south has been designated as an Enhanced Public Transportation Corridor (to include major public transportation facilities) in the County's Comprehensive Plan. As such, transit options should also be evaluated.

Suggested phases of the corridor improvement study are provided as an attachment to this letter. Please consider these proposed elements as you move forward with a CIS.

We estimate that the study would cost approximately $ 1.5 million depending on level of detail of analysis, level of detail of recommended improvements, etc.

The County is interested in pursuing this study at your earliest convenience. Please let us know about VDOT's ability to provide such an effort.

I look forward to discussing the feasibility, timing and costs of this request with you. Thank you very much for your consideration. If you have any questions, please contact Tom Biesiadny, Director of our Department of Transportation, at (703) 877-5663.

Sincerely,

Sharon Bulova
Chairman

Attachment: Outline of Scope of Work for Corridor Improvement Study

cc: Members, Board of Supervisors
F. Gary Garczynski, Northern Virginia District Board Member, CTB
Fran Fisher, At-Large Urban Board Member, CTB
Edward L. Long Jr., County Executive
Robert A. Stalzer, Deputy County Executive

Proposed Scope of Work

Corridor Improvement Study for Fairfax County Parkway and Franconia-Springfield Parkway

1. Review existing conditions and develop preliminary vision
    a. Assess current traffic operations and person trip mobility
    b. Identify problem locations
        i. Analyze all intersections and interchanges
        ii. Analyze traffic operations between intersections and interchanges
    c. Identify possible short-term, low-cost mitigation measures to address current problem locations
    d. Take into consideration the existing conditions, develop a preliminary multimodal vision for the future of the Parkways
2. Examine future year traffic operations and person trip mobility relative to the preliminary vision
    a. Identify deficiencies and develop a range of cost-effective potential long-term solutions including those that provide significant congestion relief, such as:
        i. Transportation system management, including an assessment of:
            1. managed lanes (including HOV lanes and analysis of HOV lanes as either inside or outside lanes of the Parkway)
            2. advanced traffic management
            3. congestion pricing/tolling, including HOT lanes
        ii. Interchanges where justified, including new interchange locations
        iii. Enhanced public transportation measures (express bus, BRT or other recommendations identified from the Countywide Transit Network Study),
        iv. A combination of measures.
    b. Measures may vary along the length of the Corridor. Methods to consider would also include varying typical sections/modal applications, increased cross-street capacity and connectivity improvements
3. Develop final vision and Comprehensive Plan recommendations
    a. Develop a final long-term vision
    b. Recommend short- and long-term improvements
    c. Establish priorities and phasing of improvements
    d. Analyze Funding Options

Expected outputs from the corridor study would include:

- Multimodal vision for the Parkways (suitable for Comprehensive Plan Amendment consideration)
- Short-term phased and prioritized improvements
- Long-term phased and prioritized improvements
- Conceptual drawings of recommended improvements
- Assessment of right-of-way impacts (if any)
- Capital and operational cost estimates

Public Involvement/Stakeholder Involvement:

- Community outreach – public meetings
- Meetings with affected stakeholders

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Board Agenda Item
July 30, 2013

ACTION - 9

Approval of Columbia Pike Streetcar Project Agreement Between Fairfax County and Arlington County

ISSUE:
Board approval of Project Agreement between Fairfax County and Arlington County for next phases of project work.

RECOMMENDATION:
The County Executive recommends that the Board approve the execution of the agreement between Fairfax County and Arlington County for the next phases of project work. The County Executive also recommends that the County Executive be authorized to sign the agreement.

TIMING:
The Board should take action on this matter on July 30, 2013, in order that work can proceed with the planning, environmental, and conceptual design services task order work.

BACKGROUND:
Over the past decade, Fairfax County has been engaged in planning efforts to enhance public transportation in the Columbia Pike corridor with a focus on revitalization for the Baileys Crossroads area. A number of significant actions have taken place over this time period:

- In 2006 the County contracted with the Urban Land Institute's (ULI) Advisory Services Panel to evaluate strategies for revitalization of the Bailey's Crossroads CBC. The ULI report, entitled *Bailey's Crossroads Virginia – Moving from Suburban to Urban*, contained a framework for a more urban Baileys Crossroads CBC, including cohesive and walkable mixed-use development compatible with the adjacent residential areas.
- Also in 2006, following the "local' Columbia Pike Alternatives Analysis that Fairfax County and Arlington County conducted, the Board endorsed the "Modified Streetcar Alternative," as was recommended in the study, as the preferred transit alternative for the Columbia Pike corridor. Later in 2006, the streetcar was included in the region's Constrained Long Range Plan (CLRP).

- In 2010, the County adopted a new Comprehensive Plan for Baileys Crossroads with a vision for the area as "that of an attractive, diverse and vibrant area for living, working, shopping and relaxing with a compact, pedestrian and bicycle-friendly, mixed-use area, containing medium to high density residential uses for a range of income levels…" It focused the densest development near the transit stops "to promote transit usage and create vibrant mixed-use centers at these locations." Integral to the vision for the Baileys Crossroads CBC is the enhanced transit service that the streetcar would provide. Adjacent to the Baileys Crossroads CBC is the mixed-use, high-density Skyline complex, which was developed in anticipation of Metrorail being built in the Columbia Pike corridor.
- In 2012, following the completion of the federal Alternatives Analysis and Environmental Assessment, the Board approved the streetcar as the Locally Preferred Alternative (LPA).

This Columbia Pike Streetcar Project Agreement (the Project Agreement) succeeds the prior Columbia Pike Streetcar Coordination Agreement, dated August 20, 2009, which established the structure and processes for management and completion of the environmental planning for the Columbia Pike Streetcar Project. This Project Agreement establishes the processes for management and completion of the next phase of environmental planning and conceptual design work through final design, designates Arlington County as the Project Sponsor and lead partner, and sets the proportional share that each jurisdiction will pay for the planning, environmental, and conceptual design services described in Exhibit 1 to the Project Agreement. The Project Agreement will be amended or supplemented as necessary to provide for subsequent phases or elements of project work generally described in the Project Agreement.

The Project Agreement designates Arlington County as the lead partner and Project Sponsor and designates Fairfax County as participating partner. This structure enables Arlington County to procure consultants necessary to proceed with project work, with Fairfax County participating in the consultant selection process. It also enables a single project sponsor to apply for federal funding of the project should that funding plan be selected.

The Project Agreement continues most of the organizational structure established under the prior Coordination Agreement, including the Project Management Team, a Policy Committee and a Technical Advisory Committee. This Project Agreement also establishes an Executive Committee composed of senior staff from both Counties to guide the Project Management Team as may be necessary during the project.

As stated above, the Project Agreement establishes the governance structure. However, at this time, the Board is only approving work and each jurisdiction's share of

the cost for the additional environmental planning and conceptual design services task order contract. Per the Project Agreement, subsequent work for this phase includes completion of engineering services and comprehensive program management consultant services. These future contracts, scopes of work, budgets, and cost sharing arrangements will be presented to the Board for approval at a later date.

FISCAL IMPACT:
The Project Agreement establishes the proportionate share that each County will pay toward the cost of professional consultant service contracts to complete the work described in Exhibit 1 to the Project Agreement. Based on the last completed cost estimate which detailed the cost of work to be done in each jurisdiction, it was determined that the proportionate share of costs was: Arlington 80.4% and Fairfax 19.6%. This percentage split is subject to change for subsequent phases of the project.

At this time, the Project Agreement only authorizes work to be done for additional environmental planning and conceptual design services. This work is being awarded under a task order contract from Arlington County (Exhibit 1 of the Project Agreement). The budget for this contract, including the cost of optional tasks is $999,131. Fairfax County's share of this contract will not exceed $195,830. Funding for this project is available in the County's Commercial and Industrial (C&I) Tax fund previously approved by the Board for the Columbia Pike Streetcar Project in March 2011. Per the Project Agreement, Arlington will pay the consultant directly and bill Fairfax County quarterly for its share based on consultant invoices.

ENCLOSED DOCUMENTS:
Attachment 1: Columbia Pike Streetcar Project Agreement, including Scope of Services, Columbia Pike Streetcar Project, Planning Environmental, and Conceptual Design Services

STAFF:
Robert A. Stalzer, Deputy County Executive
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Todd Wigglesworth, Coordination and Funding Section, FCDOT
Ray Johnson, Coordination and Funding Section, FCDOT
Leonard Wolfenstein, Chief, Planning Section, FCDOT
Mike Garcia, Senior Transportation Planner, FCDOT
Erin C. Ward, County Attorney's Office

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COLUMBIA PIKE STREETCAR PROJECT AGREEMENT

THIS PROJECT AGREEMENT (the **"Agreement")** is made this _____ day of _____, 2013, by and between the **COUNTY BOARD OF ARLINGTON ("Arlington County Board"),** a body corporate and politic and a subdivision of the Commonwealth of Virginia and the **FAIRFAX COUNTY BOARD OF SUPERVISORS ("Fairfax County Board"),** a body corporate and politic and a subdivision of the Commonwealth of Virginia. Arlington County Board and the Fairfax County Board are referred to herein individually as a "**Party**" and collectively as the "**Parties**".

RECITALS

WHEREAS, the Parties have worked cooperatively since 2004 in the "Pike Transit Initiative" to develop plans for an enhanced transit system to serve the Columbia Pike corridor, which extends generally from Pentagon City in Arlington County via Columbia Pike to Skyline in the Bailey's Crossroads area in Fairfax County; and

WHEREAS, the Parties executed a Columbia Pike Streetcar Coordination Agreement on 20 August, 2009 to establish the structure and processes for management and completion of the environmental planning and preliminary design services for the Columbia Pike Streetcar Project as defined below; and

WHEREAS, during the most recent phase of the Columbia Pike Streetcar Project planning, the project team completed an Alternatives Analysis and an Environmental Assessment (AA/EA) dated May 2012, in accordance with Federal requirements in coordination with the Federal Transit Administration (FTA) and the Washington Metropolitan Area Transit Authority (WMATA); and

WHEREAS, the Arlington County Board and the Fairfax County Board respectively on July 24, 2012 and on July 31, 2012 approved the Streetcar Build Alternative, as defined in the AA/EA, as the Locally Preferred Alternative; and

WHEREAS, the Parties now wish to complete additional work as set forth below; and

WHEREAS, the Parties may file an application for admission to the New Starts Program to complete the design of the Streetcar Build Alternative, and to obtain funding from FTA through the New Starts Program, or, in event FTA funding is not used, then other sources shall be identified and agreed upon by the Parties; and

NOW THEREFORE, in consideration of the above recitals the Parties agree to the following terms and conditions:

TERMS

1. DEFINITIONS AND SCOPE OF THIS AGREEMENT

"The Columbia Pike Streetcar Project" for purposes of this Agreement means the Streetcar Build Alternative, as defined in Section 2.1.4 of the AA/EA.

"The Project" for purposes of this Agreement includes (1) the completion of additional planning, environmental, and conceptual design services for the Columbia Pike Streetcar Project as set forth in the final scope of work and budget attached as Exhibit 1; (2) completion of engineering services; and (3) comprehensive program management consultant services related to the Columbia Pike Streetcar Project.

This Agreement establishes the governance for this Project through final design. Future contracts and scopes of work will be developed and presented to the Parties for their approval. Final scopes of work and budgets for phases (2) and (3) shall be subject to approval by the Parties by amendment to this Agreement in accordance with Sections 5 and 6 herein. Some phases of the Project may run concurrently. The Parties agree to work diligently to accomplish the work required for the Project, including but not limited to identification of property interests to be acquired for the Columbia Pike Streetcar Project and of necessary land use approvals.

This Agreement succeeds the Columbia Pike Streetcar Coordination Agreement, dated 20 August 2009, which established the structure and processes for management and completion of the environmental planning and preliminary design services for the Columbia Pike Streetcar Project. The Parties contemplate the execution of one or more agreement(s) to cover subsequent phases of the Columbia Pike Streetcar Project.

2. PROJECT MANAGEMENT

a. **Project Management Team**

The Parties agree to coordinate the management and execution of the Project. Arlington County will serve as the lead partner and Project Sponsor for the Project and Fairfax County will be a participating partner in the Project. The Project Management Team shall pursue completion of the Project in a diligent manner, provide information and make decisions in a timely manner, and reach decisions on the basis of consensus. Arlington County will appoint a Streetcar Project Manager and Fairfax County will appoint a Deputy Project Manager who will each serve on the Project Management Team. Each Party will dedicate appropriate technical, professional and administrative staff as determined necessary to advance the Project. The Project Management Team will meet regularly as determined necessary by the Parties to advance the Project and may invite other participants to meetings. Staff for each of the Parties will be responsible for processing matters that require action by the Parties.

b. **Executive Steering Committee**

There will be an Executive Steering Committee which shall be composed of the Director of the Department of Environmental Services, Deputy Director of the Division of Transportation and Development, the Transit Bureau Chief and the Traffic, Engineering and Operations Bureau Chief for Arlington County and the Director of Transportation, Division Chiefs for the Capital Projects and Operations Division and Transit Services Division for Fairfax County, or their

designated alternates. The Executive Steering Committee shall advise the Project Management Team, and the Policy Committee and the Technical Advisory Committee described below, as may be necessary and appropriate.

c. <u>Project Management Plan</u>

The Parties will develop a Project Management Plan for the Columbia Pike Streetcar Project, including numerous subplans for the management of the overall scope, schedule and cost estimate at the initiation of and throughout the design phase and leading into the delivery phase of the Columbia Pike Streetcar Project. If the Parties gain admission to the New Starts Program, they recognize that FTA may appoint a Project Management Oversight Contractor (PMOC) to review and advise the Project Sponsor, the Project Management Team and the FTA with regard to the technical and financial capacity of the Project Sponsor and the participating partner, the Project Management Plan, and the scope, schedule and cost estimate for the Columbia Pike Streetcar Project. Arlington County Board, as the Project Sponsor, and the Streetcar Project Manager will serve as the primary point of contact and will coordinate all activities with the FTA and the PMOC.

3. POLICY COMMITTEE

The Policy Committee will be comprised of the following members:

- Two members from each County Board
- Arlington County Manager, or designee
- Arlington County Transportation Division Director, or designee
- Fairfax County Department of Transportation Director, or designee
- Virginia Department of Transportation, Northern Virginia District Administrator, or designee
- Virginia Department of Rail and Public Transportation Director, or designee
- Commonwealth Transportation Board, Nothern Virginia District Member
- Virginia State Senate, 31st District Senator
- Virginia House of Delegates, 49th District Delegate

One member from the Arlington County Board shall serve as Chairman and one member from the Fairfax County Board shall serve as Vice Chairman of the Policy Committee.

Policy decisions remain the responsibility of the Parties, and the Policy Committee may make recommendations to the Parties on policy matters requiring their consideration and approval. The Policy Committee will review proposed changes to the scope and schedule set forth in Exhibit 1 that increase the approved budget and make recommendations to the Parties for their consideration and approval before these proposed changes are implemented. The Policy Committee shall review any draft documents before presentation to the Parties or the public, and shall perform such other functions as otherwise determined necessary by the Parties.

4. TECHNICAL ADVISORY COMMITTEE

The Project Management Team will be advised on technical issues by a Technical Advisory Committee (TAC), which shall include but is not limited to the following:

- Arlington County Transit Bureau Chief, or designee
- Arlington County Traffic Engineering and Operations Bureau Chief, or designee
- Fairfax County Transit Services Division Chief, or designee
- Arlington County Streetcar Project Manager
- Fairfax County Capital Projects and Operations Division Chief, or designee
- Virginia Department of Rail and Public Transportation, Transit Director, or designee
- Virginia Department of Transportation, Northern Virginia District Engineer, or designee
- Federal Transit Administration, Washington Metropolitan Office Representative, to the extent applicable

The TAC will coordinate communication and review functions among the Parties, stakeholders and resource agencies. The TAC may create subcommittees to address specific technical requirements of the Project and FTA requirements to the extent applicable. Subcommittees of the TAC will include appropriate staff of each Party and other resources with relevant expertise. The TAC will meet regularly as determined necessary by the Parties to advance the Project.

5. PROJECT SCOPE

The final scope of work for additional planning, environmental, and conceptual design services is attached as Exhibit 1. Final scopes for the work described in Section 1 of this Agreement as phases 2 and 3 shall be approved in accordance with each County's policy. Any approved scope of work shall be amended only after approval by the Streetcar Project Manager and the Deputy Project Manager, after consultation with the Executive Steering Committee. No proposed change in an approved scope that will incur additional costs beyond the approved budget for that scope may be made without the prior approval of the Parties.

Some elements of the Project fall solely within the geographic area and jurisdiction of one or the other Party. The design of such elements shall be subject to review and approval by the Party where those elements are located, and shall comply with all local regulations such as zoning ordinances as well as state and federal safety requirements.

The Parties agree that, as part of the development of the scope of the work for the Project's engineering services, the Parties will make appropriate provision for design review and coordination with the Virginia Department of Transportation and the Virginia Department of Rail and Public Transportation.

6. PROJECT BUDGET

The Parties have jointly developed a final budget for completion of the scope for planning, environmental and conceptual design services, a copy of which is attached in Exhibit 1. The final budgets for future engineering services and program management services described in Section 1 of this Agreement will be presented to each of the Parties for their consideration and approval and will be included in this Agreement by future amendment.

The Parties recognize that the scope for planning, environmental, and conceptual design (Exhibit 1) includes elements that are common to completion of the Columbia Pike Streetcar Project, including the maintenance and operations facility and vehicles, and that other elements lie primarily within each jurisdiction. The Parties have agreed to apportion the budget in Exhibit 1 upon a geographic formula basis. Based upon an examination of the preliminary cost estimate completed in the AA/EA studies, the Parties agreed to the following geographic formula for apportioning the costs in Exhibit 1: Arlington County will be responsible for 80.4% and Fairfax County will be responsible for 19.6%.

Arlington County will procure consultant services to complete anyscope of work. A representative from Fairfax County will serve on the procurement selection committee for all consultant services. The Parties agree that Arlington County will invoice Fairfax County quarterly for its share of any approved budget for consultant services based upon approved invoices from the consultant performing the services, which shall be attached to the quarterly invoices to Fairfax County. Invoices shall be paid within forty-five (45) days of receipt. During and upon completion of all consultant services contracts, Fairfax County will receive copies (paper and electronic) of all deliverables, including engineering plans. The Parties shall jointly own all deliverables.

The Parties agree that the costs of particular tasks within the approved scopes and budgets may be adjusted upon mutual written agreement of the Project Managers only if such modifications do not increase the cost of the budget beyond the amounts previously approved bythe Parties. Any increase in the Project budget will require the approval of the Parties.

7. GENERAL

A. Incorporation of the Recitals. The recitals set forth above are incorporated herein by this reference to the same extent and with the same force and effect as if fully hereinafter set forth.

B. Authority. Each Party to this Agreement represents and warrants to the other Party that it has the full and unrestricted lawful power and authority to enter into and carry out the terms of this Agreement and the execution, delivery and performance of this Agreement.

C. Applicable Law. This Agreement, and the rights and obligations of the Parties under this Agreement, shall be governed by the laws of the Commonwealth of Virginia without regard to principles of conflicts of laws.

D. Amendments; Waivers. Amendments, modifications, or supplements to this Agreement shall be in writing, signed by both Parties. Waivers under this Agreement shall be in

writing, signed by the Party to be charged with the waiver. In the absence of a signed waiver, no act, or failure to act by any Party shall constitute or be construed as an estoppel or waiver with respect to that Party's rights.

E. Severability. Each provision of this Agreement is intended to be severable. If any term or provision of this Agreement shall be determined by a court of competent jurisdiction to be illegal or invalid for any reason whatsoever, such provision shall be severed from the Agreement and shall not affect the validity of the remainder of this Agreement, unless to do so would cause this Agreement to fail of its essential purposes.

F. Relationship of the Parties. This Agreement does not create any partnership, joint venture agency or other similar relationship between the Parties, but is merely a means to perform certain improvements benefitting the Parties.

G. Binding Effect. This Agreement shall be binding upon and inure to the benefit of the Parties, and their successors and assigns.

H. No Third Party Beneficiary. Nothing contained in this Agreement shall be deemed to create rights or obligations accruing to the benefit of or enforceable by, any entity or person not a party to this Agreement, including, without limitation, any contractors, subcontractors or other parties providing labor, services, or materials in connection with the Project.

I. Reasonable Approval Standard. Except as otherwise specifically provided in this Agreement, where any Party's approval is required under this Agreement, such approval shall not be unreasonably withheld, and shall be in writing.

J. Entire Agreement; Amendment. This Agreement and its attachments contain the entire agreement between the Parties with respect to the subject hereof, and all other prior communications and agreements, whether written or oral, are superseded hereby. This Agreement may be amended or modified only by an instrument in writing executed by the Parties.

K. Dispute Resolution. Any dispute arising under this Agreement shall first be brought to the Executive Steering Committee for resolution. If it cannot be resolved by the Executive Steering Committee, it shall be brought to the County Executive and County Manager, who shall meet and confer to resolve the dispute. Nothing herein is intended to limit the rights of either of the Parties to resolve disputes through any other means not described or provided for in this Agreement.

L. County Monetary Obligations Limited To Appropriated Encumbered Funds. Notwithstanding any other provision of this Agreement to the contrary, as to either County, any monetary obligations arising under this Agreement are strictly limited and subject to the amount of funds approved and appropriated by the respective County Board. The Parties shall not be liable under this Agreement to commit to or to expend or to incur liability for any expenditure of funds or payment of money in excess of the amount so approved and appropriated by them for this Agreement. Neither Party shall have recourse against either County or the Project funds for any such expenditure, commitment to expend funds, or payment thereof, which has not been so approved and appropriated.

M. Nothing in this Agreement shall be construed as creating any personal liability on the part of any officer, employee, agent of the parties, nor shall it be construed as giving any rights or benefits to anyone other than the parties hereto.

N. Nothing in this Agreement shall be construed as a waiver of the Parties' sovereign immunity.

O. This Agreement may be terminated by either Party upon 60 days advance written notice. Upon termination, both Parties shall retain ownership of plans, specifications and project materials, as applicable under law, unless otherwise mutually agreed upon in writing.

P. Headings. Headings are intended only as a matter of convenience and for reference and in no way define, limit or describe the scope or intent of this Agreement.

Q. Notices. Any notice or communication required under this Agreement shall be effective upon receipt and shall be sent by personal delivery or by overnight air courier service with evidence of receipt to the following:

If to Arlington County,
Director
Division of Transportation
Department of Environmental Services
2100 Clarendon Blvd., Suite 900
Arlington, VA 22201

With copies to:
County Attorney
2100 Clarendon Blvd. Suite 403
Arlington, Virginia 22201

If to Fairfax County,
Director
Fairfax County Department of Transportation
4050 Legato Road, Suite 400
Fairfax, VA 22033

With copies to:
County Attorney
Office of the County Attorney
12000 Government Center Parkway, Suite 549
Fairfax, VA 22035

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed under seal as of the date first above written.

COUNTY BOARD OF ARLINGTON COUNTY, VIRGINIA

By: _____
Name: Barbara M. Donnellan
Title: County Manager

BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA

By: _____
Name: Edward L. Long Jr.
Title: County Executive

List of Exhibits:

Exhibit 1: Scope of Services Columbia Pike Streetcar Project Planning, Environmental, and Conceptual Design Services, dated June 20, 2013 and Pricing Schedule.

Scope of Services
Columbia Pike Streetcar Project
Planning, Environmental, and Conceptual Design Services
Task Order Work Under Multimodal Transportation Services Agreement #241-10-5
June 20, 2013

Background

Arlington County, in conjunction with Fairfax County, has envisioned a streetcar system for the Columbia Pike corridor for over ten years. The counties have determined that a streetcar will support their economic development initiatives and fulfill the stated vision for the corridor and have demonstrated a commitment to a streetcar system by adopting a Streetcar Locally Preferred Alternative (LPA) in 2006 and again in 2012 following a detailed Alternative Analysis and Environmental Assessment. In September 2012, an application for entry into the FTA Small Starts Program was submitted. Information on project work completed to date can be found on the project website, www.piketransit.com/publications and includes the Pike Transit Initiative Alternatives Analysis/Environmental Assessment (AA/EA) Study, Volumes I and 2 (May 2012), Columbia Pike Transit Initiative Streetcar Build Alternative: Preliminary Alignment (May 2012), Pike Transit Initiative Locally Preferred Alternative Report (July 2012), and the Pike Transit Initiative Engineering Report (October 2012).

It is anticipated that the project will be admitted into the New and Small Starts Program. It is uncertain, however, as to the specific requirements that will apply and the associated work effort that will be required. The September 2012 Small Starts application was submitted under the provisions of the previous transportation authorization bill - Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU). Subsequent to the submission, on October 1, 2012, the new transportation authorization bill, Moving Ahead for Progress in the 21st Century (MAP-21) went into effect. Although FTA recently issued the Final Rule and accompanying revised proposed policy guidance for the program (January 9, 2013), there are still several issues that have to be confirmed, including how steps in the New and Small Starts process will be implemented. A further uncertainty relates to whether the project will be approved into the Small Starts Program or the New Starts Program because the estimated project cost is close to the maximum cost for a Small Starts project ($250 million).

It is assumed under both scenarios (admission into the New Starts Program and admission into the Small Starts Program) that the required work effort will include satisfaction of National Environmental Policy Act (NEPA) requirements. A draft Finding of No Significant Impact (FONSI) was prepared subsequent to Board adoption of the Locally Preferred Alternative (LPA) in July 2012. FTA deferred review and action on the draft FONSI until the project is admitted into the Project Development phase.

If the project is approved into the Project Development phase of the New Starts program, it is assumed that project evaluation and rating with the revised project justification and financial commitment criteria identified in the MAP-21 Final Rule and Revised policy guidance will be required for approval of the project into Engineering. If the project is approved into the Project Development phase of the Small Starts program, it is assumed that project evaluation and rating with the program criteria will not be undertaken until engineering and design work is complete.

Arlington County and Fairfax County are interested in securing professional services to undertake these efforts and continue to move the project forward. The specific tasks include completing the project's obligations under NEPA and the Section 106 National Historic Resources Act, reviewing streetcar utility rules of practice and design guidelines under development by another consultant, and agency coordination and public outreach. Additional tasks involve undertaking conceptual design work related to the Operations and Maintenance facility and vehicle storage yard and the Skyline Station, refining vehicle requirements, as well as undertaking work to address Small Starts/New Starts requirements. An optional

task involves undertaking activities to secure FTA approval under NEPA for any modifications that are made to the Operations and Maintenance facility and vehicle storage yard and Skyline Station facility as part of this analysis.

Arlington County will assume lead project management responsibilities for execution of this project and will work in close consultation with Fairfax County to manage the project tasks. Arlington County will review and approve consultant invoices and progress reports, while seeking concurrence from Fairfax County.

Project Schedule

The Consultant's services will be required immediately after the issuance of the task order award and Notice to Proceed authorization. All work to be performed under this task order, with the exception of optional task 9, is anticipated to be completed within nine (9) months of the Notice to Proceed authorization.

General Scope of Services

The following outlines the tasks that are to be performed as well as the deliverables that are associated with each task. It is the Counties' intention to award five tasks as a fixed price effort (Tasks 1, 3,4,5 and 6) and four tasks (Tasks 2, 7, 8, and 9) as 'not to exceed' amounts, with costs reimbursable based upon the labor and materials supplied. The latter tasks contain an amount that shall not be exceeded without prior written approval by the County.

Tasks 2B, 2C, 2D, 4D, 5C, 5D, 5E, 5F, 6B, 6C, 9A, and 9B are optional tasks and if exercised, will be authorized through separate Notices To Proceed.

Task 1 Project Management *Lump Sum*

A project manager will be assigned as the primary point of contact with Arlington County's Project Manager. The Project Manager will coordinate the work of all staff and sub-consultants and maintain a central project file in accordance with appropriate quality standards. The Project Manager will prepare monthly progress reports that will be submitted with the monthly invoices to the County Project Officer for review and approval. The Consultant will develop and maintain a comprehensive project schedule that identifies timeframes for each task and deliverable. Project progress against the schedule will be tracked and submitted to the County Project Officer as part of the monthly progress report and invoice submittal. The Project Manager will ensure that all projected-related documentation is provided at project close.

The Project Manager will be responsible for all project deliverables and will further be responsible for coordinating all quality reviews of the deliverables prior to delivery to Arlington County.

Summary: Detailed Tasks and Deliverables

Task 1	Project management activities and deliverables: • Develop project work plan, schedule, and staffing plan • Update action lists in coordination with County staff • Hold monthly PMT meetings; prepare meeting memoranda (assume 9 meetings; 2 Consultant staff) • Hold bi-weekly PM meetings; prepare meeting memoranda (assume 20 meetings; 2 to 3 Consultant staff) • Submit monthly progress reports and invoices; maintain action list • Monitor and ensure that all deliverables adhere to formal quality control reviews, applying AECOM ISO 9001-certified quality management system (QMS) to all deliverables

Task 2 Section 106 Compliance *Not to Exceed*

The Consultant will assist with completing the project's obligations under Section 106 of the National Historic Preservation Act. The task will be awarded as a 'not to exceed amount', with assignments and corresponding budgets determined at the time of the assignment. The task includes three optional efforts (Tasks 2B, 2C, 2D).

Task 2A Identification and Survey – Existing Facilities, Field Testing

The Columbia Pike Transit Initiative AA/EA Study (Volume II, Chapter 7) identified several areas of potential archeological and architectural significance and outlined locations for more detailed survey. The Consultant will undertake tasks to assist the County in completing the project's obligations under Section 106 of the National Historic Preservation Act. The efforts, including the extent of testing activities at this stage, will be undertaken in close coordination with the Virginia Department of Historic Resources (VDHR), FTA, and Arlington County Historic Resource staff and will include the following:

a. Revising the archaeological and historic architectural APEs (as necessary) to ensure both encompass all elements of the Locally Preferred Alternative. A Revised APE Memorandum will be submitted to the County and FTA for review and comment and to VDHR for review and approval.
b. Revisiting the testing plan submitted to VDHR during the AA/EA study and determining the required archaeological assessment based upon the Locally Preferred Alternative (LPA) adopted by the Arlington County Board and Fairfax County Board of Supervisors in July 2012. Specific issues to be addressed in the testing plan are documented in the notes from the November 16, 2012 meeting with VDHR, Arlington County, and FTA.

c. Submitting the revised testing plan, after review and approval by the County, to VDHR for concurrence and making any revisions that are necessary to address their review comments; it is anticipated that this will involve a meeting with VDHR and FTA representatives, with the Consultant and County in attendance. The revised testing plan will be reviewed by the County prior to submission to VDHR and FTA.
d. Preparing applications and securing the necessary permits for conducting archaeological testing on federal, state, or regional land after approval of the archaeological testing methodology. The cost of the permits will be a Consultant responsibility.
e. Completing the required Data Sharing Service (DSS) forms for the project and submitting a complete package to VDHR following review and approval by the County. The package will include the forms previously submitted for the Columbia Pike Multimodal Study which will be provided by the County.
   Undertaking a Phase I Archaeological Survey and production of an accompanying report once the Revised APE Memorandum and Phase I Archaeological Testing Methodology have been concurred with by VDHR, the Consultant will undertake. The report will be submitted to the County, FTA, and VDHR for review and comment. One consulting party meeting is anticipated as part of this task that will be combined with the meeting to discuss the identification and eligibility phase for historic architectural resources (see following bullet).
f. Identifying and submitting to VDHR and FTA the required eligibility documentation for architectural resources within the defined Area of Potential Effect (APE) and an assessment of effects for their concurrence. This will involve making any revisions that are necessary to address their review comments. The County will review and approve the documentation prior to submission to VDHR and FTA. One consulting party meeting is anticipated as part of this task that will be combined with the meeting to discuss the results of the Phase 1 Archaeological Survey (see previous bullet).

Assumptions:

- As previously established with VDHR, the Phase I identification level archaeological survey will consist of no more than 90 shovel test pits located in the previously identified 15 areas of archaeological sensitivity.
- As previously established with VDHR, no geomorphological assessment of Four Mile Run will be conducted/required as part of the archaeological survey.
- The cost scope for this task does not include additional Phase II archaeological evaluation studies and fieldwork that may be required under Section 106 depending on the results of the Phase I identification level archaeological survey.
- This scope assumes that no the resulting Phase I identification level survey report (2A.1 f) will be submitted to meet the permit stipulations of any required Federal permits.

Task 2B – Letter of Commitment *(Optional)*

This subtask may be required if it is not possible to resolve the Section 106 efforts by the time that the Finding of No Significant Impact (FONSI) is issued: Preparation of a Letter of Commitment by the project to adhere to Section 106 requirements.

It is anticipated that either Task 2B or 2C will be required as part of the Section 106 efforts. The task will be chosen in close consultation with the County, FTA, and VDHR. VDHR will advise the County on the specific requirements. The Consultant will assist the County in preparing the required correspondence. Following submission to VDHR and FTA, the Consultant will incorporate any revisions or additions requested by the agencies into the final document or programmatic agreement. All work under optional subtasks is to be authorized in advance by Arlington County.

Task 2C – Programmatic Agreement *(Optional)*
This subtask may be required if it is not possible to resolve the Section 106 efforts by the time that the Finding of No Significant Impact (FONSI) is issued:

a. Development of a programmatic agreement to document commitments toward finishing the Section 106 process.

It is anticipated that either Task 2B or 2C will be required as part of the Section 106 efforts. The task will be chosen in close consultation with the County, FTA, and VDHR. VDHR will advise the County on the specific requirements. The Consultant will assist the County in preparing the required correspondence and/or programmatic agreement document. Following submission to VDHR and FTA, the Consultant will incorporate any revisions or additions requested by the agencies into the final document or programmatic agreement. All work under optional subtasks is to be authorized in advance by Arlington County.

Task 2D - Identification and Survey – Revised O & M Facility (*Optional)*
This optional subtask includes additional Section 106 studies if the O & M facility is revised from the LPA location after initial Section 106 project approvals are received. The tasks associated with the scope and fee for this effort are listed below. Task 2A and in the summary table below provide detail regarding the level of effort.

a. Revise APE Memorandum
b. Prepare and submit an Archaeological Testing Methodology and Scope of Work for VDHR Review
c. Prepare and obtain any required permits for archaeological testing (local, state, or federal)
d. Phase I Archaeological Survey and Reporting/ARPA Permit Stipulated Reporting
e. Historic Architectural Survey and Eligibility Evaluation
f. Historic Architectural Effects Assessment

Assumptions:

- The cost assumes archaeological testing of both alternate locations.
- The cost does not include additional Phase II archaeological evaluation studies and fieldwork that may be required depending on the results of the Phase I identification level archaeological survey.
- The cost assumes no additional historic architectural resources (above those identified in Tasks 2 and 2A) will be identified in a possible study area.
- The cost also assumes three, one-hour teleconference meetings with VDHR.

If it is determined that historic properties are affected by the project, an agreement document (Letter of Commitment or a Programmatic Agreement) will need to be prepared and executed. The cost for this document is not included.

<u>Summary: Detailed Tasks and Deliverables</u>

Task 2A.1	"Field Testing" Scenario:
Task 2A.1a	Prepare Revised Area of Potential Effects (APE) Memorandum (Draft and Final)
Task 2A.1b-c	Prepare Phase I Archeological Testing Plan
	Deliverable: Testing plan outlining the required archeological assessment and submission of

	testing plan to VDHR (Draft and Final); APE Memorandum to VDHR (Draft and Final)
Task 2A.1d	Prepare Federal, State or Local Permits for Archeological Testing* Certain permits for testing on Federal land, such as the ARPA permit, may be required.
	Deliverable: Applications for permits (Draft and Final)
Task 2A.1e	Conduct Phase I Archaeological Testing and Prepare Phase I Archeological Report (Draft and Final): • The areas recommended for testing encompass approximately 5 acres and would require approximately 90 Shovel Test Pits (STPs). • Based on our assessment and previous consultation with VDHR, the deeply incised Four Mile Run floodplain area (Test Area 4) will be omitted from geomorphological assessment and Phase I testing. It is assumed that at least 100 artifacts will need to be processed as part of this effort.
	Deliverable: Phase I Archaeological Survey Report (Draft and Final)
Task 2A.1f	Prepare Historic Architectural Eligibility Report and VDHR Data Sharing Service (DSS) Forms: • It is assumed that approximately 53 forms submitted as part of the Columbia Pike Multimodal Study will be updated and approximately 16 new forms will be completed for historic architectural resources not already surveyed
	Deliverable: Historic Architectural Eligibility Report with an Appendix Containing Completed DSS forms for the project (Draft and Final)
Task 2A.1g	Prepare Historic Architectural Effects Assessment Report that will analyze potential effects to historic resources caused by the project.
	Deliverable: Historic Architectural Effects Assessment Report (Draft and Final)
Task 2A.1h	Conduct Section 106 Consulting Parties Meetings to solicit feedback from organizations and individuals with a demonstrated interest in the project. Two meetings are anticipated: one to present both the archaeological and historic architectural findings for the identification phase and the historic architectural eligibility findings and one to present the historic architectural effects assessment and potential resolutions for any adverse effects.
Task 2B (optional)	Develop Section 106 Letter of Commitment, committing signatories to future actions to resolve any adverse effects to cultural resources. These commitments will extend beyond the NEPA phase of the project. Through close consultation with VDHR, either 2B or 2C will be selected as the preferred agreement document.
	Deliverable: Letter of Commitment (Draft and Final)
Task 2C (optional)	Develop Section 106 Programmatic Agreement, committing signatories to future actions to resolve any adverse effects to cultural resources. These commitments will extend beyond the NEPA phase of the project. Through close consultation with VDHR, either 2B or 2C will be selected as the preferred agreement document.
	Deliverable: Programmatic Agreement (Draft and Final)
Task 2D (optional)	Complete additional Section 106 work if O&M facility is revised from the LPA location.
	Deliverable: Additional permits, meetings, and documentation related to architectural and archaeological resources.

Task 3 Review of Design and Utility Guidelines ***Lump Sum***

Arlington County has several efforts underway to develop guidelines for a future Arlington Streetcar Program. The work is being undertaken as part of the Crystal City Streetcar Project, which includes preparation of environmental documentation and conceptual design for transit improvements in the Route 1 (Jefferson Davis Highway) corridor in Arlington County.

The County's intent is to get a second opinion on the Utilities Rules of Practice (UROP) and Design Criteria and identify any revisions required to make these guidelines applicable to the Columbia Pike project. The table of contents for UROP and Design Criteria reports is included as a reference (Exhibit 1). The Consultant will review the Utility Rules of Practice and all sections of the Design Criteria draft work products developed from these efforts and will present recommendations that would be beneficial to the Columbia Pike Streetcar Project. The Consultant will review and comment on VDOT and Fairfax County criteria which may be applicable to the project. Fairfax County will provide design criteria. One specific focus of the Design Criteria review is to provide comment and alternative example approaches relative to stray current and structural slab design.

The consultant scope and fee proposal assumes one meeting with the Consultant, URS and County to discuss work completed by the URS team on the draft UROP and Design Criteria as well as feedback received from County departments and other utilities.

Summary: Detailed Tasks and Deliverables

Task 3.1	Review of streetcar utility rules of practice
Task 3.2	Review of design criteria currently being developed by the Crystal City Streetcar consultant • Provide recommendations and comments • Identify issues that may require policy changes
	Deliverable: One technical memorandum to present the recommended revisions to both the UROP and Design Criteria

Task 4 Streetcar Vehicle Design Considerations and Demand Analysis ***Lump Sum***

The Consultant will undertake work to further define the overall characteristics of the streetcar vehicle and the fleet size. The effort will focus on developing updated ridership projections and refining the operations plan to address capacity needs and other considerations. The information developed from this effort will provide inputs into the conceptual design work for the operations and maintenance facility and vehicle storage yard (Task 5) and the Skyline Station (Task 6) as well as the future project engineering work.

Task 4A: Ridership Forecasting Methodology ***Lump Sum***

The Consultant will develop the methodology for ridership forecast scenarios as detailed in the subtasks below. Projections will be for opening year as well as one future horizon year, to be determined by the County. The Consultant will make recommendations on the specific methodology and horizon year for County consideration and approval. This scope of work includes two meetings with FTA on ridership forecasting methodology and assumes two meetings with County staff in preparation for meetings with FTA.

The methodology for the preparation of the refined corridor transit ridership projections, will take into consideration:

- The soon to be released MWCOG regional demographic forecast (Round 8.2). This updated regional demographic forecast will include additional population and

employment associated with the Columbia Pike Neighborhoods Plan. The Consultant will obtain the information from Metropolitan Washington Council of Governments (MWCOG).

- Additional demand that would be generated with implementation of the Crystal City Streetcar. Environmental Assessment work is currently proceeding on the Crystal City Streetcar, as outlined on the project website: www.crystalcity streetcar.com.
- Sensitivity analysis for variations in transit mode share.

The travel demand forecasting approach will start with the Columbia Pike Streetcar forecasting model. FTA approved this methodological approach in 2011 to support the development of project justification materials for the Columbia Pike Streetcar project. This forecasting tool will require three levels of enhancement for use in this project:

1. The forecasting model validation needs to review the travel markets to/from Crystal City. This expanded validation will focus on:
   a. Size of total travel market between Columbia Pike and Crystal City (locations served by Crystal City streetcar); adjust if required
   b. Transit network representation in Crystal City, ensuring they are accurately represented in the base year; adjust if required
   c. Modeled versus observed mode shares between Columbia Pike and Crystal City, to ensure the model accurately represents transit trip making in these corridors; adjust if required
   d. Review the forecasting approach employed by the Crystal City streetcar project to ensure the forecasting approach is consistent in their overall forecasting approach; adjust if required
2. The forecasting model needs to be updated to include the MWCOG Round 8.2 demographic forecasts of population and employment.

   The forecasting model will require current network representation of the Crystal City Streetcar project.

The draft deliverables will be reviewed by the County, with the final deliverables incorporating the County's review comments.

Task 4B - Ridership forecast without Crystal City Streetcar ***Lump Sum***

The Consultant will undertake the following tasks:

- Preparation of ridership forecasts for the Columbia Pike Streetcar based upon the methodology approved by the County and FTA in Task 4A.
- Preparation of ridership forecasts for the No-Build scenario (FTA requirement as part of the cost effectiveness rating) using the same methodology.
- Performing ridership sensitivity analysis for the variations in transit mode share.
- Assist in securing FTA approval of the forecasts. This assumes upto two meetings will be required with FTA to secure acceptance of the resulting forecasts. This scope of work also assumes one meeting with County staff in preparation for meetings with FTA.

Task 4C - Ridership forecast with Crystal City Streetcar ***Lump Sum***

The consultant will prepare ridership forecasts for the Columbia Pike Streetcar with the Crystal City Streetcar based upon the methodology approved by the County in Task 4A; FTA approval of the forecast will not be required.

This task will require coordination among the consultants who have developed forecasting models for both projects, so that the assumptions may be understood and clearly defined. The combined forecasting tools will be adaptable such that they may be applied for different project configurations.

Task 4D - Ridership forecast with FTA Modeling tool – ***Optional*** ***Lump Sum***

The Consultant work will undertake work to forecast the Columbia Pike ridership (without Crystal City Streetcar) with the FTA STOPS ridership tool. The FTA STOPS tool will require the consultant to:

- Assemble the regional transit system Google Transit Feeds (GTFS)
- Assemble the Year 2000 US Census CTPP TAZ-TAZ journey-to-work (JTW)
- Code park-and-ride locations
- Code the Columbia Pike streetcar project in GTFS and adjust the transit service GTFS for the local buses.
- Assemble MWCOG demographic data for input into STOPS.
- Assemble MWCOG highway skim data for input into STOPS.
- Assist in securing FTA approval of the forecasts. The level of effort assumes participation in one meeting with FTA technical staff to discuss the use of STOPS and presenting the results from the STOPS forecasting model.

• It is assumed that FTA's STOPS tool will likely be released to project sponsors in June/July of 2013.

Task 4E - Updated Operations Plan and Vehicle Capacity and Fleet Size ***Lump Sum***

The effort will review the operations plan for the streetcar and bus service along the corridor against the refined ridership projections to further define streetcar vehicle requirements, including:

- Assessment of load factors and the required vehicle capacities needed to meet peak demands for year of opening and for one future horizon year.
- Acceptable ranges for key vehicle characteristics, based upon capacity, operations and interoperability considerations.
- Fleet requirements for opening year and one future horizon – peak and spare ratio.

Under the direction of County staff, the Consultant will study trade-offs of frequent service with a lower capacity vehicle versus less frequent service with a higher capacity vehicle. Alternative vehicle types will be identified and the variation in capacity, utilization and cost will be noted. This analysis is key to confirming the hypothesis—explored during the December 2012 County Board Work Session—that there are economies to be gained through operation of streetcar vehicles that are longer than 20 meters.

With concurrence with the County, the Consultant will make qualitative judgments and spot evaluations of the effects of different operating scenarios on traffic and signals. This will allow an assessment of the sustainability of more frequent streetcar service in the future, and it will facilitate staff responses to stakeholder concerns about traffic impacts associated with streetcar service. Up to two working sessions with County and WMATA staff are assumed for development and refinement of the alternative operating plans and scenarios.

Ultimately, the vehicle or vehicle types selected will be the basis for determining the facilities, equipment, and personnel requirements for operations and maintenance. The consultant will perform a vehicle market

analysis that includes data from peer U.S. systems; this will include a compilation of system characteristics, as well as staff insights on strengths and weaknesses of the equipment and operations. For the vehicle alternatives identified, the analysis will confirm peak and spare vehicle requirements, which will serve as key inputs to O&M facility design.

In coordination with WMATA, jurisdictions in the region are exploring jointly developed criteria for vehicle capacity, configuration, interlining capability and performance to ensure that long-term travel needs can be met and service provided efficiently. The consultant shall incorporate findings from the regional "interoperability study" in the analysis of vehicle characteristics.

Summary: Detailed Tasks and Deliverables

Task 4.A	Develop forecasting methodology and appropriate horizon year for County approval
	Coordination with FTA (assume 2 meetings to confirm methodology and approach)
	Deliverable: Draft Forecasting Methodology Technical Memorandum
4.B.1	Update corridor transit ridership projects with new updated land use forecast and Columbia Pike Neighborhoods Plan (Build and No Build)
4.B.2	Perform ridership forecast sensitivity analysis for variations in transit mode share
4.B.3	Coordination with FTA
	Deliverable: Updated ridership forecast Technical Memorandum (Draft and Final)
4.C.	Prepare ridership forecasts for the Columbia Pike Streetcar with the Crystal City Streetcar
	Deliverable: Updated ridership forecast Technical Memorandum (Draft and Final)
4.D.optional	Prepare ridership forecasts for the Columbia Pike Streetcar (without Crystal City) using FTA STOPS model
	Deliverable: Updated ridership forecast Technical Memorandum (Draft and Final)
Task 4.E.1	Review proposed operations plan for streetcar and bus service against the refined ridership projections
Task 4.E.2	Analyze the refined forecast and operations plan and develop acceptable ranges for key vehicle characteristics
	Deliverable: Vehicle Design Considerations Technical Memorandum
4.E.3	Update Fleet requirements for opening year and one future horizon year
	Deliverable: Updated Operations plan, with streetcar vehicle capacity and fleet size requirements (Draft and Final)

Task 5 Conceptual Design and Evaluation of Alternative O & M Facility Sites ***Lump Sum***
The task includes a defined effort (Task 5A and 5B) as well as optional efforts (Task 5C, 5D, 5E).

The work effort will address the specific challenges cited in the PMOC report related to the LPA site and provide an assessment of whether the facility needs can be accommodated with revised layouts or designs. The Consultant will then develop conceptual designs described below, that shall include: site layout, track layout, storage yard (or building) configuration, maintenance building placement and interior configuration, and grading plan/ topographic analysis. Conceptual design work should utilize vehicle characteristic findings developed from Task 4 (Streetcar Vehicle Design Considerations and Demand Analysis).

Following completion of the conceptual designs, the Consultant will undertake an evaluation of the suitability of each alternative site to accommodate the facility, addressing the following criteria:

- Accessibility to the Streetcar alignment

- Ability to accommodate the desired space program – initial and ultimate
- Efficiency of track geometry
- Convenience of egress and ingress for streetcars, deliveries, and employees
- Site security considerations
- Compatibility with local plans and zoning
- Constructability (topography, shape, environmental constraints, access to utilities, utility impacts, drainage)
- Operational considerations
- Development costs
- Land availability

The Consultant will compare the three sites and develop recommendations on the top ranked site, with supporting rationale. The effort will include coordination with relevant agencies and stakeholders, including Arlington County, Fairfax County, and Virginia Department of Transportation (VDOT) staff to collect data, determine requirements and impacts, and prepare cost estimates. Coordination with Department of Defense staff may also be required. The draft deliverables will be reviewed by Arlington County and Fairfax County, with the final deliverables incorporating the Counties' review comments.

Task 5A Conceptual Design and Evaluation of LPA Facility Location ***Lump Sum***

The Columbia Pike Streetcar Project includes a new facility to accommodate vehicle storage and light maintenance for streetcar vehicles, a crew base for operators, and an operations and administration facility for the streetcar system. The LPA site is a 1.7-acre parcel at the corner of 12th Street South and South Eads Street in Pentagon City. This subtask assumes an allowance for boundary survey to identify parcel limits.

The Consultant will review the facility plans at the Pentagon City site to determine if the challenges can be addressed through modifications to the design or layout. The effort will include preparation of a three (3) conceptual plans, with concept design work to be conducted by individuals not involved with the previous design work, as well as delineation of assumptions used to develop adjustments to elements and space requirements. None of the three concepts will assume storage of the combined fleet of Columbia Pike and Crystal City streetcar lines.

The effort assumes up to three working sessions with County staff to generate several initial options, and then refine the three concept plans. For one work session, representatives from affected agencies will be invited so they can get familiar with the plans of the project. These agencies will include but not be limited to: Arlington County, Fairfax County, National Cemetery Administration, VDRPT, FTA, and VDOT.

Task 5B Conceptual Design and Evaluation of Two Additional Potential Facility Locations
Lump Sum

The Consultant will prepare two (2) conceptual designs (per location) and undertake additional work to evaluate the location of the O & M and vehicle storage facility at two alternative sites:

- Site 1 - Southgate Road – north of Columbia Pike. The existing County roadway would be reconfigured and a multi-use trail developed on the north side. The O & M facility would be located on Arlington County right of way on the south side of Southgate Road between the Department of Defense access road and the existing Columbia Pike.
- Site 2 - Parcel south of a realigned Columbia Pike roadway south of the Air Force Memorial. The 11.27 acre site, which would extend between the VDOT Maintenance facility and Joyce

Street, would be secured through a land transfer agreement with the Department of Defense. A heritage museum would also be accommodated on the site.

One of the two concepts for each site will assume storage of the combined fleet of Columbia Pike and Crystal City streetcar lines.

The effort assumes up to three working sessions with County staff to generate several initial options, and then refine the three concept plans. This task includes optional topographic and boundary survey and mapping to be conducted by the Consultant.

Task 5C Surveying of LPA site (Optional) **Not to Exceed**
Obtain and prepare site survey information (allowance for licensed surveyor to supplement boundary survey at Pentagon City location).

Task 5D Surveying of Site 1 – Southgate Road site (Optional) **Not to Exceed**
This task includes topographic and boundary survey and mapping to be conducted by the Consultant.

Task 5E Surveying of Site 2 – Realigned Columbia Pike site (Optional) **Not to Exceed**
This task includes topographic and boundary survey and mapping to be conducted by the Consultant.

Task 5F County Board Submission (Optional) ***Lump Sum***
If County staff determine that there is a need revise the LPA related to the Operations and Maintenance facility and vehicle storage yard, Task 5Fwill be authorized. The Consultant will prepare materials to present recommendations on the revised LPA to the Arlington County and Fairfax County Board of Supervisors. This will include preparation of a report and presentation materials to describe the recommended revisions and the implications.

Summary: Detailed Tasks and Deliverables

Task 5.A. 1	Critical peer review of LPA--Pentagon City site in light of past space program (one half-day work session is assumed)
Task 5. A.2	Stakeholder and agency coordination with nearby property owners (includes preparation of materials and attendance at up to three meetings)
Task 5.A.3	Confirm space program needs in coordination with Task 4
Task 5.A.4	Develop three conceptual designs Develop "sketch level" renderings of proposed conceptual designs Conduct up to two work sessions with County staff
	Deliverable: Technical Memorandum presenting results of LPA site evaluation process and conceptual designs and cost estimates (Draft and Final)
Task 5.B.1	For two additional sites: • Stakeholder and agency coordination with nearby property owners (includes preparation of materials and attendance at up to three meetings)
Task 5.B.2	Confirm space program needs in coordination with Task 4
Task 5.B.3	Conceptual designs for two alternative sites: • Develop two conceptual designs for each site • Develop "sketch level" renderings of proposed conceptual designs • Conduct up to two work sessions with County staff Critical peer review of concepts for two sites

	Deliverable: Technical Memorandum presenting results of two additional sites: site evaluation process and conceptual designs (Draft and Final) and cost estimates of alternative sites and designs
Task 5C	Surveying of LPA site (optional)
Task 5D	Surveying of Site 1 – Southgate Road site (optional)
Task 5E	Surveying of Site 2- Realigned Columbia Pike site (optional)
Task 5F	County Board Submission packet (optional)
	Report and presentation materials, Draft and Final

Task 6 Skyline Station Conceptual Design ***Lump Sum***

The task includes a defined effort (Task 6A) as well as optional efforts (Tasks 6B and 6C).

Task 6A Conceptual Design Work ***Lump Sum***

The Consultant will undertake conceptual design work to evaluate the feasibility of revising the location of the Skyline Central Plaza Station platform closer to Route 7 in the vicinity of the existing main entrance to the Skyline Complex, also known as the Vornado Main Entrance alternative. Information on this alternative is included in the Columbia Pike Transit Initiative Engineering Report, pages C-3 and C-4 (2012). The effort will review information developed as part of the AA/EA Study and collect and analyze additional data necessary for the preparation of the conceptual design, including traffic counts, road geometry, utility locations, right of way mapping, parking structure as-built plans. Conceptual design work should include vehicle characteristics and should follow completion of Task 4. The design will be performed to a level sufficient to evaluate the feasibility of the station relocation, identify the associated requirements (intersection, internal and external roadway modifications, underground parking structure revisions, drainage improvements, right of way requirements) and prepare an order of magnitude cost estimate. The impacts of the station relocation will be identified, including traffic, ridership, streetcar operations, business access and joint development opportunities.

The effort will include coordination with relevant agencies and stakeholders, including the property owner, major tenant(s), Arlington County and Fairfax County staff, and Virginia Department of Transportation (VDOT) staff to collect data, determine requirements and impacts and prepare cost estimates.

Prior to commencing design work for Task 6, the Consultant will meet with Arlington County, Vornado, and Fairfax County, to discuss modification to the existing LPA guideway and station location. The Consultant will evaluate up to three (3) separate alignment / station schematic options with the assumption that it will be necessary to perform up to three (3) separate iterations for each Option to finalize the Options.. The Consultant will base the design on the "longer" design streetcar vehicle, as specified by Arlington County. As these iterations are developed, they will be vetted with Arlington County, Fairfax County, Vornado, and VDOT to seek input. It is proposed that the final option will not impact the existing structure, however, if it does, the Consultant will identify potential structural issues. No structural analysis or evaluation is included in this Scope of Work.

The Consultant will utilize topographic and traffic conditions from the Pike Transit Project work. However, data gathered at a conceptual level are not sufficient for use in developing a final design. The topographic information consists of inputs from various sources, including Arlington County GIS, Vornado, Charles E. Smith as-built drawings, and ground survey performed during a previous iteration of the Pike Transit Project.

The Consultant will use the already-developed VISSIM files to reflect the new horizontal configurations of the intersection and develop adjusted signal timing and phasing plans to accommodate the streetcar

operations. Recommendations to existing traffic operations or lane configurations will be made and incorporated into the design.

Task 6B Topographic and Boundary Survey within Skyline (Optional) ***Not to Exceed***
The Consultant will perform a topographic and boundary survey within Skyline, on South Jefferson St. from the intersection to the north shopping center driveways, and along Rt. 7 and the frontage road between Gorham St. and South George Mason Dr. The effort will involve fitting the existing mapping together for purposes of creating a basemap for this task work and with the assumption that the survey work will be adequate for future levels of design.

Task 6C County Board Submission (Optional) ***Lump Sum***
If County staff determines that there is a need to revise the LPA related to the Skyline Station, Task 6B will be authorized. The Consultant will prepare materials to present recommendations on the revised LPA to the Arlington County and Fairfax County Board of Supervisors for their review and action. This will include preparation of a report and presentation materials to describe the recommended revisions and the implications.

Summary: Detailed Tasks and Deliverables

Task 6.A.1	Data collection to include: • Existing survey, right-of-way, and traffic data
	Deliverable: Brief technical memorandum summarizing data collection
Task 6. A.2	Initial work sessions with Fairfax County, Arlington County, Vornado, and VDOT: • Identify/confirm issues, including re-design assumptions for Skyline complex and potential cost sharing scenarios • Develop initial set of conceptual station locations with alignments and operations assumptions (Schematic Options)
	Deliverable: Meeting memoranda and sketches
Task 6. A.3	Develop conceptual designs of Skyline Central Plaza Station (assume three Options) • Analyze geometric feasibility using updated vehicle size requirements and physical constraints • Analyze pedestrian connectivity and urban design elements • Prepare sketch visualizations • Identify modifications to traffic operations or roadway/lane configurations • Develop adjusted signal timing and phasing plans to accommodate streetcar operations • Understand implications for streetcar operations
	Deliverable: Draft Technical Memorandum with conceptual design, requirements, impacts and cost estimates
Task 6. A.4	Follow-up work sessions with Fairfax County, Arlington County, Vornado, and VDOT: • Confirm integration with Skyline development plans • Confirm impacts and conceptual costs
	Deliverable: Meeting memoranda and sketches
Task 6. A.5	Prepare capital cost estimate and updated visualization of preferred configuration
	Deliverable: Final Technical Memorandum with conceptual design exhibits, requirements, impacts and cost estimates (Draft and Final)

Task 6B	Ground based topographic and boundary survey (Optional)
	Ground based topographic and boundary survey, and fitting together of existing mapping to provide basis for preliminary engineering design.
Task 6C	County Board Submission (Optional)
	Report and presentation materials, Draft and Final

Task 7 Small Starts/New Starts Program Application Follow-Up ***Not to Exceed***

The effort involves undertaking work to address FTA New Starts Program Project Development requirements. The Consultant shall be familiar with the emerging FTA MAP-21 Small Starts/New Starts requirements and guidance and will provide advice to the County regarding specific efforts and strategies that would make the project eligible for consideration as well as maximize the project's performance under the program.

It is assumed that the required work effort will include satisfaction of NEPA requirements. A draft FONSI was prepared subsequent to adoption of the LPA by the Arlington County Board and Fairfax County Board of Supervisors in July 2012 (**Attachment 7**). FTA deferred review and action on the draft FONSI until the project is admitted into the Project Development phase. The effort would include all work necessary to secure FTA approval of the FONSI. This could involve attending meetings, making any necessary revisions to the draft FONSI to address FTA review comments, as well as preparation of public and agency notices. NEPA work related to any revisions to the Operations and Maintenance facility and Skyline Station arising from Tasks 5 and 6 are not included in this task.

The following are the types of assistance to be addressed in the task. The specific assignments and budgets will be determined at the time of the assignment.

Application Follow up and NEPA

Preparation of formal templates for submittal to FTA to obtain a project rating will **not** be undertaken until preliminary engineering work is completed and the County is applying for entry into Engineering. However, in coordination with County and FTA staff, the Consultant will apply recent and forthcoming FTA Rules and Guidance to make preliminary assessments of project viability under the Small Starts and New Starts Programs.

In coordination with County staff, the Consultant will develop optional scenarios that relate the overall scope of the project to the project's viability under the Small Starts and New Starts Program. Scenarios could include revised project limits, revised operating plans, and revised design assumptions. Scenario development would include work to revise estimates of capital and O&M costs (using unit costs and quantities from the AA/EA work and PMOC review), to apply feedback received from FTA on the 2012 Small Starts submittal. This scope of work assumes development of up to five scenarios that would be tested and compared for selected criteria including cost effectiveness and environmental benefits for Small Starts or New Starts project justification.

The Consultant will submit a proposed work plan to the County for calculating the project justification criteria, including the specific data sources and methodologies to be used. As part of this effort, the Consultant will advise the County regarding specific efforts or measures that would maximize the performance of the project under the New Starts criteria.

FTA Coordination for Small Starts/New Starts Project Development
The Consultant will attend meetings and coordinate with County staff and FTA to discuss the project development entry requirements for New Starts/Small Starts, pre-award authority, and issues related to approval of the FONSI with the potential revisions to the facilities (See Task 9). The Consultant will prepare materials and meeting memoranda associated with these meetings.

Request to enter New Starts or Small Starts Project Development
Under MAP-21, FTA requires a "letter" from the project sponsor(s) requesting entry into New Starts Project Development. Once approved into Project Development, the project sponsor(s) have two years during which to complete NEPA,sufficient engineering and submit materials in support of project justification and financial criteria.

To inform the proposed letter request by Arlington County, the Consultant will prepare updated project cost estimates, an updated financial plan, and a strategy document for completing Project Development work in 2 years.

As part of the current Scope of Work, the Consultant and County staff are to define the scope of the proposed project, resolving facility locations and termini stations, confirming operating plans and vehicle type, etc. The current Scope of Work also includes securing environmental approvals. Beyond the current Scope of Work, the strategy will include advancing engineering design, refining cost estimates, and conducting technical work to complete FTA Preliminary Engineering templates and satisfy Project Justification criteria. Specific deliverables will be identified by the County in coordination with FTA at a later date.

Completion of FONSI for Adopted LPA Project
It is assumed under both scenarios (admission into the New Starts Program and admission into the Small Starts Program) that the required work effort will include satisfaction of NEPA requirements. A draft FONSI was prepared subsequent to adoption of the LPA by the Arlington County Board and Fairfax County Board of Supervisors in July 2012. FTA deferred review and action on the draft FONSI until the project is admitted into the Project Development phase.

The Consultant will assist County staff in the coordination and documentation necessary to secure FTA approval of the FONSI based on the LPA project scope. This could involve attending meetings, making any necessary revisions to the draft FONSI to address FTA review comments, as well as preparation of public and agency notices.

NEPA work related to substantive changes to the locations of the Operations and Maintenance facility and the Skyline Station arising from Tasks 5 and 6 is not included in this task (see Task 9).

Summary: Detailed Tasks and Deliverables

Task 7. A.1	Strategy for Positioning the project for New Starts or Small Starts • Apply findings of Tasks 3, 4, 5, and 6 and coordinate with County staff to develop Small Starts and New Starts project scenarios for evaluation. • Screen the scenarios: chart pros and cons of each scenario, including broad cost implications and schedule effects (NEPA, stakeholder review, etc.). • Prepare a work plan for developing and applying project justification criteria toward selecting a recommended scenario. • Develop up to five scenarios that would be tested and compared for selected criteria. • Update project cost estimates.

	• Evaluate the scenarios, and recommend a preferred approach.
Task 7. A.2	FTA Coordination for Small Starts/New Starts Project Development • Attend up to four coordination meetings with County staff and FTA. • Develop meeting materials and memoranda.
Task 7. A.3	Request to enter New Starts or Small Starts Project Development • Prepare updated project cost estimates for the recommended project scenario. • Prepare up to three financial plan scenarios. • Prepare an updated financial plan document. • Prepare a strategy document for completing Project Development work in 2 years.
Task 7. A.4	Completion of FONSI for Adopted LPA Project • Prepare Finding of No Significant Impact document in support of FTA and County staff

Task 8 Additional Agency Coordination and Public Outreach ***Not to Exceed***

The Consultant will assist with coordination and outreach activities with the Columbia Pike Streetcar project. The assistance will be provided on an as needed basis and could include attendance at Policy and Technical Advisory Committee meetings, development of presentation materials, preparation of responses to questions and information requests. Additional assistance will include preparation of information for project website updates.

The task will be awarded as a 'not to exceed amount', with assignments and corresponding budgets determined at the time of the assignment.

Summary: Detailed Tasks and Deliverables

8.1	Meeting coordination and preparation for the Technical Advisory Committee and Policy Committee: • Three (3) meetings with Policy Committee, including one briefing for new Policy Committee members and update current committee members • Develop all meeting materials for committee meetings
8.2	Prepare responses to questions and information requests • Coordinate among technical disciplines and provide quick responses to County staff As directed, advise County staff of relevant news media
8.3	Prepare information for two (2) project website updates • FAQ updates • Summaries of interim technical findings, as appropriate Consult with County staff on appropriate use of social media and other strategic resources; efforts could include posting meeting announcements via Twitter or Facebook or other strategic resources, such as blogs.

Task 9 Environmental Approval (Optional) ***Not to Exceed***

The Consultant may assist in undertaking activities to secure FTA approval under NEPA for any modifications that are made to the LPA related to the Operations and Maintenance facility and vehicle storage yard and/or the Skyline Station facility (Tasks 5 and 6). The additional assistance will include attendance at meetings with FTA staff, undertaking environmental analysis to determine the potential impacts on the human and natural environment, development of mitigation measures to alleviate potential impacts, agency and public coordination, as well as preparation of a Supplemental Environmental Assessment (EA) document.

All work on the task is to be authorized in advance by Arlington County. The specific scope, deliverables and associated fee will be negotiated with the Consultant if the services are required.

Task 9A – Environmental Approval – Revised O & M Facility - *Optional* ***Not to Exceed***

The task will be awarded as a 'not to exceed amount'.

The Consultant services will involve the following tasks:

Environmental Scan of the undocumented O&M facility. The purpose of this scan would be to identify key issues that would assist FTA in determining the best way to address the O&M facility and how it relates to the current NEPA documentation (May 2012 AA/EA). The environmental scan would be based on the following:

- Field review of the site
- Reliance on readily available mapping/documentation of the area
- Key Resources to be reviewed for the site and adjacent properties include:
  - Transportation
  - Land Use & Zoning
  - Cultural Resources
  - Parks
  - Hazardous Material
  - Water Resources
  - Utilities
  - Property ownership/right-of-way
  - Sensitive community facilities/neighborhoods

Coordination with FTA. After conducting the environmental scan of the site, the Consultant will assist Arlington County in preparing for and attending a NEPA documentation meeting/discussion on how the new site relates to the current NEPA document. Upon coordinating with FTA, the Consultant would develop an appropriate scope, budget and schedule for the necessary NEPA documentation required by FTA.

Prepare NEPA reports/documentation and attend meetings to obtain approvals and obtain input, including:

- Assumed up to three meetings with FTA to confirm the required documentation and obtain review comments on draft reports.
- Other coordination meetings, including one additional TAC, one additional Policy Committee meeting, three additional stakeholder meetings, and one additional public meeting.

To the maximum extent possible, the effort will utilize information and analysis developed from other efforts, including the Columbia Pike AA/EA Study, and Columbia Pike Multimodal Study.

Associated project management related efforts: the consultant assumes a duration of six additional months, with the associated levels of project management effort.

Task 9B – Environmental Approval – Revised Skyline Station - *Optional* ***Not to Exceed***

The Consultant services under this task would involve preparation of environmental documentation to address NEPA requirements if it is necessary to address a revision to the Skyline Station from the design approved as part of the LPA.

The Consultant services will involve the following tasks:

Environmental Scan of the undocumented Skyline Station location. The purpose of this scan would be to identify key issues that would assist FTA in determining the best way to address the station location and how it relates to the current NEPA documentation (May 2012 AA/EA). The environmental scan would be based on the following:

- Field review of the site
- Reliance on readily available mapping/documentation of the area
- Key Resources to be reviewed for the site and adjacent properties include:
- Categories to be analyzed include:
    - Transportation
    - Land use and zoning
    - Right-of-way
    - Noise and vibration
    - Visual

Coordination with FTA. After conducting the environmental scan of the site, the Consultant will assist Arlington County in preparing for and attending a NEPA documentation meeting/discussion on how the new site relates to the current NEPA document. Upon coordinating with FTA, the Consultant would develop an appropriate scope, budget and schedule for the necessary NEPA documentation required by FTA.

Prepare NEPA reports/documentation and attend meetings to obtain approvals and obtain input, including:

- Assumed up to three meetings with FTA to confirm the required documentation and obtain review comments on draft reports.
- Other coordination meetings, including one additional TAC, one additional Policy Committee meeting, three additional stakeholder meetings, and one additional public meeting.

To the maximum extent possible, the effort will utilize information and analysis developed from other efforts, including the Columbia Pike AA/EA Study, and Columbia Pike Multimodal Study.
Associated project management related efforts-- if the time period for the optional work effort extends beyond the schedule for the defined work effort—assume a duration of six additional months, with the associated levels of project management effort.

<u>Summary: Detailed Tasks and Deliverables</u>

Task 9A	**Environmental Approval – Revised O & M Facility - *Optional***
9A.1	Prepare revised environmental documentation to address NEPA requirements
9A.2	Meetings: Assumed up to three meetings with FTA to confirm the required documentation and obtain review comments on draft reports.

PRICING SCHEDULE
COLUMBIA PIKE STREETCAR PROJECT - TASK ORDER WORK UNDER AGREEMENT #241-10-5

Task Number	Description	Total Cost
1	Project Management	$76,194
2	Section 106 Compliance	$163,566
2A	Identification and Survey - Existing facilities, field testing	
2B	Letter of Commitment (Optional)	
2C	Programmatic Agreement (Optional)	
2D	Identification and Survey - Revised O&M Facility (Optional)	
3	Review of Design and Utility Guidelines	$29,372
4	Streetcar Vehicle Design Considerations and Demand Analysis	$92,352
4A	Ridership Forecasting Methodology	
4B	Ridership Forecast without Crystal City Streetcar	
4C	Ridership Forecast with Crystal City Streetcar	
4D	Ridership Forecast with FTA Modeling Tool (Optional)	
4E	Updated Operations Plan and Vehicle Capacity and Fleet Size Requirements	
5	Conceptual Design and Evaluation of Alternative O&M Facility Site	$258,743
5A	Conceptual Design and Evaluation of LPA Facility Location	
5B	Conceptual Design and Evaluation of Alternative Facility Locations	
5C	Surveying of LPA Site (Optional)	
5D	Surveying of Site 1 - Southgate Road Site (Optional)	
5E	Surveying of Site 2 - Realigned Columbia Pike Site (Optional)	
5F	County Board Submission Packet (Optional)	
6	Skyline Station Conceptual Design	$109,979
6A	Conceptual Design Work	
6B	Topographic and Boundary Survey (Optional)	
6C	County Board Submission (Optional)	
7	Small Starts/New Starts Program Application Follow Up	$85,870
7A	Application Follow Up and NEPA	
8	Additional Agency Coordination and Public Outreach	$39,586
9	Environmental Approval (Optional)	$143,469
9A	Environmental Approval - Revised O&M Facility (Optional)	
9B	Environmental Approval - Revised Skyline Station (Optional)	
	TOTAL:	$999,131

Board Agenda Item
July 30, 2013

ACTION – 10

Approval of Tysons Interim Metrorail Public Commuter Park-and-Ride Lot Agreement

ISSUE:
Board approval of a Tysons Interim Metrorail Public Commuter Park-and-Ride Lot Agreement, with Cityline Partners, for 1820 Dolley Madison Boulevard, McLean, Virginia.

RECOMMENDATION:
The County Executive recommends that the Board approve the Tysons Interim Metrorail Public Commuter Park-and-Ride Lot Agreement, with Cityline Partners, for 1820 Dolley Madison Boulevard, McLean, Virginia. The County Executive also recommends that the County Executive be authorized to sign the agreement.

TIMING:
The Board should act on this item on July 30, 2013, so the property owner, Cityline Partners, can take all necessary steps to construct and complete an interim Metrorail parking lot, located at 1820 Dolley Madison Blvd, McLean, Virginia, in time to be operational when Metrorail's Silver Line service begins.

BACKGROUND:
In its June 22, 2010, approval of the Tysons Comprehensive Plan amendment, the Board of Supervisors (BOS) approved a number of Follow On Motions. Interim commuter parking at the four new Metrorail Stations in Tysons is addressed in Motion 14 which states "The Board directs staff to explore options for providing commuter parking at Metrorail station(s) in Tysons Corner on an interim basis until Tysons development reaches a level where such commuter parking is not practical or desirable."

To implement this motion, Fairfax County Department of Transportation (FCDOT) staff investigated the zoning regulations governing the provision of commercial parking in Tysons. In most cases, a public commuter park-and-ride lot agreement, approved by the Board of Supervisors, is required to allow commercial parking. Such an agreement can contain any terms the Board of Supervisors deems appropriate. To solicit interest in forming agreements to provide interim Metrorail parking in Tysons, FCDOT released the Tysons Interim Metrorail Parking Request for Interest (RFI) in November 2012.

Cityline Partners responded to the RFI with a proposal to build a 711-space interim Metrorail parking lot, at 1820 Dolley Madison Boulevard, McLean, Virginia. Located on the northeastern corner of the Scotts Crossing Road/Dolley Madison Boulevard intersection, immediately adjacent to the McLean Metrorail Station, inside I-495 and directly on Dolley Madison Boulevard/Rt.123, the site is ideally situated to serve the interim Tysons Metrorail parking needs of the McLean and Great Falls communities. The site contains an existing 293-space surface parking lot and three story office building. The property owner plans to remove the existing office building to provide an additional 418 parking spaces for a total of 711 parking spaces.

FCDOT staff has worked in coordination with the Fairfax County Attorney's Office, the Fairfax County Department of Planning and Zoning, the Fairfax County Department of Public Works and Environmental Services and Cityline Partners to develop the attached Tysons Interim Metrorail Parking Agreement. The following are some key points of the agreement:

- The Owner will pay all costs associated with construction, maintenance and operation of the interim Metrorail parking lot.
- The Owner will determine what fees to charge for parking and will retain all fees collected.
- All parking spaces provided will be made available for commuter parking from 5 a.m. till 8 p.m., Monday through Friday.
- The agreement will last for a period of ten years but can be terminated by either party with 60 days written notice.
- The County will agree not to use the right to terminate, for the first five years, without cause. Causes for termination include operating the parking lot in an unsafe manner, poor maintenance of the parking lot or violation of state/County laws or applicable zoning ordinances.

FISCAL IMPACT:
None. All costs associated with implementing, operating and maintaining the commuter parking lot will be the sole responsibility of the parking operator/owner and all revenues will accrue to the parking operator/owner.

ENCLOSED DOCUMENTS:
Attachment I: Tysons Interim Public Commuter Park-and-Ride Lot Agreement, with Cityline Partners, for 1820 Dolley Madison Boulevard, McLean, Virginia
Attachment II: Proposed Cityline Tysons Interim Metrorail Parking Site

Board Agenda Item
July 30, 2013

STAFF:
Robert A. Stalzer, Deputy County Executive
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Daniel B. Rathbone, Chief, Transportation Planning Division, FCDOT
Leonard Wolfenstein, Chief, Transportation Planning Section, FCDOT
Kris Morley-Nikfar, Transportation Planner, Transportation Planning Division, FCDOT

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PUBLIC COMMUTER PARK-AND-RIDE LOT AGREEMENT

This Agreement, made this _____ day of _____, 2013, by and between (a) Cleveland 1820 Dolley Madison LLC, a Delaware limited liability company, having an address of c/o Cityline Partners LLC, 1651 Old Meadow Road, Suite 650, Tysons Corner, Virginia 22102, and its successors-in-interest ("Owner"); and (b) the BOARD OF SUPERVISORS OF FAIRFAX COUNTY (the "County"), a body politic of Virginia, having an address of 12000 Government Center Parkway, Fairfax, Virginia 22035.

WHEREAS, County continues to support public transportation services, facilities, and commuter park-and-ride lots as effective traffic mitigation facilities; and

WHEREAS, the Owner intends to construct and operate a paid surface parking lot on the property located at 1820 Dolley Madison Boulevard, Tysons Corner, Virginia 22102 (the "Parking Lot"); and

WHEREAS, County desires to enter into an agreement with the Owner regarding the provision by the Owner of parking spaces in the Parking Lot to be available for commuter parking; and

WHEREAS, the Owner has agreed to make approximately seven hundred and eleven (711) spaces in the Parking Lot available for use by the general public (i.e., unreserved spaces), including for commuter parking, on weekdays (other than holidays) between 5:00am and 8:00pm; and

WHEREAS, the Owner is the owner of the property on which the Parking Lot is to be constructed;

NOW, THEREFORE, for and in consideration of the mutual promises and agreements set forth below, the Owner and the County agree as follows:

1. Approximately seven hundred and eleven (711) parking spaces in the Parking Lot (or such lesser number as may be approved on the associated site plan), which are shown on the plan attached hereto and incorporated herein as Exhibit I (the "Commuter Spaces"), will be reserved for use by the general public, including, without limitation, commuters, who will carpool, vanpool, or ride public transportation. The County acknowledges that the Owner will not be in a position to monitor usage of the Commuter Spaces to ensure that the individuals using them are in fact commuters as opposed to other types of users. Therefore, the Owner's obligation hereunder shall be to make the Commuter Spaces available for use by the general public by not reserving them for other specified uses or users during the hours specified herein. The Owner shall, at all times, be permitted to designate up to ten percent (10%) of the parking spaces as reserved commuter parking spaces. Similar to how WMATA provides reserved parking spaces at their parking lots and parking garages, all reserved commuter parking spaces shall be available for reserved parking permit holders until 10 a.m.;

after that time, all unused spaces will be available for general use. The Owner shall, at all times, be permitted to designate up to 10 parking spaces for the sole use of a car-sharing service.

2. The Owner may charge for parking in the Parking Lot, including, without limitation, the Commuter Spaces. The amount of the charge is solely determined by the Owner. On-site signage will be posted by the Owner, in compliance with applicable County regulations, stating the location and charge for parking in the Parking Lot. If the County installs off-site signage, it will do so in coordination with the Owner. The County will post, on their website, the location and fee for parking in the Parking Lot as established from time to time by the Owner.

3. On-site signage must be displayed clearly indicating the "temporary" nature of this interim parking lot.

4. All maintenance of the Parking Lot shall be done by the Owner. That includes: lighting, sweeping, trash removal, and snow removal with respect to the Commuter Spaces.

5. In consideration of this Agreement and to satisfy the requirement of the Deferral of Right of Way Dedication Waiver # 7788-WROW-001-1 ("Deferral"), the Owner shall dedicate, for public right of way purposes, fee simple title to approximately 700 square feet of property along the Scotts Crossing Road frontage of the 1820 Dolley Madison Boulevard property. In addition, the Owner shall grant a temporary construction easement of approximately 4,420 square feet over the property to be dedicated and/or abutting property owned by the Owner. The property which is to be the subject of the aforementioned dedication and temporary construction easement is reflected on Sheets 1C and 7 of 30% level Plans for the Jones Branch Connector project dated January 17, 2013. Such dedication and easement shall be provided upon written request of Fairfax County and/or VDOT, and the plat showing the dedication shall reserve unto the Owner, in accordance with the Fairfax County Zoning Ordinance, density credit associated with the areas of dedication. However, since the area specified for dedication and easement is estimated based on the 30% level plans, which are subject to further revision during the final design process, the County reserves all rights to request additional dedication of right of way and easements along the property's Scotts Crossing Road frontage as deemed necessary for the Jones Branch Connector in satisfaction of this Agreement and the Deferral. The Owner shall provide such additional dedication of right of way and easements, subject to the Owner's reasonable review and approval of the extent, duration and location thereof and to a reservation of density credit associated with any additional areas of dedication.

6. Until precluded by the reconstruction of Scotts Crossing Road with the Jones Branch Connector project, left-turns onto Scotts Crossing Road, through an existing median break, will be allowed for vehicles exiting the lot. With reconstruction of the Jones Branch Connector and closure of the median break, the Owner shall reconfigure the primary egress point from the lot to direct exiting vehicle traffic to the median break located approximately 600' feet north of the entrance in general conformance with schematic depicted in the attached drawing prepared by Vika, Inc, dated 6-5-2013, subject to final VDOT and FCDOT approval. Reconfiguring of the primary egress point from the lot must not interfere with or delay any phase of the Jones Branch Connector construction schedule, including the phase that requires the closing of the existing median break along Scotts Crossing Road.

7. The Owner shall monitor and enforce all parking regulations concerning where and when parking shall be permitted, consistent with this Agreement and Owner's general practices regarding parking at the Parking Lot. Parking in the Commuter Spaces is only required to be made available to the general public, as described in paragraph 1, above, between the hours of 5 a.m. and 8 p.m., Monday through Friday (other than holidays). The Owner may use the Commuter Spaces for any other purpose at all other times, such as, by way of example and not of limitation, reserving the Commuter Spaces for use by specified companies or individuals.

8. County shall be permitted to include this location as a Commuter Parking Area in promotional literature about commuter parking lots located in Fairfax County.

9. The parties agree that this Agreement shall be effective on the date that it is executed by all parties hereto, or, if later, the date on which the Parking Lot (including the Commuter Spaces) opens for business, and shall continue for 10 years; provided, however, that either party shall have the right to terminate this Agreement in its entirety or as applied to portions of the Parking Lot or Commuter Spaces upon at least sixty (60) days written notice to the other party. The County will not exercise the right to terminate this agreement, within the first five years, without cause. For the purposes of this Agreement, "cause" shall mean and refer to the following: (i) operating the lot in a manner which causes it to be unsafe to the traveling public or for use by the public as a parking lot, (ii) not maintaining the lot in good condition and in a commercially reasonable manner, or (iii) violating, in a material respect, any State law, County ordinance or applicable zoning that applies to the operation of the Parking Lot. The County acknowledges that the Parking Lot will be operated primarily as an automated lot which will often be unattended and that no security personnel will be engaged to provide security for the Parking Lot. Such circumstances shall not be cause for the County to declare the Parking Lot unsafe, unless, in the event incidents occur that threaten users' safety, the Owner fails to take reasonable measures to increase security, such as installing call boxes and/or additional motion-activated lighting, subject to County approval. No termination for cause would be exercised without at least sixty (60) days written notice of termination to the other party, specifying the date of termination ("effective date"). The defaulting party shall have thirty (30) days after receipt of the notice of termination for cause to remedy deficiencies. This agreement shall terminate on the effective date, unless the defaulting party has remedied deficiencies within such thirty day period, or such additional period of time as may reasonably be required, and as mutually agreed upon in writing, to effect a cure of such default, provided the Owner promptly commences and diligently pursues such cure to completion.

10. All notices under this Agreement shall be in writing and shall be sent by hand delivery, overnight express delivery or certified U.S. Mail, return receipt request, addressed as follows:

    As to County:
    Mr. Thomas P. Biesiadny, Director
    Department of Transportation
    4050 Legato Road, Suite 400
    Fairfax, Virginia 22033-2895

    As to Owner:
    c/o DLJ Real Estate Capital Partners, LLC
    590 Madison Avenue, 8th Floor
    New York, New York 10022
    Attn: Mr. Michael Pedulla

    with a copy to:
    c/o Cityline Partners, LLC
    1651 Old Meadow Road, Suite 650
    Tysons Corner, Virginia 22102
    Attn: Mr. Thomas D. Fleury

    Such notices shall be effective when delivered (in the case of hand-delivery), the business day after mailing (in the case of overnight express delivery) or three (3) business days after mailing (in the case of certified mail). Either party may change its addresses or addressees for notice by given notice to the other party in accordance with this paragraph.

11. Nothing in this Agreement shall be construed or interpreted as creating a license, easement or other property right in favor of the County or the general public relative to the Parking Lot or other property of the Owner.

12. This Agreement may not be modified except by a written instrument duly executed by the parties hereto.

13. If any provision of this Agreement is deemed invalid or unenforceable to any extent, the remainder of this Agreement shall be valid and enforceable to the fullest extent permitted by law.

14. This Agreement shall be governed and construed in all respects as between the Owner and the County, in accordance with the laws of the Commonwealth of Virginia, without regard to conflict of law principles. This Agreement is also subject to and conditioned upon compliance with all applicable state and local building codes and zoning requirements.

15. Nothing herein shall be construed by the parties as a waiver of the sovereign immunity of the County of Fairfax.

16. Nothing in this Agreement shall be construed as creating any personal liability on the part of any officer, employee, member or agent of the parties to this Agreement.

17. Nothing in this Agreement shall be construed as giving any rights or benefits to anyone other than the parties to this Agreement.

18. In the event of the conveyance of this property, the Owner shall provide a copy of this Agreement to the successor-in-interest.

IN WITNESS WHEREOF the parties hereto have set their hands and seals the day and year first written above.

COUNTY:
BOARD OF SUPERVISORS OF FAIRFAX COUNTY, a body politic

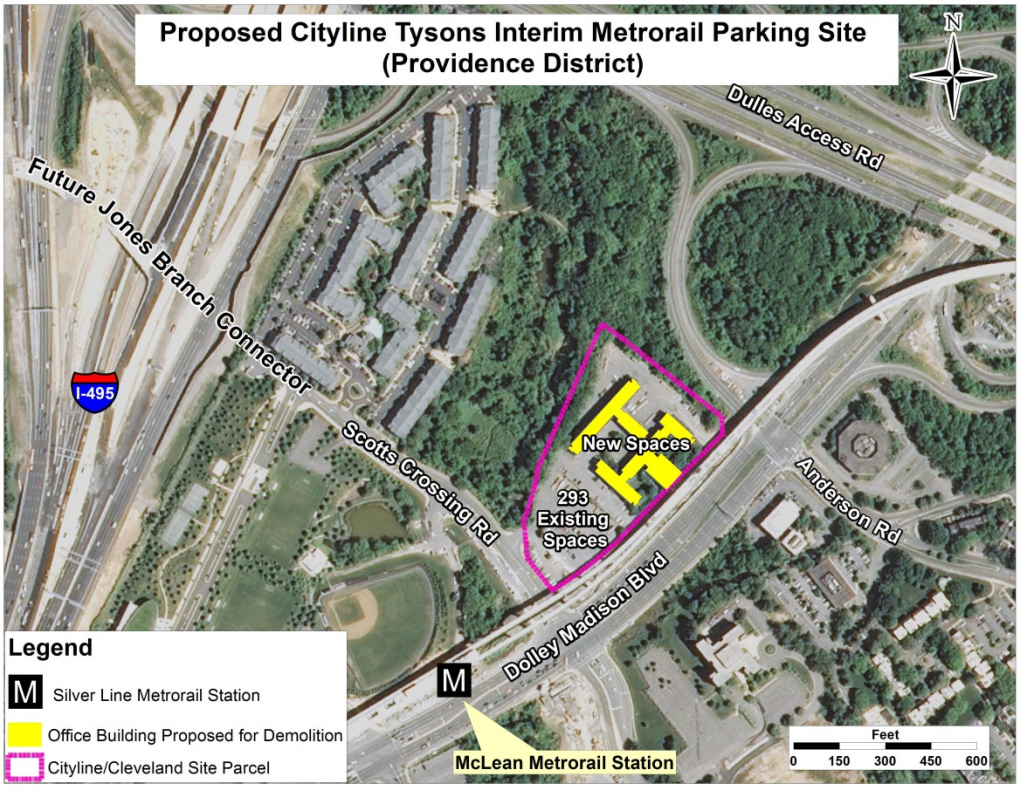
BY: _____
Edward L. Long Jr
County Executive

_____
Authorized Agent

Name of property owner(s):
CLEVELAND 1820 DOLLEY MADISON LLC

BY:_____
NAME:_____
TITLE: _____

Attachment 2



Board Agenda Item
July 30, 2013

ACTION – 11

Approval of Wiehle-Reston East Metrorail Station Garage Parking and Bike Room Rates, Tysons Circulator Route Fares and Fairfax Connector Route 432 Alignment (Hunter Mill and Providence Districts)

ISSUE
Board approval of the daily parking and bike room rental fee structure at the Wiehle-Reston East Metrorail Station garage. In addition, approval of the fare for the Fairfax Connector Tysons Circulator routes (Routes 422, 423 and 424), and the alignment of proposed Fairfax Connector Route 432.

