FAIRFAX COUNTY
BOARD OF SUPERVISORS
February 25, 2014

AGENDA

9:30	**Done**	Presentations
10:30	**Report Adopted**	Report on General Assembly Activities
10:40	**Presented**	County Executive Presentation of the Proposed FY 2015 Budget
11:40	**Done**	Appointments to Citizen Boards, Authorities, Commissions, and Advisory Groups
11:50	**Done**	Items Presented by the County Executive

ADMINISTRATIVE ITEMS

1	**Approved**	Authorization to Advertise a Public Hearing to Convey Board-Owned Property to the Fairfax County Park Authority (Dranesville District)
2	**Approved**	Additional Time to Commence Construction for Special Exception SE 2011-MA-001, Homan Solemaninejad (Mason District)
3	**Approved**	Authorization to Advertise a Public Hearing on Stormwater Agreements with Towns of Vienna and Herndon to Share Stormwater Service District Fees and Responsibility for Related Services
4	**Approved**	Authorization to Advertise a Public Hearing for a Sewer Ordinance Amendment to Revise the Sewer Service Charges and Base Charges and to Maintain the Availability Charges
5	**Approved**	Installation of “Watch for Children” Signs as Part of the Residential Traffic Administration Program (Braddock, Mount Vernon and Springfield Districts)
6	**Approved**	Authorization for the Fairfax County Health Department to Apply for and Accept Grant Funding from the U.S. Department of Health and Human Services, Office of the Assistant Secretary of Health, Mobilization for Health: National Prevention Partnership Awards Program

ACTION ITEMS

1	**Approved**	Approval of the Calendar Year 2014 Forest Pest Management Suppression Program

FAIRFAX COUNTY
BOARD OF SUPERVISORS
February 25, 2014

	ACTION ITEMS (Continued)	
2	**Approved**	Approval of the Disease Carrying Insects Program
3	**Approved**	Approval to Award $1,374,641 in Federal HOME Program Funds to Three Fairfax County Nonprofit Housing Organizations
4	**Deferred**	Allocation of Tysons Transportation Management Association Funding from the Tysons Area Road Fund
	INFORMATION ITEMS	
1	**Noted**	Planning Commission Action on Application 2232-H13-11, NewPath Networks, LLC, (Providence, Sully, and Hunter Mill Districts)
2	**Noted**	Planning Commission Action on Application 2232-P13-13, Tinner Hill Historic Site (Providence District)
12:00	**Done**	Matters Presented by Board Members
12:50	**Not Held**	Closed Session
	PUBLIC HEARINGS	
3:30	**Approved**	Decision Only on SEA 2009-DR-008 (Oakcrest School) (Hunter Mill District)
3:30	**Approved**	Public Hearing on PCA 2012-MV-001 (Woodlawn Hospitality, LCC) to Amend the Proffers for RZ 2012-MV-001 (Mount Vernon District)
3:30	**Approved**	Public Hearing on (SEA 2012-MV-001 (Woodlawn Hospitality, LLC) to Amend SE 2012-MV-001 (Mount Vernon District)
3:30	**Approved**	Public Hearing on RZ 2012-PR-002 (Greensboro Park Property Owner LLC) (Providence District)
3:30	**Approved**	Public Hearing on SE 2013-DR-001 (TD Bank National Association) (Dranesville District)
4:00	**Approved**	Public Hearing on the Acquisition of Certain Land Rights Necessary for the Construction of Route 29 Widening Road Improvements (Braddock District)

FAIRFAX COUNTY
BOARD OF SUPERVISORS
February 25, 2014

	PUBLIC HEARINGS (Continued)	
4:00	**Approved**	Public Hearing to Consider Parking Restrictions on Willow Oaks Corporate Drive (Providence District)
4:00	**Public Hearing indefinitely deferred**	Public Hearing to Establish the Northern Virginia Community College Community Parking District (Braddock District)
4:00	**Approved**	Public Hearing to Establish the Strathmeade Square Community Parking District (Providence District)
5:00	**Held**	Public Comment

THIS PAGE INTENTIONALLY LEFT BLANK

R E V I S E D

Fairfax County, Virginia

BOARD OF SUPERVISORS AGENDA

Tuesday
February 25, 2014

9:30 a.m.

PRESENTATIONS

SCHOOLS/SPORTS

- CERTIFICATE – To recognize the Centreville High School Football Team for winning the Virginia High School League state championship. Requested by Supervisor Frey and Herrity.

RECOGNITIONS

- RESOLUTION – To recognize Milton Matthews for his leadership as the chief executive officer of the Reston Association. Requested by Supervisor Hudgins.

- RESOLUTION – To recognize Our Military Kids Inc. for its work on behalf of children in Fairfax County and the United States. Requested by Supervisor Foust.

DESIGNATIONS

- PROCLAMATION – To designate March 2014 as Intellectual and Developmental Disabilities Inclusion Month in Fairfax County. Requested by Chairman Bulova.

— more —

Board Agenda Item
February 25, 2014

- PROCLAMATION – To designate March 2014 as Tuberculosis Awareness Month in Fairfax County. Requested by Chairman Bulova.

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

Board Agenda Item
February 25, 2014

10:30 a.m.

Report on General Assembly Activities

ENCLOSED DOCUMENTS:
None. Materials to be distributed to the Board of Supervisors on February 25, 2014

PRESENTED BY:
Supervisor Jeff McKay, Chairman, Board of Supervisors' Legislative Committee
Edward L. Long Jr., County Executive

THIS PAGE INTENTIONALLY LEFT BLANK

Board Agenda Item
February 25, 2014

10:40 a.m.

County Executive Presentation of the Proposed FY 2015 Budget

ENCLOSED DOCUMENTS:
None. Materials to be distributed on February 25, 2014.

PRESENTED BY:
Edward L. Long Jr., County Executive

THIS PAGE INTENTIONALLY LEFT BLANK

Board Agenda Item
February 25, 2014

11:40 a.m.

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

ENCLOSED DOCUMENTS:
Attachment 1: Appointments to be heard February 25, 2014
(An updated list will be distributed at the Board meeting.)
Attachment 2: Résumé of Nominee to Fairfax-Falls Church Community Services Board

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

THIS PAGE INTENTIONALLY LEFT BLANK

FINAL COPY

APPOINTMENTS TO BE HEARD FEBRUARY 25, 2014

(ENCOMPASSING VACANCIES PROJECTED THROUGH FEBRUARY 28, 2014)

(Unless otherwise noted, members are eligible for reappointment)

A. HEATH ONTHANK MEMORIAL AWARD SELECTION COMMITTEE (1 year)

Incumbent History	Requirement	Nominee	Supervisor	District
Clifford L. Fields (Appointed 1/96-1/03 by Hanley; 1/04-1/08 by Connolly, 2/09-2/13 by Bulova) Term exp. 1/14	At-Large Chairman's Representative	**Clifford L. Fields**	Bulova	At Large Chairman's
Eileen J. Garnett (Appointed 1/03-1/13 by Gross) Term exp. 1/14	Mason District Representative		Gross	Mason
Charles T. Coyle (Appointed 2/13 by Hyland) Term exp. 1/14	Mount Vernon District Representative		Hyland	Mount Vernon

ADVISORY PLANS EXAMINER BOARD
(4 years)

CONFIRMATION NEEDED:

- Mr. Paul B. Johnson as the Professional Engineer/Surveyor #2 Representative
- Mr. Henry G. Bibber as the Citizen Member Representative

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

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Meg K. Rayford; appointed 2/13 by Bulova) Term exp. 9/16) *Resigned*	At-Large Chairman's Representative		Bulova	At-Large Chairman's
VACANT (Formerly held by Edwina Dorch; appointed 2/13 by Hyland) Term exp. 9/16 *Resigned*	Mount Vernon District Representative		Hyland	Mount Vernon
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 Arthur R. Genuario; appointed 4/96-5/12 by Hyland) Term exp. 9/13 *Resigned*	Builder (Single Family) Representative		By Any Supervisor	At-Large
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

ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Jeremy Schottler; appointed 9/00-8/03; 7/06 by Connolly; 9/09-9/12 by Bulova) Term exp. 2/14 *Resigned*	At-Large #4 Representative		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
Philip S, Church (Appointed 6/01-2/02 by Hanley; 2/04-02/08 by Connolly; 2/10-3/12) Term exp. 2/14	At-Large Chairman's Representative	**Philip S, Church**	Bulova	At-Large Chairman's
Linda Bartlett (Appointed 3/10-2/12 by Cook) Term exp. 2/14	Braddock District Representative	**Linda Bartlett**	Cook	Braddock
Diane D'Arcy (Appointed 3/08-2/12 by Foust) Term exp. 2/14	Dranesville District Representative		Foust	Dranesville

Continued on next page

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.]
continued

Incumbent History	Requirement	Nominee	Supervisor	District
Lucinda Stewart (Appointed 9/05-2/12 by Hudgins) Term exp. 2/14	Hunter Mill District Representative	**Lucinda Stewart**	Hudgins	Hunter Mill
Larry Jackson (Appointed 9/06-2/12 by McKay) Term exp. 2/14	Lee District Representative	**Larry Jackson**	McKay	Lee
Barbara Hyde (Appointed 9/13 by Gross) Term exp. 2/14	Mason District Representative	**Barbara Hyde**	Gross	Mason
Gina Marie Lynch (Appointed 11/97-2/12 by Hyland) Term exp. 2/14	Mount Vernon District Representative		Hyland	Mount Vernon
Allison Volpert (Appointed 1/05-2/12 by Providence) Term exp. 2/14	Providence District Representative	**Allison Volpert**	Smyth	Providence
Harley Methfessel (Appointed 2/12 by Herrity) Term exp. 2/14	Springfield District Representative	**Harley Methfessel**	Herrity	Springfield
Robin Kasten-Daryanani (Appointed 8/04-2/12 by Frey) Term exp. 2/14	Sully District Representative	**Robin Kasten-Daryanani**	Frey	Sully

ARCHITECTURAL REVIEW BOARD (3 years)

[NOTE: Members shall be appointed by the Board of Supervisors as follows: at least two (2) members shall be certified architects; one (1) landscape architect authorized to practice in Virginia; one (1) lawyer with membership in the Virginia Bar; six (6) other members shall be drawn from the ranks of related professional groups such as archaeologists, historians, lawyers, and real estate brokers.]

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Peter Juanpere; appointed 10/96-9/02 by Hanley; 12/05-9/08 by Connolly; 9/11 by Bulova) Term exp. 9/14 *Resigned*	Related Professional Group #5 Representative		By Any Supervisor	At-Large

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
Chip Chidester (Appointed 3/10-11/11 by Bulova) Term exp. 10/13	Member-At-Large Alternate Representative	**Chip Chidester**	Bulova	At-Large Chairman's

BARBARA VARON VOLUNTEER AWARD SELECTION COMMITTEE (1 year)

Incumbent History	Requirement	Nominee	Supervisor	District
Rachel Rifkind (Appointed 5/09-6/09 by Gross) Term exp. 6/11	Mason District Representative	**Judith Fogel**	Gross	Mason

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
Gita Amiri (Appointed 2/12 by Frey) Term exp. 2/14	Design Professional #6 Representative	**Gita Amiri** (Frey)	By Any Supervisor	At-Large

BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS (BOE) (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by William C. Harvey; appointed 9/05-12/06 by DuBois; 1/09-11/12 by Foust) Term exp. 12/14 *Resigned*	Professional #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
Janet Reimer (Appointed 3/10-5/12 by Bulova) Term exp. 2/14	At-Large Chairman's Representative		Bulova	At-Large Chairman's
VACANT (Formerly held by Ann Aoki; (Appointed 11/10-9/12 by Foust) Term exp. 9/14 *Resigned*	Dranesville District Representative		Foust	Dranesville
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.]
Current Membership: Males - 9 Females – 2 Minorities: 5

Incumbent History	Requirement	Nominee	Supervisor	District
D. Patrick Lewis (Appointed 10/05-12/11 by Gross) Term exp. 12/13	At-Large #9 Representative	**Lee Ellen Helfrich** (Gross)	By Any Supervisor	At-Large

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

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Howard Leroy Kelley; Appointed 8/01-1/13 by Hudgins) Term exp. 1/17 *Resigned*	At-Large Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Benjamin Gibson; appointed 4/11 by McKay) Term exp. 1/15 *Resigned*	Lee District Representative		McKay	Lee
VACANT (Formerly held by David Hess-Linkous; appointed 7/11 by Smyth) Term exp. 1/13 *Resigned*	Providence District Representative		Smyth	Providence
VACANT (Formerly held by Nicole Gage; appointed 2/08-1/10 by Gross) Term exp. 1/14 *Resigned*	Medical Community Representative		By Any Supervisor	At-Large

COMMUNITY ACTION ADVISORY BOARD (CAAB)
(3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Rodney Scott (Appointed 3/11 by Hudgins) Term exp. 2/14	Hunter Mill District Representative	**Rodney Scott**	Hudgins	Hunter Mill
Jim Edwards-Hewitt (Appointed 10/05-2/11 by Gross) Term exp. 2/14	Mason District Representative	**Jim Edwards-Hewitt**	Gross	Mason

COMMUNITY REVITALIZATION AND REINVESTMENT ADVISORY GROUP
(2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Loren C. Bruce; appointed 6/11 by Hudgins) Term exp. 4/13 *Resigned*	Hunter Mill District Representative	**Van T. Foster**	Hudgins	Hunter Mill
VACANT (Formerly held by Robert Mortensen; appointed 5/09-4/13 by Smyth) Term exp. 4/15 *Resigned*	Providence District Representative	**Thomas B. Kiler**	Smyth	Providence

CRIMINAL JUSTICE ADVISORY BOARD (CJAB) (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Michael Birch; appointed 1/08-4/10 by Frey) Term exp. 4/13 *Resigned*	Sully District Representative		Frey	Sully

DULLES RAIL TRANSPORTATION IMPROVEMENT DISTRICT ADVISORY BOARD, PHASE II (4 years)

CONFIRMATION NEEDED:

- Mr. Peter D. Johnston as the BOS At-Large #1 Representative
- Mr. Kevin Dougherty as the BOS At-Large #2 Representative

ENVIRONMENTAL QUALITY ADVISORY COUNCIL (EQAC) (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Frank Divita (Appointed 9/09-11/10 by Cook) Term exp. 11/13	Braddock District Representative		Cook	Braddock

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 Services 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 Chuck Caputo; appointed 1/10-11/10 by Bulova) Term exp. 11/13 *Resigned*	At-Large #1 Business Community 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-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
VACANT (Formerly held by Jessica Burmester; appointed 5/97-7/03 by Bulova; 7/09-6/12 by Cook) Term exp. 6/15 *Resigned*	Braddock District Representative	**Lynn Miller** (Résumé attached) *(Nomination announced on January 28, 2014)*	Cook	Braddock

HEALTH CARE ADVISORY BOARD (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Judith Beattie; appointed 6/96-9/12 by Frey) Term exp. 6/16 *Resigned*	Sully District Representative		Frey	Sully

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	**Richard T. Hartman** (Bulova)	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

HUMAN RIGHTS COMMISSION (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Ahmed Selim (Appointed 7/08-9/10 by Gross) Term exp. 9/13	At-Large #6 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 #1 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
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

INDUSTRIAL DEVELOPMENT AUTHORITY (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Marcus B. Simon (Appointed 12/01 by Hanley; 10/05 by Connolly; 12/09 by Bulova) Term exp. 10/13	At-Large #5 Representative		By Any Supervisor	At-Large

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

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Paul Langley; appointed 4/10-1/12 by Cook) Term exp. 1/14 *Resigned*	Braddock District Representative		Cook	Braddock
VACANT (Formerly held by Bernard Thompson; appointed 6/10-2/12 by Gross) Term exp. 1/14 *Resigned*	Mason District Representative		Gross	Mason

LAUREL HILL PROJECT ADVISORY CITIZEN OVERSIGHT COMMITTEE
(3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Timothy Sargeant (Appointed 2/05-2/11 by Hyland) Term exp. 2/14	At-Large #1 Representative		By Any Supervisor	At-Large
Douglas Wrenn (Appointed 2/05-2/11 by Hyland) Term exp. 2/14	At-Large #2 Representative		By Any Supervisor	At-Large
Robert Cosgriff (Appointed 2/05-2/11 by Hyland) Term exp. 2/14	At-Large #3 Representative		By Any Supervisor	At-Large

MOSAIC DISTRICT COMMUNITY DEVELOPMENT AUTHORITY
(4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Kenneth Lawrence; appointed 1/10 by Smyth) Term exp. 1/14 *Resigned*	Community Representative		By Any Supervisor	At-Large

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	Hunter Mill
VACANT (Formerly held by Richard Nilsen; appointed 3/10-6/10 by McKay) Term exp. 6/13 Resigned	Lee District Representative		McKay	Lee
VACANT (Formerly held by William J. Stephens; appointed 9/05 by McConnell; 6/08-6/13 by Herrity) Term exp. 6/16 *Resigned*	Springfield District Representative		Herrity	Springfield
VACANT (Formerly held by Ronald Miner; appointed 8/02-6/11 by Frey) Term exp. 6/14 *Resigned*	Sully District Representative	**Kyle D. Green**	Frey	Sully

ROAD VIEWERS BOARD (1 year)

Incumbent History	Requirement	Nominee	Supervisor	District
John W. Ewing (Appointed 2/11-11/02 by Hanley; 1/04-12/08 by Connolly; 12/09-11/12 by Bulova) Term exp. 12/13	At-Large #2 Representative		By Any Supervisor	At-Large
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)

Incumbent History	Requirement	Nominee	Supervisor	District
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 Michael McEnearney; appointed 10/09-2-11 by Foust) Term exp. 1/14 *Resigned*	Landlord Member #3 Representative	**Paula Park** (Foust)	By Any Supervisor	At-Large
Evelyn McRae (Appointed 6/98-8/01 by Hanley; 12/04-1/08 by Connolly; 4/11 by Bulova) Term exp. 1/14	Tenant Member #2 Representative		By Any Supervisor	At-Large

Continued on next page

TENANT LANDLORD COMMISSION (3 years)
continued

Incumbent History	Requirement	Nominee	Supervisor	District
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

TRAILS AND SIDEWALKS COMMITTEE (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Kenneth Comer (Appointed 2/12 by Bulova) Term exp. 1/14	At-Large Chairman's Representative	**Kenneth Comer**	Bulova	At-Large Chairman's
Jan Reitman (Appointed 3/08-1/12 by Gross) Term exp. 1/14	Mason District Representative		Gross	Mason
Peter Christensen (Appointed 2/06-1/12 by Hyland) Term exp. 1/14	Mount Vernon District Representative		Hyland	Mount Vernon
VACANT (Formerly held by Roger Diedrich; appointed 11/05-1/12 by Smyth) Term exp. 1/14 *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

WETLANDS BOARD (5 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Elizabeth Martin (Appointed 11/09 by Gross) Term exp. 12/13	At-Large #1 Representative	**Elizabeth Martin** (Hyland) *Deferred 12/3/13*	By Any Supervisor	At-Large

LYNN MILLER

Professional Summary

Extensive experience in operations, management, accounting and human resources in both the non-profit and corporate atmosphere. Efficient, analytical, articulate and diligent.

Skills

- Budget development
- Financial reporting
- Corporate tax planning
- Fiscal budgeting
- Cash flow analysis

Work History

Vice President, Operations 11/1990 to 05/2010
George C. Marshall Institute – Washington, DC
Managed operations and finance of science and public policy think tank, planned and executed annual fundraising dinner.

Executive Director 06/2010 to Current
Community College Consortium on Autism and Intellectual Disabilities – Sterling, VA
Manage organization of Community College Presidents in efforts to launch/maintain programs serving students with autism and intellectual disabilities.

Education

Bachelor of Science: Accounting 1987
University of Maryland - College Park, MD

Affiliations

Fairfax County Long Term Coordinating Care Council Subcommittee on Young Adults with Disabilities

Board Member, Martin Luther King Cultural Foundation

Board Member, Virginia Autism Project
Focus on passing insurance reform in the General Assembly. Current efforts focused on implementation and outreach for families to gain access to possible benefits.

Treasurer, Patriot Elite Wrestling Club

Treasurer, Oakton Women's Club
Event Chair, Annual Fashion show to raise money for local charities including the Virginia Autism Project and Project Lifesaver

Member, Jewish Community Center Committee on Special Needs

THIS PAGE INTENTIONALLY LEFT BLANK

Board Agenda Item
February 25, 2014

11:50 a.m.

Items Presented by the County Executive

THIS PAGE INTENTIONALLY LEFT BLANK

Board Agenda Item
February 25, 2014

ADMINISTRATIVE - 1

Authorization to Advertise a Public Hearing to Convey Board-Owned Property to the Fairfax County Park Authority (Dranesville District)

ISSUE:
Board authorization to advertise a public hearing regarding the conveyance of Board-owned property to the Fairfax County Park Authority (FCPA).

RECOMMENDATION:
The County Executive recommends that the Board authorize a public hearing regarding the proposed conveyance of Board-owned property to the FCPA.

TIMING:
Board action is requested on February 25, 2014, to provide sufficient time to advertise the proposed public hearing on April 8, 2014, at 4:00 PM.

BACKGROUND:
The Board is the owner of a parcel of land identified by Tax Map No. 0154 05 0003B (the Property). The Property contains 11.72 acres, approximately 6.7 acres of which are occupied by stormwater management facilities and approximately 5 acres of which consist of trails and open space.

Pursuant to Proffers associated with Proffer Condition Amendment PCA C-696-9, the developer of Dulles Station at Dulles Corner has proffered to invest up to $1.5 million for the design and development of a community park facility on an approximately 2.6 acre area of the Property commonly known as the field (the Community Park). At a minimum, the Community Park shall contain multi-age play equipment, a pathway or trail, and open play areas, as reviewed and approved by FCPA. After the parcel is transferred to the FCPA, the FCPA will enter into a maintenance agreement with the Dulles Station Owners Association (Association) that will make the Association responsible for the upkeep of the Community Park. The Department of Public Works and Environmental Services will continue to maintain the stormwater facility on the Property.

Staff recommends that the conveyance of the properties to the Park Authority is subject to the condition that the parcels must be used for public park and stormwater purposes. Staff further recommends that the conveyances be made subject to the County's reserving unto itself and having the right to assign to public entities, public utilities, or telecommunications or cable television providers the right to design, lay out, construct, utilize and maintain anywhere on the parcels, rights-of-way, streets, sidewalks and trails, utility lines, conduits, poles, facilities, and other improvements for the purpose of providing for, including but not limited to, sanitary sewer, storm sewer, water, telephone, gas, electric, cable, television service and other utilities. Staff recommends that any

public utilities located on these properties that are owned and maintained by County agencies, such as sanitary sewers and storm water management facilities and structures, continue to be owned and maintained by the County.

With this transfer, the Park Authority will own 23,265 acres, or 9.2% of the total acreage of the County.

FISCAL IMPACT:
None

ENCLOSED DOCUMENTS:
Attachment 1 – Location Map

STAFF:
David J. Molchany, Deputy County Executive
Robert A. Stalzer, Deputy County Executive
Kirk Kincannon, Director, Fairfax County Park Authority
James W. Patteson, Director, Public Works and Environmental Services
Jose A. Comayagua, Director, Facilities Management Department

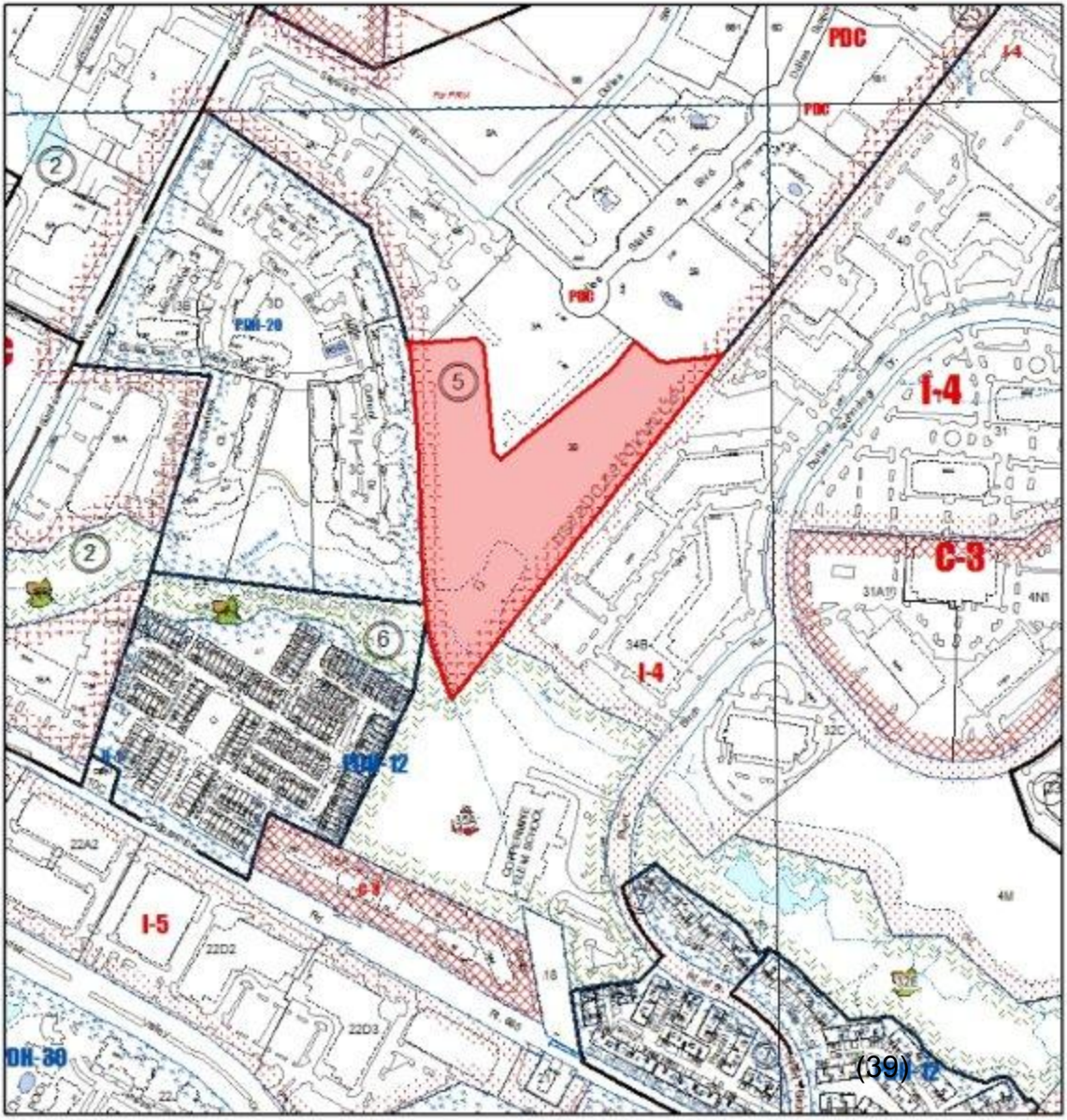
Subject Property:

ATTACHMENT 1

Tax Map No. 15-4 ((5)) 3B
Dranesville District

0 125 250 500 Feet

N



THIS PAGE INTENTIONALLY LEFT BLANK

ADMINISTRATIVE - 2

Additional Time to Commence Construction for Special Exception SE 2011-MA-001, Homan Solemaninejad (Mason District)

ISSUE:
Board consideration of additional time to commence construction for SE 2011-MA-001, pursuant to the provisions of Sect. 9-015 of the Zoning Ordinance.

RECOMMENDATION:
The County Executive recommends that the Board approve nine months additional time for SE 2011-MA-001 to October 12, 2014.

TIMING:
Routine.

BACKGROUND:
Under Sect. 9-015 of the Zoning Ordinance, if the use is not established or if construction is not commenced within the time specified by the Board of Supervisors, an approved special exception shall automatically expire without notice unless the Board approves additional time. A request for additional time must be filed with the Zoning Administrator prior to the expiration date of the special exception. The Board may approve additional time if it determines that the use is in accordance with the applicable provisions of the Zoning Ordinance and that approval of additional time is in the public interest.

On July 12, 2011, the Board of Supervisors approved Special Exception SE 2011-MA-001, subject to development conditions. The application was filed in the name of Homan Solemaniejad for the purpose of permitting an office use (dental office) within an existing residential structure located in the R-3 zoning district for the property located at 6065 and 6067 Arlington Boulevard, Tax Map 51-4 ((02)) (A) 5 and 6 (see Locator Map in Attachment 1). The office use is permitted pursuant to Section 3-304(4)(F) of the Fairfax County Zoning Ordinance. SE 2011-MA-001 was approved with a condition that the use be established or construction commenced and diligently prosecuted within thirty (30) months of the approval date unless the Board grants additional time. The development conditions for SE 2011-MA-001 are included as part of the Clerk to the Board's letter contained in Attachment 2.

On December 18, 2013, the Department of Planning and Zoning (DPZ) received a letter dated December 12, 2103, from Thomas F. Conlon, Jr., agent for the Applicant, requesting nine (9) months of additional time (see Attachment 3). The approved Special Exception will not expire pending the Board's action on the request for additional time.

Mr. Conlon states the requirement for a complete site plan, as opposed to a minor site plan, necessitated due to prior unapproved construction on the site, required additional time than was originally contemplated. In addition, in the engineering review of the site, the stormwater management facility (SWM) shown on the Special Exception Plat was unable to accommodate the required ground percolation and was required to be relocated. A request to move the SWM infiltration facility and modify the approved landscaping/transitional screening was submitted to the Zoning Administrator and determined to be in substantial conformance with the Special Exception Plat and development conditions on October 28, 2013. The request for an additional time of nine (9) months will allow for the continued processing and approval of the site plan, building plan, and commencement of construction.

Staff has reviewed Special Exception SE 2011-MA-001 and has established that, as approved, it is still in conformance with all applicable provisions of the Fairfax County Zoning Ordinance to permit an office use in the R-3 district. Further, staff knows of no change in land use circumstances that affects compliance of SE 2011-MA-001 with the special exception standards applicable to this use, or which should cause the filing of a new special exception application and review through the public hearing process. The Comprehensive Plan recommendation for the property has not changed since approval of the Special Exception. Finally, the conditions associated with the Board's approval of SE 2011-MA-001 are still appropriate and remain in full force and effect. Staff believes that approval of the request for nine (9) months additional time is in the public interest and recommends that it be approved.