RECOMMENDATION:
The County Executive recommends that the Board approve the Wiehle-Reston East Metrorail Station (Wiehle) daily parking, reserved monthly parking, and bike room user rates, Tysons Circulator (routes 422, 423, and 424) fares; and the alignment of Fairfax Connector Route 432 as described below.

Wiehle Daily Parking Rate: Implement a daily parking rate which matches with the existing Washington Metropolitan Area Transit Authority (WMATA) Metrorail station parking facilities in Fairfax County ($4.75), and subsequently adjust this rate to keep it consistent with other Metrorail station parking facilities in Fairfax County the future.

Wiehle Reserved Monthly Parking Rate: Implement a monthly reserved parking rate of $65 which matches the existing monthly reserved rate at the majority of Metrorail station parking facilities in Fairfax County, and subsequently adjust this rate to keep it consistent with other Metrorail station parking facilities in the future.

Wiehle Bike Locker Room Fees: Implement an annual membership fee of $75, which matches rates for similar programs provided by the Virginia Department of Transportation (VDOT) and WMATA.

Route 432: Implement a new weekday, peak period, bus route originating at the Spring Hill Metrorail Station providing bus service along Tyco Road, Spring Hill Road, Westpark Drive, Gosnell Road, Old Courthouse Road, Creek Crossing Road, East Street, Church Street, Beulah Road and Trap Road. Route 432 will operate approximately every 30-40 minutes during rush hour periods (6-8:30 a.m. and 4-7 p.m.) on weekdays, using a 30 foot bus. Also, direct staff of the Department of Transportation to work with the residents of Old Courthouse Road and Creek Crossing Road, the Town of Vienna, and the Virginia Department of

Transportation to identify and prioritize roadway and pedestrian improvements on Creek Crossing Road and Old Courthouse Road, and further direct staff of the Department of Transportation to investigate funding opportunities for these improvements once they have been identified and prioritized.

Tysons Circulator Route Fares: Implement an introductory fare of $0.50 per trip on the three Tysons Circulator routes: Fairfax Connector Routes 422, 423 and 424.

BACKGROUND:

Wiehle Garage Rates

As a part of the Silver Line extension in the Dulles Corridor, a 2,300 space underground park-and-ride garage is being constructed north of and adjacent to Wiehle-Reston East Metrorail Station. The parking garage is part of a mixed-use joint development between Fairfax County and Comstock Partners. The Metrorail station park-and-ride garage will be owned and maintained by Fairfax County with WMATA managing parking fee revenue collection. The daily parking rate at other existing Metro station parking facilities in the county is $4.75, the current maximum parking rate adopted by the WMATA Board of Directors. Reserved monthly parking rates at existing Metrorail stations in the county are set at $45 or $65 per month, station dependent. Reserved parking is proposed to be in effect all weekdays, except holidays. Reserved parking spaces will be held until 10 a.m.; after that time, all unused reserved spaces will be available for general use. This is consistent with WMATA's reserved parking policy. Staff recommends that the Board adopt a reserved parking rate of $65 per month for the Wiehle-Reston East Metrorail Station parking garage, which is consistent with most of the other Metrorail stations in Fairfax County.

The Wiehle-Reston East Metrorail Station will feature Fairfax County's first enclosed, secure bicycle parking facility with a capacity for over 200 bicycles. In addition to secure fee parking, the facility will also provide unsecured (free) parking, as well as area reserved for a future Capital Bikeshare docking station.

The user (rental) fee will be similar to FCDOT's bicycle locker rental program. An annual membership fee of $75 will be established. This rate is comparable to rates for similar programs provided by VDOT and WMATA. It is staff's intent to set reasonable usage rates for the secure bicycle parking room that are in line with current rates region wide for similar facilities that include bicycle lockers. Based on these findings, staff recommends an annual rate of $75. This equates to an average daily user cost of $0.25 - $0.30. This rate is slightly higher than the current bicycle locker rental rate ($60) but offers additional amenities including a secure, monitored indoor environment, small repair (fixit) stations and benches.

Route 432

The Silver Line Bus Service Plan was approved by the Board on June 4, 2013. To develop the plan, staff conducted two rounds of a total of 12 public outreach meetings, and presented at an additional 12 community meetings, between January and May 2013, making modifications to the plan as a result of public comment. During the public outreach period, proposed Route 432, which would provide service between the northeast quadrant of Vienna and the Spring Hill Metrorail Station, generated the greatest volume of public comment both for and against various proposed alignments. The Fairfax Connector Silver Line bus service plan was approved by the Board on June 4, 2013, with the inclusion of funding for proposed Route 432. However, staff did not include a recommendation for final routing as there was no public consensus achieved on the route alignment. Staff indicated they would return to the Board at the end of July with a recommendation for the final Route 432 routing.

During the public outreach process, staff extensively evaluated approximately ten potential routing options for Route 432 that were suggested by residents and elected officials. After extensive evaluation, due to various roadway limitations, many of the suggested routings were eliminated from consideration. A final community meeting was held the evening of June 4, 2013, at the Patrick Henry Library in Vienna to present the four alignments for Route 432 that staff believed were feasible. The meeting was attended by approximately 115. Staff accepted comments from attendees with timed intervals for comments. During the meeting staff presented a summary of the previous public input, highlighted the Connector's safety and training record, discussed roadway limitations that have been identified, and reviewed the four potential alignments for Route 432. After the presentation, members of the public were allowed to speak for two minutes each. Over 50 speakers made comments during the meeting.

Overall, residents were generally supportive of a bus route; however there was opposition to the bus traveling over certain neighborhood segments of the proposed route. The most significant opposition to the bus was along Creek Crossing Road. There was mixed support to the bus travelling along Old Courthouse Road and Towlston Road. The themes that were commonly referenced included operational feasibility and safety due to road geometrics; problems with existing traffic and speeds; increased risk to pedestrians and children; and parking in the neighborhood by people outside the neighborhood to utilize the bus.

After a comprehensive review of all the public input including comments from the final meeting, and after additional extensive field work reviewing all options, "Option 1" is recommended the alignment for Route 432. Option 1 generates the highest potential ridership, represents the least overlap with existing routes, travels through several currently unserved neighborhoods, and the road geometrics provide the best alignment operationally with no infrastructure improvements required for operation.

As part of the discussions of Route 432, citizens along Old Courthouse Road identified several areas for roadway and pedestrian improvements. These improvements do not prevent the safe operation of bus service, but would result in better vehicular and pedestrian movement. Staff recommends that the community be engaged to develop and prioritize a comprehensive list of these improvements and ultimately seek funding for the improvements.

Tysons Circulator Route Fares

The Board-approved Silver Line Bus Service Plan included three Tysons Circulator routes (Routes 422, 423 and 424) to provide service to three Silver Line stations in Tysons. Stations served are Tysons Corner, Greensboro and Spring Hill. The Circulator routes will be operating at ten-minute headways (frequencies) in the peak periods and 15-20 minute headways during off-peak times. These routes are designed to provide the “last-mile” connection between the new Silver Line stations and destinations in Tysons. As redevelopment activities occur in Tysons, and as those “last-mile” connections become easier to make via enhanced pedestrian connections, the Circulator routes will be re-evaluated and modified.

Staff is recommending an introductory, reduced fare of $0.50 per trip on the Tysons Circulator routes (routes 422, 423 and 424). A fare of $0.50, with the existing $0.50 bus-to-rail transfer credit (when using a SmarTrip ® card), means that passengers will not have to pay to board a Circulator route when transferring from rail. Going back to the station, passengers would be required to pay $0.50 fare onboard the Fairfax Connector bus, but would then receive a $0.50 discount on their rail fare. This reduced fare will not only make it easy and seamless to transfer between modes in Tysons, but will also make using the Circulator system during lunchtime hours more attractive. Staff will closely monitor ridership and productivity of the routes for the first six to nine months of operation, and will also reach out to the ridership to better understand the connectivity the bus service provides to the Silver Line and to Tysons. At that time, staff may recommend raising the fares to match the Fairfax Connector’s base fare, or, depending on utilization and customer comments, recommend making the reduced fare permanent.

FISCAL IMPACT:

Fairfax County and WMATA are working together to develop a parking agreement that would allow the use of parking surcharge funds from Metrorail Station parking facilities to support EDA bonds to help pay for the Wiehle-Reston East Station parking garage.

The Wiehle-Reston East Metrorail Station Garage Bike Room fees will be collected and used to pay expenses to operate. The Circulator fare will offset the operating costs and the final amount of service will be tailored to the budgeted hours and fares.

Board Agenda Item
July 30, 2013

ENCLOSED DOCUMENTS:
Attachment 1: Existing and proposed parking rates at Fairfax County Metro stations
Attachment 2: Washington DC Regional Bicycle Parking rates for Secure Parking
Attachment 3: Presentation for 6/4/2013 Vienna Community Meeting
Attachment 4: Route 432 Alignment

STAFF:
Robert A. Stalzer, Deputy County Executive
Tom Biesiadny, Director, Department of Transportation (FCDOT)
Dwayne Pelfrey, Chief, Transit Services Division, FCDOT
Christin A Wegener, Transportation Planner IV, Department of Transportation, FCDOT
Paul Mounier, Transportation Planner III, Department of Transportation, FCDOT
Nicolas Perfili, Transportation Planner III, Department of Transportation, FCDOT
Charlie Strunk, Transportation Planner III, Department of Transportation, FCDOT

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Existing and Proposed Parking Rates at Fairfax County Metro Stations

Proposed:

Wiehle-Reston East
All day spaces: 2,300
Cost/day: $4.75
Payment: SmarTrip® cards and credit/debit cards
Reserved monthly rate: $65

Existing:

Dunn Loring-Merrifield
All day spaces: 1,326
Cost/day: $4.75
Payment: SmarTrip® cards and credit/debit cards
Reserved monthly rate: $65

Franconia-Springfield
All day spaces: 5,069
Cost/day: $4.75
Payment: SmarTrip® cards and credit/debit cards
Reserved monthly rate: $65

Huntington
All day spaces: 3,617
Cost/day: $4.75
Payment: SmarTrip® cards and credit/debit cards
Reserved monthly rate: $45

Van Dorn Street
All day spaces: 361
Cost/day: $4.75
Payment: SmarTrip® cards only
Reserved monthly rate: $65

Vienna/Fairfax-GMU
All day spaces: 5,169
Cost/day: $4.75
Payment: SmarTrip® cards and credit/debit cards
Reserved monthly rate: $65

West Falls Church-VT/UVA
All day spaces: 2,009
Cost/day: $4.75
Payment: SmarTrip® cards and credit/debit cards
Reserved monthly rate: $45

Washington DC Regional Bicycle Parking rates for Secure Parking

Agency	Type	Structure	User Fee	Deposit*	Administrative Fee
VDOT	Lockers	Annual	$60.00	$40.00	$20.00
WMATA	Lockers	Annual	$120.00	$10.00	n/a
WMATA	Bike & Ride	Hourly	$0.05/$0.02^	n/a	$20.00^^
FCDOT	Lockers	Annual	$60.00	$50.00	$10.00

*Refundable Key deposit

^Hourly rates: $0.05/hour from 8:00am to midnight - $0.02/hour all other hours

^^Card Fee. $5.00 is deducted for first time user fee/security check

Rates effective as of 07/01/2013

Fairfax County Department of Transportation

FAIRFAX CONNECTOR

Vienna: Silver Line Bus Service Discussion

FCDOT
Serving Fairfax County Since 1977

June 4, 2013

Welcome

- Ground Rules and Meeting Format
- Goals
- Overview of Timeline
- Fairfax Connector Safety and Training Discussion
- Service Characteristics
- Route Options
- Timeline and Next Steps
- Questions and Discussion

Ground Rules

Meeting Format

- Presentation
- Structured Public Comment
  - If you wish to speak, you must complete a ‘Comment Sign In Form’
  - Comments will be heard in order
  - Comments will be limited to two minutes, depending on the number of speakers
  - No speaker can donate their time to another speaker
- Question and Answer after all speakers are finished

Please be respectful - All opinions are valued

Why We Provide Bus Service

- Reducing the number of single occupant vehicle trips = improving congestion
- Providing mobility options
  - Accessibility to Metrorail
- Contributing to the local economy by improving mobility
- Helping to improve air quality in the region

Public Outreach

- Two rounds of public meetings
  - Westbriar Elementary School:
    - February 4, 2013 & April 22, 2013
  - “Vienna at Your Service”
    - March 13, 2013
- Substantial discussion about proposed Route 432
  - No consensus on routing
- Board approval of Service Plan – June 4, 2013, without the Route 432
- Vienna Community Meeting – June 4, 2013
- Board consideration of Route 432 alignment – July 2013

Timeline

Community Feedback on Proposed Route 432:

- Service desired on Beulah Road
- Mixed support on Old Courthouse Road and Creek Crossing Road
- Mixed support on Trap Road and Towlston Road north of the Toll Road (267)
- Town of Vienna concerns

Operational Challenges:

- No right turn from Maple Ave to East Street or Beulah Road without infrastructure improvements
- Making a left onto Beulah Road from Maple Ave requires minimal infrastructure improvements
- Taking the Toll Road (267) to Trap Road (Southbound) is not ideal for bus operations
- Traffic delays on Maple Ave

Creating a Safety Culture

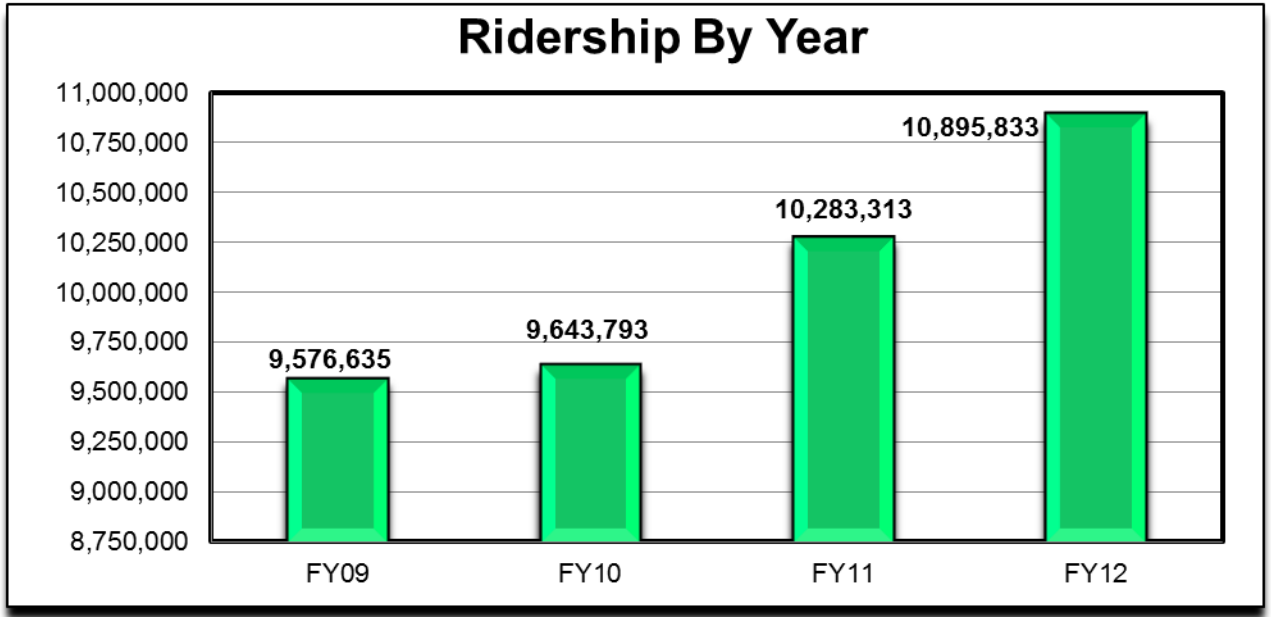
- Recruiting professional commercial vehicle operators
  - Background checks
  - Fitness for duty [DOT]
  - Interview process
- Rigorous new hire training and testing programs
  - Operators must complete 212 hours of training including classroom and on the road
  - Commercial driver license testing [CDL]
  - 90 day probationary period
  - Annual refresher training
  - Mandatory safety meetings

Safety is Priority #1

- Safety doesn't happen without a total commitment. Fairfax County requires the highest level of safety performance from employees.
  - Supervisor oversight of operational activities
  - Safety committees and mandatory attendance at safety meetings
  - Employees awards for safety performance
  - Mystery rider program
  - Database captures comments/suggestions/complaints
  - Semi-annual Customer satisfaction survey
  - Quality vehicle maintenance program

How do we measure success?

- **Customers are using Connector service at increasing levels.**



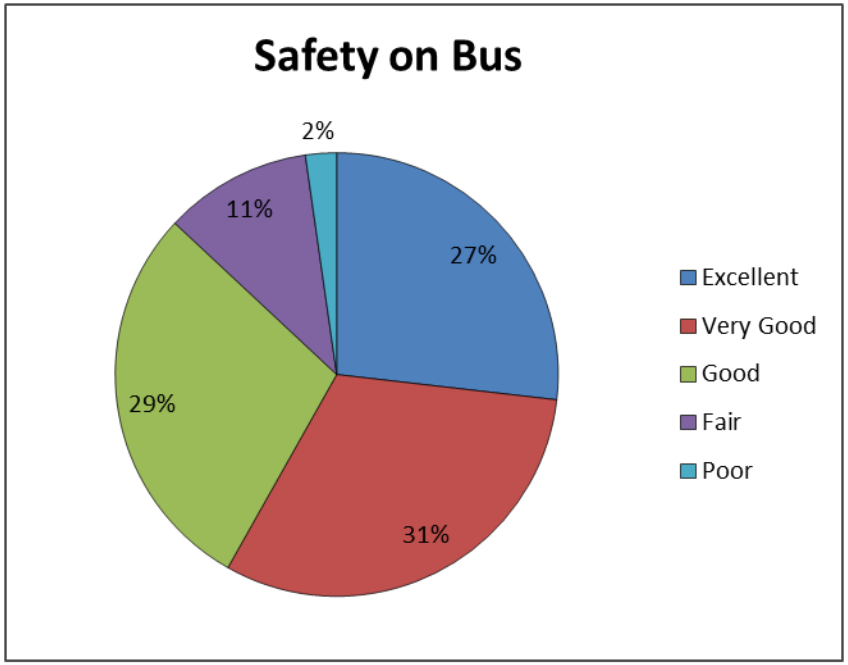
Source: Fairfax County Department of Transportation

How do we measure success?

- What we're hearing from our Customers and the General Public:
  - 1.87 unsafe complaints per 100,000 miles driven FY13 year-to-date
    - 9,684,234 miles driven FY13 year-to-date
  - 1.67 unsafe complaints per 100,000 passenger trips FY13 year-to-date
    - 8,654,308 passenger trips FY13 year-to-date
- Mystery Rider Observations
  - 99% of mystery riders felt operators were driving in a safe manner
    - Measurements: Safe turns, safe braking, driving in a safe manner
    - Approximately 500 trips observed FY13 year-to-date

How do we measure success?

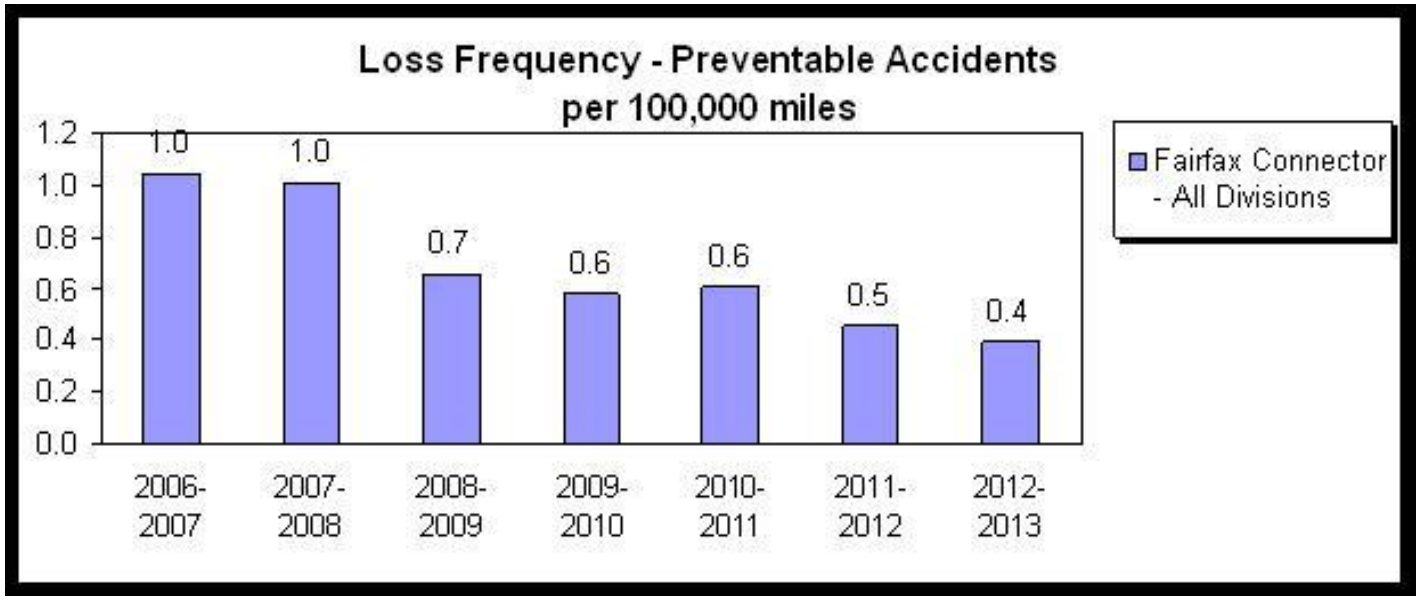
- **What are our Customers observing about our operations?**



Source: Fairfax Connector Customer Satisfaction Survey 2011

What does the record say?

- The Connector continues to grow both in terms of customers served and miles and hours of service provided. Our safety record indicates a positive trend over the last few years.



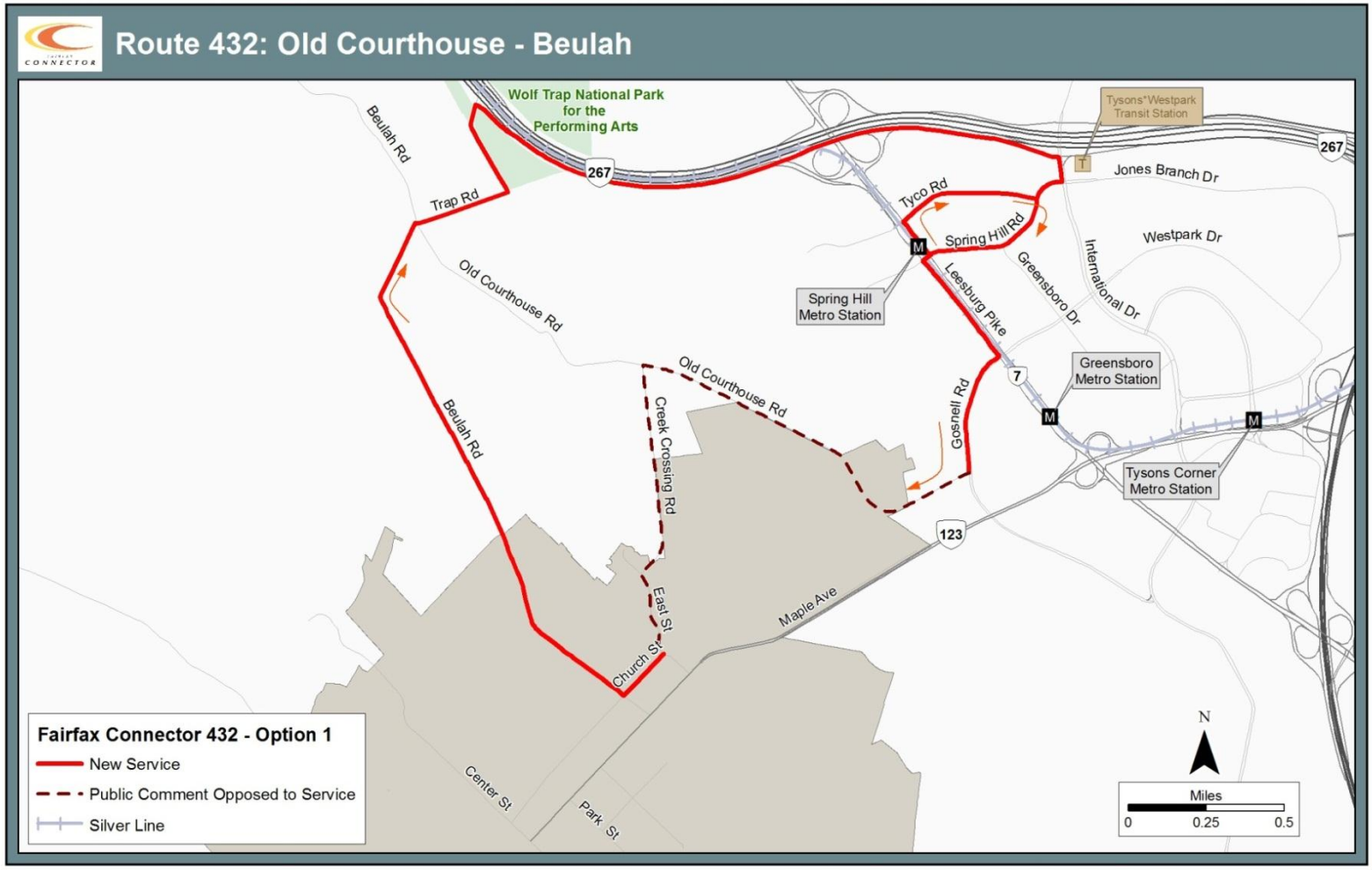
Source: Virginia Transit Liability Pool

Proposed Route 432

- Weekdays only
- AM and PM peak service only
- 6 - 8:30 a.m. and 4 – 7 p.m.
- Service operated every 30-40 minutes
- Approximately 12-14 trips per day
- Will operate with a 30-foot bus

Proposed Route 432: Options

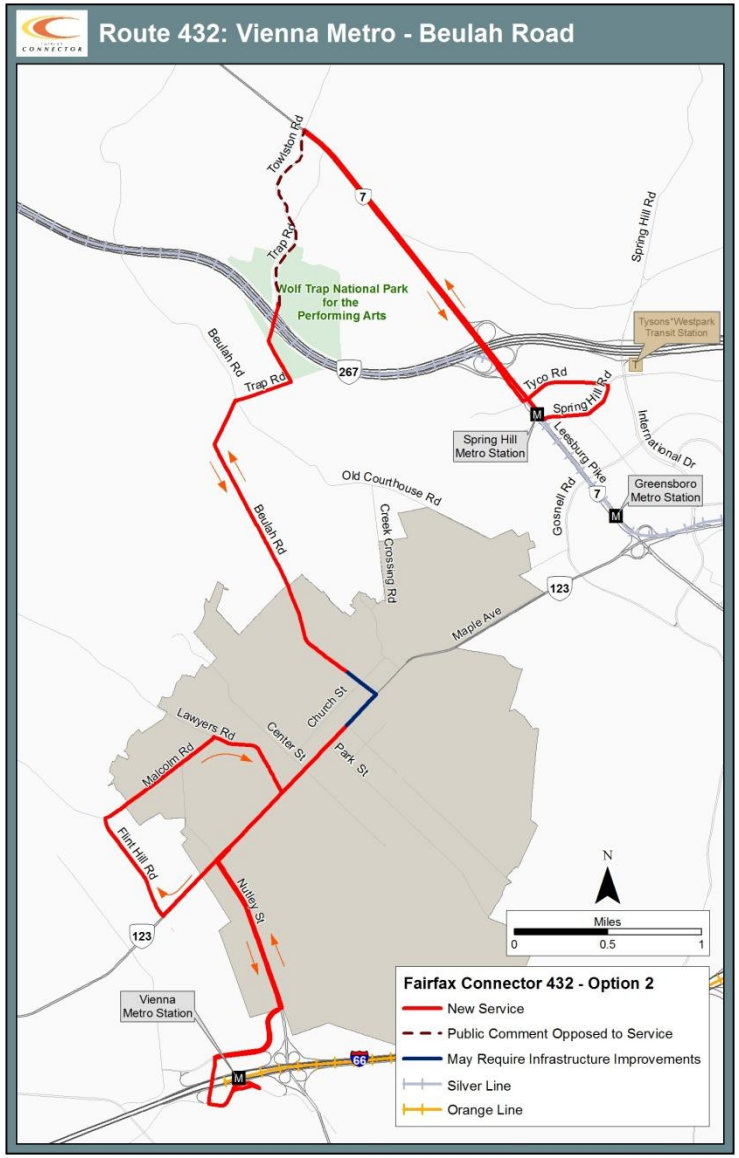
Route 432 – Option 1



Projected Ridership per Day: 150

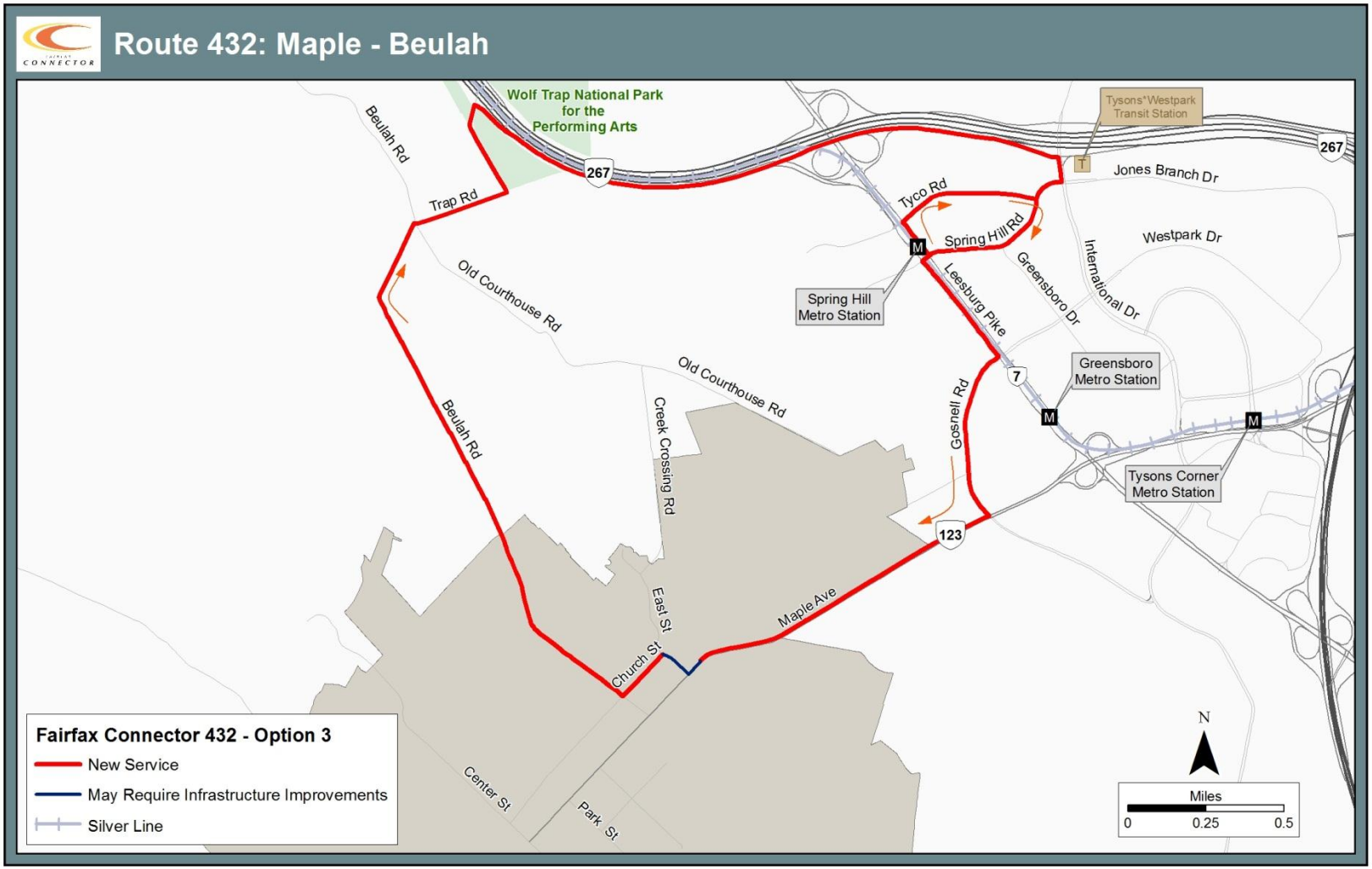
County of Fairfax, Virginia

Route 432 – Option 2



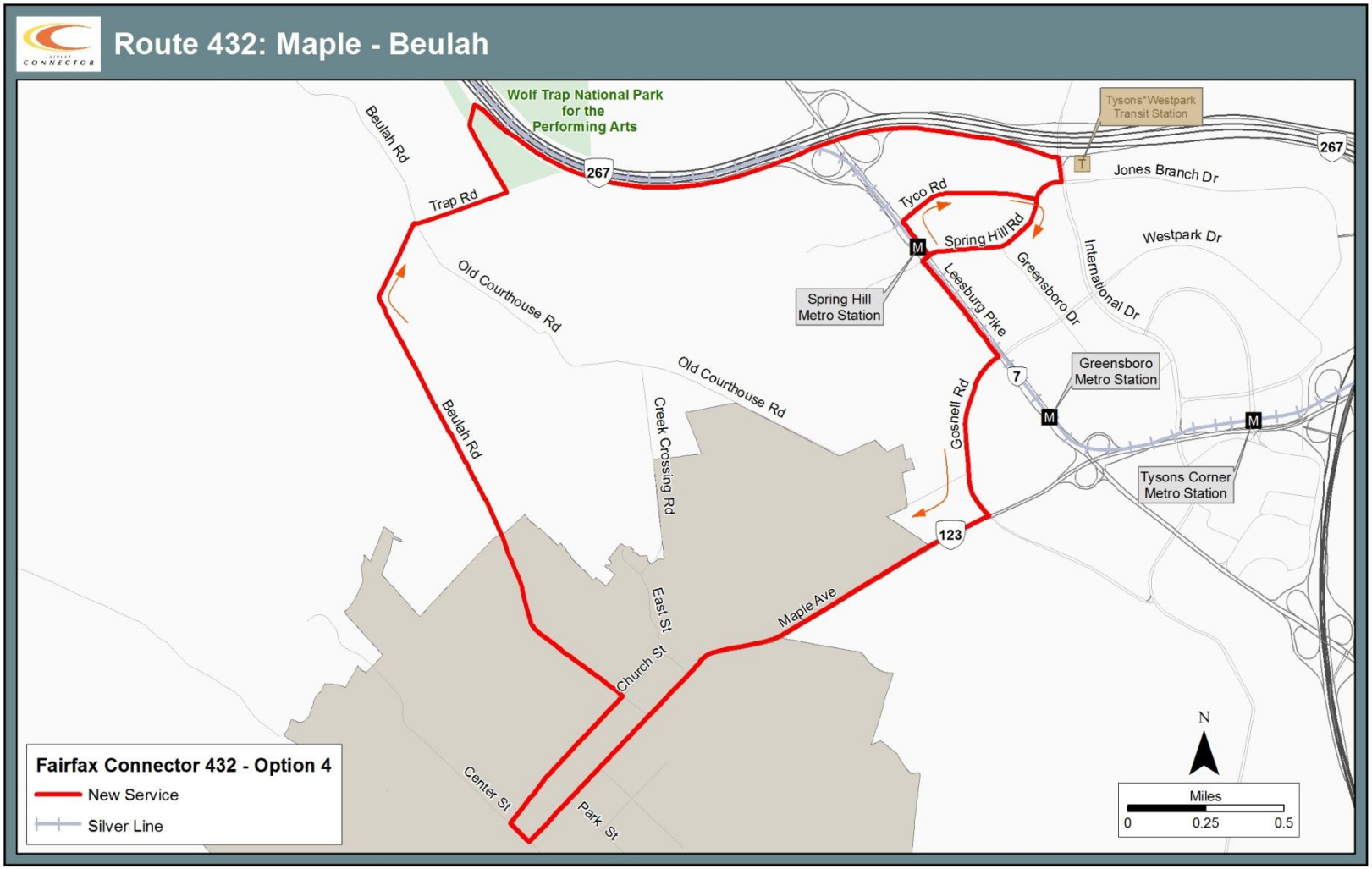
Projected Ridership per Day: 312

Route 432 – Option 3



Projected Ridership per Day: 108

Route 432 – Option 4



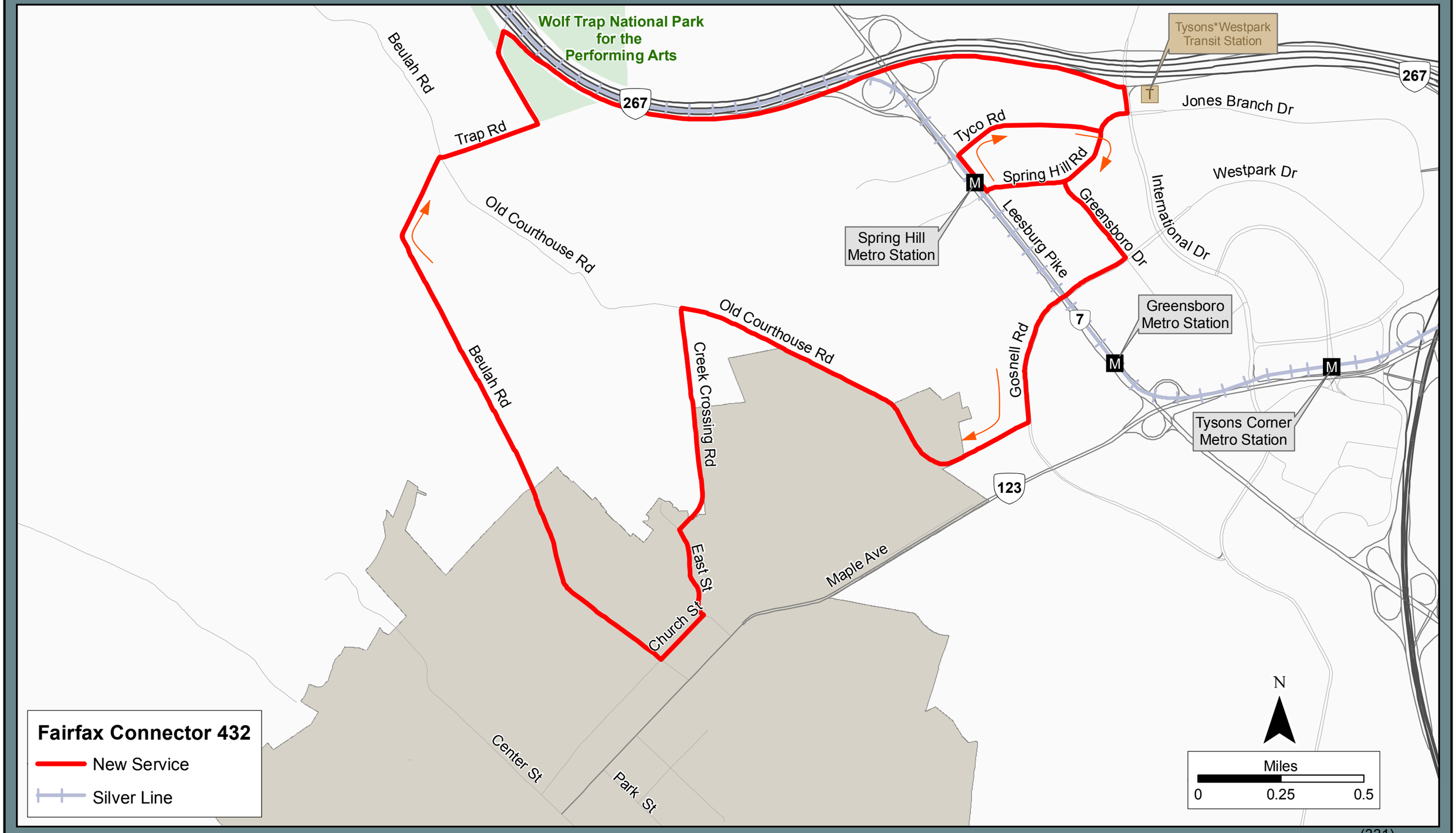
Projected Ridership per Day: 96

Next Steps

- Consider community feedback on options
  - Would like to reach consensus
- Make recommendation to the Board
- Prepare for implementation
- Implement
- Adjust, if necessary, based on actual experience

Questions?

Route 432: Old Courthouse - Beulah



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Board Agenda Item
July 30, 2013

INFORMATION - 1

Contract Award – Cultural Landscape Consultant Services

On March 19, 2013, the Department of Purchasing and Supply Management issued a Request for Proposal (RFP) soliciting sources for archaeological and cultural landscape consultant services on an as needed basis for the Fairfax County Park Authority and others. The contractors will augment the capacity of the Fairfax County Park Authority archaeologists and other cultural resource professionals. The scope of work includes, but is not limited to documentary research, surveying and mapping, cultural landscape studies, as well as archeological testing and data recovery excavation. The County has not previously established a formal term contract for these services.

RFP2000000693 was publicly advertised in accordance with the requirements of the Fairfax County Purchasing Resolution. Fifteen offerors submitted responsive proposals before the closing date of April 23, 2013. The Selection Advisory Committee (SAC), approved by the County Purchasing Agent, evaluated the proposals in accordance with the criteria established in the RFP. Upon completion of the evaluation of the proposals, the SAC negotiated with the offerors and recommended a contract award to Wetland Studies & Solutions, Inc. for archaeological services only. In addition, the SAC recommended contract awards to Louis Berger Group, John Milner Associates, Inc., Dovetail Cultural Resource Group, Inc., and Versar, Inc. for both cultural landscape and archaeological services. Multiple awards are required due to the varying resultant project types, sizes, and expertise required. The SAC recommends contract award to these firms based on their demonstrated ability to meet County requirements and standards. Three of the five proposed awardees are classified as small, women-owned, or minority-owned businesses.

The Department of Tax Administration has verified that the selected firms meet Fairfax County Business, Professional, and Occupational License (BPOL) requirements.

Unless otherwise directed by the Board of Supervisors, the Purchasing Agent will proceed to award contracts to Dovetail Cultural Resource Group, Inc.; John Milner Associates, Inc.; Louis Berger Group; Versar, Inc.; and Wetland Studies & Solutions, Inc. These contracts will commence on the date of award and terminate on January 31, 2018. The total estimated value of the contract is up to $1,000,000 annually.

FISCAL IMPACT:
Services rendered through these contracts will be charged to approved projects.

Board Agenda Item
July 30, 2013

ENCLOSED DOCUMENTS:
Attachment 1: List of Offerors

STAFF:
Cathy A. Muse, Department of Purchasing and Supply Management
Cindy Messinger, Fairfax County Park Authority

List of Offerors

1. CHRS, Inc.
2. Circa-Cultural Resource Management, L.L.C.
3. Dovetail Cultural Resource Group, Inc.
4. EHT Traceries, Inc.
5. HDR, Inc.
6. The James River Institute for Archaeology, Inc.
7. John Milner Associates, Inc.
8. R. Christopher Goodwin & Associates, Inc.
9. Straughan Environmental, Inc.
10. The Louis Berger Group, Inc.
11. The Ottery Group, Inc.
12. The University of Tennessee - Knoxville
13. TRC Environmental Corporation
14. Versar, Inc.
15. Wetland Studies and Solutions, Inc.

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Board Agenda Item
July 30, 2013

INFORMATION – 2

Revisions to Procedural Memorandum 11-01-Exempt Service, Updated July 2013

Attached is Procedural Memorandum 11-01, which provides the policies and procedures governing exempt service positions and employees. This memorandum has been updated to reflect changes in nomenclature and administrative procedures as a result of the redefinition of categories of exempt employees and positions necessitated by Health Care Reform and implementation of the FOCUS system.

Additionally, to facilitate regulatory compliance, as well as management of the exempt service, at the recommendation of the Office of the County Attorney, Appendix 2 has been added, detailing which Fairfax County Code provisions, personnel regulations, and county procedures are applicable to the various categories of exempt service personnel.

No substantive policy changes are included in these revisions.

Unless otherwise directed by the Board of Supervisors, the enclosed will be adopted by the County Executive effective July 30, 2013.

ENCLOSED DOCUMENTS:
Attachment 1: Procedural Memorandum 11-01 Exempt Service

STAFF:
Susan Woodruff, Human Resources Director
Benjamin Jacewicz, Assistant County Attorney

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Attachment 1

Fairfax County, Virginia	PROCEDURAL MEMORANDUM No. 11-01	
TO: DEPARTMENT HEADS		DATE:
INITIATED BY: DEPARTMENT OF HUMAN RESOURCES		COUNTY EXECUTIVE APPROVAL:
SUBJECT: EXEMPT SERVICE		

I. PURPOSE.

Procedural Memorandum No. 11-01 establishes the personnel policies and procedures governing the administration of the exempt service for the County.

II. AUTHORITY AND SCOPE.

A. This procedural memorandum is issued by the County Executive with the approval of the Board of Supervisors pursuant to Fairfax County Code § 3-1-2(c).

B. This procedural memorandum supersedes Procedural Memorandum No. 11-01 dated October 17, 2005. The Board of Supervisors and County Executive expressly reserve the right to alter or amend any or all of the provisions of this procedural memorandum at any time.

C. Any provision of this procedural memorandum that conflicts with any current or future section of the Code of Virginia, the Merit System Ordinance, or Personnel Regulations is without effect. The ineffectiveness of any conflicting provision shall in no way affect or impair the effectiveness of all other provisions of this procedural memorandum.

III. DEFINITIONS.

A. ***APPOINTING AUTHORITY*** means the officer, board, commission, person, or group of persons having the power by virtue of state law or County ordinance to make personnel appointments. The appointing authority is generally responsible for personnel administration within a given department or personnel area. As used in this procedural memorandum, the term "appointing authority" is synonymous with the term "department head."

B. ***BOARD OF SUPERVISORS*** means the Fairfax County Board of Supervisors.

C. ***CLASS*** means a group of positions, which are sufficiently alike in general duties and responsibilities to warrant the use of the same title, specification and pay range.

D. ***COMPETITIVE SERVICE*** means all officers and positions in the service of the County as defined in the Merit System Ordinance.

E. ***CONSTITUTIONAL OFFICERS*** mean the Commonwealth's Attorney for Fairfax County, the Sheriff for Fairfax County, and the Clerk of the Circuit Court for Fairfax County.

F. ***COUNTY*** means Fairfax County, Virginia.

G. ***COUNTY EMPLOYEE BENEFITS*** means the benefits provided or offered by the County to merit employees, including, but not limited to the following:

Health, dental and vision insurance;

Flexible spending accounts ("FSA");

Group term life insurance;

Long-term disability insurance;

Retirement Plan;

Deferred compensation plan;

Paid annual and sick leave;

Paid holidays

H. ***COUNTY CODE*** means the Fairfax County Code.

I. ***DEPARTMENT HEAD*** means an employee appointed by the Board of Supervisors to oversee, direct or manage a major functional division (personnel area) of County government, whether formally known as a department or not, under the general direction of the County Executive, and to act as the appointing authority for the positions assigned to that organization. As used in this procedural memorandum, the term "department head" is synonymous with the term "appointing authority."

J. ***ELECTED AND APPOINTED OFFICIALS*** mean members of the Board of Supervisors, constitutional officers and the General Registrar for the County.

K. ***EXEMPT ATTACHED EMPLOYEE*** means a person employed by a non-County public agency attached to the County for payroll purposes only pursuant to an agreement made in accordance with County Code §§ 3-1-1-(c) and 3-1-2(b)(4).

L. ***EXEMPT BENEFITS ELIGIBLE EMPLOYEE*** (non-merit benefits eligible), means an exempt employee who serves in an exempt benefits eligible position.

M. ***EXEMPT BENEFITS ELIGIBLE POSITION*** (non-merit benefits eligible), means a position with scheduled work hours between 1,040 and 1,560 per calendar year.

N. ***EXEMPT EMPLOYEE*** means an employee appointed to a position in the exempt service.

O. ***EXEMPT SERVICE*** means positions specifically designated exempt under the Merit System Ordinance and Personnel Regulations.

P. ***EXEMPT TEMPORARY EMPLOYEE*** means an exempt employee who serves in an exempt temporary position.

Q. ***EXEMPT TEMPORARY POSITION*** means a position with scheduled work hours not exceeding 900 hours per calendar year.

R. ***MERIT EMPLOYEE*** means an employee who serves in a merit position.

S. ***MERIT POSITION*** means a position in the competitive service.

T. ***MERIT SYSTEM*** means the system of personnel administration applicable to the competitive service. It is governed by the Merit System Ordinance, any applicable provisions of other County ordinances, Personnel Regulations, and all applicable and lawful personnel management directives of the Board of Supervisors, the County Executive, and Department of Human Resources Director.

U. ***MERIT SYSTEM ORDINANCE*** means Article 1, Chapter 3, of the County Code.

V. ***PERSONNEL REGULATIONS*** mean the Fairfax County Personnel Regulations.

W. ***SENIOR MANAGERS*** mean all of the officials listed in appendix 1 to this procedural memorandum, unless stated otherwise herein.

X. ***EMPLOYEES OF APPOINTED AND ELECTED OFFICIALS*** means all office staff of members of the Board of Supervisors, employees of constitutional officers subject to any agreements made in accordance with County Code §§ 3-1-1-(c) and 3-1-2(b)(4), including but not limited to assistant registrars.

X. ***VETERAN*** means any person who has received an honorable discharge and has (i) provided more than 180 consecutive days of full-time, active duty service in the armed forces of the United States or reserve components thereof, including the National Guard, or (ii) has a service-connected disability rating fixed by the United States Department of Veterans Affairs.

IV. CODES FOR POSITIONS IN THE EXEMPT SERVICE.

The Department of Human Resources shall assign the following Status Codes (Employee Groups) to the different categories of positions in the exempt service to facilitate processing of administrative matters relating to exempt employees:

Exempt Position Category	Status Code/Employee Group
Exempt Attached	D
Exempt Benefits Eligible	E
Exempt Temporary	G
Senior Managers	A, B
Employees of Appointed and Elected Officials	Varies

(The Department of Human Resources assigns merit employees to Status Code/Employee Group C.)

V. POLICIES FOR THE EXEMPT SERVICE.

A. Scope of Exempt Employee Rights and Benefits.

1. Rules governing merit system employees set forth in the County Code, Personnel Regulations, procedural memoranda, and other authorities are inapplicable to exempt service employees, unless one or more of the following provides otherwise:

   a. This procedural memorandum;

   b. An agreement made in accordance with County Code §§ 3-1-1-(c) and 3-1-(b)(4);

   c. An employment contract;

   d. An appointment resolution passed by the Board of Supervisors;

   e. State law; or

   f. The County Code.

2. Pursuant to County Code § 3-1-1(e)(3) and 3-1-1(c), the County Code sections, provisions of the Personnel Regulations, and procedural memoranda listed in appendix 2 to this procedural memorandum are applicable to exempt employees.

3. Senior managers have the same rights and benefits as merit employees, unless otherwise provided herein or by an employment contract or appointment resolution passed by the Board of Supervisors.

4. An exempt employee temporarily filling a merit position has only the rights and benefits due an exempt employee of his or her particular category.

B. Classification of Exempt Service Positions.

1. The Department of Human Resources shall classify all positions in the exempt service in the same manner it classifies positions in the competitive service under Chapter 3 of the Personnel Regulations.

2. When an exempt service position is reclassified, the incumbent exempt employee's class and grade are changed accordingly, and the exempt employee's salary in the new grade is determined by the rules that apply to merit employees when their positions are reclassified.

C. Appointment of Exempt Employees.

1. All appointments of exempt employees shall be based on the ability, training, and experience of the appointees, which are relevant to the work they are to perform.

   a. The determination of the fitness of an exempt appointee is the responsibility of the appointing authority, as is ensuring that the process of filling positions in the exempt service under his or her authority conforms to all applicable laws, including but not limited to those requiring equal employment opportunities.

   b. At the request of the appointing authority and with the concurrence of the Human Resources Director, the Department of Human Resources shall advertise, accept applications for, and assist the appointing authority in the screening and selection process when filling an exempt position.

2. Discrimination against applicants for positions in the exempt service based on race, color, creed, religion, national origin, sex, age, marital status, disability, or genetic information is prohibited.

3. An appointing authority shall take into consideration or give preference to the status of an applicant for a position in the exempt service as an honorably discharged veteran of the armed forces of the United States, provided such veteran meets all of the knowledge, skills, and eligibility requirements for the available position. Additional consideration shall be given to veterans who have a service-connected disability rating fixed by the United States Department of Veterans Affairs.

4. A retired merit employee may be hired as an exempt employee, subject to the applicable provisions of the County Code, Personnel Regulations, procedural memoranda, and Department of Human Resources policies.

C. Management of Exempt Employees.

1. An appointing authority is responsible for management of exempt employees subject to his or her authority, unless provided otherwise in this procedural memorandum.

2. Discrimination against exempt employees based on race, color, creed, religion, national origin, sex, age, marital status, disability, or genetic information is prohibited.

3. Exempt employees serve solely at the pleasure of their appointing authority. Accordingly, they have no right to participate in the grievance procedure provided by the Personnel Regulations.

4. Upon appointment, the salary for an exempt employee is determined by the appointing authority. The exempt employee's pay subsequently may be adjusted at the discretion of the appointing authority.

5. Exempt employees may be transferred from one position or class to another by their appointing authority.

D. Exempt Employees' Pay and Benefits.

1. An exempt benefits eligible employee is eligible for the following County employee benefits and compensation:

   a. Health, dental and vision insurance, and flexible spending accounts;

   b. Overtime or compensatory time, call back pay, on-call and consecutive shift pay in accordance with Chapter 4 of the Personnel Regulations, and administrative leave when serving as an election worker; and

   c. Administrative leave, as outlined in Chapter 10, at the discretion of his or her appointing authority.

2. An exempt temporary employee is eligible for the following County compensation:

   a. Overtime or compensatory time, call back pay, on-call and consecutive shift pay in accordance with Chapter 4 of the Personnel Regulations, administrative leave when serving as an election worker; and

   b. Administrative leave, as outlined in Chapter 10, at the discretion of his or her appointing authority.

3. A senior manager is eligible for the same County employee benefits as merit employees, except as provided herein, or in an employment contract or appointment resolution passed by the Board of Supervisors.

   a. A senior manager is ineligible to earn or accrue compensatory leave.

   b. A senior manager shall accrue 26 days (208 hours) of annual leave and 13 days (104 hours) of sick leave each year, regardless of the length of his or her County service.

      i. This annual and sick leave shall be added to the senior manager's annual and sick leave balances respectively at the beginning of each calendar year.

      ii. A newly appointed senior manager shall receive prorated leave balances based upon the number of pay periods remaining in the calendar year of his or her appointment.

   c. A senior manager is not required to record his or her time and attendance on an incremental basis, with the exception of leave for absences of one workday or more.

4. An employee of an elected or appointed official, is eligible for the same County benefits as merit employees, except as provided herein, or in an agreement made in accordance with County Code §§ 3-1-1-(c) and 3-1-2(b)(4) or by the employee's employment arrangement with the official who is his or her appointing authority.

   a. The employee may receive shift differential pay, holiday leave, overtime or compensatory time, or call back pay at the discretion of the elected official.

   b. The employee has the option of participating in the appropriate retirement system.

E. <u>Eligibility for the Competitive Service.</u>

1. An exempt employee only can become a member of the competitive service when appointed to a merit position as a result of the competitive selection process provided for the merit system set forth in the Personnel Regulations. This rule applies even when an exempt employee is in an exempt position converted to a merit position.

2. Exempt employees may apply for positions in the competitive service listed as promotional opportunities open only to County employees.

3. If an exempt employee competes for and is appointed to a position in the competitive service, his or her initial grade and salary in the merit position shall be determined as specified in Chapter 4 of the Personnel Regulations.

   a. The employee's appointment date shall be the date of merit appointment.

   b. Exempt service is not counted in computing seniority under the procedures for effecting a reduction-in-force under Chapter Nine (9) of the Personnel Regulations.

F. Holding Multiple Positions (Concurrent Employment).

1. An employee may hold up to three positions with the County concurrently, provided the following conditions are met:

   a. A current County employee who wants to serve simultaneously in multiple positions, may do so only if he or she receives approval from his or her current supervisor(s), and complies with the outside employment requirements outlined in Chapter 4 of the Personnel Regulations.

   b. The positions held must be of the same Fair Labor Standards Act (FLSA) eligibility status, either FLSA exempt or FLSA non-exempt.

   c. The positions held must have like work periods – either 7-day, 14-day or 28-day.

3. Employees holding multiple exempt positions must also abide by the following limitations on the number of hours worked in a calendar year.

   a. Employees holding multiple exempt benefits eligible positions must work a combined total of no less than 1,040 and no more than 1,560. Once the maximum hours threshold is reached, the employee will not be eligible to work again in an exempt benefits eligible or exempt temporary position until the beginning of the next calendar year, and must be terminated in FOCUS.

   b. Employees holding multiple exempt temporary positions may work a combined total of no more than 900. Once the maximum hours threshold is reached, the employee will not be eligible to work again in an exempt benefits eligible or exempt temporary position until the beginning of the next calendar year, and must be terminated in FOCUS.

   c. Employees holding a combination of exempt temporary and exempt benefits eligible positions must work a combined total of no less than 1,040 and no more than 1,560. Once the maximum hours threshold is reached, the employee will not be eligible to work again in an exempt benefits eligible or exempt temporary position until the beginning of the next calendar year, and must be terminated in FOCUS.

APPENDIX 1
Senior Managers

Directors of the following agencies, departments, or offices (personnel areas):

Administration for Human Services
Cable Communication and Consumer Protection
Code Compliance
Facilities Management
Family Services
Fire and Rescue
Finance
Health
Housing and Community Development
Human Resources
Human Rights and Equity Programs
Information Technology
Internal Audit
Juvenile and Domestic Relations Court
Libraries
Management and Budget
Neighborhood and Community Services
Community Reinvestment and Revitalization
Emergency Management
Women's' Services
End Homelessness
Park Authority
Planning and Zoning
Police
Public Affairs
Public and Private Partnerships
Public Works and Environmental Services
Public Safety Communications and Transportation Operations Center
Purchasing and Supply Management
Tax Administration
Transportation
Vehicle Services

Directors of the following authorities, functions, or entities:

Economic Development Authority
Financial and Programs Auditor
Public Safety and Transportation Operations Center (General Manager)

Executive Directors to the following boards, commissions, and organizations:

Civil Service Commission
Fairfax-Falls Church Community Services Board
McLean Community Center
Planning Commission
Reston Community Center
Retirement Boards

Additional appointed officials:

Assistant County Executive
Chief Financial Officer
County Attorney
Clerk to the Board of Supervisors
County Executive
Deputy County Executive
Executive Assistant to the County Executive
General Registrar

APPENDIX 2
Fairfax County Code, Personnel Regulations And Procedural Memoranda Applicable to Exempt Service

The application of the following Fairfax County Code sections, and Fairfax County Government Personnel Regulations and Procedural Memoranda varies according to an exempt employee's status/group (attached, benefits eligible, temporary, senior manager, or employee of an elected or appointed official). Specific application is itemized in the following four charts. Eligible exempt employees are subject to the specific terms, conditions and requirements outlined in the code, regulation or procedural memoranda based on job function and classification, and FLSA status.

A. Fairfax County Code Sections Pertaining to Employment

Section(s)	Subject(s)	Exempt Status/ Employee Group
3-1-19	Protection of Legitimate Political Activity of Employees	All
3-1-21	Prohibited Practices	All
3-1-22 (b-c)	Penalties for Violation of Article and Personnel Regulations	All
3-1-23 (a-d)	Criminal History Record Check and Fingerprinting; Appointment to Sensitive Positions	All
3-1-24	Right of Employees to Contact Elected Officials	All
3-5-2.1 (b-c)	Disclosure of Financial Interest	All
3-9-1 to 3-9-4	Restrictions on Activities of Former Officers and Employees	All

B. Fairfax County Personnel Regulations

Provision	Subject	Exempt Status/ Employee Group
§§ 1.2-2 and 1.2-3	Scope of Fairfax County Merit System Ordinance and Personnel Regulations	All
Ch. 2	Definitions	All
§ 4.15	Overtime, Compensatory Time, Call-Back Time, Consecutive Shift Time	All (based on FLSA status and job classification; at the discretion of the appointing authority for BOS staff)
§ 4.16-4	Outside Employment and Conflict of Interest	All
§ 5.5	Investigations and Fingerprinting	All

§ 5.6	Medical Examinations	All (based on job classification)
§ 7.7	Appointment of Family Members	All
§ 9.4-2 and 5	Lay-Offs	Benefits eligible and temporary
§ 10.5	Unauthorized Absence	All
§ 10.22	Family and Medical Leave[1]Under	All
§ 10.26	Compensatory Leave	Attached, Benefits Eligible, Temporary, and Employees of Elected and Appointed Officials, and for BOS staff, at the discretion of the appointing authority
§ 10.29 (except 10.29-2); 10.37	Military Leave, Administrative Leave	All
Chapter 10	Annual leave, sick leave, extraordinary sick leave, parental leave, leave for injury in line of duty, bereavement leave, volunteer activity leave, education leave, leave without pay, civil leave, holiday leave	Exempt employees of Elected and Appointed Officials and Senior Managers
§ 14.5	Employee Medical Records	All
Add. No. 1 to Ch. 16	Standards of Conduct	All
Add.No. 2 to Ch. 16	Code of Ethics for the Merit Service of Fairfax County, Virginia	All

[1] Leave use options for an employee in the exempt service under FMLA are limited to such leave as is available to the employee, based on his/her current employment status.

C. Fairfax County Procedural Memoranda

Number	Subject	Exempt Status/ Employee Group
02-03	Policy and Procedure on Sexual Harassment	All
02-07	Policy and Procedure on Harassment	All
02-08	Fairfax County's Language Access Policy	All
02-09	HIPPA Compliance	All
06-01	Workplace Violence Procedural Guidelines	All
11-01	Exempt Service	All
11-02	Financial Disclosure	All
70-04	Use of County Electronic Communications Services (Internet, Electronic Mail, Phonemail, and FAX, PDA)	All
02-02	Telework Program	All
02-10	Alternative Dispute Resolution	All
08-04	Alcoholic Beverages	All
25-27	Smoking Policy	All
08-03	Holiday Decorations	All
06-03	Travel Policies and Procedures	All
06-04	Use of Cellular Phones and Other Communication Equipment While Operating County Vehicles	All
06-05	Identity Theft Prevention Program Policies and Procedures	All
70-04	Use of County Electronic Communications Services	All
70-05	Information Security	All
02-04	Fraud Policy	All
12-16	Online procurement of Office Supplies	All
10-04	Motor Pool	All
12-14	Separation of Duties	All
13-03	Endorsements or Recommendation of Products and Services by County Officials or Employees	All
12-09	Procedures for Using Small Purchase Orders	All
39-01	Policy and Procedure of Sexual Harassment	All
39-02	Employment Policies Relating to Pregnancy and Childbirth	All
39-03	Policy and Procedure for the Religious Accommodation Process in Employment	All
39-04	Policy and Procedure for Reasonable Accommodation Process in Employment	All
39-05	Policy and Procedure for Reasonable Accommodation of Services and Devices	All
39-06	Policy and Procedure on Harassment	All
39-07	Equal Employment Opportunity Reporting Requirements	All

D. Fairfax County Personnel/Payroll Administration Policies and Procedures

Number	Subject	Exempt Status/ Employee Group
3	Advanced/Extraordinary Sick Leave	All (except Benefits Eligible and Temporary employees)
4	Underfill Assignments and Related Personnel Actions (non-public safety)	All
4A	Underfill Assignments and Related Personnel Actions (public safety)	All
8	Time and Attendance System and Controls	All
12	Medical Donor Program	All
13	Time and Attendance Reporting for All Employees Except 24-Hour Shift Fire Protection Personnel and Law Enforcement Personnel	All
14A	Time and Attendance Reporting for 24-House Shift Fire Protection Personnel as Defined in Personnel Regulations 2.28a	All
14B	Time and Attendance Reporting for Law Enforcement Personnel as Defined in Personnel Regulation 2.30a	All
15	Employee Identification Card	All
17	Military Leave	All
23	Injury Leave	All (with Benefits Eligible and Temporary employees subject to §3.3.5)
28	Dealing with Impaired Employees Suspected of Alcohol/Drug Use	All
29	Employee Eligibility Verification	All
30	Assisting Employees with Serious Chronic Illnesses	All
31	Leave for Inclement Weather or Other Emergencies	All (subject to conditions therein)
33	Employee Clearance Record	All
35	Commercial Motor Vehicle Safety Act of 1986	All
36	Leave Transfer	All (except Benefits Eligible and Temporary employees; transferred leave for military duty applies to merit employees only)
37	Employee Civic Activities and Responsibilities	All (rules governing

		leave do not apply to Benefits Eligible and Temporary employees)
41	Applicant/Employee Medical Examinations – Non Public Safety	All
42	Procedures for Applicant Background Investigations	All (subject to conditions therein)
43A	Family and Medical Leave[1,2]	All
43B	Military Family and Medical Leave (MFML)[1]	All
48	Reemployed Annuitants	All
49	On-Call Compensation	Attached, Benefits Eligible, Temporary, and Employees of Elected or Appointed Officials
50	Computer Usage	All
51	Overtime Compensation	Attached, Benefits Eligible, Temporary, and Employees of Elected or Appointed Officials
52	Foreign Language Skills Compensation	All
53	Fitness for Duty Examinations	All
56	Credit Check Requirements for Positions of Trust	All (subject to conditions therein)

[1] Leave use options for an employee in the exempt service under FMLA are limited to such leave as is available to the employee, based on his/her current employment status.

[2] For purposes of FMLA administration, "key employees" include all directors of agencies, departments, and offices, as outlined in appendix 1 of this memorandum. Under some circumstances, key employees are not guaranteed reinstatement provided to other employees under the Act.

Board Agenda Item
July 30, 2013

INFORMATION - 3

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

On July 10, 2012, the Board of Supervisors approved their Third Four-Year Transportation Program for FY 2013 through FY 2016. The Four-Year Transportation Program is designed to enhance mobility, promote and increase safety, and create choices for the commuting public with multi-modal projects that add capacity, reduce congestion, connect missing sidewalk and bicycle links, and provide safe access to transit facilities.

The Third Four-Year Transportation Program projects are funded with $937.0 million from the following sources: $237 million in Federal Regional Surface Transportation Program and Congestion Mitigation and Air Quality funds anticipated to be received by the county through FY2016; $245 million in existing and proposed County General Obligation and Revenue Bonds; $262 million in County Commercial and Industrial Tax revenues; and $193 million in federal and private sources.

The attached June 2013 status report on the Board's Four-Year Transportation Program includes active projects from the previous Four-Year Programs and projects in Fairfax County funded by other external sources. This report includes project updates through June 2013, and has been compiled by Fairfax County Department of Transportation (FCDOT) staff in consultation with implementation partners in the Department of Public Works and Environmental Services, George Mason University, the Metropolitan Washington Airports Authority, the Virginia Department of Transportation, and the Washington Metropolitan Area Transit Authority. Major milestones that have occurred since June 30, 2013, will be included in the next report.

Status reports are posted on the FCDOT website following the Board's review. In addition, this report will provide updated project information that will be loaded into the transportation project layers in the county's GIS system, which will be available as a resource to county staff.

ENCLOSED DOCUMENTS:
Attachment 1: Status Report on the Fairfax County Board of Supervisors' Third Four-Year Transportation Program for FY 2013 through FY 2016

Board Agenda Item
July 30, 2013

STAFF:
Robert A. Stalzer, Deputy County Executive
James W. Patteson, Director, Department of Public Works and Environmental Services
Thomas P. Biesiadny, Director, Fairfax County Dept. of Transportation (FCDOT)
Ronald N. Kirkpatrick, Deputy Director, DPWES, Capital Facilities
W. Todd Minnix, Chief, Transportation Design Division, FCDOT
Eric M. Teitelman, Chief, Capital Projects and Operations Division, FCDOT
Karyn L. Moreland, Chief, Capital Projects Section, FCDOT
Michael J. Guarino, Transportation Planner, Capital Projects Section, FCDOT
Adam I. Lind, Planning Technician, Capital Projects Section, FCDOT

Status Report
on the
Fairfax County Board of Supervisors' Third Four-Year Transportation Program
FY 2013 Through FY 2016

Prepared by:
Department of Transportation
Capital Projects and Operations Division

FCDOT
Serving Fairfax County for 25 Years and More

June 2013

June 2013 Status Report on the Board's Four-Year Transportation Program for FY2013 Through FY2016

Department of Transportation Summary of Activities and Highlights

Projects Completed and Under Construction from January 2013 through June 2013

- **Completed Projects**: 23 projects were completed in the first half of 2013, consisting of four roadway, and 19 pedestrian, bicycle, walkway, and trail projects. In addition, 51 bus stop improvement projects were completed.
  - **Beulah Road Bridge Rehabilitation** *over Dulles Toll Road* (Dranesville, Hunter Mill)
  - **Beulah Road Bridge Scour Repairs** *over Wolf Trap Run* (Dranesville)
  - **Colonial Lane/Chain Bridge Rd. (TMSAMS)** *Pedestrian Intersection Impr.* (Providence)
  - **Columbia Pike Walkway** *from Downing Street to Lincolnia Road* (Mason)
  - **Eskridge Road Extension** *to Williams Drive* (Providence)
  - **Glade Drive Walkway** *from Colts Neck Rd. to Shire Court* (Hunter Mill)
  - **Isaac Newton Trail (RMAG)** *from W&OD Trail to Sunset Hills Rd., managed by Dulles Rail* (Hunter Mill)
  - **Lewinsville Road Walkway** *from Windy Hill Drive to Scotts Run* (Dranesville)
  - **McLean Wayfinding Bicycle Route Signs**, *McLean Community Business District* (Dranesville)
  - **Powhatan Street Walkway** *from Orland St.to Overbrook St.*(Dranesville)
  - **Raglan Rd./Gosnell Rd. (TMSAMS)** *Pedestrian Intersection Impr.* (Providence)
  - **Raymond Ave. Walkway** *from Churchill Rd. to Capital View Dr.* (Dranesville)
  - **Route 1 Walkway (RHPTI)** *South of Sky View Drive* (Mount Vernon)
  - **Route 1 Walkway (RHPTI)** *Quander Road Phase II south of Quander Rd.* (Mount Vernon)
  - **Route 7 Walkway** *from Gorham St. to south of 14th Street* (Mason)
  - **Route 29/Gallows Road** *Intersection Improvements and Widening* (Providence)
  - **Seneca Ave./Chain Bridge Rd. (TMSAMS)** *Pedestrian Intersection Impr.* (Providence)
  - **Soapstone Drive Walkway** *from Sunrise Valley Drive to Hunters Green* (Hunter Mill)
  - **Tyspring St./Gosnell Rd. (TMSAMS)** *Pedestrian Intersection Impr.* (Providence)
  - **Wall Street/Gosnell Rd. (TMSAMS)** *Pedestrian Intersection Impr.* (Providence)
  - **Westbranch Dr./Jones Branch Dr. (TMSAMS)** *Pedestrian Intersection Impr.* (Providence)
  - **Wiehle Avenue Walkway** *from Chestnut Grove Sq. to North Shore Dr.* (Hunter Mill)
  - **Wiehle Avenue Walkway (DCBPA)** *from Sunrise Valley Dr. to Metrorail Station Entrance* (Hunter Mill)

- **Projects in Construction**: 34 projects are currently under construction. In addition, ten bus stop improvement projects are in construction.
  - **Annandale Streetscapes** *on Columbia Pike from Backlick Rd. to fire station* (Mason)
  - **Arlington Blvd/Graham Road Median** (Mason)
  - **Beach Mill Road Bridge Rehabilitation** (Dranesville)
  - **Boone Blvd./Aline Ave. (TMSAMS)** *Pedestrian Intersection Impr.* (Providence)
  - **Braddock Road/Roanoke River Road** *Intersection Improvements, managed by GMU* (Braddock)
  - **Columbia Pike Walkway** *from Maple Court to Blair Road* (Mason)
  - **Dulles Rail Phase 1** *from West Falls Church to Wiehle-Reston East Metrorail Station* (Dranesville, Hunter Mill , Providence)
  - **Fairfax County Parkway/Fair Lakes Parkway/Monument Drive Interchange** (Springfield, Sully)
  - **GMU West Campus Bypass** *Crossing Route 123, managed by GMU* (Braddock, Springfield)
  - **I-66/Route 28 Safety Improvements** (Sully)
  - **I-95 Direct Access Ramps to Fort Belvoir North Area** (Lee)

- **I-95 Express Lanes** (Lee, Mason, Mount Vernon)
- **Mulligan Road** *from Route 1 to Telegraph Road* (Lee, Mount Vernon)
- **North Kings Highway Median** *from Fort Dr. to Huntington Metrorail Station* (Lee)
- **Old Meadow Rd./Old Meadow Lane (TMSAMS)** *Pedestrian Intersection Impr.* (Providence)
- **Rolling Road/Old Keene Mill Road** *Safety Improvements* (Springfield)
- **Route 1 Walkway (RHPTI)** *from Sacramento Dr. to Engleside Plaza* (Mount Vernon)
- **Route 1 Walkway (RHPTI)** *from Reddick Ave. to Russell Rd.* (Mount Vernon)
- **Route 1 Walkway (RHPTI)** *south of Kings Village Road* (Mount Vernon)
- **Route 1 Walkway (RHPTI)** *south of Fordson Rd. to Woodlawn Trail* (Mount Vernon)
- **Route 1 Walkway (RHPTI)** *Belle Haven Towers Phase II* (Mount Vernon)
- **Route 7 Widening** *from Rolling Holly Dr. to Reston Ave.* (Dranesville, Hunter Mill)
- **Route 29 Multi-Purpose Trail** *from Federalist Way to Shirley Gate Road* (Braddock)
- **Route 29/Nutley Street** *Safety Improvements* (Providence)
- **Route 50 Widening** *from Route 28 to Poland Road* (Sully)
- **Silverbrook Road Walkway** *from Silverthorn Road to Bayberry Ridge Road* (Mount Vernon, Springfield)
- **Silverbrook Road Walkway** *from Southrun Road to Monacan Road* (Mount Vernon)
- **Solutions Dr./Greensboro Blvd. (TMSAMS)** *Pedestrian Intersection Impr.* (Providence)
- **Stringfellow Road Widening** *from Route 50 to Fair Lakes Blvd.* (Springfield, Sully)
- **Telegraph Road Widening** *from Beulah Street to Leaf Road* (Lee, Mount Vernon)
- **Telegraph Road Widening** *from South Van Dorn St. to South Kings Hwy.* (Lee)
- **Westbranch Dr./Westpark Dr. (TMSAMS)** *Pedestrian Intersection Impr.* (Providence)
- **Westmoreland Street/Haycock Road** *southbound right turn lane* (Dranesville)
- **Wiehle-Reston East Metrorail Station Park-and-Ride Garage** (Hunter Mill)

Bicycle and Pedestrian Program Highlights from January 2013 through June 2013

The Board directed FCDOT to lead the effort to improve bicycle and pedestrian safety and mobility, including constructing bicycle and pedestrian facilities in high-priority areas of Fairfax County. In 2006, the Board endorsed a Ten-Year Funding Goal of $60 million for new bicycle and pedestrian projects. Through FY2016, the Board has designated $110 million in federal, state, and county funding to construct high-priority bicycle and pedestrian improvement projects.

- **Pedestrian and Bicycle Access and Safety**: FCDOT staff continues ongoing outreach and coordination with groups such as Reston Metrorail Access Group (RMAG), Herndon Metrorail Station Access Management Study (HMSAMS), Fairfax County Public Schools (FCPS) Safe Routes to Schools, INOVA, the county's Transportation Advisory Commission (TAC), the Trails and Sidewalks Committee, and the county's Americans with Disabilities Act (ADA) Compliance Team.

- **Trail, Bike Lane, and Sidewalk Waivers:** FCDOT staff received and processed 20 waivers in coordination with Board members, the Trails and Sidewalks Committee, DPWES, and DPZ.

- **I-495 Express Lanes Bicycle and Pedestrian Projects:** Bicycle and pedestrian facilities have been constructed on all of the Beltway bridge crossings in the I-495 Express Lanes Project. These new facilities removed some of the worst barriers to pedestrian and bicycle movement in Fairfax County, since most of the former bridges had no facilities. The Board designated additional CMAQ funding which, along with VDOT and county bond proceeds, funds the missing pedestrian facilities outside the limits and original scope of the I-495 Express Lanes Project.

- **Bicycle Master Plan:** The final draft plan and quadrant maps were completed in late 2012. Staff from both FCDOT and DPZ is finalizing the report for consideration by both the Planning Commission and Board of Supervisors in fall 2013.

- **Increase and Enhance Bicycle Parking:** FCDOT is completing its bicycle rack and improvement projects initiated in 2009, consisting of the installation of 150 new bicycle racks and 30 new bicycle lockers at locations countywide. New racks were recently installed at Centreville Library. The remainder of the installations (Burke Centre Virginia Railway Express [VRE] Station, Backlick Road VRE Station and Centreville-Stone Road Park-and-Ride Lot) will be completed in 2013.

  The design of the new "Bike and Ride" facility at the Wiehle-Reston East Metrorail Station was finalized and construction is underway. When completed, this state-of-the-art facility will provide safe and secure parking for over 200 bicycles. Other secure bike parking facilities in design include the Stringfellow Road Park-and-Ride Transit Center and Springfield Community Business Center Commuter Parking Garage.

- **Bike the Sites Map:** Funded with a federal grant, this project will define a family-friendly bike route centered on historic sites in the western area of the county. The project includes the design and printing of a map, wayfinding signs, and information kiosks.

- **Interactive Bike Map "BIKE FAIRFAX**": In a multi-agency effort with the Fairfax County Park Authority and Department of Information Technology, FCDOT has created an online digital map of the third edition of the printed bike map. Not only does the digital map include all the features of the printed map, but it gives users the ability to access park and trail amenities within the county in one all-inclusive map. Access the map at: http://www.fairfaxcounty.gov/fcdot/bike/bikemap/.

- **McLean Wayfinding Signs**: Completed on May 10, 2013, this project was the first of its kind in the county. The project included a series of way finding signs throughout McLean's Central Business District. The signs help bicyclists find community features throughout McLean such as the Library, Washington and Old Dominion (W&OD) Trail, and Community Center to list a few.

Capital Projects and Operations Division Highlights from January 2013 through June 2013

The Capital Projects and Operations Division consists of the Capital Projects Section (CPS), and the Traffic Operations Section (TOS). CPS is responsible for scoping new multi-modal transportation projects, managing preliminary engineering plans and studies, and coordinating projects with VDOT, FHWA, WMATA, DPWES, the Board, and the general public. TOS is responsible for managing traffic issues related to signs, signals, parking, traffic calming, and other residential traffic issues. TOS partners with VDOT, the Board, homeowners associations, and citizen groups to resolve issues.

June 2013 Status Report on the Board's Four-Year Transportation Program for FY2013 Through FY2016

Capital Projects

- **Project Scoping**
  - Staff is continuing to evaluate suggestions for projects, and will continue to evaluate, develop and refine the project scopes as needed.
  - Along with the Transportation Design Division and Transportation Planning Division, completed a major project scoping effort as part of the Benefit Cost Analysis Tool development and implementation.

- **Studies and Preliminary Plans:**
  - **Dulles Toll Road Tysons Ramps** – CPS is studying alternatives for up to three new ramp connections between the Dulles Toll Road and Tysons. A Citizen Information Meeting was held in May 2013. CPS plans to brief the Board on progress in September 2013.
  - **Fairfax County Parkway from I-95 to Telegraph Road** – Investigate short-term congestion reduction improvements. Staff is negotiating a contract and finalizing funding allocation.
  - **Jones Branch Connector (JBC**) – CPS prepared 30% plans for this critical roadway connection between Jones Branch Drive and Route 123 in Tysons. 30% Plans were distributed for VDOT and county review in January 2013. CPS is also preparing an environmental document and geotechnical report. CPS is currently preparing an Interchange Modification Report (IMR) and obtaining FHWA approval prior to advancing the plans to Final Design. Funding for construction of JBC project is a combination of local, state, and federal funds. FCDOT will manage the project through final design and land acquisition, and VDOT will construct the project.
  - **Route 7 Widening from Route 123 to I-495 (Tysons)** – This study for an eight-lane section (four lanes in each direction) is in progress. Ground survey and traffic data collection are complete, and the consultant is preparing future lane configurations.
  - **Route 123/Route 7 Interchange** – This study is identifying alternatives for improving the existing non-urban interchange in Tysons. Ground survey is complete and staff is coordinating with the Consolidated Traffic Impact Analyses (CTIAs) in Tysons. Interchange/intersection alternatives are in progress.
  - **Route 7 Express Lanes** – This VDOT study is analyzing the feasibility of constructing express lanes (high-occupancy toll lanes) on Route 7 between the Fairfax County Parkway and the Dulles Toll Road. The study is underway, and it is anticipated the study will be completed in October 2013.
  - **State Street Alignment** – This study is analyzing alternative alignments for a new road in Tysons between Greensboro Drive and the planned Boone Boulevard extension. The study is underway, and a stakeholders meeting is scheduled for July 2013.
  - **Soapstone Overpass** – The study is analyzing alternatives for a crossing over the Dulles Toll Road between Sunrise Valley Drive and Sunset Hills Road in Reston. Five alignment alternatives were developed and evaluated. Traffic forecasting has been completed. An additional alternative was developed as a hybrid of two previously evaluated alternatives. The Hybrid alternative with compressed typical section is under consideration, to be recommended for further development. The draft study report is currently under review by VDOT.

June 2013 Status Report on the Board's Four-Year Transportation Program for FY2013 Through FY2016

Traffic Operations

- **Signage, CPD and RPPD Programs, and General Parking**
  - The Residential Permit Parking District Program (RPPD) launched a web based permit management system allowing all residents to apply for permits online and to track the progress of their application. Permits and passes are printed in-house, replacing preordered sequentially numbered permits and eliminating the disposal of unused permits and passes that have expired.
  - RPPD issued nearly 7,000 permits/passes.
  - RPPD received seven inquiries, conducted four parking studies, issued five petitions, and held six public hearings.
  - Community Parking District Program (CPD) held three public hearings.
  - Staff reviewed 20 parking restriction requests and the Board approved three new "No Parking" restrictions.
  - More than 850 signs were installed or had maintenance performed.

- **Residential Traffic Administration Program (RTAP)**
  - 34 traffic calming projects were initiated for study.
  - Four traffic calming projects were approved by the Board for installation.
  - Four "$200 Fine for Speeding" sign request were received. Requests are being reviewed and will be presented to the Board in FY2014.
  - Three "Watch for Children" sign requests were received.
  - Three Through Truck Restriction requests were completed.

- **Traffic Operations**
  - Coordinating with VDOT and FCPS on installation of a traffic signal and turn lane at the entrance of Willow Springs Elementary School, which is scheduled for completion by September 2013.
  - Coordinating sign installation with City of Alexandria to direct traffic on southbound South Van Dorn Street to the Van Dorn Metrorail Station by avoiding the South Van Dorn Street/Eisenhower Avenue intersection.
  - Completed Lorton Road corridor study. Staff recommends a future third left turn lane from southbound Silverbrook Road to eastbound Lorton Road.

Coordination and Funding Division Highlights from January 2013 through June 2013

The Coordination and Funding Division handles coordination and liaison responsibilities between the department, regional agencies, local jurisdictions, and state and federal agencies, and seeks funding from all levels of government for the implementation of transportation projects and services.

- **Commonwealth Transportation Board (CTB):** Requested and received $10 million in FY2014 VDOT Revenue Sharing funds from the CTB for the Jones Branch Connector project.

- **Capital Improvement Program (CIP):** Successfully completed the FCDOT portion of the CIP with endorsement from the Planning Commission and adoption by the Board.

- **VDOT Six-Year Improvement Program:** Prepared testimony to CTB for VDOT's FY2014-2019 program.

- **Commuter Ferry Service:** Continued to provide inputs for analysis by consultant Nelson Nygaard to examine the possibility of a commuter ferry service for the region. Final report due in July 2013.

Benefit Cost Analysis Tool (BCA)

- Cost estimates and project growth factors have been provided by consultants to finish work on initial BCA effort.
    - Initial results presented to the Board on June 25, 2013. Some results are being checked. This tool may be used as one factor to select new projects for funding later this year.

Coordination with Metropolitan Washington Council of Governments Transportation Planning Board (MWCOG TPB):

- Incorporated the Jones Branch Connector (the first major roadway improvement within Tysons, which provides additional access across the Beltway and connects to the I-495 Express Lanes) into the Transportation Improvement Program (TIP) to receive federal funds.
- Incorporated 12 Tysons Roadway improvement projects into the region's Constrained Long Range Plan (CLRP).
- Board of Supervisors approved new federal MAP-21 Transportation Alternative Program grant applications for two projects for submission: Lorton Cross County Trail and Reston Bike Share Infrastructure. Grant awards are expected to be announced during the next several months.
- Worked with COG staff to add new off-the-top Transportation Emission Reduction Measures (TERMS) projects for the region as part of eliminating the region as an EPA Non-attainment Area.
- Provided inputs for the MWCOG's TPB Freight Around The Region Report.

VRE

- Successfully established a VRE/Fairfax Connector Bus Transfer policy with VRE for express service from VRE stations to Tysons and overall bus transfer policy.
- Began feasibility study to investigate expanding Rolling Road VRE Station parking lot.
- Implemented significant security and traffic management improvements at the Burke Centre VRE Station surface parking lot and garage.
- Continued work with VRE staff to install state-of-the-art bike lockers at Lorton and Franconia-Springfield VRE Stations.

Federal Discretionary Grant Opportunities

- Applied for $20 million through the federal discretionary grant program, Transportation Infrastructure Generating Economic Recovery (TIGER V), for construction of the Innovation Center Metrorail Station. Grant awards will be announced in late summer to early fall 2013.
- Applied for $1,600,000 in Transportation Alternatives Program grants, which will be awarded in June 2013 or August 2013.

Tysons Transportation Infrastructure Funding

- On January 8, 2013, the Board approved a Tysons Transportation Service District, created a service district advisory board, and established rates and policies for the Tysons-wide and Grid of Streets Road Funds. The service district and two road funds provide partial funding for the 40 year, $3.1 billion Tysons Transportation Plan.

- In coordination with staff, the Tysons Service District Advisory Board recommended a service district rate of $0.04 per $100 of assessed value for FY2014. This recommendation was approved by the Board in the FY2014 Adopted Budget plan.
- Identified nearly $3 million in local (Commercial and Industrial Tax) funding in FY2014 for the early phase of the Tysons Circulator.

Developer Contribution Funds

- Countywide proffer collections from January 1, 2013, through May 1, 2013, equal $1.84 million.
- Developers performed $751,206 of creditable transportation improvements in the Fairfax Center Area.
- The Board adjusted collection rates for the Centreville, Tysons, and Fairfax Center Area Road Funds for inflation on January 8, 2013.

2013 Legislative Summary and Bill Implementation

- HB 2313, Transportation Funding Package: This Session, the General Assembly passed HB 2313. The final transportation bill provides approximately $840 million annually for statewide maintenance, construction, and transit by 2018. Components of the statewide provisions include, but are not limited to:
  - Replacing the 17.5 cents per gallon gas tax with a 3.5% wholesale gas tax and a 6% diesel tax.
  - Increasing the state sales tax from 5% to 5.3%.
  - Transferring additional revenues from the state's General Fund to transportation.
  - Dedicating potential revenues to transportation, should Congress enact the Marketplace Equity Act, which would grant states legal authority to collect sales taxes on out-of-state internet purchases if approved by Congress.
  - Allocating $300 million from state maintenance funding, or other available revenue sources, to Dulles Rail Phase II.

- HB 2313 also includes regional components for Northern Virginia and Hampton Roads. The Northern Virginia component provides approximately $300 million annually to the region. The regional components include, but are not limited to:
  - Imposing a 0.7% sales tax, to a total of 6% for Northern Virginia.
  - Imposing a 2% Transient Occupancy Tax (hotel tax).
  - Imposing a regional congestion fee (grantors tax) of $0.15 per $100 valuation.
  - 70% will be provided to the Northern Virginia Transportation Authority (NVTA) to be used on (1) regional projects included TransAction 2040 (the regional unconstrained long-range transportation plan) or its future updates that have also been evaluated by VDOT for reducing congestion, or (2) mass transit capital projects that increase capacity. The VDOT evaluation is not required for funds received in FY2014.
  - 30% of funds will be distributed to individual localities and must be spent on urban or secondary road construction, capital improvements that reduce congestion, projects included in TransAction 2040 or its future updates, or for public transportation purposes.
    - Localities must enact the local Commercial and Industrial Property (C & I) at $0.125 per $100 valuation or dedicate an equivalent amount to be used only for transportation. Those localities that do not do this or do so at a lower rate will have these revenues reduced by a proportional amount.

- As part of the FY2014 Adopted Budget, the Board approved increasing the C & I rate from $0.11 per $100 of assessed value to $0.125, which enables Fairfax County to receive its 30 % local share of HB 2313 Northern Virginia revenues.

- NVTA created five working groups to prepare for the implementation of the regional funding, including Project Implementation, Public Outreach, Organizational, Financial, and Legal. Sub-groups have also been set up to directly work on the Virginia Railway Express and the Washington Metropolitan Area Transit Authority specific issues, and with NVTA's financial advisors. FCDOT staff, as well as staff from several other county departments, is serving on all of the groups.
  - As part of this process, FCDOT staff was heavily involved in preparing for and holding the NVTA's Open House and Public Hearing on June 20, 2013, on the issue. FCDOT also worked on a similar Open House on June 26, 2013, to give county residents another option to see the materials and provide comments.
  - Staff has also attended several other local and regional meetings to provide information on the new funding bill and the implementation of the regional funding.
  - The Board approved a list of projects for NVTA to consider for the funding in FY2014, including several roadway and multimodal projects. The NVTA is expected to approve an initial list of projects in the summer 2013.
  - County staff is also preparing to receive the 30% for local projects, approximately $39 million in FY2014. Staff will be returning to the Board in fall 2013 to propose allocations for these funds.

Marketing/Transportation Services Group Highlights from January 2013 through June 2013

The Marketing/Transportation Services Group (TSG) promotes Transportation Demand Management (TDM) strategies to help reduce or mitigate traffic congestion in Fairfax County. The TSG partners with major employers, developers, and multi-family residential complexes to encourage alternative commute options, impacting over 273,000 commuters in the county. Marketing staff also provides communications support to FCDOT by producing graphics and publication design, web and social media content, media relations, and marketing of commuter services.

- **Employer Outreach – TDM:** The TSG Employer Services Program has implemented TDM programs at over 520 Fairfax County employer sites. To date, 244 Fairfax County employers have implemented a Level 3 or 4 trip reduction or benefit program, and another 277 employers have implemented a Level 1 or 2 program. Level 1 and 2 programs may include commuter surveys, distributing transit information, implementing alternative work schedules, or hosting an on-site transportation fair. Level 3 and 4 programs may include shuttles to and from transit stations, implementing formal telework programs, offering transit subsidies, providing free or premium parking to carpools and vanpools, or implementing a comprehensive bike/walk program. Level 4 employers may have implemented Fairfax County's newest TDM strategy, the "ShuttlePool." A ShuttlePool is an innovative long range corridor-based strategy for transporting clusters of employees to work. This program uses state funds to assist employers during the startup phase.

  The TSG, in partnership with the Center for Urban Transportation Research, designated seven Fairfax County employers and two business sites as "Best Workplaces for Commuters" for 2012. This

raises the total number of recognized sites in Fairfax County to 28 since the program started in 2010. The employers were recognized by the Board of Supervisors in December for the broad range of transportation options offered to their employees. The "Best Workplaces for Commuters" designation acknowledges employers who have excelled in implementing green commuter programs.

- **Community Outreach – TDM:** The TSG "Commuter Friendly Community Program" (CFCP) identified and/or implemented trip reduction TDM programs at over 233 Fairfax County residential communities. A highlight of this new program will be publicly recognizing communities.

- **New and Ongoing Partnerships:** The TSG also supports the Congestion Mitigation Programs for Dulles Rail, I-495 Express Lanes and the I-95 Express lanes construction Transportation Management Plan (TMP) by coordinating employer and community outreach with regional partners, including the Virginia Department of Rail and Public Transportation, VDOT, Dulles Area Transportation Association (DATA), MWAA, COG, TyTran, Best Workplaces for Commuters, WMATA, Loudoun County Transit, Potomac and Rappahannock Transportation Commission, Virginia Railway Express, Fredericksburg Metropolitan Area Planning Organization, and George Washington Regional Commission.

- **Teleworking:** The Fairfax County government telework program currently has 1,655 employee participants, and continues to encourage teleworking countywide.

- **Commuter Benefit Program:** 209 County employees currently are taking advantage of the Fairfax County Employees' Commuter Benefit Program. Eligible employees may register for the program and request to receive up to $120 per month in transit benefits that can be used for bus, vanpool, and Metrorail fares.

Special Projects Division (Dulles Rail and Base Realignment and Closure [BRAC]) Highlights from January 2013 through June 2013

The Special Projects Division manages two major efforts within Fairfax County with regional, state, and federal impacts and interest – Dulles Rail and BRAC. The team is currently working with local, state, and federal partners to implement $6.5 billion in major highway and rail construction, including $2.9 billion for Dulles Rail Phase 1, $2.7 billion for Dulles Rail Phase 2, $135 million for the two Dulles Rail parking facilities in Fairfax County, and $400 million for BRAC projects. Fairfax County's direct funding for these projects exceeds $1 billion. In addition to construction management, the team's efforts focus heavily on communication with elected officials, the community, and other stakeholders to ensure accurate reporting of project information and progress.

Dulles Rail

- **Phase 1**
  - Construction is 94% complete as of June 30, 2013.
  - All track work for the Silver Line is in place and third rail has been energized. Mechanical, plumbing, and electrical work is ongoing at all of the stations.
  - Current estimate to complete Phase 1 is $2.905 billion, which is within the revised budget.

- Scheduled Substantial Completion Date is September 9, 2013. WMATA will determine the Revenue Operations Date (ROD). It is anticipated the ROD will be in late December 2013.
- MWAA and WMATA are working on testing and start-up activities; this includes running four sets of two car trains.
- West Falls Church Yard construction completion scheduled for January 2014 with the sound box and tail track to be completed in November 2013.
- Fairfax County is the lead for regional coordination efforts among the various bus services providers working closely with Transit Services Division, WMATA, Loudoun County Transit, PRTC, and MWAA-Washington Flyer staff.
- Wiehle garage is 96% complete, and substantial completion is scheduled for July 19, 2013.

- **Phase 2**
  - Bid Packet A (Rail Stations, Systems, and Line) was awarded in May 2013. Notice to proceed is scheduled for July 8, 2013.
    - Phase 2 Team is Capital Rail Constructors, a joint venture of Clark Construction and Kiewit International.
    - Packet A was estimated to be between $1.4 billion and $ 1.6 billion. The low bid was $1.177 billion which represents a $251 million savings to the project (and toll road users).
  - Cost estimate for all Phase 2 work is $3.093 billion (without the following reductions).
    - The cost estimate with value engineering, Packet A savings, and funding the garages outside of the project brings the revised total project estimate to $2.6 billion.
    - Estimated cost to Fairfax County to construct the parking garages at Herndon and Innovation Center Stations is $135 million
  - Fairfax County is currently working on options to fund, design, and construct the parking garages at the Herndon and Innovations Station outside of the project.
  - Schedule for substantial completion of Phase 2 is mid–2018 with revenue service to begin in late 2018.

<u>BRAC Implementation Plan</u>

- **Major milestones and achievements**
  - In October 2012, the Connector began running a service to the Fort Belvoir North Area, which connects the Fort Belvoir North Area to the Franconia-Springfield Metrorail Station and includes a stop at the newly constructed Saratoga Park-and-Ride Lot. There have been two record months in a row with 2,700 trips per week and 11,700 trips recorded in April and May 2013.
  - Development of Fort Belvoir North Post Access Control Point (NPACP) (Leiber Gate) across from Pence Gate, which overlaps the Route 1 Widening project, was monitored, and staff coordinated with US Army Corps of Engineers and their consultant. Staff coordinated traffic and utility work for both projects, and coordinated acquisition and project schedules.
  - Route 1 Widening Request for Proposals was issued in December 2012. The selected bid was $48.6 million less than the estimate. Notice to Proceed was issued to Gorman-Wagner Joint Venture LLC in June 2013. The contract does not include the design and construction of the horse stables which will be a later phase of the project.

- **Projects In Construction**
  - Mulligan Road and Telegraph Road Widening.
  - Defense Access Ramps into Fort Belvoir North Area (I-95 at the Fairfax County Parkway).

- **Projects in Design**
  - Rolling Road Widening from Fullerton Road to Delong Drive (funded for design only). Design is complete.
  - Frontier Drive Extension/Franconia Springfield Metrorail Station (conceptual design/ feasibility study). Conceptual design and study complete.
  - Fairfax County Parkway and Rolling Road Interchange (VDOT). Project funded for construction in VDOT's Six Year Improvement Program.
  - I-95/Fairfax County Parkway Flyover Ramp (funded for design only). Design is in progress.

Transit Services Division Highlights from January 2013 through June 2013

Transit Services Division staff are leading efforts to implement a multitude of public transportation improvements in Fairfax County. This includes bus service changes in support of major capital infrastructure projects, capital projects at the three Fairfax Connector operating garages as well as at passenger facilities, and enhancements in technology and customer service on the Fairfax Connector bus system.

- **Fairfax Connector Bus System**
  - **Express Lanes Bus Service:** In January 2013, FCDOT implemented the first of three new express bus routes to Tysons Corner, beginning with Burke Centre-Tysons Route 495. The other two express routes, Route 493 from Lorton, and Route 494 from Springfield, launched in March 2013. All three routes operated free of charge for their first four weeks of operation. Additionally, free-ride coupons were mailed to households in Burke, and were published in local newspapers. Accompanying the launch of all three routes was an aggressive marketing campaign designed to target employees in Tysons who live in Burke, Lorton, and Springfield, as well as to target local homeowners' associations and community groups. Recently, the Board approved a temporary reduction the fares on the routes from the express fare of $3.65 to the base fare of $1.60, effective July 1, 2013, and an additional marketing campaign is being planned. Staff will be redesigning the circulation patterns in Tysons to accompany Dulles rail at the end of 2013, and will be closely monitoring ridership and performance data until that time.

  - **Dulles Rail Bus Service Plans:** Between January and May 2013, FCDOT staff conducted a significant public outreach effort to gather input on the Silver Line Bus Service Plan. In June 2013, FCDOT finalized the bus service plan to support the opening of Phase I of the Silver Line, which was approved by the Board. The service changes are expected to take place concurrently with the opening of the Silver Line, which is currently anticipated for late December 2013. A substantial part of the plan is the implementation of a short-term circulator bus system within Tysons, called the Tysons Circulator (Routes 422, 423 and 424), which will provide a frequent bus connection from the new Silver Line stations in Tysons to the employment centers and residential areas. These circulator routes will connect to the new stations in Tysons, as well as to the feeder bus service from McLean, Vienna, and the Route 7 corridor. Another major component of the Silver Line bus service plan is the redesign, modification, and addition of new

routes in the Dulles Corridor, feeding the Wiehle-Reston East Metrorail Station. In total, approximately 40% of all Fairfax Connector bus service will change when Phase 1 of the Silver Line opens.

- **Bus Shelter Advertising Program**: FCDOT is engaged in a public-private partnership to improve bus stops and increase the number of bus shelters in the county. This program is currently receiving revenue from 101 sites through the sale of advertising space on bus shelters. The contractor sells advertising space to subsidize construction, maintenance, and operation of bus shelters, and will share a percentage of the profits with the county. Throughout the county, 65 existing bus shelters have also been retrofitted with advertising, 36 new sites have been completed, and 63 are currently being scoped for new shelter and infrastructure improvements for FY2014.

- **Fairfax Connector Fleet:** FCDOT ordered 19 40-foot replacement buses for FY2014. FCDOT ordered 35 buses in FY2013. The order included 15 buses for planned Tysons Circulator bus service to support the Silver Line rail project, which have arrived, and 20 replacement buses. All of these buses are Mini-Hybrids, include On Board Diagnostics, and are equipped with the newest emissions reduction equipment to meet the 2010 and 2013 EPA standards.

- **Intelligent Transportation Systems:** FCDOT released the Request for Proposals (RFP) for Intelligent Transportation Systems (ITS) in December 2012. After reviewing proposals and conducting vendor interviews during the first half of CY2013, FCDOT staff recommended a contract award in June 2013. The ITS project will include automatic vehicle locator systems, mobile data terminals, stop annunciators, data warehouse/reports, and real time passenger information. Full system implementation is expected to occur in FY2015.

- **Comprehensive Transit Plan and Transit Development Plan Update:** FCDOT released the RFP for a Comprehensive Transit Plan (CTP) and Transit Development Plan (TDP) update in February 2013. FCDOT staff reviewed proposals and conducted vendor interviews during spring 2013. Based upon the review and interview results, FCDOT staff recommended a contract award in May 2013. A purchase order was issued in June 2013. The study, which is expected to run 18 months, includes three main components:
  - CTP: A review and update of the County's 2009 TDP, extending the bus service planning horizon from 2020 to 2025.
  - TDP Update: Development and submission of a 6-year, financially constrained, Board-approved TDP to the Virginia Department of Rail and Public Transportation.
  - Title VI: Development of a revised Title VI program for the Fairfax Connector that would comply with new guidance in this area issued by the Federal Transit Administration (FTA) in October 2012.

June 2013 Status Report on the Board's Four-Year Transportation Program for FY2013 Through FY2016

Transportation Design Division Highlights from January 2013 through June 2013

The Transportation Design Division (TDD) is responsible for the implementation of multi-modal transportation projects throughout the county under the approved Capital Improvement Program (CIP). Projects are grouped into five primary program categories: Bus Stop Safety and Accessibility; Pedestrian Access Improvements; Roadway Improvements; Additional Capital Improvement Projects; and Grant Funded Pedestrian Access Improvements. Overall, between January and June 2013: 63 county managed projects were completed, including 51 bus stop improvements; 39 county managed projects were authorized for or are under construction, including 10 bus stop improvements; approximately 154 county managed projects are in design, land acquisition, or utility relocation phases; and approximately 182 county managed projects are in project initiation phase.

- **Bus Stop Safety and Accessibility Program**
  - 51 sites completed during this six month period; 293 sites have been completed to date.
  - 10 sites authorized for or currently under construction.
  - 78 sites are in design or land acquisition phase.
  - 122 sites in project initiation phase.

- **Pedestrian Access Program (Intersections, Sidewalks and Trails)**
  - Nine projects were completed.
  - Three projects were authorized for or are currently under construction.
  - 21 projects are in the land acquisition or utility relocation phase.
  - 12 projects are in the design phase.

- **Roadway Improvement Program**
  - One project was completed (Eskridge Road – completed by developer).
  - Six projects were authorized for or are currently under construction (one by developer).
  - Three projects are in utility relocation phase.
  - Seven projects are in design.
  - One project is in initiation (Jones Branch Connector Final Design)

- **Additional Capital Improvement Projects**
  - One project is under construction (Rte. 29 multi-purpose trail from Federalist Way to Shirley Gate Road).
  - One project is expected to be advertised for construction in July 2013 (Annandale Streetscapes).
  - Three projects are currently under design (Rolling Road Widening from Fullerton Street to DeLong Drive, McLean Streetscapes Phase III, and McLean Community Business District Signal Replacement).
  - Two projects are in the initiation phase (Great Falls Trail Phase III and Lorton Arts Cross County Trail Connection).

June 2013 Status Report on the Board's Four-Year Transportation Program for FY2013 Through FY2016

Grant Funded Bicycle and Pedestrian Access Improvements

- **Richmond Highway Public Transportation Initiative (RHPTI)**
  - Two sidewalk projects were completed and five are currently under construction. Five intersection improvements were authorized by VDOT to begin land acquisition.
  - Design is underway on eight additional sidewalk projects and four new pedestrian intersection improvements.

- **Dulles Corridor Bicycle and Pedestrian Access (DCBPA)**
  - Survey and design are in progress on 10 projects, two of which are in the land acquisition phase. Two projects have been completed (one completed by the Silver Line Metrorail project).

- **Route 50 Pedestrian Improvements (Jaguar Trail to Seven Corners)**
  - Pedestrian improvements at three intersections and eight segments of sidewalk. Survey and environmental documentation have been initiated. Consultant design task orders have been approved and design will commence upon completion of survey work.

- **Tysons Metrorail Station Access Management Study (TMSAMS)**
  - Project initiation efforts have begun on 34 projects. Ten projects being implemented under an expedited process utilizing C & I funds (six completed and four in construction, expected to be completed by September 2013). FCDOT is coordinating with FCPA on three projects that FCPA may manage through construction. Two projects will be completed by developers. The remaining projects are awaiting approval of the VDOT funding agreement, which was approved by the Board on May 14, 2013. The agreement has been sent to VDOT for signature, which is anticipated in July 2013. Once the funding agreement has been approved by VDOT, survey and design will begin.

- **Reston Metrorail Station Access Group (RMAG)**
  - Project initiation efforts have begun on 12 projects. Design work will begin after approval of the VDOT funding agreement, which was approved by the Board on May 14, 2013. The agreement has been sent to VDOT for signature, which is anticipated in July 2013.

- **Safe Routes to School (SRTS)**
  - One project is in design (Burke Center Parkway at Marshall Pond Road)

- **Additional Grant Funded Bicycle and Pedestrian Access Improvements**
  - One project is in land acquisition (Soapstone Drive Walkway from Glade Drive to Sunrise Valley Drive)

June 2013 Status Report on the Board's Four-Year Transportation Program for FY2013 Through FY2016

Transportation Planning Division Highlights from January 2013 through June 2013

The Transportation Planning Division (TPD) is responsible for long-range planning efforts, including the analysis of transportation impacts of current and future development and zoning. TPD has nearly completed the innovative Consolidated Traffic Impact Analysis (CTIAs) and has completed other significant projects for Tysons, including the Circulator Study. Several zoning applications along the Silver Line Phase 2 and elsewhere were completed, and Transportation Demand Management (TDM) procedures were advanced. Additional significant planning projects such as the Countywide Transit Network Study were either completed or advancing.

Site Analysis Section

- **Consolidated Traffic Impact Analysis (CTIAs) for Tysons**
  - East, central, and west CTIAs submitted to VDOT for review. Coordination with VDOT continuing.
    - Several iterative discussions with VDOT held on the east CTIA. Preparing related information for Board consideration.
    - Submitted the central and west CTIAs to VDOT, and received comments on the west CTIA. Preparing a response on the west CTIA.

- **Tysons Zoning Applications**
  - Review and negotiations on a number of zoning applications within Tysons continues. Three applications were approved (Scotts Run Station South, Commons of McLean, and Georgelas). Other Tysons area land use issues have been addressed by staff.

- **Land Use Review along Phase 2 of Silver Line**
  - Evaluation of the proposed Special Exceptions for the future station areas has begun.
  - Work with several property owners in the station areas to evaluate current and future zoning submittals is ongoing.
  - Coordination with rail project, transportation, planning, and zoning staff continues in preparation for land use review.

- **General Zoning Applications**
  - Several large-scale and complex applications throughout the County were reviewed and approved:
    - The Grande at Huntington
    - Reston Spectrum
    - Bozzuto at Reston-Wiehle Metro Station
    - Eleven Oaks (coordinated with City of Fairfax)
  - Staff reviews of other rezoning, Special Exception, and Special Permit cases are ongoing.
  - Staff reviews of other land use items (site plan reviews, proffer interpretations, waivers, post-zoning coordination, etc.) are ongoing.

- **Transportation Demand Management (TDM) and Parking**
  - With completion of the TDM study this information is being used to implement more effective TDM strategies, parking ratios, and to formalize TDM commitments.
  - Codification of parking standards in transit center areas countywide continues to be pursued with parking reduction requests under Site Analysis review.

- **Vacation, Abandonment, and Discontinuance**
  - Processing of these requests continues.

- **Process and Standards**
  - Efforts to improve coordination with VDOT on land use review continue.
  - Efforts to work with DPZ on process and coordination changes are ongoing.
  - Staff continues to participate in the ongoing effort to create countywide urban standards for street design.

Transportation Planning Section

- **Countywide Transit Network Study**
  - Developed goals, objectives and Measures of Effectiveness (MOEs) to help guide development of the 2050 High Quality Transit Network.
  - Forecasted Countywide land use for year 2050 (based on 2040 COG land use forecasts, Round 8.0).
  - Calibrated and validated latest COG travel demand model, version 2.3, for Fairfax County.
  - Created sketch planning tool from COG model for quicker evaluations "on the fly."
  - Evaluated series of transit network concepts based on different transit corridor functions.
  - Assessed land use refinements for sensitivity testing.
  - Completed initial network analysis, including ridership forecasts by corridor.
  - Developed Proposed High Quality Transit Network Concept for public review, including modes and stations by corridor.
  - Held public meetings in July 2012, November 2012, and July 2013.

- **Tysons Circulator Study**
  - Completed draft final report.

- **Tysons Interim Parking**
  - Prepared recommendation for Planning Commission Tysons Committee and issued Request for Interest to property owners.
  - In process of completing commuter parking agreement for approximately 700 spaces at McLean Station to be open when Metrorail begins service.
  - Two other property owners have expressed interest, but have not submitted proposals.

- **Tysons Multimodal Transportation Hub Analysis**
  - Completed final draft report on locating multimodal hubs in Tysons.

- **Herndon Metro Station Access Study**
  - Formed Advisory Group; held initial advisory group meetings.

June 2013 Status Report on the Board's Four-Year Transportation Program for FY2013 Through FY2016

- **Frontier Drive Extension Study**
  - Completed study and final report with recommended alignment for extension.

- **Dulles Corridor Study**
  - Analyzed land use scenarios and associated transportation mitigation measures.
  - Completed detailed analysis of grid of streets at Innovation Center station.

- **Columbia Pike Streetcar**
  - Completed selection of Locally Preferred Alternative; submitted application to FTA for admission into New Starts Program.
  - A Project Agreement between Fairfax County and Arlington County for the next phases of project work will be presented to the Board for consideration on July 30, 2013.

- **Tysons Neighborhood Study Phase II**
  - Analyzed and developing preliminary mitigation measures for 29 intersections.
  - Met with residents in McLean to discuss study and mitigation measures.

- **Springfield Road Fund**
  - Provided support analysis to establish Road Fund in the Springfield Community Business Center area.

- **Tysons Monitoring**
  - Initiated project to survey workers, residents and retail customers and to conduct an inventory of parking as well as parking usage.

- **Seven Corners Area Study**
  - Existing transportation conditions data collection completed.
  - Provide support for Task Force on bicycle and pedestrian shortcomings and recommendations.

- **Ongoing Plan Amendments**
  - Conducted or reviewed transportation analysis for Plan Amendments, including North Gateway, Huntington Club, and Jefferson Manor.

VDOT Traffic Engineering Highlights from January 2013 through June 2013

Traffic Engineering

- **Road Diet on Oak Street east of Gallows Road:** As part of a repaving project, a road diet was implemented on Oak Street for about ¼ mile east of Gallows Road. Oak Street was restriped with one travel lane and a bike lane in each direction, and designated space for on-street parking and left turns was provided. The project responds to residents' concerns about high speeds on this local residential street.

Project Status Legend

Capital Projects Staff

CL *= Caijun Luo*
CWS *= Charlie Strunk*
DPWES *= Dept. of Public Works & Env. Services*
GM *= Guy Mullinax*
JYR *= Jane Rosenbaum*
KLM *= Karyn Moreland*
KPR *= Kinnari Radadiya*
MJG *= Michael Guarino*
SAN *= Seyed Nabavi*
SSS *= Sung Shin*
TB = *Tad Borkowski*
VA= *Vanessa Aguayo*
WPH *= Bill Harrell*

Funding Source

ARRA = *American Recovery & Reinvestment Act of 2009*
C & I = *Commercial and Industrial Property Tax for Transportation*
CMAQ *= Congestion Mitigation & Air Quality*
DAR *= Defense Access Road*
DOD *= Department of Defense*
FTA *= Federal Transit Administration*
HSIP *= Highway Safety Improvement Program (formerly HES)*
JARC *= Job Access Reverse Commute*
NVTD Bonds *= Northern Virginia Transportation District Bonds*
OEA *= Office of Economic Adjustment*
Primary *= Primary 6-Year Program*
RSTP *= Regional Surface Transportation Program*
Secondary *= Secondary 6-Year Program*
TAC Spot *= Transportation Advisory Commission Spots*

Status

Bid Ad
Complete
*Construction**
Design
Inactive
On Going
On Hold
Project Initiation
ROW = Land Acquisition
Study
Terminated
Utilities = Utility Relocation

** Construction phase begins when design and ROW are complete, and may include pre-advertisement activities, bid advertisement, and contract award.*

Project Type

INT *= Interstate*
PRI *= Primary Road*
SEC *= Secondary Road*
TRAN *= Transit*
PED/BIKE *= Pedestrian and/or Bicycle*

Other

ADA *= Americans with Disabilities Act*
CIM *= Community Information Meeting*
COG *= Council of Governments*
CTB *= Commonwealth Transportation Board*
DCBPA *= Dulles Corridor Bicycle and Pedestrian Access*
DTR *= Dulles Toll Road*
EB *= Eastbound*
FCDOT *= Fairfax County Department of Transportation*
FCPA *= Fairfax County Park Authority*
FCPS *= Fairfax County Public Schools*
FHWA *= Federal Highway Administration*
FMD *= Facilities Management Department*
FY *= Fiscal Year*
LF *= Linear Feet*
MOA *= Memorandum of Agreement*
MUTCD *= Manual on Uniform Traffic Control Devices*
MWAA *= Metropolitan Washington Airports Authority*
N/A *= Not Available or Not Applicable*
NB *= Northbound*
NTP *= Notice to Proceed*
PFI *= Preliminary Field Inspection*
PPTA *= Public-Private Transportation Act*
RFP *= Request for Proposals*
RFQ *= Request for Qualifications*
RHPTI *=Richmond Highway Public Transportation Initiative*
RMAG *= Reston Metrorail Access Group*
RT7PI *= Rt. 7 Pedestrian Initiative*
RT50PI *= Rt. 50 Pedestrian Initiative*
SB *= Southbound*
TMP *= Traffic Management Plan*
TMSAMS *= Tysons Metrorail Station Access Management Study*
UDCD *= Utilities Design and Construction Division, Dept. of Public Works & Env. Services*
VDOT *= Virginia Department of Transportation*
VSMP *= Virginia Stormwater Management Program*
WB *=Westbound*
WMATA *= Washington Metropolitan Area Transit Authority*

4-Year Project Summary Report

Braddock District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0620	BR	**Braddock Road/Danbury Forest Drive/Wakefield Chapel Road** Construct short-term left-turn lane improvements	COUNTY	**Project Initiation**	0.150	0.050	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds, C & I		**U**	TBD	TBD	
SEC	KPR						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed. C & I funds allocated to expedite design. Final study report received May 2013. Anticipate design task order approval summer 2013.

0620	BR	**Braddock Road/Olley Lane** Pedestrian intersection improvements	COUNTY	**Project Initiation**	0.150	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	CL						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.

0620	BR	**Braddock Road/Roberts Road** Construct right turn lane from NB Roberts Road to EB Braddock Road	COUNTY	**Project Initiation**	0.850	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
SEC	TBD						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.

0620	BR, SP	**Braddock Road/Route 123** Interim improvements: Add dual left turn lanes on Route 123, add through lane and left turn lane on Roanoke River Road, extend turn lanes at Braddock Road and Route 123	COUNTY	**Design**	3.000	3.000	**D**	May-10	Sep-14	👍
							R	Oct-13	May-14	
			2G40-015-000		C & I		**U**	TBD	TBD	
SEC	SAN						**C**	Oct-14	Dec-15	

Intermediate design plans distributed on April 30, 2013, for review. Comments were received on June 21, 2013, and are being reviewed. A funding agreement is being established between the County and VDOT to construct the Kelly Drive drainage improvements with VDOT/GMU Campus Drive Project.

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; Δ =Change Since Previous Report; 🚩 =Schedule Concern; $ =Funding Concern

Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Braddock District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
6493	BR	**Burke Commons Road Walkway**	COUNTY	**ROW**	0.230	0.230	**D**	Feb-10	Nov-13	👎Δ
		Construct 700 LF sidewalk from Meredith Circle to Roberts Parkway along north side					**R**	Aug-12	Oct-13	👎Δ
			PPTF01-02200		C & I		**U**	N/A	N/A	
PED/ BIKE	CL						**C**	Dec-13	Jul-14	Δ

Project is funded by Commercial and Industrial revenues and endorsed by the BOS on October 19, 2009. Final design is in progress. TMP approval received. VSMP received. 1 of 2 properties have been acquired. Schedule was adjusted in April, design delayed eight months until after citizen meeting which was held in April. Land Acquisition delayed five months. Construction completion delayed seven months.

0645	BR, SP	**Burke Lake Road/Coffer Woods Road**	COUNTY	**Project Initiation**	0.904	0.370	**D**	TBD	TBD	
		Pedestrian intersection improvements and extend sidewalk 600'					**R**	TBD	TBD	
			4YP301		2014 Bonds, C & I		**U**	TBD	TBD	
PED/ BIKE	CL						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed. C & I funds allocated to expedite design. Consultant proposal under development. Survey expected to be completed in August 2013; Anticipate design task order approval fall 2013.

XXXX	BR	**Burke VRE Connector Phase IV**		**Project Initiation**	1.200	0	**D**	TBD	TBD	
		Trail from VRE Station west to Oak Leather Court/Lake Barton					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	CWS						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.

XXXX	BR	**CCT Pavement Upgrades**		**Project Initiation**	0.876	0	**D**	TBD	TBD	
		Upgrade and pave 7,900 LF of trail between Route 236 and Braddock Road					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	CWS						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed. This segment of trail offers bicycle commuter benefits and will enhance connectivity.

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Braddock District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
XXXX	BR, SP	**George Mason University Transit Center** Construct transit center with up to 10 bus bays and amenities such as shelters and lighted kiosks	COUNTY	**Project Initiation**	1.000	1.000	D	TBD	TBD	
							R	TBD	TBD	
					2007 Bonds		U	TBD	TBD	
TRAN	SAN						C	TBD	TBD	
GMU will administer the project. Additional coordination internally and with GMU is ongoing. Schedule will be set when agreement is executed.										
XXXX	BR, SP	**GMU West Campus Bypass** Roadway crossing Route 123 west to Braddock Road	GMU	**Construction**	15.000	15.000	D	Mar-12	Aug-12	☺
							R	TBD	TBD	
					State		U	Mar-13	Dec-13	👍
SEC	SAN						C	Sep-12	Dec-13	👍
Design-Build project. Initial design phase of project completed August 2012. Design-Build contract started in September 2012. Final design is in progress for work within VDOT right of way. Intermediate design is in progress for GMU work. Initial construction work started on GMU property. Kelley Drive drainage improvement is being coordinated with VDOT and Fairfax County DOT.										
XXXX	BR	**GMU-Fairfax City-Vienna Metrorail Bike Route** Brand and sign bike route between GMU and Vienna Station		**Project Initiation**	0.010	0	D	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		U	TBD	TBD	
PED/ BIKE	CWS						C	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										
I-495	BR	**I-495 Express Lanes Ped/Bike at Braddock Road** North side from Ravensworth Road to I-495	VDOT	**Bid Ad**	0.470	0.470	D	Jan-11	Mar-13	☺
							R	N/A	N/A	
					Enhancement, CMAQ		U	N/A	N/A	
PED/ BIKE	WPH		94363				C	Jul-13	Dec-13	
Project will complete missing pedestrian facilities outside the limits and original scope of the I-495 Express Lanes Project.										

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Braddock District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
I-495	BR	**I-495 Express Lanes Ped/Bike at Route 236** I-495 to Heritage/Hummer	VDOT	**Bid Ad**	0.330	0.330	**D**	Jan-11	Mar-13	☺
							R	N/A	N/A	
					Enhancement, CMAQ		**U**	N/A	N/A	
PED/ BIKE	WPH		94363				**C**	July-13	Dec-13	
Project will complete missing pedestrian facilities outside the limits and original scope of the I-495 Express Lanes Project.										
5101	BR	**Lake Braddock Drive Road Diet** On-road bike lanes from Burke Road to Rolling Road		**Project Initiation**	0.040	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	CWS						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										
5422	BR	**Lakepointe Drive/Guinea Road** Pedestrian intersection improvements, extend sidewalk on Lakepointe Drive	COUNTY	**Project Initiation**	0.300	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	CL						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										
XXXX	BR	**Northern Virginia Community College Transit Center** Construct transit center with up to 4 bus bays and amenities such as shelters and lighted kiosks	COUNTY	**Project Initiation**	1.000	1.000	**D**	TBD	TBD	
							R	TBD	TBD	
					2007 Bonds		**U**	TBD	TBD	
TRAN	CL						**C**	TBD	TBD	
FCDOT continues discussions with NVCC to select transit center location on campus. Schedule will be established when agreement is reached.										

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; Δ =Change Since Previous Report; 🚩 =Schedule Concern; $ =Funding Concern

Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Braddock District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0644	BR	**Old Keene Mill Road Walkway** North side from Carrleigh Parkway west to existing	COUNTY	**Project Initiation**	0.100	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	TBD						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										
0638	BR, SP	**Rolling Road VRE Parking Expansion Study** Study additional parking spaces at Rolling Road VRE Station	COUNTY	**Study**	1.000	1.000	**D**	Jul-13	Jan-14	👍
							R	N/A	N/A	
			2G40-055-000		CMAQ		**U**	N/A	N/A	
SEC	JYR						**C**	N/A	N/A	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project team completed review of final draft of scope. NTP is expected in July 2013.										
0029	BR, SP	**Route 29 from Federalist Way to Stevenson Street** Construct segments of a new shared-use path and provide connection to existing trail on the west side of Route 29	COUNTY	**Construction**	4.400	4.400	**D**	Nov-06	Dec-12	☺
							R	May-12	Dec-12	☺
			008803		Revenue Sharing		**U**	Apr-12	Dec-12	☺
PRI	JYR		59094				**C**	May-13	Jan-14	👍Δ
VDOT permit application received in January 2013. Final construction package submitted to UDCD in April 2013. Bids are currently being accepted for this project. Construction delayed three months because of delay in VDOT permit approval. Thumbs up shown for Construction Phase because phase initiated after schedule change.										
0029	BR, SP, SU	**Route 29 from Legato Road to Shirley Gate Road** Widen to 3 lanes on NB Route 29 from Legato Road; Intersection improvements at Shirley Gate Road; SB right turn lane from Stevenson Drive to Waples Mill Road	COUNTY	**Design**	4.000	4.000	**D**	Dec-08	Nov-14	👍
							R	Jul-13	Feb-14	Δ
			4YP212-5G25-052-000		2007 Bonds		**U**	Aug-13	Mar-15	Δ
PRI	JYR						**C**	Jan-15	Mar-16	
Pre-final design is in progress. Purchased necessary credits for stream restorations and wetlands mitigation. Land Acquisition completion delayed six months. Utility Relocation completion dates delayed one month. Schedule adjustments due to additional time for utility relocation design and utility plat revision; No change in project completion date.										

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; Δ =Change Since Previous Report; 🚩 =Schedule Concern; $ =Funding Concern

Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Braddock District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0029	BR, SP, SU	**Route 29 Widening** From Shirley Gate Road to Prince William County Line (segments)	COUNTY	**Project Initiation**	2.830	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PRI	KPR						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										
0710	BR	**Wakefield Chapel Road Bike Lanes** Extend on-road bike lanes from Pulley Court to NVCC Campus	COUNTY	**Project Initiation**	0.300	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	CWS						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed. Project will require ROW purchase and construction of approximately 200 linear feet of new roadway, including curb, gutter, and sidewalk.										
0710	BR	**Wakefield Chapel Road Walkway** East side from Braddock Road to Stahlway Lane	COUNTY	**Project Initiation**	0.500	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	TB						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

4-Year Project Summary Report

Dranesville District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0603	DR	**Beach Mill Road Bridge**	VDOT	**Construction**	1.277	1.277	**D**	Nov-09	Mar-12	☺
		Repair/replace bridge over Nichols Branch					**R**	N/A	N/A	
					Secondary		**U**	TBD	Oct-12	☺
SEC	KPR		84385, 103781				**C**	Jan-13	Sep-13	👍

Contract was executed on March 25, 2013. NTP issued on April 24, 2013. Project pre construction meeting was held on April 5, 2013. Four weekend road closures were scheduled between the first week of May 2013 and June 19, 2013, to install the piles. From June 19 onwards roadway is closed for summer school vacation time. Roadway will re-open to traffic before school re-opens in September 2013. Detour route will be used during summer roadway closure. Construction is 23% complete.

0702	DR, HM	**Beulah Road Bridge**	VDOT	**Complete**	1.000	1.000	**D**	Jan-08	Dec-11	☺
		Bridge scour repairs over Wolf Trap Run					**R**	N/A	N/A	
					Secondary, VDOT Maintenance		**U**	N/A	N/A	
SEC	KPR		82213				**C**	Apr-12	Jan-13	☺

Project is complete.

0675	DR, HM	**Beulah Road Bridge**	VDOT	**Complete**	4.772	4.772	**D**	Feb-11	Dec-11	☺
		Widen, rehabilitate, and raise vertical clearance of Beulah Road Bridge over Dulles Toll Road (Route 267); Add pedestrian facility on west side					**R**	N/A	N/A	
					VDOT Maintenance		**U**	N/A	N/A	
SEC	JYR		99541				**C**	Jan-12	May-13	☺

Project is complete.

1744	DR	**Birch Street Sidewalk**	COUNTY	**Design**	0.200	0.200	**D**	Apr-13	Aug-14	👎Δ
		Construct 700 LF concrete sidewalk on west side from Grove Ave. to existing Falls Church City sidewalk					**R**	Dec-13	Jul-14	Δ
			PPTF01-04800		C & I		**U**	TBD	TBD	
PED/ BIKE	KPR						**C**	Sep-14	Dec-14	Δ

Intermediate design is in progress. VDOT determined the proposed design was sufficient to proceed with plan development. Design, Land Acquisition, and Construction completion delayed five months, due to additional time needed to review design options to address existing drainage issues.

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Dranesville District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
3141	DR	**Dead Run Drive Sidewalk**	COUNTY	**ROW**	0.430	0.430	**D**	Mar-12	Aug-13	👎Δ
		Construct 1200 LF concrete sidewalk on south side from Carper Street to Congress Lane					**R**	Dec-12	Jul-13	👍
			PPTF01-04900		C & I		**U**	N/A	N/A	
PED/ BIKE	KPR						**C**	Sep-13	Jan-14	

Pre-final plans distributed for review on comment on March 26, 2013. 10 of 11 properties have been acquired. Urban Forest Management Division provided tree protection recommendations for an existing 36" oak. Design schedule delayed one month to allow time to obtain permits once land acquisition is complete. Overall completion date did not change.

0123	DR	**Dolley Madison Blvd Sidewalk**	COUNTY	**Project Initiation**	0.300	0	**D**	TBD	TBD	
		South side from Chain Bridge Road to bus stop east of Kurtz Road					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	AL						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.

0123	DR	**Dolley Madison Blvd Sidewalk**	COUNTY	**Project Initiation**	0.400	0	**D**	TBD	TBD	
		South side missing links from Old Dominion Drive to Beverly Avenue					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	AL						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.

0123	DR, PR	**Dolley Madison Blvd Walkway (DCBPA)**	COUNTY	**Design**	1.200	1.200	**D**	Jan-12	Apr-15	👍
		Great Falls St/Lewinsville Road to Tysons East Metrorail Station					**R**	Apr-14	Nov-14	
			DCBPA-065		CMAQ		**U**	TBD	TBD	
PED/ BIKE	SSS		93146				**C**	Jun-15	Jan-16	

Utility designation received on June 3, 2013. Intermediate plans distributed on June 7, 2013.

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Monday, July 15, 2013

Dranesville District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0123	DR	**Dolley Madison Boulevard/Churchill Road** Add signalized pedestrian crosswalks, signage, striping, and modify signal operations	COUNTY	**ROW**	0.250	0.250	D	Mar-10	Jun-13	☺Δ
							R	Dec-12	Jul-13	👎Δ
			PPTF01-02400		C & I		U	N/A	N/A	
PED/ BIKE	GM						C	Aug-13	Nov-13	Δ

Part of the C & I Project Program endorsed by the BOS on October 19, 2009. Project plat for pedestrian signal is in progress. Final design is complete. Change in Design date reflects actual completion date. Land Acquisition schedule was delayed four months due to problem with owner's ability to sign. Currently seeking authorization document. Construction completion delayed three months as a result.

XXXX	DR, PR, HM	**Dulles Rail Phase 1** Construct new stations and extend Metrorail from West Falls Church Station to Wiehle Avenue	MWAA	**Construction**	2740.000	2740.000	D	Apr-05	Jun-10	☺
							R	Jan-08	Nov-08	☺
					Federal, State, Local, Tax District, MWAA		U	Feb-08	Jan-10	☺
TRAN	SAN		70554				C	Jan-09	Sep-13	👎Δ

Physical construction is 93% complete. Construction is scheduled to be substantially completed by September 2013 which was delayed one month. Service start is projected to be late December 2013. For further information, see http://www.dullesmetro.com.

XXXX	DR, HM	**Dulles Rail Phase 2** Construct six new stations, 2 in Fairfax County, and extend Metrorail from Wiehle Avenue to Route 722 in Loudoun County	MWAA	**Bid Ad**	3156.000	330.000	D	Jan-11	May-13	☺
							R	TBD	TBD	
					Federal		U	TBD	TBD	
TRAN			97226				C	Jul-13	2018	

Design-Build project. Contract award issued in May 2013. NTP scheduled for July 8, 2013. Contractor has not set construction schedule yet, but completion is anticipated in late 2018. If the five parking garages and Innovation Center Station are funded outside of the project budget per the USDOT Memorandum of Agreement, the project estimate will be $2.7 billion instead of $3.156 billion. For further information, see http://www.dullesmetro.com.

0267	DR, PR	**Dulles Toll Road Tysons Ramps** Study to evaluate alternatives for existing and up to three additional interchanges between the Dulles Toll Road and Tysons	FCDOT	**Study**	0.800	0.800	D	May-11	Jul-13	👍
							R	N/A	N/A	
					C & I		U	N/A	N/A	
PRI	SAN						C	N/A	N/A	

Public information meeting was held on May 20, 2013. Report is being finalized. Study findings to be presented to the Board of Supervisors Transportation Committee on September 17, 2013.

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Monday, July 15, 2013

Dranesville District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0286	DR, HM, LE, SP	**Fairfax County Parkway/Franconia-Springfield Parkway** Median Safety Improvements	VDOT	**Bid Ad**	0.923	1.429	**D**	2012	Jun-13	☺
							R	N/A	N/A	
					HSIP		**U**	N/A	N/A	
PRI	KLM		101017, 104002				**C**	Jul-13	Dec-14	

Received approval from FHWA to complete guardrail installation in the median of southern section. Approximately two miles of median guardrail and curb modifications was completed in May. The median of the northern segment of the parkway will have approximately 1.25 miles of High-Tension Cable barrier system by the end of 2014, provided contract bids are received when advertised on July 13, 2013. This section is more extensive than the southern guardrail work in that it will require some earthwork, adjustments to few inlets, and minor landscaping.

0193	DR	**Georgetown Pike Walkway Phase II** Construct 1,750 LF walkway from Utterback Store Road (Krop Property) to Falls Chase Court	DPWES	**Design**	0.400	0.400	**D**	Nov-09	Feb-14	👍
							R	Aug-13	Feb-14	
			W00200-W202B				**U**	TBD	TBD	
PED/ BIKE	TB						**C**	Jun-14	Oct-14	

Project no longer on hold and new schedule established. Appraisals complete. Submitted request to VDOT to authorize start of land acquisition.

I-66	DR	**I-66 Spot Improvements (Inside the Beltway)** Lengthen acceleration/deceleration lanes: Spots 1 and 3 are in Arlington Co., Spot 2 (Sycamore St./Washington Blvd. to DTR) crosses into Fairfax County	VDOT	**Bid Ad**	33.400	26.000	**D**	Feb-12	Jun-13	☺
							R	N/A	N/A	
					Federal		**U**	N/A	N/A	
INT	MJG		78828				**C**	Jul-13	Nov-15	

Spot Improvement 1 (Arlington Co.) is complete. Spot 2 design is complete. New and replacement of sound walls added to scope which increased construction costs. Preparing for bid advertisement in July 2013. VDOT anticipates additional funds to cover shortfall will be allocated to project before bid advertisement. Spot 3 (Arlington Co. VDOT UPC 78827) is funded for PE only.

0695	DR	**Kirby Road Sidewalk** North side from Chesterbrook Pool to east of Chesterbrook Elementary School	COUNTY	**Project Initiation**	0.300	0.150	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds, C & I		**U**	TBD	TBD	
PED/ BIKE	SAN						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed. C & I funds allocated to expedite design. Reviewing project scope. Anticipate design task order approval summer 2013.

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Dranesville District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
0694	DR	**Lewinsville Road Walkway Phase I**	COUNTY	**Complete**	0.300	0.300	**D**	Apr-10	Oct-12	☺
		Construct 1000 LF walkway along north side from Windy Hill Road to Scotts Run Road					**R**	Oct-11	Jun-12	☺
			PPTF01-03600		C & I		**U**	N/A	N/A	
PED/ BIKE	SSS						**C**	Jan-13	Jun-13	☺Δ
Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Construction is substantially complete, two months behind previously reported schedule due to delay in guardrail permit revision.										
0694	DR	**Lewinsville Road Walkway Phase II**	COUNTY	**Utilities**	0.500	0.500	**D**	Apr-10	Jul-13	☺Δ
		Construct 1400 LF walkway along south side from Snow Meadow Lane to Elsinore Avenue					**R**	Nov-11	Jun-13	☺Δ
			PPTF01-03500		C & I		**U**	May-13	Jul-13	👍Δ
PED/ BIKE	SSS						**C**	Sep-13	Apr-14	Δ
Part of the C&I Project Program endorsed by the BOS on October 19, 2009. All properties have been acquired. Utility relocation is in progress. Design and land acquisition schedule completed four months behind previous schedule, due to a property owner's unwillingness to give land rights. Overall completion delayed four months as a result.										
1816	DR	**McLean Wayfinding - CBD**	COUNTY	**Complete**	0.008	0.008	**D**	Dec-09	Oct-11	☺
		Bicycle route signage throughout McLean's central business district and neighboring areas. (Formerly known as McLean projects Fleetwood Rd and Kurtz Rd)					**R**	N/A	N/A	
					C & I		**U**	N/A	N/A	
PED/ BIKE	CWS						**C**	Jan-13	May-13	☺
Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Project complete.										
1799	DR	**North West Street Sidewalk**	COUNTY	**Project Initiation**	0.300	0	**D**	TBD	TBD	
		North side from Great Falls Street to Brilyn Place					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	WPH						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										

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Monday, July 15, 2013

Dranesville District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
XXXX	DR, PR	**Pavement Marking Plans (TMSAMS)**		**Project Initiation**	0.100	0.100	D	TBD	TBD	
		Magarity Road, Jones Branch Drive, Westmoreland St, Madrillon Road					R	TBD	TBD	
					RSTP		U	TBD	TBD	
PED/ BIKE	N/A						C	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
2833	DR	**Powhatan Street Walkway**	COUNTY	**Complete**	0.200	0.200	D	Mar-10	Nov-12	☺
		Construct 650 LF walkway from Orland Street to Overbrook Street					R	Sep-11	Nov-12	☺
			PPTF01-03700		C & I		U	N/A	N/A	
PED/ BIKE	CL						C	Apr-13	May-13	☺

Project is funded by Commercial and Industrial revenues and endorsed by the BOS on October 19, 2009. Project complete.

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
1879	DR	**Raymond Avenue Walkway**	COUNTY	**Complete**	0.150	0.150	D	Mar-10	Sep-12	☺
		Construct 300 LF walkway along east side from Churchill Road to Capital View Drive					R	Oct-11	Jul-12	☺
			PPTF01-03800		C & I		U	Jun-12	Aug-12	☺
PED/ BIKE	KPR						C	Jan-13	Feb-13	☺Δ

Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Project completed one month ahead of previously reported schedule.

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0603	DR	**River Bend Road-Beach Mill Road Bicycle Route**	COUNTY	**On Hold**	0.015	0.015	D	Dec-09	Jun-10	☺
		Add "Share the Road" and "Bike Route" signs on River Bend Road from Old Dominion Drive to Beach Mill Road and on Beach Mill Road from River Bend to the County Line					R	N/A	N/A	
					C & I		U	N/A	N/A	
PED/ BIKE	CWS						C	TBD	TBD	

Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Recommended as part of the "Report of the McLean Pedestrian Task Force." Project on hold pending safety concerns on Beach Mill Road. Coordinating with VDOT to widen shoulders in 2013 to address safety concerns.

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Monday, July 15, 2013

Dranesville District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0007	DR, PR	**Route 7 Bridge Rehabilitation**	VDOT	**Design**	20.546	1.316	**D**	Sep-12	Sep-14	👍
		Bridge over Dulles Toll Road					**R**	Jan-14	Sep-14	Δ
					Bridge		**U**	TBD	TBD	
PRI	SAN		82135				**C**	Jan-15	TBD	

Public hearing is to be scheduled for fall 2013. Environmental document is expected to be completed by end of summer 2013. Design-Build procurement method may be used after public hearing depending on the funding of the project. Funding is currently available for design only. ROW phase delayed ten months due to lack of dedicated funding and pending results of public hearing.

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0007	DR, HM, PR	**Route 7 from Reston Avenue to Jarrett Valley Drive**	VDOT	**Design**	30.000	5.000	**D**	Jun-11	TBD	👍
		Widen to 6 lanes (PE Only)					**R**	N/A	N/A	
					NVTD Bonds, Federal		**U**	N/A	N/A	
PRI	MJG		52328				**C**	N/A	N/A	

Funded through the Board's Tysons Transportation Plan. VDOT FY14-FY19 SYP includes $5.0 million for design only. Survey complete. Preliminary design, including alternative intersection analysis, in progress. Group of community, BOS staff, and state/local government agency stakeholders meet to discuss design challenges and provide input on project scope. Second CIM scheduled for fall 2013. VDOT completed market research study. Traffic engineering study of HOV/Transit lanes along corridor in progress, anticipated completion October 2013.

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0007	DR, HM	**Route 7 from Rolling Holly Drive to Reston Avenue**	VDOT	**Construction**	36.637	36.742	**D**	Jul-99	Feb-12	☺
		Widen to 6 lanes					**R**	Nov-11	Mar-13	☺
					NVTD Bonds, C & I		**U**	Dec-11	Oct-13	👍
PRI	TB		52327				**C**	Dec-12	Jun-15	👍

Pre-Bid Ad meeting held June 7, 2012. Bid advertisement December 2012. "Pardon our dust" meeting held on June 5, 2013. On the ground construction is currently underway.

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0007	DR, PR	**Route 7 Shared Use Paths (TMSAMS)**	COUNTY	**Project Initiation**	4.500	4.500	**D**	TBD	TBD	
		Interim pedestrian and bike improvements on both sides from DTR Bridge to Beulah Road, completing missing links					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	KPR						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012.Scope has been finalized. Route 7 widening project survey files have been requested from VDOT. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

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Monday, July 15, 2013

Dranesville District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0007	DR, HM	**Route 7/Baron Cameron Avenue/Springvale Road** Add signalized pedestrian crosswalks, signage, striping, and modify signal operations	COUNTY	**Design**	0.375	0.375	D	June-12	Aug-13	👎Δ
							R	Nov-09	Aug-10	☺
			PPTF01-01600		C & I		U	N/A	N/A	
PED/ BIKE	KPR						C	Oct-13	Dec-13	Δ

Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Comments received for signal plans and TMP plan in May 2013. Final signal plans submitted to VDOT in June 2013. Design and Construction completion delayed six months as a result of delays associated with resubmitting the signal plans.

0007	DR	**Route 7/Colvin Run Road** Add signalized pedestrian crosswalks, signage, striping, and modify signal operations	COUNTY	**Design**	2.150	0.800	D	Oct-10	Sep-13	👎Δ
							R	N/A	N/A	
			PPTF01-01800		C & I		U	TBD	TBD	
PED/ BIKE	MJG						C	Nov-13	Apr-14	Δ

Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Pre-final design submitted to VDOT April 2, 2013. Utilities Field Inspection meeting held in June 2013. Design completion delayed five months. Construction completion delayed two months. Schedule was adjusted in January to address additional VDOT comments.

0007	DR	**Route 7/Lewinsville Road** Add signalized pedestrian crosswalks, signage, striping, and modify signal operations	COUNTY	**Design**	0.150	0.150	D	Sep-10	Aug-13	👎Δ
							R	N/A	N/A	
			PPTF01-02700		C & I		U	N/A	N/A	
PED/ BIKE	MJG						C	Oct-13	Dec-13	Δ

Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Final design plan submitted to VDOT in February 2013. Comments received in May 2013 and are being addressed. Final signal plan submitted to VDOT in June 2013. Design delayed six months and Construction delayed three months to update and resubmit signal plans.

0007	DR	**Route 7/Towlston Road** Add a left turn lane from NB Towlston Road to WB Route 7	COUNTY	**Design**	0.750	0.750	D	Jan-10	Jan-14	👎Δ
							R	Jul-13	Jan-14	Δ
			4YP206		2007 Bonds		U	Aug-13	Jan-14	
PRI	KPR						C	Feb-14	Nov-14	Δ

Pre-final design is in progress. Stormwater management design submitted to VDOT for review in March 2013. VDOT comments are being reviewed. Utility relocation work will be required. Design completion delayed four months. Land Acquisition completion delayed five months. Construction completion delayed two months. Schedule adjusted in March due to VDOT's need to review the stormwater management design.

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; Δ =Change Since Previous Report; ⚑ =Schedule Concern; $ =Funding Concern

Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Dranesville District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
5320	DR	**Sunrise Valley Drive Sidewalk (RMAG)**	COUNTY	**Project Initiation**	0.300	0	**D**	TBD	TBD	
		East side from River Birch Road to Legacy Circle					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	CL						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.

0676	DR	**Towlston Road Bridge Replacement**	VDOT	**Design**	1.343	0.434	**D**	Apr-12	TBD	👍
		Replace bridge over Rocky Run					**R**	TBD	TBD	
					Secondary		**U**	N/A	N/A	
SEC	CL		76247				**C**	Feb-14	Aug-14	

Originally funded for design only. Funding balance to be provided in FY2014. Funding request has been sent to FHWA and currently awaiting response. Scoping meeting was held on September 12, 2012. Preliminary Field Inspection meeting on March 13, 2013. A Citizen Information Meeting was held on May 23, 2013. Advertisement for Construction February 2014. Road closed and major construction begins early summer 2014.

XXXX	DR, PR	**Tysons Wayfinding Signage (TMSAMS)**	COUNTY	**Project Initiation**	0.100	0.100	**D**	TBD	TBD	
		Throughout Tysons Area					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	CWS						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

0681	DR	**Walker Road Bridge**	VDOT	**Design**	2.750	0.892	**D**	Nov -12	Jun-14	👍Δ
		Replace bridge over Piney Run (PE and ROW only)					**R**	TBD	TBD	
					Secondary		**U**	N/A	N/A	
SEC	TB		84383				**C**	N/A	N/A	

Project managed by VDOT. Funded for design and ROW only. Scoping meeting held in November 2012. Design underway. CIM scheduled for September 2013. Updated design start date and added design completion date.

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Dranesville District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
0681	DR	**Walker Road Road Diet**	COUNTY	**Bid Ad**	1.000	1.000	**D**	Jul-10	Apr-13	☺
		Add street parking spaces and landscaping, restripe roadway, and provide crosswalks at business district intersections south of Georgetown Pike					**R**	Apr-12	Nov-12	☺
			RSPI01-00300		C & I		**U**	N/A	N/A	
SEC	TB						**C**	Jul-13	Dec-13	Δ
Design complete. Final construction package submitted to UDCD. Construction start date delayed three months and project completion delayed two months due to need for approval of VDOT sight distance waiver which has been received.										
0693	DR	**Westmoreland Street/Haycock Road**	COUNTY	**Construction**	0.880	0.880	**D**	Mar-11	Sep-12	☺
		Install right turn lane , bike lane, and concrete sidewalk along the west side of Westmoreland Street from Haycock Road to Temple Rodef Shalom					**R**	May-12	Jan-13	☺
			RSPI01-01200		2007 Bond, C & I		**U**	Dec-12	Sep-13	👍
SEC	TB						**C**	Feb-13	Sep-13	👍
Construction contract in progress.										
0693	DR	**Westmoreland Street/Old Chesterbrook Road**	COUNTY	**Design**	0.150		**D**	Jan-10	Apr-14	👎Δ
		Re-align intersection, new storm drainage, crosswalks on Westmoreland St. from entrance to McLean High School to Old Chesterbrook Road					**R**	Aug-13	Mar-14	Δ
			PPTF01-04400		C & I		**U**	TBD	TBD	
PED/ BIKE	GM						**C**	Jan-14	Mar-15	Δ
Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Prefinal design in progress. Design comments are being incorporated into the plans. Design completion delayed five months due to changes in scope. Land Acquisition delayed nine months due to design delay and identification of additional utility conflicts. Construction completion delayed six months due to scope changes and utility conflicts.										

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

4-Year Project Summary Report

Hunter Mill District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
XXXX	HM	**Ashgrove Lane Trail (TMSAMS)** Trail along Ashgrove Lane to western Tysons	FCDOT	**Project Initiation**	0.500	0.500	**D**	TBD	TBD	
							R	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	VA						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013. Met with Park Authority where watershed restoration and nearby historic sites may cause additional implications. Status of public access along Northern Neck Drive being investigated. Meeting held April 8, 2013.

0702	DR, HM	**Beulah Road Bridge** Bridge scour repairs over Wolf Trap Run	VDOT	**Complete**	1.000	1.000	**D**	Jan-08	Dec-11	☺
							R	N/A	N/A	
					Secondary, VDOT Maintenance		**U**	N/A	N/A	
SEC	KPR		82213				**C**	Apr-12	Jan-13	☺

Project is complete.

0675	DR, HM	**Beulah Road Bridge** Widen, rehabilitate, and raise vertical clearance of Beulah Road Bridge over Dulles Toll Road (Route 267); Add pedestrian facility on west side	VDOT	**Complete**	4.772	4.772	**D**	Feb-11	Dec-11	☺
							R	N/A	N/A	
					VDOT Maintenance		**U**	N/A	N/A	
SEC	JYR		99541				**C**	Jan-12	May-13	☺

Project is complete.

0675	HM	**Beulah Road Walkway** Install 4700 LF asphalt sidewalk and crosswalks on alternate sides of Beulah Road from Abbotsford Drive to Coral Crest Lane and along Clarks Crossing Road	COUNTY	**Design**	1.6600	1.6600	**D**	Nov-08	Feb-14	👎Δ
							R	Jul-13	Feb-14	Δ
			4YP201-PB009		2007 Bonds		**U**	Aug-13	Feb-14	
PED/ BIKE	JYR						**C**	Mar-14	Dec-14	Δ

Pre-final design is in progress. Site visit occurred in May 2013. Comments are being addressed. Design completion delayed four month to address design comments. Land Acquisition completion delayed five months. Construction completion delayed one month. Schedule adjustments due to revisions and corrections in the plats.

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Hunter Mill District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
XXXX	DR, PR, HM	**Dulles Rail Phase 1**	MWAA	**Construction**	2740.000	2740.000	**D**	Apr-05	Jun-10	☺
		Construct new stations and extend Metrorail from West Falls Church Station to Wiehle Avenue					**R**	Jan-08	Nov-08	☺
					Federal, State, Local, Tax District, MWAA		**U**	Feb-08	Jan-10	☺
TRAN	SAN		70554				**C**	Jan-09	Sep-13	👎Δ
Physical construction is 93% complete. Construction is scheduled to be substantially completed by September 2013 which was delayed one month. Service start is projected to be late December 2013. For further information, see http://www.dullesmetro.com.										
XXXX	DR, HM	**Dulles Rail Phase 2**	MWAA	**Bid Ad**	3156.000	330.000	**D**	Jan-11	May-13	☺
		Construct six new stations, 2 in Fairfax County, and extend Metrorail from Wiehle Avenue to Route 722 in Loudoun County					**R**	TBD	TBD	
					Federal		**U**	TBD	TBD	
TRAN			97226				**C**	Jul-13	2018	
Design-Build project. Contract award issued in May 2013. NTP scheduled for July 8, 2013. Contractor has not set construction schedule yet, but completion is anticipated in late 2018. If the five parking garages and Innovation Center Station are funded outside of the project budget per the USDOT Memorandum of Agreement, the project estimate will be $2.7 billion instead of $3.156 billion. For further information, see http://www.dullesmetro.com.										
0286	DR, HM, LE, SP	**Fairfax County Parkway/Franconia-Springfield Parkway**	VDOT	**Bid Ad**	0.923	1.429	**D**	2012	Jun-13	☺
		Median Safety Improvements					**R**	N/A	N/A	
					HSIP		**U**	N/A	N/A	
PRI	KLM		101017, 104002				**C**	Jul-13	Dec-14	
Received approval from FHWA to complete guardrail installation in the median of southern section. Approximately two miles of median guardrail and curb modifications was completed in May. The median of the northern segment of the parkway will have approximately 1.25 miles of High-Tension Cable barrier system by the end of 2014, provided contract bids are received when advertised on July 13, 2013. This section is more extensive than the southern guardrail work in that it will require some earthwork, adjustments to few inlets, and minor landscaping.										
0665	HM	**Fox Mill Road/Monroe Street**	COUNTY	**Utilities**	0.850	0.850	**D**	Nov-10	Jul-13	👎Δ
		Install right turn lane on WB Fox Mill Road and add pedestrian improvements					**R**	Jun-12	Aug-12	☺
			RSPI01-00500		C & I		**U**	Mar-13	TBD	👍
SEC	TB						**C**	Sep-13	Feb-14	Δ
VSMP permit application submitted March 25, 2013. 2nd Pre-final design plans distributed in June 2013. Utility relocation is 75% complete. Design completion delayed five months, and Construction completion delayed two months due to need to resolve conflict with FCWA plans.										

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Hunter Mill District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
4721	HM	**Glade Drive Walkway**	COUNTY	**Complete**	0.302	0.302	**D**	Aug-08	Jul-12	☺
		Install 800 LF concrete sidewalk along the north side of Glade Drive from Colts Neck Road to Shire Court					**R**	Oct-09	May-11	☺
			4YP201-PB012		2007 Bonds		**U**	N/A	N/A	
PED/ BIKE	JYR						**C**	Dec-12	Mar-13	☺Δ
Project completed two months ahead of previously reported schedule.										
0939	HM	**Gosnell Road Walkway (DCBPA)**	COUNTY	**Design**	0.100	0.100	**D**	Oct-12	Sep-14	👍
		Install 100 LF of walkway on east side, north of Route 123					**R**	Feb-14	Sep-14	
			DCBPA-072		CMAQ		**U**	TBD	TBD	
PED/ BIKE	AL		93146				**C**	Dec-14	Jul-15	
Intermediate design plans were submitted for review on May 31, 2013. This project will be built utilizing the Countywide Permit.										
0674	HM	**Hunter Mill Road/Sunrise Valley Drive**	COUNTY	**Design**	0.500	0.500	**D**	Apr-13	Mar-15	👍
		Add signalized pedestrian crosswalks, signage, striping, and modify signal operations					**R**	Jun-14	Feb-15	
			PPTF01-03100		C & I		**U**	TBD	TBD	
PED/ BIKE	SSS						**C**	Apr-15	Dec-15	
Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Intermediate design is in progress. The existing signals at this intersection are part of VDOT's signal rebuild list.										
XXXX	HM	**Isaac Newton Sq W (RMAG)**	COUNTY	**Project Initiation**	2.517	2.517	**D**	TBD	TBD	
		Widen from Isaac Newton Square south to station entrance and install walkway					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	KPR						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forward to VDOT for final approval which is anticipated in July 2013.										

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Monday, July 15, 2013

Hunter Mill District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
0677	HM	**Old Courthouse Road Bike Shoulders (TMSAMS)** Both sides from Westbriar Drive northeast to Battery Park Street	COUNTY	**Project Initiation**	0.115	0.115	**D**	TBD	TBD	
							R	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	VA						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is being re-scoped due to right of way and road alignment issues. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

0675	HM	**Plaza America Proffer Agreement (PA02B)** Proffer contribution for pedestrian enhancements: Install walkway on Sunset Hills Road from Reston Center to Town Center Parkway	COUNTY	**Bid Ad**	0.230	0.230	**D**	Nov-03	May-12	☺
							R	Oct-10	Nov-12	☺
			D00448-PA02B		Proffer		**U**	Aug-13	Jun-13	☺Δ
PED/ BIKE	MJG						**C**	Aug-13	Oct-13	Δ

Funding provided by Plaza America cash proffer contribution. Coordinating with Comcast to lower section of cable during construction phase. Draft construction package was sent to CMD on June 21, 2013. Utility relocation completed four months in advance. Construction completion advanced one month. Dates on previous report were incorrect.

0675	HM	**Plaza America Proffer Agreement (PA060J)** Proffer contribution for public transportation enhancements: EB Sunset Hills Road at Target	COUNTY	**On Hold**	0.030	0.030	**D**	Feb-04	Oct-05	☺
							R	Oct-05	TBD	
			D00448-PA060J		Proffer		**U**	TBD	TBD	
PED/ BIKE	MJG						**C**	TBD	TBD	

Land acquisition unsuccessful. Funds may be available to reinitiate project after completion of walkway project (Project No. D00448-PA02B).

8733	HM	**Raglan Road/Gosnell Road (TMSAMS)** Pedestrian intersection improvements	COUNTY	**Complete**	0.050	0.050	**D**	Dec-12	Mar-13	☺Δ
							R	N/A	N/A	
					C & I		**U**	N/A	N/A	
PED/ BIKE	GM						**C**	Mar-13	April-13	☺Δ

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project Completed three months ahead of schedule.

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Hunter Mill District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No.							
			VDOT UPC No.		Fund Type					
0007	DR, HM, PR	**Route 7 from Reston Avenue to Jarrett Valley Drive** Widen to 6 lanes (PE Only)	VDOT	**Design**	30.000	5.000	D	Jun-11	TBD	👍
							R	N/A	N/A	
					NVTD Bonds, Federal		U	N/A	N/A	
PRI	MJG		52328				C	N/A	N/A	

Funded through the Board's Tysons Transportation Plan. VDOT FY14-FY19 SYP includes $5.0 million for design only. Survey complete. Preliminary design, including alternative intersection analysis, in progress. Group of community, BOS staff, and state/local government agency stakeholders meet to discuss design challenges and provide input on project scope. Second CIM scheduled for fall 2013. VDOT completed market research study. Traffic engineering study of HOV/Transit lanes along corridor in progress, anticipated completion October 2013.

0007	DR, HM	**Route 7 from Rolling Holly Drive to Reston Avenue** Widen to 6 lanes	VDOT	**Construction**	36.637	36.742	D	Jul-99	Feb-12	☺
							R	Nov-11	Mar-13	☺
					NVTD Bonds, C & I		U	Dec-11	Oct-13	👍
PRI	TB		52327				C	Dec-12	Jun-15	👍

Pre-Bid Ad meeting held June 7, 2012. Bid advertisement December 2012. "Pardon our dust" meeting held on June 5, 2013. On the ground construction is currently underway.

0007	DR, HM	**Route 7/Baron Cameron Avenue/Springvale Road** Add signalized pedestrian crosswalks, signage, striping, and modify signal operations	COUNTY	**Design**	0.375	0.375	D	June-12	Aug-13	👎Δ
							R	Nov-09	Aug-10	☺
			PPTF01-01600		C & I		U	N/A	N/A	
PED/ BIKE	KPR						C	Oct-13	Dec-13	Δ

Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Comments received for signal plans and TMP plan in May 2013. Final signal plans submitted to VDOT in June 2013. Design and Construction completion delayed six months as a result of delays associated with resubmitting the signal plans.

0007	HM, PR	**Route 7/Route 123 Interchange (Study Only)** Conceptual design and traffic operations study to determine future interchange configuration or at-grade intersection configuration	COUNTY	**Study**	0.350	0.350	D	Sep-12	Dec-13	👎Δ
							R	N/A	N/A	
			2G40-035-002		C & I		U	N/A	N/A	
PRI	TB						C	N/A	N/A	

Notice to proceed issued to consultant in September 2012. Survey and traffic counts in progress. Schedule delayed five months in order to get the required data from the Tysons Consolidated Traffic Impact Analysis study.

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Hunter Mill District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
4720	HM	**Soapstone Drive Connector/Overpass**	COUNTY	**Study**	0.300	0.300	D	April-12	Sep-13	👎Δ
		Feasibility study for connector/overpass from Sunrise Valley Drive to Sunset Hills Road (study only)					R	N/A	N/A	
			R4720X		C & I		U	N/A	N/A	
SEC	KPR						C	N/A	N/A	
The study was presented to Reston Master Plan study task force meeting held on February 26, 2013. Briefing to Supervisor Hudgins was held on March 13, 2013. Public information meeting was held in March 2013. Consultant team is working towards completing the evaluation task. Final study report received June 2013. Study is currently being reviewed by VDOT. Comment period will open after VDOT review, and the draft report will be finalized. Study completion delayed seven months due to need to evaluate additional alternatives and delay in VDOT review.										
4720	HM	**Soapstone Drive Walkway**	COUNTY	**Complete**	0.100	0.100	D	Jan-10	Mar-13	☺Δ
		Add 200 LF sidewalk along west side from Sunrise Valley Drive to Hunters Green Court					R	Jun-12	Jan-13	☺
			PPTF01-04300		C & I		U	N/A	N/A	
PED/ BIKE	KPR						C	Mar-13	June-13	☺Δ
Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Project completed two months ahead of schedule.										
4720	HM	**Soapstone Drive Walkway**	COUNTY	**ROW**	1.500	1.500	D	Jan-10	Dec-13	👍
		Install walkway along east side from South Lakes Drive to Snakeden Stream Valley					R	Jan-13	Jul-13	👍
			26008G-07001		CMAQ		U	Jan-13	Oct-13	👍
PED/ BIKE	KPR		70632				C	Jan-14	Dec-14	
Final design is in progress. Utility coordination is in progress. 3 of 6 properties have been acquired.										
5320	HM	**Sunrise Valley Drive Walkway (DCBPA)**	COUNTY	**Design**	1.575	0.470	D	Sep-12	Feb-16	👍
		4500 LF of 10' wide shared use path on the North side from Soapstone Drive to South Lakes Drive					R	Apr-14	Jan-15	
			DCBPA-074		CMAQ		U	TBD	TBD	
PED/ BIKE	AL		93146				C	Apr-16	Jul-17	
Intermediate design plans distributed for review in May 2013. Extensive utility relocation work is expected and is the cause for the lengthy design schedule.										

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Monday, July 15, 2013

Hunter Mill District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
5320	HM	**Sunrise Valley Drive Walkway (DCBPA)**	COUNTY	**Design**	1.750	0.500	D	Sep-12	Feb-16	👍
		5000 LF of concrete sidewalk on the South side from Soapstone Drive to South Lakes Drive					R	Apr-14	Jan-15	
			DCBPA-073		CMAQ		U	TBD	TBD	
PED/ BIKE	AL		93146				C	Apr-16	Jul-17	

Intermediate design plans distributed for review in May 2013. Extensive utility relocation work is expected and is the cause for the lengthy design schedule.

5320	HM	**Sunrise Valley Drive/Commerce Park Drive (RMAG)**	COUNTY	**Project Initiation**	0.054	0.054	D	TBD	TBD	
		Pedestrian intersection improvements					R	TBD	TBD	
					RSTP		U	TBD	TBD	
PED/ BIKE	SSS						C	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forward to VDOT for final approval which is anticipated in July 2013.

5320	HM	**Sunrise Valley Drive/Mercator Drive - USGS (RMAG)**	COUNTY	**Project Initiation**	0.200	0.200	D	TBD	TBD	
		Pedestrian intersection improvements					R	TBD	TBD	
					RSTP		U	TBD	TBD	
PED/ BIKE	SSS						C	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forward to VDOT for final approval which is anticipated in July 2013.

5320	HM	**Sunrise Valley/Great Meadow/Centennial Park Drive (RMAG)**	COUNTY	**Project Initiation**	0.097	0.097	D	TBD	TBD	
		Pedestrian intersection improvements					R	TBD	TBD	
					RSTP		U	TBD	TBD	
PED/ BIKE	SSS						C	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forward to VDOT for final approval which is anticipated in July 2013.

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Hunter Mill District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
0675	HM	**Sunset Hills Road Walkway**	COUNTY	**ROW**	0.240	0.240	**D**	Dec-07	Sep-13	👎Δ
		Install 1500 LF concrete sidewalk along the north side of Sunset Hills Road from the W&OD Trail to Michael Faraday Court					**R**	Nov-10	TBD	👎Δ
			4YP201-PB017		2007 Bonds		**U**	TBD	TBD	Δ
PED/ BIKE	CL						**C**	TBD	TBD	Δ

Revised final design is in progress. 2 of 3 property rights have been acquired. Last remaining property is in negotiation with unresolved tree compensation. Tentative agreement reached at July 1, 2013 meeting. Remaining final schedule will be determined when agreement becomes official. Design completion delayed six months due need to revise final design.

0675	HM	**Sunset Hills Road/Town Center Parkway (RMAG)**	COUNTY	**Project Initiation**	0.200	0.200	**D**	TBD	TBD	
		Pedestrian intersection improvements					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	SSS						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forward to VDOT for final approval which is anticipated in July 2013.

7414	HM	**Town Center Parkway (RMAG)**	COUNTY	**Study**	6.148	6.148	**D**	TBD	TBD	
		Underpass/Overpass connection across DTR - structural underpin (study only)					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	JYR						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Refining location of crossing. The Board approved the funding agreement on May 14, 2013. The agreement has been forward to VDOT for final approval which is anticipated in July 2013. Project was initiated in February 2013. Design of 30% plans for land bridge is in progress. Coordination with WMATA and MWAA is ongoing.

XXXX	HM, PR	**Tysons Grid of Streets**	COUNTY	**Study**	2.500	2.500	**D**	TBD	TBD	
		Perform traffic operations and conceptual design to provide functional assessment of the grid of streets and further enhance the grid system (study only)					**R**	N/A	N/A	
					C & I		**U**	N/A	N/A	
SEC	SAN						**C**	N/A	N/A	

Future study. Dulles Toll Road Ramps study and Consolidated Traffic Impact Analysis study must be completed prior to initiating this study.

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Hunter Mill District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
4018	HM	**Tyspring Street/Gosnell Road (TMSAMS)**	COUNTY	**Complete**	0.050	0.050	**D**	Dec-12	Mar-13	☺
		Pedestrian intersection improvements					**R**	N/A	N/A	
					C & I		**U**	N/A	N/A	
PED/ BIKE	GM						**C**	Mar-13	Apr-13	☺Δ

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project completed three months ahead of schedule.

XXXX	HM	**Vesper Ct Trail (TMSAMS)**	FCDOT	**Project Initiation**	1.000	1.000	**D**	TBD	TBD	
		Trail from Vesper Ct to Route 7 at Spring Hill Road					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	VA						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

2736	HM	**Wall St/Gosnell Road (TMSAMS)**	COUNTY	**Complete**	0.050	0.050	**D**	Dec-12	Mar-13	☺
		Pedestrian intersection improvements					**R**	N/A	N/A	
					C & I		**U**	N/A	N/A	
PED/ BIKE	GM						**C**	Mar-13	Apr-13	☺Δ

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project completed three months ahead of schedule.

0828	HM	**Wiehle Ave Station Walkway/Bikeway (RMAG)**	COUNTY	**Project Initiation**	0.500	0.500	**D**	TBD	TBD	
		Station entrance to Sunrise Valley Drive					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	TB						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. The Board approved the funding agreement on May 14, 2013. The agreement has been forward to VDOT for final approval which is anticipated in July 2013.

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Hunter Mill District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0828	HM	**Wiehle Ave/DTR Ramps (RMAG)**	COUNTY	**Project Initiation**	0.019	0.019	**D**	TBD	TBD	
		Pedestrian intersection improvements					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	WPH						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forward to VDOT for final approval which is anticipated in July 2013.

0828	HM	**Wiehle Ave/Isaac Newton Sq South (DCBPA)**	VDOT	**Design**	0.500	0.200	**D**	TBD	TBD	
		Pedestrian intersection improvements					**R**	TBD	TBD	
			DCBPA-076		CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		93146				**C**	TBD	TBD	

VDOT will build and design project per agreement made in January 2013. A meeting was held on site with VDOT to discuss location of traffic signal in May 2013. Traffic signal easements will be required. The county will develop the plats for traffic signal easements.

0828	HM	**Wiehle Avenue Park-and-Ride Garage**	MWAA	**Construction**	121.400	121.400	**D**	Mar-10	Nov-11	☺
		Construct 2300 space parking garage with 10 bus bays and 42 Kiss and Ride spaces at the (future) Wiehle-Reston East Metrorail Station					**R**	Oct-10	Mar-12	☺
							U	Dec-10	Jul-13	👎Δ
TRAN	SSS						**C**	Apr-11	Jul-13	👍

Ground breaking held on April 5, 2011. Construction is in progress. Contractor identified additional relocation scope and utility relocation completion delayed one month. Project completion date did not change.

0828	HM	**Wiehle Avenue Walkway (DCBPA)**	COUNTY	**Complete**	0.250	0.250	**D**	Jul-12	Mar-13	☺
		Sunrise Valley Drive to Station Entrance					**R**	N/A	N/A	
			2G40-056-000		C&I		**U**	TBD	TBD	
PED/ BIKE	VA		93146				**C**	Apr-13	Apr-13	☺Δ

Project completed six months ahead of schedule.

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Monday, July 15, 2013

Hunter Mill District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
0828	HM	**Wiehle Avenue Walkway Phase II**	COUNTY	**Complete**	0.350	0.350	**D**	Apr-10	Oct-12	☺
		Install 700 LF sidewalk along east side from Chestnut Grove Square to North Shore Drive					**R**	Nov-11	Aug-12	☺
			PPTF01-04500		C & I		**U**	N/A	N/A	
PED/ BIKE	SSS						**C**	Mar-13	Jun-13	☺
Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Project is complete.										

0828	HM	**Wiehle Avenue/Washington & Old Dominion (W&OD) Trail Phase I (RMAG)**	COUNTY	**Project Initiation**	0.046	0.046	**D**	TBD	TBD	
		Trail crossing improvements to improve safety					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	VA						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. The Board approved the funding agreement on May 14, 2013. The agreement has been forward to VDOT for final approval which is anticipated in July 2013. A feasibility study is underway to determine most effective improvements.										

0828	HM	**Wiehle Avenue/Washington & Old Dominion (W&OD) Trail Phase II (RMAG)**	COUNTY	**Project Initiation**	2.237	2.337	**D**	TBD	TBD	
		Construct pedestrian/bicycle grade separated crossing					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	VA						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project scope will be determined pending the results of feasibility study. The Board approved the funding agreement on May 14, 2013. The agreement has been forward to VDOT for final approval which is anticipated in July 2013.										

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4-Year Project Summary Report

Lee District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0286	DR, HM, LE, SP	**Fairfax County Parkway/Franconia-Springfield Parkway** Median Safety Improvements	VDOT	**Bid Ad**	0.923	1.429	**D**	2012	Jun-13	☺
							R	N/A	N/A	
					HSIP		**U**	N/A	N/A	
PRI	KLM		101017, 104002				**C**	Jul-13	Dec-14	

Received approval from FHWA to complete guardrail installation in the median of southern section. Approximately two miles of median guardrail and curb modifications was completed in May. The median of the northern segment of the parkway will have approximately 1.25 miles of High-Tension Cable barrier system by the end of 2014, provided contract bids are received when advertised on July 13, 2013. This section is more extensive than the southern guardrail work in that it will require some earthwork, adjustments to few inlets, and minor landscaping.

0644	LE	**Franconia Road Walkway** North side from Norton Road to Governor's Pond Circle (west)	COUNTY	**Project Initiation**	1.100	0.450	**D**	TBD	TBD	
							R	TBD	TBD	
			4YP302-PB04		2014 Bonds, C & I		**U**	TBD	TBD	
PED/ BIKE	SAN						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed. Allocated C & I funds to expedite design. Consultant proposal under development. Survey NTP issued on June 20, 2013 and work is expected to begin on July 5, 2013.

1155	LE	**Highland St/Backlick Road/Amherst Ave** Pedestrian intersection improvements	COUNTY	**Project Initiation**	0.410	0.210	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds, C & I		**U**	TBD	TBD	
PED/ BIKE	TB						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed. Allocated C & I funds to expedite design. Consultant proposal under development. Anticipate design task order approval August 2013.

I-95	LE	**I-95 Direct Access Ramps to Fort Belvoir North Area** Construct a reversible single-lane ramp, connecting the existing I-95 HOV lane flyover ramp to Heller Road within Fort Belvoir North Area	FHWA	**Construction**	27.00	27.00	**D**	Aug-10	Sep-11	☺
							R	Jan-11	May-12	☺
					DOD		**U**	Oct-12	Aug-14	👍
INT	TB						**C**	Oct-12	Aug-14	👍

Design-build project managed by FHWA. Construction underway.

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Monday, July 15, 2013

Lee District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
I-95	LE, MA, MV	**I-95 Express Lanes (PPTA Project)**	VDOT	**Construction**	940.000	940.000	**D**	Feb-11	Dec-11	☺
		Add one Express lane (3 total) from Edsall Road to Prince William Pkwy; Extend two Express lanes to Stafford County					**R**	N/A	N/A	
					Private, Interstate		**U**	N/A	N/A	
INT	SAN						**C**	Aug-12	Dec-14	👍
Scope includes HOV/Transit ramp at Seminary Road and new park-and-ride lots. Design-Build project. The noise wall segment four is under construction which includes the soundwall at the Overlook Community. The noise wall study for segments one through three was approved. Construction is ongoing on all four segments and is 33% complete.										
I-95	LE, MV	**I-95 Northbound Directional Off-Ramp to Northbound Fairfax County Parkway**	VDOT	**Design**	81.000	4.193	**D**	Oct-11	Jun-14	👍
		From I-95 Exit 166 for Route 7100 northbound, to 0.6 miles west of Exit 166 (PE only)					**R**	N/A	N/A	
					Federal		**U**	N/A	N/A	
INT	TB		93033				**C**	N/A	N/A	
Funding for design only. Preliminary design is in progress. Value engineering study is underway.										
0619	LE, MV	**Mulligan Road from Route 1 to Telegraph Road**	FHWA	**Construction**	80.000	80.000	**D**	Mar-07	May-11	☺
		Construct/widen Mulligan Road to 4 lanes from Route 1 to Telegraph Road; Widen Telegraph Road to 4 lanes from Beulah Street to Leaf Road					**R**	Sep-10	May-11	☺
					DAR, State, RSTP, C & I		**U**	Feb-11	May-13	👍
SEC	JYR		77404				**C**	Feb-12	Jun-14	👎Δ
Scope includes Woodlawn Road replacement and Old Mill Road Extension. Construction and utility relocation in progress. Estimate open to traffic in May 2014. Project is 64% complete. Project delayed nine months due to bid protest and delay in utility relocation.										
0241	LE	**North Kings Highway Median**	COUNTY	**Construction**	0.250	0.250	**D**	Mar-10	Dec-12	☺
		Add concrete median from Fort Drive to North Metro Entrance					**R**	N/A	N/A	
			RSPI01-00900		C & I		**U**	N/A	N/A	
PED/ BIKE	TB						**C**	Feb-13	Aug-13	👍Δ
Construction is 10% complete.										

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Monday, July 15, 2013

Lee District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0001	LE	**Route 1 Southbound from Buckman Rd/Mt Vernon Hwy to Janna Lee (RHPTI)** 1400 LF of walkway	COUNTY	**Project Initiation**	TBD	TBD	D	TBD	TBD	
							R	TBD	TBD	
			RHPTI-088		Revenue Sharing, FTA		U	TBD	TBD	
PED/ BIKE	CL						C	TBD	TBD	
Reviewing project scope. Conceptual design required to evaluate site drainage and feasibility concerns. Expect conceptual design task order approval in fall 2013.										
0001	LE	**Route 1 Southbound from Roxbury Drive to Russell Road (RHPTI)** 520 LF of concrete sidewalk along the west side of Route 1	COUNTY	**Design**	0.300	0.300	D	Jul-12	Nov-14	👍Δ
							R	Apr-14	Oct-14	
			RHPTI-082		Revenue Sharing, FTA		U	TBD	TBD	
PED/ BIKE	CL						C	Feb-15	Sep-15	Δ
Intermediate design plans received on June 26, 2013. Design and Construction completion advanced one month.										
0001	LE, MV	**Route 1 Southbound from Russell Road to Gregory Drive (RHPTI)** 270 LF of concrete sidewalk along west side of Route 1, including a signalized crosswalk	COUNTY	**Design**	0.500	0.500	D	Jul-12	Oct-14	👍Δ
							R	Apr-14	Nov-14	
			RHPTI-083		Revenue Sharing, FTA		U	TBD	TBD	
PED/ BIKE	CL		71851				C	Feb-15	Sep-15	Δ
Intermediate design received on June 26, 2013. Design completion advanced two months. Construction completion advanced one month.										
0001	MV, LE	**Route 1 Transit Center** Select location, conceptual design, and operational study for transit center in the Route 1 corridor (study only)	COUNTY	**Study**	0.154	0.154	D	Aug-10	TBD	👍
							R	N/A	N/A	
					FTA		U	N/A	N/A	
TRAN	CL						C	N/A	N/A	
Southeast Fairfax Development Corporation (SFDC), Mount Vernon Council of Citizens' Associations, Lee District Association of Civic Associations, and Lee Land Use Committee suggested 16 new sites to staff. Field visit to all 16 sites conducted in June 2012. Top four sites were selected based on their ratings on key factors. Staff conducted a GIS analysis of these four sites. Briefed for district supervisors in February 2013. An on-call consultant has been performing conceptual layout design and feasibility analysis since April 2013. Briefed three conceptual layout designs to district supervisors in June 2013. A public hearing will be held in September 2013.										

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Monday, July 15, 2013

Lee District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0001	LE, MV	**Route 1/Belford Drive (RHPTI)**	COUNTY	**Design**	0.150	0.150	**D**	Jul-11	May-14	👎Δ
		Pedestrian intersection improvements					**R**	Sep-13	Apr-14	Δ
			26006G-06011		CMAQ		**U**	TBD	TBD	
PED/ BIKE	CL		99054				**C**	July-14	Oct-14	Δ

Design waiver submitted in April 2013. Design waiver comments received in May 2013. Final design waiver submitted in June 2013. Schedule adjusted in February due to updated VDOT comments. Design completion delayed eight months. Land Acquisition completion delayed seven months. Construction completion delayed eight months.