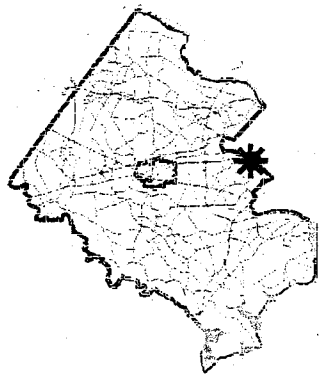
FISCAL IMPACT:
None

ENCLOSED DOCUMENTS:
Attachment 1: Locator Map
Attachment 2: Letter dated November 9, 2011, to Homan Solemaniejad
Attachment 3: Letter dated December 12, 2013, to Leslie B. Johnson

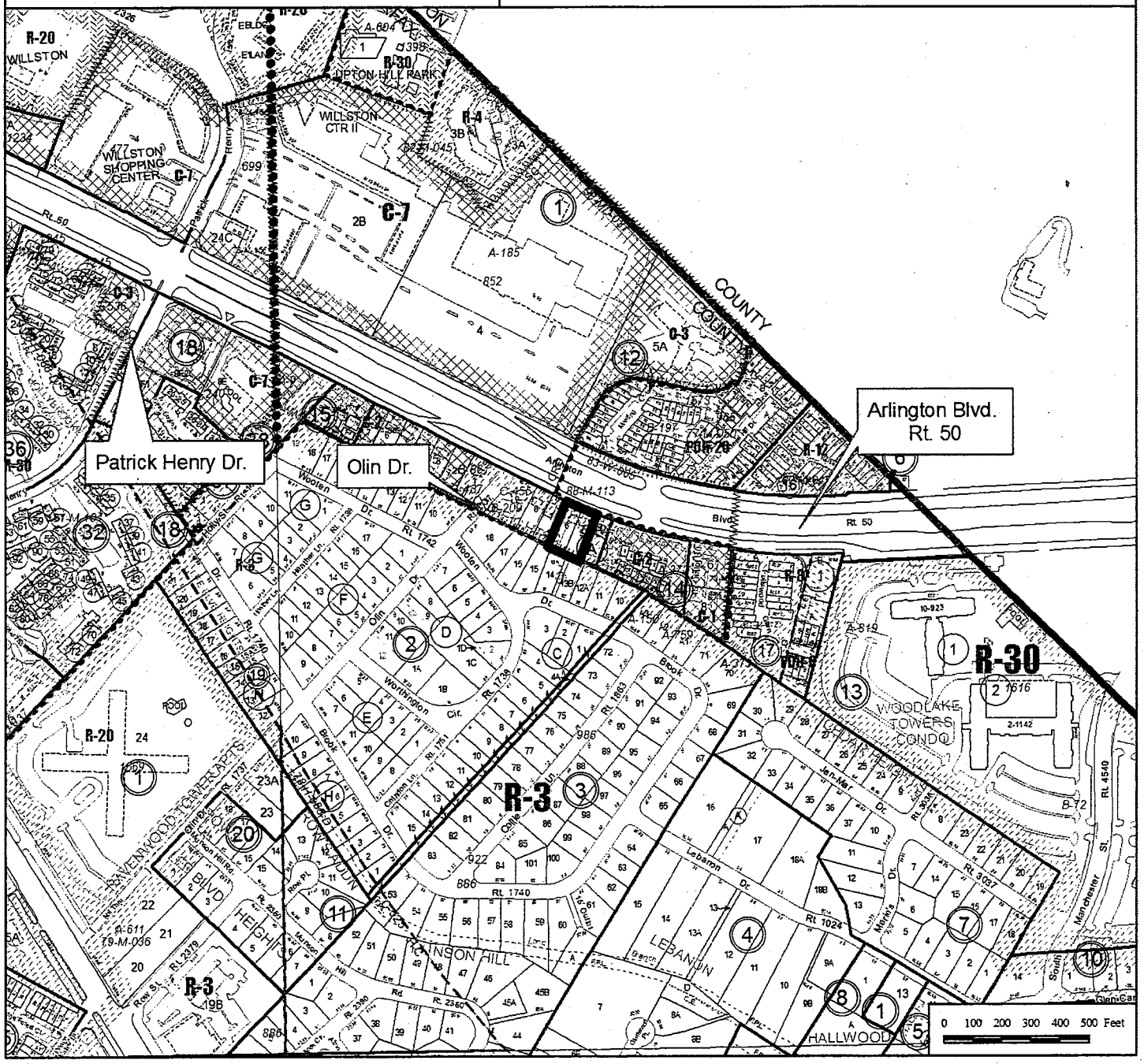
STAFF:
Robert A. Stalzer, Deputy County Executive
Fred R. Selden, Director, Department of Planning and Zoning (DPZ)
Barbara C. Berlin, Director, Zoning Evaluation Division (ZED), DPZ
Kevin J. Guinaw, Chief, Special Projects/Applications/Management Branch, ZED, DPZ
Pamela Nee, Chief, Environment and Development Review Branch, Planning Division, DPZ
Stephen Gardner, Staff Coordinator, ZED, DPZ

Special Exception

SE 2011-MA-001



Applicant:	HOMAN SOLEMANINEJAD
Accepted:	02/16/2011
Proposed:	DENTAL OFFICE
Area:	20800 SF OF LAND; DISTRICT - MASON
Zoning Dist Sect:	03-0304
Art 9 Group and Use:	5-17
Located:	6065 & 6067 ARLINGTON BOULEVARD
Zoning:	R- 3
Plan Area:	1
Overlay Dist:	CRD SC
Map Ref Num:	051-4- /02/A /0005 /02/A /0006



County of Fairfax, Virginia

To protect and enrich the quality of life for the people, neighborhoods and diverse communities of Fairfax County

Revised letter (Corrected application number)

November 9, 2011

Homan Solemaninejad
PO Box 7186
Arlington, VA 22207

Re: Special Exception Application SE 2011-MA-001

Dear Mr. Solemaninejad:

At a regular meeting of the Board of Supervisors held on July 12, 2011, the Board approved Special Exception Application SE 2011-MA-001 in the name of Homan Solemaniejad. The subject property is located at 6065 and 6067 Arlington Boulevard on approximately 20,800 square feet of land, zoned R-3, CRD and SC in the Mason District [Tax Map Tax Map 51-4 ((2)) (A) 5 and 6]. The Board's action permits a dental office, pursuant to Section 3-304 of the Fairfax County Zoning Ordinance, by requiring conformance with the following development conditions:

1. This Special Exception is granted for and runs with the land indicated in this application and is not transferable to other land.

2. A copy of this Special Exception and the Non-Residential Use Permit (Non-RUP) SHALL BE POSTED in a conspicuous place on the property of the use and be made available to all departments of the County of Fairfax during the hours of operation of the permitted use.

3. This Special Exception is granted only for the purpose(s), structure(s) and/or use(s) indicated on the special exception plat approved with the application, as qualified by these development conditions.

Office of the Clerk to the Board of Supervisors
12000 Government Center Parkway, Suite 533
Fairfax, Virginia 22035
Phone: 703-324-3151 ♦ Fax: 703-324-3926 ♦ TTY: 703-324-3903
Email: clerktothebos@fairfaxcounty.gov
http://www.fairfaxcounty.gov/bosclerk

4. This Special Exception is subject to the provisions of Article 17, Site Plans, as may be determined by the Department of Public Works and Environmental Services (DPWES). Any plan submitted pursuant to the special exception shall be in substantial conformance with the approved Special Exception (SE) Plat, entitled, "Lots 5 and 6, Lee Boulevard Heights, Mason District, Fairfax, VA", prepared by Cervantes and Associates, P.C., dated June 1, 2011, and these conditions. Minor modifications to the approved special exception may be permitted pursuant to Par. 4 of Sect. 9-004 of the Zoning Ordinance.

5. The maximum number of employees on-site at any one time shall be five.

6. The maximum hours of operation shall be from 8:00 a.m. to 6:00 p.m., Monday-Saturday.

7. One monument sign which conforms to Section 12 of the Zoning Ordinance (Sect. 12-208 2. M) may be provided in the location indicated on the Special Exception Plat (the northern portion of the property in front of the building).

8. The driveway entrance shall be widened to meet commercial standards as indicated on the SE Plat, subject to final approval by the Virginia Department of Transportation (VDOT).

9. Off-street parking spaces shall be provided as shown on the SE Plat to Public Facilities Manual standards.

10. A six-foot high, solid wood fence (with a gate) shall be provided along the southern edge of the parking area. A landscape plan in substantial conformance with that depicted on the SE Plat shall be provided as part of the site plan submission and shall be reviewed and approved by the Urban Forest Management Division, DPWES. The landscaping and barrier shall be maintained as specified in Sect. 13-106 of the Zoning Ordinance.

11. If a waiver of stormwater management is not granted by the Department of Public Works and Environmental Services (DPWES), stormwater management shall be provided to the satisfaction of DPWES at the time of site plan approval. An area has been designated for stormwater management on the SE Plat (identified as "stormwater management if required"), if required stormwater management facilities can not be provided in substantial conformance with the SE Plat, the applicant may be required to submit a Special Exception Amendment.

This approval, contingent on the above noted conditions, shall not relieve the applicant from compliance with the provisions of any applicable ordinances, regulations, or adopted standards. The applicant shall be himself responsible for obtaining the

required Non-Residential Use Permit through established procedures, and this Special Exception shall not be valid until this has been accomplished.

The approval of this Special Exception does not interfere with, abrogate or annul any easement, covenants, or other agreements between parties, as they may apply to the property subject to this application.

Pursuant to Section 9-015 of the Zoning Ordinance, this special exception shall automatically expire, without notice, 30 months after the date of approval unless, at a minimum, the use has been established or construction has commenced and been diligently prosecuted. The Board of Supervisors may grant additional time to establish the use or to commence construction if a written request for additional time is filed with the Zoning Administrator prior to the date of expiration of the special exception. The request must specify the amount of additional time requested, the basis for the amount of time requested and an explanation of why additional time is required.

The Board also:

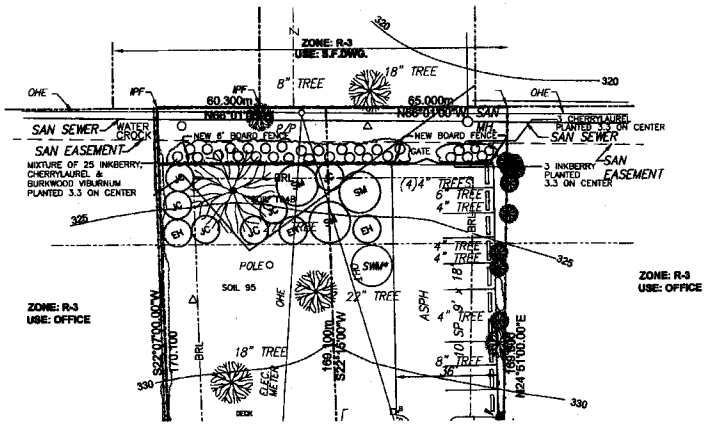
- Modified the transitional screening yard and barrier requirement in favor of that depicted on the SE Plat, and as conditioned

Sincerely,

Nancy Vehrs

Nancy Vehrs
Clerk to the Board of Supervisors
NV/ph

Cc: Chairman Sharon Bulova
Supervisor Penny Gross, Mason District
Janet Coldsmith, Director, Real Estate Division, Dept. of Tax Administration
Barbara C. Berlin, Director, Zoning Evaluation Division, DPZ
Diane Johnson-Quinn, Deputy Zoning Administrator, Dept. of Planning and Zoning
Angela K. Rodeheaver, Section Chief, Transportation Planning Division
Ken Williams, Plans & Document Control, ESRD, DPWES
Department of Highways-VDOT
Sandy Stallman, Park Planning Branch Manager, FCPA
Charlene Fuhrman-Schulz, Development Officer, DHCD/Design Development Division
District Planning Commissioner
Karyn Moreland, Chief Capital Projects Sections, Dept. of Transportation



LANDSCAPE DETAIL

SCALE:1"=20'

NOTES:

TRANSITIONAL SCREENING YARD:
YARD AREA ADJUSTED TO EXCLUDE EXISTING PARKING AREA & AREA BETWEEN SOUTH LINE OF SCREEN YARD & NEW FENCE TO BE LOCATED AT SOUTH EDGE OF EXIST. PARKING EXTENDING TO EAST PROPERTY LINE. THIS AREA TO BE PLANTED WITH NEW HEDGE

REMAINING AREA = 83'x30'=2490 SQ. FT.
75% COVERAGE = 1868 SQ. FT.

30% LARGE DECIDUOUS OR 560 SQ. FT.

EXISTING 27" RED MAPLE W/ 30' CANOPY = 707 SQ. FT.

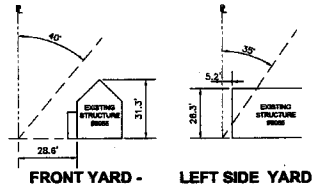
70% EVERGREEN OR 1371 SQ. FT.

EH - ENGLISH HOLLY (5") - 3@100 SQ. FT.	=300 SQ. FT.
SM - SOUTHERN MAGNOLIA (5") - 3@200 SQ.FT.	=600 SQ. FT.
JC - JAPANESE CRYTOMERIA (8") - 5@100 SQ. FT.	=500 SQ. FT.
	1500 SQ. FT.

TYPICAL SHRUB LAYOUT

PROPOSED PLANTING

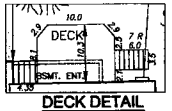
STORMWATER MANAGEMENT IF REQUIRED



FRONT YARD - BULK PLANE

LEFT SIDE YARD - BULK PLANE

1" = 30' HOR & VERT



DECK DETAIL

NTS

VICINITY MAP

SCALE: NONE

NOTES:

1. PROPERTY IS SERVED BY PUBLIC WATER AND SEWER.
2. PROPOSED USE: OFFICE
3. REQUIRED YARDS: FRONT: 30'
   SIDE: 12'
   REAR: 25'
4. TRAILS PLAN: TYPE I ASPHALT BIKE TRAIL PROPOSED FOR UNSPECIFIED SIDE OF ROUTE 50
5. THERE ARE NO GRAVES OR BURIAL PLACES EVIDENT ON THIS LOT.
6. TOTAL AREA LOTS 5 & 6 20,800 SQ. FT.
   OR 0.48 AC., GROSS FLOOR AREA= 2440 SQ. FT FAR. : 0.12
7. PARKING REQUIRED: 2440 x 3.5/1000 SPACES = 9 SPACES
   PARKING PROVIDED = 11 SPACES
8. TOPOGRAPHY FROM FAIRFAX COUNTY RECORDS.

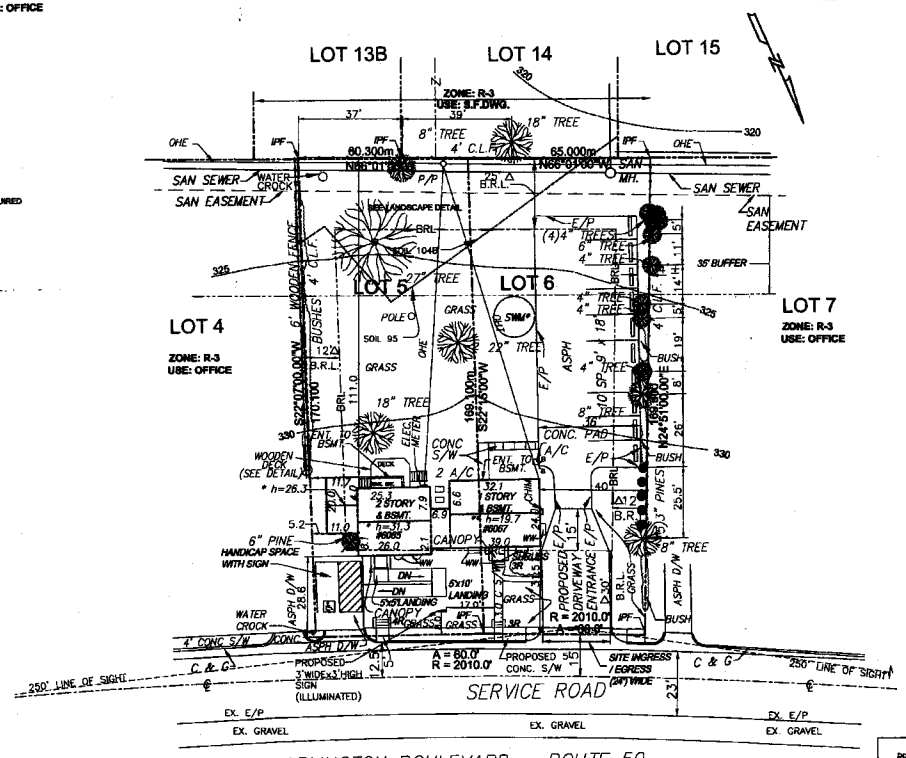
ABBREVIATIONS:
A/C -AIR -CONDITIONER
B - BOLLARD
B.R.L. - BUILDING RESTRICTION LIMIT
BSMT -BASEMENT
C & G - CURB AND GUTTER
CHIM -CHIMNEY
℄ -CENTERLINE
C.L.F. - CHAIN LINK FENCE
CONC./ C - CONCRETE
D/W - DRIVEWAY
ENT.-ENTRANCE
E/P - EDGE OF PAVEMENT
EX. -EXISTING
IPF - IRON PIPE FOUND
MH -MANHOLE
OHE - OVERHEAD ELECTRIC
OHT -OVERHEAD TELEPHONE
P/P - POWER POLE
SAN - SANITARY
SEW -SEWER
SP - SPACE
S/W - SIDEWALK
R - RISER
WV - WATER VALVE
E/M - ELECTRIC METER
CHIM. - CHIMNEY
TYP - TYPICAL
W/ - WITH
WW -WINDOW WELL

Application No. SE 2011-MA-001 Staff MB
APPROVED BE / SP PLAN
SEE DEV CONDS DATED 6-22-11
Date of (BOS) / (BZA) approval 7-12-11
Sheet ___ of ___

* 2 STORY BRICK W/BSMT #6085
** 1 STORY BRICK W/BSMT. #6067
BOTH STRUCTURES TO BE RETAINED

SOIL 95 - URBAN SOIL

SOIL 104B - WHATON - FAIRFAX COMPLEX



SITE PLAN

SCALE:1"=20'

GRAPHIC SCALE
0 20 40 60
1"= 20'

CAUTION:
EXCEPT WHERE DIMENSIONS ARE INDICATED, GRAPHIC SCALES MUST BE USED.

OWNER: HOMAN SOLEIMANINEJAD
DEED BOOK 20080/PAGE 1820 (09-16-10)
ZONING = R - 3 (LOTS 5 & 6)
TAX MAP= 51-4 ((2)) (A) 5 & 6
SOIL MAP= 95 & 104B
FLOOD ZONE= OTHER AREAS ZONE X
NO TITLE REPORT FURNISHED

COMMONWEALTH OF VIRGINIA
THOMAS F. CORLE JR.
LICENSE No. 2417 (CORLE)
1494
LAND SURVEYOR

RECEIVED
Department of Planning & Zoning
JUN 01 2011
Zoning Evaluation Division

PLAT SHOWING
LOTS 5 AND 6
LEE BOULEVARD HEIGHTS
MASON DISTRICT
FAIRFAX, VIRGINIA

DRAWN BY:	T.J.S.	DATE	06/01/2011	JOB NO.	20100.50
DESIGN BY:	T.F.C.	DATE	06/01/2011	SCALE	VARIES
APPROVED BY:	T.F.C.	DATE	06/01/2011	SHEET	1 OF 1

CERVANTES & ASSOCIATES, P.C.
ENGINEERS-PLANNERS-SURVEYORS
4229 LAFAYETTE CENTER DRIVE, SUITE 1125
CHANTILLY, VIRGINIA 20151
PHONE: (703) 631-4114
FAX: (703) 968-9660

Attachment 3

CERVANTES & ASSOCIATES, P.C.

Engineers • Planners • Surveyors

Principals
Rafael T. Cervantes, P.E.
Thomas F. Conlon, Jr., C.L.S.

FAIRFAX COUNTY
RECEIVED
DEC 18 2013
2013-1966
DIVISION OF
ZONING ADMINISTRATION

Leslie B. Johnson, Zoning Administrator
Department of Planning and Zoning
Zoning Administration Division
12055 Government Parkway Suite 801
Fairfax, VA. 22035-5508

12/12/2013

Re: Special Exception SE2011-MA-001 – Homan Solemaniejad
#6065-6067 Arlington Boulevard
Tax Map Ref: 051-4 ((2)) (A) 5 & 6
Zoning District: R-3, CRD & SC

Dear Ms. Johnson;

We are in receipt of a notice of a forthcoming expiration on Jan. 12, 2014, (copy attached) of our Special Exception, identified above.

We are requesting herewith, an extension of an additional 9 months to complete this project. Since the granting of the Special Exception we met with and submitted to Fairfax County a 'Minor Site Plan' for the development of the site. Upon review of that submission we were notified that because of prior unapproved construction, we would have to submit a complete 'Site Plan'.

Upon submittal and review of the complete 'Site Plan', we were required to submit a request for Zoning Interpretation for compliance with specific Development Conditions contained within the granting of the Special Exception. Additional substantial issues were introduced in attempting to satisfy the requirements for both Storm Water Management and Water Quality given numerous site constraints such as limited green space and uns itable soils.

The completion of these additional requirements, not foreseen in our initial review of this project, has caused delays in completing an approvable design and subsequent construction of this site.

Thank you for your consideration of this request. We look forward to a favorable response and please do not hesitate to contact us should you have any questions.

Respectfully.
Cervantes & Associates, P. C.

Thomas F. Conlon, Jr. C.L.S.

Att.

4229 Lafayette Center Drive, Ste.1125, Chantilly, VA 20151 • (703) 691-4114 • (703) 657-0352

ADMINISTRATIVE - 3

Authorization to Advertise a Public Hearing on Stormwater Agreements with Towns of Vienna and Herndon to Share Stormwater Service District Fees and Responsibility for Related Services

ISSUE:
Board authorization of a public hearing to consider whether the County should enter into agreements with the Towns of Vienna and Herndon to address stormwater on a regional basis and to share revenues collected through the Stormwater Service District from properties within the Towns.

RECOMMENDATION:
The County Executive recommends that the Board authorize the advertisement of a public hearing to adopt an ordinance approving the execution of the attached agreements between the Town of Vienna and Fairfax County, and between the Town of Herndon and Fairfax County to share revenues collected through the Stormwater Service District and to implement a regional approach to meeting state and federal Stormwater requirements.

TIMING:
The public hearing will be scheduled for March 25, 2014 at 4:30 p.m.. The Councils of both of the Towns of Vienna and Herndon have discussed and formally approved the recommended agreements.

BACKGROUND:
The County's Stormwater Service District currently includes the Towns of Vienna and Herndon, and property owners within the Towns are billed at the same rate as other property owners within the unincorporated parts of the County. Both of these Towns hold Municipal Separate Stormwater System (MS4) permits from the State of Virginia, and are required by their permits to implement stormwater quality management projects in accordance with state and federal regulations. In July 2012, the Virginia General Assembly passed Virginia Code § 15.2-2303.3 that would require the County to provide the Towns all the funds collected from properties within the Towns pursuant to the Stormwater Service District fee if the Towns requested these funds. Town and County staffs have developed cooperative agreements between the County and each of the Towns for a coordinated regional approach. The regional approach is being recommended by the staffs from Fairfax County and the Towns of Vienna and Herndon because the regional approach appears to provide more cost effective and environmentally sound approaches to management of stormwater in compliance with state and federal permits.

Under the proposed agreements, the County will continue to bill and collect the Stormwater Service District fees from both property owners within the unincorporated parts of the County as well as within the Towns. The County will provide 25% of the revenues collected from within each Town back to the respective Town for the Towns to provide stormwater services similar to the services that the County provides in the County outside of the Towns. The County will use the remaining 75% of the revenues collected from within each Town to implement and maintain projects on a countywide basis to meet all three localities' requirements under the Chesapeake Bay Total Maximum Daily Load (TMDL), as well as other TMDLs assigned to local waters.

For the Board's consideration are the following:

- The agreements as adopted unanimously by the Town Councils of the Towns of Vienna and Herndon.
- Ordinance authorizing execution of Cooperative Agreements with the Towns of Vienna and Herndon.

FISCAL IMPACT:
These agreements require that the County provide the Towns of Vienna and Herndon 25% of the Stormwater Service Districts fees collected from properties within each of the respective Towns, amounting to just under $400,000 for tax year 2013. Pursuant to these agreements, the County is responsible for implementing projects to meet both the County's and Towns' responsibilities under the Chesapeake Bay TMDL.

As an option, the Towns can request that 100% of Stormwater Service District fees collected from properties within the Town be returned to the Town. If the Towns chose this option, it is anticipated that they would be removed from the Service District and; thus, be required to find their own revenues to meet the federal and state stormwater mandates. All three staffs believe this option will be less environmentally effective as well as more expensive than a regional approach that can leverage the resources and opportunities of all three communities.

ENCLOSED DOCUMENTS:
Attachment 1: Staff Report

STAFF:
Robert A. Stalzer, Deputy County Executive
James W. Patteson, Director, Department of Public Works and Environmental Services
Randolph W. Bartlett, Deputy Director, Department of Public Works and Environmental Services

DEPARTMENT OF PUBLIC WORKS AND ENVIRONMENTAL SERVICES

STAFF REPORT

- [x] PROPOSED COUNTY CODE AMENDMENT
- [ ] PROPOSED PFM AMENDMENT
- [ ] APPEAL OF DECISION
- [ ] WAIVER REQUEST

Proposed Ordinance authorizing the County to enter into agreements with the Towns of Vienna and Herndon to address stormwater on a regional basis and to share revenues collected through the Stormwater Service District from properties within the Towns.

Authorization to Advertise	February 25, 2014
Planning Commission Hearing	
Board of Supervisors Hearing	March 25, 2014
Prepared by:	Randy Bartlett DPWES - Stormwater (703) 324-5732 February 25, 2014

STAFF REPORT

A. Issue:

Board of Supervisors' (Board) adoption of an Ordinance authorizing the County to enter into agreements with the Towns of Vienna and Herndon to address stormwater on a regional basis and to share revenues collected through the Stormwater Service District from properties within the Towns.

B. Recommended Action:

Staff recommends that the Board of Supervisors approve the stormwater agreements and the associated ordinance with the Town of Vienna and Town of Herndon.

C. Timing:

Board of Supervisors' authorization to advertise – February 25, 2014
Board of Supervisors Public Hearing – March 25, 2014

D. Source:

Department of Public Works and Environmental Services (DPWES)

E. Coordination:

The proposed ordinance and agreements were prepared by DPWES and coordinated with the Office of the County Attorney.

F. Background:

The Department of Public Works and Environmental Services is recommending that the Board enter into agreements with the Towns of Vienna and Herndon to share revenues collected from properties within the Towns and to cooperatively implement and operate Stormwater improvement projects to meet state and federal water quality mandates. The County adopted a Stormwater Service District, which included the Towns, in 2010 to provide a dedicated funding source in response to federal and state stormwater quality standards. In 2012, the Virginia Assembly adopted a law that would require the County to return to the Towns all Stormwater Service District revenues collected from property within a Town if requested by the Town.

Staff from the County and two Towns reviewed options as well as estimates for each community to meet the Chesapeake Bay requirements mandated by the state. The solution recommended to the Town Councils and Board of Supervisors is coordinated partnership, whereby the County will continue to set the rates and collect the Stormwater Service District Tax from the entire County,

including the Towns, the County will implement projects both in the County and within the Towns to meet Chesapeake Bay water quality standards, and the County will provide the Towns 25% of the revenue collected from properties within each Town for stormwater services provided exclusively by the Towns within the Town limits which are similar to services provided by the County in areas outside the Town limits.

Va. Code Section 15.2-1300(B) requires that all such agreements be approved by ordinance, and therefore; this item includes an ordinance to that effect.

G. Attachments:

Attachment A: Agreement between the Town of Vienna and Fairfax County
Attachment B: Agreement between the Town of Herndon and Fairfax County
Attachment C: Ordinance authorizing execution of Cooperative Agreements with the Towns of Vienna and Herndon

COOPERATIVE AGREEMENT BETWEEN THE FAIRFAX COUNTY BOARD OF SUPERVISORS AND THE TOWN OF VIENNA TO SHARE CERTAIN STORMWATER SERVICE DISTRICT FEES AND RESPONSIBILITY FOR RELATED SERVICES

This Agreement ("Agreement") is entered into on this ____ day of _____, 2014, by and between the BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA ("FAIRFAX" or "County"), the TOWN COUNCIL OF VIENNA, VIRGINIA ("VIENNA" or "Town") (collectively as the "Parties" or "the Governing Bodies").

WITNESSETH:

WHEREAS the Town of Vienna (also referenced herein as "the Town") is located within Fairfax County (also referenced herein as "the County"); and

WHEREAS Fairfax County and the Town of Vienna each maintain, operate, and improve stormwater systems that affect one another; and

WHEREAS FAIRFAX and VIENNA have cooperated with each other to maintain, operate, and improve their collective stormwater systems and wish to continue such cooperation in the future in the best interests of their residents; and

WHEREAS pursuant to Va. Code Ann. § 15.2-2400 (2012), FAIRFAX has established a Stormwater Service District ("Service District), and is authorized, pursuant to Va. Code Ann. § 15.2403(6) (2012) to levy and collect an annual fee upon any property located within such Service District ("the Service District Fee"); and

WHEREAS the Town of Vienna is located within Fairfax County's Service District; and

WHEREAS, pursuant to this Va. Code Ann. § 15.2-2403(6), Fairfax County collects revenues from properties located within the Town of Vienna; and

WHEREAS, pursuant to Virginia Code Ann. § 15.2-2403.3 (2012), by virtue of the Town's maintenance of an MS4 permit and its location within the Service District, the Town is

entitled to any of the Service District Fee revenues collected by Fairfax County within the town; and WHEREAS, the actual amount of revenues collected from the Service District Fee will vary from year to year; and

WHEREAS, each MS4 permit assigns jurisdiction-specific, pollutant-load-reduction requirements for nitrogen, phosphorus, and sediment to address the Chesapeake Bay Total Maximum Daily Load (referred to herein as "TMDL") and requires each MS4-permit jurisdiction to develop a Chesapeake Bay TMDL Action Plan to demonstrate how reductions will be achieved and tracked in the respective MS4-permit jurisdiction; and

WHEREAS, while each MS4-permit jurisdiction is ultimately responsible for compliance with its MS4 permit, MS4 permits allow and encourage cooperation and coordination among permit holders, and such cooperation and coordination can mutually benefit MS4-permit jurisdictions through more effective and cost-efficient protection of water resources in each jurisdiction; and

WHEREAS, VIENNA or FAIRFAX may terminate this Agreement as set forth by the terms herein if, pursuant to applicable law, either locality chooses not to participate under this Agreement or chooses not to share the Stormwater Service District Fees; and

WHEREAS FAIRFAX and VIENNA have determined and agreed that the best interests of each locality's residents are fulfilled if FAIRFAX and VIENNA share the Service District Fees collected by FAIRFAX from properties within VIENNA to assist VIENNA in maintaining, operating, and improving VIENNA's stormwater system to achieve the goals of effective regional water quality improvement and local initiatives in these localities;

NOW, THEREFORE, in consideration of the mutual obligations set forth herein and other good and valuable consideration, so long as FAIRFAX continues to administer the Service

District in FAIRFAX that encompasses VIENNA and so long as VIENNA qualifies to receive the Service District Fees collected by FAIRFAX from properties within VIENNA, FAIRFAX and VIENNA agree as follows:

1. FAIRFAX and VIENNA will continue to engage in a coordinated approach to maintaining and operating their respective stormwater systems throughout the incorporated and unincorporated parts of FAIRFAX. Moreover, FAIRFAX and VIENNA will engage in a coordinated approach for future improvements to their respective stormwater systems.

2. This Agreement's duration shall be for one fiscal year and shall renew at the beginning of each fiscal year thereafter unless terminated pursuant to the terms set forth herein below. For the purposes of this Agreement, "fiscal year" shall mean Fairfax County's fiscal year, which, at the time of the execution of this agreement, ends on June 30.

3. This Agreement's purpose is to set forth how the Parties shall share revenues to be collected pursuant to the Service District Fee, including revenues collected from properties within VIENNA, and the respective obligations of the Parties with respect to the stormwater management services described herein.

STORMWATER FEE REVENUE SHARING

4. FAIRFAX shall collect all revenues to be collected pursuant to the Service District Fee, including revenues collected from properties within the Town of Vienna

5. Revenues actually collected throughout the Service District are referred to herein as "STORMWATER FEE REVENUES."

6. At the end of each fiscal year, FAIRFAX shall calculate the total amount of stormwater fee revenues that were actually collected from properties within VIENNA separately

from the amount of stormwater fee revenues collected elsewhere in FAIRFAX (the "VIENNA STORMWATER FEE)."

7. On or before October 30th of each fiscal year, FAIRFAX shall estimate the anticipated VIENNA STORMWATER FEE for that year, and shall pay to VIENNA an amount equal to twenty-five percent (25%) of the estimated VIENNA STORMWATER FEE for that fiscal year, rounded to the nearest penny (the "PAID VIENNA REVENUES)."

8. The Parties acknowledge and agree that PAID VIENNA REVENUES may be more or less than the amount that is actually due and owing to VIENNA, and which amount is calculated at the end of each fiscal year.

9. If the PAID VIENNA REVENUES for a particular fiscal year are determined to have been less than 25% of the actual VIENNA STORMWATER FEE actually collected for that fiscal year, then FAIRFAX shall pay VIENNA the difference between the PAID VIENNA REVENUES and 25% of the VIENNA STORMWATER FEE actually collected for that fiscal year. FAIRFAX shall pay this difference at the same time as it pays the next fiscal year's PAID VIENNA REVENUES.