0001	LE, MV	**Route 1/Ladson Lane (RHPTI)**	COUNTY	**Design**	0.400	0.400	**D**	Jul-11	Mar-14	👎Δ
		Pedestrian intersection improvements					**R**	Oct-13	Apr-14	Δ
			26006G-06002		CMAQ		**U**	TBD	TBD	
PED/ BIKE	CL		99054				**C**	July-14	Oct-14	Δ

Design waiver submitted in April 2013. Design waiver comments received in May 2013. Final design waiver submitted in June 2013. Schedule adjusted in February due to updated VDOT comments. Design completion delayed eight months. Land Acquisition completion delayed seven months. Construction completion delayed eight months due to revisions based on additional comments and the need for a design waiver.

0001	LE, MV	**Route 1/Lockheed Blvd/Dart Lane (RHPTI)**	COUNTY	**Design**	0.500	0.500	**D**	Mar-12	Dec-13	👍
		Pedestrian intersection improvements					**R**	N/A	N/A	
			RHPTI-015		CMAQ		**U**	N/A	N/A	
PED/ BIKE	CL		98753				**C**	Mar-14	Jul-14	

Pre-final plans submitted to VDOT in April 2013. Comments received in May 2013. Final design is in progress.

0001	LE, MV	**Route 1/Mohawk Lane (RHPTI)**	COUNTY	**Design**	0.157	0.157	**D**	Jul-11	May-14	👎Δ
		Pedestrian intersection improvements					**R**	Sep-13	Apr-14	
			26006G-06011		CMAQ		**U**	TBD	TBD	Δ
PED/ BIKE	CL		99054				**C**	July-14	Oct-14	Δ

Design waiver submitted in April 2013. Design waiver comments received in May 2013. Final design waiver submitted in June 2013. Schedule adjusted in February due to updated VDOT comments. Design completion delayed eight months. Land Acquisition completion delayed seven months. Construction completion delayed eight months.

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; Δ =Change Since Previous Report; 🚩 =Schedule Concern; $ =Funding Concern

Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Lee District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
0001	LE, MV	**Route 1/Southgate Drive/Bedoo St (RHPTI)** Pedestrian intersection improvements	COUNTY	**Design**	0.500	0.500	**D**	Mar-12	Nov-13	👍
							R	TBD	TBD	
			RHPTI-014		CMAQ		**U**	TBD	TBD	
PED/ BIKE	CL		98753				**C**	Feb-14	Jun-14	
Preliminary design submitted to VDOT in February 2013. Preliminary design comments received in March 2013. Pre-final design to be submitted to VDOT in July 2013.										
1647	LE	**School Street Sidewalk** Construct 750 LF concrete sidewalk on north side from North Kings Hwy. to Pine Grove Circle	COUNTY	**Design**	0.225	0.225	**D**	Dec-11	Aug-13	👍
							R	Jan-13	Jun-13	☺Δ
			PPTF01-05000		C & I		**U**	N/A	N/A	
PED/ BIKE	TB						**C**	Sep-13	Jan-14	
Pre-final plans distributed for review on comment on March 14, 2013. All land rights have been acquired one month ahead of previously reported schedule.										
0613	LE	**South Van Dorn St/Franconia Road Walkway** Southwest quadrant missing link	COUNTY	**Project Initiation**	0.400	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	TBD						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										
XXXX	LE	**Springfield CBC Multi-Use Garage (PE only)** Multi-modal and bus transit transfer facility to include approximately 1,100 commuter parking spaces, slug-line and pedestrian accommodations, bicycle facilities, and potentially recreational	COUNTY	**Project Initiation**	45.863	21.173	**D**	TBD	TBD	
							R	TBD	TBD	
			ST-000033		CMAQ, C & I, FTA		**U**	TBD	TBD	
TRAN	MJG		T1120				**C**	TBD	TBD	
Conceptual design and preliminary environmental study in progress. CIM held May 8, 2013. Study to be completed in July 2013 which will included an updated cost estimate; Design initiation expected in fall 2013.										

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Monday, July 15, 2013

Lee District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0611	LE, MV	**Telegraph Road from Beulah Street to Leaf Road** Widen Telegraph Road to 4 lanes and provide pedestrian facility; Part of Mulligan Road Project	FHWA	**Construction**	38.350	27.559	**D**	Oct-08	May-11	☺
							R	Sep-10	May-11	☺
					Secondary		**U**	Feb-11	May-13	👍
SEC	JYR		11012				**C**	June-11	Jun-14	👎Δ
Part of Mulligan Road Phase II project which is under construction. Completion date was delayed nine months to account for time lost to bid protest and for delays in utility relocation. Estimate open to traffic in late spring 2014. Project is 64% complete.										
0611	LE	**Telegraph Road from South Van Dorn Street to South Kings Highway** Widen Telegraph Road to 4 lanes section and add pedestrian improvements	VDOT	**Construction**	12.500	12.300	**D**	Sep-09	Dec-11	☺
							R	Jun-11	Jun-12	☺
					C & I, 2007 Bonds		**U**	June-12	May-13	☺Δ
SEC	JYR		96509				**C**	Feb-13	Nov-14	👍Δ
Contractor bid the project with a completion date of November 2014 which is why the completion construction date was advanced seven months. Pardon our dust meeting is scheduled for July 10, 2013.										
0611	LE	**Telegraph Road Walkway** Install 3500 LF asphalt sidewalk and 4' bike lane along east side of Telegraph Road from South Kings Highway to Lee District Park	COUNTY	**Design**	2.280	0.800	**D**	Sep-08	Jun-14	👎Δ
							R	Sep-13	Apr-14	Δ
			4YP201-PB023		2007 Bonds		**U**	Oct-13	Dec-14	Δ
PED/ BIKE	JYR						**C**	May-14	Apr-15	Δ
Pre-final design is in progress. Addressing signal design comments. Utility relocation required. Design and ROW phases delayed seven months. Utilities delayed eight months. Construction delayed four months. Schedule adjusted due to addressing design comments and utility conflicts.										

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; Δ =Change Since Previous Report; 🚩 =Schedule Concern; $ =Funding Concern

Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

4-Year Project Summary Report

Mason District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0650	MA	**Annandale Road/Graham Road** Pedestrian intersection improvements	COUNTY	**Project Initiation**	0.150	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	N/A						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										
0050	MA	**Arlington Boulevard/Graham Road** Install a 4-foot wide raised median on Graham Road	COUNTY	**Construction**	0.750	0.750	**D**	Oct-09	Jan-13	☺
							R	Jul-11	Dec-12	☺
			RSPI01-01300		C & I		**U**	Oct-11	Feb-13	☺
PRI	TB						**C**	Apr-13	Jul-13	👎Δ
Construction NTP issued on April 29, 2013. Construction is 60% completed. Construction completion date delayed one month due to Water Authority inspection and permission from property owner to remove existing tree.										
0617	MA	**Backlick Road Walkway (east side)** Install concrete sidewalk along the east side of Backlick Road opposite the Wilburdale community	COUNTY	**On Hold**	0.150	0.150	**D**	Feb-08	Sep-10	☺
							R	Jul-09	TBD	
			4YP201-PB025		2007 Bonds		**U**	TBD	TBD	
PED/ BIKE	TB						**C**	TBD	TBD	
Final design is complete. One homeowner is unwilling to sign. On hold per Supervisor's request.										
0617	MA	**Backlick Road/Edsall Road** Pedestrian intersection improvements	COUNTY	**Project Initiation**	0.200	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	VA						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Mason District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
0620	MA	**Braddock Road/Backlick Road**	COUNTY	**On Hold**	0.500	0.500	D	Mar-08	TBD	
		Install dual left turn lane on WB Braddock Road					R	TBD	TBD	
			4YP203		2007 Bonds		U	TBD	TBD	
SEC	KPR						C	TBD	TBD	
County staff briefed Supervisor Gross on May 18, 2012. Initial analysis of roundabout complete. Project on hold while re-evaluating scope due to changing traffic patterns as a result of the I-495 Express Lanes project completion. New traffic data was collected and is being analyzed. Results of analysis expected in August 2013.										
0244	MA	**Columbia Pike Walkway**	COUNTY	**Construction**	0.200	0.200	D	Jan-08	Mar-13	☺Δ
		Install 1000 LF concrete sidewalk along the north side of Columbia Pike from Maple Court to Blair Road					R	Apr-10	Aug-12	☺
			4YP201-PB027		2007 Bonds		U	N/A	N/A	
PED/ BIKE	MJG						C	Apr-13	Aug-13	👎Δ
Final design is complete. Design waiver was approved February 14, 2013. Final construction package submitted March 27, 2013. Construction is 10% complete. Schedule was delayed three months due to design waiver approval.										
0244	MA	**Columbia Pike Walkway**	COUNTY	**Bid Ad**	0.190	0.190	D	Aug-09	May-13	☺Δ
		Install 450 LF concrete sidewalk along the south side of Columbia Pike from Gallows Road to the Annandale Methodist Church					R	Sep-12	Jan-13	☺
			4YP201-PB028		2007 Bonds		U	May-13	Aug-13	👍Δ
PED/ BIKE	MJG						C	Jul-13	Apr-14	Δ
VDOT permit application submitted in May 2013. VDOT permit received. Preparing final package for CMD. Utility relocations underway. Design and Utilities phases delayed three months due to additional easements required and delays in obtaining VDOT approvals. Construction delayed a total of ten months based on new estimate of construction duration.										
0244	MA	**Columbia Pike Walkway**	COUNTY	**Complete**	0.430	0.430	D	May-08	May-12	☺
		Install 900 LF concrete sidewalk along the south side of Columbia Pike from Downing Street to Lincolnia Road					R	Aug-10	Mar-12	☺
			4YP201-PB026		2007 Bonds		U	Apr-12	Jun-12	☺
PED/ BIKE	MJG						C	June-12	Jan-13	☺
Construction substantially complete January 25, 2013.										

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Mason District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0244	MA	**Columbia Pike/Gallows Road**	COUNTY	**Project Initiation**	0.200	0	**D**	TBD	TBD	
		Pedestrian intersection improvements					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	VA						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.

0244	MA	**Columbia Pike/John Marr Drive**	COUNTY	**Project Initiation**	0.150	0	**D**	TBD	TBD	
		Pedestrian intersection improvements					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	VA						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.

2248	MA	**Elmdale Road Walkway**	COUNTY	**ROW**	0.525	0.525	**D**	Jan-10	Mar-13	☺Δ
		Construct 2600 LF sidewalk from Braddock Road to Old Columbia Pike along south side of Elmdale Road					**R**	Oct-12	Jul-13	👎Δ
			PPTF01-03000		C & I		**U**	Aug-13	Sep-13	
PED/ BIKE	CL						**C**	Sep-13	Dec-13	Δ

Project is funded by Commercial and Industrial Revenues and endorsed by the BOS on October 19, 2009. Final design is complete. FCPA will be responsible for golf course tree replanting and cart trail relocation. 2 of 3 properties have been acquired. Design date changed to represent actual date of VDOT permit. Land acquisition date delayed three months due to final property owner's request to remove a tree which LAD is working to resolve. Construction start date delayed, due to Land Acquisition delay, but completion date remains unchanged.

I-395	MA	**I-395 HOV Ramp at Seminary Road**	VDOT	**Design**	55.448	55.448	**D**	May-13	Jun-14	👍
		Direct HOV lanes connection to Seminary Road					**R**	TBD	TBD	
					Federal		**U**	TBD	TBD	
INT	SAN						**C**	Jan-14	May-16	Δ

NTP was issued on May 17, 2013, to Archer Western. Design phase of the project has started. Construction completion date adjusted five months due to delays selecting design-build firm.

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Mason District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
I-395	MA	**I-395 Southbound Off-Ramp to Route 236 Westbound Phase I** Enhanced signage/wayfinding	COUNTY	**Project Initiation**	0.500	0.500	**D**	TBD	TBD	
							R	TBD	TBD	
					RSTP		**U**	TBD	TBD	
INT	SAN						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project fully funded in advance of 2014 Transportation Bonds with RSTP funds approved by the BOS in April.										
I-395	MA	**I-395 Southbound Off-Ramp to Route 236 Westbound Phase II** Widen off-ramp to two lanes	COUNTY	**Project Initiation**	1.000	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bond		**U**	TBD	TBD	
INT	SAN						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										
I-95	LE, MA, MV	**I-95 Express Lanes (PPTA Project)** Add one Express lane (3 total) from Edsall Road to Prince William Pkwy; Extend two Express lanes to Stafford County	VDOT	**Construction**	940.000	940.000	**D**	Feb-11	Dec-11	☺
							R	N/A	N/A	
					Private, Interstate		**U**	N/A	N/A	
INT	SAN						**C**	Aug-12	Dec-14	👍
Scope includes HOV/Transit ramp at Seminary Road and new park-and-ride lots. Design-Build project. The noise wall segment four is under construction which includes the soundwall at the Overlook Community. The noise wall study for segments one through three was approved. Construction is ongoing on all four segments and is 33% complete.										
77	MA	**North Chambliss Street/Beauregard Street** Eliminate exclusive right turn lane from North Chambliss to Beauregard	COUNTY	**Project Initiation**	1.000	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
SEC	JYR						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed. RSTP funds not redirected to this project.										

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Monday, July 15, 2013

Mason District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
0236	MA	**Route 236/Beauregard St**	COUNTY	**Project Initiation**	0.050	0.050	**D**	TBD	TBD	
		Channelize Route 236 WB left turn lane at Beauregard St					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PRI	TBD						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project fully funded in advance of 2014 Transportation Bonds with RSTP funds approved by the BOS in April.

0236	MA	**Route 236/Beauregard St Bus Pullout**	COUNTY	**Project Initiation**	0.200	0	**D**	TBD	TBD	
		Close EB service drive and construct bus pullout					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PRI	TBD						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.

0236	MA	**Route 236/Cherokee Ave**	COUNTY	**Project Initiation**	0.500		**D**	TBD	TBD	
		Construct NB right turn lane from Cherokee Avenue to EB Route 236					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PRI	JYR						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project fully funded in advance of 2014 Transportation Bonds with RSTP funds approved by the BOS in April. Scope of project is under development. Existing traffic counts have been collected and under analysis. Signal warrant analysis is in progress.

0050	MA	**Route 50 Walkway from Graham Road to Wayne Road (RT50PI)**	COUNTY	**Project Initiation**	0.765	0.100	**D**	TBD	TBD	
		Install walkway on south side of Route 50					**R**	TBD	TBD	
			RT50-056		RSTP, CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		58601				**C**	TBD	TBD	

Project is part of the Route 50 Pedestrian Initiative approved by the Board of Supervisors on June 19, 2012. Environmental documentation is in progress. Survey is in progress. Schedule to be completed when survey is completed in fall 2013. Coordinating with VDOT on the reallocation of additional funding to cover shortfall.

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; Δ =Change Since Previous Report; 🚩 =Schedule Concern; $ =Funding Concern

Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Mason District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0050	MA	**Route 50 Walkway from Patrick Henry Drive to Olin Drive (RT50PI)** Install walkway on south side of Route 50	COUNTY	**Project Initiation**	0.225	0.100	**D**	TBD	TBD	
							R	TBD	TBD	
			RT50-062		RSTP, CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		58601				**C**	TBD	TBD	
Project is part of the Route 50 Pedestrian Initiative approved by the Board of Supervisors on June 19, 2012. Environmental documentation is in progress. Survey is in progress. Schedule to be completed when survey is completed in fall 2013. Coordinating with VDOT on the reallocation of additional funding to cover shortfall.										
0050	MA	**Route 50 Walkway from South Street to Aspen Lane (RT50PI)** Install walkway on south side of Route 50	COUNTY	**Project Initiation**	0.585	0.200	**D**	TBD	TBD	
							R	TBD	TBD	
			RT50-061		RSTP, CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		58601				**C**	BD	TBD	
Project is part of the Route 50 Pedestrian Initiative approved by the Board of Supervisors on June 19, 2012. Schedule to be determined when survey is completed in fall 2013. Coordinating with VDOT on the reallocation of additional funding to cover shortfall.										
0050	MA	**Route 50 Walkway from Woodlawn Ave to Church (RT50PI)** Install walkway on north side of Route 50	COUNTY	**Project Initiation**	0.500	0.100	**D**	TBD	TBD	
							R	TBD	TBD	
			RT50-057		RSTP, CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		58601				**C**	TBD	TBD	
Project is part of the Route 50 Pedestrian Initiative approved by the Board of Supervisors on June 19, 2012. Environmental documentation is in progress. Survey is in progress. Schedule to be completed when survey is completed in fall 2013. Coordinating with VDOT on the reallocation of additional funding to cover shortfall.										
0050	MA, PR	**Route 50/Allen St (RT50PI)** Intersection and bus stop improvements	COUNTY	**Project Initiation**	0.400	0.200	**D**	TBD	TBD	
							R	TBD	TBD	
			RT50-052		RSTP, CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		58601				**C**	TBD	TBD	
Project is part of the Route 50 Pedestrian Initiative approved by the Board of Supervisors on June 19, 2012. Environmental documentation is in progress. Survey is in progress. Schedule to be completed when survey is completed in fall 2013. Coordinating with VDOT on the reallocation of additional funding to cover shortfall.										

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Mason District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0050	MA, PR	**Route 50/Annandale Road (RT50PI)** Pedestrian intersection improvements	COUNTY	**Project Initiation**	0.400	0.200	**D**	TBD	TBD	
							R	TBD	TBD	
			RT50-054		RSTP, CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		58601				**C**	TBD	TBD	

Project is part of the Route 50 Pedestrian Initiative approved by the Board of Supervisors on June 19, 2012. Environmental documentation is in progress. Survey is in progress. Schedule to be completed when survey is completed in fall 2013. Coordinating with VDOT on the reallocation of additional funding to cover shortfall.

0050	MA, PR	**Route 50/Wayne Road/Woodlawn Ave (RT50PI)** Signalization and sidewalk improvements	COUNTY	**Project Initiation**	0.400	0.200	**D**	TBD	TBD	
							R	TBD	TBD	
			RT50-053		RSTP, CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		58601				**C**	TBD	TBD	

Project is part of the Route 50 Pedestrian Initiative approved by the Board of Supervisors on June 19, 2012. Environmental documentation is in progress. Survey is in progress. Schedule to be completed when survey is completed in fall 2013. Coordinating with VDOT on the reallocation of additional funding to cover shortfall.

0007	MA	**Route 7 Intersection Improvements from Seven Corners to Juniper Lane (RT7PI)** Pedestrian intersection improvements at three locations: Seven Corners, Thorne Road and Seven Corners Center	COUNTY	**ROW**	0.800	0.800	**D**	Aug-10	Sep-13	👍
							R	Feb-13	Sep-13	👎Δ
			4YP201-PB052		2007 Bonds		**U**	N/A	N/A	
PED/ BIKE	SAN						**C**	Nov-13	Jun-14	

Pre-final design submitted for review on May 7, 2013. 1 of 6 properties have been acquired. No utility relocation required. Land Acquisition completion delayed one month. Thumbs up shown for Land Acquisition phase because phase initiated after delay.

0007	MA	**Route 7 Walkway at Columbia Pike Interchange (RT7PI)** Install sidewalk along both ramps from Columbia Pike to Leesburg Pike and along service road from Seminary Road to Leesburg Pike	COUNTY	**Design**	0.800	0.800	**D**	Oct-10	May-13	👎Δ
							R	Oct-11	Oct-12	☺
			4YP201-PB050		2007 Bonds, Enhancements		**U**	N/A	N/A	
PED/ BIKE	SAN						**C**	May-13	Apr-14	

2nd pre-final design submitted for review in May 2013. Design completion delayed two months because of additional time required to obtain VDOT approvals, but the project completion date did not change.

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Mason District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0007	MA	**Route 7 Walkway at Row Street (RT7PI)**	COUNTY	**Design**	0.225	0.225	D	Aug-10	Oct-13	👍
		Install 400 LF segment of walkway and curb on the east side of Route 7 to the north of Row Street					R	Jul-13	Nov-13	Δ
			4YP201-PB047		2007 Bonds		U	N/A	N/A	
PED/ BIKE	SAN						C	Dec-13	Apr-14	

Pre-final distribution on March 21, 2013. Addressing comments. Plat review issued for land acquisition in May 2013. Land Acquisition completion date delayed two months due to additional revisions to plats.

0007	MA	**Route 7 Walkway at Seminary Ramp Streetscape Phase II (RT7PI)**	COUNTY	**ROW**	0.250	0.250	D	Nov-10	Nov-13	👍
		Install a 5' brick walkway approximately 450 LF on the south side of the ramp from Columbia Pike to Seminary Road					R	Feb-13	Sep-13	👍
			4YP201-PB054		2007 Bonds		U	Sep-13	Nov-13	
PED/ BIKE	SAN						C	Jan-14	Sep-14	

2nd pre-final design plans submitted to VDOT in February 2013. Utility relocation within the right-of-way required. Land Acquisition Division NTP issued in February 2013. 0 of 2 properties of been acquired.

0007	MA	**Route 7 Walkway from Culmore Shopping Center to Church St (RT7PI)**	COUNTY	**ROW**	0.750	0.750	D	Aug-10	Sep-13	👎Δ
		Install 1600 LF of sidewalk along the frontage of several shopping centers north of Columbia Pike					R	Aug-11	Jul-13	👎Δ
			4YP201-PB049		2007 Bonds		U	Feb-13	Sep-13	
PED/ BIKE	SAN						C	Oct-13	May-14	Δ

Addressing 2nd pre-final comments. 7 of 10 properties acquired. Utility relocations are required. Schedule was adjusted due to outstanding land rights issues. Design completion delayed four months. Land Acquisition delayed three months. Construction completion delayed five months.

0007	MA	**Route 7 Walkway from Gorham Street to S. 14th Street (RT7PI)**	COUNTY	**Complete**	0.250	0.250	D	Jun-10	May-12	☺
		Install two smaller segments of walkway totaling 300 LF					R	Jul-11	Mar-12	☺
			4YP201-PB051		2007 Bonds		U	Feb-13	Mar-13	☺
PED/ BIKE	SAN						C	Dec-12	Apr-13	☺

Construction is complete.

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Mason District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0007	MA	**Route 7 Walkway from Rio Drive to Glenmore Drive (RT7PI)** Install two segments of walkway along Route 7 from the south side of Rio Drive to Glenmore Drive	COUNTY	**ROW**	0.750	0.750	**D**	Aug-10	Feb-14	👎Δ
							R	Jun-13	Jan-14	👍Δ
			4YP201-PB048		2007 Bonds		**U**	Jan-14	Apr-14	Δ
PED/ BIKE	SAN						**C**	Apr-14	Oct-14	Δ

2nd pre-final design is in progress. VSMP permit is in progress. 0 of 6 properties have been acquired. Water and gas utility relocations will be required within the right-of-way. Schedule adjusted in January due a full title search that was required at this stage of the project to clear land rights questions. Design and Land Acquisition completion delayed six months. Utility relocation delayed five months. Construction completion delayed three months.

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

4-Year Project Summary Report

Mount Vernon District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $) / Fund Type	Phase	Start Date	End Date	Status
0637	MV	**Cinder Bed Road/Newington Road**	COUNTY	**Utilities**	5.000	5.000	**D**	Jun-09	Sep-13	👎Δ
		Intersection Improvements including relocating intersection 450 feet to the north, reconstruction of Cinder Bed Rd, sidewalk, culvert at Long Branch Creek, additional right turn lane along					**R**	TBD	TBD	
			4YP214		2007 Bonds		**U**	Jul-12	Dec-14	👎Δ
SEC	TB						**C**	Nov-13	Jan-15	Δ
Second pre-final submitted on April 16, 2013. Partial comments have been received and are being addressed. Utility plats returned for correction. Design and Construction completion delayed three months. Utility Relocation completion delayed four months. Delays due to additional revisions to plans and utility plats and additional coordination with the Department of Vehicle Services.										
0640	MV, SP	**Gambrill Road/Pohick Road**	COUNTY	**Bid Ad**	1.075	0.500	**D**	Mar-10	Jun-13	☺
		Install right turn lane on SB Gambrill Road					**R**	Aug-12	Nov-12	☺
			RSPI01-00600		C & I		**U**	Aug-13	Sep-13	
SEC	SSS						**C**	Aug-13	Aug-14	Δ
Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Gas line utility needs to be relocated. Draft construction package completed on June 25, 2013. Construction schedule delayed one month due to delay in addressing pre-final design comments.										
0636	MV, SP	**Hooes Road/Newington Forest Ave**	COUNTY	**Project Initiation**	0.200	0	**D**	TBD	TBD	
		Intersection improvements and extend sidewalk					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	CL						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										
I-95	LE, MA, MV	**I-95 Express Lanes (PPTA Project)**	VDOT	**Construction**	940.000	940.000	**D**	Feb-11	Dec-11	☺
		Add one Express lane (3 total) from Edsall Road to Prince William Pkwy; Extend two Express lanes to Stafford County					**R**	N/A	N/A	
					Private, Interstate		**U**	N/A	N/A	
INT	SAN						**C**	Aug-12	Dec-14	👍
Scope includes HOV/Transit ramp at Seminary Road and new park-and-ride lots. Design-Build project. The noise wall segment four is under construction which includes the soundwall at the Overlook Community. The noise wall study for segments one through three was approved. Construction is ongoing on all four segments and is 33% complete.										

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Mount Vernon District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status / FC Project No. / VDOT UPC No.	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
I-95	LE, MV	**I-95 Northbound Directional Off-Ramp to Northbound Fairfax County Parkway** From I-95 Exit 166 for Route 7100 northbound, to 0.6 miles west of Exit 166 (PE only)	VDOT	**Design**	81.000	4.193	**D**	Oct-11	Jun-14	👍
							R	N/A	N/A	
					Federal		**U**	N/A	N/A	
INT	TB			93033			**C**	N/A	N/A	
Funding for design only. Preliminary design is in progress. Value engineering study is underway.										
0642	MV	**Lorton Road/Furnace Road from Silverbrook Road to Route 123** Widen to 4-lane divided section including on-road bike lanes, shared use path, low impact development practices, bridge crossings and wide median in Laurel Hill area	COUNTY	**Utilities**	65.000	50.000	**D**	Feb-08	Sep-12	☺
							R	Jan-12	Sep-12	☺
				4YP213	2007 Bonds, C & I		**U**	Oct-12	Oct-13	👍
SEC	SAN						**C**	Oct-13	Jun-16	
Final design approval from VDOT Traffic Engineering is in progress. VDOT permit submitted on June 24, 2013. Utility relocations are underway.										
0642	MV	**Lorton Road/Lorton Market Road** Extend WB left turn lane	COUNTY	**Project Initiation**	0.300	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
SEC	VA						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										
0642	MV	**Lorton Road/Lorton Station Blvd** Extend WB left turn lane and convert signal to protected only phasing	COUNTY	**Project Initiation**	1.200	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
SEC	N/A						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										

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			FC Project No. / VDOT UPC No.		Fund Type					
0242	MV	**Mason Neck Trail 2B**	COUNTY	**ROW**	2.290	1.840	D	TBD	Mar-12	☺
		Install 9900 LF of 8-foot asphalt trail along Gunston Road from Pohick Bay Drive to the Pohick Bay Golf Course entrance					R	Aug-12	TBD	👎Δ
			W00600-W6130B		District Walkway		U	TBD	TBD	
PED/ BIKE	CL						C	Dec-13	Apr-15	$
Land acquisition is in progress. 9 of 9 easements on private properties acquired to date. Northern Virginia Regional Park Authority (NVRPA) reviewing final version of agreement with FCDOT. NVRPA and Dominion Virginia Power unable to come to agreement on the legal document for guy wire location. Currently working on alternatives to move trail or utility poles, and Land Acquisition completion date changed to TBD as a result. Application for necessary additional federal funding for construction submitted in February 2013. Waiting on VDOT decision regarding application.										
0235	MV	**Mount Vernon Highway Walkway**	COUNTY	**ROW**	0.500	0.500	D	Mar-10	Jul-13	👎Δ
		Add sidewalk from Richmond Highway (Route 1) to retail north of Sunny View Drive along west side					R	Dec-11	Jul-13	👎Δ
			PPTF01-03900		C & I		U	N/A	N/A	
PED/ BIKE	CL						C	Aug-13	Feb-14	Δ
Final design plans is progress. 2 of 3 properties have been acquired. No utility relocation is required. Schedule adjusted in March due to issues pertaining to negotiations with property owner on last remaining land rights. Design delayed three months. ROW delayed five months. Construction delayed two months.										
0619	LE, MV	**Mulligan Road from Route 1 to Telegraph Road**	FHWA	**Construction**	80.000	80.000	D	Mar-07	May-11	☺
		Construct/widen Mulligan Road to 4 lanes from Route 1 to Telegraph Road; Widen Telegraph Road to 4 lanes from Beulah Street to Leaf Road					R	Sep-10	May-11	☺
					DAR, State, RSTP, C & I		U	Feb-11	May-13	👍
SEC	JYR		77404				C	Feb-12	Jun-14	👎Δ
Scope includes Woodlawn Road replacement and Old Mill Road Extension. Construction and utility relocation in progress. Estimate open to traffic in May 2014. Project is 64% complete. Project delayed nine months due to bid protest and delay in utility relocation.										
0641	MV	**Pohick Road/Southrun Road**	COUNTY	**Project Initiation**	0.200	0	D	TBD	TBD	
		Pedestrian intersection improvements and extend sidewalk					R	TBD	TBD	
					2014 Bonds		U	TBD	TBD	
PED/ BIKE	CL						C	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										

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Mount Vernon District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0001	MV	**Richmond Highway from Old Mill Road/Mulligan Road to Telegraph Road** Widen to 6 lanes, including sidewalk/trail, and wide median for future transit	FHWA	**Construction**	180.000	180.000	**D**	Mar-11	Apr-13	☺Δ
							R	TBD	TBD	
			R00101-00100		DOD Grant		**U**	TBD	TBD	
PRI	JYR						**C**	Jun-13	Feb-16	👍Δ

NEPA environmental process is completed. Request for Proposals for Design-Build was issued in December 2012. Contract was awarded April 25, 2013, and NTP was issued June 6, 2013. Survey and utility location started in May 2013. 30% plans submitted for review in June 2013. Project is divided into five sections - A) Telegraph Road Intersection, B) Telegraph Road to Fairfax County Parkway, C) Accotink Village Area, D) Railroad Bridge to Belvoir Road, E) Woodlawn historic district. Project completion date was advanced four months.

0638	MV	**Rolling Road from Fullerton Street to DeLong Drive** Widen to 4 lanes (design only)	COUNTY	**Design**	1.300	1.300	**D**	Feb-11	Jun-13	☺
							R	N/A	N/A	
			40021G-09000		OEA Grant		**U**	N/A	N/A	
SEC	SSS						**C**	N/A	N/A	

Funded for design only through Dept. of Defense, Office of Economic Authority Grant. Advanced second prefinal design plans submitted to VDOT in February 2013 and second prefinal design plans resubmitted in April 2013. A meeting with VDOT and Fairfax County staff was held in March 2013 to go over drainage comments and all issues have been resolved. Design is complete.

0001	MV	**Route 1 Northbound at Quander Road Phase II (RHPTI)** 450 LF of 5-foot wide concrete sidewalk south of Quander	COUNTY	**Construction**	0.113	0.113	**D**	Dec-07	Mar-13	☺Δ
							R	Oct-10	Jul-11	☺
			40031G*AA1400037-11		Revenue Sharing, FTA		**U**	N/A	N/A	
PED/ BIKE	CL		71851				**C**	Apr-13	July-13	👍Δ

Project is part of Four-Year Transportation Program endorsed by the BOS on 2/9/04. Construction is 95% complete. Design was completed in March, one month later than previously reported. Construction completion date was advanced four months.

0001	MV	**Route 1 Northbound from Engleside St to Forest Place (RHPTI)** 460 LF of concrete sidewalk from Engleside Street to Forest Place	COUNTY	**Design**	0.300	0.300	**D**	Jul-12	Oct-14	👍Δ
							R	Apr-14	Nov-14	
			RHPTI-087		Revenue Sharing, FTA		**U**	TBD	TBD	
PED/ BIKE	CL		71851				**C**	Feb-15	Oct-15	

Intermediate design plans distributed in May 2013. Design completion advanced two months.

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Mount Vernon District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0001	MV	**Route 1 Northbound from Fairhaven Ave./Quander Rd. to hotels (RHPTI)** 5' concrete sidewalk along east side Richmond Hwy from Fair Haven Avenue/Quander Road to Virginia Lodge	COUNTY	**Design**	0.450	0.450	D	Jul-12	Nov-14	👍Δ
							R	Mar-14	Oct-14	
			RHPTI-079		Revenue Sharing, FTA		U	TBD	TBD	
PED/ BIKE	CL		71851				C	Jan-15	Sep-15	Δ
Intermediate design plans distributed on June 26, 2013. Design and Construction dates advanced one month.										

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0001	MV	**Route 1 Northbound from Mt Vernon Highway to Napper Road (RHPTI)** Pedestrian crossing and signal at Mt. Vernon Highway and 500 LF of 5-foot wide concrete sidewalk	COUNTY	**Design**	0.689	0.689	D	Dec-07	Jul-13	👎Δ
							R	Nov-11	Apr-13	☺
			40031G-11223		Revenue Sharing, FTA		U	Sep-12	Oct-12	☺
PED/ BIKE	CL		71851				C	Aug-13	Feb-14	Δ
Final design is complete. Awaiting signal design approval. Design completion delayed three months. Construction completion delayed two months due to additional time to obtain easements and signal design approval.										

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0001	MV	**Route 1 Northbound from Radford Avenue to Frye Road (RHPTI)** 940 LF of concrete sidewalk along the east side of Route 1	COUNTY	**Design**	0.500	0.500	D	Jul-12	Oct-14	👍Δ
							R	Apr-14	Nov-14	
			RHPTI-084		Revenue Sharing, FTA		U	TBD	TBD	
PED/ BIKE	CL						C	Feb-15	Sep-15	Δ
Intermediate plans distributed in May 2013. Design completion advanced two months. Construction completion advanced one month.										

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0001	MV	**Route 1 Northbound from Sacramento Drive to Dogue Creek (RHPTI)** 2000 LF of walkway and new pedestrian bridge over Dogue Creek	COUNTY	**Project Initiation**	TBD	TBD	D	TBD	TBD	
							R	TBD	TBD	
			RHPTI-086		Revenue Sharing, FTA		U	TBD	TBD	
PED/ BIKE	CL		71851				C	TBD	TBD	
Reviewing project scope. Conceptual design required to evaluate site drainage and feasibility concerns. Expect conceptual design task order approved fall 2013.										

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Mount Vernon District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
0001	MV	**Route 1 Northbound from Virginia Lodge to Huntington Ave (RHPTI)** 1375 LF of 5' concrete sidewalk and extension of a box culvert along the east of Richmond Highway	COUNTY	**Design**	0.450	0.450	D	Jul-12	Nov-14	👍Δ
							R	Mar-14	Nov-14	
			RHPTI-080		Revenue Sharing, FTA		U	TBD	TBD	
PED/ BIKE	CL		71851				C	Feb-15	Sep-15	Δ

Intermediate design plans distributed on June 26, 2013. Design and Construction completion dates advanced one month.

0001	MV	**Route 1 Northbound north of Reddick Ave (RHPTI)** 500 LF of 5-foot wide concrete sidewalk	COUNTY	**Construction**	0.125	0.125	D	Dec-07	Mar-13	☺Δ
							R	Oct-10	Aug-11	☺
			40031G*AA1400033-11		Revenue Sharing, FTA		U	N/A	N/A	
PED/ BIKE	CL		71851				C	Apr-13	Jul-13	👍Δ

Construction is 25% complete. Design was completed one month later than previously reported. Construction is schedule to be completed four months earlier than previously reported.

0001	MV	**Route 1 Northbound south of Fordson Road to Woodlawn Trail (RHPTI)** 1640 LF of 5-foot wide concrete sidewalk	COUNTY	**Construction**	0.410	0.410	D	Dec-07	Mar-13	☺Δ
							R	Oct-10	Oct-11	☺
			40031G*AA1400036-11		Revenue Sharing, FTA		U	Jan-13	Apr-13	☺
PED/ BIKE	CL		71851				C	Apr-13	Jul-13	👍Δ

Construction is 90% complete. Design was completed in March, one month later than previously reported. Construction is schedule to be completed four months earlier than previously reported.

0001	MV	**Route 1 Northbound south of Kings Village Road (RHPTI)** 150 LF of 5-foot wide concrete sidewalk	COUNTY	**Construction**	0.038	0.038	D	Dec-07	Mar-13	☺Δ
							R	Oct-10	Apr-11	☺
			40031G*AA1400035-11		Revenue Sharing, FTA		U	N/A	N/A	
PED/ BIKE	CL		71851				C	Apr-13	Jul-13	👍Δ

Construction is 90% complete. Design was completed in March, one month later than previously reported. Construction is schedule to be completed four months earlier than previously reported.

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Mount Vernon District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0001	MV	**Route 1 Southbound at Belle Haven Towers (RHPTI)** 550 LF of 5-foot wide concrete sidewalk and service Drive crossing	COUNTY	**Construction**	0.138	0.138	**D**	Dec-07	Mar-13	☺Δ
							R	Oct-10	Nov-11	☺
			40031G-11254		Revenue Sharing, FTA		**U**	N/A	N/A	
PED/ BIKE	CL		71851				**C**	Apr-13	Jul-13	👍
Construction is 25% complete. Design was completed one month later than previously reported. Construction is schedule to be completed four months earlier than previously reported.										
0001	MV	**Route 1 Southbound Belle Haven Towers to Mount Eagle Drive (RHPTI)** 110 LF of 5' concrete sidewalk along west of Richmond Hwy at the intersection of Mt. Eagle Drive	COUNTY	**Design**	0.100	0.100	**D**	Jul-12	Oct-14	👍Δ
							R	Apr-14	Nov-14	
			RHPTI-081		Revenue Sharing, FTA		**U**	TBD	TBD	
PED/ BIKE	CL		71851				**C**	Feb-15	Sep-15	Δ
Intermediate design plans distributed on June 26, 2013. Design phase schedule advanced two months. Construction schedule advanced one month.										
0001	MV	**Route 1 Southbound from Dogue Creek to Mobile Home Sales Park (RHPTI)** 340 LF of trail and new pedestrian bridge over Dogue Creek	COUNTY	**Project Initiation**	TBD	TBD	**D**	TBD	TBD	
							R	TBD	TBD	
			RHPTI-085		Revenue Sharing, FTA		**U**	TBD	TBD	
PED/ BIKE	CL		71851				**C**	TBD	TBD	
Reviewing project scope. Conceptual design required to evaluate site drainage and feasibility concerns. Expect conceptual design task order approval fall 2013.										
0001	LE, MV	**Route 1 Southbound from Russell Road to Gregory Drive (RHPTI)** 270 LF of concrete sidewalk along west side of Route 1, including a signalized crosswalk	COUNTY	**Design**	0.500	0.500	**D**	Jul-12	Oct-14	👍Δ
							R	Apr-14	Nov-14	
			RHPTI-083		Revenue Sharing, FTA		**U**	TBD	TBD	
PED/ BIKE	CL		71851				**C**	Feb-15	Sep-15	Δ
Intermediate design received on June 26, 2013. Design completion advanced two months. Construction completion advanced one month.										

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0001	MV	**Route 1 Southbound from Sacramento Drive to Engleside Plaza (RHPTI)** 1400 LF of 5-foot wide concrete sidewalk	COUNTY	**Construction**	0.350	0.350	D	Dec-07	Mar-13	☺Δ
							R	Oct-10	Sep-11	☺
			40031G-11213		Revenue Sharing, FTA		U	Jan-13	Apr-13	☺
PED/ BIKE	CL		71851				C	Apr-13	July-13	👍Δ
Construction is 50% complete. Design was completed one month later than previously reported. Construction is schedule to be completed in four months earlier than previously reported.										

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0001	MV	**Route 1 Southbound South of Sky View Drive (RHPTI)** 170 LF of 5-foot wide concrete sidewalk and bus stop pad	COUNTY	**Construction**	0.043	0.043	D	Dec-07	Mar-13	☺Δ
							R	Oct-10	May-11	☺
			40031G-11214		Revenue Sharing, FTA		U	Jan-13	Apr-13	☺
PED/ BIKE	CL		71851				C	April-13	Jun-13	👍Δ
Construction is 90% completed. Design was completed in one month later than previously reported. Construction is schedule to be completed five months earlier than previously reported.										

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0001	MV, LE	**Route 1 Transit Center** Select location, conceptual design, and operational study for transit center in the Route 1 corridor (study only)	COUNTY	**Study**	0.154	0.154	D	Aug-10	TBD	👍
							R	N/A	N/A	
					FTA		U	N/A	N/A	
TRAN	CL						C	N/A	N/A	
Southeast Fairfax Development Corporation (SFDC), Mount Vernon Council of Citizens' Associations, Lee District Association of Civic Associations, and Lee Land Use Committee suggested 16 new sites to staff. Field visit to all 16 sites conducted in June 2012. Top four sites were selected based on their ratings on key factors. Staff conducted a GIS analysis of these four sites. Briefed for district supervisors in February 2013. An on-call consultant has been performing conceptual layout design and feasibility analysis since April 2013. Briefed three conceptual layout designs to district supervisors in June 2013. A public hearing will be held in September 2013.										

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0001	MV	**Route 1/Arlington Blvd. (RHPTI)** Pedestrian intersection improvements	COUNTY	**Design**	0.500	0.500	D	Mar-12	Jan-14	👍
							R	TBD	TBD	
			RHPTI-016		CMAQ		U	TBD	TBD	
PED/ BIKE	CL		98753				C	Apr-14	Aug-14	
Pre-final plans submitted to VDOT in April 2013. Comments received in May 2013. Final design is in progress.										

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			FC Project No. / VDOT UPC No.		Fund Type					
0001	LE, MV	**Route 1/Belford Drive (RHPTI)**	COUNTY	**Design**	0.150	0.150	D	Jul-11	May-14	👎Δ
		Pedestrian intersection improvements					R	Sep-13	Apr-14	Δ
			26006G-06011		CMAQ		U	TBD	TBD	
PED/ BIKE	CL		99054				C	July-14	Oct-14	Δ
Design waiver submitted in April 2013. Design waiver comments received in May 2013. Final design waiver submitted in June 2013. Schedule adjusted in February due to updated VDOT comments. Design completion delayed eight months. Land Acquisition completion delayed seven months. Construction completion delayed eight months.										
0001	MV	**Route 1/Frye Road Phase II (RHPTI)**	COUNTY	**Design**	0.300	0.300	D	Jul-11	May-14	👎Δ
		Pedestrian intersection improvements					R	Oct-13	Apr-14	Δ
			26006G-06002		CMAQ		U	TBD	TBD	
PED/ BIKE	CL		99054				C	Jul-14	Oct-14	Δ
Design waiver submitted in April 2013. Design waiver comments received in May 2013. Final design waiver submitted in June 2013. Schedule adjusted in February due to updated VDOT comments. Design completion delayed eight months. Land Acquisition completion delayed seven months. Construction completion delayed eight months.										
0001	LE, MV	**Route 1/Ladson Lane (RHPTI)**	COUNTY	**Design**	0.400	0.400	D	Jul-11	Mar-14	👎Δ
		Pedestrian intersection improvements					R	Oct-13	Apr-14	Δ
			26006G-06002		CMAQ		U	TBD	TBD	
PED/ BIKE	CL		99054				C	July-14	Oct-14	Δ
Design waiver submitted in April 2013. Design waiver comments received in May 2013. Final design waiver submitted in June 2013. Schedule adjusted in February due to updated VDOT comments. Design completion delayed eight months. Land Acquisition completion delayed seven months. Construction completion delayed eight months due to revisions based on additional comments and the need for a design waiver.										
0001	LE, MV	**Route 1/Lockheed Blvd/Dart Lane (RHPTI)**	COUNTY	**Design**	0.500	0.500	D	Mar-12	Dec-13	👍
		Pedestrian intersection improvements					R	N/A	N/A	
			RHPTI-015		CMAQ		U	N/A	N/A	
PED/ BIKE	CL		98753				C	Mar-14	Jul-14	
Pre-final plans submitted to VDOT in April 2013. Comments received in May 2013. Final design is in progress.										

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; **Δ** =Change Since Previous Report; 🚩 =Schedule Concern; **$** =Funding Concern

Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Mount Vernon District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0001	MV	**Route 1/Lukens Lane Phase II (RHPTI)**	COUNTY	**Design**	0.300	0.300	**D**	July-11	May-14	👎Δ
		Pedestrian intersection improvements					**R**	Oct-13	Apr-14	Δ
			26006G-06002		CMAQ		**U**	TBD	TBD	
PED/ BIKE	CL		99054				**C**	Jul-14	Oct-14	Δ
Design waiver submitted in April 2013. Design waiver comments received in May 2013. Final design waiver submitted in June 2013. Schedule adjusted in February due to updated VDOT comments. Design completion delayed eight months. Land Acquisition completion delayed seven months. Construction completion delayed eight months.										
0001	LE, MV	**Route 1/Mohawk Lane (RHPTI)**	COUNTY	**Design**	0.157	0.157	**D**	Jul-11	May-14	👎Δ
		Pedestrian intersection improvements					**R**	Sep-13	Apr-14	
			26006G-06011		CMAQ		**U**	TBD	TBD	Δ
PED/ BIKE	CL		99054				**C**	July-14	Oct-14	Δ
Design waiver submitted in April 2013. Design waiver comments received in May 2013. Final design waiver submitted in June 2013. Schedule adjusted in February due to updated VDOT comments. Design completion delayed eight months. Land Acquisition completion delayed seven months. Construction completion delayed eight months.										
0001	MV	**Route 1/Sacramento Drive/Cooper Road (RHPTI)**	COUNTY	**Design**	0.500	0.500	**D**	Mar-12	Nov-13	👍
		Pedestrian intersection improvements					**R**	N/A	N/A	
			RHPTI-013		CMAQ		**U**	TBD	TBD	
PED/ BIKE	CL		98753				**C**	Feb-14	Jun-14	
Preliminary design submitted to VDOT in February 2013. Preliminary design comments received in March 2013. Pre-final design is being prepared for submission to VDOT.										
0001	LE, MV	**Route 1/Southgate Drive/Bedoo St (RHPTI)**	COUNTY	**Design**	0.500	0.500	**D**	Mar-12	Nov-13	👍
		Pedestrian intersection improvements					**R**	TBD	TBD	
			RHPTI-014		CMAQ		**U**	TBD	TBD	
PED/ BIKE	CL		98753				**C**	Feb-14	Jun-14	
Preliminary design submitted to VDOT in February 2013. Preliminary design comments received in March 2013. Pre-final design to be submitted to VDOT in July 2013.										

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Mount Vernon District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
0600	MV, SP	**Silverbrook Road Walkway**	COUNTY	**Construction**	0.220	0.220	**D**	May-08	Mar-12	☺
		Install 650 LF asphalt sidewalk along the north side of Silverbrook Road from Silverthorn Road to Bayberry Ridge Road					**R**	Feb-09	Feb-11	☺
			4YP201-PB020		2007 Bonds		**U**	N/A	N/A	
PED/ BIKE	SAN						**C**	May-12	Aug-13	👎Δ
Construction is 70% complete, Coordinating issue with installation of new private entrance. Construction schedule delayed six months due to the need to renegotiate agreement with one property owner.										

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0600	MV	**Silverbrook Road Walkway**	COUNTY	**Construction**	0.060	0.060	**D**	May-08	Apr-13	☺Δ
		Install 820 LF asphalt sidewalk along the north side of Silverbrook Road from Southrun Road to Monacan Road					**R**	May-10	Nov-12	☺
			4YP201-PB018		2007 Bonds		**U**	N/A	N/A	
PED/ BIKE	SAN						**C**	Jun-13	Aug-13	👍Δ
Final design is complete. Final construction package delivered to UDCD on June 4, 2013. Schedule adjusted in March due to preparation of the VSMP and VDOT Land Use permits. Design completion delayed three months. Construction completion delayed two months. Thumbs up shown for Construction Phase because phase initiated after schedule adjustment.										

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0600	MV	**Silverbrook Road Walkway**	COUNTY	**Project Initiation**	2.300	0	**D**	TBD	TBD	
		South side from Hooes Road to South County High School					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	KPR						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0600	MV	**Silverbrook Road/Southrun Road**	COUNTY	**Project Initiation**	1.200	0	**D**	TBD	TBD	
		Intersection improvements, EB left turn lane					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
SEC	KPR						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										

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Mount Vernon District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0611	LE, MV	**Telegraph Road from Beulah Street to Leaf Road** Widen Telegraph Road to 4 lanes and provide pedestrian facility; Part of Mulligan Road Project	FHWA	**Construction**	38.350	27.559	**D**	Oct-08	May-11	☺
							R	Sep-10	May-11	☺
					Secondary		**U**	Feb-11	May-13	👍
SEC	JYR		11012				**C**	June-11	Jun-14	👎Δ
Part of Mulligan Road Phase II project which is under construction. Completion date was delayed nine months to account for time lost to bid protest and for delays in utility relocation. Estimate open to traffic in late spring 2014. Project is 64% complete.										

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Monday, July 15, 2013

4-Year Project Summary Report

Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $) / Fund Type	Phase	Start Date	End Date	Status
3402	PR	**Aline Avenue Walkway (TMSAMS)** South side between Gallows Road and first entrance on Aline Ave	COUNTY	**Project Initiation**	0.250	0.250	**D**	TBD	TBD	
							R	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	SAN						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.										
0786	PR	**Boone Blvd/Aline Ave (TMSAMS)** Pedestrian intersection improvements	COUNTY	**Construction**	0.050	0.050	**D**	Dec-12	Apr-13	☺
							R	N/A	N/A	
					C & I		**U**	TBD	TBD	
PED/ BIKE	GM						**C**	Jul-13	Sep-13	👍Δ
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Sent to UDCD in March. Project completion delayed two months due to issue acquiring VDOT permit which was received. Thumbs up shown for Construction Phase because phase initiated after schedule adjustment.										
0123	PR	**Chain Bridge Road Walkway (TMSAMS)** North side from Anderson Road to Colonial Lane	COUNTY	**Project Initiation**	0.750	0.750	**D**	TBD	TBD	
							R	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	SSS						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.										
1074	PR	**Colonial Lane/Chain Bridge Road (TMSAMS)** Pedestrian intersection improvements	COUNTY	**Complete**	0.050	0.050	**D**	Dec-12	Mar-13	☺Δ
							R	N/A	N/A	
					C & I		**U**	N/A	N/A	
PED/ BIKE	GM						**C**	Mar-13	Apr-13	☺Δ
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project completed three months ahead of schedule.										

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Monday, July 15, 2013

Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0123	DR, PR	**Dolley Madison Blvd Walkway (DCBPA)**	COUNTY	**Design**	1.200	1.200	**D**	Jan-12	Apr-15	👍
		Great Falls St/Lewinsville Road to Tysons East Metrorail Station					**R**	Apr-14	Nov-14	
			DCBPA-065		CMAQ		**U**	TBD	TBD	
PED/ BIKE	SSS		93146				**C**	Jun-15	Jan-16	
Utility designation received on June 3, 2013. Intermediate plans distributed on June 7, 2013.										
XXXX	DR, PR, HM	**Dulles Rail Phase 1**	MWAA	**Construction**	2740.000	2740.000	**D**	Apr-05	Jun-10	☺
		Construct new stations and extend Metrorail from West Falls Church Station to Wiehle Avenue					**R**	Jan-08	Nov-08	☺
					Federal, State, Local, Tax District, MWAA		**U**	Feb-08	Jan-10	☺
TRAN	SAN		70554				**C**	Jan-09	Sep-13	👎Δ
Physical construction is 93% complete. Construction is scheduled to be substantially completed by September 2013 which was delayed one month. Service start is projected to be late December 2013. For further information, see http://www.dullesmetro.com.										
0267	DR, PR	**Dulles Toll Road Tysons Ramps**	FCDOT	**Study**	0.800	0.800	**D**	May-11	Jul-13	👍
		Study to evaluate alternatives for existing and up to three additional interchanges between the Dulles Toll Road and Tysons					**R**	N/A	N/A	
					C & I		**U**	N/A	N/A	
PRI	SAN						**C**	N/A	N/A	
Public information meeting was held on May 20, 2013. Report is being finalized. Study findings to be presented to the Board of Supervisors Transportation Committee on September 17, 2013.										
XXXX	PR	**Eskridge Road Extension**	COUNTY	**Complete**	3.5	4.5	**D**	Oct-08	Oct-11	☺
		Extend Eskridge Road from Merrifield Town Center (developer project) to Williams Drive					**R**	Dec-09	Jan-12	☺
					C & I		**U**	Jan-12	Aug-12	☺
SEC	SAN						**C**	Jun-12	May-13	☺
Construction complete. Street acceptance package is being prepared. There will be a walkthrough with VDOT and County inspectors to provide final punch list to the contractor.										

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Monday, July 15, 2013

Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status / FC Project No. / VDOT UPC No.	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0650	PR	**Gallows Road Walkway (TMSAMS)**	COUNTY	**Project Initiation**	0.250	0.250	**D**	TBD	TBD	
		Sidewalk on northwest corner of Gallows Road and Old Courthouse Road intersection					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	SAN						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

0650	PR	**Gallows Road/Boone Blvd (TMSAMS)**	COUNTY	**Project Initiation**	0.150	0.150	**D**	TBD	TBD	
		Pedestrian intersection improvements					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	CL						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

0650	PR	**Gallows Road/Gallows Branch Road (TMSAMS)**	COUNTY	**Project Initiation**	0.250	0.250	**D**	TBD	TBD	
		Pedestrian intersection improvements					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	TB						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

0939	PR	**Gosnell Road/Old Courthouse Road (DCBPA)**	COUNTY	**Design**	0.500	0.200	**D**	Feb-12	Oct-13	👍
		Pedestrian intersection improvements					**R**	Oct-13	May-14	
			DCBPA-071		CMAQ		**U**	N/A	N/A	
PED/ BIKE	GM		93146				**C**	Jul-14	Sep-14	Δ

Final design was submitted to VDOT on June 10, 2013. Project plat submitted to VDOT on June 21, 2013. Environmental Study complete. Project completion delayed six months due to delay in VDOT approval for land rights which FCDOT is still waiting to receive.

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Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0674	PR	**Hunter Mill Road/Mystic Meadow Way**	COUNTY	**Design**	0.800	0.800	**D**	Aug-10	Dec-13	👍
		Reconfigure intersection with roundabout and new pedestrian/bicycle facilities					**R**	Jul-13	Dec-13	Δ
			RSPI01-00700		C & I		**U**	TBD	TBD	
SEC	SSS						**C**	Feb-14	Dec-14	

Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Pre-final design submitted for review in June 2013. Land Acquisition delayed two months due to design revisions that delayed ROW phase initiation

I-495	PR	**I-495 Express Lanes Ped/Bike at Chain Bridge Road**	VDOT	**Design**	1.750	1.750	**D**	April-13	Mar-14	👍
		Both sides from Old Meadow Road to Tysons Blvd					**R**	Mar-14	Oct-14	
					Enhancement, CMAQ		**U**	Oct-13	Oct-14	
PED/ BIKE	WPH		94363				**C**	Mar-15	Dec-15	

Project will complete missing pedestrian facilities outside the limits and original scope of the I-495 Express Lanes Project. Design in progress.

I-495	PR	**I-495 Express Lanes Ped/Bike at Gallows Road**	VDOT	**Bid Ad**	0.330	0.330	**D**	Jan-11	Mar-13	☺
		North side from I-495 to Mobil Oil Entrance					**R**	N/A	N/A	
					Enhancement, CMAQ		**U**	N/A	N/A	
PED/ BIKE	WPH		94363				**C**	Jul-13	Dec-13	

Project will complete missing pedestrian facilities outside the limits and original scope of the I-495 Express Lanes Project.

I-495	PR	**I-495 Express Lanes Ped/Bike at Idylwood Road (North)**	VDOT	**Design**	1.280	1.280	**D**	April-13	Mar-14	👍
		North side from I-495 to Shreve Hill Road					**R**	Oct-13	Oct-14	
					Enhancement, CMAQ		**U**	N/A	N/A	
PED/ BIKE	WPH		94363				**C**	Mar-15	Dec-15	

Project will complete missing pedestrian facilities outside the limits and original scope of the I-495 Express Lanes Project. Design in progress.

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; Δ =Change Since Previous Report; 🚩 =Schedule Concern; $ =Funding Concern

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Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
I-495	PR	**I-495 Express Lanes Ped/Bike at Idylwood Road (South)** South side from I-495 to Whitestone Hill Ct	VDOT	**Design**	1.280	1.280	**D**	April-13	Mar-14	👍
							R	Oct-13	Oct-14	
					Enhancement, CMAQ		**U**	N/A	N/A	
PED/ BIKE	WPH		94363				**C**	Mar-15	Dec-15	
Project will complete missing pedestrian facilities outside the limits and original scope of the I-495 Express Lanes Project. Design in progress.										
I-66	PR, SP, SU	**I-66 Active Traffic Management** Improve safety and incident management along I-66 corridor from the D.C. line to Route 29 in Gainesville	VDOT	**Design**	33.780	33.780	**D**	Jan-13	Dec-14	👍
							R	N/A	N/A	
					Federal		**U**	N/A	N/A	
INT	SSS		98017				**C**	Jul-13	Feb-15	
Notice To Proceed (NTP) was issued in January 2013. No required right of way anticipated. Design-Build project with construction anticipated to start in July 2013.										
I-66	PR, SP, SU	**I-66 from I-495 Capital Beltway to Route 15 in Haymarket** I-66 Tier 1 Draft Environmental Impact Statement (study only)	VDOT	**Study**	15.404	15.404	**D**	May-11	TBD	👎Δ
							R	N/A	N/A	
					Interstate		**U**	N/A	N/A	
INT	SSS		54911				**C**	N/A	N/A	
Study being managed by VDOT Central Office in Richmond. Draft Tier 1 Environmental Document released in February 2013. County comments sent in April 2013. Commonwealth Transportation Board (CTB) passed a resolution in May 2013 for the improvement concepts to be advanced for consideration in subsequent Tier 2 studies. County is preparing a response letter. VDOT, DRPT, and FHWA working to develop Tier I Final EIS and completion date has changed from June 2013 to an undetermined date.										
I-66	PR	**I-66 Vienna Metro Enhanced Transit Access (I-66 Bus Ramp)** Construct bus ramp to increase accessibility to Vienna Metrorail Station for transit vehicles	VDOT	**Design**	53.949	38.300	**D**	Nov-05	Jan-14	👍
							R	TBD	TBD	
					CMAQ, RSTP		**U**	N/A	N/A	
INT	CL		81009				**C**	Jan-14	Dec-16	
The Interchange Justification Report (IJR) was delivered to VDOT Central Office in November 2012 for processing through FHWA. VDOT coordinating with WMATA on access and land rights. VDOT scheduled to issue an RFQ after FHWA approves IJR in 2013 and an RFP in later 2013. Design Public Hearing was held on March 27, 2013. FCDOT and VDOT staff responded to FHWA comments on IJR in June 2013. VDOT submitted a TIGER V Grant Application to FHWA for additional funding to support this project.										

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Monday, July 15, 2013

Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0695	PR	**Idylwood Road Bike Lanes (TMSAMS)** Both sides from Helena Drive to Idyl Lane	COUNTY	**Project Initiation**	1.050	1.050	**D**	TBD	TBD	
							R	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	CWS						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Pre-scoping process is underway. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.										
0684	PR	**International Drive/Greensboro Road (DCBPA)** Pedestrian intersection improvements		**Design**	0.175	0.175	**D**	Feb-12	Jun-14	👎Δ
							R	Oct-13	May-14	
			DCBPA-067				**U**	N/A	N/A	
PED/ BIKE	GM		93146				**C**	July-14	Sep-14	Δ
Final design was submitted to VDOT on June 10, 2013. Project plat submitted to VDOT on June 21, 2013. Environmental study complete. Design completion delayed eight months. Construction completion delayed six months. Schedule adjusted due to additional need and approval for land rights which delayed design completion and ability to go to permit.										
6034	PR	**International Drive/Jones Br/Spring Hill (TMSAMS)** Pedestrian intersection improvements	COUNTY	**Project Initiation**	0.150	0.150	**D**	TBD	TBD	
							R	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	TB						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.										
6034	PR	**International Drive/Tysons Blvd (TMSAMS)** Pedestrian intersection improvements	COUNTY	**Project Initiation**	0.150	0.150	**D**	TBD	TBD	
							R	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	TB						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.										

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Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency	Overall Status	Total Proj Est (Mil $)	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
			FC Project No. / VDOT UPC No.		Fund Type					
8102	PR	**Jones Branch Connector**	COUNTY	**Design**	0.695	0.695	**D**	Oct-11	TBD	👎Δ
		Develop preliminary design (30% level) and perform operational analysis for the Jones Branch Connector from Route 123 to Jones Branch Drive					**R**	TBD	TBD	
			R5062X		C & I		**U**	TBD	TBD	
SEC	SSS		103907				**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. 30% roadway and bridge plans distributed for review in January 2013 and comments received in March 2013. Schedule extended nine months to (1) develop methodology for preparing an IMR which was approved by VDOT in March 2013 and currently being reviewed by FHWA and (2) to develop full IMR and prepare NEPA re-evaluation which would require VDOT/FHWA approval. Approval is anticipated in early 2014. Final design consultant selected in June 2013 and contract negotiations are underway.

0893	PR	**Madrillon Road Walkway (TMSAMS)**	COUNTY	**Project Initiation**	0.127	0.127	**D**	TBD	TBD	
		Install 315 LF of walkway between Gallows Road and Boss Street					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	CL						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

0769	PR	**Oak Street Walkway**	COUNTY	**ROW**	0.090	0.090	**D**	Jun-08	Feb-14	👍
		Install concrete sidewalk along the south side of Oak Street from Sandburg Street to I-495					**R**	June-13	Jan-14	👍
			4YP201-PB038		2007 Bonds		**U**	TBD	TBD	
PED/ BIKE	KPR						**C**	Mar-14	Sep-14	

Project removed from hold after Express Lanes completion. Scope now includes walkway from the I-495 Express Lanes Ped/Bike at Oak Street project. Phase I pre-final plans comments have been received. Phase I will be constructed first. Land Acquisition NTP for phase one submitted on June 27, 2013. Phase II NTP issued in May 2013.

0677	PR	**Old Courthouse Road/Woodford Road (TMSAMS)**	COUNTY	**Project Initiation**	0.200	0.200	**D**	TBD	TBD	
		Pedestrian intersection improvements					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	CL						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
3543	PR	**Old Meadow Road/Old Meadow Lane (TMSAMS)** Pedestrian intersection improvements	COUNTY	**Construction**	0.050	0.050	**D**	Dec-12	Apr-13	☺
							R	N/A	N/A	
					C & I		**U**	N/A	N/A	
PED/ BIKE	GM						**C**	Jul-13	Sep-13	👍Δ

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Sent to UDCD in March. Project completion delayed two months due to issue acquiring VDOT permit which was received. Thumbs up for Construction Phase, because phase initiated after schedule adjustment.

XXXX	DR, PR	**Pavement Marking Plans (TMSAMS)** Magarity Road, Jones Branch Drive, Westmoreland St, Madrillon Road		**Project Initiation**	0.100	0.100	**D**	TBD	TBD	
							R	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	N/A						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

0123	PR	**Route 123 Bridge over I-66** Rehabilitation of Route 123 SB and NB bridges over I-66	VDOT	**Project Initiation**	16.095	1.090	**D**	TBD	TBD	
							R	N/A	N/A	
					State		**U**	N/A	N/A	
PRI	CL		92567				**C**	TBD	TBD	

Reviewed Stage 1 Bridge Deck Replacement & Widening Study Report in December 2012. Scoping meeting in January 2013. This project still remains in Stage One, no construction funding is available.

0123	PR	**Route 123/Jermantown Road** Construct right turn lane from SB Route 123 onto WB Jermantown Road, right turn lane extension from NB Route 123 onto EB Jermantown Road, and pedestrian intersection improvements	COUNTY	**Design**	0.950	0.950	**D**	Nov-10	Jan-14	👎Δ
							R	TBD	TBD	
			RSPI01-01400		C & I		**U**	TBD	TBD	
PRI	JYR						**C**	Feb-14	Aug-14	Δ

C & I funding approved by BOS in March 2010. Second intermediate design is in progress. Signal modification is in progress. NTP given for the stormwater analysis allowance. Utility designation is in progress. Geotechnical pavement cores in progress. Design completion delayed four months and construction completion delayed three months due to delay in receiving Geotechnical report.

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; Δ =Change Since Previous Report; 🚩 =Schedule Concern; $ =Funding Concern

Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0029	PR	**Route 29 at Nutley Street**	VDOT	**Construction**	1.520	1.520	**D**	Nov-11	Oct-12	☺
		Construct raised concrete median along the east leg of Route 29, provide dual eastbound left turn lane, and upgrade traffic signal					**R**	Oct-12	Oct-13	👍
					HSIP		**U**	TBD	TBD	
PRI	TB		100648				**C**	Apr-13	Oct-14	👍Δ
HSIP project managed by VDOT. Final design underway. Construction contract awarded on April 24, 2013. Construction start date changed to reflect date of contract award.										
0029	PR	**Route 29/Gallows Road**	VDOT	**Complete**	120.069	135.028	**D**	Feb-04	Dec-07	☺
		Widen Route 29 to 6 lanes from I-495 to Merrilee Drive, and widen Gallows Road to 6 lanes from Gatehouse Road to Providence Forest Drive					**R**	Jan-07	Oct-08	☺
					Federal, State, Primary		**U**	May-08	Jun-11	☺
PRI	SAN		11395, 88600				**C**	Mar-11	Jan-13	☺
Construction is complete. Utility relocation cost reflects UPC 88600 which is a separate project to replace the water main. DPWES and Dominion are working together to upgrade the lighting along project boundaries.										
0050	PR	**Route 50 Walkway from Annandale Road to Cherry Street (RT50PI)**	COUNTY	**Project Initiation**	0.495	0.150	**D**	TBD	TBD	
		Install walkway on north side of Route 50					**R**	TBD	TBD	
			RT50-059		RSTP, CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		58601				**C**	TBD	TBD	
Project is part of the Route 50 Pedestrian Initiative approved by the Board of Supervisors on June 19, 2012. Environmental documentation is in progress. Survey is in progress. Schedule to be completed when survey is completed in fall 2013. Coordinating with VDOT on the reallocation of additional funding to cover shortfall.										
0050	PR	**Route 50 Walkway from Cedar Hill Road to Allen Street (RT50PI)**	COUNTY	**Project Initiation**	0.630	0.225	**D**	TBD	TBD	
		Install walkway on north side of Route 50					**R**	TBD	TBD	
			RT50-055		RSTP, CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		58601				**C**	TBD	TBD	
Project is part of the Route 50 Pedestrian Initiative approved by the Board of Supervisors on June 19, 2012. Environmental documentation is in progress. Survey is in progress. Schedule to be completed when survey is completed in fall 2013. Coordinating with VDOT on the reallocation of additional funding to cover shortfall.										

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Monday, July 15, 2013

Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0050	PR	**Route 50 Walkway from Meadow Lane to Linden Lane (RT50PI)** Install walkway on north side of Route 50	COUNTY	**Project Initiation**	0.270	0.100	**D**	TBD	TBD	
							R	TBD	TBD	
			RT50-060		RSTP, CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		58601				**C**	TBD	TBD	

Project is part of the Route 50 Pedestrian Initiative approved by the Board of Supervisors on June 19, 2012. Environmental documentation is in progress. Survey is in progress. Schedule to be completed when survey is completed in fall 2013. Coordinating with VDOT on the reallocation of additional funding to cover shortfall.

0050	PR	**Route 50 Walkway from Westcott Street to Annandale Road (RT50PI)** Install walkway on north side of Route 50	COUNTY	**Project Initiation**	1.260	0.300	**D**	TBD	TBD	
							R	TBD	TBD	
			RT50-058		RSTP, CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		58601				**C**	TBD	TBD	

Project is part of the Route 50 Pedestrian Initiative approved by the Board of Supervisors on June 19, 2012. Environmental documentation is in progress. Survey is in progress. Schedule to be completed when survey is completed in fall 2013. Coordinating with VDOT on the reallocation of additional funding to cover shortfall.

0050	MA, PR	**Route 50/Allen St (RT50PI)** Intersection and bus stop improvements	COUNTY	**Project Initiation**	0.400	0.200	**D**	TBD	TBD	
							R	TBD	TBD	
			RT50-052		RSTP, CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		58601				**C**	TBD	TBD	

Project is part of the Route 50 Pedestrian Initiative approved by the Board of Supervisors on June 19, 2012. Environmental documentation is in progress. Survey is in progress. Schedule to be completed when survey is completed in fall 2013. Coordinating with VDOT on the reallocation of additional funding to cover shortfall.

0050	MA, PR	**Route 50/Annandale Road (RT50PI)** Pedestrian intersection improvements	COUNTY	**Project Initiation**	0.400	0.200	**D**	TBD	TBD	
							R	TBD	TBD	
			RT50-054		RSTP, CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		58601				**C**	TBD	TBD	

Project is part of the Route 50 Pedestrian Initiative approved by the Board of Supervisors on June 19, 2012. Environmental documentation is in progress. Survey is in progress. Schedule to be completed when survey is completed in fall 2013. Coordinating with VDOT on the reallocation of additional funding to cover shortfall.

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Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0050	MA, PR	**Route 50/Wayne Road/Woodlawn Ave (RT50PI)** Signalization and sidewalk improvements	COUNTY	**Project Initiation**	0.400	0.200	**D**	TBD	TBD	
							R	TBD	TBD	
			RT50-053		RSTP, CMAQ		**U**	TBD	TBD	
PED/ BIKE	WPH		58601				**C**	TBD	TBD	

Project is part of the Route 50 Pedestrian Initiative approved by the Board of Supervisors on June 19, 2012. Environmental documentation is in progress. Survey is in progress. Schedule to be completed when survey is completed in fall 2013. Coordinating with VDOT on the reallocation of additional funding to cover shortfall.

0007	DR, PR	**Route 7 Bridge Rehabilitation** Bridge over Dulles Toll Road	VDOT	**Design**	20.546	1.316	**D**	Sep-12	Sep-14	👍
							R	Jan-14	Sep-14	Δ
					Bridge		**U**	TBD	TBD	
PRI	SAN		82135				**C**	Jan-15	TBD	

Public hearing is to be scheduled for fall 2013. Environmental document is expected to be completed by end of summer 2013. Design-Build procurement method may be used after public hearing depending on the funding of the project. Funding is currently available for design only. ROW phase delayed ten months due to lack of dedicated funding and pending results of public hearing.

0007	DR, HM, PR	**Route 7 from Reston Avenue to Jarrett Valley Drive** Widen to 6 lanes (PE Only)	VDOT	**Design**	30.000	5.000	**D**	Jun-11	TBD	👍
							R	N/A	N/A	
					NVTD Bonds, Federal		**U**	N/A	N/A	
PRI	MJG		52328				**C**	N/A	N/A	

Funded through the Board's Tysons Transportation Plan. VDOT FY14-FY19 SYP includes $5.0 million for design only. Survey complete. Preliminary design, including alternative intersection analysis, in progress. Group of community, BOS staff, and state/local government agency stakeholders meet to discuss design challenges and provide input on project scope. Second CIM scheduled for fall 2013. VDOT completed market research study. Traffic engineering study of HOV/Transit lanes along corridor in progress, anticipated completion October 2013.

0007	DR, PR	**Route 7 Shared Use Paths (TMSAMS)** Interim pedestrian and bike improvements on both sides from DTR Bridge to Beulah Road, completing missing links	COUNTY	**Project Initiation**	4.500	4.500	**D**	TBD	TBD	
							R	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	KPR						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012.Scope has been finalized. Route 7 widening project survey files have been requested from VDOT. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

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Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0007	PR	**Route 7 Walkway North Side under Route 123 (DCBPA)** Install walkway across interchange	COUNTY	**Design**	1.200	1.200	D	Feb-12	May-14	👎Δ
							R	TBD	TBD	
			DCBPA-069		CMAQ		U	TBD	TBD	
PED/ BIKE	TB		93146				C	Nov-14	June-15	Δ

Intermediate design submitted to VDOT in June 2013. Environmental study is complete. Design completion delayed four months and Construction completion delayed six months. Schedule adjusted due to schedule requirements set forth in the design proposal.

0007	PR	**Route 7 Walkway South Side under Route 123 (DCBPA)** Install walkway across interchange	COUNTY	**Design**	1.200	1.200	D	Feb-12	May-14	👎Δ
							R	TBD	TBD	
			DCBPA-070		CMAQ		U	TBD	TBD	
PED/ BIKE	TB		93146				C	Nov-14	June-15	Δ

Intermediate design submitted to VDOT in June 2013. Environmental study is complete. Design completion delayed four months and Construction completion delayed six months. Schedule adjusted due to schedule requirements set forth in the design proposal.

0007	PR	**Route 7 Widening from Route 123 to I-495 (Study Only)** Conceptual design and traffic operations study to determine future cross section	COUNTY	**Study**	0.650	0.650	D	Sep-12	Dec-13	👎Δ
							R	N/A	N/A	
			2G40-035-001		C & I		U	N/A	N/A	
PRI	TB						C	N/A	N/A	

Preliminary roadway layout has been developed per Tysons Design standards. Schedule delayed five months waiting on data from the Tysons Consolidated Traffic Impact Analysis study.

0007	PR	**Route 7/Gosnell/Westpark (TMSAMS)** Pedestrian intersection improvements	COUNTY	**Design**	0.250	0.250	D	TBD	TBD	
							R	TBD	TBD	
					RSTP, C & I		U	TBD	TBD	
PED/ BIKE	TB						C	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. C & I funds allocated to advance design. VDOT requested Synchro analysis of intersection. Negotiating task order for Synchro analysis. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

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Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0007	HM, PR	**Route 7/Route 123 Interchange (Study Only)** Conceptual design and traffic operations study to determine future interchange configuration or at-grade intersection configuration	COUNTY	**Study**	0.350	0.350	D	Sep-12	Dec-13	👎Δ
							R	N/A	N/A	
			2G40-035-002		C & I		U	N/A	N/A	
PRI	TB						C	N/A	N/A	

Notice to proceed issued to consultant in September 2012. Survey and traffic counts in progress. Schedule delayed five months in order to get the required data from the Tysons Consolidated Traffic Impact Analysis study.

0007	PR	**Route 7/Spring Hill Road (TMSAMS)** Pedestrian intersection improvements	COUNTY	**Project Initiation**	0.250	0.250	D	TBD	TBD	
							R	TBD	TBD	
					RSTP, C & I		U	TBD	TBD	
PED/ BIKE	TB						C	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. C & I funds allocated to advance design. VDOT requested Synchro analysis of intersection. Negotiating task order for Synchro analysis. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

0007	PR	**Route 7/Tyco/Westwood Center (TMSAMS)** Pedestrian intersection improvements	COUNTY	**Project Initiation**	0.250	0.250	D	TBD	TBD	
							R	TBD	TBD	
					RSTP, C & I		U	TBD	TBD	
PED/ BIKE	TB						C	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. C & I funds allocated to advance design. VDOT requested Synchro analysis of intersection. Negotiating task order for Synchro analysis. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.

0936	PR	**Sandburg Street Trail (TMSAMS)** Install trail from Oak Street to Sandburg Ridge Court	COUNTY	**On Hold**	0.150	0.150	D	TBD	TBD	
							R	TBD	TBD	
					RSTP		U	TBD	TBD	
PED/ BIKE	CWS						C	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project On Hold after discussion with Supervisor. Currently evaluating alternatives.

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Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
XXXX	PR	**Scotts Run Walkway (TMSAMS)** Connection through Scotts Run Community Park	FCPA	**Project Initiation**	2.500	2.500	**D**	TBD	TBD	
							R	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	VA						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.										
1549	PR	**Seneca Ave/Chain Bridge Road (TMSAMS)** Pedestrian intersection improvements	COUNTY	**Complete**	0.050	0.050	**D**	Dec-12	Mar-13	☺
							R	N/A	N/A	
					C & I		**U**	N/A	N/A	
PED/ BIKE	GM						**C**	Mar-13	Apr-13	☺Δ
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project completed three months ahead of schedule.										
6054	PR	**Solutions Drive/Greensboro Blvd (TMSAMS)** Pedestrian intersection improvements	COUNTY	**Construction**	0.050	0.050	**D**	Dec-12	Apr-13	☺
							R	N/A	N/A	
					C & I		**U**	N/A	N/A	
PED/ BIKE	GM						**C**	Jul-13	Sep-13	👍Δ
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Sent to UDCD in March. Project completion delayed two months due to issue acquiring VDOT permit which was received. Thumbs up shown for Construction Phase, because phase initiated after schedule adjustment.										
7648	PR	**Tysons Boulevard/Galleria Drive (DCBPA)** Pedestrian intersection improvements	COUNTY	**Design**	0.500	0.300	**D**	Sep-12	Nov-13	👎Δ
							R	TBD	TBD	
			DCBPA-068		CMAQ		**U**	TBD	TBD	
PED/ BIKE	SAN		93146				**C**	Dec-13	May-14	Δ
VDOT approved preliminary study for traffic signal and timings. Project will be completed in two phases. Pre-final design for phase one is in progress. Design completion delayed one month and Construction completion delayed two months due to additional time required for traffic signal timing study approval.										

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Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
XXXX	HM, PR	**Tysons Grid of Streets**	COUNTY	**Study**	2.500	2.500	**D**	TBD	TBD	
		Perform traffic operations and conceptual design to provide functional assessment of the grid of streets and further enhance the grid system (study only)					**R**	N/A	N/A	
					C & I		**U**	N/A	N/A	
SEC	SAN						**C**	N/A	N/A	
Future study. Dulles Toll Road Ramps study and Consolidated Traffic Impact Analysis study must be completed prior to initiating this study.										
XXXX	PR	**Tysons Pavement Markings (TMSAMS)**	COUNTY	**Project Initiation**	0.015	0.015	**D**	TBD	TBD	
		Bicycle Master Plan routes in Tysons					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	CWS						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.										
XXXX	DR, PR	**Tysons Wayfinding Signage (TMSAMS)**	COUNTY	**Project Initiation**	0.100	0.100	**D**	TBD	TBD	
		Throughout Tysons Area					**R**	TBD	TBD	
					RSTP		**U**	TBD	TBD	
PED/ BIKE	CWS						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Reviewing project scope. The Board approved the funding agreement on May 14, 2013. The agreement has been forwarded to VDOT for final approval which is anticipated in July 2013.										
5457	PR	**Westbranch Drive/Jones Branch Drive (TMSAMS)**	COUNTY	**Complete**	0.100	0.100	**D**	Dec-12	Mar-13	☺
		Pedestrian intersection improvements					**R**	N/A	N/A	
					C & I		**U**	N/A	N/A	
PED/ BIKE	GM						**C**	Mar-13	Apr-13	☺Δ
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project completed three months ahead of schedule.										

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; **Δ** =Change Since Previous Report; 🚩 =Schedule Concern; **$** =Funding Concern

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Providence District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
5457	PR	**Westbranch Drive/Westpark Drive (TMSAMS)** Pedestrian intersection improvements	COUNTY	**Construction**	0.100	0.100	**D**	Dec-12	Apr-13	☺
							R	N/A	N/A	
					C & I		**U**	N/A	N/A	
PED/ BIKE	GM						**C**	Jul-13	Sep-13	👍Δ

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Sent to UDCD in March. Project completion delayed two months due to issue acquiring VDOT permit which was received. Thumbs up shown for Construction Phase, because phase initiated after schedule adjustment.

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Monday, July 15, 2013

4-Year Project Summary Report

Springfield District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0620	BR, SP	**Braddock Road/Route 123** Interim improvements: Add dual left turn lanes on Route 123, add through lane and left turn lane on Roanoke River Road, extend turn lanes at Braddock Road and Route 123	COUNTY	**Design**	3.000	3.000	**D**	May-10	Sep-14	👍
							R	Oct-13	May-14	
			2G40-015-000		C & I		**U**	TBD	TBD	
SEC	SAN						**C**	Oct-14	Dec-15	

Intermediate design plans distributed on April 30, 2013, for review. Comments were received on June 21, 2013, and are being reviewed. A funding agreement is being established between the County and VDOT to construct the Kelly Drive drainage improvements with VDOT/GMU Campus Drive Project.

0645	BR, SP	**Burke Lake Road/Coffer Woods Road** Pedestrian intersection improvements and extend sidewalk 600'	COUNTY	**Project Initiation**	0.904	0.370	**D**	TBD	TBD	
							R	TBD	TBD	
			4YP301		2014 Bonds, C & I		**U**	TBD	TBD	
PED/ BIKE	CL						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed. C & I funds allocated to expedite design. Consultant proposal under development. Survey expected to be completed in August 2013; Anticipate design task order approval fall 2013.

0652	SP	**Burke Road Bike Lanes** On-road bike lanes/road diet from Mill Cove Ct. to VRE Station		**Project Initiation**	0.040	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	CWS						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.

0286	SP	**Fairfax County Parkway from Route 29 to Braddock Road** Add SB auxiliary lane	COUNTY	**Design**	1.200	1.200	**D**	Feb -11	Apr-14	👎Δ
							R	Sep-13	Mar-14	
			4YP209		2007 Bonds		**U**	N/A	N/A	
PRI	SSS						**C**	May-14	Dec-14	Δ

NTP issued for task order addendums to address the new stormwater management (SWM) requirements in March 2013. Intermediate design plans distributed in May 2013 for review. Design completion delayed eight months and Construction completion delayed five months, due to change in project scope resulting from new stormwater management requirements, additional pavement designs, and sign lighting considerations.

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; Δ =Change Since Previous Report; 🚩 =Schedule Concern; $ =Funding Concern

Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Springfield District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0286	SP, SU	**Fairfax County Parkway/Fair Lakes Parkway/Monument Drive Interchange** Construct interchange and intersection improvements from I-66 to Route 50	VDOT	**Construction**	69.660	89.726	**D**	Oct-01	Jun-10	☺
							R	Sep-05	Dec-10	☺
					RSTP, ARRA		**U**	Mar-07	Dec-10	☺
PRI	JYR		52404				**C**	May-10	Oct-13	👍
Construction is 90% complete. Final paving is in progress. VDOT is scheduling ribbon-cutting ceremony for early September 2013.										

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0286	DR, HM, LE, SP	**Fairfax County Parkway/Franconia-Springfield Parkway** Median Safety Improvements	VDOT	**Bid Ad**	0.923	1.429	**D**	2012	Jun-13	☺
							R	N/A	N/A	
					HSIP		**U**	N/A	N/A	
PRI	KLM		101017, 104002				**C**	Jul-13	Dec-14	
Received approval from FHWA to complete guardrail installation in the median of southern section. Approximately two miles of median guardrail and curb modifications was completed in May. The median of the northern segment of the parkway will have approximately 1.25 miles of High-Tension Cable barrier system by the end of 2014, provided contract bids are received when advertised on July 13, 2013. This section is more extensive than the southern guardrail work in that it will require some earthwork, adjustments to few inlets, and minor landscaping.										

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0640	MV, SP	**Gambrill Road/Pohick Road** Install right turn lane on SB Gambrill Road	COUNTY	**Bid Ad**	1.075	0.500	**D**	Mar-10	Jun-13	☺
							R	Aug-12	Nov-12	☺
			RSPI01-00600		C & I		**U**	Aug-13	Sep-13	
SEC	SSS						**C**	Aug-13	Aug-14	Δ
Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Gas line utility needs to be relocated. Draft construction package completed on June 25, 2013. Construction schedule delayed one month due to delay in addressing pre-final design comments.										

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
XXXX	BR, SP	**George Mason University Transit Center** Construct transit center with up to 10 bus bays and amenities such as shelters and lighted kiosks	COUNTY	**Project Initiation**	1.000	1.000	**D**	TBD	TBD	
							R	TBD	TBD	
					2007 Bonds		**U**	TBD	TBD	
TRAN	SAN						**C**	TBD	TBD	
GMU will administer the project. Additional coordination internally and with GMU is ongoing. Schedule will be set when agreement is executed.										

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

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Springfield District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
XXXX	BR, SP	**GMU West Campus Bypass**	GMU	**Construction**	15.000	15.000	**D**	Mar-12	Aug-12	☺
		Roadway crossing Route 123 west to Braddock Road					**R**	TBD	TBD	
					State		**U**	Mar-13	Dec-13	👍
SEC	SAN						**C**	Sep-12	Dec-13	👍

Design-Build project. Initial design phase of project completed August 2012. Design-Build contract started in September 2012. Final design is in progress for work within VDOT right of way. Intermediate design is in progress for GMU work. Initial construction work started on GMU property. Kelley Drive drainage improvement is being coordinated with VDOT and Fairfax County DOT.

0636	MV, SP	**Hooes Road/Newington Forest Ave**	COUNTY	**Project Initiation**	0.200	0	**D**	TBD	TBD	
		Intersection improvements and extend sidewalk					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	CL						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.

6945	SP	**Hunter Village Drive Shoulder Widening**	COUNTY	**ROW**	0.800	0.800	**D**	Mar-10	Feb-14	👎Δ
		Add pedestrian improvements from Old Keene Mill Road to Painted Daisy Drive					**R**	Sep-12	Feb-14	👍
			PPTF01-03200		C & I		**U**	TBD	TBD	
PED/ BIKE	VA						**C**	Apr-14	Nov-14	Δ

Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Pre-final design is in progress. 4 of 9 properties have been acquired. Coordination with VDOT on traffic signal analysis is ongoing. Coordination with land owner on the location of signal equipment is ongoing. Schedule adjusted due to the coordination with the property owners and VDOT in regard to land rights and signal easements. New ROW date was established. Design completion delayed nine months. Construction completion delayed seven months.

I-66	PR, SP, SU	**I-66 Active Traffic Management**	VDOT	**Design**	33.780	33.780	**D**	Jan-13	Dec-14	👍
		Improve safety and incident management along I-66 corridor from the D.C. line to Route 29 in Gainesville					**R**	N/A	N/A	
					Federal		**U**	N/A	N/A	
INT	SSS		98017				**C**	Jul-13	Feb-15	

Notice To Proceed (NTP) was issued in January 2013. No required right of way anticipated. Design-Build project with construction anticipated to start in July 2013.

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Springfield District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
I-66	PR, SP, SU	**I-66 from I-495 Capital Beltway to Route 15 in Haymarket** I-66 Tier 1 Draft Environmental Impact Statement (study only)	VDOT	**Study**	15.404	15.404	**D**	May-11	TBD	👎Δ
							R	N/A	N/A	
					Interstate		**U**	N/A	N/A	
INT	SSS		54911				**C**	N/A	N/A	

Study being managed by VDOT Central Office in Richmond. Draft Tier 1 Environmental Document released in February 2013. County comments sent in April 2013. Commonwealth Transportation Board (CTB) passed a resolution in May 2013 for the improvement concepts to be advanced for consideration in subsequent Tier 2 studies. County is preparing a response letter. VDOT, DRPT, and FHWA working to develop Tier I Final EIS and completion date has changed from June 2013 to an undetermined date.

0638	SP	**Rolling Road Loop Ramp** Additional lane on ramp from Rolling Road to NB Fairfax County Parkway	VDOT	**Design**	14.000	14.000	**D**	Feb-12	Feb-14	👍
							R	TBD	TBD	
					RSTP		**U**	Jun-13	Jun-14	
SEC	TB		100391				**C**	Feb-14	May-16	

Design-build project managed by VDOT. Design Public Hearing held July 18, 2012. BOS endorsement on September 11, 2012. Request for Qualifications is posted on the VDOT website and are due in August 2013.

0638	BR, SP	**Rolling Road VRE Parking Expansion Study** Study additional parking spaces at Rolling Road VRE Station	COUNTY	**Study**	1.000	1.000	**D**	Jul-13	Jan-14	👍
							R	N/A	N/A	
			2G40-055-000		CMAQ		**U**	N/A	N/A	
SEC	JYR						**C**	N/A	N/A	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project team completed review of final draft of scope. NTP is expected in July 2013.

0638	SP	**Rolling Road/Old Keene Mill Road** Improve sight distance at southeast corner	VDOT	**Construction**	0.230	0.230	**D**	Jun-11	Jun-12	☺
							R	N/A	N/A	
							U	Jun-12	Dec-12	☺
	TB		100644				**C**	Nov-12	Jun-13	👍

Project is under construction.

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Springfield District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0029	SP	**Route 29 Bridge Replacement over Little Rocky Run** Replace bridge including approaches from Pickwick Road to Union Mill Road	VDOT	**ROW**	17.600	14.515	D	Jul-08	Jun-13	☺Δ
							R	Sep-12	May-14	👍
			028		Federal, State		U	TBD	TBD	
PRI	JYR		77322				C	Jun-13	Oct-15	Δ

Recommendation for Design-build project delivery was approved in February 2012. Bids were opened on September 7, 2012. Due to a bid protest, project was re-bid on February 21, 2013. Bids open April 8, 2013. Contract award and NTP issued in June 2013. Design completion (Design-Build contract award) delayed two months because of rebid. Construction completion advanced two months based on new schedule. Substantial completion expected by August 2015.

0029	BR, SP	**Route 29 from Federalist Way to Stevenson Street** Construct segments of a new shared-use path and provide connection to existing trail on the west side of Route 29	COUNTY	**Construction**	4.400	4.400	D	Nov-06	Dec-12	☺
							R	May-12	Dec-12	☺
			008803		Revenue Sharing		U	Apr-12	Dec-12	☺
PRI	JYR		59094				C	May-13	Jan-14	👍Δ

VDOT permit application received in January 2013. Final construction package submitted to UDCD in April 2013. Bids are currently being accepted for this project. Construction delayed three months because of delay in VDOT permit approval. Thumbs up shown for Construction Phase because phase initiated after schedule change.

0029	BR, SP, SU	**Route 29 from Legato Road to Shirley Gate Road** Widen to 3 lanes on NB Route 29 from Legato Road; Intersection improvements at Shirley Gate Road; SB right turn lane from Stevenson Drive to Waples Mill Road	COUNTY	**Design**	4.000	4.000	D	Dec-08	Nov-14	👍
							R	Jul-13	Feb-14	Δ
			4YP212-5G25-052-000		2007 Bonds		U	Aug-13	Mar-15	Δ
PRI	JYR						C	Jan-15	Mar-16	

Pre-final design is in progress. Purchased necessary credits for stream restorations and wetlands mitigation. Land Acquisition completion delayed six months. Utility Relocation completion dates delayed one month. Schedule adjustments due to additional time for utility relocation design and utility plat revision; No change in project completion date.

0029	BR, SP, SU	**Route 29 Widening** From Shirley Gate Road to Prince William County Line (segments)	COUNTY	**Project Initiation**	2.830	0	D	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		U	TBD	TBD	
PRI	KPR						C	TBD	TBD	

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Springfield District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0600	MV, SP	**Silverbrook Road Walkway** Install 650 LF asphalt sidewalk along the north side of Silverbrook Road from Silverthorn Road to Bayberry Ridge Road	COUNTY	**Construction**	0.220	0.220	**D**	May-08	Mar-12	☺
							R	Feb-09	Feb-11	☺
			4YP201-PB020		2007 Bonds		**U**	N/A	N/A	
PED/ BIKE	SAN						**C**	May-12	Aug-13	👎Δ
Construction is 70% complete, Coordinating issue with installation of new private entrance. Construction schedule delayed six months due to the need to renegotiate agreement with one property owner.										
0645	SU, SP	**Stringfellow Road from Route 50 to Fair Lakes Boulevard** Widen to 4 lanes	VDOT	**Construction**	54.115	56.400	**D**	Jul-04	Dec-10	☺
							R	Apr-10	Jan-12	☺
			4YP017		2004 & 2007 Bonds, Revenue Sharing, C & I		**U**	Jul-09	Jul-15	👎Δ
SEC	JYR		60864				**C**	Jul-12	Jul-15	👍Δ
NTP issued March 11, 2013. Partnering meeting held on June 21, 2013. Pedestrian detours are in place. Lane closure should be expected through the duration of construction. Poplar Tree Park improvements are expected to be completed by fall 2013. Utility relocation is being completed in phases throughout the duration of construction period, and Utility Relocation completion date adjusted to reflect this.										
0640	SP	**Sydenstricker Road Walkway** Install 1350 LF asphalt sidewalk along the north side of Sydenstricker Road from Briarcliff Drive to Galgate Drive	COUNTY	**ROW**	0.180	0.180	**D**	May-08	Nov-13	👎Δ
							R	Mar-13	Oct-13	👍Δ
			4YP201-PB021		2007 Bonds		**U**	Sept-13	Dec-13	
PED/ BIKE	SAN						**C**	Dec-13	July-14	
2nd pre-final design was distributed on April 9, 2013. 0 of 4 properties have been acquired. Partial comments from VDOT received. Design and ROW completion delayed one month due to plat revisions to address property owners' concerns. Thumbs up shown for ROW Phase, because phase initiated after schedule adjustment.										

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; Δ =Change Since Previous Report; 🚩 =Schedule Concern; $ =Funding Concern

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4-Year Project Summary Report

Sully District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0749	SU	**Ashburton Avenue Walkway**	COUNTY	**Bid Ad**	0.476	0.476	**D**	May-08	Jun-13	☺Δ
		Install 250 lf concrete sidewalk and stream crossing along the west side of Ashburton Avenue at Cedar Run					**R**	Apr-10	Aug-10	☺
			4YP201-PB022		2007 Bonds		**U**	Sep-11	Dec-12	☺
PED/ BIKE	SAN						**C**	Jul-13	Feb-14	Δ

VDOT permit application submitted on June 18, 2013. VSMP received. Schedule adjusted in February to address buffer strip comments and prepare design waiver. Preliminary construction package sent to UDCD on June 14, 2013. Schedule was also adjusted in April due to updates and submission of the TMP plan and Signing/Marking plans. Design completion delayed three months and Construction completion delayed two months.

XXXX	SU	**Bobann Drive Bikeway**	COUNTY	**Design**	1.400	1.400	**D**	Jul-11	Jul-13	👎Δ
		Construct 5000 LF of 10 ft wide asphalt trail from Wharton Lane to Stringfellow Road					**R**	N/A	N/A	
			PBFP01-00300		C & I		**U**	N/A	N/A	
PED/ BIKE	TB						**C**	Sep-13	Mar-14	Δ

Final design plans distributed on May 30, 2013. Approved VSMP received. Stormwater management/Best Management Practices report distributed on May 30, 2013. Waiting on final comments. Schedule was adjusted due to finalizing pre-final comments. Design completion delayed four months, and Construction completion delayed three months.

0620	SU	**Braddock Road/Pleasant Valley Road Roundabout**	VDOT	**Design**	4.000	0.600	**D**	Apr-13	TBD	👍
		Reconfigure intersection with a roundabout to reduce congestion and improve traffic flow					**R**	Dec-13	TBD	
					Loudoun County		**U**	TBD	TBD	
	JYR		103318				**C**	TBD	Dec-15	

A public hearing is scheduled for early fall 2013. Advertisement for a design-build contract is anticipated in late 2013.

0028	SU	**Centreville Road/Machen Road**	COUNTY	**Project Initiation**	0.150	0	**D**	TBD	TBD	
		Pedestrian intersection improvements					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	WPH						**C**	TBD	TBD	

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Sully District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0286	SP, SU	**Fairfax County Parkway/Fair Lakes Parkway/Monument Drive Interchange** Construct interchange and intersection improvements from I-66 to Route 50	VDOT	**Construction**	69.660	89.726	**D**	Oct-01	Jun-10	☺
							R	Sep-05	Dec-10	☺
					RSTP, ARRA		**U**	Mar-07	Dec-10	☺
PRI	JYR		52404				**C**	May-10	Oct-13	👍
Construction is 90% complete. Final paving is in progress. VDOT is scheduling ribbon-cutting ceremony for early September 2013.										
I-66	SU	**I-66 @ Route 28 Interchange Improvements Phase 1** Modify intersections of Route 28 at four locations and remove four traffic signals on Route 28 to enhance safety and improve capacity	VDOT	**Design**	50.000	50.000	**D**	Jul-13	TBD	
							R	TBD	TBD	
							U	TBD	TBD	
PRI	TB		103327				**C**	TBD	TBD	
Project managed by VDOT. CIM meeting was held on April 29, 2013. Phase 1 of the project has money allocated for Preliminary Engineering, Land Acquisition, and Construction.										
I-66	PR, SP, SU	**I-66 Active Traffic Management** Improve safety and incident management along I-66 corridor from the D.C. line to Route 29 in Gainesville	VDOT	**Design**	33.780	33.780	**D**	Jan-13	Dec-14	👍
							R	N/A	N/A	
					Federal		**U**	N/A	N/A	
INT	SSS		98017				**C**	Jul-13	Feb-15	
Notice To Proceed (NTP) was issued in January 2013. No required right of way anticipated. Design-Build project with construction anticipated to start in July 2013.										
I-66	PR, SP, SU	**I-66 from I-495 Capital Beltway to Route 15 in Haymarket** I-66 Tier 1 Draft Environmental Impact Statement (study only)	VDOT	**Study**	15.404	15.404	**D**	May-11	TBD	👎Δ
							R	N/A	N/A	
					Interstate		**U**	N/A	N/A	
INT	SSS		54911				**C**	N/A	N/A	
Study being managed by VDOT Central Office in Richmond. Draft Tier 1 Environmental Document released in February 2013. County comments sent in April 2013. Commonwealth Transportation Board (CTB) passed a resolution in May 2013 for the improvement concepts to be advanced for consideration in subsequent Tier 2 studies. County is preparing a response letter. VDOT, DRPT, and FHWA working to develop Tier I Final EIS and completion date has changed from June 2013 to an undetermined date.										

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; Δ =Change Since Previous Report; 🚩 =Schedule Concern; $ =Funding Concern

Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

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Sully District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
I-66	SU	**I-66/Route 28 Safety Improvements**	VDOT	**Construction**	1.383	1.383	**D**	Aug-10	Apr-13	☺
		Extend SB Route 28 left turn lanes onto EB I-66, access improvements					**R**	N/A	N/A	
					HSIP		**U**	N/A	N/A	
INT	TB		86333				**C**	Apr-13	Dec-13	👍
HSIP project managed by VDOT. Field inspection meeting held July 11, 2012. Construction bids received.										
0661	SU	**Lee Road Culvert**	VDOT	**Utilities**	3.685	4.156	**D**	Jun-10	Mar-13	👎Δ
		Extend existing drainage structure and widen pavement from 500 feet south of culvert to Penrose Place					**R**	Mar-13	Dec-13	Δ
					C & I, Proffers, RSTP		**U**	Mar-13	Dec-13	👍
SEC	KPR		92143				**C**	Dec-13	TBD	
Pre-Advertisement Conference (PAC) meeting was held on June 12, 2013. Project estimate updated based on information provided at PAC meeting. Bid advertisement expected December 2013, with anticipated completion in 2014. Additional money from RSTP funds were allocated in spring 2013. Design completion adjusted two months due to delay in obtaining additional funds.										
0645	SU	**Lees Corner Road Trail**	COUNTY	**Design**	1.315	0.990	**D**	Apr-10	Oct-13	👍
		Add 900 LF trail from Lee Jackson Highway to Bokel Drive along west side					**R**	May-12	Aug-12	☺
			PPTF01-03300		C & I		**U**	TBD	TBD	
PED/ BIKE	MJG						**C**	Nov-13	Jun-14	
Part of the C&I Project Program endorsed by the BOS on October 19, 2009. Pre-final design submitted in May 2013. Design waiver submitted in May 2013. Utility relocation design is in progress. Schedule was adjusted due to a change in pavement design. New Design and Construction schedules added.										
0028	SU	**Route 28 Spot Improvements**	VDOT	**Design**	55.177	10.782	**D**	Nov-09	TBD	👍
		Four locations along the Route 28 corridor identified for improvement (two locations in Fairfax, one in Loudoun, and one in both counties)					**R**	TBD	TBD	
					Route 28 Tax District		**U**	TBD	TBD	
PRI	MJG		95637				**C**	TBD	TBD	
Funding provided from Route 28 Tax District Project Completion Fund to advance design which is 98% complete. Tax District Commission (TDC) voted in October 2012 to fund final design and construction of the Route 28 NB and SB bridge over the DTR. VDOT approved $5 million Transportation Partnership Opportunity Funds grant for NB bridge. TDC voted to request remaining widening projects be placed on regional list of priorities for the new transportation bill funding via the Northern Virginia Transportation Authority.										

Status Key: ☺ =Complete; 👍 =OnSchedule; 👎 =Behind Schedule; Δ =Change Since Previous Report; 🚩 =Schedule Concern; $ =Funding Concern

Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Sully District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0029	BR, SP, SU	**Route 29 from Legato Road to Shirley Gate Road**	COUNTY	**Design**	4.000	4.000	**D**	Dec-08	Nov-14	👍
		Widen to 3 lanes on NB Route 29 from Legato Road; Intersection improvements at Shirley Gate Road; SB right turn lane from Stevenson Drive to Waples Mill Road					**R**	Jul-13	Feb-14	Δ
			4YP212-5G25-052-000		2007 Bonds		**U**	Aug-13	Mar-15	Δ
PRI	JYR						**C**	Jan-15	Mar-16	
Pre-final design is in progress. Purchased necessary credits for stream restorations and wetlands mitigation. Land Acquisition completion delayed six months. Utility Relocation completion dates delayed one month. Schedule adjustments due to additional time for utility relocation design and utility plat revision; No change in project completion date.										
0029	SU	**Route 29 Trail (proffer)**	COUNTY	**Project Initiation**	0.334	0.334	**D**	TBD	TBD	
		Missing segments from Stringfellow Road to Prince William County Line					**R**	TBD	TBD	
					Proffer		**U**	TBD	TBD	
PED/ BIKE	KPR						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Developing project scope and clarifying availability of proffers. Anticipate completing scoping in fall 2013.										
0029	BR, SP, SU	**Route 29 Widening**	COUNTY	**Project Initiation**	2.830	0	**D**	TBD	TBD	
		From Shirley Gate Road to Prince William County Line (segments)					**R**	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PRI	KPR						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										
0050	SU	**Route 50 from Route 28 to Poland Road (Loudoun Co.)**	VDOT	**Construction**	99.928	99.928	**D**	2006	Jan-12	☺
		Widen to 6 lanes and provide pedestrian facilities					**R**	Nov-11	TBD	👎Δ
					Primary, RSTP, Proffers		**U**	Jun-12	Nov-13	👍
PRI	KPR		68757				**C**	Mar-11	June -15	👎Δ
Design-Build project. Preparing change order for the design and construction of the Lee Road Ramp Spur. Currently acquiring the necessary ROW. Construction completion date delayed six months. The traffic issues created during the construction required the field modification of MOT plans and SOC. The Lee Road Spur design change orders also resulted in extension of the original project schedule.										

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Sully District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
0050	SU	**Route 50 Trail from West Ox Road to East of Lee Road** Complete missing segments	COUNTY	**Project Initiation**	1.400	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	KPR						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										
0050	SU	**Route 50/Sullyfield Circle/Centerview Drive** Pedestrian intersection improvements	COUNTY	**Project Initiation**	0.200	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	WPH						**C**	TBD	TBD	
Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.										
8460	SU	**Stonecroft Boulevard Widening** Developer project to widen Stonecroft Boulevard to 6 lanes from Conference Center Drive to Westfields Boulevard (County responsible for 800-ft section in front of the Sully District Govt. Center)	COUNTY	**Construction**	0.650	0.500	**D**	Aug-05	TBD	
							R	Apr-07	Jan-08	☺
			009217				**U**	TBD	TBD	
SEC	DPWES						**C**	TBD	TBD	
Construction agreement approved at October 19, 2010, BOS meeting. Developer's County bond approved. Developer submitted bond package to VDOT for approval. Developer anticipating starting construction in 2013.										
0645	SU, SP	**Stringfellow Road from Route 50 to Fair Lakes Boulevard** Widen to 4 lanes	VDOT	**Construction**	54.115	56.400	**D**	Jul-04	Dec-10	☺
							R	Apr-10	Jan-12	☺
			4YP017		2004 & 2007 Bonds, Revenue Sharing, C & I		**U**	Jul-09	Jul-15	👎Δ
SEC	JYR		60864				**C**	Jul-12	Jul-15	👍Δ
NTP issued March 11, 2013. Partnering meeting held on June 21, 2013. Pedestrian detours are in place. Lane closure should be expected through the duration of construction. Poplar Tree Park improvements are expected to be completed by fall 2013. Utility relocation is being completed in phases throughout the duration of construction period, and Utility Relocation completion date adjusted to reflect this.										

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

Monday, July 15, 2013

Sully District

Route No. / Proj Type	District / FC DOT Staff	Project Name and Description	Lead Agency / FC Project No. / VDOT UPC No.	Overall Status	Total Proj Est (Mil $) / Fund Type	Avail Funds (Mil $)	Phase	Start Date	End Date	Status
XXXX	SU	**Stringfellow Road Park & Ride Lot Expansion and Bus Transfer Facility** Construct an additional 300 spaces, 3 additional bus bays (total of 6), and a transit center facility with bicycle facilities	COUNTY	**ROW**	6.100	6.100	**D**	Jun-10	Oct-13	👎Δ
							R	Nov-12	Oct-13	👎Δ
			4YP217		2007 Bonds, C & I		**U**	TBD	TBD	
TRAN	MJG		90385				**C**	Nov-13	Nov-14	Δ

Park-and-ride expansion and bus transfer facility projects combined. Plans for building permit sent to state for review. CIM held May 22, 2013. Following up with community to address concerns raised at CIM. Coordinating with VDOT on comments on traffic impact analysis. Developing land use agreement with VDOT. Land acquisition for sanitary sewer easement in progress. Design date adjusted three months to allow for additional coordination with community and to reflect scheduled date to obtain permits. Land Acquisition delayed two months to allow attorneys' review of easement and land use agreement. Project completion delayed one month.

3546	SU	**Twin Lakes Drive Bridge Rehabilitation over Johnny Moore Creek** Replace existing bridge with two-lane bridge	VDOT	**ROW**	1.334	1.446	**D**	Nov-09	Jul-13	👎Δ
							R	Sep-12	Dec-13	👍
					BRIDGE		**U**	N/A	N/A	
SEC	MJG		87728				**C**	Dec-13	Sep-14	Δ

Public involvement process (Posting of Willingness) completed in May 2011. Construction plans being developed during land acquisition. Road closure will be required during construction which will be scheduled in summer 2014. Bid ad was moved back to originally scheduled date of December 2013 and design delayed one month to accommodate design changes requested by the county to widen the bridge to create a pedestrian and bicycle refuge. Project completion date did not change.

0657	SU	**Walney Road Widening and Bridge Replacement** Reconstruct bridge over Flatlick Branch, including approaches; Widen 0.4 miles south to Willard Road	VDOT	**Design**	16.208	16.208	**D**	Jan-08	Dec-13	👍
							R	Jan-13	Jul-13	👍
					Secondary, RSTP		**U**	N/A	N/A	
SEC	SAN		82214				**C**	Feb-14	Dec-15	

RFQ was advertised on April 30, 2013, and RFP will be advertised on August 30, 2013. NTP to Design-Builder is expected in February 2014. Board of Supervisors approved $1 million in RSTP funding to be transferred to this project. Construction start date changed to reflect NTP date. Project completion date did not change.

0608	SU	**West Ox Road Trail** Missing segments from Penderbrook Road to Route 50	COUNTY	**Project Initiation**	1.000	0	**D**	TBD	TBD	
							R	TBD	TBD	
					2014 Bonds		**U**	TBD	TBD	
PED/ BIKE	VA						**C**	TBD	TBD	

Project is part of the Third Four-Year Transportation Program approved by the BOS on July 10, 2012. Project is slated for the 2014 Transportation Bond Referendum which must be approved by voters before the project can proceed.

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Phase Key: D=Design; R=Right-of-Way Acquisition; U=Utility Relocation; C=Construction(includes pre-ad, bid ad, and contract award)

County of Fairfax
Department of Transportation
4050 Legato Road, Suite 400
Fairfax, Virginia 22033
Phone: (703) 877-5600 Fax: (703) 877-5723

Board Agenda Item
July 30, 2013

11:00 a.m.

Matters Presented by Board Members

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12:30 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. Application of Virginia Electric and Power Company, PUE-2013-00020 (Va. State Corp. Comm'n) (County-wide)

2. *Eric S. Clark v. The County of Fairfax, Virginia, Richard W. Nagel, R.L. Davis, John Spata, John H. Kim, T. B. Smith, S. N. Brim, Jonathan Stern, Kenneth Pfeiffer, Randall C. Hargus, John Does 1-30*, Civil Action No.1:13-cv-616 (E.D. Va.)

3. *Kristin L. Burns, OBO Emma S. Burns-Sullivan, OBO Liam P. Burns-Sullivan v. Kenneth W. Sullivan, Kathryn D. Leckey, FCPD, CPS, FCPS, The Morgan Center, FCSO, Domestic Relations, Farrell Pediatrics, Reston Pediatrics, INOVA, Jennie McKinnie of the Arbor Center, Fairfax County Office of the Clerk, Restons Pediatrics*, Case No. 2013-0003528 (Fx. Co. Cir. Ct.)

4. *Steve T. Tran, Shelia M. Tran, Tricia L. Cooper, and Trustees of the Falls Church Church of Christ v. Fairfax County Board of Supervisors and CG Peace Valley, LLC*, Case No. CL-2013-0010098 (Fx. Co. Cir. Ct.) (Mason District)

5. *Joseph F. and Juliana Campagna, Fairfax Christian School, Inc., Hunter Mill East, LLC, Hunter Mill West, LLC, Robert L. and Rosemary S. Thoburn, and Thoburn Limited Partnership v. Fairfax County Board of Supervisors*, Case No. CL-2010-0005862 (Fx. Co. Cir. Ct.) (Hunter Mill District)

6. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Fred F. Khamnei, Afkhamolmollk Khamnei, and Ming, LLC d/b/a B & M Therapy*, Case No. CL-2013-0009085 (Fx. Co. Cir. Ct.) (Providence District)

7. *Eileen M. McLane, Fairfax County Zoning Administrator v. Patrick McAlee and Barbara McAlee*, Case No. CL-2012-0010063 (Fx. Co. Cir. Ct.) (Mount Vernon District)

8. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Gail K. Etherton and Debora S. Etherton*, Case No. CL-2011-0013547 (Fx. Co. Cir. Ct.) (Springfield District)

9. *Leslie B. Johnson, Fairfax County Zoning Administrator v. George Daamash*, Case No. CL-2011-0000818 (Fx. Co. Cir. Ct.) (Mount Vernon District)

10. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Lucy W. Berkebile***,** Case No. 2011-0012842 (Fx. Co. Cir. Ct.) (Dranesville District)

11. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Frank L. Stevens and Mary E. T. Stevens***,** Case No. CL-2012-0005051 (Fx. Co. Cir. Ct.) (Providence District)

12. *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)

13. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Zahir Ahmed*, Case No. CL-2012-0019602 (Fx. Co. Cir. Ct.) (Mount Vernon District)

14. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Robert R. McKim*, Case No. CL-2009-0013286 (Fx. Co. Cir. Ct.) (Springfield District)

15. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Penn Daw Properties, L.L.L.P.*, Case No. CL- 2010-0006498 (Fx. Co. Cir. Ct.) (Mount Vernon District)

16. *Leslie B. Johnson, Fairfax County Zoning Administrator v. The Seoane Limited Partnership*, Case No. CL-2013-0006043 (Fx. Co. Cir. Ct.) (Providence District)

17. *Leslie B. Johnson, Fairfax County Zoning Administrator v. David Joseph Moore and Sterling E. Moore*, Case No. CL-2013-0005661 (Fx. Co. Cir. Ct.) (Mason District)

18. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Abdul B. Jahani and Masooma Jahani*, Case No. CL-2013-0006606 (Fx. Co. Cir. Ct.) (Braddock District)

19. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Talat Hassanein and Kariman Hassanein*, Case No. CL-2013-0005717 (Fx. Co. Cir. Ct.) (Lee District)

20. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Freddie L. Gaskins and Sandra M. Gaskins*, Case No. CL-2013-0002780 (Fx. Co. Cir. Ct.) (Providence District)

21. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Gum N. Ohe and Hyon Chon*, Case No. CL-2013-0008885 (Fx. Co. Cir. Ct.) (Mason District)

22. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Carlos E. Perdomo and Stella Perdomo*, Case No. CL-2013-0006078 (Fx. Co. Cir. Ct.) (Mount Vernon District)

23. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Peter W. Baker*, CL-2012-0016435 (Fx. Co. Cir. Ct.) (Lee District)

24. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Bhuller Properties, LLC,* Case No. CL-2013-0010856 (Fx. Co. Cir. Ct.) (Providence District)

25. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Margaret M. Lyons*, Case No. CL-2013-0010984 (Fx. Co. Cir. Ct.) (Hunter Mill District)

26. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Nasreen Sheikh, Mazhar Sheikh, and Saira Sheikh*, Case No. CL-2013-0011030 (Fx. Co. Cir. Ct.) (Dranesville District)

27. *Leslie B. Johnson, Fairfax County Zoning Administrator and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Gary S. Lyman*, Case No. CL-2013-0011189 (Fx. Co. Cir. Ct.) (Providence District)

28. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. M. Rashid*, Case No. CL-2013-0011323 (Fx. Co. Cir. Ct.) (Dranesville District)

29. *Noel Arguelles v. Amanda Wallace*, Case No. GV13-012458 (Fx. Co. Gen. Dist. Ct.)

30. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Bridget Ann Kelly*, Case No. GV13-013007 (Fx. Co. Gen. Dist. Ct.) (Providence District)

31. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Bridget Ann Kelly*, Case No. GV13-013008 (Fx. Co. Gen. Dist. Ct.) (Providence District)

32. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Jarvis Barnwell Investments, LLC*, Case No. GV13-011602 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

33. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Larissa Omelchenko Taran***,** Case No. GV13-007300 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)

34. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Dorothy M. Feaganes and Terry Feaganes***,** Case No. GV13-011601 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

35. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Diane Trimiew*, Case No. GV13-011599 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)

36. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Diane Trimiew*, Case No. GV13-011600 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)

37. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Jack Burton Miller*, Case No. GV13-011597 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

38. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Jack Burton Miller*, Case No. GV-13-011598 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

39. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Hillbrook Real Estate Holdings, LLC*, Case No. GV13-011603 (Fx. Co. Gen. Dist. Ct.) (Mason District)

40. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Candace K. Noonan***,** Case No. GV12-014862 (Fx. Co. Cir. Ct.) (Hunter Mill District)

41. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Jose Bracamonte Castillo***,** Case Nos. GV12-014032 and GV12-014033 (Fx. Co. Gen. Dist. Ct.) (Lee District)

42. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Rashid Aquil*, Case No. GV12-029079 (Fx. Co. Gen. Dist. Ct.) (Springfield District)

43. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Stephan Franco and Michael Franco*, Civil Case No. GV13-009465 (Fx. Co. Gen. Dist. Ct.) (Sully District)

44. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Negash Tsigie, Hirut Hailegiorgis, and Dong Kim***,** Case Nos. GV13-007294 and GV13-007295 (Fx. Co. Gen. Dist. Ct.) (Lee District)

45. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Jacob Young and Eunmi Song*, Case No. GV13-012670 (Fx. Co. Gen. Dist. Ct.) (Sully District)

46. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Domingo Ivan Solis Antunez*, Case No. GV13-011389 (Fx. Co. Gen. Dist. Ct.) (Mason District)

47. *Leslie B. Johnson, Fairfax County Zoning Administrator v. An Van Le and Xuan Loc Thi Le*, Case No. GV13-011390 (Fx. Co. Gen. Dist. Ct.) (Mason District)

48. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Ann R. Moore and Harley Cleveland Moore, Jr.*, Case No. GV13-011605 (Fx. Co. Gen. Dist. Ct.) (Braddock District)

49. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Virginia Window Cleaners Company, Inc.*, Case No. GV13-011604 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)

50. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Ramay Family Partnership***,** Case No. GV12-027526 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)

51. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Edgar Molina and Hilda Crespo De Molina*, Case No. GV13-013006 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)

52. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Ronald L. Brown*, Case No. GV13-007102 (Fx. Co. Gen. Dist. Ct.) (Sully District)

53. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Gloria Cruz and Jose Santana Escobar*, Case Nos. GV13-011000 and GV13-011001 (Fx. Co. Gen. Dist. Ct.) (Mason District)

54. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Halima* Mohamed-Giama**,** Case No. GV13-011596 (Fx. Co. Gen. Dist. Ct.) (Mason District)

55. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Hector V. Flores and Sara E. Ventura*, Case No. GV13-012763 (Fx. Co. Gen. Dist. Ct.) (Lee District)

56. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Luis A. Rios and Maria E. Rios*, Case No. GV13-015145 (Fx. Co. Gen. Dist. Ct.) (Providence District)

57. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Sokhom Kith and Sara R. Kith*, Case No. GV13-015244 (Fx. Co. Gen. Dist. Ct.) (Providence District)

58. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Edwin Hercules Funk, Jr.*, Case No. GV13-015379 (Fx. Co. Gen. Dist. Ct.) (Lee District)

59. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Hyung Kon Kim and Eun Hee Kim*, Case No. GV13-015378 (Fx. Co. Gen. Dist. Ct.) (Braddock District)

60. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Athar S. Booter and Vivek Kumar Chamria*, Case No. GV13-015377 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

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Board Agenda Item
July 30, 2013

3:30 p.m.

Board Decision on the Conveyance of Board-Owned Property to the Washington Metropolitan Area Transit Authority (Providence District)

ISSUE:
Decision only on the conveyance of Board-owned property to the Washington Metropolitan Area Transit Authority (WMATA) for the future McLean Silver Line Station.

RECOMMENDATION:
The County Executive recommends that the Board should convey the Board-owned property to WMATA

TIMING:
On June 4, 2013, the Board authorized the advertisement of a public hearing to convey Board-owned property to WMATA. On July 9, 2013, the Board approved the transfer to WMATA of the Board-owned property for the Tysons Silver Line Stations and deferred its decision on the conveyance to WMATA of the Board-owned property for the future McLean Silver Line Station.

BACKGROUND:
The Dulles Corridor Metrorail Project, also known as the Silver Line (the Project), extends the Washington Metrorail system to Dulles International Airport and beyond into Loudoun County. The Metropolitan Washington Airports Authority (MWAA) is the construction manager for the Project, and WMATA will manage and operate the Silver Line upon completion. To reduce the costs associated with the Project, the Board entered into a Cooperative Agreement, dated July 19, 2007, with MWAA wherein the Board agreed to transfer such property rights necessary for the operation and maintenance of the Project to WMATA for no consideration.

The Board is the owner of seven parcels of land identified by Tax Map Numbers: 29-3 ((1)) 53 and 53A; and 29-4 ((1)) 35A (Tysons Station Parcels); and 30-3 ((28)) B3; 29-4((5)) A1, B1, and D, as further described on Attachment 2, as well as a portion of Old Springhouse Road Route 3543 delineated on the plat attached as Attachment 3 (Springhouse Parcel, and collectively, McLean Station Parcels). The Board-owned properties are currently part of or adjacent to the existing rights-of-way of Route 7 or Route 123. MWAA has identified these seven parcels and the Springhouse Parcel for transfer, in whole or in part, to WMATA to facilitate the commencement of revenue operations by WMATA of the first phase of the Project.

On July 9, 2013, the Board approved the transfer to WMATA of the Tysons Station Parcels. However, during the public hearing, representatives from Capital One and the Gates of McLean expressed concerns regarding the McLean Station Parcels adjacent to their properties and their proximity to a proposed second entrance to the McLean Station. As a result, the Board deferred its decision on the McLean Station Parcels.

Since the public hearing, County staff has worked diligently with Capital One and WMATA to resolve the delineation of the exact boundaries of the McLean Station Parcels. The parties have reached an agreement on the metes and bounds of these parcels for the new Capital One entrance at Route 123. Capital One, Fairfax County, and WMATA will continue to work through the process and WMATA's review requirements for Capital One's proposed second entrance.

The Board has directed staff to work with WMATA to expedite WMATA's review of the second entrance plans prepared by Capital One to enable permitting and construction to occur as soon as is feasible under WMATA's ownership of the McLean Station Parcels.

FISCAL IMPACT:
The Board entered into a Cooperative Agreement with MWAA to transfer the property rights necessary for the operations and maintenance of the Dulles Corridor Metrorail project to WMATA for no consideration.

ENCLOSED DOCUMENTS:
Attachment 1 – Location Map 29-4
Attachment 2 – Parcel Descriptions
Attachment 3 – Plat for Springhouse Parcel
Attachment 4 – Resolution

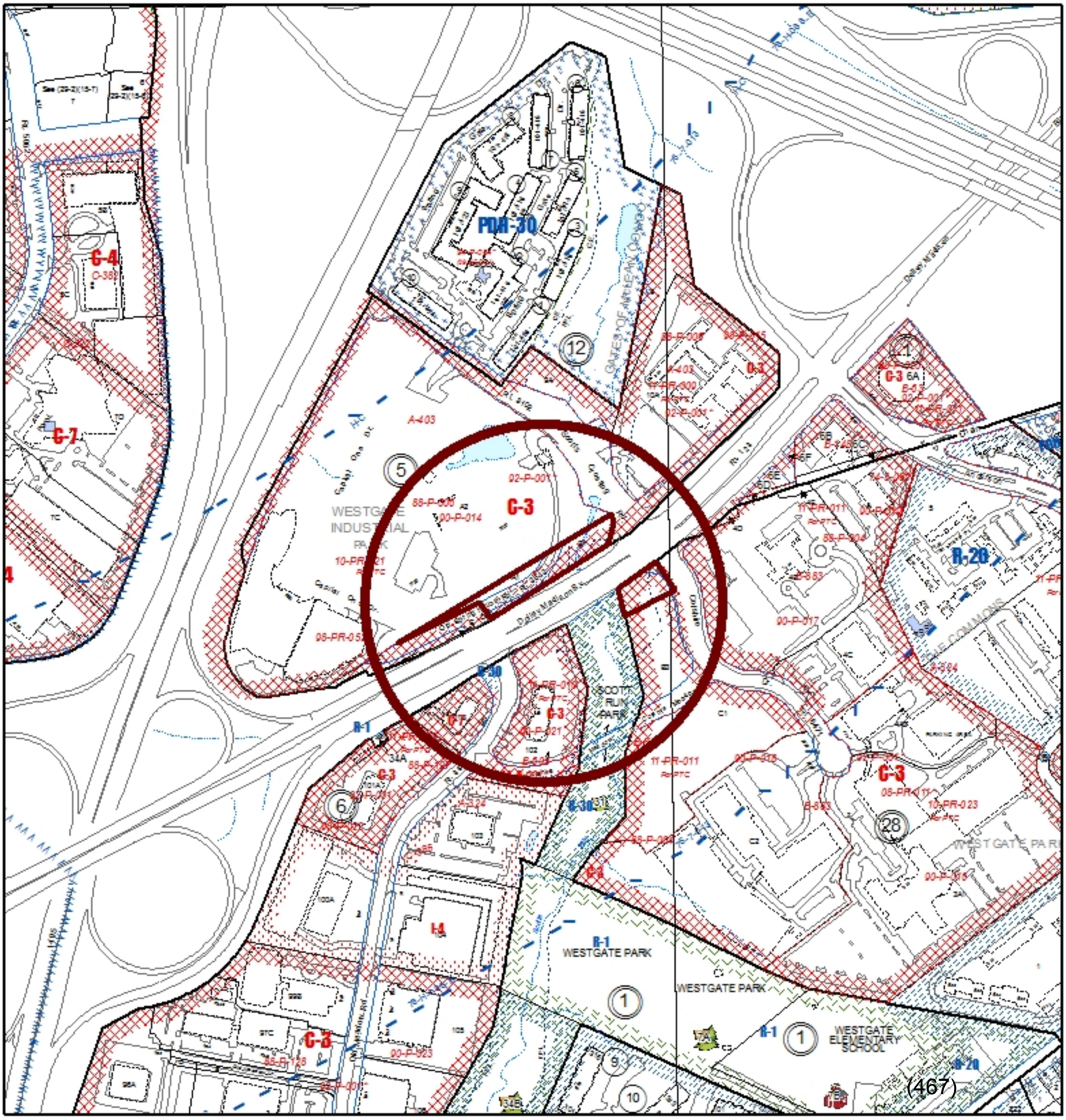
STAFF:
David J. Molchany, Deputy County Executive
Tom Biesiadny, Director, Department of Transportation
José A. Comayagua, Director, Facilities Management Department
Mark Canale, Chief, Special Projects Division, FCDOT

Subject Property: Attachment 1

Tax Map Nos. 29-4 ((5)) A1, B1 & D, a portion of 30-3 ((28)) B3, & a portion of Old Springhouse Rd. (Rte. 3543)

0 135 270 540 Feet

N



ATTACHMENT 2

All or part of the following tax map parcels are proposed to be transferred in fee to WMATA:

"McLean"/Previously "Tysons East"

A portion of the tax map parcel 30-3 ((28)) B3, with an area totaling approximately 7,556 square feet, more or less, as may be adjusted by agreement of the Board and WMATA, currently owned by the Board. The conveyance will facilitate the operation and maintenance of the "McLean/Tysons East" - South Passenger Pavilion located on the north side of the parcel, adjacent to Route 123, and will be assigned the tax map number 30-3 ((27)) B6 after transfer to WMATA.

All or portions of tax map parcels 29-4 ((5)) A1, 29-4 ((5)) B1, 29-4 ((5)) D, and a portion of Old Springhouse Road Route 3543 (see Attachment), with an area totaling approximately **~~40,546~~ 38,328** square feet, more or less, as may be adjusted by agreement of the Board and WMATA, currently owned by the Board. The conveyance will facilitate the operation and maintenance of the "McLean/Tysons East" - Passenger Station adjacent to the lands owned by Capital One. The portion of Old Springhouse Road will be assigned the tax map number 29-4 ((5)) F after transfer to WMATA.

REVISED

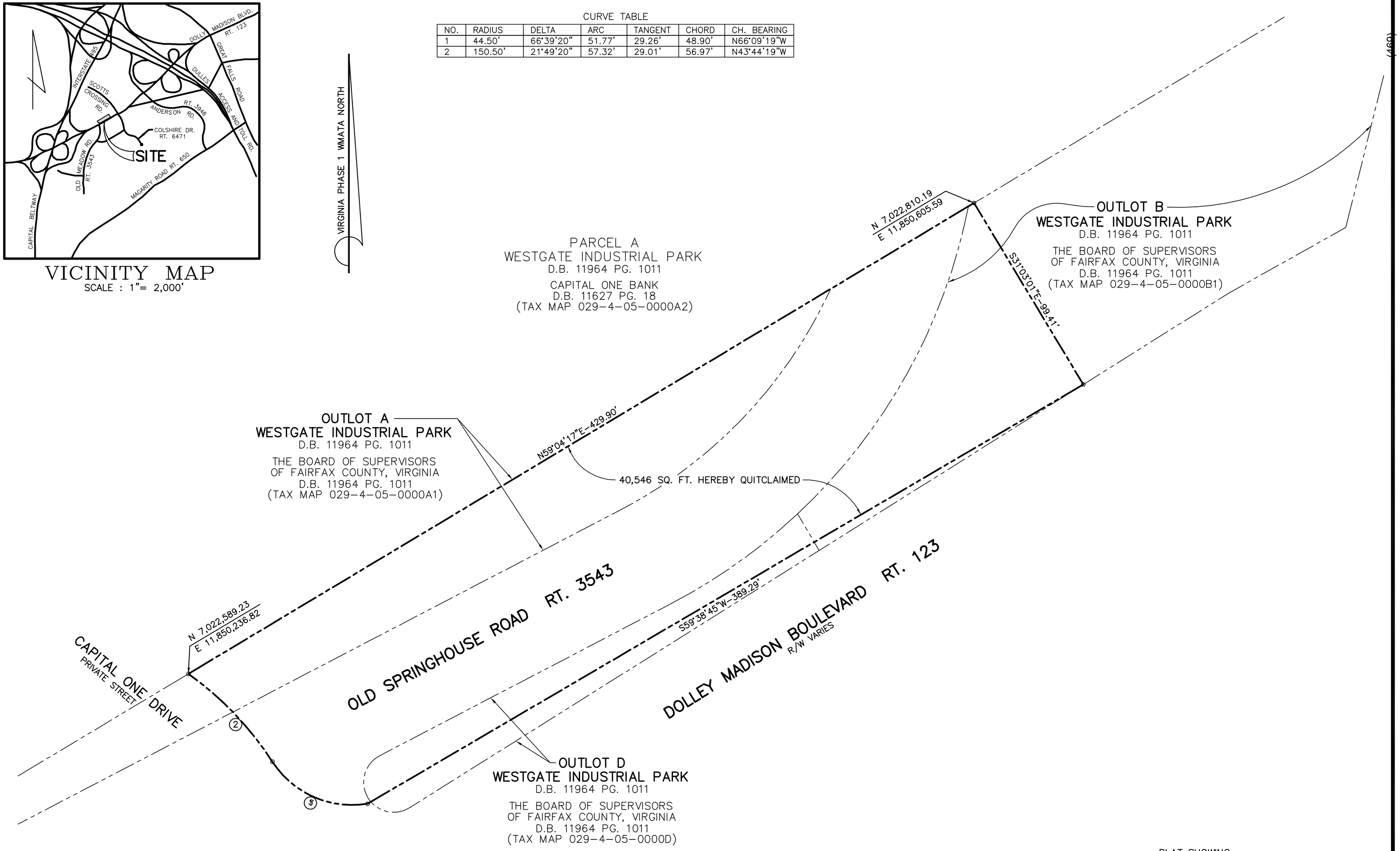
Attachment 3

VICINITY MAP
SCALE : 1"= 2,000'

VIRGINIA PHASE 1 WMATA NORTH

CURVE TABLE

NO.	RADIUS	DELTA	ARC	TANGENT	CHORD	CH. BEARING
1	44.50'	66°39'20"	51.77'	29.26'	48.90'	N66°09'19"W
2	150.50'	21°49'20"	57.32'	29.01'	56.97'	N43°44'19"W



NOTES:

1. THE PROPERTY DELINEATED ON THIS PLAT IS LOCATED ON ASSESSMENT MAP 29-4 ((5)) PT. A1, PT. B1 & PT. D.

COMMONWEALTH OF VIRGINIA
BRYANT L. ROBINSON
Lic. No. 1932
LAND SURVEYOR

PLAT SHOWING
QUITCLAIM AREAS
THRU
OUTLOTS A, B AND D
WESTGATE INDUSTRIAL PARK
D.B. 11964 PG. 1011
AND THRU
OLD SPRINGHOUSE ROAD RT. 3543

PROVIDENCE DISTRICT
FAIRFAX COUNTY, VIRGINIA
SCALE: 1"=30' MARCH, 2013

Dewberry®
Dewberry Consultants LLC
8401 ARLINGTON BLVD.
FAIRFAX, VA 22031
PHONE: 703.849.0100
FAX: 703.849.0518

SHEET 1 OF 1

P:\PROJECT\F04-040\SC040\DWG\PHASE 1\PLATS\QUITCLAIM PLAT (CAPTAL ONE).DWG

Attachment 4 - REVISED

RESOLUTION

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium in the Fairfax County Government Center at Fairfax, Virginia, on Tuesday, July 30, 2013, at which a quorum was present and voting, the following resolution was adopted:

WHEREAS, the Dulles Corridor Metrorail Project, also known as the Silver Line (the Project), is an approximately $6.0 billion venture to extend the Washington Metro rail system to Dulles International Airport,

WHEREAS, the Metropolitan Washington Airports Authority (MWAA) is the construction manager for the Project and Washington Metropolitan Area Transit Authority (WMATA) will manage and operate the Silver Line upon completion,

WHEREAS, the Board of Supervisors owns four (4) parcels of land in the Providence District near the future McLean Silver Line Station, identified by Tax Map Nos. 30-3 ((28)) B3 and Tax Map Nos. 29-4((5)) A1, B1, and D, as further described on Exhibit 1, as well as a portion of Old Springhouse Road Route 3543 delineated on the plat attached as Exhibit 2 (collectively, McLean Station Parcels),

WHEREAS, the Board and MWAA entered into a Cooperative Agreement, dated July 19, 2007 (Cooperative Agreement) wherein the Board agreed to transfer such property rights necessary for the operation and maintenance of the Project to WMATA for no consideration,

WHEREAS, the Board of Supervisors finds that it would be in the best interest of the residents of Fairfax County to convey, in full or in part, the real property (as described above) to WMATA at no cost in accordance with the terms of the Cooperative Agreement, and

WHEREAS, Capital One is submitting to WMATA plans for a second entrance to the McLean Station.

NOW,THEREFORE, upon public hearing duly advertised according to law, it is **RESOLVED** that, in consideration of the Cooperative Agreement, the County Executive or Deputy County Executive is hereby authorized to execute all necessary documents to convey the real property described above to WMATA. County staff is also hereby directed to work WMATA and Capital One to expedite WMATA's review of the second entrance plans for the McLean Station so that permitting and construction may occur as soon as is feasible under WMATA's ownership of the McLean Station Parcels.

A Copy Teste:

_____

Catherine A. Chianese
Clerk to the Board of Supervisors

(Exhibit 1)

All or part of the following tax map parcels are proposed to be transferred in fee to WMATA:

<u>"McLean"/Previously "Tysons East"</u>

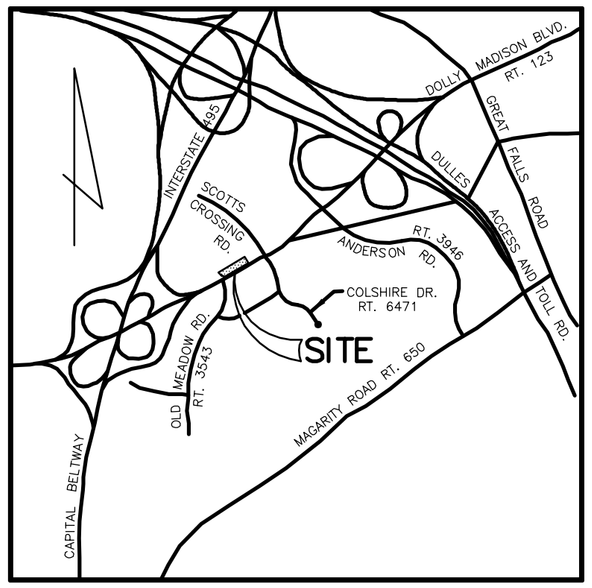
A portion of the tax map parcel 30-3 ((28)) B3, with an area totaling approximately 7,556 square feet, more or less, as may be adjusted by agreement of the Board and WMATA, currently owned by the Board. The conveyance will facilitate the operation and maintenance of the "McLean/Tysons East" - South Passenger Pavilion located on the north side of the parcel, adjacent to Route 123, and will be assigned the tax map number 30-3 ((27)) B6 after transfer to WMATA.

All or portions of tax map parcels 29-4 ((5)) A1, 29-4 ((5)) B1, 29-4 ((5)) D, and a portion of Old Springhouse Road Route 3543 (see Attachment), with an area totaling approximately **~~40,546~~ 38,328** square feet, more or less, as may be adjusted by agreement of the Board and WMATA, currently owned by the Board. The conveyance will facilitate the operation and maintenance of the "McLean/Tysons East" - Passenger Station adjacent to the lands owned by Capital One. The portion of Old Springhouse Road will be assigned the tax map number 29-4 ((5)) F after transfer to WMATA.

EXHIBIT 2

REVISED

P:\PROJECT\F04-040\SC040\DWG\PHASE 1\PLATS\QUITCLAIM PLAT (CAPTAL ONE).DWG



VICINITY MAP
SCALE : 1"= 2,000'

VIRGINIA PHASE 1 WMATA NORTH

CURVE TABLE

NO.	RADIUS	DELTA	ARC	TANGENT	CHORD	CH. BEARING
1	44.50'	66°39'20"	51.77'	29.26'	48.90'	N66°09'19"W
2	150.50'	21°49'20"	57.32'	29.01'	56.97'	N43°44'19"W

PARCEL A
WESTGATE INDUSTRIAL PARK
D.B. 11964 PG. 1011
CAPITAL ONE BANK
D.B. 11627 PG. 18
(TAX MAP 029-4-05-0000A2)

OUTLOT A
WESTGATE INDUSTRIAL PARK
D.B. 11964 PG. 1011
THE BOARD OF SUPERVISORS
OF FAIRFAX COUNTY, VIRGINIA
D.B. 11964 PG. 1011
(TAX MAP 029-4-05-0000A1)

OUTLOT B
WESTGATE INDUSTRIAL PARK
D.B. 11964 PG. 1011
THE BOARD OF SUPERVISORS
OF FAIRFAX COUNTY, VIRGINIA
D.B. 11964 PG. 1011
(TAX MAP 029-4-05-0000B1)

N 7,022,810.19
E 11,850,605.59

S31°03'01"E-99.41'

N59°04'17"E-429.90'

40,546 SQ. FT. HEREBY QUITCLAIMED

OLD SPRINGHOUSE ROAD RT. 3543

DOLLEY MADISON BOULEVARD RT. 123
R/W VARIES

S59°38'45"W-389.29'

N 7,022,589.23
E 11,850,236.82

CAPITAL ONE DRIVE
PRIVATE STREET

OUTLOT D
WESTGATE INDUSTRIAL PARK
D.B. 11964 PG. 1011
THE BOARD OF SUPERVISORS
OF FAIRFAX COUNTY, VIRGINIA
D.B. 11964 PG. 1011
(TAX MAP 029-4-05-0000D)

NOTES:

1. THE PROPERTY DELINEATED ON THIS PLAT IS LOCATED ON ASSESSMENT MAP 29-4 ((5)) PT. A1, PT. B1 & PT. D.

COMMONWEALTH OF VIRGINIA
BRYANT L. ROBINSON
Lic. No. 1932
LAND SURVEYOR

PLAT SHOWING
QUITCLAIM AREAS
THRU
OUTLOTS A, B AND D
WESTGATE INDUSTRIAL PARK
D.B. 11964 PG. 1011
AND THRU
OLD SPRINGHOUSE ROAD RT. 3543

PROVIDENCE DISTRICT
FAIRFAX COUNTY, VIRGINIA
SCALE: 1"=30' MARCH, 2013

Dewberry®
Dewberry Consultants LLC
8401 ARLINGTON BLVD.
FAIRFAX, VA 22031
PHONE: 703.849.0100
FAX: 703.849.0518

SHEET 1 OF 1

RPA-5423

Board Agenda Item
July 30, 2013

3:30 p.m.

Public Hearing on RZ 2011-PR-025 (Chestnut Street, LLC) to Rezone from C-8, R-1 and HC to PDH-8 and HC to Permit Development of Single Family Detached and Attached Units with an Overall Density of 6.74 Dwelling Units per Acre, Approval of the Conceptual Development Plan and Waiver #0082-WPFM-002-1 to Permit the Location of Underground Storm Water Management Facilities in a Residential Area, Located on Approximately 7.86 Acres of Land (Providence District)

This property is located in the South East quadrant of the intersection of Leesburg Pike and Dale Drive. Tax Map 40-3 ((1)) 99-102; 40-3 ((5)) 23 and 24; 40-3 ((7)) 1-4 and 40-3 ((8)) A.

PLANNING COMMISSION RECOMMENDATION:
On Thursday, July 18, 2013, the Planning Commission unanimously voted (Commissioner Migliaccio absent from the meeting) to recommend the following actions to the Board of Supervisors:

- Approval of RZ 2011-PR-025, subject to the execution of proffers consistent with those dated July 11, 2013, to be amended prior to the Board's approval to include language in Proffer 8B that the solid masonry wall will consist of a brick or stone façade;

- Waiver to allow private streets greater than 600 feet in length, in favor of the streets depicted on the CDP/FDP;

- Waivers of the transitional screening and barrier requirements between the proposed attached and detached residential units and along Dale Drive in favor of the plantings shown on the CDP/FDP;

- Modification of the barrier requirement along Chestnut Street in favor of the plantings shown on the CDP/FDP;

- Modification of the PFM requirements at the time of site plan approval to locate underground stormwater management facilities in a residential area (PFM Section 6-0303.8) subject to the waiver conditions dated March 28, 2012, Waiver #0082-WPFM-002-1; and

- Modification of the Tree Preservation Target Area requirement in favor of the plantings shown on the CDP/FDP.

In a related action, the Planning Commission voted unanimously (Commissioner Migliaccio absent from the meeting) to approve FDP 2011-PR-025 subject to the Board's approval of RZ 2011-PR-025.

Board Agenda Item
July 30, 2013

ENCLOSED DOCUMENTS:
Attachment 1 – Planning Commission Verbatim
Staff Report previously furnished and available online at:
http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdwf/4421756.PDF

STAFF:
Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)
Brent Krasner, DPZ

Planning Commission Meeting
July 18, 2013
Verbatim Excerpt

RZ/FDP 2011-PR-025 – CHESTNUT STREET, LLC

After Close of the Public Hearing

Chairman Murphy: All right. Public hearing is now closed; recognize Mr. Lawrence.

Commissioner Lawrence: Thank you, Mr. Chairman. I think we've heard what is essential to hear about this application. I would suggest to our speaker that the community's work isn't done yet. In order to make this traffic calming effective at all, it's going to take continued attention on the part of the community. And knowing Supervisor Smyth and her staff, you will not fail to get support or coordination from there. I did receive an email in support of the application today, which I've asked to be entered into the record. And with that, I'm ready to move this application. Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND APPROVAL OF RZ 2011-PR-025, SUBJECT TO THE EXECUTION OF PROFFERS CONSISTENT WITH THOSE DATED JULY 11TH, 2013, TO BE AMENDED AS AGREED THIS EVENING.

Commissioner Flanagan: Second.

Chairman Murphy: Seconded by Mr. Flanagan. Is there a discussion of the motion? All those in favor of the motion to recommend to the Board of Supervisors that it approve RZ 2011-PR-025, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Lawrence: I MOVE THAT THE PLANNING COMMISSION APPROVE FDP 2011-PR-025.

Commissioner Flanagan: Second.

Chairman Murphy: Seconded by Mr. Flanagan. Discussion? All those in favor of the motion to approve FDP 2011-PR-025, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Mr. Lawrence, please.

Commissioner Lawrence: I MOVE THAT THE PLANNING COMMISSION RECOMMEND A WAIVER TO ALLOW PRIVATE STREETS TO EXCEED 600 FEET IN LENGTH, IN FAVOR OF THE STREET LAYOUT DEPICTED IN THE CDP/FDP.

Commissioner Flanagan: Second.

Chairman Murphy: Seconded by Mr. Flanagan. Discussion? All those in favor of that motion, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Lawrence: I MOVE THAT THE PLANNING COMMISSION RECOMMEND A WAIVER OF THE TRANSITIONAL SCREENING AND BARRIER REQUIREMENTS BETWEEN THE PROPOSED ATTACHED AND DETACHED RESIDENTIAL UNITS ALONG DALE DRIVE, IN FAVOR OF THE PLANTINGS SHOWN ON THE CDP/FDP.

Commissioner Flanagan: Second.

Chairman Murphy: Seconded by Mr. Flanagan. Discussion? All those in favor of that motion, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Lawrence: I MOVE THAT THE PLANNING COMMISSION RECOMMEND A MODIFICATION OF THE BARRIER REQUIREMENT ALONG CHESTNUT STREET, IN FAVOR OF THE PLANTINGS SHOWN ON THE CDP/FDP.

Commissioner Flanagan: Second.

Chairman Murphy: Seconded by Mr. Flanagan. Is there a discussion of that motion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Lawrence: I MOVE THAT THE PLANNING COMMISSION RECOMMEND APPROVAL OF THE MODIFICATION OF THE PFM REQUIREMENTS AT THE TIME OF SITE PLAN APPROVAL TO LOCATE UNDERGROUND STORMWATER MANAGEMENT FACILITIES IN A RESIDENTIAL AREA – THAT'S PFM SECTION 6-0303.8 – SUBJECT TO THE WAIVER CONDITIONS DATED MARCH 28TH, 2012. THAT'S WAIVER NUMBER 0082-WPFM-002-1.

Commissioner Flanagan: Second.

Chairman Murphy: Seconded by Mr. Flanagan. Is there a discussion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Lawrence: Lastly, Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND A MODIFICATION OF THE TREE PRESERVATION TARGET AREA REQUIREMENT, IN FAVOR OF THE PLANTINGS SHOWN ON THE CDP/FDP PLAT.

Commissioner Flanagan: Second.

Chairman Murphy: Seconded by Mr. Flanagan. Is there a discussion? All those in favor of that motion, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Thank you very much.

//

(The motions carried unanimously with Commissioner Migliaccio absent from the meeting.)

JLC

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Board Agenda Item
July 30, 2013

3:30 p.m.

Public Hearing on SEA 85-D-062-03 (The Most Reverend Paul S. Loverde, Bishop of the Catholic Diocese of Arlington, VA) to Amend SE 85-D-062-03 Previously Approved for a Church with Private School of General Education to Permit Addition of Nursery School with no Increase in the Total Enrollment of 250 Children and Associated Modifications to Site Design and Development Conditions, Located on Approximately 20.03 Acres of Land Zoned R-2 (Dranesville District)

This property is located at 7001 Georgetown Pike, McLean, 22101. Tax Map 21-4 ((1)) 6.

PLANNING COMMISSION RECOMMENDATION:
On Wednesday, July 10, 2013, the Planning Commission unanimously voted (Commissioner Lawrence absent from the meeting) to recommend the following actions to the Board of Supervisors:

- Approval of SEA 85-D-062-03, subject to the development conditions dated June 26, 2013;
- Reaffirmation of a modification of the transitional screening requirements along all lot lines in favor of the existing landscaping; and
- Reaffirmation of the waiver of the barrier requirements along all lot lines.

ENCLOSED DOCUMENTS:
Attachment 1 - Planning Commission Verbatim
Staff Report previously furnished and available online at:
http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdwf/4421148.PDF

STAFF:
Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)
St.Clair Williams, DPZ

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Planning Commission Meeting
July 10, 2013
Verbatim Excerpt

SEA 85-D-062-03 – THE MOST REVEREND PAUL S. LOVERDE, BISHOP OF THE CATHOLIC DIOCESE OF ARLINGTON, VIRGINIA AND HIS SUCCESSORS IN OFFICE (ST. LUKE'S CATHOLIC CHURCH)

After Close of the Public Hearing

Chairman Murphy: Public hearing is closed; recognize Mr. Donahue.

Commissioner Donahue: Thank you, Mr. Chairman. Mr. Chairman, this is really pretty easy. The one thing - - two comments I wanted to make are to thank the staff for the work they did. In addition to that, I really do want to thank the applicant for their willingness to go with the appointment of the carpool coordinator because that agreement really eased the way. It respected Georgetown Pike as a byway and at the same time made sure that any security or safety measures are going to be well taken care of. So the willingness of the applicant to agree to that and staff's work to make it happen is what really makes this possible and makes the approval process possible. And Mr. Chairman, I want to MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF SEA 85-D-062-03, SUBJECT TO THE DEVELOPMENT CONDITIONS DATED JUNE 26TH, 2013.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Is there a discussion of the motion? All those in favor of the motion to recommend to the Board of Supervisors that it approve SEA 85-D-062-03, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Donahue: Thank you, Mr. Chairman. I MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS REAFFIRM THE MODIFICATION OF THE TRANSITIONAL SCREENING REQUIREMENTS ALONG ALL LOT LINES IN FAVOR OF THE EXISTING LANDSCAPING.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Discussion of that motion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Donahue: Thank you, Mr. Chairman. Finally, I MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS REAFFIRM THE WAIVER OF BARRIER REQUIREMENTS ALONG ALL LOT LINES.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Is there a discussion of that motion? All those in favor of the motion, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

//

(The motion carried unanimously with Commissioner Lawrence absent from the meeting.)

JN

Board Agenda Item
July 30, 2013

4:00 p.m.

Public Hearing on SE 2012-MA-018 (Agape Health Management, Inc.) to Permit an Adult Day Care Center with a Total Maximum Enrollment of 150 Participants, Located on Approximately 2.94 Acres of Land Zoned R-2 (Mason District)

This property is located at 6349 and 6353 Lincolnia Road, Alexandria, 22312. Tax Map 72-1 ((1)) 50A and 50B.

PLANNING COMMISSION RECOMMENDATION:
On Thursday, July 18, 2013, the Planning Commission voted 9-0-2 (Commissioners Hedetniemi and Hurley abstaining; Commissioner Migliaccio absent from the meeting) to recommend the following actions to the Board of Supervisors:

- Approve SE 2012-MA-018, subject to the development conditions consistent with those dated July 10, 2013; and

- Modifications to the transitional screening and barrier requirements along the northeast, southeast, and southwest project boundaries, in lieu of the alternative shown on the proposed plat and as conditioned.

ENCLOSED DOCUMENTS:
Attachment 1 – Planning Commission Verbatim
Staff Report previously furnished and available online at:
http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdwf/4415930.PDF

STAFF:
Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)
Joe Gorney, Planner, DPZ

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Planning Commission Meeting
July 18, 2013
Verbatim Excerpt

SE 2012-MA-018 – AGAPE HEALTH MANAGEMENT, INC.

Decision Only During Commission Matters
(Public Hearing held on May 9, 2013)

Commissioner Hall: Thank you, Mr. Chairman. Back in May, we had Agape Health Management, Inc. and the application was SE 2012-MA-018. And if you all recall, the application that was prepared by staff recommended that the application be denied. I want to congratulate both the applicant, and even more so, Joe Gorney, for working so hard with the applicant to approve the package. This particular application is a daycare residence for approximately 150 senior citizens and we could not possibly have a case that did not pass muster. And Joe worked continuously with the applicant and the applicant was finally working very well with Joe so I am very happy this evening to make the following motion. I MOVE THAT THE PLANNING COMMISSION RECOMMEND APPROVAL OF SE 2012-MA-018, SUBJECT TO THE DEVELOPMENT CONDITIONS CONSISTENT WITH THOSE DATED JULY 10TH, 2013.

Commissioner Hart: Second.

Chairman Murphy: Seconded by Mr. Hart. Is there a discussion of the motion? All those in favor of the motion to recommend to the Board of Supervisors that it approve SE 2012-MA-018, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioners Hedetniemi and Hurley: Abstain.

Chairman Murphy: Ms. Hedetniemi abstains and Ms. Hurley abstains. Ms. Hall.

Commissioner Hall: I MOVE THAT THE PLANNING COMMISSION RECOMMEND APPROVAL OF THE MODIFICATION TO THE TRANSITIONAL SCREENING AND BARRIER REQUIREMENTS ALONG THE NORTHEAST, SOUTHEAST, SOUTHWEST PROJECT BOUNDARIES, IN LIEU OF THE ALTERNATIVE SHOWN ON THE SE PLAT AND AS CONDITIONED.

Commissioner Hart: Second.

Chairman Murphy: Seconded by Mr. Hart. Is there a discussion of that motion? All those in favor of the motion as articulated by Ms. Hall, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Same abstentions.

Commissioner: Thank you, Mr. Chairman. And again, Joe, you did a great job. And I know it was not easy. Thank you very much.

//

(Each motion carried by a vote of 9-0-2 with Commissioners Hedetniemi and Hurley abstaining; Commissioner Migliaccio absent from the meeting.)

JLC

REVISED

Board Agenda Item
July 30, 2013

4:00 p.m.

Public Hearing on PCA 94-V-010 (Inova Health Care Services) to Amend the Proffers for RZ 94-V-010 Previously Approved for a Medical Care Facility (Hospital) with a Child Care Center with Overall Floor Area Ratio of 0.62 to Permit Modifications of Approved Proffers Associated with the Child Care Center, Located on Approximately 26.37 Acres of Land zoned C-3 (Mount Vernon District)

This property is located in the North West quadrant of the intersection of Holland Road and Hinson Farm Road. Tax Map 102-1 ((1)) 4 pt.

PLANNING COMMISSION RECOMMENDATION:
On Thursday, July 25, 2013, the Planning Commission voted unanimously (Commissioners Hall and Sargeant absent from the meeting) to recommend that the Board of Supervisors approve PCA 94-V-010 subject to the execution of proffers consistent with those dated June 25, 2013.

ENCLOSED DOCUMENTS:
Attachment 1 – Planning Commission Verbatim
Staff Report previously furnished and available online at:
http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdwf/4421390.PDF

STAFF:
Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)
Meghan Brady, Planner, DPZ

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Planning Commission Meeting
July 25, 2013
Verbatim Excerpt

PCA 94-V-010 – INOVA HEALTH CARE SERVICES

After Close of the Public Hearing

Chairman Murphy: Without objection, the public hearing is closed; go to the Mount Vernon District, PCA 94-V-010. Mr. Flanagan.

Commissioner Flanagan: Thank you, Mr. Chairman. Although we do not have any testimony tonight, we do have for the record a letter from the Mount Vernon Council endorsing the Proffered Condition Amendment request from Inova Mount Vernon Hospital to remove the limitation of on-site child care to Inova employees, provided the amendment included the text that will give preference to children of Inova employees. That letter was distributed to staff – by staff to the Commissioners on June 4th and is also included in your folder tonight. Inova, since then, has added the preference text to the amendment and staff, on July 2nd, is recommending approval. I agree. I, therefore, MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF PCA 94-V-010, SUBJECT TO THE EXECUTION OF PROFFERS CONSISTENT WITH THOSE DATED JUNE 25, 2013.

Commissioners Hedetniemi and Litzenberger: Second.

Chairman Murphy: Seconded by Ms. Hedetniemi and Mr. Litzenberger. Is there a discussion of the motion? All those in favor of the motion to recommend to the Board of Supervisors that it approve PCA 94-V-010, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

//

(The motion carried unanimously with Commissioners Hall and Sargeant absent from the meeting.)

JLC

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Board Agenda Item
July 30, 2013

4:00 p.m.

Public Hearing on PCA 2000-SU-032-04 (Inova Health Care Services) to Amend the Proffers for RZ 2000-SU-032 Previously Approved for a Medical Care Facility (Hospital) with a Child Care Center with Overall Floor Area Ratio of 0.34 to Permit Modifications of Approved Proffers Associated with the Child Care Center, Located on Approximately 62.79 Acres of Land Zoned C-3 and WS (Sully District)

This property is located South of Ox Trail, East of Rugby Road, North and South of Alder Woods Drive. Tax Map 45-2 ((1)) 41B1, 41L, 41L3, 41L4, 41L5; 45-2 ((2)) 38, 39A, 39B, 46A1 and 51A1.

PLANNING COMMISSION RECOMMENDATION:
On Thursday, July 25, 2013, the Planning Commission voted unanimously (Commissioners Hall and Sargeant absent from the meeting) to recommend that the Board of Supervisors approve PCA 2000-SU-032-04 subject to the execution of proffers consistent with those dated May 31, 2013.

ENCLOSED DOCUMENTS:
Attachment 1: Planning Commission Verbatim
Staff Report previously furnished and available online at:
http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdwf/4421576.PDF

STAFF:
Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)
William O'Donnell, Planner, DPZ

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Planning Commission Meeting
July 25, 2013
Verbatim Excerpt

PCA 2000-SU-032-04 – INOVA HEALTH CARE SERVICES

After Close of the Public Hearing

Chairman Murphy: Sully District. Mr. Litzenberger; PCA 2000-SU-032-04.

Commissioner Litzenberger: Thank you, Mr. Chairman. Both land use committees in Sully strongly supported the opportunity to expand daycare at the Inova Fair Oaks Hospital. Therefore, Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND APPROVAL OF PCA 2000-SU-032-04, SUBJECT TO THE EXECUTION OF PROFFERS CONSISTENT WITH THOSE DATED MAY 31ST, 2013.

Commissioners Flanagan and Hedetniemi: Second.

Chairman Murphy: Seconded by Ms. Hedetniemi and Mr. Flanagan. Is there a discussion of that motion? All those in favor of the motion to recommend to the Board of Supervisors that it approve PCA 2000-SU-032-04, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

//

(The motion carried unanimously with Commissioners Hall and Sargeant absent from the meeting.)

JLC

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REVISED

Board Agenda Item
July 30, 2013

4:00 p.m.

Public Hearing on PCA 2008-PR-009-02 (Inova Health Care Services) to Amend the Proffers for RZ 2008-PR-009 Previously Approved for a Medical Care Facility (Hospital) with a Child Care Center with Overall Floor Area Ratio of 0.80 to Permit Modifications of Approved Proffers Associated with the Child Care Center, Located on Approximately 64.89 Acres of Land Zoned C-3 (Providence District)

This property is located in the North West quadrant of the intersection of Gallows Road and Woodburn Road. Tax Map 49-3 ((39)) 4B, 5B, 6, 7, 7L and 59-2 ((1)) 1A1 and 1D1.

PLANNING COMMISSION RECOMMENDATION:
On Thursday, July 25, 2013, the Planning Commission voted unanimously (Commissioners Hall and Sargeant absent from the meeting) to recommend that the Board of Supervisors approve PCA 2008-PR-009-2 subject to the execution of proffers consistent with those dated July 16, 2013.

ENCLOSED DOCUMENTS:
Appendix 1 – Planning Commission Verbatim
Staff Report previously furnished and available online at:
http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdwf/4421579.PDF

STAFF:
Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)
William O'Donnell, Planner, DPZ

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Planning Commission Meeting
July 25, 2013
Verbatim Excerpt

PCA 2008-PR-009-02 – INOVA HEALTH CARE SERVICES

After Close of the Public Hearing

Chairman Murphy: Mr. Lawrence in the Providence District; PCA 2008-PR-009-02.

Commissioner Lawrence: Mr. Chairman, I intend to move this matter. If I may, however, I have a question that I want to ask the applicant before I move.

Chairman Murphy: All right.

Commissioner Lawrence: Mr. Sampson, during the course of the last couple of weeks, I had occasion to make a site visit to Inova Fairfax Hospital. And I have to recognize the excellence of County employee performance and its's engine truck 430. The EMTs were wonderful. Professional services and facilities on my site visit were provided on Ward 633, if I recall it, and those people deserve a shout-out. However, during the time that I was there, various members of my family came to visit me and the first trouble they had was finding me. I know we've had earlier discussions about Wayfinding and I know I've let you know that we'd like very much to hear what is happening with the phased Wayfinding program that Inova has embarked on at that hospital. Could you tell us, please?

Timothy Sampson, Esquire, Walsh, Colucci, Lubeley, Emrich & Walsh, PC: I can. First of all, I'm very glad that you're back here instead of there. Secondly, the hospital at Fairfax, as at Fair Oaks and Mount Vernon, is under construction substantially at this time. And that has – it causes a disruption to the ability to get around the campus and to get around within the – within the complex, given all the changes that are occurring. In connection with the construction effort, there is a Comprehensive Sign Plan for Wayfinding that the hospital has prepared and is implementing in phases as the construction progresses. The first substantial phase of that was implemented last summer when the new boulevard – Wellness Boulevard was opened to traffic. That's the one that comes in from the south off of Woodburn Road. There is – you know, so there are, I believe, 30 new Wayfinding signs that have been installed with that phase of the project. As the project continues – the completion of the women's hospital is expected in late 2015 – and with that would come the second phase of the exterior Wayfinding signs, which is about another 35 signs on the exterior, if I remember correctly. So it is a concern that is appreciated and understood and is not – you're not the only one having expressed it. It's something the hospital is working on as the construction progresses and will hopefully be something that is improved condition as the construction nears completion.

Commissioner Lawrence: Well then perhaps you can help us all to find the way. Mr. Chairman, I'm ready to move.

Chairman Murphy: Okay.

Commissioner Lawrence: I MOVE THAT THE PLANNING COMMISSION RECOMMEND APPROVAL OF PCA 2008-PR-009-02, SUBJECT TO THE EXECUTION OF PROFFERS CONSISTENT WITH THOSE NOW DATED JULY 16TH, 2013.

Commissioner Hedetniemi: Second.

Chairman Murphy: Seconded by Ms. Hedetniemi. Is there a discussion of the motion? All those in favor of the motion to recommend to the Board of Supervisors that it approve PCA 2008-PR-009-02, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Thank you very much everyone. Thank you, Mr. Sampson, Mr. O'Donnell, and Ms. Brady. Thank you very much.

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(The motion carried unanimously with Commissioners Hall and Sargeant absent from the meeting.)

JLC

Board Agenda Item
July 30, 2013

4:00 p.m.

Public Hearing on Proposed Plan Amendment S11-III-DS1, Located North of Sayward Boulevard and West of Carta Way (Dranesville District)

ISSUE:
Plan Amendment (PA) S11-III-DS1 proposes to amend Comprehensive Plan guidance for an approximately 4.26 acre property located a quarter mile from the planned Innovation Center Metrorail Station and within Land Unit A of the Dulles Suburban Center. The subject property is currently planned for a mix of uses to include office, hotel, retail and residential use at .50 to 1.0 FAR. There is an option for intensity up to 1.5 FAR within a quarter mile and 1.25 FAR within a half mile of the Metrorail Station. The amendment is to consider adding an option for multi-family residential use and support retail up to 2.4 FAR.

PLANNING COMMISSION RECOMMENDATION:
On Thursday, June 20, 2013, the Planning Commission unanimously voted (Commissioners Lawrence and Sargeant absent from the meeting) to recommend the following actions to the Board of Supervisors:

Adopt the staff recommendation for Comprehensive Plan amendment S11-III-DS1, to add an option for multi-family residential use and support retail up to 2.4 FAR as articulated on pages 8 through 10 of the staff report dated June 6, 2013, with the additional revisions prescribed in the associated document (Attachment II), dated June 20, 2013. These revisions promote the potential for support retail, modify the Workforce Housing percentage based on an intensity scale and add guidance concerning coordinated stormwater management measures.

RECOMMENDATION:
The County Executive recommends that the Board adopt the Planning Commission recommendation (Attachment II) to add an option for multi-family residential use and support retail up to 2.4 FAR.

TIMING:
Planning Commission public hearing – June 20, 2013
Board of Supervisors' public hearing – July 30, 2013

Board Agenda Item
July 30, 2013

BACKGROUND:
On March 8, 2011, the Board of Supervisors (Board) authorized Plan Amendment S11-III-DS1 for Tax Map parcel 15-4 ((5)) 5A. The subject property is 4.26 acres of vacant land located one-quarter mile south of the planned Innovation Center Metrorail Station. In addition, the Board authorization indicates that this proposed Plan amendment be considered in context with the adjoining 11.6 acre undeveloped property to the north (Tax Map parcel 15-2 ((1)) 13) known as the "Rocks" site, and an adjoining three acre undeveloped property (Tax Map parcel 15-4 ((5)) 5B) owned by the Board of Supervisors. The authorization indicates that consideration be given to integrating future development with the Innovation Center Metrorail Station including parking, access and infrastructure. These adjoining properties and the rest of Land Unit A are the subject of the Route 28 Station-South Study which is anticipated to be completed by late 2013.

FISCAL IMPACT:
None

ENCLOSED DOCUMENTS:
Attachment I: Planning Commission Verbatim
Attachment II: Planning Commission Recommendation

Staff Report (February 20, 2013) previously provided and available online at:
http://www.fairfaxcounty.gov/dpz/comprehensiveplan/amendments/s11-iii-ds1.pdf

STAFF:
Fred R. Selden, Director, Department of Planning and Zoning (DPZ)
Marianne R. Gardner, Director, Planning Division (PD), DPZ
Sterling Wheeler, Chief, Policy and Plan Development Branch, PD, DPZ
Clara Q. Johnson, Planner III, Policy and Plan Development Branch, PD, DPZ
Leonard Wolfenstein, Chief, Transportation Planning Section (TPS), Fairfax County Department of Transportation, (FCDOT)
Mike Garcia, Transportation Planner, TPS, FCDOT

Planning Commission Meeting
June 20, 2013
Verbatim Excerpt

S11-III-DS1 – COMPREHENSIVE PLAN AMENDMENT (DULLES STATION)
(Dranesville District)

After Close of the Public Hearing

Chairman Murphy: Public hearing is closed; recognize Mr. Donahue.

Commissioner Donahue: Thank you, Mr. Chairman. The Amendment would add an option for multi-family residential use in an area that is to be planned for Transit Oriented Development in anticipation of the Innovation Center Metrorail Station. Conditions include guidance to support enhancement of a grid of streets, provision of additional Workforce Housing Units, provision of stormwater management, and water quality controls in creation of a high-quality, walkable environment. My revisions to the staff recommendation serve to promote the potential for support retail, modify the workforce housing percentage to align with the current work group in the staff recommendation with a larger study, and to encourage coordinated stormwater management measures. These revisions are shown on the handout that you received this evening dated June 20th, 2013. Mr. Chairman, I MOVE THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS THE ADOPTION OF THE STAFF RECOMMENDATION FOR PLAN AMENDMENT S11-III-DS1, FOUND ON PAGES 8 TO 10 OF THE STAFF REPORT, DATED JUNE 6TH, 2013, WITH THE AFOREMENTIONED REVISIONS OF 6/20/2013.

Commissioners Hedetniemi and Litzenberger: Second.

Chairman Murphy: Seconded by Ms. Hedetniemi and Mr. Litzenberger. Is there a discussion of the motion? All those in favor of the motion to recommend to the Board of Supervisors that it adopt Out-of-Turn Plan Amendment S11-III-DS1, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Thank you very much.

Commissioner Donahue: And Mr. Chairman, I want to join Mr. Riegle in thanking Sterling Wheeler and Clara for some real great work. And they just started because we've got – still got the work study left. So thank you very much.

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(The motion carried unanimously with Commissioners Lawrence and Sargeant absent from the meeting.)

JLC

Strike through and underline shows changes from staff report recommendation.

ADD: Fairfax County Comprehensive Plan, 2011 Edition, Area III, Dulles Suburban Center, as amended through March 6, 2012, Dulles Suburban Center, Land Unit Recommendations, a new recommendation (#9), page 64:

9. The approximately 4.26 acre property located northwest of the Sayward Drive and Carta Way intersection (Tax Map parcel 15-4 ((5)) 5A) is part of the Dulles Station development. It is located one quarter mile from the future Innovation Center Metrorail Station.

The property is planned and zoned for office and support retail at an intensity of 1.0 FAR. As an option, this area may be appropriate for residential use <u>and support retail</u> at intensity up to 2.4 FAR. Support retail uses may be located within the residential building and be complementary to other uses with the object of allowing the area's residents and employees to minimize daily reliance on the automobile. The following guidance applies to this option:

- In addition to existing Sayward Boulevard and Carta Way, new roads on the north and west side should be designed and provided for the ultimate road configuration.

- Site access should be coordinated with the surrounding properties, especially the planned Metrorail station parking garage and other development to the north that are to be oriented to the Innovation Center Station.

- Transportation Demand Management (TDM) measures should be provided that will reduce the demand on the transportation system by 35 percent to 45 percent with the goal to achieve the high end of the range.

- Proposed intensity higher than 1.0 FAR should provide a greater contribution that is above and beyond what is required by the existing Affordable Dwelling Unit Ordinance (ADU) and Countywide Workforce Housing Policy (WDU). ~~Development above 2.0 FAR should provide 16% of total units as workforce dwelling units. For these units some flexibility should be provide for unit size and bedroom count guidance that would otherwise be required.~~ <u>Proposals for development in the Transit Station Area are planned between a 1.0 and 3.0 FAR and should provide at a minimum proportionally 12% to 16% of total units as WDU's.</u>

- Stormwater quantity and quality control measures should be provided that are substantially more extensive than minimum requirements, with the goal of reducing the total runoff volume or significantly delaying its entry into the stream system. The emphasis should be on low impact development (LID) techniques that evapotranspire water, filter water through vegetation and/or soil, return water into the ground or reuse it.

LID techniques of stormwater management should also be incorporated into new and redesigned streets where allowed and practicable. Coordination of stormwater management controls among multiple development sites may also be effective in achieving stormwater management goals in an efficient manner. Stormwater management and water quality controls should be optimized for all future development projects consistent with the scale of such projects. At a minimum, stormwater management measures should be provided as follows.

- The total volume of runoff released as well as the peak release rate for the 1 and 2 year, 24 hour storm in the post-developed condition should be equal to or less than the total runoff volume and peak release rate in the existing condition for the same storm. Alternately, a stormwater management plan that protects receiving stream channels from excessive erosion, including stream channel protection and quantity control strategies, may be pursued.

- Stormwater runoff associated with the development should be controlled such that the first one (1) inch of rainfall is reused, infiltrated or treated in a manner through which 80% of the average annual post-development total suspended solids are removed, or through which at least an equivalent level of water quality control is provided.

- As an alternative if the U.S. Green Building Council has supplanted its LEED® 2009 rating system, stormwater management measures may be provided that are sufficient to attain the stormwater management-related credit(s) of the most current version of LEED-NC or LEED-CS rating system (or equivalent of this/these credit(s)).

If these goals are demonstrated to not be achievable, all available measures should be implemented to the extent possible in support of these goals.

As an alternative, stormwater management measures and/or downstream improvements may be pursued to optimize site-specific stormwater management and stream protection/restoration needs, consistent with the adopted watershed management plan(s) that is/are applicable to the site. Such efforts should be designed to protect downstream receiving waters by reducing stormwater runoff volumes and peak flows from existing and proposed impervious surfaces, consistent with watershed plan goals.

- Residential development should be guided by the Policy Plan objectives on Resource Conservation and Green Building practices.

- Residential development is a noise sensitive use and this property is located near Dulles International Airport and the Dulles Toll Road. Comprehensive Plan policy recommends against new residential development in areas where current and/or

projected future highway noise levels exceed DNL 75 dBA (a day-night weighted average noise level) or where projected aircraft noise exposures exceed DNL 60 dBA. Broad planning goals for this area may suggest that sites near the Dulles Toll Road and Metrorail would be appropriate for residential development and/or other noise-sensitive uses, even where projected noise impacts may exceed DNL 75 dBA. However, design approaches may be available that would shield noise-sensitive areas from these impacts; efforts should be taken to design noise-sensitive uses to minimize, if not avoid, the exposure of facades of noise-sensitive interior spaces to noise levels above DNL 75 dBA.

A noise study should be provided that clearly defines the current and projected noise levels that would affect the development. If the study indicates that noise levels will be in excess of DNL 65 dBA on proposed noise sensitive uses, appropriate mitigation measures should be provided with the goal of achieving DNL 45 dBA for interior space and DNL 65 dBA for outdoor recreation areas. Attenuation may include siting and orientation of the noise sensitive use, as well as the use of appropriate building materials and noise barriers.

- Impacts on the need for publicly accessible park space and amenities should be offset using the Urban Parks Framework, including the urban park service level standard, as a guide for the quantity, design and amenities for urban park space. The need for active recreation should be offset as guided by adopted recreation facility service level standards, through provision and/or enhancement of on-site and off-site recreation facilities.

- Urban design should create a high-quality and walkable urban environment both in terms of the pedestrian realm and building and site design. The character of the streetscape should be determined by the pedestrian activities generated by the adjacent land uses. The streetscape should include: a landscape amenity panel abutting the curb which is typically 6 feet and includes street trees, a sidewalk that is typically 6 feet with a utility zone underneath, and a building zone of 4 to 12 feet. Buildings should be oriented to the street. Above-grade parking structures should be “wrapped” with active uses on all sides except along a service street. Any exposed parking levels should employ architectural treatments to mitigate the negative impact of exposed parking levels.

THE PLAN MAP: The Comprehensive Plan Map will not change.

Board Agenda Item
July 30, 2013

4:30 p.m.

Public Hearing on Proposed Technical Amendments to the Code of the County of Fairfax, Chapter 3, Articles 2, 3, and 7

ISSUE:
Public hearing on proposed technical amendments to Articles 2, 3, and 7 of Chapter 3 of the *Code of the County of Fairfax*, which respectively concern the Fairfax County Employees' Retirement System, Fairfax County Uniformed Retirement System, and Fairfax County Police Officers Retirement System. The amendments are required as a condition for the continued qualification of the Systems for favorable tax treatment under § 401(a) of the Internal Revenue Code (IRC).

RECOMMENDATION:
The County Executive recommends that the Board adopt the proposed amendments to Chapter 3, Articles 2, 3, and 7.

TIMING:
The Board of Supervisors authorized the advertisement of a public hearing on the proposed amendments on July 9, 2013. The public hearing was scheduled for July 30, 2013, at 4:30 p.m., so that the amendments can take effect before August 30, 2013, as required by the Internal Revenue Service (IRS).

BACKGROUND:
Employer retirement plans meeting the requirements established by IRC § 401(a) qualify for favorable tax treatment. The IRS has established a program under which employers may seek determination of whether their plans qualify under § 401(a). Plans the IRS finds to satisfy § 401(a)'s requirements receive "favorable determination letters."

The IRS last issued favorable determination letters for the Fairfax County Employees' Retirement System, Fairfax County Uniformed Retirement System, and Fairfax County Police Officers Retirement System on November 24, 2003. Due to the impending expiration of these letters' effectiveness, the County applied for determination of whether these Systems continue to meet the requirements of § 401(a). During its ensuing review of the County's application, the IRS requested that certain technical amendments be made to the Systems. In response, the County submitted proposed amendments for the IRS's consideration.

On May 30, 2013, the IRS issued favorable determination letters for all three Systems. The favorable determinations are contingent upon adoption of the proposed amendments the County submitted to the IRS. Under IRS regulations, this adoption must occur no later than August 30, 2013.

FISCAL IMPACT:
There is no actuarial cost and no fiscal impact associated with the amendments.

ENCLOSED DOCUMENTS:

Attachment 1:	Proposed Amendments to Chapter 3, Article 2, Fairfax County Employees' Retirement System
Attachment 2:	Proposed Amendments to Chapter 3, Article 3, Fairfax County Uniformed Retirement System
Attachment 3:	Proposed Amendments to Chapter 3, Article 7, Fairfax County Police Officers Retirement System
Attachment 4:	Letter from Fiona Liston, Cheiron, to Robert Mears dated June 19, 2013 Re: Fairfax County Employees' Retirement System
Attachment 5:	Letter from Fiona Liston, Cheiron, to Robert Mears dated June 19, 2013 Re: Fairfax County Uniformed Retirement System
Attachment 6:	Letter from Fiona Liston, Cheiron, to Robert Mears dated June 19, 2013 Re: Fairfax County Police Officers Retirement System

STAFF:
Robert L. Mears, Executive Director, Fairfax County Retirement Systems
Benjamin R. Jacewicz, Assistant County Attorney

ATTACHMENT 1

PROPOSED AMENDMENT

Chapter 3, Article 2. Fairfax County Employees' Retirement System

Section 3-2-2. Fairfax County Employees' Retirement System established.

Under the authority of *Code of Virginia*, Section 51.1-801, there is herby established a retirement system for employees, formerly known as the Fairfax County Supplemental Retirement system, to be known henceforth as the "Fairfax County Employees' Retirement system," by and in which name it shall, pursuant to the provisions of this Article, transact all of its business. (20-81-3; 10-01-3.) The Fairfax County Employees' Retirement System is intended to satisfy Internal Revenue Code §§ 401(a) and 414(d) requirements for qualified governmental pension plans.

Section 3-2-32. Service retirement allowance.

(a) No Change

(b) No change

(c) *Joint and Last Survivor Option*. A member may elect to receive a decreased retirement allowance during his lifetime and to have such retirement allowance, or a specified fraction thereof, continue after his death to his spouse, for his spouse's lifetime. Such election may be made or changed at any time up to the member's actual retirement date. After the member's actual retirement date, such election may not be changed except as permitted by Subsections (1) and (2) of this Subsection (c). The amount of such retirement allowance shall be determined on an actuarial equivalent basis and shall be calculated at the member's actual retirement date using the actuarial adjustment factors in Table 1.

TABLE 1
FAIRFAX COUNTY EMPLOYEES' RETIREMENT SYSTEM

Actuarial Adjustment Factors That Would Apply to Participants with a Normal or Early Retirement Benefit Determined Under Section 3-2-32 Who Elect a Joint and Last Survivor Option.