10. If the PAID VIENNA REVENUES for a particular fiscal year are determined to have been more than 25% of the actual VIENNA STORMWATER FEE actually collected for that fiscal year, then FAIRFAX shall deduct the difference between the PAID VIENNA REVENUES and 25% of the VIENNA STORMWATER FEE actually collected for that fiscal year from the amount that FAIRFAX pays for the next fiscal year's PAID VIENNA REVENUES.

11. Once FAIRFAX has determined the amount of the actual VIENNA STORMWATER FEE, which shall occur within 90 days of the fiscal year end, FAIRFAX shall

forward this amount to the Town's Mayor in writing ("FINAL ACCOUNTING"). If VIENNA disputes the amount of the FINAL ACCOUNTING, then within 30 days of the Mayor's receipt of this FINAL ACCOUNTING, VIENNA, or its designee, shall state the complete factual basis for any such dispute in writing to the Fairfax County Executive, and the PARTIES shall endeavor in good faith to resolve any such dispute. Upon the resolution of any such dispute, or if VIENNA fails to dispute the amount of the FINAL ACCOUNTING within 30 days of the Mayor's receipt thereof, then VIENNA shall be deemed to have accepted payment of the respective fiscal year's PAID VIENNA REVENUES, and VIENNA waives any right to and shall not request from FAIRFAX the 75% balance of VIENNA STORMWATER FEE for that fiscal year. VIENNA's waiver of any such balance, however, is conditioned upon FAIRFAX's obligations to VIENNA pursuant to this Agreement.

12. Pursuant to Va. Code Ann. § 15.2-2403.3 VIENNA shall expend the PAID VIENNA REVENUES only for costs directly related to VIENNA's stormwater systems and not for non-stormwater-system costs, such as public safety, schools, or road maintenance.

13. Under this Agreement, VIENNA is not required to expend any of the PAID VIENNA REVENUES within any specific amount of time. This Agreement does not affect any other authority that VIENNA might have to carry over revenues from year-to-year or to expend revenues in one fiscal year when the revenues were collected in a previous fiscal year.

14. If, at any time in the future, VIENNA becomes unincorporated or ceases to qualify to receive PAID VIENNA REVENUES for any reason or terminates its stormwater program or ceases to maintain its stormwater systems, none of the previously PAID VIENNA REVENUES shall be expended for anything other than the maintenance, operation, and improvement of VIENNA's stormwater systems. If any such amounts are returned to FAIRFAX

they may be used for other qualified uses in the Service District as FAIRFAX, or its designee, in its or his sole discretion, deems appropriate.

JOINT CHESAPEAKE BAY TMDL ACTION PLAN AND ADVISORY COMMITTEE

15. In accordance with their respective MS4 permits, FAIRFAX and VIENNA will develop a Joint Chesapeake Bay TMDL Action Plan (referred to herein as the "Joint Action Plan") in lieu of each locality establishing its own Chesapeake Bay TMDL Action Plan. The Parties agree that the Town of Herndon, Virginia, or any other Virginia locality may participate in the Joint Action Plan.

16. Fairfax County will implement and maintain the Joint Action Plan in a manner that is sufficient to ensure that both FAIRFAX and VIENNA comply with their respective MS4 permit obligations.

17. Consistent with the Parties' respective MS4 permits, the Joint Action Plan shall be developed and implemented as follows:

a. Each governing body, or its designee, shall select representatives to establish a Joint Action Plan Advisory Committee (hereinafter referred to as the "Advisory Committee").

b. Representatives from the Town of Herndon, Virginia, or any other Virginia locality may also participate in the Advisory Committee. Any such representatives shall also be selected by his or her respective governing body, or its designee.

c. Regardless of the number of representatives appointed by each governing body, each locality will have one vote on the Advisory Committee.

d. The Advisory Committee shall develop an initial Joint Action Plan, which is defined and described below, and review any subsequent amendments or updates thereto.

e. Decisions, conclusions, and recommendations set forth in the Joint Action Plan shall be made via a simple majority vote of the Advisory Committee's members.

f. The Parties acknowledge and agree that the Joint Action Plan is intended only as a guidance document, and FAIRFAX is not bound or obligated to implement any of its provisions. Accordingly, the Advisory Committee shall send the Joint Action Plan, once finalized, to the Director of the Fairfax County Department of Public Works and Environmental Services ("DPWES"), or his designee(s) ("the Director"), who shall be authorized, in his sole discretion, to receive the Joint Action Plan as submitted or make any modifications, changes, or amendments thereto.

g. The Director shall then forward the final version of the Joint Action Plan to the respective governing bodies for formal adoption.

h. FAIRFAX and VIENNA must formally adopt the Joint Action Plan in accordance with the approval procedures established by each locality in accordance with its MS4 permit. Any subsequent amendments or changes to the Joint Action Plan shall be approved in the same manner.

i. Once the Parties adopt a final Joint Action Plan, FAIRFAX shall cause the Joint Action Plan to be sent to the Virginia Department of Environmental Quality and/or any other appropriate state or federal government agency that regulates the localities' MS4 permits (referred to herein as "DEQ").

j. In the event that each locality does not adopt the Joint Action Plan, then this Agreement shall automatically cease, and each Party shall be solely responsible for all of its stormwater and MS4 permit obligations. Upon such termination, FAIRFAX will pay to VIENNA the entirety of the VIENNA STORMWATER FEE for that fiscal year, but the balance of any fees for prior fiscal years will be deemed waived by VIENNA.

18. The Joint Action Plan shall include the following:

a. Establish the total nitrogen, phosphorus, and sediment load reductions required for all participating localities.

b. Establish the percentage of the total load reductions for which each locality will be responsible.

c. Set forth an annual date upon which VIENNA will provide FAIRFAX with a list of projects to be considered for implementation. Before submitting any such project, VIENNA will thoroughly investigate and analyze each project to ensure that any such project is feasible.

19. Pursuant to the Joint Action Plan, the Director will send a proposed list of projects to the Mayor of VIENNA or her designee.

20. Within 30 days of the Mayor's receipt of this list, VIENNA shall provide comments and suggestions regarding each project, its timing, and its costs for implementation, lifetime maintenance, and replacement. If VIENNA provides any comments or suggestions, the Director, in his sole discretion, shall fully consider any such comments, and may, but shall not be obligated to implement or adhere to them. In the event that a dispute exists regarding implementation of any project on the Joint Action Plan, the Parties shall endeavor in good faith to resolve any such dispute, but final authority for the implementation of any such projects rests solely with Fairfax County and the Director.

21. FAIRFAX shall be solely responsible for implementing projects in accordance with the Joint Action Plan. Where FAIRFAX deems appropriate, FAIRFAX shall request that VIENNA agree to a project's design that might set forth the maintenance and replacement obligations for each locality for a particular project. The Parties may also have agreements that are separate from this Agreement that address the Parties' responsibilities over specific projects, facilities, and other funding.

22. Whether the project or facility is located within the Town of VIENNA or elsewhere within Fairfax County, each locality will receive a credit that is in proportion to the percentage of the total load reductions that is established for each locality in the initial Joint Action Plan. This percentage will remain constant regardless of whether the actual total load reductions change over time. For completed projects and facilities, a locality's receipt of this percentage share of credit shall survive any termination of this Agreement unless otherwise agreed to by the Parties.

23. By mutual Agreement, FAIRFAX may purchase VIENNA's percentage share of credit related to any such project or facility.

24. FAIRFAX will prepare an annual report that details the activities associated with the Joint Action Plan. The report will provide sufficient detail so that each locality may use it to meet their respective MS4 permit reporting obligations to DEQ. Fairfax will provide the report annually no later than one month prior to the date it is due to DEQ.

OTHER NON-CHESAPEAKE-BAY TMDL ACTION PLANS

25. FAIRFAX will be responsible for developing any of VIENNA's non-Chesapeake-Bay TMDL action plans that are required by VIENNA's MS4 permit. FAIRFAX will develop any such Action Plans on a schedule that is in accordance with VIENNA's MS4 permit.

26. The Advisory Committee or other joint planning committee agreed to by FAIRFAX and VIENNA may guide the development of an Action Plan for any other TMDLs.

27. FAIRFAX and VIENNA must formally adopt any such Action Plan for any other TMDLs. Formal adoption of an Action Plan for any other TMDLs or subsequent amendments or updates shall be subject to the approval procedures established by each locality in accordance with its MS4 permit.

28. FAIRFAX will be responsible for implementing individual elements of any such Action Plan for any other TMDLs unless the Action Plan states otherwise. The Parties may also have agreements that are separate from this Agreement that address the Parties' responsibilities over specific projects, facilities, and other funding.

STAFF TRAINING

29. Without any additional invitation or payment, VIENNA's staff may attend MS4 or Virginia Stormwater Management Plan industrial stormwater permit-related training programs that are conducted or hosted by FAIRFAX. FAIRFAX will provide VIENNA with at least one-month's advance notice of such training opportunities.

TERMINATION

30. In addition to a termination by a refusal to adopt the Joint Action Plan, either Party may terminate this Agreement by resolution of that Party's governing body. Any such resolution shall be at a public meeting noticed in writing to the VIENNA Mayor or, as applicable, the Fairfax County Executive at least three weeks in advance of any such meeting. After any such resolution, the terminating Party shall promptly inform the Mayor or the County Executive, as applicable. The termination shall be effective no earlier than the end of the fiscal year in which the governing body's vote for the resolution for the termination occurs.

31. If this Agreement is terminated by either party, VIENNA shall have responsibility to maintain and replace any facility that is located within VIENNA and shall assume all liability for such facility. Unless otherwise agreed to by the Parties, VIENNA shall not have any liability or responsibility for any facility that is located outside of VIENNA and that was developed and implemented under this Agreement.

ADDITIONAL PROVISIONS

32. This Agreement is integrated and contains all provisions of the agreement between the parties.

33. In the event of a conflict between any term(s) of this Agreement and either of the Parties' MS4 permits or other permit requirements, either Party's respective permit provision(s), shall control.

34. Any provision or term of this Agreement may be modified only by a writing that is approved by resolution at a public meeting of each of the localities' respective governing bodies.

35. This Agreement shall be binding on the Parties' respective agencies, employees, agents, and successors-in-interests.

36. This Agreement shall not be assigned by either of the Parties unless both of the Parties agree to such an assignment in writing.

37. Nothing in this Agreement otherwise limits the respective regulatory and police powers of the Parties.

38. The Parties agree that nothing in this Agreement creates a third-party beneficiary. The Parties also agree that this Agreement does not confer any standing or right to sue or to enforce any provision of this Agreement or any other right or benefit to any person who is not a

party to this Agreement, including but not limited to a citizen, resident, private entity, or local, state, or federal governmental or public body.

39. This Agreement may be executed in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one in the same Agreement.

40. This Agreement shall be governed by Virginia law, and any litigation relating to this Agreement shall be brought and/or maintained only in the Circuit Court of Fairfax County, Virginia.

IN WITNESS WHEREOF, the Parties have executed this Agreement, as verified by their signatures below.

[Signatures appear on the following pages.]

TOWN OF VIENNA

By: M Jane Seeman
Mayor M. Jane Seeman

STATE OF VIRGINIA :
: to-wit
COUNTY OF FAIRFAX :

The foregoing Agreement was acknowledged before me by M. Jane Seeman of the Town of VIENNA, this 24th day of January 2014 on behalf of the Town of VIENNA.

Melanie J Clark
Notary Public

My commission expires: June 30, 2017
Notary Registration Number: 7290978

MELANIE J. CLARK
NOTARY PUBLIC
REGISTRATION # 7290978
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES
JUNE 30, 2017

BOARD OF SUPERVISORS OF
FAIRFAX COUNTY, VIRGINIA

By:_____
Edward L. Long Jr.
County Executive
Fairfax County, Virginia

STATE OF VIRGINIA :
: to-wit
COUNTY OF FAIRFAX :

The foregoing Agreement was acknowledged before me by _____ of the County Executive, on behalf of the Board of Supervisors of Fairfax County, Virginia this _____ day of _____ 2014.

_____
Notary Public

My commission expires: _____

Notary Registration Number: _____

Approved as to form: _____
Office of the County Attorney
Fairfax, Virginia

TOWN OF HERNDON, VIRGINIA

RESOLUTION

DECEMBER 10, 2013

Resolution- **To Authorize an Agreement with Fairfax County to share stormwater service district fees.**

WHEREAS, the Stormwater Program is a federal and state mandated program activity; and

WHEREAS, the program is administered in Virginia by the Department of Environmental Quality (DEQ) in cooperation with the localities; and

WHEREAS, the stormwater regulations are enforced through the Town's MS4 Permit that was recently renewed by DEQ on July 1, 2013; and

WHEREAS, Fairfax County currently collects a stormwater fee from all county property owners, including Herndon properties, to fund stormwater programs and projects; and

WHEREAS, in July 2012 the Virginia Assembly passed legislation that permits towns to request stormwater fees collected by counties be returned to them for properties located in the towns; and

WHEREAS, a cooperative agreement has been drafted between Fairfax County and the Town of Herndon to utilize stormwater program fees to meet both County and Town permit requirements in a mutually beneficial and coordinated regional effort; and

WHEREAS, under the proposed agreement, the County would keep 75% of the fee revenue generated by town properties for implementation of projects and the towns would receive the remaining 25% for stormwater maintenance activities; and

WHEREAS, 75 percent of the fee revenue kept by the County will pay for new stormwater facilities and retrofits, benefiting the town's MS4 program; and

WHEREAS, the town will receive approximately $187,000 annually, which will gradually increase as the stormwater service district fee increases in the future.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Herndon, Virginia, hereby authorizes the Mayor to execute the agreement on behalf of the Town.

This is certified to be a true and accurate copy of Resolution 13-G-90 adopted at a legally convened meeting of the Town Council of the Town of Herndon on December 10, 2013.

Margie C. Tacci, Deputy Town Clerk II

Attached for reference is the "Cooperative Agreement b/n the Fairfax County Board of Supervisors & the Town of Herndon to share certain Stormwater Service District fees & responsibility for related services."

COOPERATIVE AGREEMENT BETWEEN THE FAIRFAX COUNTY BOARD OF SUPERVISORS AND THE TOWN OF HERNDON TO SHARE CERTAIN STORMWATER SERVICE DISTRICT FEES AND RESPONSIBILITY FOR RELATED SERVICES

This Agreement ("Agreement") is entered into on this _____ day of _____, 2013, by and between the BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA ("FAIRFAX" or the "County"), the TOWN OF HERNDON, VIRGINIA ("HERNDON" or the "Town") (collectively as the "Parties" or "the Governing Bodies").