Percent of Benefit Continued to Spouse Upon Participant's Death	Factor for Equal Ages	Increase/Decrease For Each Full Year Beneficiary is Older (Younger) Than Employee	Maximum Factor

100%	85%	0.7%	96%
75%	89%	0.6%	97%
66.67%	90%	0.5%	98%
50%	92%	0.4%	99%

(1) No change

(2) No change

(d) No change

Section 3-2-53. Distribution of benefits.

Notwithstanding any other provision of this Article, effective for plan years beginning after December 31, 1986, the entire interest of each member shall be distributed to such member not later than the required beginning date specified below, or will be distributed, beginning not later than the required beginning date, over the life of such member or over the lives of such member and a beneficiary or over a period not extending beyond the life expectancy of such member or the life expectancy of such member and a beneficiary. For this purpose, the term "required beginning date" means April 1 of the calendar year following the later of the calendar year in which the member attains age 70½, or the calendar year in which the member retires. If a member dies after distribution of the member's interest has ~~begin~~ begun, the remaining portion, if any, of such interest shall be distributed at least as rapidly as under the method of distribution being used as of the date of death. If a member dies before the distribution of the member's interest has begun, any death benefit shall be distributed within five (5) years after the death of such member, unless (1) any portion of the member's interest is payable to (or for the benefit of) a designated beneficiary, (2) such portion will be distributed over the life of such beneficiary or over a period not extending beyond the life expectancy of such beneficiary, and (3) if the beneficiary is someone other than the member's surviving spouse, such distributions will begin not later than one (1) year after the date of the member's death or such later date as the Secretary of the Treasury may by regulations prescribe. If the beneficiary is the surviving spouse of the member, (1) distribution shall begin on or before the latest of one (1) year after the date of the member's death, such later date as the Secretary of the Treasury may by regulations prescribe, or the date on which the member would have attained age 70½ and (2) if the surviving spouse dies before the distributions to such spouse begin, the distribution rules specified in this paragraph shall be applied as if the surviving spouse were the member. Distributions from the System will be made in accordance with the requirements of Section 401(a)(9) Internal Revenue Code, including the rules for incidental death distributions set forth at Section 401(a)(9)(G). (27-90-3, § 2.)

PROPOSED AMENDMENT

Chapter 3, Article 3. Fairfax County Uniformed Retirement System

Section 3-3-2. Fairfax County Uniformed Retirement System established.

Under the authority of Chapter 4, Article 1, Title 51-112 of the 1950 *Code of Virginia*, as amended, there is herby established a retirement system for employees, to be known as the "Fairfax County Unformed Retirement System" by and in which name it shall, pursuant to the provisions of this Article, transact all of its business. The Fairfax County Uniformed Retirement System is intended to satisfy Internal Revenue Code §§ 401(a) and 414(d) requirements for qualified governmental pension plans. (1961 Code, § 9-73; 11-74-9; 28-77-3.)

Section 3-3-33. Service retirement allowance.

(a) No Change

(b) No Change

(c) *Joint and last survivor option.* Before the normal retirement date, a member may elect to receive a decreased retirement allowance during his or her lifetime and to have such retirement allowance or a specified fraction thereof, continued after his or her death to the spouse, for his or her lifetime. The amount of such retirement allowance shall be determined on an actuarial equivalent basis and shall be calculated at the member's actual retirement date using the actuarial adjustment factors in Table 3. In the event a retired member has elected a reduced retirement allowance in consideration of continued allowance to his or her spouse after the member's death and such spouse predeceases the member, such member's retirement allowance shall be increased to that amount to which the member would have been entitled had no election been made. In the event a retired member who has elected the joint and last survivor option shall be divorced from his or her spouse, and such former spouse waives his or her rights to the benefits of the election of the joint and last survivor option, the retired member may revoke his or her joint and last survivor election; such revocation must be accompanied by a certified copy of a court order or decree containing the waiver of the spouse's rights under the joint and last survivor option election. Upon the provision of the request to revoke the election and the certified copy of a court order or decree containing the waiver of the spouse's rights under the joint and last survivor option election to the Executive Director, the Retirement Administration Agency shall revoke the election and increase the member's retirement allowance to the amount it would have been had no joint and last survivor election ever been made. The effective date of the increase in the member's retirement allowance shall be the first of the month next following the submission of the request to revoke the election accompanied by a certified copy of a court order or decree containing the waiver of the spouse's rights under the joint and last survivor option election.

TABLE 1 – No Change

TABLE 2 – No Change

TABLE 3
FAIRFAX COUNTY UNIFORMED RETIREMENT PLAN

Actuarial Adjustment Factors That Would Apply to Participants with a Normal or Early Retirement Benefit Determined Under Section 3-3-33 Who Elect a Joint and Last Survivor Option.

Percent of Benefit Continued to Spouse Upon Participant's Death	Factor for Equal Ages	Increase/Decrease For Each Full Year Beneficiary is Older (Younger) Than Employee	Maximum Factor
100%	87%	0.7%	96%
75%	90%	0.6%	97%
66.67%	91%	0.5%	98%
50%	93%	0.4%	99%

Section 3-3-54. Distribution of benefits.

Notwithstanding any other provision of this Article, effective for plan years beginning after December 31, 1986, the entire interest of each member shall be distributed to such member not later than the required beginning date specified below, or will be distributed, beginning not later than the required beginning date, over the life of such member or over the lives of such member and a beneficiary or over a period not extending beyond the life expectancy of such member or the life expectancy of such member and a beneficiary. For this purpose, the term "required beginning date" means April 1 of the calendar year following the later of the calendar year in which the member attains age 70½, or the calendar year in which the member retires. If a member dies after distribution of the member's interest has begun, the remaining portion, if any, of such interest shall be distributed at least as rapidly as under the method of distribution being used as of the date of death. If a member dies before the distribution of the member's interest has begun, any death benefit shall be distributed within five (5) years after the death of such member, unless (1) any portion of the member's interest is payable to (or for the benefit of) a designated beneficiary, (2) such portion will be distributed over the life of such beneficiary or over a period not extending beyond the life expectancy of such beneficiary, and (3) if the beneficiary is someone other than the member's surviving spouse, such distributions will begin not later than one (1) year after the date of the member's death or such later date as the Secretary of the Treasury may by regulations prescribe. If the beneficiary is the surviving spouse of the member, (1) distribution shall begin on or before the latest of one (1) year after the date of the member's death, such later date as the Secretary of the Treasury may by regulations prescribe, or the date on which the member

would have attained age 70½ and (2) if the surviving spouse dies before the distributions to such spouse begin, the distribution rules specified in this paragraph shall be applied as if the surviving spouse were the member. Distributions from the System will be made in accordance with the requirements of Section 401(a)(9) Internal Revenue Code, including the rules for incidental death distributions set forth at Section 401(a)(9)(G). (27-90-3, § 4.)

PROPOSED AMENDMENT

Chapter 3, Article 7. Fairfax County Police Officers Retirement System

Section 3-7-1. Fairfax County Police Officers Retirement System established.

(a) No change

(b) No change

(c) The Fairfax County Police Officers Retirement System is intended to satisfy Internal Revenue Code §§ 401(a) and 414(d) requirements for qualified governmental pension plans.

Section 3-7-8. Amendment of Article.

(a) No change

(b) No amendment, suspension or revocation, including termination or partial termination of the System, shall have the effect of diverting the trust fund of the System to purposes other than the exclusive benefit of the participating employees or their beneficiaries, until all liabilities for accrued benefits payable under the terms of the plan shall have been fully satisfied. Upon termination of the System or a discontinuance of contributions to the System, each member's benefit accrued as of such date will be nonforfeitable. (20-81-3; 21-96-3.)

Section 3-7-25. Employer contributions.

The aggregate present value of future employer contributions payable into the retirement allowance account shall be sufficient, when combined with the amount then held in the members' contribution account and the retirement allowance account together with the present value of future employee contributions, to provide the estimated prospective benefits payable. The annual employer contribution rate shall be fixed as equal to the employer normal cost plus an expense rate, as long as the System's funding ratio (actuarial value of assets divided by actuarial accrued liability) remains within a corridor, the lower measurement of which is 90% and the upper measurement of which is 120%. The employer normal cost and actuarial accrued liability are to be measured using the aggregate accrual modification of the entry age normal funding method.

To the extent that the System's funding ratio exceeds 120%, a credit shall be established equal to the amount of assets in excess of 120% of the actuarial accrued liability. To the extent that the System's funding ratio is lower than 90%, a charge shall be established equal to the difference between 90% of the actuarial accrued liability and the assets. The employer

contribution shall be adjusted by a 15 year amortization of this credit or charge, to be paid until the funding ratio re-enters the corridor at which time it will cease; provided, however, the Board of Supervisors shall contribute to the fund an amount at least equal to the amount contributed by the members.

In the event of an ordinance change that affects benefits, the employer contribution rate shall be changed effective with the July 1 coincident with or next following the date of adoption of the ordinance change. The employer normal cost component shall be adjusted to the level required by the ordinance change and there will an additional component to the employer cost equal to a 15 year amortization of the increase in actuarial accrued liability. Any additional actuarial accrued liability which does not reduce the funding level below 120% shall be excluded from this component. (20-81-3; 16-02-3)

All contributions made to the System are made for the exclusive benefit of the members and their beneficiaries, and such contributions shall not be used for, nor diverted to, purposes other than for the exclusive benefit of the members. Notwithstanding the foregoing, to the extent that such refunds do not, in themselves, deprive the System of its qualified status, refunds of contributions shall be made to the Employer under the following circumstances:

(a) If the Plan is determined not to initially satisfy qualification requirements of Section 401(a) of the Internal Revenue Code and the Employer declines to amend the system to satisfy such qualification requirements, contributions made prior to the determination that the System has failed to qualify shall be returned to the Employer;

(b) To the extent that a federal income tax deduction is disallowed in whole or in part for any Employer contribution; and

(c) If a contribution is made in whole or in part by reason of a mistake of fact, the Employer Contribution attributable to the mistake of fact shall be returned to the Employer.

Section 3-7-49. Distribution of benefits.

Notwithstanding any other provision of this Article, effective for plan years beginning after December 31, 1986, the entire interest of each member shall be distributed to such member not later than the required beginning date specified below, or will be distributed, beginning not later than the required beginning date, over the life of such member or over the lives of such member and a beneficiary or over a period not extending beyond the life expectancy of such member or the life expectancy of such member and a beneficiary. For this purpose, the term "required beginning date" means April 1 of the calendar year following the later of the calendar year in which the member attains age 70½, or the calendar year in which the member retires. If a member dies after distribution of the member's interest has begun, the remaining portion, if any, of such interest shall be distributed at least as rapidly as under the method of distribution being used as of the date of death. If a member dies before the distribution of the member's interest has begun, any

death benefit shall be distributed within five (5) years after the death of such member, unless (1) any portion of the member's interest is payable to (or for the benefit of) a designated beneficiary, (2) such portion will be distributed over the life of such beneficiary or over a period not extending beyond the life expectancy of such beneficiary, and (3) if the beneficiary is someone other than the member's surviving spouse, such distributions will begin not later than one (1) year after the date of the member's death or such later date as the Secretary of the Treasury may by regulations prescribe. If the beneficiary is the surviving spouse of the member, (1) distribution shall begin on or before the latest of one (1) year after the date of the member's death, such later date as the Secretary of the Treasury may by regulations prescribe, or the date on which the member would have attained age 70½ and (2) if the surviving spouse dies before the distributions to such spouse begin, the distribution rules specified in this paragraph shall be applied as if the surviving spouse were the member. Distributions from the system will be made in accordance with the requirements of Section 401(a)(9) Internal Revenue Code, including the rules for incidental death distributions set forth at Section 401(a)(9)(G). (27-90-3, § 6.)

CHEIRON Classic Values, Innovative Advice

Via Email

June 19, 2013

Mr. Robert Mears
Executive Director
Fairfax County Retirement Systems
10680 Main Street, Suite 280
Fairfax, Virginia 22030-3812

Re: Actuarial Impact on Employees' Retirement System IRS Determination Letter

Dear Bob:

As requested, we are writing to provide an actuarial cost estimate for the proposed changes required by the IRS for the Fairfax County Employees' Retirement System including: (1) clarification that the Joint and Last Survivor Option is determined on the member's actual retirement date using the actuarial adjustment factors in Table 1, and (2) that distribution of benefits from the System will be made in accordance with the requirements of Section 401(a)(9) of the Internal Revenue Code.

This amendment is not expected to have an impact on the cost of the Retirement System.

This letter was prepared for Fairfax County Retirement Systems for the purposes described herein. This cost estimate is not intended to benefit any third party, and Cheiron assumes no duty or liability to any such party.

To the best of my knowledge, this letter and its contents have been prepared in accordance with generally recognized and accepted actuarial principles and practices which are consistent with the Code of Professional Conduct and applicable Actuarial Standards of Practice set out by the Actuarial Standards Board. Furthermore, as a credentialed actuary, I meet the Qualifications Standards of the American Academy of Actuaries to render the opinion contained in this letter. This letter does not address any contractual or legal issues. I am not an attorney, and our firm does not provide any legal services or advice.

Please call if you have any questions or comments.

Sincerely,
Cheiron

Fiona E. Listen

Fiona E. Listen, FSA, EA Principal
Consulting Actuary

cc: Christian Benjaminson, FSA

1750Tysons Boulevard, Suite 1100,McLean,VA22102 Tel: 703.893.1456 Fax: 703.893.2006 www.cheiron.us

CHEIRON Classic Values, Innovative Advice

Via Email

June 19, 2013

Mr. Robert Mears
Executive Director
Fairfax County Retirement Systems
10680 Main Street, Suite 280
Fairfax, Virginia 22030-3812

Re: Actuarial Impact on the Uniformed Retirement System IRS Determination Letter

Dear Bob:

As requested, we are writing to provide an actuarial cost estimate for the proposed changes required by the IRS for the Fairfax County Uniformed Retirement System including: (1) clarification that the Joint and Last Survivor Option is determined on the member's actual retirement date using the actuarial adjustment factors in Table 3, and (2) that distribution of benefits from the System will be made in accordance with the requirements of Section 401(a)(9) of the Internal Revenue Code.

This amendment is not expected to have an impact on the cost of the Retirement System.

This letter was prepared for Fairfax County Retirement Systems for the purposes described herein. This cost estimate is not intended to benefit any third party, and Cheiron assumes no duty or liability to any such party.

To the best of my knowledge, this letter and its contents have been prepared in accordance with generally recognized and accepted actuarial principles and practices which are consistent with the Code of Professional Conduct and applicable Actuarial Standards of Practice set out by the Actuarial Standards Board. Furthermore, as a credentialed actuary, I meet the Qualifications Standards of the American Academy of Actuaries to render the opinion contained in this letter. This letter does not address any contractual or legal issues. I am not an attorney, and our firm does not provide any legal services or advice.

Please call if you have any questions or comments.

Sincerely,
Cheiron

Fiona E. Liston, FSA, EA
FionaE. Liston, FSA, EA Principal
Consulting Actuary

cc: Christian Benjaminson, FSA

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CHEIRON Classic Values, Innovative Advice

Via Email

June 19, 2013

Mr. Robert Mears
Executive Director
Fairfax County Retirement Systems
10680 Main Street, Suite 280
Fairfax, Virginia 22030-3812

Re: Actuarial Impact on the Police Officers Retirement System IRS Determination Letter

Dear Bob:

As requested, we are writing to provide an actuarial cost estimate for the proposed changes required by the IRS for the Fairfax County Police Officers Retirement System including clarification that (1) employer contributions are made for the exclusive benefit of the members and their beneficiaries, (2) that at the attainment of normal retirement age a member's accrued benefit becomes nonforfeitable, and (3) that distribution of benefits from the System will be made in accordance with the requirements of Section 401(a)(9) of the Internal Revenue Code.

This amendment is not expected to have an impact on the cost of the Retirement System.

This letter was prepared for Fairfax County Retirement Systems for the purposes described herein. This cost estimate is not intended to benefit any third party, and Cheiron assumes no duty or liability to any such party.

To the best of my knowledge, this letter and its contents have been prepared in accordance with generally recognized and accepted actuarial principles and practices which are consistent with the Code of Professional Conduct and applicable Actuarial Standards of Practice set out by the Actuarial Standards Board. Furthermore, as a credentialed actuary, I meet the Qualifications Standards of the American Academy of Actuaries to render the opinion contained in this letter. This letter does not address any contractual or legal issues. I am not an attorney, and our firm does not provide any legal services or advice.

Please call if you have any questions or comments.

Sincerely,
Cheiron

Fiona E. Liston, FSA, EA
Fiona E. Liston, FSA, EA Principal
Consulting Actuary

cc: Christian Benjaminson, FSA

1750Tysons Boulevard, Suite 1100,McLean.VA22102 Tel: 703.893.1456 Fax: 703.893.2006 www.cheiron.us

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Board Agenda Item
July 30, 2013

4:30 p.m.

Public Hearing on the Proposed Interim Development Agreement Between the Board of Supervisors and Lake Anne Development Partners LLC for the Redevelopment of the Crescent Apartment Site (Hunter Mill District)

ISSUE:
Board approval of the Interim Development Agreement with Lake Anne Development Partners LLC for the Redevelopment of the Crescent Apartment Site. The Interim Development Agreement would permit LADP to conduct due diligence on the site as well as to file a rezoning action on the property.

RECOMMENDATION:
The County Executive recommends that the Board defer decision on the Interim Development Agreement with LADP until September 10, 2013.

TIMING:
On July 9, 2013, the Board authorized advertisement of the public hearing on this issue Tuesday July 30, 2013. Pursuant to Section 15.2-1800 of the Code of Virginia, a public hearing and a comment period are required prior to the Board entering into such agreement. Holding the public hearing on July 30, 2013, would permit the Board to make a decision on this issue at its meeting on September 10, 2013.

BACKGROUND:
The Crescent property is located within the Land Anne Commercial Revitalization Area (CRA) on Cameron Crescent Drive in Reston. As part of its efforts to encourage and guide the revitalization of the Lake Anne Village Center (LAVC) and to preserve affordable housing, in February 2006, the County purchased the Crescent property for $49,500,000.00. The property contains 181 garden style multi-family affordable units.

In 2009, the Board adopted an amendment to the Comprehensive Plan that provides guidance on the mix of uses and intensities recommended to foster the redevelopment of the LAVC.

On February 9, 2012, the County publically advertised Request for Proposal RFP2000000125; Crescent Redevelopment (RFP) under the Public-Private Education and Infrastructure Act of 2002 (PPEA) for the redevelopment of the 16.5 acre Crescent property. The RFP encouraged potential offerors to partner with owners of adjacent land units within the LAVC to achieve a comprehensive redevelopment plan that aligned

with the vision of the Comprehensive Plan, including the preservation of affordable housing, the creation of additional workforce housing and a development that would serve as a catalyst for the revitalization of the LAVC.

Eight (8) proposals were received in response to the RFP. A Selection Advisory Committee (SAC) was formed comprised of representatives from the County's Office of Community Revitalization, Department of Housing and Community Development, Department of Planning and Zoning, Department of Management and Budget, and Department of Public Works and Environmental Services. A Technical Advisory Committee (TAC) was also formed to provide technical input. The TAC included representatives of the community, as well as additional County staff with technical expertise. The SAC evaluated the eight proposals in accordance with the criteria and procedures established in the RFP. The SAC considered the merits of the Technical and Financial Proposals of each offeror, conducted oral interviews with top ranked candidates, and received written responses to clarification questions and negotiation points from the top ranked offerors. The SAC evaluated and ranked the proposals in accordance with the criteria and procedures set forth in the RFP and concluded that LADP best demonstrates the ability and capacity to meet the County's needs as identified in the RFP, and seeks to enter into an Interim Development Agreement with them.

The Interim Development Agreement establishes general terms and conditions that may lead to a Master Development Agreement between the County and LADP. Among other items, the Interim Development Agreement:

- permits LADP to file the necessary applications for zoning and land use approvals (land use entitlements) prior to execution of a final, full Master Development Agreement regarding the redevelopment of the Property and other parcels in the LAVC ("Project");

- designates LADP as the Board's agent for the limited purpose of pursuing the land use entitlements with respect to the Property;

- permits LADP to enter the property to conduct studies such as soil samples;

- requires LADP to consult and coordinate with the County regarding the design of the Project, so that it is consistent with the development submitted in response to the RFP;

- requires LADP to file its land use entitlement applications within 90 days of the date of the Interim Development Agreement;

- requires the parties to coordinate on and diligently pursue the land use entitlements, although the County's approval and execution of the proffered conditions shall be in the County's sole and absolute discretion;

- requires that the land use entitlement applications include the Crescent property as well as the adjacent service station and "Land Unit A", as defined in the Fairfax County Comprehensive Plan for LAVC;

- requires that the realignment of Village Drive and the provision of 181 replacement affordable units be part of the first phase of development;

- requires a relocation plan for the residents of the Crescent apartments that is subject to the approval of the County and the FCRHA and that provides the option for current residents at the time of redevelopment to be able to live at the Property at affordable rents provided that they meet eligibility requirements;

- requires that LADP be responsible for all costs associated with the land use entitlement process;

- establishes that the parties will pursue negotiations, diligently and in good faith, of a Master Development Agreement that addresses the financial and transactional aspects of the redevelopment of the Project, with the approval of the Master Development Agreement to occur coincident with the approval of the land use entitlements;

- establishes that the County shall have no obligation to contribute financially to the redevelopment of the Project;

- requires LADP to pay a deposit upon execution of the Master Development Agreement that is to be non-refundable unless the County defaults under the terms of the Master Development Agreement; and,

- requires full payment for last phase of any land to be conveyed by sale, and ground rent commencement for last phase of any land to be conveyed by ground lease, no later than December 31, 2018.

The Interim Development Agreement has been posted on the county web site by the Department of Purchasing and Supply Management and is available at http://www.fairfaxcounty.gov/dpsm/solic2.htm#ppea.

FISCAL IMPACT:
The Interim Development Agreement establishes the general parameters for the sale of a portion of the property and a ground lease on the remainder of the property. Final terms and conditions will be contained in a Master Development Agreement to be negotiated between the Board and LADP.

ENCLOSED DOCUMENTS:
Attachment 1: Interim Development Agreement

STAFF:
Barbara Byron, Director, Office of Community Revitalization (OCR)
Paula C. Sampson, Director, Department of Housing and Community Development (HCD)

INTERIM AGREEMENT

This **INTERIM AGREEMENT** ("Agreement") is made this ___ day of September 2013, by and between the **BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA**, a political subdivision of the Commonwealth of Virginia, in its proprietary capacity, and not in its governmental or regulatory capacity (the "County"), and **LAKE ANNE DEVELOPMENT PARTNERS LLC**, a Virginia limited liability company ("LADP").

RECITALS:

R-1. The County is the fee simple owner of a 16.5 acre tract of land in Reston, Virginia, collectively having tax assessment numbers as 17-2-((16))-1A and 17-2-((14))-(1)-2G, upon which certain residential apartment buildings are built and which are commonly referred to as the Crescent Apartments (the "Property").

R-2. The Property is currently leased to the Fairfax County Redevelopment and Housing Authority ("FCRHA") pursuant to an agreement by and between the County and the FCRHA.

R-3. The Property currently consists of five garden-style 3-story apartment buildings, containing a total of 181 units, which are currently affordable to households earning 60% or below of the area median income ("AMI"), as defined and published by the applicable federal authorities.

R-4. On March 30, 2009, the County, in its regulatory capacity, adopted an amendment to the County's Comprehensive Plan which revised the boundaries of the Lake Anne Village Center ("LAVC") and the LAVC Commercial Revitalization Area ("CRA"), and which provided, among other things, a maximum allowable density of 935 dwelling units on "Land Unit D", which is comprised of the Property and a 0.85 acre parcel (the "Gas Station Parcel") owned by G and K Inc., a Virginia corporation (the "Gas Station Owner"), designated as Tax Map Number 17-2 ((1))-7.

R-5. Pursuant to that certain Request for Proposal Number RFP-2000000-125, dated February 9, 2012, and issued under the auspices of the Public Private Education Facilities and Infrastructure Act of 2002, Virginia Code Ann. §§ 56-575.1 et seq. (2012) (such Request for Proposal, as subsequently amended by certain addendums, collectively, the "RFP"), the County desired to enter into a contract with a developer for the redevelopment of the Property which would, among other things, achieve a comprehensive redevelopment plan that aligned with the vision of the Comprehensive Plan, including the preservation of affordable housing, the creation of additional workforce housing and a development that would serve as a catalyst for the revitalization of the LAVC.

R-6. LADP submitted a response to the RFP (as amended, the "LADP Response") which was determined to be the most responsive to the RFP.

R-7. The County and LADP desire to enter into this Agreement in order to initiate certain actions, set forth below, in furtherance of the LADP Response and the negotiations conducted to date.

R-8. Given the complexity of the potential development of the Property and the shared desire of the County and LADP to commence design- and zoning-related work as soon as possible, the parties agree that it is necessary to file the necessary applications for zoning and land use approvals prior to execution of a final, full development agreement regarding the redevelopment of the Property and other parcels in the LAVC (such redevelopment, the "Project").

R-9. Notwithstanding that a final master development agreement regarding the Project has not been executed, and with full recognition that the parties may be unsuccessful in concluding a final master development agreement regarding the Project, the County has agreed to allow LADP the right to pursue the land use planning, design, and other work activities necessary to obtain approval of the Land Use Entitlement Approvals (as defined below) and shall appoint LADP its agent with respect to the Project and the Property, subject to and in accordance with the terms hereof.

NOW, **THEREFORE**, in consideration of the Recitals, which are hereby incorporated into this Agreement by reference, the mutual covenants and agreements contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. Term of Agreement. This Agreement shall commence on the date hereof and continue unless otherwise terminated in accordance with the terms hereof.

2. Designation of LADP as Agent.

a. The County hereby designates LADP as its agent for the limited purpose of pursuing the Land Use Entitlement Approvals with respect to the Property and the Project, subject to the terms and conditions set forth in this Agreement, and LADP hereby accepts such designation.

b. The County hereby acknowledges and agrees that LADP, as the County's agent, is hereby authorized to commence land use planning, design, and other work activities necessary to obtain the following with respect to the Property and the Project (collectively, the "Land Use Entitlement Approvals"), which shall include, without limitation:

i. Proffered Condition Amendment (PCA) / Development Plan Amendment (DPA) and a PRC Plan application (each as defined in the appropriate regulations promulgated by the Fairfax County Department of Planning and Zoning ("DPZ"));

ii. Conceptual approval of the Design Review Board for Reston Association;

iii. Recommendation of the Architectural Review Board; and

iv. Any other regulatory approvals necessary in connection with the above.

c. LADP hereby acknowledges and agrees that the agency created hereby is temporary and shall immediately terminate upon any termination of this Agreement in accordance with the terms hereof. Upon such termination of the agency created hereby, LADP shall immediately cease all work with respect to the Land Use Entitlement Approvals and, thereafter, LADP shall have no further duty or obligation to pursue the Land Use Entitlement Approvals on behalf of the County.

3. Agreement Regarding Land Use Entitlement Approval Process.

a. LADP shall (i) consult and coordinate with the County regarding the design of the Project, and (ii) provide prior written notice and request for approval regarding all submissions to be made in connection with the Land Use Entitlement Approvals. Unless otherwise waived or modified in writing by the County, LADP shall provide the County, in its proprietary capacity, a copy (in any format desired by the County, i.e.: electronic, paper, or physical copies of documents due to size or volume) of all submissions to be made in connection with the Land Use Entitlement Approvals for the County's review and approval eight (8) business days prior to LADP's anticipated filing with or submission of the same to the applicable governmental agencies. All such notices and requests required of LADP by this Section 3(a) shall not be subject to the Notice provisions of Section 6 below; instead, all Notices required in this Section 3(a) (including requests for approvals) shall be delivered to Barbara A. Byron, Director of the Office of Community Revitalization, with a copy to Rex Peters, Department of Housing and Community Development, and/or any other person(s) as may be delegated by Barbara A. Byron, and in such format as may be requested. Approval of such submissions shall be in the County's sole and absolute discretion; *provided*, *however*, that the County's approval of any and all such submissions shall not be unreasonably withheld on the basis of County comments that do not reasonably reflect refinement of the scope and substance of prior approved submissions, unless such comments are in response to issues or questions raised by the County, in its governmental / regulatory capacity, as part of the Land Use Entitlement Approval process. If the County fails to notify LADP in writing of either its approval or disapproval of any such submissions within eight (8) business days after its receipt of the same from LADP, then LADP may proceed with the submission of the same; however it shall be understood that such submission shall not be deemed to be approved by the County. Any County approval of submissions by LADP shall be in the County's capacity as land owner, and shall not be construed to imply approval as a regulator.

b. LADP shall file its initial land use application with the County in its regulatory capacity for the Land Use Entitlement Approvals within ninety (90) days of the date of this Agreement.

c. The County shall be obligated to diligently pursue any consent of the Board of Supervisors that may be required in connection with the Land Use Entitlement

Approvals, and to otherwise reasonably cooperate with LADP in the pursuit of the Land Use Entitlement Approvals.

d. It is further acknowledged and understood that the rezoning of the Property will require execution of proffered conditions by LADP and the County. The County and LADP shall consult and coordinate as to the substance of such proffered conditions. The County's approval and execution of the proffered conditions shall be in the County's sole and absolute discretion; provided, however, that such approval and execution shall not be unreasonably withheld, conditioned or delayed with respect to proffered conditions that (i) are reasonably related to elements of Land Use Entitlement Approval submissions previously approved by the County, in its proprietary capacity, and (ii) otherwise reflect the obligations of this Agreement and the MDA.

e. It is further acknowledged and understood that the County may decline to approve LADP's proposed Land Use Entitlement Approval submission(s) if they do not provide for the inclusion and consolidation of, at a minimum, the Gas Station Parcel and "Land Unit A", as defined in the Fairfax County Comprehensive Plan for LAVC and including Fairfax County Tax Map Parcel Numbers 17-2 ((07)) 6B2 and 17-2 ((31)) 1645, portions of Tax Map Parcels 17-2 ((07)) 6B3 and 17-2 ((08)) 6C, and a portion of the Lake Anne of Reston Condominium common areas.

f. LADP shall be responsible for all costs associated with the Land Use Entitlement Approvals (such costs, the "LADP Costs"), and the County shall not be obligated to reimburse to LADP any costs associated with the Land Use Entitlement Approvals. Upon any termination of this Agreement, LADP agrees that, pursuant to the terms and conditions of this Agreement, LADP shall (i) assign all of its rights and interests (if any) in and to any obtained Land Use Entitlement Approvals, and deliver (or cause to be delivered) originals or copies of any and all other documents related to the same to the County, and (ii) assign to the County all of its rights and interests to, and provide and deliver (or cause to be provided or delivered) to the County any and all work product produced by LADP and/or its contractors and consultants associated with the Project, together with any third-party consents necessary therefor (collectively, roman numerals (i) and (ii) in this sentence shall be referred to as the "Work Product"). The foregoing obligations of LADP shall survive the termination of this Agreement.

g. During the term of this Agreement, LADP and its agents may access the Property upon reasonable advance notice to the County – including, for purposes of this Section 3(g), notice to Rex Peters of the County's Department of Housing and Community Development – in order to conduct such activities as LADP reasonably determines are necessary or appropriate in connection with the Land Use Entitlement Approvals process. LADP shall conduct such activities in a manner so as to minimize any disturbance to the residents and operations of Crescent Apartments. LADP shall, and shall cause any of its employees or agents entering onto the Property to, deliver to the County certificates of insurance listing the County as an additional insured and evidencing general liability insurance coverage in the amount of $1,000,000. LADP shall further (i) repair and restore any damage to the Property or the improvements thereon caused by LADP's activities (or those of its employees or agents) under this sub-section, and (ii) indemnify, defend, and hold the County harmless from and against any and all liability, cost, or

expense, including any damage to the Property or the improvements thereon, resulting or arising from LADP's activities (or those of its employees or agents) under this sub-section, except to the extent caused by the negligence or willful act or omission of the County, its agents, or employees. Notwithstanding anything herein to the contrary, neither this sub-section, nor any portion thereof, nor any other provision in this Agreement shall constitute a waiver of the County's sovereign immunity.

4. Pursuit of Master Development Agreement. The parties agree to pursue negotiations, diligently and in good faith, of a master development agreement (an "MDA") to fully provide for the development of the Project generally consistent with the RFP, the LADP Response, and the negotiations conducted to date, with the expectation of concluding negotiations by 11:59 p.m. eastern time on the date that is eighteen (18) months after the date of this Agreement (or such later date as may be mutually agreed upon in writing by the parties, the "Outside Date"). The parties further agree that execution of the MDA, by all parties, and the approval of the MDA by the Board of Supervisors of Fairfax County, Virginia are both to occur concurrently with the obtaining and approval by all applicable governmental authorities of the last of the Land Use Entitlement Approvals to be obtained. The MDA will provide, inter alia, a comprehensive agreement for the rights and responsibilities of each party regarding the entire development of the Project, including, without limitation:

- The County shall have no obligation to contribute financially to the Project;

- The purchase price(s) and/or ground rent(s), as applicable, to be paid by LADP for the Property, and the terms of such conveyances, shall be set forth in the MDA;

- LADP shall pay a deposit (10% of the purchase price of land to be sold in fee simple, together with 100% of ground rent for the first full stabilized year of operation of land to be ground leased) upon execution of the MDA that is to be non-refundable unless the County defaults under the MDA;

- Full payment for last phase of any land to be conveyed by sale, and ground rent commencement for last phase of any land to be conveyed by ground lease, must occur no later than December 31, 2018;

- Neither the sales price nor ground rent shall decline as a result of the entitlement process, changes in market economics, project financing, tax credit awards, or other circumstances;

- Values are to be expressed in terms of 2013 dollars, with discount rates or escalation factors to be discussed;

- A relocation plan for the residents of the Crescent Apartments, subject to the approval of the County and the FCRHA and that provides the option for then-current residents at the time of redevelopment to be able to live at the Property at affordable rent levels, provided they meet eligibility requirements;

- The realignment of Village Road, and the provision of at least 181 replacement affordable units must be part of the first phase of development;

- County support for the timely relocation for the Village Road right-of-way through VDOT; and

- If LADP does not acquire, directly or indirectly, Land Unit A, the County, at its option, may terminate the MDA.

5. Termination. To the extent this Agreement is terminated pursuant to any of the subsections listed below, the County shall not be obligated to reimburse LADP for the LADP costs and any other costs incurred by LADP under this Agreement, and the Work Product shall, upon written request of the County, immediately be turned over to the County as soon as reasonably possible. The provisions of this Section shall survive the termination of this Agreement.

a. In the event the parties are unable to reach agreement upon the terms and conditions of the MDA by the Outside Date, this Agreement may be terminated by the County upon written notice to LADP and the parties hereto shall have no further rights or obligations hereunder, except the terms of which shall expressly survive such termination.

b. In the event of (A) any breach of this Agreement by the County which is not cured within thirty (30) days after the County's receipt of written notice of such breach from LADP, or (B) LADP's reasonable determination that it shall be unable to obtain the Land Use Entitlement Approvals, *then*, LADP shall have the right to terminate this Agreement upon written notice to the County, and the parties hereto shall have no further rights or obligations hereunder, except the terms of which expressly survive such termination.

c. In the event of any breach of this Agreement by LADP which is not cured within thirty (30) days after LADP's receipt of written notice of such breach from the County, the County shall have the right to either (i) terminate this Agreement, or (ii) pursue any and all other remedies available to the County at law or in equity.

6. Notice. Any notices required or permitted to be given hereunder shall be deemed to have been properly given when received or refused if sent by United States certified or registered mail, return receipt requested; national overnight courier service; or delivered in hand; in each case as follows (unless changed by similar notice in writing given by the particular person whose address is to be changed):

If to the County:

Board of Supervisors of Fairfax County, Virginia
12000 Government Center Parkway
Fairfax, Virginia 22035-0064
Attention: County Executive

With copies to:

Department of Community Revitalization
12055 Government Center Parkway, Suite 1048
Fairfax, Virginia 22035
Attention: Barbara A. Byron

And:

Office of the County Attorney
12000 Government Center Parkway, Suite 549
Fairfax, Virginia 22035
Attention: Ryan Wolf

If to LADP:

Republic Land Development LLC
11401 North Shore Drive
Reston, Virginia 20190
Attention: David L. Peter

With copies to:

Walsh Colucci Lubeley Emrich & Walsh, PC
2200 Clarendon Boulevard, Suite 1300
Arlington, Virginia 22201
Attention: Thomas J. Colucci, Esq.

7. Miscellaneous Provisions.

a. Appropriations. Any and all of County's financial obligations under this Agreement are subject to appropriations by the Board to satisfy payment of such obligations.

b. Attorney's Fees. In the event there arises any disputes under this Agreement and said disputes result in litigation between the parties, the prevailing party shall be entitled to recover from the non-prevailing party all reasonable attorney's fees incurred by the prevailing party in any such litigation, including the value of legal services, if any, provided by the Office of the County Attorney of Fairfax County.

c. Binding Effect. This Agreement shall, be binding upon and inure to the benefit of the parties hereto, their successors and permitted assigns. Neither party hereto may assign its rights or delegate its obligations hereunder.

d. Counterparts. If this Agreement shall be executed in two or more counterpart originals, each counterpart original shall be for all purposes considered an original of this Agreement.

e. Further Assurances. At the request of either party, LADP and the County shall promptly execute and deliver such other further instruments and documents as may from time to time be requisite in order to consummate the intent of the parties provided herein.

f. Headings. The section headings are herein used for convenience of reference only and shall not be deemed to vary the content of this Agreement or the covenants, agreements, representations and warranties herein set forth or the scope of any section.

g. Incorporation. The Recitals and Exhibits are hereby incorporated into this Agreement as if fully set forth herein.

h. Governing Law. This Agreement shall be governed by and construed under the laws of the Commonwealth of Virginia.

i. Holidays, Business Days, etc. Whenever the last day for the performance of any act required by either party under this Agreement shall fall upon a Saturday, Sunday, legal holiday, or day on which national banks doing business in the Washington D.C. area are generally closed for business, the date for the performance of any such act shall be extended to the next succeeding business day which is not a Saturday, Sunday, legal holiday, or day on which such bank is closed.

j. No Third Party Beneficiaries. No person or entity shall be a third party beneficiary of this Agreement.

k. Partial Invalidity. If any provision of this Agreement shall be determined to be void by any court of competent jurisdiction, then such determination shall not affect any other provision hereof, all of which other provisions shall remain in full force and effect; and it is the intention of all the parties hereto that if any provision of this Agreement capable of two constructions, one of which would render the provision void and the other of which would render the provision valid, then the provision shall have the meaning which renders it valid.

l. Waiver, Modification. Failure by either party to insist upon or enforce any of its rights hereto shall not constitute a waiver thereof. This Agreement shall not be modified, amended, or altered except by a written agreement signed by each of the parties hereto.

m. Survival. Except as otherwise specifically provided herein, the provisions of this Agreement shall not survive termination hereunder.

n. Time. With respect to all time periods contained in this Agreement, it is expressly understood that time shall be of the essence.

o. Waiver of Jury Trial. Each party hereby knowingly waives trial by jury in any action, proceeding, claim or counterclaim brought by either party in connection with any matter arising out of or in any way connected with this Agreement, the relationship of the parties hereunder, the parties' ownership or use of the land subject to this Agreement, and/or any claims

of injury or damage.

p. The foregoing provisions of this Section shall survive the termination of this Agreement.

(*Remainder of Page Blank; Signatures Follow*)

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the date first written above.

COUNTY:

BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA, acting in its proprietary capacity and not in its governmental or regulatory capacity

By: _____
Name: _____
Title: _____

COMMONWEALTH OF VIRGINIA

COUNTY OF FAIRFAX, to-wit:

Subscribed and sworn to before me this ____ day of _____, 2013, by _____.

_____
Notary Public

My Commission Expires: _____
Registration Number: _____

LADP:

LAKE ANNE DEVELOPMENT PARTNERS LLC, a Virginia limited liability company

By: _____
Name: David L. Peter
Title: Manager

COMMONWEALTH OF VIRGINIA

COUNTY OF FAIRFAX, to-wit:

Subscribed and sworn to before me this ____ day of _____, 2013, by David L. Peter, Manager of Lake Anne Development Partners LLC.

_____
Notary Public

My Commission Expires: _____
Registration Number: _____

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Board Agenda Item
July 30, 2013

4:30 p.m.

Public Hearing on a Proposal to Abandon a Part of Colshire Drive, Discontinue Colshire Drive, and Convey the Abandoned Right-of-Way to Johnson 1 Colshire 7600 LLC et. al. (Providence District)

ISSUE:
Public hearing on a proposal to abandon part of Colshire Drive, discontinue Colshire Drive, and convey the abandoned portion to Johnson 1 Colshire 7600 LLC and Taylor Colshire Meadow LLC per the request of Johnson 1 Colshire 7600 LLC, Taylor Colshire Meadow LLC, the MITRE Corporation, and Cityline Partners LLC (the Applicants).

RECOMMENDATION:
The County Executive recommends that the Board adopt the attached order (Attachment III) for abandonment of the subject right-of-way, resolution (Attachment VI) for the conveyance of the abandoned right-of-way to Johnson 1 Colshire 7600 LLC and Taylor Colshire Meadow LLC., and resolution (Attachment VII) requesting that Colshire Drive be discontinued from the Secondary System.

TIMING:
On June 18, 2013, the Board authorized the public hearing to consider the proposed abandonment for July 30, 2013, at 4:30 p.m.

BACKGROUND:
The Applicants are requesting that part of Colshire Drive be abandoned, the entirety of Colshire Drive be discontinued, and the abandoned parcel be conveyed to Johnson 1 Colshire 7600 LLC and Taylor Colshire Meadow LLC. in exchange for other right-of-way for the realignment of Colshire Drive. Colshire Drive is in the Virginia Department of Transportation (VDOT) State Secondary System (Route 6471).

The request is being made in coordination with zoning cases RZ 2011-PR-010 and RZ-2011-PR-011 that were approved by the Board on April 9, 2013. In the proffers for these zoning cases, the Applicants committed to construct a realignment of Colshire Drive to conform to the planned street grid for Tysons and present this new roadway for acceptance to the VDOT State Secondary System.

To facilitate the development of an improved Tysons street grid under the proffers the Applicants and the County entered into an agreement on April 10, 2013, to exchange part of the right-of-way for existing Colshire Drive for the right-of-way of the future alignment conforming to the planned street grid, subject to approval by the Board. The agreement, in paragraph 8, also commits the Applicants to construct the realigned Colshire Drive per the proffer commitments under RZ-2011-PR-010 and RZ-2011-PR-011. The order of abandonment and resolution for conveyance are necessary steps in the fulfillment of the agreement.

To simultaneously comply with VDOT requirements and to maintain public access, the Applicants also request that the County petition VDOT to discontinue Colshire Drive in its entirety from State maintenance. The Applicants will assume the maintenance responsibility, to VDOT standards, for Colshire Drive under paragraph 7 of the agreement until completion of the Road Improvements and the opening of realigned Colshire Drive to public use.

To ensure full commitment to the realignment of Colshire Drive, under paragraph 6 of the agreement, final execution of the exchange, recordation of the abandonment, and presentation of the discontinuance to VDOT will occur only after the submission of a Final Development Plan that includes the realigned Colshire Drive construction.

Traffic Circulation and Access

The abandonment will have no long-term impact on pedestrian, transit, or vehicle circulation and access. A permanent realignment of Colshire Drive conforming to the Tysons grid plan will replace the current right-of-way, and will assist in improving traffic flow in the area

Easements

Public easement needs have been identified by the Department of Public Works and Environmental Services. Verizon had also identified facilities within the area to be abandoned. The interim easement requirements will be met by the execution of the easement deed shown as Exhibit B of the agreement; final easements will be identified during processing of the site plan. No other easement needs were identified.

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

Board Agenda Item
July 30, 2013

FISCAL IMPACT:
None.

ENCLOSED DOCUMENTS:
Attachment I: Statement of Justification
Attachment II: Notice of Intent
Attachment III: Order of Abandonment
Attachment IV: Abandonment Plat
Attachment V: Metes and Bounds Description
Attachment VI: Resolution to Convey
Attachment VII: Resolution of Discontinuance
Attachment VIII: Discontinuance Plat
Attachment IX: Agreement for exchange of rights-of-way
Attachment X: Vicinity Map

STAFF:
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Dan Rathbone, FCDOT
Martha Coello, FCDOT
Donald Stephens, FCDOT

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WALSH COLUCCI
LUBELEY EMRICH
& WALSH PC

H. Mark Goetzman
(703) 528-4700 Ext. 5452
mgoetzman@arl.thelandlawyers.com
Fax: (703) 528-6050

November 20, 2012

VIA OVERNIGHT DELIVERY

Donald Stephens
Fairfax County Department of Transportation
4050 Legato Rd, Ste 400
Fairfax, VA 22033-2895

Re: Request for Abandonment of Portions of Colshire Drive,
Route 6471, Providence District, Fairfax County, Virginia
Applicant: Cityline Partners, LLC

Dear Donald:

This letter constitutes a request and statement of justification to abandon portions of Colshire Drive, Route 6471, Fairfax County, Virginia. Colshire Drive is located in the Providence Magisterial District (hereinafter referred to as the "Right-of-Way"). This request is made on behalf of the Applicant pursuant to Virginia Code Section 33.1-151. The Applicant is the developer of approximately 30.47 acres of real property located in proximity to the Right-of-Way.

The Right-of-Way was conveyed to the Board of Supervisors of Fairfax County, Virginia (the "Board"), by virtue of a deeds and plats recorded in Deed Book 3446 at page 181, Deed Book 11577 at page 770 and Deed Book 11772 at page 983, all among the land records of Fairfax County, Virginia. On or about February 14, 2011, the Applicant submitted applications pending before the Board and referenced as rezoning application RZ 2011-PR-011 and RZ 2011-PR-010. Said applications propose a rezoning from the C-3 District to the PTC District to permit an overall 4.27 Floor Area Ratio (FAR) comprised of office, residential, hotel and retail development (the "Rezoning"). Abandonment of the Right-of-Way will facilitate and result in the straightening of Colshire Drive to be consistent with the planned grid of streets in Tysons Corner. As you are aware, the Fairfax County Department of Transportation and VDOT have both strongly recommended the realignment of Colshire Drive. Colshire Drive as realigned is shown on the Conceptual Development Plan CDP) submitted with the rezoning applications. A reduction of Sheet C-4 of the CDP is attached for your convenient reference.

The Right-of-Way area to be abandoned is shown on the enclosed plat entitled "Plat Showing Abandonment of the Portions of Colshire Drive Route #6471" prepared by Vika, Inc. (the "Plat"). The total area to be abandoned is 30,928 square feet, which will be conveyed to the Applicant.

The conveyance to the Applicant, or its designee, is in exchange for the dedication by the underlying fee owner of additional public right-of-way to the Board for realignment of Colshire Drive. I am enclosing a right-of-way exhibit prepared by Vika, Inc. which shows the areas to be abandoned in green, the areas to be dedicated in red and the proposed realignment of Colshire Drive (the "ROW Exhibit"). In addition to the dedication, the Applicant shall, at its cost and expense, construct the realignment of Colshire Drive in accordance with a separate agreement between the Applicant and the Board.

I request your review and circulation of this application to the appropriate parties as soon as possible. If you have any questions or require additional information, please do not hesitate to contact me.

Very truly yours,

WALSH, COLUCCI, LUBELEY,
EMRICH & WALSH, P.C.

H. Mark Goetzman

HMG/tls
Enclosure

cc: Tom Fleury
Keith Turner
Marguerite Guarino
Pam Pelto
Martha Coello
John Amatetti
Tom Harding
Lynne Strobel

NOTICE OF INTENT TO ABANDON, CONVEY, AND DISCONTINUE

COLSHIRE DRIVE-ROUTE 6471
PROVIDENCE DISTRICT,
Fairfax County, Virginia

Notice is hereby given that the Board of Supervisors of Fairfax County, Virginia, will hold a public hearing on July 30, 2013, at 4:30 PM during its regular meeting in the Board Auditorium at the Fairfax County Government Center, 12000 Government Center Parkway, Fairfax, VA, pursuant to Virginia Code 33.1-151, to consider the proposed abandonment of portions of a public road known as Colshire Drive-Route 6471 in the vicinity of Colshire Meadow Drive and, concurrently, the conveyance of same to Johnson 1 Colshire 7600 LLC and Taylor Colshire Meadow LLC per an agreement signed April 10, 2013. At the same place and time the Board of Supervisors will concurrently .consider the discontinuance of Colshire Drive from Dolly Madison Boulevard, Route 123, to the cul-de-sac terminus, pursuant to Virginia Code § 33.1-150. The road is located on Tax Map 030-3, and is described and shown on the metes and bounds schedule dated November 19, 2012, abandonment plat dated November 19, 2012, and discontinuance plat dated May 15, 2013, all prepared by VIKA, Inc. and on file in the Fairfax County Department of Transportation, 4050 Legato Road, Fairfax Virginia, 22033, telephone number 703-877-5600.

All persons wishing to speak on this subject may call the Office of the Clerk to the Board (703-324-3151) to be placed on the Speaker's List, or may appear and be heard.

PROVIDENCE DISTRICT

Public Hearing on a Proposal to Abandon a Part of Colshire Drive, Discontinue Colshire Drive, and Convey the Abandoned Right-of-Way to Johnson 1 Colshire 7600 LLC et. al. (Providence District)

ORDER OF ABANDONMENT OF

COLSHIRE DRIVE-ROUTE 6471

PROVIDENCE DISTRICT,
Fairfax County, Virginia

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held this 30th day of July, 2013, it duly moved and seconded that:

WHEREAS, after conducting a public hearing pursuant to notice as required by Virginia Code § 33.1-158, at which meeting a quorum was present and voting, and upon due consideration of the historic value of the road, if any, the Board has determined that no public necessity exists for the continuance of the road and that the welfare of the public will be served best by abandoning the road, therefore

BE IT ORDERED:

That portions of COLSHIRE DRIVE-ROUTE 6471 from Dolly Madison Boulevard Route 123 to the cul-de-sac terminus, located on Tax Map 030-3 and described and shown on the metes and bounds schedule, dated November 19, 2012, and plat, dated November 19, 2012, each prepared by VIKA, Inc. and attached hereto and incorporated herein, be and the same is hereby abandoned as a public road pursuant to Virginia Code § 33.1-151. **Per the agreement signed April 10, 2013, this order shall become effective upon recordation in the Fairfax County Land Records.**

This abandonment is subject to any right, privilege, permit, license, or easement in favor of any public service company, utility, or other person or entity, including any political subdivision, whether located above, upon, or under the surface, either presently in use or of record, including the right to operate, maintain, replace, alter, extend, increase or decrease in size any facilities in the abandoned roadway, without any permission of the landowner(s).

A Copy Teste:

_____
Catherine A. Chianese
Clerk to the Board

ATTACHMENT IV

NOTES:

THE SUBJECT PROPERTY SHOWN HEREON IS SHOWN ON FAIRFAX COUNTY TAX ASSESSMENT MAP 030-3.

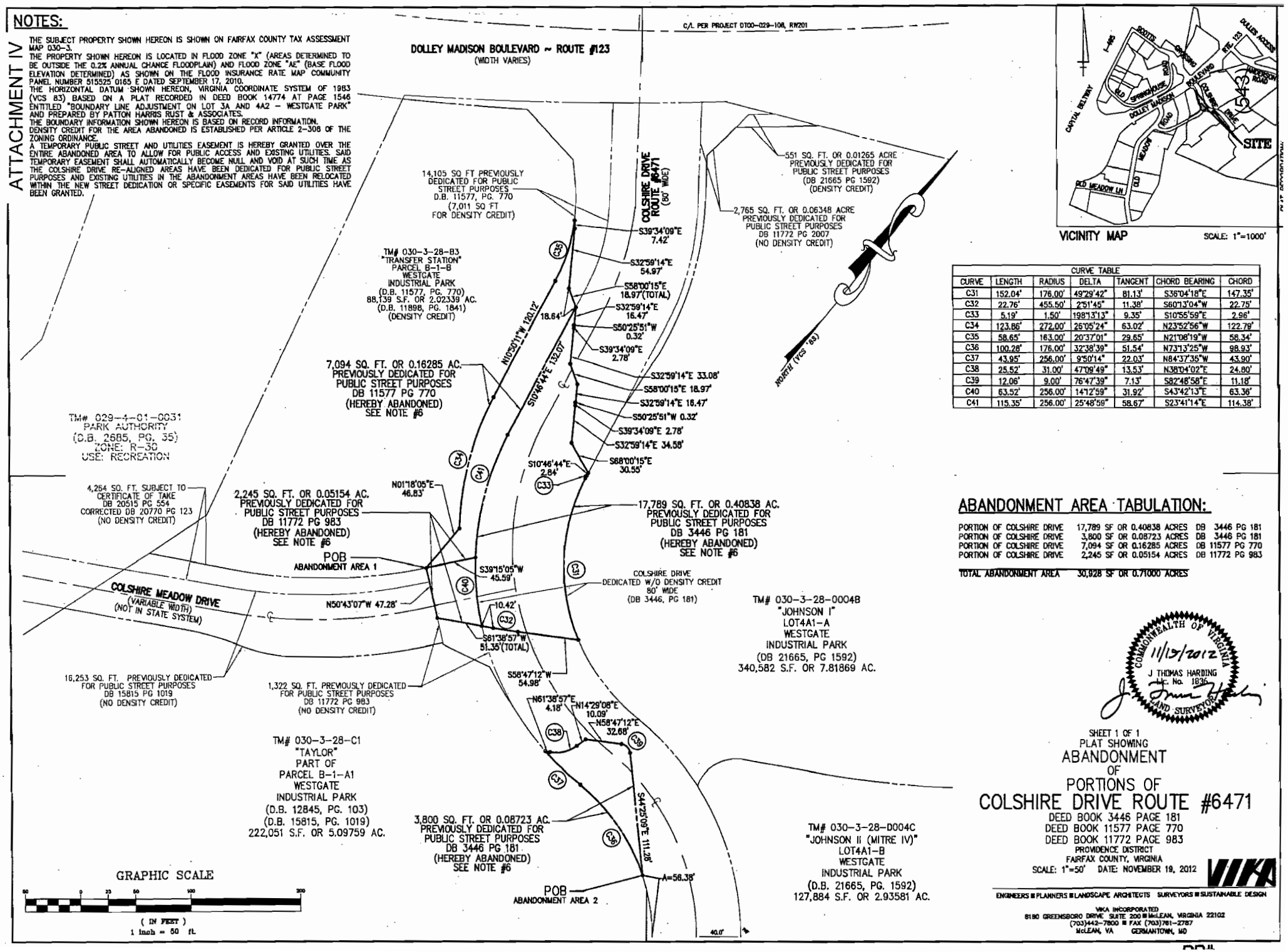
THE PROPERTY SHOWN HEREON IS LOCATED IN FLOOD ZONE "X" (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN) AND FLOOD ZONE "AE" (BASE FLOOD ELEVATION DETERMINED) AS SHOWN ON THE FLOOD INSURANCE RATE MAP COMMUNITY PANEL NUMBER 515525 0165 E DATED SEPTEMBER 17, 2010.

THE HORIZONTAL DATUM SHOWN HEREON, VIRGINIA COORDINATE SYSTEM OF 1983 (VCS 83) BASED ON A PLAT RECORDED IN DEED BOOK 14774 AT PAGE 1546 ENTITLED "BOUNDARY LINE ADJUSTMENT ON LOT 3A AND 4A2 – WESTGATE PARK" AND PREPARED BY PATTON HARRIS RUST & ASSOCIATES.

THE BOUNDARY INFORMATION SHOWN HEREON IS BASED ON RECORD INFORMATION.

DENSITY CREDIT FOR THE AREA ABANDONED IS ESTABLISHED PER ARTICLE 2-308 OF THE ZONING ORDINANCE.

A TEMPORARY PUBLIC STREET AND UTILITIES EASEMENT IS HEREBY GRANTED OVER THE ENTIRE ABANDONED AREA TO ALLOW FOR PUBLIC ACCESS AND EXISTING UTILITIES. SAID TEMPORARY EASEMENT SHALL AUTOMATICALLY BECOME NULL AND VOID AT SUCH TIME AS THE COLSHIRE DRIVE RE-ALIGNED AREAS HAVE BEEN DEDICATED FOR PUBLIC STREET PURPOSES AND EXISTING UTILITIES IN THE ABANDONMENT AREAS HAVE BEEN RELOCATED WITHIN THE NEW STREET DEDICATION OR SPECIFIC EASEMENTS FOR SAID UTILITIES HAVE BEEN GRANTED.



VICINITY MAP SCALE: 1"=1000'

CURVE TABLE						
CURVE	LENGTH	RADIUS	DELTA	TANGENT	CHORD BEARING	CHORD
C31	152.04'	176.00'	49°29'42"	81.13'	S36°04'18"E	147.35'
C32	22.76'	455.50'	2°51'45"	11.38'	S60°13'04"W	22.75'
C33	5.19'	1.50'	198°13'13"	9.35'	S10°55'59"E	2.96'
C34	123.86'	272.00'	26°05'24"	63.02'	N23°52'56"W	122.79'
C35	58.65'	163.00'	20°37'01"	29.65'	N21°08'19"W	58.34'
C36	100.28'	176.00'	32°38'39"	51.54'	N73°13'25"W	98.93'
C37	43.95'	256.00'	9°50'14"	22.03'	N84°37'35"W	43.90'
C38	25.52'	31.00'	47°09'49"	13.53'	N38°04'02"E	24.80'
C39	12.06'	9.00'	76°47'39"	7.13'	S82°48'58"E	11.18'
C40	63.52'	256.00'	14°12'59"	31.92'	S43°42'13"E	63.36'
C41	115.35'	256.00'	25°48'59"	58.67'	S23°41'14"E	114.38'

ABANDONMENT AREA TABULATION:

PORTION OF COLSHIRE DRIVE	17,789 SF OR 0.40838 ACRES	DB 3446 PG 181
PORTION OF COLSHIRE DRIVE	3,800 SF OR 0.08723 ACRES	DB 3446 PG 181
PORTION OF COLSHIRE DRIVE	7,094 SF OR 0.16285 ACRES	DB 11577 PG 770
PORTION OF COLSHIRE DRIVE	2,245 SF OR 0.05154 ACRES	DB 11772 PG 983
TOTAL ABANDONMENT AREA	30,928 SF OR 0.71000 ACRES	

COMMONWEALTH OF VIRGINIA
11/13/2012
J THOMAS HARDING
Lic. No. 1836
LAND SURVEYOR

SHEET 1 OF 1

PLAT SHOWING

ABANDONMENT OF PORTIONS OF COLSHIRE DRIVE ROUTE #6471

DEED BOOK 3446 PAGE 181
DEED BOOK 11577 PAGE 770
DEED BOOK 11772 PAGE 983
PROVIDENCE DISTRICT
FAIRFAX COUNTY, VIRGINIA
SCALE: 1"=50' DATE: NOVEMBER 19, 2012

VIKA

ENGINEERS ■ PLANNERS ■ LANDSCAPE ARCHITECTS SURVEYORS ■ SUSTAINABLE DESIGN

VIKA INCORPORATED
8180 GREENSBORO DRIVE SUITE 200 ■ McLEAN, VIRGINIA 22102
(703)442-7800 ■ FAX (703)761-2787
McLEAN, VA GERMANTOWN, MD

ENGINEERS ◇ PLANNERS ◇ LANDSCAPE ARCHITECTS ◇ SURVEYORS ◇ SUSTAINABLE DESIGN

COLSHIRE DRIVE ABANDONMENT AREA 1

NOVEMBER 19, 2012

DESCRIPTION OF

A PORTION OF
COLSHIRE DRIVE
DEED BOOK 3446, PAGE 181
DEED BOOK 11577, PAGE 770
DEED BOOK 11772, PAGE 983

PROVIDENCE DISTRICT
FAIRFAX COUNTY, VIRGINIA

Being a portion of Colshire Drive (variable width right of way) previously dedicated for Public Street Purposes by Deeds recorded in Deed Book 3446 at Page 181, Deed Book 11577 at Page 770, and Deed Book 11772 at Page 983 all among the Land Records of Fairfax County, Virginia and being more particularly described as follows:

Beginning at a point lying on the westerly right of way line of said Colshire Drive (variable width right of way), said point marking the southeasterly corner of Parcel B-1-B, Westgate Industrial Park as recorded in Deed Book 11577 at Page 770 among the aforesaid Land Records; thence running with said Parcel B-1-B the following four (4) courses and distances:

1.) North 01°18'05" East, 46.83 feet to a point of curvature; thence
2.) 123.86 feet along the arc of a curve to the right having a radius of 272.00 feet and a chord bearing and distance of North 23°52'56" West, 122.79 feet to a point; thence
3.) North 10°50'11" West, 120.12 feet to a point of curvature; thence
4.) 58.65 feet along the arc of a curve to the left having a radius of 163.00 feet and a chord bearing and distance of North 21°08'19" West, 58.34 feet to a point; thence leaving the aforesaid Parcel B-1-B, Westgate Industrial Park (DB 11577 Pg 770) and running so as to cross and include a portion of the aforesaid Colshire Drive (variable width right of way) the following twenty (20) courses and distances
5.) South 39°34'09" East, 7.42 feet to a point; thence
6.) South 32°59'14" East, 54.97 feet to a point; thence
7.) South 58°00'15" East, 18.97 feet to a point; thence
8.) South 32°59'14" East, 16.47 feet to a point; thence
9.) South 50°25'51" West, 0.32 feet to a point; thence
10.) South 39°34'09" East, 2.78 feet to a point; thence
11.) South 32°59'14" East, 33.08 feet to a point; thence
12.) South 58°00'15" East, 18.97 feet to a point; thence
13.) South 32°59'14" East, 16.47 feet to a point; thence
14.) South 50°25'51" West, 0.32 feet to a point; thence
15.) South 39°34'09" East, 2.78 feet to a point; thence
16.) South 32°59'14" East, 34.58 feet to a point; thence
17.) South 68°00'15" East, 30.55 feet to a point; thence
18.) South 10°46'44" East, 2.84 feet to a point of curvature; thence
19.) 5.19 feet along the arc of a curve to the left having a radius of 1.50 feet and a chord bearing and radius of South 10°55'59" East, 2.96 feet to a point of compound curvature; thence
20.) 152.04 feet along the arc of a curve to the left having a radius of 176.00 feet and a chord bearing and distance of South 36°04'18" East, 147.35 feet to a point; thence
21.) South 58°47'12" West, 54.98 feet to a point of curvature; thence

VIKA, Incorporated
8180 Greensboro Drive, Suite 200 ◇ McLean, Virginia 22102 ◇ 703.442.7800 Fax 703.761.2787
McLean, VA ◇ Germantown, MD ◇ Washington, DC
www.vika.com

22.) 22.76 feet along the arc of a curve to the right having a radius of 455.50 feet and a chord bearing and distance of South 60°13'04" West, 22.75 feet to a point thence
23.) South 61°38'57" West, 51.35 feet to a point; thence
24.) North 50°43'07" West, 47.28 feet to the point of beginning containing 27,128 square feet or 0.62277 acres of land.

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ENGINEERS ○ PLANNERS ○ LANDSCAPE ARCHITECTS ○ SURVEYORS ○ SUSTAINABLE DESIGN

COLSHIRE DRIVE ABANDONMENT AREA 2

NOVEMBER 19, 2012

DESCRIPTION OF

A PORTION OF
COLSHIRE DRIVE
DEED BOOK 3446, PAGE 181

PROVIDENCE DISTRICT
FAIRFAX COUNTY, VIRGINIA

Being a portion of Colshire Drive (variable width right of way) previously dedicated for Public Street Purposes by Deed recorded in Deed Book 3446 at Page 181 among the Land Records of Fairfax County, Virginia and being more particularly described as follows:

Beginning at a point lying on the common line of the westerly right of way line of said Colshire Drive (variable width right of way) and Parcel B-1-A1, Westgate Industrial Park as recorded in Deed Book 12845 at Page 103 and in Deed Book 15815 at Page 1019 all among the aforesaid Land Records, said point also lying distant North 38°32'45" West, 117.17 and 56.38 feet along the arc of a curve to the left having a radius of 176.00 feet and a chord bearing and distance of North 47°43'25" West, 56.14 feet from the southeasterly corner of said Parcel B-1-A1; thence running with said common line the following two (2) courses and distances:

1.) 100.28 feet along the arc of a curve to the left having a radius of 176.00 feet and a chord bearing and distance of North 73°13'25" West, 98.93 feet to a point of reverse curvature; thence
2.) 43.95 feet along the arc of a curve to the right having a radius of 256.00 feet and a chord bearing and distance of North 84°37'35" West, 43.90 feet to a point; thence leaving the aforesaid common line of the westerly right of way line of Colshire Drive (variable width right of way) and Parcel B-1-A1, Westgate Industrial Park (DB 12845 Pg 103, DB 15815 Pg 1019) and running so as to cross and include a portion of the aforesaid Colshire Drive (variable width right of way) the following six (6) courses and distances
3.) North 61°38'57" East, 4.18 feet to a point of curvature; thence
4.) 25.52 feet along the arc of a curve to the left having a radius of 31.00 feet and a chord bearing and distance of North 38°04'02" East, 24.80 feet to a point; thence
5.) North 14°29'08" East, 10.09 feet to a point; thence
6.) North 58°47'12" East, 32.68 feet to a point of curvature; thence
7.) 12.06 feet along the arc of a curve to the right having a radius of 9.00 feet and a chord bearing and distance of South 82°48'58" East, 11.18 feet to a point; thence
8.) South 44°25'09" East, 111.28 feet to the point of beginning containing 3,800 square feet or 0.08723 acres of land.

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VIKA, Incorporated
8180 Greensboro Drive, Suite 200 ○ McLean, Virginia 22102 ○ 703.442.7800 · Fax 703.761.2787
McLean, VA ○ Germantown, MD ○ Washington, DC
www.vika.com

RESOLUTION

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium in the Fairfax County Government Center at Fairfax, Virginia, on Tuesday, July 30, 2013, at which a quorum was present and voting, the following resolution was adopted:

WHEREAS, the Board of Supervisors has approved the abandonment of part of Colshire Drive located on Tax Map 030-3 and described and shown on the metes and bounds schedule, dated November 19, 2012, and plat, dated November 19, 2012, each prepared by VIKA, Inc.,

WHEREAS, Johnson 1 Colshire 7600 LLC and Taylor Colshire Meadow LLC seek to acquire the fee simple interest in the parcel created by said abandonment for fair market value consideration,

WHEREAS, the County has no current or planned use for the parcel created by the abandonment,

WHEREAS, Johnson 1 Colshire 7600 LLC and Taylor Colshire Meadow LLC agree to exchange this parcel with other land of equivalent fair market value in conformance with an agreement between the County, Johnson 1 Colshire 7600 LLC, Taylor Colshire Meadow LLC, and others, executed on April 10, 2013,

WHEREAS, the Board of Supervisors finds that it would be in the best interest of the residents of Fairfax County to convey in consideration of fair market value, pursuant to the agreement, the real property as described above to Johnson 1 Colshire 7600 LLC and Taylor Colshire Meadow LLC.

NOW,THEREFORE, upon public hearing duly advertised according to law, it is **RESOLVED** that, in consideration of the fair market value of the parcel, the County Executive or Deputy County Executive is hereby authorized to execute all necessary documents to convey the real property described above to Johnson 1 Colshire 7600 LLC and Taylor Colshire Meadow LLC.

A Copy Teste:

_____

Catherine A. Chianese
Clerk to the Board of Supervisors

Public Hearing on a Proposal to Abandon a Part of Colshire Drive, Discontinue Colshire Drive, and Convey the Abandoned Right-of-Way to Johnson 1 Colshire 7600 LLC et. al. (Providence District)

RESOLUTION

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the Fairfax County Government Center at Fairfax, Virginia, on Tuesday, July 30, 2013, at which meeting a quorum was present and voting, the following resolution was adopted:

WHEREAS, Johnson 1 Colshire 7600 LLC, Taylor Colshire Meadow LLC, the MITRE Corporation, and Cityline Partners LLC, (Applicants) petitioned the Fairfax County Board of Supervisors to discontinue Colshire Drive (Route 6471), and;

WHEREAS, residual portions remain after the Board of Supervisors approved a partial abandonment of Colshire Drive (Route 6471) on July 30, 2013, and;

WHEREAS, on April 10, 2013, the Applicants and the County entered into an agreement for exchanging the abandoned area for land held by the Applicants;

WHEREAS, the portion of Colshire Drive was dedicated to the Fairfax County Board of Supervisors by various deeds and plats and recorded among the Land Records of Fairfax County, Virginia, in Deed Book 3446 and Page 181, Deed Book 11577 and page 770, and Deed Book 11772 and Page 983, and;

~~**WHEREAS, the Applicants have committed, though the April, 10, 2013 agreement, to maintain the existing Colshire Drive until the Applicants construct a new alignment and have it accepted for maintenance by the Virginia Department of Transportation, and;**~~

WHEREAS, notice of intention to discontinue Colshire Drive was given in accordance with Va. Code Ann. § 33.1-150 (2011),

NOW THEREFORE, BE IT RESOLVED that this Board hereby requests, pursuant to Virginia Code Section 33.1-150, that the Commonwealth Transportation Board, discontinue as part of the secondary system of state highways, the remaining residual portions of Colshire Drive (Route 6471).

A Copy Teste:

_____

Catherine A. Chianese
Clerk to the Board of Supervisors

ATTACHMENT VIII

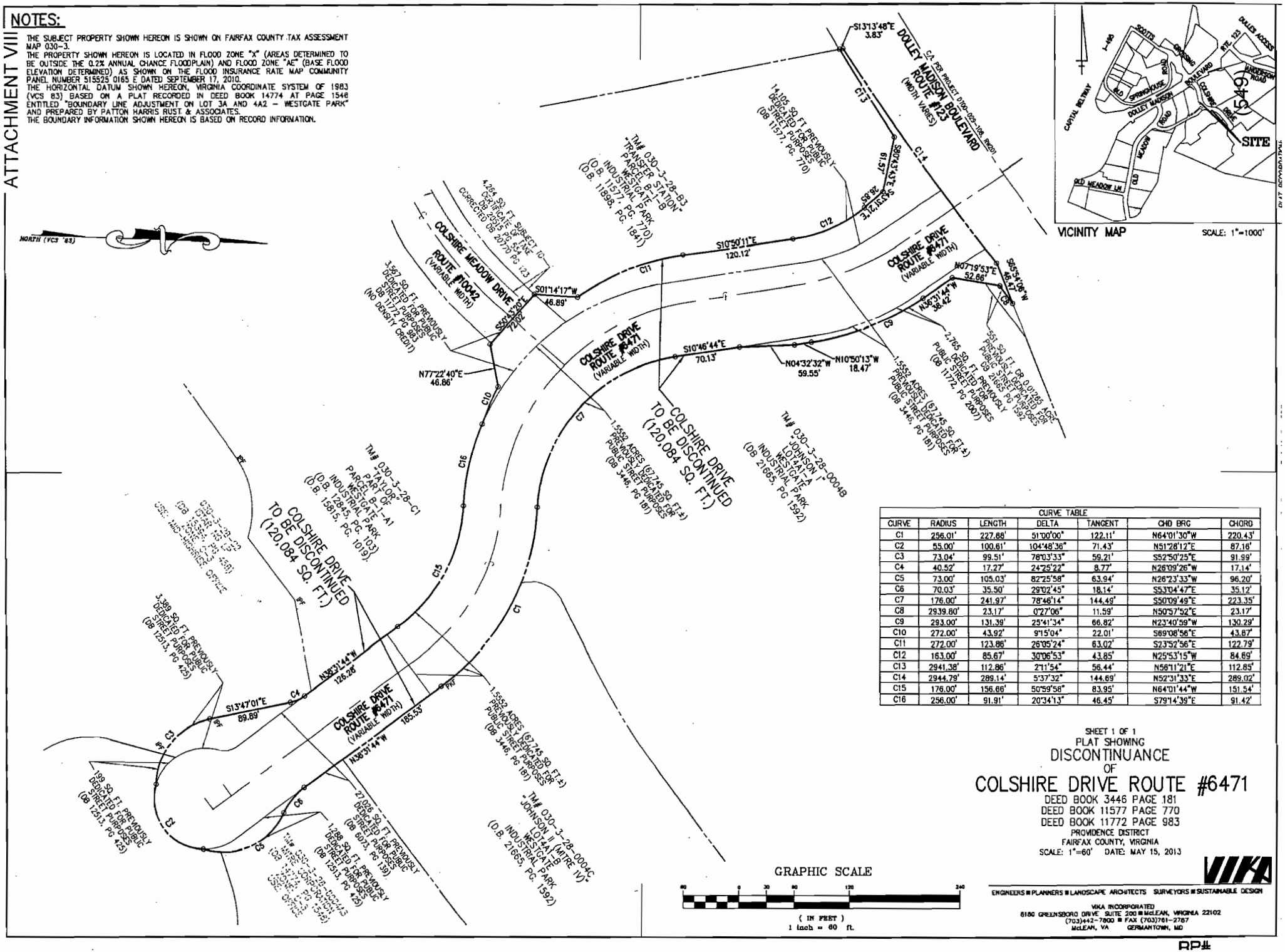
NOTES:

THE SUBJECT PROPERTY SHOWN HEREON IS SHOWN ON FAIRFAX COUNTY TAX ASSESSMENT MAP 030-3.

THE PROPERTY SHOWN HEREON IS LOCATED IN FLOOD ZONE "X" (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN) AND FLOOD ZONE "AE" (BASE FLOOD ELEVATION DETERMINED) AS SHOWN ON THE FLOOD INSURANCE RATE MAP COMMUNITY PANEL NUMBER 515525 0165 E DATED SEPTEMBER 17, 2010.

THE HORIZONTAL DATUM SHOWN HEREON, VIRGINIA COORDINATE SYSTEM OF 1983 (VCS 83) BASED ON A PLAT RECORDED IN DEED BOOK 14774 AT PAGE 1546 ENTITLED "BOUNDARY LINE ADJUSTMENT ON LOT 3A AND 4A2 – WESTGATE PARK" AND PREPARED BY PATTON HARRIS RUST & ASSOCIATES.

THE BOUNDARY INFORMATION SHOWN HEREON IS BASED ON RECORD INFORMATION.



CURVE TABLE						
CURVE	RADIUS	LENGTH	DELTA	TANGENT	CHD BRG	CHORD
C1	256.01'	227.88'	51°00'00"	122.11'	N64°01'30"W	220.43'
C2	55.00'	100.61'	104°48'36"	71.43'	N51°28'12"E	87.16'
C3	73.04'	99.51'	78°03'33"	59.21'	S52°50'25"E	91.99'
C4	40.52'	17.27'	24°25'22"	8.77'	N26°09'26"W	17.14'
C5	73.00'	105.03'	82°25'58"	63.94'	N26°23'33"W	96.20'
C6	70.03'	35.50'	29°02'45"	18.14'	S53°04'47"E	35.12'
C7	176.00'	241.97'	78°46'14"	144.49'	S50°09'49"E	223.35'
C8	2939.80'	23.17'	0°27'06"	11.59'	N50°57'52"E	23.17'
C9	293.00'	131.39'	25°41'34"	66.82'	N23°40'59"W	130.29'
C10	272.00'	43.92'	9°15'04"	22.01'	S69°08'56"E	43.87'
C11	272.00'	123.86'	26°05'24"	63.02'	S23°52'56"E	122.79'
C12	163.00'	85.67'	30°06'53"	43.85'	N25°53'15"W	84.69'
C13	2941.38'	112.86'	2°11'54"	56.44'	N56°11'21"E	112.85'
C14	2944.79'	289.14'	5°37'32"	144.69'	N52°31'33"E	289.02'
C15	176.00'	156.66'	50°59'58"	83.95'	N64°01'44"W	151.54'
C16	256.00'	91.91'	20°34'13"	46.45'	S79°14'39"E	91.42'

SHEET 1 OF 1

PLAT SHOWING

DISCONTINUANCE OF COLSHIRE DRIVE ROUTE #6471

DEED BOOK 3446 PAGE 181
DEED BOOK 11577 PAGE 770
DEED BOOK 11772 PAGE 983

PROVIDENCE DISTRICT
FAIRFAX COUNTY, VIRGINIA

SCALE: 1"=60' DATE: MAY 15, 2013

VIKA

ENGINEERS ■ PLANNERS ■ LANDSCAPE ARCHITECTS SURVEYORS ■ SUSTAINABLE DESIGN

VIKA INCORPORATED
8180 GREENSBORO DRIVE SUITE 200 ■ McLEAN, VIRGINIA 22102
(703)442-7800 ■ FAX (703)761-2787
McLEAN, VA GERMANTOWN, MD

RPH

AGREEMENT

THIS AGREEMENT (the "Agreement") is made as of this 1st day of April, 2013 (the "Effective Date"), by and between **THE BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA,** a political subdivision of the Commonwealth of Virginia, in its proprietary capacity, and not in its governmental or legislative capacity (the "County"); **JOHNSON I 7600 COLSHIRE LLC,** a Delaware limited liability company ("Johnson"); **TAYLOR COLSHIRE MEADOW LLC,** a Delaware limited liability company ("Taylor"); **THE MITRE CORPORATION,** a Delaware corporation ("MITRE"); and **CITYLINE PARTNERS LLC,** a Delaware limited liability company ("Cityline").

RECITALS:

R-1. Johnson is the owner of certain land located in Fairfax County, Virginia, known as Lot 4A1-A Westgate Industrial Park and Fairfax County Tax Map Parcel 030-3-28-0004B, as shown on an exhibit prepared by VIKA, Inc., entitled "Colshire Drive – Route-6741, Colshire Meadow Drive ROW Exhibit," a copy of which is attached hereto and hereinafter referred to as Exhibit A (the "Johnson Property").

R-2. Taylor is the owner of certain land located in Fairfax County, Virginia, known as Part of Parcel B-1-A1 Westgate Industrial Park and Fairfax County Tax Map Parcel 030-3-28-000C1, as shown on Exhibit A (the "Taylor Property").

R-3. MITRE is the owner of certain land located in Fairfax County, Virginia, known as Lot 4A1-B Westgate Industrial Park and Fairfax County Tax Map Parcel 030-3-28-0004C, as shown on Exhibit A (the "MITRE Property").

R-4. Johnson, Taylor and MITRE are collectively referred to herein as the "Owners."

R-5. The Johnson Property, Taylor Property and MITRE Property are collectively referred to herein as "Owners' Property."

R-6. The County is the fee owner of Colshire Drive Route 6471 from Dolly Madison Boulevard Route 123 to its cul-de-sac terminus, as previously dedicated and more particularly shown on Exhibit A.

R-7. Cityline has filed on behalf of the Owners, the County and other applicants (collectively, the "Applicants," as defined in the Rezoning (hereinafter defined)) rezoning applications RZ 2011-PR-010 and RZ 2011-PR-011. Said applications propose a rezoning of the Owners' Property and other application property (collectively, the "Application Property," as defined in the Rezoning) from the C-3 and HC Districts to the PTC and HC Districts to permit an overall 4.27 Floor Area Ratio ("FAR") comprised of office, residential, hotel and retail development together with associated proffers evidenced by a proffer statement dated April 4, 2013, as they may be amended from time to time (the "Proffers"), and an associated Conceptual Development Plan, dated May 10,

2011, as amended (the "CDP") (collectively, the "Rezoning"). The Abandoned Colshire Drive Areas (hereinafter defined) are part of the "Application Property" as defined in the Rezoning.

R-8. As recommended by the County and pursuant to proposed transportation proffers for the Rezoning and the terms and conditions of this Agreement, the parties desire to realign Colshire Drive to the new alignment more particularly described on the CDP and shown on Exhibit A ("Realigned Colshire Drive").

R-9. In order to accomplish the Realigned Colshire Drive following approval of the Rezoning, the parties desire to (i) request the Board of Supervisors to abandon portions of existing Colshire Drive, as shown on Exhibit A, and approve the conveyance of those portions to Johnson and Taylor and (ii) equitably transfer property by exchange of the Abandoned Colshire Drive Areas for the Dedicated Areas (hereinafter defined) and the Road Improvements (hereinafter defined) in accordance with the terms and conditions of this Agreement. Upon completion of the property transfer Johnson and Taylor will receive a portion of the former alignment of Colshire Drive as a privately owned area and the County will have the dedication and construction of Realigned Colshire Drive as more particularly described on the CDP.

R-10. In order to accomplish the property transfer and construction of improvements the parties will, under the terms of this Agreement, (i) request the Board of Supervisors to abandon portions of existing Colshire Drive, as shown on Exhibit A, under the terms and timeframe described hereafter and to convey the abandoned areas to Johnson and Taylor, (ii) submit a Final Development Plan (FDP) or other plan further defining the scope and design of Colshire Drive, (iii) petition the Board of Supervisors to discontinue state maintenance of Colshire Drive from Dolley Madison Boulevard to its cul-de-sac terminus, (iv) upon submission of the FDP for Johnson C or Hotel and approval of a request to discontinue state maintenance, Johnson will assume maintenance of Colshire Drive pursuant to the terms of a Temporary Private Street, Public Access and Utility Easement and Agreement (as hereinafter defined); and (v) subsequent to submitting the fully executed final approved versions of the Deed of Dedication and Dedication Plat to the County and FDP submission, the County, Johnson and Taylor shall record the Abandonment Order and finalize the conveyance of the abandoned portions of Colshire Drive, (vi) record the Deed of Dedication and Dedication Plat for construction of Realigned Colshire Drive at site plan approval, (vii) bond and construct Realigned Colshire Drive, and (viii) secure acceptance of the Realigned Colshire Drive by VDOT.

R-11. The parties further agree that in order to accomplish the construction of the Road Improvements, the parties will submit a site plan that includes final engineering of the Realigned Colshire Drive in general conformance with the CDP and FDP. The site plan will be submitted in accordance with the Proffers.

NOW, THEREFORE, for and in consideration of the sum of ten dollars ($10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. Appraisal. The parties acknowledge that the County has retained William C. Harvey & Associates, Inc. ("the Appraiser"), to appraise the Abandoned Colshire Drive Area and the Dedications to confirm that the County is receiving fair market value in conjunction with the proposed exchange. The Appraiser shall determine the highest and best use market value based on the undeveloped parcels in a pre-zoned state. The parties agree that all costs and expenses for the appraisal shall be shared by the County and Cityline equally. The County shall pay the Appraiser and Cityline shall reimburse the County its fifty percent (50%) share of such costs and expenses within thirty (30) days following receipt of such invoice. The County agrees to diligently prosecute completion of the appraisal and to provide Cityline with status updates and a copy of the appraisal as soon as it is available.

2. Abandonment. On November 20, 2012, Cityline filed an application with the County requesting the abandonment of portions of Colshire Drive pursuant to Virginia Code Section 33.1-151. The portions of Colshire Drive to be abandoned are more particularly shown and described on a plat entitled "Plat Showing Abandonment of the Portions of Colshire Drive Route #6471," prepared by VIKA, Inc., and filed with the application (the "Colshire Drive Abandonment"). The areas of Colshire Drive to be abandoned are also depicted in green and labeled on Exhibit A and referred to herein as "Abandoned Colshire Drive Areas." Cityline and the County agree to diligently process the Colshire Drive Abandonment application in accordance with established County procedures. To the extent Cityline has provided all necessary documentation to the County to accomplish the abandonment and has addressed all concerns identified in the review of the abandonment application to the satisfaction of the County, County staff will make every reasonable attempt to schedule the public hearing before the Board of Supervisors of Fairfax County, Virginia (the "Board"), to approve the Colshire Drive Abandonment within three months following the approval of the Rezoning by the Board. If the Board approves the Colshire Drive Abandonment, action to record the Order of Abandonment and make said Abandonment effective shall be deferred until an FDP for the Johnson C or Hotel building that includes the Realigned Colshire Drive is submitted to the Board. As a condition of the Colshire Drive Abandonment effective at the time of its recordation, the Abandoned and Discontinued Colshire Drive Areas shall be subject to a temporary private street, public access and utility easement and agreement generally in the form attached hereto as Exhibit B ("Temporary Private Street, Public Access and Utility Easement and Agreement"), which must be provided to County staff in final executed form prior to the Colshire Drive Abandonment public hearing. The Temporary Private Street, Public Access and Utility Easement and Agreement shall detail the maintenance responsibilities by Johnson, provide public access over the Abandoned and Discontinued Colshire Drive Areas to accommodate vehicular traffic, including public transit vehicles, and provide a blanket easement for all utilities existing in the Abandoned Colshire Drive Areas as of the date the Board approves the Colshire Drive Abandonment. The Temporary Private Street, Public Access and Utility Easement and Agreement shall automatically become null and void

and of no further force and effect upon completion of the Road Improvements and the opening of Realigned Colshire Drive to public use, whether or not accepted into the VDOT State System for maintenance.

3. Discontinuance. Concurrently with the approval of the Colshire Drive Abandonment, the County shall petition the Board of Supervisors to approve a resolution to discontinue state maintenance of Colshire Drive from Dolley Madison Boulevard to its cul-de-sac terminus effective upon recording of the Order of Abandonment. The County and Cityline agree to diligently pursue the resolution of discontinuance of Colshire Drive in accordance with established County procedures. It is understood by all parties that a resolution approved by the Board of Supervisors requests VDOT to process the discontinuance under its established procedures.

4. Conveyance of Abandoned Colshire Drive Areas. As the parties have previously agreed, the Owners and the County shall also request the Board of Supervisors to convey the Abandoned Colshire Drive Areas to Johnson and Taylor, pursuant to Virginia Code Ann. Section 15.2-1800, as amended, and will hold the required public hearing for that proposed conveyance concurrently with the public hearing for the Colshire Drive Abandonment set forth in Paragraph 2. Upon Board approval of the conveyance, action to record and make said conveyance effective shall be deferred until the submission of an FDP for the Johnson C or Hotel building, that includes the Realigned Colshire Drive. This conveyance shall be in accordance with Paragraph 6, Closing, hereof.

5. Dedication. Following the Board's approvals of the Colshire Drive Abandonment and conveyance of the Abandoned Colshire Drive Areas as set forth in Paragraphs 2 and 4 above, the Owners agree to dedicate to the County in fee simple for public street purposes the areas shown in red and labeled on Exhibit A and more particularly shown on a plat entitled "Plat Showing Dedication for Public Street Purposes, Colshire Drive & Colshire Meadow Drive, Westgate Industrial Park," dated November 19, 2012, as amended, prepared by Vika, Inc. (the "Dedications"). As a condition to the County's proceeding to closing for the conveyance of the Abandoned Colshire Drive Areas, an approved and fully executed Deed of Dedication shall be required to be delivered to the Fairfax County Attorney's Office no later than five (5) business days prior to the Closing date. In order to accomplish the Dedications, the Owners shall execute and provide the appropriate deed(s) and plat(s) of dedication in the forms approved by the Fairfax County Attorney's Office and the Fairfax County Department of Public Works and Environmental Services, Land Development Services. At Closing, the Owners shall execute and require their lenders and trustees secured by the property being dedicated to release such Dedications. The Fairfax County Attorney's Office will hold the fully executed Deed of Dedication in escrow for recording upon site plan approval for the Johnson C or Hotel building. Cityline shall record the instrument among the land records of Fairfax County, Virginia. Cityline shall pay all processing costs and fees and recording costs and fees for the Dedication.

6. Closing. Within a reasonable time following submission of the FDP and after the Owner's submission of the fully executed deed and plat for the dedication as

set forth in Paragraph 5, the parties agree to proceed to closing whereby the County shall convey to Johnson and Taylor or their designees the Abandoned Colshire Drive Areas. The closing shall occur at the offices of Escrow One, Ltd., 5010 Gadsen Drive, Fairfax, Virginia 22032, Attn: Ted Gourley (the "Closing Agent"). The County shall convey title at closing to Johnson and Taylor or their designees by special warranty deed. Title to the Abandoned Colshire Drive Areas shall be good of record and in fact, marketable and insurable by a title company licensed to do business in the Commonwealth of Virginia at regular rates. Johnson and Taylor or their designees agree to accept the Abandoned Colshire Drive Areas subject to the Temporary Private Street, Public Access and Utility Easement and Agreement. The County shall provide the necessary FIRPTA affidavit and Form 1099-S, owner's affidavit, and such other documents as may be reasonably required by the Closing Agent.

The County shall pay any state grantors' tax and Johnson and Taylor or their designees shall pay any grantees' transfer tax and any other transfer or recording fees and all title commitment, title closing and escrow charges. The final non-appealable approvals by the Board of the Colshire Drive Abandonment and the provision of the fully executed Deed(s) and Plat(s) for the street dedication as set forth in Paragraph 2 shall be conditions precedent to the County's requirement to close and convey the Abandoned Colshire Drive Areas. The following shall be conditions precedent to Owners' or their designees' obligation to close on the Abandoned Colshire Drive Areas, to tender Dedication, and to realign Colshire Drive in accordance with the Road Improvements:

(i) Final non-appealable approval by the Board of the Rezoning;

(ii) Final non-appealable approvals by the Board of the Colshire Drive Abandonment and recording of the Order of Abandonment;

(iii) Final non-appealable approval and conveyance of the Abandoned Colshire Drive Areas to Johnson and Taylor or their designees; and

(iv) Submission of the FDP that includes design and construction of the Realigned Colshire Drive.

7. Interim Maintenance of Colshire Drive. Following closing and conveyance of the Abandoned Colshire Areas to Johnson or its designee, Johnson or its designee shall assume and shall be obligated for all costs of maintaining, repairing, cleaning, paving and replacement of Colshire Drive in its current alignment from Dolley Madison to its cul-de-sac terminus in conformance with the terms and conditions of the Temporary Private Street, Public Access and Utility Easement and Agreement.

8. Road Improvements. Following the Dedications as required in the preceding paragraph 5, Johnson or its designee shall diligently undertake the realignment of Colshire Drive as shown on Exhibit A and more particularly described and shown in the Proffers and CDP. Johnson or its designee agrees to construct the road improvements generally as set forth in the Proffers and as shown on CDP sheets

C-4, C-6 and C-7, consistent with phasing exhibits presented on CDP sheets A-5.01 and A-5.04 and the typical section presented on CDP Sheet C-21. These Colshire Drive road improvements shall include utility relocation and the installation of any utility lines, including, but not limited to, electric, gas, cable, telephone, water, sewer and storm drainage; traffic signal improvements; paving, sidewalks, curbs and gutters, all as required by the Proffers, the CDP and the applicable site plan for either the Hotel Phase or the Johnson C Phase (the "Road Improvements"). The County agrees to cooperate with Johnson or its designee to facilitate the Road Improvements (but shall not be required to incur any material expense) in connection with approvals, permits and any other license or instrument required in connection with the Road Improvements including, but not limited to, utility relocation into Realigned Colshire Drive.

9. Miscellaneous Provisions.

(a) Binding Effect. This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective heirs, devisees, personal representative, successors and assigns.

(b) Waiver, Modification. This Agreement may not be amended except by written instrument executed by all parties. No party shall be deemed to have waived the exercise of any right it holds hereunder unless such waiver is made expressly and in writing (and no delay or omission by any party hereto in exercising any such right shall be deemed a waiver of its future exercise). Failure by a party to insist upon or enforce any of its rights hereto shall not constitute a waiver thereof.

(c) Governing Law. This Agreement shall be governed by and construed under the laws of the Commonwealth of Virginia.

(d) Headings. The section headings used herein are for convenience of reference only and shall not be deemed to vary the content of this Agreement or the covenants, agreements, representations and warranties herein set forth or the scope of any section.

(e) Counterparts. If this Agreement shall be executed in two or more counterpart originals, each counterpart original shall be for all purposes considered an original of this Agreement.

(f) Partial Invalidity. If any provision of this Agreement shall be determined to be void by any court of competent jurisdiction, then such determination shall not affect any other provision hereof, all of which other provisions shall remain in full force and effect; and it is the intention of all the parties hereto that if any provision of this Agreement is capable of two constructions, one of which would render the provision void and the other of which would render the provision valid, then the provision shall have the meaning which renders it valid.

(g) Survival. The provisions of this Agreement shall survive any closing hereunder.

(h) Time. With respect to all time periods contained in this Agreement, it is expressly understood that time shall be of the essence.

(i) Holidays, Etc. Whenever the last day for the performance of any act required by either party under this Agreement shall fall upon a Saturday, Sunday or legal holiday, the date for the performance of such act shall be extended to the next succeeding business day which is not a Saturday, Sunday or legal holiday.

(j) Closing Agent. The parties hereby indemnify and hold harmless the Closing Agent from any and all claims, suits, damages, costs, losses and expenses for any matter resulting from or arising out of its obligations hereunder, provided the same shall not arise from any negligence or willful misconduct on the part of Closing Agent.

(k) Consideration. The parties acknowledge the mutual benefits provide by the conveyances, dedications and Road Improvements contemplated by the terms of this Agreement.

(l) Cooperation. The parties agree that after the execution of this Agreement, they will, without further consideration, execute, acknowledge and deliver in proper form any further instruments, forms or other documents, and take such other action as the other party to this Agreement may reasonably require, in order effectively to carry out the intent of this Agreement. Each party agrees to deal with the other parties in good faith in the implementation of this Agreement. To the extent that either party is performing any work hereunder, it shall be obligated to coordinate with and keep the other party reasonably informed.

(m) Third Parties. Nothing contained in this Agreement shall create a contractual relationship with or cause of action in favor of a third party against any of the parties.

(n) Exhibits. Each of the exhibits attached to this Agreement is hereby made a part of this Agreement as fully as if set forth in the text of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above written.

[SIGNATURE PAGES FOLLOW]

THE BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA

By: Edward L. Long Jr.
Name: Edward L. Long Jr.
Title: County Executive

COMMONWEALTH OF VIRGINIA:
COUNTY OF FAIRFAX: to-wit

The foregoing instrument was acknowledged before me this 10TH day of APRIL, 2013, by EDWARD L. LONG JR., COUNTY EXECUTIVE of THE BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA.

Jo Ann Havach
Notary Public

My Commission Expires: JULY 31, 2016

JO ANN HAVACH COMMONWEALTH OF VIRGINIA NOTARY PUBLIC

Jo Ann Havach
NOTARY PUBLIC
Commonwealth of Virginia
Reg. #178038
My Commission Expires
July 31, 2016

JOHNSON I 7600 COLSHIRE LLC

By: Michael Pedulla

Name: Michael Pedulla

Title: EVP

STATE OF Virginia:

COUNTY OF Fairfax: to-wit

The foregoing instrument was acknowledged before me this 1 day of April, 2013, by Michael Pedulla, EVP of JOHNSON I 7600 COLSHIRE LLC.

Notary Public

My Commission Expires: 5/31/2015

TRISTA P. GORMLEY
NOTARY PUBLIC
REG # 7500730
MY COMMISSION EXPIRES 5/31/2015
COMMONWEALTH OF VIRGINIA

TAYLOR COLSHIRE MEADOW LLC

By: Michael Pedulla

Name: Michael Pedulla

Title: EVP

STATE OF Virginia:

COUNTY OF Fairfax: to-wit

The foregoing instrument was acknowledged before me this 1 *day of* April, 2013, by Michael Pedulla, EVP of TAYLOR COLSHIRE MEADOW LLC.

Notary Public

My Commission Expires: 5/31/2015

TRISTA P. GORMLEY
NOTARY PUBLIC
REG # 7500786
MY COMMISSION EXPIRES 5/31/2015
COMMONWEALTH OF VIRGINIA

THE MITRE CORPORATION

By: _____

Name: Sol Glasher

Title: VP/General Counsel

STATE OF Virginia:

COUNTY OF Fairfax: to-wit

The foregoing instrument was acknowledged before me this 3rd day of April, 2013, by Sol Glasher, VP & General Counsel of THE MITRE CORPORATION.

Marilyn C. McCollum
Notary Public

My Commission Expires: July 31, 2014

Marilyn C. McCollum
NOTARY PUBLIC
Commonwealth of Virginia
Reg. #324282
My Commission Expires 7/31/2014

CITYLINE PARTNERS LLC

By: Michael Pedulla

Name: Michael Pedulla

Title: Co-President

STATE OF Virginia:

COUNTY OF Fairfax: to-wit

The foregoing instrument was acknowledged before me this 1 *day of* April, 2013, by Michael Pedulla, Co-President of CITYLINE PARTNERS LLC.

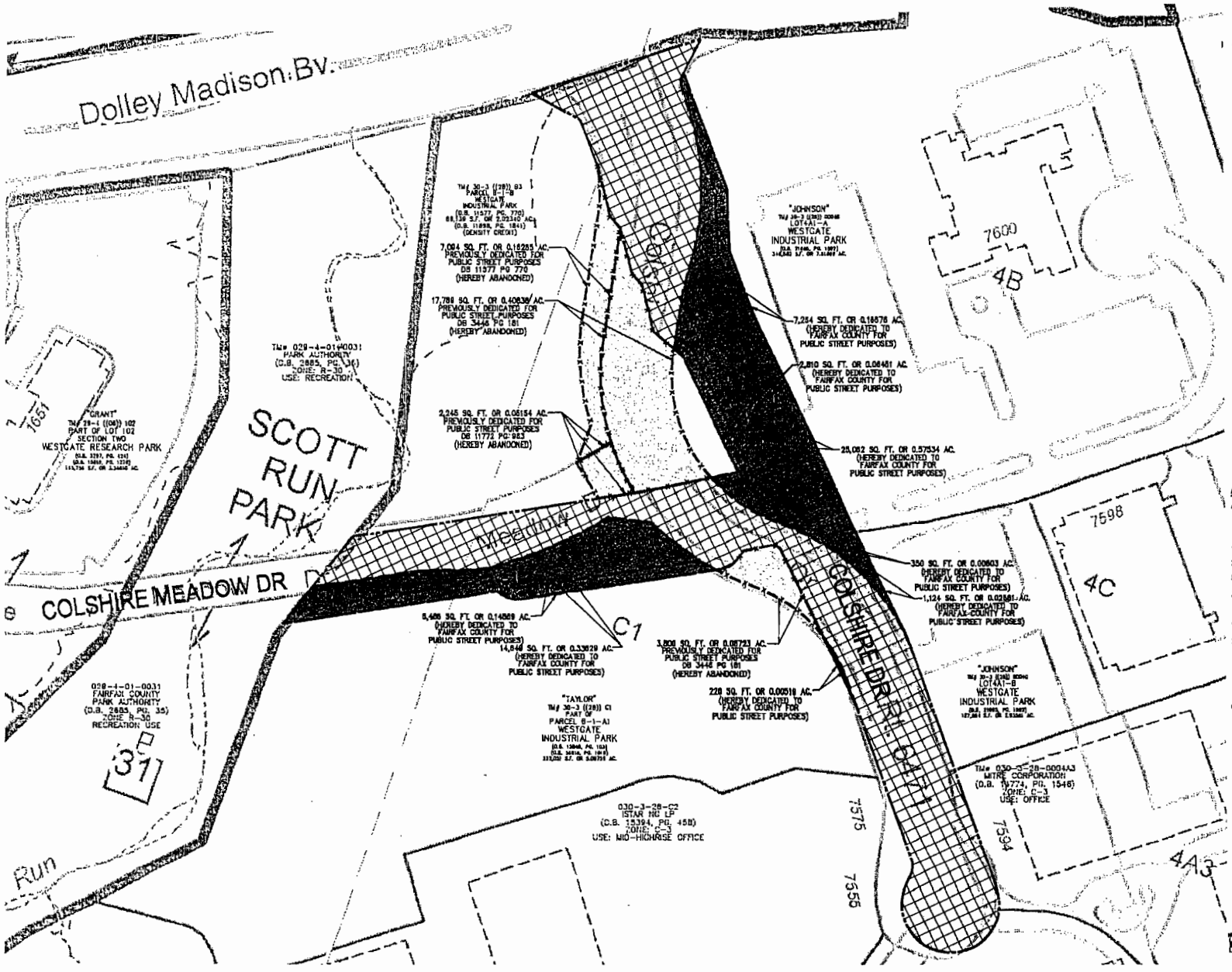
Notary Public

My Commission Expires: 5/31/2015

TRISTA P. GORMLEY
NOTARY PUBLIC
REG # 7500788
MY COMMISSION EXPIRES 5/31/2015
COMMONWEALTH OF VIRGINIA

ATTACHMENT IX

EXHIBIT A



AREA TABULATION:

AREAS TO BE DEDICATED TO FAIRFAX COUNTY

228 SQUARE FEET OR	0.00518 ACRES
1,124 SQUARE FEET OR	0.02581 ACRES
2,810 SQUARE FEET OR	0.06451 ACRES
7,254 SQUARE FEET OR	0.16656 ACRES
14,646 SQUARE FEET OR	0.33629 ACRES
350 SQUARE FEET OR	0.00803 ACRES
25,082 SQUARE FEET OR	0.57534 ACRES
6,486 SQUARE FEET OR	0.14889 ACRES
57,971 SQUARE FEET OR	1.33083 ACRES TOTAL AREA

AREAS OF EXISTING COLSHIRE DRIVE TO BE ABANDONED

3,808 SQUARE FEET OR	0.08723 ACRES (DB 3446 PG 181)
2,245 SQUARE FEET OR	0.05154 ACRES (DB 11772 PG 983)
17,788 SQUARE FEET OR	0.40838 ACRES (DB 3446 PG 181)
7,084 SQUARE FEET OR	0.16265 ACRES (DB 11377 PG 770)
30,925 SQUARE FEET OR	0.71000 ACRES TOTAL AREA

LEGEND

- ABANDONED COLSHIRE DRIVE AREAS *
- DEDICATION AREAS FOR COLSHIRE MEADOW DRIVE AND RE-ALIGNED COLSHIRE DRIVE
- ULTIMATE RIGHT-OF-WAY RE-ALIGNED COLSHIRE DRIVE

NOTE:

* A TEMPORARY PUBLIC STREET AND UTILITIES EASEMENT IS HEREBY GRANTED OVER THE ENTIRE ABANDONED AREA TO ALLOW FOR PUBLIC ACCESS AND EXISTING UTILITIES. SAID TEMPORARY EASEMENT SHALL AUTOMATICALLY BECOME NULL AND VOID AT SUCH TIME AS THE COLSHIRE DRIVE RE-ALIGNED AREAS HAVE BEEN DEDICATED FOR PUBLIC STREET PURPOSES AND EXISTING UTILITIES IN THE ABANDONMENT AREAS HAVE BEEN RELOCATED WITHIN THE NEW STREET DEDICATION OR SPECIFIC EASEMENTS FOR SAID UTILITIES HAVE BEEN GRANTED.

GRAPHIC SCALE

(IN FEET)
1 inch = 50 ft.

VIKA

VIKA ENGINEERING, SURVEYING, LANDSCAPE ARCHITECTS & PLANNERS

COLSHIRE DRIVE – ROUTE 6741
COLSHIRE MEADOW DRIVE
PROVIDENCE DISTRICT
FAIRFAX COUNTY, VIRGINIA

EXHIBIT "A"
ROW EXHIBIT

VIKA REVISIONS

DATE 8/7/2012
DES. LMG
DWN. LMG
SCALE: 1"=50'
PROJECT/FILE NO. 8827-SV1
SHEET NO. 1

(564)

EXHIBIT B

TEMPORARY PRIVATE STREET, PUBLIC ACCESS AND UTILITY EASEMENT AND AGREEMENT

This Temporary Private Street, Public Access and Utility Easement and Agreement ("Deed") made this _____ day of _____, 2013, by and between **JOHNSON I 7600 COLSHIRE LLC,** a Delaware limited liability company, Grantor and Grantee (also called "Johnson"); **TAYLOR COLSHIRE MEADOW LLC,** a Delaware limited liability company, Grantor and Grantee (also called "Taylor"); **THE BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA,** a body corporate and politic, its successors and assigns, Grantor (also called "Board of Supervisors"); and **THE BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA,** a body corporate and politic, its successors and assigns, Grantee (also called "County").

WITNESSETH

WHEREAS, by an Order of Abandonment dated _____, 2013, and recorded in Deed Book _____ at page _____ among the land records of Fairfax County, Virginia (the "Land Records"), the County abandoned certain portions of Colshire Drive, Route 6471 (the "Abandoned Colshire Drive Areas");

WHEREAS, concurrently with the County's recording of the Order of Abandonment for the Abandoned Colshire Drive Areas, the County discontinued state maintenance for Colshire Drive from Dolley Madison Boulevard to its cul-de-sac terminus;

WHEREAS, by special warranty deed dated _____, 2013, and recorded in Deed Book _____ at page _____ among the Land Records, the County conveyed to Johnson and Taylor or their designees the Abandoned Colshire Drive Areas;

WHEREAS, with the exception of the Abandoned Colshire Drive Areas, the Board of Supervisors is the fee owner of the remainder of Colshire Drive, Route 6471, from Dolly Madison Boulevard, Route 123, to its cul-de-sac terminus (the "County Colshire Drive Area");

WHEREAS, the County Colshire Drive Area and the Abandoned Colshire Drive Areas are not subject to the lien of any deed of trust;

WHEREAS, the County Colshire Drive Area and the Abandoned Colshire Drive Areas are collectively referred to herein as "Existing Colshire Drive," as more particularly shown and labeled on a plat entitled "_____," prepared by VIKA, Inc., and dated _____ (the "Plat"), attached hereto as Exhibit A.

WHEREAS, it is the desire of Johnson and Taylor or their designees as the owners of the Abandoned Colshire Drive Areas (hereinafter Johnson and Taylor or their designees will sometimes be referred to collectively as the "Owners" and each an "Owner") to grant certain temporary easements to the County over the Abandoned Colshire Drive Areas as shown on the Plat; and

WHEREAS, Owners shall maintain Existing Colshire Drive in accordance with the terms and conditions of this Agreement until completion of the Road Improvements and opening of Realigned Colshire Drive, as defined in that certain Agreement among the parties dated _____, 2013.

TEMPORARY PRIVATE STREET AND PUBLIC ACCESS EASEMENT

NOW, THEREFORE, in consideration of the sum of Ten Dollars ($10.00), cash in hand paid, and other valuable consideration, the receipt and sufficiency of which are

hereby acknowledged, each of the Owners does convey to the County, its successors and assigns, a public access easement for the purpose of ingress and egress by the County and the public over and across the Abandoned Colshire Drive Areas, said easement being labeled as the "TEMPORARY PRIVATE STREET AND PUBLIC ACCESS EASEMENT" and more particularly bounded and described on the Plat. The easement is subject to the following terms and conditions:

1. All streets, service drives, trails, sidewalks, and driveways and all appurtenant facilities installed in the Abandoned Colshire Drive Areas shall be and remain the property of the Owners, and their respective successors and assigns.

2. Owners, at their sole cost and expense, shall cause Existing Colshire Drive to be maintained to the satisfaction of the County in accordance with the standards set forth on Exhibit B entitled "Maintenance Standards," as may be amended with County approval, attached hereto and incorporated herein.

3. The County and its agents shall have full and free use of Existing Colshire Drive for the purpose of ingress and egress by the County and the public and for the purposes set forth in this Section 3 and Section 4 below, and shall have all rights and privileges reasonably necessary to ensure its use of Existing Colshire Drive solely as provided in this Deed, including the right, but not the obligation to perform, if Owners fail to do so, such repairs and maintenance in Existing Colshire Drive as the County may deem necessary. The cost of such repairs and maintenance shall be reimbursed to the County solely by Owners, their successors and assigns, upon demand.

4. Each of the County and its respective employees, agents, and contractors shall have the right to enter onto, to use, and to perform maintenance and other work upon

Existing Colshire Drive for the purposes set forth in the Maintenance Standards and implement improvements deemed by the County to be in the public interest and/or safety exclusive of any utility location and/or relocation.

5. This temporary easement shall automatically become null and void and of no further force and effect upon the completion of the Road Improvements and the opening of Realigned Colshire Drive to public use whether or not accepted into the VDOT state system for maintenance.

TEMPORARY UTILITY EASEMENT

THIS DEED FURTHER WITNESSETH, that for and in consideration of the sum of Ten Dollars ($10.00), cash in hand paid, and other valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Owners do hereby grant and convey unto the County, a temporary public utility easement for the purposes of allowing all existing utility facilities to remain in Existing Colshire Drive subject to relocation during construction of the realigned Colshire Drive pursuant to a County-approved site plan, said easement being labeled as "Temporary Public Utility Easement," and more particularly bounded and described on the Plat.

This temporary easement shall automatically become null and void and of no further force and effect upon the completion of the Road Improvements and the opening of Realigned Colshire Drive to public use whether or not accepted into the VDOT state system for maintenance.

COVENANTS REAL

The Owners declare that the agreements and covenants stated in this Deed are not covenants personal to the Owners but are covenants real, running with the land. This Deed shall be governed by and construed in accordance with the laws of the Commonwealth of Virginia. This Deed may be executed in counterparts, each of which shall be deemed an original but which together shall constitute one and the same instrument.

[SIGNATURES APPEAR ON THE FOLLOWING PAGES.]

WITNESS the following signatures and seals:

JOHNSON I 7600 COLSHIRE LLC

By: _____

Name: _____

Title: _____

COMMONWEALTH OF VIRGINIA:

COUNTY OF _____: to-wit

The foregoing instrument was acknowledged before me this _____ day of _____, 2013, by _____, _____ of JOHNSON I 7600 COLSHIRE LLC.

_____

Notary Public

My Commission Expires: _____

TAYLOR COLSHIRE MEADOW LLC

By: _____

Name: _____

Title: _____

STATE OF _____:

COUNTY OF _____: to-wit

The foregoing instrument was acknowledged before me this _____ day of _____, 2013, by _____, _____ of TAYLOR COLSHIRE MEADOW LLC.

_____
Notary Public

My Commission Expires: _____

Executed and approved on behalf of the Board of Supervisors of Fairfax County, Virginia, by authority granted by the said Board.

APPROVED AS TO FORM:

Director, Department of Public Works & Environmental Services

_____
Assistant County Attorney

By: _____
Manager,
Site and Technical Services, LDS

COMMONWEALTH OF VIRGINIA:

COUNTY OF FAIRFAX: to-wit

The foregoing instrument was acknowledged before me this ____ day of _____, 2013, by _____, Manager, Site and Technical Services, Land Development Services, Department of Public Works & Environmental Services.

_____
Notary Public

My Commission expires: _____

Notary Registration Number: _____

EXHIBIT A

to the

Temporary Private Street, Public Access and Utility Easement and Agreement

Plat

Exhibit B

to the

Temporary Private Street, Public Access and Utility Easement and Agreement

Maintenance Standards

General Maintenance:

- Owners, their successors and assigns ("Owners") shall inspect the Easement Area at least quarterly to ensure that the road thereon ("Colshire Drive") is passable and maintained in a condition in accordance with the requirements of the Fairfax County Public Facilities Manual ("PFM"), and the Virginia Department of Transportation ("VDOT") standards. If such inspection finds unstable and cracked sections of pavement or concrete, Owners will replace such loose sections. Where road sections are unstable or show signs of base or surface failure, the total road and pavement structure for those sections will be replaced and reconstructed according to PFM and VDOT standards. Surface potholing is acceptable for emergency repairs during inclement weather. If such inspection finds pavement cracks of 0.25" or wider, Owners will fill and seal such cracks. If such inspections find tree branches that interfere with travel or discover distressed or unhealthy trees with the potential to fall into the road, those branches shall be trimmed and/or the trees removed. If such inspection finds elevation differences of 0.375" or more in adjacent surfaces of sidewalks, Owners will level such elevation differentials by removing and replacing materials. Owners shall maintain the sidewalks and drainage structures within the Easement Area in good repair. Owners shall maintain street striping, lane control and signage within the Easement Area to VDOT standards.

- In between such inspections, Owners shall promptly clear any debris which would impede the normal flow of traffic and promptly repair any potholes.

- Prior to any significant maintenance and/or repair work, Owners shall provide advance notice to the County and coordinate such work with the County to ensure that access over Colshire Drive is sufficient for the passage of County emergency vehicles and is maintained at all times and assures that Colshire Drive is open to traffic during such work or that an adequate detour is provided.

- If the Owners maintain Colshire Drive for a period of five (5) years following the recordation of the Deed, the Owners shall provide the County with a repaving schedule to be reviewed and approved by the County.

Snow & Ice Removal:

- Owners shall maintain Colshire Drive with plowing of snow and treatment of ice to maintain Colshire Drive in a passable condition for travel.

- Owners shall be deemed on notice upon the local forecast of snow, sleet, or freezing rain to maintain Colshire Drive in a passable condition for travel.

- Travel lanes are to be kept open and passable through plowing and the application of the appropriate sand/salt mix.

- Owners must commence removal operations before two (2) inches of snow accumulate, and before one-quarter (1/4) inch of sleet or ice accumulates.

- Owners, or their agents or contractor, shall provide telephone numbers and e-mail addresses to allow communication twenty-four (24) hours per day, seven (7) days per week.

- Snowplow operations are to be accomplished in such a manner that a continued heavy snowfall does not cause snow buildup that would then make the Colshire Drive impassable. Plow operators are to be diligent and observant that no vehicle is "plowed in." Chemical treatment will include the application of anti-slip aggregate material whenever necessary where ice formation is probable or imminent.

- Owners, or their agents or contractor, shall begin applying the appropriate sand/salt mix during freezing rain and or sleeting conditions.

- Owners, or their agents or contractor shall use snow plows mounted upon serviceable trucks, trained personnel for the proper operation of this equipment, the number and type of equipment must be suitable for the forecasted snowfall removal. Upon the local forecast of two (2) or more inches of snow, the contractor will be required to have all larger equipment that will be required for the completion of responsibilities, eliminating the inability to transport heavy machinery during a snowstorm. Owners shall furnish properly maintained, licensed, insured, and reliably serviceable equipment and will be responsible for all repairs and maintenance to that contractor's equipment.

- In the event of an excessive snowfall and the otherwise designated push/pile locations at the contracted sites are unable to accommodate the volume of snow, Owners, or their agents or contractor, shall provide the necessary additional equipment to haul the snow to designated off-site locations.

County Right to Perform Maintenance:

- If Owners fail to maintain the Easement Area and Colshire Drive as provided herein, the County shall give Owners ten (10) days written notice of violation of this Agreement, specifying the violations and giving Owners an opportunity to cure the

violations, and upon failure of Owners to cure the violations within said ten (10) day period (or such longer period as the County may reasonably permit, provided Owners commence cure efforts within such ten (10) day period), the County shall have the right, but not the obligation, to enter upon the Easement Area and Colshire Drive and perform such maintenance.

- Notwithstanding the foregoing, if Owners fail to timely perform maintenance related to snow and ice removal and/or treatment, or other maintenance resulting in or creating a safety hazard on Colshire Drive or otherwise threatening public safety, County has no obligation to provide Owners with advance notice of the violation and the County shall still have the right, but not the obligation, to enter upon the Easement Area and Colshire Drive and perform such maintenance.

Escrow:

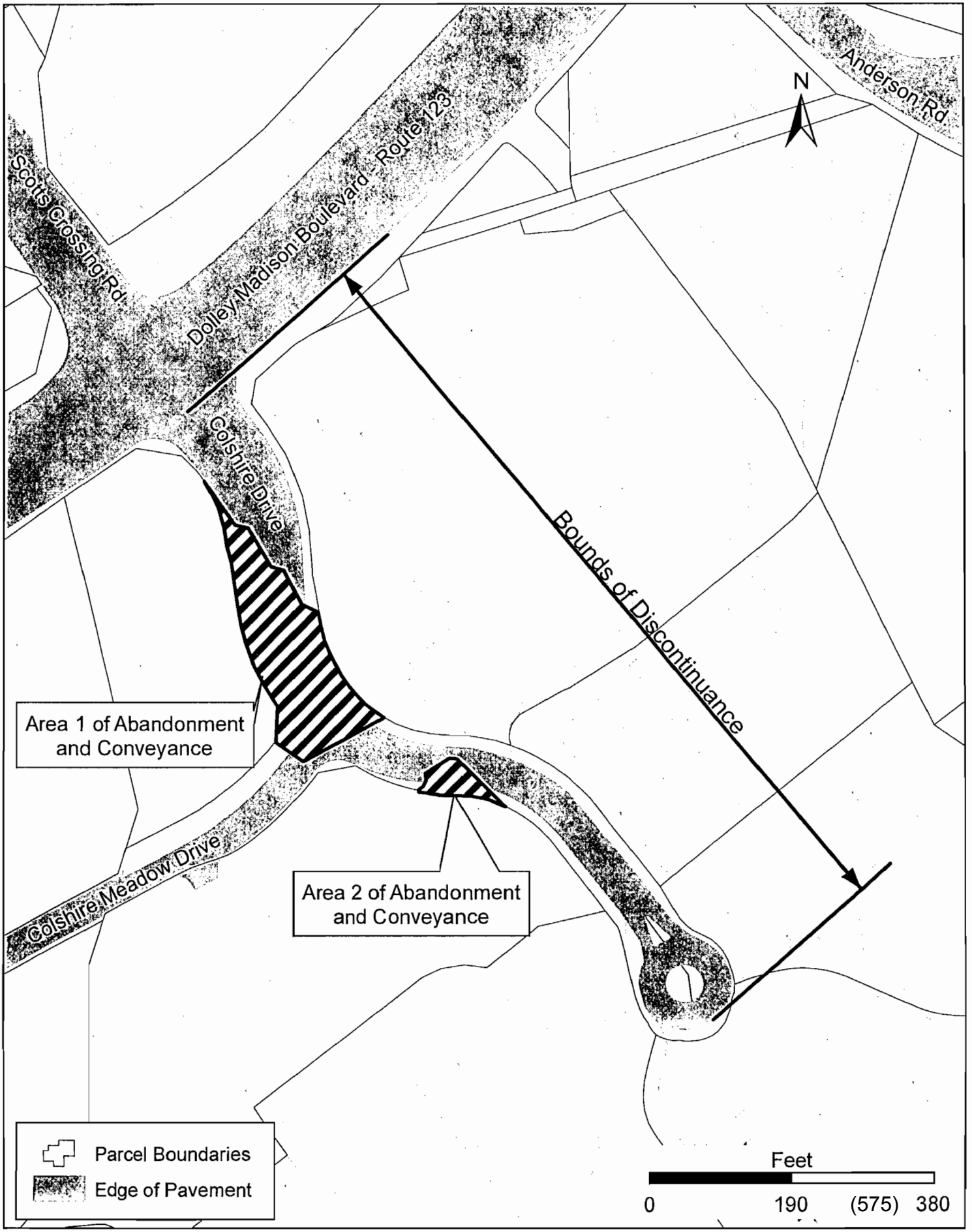
- Owners shall deposit the sum of $_____ with the County. This sum shall be placed by the County into an interest-bearing account so that interest may accrue and may be used by the County for the purposes set forth in this Agreement.

- In the event the County performs work of any nature, including labor, use of equipment, materials, and administrative costs under provisions of the previous section entitled "County Right to Perform Maintenance," whether by use of public forces or by private contract, the County is hereby authorized to draw upon the cash escrow to pay for such work.

- In the event any sums herewith deposited or accrued in escrow are used by the County pursuant to this Agreement, Owners agree to deposit within ten (10) business days' written notice by the County of such use, including written documentation of the expenditures, an amount sufficient to restore the escrow to its original balance. If Owners fail to timely restore the escrow, then, in addition to any other rights County may have, such unpaid amounts shall accrue interest at the then-current prime rate as set forth in the Wall Street Journal, plus 4%.

ATTACHMENT X

Vicinity Map - Tax Maps 29-4 and 30-3



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Board Agenda Item
July 30, 2013

4:30 p.m.

Public Hearing on a Proposal to Vacate and Abandon Southland Avenue (Mason District)

ISSUE:
Public hearing on a proposal to vacate and abandon Southland Avenue.

RECOMMENDATION:
The County Executive recommends that the Board adopt the attached order (Attachment III) for abandonment and ordinance (Attachment IV) for vacation of the subject right-of-way.

TIMING:
On June 18, 2013, the Board authorized the public hearing to consider the proposed abandonment for July 30, 2013, at 4:30 p.m.

BACKGROUND:
The applicant, Home Properties Orleans Village, LLC, is requesting that Southland Avenue north of Little River Turnpike (Route 236) be vacated and abandoned. Southland Avenue is in the Virginia Department of Transportation (VDOT) State Secondary System (Route 2523).

The request is being made in order for the applicant to improve security in the surrounding apartment complex, known as Arbor Park. Apart from a small undeveloped Fairfax County Park Authority (FCPA) property, Arbor Park is the only adjacent land use. As part of the proposed security program for Arbor Park, Southland Avenue would be converted to a private street permitting the restriction of parking to residents and guests.

Traffic Circulation and Access
The abandonment will have no long-term impact on pedestrian, transit, or vehicle circulation and access. There is no through access on Southland Avenue currently. Access to the FCPA property is maintained by the public access easements, and transit service is maintained by an agreement with the Washington Metropolitan Area Transit Authority (WMATA).

Easements
Public easement needs have been identified by VDOT, the Department of Public Works and Environmental Services, Fairfax County Park Authority, and Fairfax County Water Authority. Dominion Virginia Power, Verizon, and Washington Gas had also identified facilities within the area to be vacated and abandoned. WMATA also has bus service through the Arbor Park complex. The applicants have provided easements and agreements in forms acceptable to these agencies & companies. No other easement needs were identified.

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

FISCAL IMPACT:
None.

ENCLOSED DOCUMENTS:
Attachment I: Statement of Justification
Attachment II: Notice of Intent
Attachment III: Order of Abandonment
Attachment IV: Ordinance of Vacation
Attachment V: Abandonment Plat
Attachment VI: Metes and Bounds Description
Attachment VII: Vicinity Map

STAFF:
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Dan Rathbone, FCDOT
Donald Stephens, FCDOT

REQUEST AND JUSTIFICATION
August 2, 2012

VACATION AND ABANDONMENT OF
SOUTHLAND AVENUE

ARBOR PARK OF ALEXANDRIA
(formerly ORLEANS VILLAGE)

(MASON DISTRICT)

Home Properties Orleans Village, LLC (the "Applicant"), the owner of Arbor Park of Alexandria (formerly Orleans Village) (Tax Map No. 72-1 ((1)), Parcels 44 and 44A) (the "Property"), respectfully requests the Fairfax County Board of Supervisors to vacate and abandon the public road known as Southland Avenue (Route 2523) located within the limits of the Property.

The Property is located on the north side of Little River Turnpike within the Lincolnia Planning District. The Property is zoned R-20 and is developed with multi-family residential units. Southland Avenue, a public street within a 60 foot-wide public right-of-way, is located entirely within the Property beginning on the north side of Little River Turnpike. In 2009, the County approved the vacation and abandonment of the then northern-most 115 feet of Southland Avenue at the request of the Applicant.

The Applicant is renovating and upgrading the residential buildings and the physical plant of the Property. As part of these efforts, the Applicant is exploring measures to enhance security within the Property. One such measure is to restrict the use of the parking spaces on Southland Avenue, which today can be utilized by anyone, to only the residents of the Property and their guests. This objective can be achieved by converting Southland Avenue from public to private ownership. The Applicant is willing to maintain Southland Avenue as a private street and to grant easements for public access and for existing utilities located within the limits of the now public right-of-way.

The Applicant believes the requested vacation and abandonment of Southland Avenue and its maintenance as a private street within the Property is in the best interest of the public and of the Arbor Park of Alexandria residents. The Applicant respectfully requests that the Board of Supervisors approve this application to vacate and abandon Southland Avenue.

NOTICE OF INTENT TO
ADOPT AN ORDINANCE VACATING AND AN ORDER ABANDONING
PARTS OF PLATS ON WHICH IS SHOWN

SOUTHLAND AVENUE (ROUTE 2523)

ARBOR PARK OF ALEXANDRIA
(FORMERLY ORLEANS VILLAGE)

MASON DISTRICT
FAIRFAX COUNTY, VIRGINIA

Notice is hereby given that the Board of Supervisors of Fairfax County, Virginia, will hold a public hearing on July 30, 2013, at 4:30 p.m. during its regular meeting in the Board Auditorium of the Fairfax County Government Center, 12000 Government Center Parkway, Fairfax, Virginia, pursuant to Virginia Code Ann. §15.2-2204, abandoning and vacating parts of the plats of the property of Home Properties Orleans Village, LLC, recorded in Deed Book 2787 at Page 563, Deed Book 2872 at Page 722, and Deed Book 18898 at Page 1515 on which is shown Southland Avenue. The area of Southland Avenue to be vacated and abandoned totals 88,781 square feet, or 2.0382 acres, is located on Tax Map No. 72-1 ((1)) Parcel 44 and on Tax Map No. 72-1 ((1)) Parcel 44A, and is described and shown on the metes and bounds schedules dated March 4, 2013 and on the plat prepared by KCI Technologies, Inc., dated March 4, 2013, both of which are on file in the Fairfax County Department of Transportation, 4050 Legato Road, Suite 400, Fairfax, Virginia 22035 (Telephone number 703-324-1135).

All persons wishing to speak on this subject may call the Office of the Clerk to the Board (703-324-3151) to be placed on the Speaker's List, or may appear and be heard.

MASON DISTRICT

§15.2-2272(2)

§33.1-151

ORDER OF ABANDONMENT

SOUTHLAND AVENUE (ROUTE 2523)
ARBOR PARK OF ALEXANDRIA
(FORMERLY ORLEANS VILLAGE)

MASON DISTRICT
FAIRFAX COUNTY, VIRGINIA

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held this 30th day of July, 2013, it was duly moved and seconded that:

WHEREAS, after conducting a public hearing pursuant to notice as required by Virginia Code §33.1-151, and after giving due consideration to the historic value, if any, of such road, the Board has determined that no public necessity exists for continuance of this road as a public road, and that the safety and welfare of the public will be served best by an abandonment; and

WHEREFORE, BE IT ORDERED:

That Southland Avenue (Route 2523), a total area of 88,781 square feet, or 2.0382 acres, within Arbor Park of Alexandria (formerly Orleans Village), located on Tax Map No. 72-1 ((1)) Parcel 44 and Tax Map No. 72-1 ((1)) Parcel 44A, and described and shown in the metes and bounds schedules dated March 4, 2013, and on the plat prepared by KCI Technologies, Inc., dated March 4, 2013, which is attached hereto and incorporated herein, be and the same is hereby abandoned as a public road pursuant to Virginia Code §33.1-151.

This abandonment is subject to any right, privilege, permit, license, or easement in favor of any public service company, utility, or other person or entity, including any political subdivision, whether located above, upon, or under the surface, either presently in use or of record, including the right to operate, maintain, replace, alter, extend, increase or decrease in size any facilities in the abandoned roadway, without any permission of the landowner(s).

A Copy Teste:

_____
Catherine A. Chianese
Clerk to the Board

§33.1-151

482992 v1/RE

ADOPTION OF AN ORDINANCE VACATING
PARTS OF PLATS ON WHICH IS SHOWN

SOUTHLAND AVENUE (ROUTE 2523)
ARBOR PARK OF ALEXANDRIA
(FORMERLY ORLEANS VILLAGE)

MASON DISTRICT
FAIRFAX COUNTY, VIRGINIA

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the Government Center in Fairfax County, Virginia, on July 30, 2013, at which meeting a quorum was present and voting, the Board, after conducting a public hearing upon due notice given pursuant to Virginia Code Ann. §15.2-2204 and as otherwise required by law, adopted the following ordinance, to-wit:

BE IT ORDAINED by the Board of Supervisors of Fairfax County, Virginia: parts of the plats of the property of Home Properties Orleans Village, LLC, recorded in Deed Book 2787 at Page 563, Deed Book 2872 at Page 722, and Deed Book 18898 at Page 1515 on which is shown Southland Avenue, having a total area of 88,781 square feet, or 2.0382 acres, located on Tax Map No. 72-1 ((1)) Parcel 44 and Tax Map No. 72-1 ((1)) Parcel 44A, and described and shown on the metes and bounds schedules dated March 4, 2013, and on the plat prepared by KCI Technologies, Inc., dated March 4, 2013, and attached hereto and incorporated herein, be and the same is hereby vacated, pursuant to Virginia Code Ann. §15.2-2272(2).

This vacation is subject to any right, privilege, permit, license, or easement in favor of any public service company, utility, or other person or entity, including any political subdivision, whether located above, upon, or under the surface, either presently in use or of record, including the right to operate, maintain, replace, alter, extend, increase or decrease in size any facilities in the vacated roadway, without any permission of the landowner(s).

A Copy Teste:

_____
Catherine A. Chianese
Clerk to the Board

§ 15.2-2272(2)

482988 v2/RE

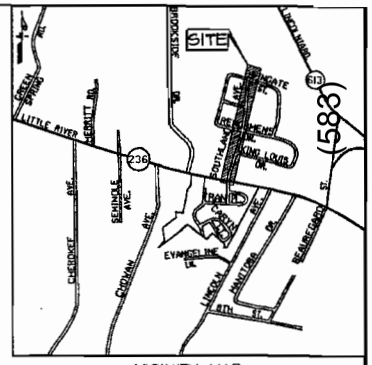
ATTACHMENT V

1

(583)

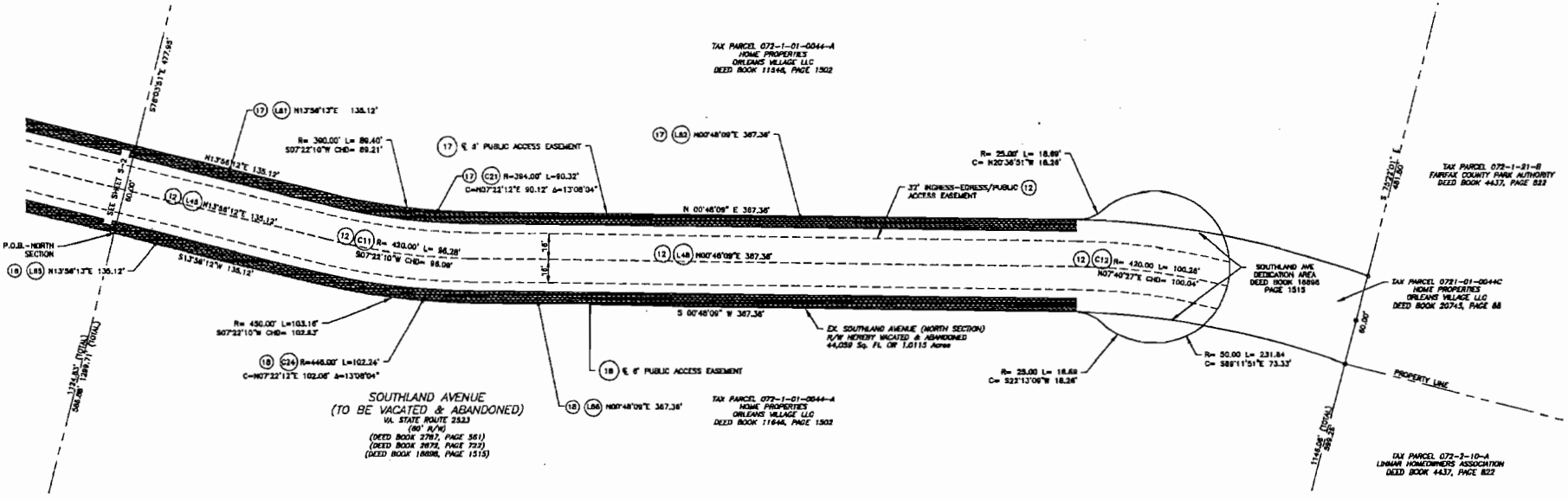
LEGEND

- 8' PUBLIC ACCESS EASEMENT
- 32' INGRESS-EGRESS/PUBLIC ACCESS EASEMENT



VICINITY MAP

NOT TO SCALE



PLAT OF SOUTHLAND AVENUE
(NORTH SECTION)

SCALE: 1"=50'

OWNER'S CERTIFICATION

I HEREBY CERTIFY THAT I AM THE OWNER OF THE PROPERTY SHOWN AND DESCRIBED HEREON, WHICH WAS CONVEYED TO ME BY DEED RECORDED IN DEED BOOK 11646, PAGE 1502, AND THAT I HEREBY ACCEPT THIS PLAT SHOWING THE VACATION AND ABANDONMENT OF SOUTHLAND AVE., AND GRANTING OF EASEMENTS AS DEPICTED ON SHEETS S-1 THROUGH S-8 WITH MY CONSENT.

WILLIAM L. BROWN, VICE PRESIDENT
HOME PROPERTIES ORLEANS VILLAGE LLC
BY: HOME PROPERTIES LP
BY: HOME PROPERTIES, INC.

DATE

SURVEYOR'S CERTIFICATION

I, JEFFERSON D. LAWRENCE, HEREBY DECLARE THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM A SURVEY MADE UNDER MY SUPERVISION, THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED, AS DRAWN FROM INFORMATION FOUND IN BOOK 11646, PAGE 1502; THAT THE RATIO OF PRECISION AS CALCULATED IS GREATER THAN 1:10,000; WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS ____ DAY OF MARCH, 2013.

DATE: _____

SIGNATURE: _____

JEFFERSON D. LAWRENCE, PROFESSIONAL LAND SURVEYOR
REGISTRATION LICENSE NUMBER 0403000969
EXPIRATION DATE: 06/30/2014

NOTES:

1. THE PURPOSE OF THIS PLAN IS TO VACATE AND ABANDON THE EXISTING 60 FEET WIDE PUBLIC RIGHT OF WAY ACROSS TAX PARCELS 072-1-01-0044-A AND 072-1-01-0044.
2. BEARINGS AND COORDINATES SHOWN HEREON ARE BASED ON THE VIRGINIA STATE PLANE COORDINATE SYSTEM, NORTH AMERICAN DATUM, 1983.
3. DIMENSIONS SHOWN ARE IN FEET AND DECIMAL PARTS THEREOF.
4. THIS SURVEY HAS BEEN PREPARED WITHOUT THE BENEFIT OF A REPORT OF TITLE.
5. SURVEY REFERENCES:

   PLAT BOOK 2872, PAGE 722
   PLAT BOOK 2787, PAGE 563
   DEED BOOK 11646, PAGE 1502.
   DEED BOOK 16896, PAGE 1515
6. TOTAL AREA OF PUBLIC RIGHT OF WAY HEREBY VACATED AND ABANDONED IS 88,781 Sq. Ft. OR 2.0381 ACRES.
7. EXISTING PUBLIC UTILITIES WITHIN THE PUBLIC RIGHT OF WAY HEREBY VACATED AND ABANDONED WILL REMAIN IN PLACE. ACCESS AND MAINTENANCE TO THEM WILL BE BY 10' WIDE UTILITY EASEMENTS WITHIN THE FORMER PUBLIC ROAD, AS DEPICTED ON SHEETS S-3 THROUGH S-8.

GRAPHIC SCALE

50' 0 50' 100'

SCALE: 1"=50'

KCI TECHNOLOGIES

ENGINEERS
PLANNERS
SCIENTISTS
CONSTRUCTION MANAGERS

8661 MAPLE LAWN BOULEVARD
SUITE 150
FULTON, MD 20759
TELEPHONE (410) 792-9396
FAX (410) 792-7419

PLAT SHOWING

VACATION AND ABANDONMENT OF A PORTION OF SOUTHLAND AVENUE
RIGHT OF WAY
VA STATE ROUTE 2553 AND LOCATION OF EASEMENTS
ACROSS THE PROPERTY OF HOME PROPERTIES ORLEANS VILLAGE KNOWN AS
ARBOR PARK OF ALEXANDRIA
FORMERLY ORLEANS VILLAGE

MASON MAGISTERIAL DISTRICT — FAIRFAX COUNTY, VIRGINIA

DRAWING NO. S-1

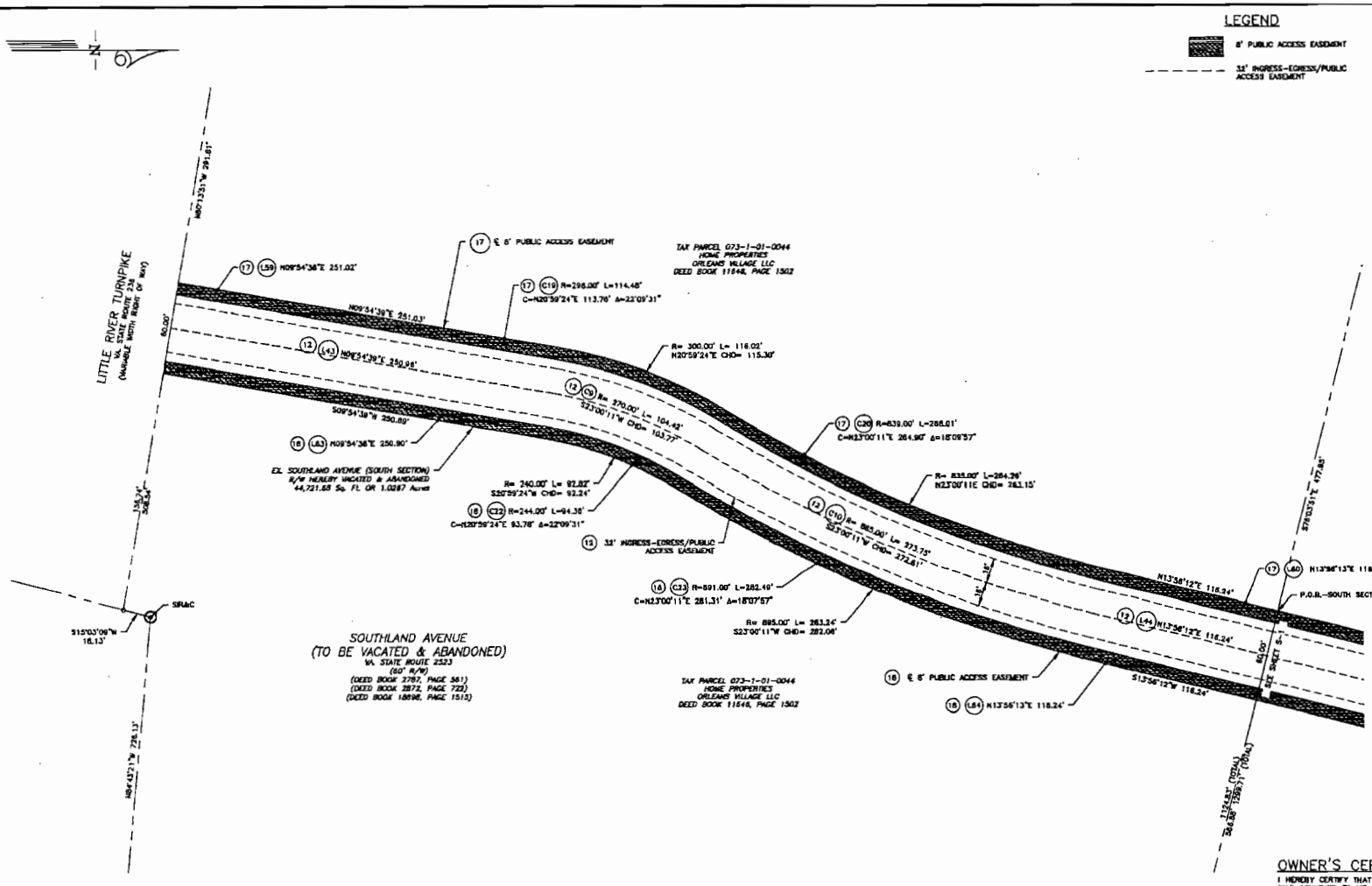
DATE: 03/04/2013

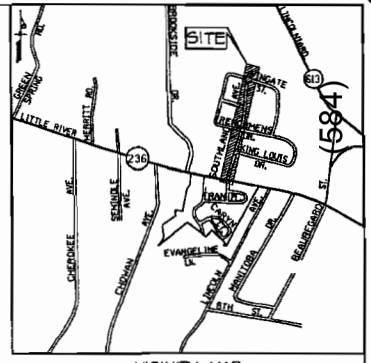
SHEET: 1 OF 8

KCI JOB NUMBER 27110532

ATTACHMENT V

2





VICINITY MAP

NOT TO SCALE

PLAT OF SOUTHLAND AVENUE
(SOUTH SECTION)

SCALE: 1"=50'

OWNER'S CERTIFICATION

I HEREBY CERTIFY THAT I AM THE OWNER OF THE PROPERTY SHOWN AND DESCRIBED HEREON, WHICH WAS CONVEYED TO ME BY DEED RECORDED IN DEED BOOK 11646, PAGE 1502, AND THAT I HEREBY ACCEPT THIS PLAT SHOWING THE VACATION AND ABANDONMENT OF SOUTHLAND AVE., AND GRANTING OF EASEMENTS AS DEPICTED ON SHEETS S-1 THROUGH S-8 WITH MY CONSENT.

WILLIAM L. BROWN, VICE PRESIDENT — DATE
HOME PROPERTIES ORLEANS VILLAGE LLC
BY: HOME PROPERTIES, LP
BY: HOME PROPERTIES, INC.

SURVEYOR'S CERTIFICATION

I, JEFFERSON D. LAWRENCE, HEREBY DECLARE THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM A SURVEY MADE UNDER MY SUPERVISION, THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED, AS DRAWN FROM INFORMATION FOUND IN BOOK 11646, PAGE 1502; THAT THE RATIO OF PRECISION AS CALCULATED IS GREATER THAN 1:10,000; WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS ____ DAY OF MARCH, 2013.

DATE: _____

SIGNATURE: _____

JEFFERSON D. LAWRENCE, PROFESSIONAL LAND SURVEYOR
REGISTRATION LICENSE NUMBER 0403000969
EXPIRATION DATE: 08/30/2014

NOTES:

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3. DIMENSIONS SHOWN ARE IN FEET AND DECIMAL PARTS THEREOF.
4. THIS SURVEY HAS BEEN PREPARED WITHOUT THE BENEFIT OF A REPORT OF TITLE.
5. SURVEY REFERENCES:

   PLAT BOOK 2872, PAGE 722
   PLAT BOOK 2787, PAGE 563
   DEED BOOK 11646, PAGE 1502.
   DEED BOOK 18898, PAGE 1515

6. TOTAL AREA OF PUBLIC RIGHT OF WAY HEREBY VACATED AND ABANDONED IS 88,781 Sq. FT. OR 2.0381 ACRES.
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GRAPHIC SCALE

50' 0 50' 100'

SCALE: 1"=50'

KCI TECHNOLOGIES

ENGINEERS
PLANNERS
SCIENTISTS
CONSTRUCTION MANAGERS

8161 MAPLE LAWN BOULEVARD
SUITE 150
FULTON, MD 20759
TELEPHONE: (410)792-9086
FAX: (410)792-7419

PLAT SHOWING

VACATION AND ABANDONMENT OF A PORTION OF SOUTHLAND AVENUE
RIGHT OF WAY
VA STATE ROUTE 2553 AND LOCATION OF EASEMENTS
ACROSS THE PROPERTY OF HOME PROPERTIES ORLEANS VILLAGE KNOWN AS
ARBOR PARK OF ALEXANDRIA
FORMERLY ORLEANS VILLAGE

MASON MAGISTERIAL DISTRICT — FAIRFAX COUNTY, VIRGINIA

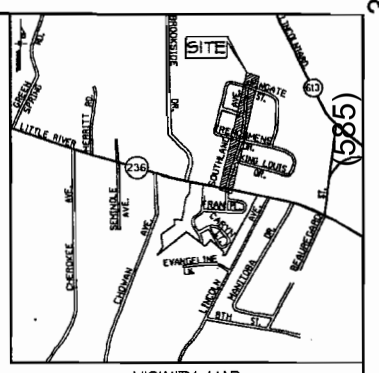
DRAWING NO.	S-2
DATE:	03/04/2013
SHEET:	2 OF 8
KCI JOB NUMBER	27110532

ATTACHMENT V

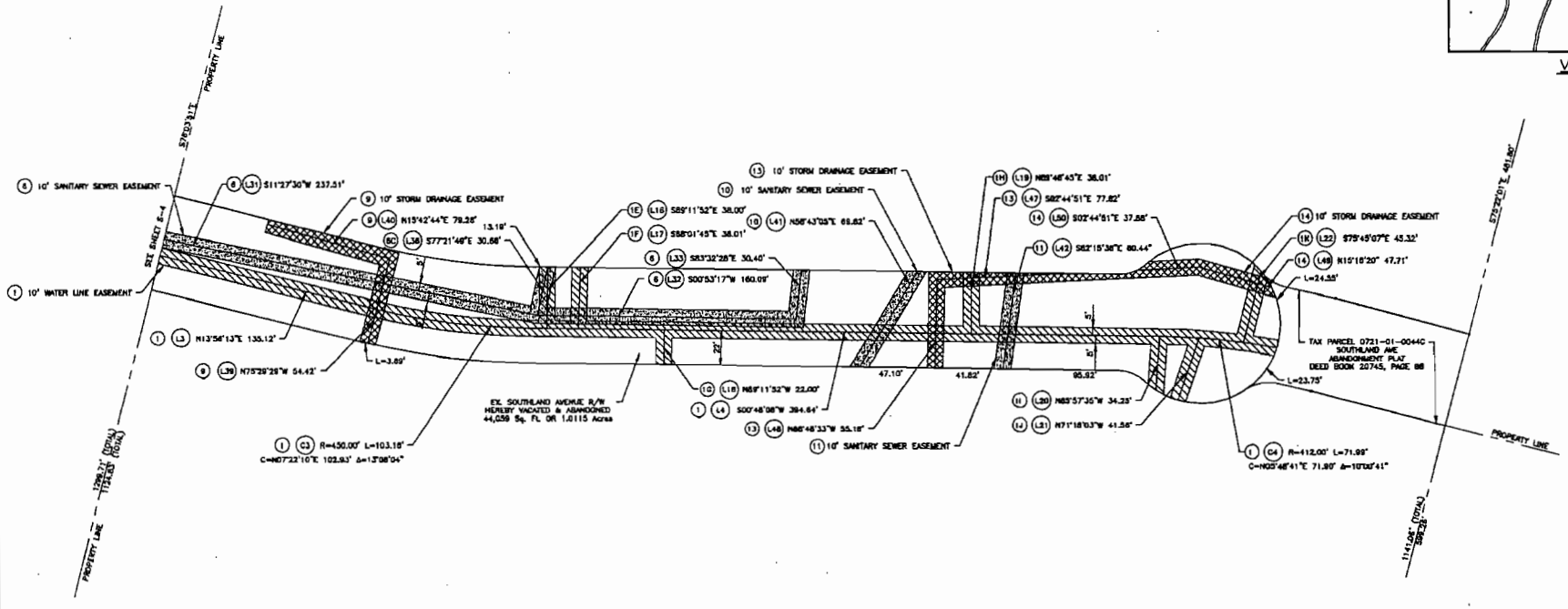
3

LEGEND

- WATER LINE EASEMENT
- STORM DRAINAGE EASEMENT
- SANITARY SEWER EASEMENT



VICINITY MAP
NOT TO SCALE



PLAT OF SOUTHLAND AVENUE
(NORTH SECTION)
SCALE: 1"=50'

OWNER'S CERTIFICATION

I HEREBY CERTIFY THAT I AM THE OWNER OF THE PROPERTY SHOWN AND DESCRIBED HEREON, WHICH WAS CONVEYED TO ME BY DEED RECORDED IN DEED BOOK 11646, PAGE 1502, AND THAT I HEREBY ACCEPT THIS PLAT SHOWING THE VACATION AND ABANDONMENT OF SOUTHLAND AVE., AND GRANTING OF EASEMENTS AS DEPICTED ON SHEETS S-1 THROUGH S-8 WITH MY CONSENT.

WILLIAM L. BROWN, VICE PRESIDENT — DATE
HOME PROPERTIES ORLEANS VILLAGE LLC
BY: HOME PROPERTIES, LP
BY: HOME PROPERTIES, INC.

SURVEYOR'S CERTIFICATION

I, JEFFERSON D. LAWRENCE, HEREBY DECLARE THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM A SURVEY MADE UNDER MY SUPERVISION, THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED, AS DRAWN FROM INFORMATION FOUND IN BOOK 11646, PAGE 1502; THAT THE RATIO OF PRECISION AS CALCULATED IS GREATER THAN 1:10,000; WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS ____ DAY OF MARCH, 2013.

DATE: _____

SIGNATURE: _____

JEFFERSON D. LAWRENCE, PROFESSIONAL LAND SURVEYOR
REGISTRATION LICENSE NUMBER 0403000066
EXPIRATION DATE: 06/30/2014

NOTES:

1. THE PURPOSE OF THIS PLAN IS TO VACATE AND ABANDON THE EXISTING 60 FEET WIDE PUBLIC RIGHT OF WAY ACROSS TAX PARCELS 072-1-01-0044-A AND 072-1-01-0044.
2. BEARINGS AND COORDINATES SHOWN HEREON ARE BASED ON THE VIRGINIA STATE PLANE COORDINATE SYSTEM, NORTH AMERICAN DATUM, 1983.
3. DIMENSIONS SHOWN ARE IN FEET AND DECIMAL PARTS THEREOF.
4. THIS SURVEY HAS BEEN PREPARED WITHOUT THE BENEFIT OF A REPORT OF TITLE.
5. SURVEY REFERENCES:
   - PLAT BOOK 2872, PAGE 722
   - PLAT BOOK 2767, PAGE 563
   - DEED BOOK 11646, PAGE 1502.
   - DEED BOOK 18898, PAGE 1515
6. TOTAL AREA OF PUBLIC RIGHT OF WAY HEREBY VACATED AND ABANDONED IS 88,781 Sq. Ft. OR 2.0381 ACRES.
7. EXISTING PUBLIC UTILITIES WITHIN THE PUBLIC RIGHT OF WAY HEREBY VACATED AND ABANDONED WILL REMAIN IN PLACE. ACCESS AND MAINTENANCE TO THEM WILL BE BY 10' WIDE UTILITY EASEMENTS WITHIN THE FORMER PUBLIC ROAD, AS DEPICTED ON SHEETS S-3 THROUGH S-8.

GRAPHIC SCALE
50' 0 50' 100'
SCALE: 1"=50'

KCI TECHNOLOGIES
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SCIENTISTS
CONSTRUCTION MANAGERS
6151 MARLE LEIGH BOULEVARD
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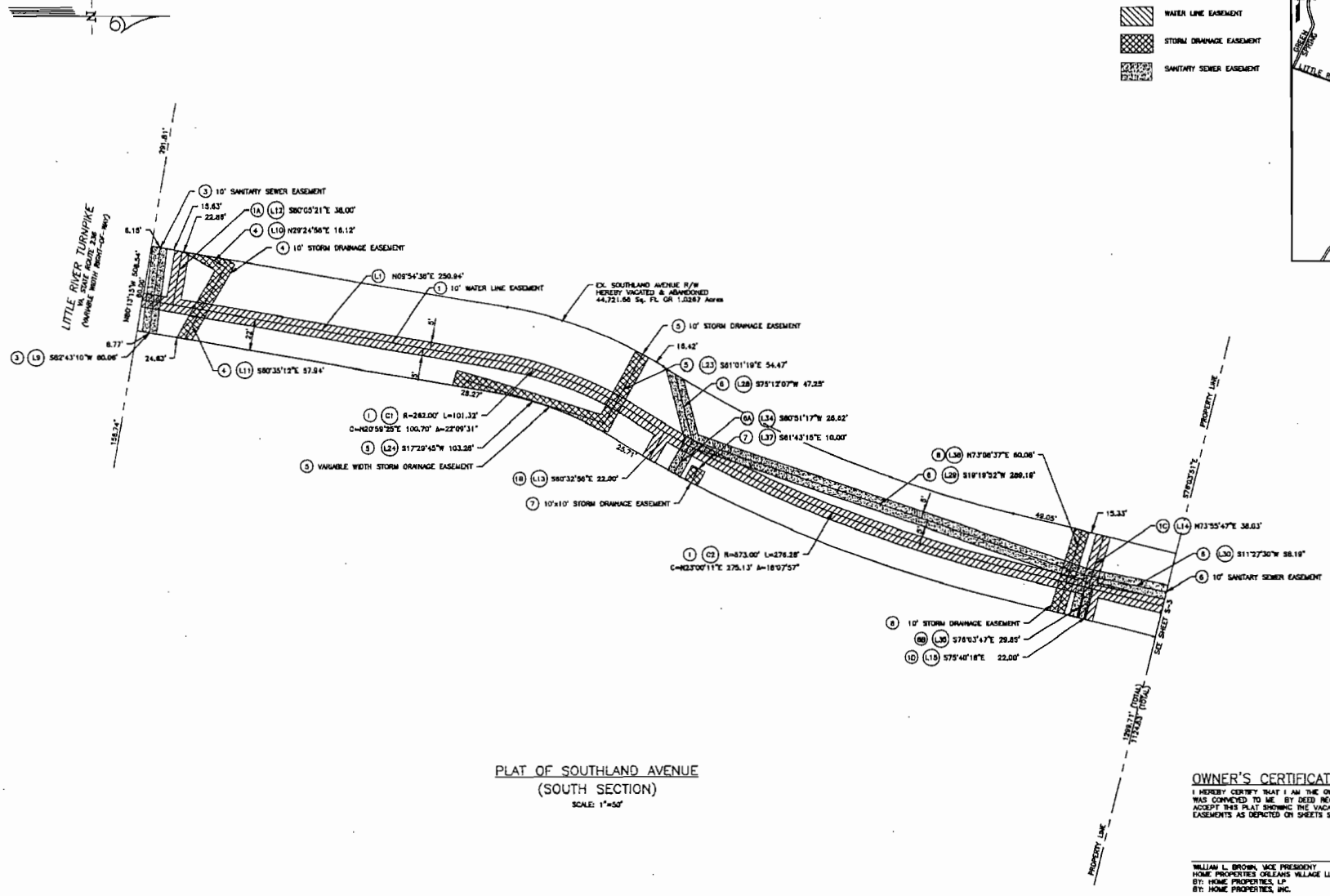
FAX: (410)792-7419

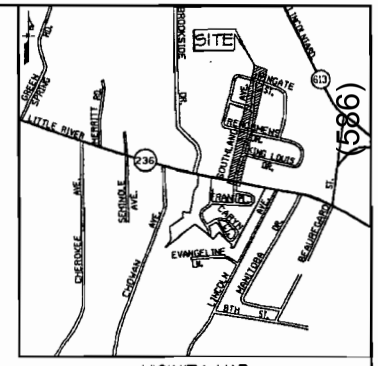
PLAT SHOWING

VACATION AND ABANDONMENT OF A PORTION OF SOUTHLAND AVENUE
RIGHT OF WAY
VA STATE ROUTE 2553 AND LOCATION OF EASEMENTS
ACROSS THE PROPERTY OF HOME PROPERTIES ORLEANS VILLAGE KNOWN AS
ARBOR PARK OF ALEXANDRIA
FORMERLY ORLEANS VILLAGE

MASON MAGISTERIAL DISTRICT — FAIRFAX COUNTY, VIRGINIA

DRAWING NO. S-3
DATE: 03/04/2013
SHEET: 3 OF 8
KCI JOB NUMBER 27110532





VICINITY MAP

NOT TO SCALE

PLAT OF SOUTHLAND AVENUE
(SOUTH SECTION)

SCALE: 1"=50'

OWNER'S CERTIFICATION

I HEREBY CERTIFY THAT I AM THE OWNER OF THE PROPERTY SHOWN AND DESCRIBED HEREON, WHICH WAS CONVEYED TO ME BY DEED RECORDED IN DEED BOOK 11646, PAGE 1502, AND THAT I HEREBY ACCEPT THIS PLAT SHOWING THE VACATION AND ABANDONMENT OF SOUTHLAND AVE., AND GRANTING OF EASEMENTS AS DEPICTED ON SHEETS S-1 THROUGH S-8 WITH MY CONSENT.

WILLIAM L. BROWN, VICE PRESIDENT — DATE
HOME PROPERTIES ORLEANS VILLAGE LLC
BY: HOME PROPERTIES, LP
BY: HOME PROPERTIES, INC.

SURVEYOR'S CERTIFICATION

I, JEFFERSON D. LAWRENCE, HEREBY DECLARE THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM A SURVEY MADE UNDER MY SUPERVISION, THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED, AS DRAWN FROM INFORMATION FOUND IN BOOK 11646, PAGE 1502; THAT THE RATIO OF PRECISION AS CALCULATED IS GREATER THAN 1:10,000; WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS ____ DAY OF MARCH, 2013.

DATE: _____

SIGNATURE: _____

JEFFERSON D. LAWRENCE, PROFESSIONAL LAND SURVEYOR
REGISTRATION LICENSE NUMBER 0403000888
EXPIRATION DATE: 06/30/2014

NOTES:

1. THE PURPOSE OF THIS PLAN IS TO VACATE AND ABANDON THE EXISTING 60 FEET WIDE PUBLIC RIGHT OF WAY ACROSS TAX PARCELS 072-1-01-0044-A AND 072-1-01-0044.
2. BEARINGS AND COORDINATES SHOWN HEREON ARE BASED ON THE VIRGINIA STATE PLANE COORDINATE SYSTEM, NORTH AMERICAN DATUM, 1983.
3. DIMENSIONS SHOWN ARE IN FEET AND DECIMAL PARTS THEREOF.
4. THIS SURVEY HAS BEEN PREPARED WITHOUT THE BENEFIT OF A REPORT OF TITLE.
5. SURVEY REFERENCES:

   PLAT BOOK 2672, PAGE 722
   PLAT BOOK 2787, PAGE 503
   DEED BOOK 11646, PAGE 1502.
   DEED BOOK 18898, PAGE 1315

6. TOTAL AREA OF PUBLIC RIGHT OF WAY HEREBY VACATED AND ABANDONED IS 88,781 Sq. Ft. OR 2.0381 ACRES.
7. EXISTING PUBLIC UTILITIES WITHIN THE PUBLIC RIGHT OF WAY HEREBY VACATED AND ABANDONED WILL REMAIN IN PLACE. ACCESS AND MAINTENANCE TO THEM WILL BE BY 10' WIDE UTILITY EASEMENTS WITHIN THE FORMER PUBLIC ROAD, AS DEPICTED ON SHEETS S-3 THROUGH S-8.

KCI TECHNOLOGIES
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8161 MARLE LEAF BOULEVARD
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FULTON, MD 20759
TELEPHONE: (410)792-9056
FAX: (410)792-7419

PLAT SHOWING

VACATION AND ABANDONMENT OF A PORTION OF SOUTHLAND AVENUE
RIGHT OF WAY
VA STATE ROUTE 2553 AND LOCATION OF EASEMENTS
ACROSS THE PROPERTY OF HOME PROPERTIES ORLEANS VILLAGE KNOWN AS
ARBOR PARK OF ALEXANDRIA
FORMERLY ORLEANS VILLAGE

MASON MAGISTERIAL DISTRICT — FAIRFAX COUNTY, VIRGINIA

DRAWING NO. S-4

DATE: 03/04/2013

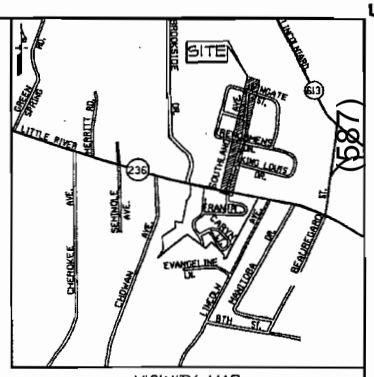
SHEET: 4 OF 8

KCI JOB NUMBER 27110532

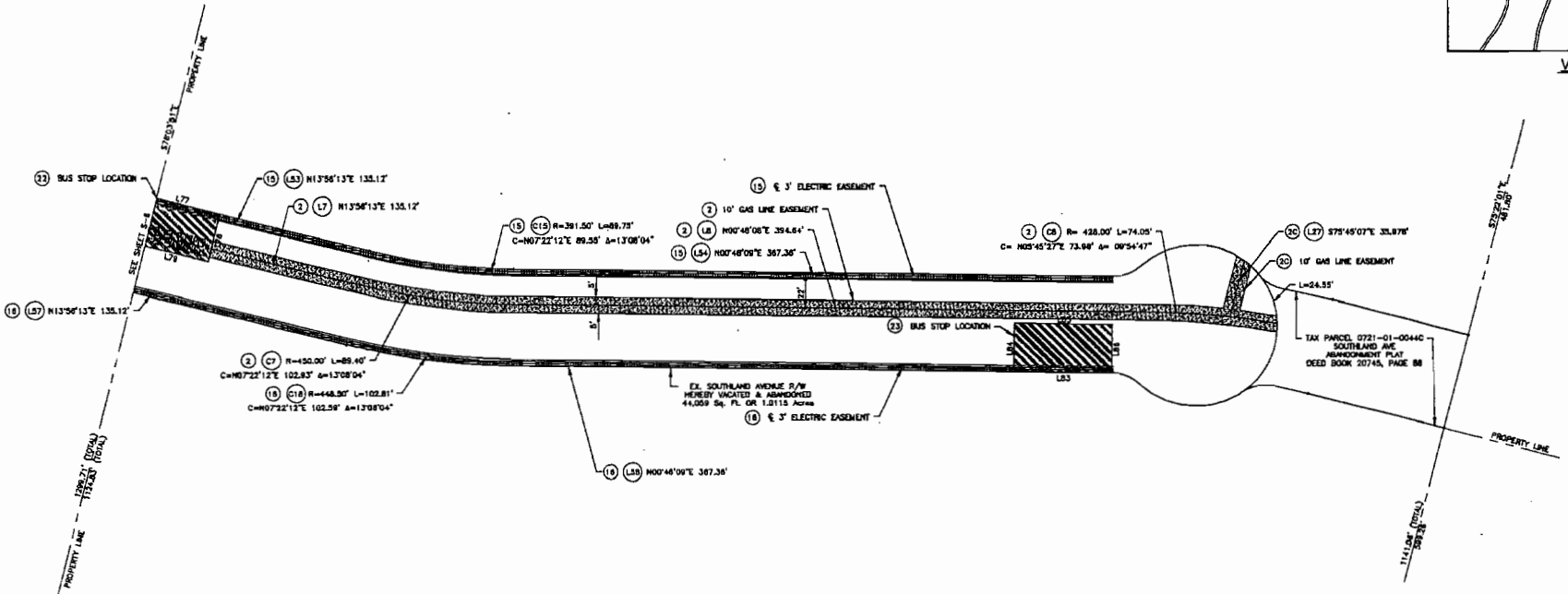
N

LEGEND

- GAS LINE EASEMENT
- 3' ELECTRIC EASEMENT
- BUS STOP LOCATION



VICINITY MAP
NOT TO SCALE



PLAT OF SOUTHLAND AVENUE
(NORTH SECTION)
SCALE: 1"=50'

OWNER'S CERTIFICATION

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WILLIAM L. BROWN, VICE PRESIDENT — DATE
HOME PROPERTIES ORLEANS VILLAGE LLC
BY: HOME PROPERTIES, LP
BY: HOME PROPERTIES, INC.

SURVEYOR'S CERTIFICATION

I, JEFFERSON D. LAWRENCE, HEREBY DECLARE THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM A SURVEY MADE UNDER MY SUPERVISION, THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED, AS DRAWN FROM INFORMATION FOUND IN BOOK 11646, PAGE 1502; THAT THE RATIO OF PRECISION AS CALCULATED IS GREATER THAN 1:10,000; WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS ____ DAY OF MARCH, 2013.

DATE: _____

SIGNATURE: _____

JEFFERSON D. LAWRENCE, PROFESSIONAL LAND SURVEYOR
REGISTRATION LICENSE NUMBER 0403000860
EXPIRATION DATE: 06/30/2014

NOTES:

1. THE PURPOSE OF THIS PLAN IS TO VACATE AND ABANDON THE EXISTING 60 FEET WIDE PUBLIC RIGHT OF WAY ACROSS TAX PARCELS 072-1-01-0044-A AND 072-1-01-0044.
2. BEARINGS AND COORDINATES SHOWN HEREON ARE BASED ON THE VIRGINIA STATE PLANE COORDINATE SYSTEM, NORTH AMERICAN DATUM, 1983.
3. DIMENSIONS SHOWN ARE IN FEET AND DECIMAL PARTS THEREOF.
4. THIS SURVEY HAS BEEN PREPARED WITHOUT THE BENEFIT OF A REPORT OF TITLE.
5. SURVEY REFERENCES:

   PLAT BOOK 3872, PAGE 722
   PLAT BOOK 3787, PAGE 563
   DEED BOOK 11646, PAGE 1502.
   DEED BOOK 10898, PAGE 1515

6. TOTAL AREA OF PUBLIC RIGHT OF WAY HEREBY VACATED AND ABANDONED IS 88,781 Sq. Ft. OR 2.0381 ACRES.
7. EXISTING PUBLIC UTILITIES WITHIN THE PUBLIC RIGHT OF WAY HEREBY VACATED AND ABANDONED WILL REMAIN IN PLACE. ACCESS AND MAINTENANCE TO THEM WILL BE BY 10' WIDE UTILITY EASEMENTS WITHIN THE FORMER PUBLIC ROAD, AS DEPICTED ON SHEETS S-3 THROUGH S-8.

GRAPHIC SCALE
50' 0 50' 100'
SCALE: 1"=50'

KCI TECHNOLOGIES
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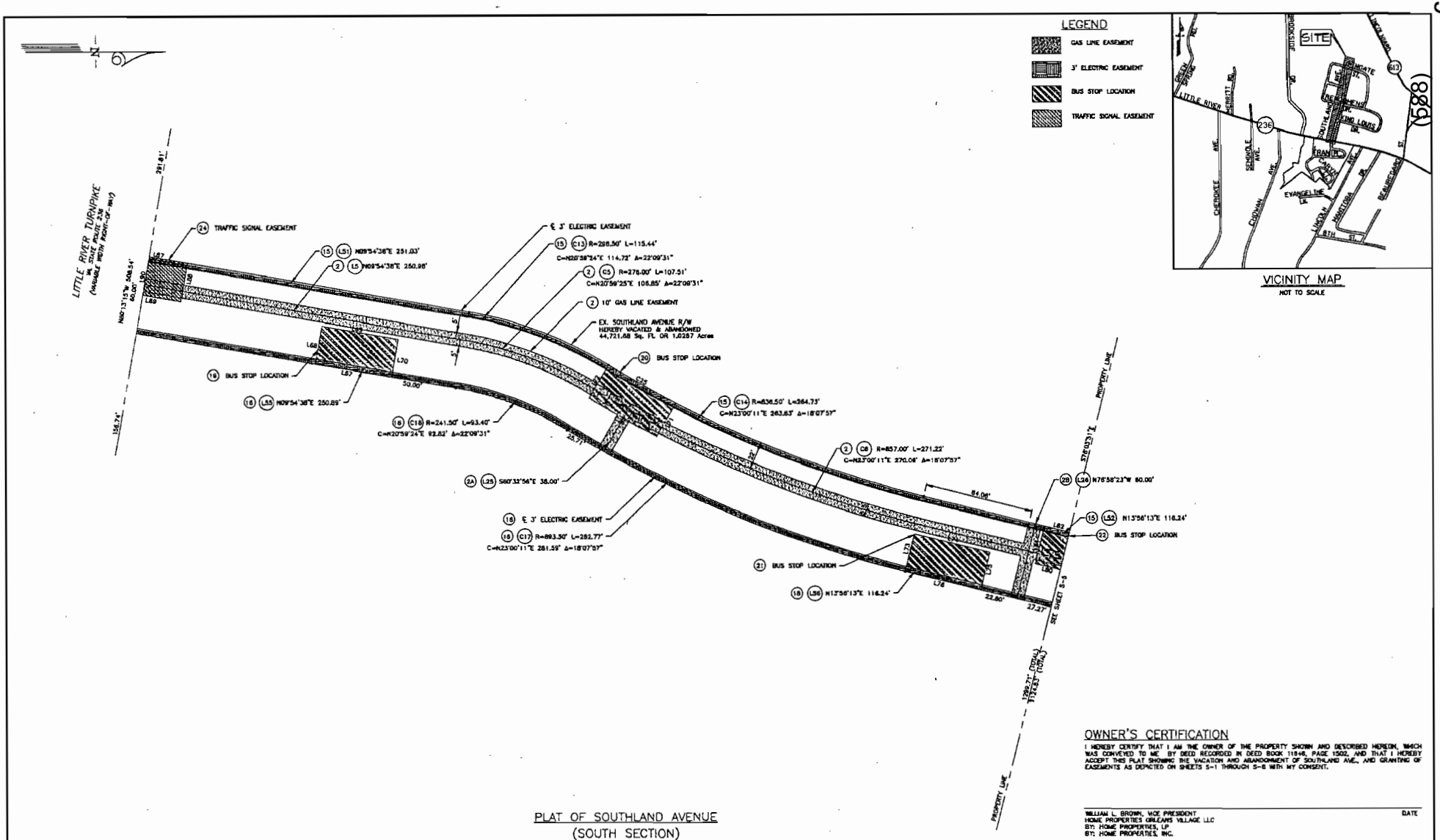
PLAT SHOWING

VACATION AND ABANDONMENT OF A PORTION OF SOUTHLAND AVENUE
RIGHT OF WAY
VA STATE ROUTE 2553 AND LOCATION OF EASEMENTS
ACROSS THE PROPERTY OF HOME PROPERTIES ORLEANS VILLAGE KNOWN AS
ARBOR PARK OF ALEXANDRIA
FORMERLY ORLEANS VILLAGE

MASON MAGISTERIAL DISTRICT — FAIRFAX COUNTY, VIRGINIA

DRAWING NO.	S-5
DATE:	03/04/2013
SHEET:	5 OF 8
KCI JOB NUMBER	27110532



PLAT OF SOUTHLAND AVENUE
(SOUTH SECTION)

SCALE: 1"=50'

OWNER'S CERTIFICATION

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WILLIAM L. BROWN, VICE PRESIDENT — DATE
HOME PROPERTIES ORLEANS VILLAGE LLC
BY: HOME PROPERTIES, LP
BY: HOME PROPERTIES, INC.

SURVEYOR'S CERTIFICATION

I, JEFFERSON D. LAWRENCE, HEREBY DECLARE THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM A SURVEY MADE UNDER MY SUPERVISION, THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED, AS DRAWN FROM INFORMATION FOUND IN BOOK 11646, PAGE 1502; THAT THE RATIO OF PRECISION AS CALCULATED IS GREATER THAN 1:10,000; WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS ____ DAY OF MARCH, 2013.

DATE: _____

SIGNATURE: _____

JEFFERSON D. LAWRENCE, PROFESSIONAL LAND SURVEYOR
REGISTRATION LICENSE NUMBER 0403000969
EXPIRATION DATE: 06/30/2014

NOTES:

1. THE PURPOSE OF THIS PLAN IS TO VACATE AND ABANDON THE EXISTING 60 FEET WIDE PUBLIC RIGHT OF WAY ACROSS TAX PARCELS 072-1-01-0044-A AND 072-1-01-0044.
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   - PLAT BOOK 2787, PAGE 563
   - DEED BOOK 11646, PAGE 1502.
   - DEED BOOK 18898, PAGE 1515
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GRAPHIC SCALE
50' 0 50' 100'
SCALE: 1"=50'

KCI TECHNOLOGIES
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PLAT SHOWING
VACATION AND ABANDONMENT OF A PORTION OF SOUTHLAND AVENUE RIGHT OF WAY
VA STATE ROUTE 2553 AND LOCATION OF EASEMENTS
ACROSS THE PROPERTY OF HOME PROPERTIES ORLEANS VILLAGE KNOWN AS
ARBOR PARK OF ALEXANDRIA
FORMERLY ORLEANS VILLAGE

MASON MAGISTERIAL DISTRICT — FAIRFAX COUNTY, VIRGINIA

DRAWING NO. S-6
DATE: 03/04/2013
SHEET: 6 OF 8
KCI JOB NUMBER 27110532

10' WATER LINE EASEMENT (1)
AREA = 14,497 sq. ft. OR 0.3328 ac.

L1 = N 09°54'38" E 250.94'

Curve Data for Curve Set C1
Arc= 101.32' Delta= 22°09'31" Radius= 262.00'
Chord= 100.70' Chord Bearing= N 20°59'25" E

Curve Data for Curve Set C2
Arc= 216.28' Delta= 18°07'57" Radius= 873.00'
Chord= 215.13' Chord Bearing= N 23°00'11" E

L2 = N 15°56'13" E 116.24'

L3 = N 13°56'13" E 135.12'

Curve Data for Curve Set C3
Arc= 103.16' Delta= 13°08'04" Radius= 450.00'
Chord= 102.93' Chord Bearing= N 07°22'10" E

L4 = N 00°48'08" E 394.64'

Curve Data for Curve Set C4
Arc= 71.99' Delta= 10°00'41" Radius= 412.00'
Chord= 71.90' Chord Bearing= N 05°48'41" E

10' GAS LINE EASEMENT (2)
AREA = 14,392 sq. ft. OR 0.3304 ac.

L5 = N 09°54'38" E 250.98'

Curve Data for Curve Set C5
Arc= 107.51' Delta= 22°09'31" Radius= 278.00'
Chord= 106.85' Chord Bearing= N 20°59'25" E

Curve Data for Curve Set C6
Arc= 271.22' Delta= 18°07'57" Radius= 857.00'
Chord= 270.09' Chord Bearing= N 23°00'11" E

L6 = N 15°56'13" E 116.24'

L7 = N 13°56'13" E 135.12'

Curve Data for Curve Set C7
Arc= 84.40' Delta= 13°08'04" Radius= 450.00'
Chord= 102.93' Chord Bearing= N 07°22'12" E

L8 = N 00°48'08" E 394.64'

Curve Data for Curve Set C8
Arc= 74.05' Delta= 09°54'47" Radius= 428.00'
Chord= 73.96' Chord Bearing= N 05°45'27" E

10' SANITARY SEWER EASEMENT (3)
AREA = 601 sq. ft. OR 0.0138 ac.

L9= S 82°43'10" W 60.06'

10' STORM DRAINAGE EASEMENT (4)
AREA =741 sq. ft. OR 0.0170 ac.

L10= N 29°24'38" E 16.12'

L11= S 60°35'12" E 57.94'

10' WATER LINE EASEMENT (1A)
AREA = 580 sq. ft. OR 0.0087 ac.

L12= S 80°05'21" E 38.00'

10' WATER LINE EASEMENT (1B)
AREA = 220 sq. ft. OR 0.0051 ac.

L13= S 60°32'56" E 22.00'

10' WATER LINE EASEMENT (1C)
AREA = 380 sq. ft. OR 0.0087 ac.

L14= N 73°55'47" E 38.03'

10' WATER LINE EASEMENT (1D)
AREA = 220 sq. ft. OR 0.0051 ac.

L15= S 75°40'18" E 22.00'

10' WATER LINE EASEMENT (1E)
AREA = 380 sq. ft. OR 0.0087 ac.

L16= S 84°11'52" E 38.00'

10' WATER LINE EASEMENT (1F)
AREA = 380 sq. ft. OR 0.0087 ac.

L17= S 88°01'45" E 38.01'

10' WATER LINE EASEMENT (1G)
AREA = 220 sq. ft. OR 0.0051 ac.

L18= N 84°11'52" W 22.00'

10' WATER LINE EASEMENT (1H)
AREA = 380 sq. ft. OR 0.0087 ac.

L19= N 84°48'45" E 38.01'

10' WATER LINE EASEMENT (1I)
AREA = 343 sq. ft. OR 0.0079 ac.

L20= N 85°57'35" W 34.25'

10' WATER LINE EASEMENT (1J)
AREA = 416 sq. ft. OR 0.0096 ac.