WITNESSETH:

WHEREAS the Town of Herndon is located within Fairfax County; and

WHEREAS Fairfax County and the Town of Herndon each maintain, operate, and improve stormwater systems that affect one another; and

WHEREAS FAIRFAX and HERNDON have cooperated with each other to maintain, operate, and improve their collective stormwater systems and wish to continue such cooperation in the future in the best interests of their residents; and

WHEREAS pursuant to Va. Code Ann. § 15.2-2400, FAIRFAX has established a Stormwater Service District ("Service District), and is authorized, pursuant to Va. Code Ann. § 15.2403(6) to levy and collect an annual fee upon any property located within such Service District ("the Service District Fee"); and

WHEREAS the Town of Herndon is located within Fairfax County's Service District; and

WHEREAS, pursuant to this Va. Code Ann. § 15.2-2403(6), Fairfax County collects revenues from properties located within the Town of Herndon; and

WHEREAS, pursuant to Virginia Code Ann. § 15.2-2403.3 (2012), by virtue of the Town's maintenance of an MS4 permit and its location within the Service District, the Town is entitled to any of the Service District Fee revenues collected by Fairfax County within the town; and

WHEREAS, the actual amount of revenues collected from the Service District Fee will vary from year to year; and

WHEREAS, each MS4 permit assigns jurisdiction-specific, pollutant-load-reduction requirements for nitrogen, phosphorus, and sediment to address the Chesapeake Bay Total Maximum Daily Load (referred to herein as "TMDL") and requires each MS4-permit jurisdiction to develop a Chesapeake Bay TMDL Action Plan to demonstrate how reductions will be achieved and tracked in the respective MS4-permit jurisdiction; and

WHEREAS, while each MS4-permit jurisdiction is ultimately responsible for compliance with its MS4 permit, MS4 permits allow and encourage cooperation and coordination among permit holders, and such cooperation and coordination can mutually benefit MS4-permit jurisdictions through more effective and cost-efficient protection of water resources in each jurisdiction; and

WHEREAS, HERNDON and FAIRFAX wishes to be able to terminate this Agreement as set forth by the terms herein if, pursuant to applicable law, either locality chooses not to participate in this Agreement or chooses not to share the Stormwater Service District Fees, pursuant to Virginia Code Ann 15.2-2403.3 or any other existing or future applicable law; and

WHEREAS FAIRFAX and HERNDON have determined and agreed that the best interests of each locality's residents are fulfilled if FAIRFAX and HERNDON share the Service District Fees collected by FAIRFAX from properties within HERNDON to assist HERNDON in maintaining, operating, and improving HERNDON's stormwater system to achieve the goals of effective regional water quality improvement and local initiatives in these localities;

NOW, THEREFORE, in consideration of the mutual obligations set forth herein and other good and valuable consideration, so long as FAIRFAX continues to administer the Service District in FAIRFAX that encompasses HERNDON and so long as HERNDON qualifies to receive the Service District Fees collected by FAIRFAX from properties within HERNDON, FAIRFAX and HERNDON agree as follows:

1. FAIRFAX and HERNDON will continue to engage in a coordinated approach to maintain and operate their respective stormwater systems throughout the incorporated and unincorporated parts of FAIRFAX. Moreover, FAIRFAX and HERNDON will engage in a coordinated approach for future improvements to their respective stormwater systems.

2. This Agreement's duration shall be for one fiscal year and shall renew at the beginning of each fiscal year thereafter unless terminated pursuant to the terms set forth herein below. For the purposes of this Agreement, "fiscal year" shall mean Fairfax County's fiscal year, which at the time of the execution of this agreement, ends on June 30.

3. This Agreement's purpose is to set forth how the Parties shall share revenues to be collected pursuant to the Service District Fee, including revenues collected from properties within HERNDON, and the respective obligations of the Parties with respect to the stormwater management services described herein.

STORMWATER FEE REVENUE SHARING

4. FAIRFAX shall collect all revenues to be collected pursuant to the Service District Fee, including revenues collected from properties within the Town of Herndon

5. Revenues actually collected throughout the Service District are referred to herein as "STORMWATER FEE REVENUES."

6. At the end of each fiscal year, FAIRFAX shall calculate the total amount of stormwater fee revenues that were actually collected from properties within HERNDON separately from the amount of stormwater fee revenues collected elsewhere in FAIRFAX (the "HERNDON STORMWATER FEE)."

7. On or before October 30th of each fiscal year, FAIRFAX shall estimate the anticipated HERNDON STORMWATER FEE for that year, and shall pay to HERNDON an amount equal to twenty-five percent (25%) of the estimated HERNDON STORMWATER FEE for that fiscal year, rounded to the nearest penny (the "PAID HERNDON REVENUES)."

8. The Parties acknowledge and agree that PAID HERNDON REVENUES may be more or less than the amount that is actually due and owing to HERNDON, and which amount is calculated at the end of each fiscal year.

9. If the PAID HERNDON REVENUES for a particular fiscal year are determined to have been less than 25% of the HERNDON STORMWATER FEE actually collected for that fiscal year, then FAIRFAX shall pay HERNDON the difference between the PAID HERNDON REVENUES and 25% of the HERNDON STORMWATER FEE actually collected for that fiscal year. FAIRFAX shall pay this difference at the same time as it pays the next fiscal year's PAID HERNDON REVENUES.

10. If the PAID HERNDON REVENUES for a particular fiscal year are determined to have been more than 25% of the actual HERNDON STORMWATER FEE actually collected for that fiscal year, then FAIRFAX shall deduct the difference between the PAID HERNDON REVENUES and 25% of the HERNDON STORMWATER FEE actually collected for that fiscal year from the amount that FAIRFAX pays for the next fiscal year's PAID HERNDON REVENUES.

11. Once FAIRFAX has determined the amount of the actual HERNDON STORMWATER FEE, which shall occur within 90 days of the fiscal year end, FAIRFAX shall forward this amount to the Town's Town Manager in writing ("FINAL ACCOUNTING"). If HERNDON disputes the amount of the FINAL ACCOUNTING, then within 30 days of the Town Manager's receipt of this FINAL ACCOUNTING, HERNDON, or its designee, shall state the complete factual basis for any such dispute in writing to the Fairfax County Executive, and the PARTIES shall endeavor in good faith to resolve any such dispute. Upon the resolution of any such dispute, or if HERNDON fails to dispute the amount of the FINAL ACCOUNTING within 30 days of the Town Manager's receipt thereof, then HERNDON shall be deemed to have

accepted payment of the respective fiscal year's PAID HERNDON REVENUES, and HERNDON waives any right to and shall not request from FAIRFAX the 75% balance of HERNDON STORMWATER FEE for that fiscal year. HERNDON's waiver of any such balance, however, is conditioned upon FAIRFAX's obligations to HERNDON pursuant to this Agreement.

12. Pursuant to Va. Code Ann. § 15.2-2403.3 HERNDON shall expend the PAID HERNDON REVENUES only for costs directly related to HERNDON's stormwater systems and not for non-stormwater-system costs, such as public safety, schools, or road maintenance.

13. Under this Agreement, HERNDON is not required to expend any of the PAID HERNDON REVENUES within any specific time. This Agreement does not affect any other authority that HERNDON might have to carry over revenues from year-to-year or to expend revenues in one fiscal year when the revenues were collected in a previous fiscal year.

14. If, at any time in the future, HERNDON becomes unincorporated or ceases to qualify to receive PAID HERNDON REVENUES for any reason or terminates its stormwater program or ceases to maintain its stormwater systems, none of the previously PAID HERNDON REVENUES shall be expended for anything other than the maintenance, operation, and improvement of HERNDON's stormwater systems. If any such amounts are returned to FAIRFAX they may be used for other qualified uses in the Service District as FAIRFAX, or its designee, in its sole discretion, deems appropriate.

JOINT CHESAPEAKE BAY TMDL ACTION PLAN AND ADVISORY COMMITTEE

15. In accordance with their respective MS4 permits, FAIRFAX and HERNDON will develop a Joint Chesapeake Bay TMDL Action Plan (referred to herein as the "Joint Action Plan") in lieu of each locality's establishing its own Chesapeake Bay TMDL Action Plan. The Town of Vienna, Virginia, may participate in the Joint Action Plan.

16. FAIRFAX will implement and maintain the Joint Action Plan in a manner that is sufficient to ensure that both FAIRFAX and HERNDON comply with their respective MS4 permit obligations.

17. Consistent with the Parties' respective MS4 permits, the Joint Action Plan shall be developed and implemented as follows:

a. Each governing body, or its designee, shall select representative to establish a Joint Action Plan Advisory Committee (hereinafter referred to as the "Advisory Committee ").

b. The Town of Vienna, Virginia, may also participate in the Advisory Committee and may select its own representatives.

c. Regardless of the number of representatives appointed by each governing body, each locality will have one vote on the Advisory Committee.

d. The Advisory Committee shall develop an initial Joint Action Plan, which is defined and described below, and review any subsequent amendments or updates thereto.

e. Decisions, conclusions, and recommendations set forth in the Joint Action Plan shall be made via a simple majority vote of the Advisory Committee's members.

f. The Parties acknowledge and agree that the Joint Action Plan is intended only as a guidance document, and FAIRFAX is not bound or obligated to implement any of its provisions. Accordingly the Advisory Committee shall send the Joint Action Plan, once finalized, to the Director of the Fairfax County Department of Public Works and Environmental Services ("DPWES"), or his or her designee(s) ("the Director"), who shall be authorized, in his or her sole discretion, to receive the Joint Action Plan as submitted or make any modifications, changes, or amendments thereto.

g. The Director shall then forward the final version of the Joint Action Plan to the respective governing bodies for formal adoption.

h. FAIRFAX and HERNDON must formally adopt the Joint Action Plan in accordance with the approval procedures established by each locality in accordance with its MS4 permit. Any subsequent amendments or changes to the Joint Action Plan shall be approved in the same manner.

i. Once the Parties adopt a final Joint Action Plan, FAIRFAX shall cause the Joint Action Plan to be sent to the Virginia Department of Environmental Quality and/or any other appropriate state or federal

government agency that regulates the localities' MS4 permits (referred to herein as "DEQ").

j. In the event that each locality does not adopt the Joint Action Plan, then this Agreement shall automatically cease, and each Party shall be solely responsible for all of its stormwater and MS4 permit obligations. Upon such termination, FAIRFAX will pay to HERNDON the entirety of the HERNDON STORMWATER FEE for that fiscal year, but the balance of any fees for prior fiscal years will be deemed waived by HERNDON.

18. The Joint Action Plan shall include the following:

a. Establish the total nitrogen, phosphorus, and sediment load reductions required for all participating localities.

b. Establish the percentage of the total load reductions for which each locality will be responsible.

c. Set forth an annual date upon which HERNDON will provide FAIRFAX with a list of projects to be considered for implementation. Before submitting any such project, HERNDON will thoroughly investigate and analyze each project to ensure that any such project is feasible.

19. Pursuant to the Joint Action Plan, the Director will send a proposed list of projects to the Town Manager of HERNDON or her or his designee.

20. Within 30 days of the Town Manager's receipt of this list, HERNDON shall provide comments and suggestions regarding each project, its timing, and its costs for implementation, lifetime maintenance, and replacement. If HERNDON provides any comments or suggestions, the Director, in his or her sole discretion, shall fully consider any such comments, and may, but shall not be obligated to implement or adhere to them. In the event that a dispute exists regarding implementation of any project on the Joint Action Plan, the Parties shall endeavor in good faith to resolve any such dispute, but final authority for the implementation of any such projects rests with FAIRFAX and the Director.

21. FAIRFAX shall be solely responsible for implementing projects in accordance with the Joint Action Plan. Where FAIRFAX deems appropriate, FAIRFAX shall request that HERNDON agree to a project's design that might set forth the maintenance and replacement obligations for each locality for a particular project. The Parties may also have agreements that are separate from this Agreement that address the Parties' responsibilities over specific projects and facilities.

22. Whether the project or facility is located within the Town of HERNDON or elsewhere within Fairfax County, each locality will receive a credit that is in proportion to the percentage of the total load reductions that is established for each locality in the initial Joint Action Plan. This percentage will remain constant regardless of whether the actual total load reductions change over time. For completed projects and facilities, a locality's receipt of this percentage share of credit shall survive any termination of this Agreement unless otherwise agreed to by the Parties.

23. By mutual Agreement, FAIRFAX may purchase HERNDON's percentage share of credit related to any such project or facility.

24. FAIRFAX will prepare an annual report that details the activities associated with the Joint Action Plan. The report will provide sufficient detail so that each locality may use it to meet their respective MS4 permit reporting obligations to DEQ. FAIRFAX will provide the report annually no later than one month prior to the date it is due to DEQ.

OTHER NON-CHESAPEAKE-BAY TMDL ACTION PLANS

25. FAIRFAX will be responsible for developing any of HERNDON's non-Chesapeake-Bay TMDL action plans that are required by HERNDON's MS4 permit. FAIRFAX will develop any such Action Plans on a schedule that is in accordance with HERNDON's MS4 permit.

26. The Advisory Committee or other joint planning committee agreed to by FAIRFAX and HERNDON may guide the development of an Action Plan for any other TMDLs.

27. FAIRFAX and HERNDON must formally adopt any such Action Plan for any other TMDLs. Formal adoption of an Action Plan for any other TMDLs or subsequent amendments or updates shall be subject to the approval procedures established by each locality in accordance with its MS4 permit.

28. FAIRFAX will be responsible for implementing individual elements of any such Action Plan for any other TMDLs unless the Action Plan states otherwise.

STAFF TRAINING

29. Without any additional invitation or payment, HERNDON's staff may attend MS4 or Virginia Stormwater Management Plan industrial stormwater permit-related training programs that are conducted or hosted by FAIRFAX. FAIRFAX will provide HERNDON with at least one-month's advance notice of such training opportunities.

TERMINATION

30. In addition to a termination by a refusal to adopt the Joint Action Plan, either Party may terminate this Agreement by resolution of that Party's governing body. Any such resolution shall be at a public meeting noticed in writing to the HERNDON Town Manager or, as applicable, the FAIRFAX County Executive at least three weeks in advance of any such meeting. After any such resolution, the terminating Party shall promptly inform the HERNDON Town Manager or the FAIRFAX County Executive, as applicable. The termination shall be effective no earlier than the end of the fiscal year in which the governing body's vote for the resolution for the termination occurs

31. If this Agreement is terminated by either party, HERNDON shall have responsibility to maintain and replace any facility that is located within HERNDON and shall assume all liability for such facility. Unless otherwise agreed to by the Parties, HERNDON shall not have any liability or responsibility for any facility that is located outside of HERNDON and that was developed and implemented under this Agreement.

ADDITIONAL PROVISIONS

32. This Agreement is integrated and contains all provisions of the agreement between the parties.

33. In the event of a conflict between any term(s) of this Agreement and either of the Parties' MS4 permits or other permit requirements, either Party's respective permit provision(s), shall control.

34. Any provision or term of this Agreement may be modified only by a writing that is approved by resolution at a public meeting of each of the localities' respective governing bodies.

35. This Agreement shall be binding on the Parties' respective agencies, employees, agents, and successors-in-interests.

36. This Agreement shall not be assigned by either of the Parties unless both of the Parties agree to such an assignment in writing.

37. Nothing in this Agreement otherwise limits the respective regulatory and police powers of the Parties.

38. This Agreement may be executed in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one in the same Agreement.

39. This Agreement shall be governed by Virginia law, and any litigation relating to this Agreement shall be brought and/or maintained only in the Circuit Court of Fairfax County, Virginia.

IN WITNESS WHEREOF, the Parties have executed this Agreement, as verified by their signatures below.

[Signatures appear on the following pages.]

TOWN OF HERNDON, Virginia

By:_____
Lisa C. Merkel
Mayor

COMMONWEALTH OF VIRGINIA)
)
COUNTY OF FAIRFAX)

The foregoing Agreement was acknowledged before me by Lisa C. Merkel, Mayor of the Town of HERNDON, this 16th day of January 2013-4 on behalf of the Town of HERNDON, Virginia.

_____
Notary Public

My commission expires:

Aug 31, 2016

Commonwealth Of Virginia
Margarita C. Tacci - Notary Public
Commission No. 295189
My Commission Expires 8/31/2016

Notary Registration Number:

295189

BOARD OF SUPERVISORS OF
FAIRFAX COUNTY, VIRGINIA

By:_____
Edward L. Long Jr.
County Executive
Fairfax County, Virginia

COMMONWEALTH OF VIRGINIA)
)
COUNTY OF FAIRFAX)

The foregoing Agreement was acknowledged before me by _____ of the County Executive, on behalf of the Board of Supervisors of Fairfax County, Virginia this _____ day of _____ 2013.

_____
Notary Public

My commission expires:

_____

Notary Registration Number:

_____

Approved as to form: _____
Office of the County Attorney
Fairfax, Virginia

Approve as to form: Richard B. Kaufman
Town Attorney [without line under these words]

Prolaw Doc No. 538443

AN UNCODIFIED ORDINANCE RELATING TO COOPERATIVE AGREEMENTS WITH THE TOWNS OF HERNDON AND VIENNA TO SHARE CERTAIN STORMWATER SERVICE DISTRICT FEES AND RESPONSIBILITIES FOR RELATED SERVICES

As Adopted on March 25, 2014

AN UNCODIFIED ORDINANCE relating to cooperative agreements between the Fairfax County Board of Supervisors and each of the Towns of Herndon, Virginia, and Vienna, Virginia, to share certain fees and responsibilities of the countywide stormwater service district, pursuant to the provisions of Va. Code § 15.2-2403.3 (2012).