L21= N 71°18'03" W 41.36'

10' WATER LINE EASEMENT (1K)
AREA = 401 sq. ft. OR 0.0092 ac.

L22= S 73°43'07" E 45.32'

10' STORM DRAINAGE EASEMENT & VARIABLE WIDTH STORM DRAINAGE EASEMENT (5)
AREA = 1,412 sq. ft. OR 0.0324 ac.

L23= S 61°01'19" E 54.47'

L24= S 17°29'45" W 103.28'

10' GAS LINE EASEMENT (2A)
AREA = 380 sq. ft. OR 0.0087 ac.

L25= S 60°32'56" E 38.00'

10' GAS LINE EASEMENT (2B)
AREA = 600 sq. ft. OR 0.0138 ac.

L26= N 73°58'25" W 60.00'

10' GAS LINE EASEMENT (2C)
AREA = 222 sq. ft. OR 0.0051 ac.

L27= S 75°43'07" E 22.18'

10' SANITARY SEWER EASEMENT (6)
AREA = 8,940 sq. ft. OR 0.2052 ac.

L28= S 73°12'07" W 47.25'

L29= S 19°19'52" W 284.19'

L30= S 11°27'50" W 56.19'

L31= S 11°27'50" W 257.51'

L32= S 00°53'17" W 160.09'

L33= S 83°32'28" E 30.40'

10' SANITARY SEWER EASEMENT (6A)
AREA = 266 sq. ft. OR 0.0061 ac.

L34= S 60°51'17" W 26.62'

10' SANITARY SEWER EASEMENT (6B)
AREA = 299 sq. ft. OR 0.0069 ac.

L35= S 76°03'47" E 29.85'

10' SANITARY SEWER EASEMENT (6C)
AREA = 307 sq. ft. OR 0.0070 ac.

L36= S 77°21'44" E 30.66'

10' X 10' STORM DRAINAGE EASEMENT (7)
AREA = 100 sq. ft. OR 0.0023 ac.

L37= S 61°43'15" E 10.00'

10' STORM DRAINAGE EASEMENT (8)
AREA = 601 sq. ft. OR 0.0138 ac.

L38= N 73°08'57" E 60.08'

10' STORM DRAINAGE EASEMENT (9)
AREA = 1,357 sq. ft. OR 0.0307 ac.

L39= N 75°29'29" W 54.42'

L40= N 15°42'44" E 79.28'

10' SANITARY SEWER EASEMENT (10)
AREA = 696 sq. ft. OR 0.0160 ac.

L41= S 58°45'08" E 69.62'

10' SANITARY SEWER EASEMENT (11)
AREA = 604 sq. ft. OR 0.0139 ac.

L42= S 82°15'38" E 60.44'

32' INGRESS-EGRESS/PUBLIC ACCESS EASEMENT (12)
AREA = 46,215 sq. ft. OR 1.0609 ac.

L43 = N 09°54'39" E 250.98'

Curve Data for Curve Set C9
Arc= 104.42' Delta= 22°09'31" Radius= 270.00'
Chord= 103.77' Chord Bearing= N 23°00'11" E

Curve Data for Curve Set C10
Arc= 219.75' Delta= 18°07'57" Radius= 865.00'
Chord= 212.61' Chord Bearing= N 23°00'11" E

L44 = N 15°56'12" E 116.24'

L45 = N 13°56'12" E 135.12'

Curve Data for Curve Set C11
Arc= 98.28' Delta= 13°08'03" Radius= 420.00'
Chord= 98.07' Chord Bearing= N 07°22'10" E

L46 = N 00°48'09" E 367.36'

Curve Data for Curve Set C12
Arc= 100.28' Delta= 13°40'48" Radius= 420.00'
Chord= 100.04' Chord Bearing= N 07°40'27" E

10' STORM DRAINAGE EASEMENT (13)
AREA = 1,328 sq. ft. OR 0.0305 ac.

L47= S 02°44'51" E 77.82'

L48= N 88°46'33" W 55.18'

10' STORM DRAINAGE EASEMENT (14)
AREA = 856 sq. ft. OR 0.0197 ac.

L49= N 15°18'20" E 47.71'

L50= S 02°44'51" E 57.88'

℄ 3' ELECTRIC EASEMENT (15)
AREA = 4,019 sq. ft. OR 0.0923 ac.

L51 = N 09°54'38" E 251.09'

Curve Data for Curve Set C13
Arc= 115.44' Delta= 22°09'31" Radius= 298.50'
Chord= 114.72' Chord Bearing= N 20°59'24" E

Curve Data for Curve Set C14
Arc= 264.73' Delta= 18°07'57" Radius= 836.50'
Chord= 263.63' Chord Bearing= N 23°00'11" E

L52 = N 15°56'13" E 116.24'

L53 = N 13°56'13" E 135.12'

Curve Data for Curve Set C15
Arc= 84.75' Delta= 13°08'04" Radius= 391.50'
Chord= 84.55' Chord Bearing= N 07°22'12" E

L54 = N 00°48'09" E 367.36'

OWNER'S CERTIFICATION

I HEREBY CERTIFY THAT I AM THE OWNER OF THE PROPERTY SHOWN AND DESCRIBED HEREON, WHICH WAS CONVEYED TO ME BY DEED RECORDED IN DEED BOOK 11846, PAGE 1502, AND THAT I HEREBY ACCEPT THIS PLAT SHOWING THE VACATION AND ABANDONMENT OF SOUTHLAND AVE., AND GRANTING OF EASEMENTS AS DEPICTED ON SHEETS S-1 THROUGH S-8 WITH MY CONSENT.

WILLIAM L. BROWN, VICE PRESIDENT — DATE
HOME PROPERTIES ORLEANS VILLAGE LLC
BY: HOME PROPERTIES, LP
BY: HOME PROPERTIES, INC.

SURVEYOR'S CERTIFICATION

I, JEFFERSON D. LAWRENCE, HEREBY DECLARE THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM A SURVEY MADE UNDER MY SUPERVISION, THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED, AS DRAWN FROM INFORMATION FOUND IN BOOK 11846, PAGE 1302; THAT THE RATIO OF PRECISION AS CALCULATED IS GREATER THAN 1:10,000; WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS ____ DAY OF MARCH, 2013.

DATE: _____

SIGNATURE: _____

JEFFERSON D. LAWRENCE, PROFESSIONAL LAND SURVEYOR
REGISTRATION LICENSE NUMBER 0403000993
EXPIRATION DATE: 08/30/2014

KCI TECHNOLOGIES

ENGINEERS
PLANNERS
SCIENTISTS
CONSTRUCTION MANAGERS

8551 MARYLAND BOULEVARD
SUITE 150
FULTON, MD 20759
TELEPHONE: (410) 792-8086
FAX: (410) 792-7419

PLAT SHOWING

VACATION AND ABANDONMENT OF A PORTION OF SOUTHLAND AVENUE RIGHT OF WAY
VA STATE ROUTE 2553 AND LOCATION OF EASEMENTS
ACROSS THE PROPERTY OF HOME PROPERTIES ORLEANS VILLAGE KNOWN AS
ARBOR PARK OF ALEXANDRIA
FORMERLY ORLEANS VILLAGE

MASON MAGISTERIAL DISTRICT — FAIRFAX COUNTY, VIRGINIA

DRAWING NO. S-7
DATE: 03/04/2013
SHEET: 7 OF 8
KCI JOB NUMBER 27110532

℄ 3' ELECTRIC EASEMENT (16)

AREA = 4,046 sq. ft. OR 0.0929 ac.

L55 = N 09°54'38" E 250.89'

Curve Data for Curve Set C16
Arc= 95.40' Delta= 22°09'31" Radius= 241.50'
Chord= 92.82' Chord Bearing= N 20°59'24" E

Curve Data for Curve Set C17
Arc= 282.77' Delta= 18°07'57" Radius= 893.50'
Chord= 281.59' Chord Bearing = N 23°00'11" E

L56 = N 13°56'13" E 116.24'

L57 = N 13°56'13" E 135.12'

Curve Data for Curve Set C18
Arc= 102.81' Delta= 13°08'04" Radius= 448.50'
Chord= 102.59' Chord Bearing= N 07°22'12" E

L58 = N 00°48'09" E 367.36'

℄ 8' PUBLIC ACCESS EASEMENT (17)

AREA = 10,724 sq. ft. OR 0.2462 ac.

L59 = N 09°54'38" E 251.02'

Curve Data for Curve Set C19
Arc= 114.48' Delta= 22°09'31" Radius= 296.00'
Chord= 113.76' Chord Bearing= N 20°59'24" E

Curve Data for Curve Set C20
Arc= 266.01' Delta= 18°09'57" Radius= 839.00'
Chord= 264.90' Chord Bearing= N 23°00'11" E

L60 = N 13°56'13" E 116.24'

L61= N 13°56'13" E 135.12'

Curve Data for Curve Set C21
Arc= 90.32' Delta= 13°08'04" Radius= 394.00'
Chord= 90.12' Chord Bearing= N 07°22'12" E

L62 = N 00°48'09" E 367.36'

℄ 8' PUBLIC ACCESS EASEMENT (18)

AREA = 10,790 sq. ft. OR 0.2477 ac.

L63 = N 09°54'38" E 250.90'

Curve Data for Curve Set C22
Arc= 94.36' Delta= 22°09'31" Radius= 244.00'
Chord= 93.78' Chord Bearing= N 20°59'24" E

Curve Data for Curve Set C23
Arc= 282.49' Delta= 18°09'57" Radius= 891.00'
Chord= 281.31' Chord Bearing= N 23°00'11" E

L64 = N 13°56'13" E 116.24'

L65= N 13°56'13" E 135.12'

Curve Data for Curve Set C24
Arc= 102.24' Delta= 13°08'04" Radius= 446.00'
Chord= 102.02' Chord Bearing= N 07°22'12" E

L66 = N 00°48'09" E 367.36'

BUS STOP LOCATION (19)

AREA = 1,800 sq. ft. OR 0.0413 ac.

L67= S 09°54'38" W 60.00'

L68= N 80°05'22" W 30.00'

L69= N 09°54'38" E 60.00'

L70= S 80°05'22" E 30.00'

BUS STOP LOCATION (20)

AREA = 1,832 sq. ft. OR 0.0421 ac.

Curve Data for Curve Set C25
Arc= 60.00' Delta= 04°07'01" Radius= 835.00'
Chord= 59.99' Chord Bearing= N 30°00'38" E

L71= S 62°02'33" E 30.00'

Curve Data for Curve Set C26
Arc= 62.15' Delta= 04°07'01" Radius= 865.00'
Chord= 62.14' Chord Bearing= S 30°00'38" W

L72= N 57°55'52" W 30.00'

BUS STOP LOCATION (21)

AREA = 1,800 sq. ft. OR 0.0413 ac.

L73= N 76°03'47" W 30.00'

L74= N 13°56'13" E 60.00'

L75= S 76°03'47" E 30.00'

L76= S 13°56'13" W 60.00'

BUS STOP LOCATION (22)

AREA = 1,800 sq. ft. OR 0.0413 ac.

L77= N 13°56'13" E 40.00'

L78= S 76°03'47" E 30.00'

L79= S 13°56'13" W 40.00'

L80= S 13°56'13" W 20.00'

L81= N 76°03'47" W 30.00'

L82= N 13°56'13" E 20.00'

BUS STOP LOCATION (23)

AREA = 1,800 sq. ft. OR 0.0413 ac.

L83= S 00°48'08" W 60.00'

L84= N 89°11'52" W 30.00'

L85= N 00°48'08" E 60.00'

L86= S 89°11'52" E 30.00'

TRAFFIC SIGNAL EASEMENT (24)

AREA = 900 sq. ft. OR 0.0206 ac.

L87= N 09°54'38" E 30.00'

L88= S 80°13'15" E 30.00'

L89= S 09°54'38" W 30.00'

L90= N 80°13'15" W 30.00'

OWNER'S CERTIFICATION

I HEREBY CERTIFY THAT I AM THE OWNER OF THE PROPERTY SHOWN AND DESCRIBED HEREON, WHICH WAS CONVEYED TO ME BY DEED RECORDED IN DEED BOOK 11846, PAGE 1502, AND THAT I HEREBY ACCEPT THIS PLAT SHOWING THE VACATION AND ABANDONMENT OF SOUTHLAND AVE., AND GRANTING OF EASEMENTS AS DEPICTED ON SHEETS S-1 THROUGH S-8 WITH MY CONSENT.

WILLIAM L. BROWN, VICE PRESIDENT — DATE
HOME PROPERTIES ORLEANS VILLAGE LLC
BY: HOME PROPERTIES, LP
BY: HOME PROPERTIES, INC.

SURVEYOR'S CERTIFICATION

I, JEFFERSON D. LAWRENCE, HEREBY DECLARE THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM A SURVEY MADE UNDER MY SUPERVISION, THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED, AS DRAWN FROM INFORMATION FOUND IN BOOK 11846, PAGE 1502; THAT THE RATIO OF PRECISION AS CALCULATED IS GREATER THAN 1:10,000; WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS ____ DAY OF MARCH, 2013.

DATE: _____

SIGNATURE: _____

JEFFERSON D. LAWRENCE, PROFESSIONAL LAND SURVEYOR
REGISTRATION LICENSE NUMBER 0403000988
EXPIRATION DATE: 06/30/2014

KCI TECHNOLOGIES
ENGINEERS
PLANNERS
SCIENTISTS
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FAX: (410)792-7419

PLAT SHOWING

VACATION AND ABANDONMENT OF A PORTION OF SOUTHLAND AVENUE
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ARBOR PARK OF ALEXANDRIA
FORMERLY ORLEANS VILLAGE

MASON MAGISTERIAL DISTRICT — FAIRFAX COUNTY, VIRGINIA

DRAWING NO. S-8

DATE: 03/04/2013

SHEET: 8 OF 8

KCI JOB NUMBER 27110532

KCI TECHNOLOGIES

ENGINEERS • PLANNERS • SCIENTISTS • CONSTRUCTION MANAGERS

8161 Maplelawn Blvd Suite 150 • Fulton MD 20759 • 410-792-8086 • (FAX) 410-792-7419

Legal Description
Vacation and Abandonment Area
Northern Section of Southland Avenue
Mason Magisterial District
Fairfax County, Virginia
March 4, 2013

Beginning for the same at the Eastern end of the South 74 degrees 58 minutes 50 seconds West 60.00 foot line of Southland Avenue, 60 foot wide, as shown on a plat recorded among the land records of Fairfax County, Virginia, in deed book 2872 at page 724, "P.O.B. for Northern Section" as shown on Plat Sheet S-1, thence binding on said line, as now surveyed, referring all courses of this description to the Virginia North State Grid System (NAD 83/93)

1) North 76 degrees 03 minutes 51 seconds West 60.00 feet, thence binding on the westerly side of Southland Avenue, as shown on said plat,

2) North 13 degrees 56 minutes 12 seconds East 135.12 feet, thence

3) Northerly by a curve to the left 89.40 feet, said curve having a radius of 390.00 feet and a chord of North 07 degrees 22 minutes 10 seconds East 89.21 feet, thence

4) North 00 degrees 48 minutes 09 seconds East 367.36 feet, thence binding on the dedication and abandonment areas as recorded in deed book 18898 at page 1515 and deed book 20745 at page 88, three courses,

5) Northerly by a curve to the left 18.69 feet, said curve having a radius of 25.00 feet and a chord of North 20 degrees 36 minutes 51 seconds West 18.26 feet, thence

6) Northerly by a curve to the right 231.84 feet, said curve having a radius of 50.00 feet and a chord of South 89 degrees 11 minutes 51 seconds East 73.33 feet, thence

7) Southerly by a curve to the left 18.69 feet, said curve having a radius of 25.00 feet and a chord of South 22 degrees 13 minutes 09 seconds West 18.26 feet, thence binding on the easterly side of Southland Avenue

8) South 00 degrees 48 minutes 09 seconds West 367.36 feet, thence

9) Southerly by a curve to the right 103.16 feet, said curve having a radius of 450.00 feet and a chord of South 07 degrees 22 minutes 10 seconds West 102.93 feet, thence

10) South 13 degrees 56 minutes 12 seconds West 135.12 feet to the Point of Beginning.

Containing 44,059 square feet or 1.0115 acres of land more or less.

COMMONWEALTH OF VIRGINIA
Jefferson D. Lawrence
Lic. No. 969
LAND SURVEYOR

KCI TECHNOLOGIES

ENGINEERS • PLANNERS • SCIENTISTS • CONSTRUCTION MANAGERS

8161 Maplelawn Blvd Suite 150 • Fulton MD 20759 • 410-792-8086 • (FAX) 410-792-7419

Legal Description
Vacation and Abandonment Area
Southern Section of Southland Avenue
Mason Magisterial District
Fairfax County, Virginia
March 4, 2013

Beginning for the same at the western end of the South 74 degrees 58 minutes 50 seconds West 60.00 foot line of Southland Avenue, 60 foot wide, as shown on a plat recorded among the land records of Fairfax County, Virginia, in deed book 2787 at page 563, "P.O.B. for Southern Section" as shown on Plat Sheet S-1, thence binding on said line, as now surveyed, referring all courses of this description to the Virginia North State Grid System (NAD 83/93)

1) South 76 degrees 03 minutes 51 seconds West 60.00 feet, thence binding on the easterly side of Southland Avenue, as shown on said plat,

2) South 13 degrees 56 minutes 12 seconds West 116.24 feet, thence

3) Southerly by a curve to the right 283.24 feet, said curve having a radius of 895.00 feet and a chord of South 23 degrees 00 minutes 11 seconds West 282.06 feet, thence

4) Southerly by a curve to the left 92.82 feet, said curve having a radius of 240.00 feet and a chord of South 20 degrees 59 minutes 24 seconds East 92.24 feet, thence

5) South 09 degrees 54 minutes 39 seconds West 250.89 feet to intersect the northerly side of Little River Turnpike, a variable width right-of-way, thence binding on said turnpike

6) North 80 degrees 13 minutes 15 seconds West 60.00 feet, thence leaving said turnpike and binding on the westerly side of Southland Avenue,

7) North 09 degrees 54 minutes 39 seconds East 251.03 feet, thence

8) Northerly by a curve to the right 116.02 feet, said curve having a radius of 300.00 feet and a chord of North 20 degrees 59 minutes 24 seconds East 115.30 feet, thence

9) Northerly by a curve to the left 264.26 feet, said curve having a radius of 835.00 feet and a chord of North 23 degrees 00 minutes 11 seconds East 263.15 feet, thence

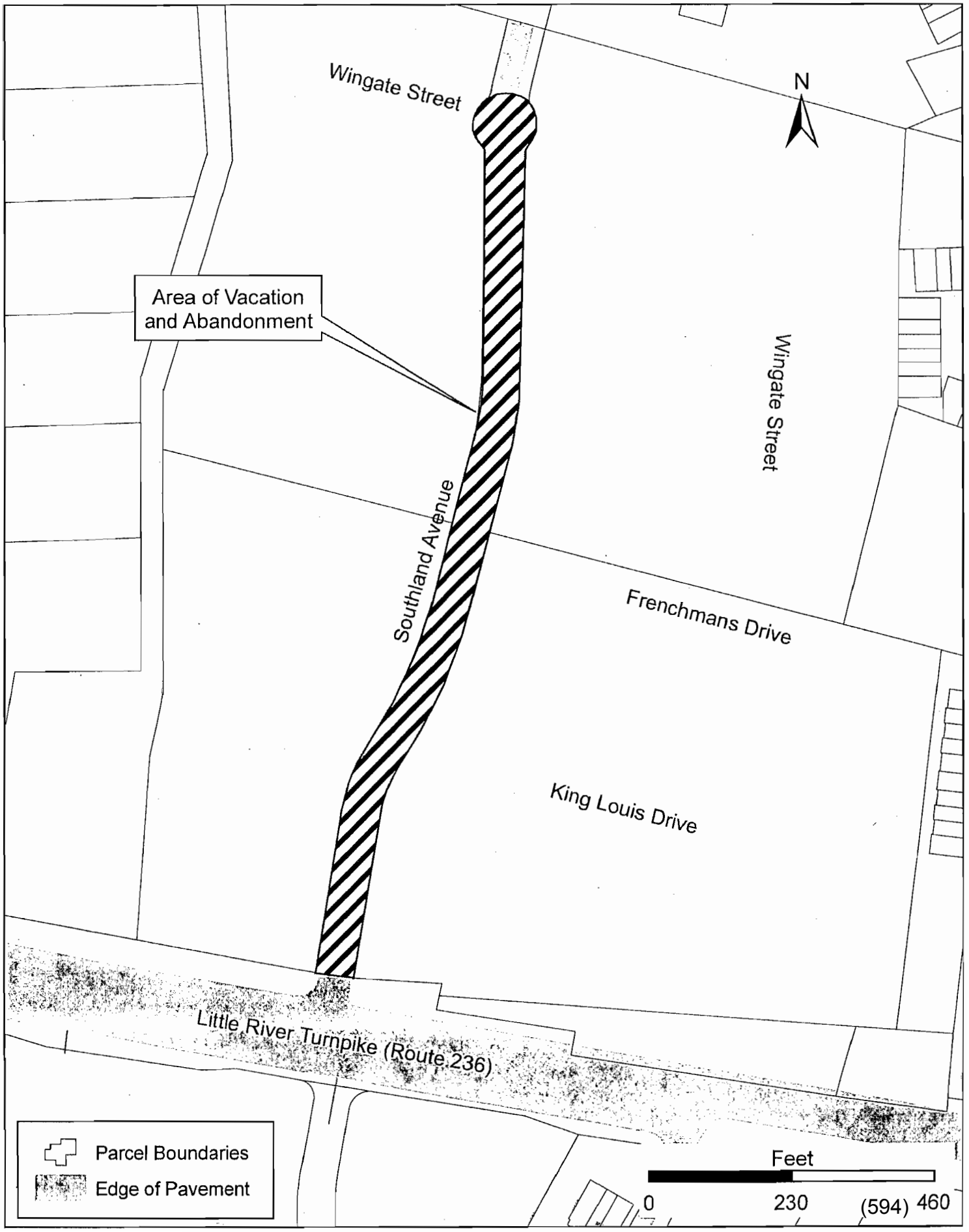
10) North 13 degrees 56 minutes 12 seconds East 116.24 feet to the Point of Beginning.

Containing 44,721.68 square feet or 1.0267 acres of land more or less.

COMMONWEALTH OF VIRGINIA
Jefferson D. Lawrence
Lic. No. 969
LAND SURVEYOR

ATTACHMENT VII

Vicinity Map - Tax Map 72-1



Board Agenda Item
July 30, 2013

4:30 p.m.

Public Hearing Regarding the Proposed Real Estate Exchange Agreement Between the Board of Supervisors and Rocks Engineering Company and Nugget Joint Venture, LC (collectively, "RECO") (Dranesville District)

ISSUE:
Public hearing in accordance with Va. Code Ann. § 15.2-1800 (2013) regarding the proposed Real Estate Exchange Agreement (the "Agreement"), between the County and RECO for the purpose of property exchange and acquisition to develop a joint development plan with RECO, and for RECO to pursue Land Use Entitlement Approvals as defined in the Agreement for a joint development plan, including the rezoning of the property for the Phase 2 Dulles Corridor Metrorail - Innovation Center Station Garage.

RECOMMENDATION:
The County Executive recommends the Board of Supervisors (Board) approve the proposed Real Estate Exchange Agreement and authorize the County Executive to sign the proposed Real Estate Exchange Agreement.

TIMING:
On July 9, 2013, the Board authorized advertisement of a public hearing to be held on July 30, 2013, at 4:30 p.m.

BACKGROUND:
Phase 2 of the Dulles Corridor Metrorail project includes a new station named Innovation Center Station near the Route 28 and Dulles International Airport Access Highway (DIAAH) and Dulles Toll Road (the "Toll Road") intersection. In connection with the construction of the new rail station, a parking garage containing approximately 2,028 spaces, kiss and ride spots, bus depots, and ancillary transit features (collectively, the "Garage") for the Metrorail Station is to be constructed to the south of the Toll Road. The Innovation Center Station Metrorail Garage is planned to be owned, maintained, and operated by the County. The County recognizes that this Garage is an important component of the proposed private development immediately adjacent to the Garage site. County staff believes that a better and more integrated plan is achieved if the Garage is located further south within the block, as opposed to the location proposed by MWAA, directly adjacent to the Toll Road.

The proposed Agreement provides a path to achieve the joint integrated development plan through an exchange/acquisition of property between the County and RECO and a rezoning to allow the joint development and the alternate Garage location.

The Agreement establishes general terms and conditions for the Garage including the following:

- Appoints RECO as the County's agent for the limited purposes of pursuing, prosecuting and obtaining the Land Use Entitlement Approvals for the joint County RECO development plan, including the rezoning of the Garage property to Planned Residential Mixed-Use (PRM);
- Authorizes RECO to commence with certain land use planning, design, and other work activities necessary to obtain the Land Use Entitlement Approvals;
- Requires RECO to consult and coordinate with the County regarding the design of the integrated, joint development plan;
- Provides a budget that represents fair and reasonable compensation to RECO for the Garage share of the work performed by RECO during the Land Use Entitlement Approvals process;
- Provides for the exchange of property and property acquisition to develop the joint development plan;
- Includes a cost cap for the County cost to design and construct the Garage; and
- In the event that all requirements for the joint PRM approval are not achieved, or the cost to design the Garage is too high, it provides an alternate option for County implementation of the Garage.

All parties agree to pursue negotiations of the following from and after the execution of the Agreement and until final PRM approval:

- Final Development Agreement;
- Infrastructure Agreement;
- Declaration of Easements Covenants, and Restrictions; and
- Proffer Allocation Agreement.

The Agreement stipulates an approval of these agreements concurrent with the approval of the rezoning of the property by May 20, 2014, unless mutually extended to a later date.

FISCAL IMPACT:
Subject to RECO obtaining the joint PRM approvals within the timeline, and the Garage cost cap being met, the County will reimburse RECO for its actual cost expended for the rezoning, up to a cap of $400,000, which is a part of the total project cost.

ENCLOSED DOCUMENTS:
Attachment 1: Resolution
Attachment 2: Agreement

STAFF:
Fred Selden, Director, Department of Planning and Zoning
Jose A. Comayagua, Director, Facilities Management Department
Tom Biesiadny, Director, Department of Transportation
James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)
Ronald N. Kirkpatrick, Deputy Director, DPWES, Capital Facilities
Om Jahagirdar, Assistant County Attorney

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Attachment 1

RESOLUTION

RESOLUTION AUTHORIZING REAL ESTATE EXCHANGE AGREEMENT

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium in the Fairfax County Government Center at Fairfax, Virginia, on Tuesday, July 30, 2013, at which meeting a quorum was present and voting, the following resolution was adopted:

WHEREAS, the Board of Supervisors finds that it would be in the best interest of the citizens of Fairfax County to enter in the Real Estate Exchange Agreement attached hereto with Rocks Engineering Company and Nugget Joint Venture, LC (collectively, "RECO") to implement the transactions contemplated therein.

NOW,THEREFORE, upon public hearing duly advertised according to law, it is RESOLVED that the Board of Supervisor enter into the Real Estate Exchange Agreement substantially in the form attached, and that the County Executive, or his designee, is hereby authorized to execute the Real Estate Exchange Agreement and all other documents necessary or convenient to carry out the transactions contemplated therein, and to take all such actions as shall be appropriate to implement the terms of the Real Estate Exchange Agreement.

A Copy - Teste:

_____

Catherine A. Chianese
Clerk to the Board of Supervisors

REAL ESTATE EXCHANGE AGREEMENT

THIS **REAL ESTATE EXCHANGE AGREEMENT** ("Agreement") is made this 30th day of July, 2013 (the "Effective Date"), by and between the **BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA**, a political subdivision of the Commonwealth of Virginia, in its proprietary capacity, and not in its governmental or regulatory capacity (the "County"); **ROCKS ENGINEERING COMPANY**, a Maryland corporation ("Rocks Engineering"); and **NUGGET JOINT VENTURE, LC**, a Virginia limited liability company, ("Nugget", and together with Rocks Engineering, collectively, "RECO").

RECITALS:

R-1. Phase II of the Dulles Corridor Metrorail Project contemplates that a new metrorail station, to be named the Innovation Center Station (the "Metro Station"), shall be constructed and placed in the median road/airport access highway near the intersection of the Dulles International Airport Access Highway/Dulles Toll Road (the "Toll Road") and Route 28. a

R-2. In connection with the construction of the Metro Station, a parking garage containing approximately 2,028 spaces, kiss and ride spots, bus depots (which are to be located outside of the parking structure), and ancillary transit features for the Metro Station are to be constructed to the south of the Toll Road (the foregoing shall be referred to as, collectively, the "Garage"). The Garage will serve the Metro Station and will be designed and constructed to meet the space, functional, and operational requirements defined in that certain preliminary engineering design by the Metropolitan Airports Authority ("MWAA"), as adjusted for a Fairfax County owned, maintained, and operated garage. The layout of the proposed site is attached hereto as **Exhibit A** (as that plan is further developed and/or amended from time to time, the "Concept Plan").

R-3. RECO and the County recognize that the Garage is a desirable component of a to-be-constructed Transit Orientated Development ("TOD"), which is jointly sought by RECO and the County.

R-4. The County is the sole owner, in fee simple absolute, of certain land located in Fairfax County, Virginia, consisting of a 3.03 acres and having a tax assessment number as 0154-05-0005B (the "Original County Parcel"). The Original County Parcel, along with other parcels, is more particularly shown on **Exhibit B-1** attached hereto.

R-5. Nugget is the sole owner, in fee simple absolute, of certain land located in Fairfax County, Virginia, consisting of a 11.65 acres and having a tax assessment number as 0152-01-0013 (the "Original Nugget Parcel"). The Original Nugget Parcel, along with other parcels, is more particularly shown on the attached **Exhibit B-1** attached hereto.

R-6. As part of that certain Proffer Condition Amendment PCA C-698, dated July 30, 1993, Nugget has proffered and is obligated to convey to the County that certain

land consisting of 3 acres (the "Rocks Proffered Parcel"). A general outline of the Rocks Proffered Parcel, along with other parcels, is more particularly shown on **Exhibit B-1** attached hereto, *provided that*, RECO acknowledges that the County may have the right (with agreement by RECO) to adjust the location of the RECO Proferred Parcel in accordance with Section 10 hereof, as applicable.

R-7. In connection with the PRM (as hereinafter defined), the application of which will be filed with the Fairfax County Department of Planning and Zoning ("DPZ"), and subject to the terms and conditions provided herein, the County shall convey to RECO a certain portion of the land currently owned by the County (the "County Swap Parcel"), all as part of the Land Conveyance (as hereinafter defined). A general outline of the County Swap Parcel is shown on **Exhibit B-2** attached hereto.

R-8. The County shall also have the option, pursuant to Section 10, to acquire the Rocks Sliver Parcel (as defined in Section 10 and as generally depicted on **Exhibit B-2** attached hereto), and RECO acknowledges that such land may be required to be conveyed from RECO to the County for complete construction of the Garage pursuant to the Concept Plan.

R-9. The Original County Parcel (as adjusted by the County Swap Parcel), as combined with the Rocks Proferred Parcel (as may be relocated or adjusted), the Rocks Swap Parcel (as hereinafter defined, and as may be relocated or adjusted) and the Rocks Sliver Parcel (as may be relocated or adjusted), shall be referred to as, collectively, the "New County Parcel."

R-10. In connection with the overall development of the Metro Station, a TOD project (the "TOD Project"), is desired to be constructed by RECO.

R-11. Nugget has a Boundary Line Adjustment Agreement with Dulles Rockhill Partners, LP for approximately 11.646 acres of real property (the "Dulles Option Parcel"). RECO is solely responsible, at its cost, for the acquisition of the Dulles Option Parcel.

R-12. As part of the Land Conveyance, and subject to the terms and conditions provided herein, RECO shall convey to the County a certain portion of the land currently owned by the RECO (the "Rocks Swap Parcel"), a general outline of the Rocks Swap Parcel, along with other parcels, is more particularly shown on **Exhibit B-2** attached hereto. The Rocks Proffered Parcel, Rocks Swap Parcel, and Rocks Sliver Parcel shall be referred to as, collectively, the "Rocks Collateral Parcel" (as may be relocated or adjusted).

R-13. The TOD project, once complete, may consist of approximately 8.646 acres with approximately 1.65 million square feet of commercial, residential and retail uses, and will be placed on the Original Nugget Parcel, as reduced by the Rocks Collateral Parcel (collectively, the "New Rocks Parcel").

R-14. The New County Parcel, together with the New Rocks Parcel, shall be referred to as, collectively, the "Property."

R-15. RECO has previously submitted a rezoning application for the Original Nugget Parcel, but given (a) the desire of the County and RECO for a coordinated joint development of the Property, and (b) the desire of the County and RECO to commence certain design-related and zoning-related work and obtain various approvals to meet the completion date requirement for the Garage and for the Metro Station by June of 2018 – the parties hereto believe that it is in their mutual interest to file joint applications for zoning and land use approvals for the Garage and TOD Project (collectively, the "Project").

R-16. It is in the best interest of the County to coordinate with RECO's preparation of a mutually agreed upon development plan for the Project. The parties contemplate that this work will culminate in an approved Planned Residential Mixed-Use Plan (the "PRM"), for the Project showing desired land use and access in conformance with the DPZ pending Comprehensive Plan Amendment.

R-17. Notwithstanding that a final development agreement regarding the Project has not been executed, and with full recognition that the parties may be unsuccessful in concluding a final development agreement regarding the Project, the County has agreed to allow and requested that RECO pursue the land use planning, design, and other work activities necessary to obtain approval of the PRM (the "Land Use Entitlement Approvals"), and does hereby appoint RECO as its agent with respect to the Project subject to and in accordance with the terms hereof.

NOW, **THEREFORE**, in consideration of the Recitals, which are hereby incorporated into this Agreement by reference, the mutual covenants and agreements contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

AGREEMENT:

1. Term of Agreement.

This Agreement will commence on the date hereof and continue unless otherwise terminated in accordance with the terms hereof.

2. Designation of RECO as Agent.

(a) The County hereby designates and appoints RECO as its agent for the limited purpose of pursuing, prosecuting and obtaining the Land Use Entitlement Approvals including the PRM Approval (as defined herein) with respect to the New County Parcel and the Garage, subject to the terms and conditions set forth in this Agreement, and RECO hereby accepts such designation.

(b) The County hereby acknowledges and agrees that RECO is hereby authorized to commence land use planning, design, and other work activities necessary to obtain the following with respect to the New County Parcel and the Garage in conjunction with the Project and the Land Use Entitlement Approvals, which shall include, without limitation, but subject to, in all cases, Section 3 hereof:

(i) the development of a Development Plan (as defined in the appropriate regulations promulgated by DPZ),

(ii) the approval of the PRM, and

(iii) causing any additional approvals in connection with the development of the Project that are required to be obtained with respect to the PRM Approval.

(c) RECO hereby acknowledges and agrees that the agency created hereby is temporary and will immediately terminate upon any termination of this Agreement. Upon such termination of the agency created hereby, RECO will immediately cease all work with respect to the Land Use Entitlement Approvals with respect to the County and, thereafter, RECO will have no further duty or obligation to pursue the Land Use Entitlement Approvals on behalf of the County, except as provided in Section 10 hereof.

3. Agreement Regarding Land Use Entitlement Approval Process.

(a) RECO will (i) consult and coordinate with the County regarding the design of the Project, and (ii) provide prior written notice and request for approval regarding all submissions to be made in connection with the Land Use Entitlement Approvals. Unless otherwise waived or modified in writing by the County, or its designee, RECO will provide the County, in its proprietary capacity, a copy (in any format desired by the County, i.e.: electronic, paper, or physical copies of documents due to size or volume) of all submissions to be made in connection with the Land Use Entitlement Approvals for the County's review and approval ten (10) business days prior to RECO's anticipated filing with or submission of the same to the applicable governmental agencies. Approval of such submission will be in the County's sole and absolute discretion; *provided however*, that the County's approval of any and all such submissions will not be unreasonably withheld on the basis of County comments that do not reasonably reflect refinement of the scope and substance of prior approved submissions, unless such comments are in response to issues or questions raised by DPZ in its governmental regulatory capacity, as part of the Land Use Entitlement Approval process.

(b) The County shall, within 10 business days after RECO has confirmed that Carey Needham (or his replacement or designee) has received the submission (such confirmation to be in writing, electronic mail being sufficient, which will be promptly acknowledged upon receipt), either approve the submission or provide detailed revisions to the submission to be made for the County's approval of the submission. If the County does not respond to RECO within the initial 10 business day period, then the submission is deemed approved. If the County does respond by providing comments to RECO, RECO shall work to accommodate the County's comments and re-submit the submission to the County for approval, along the same process and timeline as outlined above. If the County still does not approve of such changes, then RECO may proceed with the submission of the same to DPZ, however it will be understood that such submission will not be considered approved by the County, and the County shall reserve the right to request further changes. Any County approval of

submissions by RECO will be in the County's capacity as land owner, and will not be construed to imply approval as a regulator.

(c) It is acknowledged and understood that the rezoning of the Property will require execution of proffered conditions by RECO and the County. The County and RECO will consult and coordinate with each other as to the substance of such proffered conditions. The County's approval and execution of the proffered conditions shall be in the County's sole and absolute discretion; provided, however, that such approval and execution will not be unreasonably withheld with respect to proffered conditions that (i) are reasonably related to elements of Land Use Entitlement Approval submissions previously approved by the County, in its proprietary capacity, and (ii) otherwise reflect the obligations of this Agreement. The process for submission for approval of the proffers or development conditions shall follow the process outlined in subsection (b) above.

(d) RECO will be responsible for all costs associated with the Land Use Entitlement Approvals, unless RECO is entitled to reimbursement pursuant to Section 8 or 9 of this Agreement, as applicable. The parties agree to the Land Use Entitlement Approval costs as indicated in the approved budget attached hereto at **Exhibit C** (the "Budget"), to achieve PRM Approval for the Property, subject to Audit (as defined below in Section 8). RECO shall be solely responsible for any and all Land Use Entitlement Approval costs which exceed the line-item amounts shown on the Budget, unless otherwise agreed to in writing by the County, subject in all cases to Section 8 or 9 of this Agreement, as applicable.

(e) The parties hereto acknowledge and agree that the line-item amounts shown on the Budget, and the County's reimbursement portion thereof, represent a fair and just compensation (if applicable) to RECO for the work to be performed by RECO during the Land Use Entitlement Approvals process, and pursuant to Section 8 or 9 of this Agreement, as applicable. RECO agrees that it shall if required by other provisions in this Agreement (i) assign such rights and interests it may have in and to any obtained Land Use Entitlement Approvals (it being understood that if certain Land Use Entitlement Approvals are incapable of being assigned, RECO shall not be required to assign the same), and undertake commercially reasonable efforts to deliver (or cause to be delivered) originals or copies of any and all other documents related to the same to the County for the New County's Parcel and (ii) assign to the County all of its rights and interests to and make commercially reasonable efforts to provide and deliver (or cause to be provided or delivered) to the County any and all work product for the New County Parcel produced by RECO and/or its contractors and consultants associated with the Project (collectively, roman numerals (i) and (ii) in this sentence shall be referred to as the "Work Product"). RECO shall not have any obligation to assign the Work Product to the County from and after the date which is 1 year after the PRM Approval Deadline, provided that RECO was previously diligently pursuing such Work Product assignments. The foregoing obligations of RECO will survive the termination of this Agreement.

(f) During the term of this Agreement, RECO and its agents may access the New County Parcel upon reasonable advance notice to the County in order to conduct such activities as RECO reasonably determines are necessary or appropriate in connection

with the Land Use Entitlement Approvals process. RECO shall, and shall cause any of its consultants, employees or agents entering onto the New County Parcel, to deliver to the County certificates of insurance listing the County as an additional insured and evidencing general liability insurance coverage in the amount of $1,000,000.00. RECO will further (i) repair and restore any damage to the New County Parcel caused by RECO's activities (or those of its employees or agents) under this Section , and (ii) indemnify, defend, and hold the County harmless from and against any and all liability, cost, or expense, including any damage to the New County Parcel or the improvements thereon, resulting or arising from RECO's activities (or those of its employees or agents) under this Section, except to the extent caused by the negligence or willful act or omission of the County, its agents, or employees. Notwithstanding anything herein to the contrary, neither this Section, nor any portion thereof, nor any other provision in this Agreement will constitute a waiver of the County's sovereign immunity.

(g) Between the Effective Date and until the Rocks Collateral Parcel is owned in fee by the County, the County and its agents may have access to the Rocks Collateral Parcel, accompanied by RECO's designated representative, subject to the rights of occupants in order to make such inspections and perform such tests as required by it. The parties further agree to reasonably cooperate in the exchange of non-proprietary investigations, plans, reports, studies, surveys and other documents related to the Rocks Collateral Parcel. All investigations, studies and surveys conducted by the County shall be at the County's sole cost and expense. RECO shall have the right to approve any investigations, studies and surveys that may cause damage to the Rocks Collateral Parcel, provided such approval shall not to be unreasonably withheld, conditioned or delayed. The provisions of this section shall survive the termination of this Agreement. At RECO's request, the County shall or shall cause any of its consultants entering upon the Rocks Proffered Parcel to deliver to RECO certificates of insurance, listing RECO as an additional insured and evidencing general liability insurance coverage in an amount of not less than $1,000,000.00 and $1,000,000.00 in the aggregate; provided, however, that with respect to any County employees (as opposed to private consultants) entering upon the Rocks Collateral Parcel, the County may instead deliver (i) a statement of self-insurance regarding general liability insurance coverage in an amount of $1,000,000.00 (but not listing RECO as an additional insured) and (ii) a certificate of insurance listing RECO as an additional insured and evidencing excess general liability insurance coverage in an amount of not less than $10,000,000.00. Subject in all respects to Section 13(a), the County will further (i) repair and restore any damage to the Rocks Collateral Parcel caused by County's activities (or those of its employees or agents) under this sub-section, except to the extent caused by the negligence or willful act or omission of RECO, its agents, or employees, or (ii) pay for any reasonable liabilities, cost, or expense, including any damage to the Rocks Collateral Parcel or the improvements thereon, resulting or arising from County's activities (or those of its employees or agents) under this sub-section, except to the extent caused by the negligence or willful act or omission of RECO, its agents, or employees. Notwithstanding anything herein to the contrary, neither this Section, nor any portion thereof, nor any other provision in this Agreement, will constitute a waiver of the County's sovereign immunity.

4. <u>Pursuit of PRM</u>.

The parties agree to pursue negotiations, diligently and in good faith, of a joint PRM for the Property to fully provide for the development of the Project, with the requirement for RECO to use diligent and commercially reasonable efforts to obtain the final zoning approval of the PRM in accordance with the approved schedule attached hereto at **Exhibit D**, unless such date should be extended by the mutual, written agreement of the parties.

5. Preliminary Framework for Various Agreements.

The parties agree to pursue diligently and in good faith, the following agreements, each of which will outline the responsibilities of both RECO and the County for the approved PRM, with said agreements to be executed coincident with the PRM approval by the Fairfax County Board of Supervisors:

(a) a "Final Development Agreement";

(b) an "Infrastructure Agreement", the summary purpose of which is to provide for the timing for the implementation of, and cost sharing for, certain common infrastructure, which shall include, without limitation, any off-site easements on property other than the Property and the construction of roadways on the Property;

(c) a "Declaration of Easements, Covenants, and Restrictions", the summary purpose of which is to provide for the coordinated construction, operation, use, and maintenance of certain aspects of the Project, and to provide for the relocation, if necessary, of any permanent easements or dedications related to any common infrastructure; and

(d) a "Proffer Allocation Agreement."

(e) It is anticipated that the above agreements, inter alia, will address the following items:

(i) Proffer Costs:

(A) Proffers associated with the Garage will be the responsibility of the County, except to the extent that RECO, in its sole discretion, elects to provide additional funds to the County, or any other entities, in order to reduce the estimated total project cost below the Garage Cap, as to be expressly set forth in the Proffer Allocation Agreement.

(B) Proffers of the TOD Project will be the responsibility of RECO.

(C) Proffers that result due to the combined Project will be negotiated with cost apportionment to the TOD Project and Garage, based on their applicability to each project.

(ii) The site infrastructure and transportation improvements costs for N-S Roadway, New Road, Rockhill Road, Sunrise Valley, stormwater

management, utilities, and other items, will be allocated to the County and RECO based on the following:

(A) Site infrastructure for the Garage will be the responsibility of the County; except to the extent that RECO, in its sole discretion, elects to provide additional funds to the County, or any other entities, in order to reduce the estimated total project cost below the Garage Cap, as to be expressly set forth in the Proffer Allocation Agreement.

(B) Site infrastructure for the TOD Project will be the responsibility of RECO.

(C) Site infrastructure that is required for both the Garage and TOD Project will be negotiated with cost apportionment to the TOD and Garage projects based on their applicability to each project, except to the extent that RECO, in its sole discretion, elects to provide additional funds to the County, or any other entities, in order to reduce the estimated site infrastructure costs for the Project, as to be expressly set forth in the Proffer Allocation Agreement.

(iii) Land Acquisition/Ownership:

(A) N-S Roadway: The new N-S Roadway shown in the current Concept Plan may be owned and maintained by RECO. An easement agreement shall be established with RECO that outlines the level of maintenance required. If through the rezoning process, the road is required to become a VDOT maintained road, the easement agreement shall no longer be necessary.

(B) New Road: The New Road shown in the current Concept Plan will be accepted into the VDOT maintenance system by RECO.

6. Mutual Design Coordination

The County shall give RECO the opportunity to review and comment upon the design of the Garage to ensure that it is consistent with the TOD Project, *provided that*, the County shall be under no obligation to consider such design or other changes to the Garage requested by RECO, as determined in the County's sole and absolute discretion, and to the extent any changes to the Garage requested by RECO are accepted by the County, any additional costs associated with such design or other changes shall be paid and borne solely by RECO provided the County shall state the amount of additional costs for such design or other changes requested, and RECO has confirmed in writing that it will pay such additional costs, and such obligation of RECO shall survive the termination of this Agreement.

7. Land Conveyance.

(a) The parties acknowledge and agree that in consummation of the PRM and at the time of approval of the PRM by the Board of Supervisors of Fairfax County (or as separately provided in Section 10 below), subject to the terms and conditions provided herein and as shall be more fully set forth in Conveyance Documents

(as hereinafter defined), the County shall cause the County Swap Parcel to be conveyed to RECO, and RECO shall cause the Rocks Collateral Parcel to be conveyed to the County (the "Land Conveyance"). The swap of only the Rocks Swap Parcel and the County Swap Parcel shall include approximately equal areas of land and shall be defined as the "Land Swap". The consummation of the Land Conveyance, in totality, shall ensure that the location of the New County Parcel will be adjusted to fit within the Concept Plan, as that plan is further developed and/or amended from time to time. The parties shall agree within the Final Development Agreement which party or parties shall bear the cost, if any, of the Land Conveyance. For the avoidance of doubt, the Rocks Swap Parcel is a separate and distinct parcel of land from the Rocks Sliver Parcel.

(b) The County shall convey title to the County Swap Parcel to RECO which is good in fact, marketable and insurable by a title company licensed to do business in the Commonwealth of Virginia at regular rates, by a bargain and sale deed with a covenant of further assurances, but without warranty and without English covenants of title, subject only to matters of record as of the date hereof and any other easements, covenants, proffers, or other documents to be executed and recorded in connection with this Agreement.

(c) In connection with the Land Conveyance and the consummation of the PRM generally, RECO shall convey title to the Rocks Collateral Parcel (subject to the provisions of Section 10 with respect to the Rocks Sliver Parcel) to the County which is good in fact, marketable and insurable by a title company licensed to do business in the Commonwealth of Virginia at regular rates, by a special warranty deed with covenants of further assurances, subject only to matters of record as of the date hereof and any other easements, covenants, proffers, or other documents to be executed and recorded in connection with this Agreement.

(d) The Conveyance Documents shall mean the deeds referenced in Section 7(b) and (c) above, boundary line adjustments as necessary between the properties and other real estate conveyance documents necessary to consummate the Land Conveyance (collectively, the "Conveyance Documents"). The County and RECO shall not unreasonably withhold their approval to the form of the Conveyance Documents.

(e) The foregoing obligations of this Section shall survive the termination of this Agreement to the extent applicable under Section 10 of this Agreement.

8. Termination

(a) In the event that either:

(i) RECO is unable to obtain the Fairfax County Board of Supervisor's approval of the PRM (referred to as the "PRM Approval") by 11:59 p.m. eastern time on May 20, 2014 (or such later date as may be mutually agreed upon, in writing, by the parties) (referred to as the "PRM Approval Deadline"), it being understood by the parties hereto that final, negotiated versions of each of the agreements referenced in Section 5 above shall be needed on or prior to the PRM Approval Deadline, including, without limitation, the Final Development Agreement, Infrastructure

Agreement, Declaration of Easements, Covenants, Restrictions, and Proffer Allocation Agreement; or

(ii) the County has determined that the Garage total project estimate ("TPE") is greater than the Garage Cap (as hereinafter defined), then the County shall have the option to provide written notice to RECO of its determination and intent to terminate on or before May 20, 2014 (referred to as the "Garage Cap Deadline"); it being understood that (x) the "Garage Cap" shall be defined as $61,000,000, (y) as of the date hereof, the TPE is equal to the Garage Cap, and (z) a cost break down of the TPE is attached hereto at **Exhibit E**, which remains subject to change and is inclusive of design, construction, project management, permits, site infrastructure and development, and proffers, as each such cost shall be determined by the County, in its sole and absolute discretion, *then, at the option of the County*,

this Agreement will terminate as of such date listed above and the parties hereto will have no further rights or obligations hereunder, except the terms of which expressly survive termination. To the extent this Agreement is terminated pursuant to this subsection, the County shall, at its sole option, reimburse RECO for any Work Product that the County desires to use in accordance with Section 8(d).

Notwithstanding the foregoing or anything to the contrary in this Agreement, (x) if PRM Approval is granted prior to May 20, 2014, and the operative documents listed above in Section 8(a)(i) are fully executed by the County and RECO, the County shall not have the ability to exercise its termination option in Section 8(a)(ii), and (y) if the County determines on May 20, 2014 that the required completion date of the Phase II construction of the Dulles Corridor Metrorail Project has been extended, then County shall have the right to extend the terms of this Agreement for six (6) months, and RECO hereby provides its consent to such extension (the "MWAA Extension").

(b) RECO may terminate this Agreement, in its sole and absolute discretion, if (i) it determines that the TOD Project is infeasible based on the inability to obtain approvals for its intended use or the costs of the proffers or development conditions are not acceptable to RECO, or (ii) for any other reason determined by RECO; provided that upon such termination the terms of which expressly survive termination shall not terminate. To the extent this Agreement is terminated pursuant to this subsection, the County shall, at its sole option, reimburse RECO for any Work Product that the County desires to use in accordance with Section 8(d).

(c) The County may terminate this Agreement, in its sole and absolute discretion, for any reason. To the extent this Agreement is terminated pursuant to this subsection, the County shall reimburse RECO for such costs pursuant to Section 8(d).

(d) To the extent this Agreement is terminated (x) under Sections 8(a) or (b), the County shall, within thirty (30) business days, reimburse RECO for the cost of any Work Product that the County desires to use and (y) under Section 8(c), the County shall, within thirty (30) business days, reimburse RECO for any work performed by RECO (regardless if the County desires to use it or not) pursuant to the Land Use Entitlement Approvals process through the date of termination, subject at all times to (x)

the reimbursement shall only be for an amount which makes up the County's portion of actual costs incurred by RECO during the Land Use Entitlement Approvals, as shown on the Budget, (y) the limits of each previously approved line-item of the Budget (it being understood that the County shall not provide any reimbursement for any line-item cost which is in an amount greater than ten percent (10%) of the previously approved line-item of the Budget), and (z) any Audit (as hereinafter defined) requested by the County. The County shall have the right to request an audit (individually or collectively, an "Audit"), of any and all Land Use Entitlement Approval costs. An Audit may occur at any time, and may include multiple requests for information, and RECO shall be obligated to provide such reasonably requested information to the County as soon as possible. The County shall be responsible for all out-of-pocket expenses incurred with respect to such an Audit and such costs shall not be reimbursed by RECO. RECO agrees to reasonably cooperate with the County or its agents (at no cost to the County) during any Audit.

(e) The provisions of this Section 8 shall survive the termination of this Agreement.

9. Reimbursement. Subject to (a) obtaining the PRM Approval (as may be extended by the MWAA Extension), and (b) the County's failure to terminate the Agreement by the Garage Cap Deadline under Section 8(b) for exceeding the Garage Cap, the County shall, within thirty (30) business days after the PRM Approval (as may be extended by the MWAA Extension), reimburse RECO an amount which makes up the County's portion of actual costs incurred by RECO during the Land Use Entitlement Approvals, subject at all times to (y) the limits of each previously approved line-item of the Budget (it being understood that the County shall not provide any reimbursement for any line-item cost which is in an amount greater than ten percent (10%) of the previously approved line-item of the Budget), and (z) any Audit requested by the County.

10. Separate County Zoning Process. In the event that this Agreement is terminated under Section 8(a) or 8(b) above, the County shall retain the option to pursue a separate application with DPZ (the "Separate County Zoning Application") for the Garage based upon the plan as generally depicted on the Concept Plan, which option must be elected by the County no later than 15 business days after the termination under Section 8(a) or Section 8(b) of this Agreement (such date, the "County Election Date"), and upon the timely election by the County by written notice to RECO on or prior to the County Election Date the parties agrees to the following:

(a) RECO shall co-sign the Separate County Zoning Application as necessary with respect to the portion of the New County Parcel owned by RECO;

(b) In the event that the County needs to acquire additional land area from RECO which shall not be greater than one (1) acre of land, in order to implement the design and construction of the Garage such that the Garage is located on the land owned, or contemplated to be owned, by the County consistent with the Concept Plan, RECO agrees to convey such additional land to the County (the "Rocks Sliver Parcel") subject to any payment (if applicable) under Section 10(d);

(c) Subject to Sections 7 and 10(d) of this Agreement, RECO and the County shall consummate the Land Conveyance and execute the Conveyance Documents,

which for the avoidance of doubt, shall include, without limitation, the conveyance of the Rocks Collateral Parcel to the County in order for the Garage to be built as generally depicted on the Concept Plan and the conveyance of the County Swap Parcel to RECO;

(d) The final consummation of the conveyance of the Rocks Sliver Parcel, will be conditioned by Rocks upon the payment by the County to Rocks (if applicable) of a price that reflects the fair market value of the Rocks Sliver Parcel, which may be agreed to mutually by the parties (if applicable), or in the alternative, as determined by the appraisal approach described in **Exhibit F** attached hereto and incorporated herein by reference, subject, however, that there may also be a credit or payment otherwise due to the County or RECO, as applicable, as a result of the difference in the land area of the County Swap Parcel and Rocks Swap Parcel, as applicable, to be based upon the fair market value of any amount of any such difference in land area. This right for the County to provide notice to Rocks of its intent to acquire the Rocks Sliver Parcel shall expire sixty (60) days after the County Election Date (it being understood that the actual consummation of such transaction need not occur on such date);

(e) The provisions of this Section 10 shall survive the termination of this Agreement if termination of the Agreement occurs pursuant to Section 8(a) or Section 8(b) above.

11. Notice. Any notices required or permitted to be given hereunder will be deemed to have been properly given when received or refused if sent by United States certified or registered mail, return receipt requested; national overnight courier service; or delivered in hand; in each case as follows (unless changed by similar notice in writing given by the particular person whose address is to be changed):

If to the County:

Board of Supervisors of Fairfax County, Virginia
Attention: County Executive
12000 Government Center Parkway
Fairfax, Virginia 22035-0064

with copies to:

Department of Public Works and Environmental Services
Building Design and Construction Division
Attention: Carey Needham, Director
12000 Government Center Parkway, Suite 449
Fairfax, Virginia 22035

and:

Office of the County Attorney
Attention: Alan Weiss, Assistant County Attorney
12000 Government Center Parkway, Suite 549

Fairfax, Virginia 22035

If to RECO:

Rocks Engineering Company
Attention: Samuel A. Rocks, President
1960 Gallows Road, Suite 300
Vienna, Virginia 22182

and:

Nugget Joint Venture, LC
Attention: S. Randall Cohen, Manager
1960 Gallows Road, Suite 300
Vienna, Virginia 22182

with copies to:

Reed Smith LLP
Attention: James C. Brennan
3110 Fairview Park Drive, Suite 1400
Falls Church, Virginia 22042

12. Casualty; Condemnation. Risk of all loss, destruction or damage to the land and improvements that are subject to this Agreement, from any and all causes whatsoever until consummation of the respective closing shall be borne by the owner of the respective land. The provisions of this Section 12 shall survive the termination of this Agreement.

13. Miscellaneous Provisions.

(a) Appropriations. Any and all of County's financial obligations under this Agreement are subject to appropriations by the Board to satisfy payment of such obligations.

(b) Attorney's Fees. In the event there arises any disputes under this Agreement and said disputes result in litigation between the parties the parties agree that in any litigation between the parties that the prevailing party shall be entitled to recover from the non-prevailing party all reasonable attorney's fees incurred by the prevailing party in any such litigation, including the value of legal services, if any, provided by the Office of the County Attorney of Fairfax County.

(c) Binding Effect. This Agreement shall, be binding upon and inure to the benefit of the parties hereto, their successors and permitted assigns. Neither party hereto may assign its rights or delegate its obligations hereunder.

(d) Counterparts. If this Agreement shall be executed in two or more counterpart originals, each counterpart original shall be for all purposes considered an original of this Agreement.

(e) Development. During the term of this Agreement, the County covenants and agrees not to solicit the development of the Property (other than as contemplated herein) or any portion thereof, with any third parties and not enter into any agreements to develop or acquire the Property (other than as contemplated herein) or any portion thereof from any third parties.

(f) Reserved.

(g) Further Assurances. At the request of either party, RECO and the County shall promptly execute and deliver such other further instruments and documents as may from time to time be requisite in order to consummate the intent of the parties provided herein.

(h) Headings. The section headings are herein used for convenience of reference only and shall not be deemed to vary the content of this Agreement or the covenants, agreements, representations and warranties herein set forth or the scope of any section.

(i) Incorporation. The Recitals and Exhibits are hereby incorporated into this Agreement as if fully set forth herein.

(j) Governing Law. This Agreement shall be governed by and construed under the laws of the Commonwealth of Virginia.

(k) Holidays, Business Days, etc. Whenever the last day for the performance of any act required by either party under this Agreement shall fall upon a Saturday, Sunday, legal holiday, or day on which national banks doing business in the Washington D.C. area are generally closed for business, the date for the performance of any such act shall be extended to the next succeeding business day which is not a Saturday, Sunday, legal holiday, or day on which such bank is closed.

(l) No Third Party Beneficiaries. No person or entity shall be a third party beneficiary of this Agreement.

(m) Partial Invalidity. If any provision of this Agreement shall be determined to be void by any court of competent jurisdiction, then such determination shall not affect any other provision hereof, all of which other provisions shall remain in full force and effect; and it is the intention of all the parties hereto that if any provision of this Agreement capable of two constructions, one of which would render the provision void and the other of which would render the provision valid, then the provision shall have the meaning which renders it valid.

(n) Waiver, Modification. Failure by either party to insist upon or enforce any of its rights hereto shall not constitute a waiver thereof. This Agreement

shall not be modified, amended, or altered except by a written agreement signed by each of the parties hereto.

(o) Survival. Except as otherwise specifically provided herein, the provisions of this Agreement shall not survive termination hereunder.

(p) Time. With respect to all time periods contained in this Agreement, it is expressly understood that time shall be of the essence.

(q) **Waiver of Jury Trial. Each party hereby knowingly waives trail by jury in any action, proceeding, claim or counterclaim brought by either party in connection with any matter arising out of or in any way connected with this Agreement, the relationship of the parties hereunder, the parties' ownership or use of the land subject to this Agreement, and/or any claims of injury or damage.**

(r) Survival of Section 13. The foregoing provisions of this Section 13 shall survive the termination of this Agreement.

(s) Exhibits: A list of the Exhibits which are hereby incorporated into this Agreement is set forth below:

Exhibits A-1, A-2, A-3: Concept Plan
Exhibit B-1: Depiction of Current Property
Exhibit B-2: Depiction of Parcels as Adjusted (as may be relocated or adjusted)
Exhibit B-3: Depiction of Final Parcels (as may be relocated or adjusted)
Exhibit C: Re-zoning Budget
Exhibit D: Re-zoning Schedule
Exhibit E: Total Project Estimate
Exhibit F: Appraisal Process

(*Remainder of Page Blank; Signatures Follow*)

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the date first written above.

COUNTY:

Board of Supervisors of Fairfax County, Virginia,
acting in its proprietary capacity
and not in its governmental or
regulatory capacity

By:_____
Name:_____
Title:_____

RECO:

Rocks Engineering Company,
a Maryland Corporation

By:_____
Name:_____
Title:_____

Nugget Joint Venture, LC, a Virginia limited liability company

By: Rocks Engineering Company, a Maryland corporation, its Manager

By:_____
Name:_____
Title:_____

EXHIBITS A-1, A-2, and A-3

Concept Plan

(*See Attached*)

Exhibit A-1 Concept Plan

Exhibit A-2

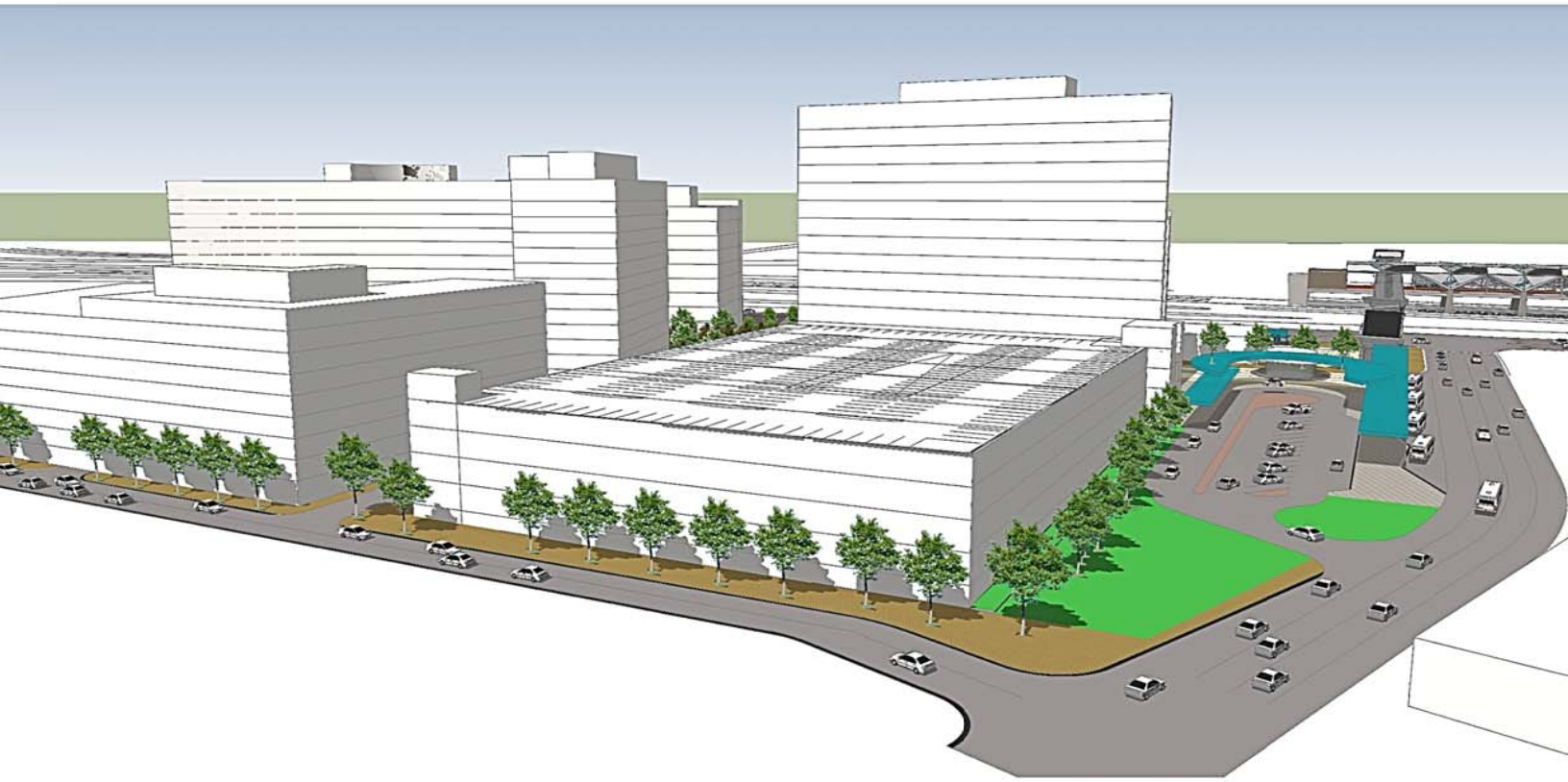
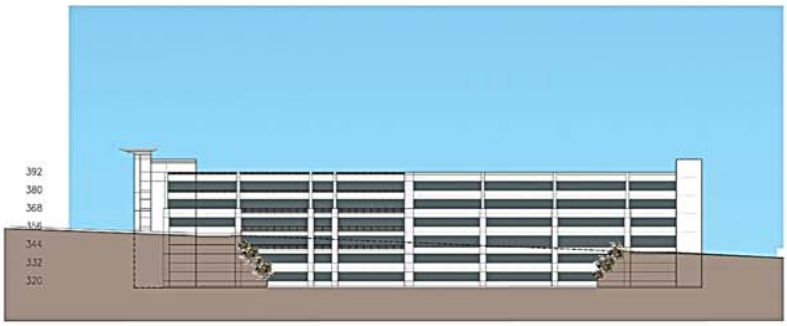


Exhibit A-3

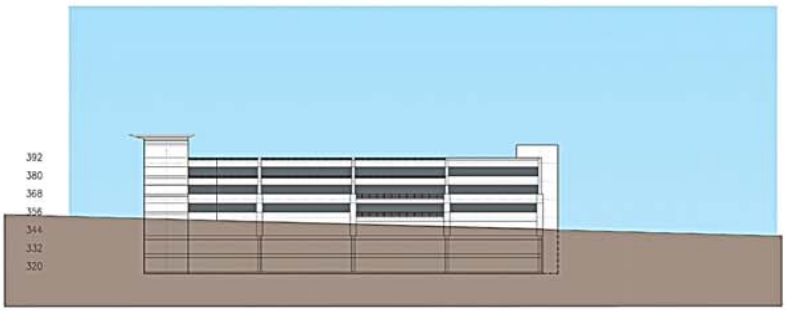
VIEW FROM ROCK HILL ROAD

EAST ELEVATION

SOUTH ELEVATION



WEST ELEVATION



NORTH ELEVATION

EXHIBIT B-1

Depiction of Current Property

(*See Attached*)

Exhibit B-1

Depiction of Current Property

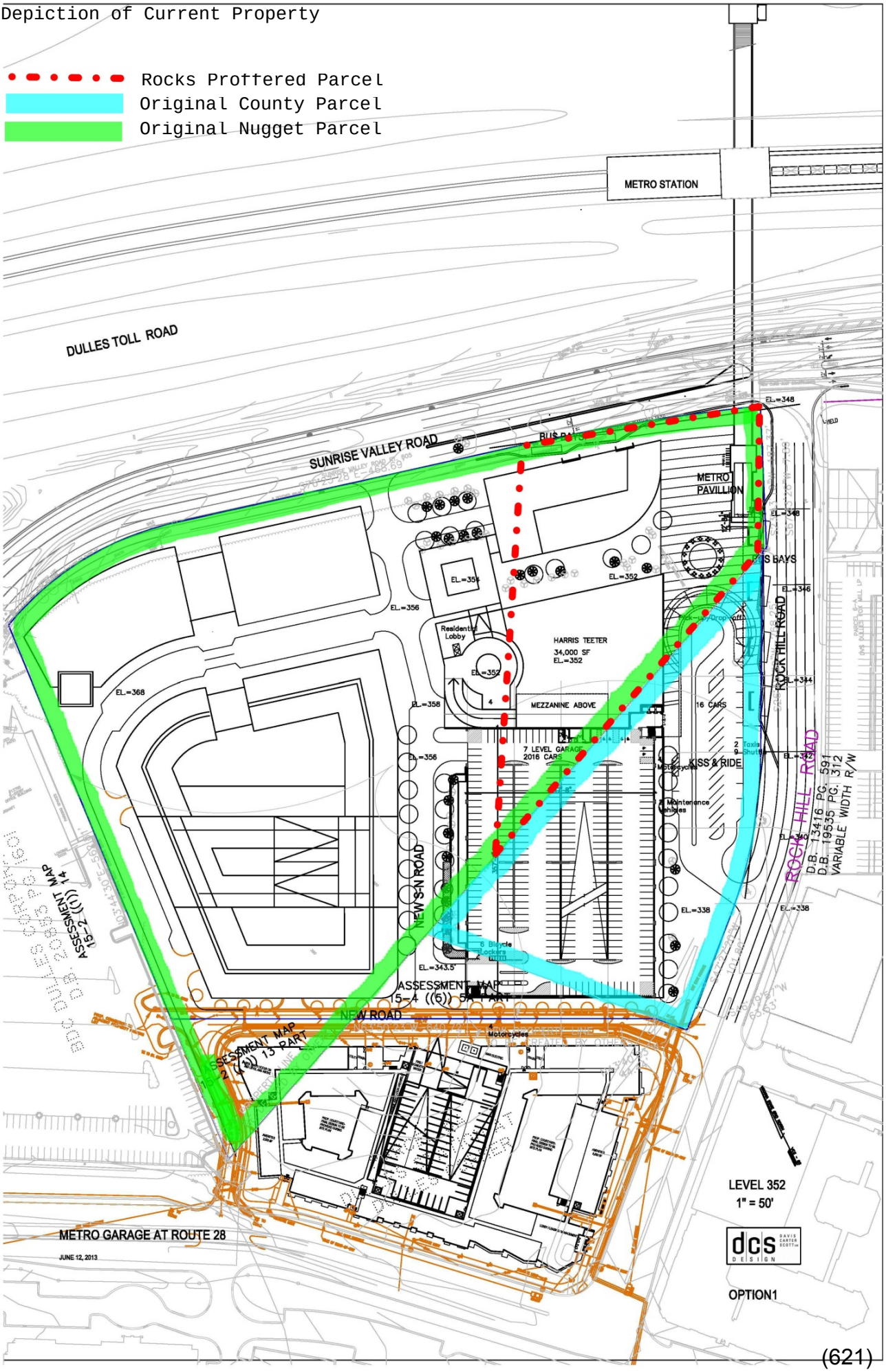


EXHIBIT B-2

Depiction of Parcels as Adjusted

(*See Attached*)

Exhibit B-2

Depiction of Parcels as Adjusted

(For Illustration Purposes Only - ST Final Engineering)

Adjusted Rocks Proffered Parcel

Rocks Proffered Parcel

1 Rocks Swap Parcel 1

2 County Swap Parcel 2

Rocks Sliver Parcel

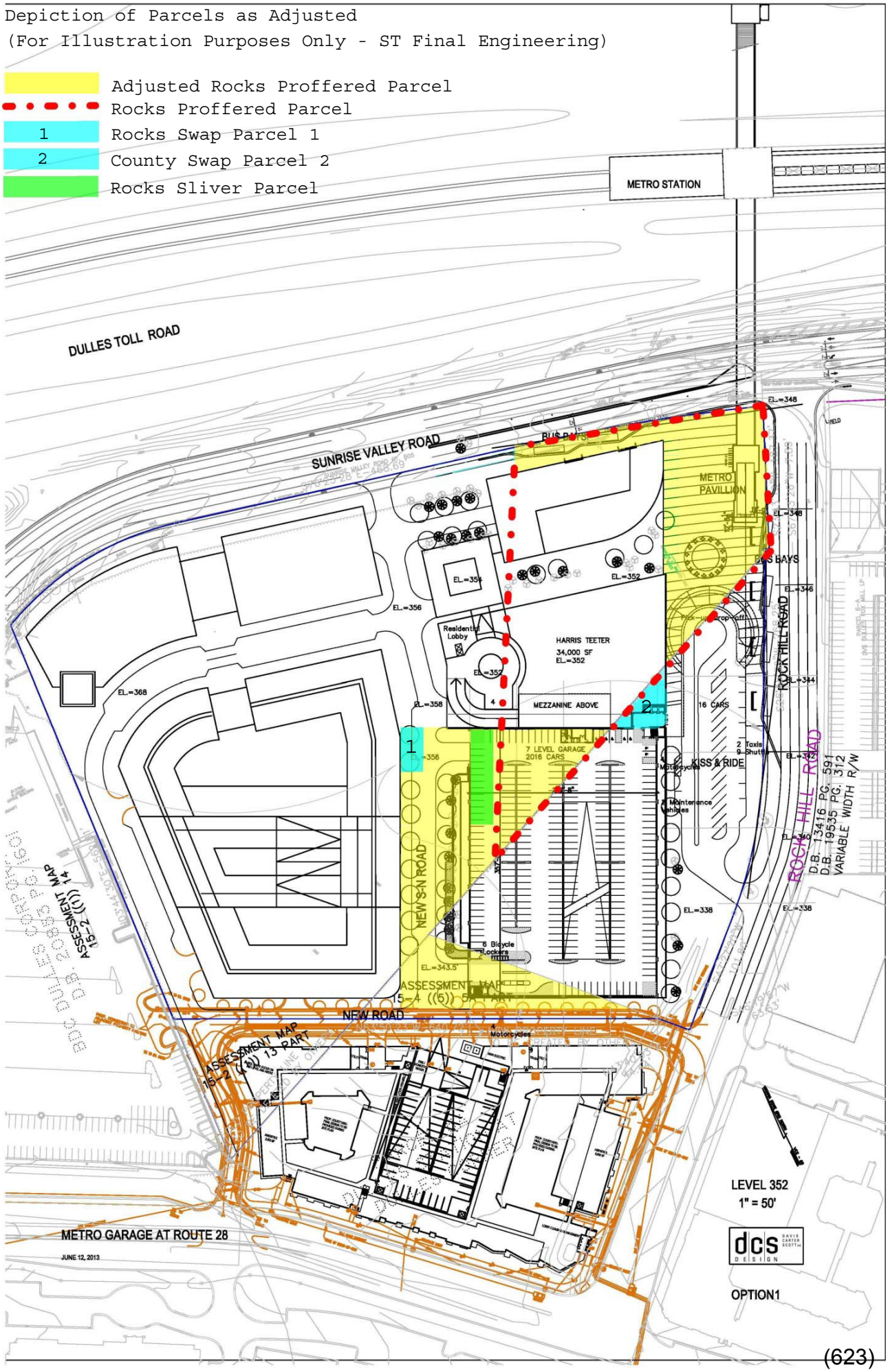


EXHIBIT B-3

Depiction of Final Parcels

(*See Attached*)

Exhibit B-3

Depiction of Final Parcels

New Rocks Parcel

New County Parcel

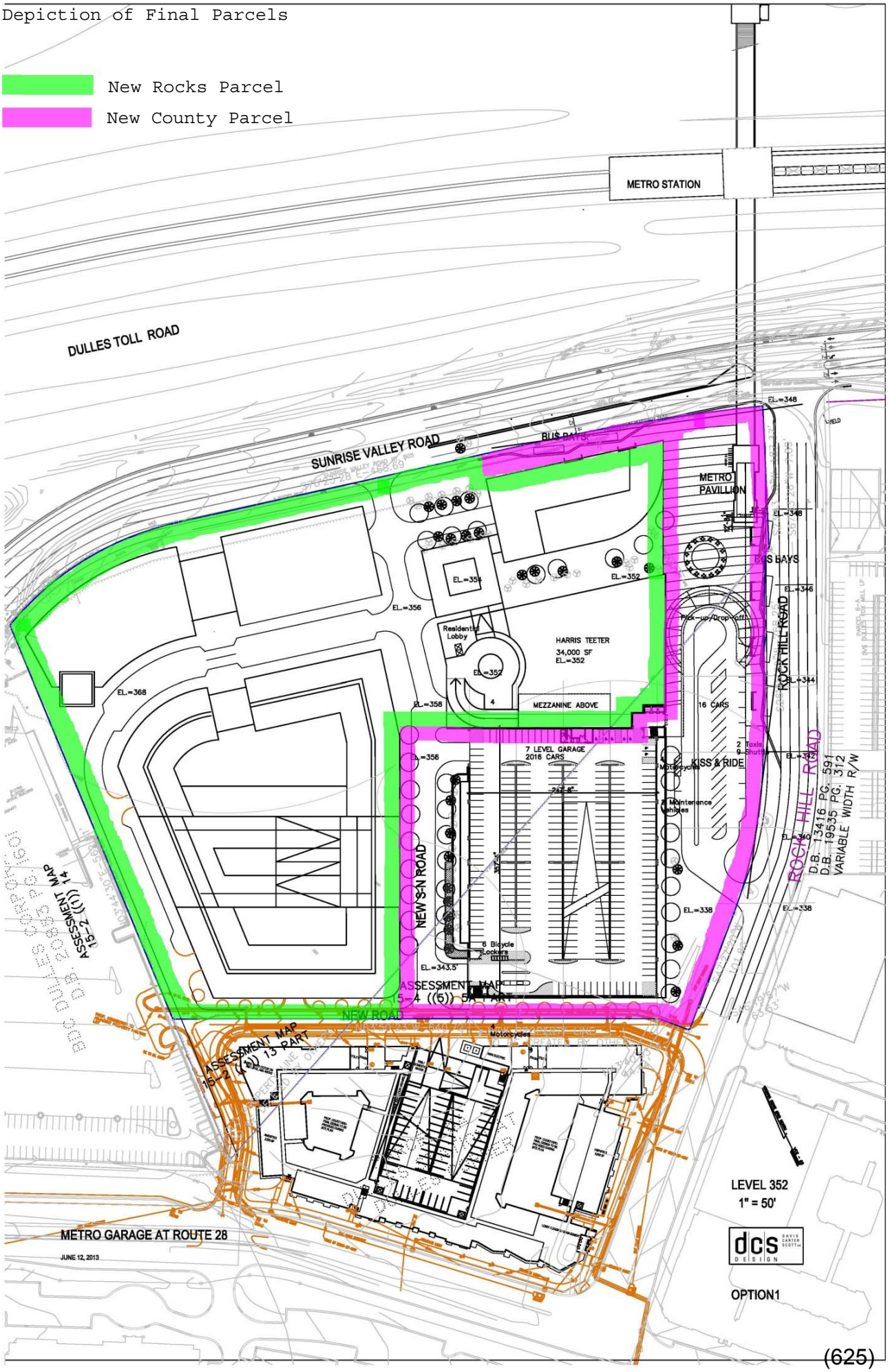


EXHIBIT C

Budget for Land Use Entitlement Approval Costs

(*See Attached*)

RECO

Exhibit C

Route 28 Parking Garage

Budget to Rezone Innovation Center Station Metrorail Garage

Run date 6-27-13

Consultant	Task	Budget Amount	Fairfax county Portion
Dewberry	Civil Engineers	$ 95,000	$ 37,620
Davis Carter Scott	Architects	$ 205,000	$ 81,230
Soils Consultants	Geo-tech Engineer	$ 28,000	$ 11,088
Fernandez and Assoc.	Structural Engineer	$ 10,000	$ 3,960
Dewberry	Site Survey	$ 25,000	$ 9,900
Dewberry	Storm water management	$ 50,000	$ 19,800
Reed Smith	Legal	$ 200,000	$ 84,000
Wetland Studies Services	Environmental VDEQ monitoring	$ 15,000	$ 5,940
Wells & Assoc	Traffic	$ 50,000	$ 19,800
ESA	Phase 1 Haz Mat	$ 25,000	$ 9,900
Dewberry	Forestry	$ 25,000	$ 9,900
Heslin Associates	Financial	$ 50,000	$ 19,800
TBD	Estimating and pricing	$ 60,000	$ 23,760
Total		$ 838,000	$ 336,698
Developer Overhead	Meetings, Expenses, Project Manager	$ 83,800	$ 33,670
Total		$ 921,800	$ 370,368
Developer Fee	G & A	$ 73,744	$ 29,629
Total		**$ 995,544**	**$ 399,997**

EXHIBIT D

Schedule

(*See Attached*)

EXHIBIT D- SCHEDULE

Joint Rezoning Schedule Dates:

Submit RZ Application to DPWES for Review	July 15, 2013
Submit Rezoning Application to DPZ	August 1, 2013
DPZ Acceptance of Application	October 1, 2013
Submit Revised RZ Application to DPWES	November 1, 2013
Submit Revised RZ Application to DPZ	November 19, 2013
DPZ Projected Comp. Plan Approval	December 1, 2013
Submit Revised RZ Application to DPWES	December 18, 2013
Submit Revised RZ Application to DPZ	December 31, 2013
Initial Verification that County Cost for Garage does not exceed Project Cost Cap	February 3, 2014
Submit Revised RZ Application and Proffers And Development Conditions to DPWES	February 3, 2014
Submit Revised RZ Application to DPZ	February 17, 2014
Submit Revised RZ Application and Proffers And Development Conditions to DPWES	March 3, 2014
Submit Revised RZ Application to DPZ	March 18, 2014
Verification that County Cost for Garage does not exceed Project Cost Cap	April 7, 2014
DPZ Staff Report	April 7, 2014
Planning Commission Public Hearing	May 6, 2014
BOS Public Hearing and Decision	May 20, 2014**

**Interim Agreement date for RECO to obtain approval of the joint rezoning case regardless of progress and timing of any and all other schedule target dates identified in this Exhibit.

EXHIBIT E

Garage Budget

(*See Attached*)

Innovation Center Station Metrorail Garage
Real Estate Exchange Agreement
EXHIBIT E- GARAGE COST CAP
(TOTAL PROJECT COST ESTIMATE format)
July 9, 2013

Scope: 2,028 Space Parking Garage per Concept in Real Estate Exchange Agreement.
Notes:

CODE	DESCRIPTION		BUDGET
951	**LAND ACQUISITION**		**$50,000**
	Cost for easements and aquisitions excluded		
	Staff costs for appraissal and processing only		
961	**COUNTY DESIGN ENGINEER (BUILDING DESIGN BRANCH)**		**$300,000**
	Costs are for County project management staff		
962	**INSPECTION AND PLAN REVIEW FEES**		**$150,000**
	Cost includes all regulatory permit and inspection fees for the construction		
963	**COUNTY ENGINEERING AND CONSTRUCTION MANAGEMENT**		**$600,000**
	Costs are for County construction management staff		
964	**OUTSIDE ARCHITECT/ENGINEER DESIGN FEES**		**$4,820,000**
	A/E Basic Services inlcuding on-site constuction administration staff		
	Joint Rezoning PRM Costs		
	Plus the following:		
	Security Consultant		
	Value Engineering		
	HVAC Peer Review/ Cx		
	Geotechnical		
	Constructability Review		
	Special Inspections		
	County Costs for Rezoning		
	Contingency - 10%		
966	**OUTSIDE CONSTRUCTION**		**$54,529,200**
	Parking Garage	$41,400,000	
	Includes the following:		
	Site Infrastructure		
	Proffers		
	PARC System		
	Roadways		
	On-site wet utilities		
	Escalation 3 years @ 3.5%	$4,500,000	
	Total Construction Cost	**$45,900,000**	
	Bid Contingency (10%)	$4,590,000	
	Construction Contingency (8%)	$4,039,200	
	Total	**$54,529,200**	
	Construction costs excludes federal contracting, Davis Bacon, Bus Bays and Kiss & Ride		
967	**UTILITIES**		**$520,000**
	Includes the following:		
	Off Site Pro Rata Share		
	Site Lights		
	Street Lights		
	Water Meter		
	Gas Service		
	Utility Relocations		
	Fiber Optic Services (Security)		
	Utility Contingency (10%)		
	Total		
968	**BUILDING EQUIPMENT**		**$0**
		$0	
		TOTAL	**$60,969,200**

EXHIBIT F

Appraisal Process

Capitalized terms used herein, unless otherwise defined in the Agreement to which this Exhibit is attached, shall have the meanings as given to such term at the end of the Exhibit.

The Market Value shall be determined in accordance with the terms and conditions of this Exhibit. First, RECO shall specify its initial determination of the Market Value based upon an Appraisal Report obtained from RECO's Appraiser and deliver the same to the County, in accordance with the notice provisions provided in this Agreement. In connection RECO's delivery of its notice of Market Value to the County, RECO shall also submit to the County a true and complete copy of RECO's Appraisal Report.

Within sixty (60) days after receipt of RECO's notice, along with RECO's Appraisal Report, the County shall specify its initial determination of the Market Value based upon an Appraisal Report obtained from the County's Appraiser (it being agreed that if the County fails to send RECO a written notice specifying the County's initial determination of the Market Value within such sixty (60) day period, RECO shall send a second written notice to the County, and if the County still fails to provide such determination within five (5) business days after receipt of such second notice, then the Market Value shall be deemed to be the Market Value as set forth in RECO's Appraisal Report), and County shall also submit to RECO a true and complete copy of County's Appraisal Report.

If within sixty (60) days after receipt of RECO's notice, the County and RECO fail to reach agreement on the Market Value, then either the County or RECO may institute proceedings by sending notice thereof to the other party. Within fifteen (15) days after receipt of such notice described in the preceding sentence, the County's Appraiser and RECO's Appraiser shall together appoint a third disinterested Appraiser (the "Third Appraiser"). As promptly as possible, the Third Appraiser shall review the County's Appraisal Report and the RECO's Appraisal Report and after such review the Third Appraiser shall make the final determination as to which appraisal is most credible, i.e., either (i) the Market Value determination in the County's Appraisal Report; or (ii) the Market Value determination in RECO's Appraisal Report. If, after a party institutes the proceedings set forth herein and sends notice to the other party in accordance herein, and the other party fails or neglects to deliver its determination of Market Value in accordance with this Agreement after expiration of applicable notice periods, then and in such event, the Appraiser appointed by the first party shall be the Third Appraiser. If the two (2) Appraisers shall fail to appoint a third Appraiser when required hereunder, then either party may apply to the AAA, or in its absence, refusal, failure or inability to act, may apply for a court appointment of the Third Appraiser. The expenses of the Third Appraiser shall be shared equally by the County and RECO but each party shall be responsible for the fees and disbursements of its own attorneys and the expenses of its own Appraisal.

The following defined terms used in this Exhibit herein shall have the following meanings:

"AAA" shall mean the American Arbitration Association.

"Appraisal" shall mean an appraisal for the determination of Market Value, prepared by an Appraiser in accordance with the Uniform Standards of Professional Appraisal Practice of the Appraisal Foundation (or the comparable standards of any successor organization) then in effect, utilizing customary valuation methods for properties similar to the Rocks Sliver Parcel.

"Appraisal Report" shall mean a written appraisal report prepared and certified by an Appraiser in accordance with Standards Rule 2-2(b) for a Summary Appraisal Report of the version of the Uniform Standards of Professional Appraisal Practice of The Appraisal Foundation (or the comparable standards of any successor organization) then in effect.

"Appraiser" shall mean a reputable member of the Appraisal Institute (MAI) (or any successor organization) with at least ten (10) years of experience appraising mixed use projects in the Northern Virginia/Greater Washington, DC Metropolitan Area which is not an affiliate of any party to this Agreement.

"Market Value" shall mean the value of the TOD Project that will bring when offered for sale by a seller who desires but is not obligated to sell and bought by a buyer under no necessity of purchasing the TOD Project at the time of the Appraisal, as determined in accordance with the provisions provided herein, with the County's share for the payment of the market value being the proportionate share of the TOD Project based upon amount of area of the Rocks Sliver Parcel divided by the amount of the New Rocks Parcel.

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Board Agenda Item
July 30, 2013

5:00 p.m.

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

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