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

1. That, pursuant to Va. Code § 15.2-1300(B) (2012), the Cooperative Agreement between the Fairfax County Board of Supervisors and the Town of Herndon, Virginia, that is attached hereto and the Cooperative Agreement between the Fairfax County Board of Supervisors and the Town of Vienna, Virginia, that is attached hereto are hereby approved. Collectively, these agreements are referred to herein as the "Cooperative Agreements."

2. That the County Executive and/or his designee(s) is hereby authorized and delegated all necessary authority to sign and perform and administer the Cooperative Agreements on behalf of the Fairfax County Board of Supervisors.

3. That this ordinance shall take effect upon adoption.

GIVEN under my hand this ____ day of _____, 2014.

_____
Catherine A. Chianese
Clerk to the Board of Supervisors

\\s17prolawpgc01\documents\120587\cab\572566.doc

Board Agenda Item
February 25, 2014

ADMINISTRATIVE – 4

Authorization to Advertise a Public Hearing for a Sewer Ordinance Amendment to Revise the Sewer Service Charges and Base Charges and to Maintain the Availability Charges

ISSUE:
Board authorization is needed to advertise a public hearing for the purpose of amending the County's sewer ordinance. As shown in the proposed advertisements provided in Attachments Ia, Ib, and II, the sewer ordinance is being proposed to be amended to revise Sewer Service Charges and Base Charges, and to maintain Availability Charges. This is consistent with the Wastewater Management Program's "Revenue Sufficiency and Rate Analysis" (the Rate Study) for the Sewer System, prepared in cooperation with its consultant, Public Resources Management Group, Inc. (PRMG). The effects of these revisions are as follows:

1. To re-affirm and establish the Sewer Service Charge for FY 2014 through FY 2018
2. To re-affirm and establish the Base Charge for FY 2014 through FY 2018
3. To re-affirm and establish the Availability Charges for FY 2014 through FY 2018

Although the Sewer Service Charge schedule in the sewer ordinance is multi-year, all Sewer Service Charges are reviewed, adjusted as necessary, and adopted annually to ensure Sewer Service Charges are accurately priced.

RECOMMENDATION:
The County Executive recommends that the Board authorize two advertisements, one for Sewer Service Charges and the Base Charges, another for Availability Charges, as proposed in Attachments Ia and Ib.

TIMING:
Action must be taken on February 25, 2014, to provide adequate notice of a public hearing for comments on the proposed sewer rate revisions. The public hearing will be held on April 08, 2014, at 3:00 p.m. Decision on the sewer rate revisions will coincide with the markup and adoption of the FY 2015 Advertised Budget Plan. FY 2015 new charges will become effective on July 1, 2014.

BACKGROUND:
In January 2014, the Wastewater Management Program and PRMG completed the Rate Study. To adequately support the Program, $183,232,260 in revenues will be needed to allow the Program to continue to meet all of the regulatory requirements, maintain competitive rates with neighboring utilities, maintain financial targets, continue to preserve AAA sewer revenue bond rating, and require less debt to support capital projects. A 3.3 percent revenue increase will be needed in FY 2015 to meet the revenue requirements of the Program. This is 2.7 percent less than the 6 percent increase projected for FY 2015 during the FY 2014 budget process. This will result in an increase in the annual cost to a typical residential connection of $17.32, which is $12.96 less than the originally planned increase of $30.28. This reduction is possible because of operational savings anticipated for consumables, which include chemical savings in the treatment of wastewater, energy consumption savings due to replacing fix drive pumps with variable drive pumps, lower than anticipated utility requirements and other operational efficiencies throughout the program.

The following proposed rate amendments will meet the revenue requirements by increasing both the Base Charge and Sewer Service Charge, which is the industry practice. This allows for recovering a portion of the Program's fixed costs through the Base Charge and recovering the remaining required revenues through the Sewer Service charge, based on the volume of water consumed, which can result in water conservation.

The current Base Charge of $12.79 per bill recovers 10.7 percent of the Program's fixed costs. Fixed cost recovery through Base Charge is equitably shared by all customers, as the system is available for use by all customers regardless of the amount of water consumed. It is proposed to increase the Base Charge by $3.07 per quarter for FY 2015 for a total Base Charge of $15.86 per quarterly bill. The proposed Base Charge will recover 12.9 percent of the fixed cost in FY 2015. Industry practice is to recover 25 percent of the total fixed costs through Base Charge. In order to strive towards such recovery rate, a phase-in approach is being proposed through FY 2018, as shown in the following table.

To generate the remaining amount of required revenues, it is proposed to increase the Sewer Service Charge by $0.07 from the current rate of $6.55 to $6.62 per 1,000 gallons of water consumed. The proposed rate increase will provide for inflation and the cost of constructing nitrogen removal facilities at wastewater treatment plants to comply with new discharge requirements imposed by the state and the Chesapeake Bay Program.

Year	Current and Proposed Sewer Service Charge Per 1,000 gallons water consumed	Proposed Increase in Base Charge Per Quarterly Bill	New Base Charge Per Quarterly Bill	Percent Fixed Cost Recovered
2014	$6.55 current	-	$12.79	10.7%
2015	$6.62	$ 3.07	$15.86	12.9%
2016	$6.65	$ 4.29	$20.15	15.9%
2017	$6.68	$ 4.53	$24.68	18.8%
2018	$6.75	$ 2.94	$27.62	20.4%

Base Charges for customers who require larger water meter than the standard ¾" meter for residential connections, would be based on meter size because the meter size determines how much capacity the sewer system has to reserve for that customer. Despite the increase in Base Charge, customers with larger meters should not see a significant difference in their overall bill because Sewer Service Charges will increase only nominally.

The County's Sewer Service Charges, Base Charges and Availability Charges remain very competitive on a local basis. Below are average annual sewer service billings and Availability Charges per Single Family Residential Equivalent (SFRE) for Fairfax County compared to other regional jurisdictions, as of January 2014 (FY 2014). Average sewer service billings for the other regional jurisdictions have been developed by applying each jurisdiction's equivalent based charge and sewer service rate to appropriate SFRE water usage determined from Fairfax Water's average water usage for SFREs.

Comparison of Average Service Charges and Availability Charges for SFREs as of January 2014 (FY 2014)
***Based on 18,000 gallons per quarter for all jurisdictions**

Jurisdiction*	Average Annual Sewer Service Billing	Sewer Availability Fees
Loudoun Water	**$ 426**	**$ 7,658**
Fairfax County	**523**	**7,750**
WSSC	**545**	**3,500**
DCWASA	**552**	**----**
Prince William County	**562**	**10,300**
City of Alexandria	**659**	**7,937**
Arlington County	**621**	**4,732**

The table below outlines base charges by other regional utilities for comparison to Fairfax County's current Base Charge of $12.79 and the proposed Base Charge of $15.86 per quarter, as of January 2014 (FY 2014):

Quarterly Base Charges for Sewer Service for Residential Customers	
Alexandria Renew Enterprises	$ 25.15
Prince William County Service Authority	$ 22.50
Washington Suburban Sanitation Commission	$ 11.00
DC Water	$ 23.57
Stafford County	$ 25.05
Loudoun Water	$ 28.83
Fairfax County	**$ 12.79**
Neighboring Utilities Average	**$ 19.44**

PROPOSED BASE CHARGE AND SEWER SERVICE CHARGE SCHEDULES

BASE CHARGE SCHEDULE Cost ($) per Quarterly Bill Proposed New and Revised Rates in **Bold**					
Type of Connection	Current Rate	**Revised Rates**			**New Rate**
	FY 2014	**FY 2015**	**FY 2016**	**FY 2017**	**FY 2018**
Residential (3/4" meter)	$12.79	**$15.86**	**$20.15**	**$24.68**	**$27.62**
All customers based on meter size					
3/4" and smaller	$12.79	**$15.86**	**$20.15**	**$24.68**	**$27.62**
3/4"	$12.79	**$15.86**	**$20.15**	**$24.68**	**$27.62**
1"	$31.98	**$39.65**	**$50.38**	**$61.70**	**$69.05**
1 1/2"	$63.95	**$79.30**	**$100.75**	**$123.40**	**$138.10**
2"	$102.32	**$126.88**	**$161.20**	**$197.44**	**$220.96**
3"	$191.85	**$237.90**	**$302.25**	**$370.20**	**$414.30**
4"	$319.75	**$396.50**	**$503.75**	**$617.00**	**$690.50**
6"	$639.50	**$793.00**	**$1,007.50**	**$1,234.00**	**$1,381.00**
8"	$1,023.20	**$1,268.80**	**$1,612.00**	**$1,974.40**	**$2,209.60**
10" and larger	$1,279.00	**$1,823.90**	**$2,317.25**	**$2,838.20**	**$3,176.30**

SEWER SERVICE CHARGE SCHEDULE Per 1,000 gallons of water consumption Proposed New and Revised Rates in **Bold**					
	Current Rate	**Revised Rates**			**New Rate**
	FY 2014	**FY 2015**	**FY 2016**	**FY 2017**	**FY 2018**
Sewer Service Charge	$6.55	**$6.62**	**$6.65**	**$6.68**	**$6.75**

PROPOSED AVAILABILITY CHARGE SCHEDULE

The County has completed reviewing the adequacy of the amount of the Availability Charge. Based upon the results of this review, the Availability Charge will remain the same as the FY 2014 rate. The revised, five-year rate schedule for the Availability Charge for a single-family residence is as follows:

Availability CHARGE SCHEDULE Proposed New and Revised Rates in **Bold**					
	Current Rate	**Revised Rates**			**New Rate**
	FY 2014	**FY 2015**	**FY 2016**	**FY 2017**	**FY 2018**
Availability Charge	$7,750	**$7,750**	**$7,750**	**$7,750**	**$7,750**

Availability Charges for all nonresidential uses will be computed as the number of fixture units (including roughed-in fixture units) in accordance with Part I of the current Virginia Uniform Statewide Building Code, Section 101.2, Note 1, which incorporates by reference the 2009 International Plumbing Code (Chapter 7, Section 709), times the fixture unit rate with a minimum charge equivalent to one (1) single family detached dwelling per premises.

FISCAL IMPACT:
In FY 2015, assuming a water usage for a typical residential customer of 18,000 gallons/quarter (or 72,000 gallons/year), the annual sewer bill will be approximately $540 per year, which is an increase of $17.32 approximately (or $1.44 per month) over the FY 2014 sewer bill. In FY 2015, approximately $6.4 million in additional revenues will be generated with the proposed Sewer Service Charge and the Base Charge, and an additional $5.3 million will be generated from the Availability Charges due to the anticipated growth of the system. Revenues from the collection of Sewer Service Charges, Base Charges, and Availability Charges are recorded in Fund 690-C69000, Sewer Revenue Fund.

Board Agenda Item
February 25, 2014

ENCLOSED DOCUMENTS:
Attachment Ia, and Ib: Proposed Public Hearing Advertisements
Attachment II: The Proposed Amendment to Article 67.10 (Charges), Section 2 of the Code of the County of Fairfax (amending Base charge while maintaining current Sewer Service Charge.

STAFF:
Robert A. Stalzer, Deputy County Executive
James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)
Randy W. Bartlett, Deputy Director, DPWES
Shahram Mohsenin, Director, Wastewater Planning and Monitoring Division, DPWES

Attachment Ia

FAIRFAX COUNTY NOTICE OF PROPOSED
SEWER SERVICE CHARGE - RATE REVISIONS

NOTICE is hereby given that the Fairfax County Board of Supervisors will hold a **PUBLIC HEARING** on:

Tuesday
April 8, 2014
commencing at 3 p.m.

in the Board Auditorium of the Fairfax County Government Center, 12000 Government Center Parkway, Fairfax, Virginia, on the matter of an amendment to Chapter 67.1 of the Fairfax County Code (Sanitary Sewers and Sewage Disposal), Article 10 (Charges), Section 2. Pursuant to the authority of the Virginia Code, Title 15.2., Chapter 21 (including, without limitation, Sections 15.2 - 2111, 2119, and 2122), the Board of Supervisors of Fairfax County, Virginia, proposes to amend Section 67.1-10-2 of the Fairfax County Code to change all references to the unit cost of sewer service and the base charge as follows:

SEWER SERVICE CHARGE Cost ($) per 1,000 gallons of water used Proposed New and Revised Rates in Bold					
	Current Rate	**Revised Rates**			**New Rate**
	FY 2014	**FY 2015**	**FY 2016**	**FY 2017**	**FY 2018**
Sewer Service Charge	$6.55	**$6.62**	**$6.65**	**$6.68**	**$6.75**

BASE CHARGE FOR CUSTOMERS Cost ($) per Quarterly Bill Proposed New and Revised Rates in Bold					
Type of Connection	Current Rate	**Revised Rates**			**New Rate**
	FY 2014	**FY 2015**	**FY 2016**	**FY 2017**	**FY 2018**
Residential (3/4" meter)	$12.79	**$15.86**	**$20.15**	**$24.68**	**$27.62**
All customers based on meter size					
3/4" and smaller	$12.79	**$15.86**	**$20.15**	**$24.68**	**$27.62**
3/4"	$12.79	**$15.86**	**$20.15**	**$24.68**	**$27.62**
1"	$31.98	**$39.65**	**$50.38**	**$61.70**	**$69.05**
1 1/2"	$63.95	**$79.30**	**$100.75**	**$123.40**	**$138.10**
2"	$102.32	**$126.88**	**$161.20**	**$197.44**	**$220.96**
3"	$191.85	**$237.90**	**$302.25**	**$370.20**	**$414.30**
4"	$319.75	**$396.50**	**$503.75**	**$617.00**	**$690.50**
6"	$639.50	**$793.00**	**$1,007.50**	**$1,234.00**	**$1,381.00**
8"	$1,023.20	**$1,268.80**	**$1,612.00**	**$1,974.40**	**$2,209.60**
10" and larger	$1,279.00	**$1,823.90**	**$2,317.25**	**$2,838.20**	**$3,176.30**

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

Fairfax County supports the Americans with Disabilities Act by making reasonable accommodations for persons with disabilities. Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a County program, service, or activity, should contact the ADA representative in the Clerk's Office, 703-324-3151, TTY: 703-324-3903, as soon as possible but no later than 48 hours before the scheduled event.

GIVEN under my hand this 25th day of February 2014.

_____
Patti M. Hicks
Chief Deputy Clerk to the Board of Supervisors

Ad Run Dates: March 7 and 14, 2014

Attachment Ib

FAIRFAX COUNTY NOTICE OF PROPOSED
SEWER AVAILABILITY CHARGES - RATE REVISIONS

NOTICE is hereby given that the Fairfax County Board of Supervisors will hold a **PUBLIC HEARING** on:

Tuesday
April 8, 2014
commencing at 3 p.m.

in the Board Auditorium of the Fairfax County Government Center, 12000 Government Center Parkway, Fairfax, Virginia, on the matter of an amendment to Chapter 67.1 of the Fairfax County Code (Sanitary Sewers and Sewage Disposal), Article 10 (Charges), Section 2. Pursuant to the authority of the Virginia Code, Title 15.2., Chapter 21 (including, without limitation, Sections 15.2 - 2111, 2119, and 2122), the Board of Supervisors of Fairfax County, Virginia, proposes to amend Section 67.1-10-2 of the Fairfax County Code to revise the availability charge schedule for residential, commercial and all other users desiring to connect to the County sanitary sewer facilities as follows:

AVAILABILITY CHARGES
Cost ($) per Unit
Proposed New and Revised Rates in Bold

	Current Rate FY 2014	FY 2015	FY 2016	FY 2017	\- **New** -/ **FY2018**
Residential uses:					
(a) Single Family Detached	$7,750	$7,750	$7,750	$7,750	**$7,750**
(b) Lodging House, Hotel, Inn, or Tourist Cabin	7, 750	7,750	7,750	7,750	**7,750**
(c) Townhouse	6,200	6,200	6,200	6,200	**6,200**
(d) Apartment	6,200	6,200	6,200	6,200	**6,200**
(e) Mobile Home	6,200	6,200	6,200	6,200	**6,200**
(f) Any other residential dwelling unit	6,200	6,200	6,200	6,200	**6,200**
(g) Hotel, Motel, or Dormitory rental unit	1,938	1,938	1,938	1,938	**1,938**

All availability fees paid after February 24, 1976 will be updated by or refunded without interest to current property owners whose properties have not been connected to public sewer within five (5) years of the initial date of payment or any subsequent payment update(s).

	Current Rate FY 2014	FY 2015	FY 2016	FY 2017	\- **New** -/ **FY 2018**
Commercial and all other uses:					
Fixture unit rate	$401	$ 401	$ 401	$401	**$ 401**

The availability charge for all nonresidential uses will be computed as the number of fixture units in accordance with the current Virginia Uniform Statewide Building Code (which incorporates by reference the 2009 International Plumbing Code, Chapter 7, Section 709) times the fixture unit rate with a minimum charge equivalent to one (1) single family detached dwelling per premises.

Effective date: The rates will change on July 1st of each new fiscal year.

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

Fairfax County supports the Americans with Disabilities Act by making reasonable accommodations for persons with disabilities. Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a County program, service, or activity, should contact the ADA representative in the Clerk's Office, 703-324-3151, TTY: 703-324-3903, as soon as possible but no later than 48 hours before the scheduled event.

GIVEN under my hand this 25th day of February 2014.

_____
Patti M. Hicks
Chief Deputy Clerk to the Board of Supervisors

Ad Run Dates: March 7 and 14, 2014

ARTICLE 10. Charges.

Section 67.1-10-1. Generally.

Any person who is connected or who shall hereafter connect the sewerage facilities of any premises to the Facilities of the County shall pay or cause to be paid sums as hereinafter provided for the availability of, connection to, and/or use of such Facilities of the County. (39-93-67.1; 36-95-67.1; 6-98-67.1; 15-99-67.1; 16-00-67.1; 12-01-67.1; 21-02-67.1; 19-03-67.1; 15-04-67.1; 19-05-67.1; 09-06-67.1; 13-07-67.1; 29-08-67.1; 28-09-67.1; 11-10-67.1.)

Section 67.1-10-2. Availability, Connection, Lateral Spur and Service Charges.

(a) *Availability Charges.*

(1) *Residential uses:* The following schedule of availability charges for residential uses desiring to connect to the Facilities of the County is hereby established and imposed:

		Fiscal Year (July 1-June 30)				
	Customer Class	FY ~~2013~~2014	FY ~~2014~~2015	FY ~~2015~~2016	FY ~~2016~~2017	FY ~~2017~~2018
(A)	Single Family Detached	$7,750	$7,750	$7,750	$7,750	$7,750
(B)	Lodging House, Hotel, Inn or Tourist Cabin	7,750	7,750	7,750	7,750	7,750
(C)	Townhouse	6,200	6,200	6,200	6,200	6,200
(D)	Apartment	6,200	6,200	6,200	6,200	6,200
(E)	Mobile Home	6,200	6,200	6,200	6,200	6,200
(F)	Any other residential dwelling unit	6,200	6,200	6,200	6,200	6,200
(G)	Hotel, Motel, or Dormitory rental unit	1,938	1,938	1,938	1,938	1,938

All availability fees paid after February 24, 1976, will be updated by or refunded without interest to the current property owners whose properties have not been connected to public sewer within five years of

the initial date of payment or any subsequent payment update(s). (See Section 10-5(d), "Refunds Updates".)

(2) *Commercial and all other uses:* The following schedule of fixture unit rates for computing availability charges for all nonresidential uses is hereby established and imposed:

	Fiscal Year (July 1-June 30)				
	FY ~~2013~~2014	FY ~~2014~~2015	FY ~~2015~~2016	FY ~~2016~~2017	FY ~~2017~~2018
Fixture unit rate	$401	$401	$401	$401	$401

The availability charge will be computed as the number of fixture units (including roughed-in fixture units) in accordance with Part I of the current Virginia Uniform Statewide Building Code (as amended), Section 101.2, Note 1, which incorporates by reference the 2009 International Plumbing Code (Chapter 7, Section 709) ("VUSBC"), times the fixture unit rate with a minimum charge equivalent to one single-family detached dwelling per premises. For Significant Industrial Users with wastewater discharge permits authorizing discharge into the Integrated Sewer System and other industrial or commercial Users determined by the Director to have processes generating significant wastewater flows, the availability fee will be calculated on the basis of equivalent units. One equivalent unit is equal to 320 gallons per day and rated equal to one single-family detached dwelling unit. Therefore, the availability charge for Significant Industrial Users and other industrial or commercial Users determined by the Director to have processes generating significant flow will be equal to the current rate for a single family detached dwelling unit times the number of equivalent units associated with the permitted flow. The number of equivalent units is equal to the permitted or projected flow in gallons per day divided by 320 gallons per day. Fixture unit counts, for Users having fixtures discharging continuously or semi-continuously to drainage system leading to the County sanitary sewer facilities, shall be increased by two fixture units for each gallon per minute of such continuous or semi-continuous discharge. The rate of such discharge shall be deemed to be that rate certified by the manufacturer of the fixture or other equipment, or such other rates as the Director shall determine.

(3) *Effective date:* The rate will change on July 1st of each new fiscal year. The rate applicable to each fiscal year is subject to annual review by the Board of Supervisors.

(b) *Connection Charges.*

(1) *Residential and community uses:* Except as otherwise provided herein, [t]here is hereby established and imposed a connection charge of $152.50 per front foot of premises (with a minimum of $7,625 and a maximum of $15,250 for the connection of single-family detached and attached dwellings, churches, schools, fire stations, community centers or other such similar community uses to the Facilities of the County.

(A) The above Connection Charges are effective beginning on July 1, 2011, for all Facilities of the County constructed after July 1, 2011. During the period of July 1, 2011, through June 30, 2012, Connection Charges for connections to Facilities of the County constructed prior to July 1, 2011, will be $6.00 per front foot of premises (with a minimum of $300.00 and a maximum of $600.00). Provided, however, the Director may extend the deadline for connection to Facilities of the County from July 1, 2012, to December 31, 2012, if the

Director determines that for reasons beyond the control of the owner of the premises, at least one of the following conditions are met:

(i) All applicable fees and charges have been paid to the County and other appropriate governmental agencies prior to June 30, 2012;

(ii) All applicable permits have either been applied for or obtained prior to June 30, 2012;

(iii) The owner of the premises can show diligent and active efforts to connect to the Facilities of the County prior to June 30, 2012;

(iv) The owner has been delayed by the actions of a third party, e.g., delays in the issuance of permits or inspections by any government agency or other party; or

(v) The delays have been caused by an Act of God.

(B) Connection Charges for connection to the Facilities of the County in the County's Extension and Improvement (E&I) Program that were under design for construction on or before April 12, 2011, and that were not completed on or before that date, will be $6.00 per front foot of premises (with a minimum of $300.00 and a maximum of $600.00) provided all of the following conditions are met:

(i) property owners in the E&I project area agree to grant all required easements within four months from the completion of the design;

(ii) 50 percent of the property owners in the E&I project area pay the required Availability Charges within four months from the completion of the design; and

(2) *All other uses:* There is hereby established and imposed a connection charge of $152.50 per front foot of premises (with a minimum charge of $15,250) for the connection of all other uses to the Facilities of the County.

(3) The connection charges established and imposed above shall not apply to premises to be connected to the Facilities of the County if such Facilities of the County are constructed totally at private expense.

(4) For the purposes of Section 67.1-10-2 (b), front foot of premises will be determined by measuring the frontage of the premises located on the street address side of the premises.

(c) *Lateral spur charges:* There is hereby established and imposed a lateral spur charge of $600.00 for the connection of all uses to a lateral spur, where such lateral spur has been installed by the County at the expense of Fairfax County.

(d) *Service charges:* There are hereby established and imposed the following quarterly sanitary sewer service charges:

	Sewer Service Charges				
	Fiscal Year (July 1 - June 30)				
	FY 2014~~3~~	FY 2015~~4~~	FY 2016~~5~~	FY 2017~~6~~	FY 2018~~7~~
Sewer Service Charge, $/1,000 gallons	$6.55	$6.62~~55~~	$6.65~~55~~	$6.68~~55~~	$6.75~~55~~

ARTICLE 10. Charges.

(e) *Base charges:* There are hereby established and imposed the following quarterly base charges in addition to the sewer service charge:

BASE CHARGE Cost ($) per Quarterly Bill Proposed New and Revised Rates in Bold					
	Current Rate	Revised Rates			New Rate
	FY 2014~~3~~	FY 2015~~4~~	FY 2016~~5~~	FY 2017~~6~~	FY 2018~~7~~
Residential (¾" and smaller, or no meter):					
Base Charge	$12.79~~$5.50~~	~~$12.79~~$15.86	~~$20.36~~$20.15	~~$25.34~~$24.68	~~$30.45~~$27.62
Commercial: (meter size)					
¾" and smaller, or no meter	$12.79~~$5.50~~	~~$12.79~~$15.86	~~$20.36~~$20.15	~~$25.34~~$24.68	~~$30.45~~$27.62
¾"	$12.79~~$5.50~~	~~$12.79~~$15.86	~~$20.36~~$20.15	~~$25.34~~$24.68	~~$30.45~~$27.62
1"	$31.98~~$5.50~~	~~$31.98~~$39.65	~~$50.90~~$50.38	~~$63.35~~$61.70	~~$76.13~~$69.05
1½"	$63.95~~$5.50~~	~~$63.95~~$79.30	~~$101.80~~$100.75	~~$126.70~~$123.40	~~$152.25~~$138.10
2"	$102.32~~$5.50~~	~~$102.32~~$126.88	~~$162.88~~$161.20	~~$202.72~~$197.44	~~$243.60~~$220.96
3"	$191.85~~$5.50~~	~~$191.85~~$237.90	~~$305.40~~$302.25	~~$380.10~~$370.20	~~$456.75~~$414.30
4"	$319.75~~$5.50~~	~~$319.75~~$396.50	~~$509.00~~$503.75	~~$633.50~~$617.00	~~$761.25~~$690.50

6"	$639.50~~$5.50~~	~~$639.50~~793.00	~~$1,018.00~~$1,007.50	~~$1,267.00~~$1,234.00	~~$1,522.50~~$1,381.00
8"	$1,023.20~~$5.50~~	~~$1,023.20~~$1,268.80	~~$1,628.80~~$1,612.00	~~$2,027.20~~$1,974.40	~~$2,436.00~~$2,209.60
10" and larger	$1,279.00~~$5.50~~	~~$1,279.00~~$1,823.90	~~$2,036.00~~$2,317.25	~~$2,534.00~~$2,838.20	~~$3,045.00~~$3,176.30

If requested, the Base Charge for non-residential customers who have sub-meters for irrigation and other water uses that do not enter the sewer system will be adjusted based on their sub-meter size per above table. In no case the Base Charge will be smaller than that for ¾" and smaller meter.

(1) *Effective date:* The Service charges and Base charges will change on July 1st of each new fiscal year. For metered accounts, the change is effective with meter readings beginning October 1st of each year. For unmetered accounts, the change is effective with billings beginning October 1st of each year.

(2) *Premises having a metered water supply:*

Category of Use	Service Charges
(A) Single-family detached and single-family attached dwellings such as townhouses, duplexes, multiplexes, semi-detached, rowhouses, garden court and patio houses with a separate water service line meter.	For each 1,000 gallons of water, based on winter-quarter consumption or current quarterly consumption, as measured by the service line meter, whichever is lower, a charge equal to the effective unit cost rate ($/1,000 gallons).
(B) All other uses.	For each 1,000 gallons of water as measured by the water service line, a charge equal to the effective unit cost rate ($/1,000 gallons).
(C) All users.	Base charge per billing as established in Section 67.1-10-2(e).

(D) The winter-quarter-maximum consumption is determined as follows:

(i) The quarterly-daily-average consumption of water is the consumption, measured by the water service line meter for the period between meter readings divided by the number of days elapsed between meter readings.

(ii) The quarterly consumption is 91.5 times the quarterly-daily-average consumption of water in leap years or 91.25 times the quarterly-daily-average consumption in non-leap years.

(iii) The winter quarterly consumption is the quarterly consumption determined at the water service line meter reading scheduled between February 1 and April 30. The winter-quarter-consumption of each respective year shall be applicable to the four quarterly sewer billings rendered in conjunction with the regular meter reading scheduled after the next May.

(iv) All water delivered to the premises, as measured by the winter quarter-consumption for single-family dwellings and townhouses or the meter of all other Users, shall be deemed to have been discharged to the Facilities of the County. However, any person may procure the installation of a second water service line meter. Such person may notify the Director of such installation, in which event the Director shall make such inspection or inspections as may be necessary to ascertain that no water delivered to the premises or only the water delivered through any such additional meter may enter the Facilities of the County. If the Director determines that water delivered through an additional meter may not enter the Facilities of the County, no charge hereunder shall be based upon such volume of water delivery. If the Director determines that only the water delivered through an additional meter may enter the Facilities of the County, only the water recorded on the additional meter shall be charged. In the alternative, any person may procure the installation of a sewage meter which shall be of a type and installed in a manner approved by the Director, who shall make periodic inspection to ensure accurate operation of said meter; in such event, the charge imposed hereunder shall be based upon the volume measured by such meter. The cost of all inspections required by the foregoing provisions for elective metering, as determined by normal cost accounting methods, shall be an additional charge for sanitary sewer service to the premises on which such meter or meters are installed.

(E) For single-family premises as in (e)(2)(A) not able to register valid meter readings for the measurement of winter-quarter-consumption the following billing method shall apply:

(i) Premises not existing, unoccupied or occupied by a different household during the applicable winter quarter, or which due to unfavorable weather, meter failure or for any other reason of meter inaccuracy cannot register valid meter readings, shall not be considered to have a valid meter reading for the purpose of winter-quarter-consumption measurement.

(ii) Such premises may be billed on the basis of the average winter-quarter-consumption for similar dwelling units or the current quarterly consumption, as registered by water service line meter, or based on historical water usage. Accounts for single-family premises established by a builder for sewerage service during construction shall be considered a nonresidential use.

(3) Premises not having metered water supply or having both well water and public metered water supply:

(A) Single-family dwellings, as in (e)(2)(A). An amount equal to the average winter-quarter-consumption, during the applicable winter quarter, of similar dwelling units, times the effective unit cost rate ($/1,000 gallons). In the alternative, any such single-family

residential customer may apply to the County, via the water supplier providing water service to the area in which the residential customer is located, for special billing rates, based on average per capita consumption of water in similar type units.

(B) All other uses: The charge shall be based upon the number of fixture units and load factor in accordance with the VUSBC and Table I. There shall be an additional charge equal to the effective unit cost ($/1,000 gallons) for the volume discharged by fixtures discharging continuously or semi-continuously. Volume of continuous or semi-continuous discharge shall be deemed to be that used in determining availability charge.

TABLE I.Table of Fixture Units

Type of Fixture or Group of Fixtures	DrainageFixture Unit Value(d.f.u.)
Commercial automatic clothes washer (2" standpipe)	3
Bathroom group consisting of water closet, lavatory and bathtub or shower stall (Residential):	
Tank type closet	6
Bathtub (with or without overhead shower)	2
Combination sink-and-tray with food disposal unit	2
Combination sink-and-tray with 1½" trap	2
Dental unit or cuspidor	1
Dental lavatory	1
Drinking fountain	½
Dishwasher, domestic	2
Floor drains with 2" waste	2
Kitchen sink, domestic, with one 1½" waste	2
Kitchen sink, domestic, with food waste grinder and/or dishwasher	2

Lavatory with 1¼" waste	1
Laundry tray (1 or 2 compartments)	2
Shower stall	2
Sinks:	
Surgeon's	3
Flushing rim (with valve)	6
Service (trap standard)	3
Service (P trap)	2
Pot, scullery, etc.	4
Urinal, pedestal, syphon jet blowout	6
Urinal, wall lip	4
Urinal stall, washout	4
Urinal trough (each 6-ft. section)	2
Wash sink (circular or multiple) each set of faucets	2
Water closet, tank-operated	4
Water closet, valve-operated	6
Fixture drain or trap size:	
1¼ inches and smaller	1
1½ inches	2

2 inches	3
2½ inches	4
3 inches	5
4 inches	6

TABLE II.
Fixture Units and Load Factors for All Other Premises
Quarterly Service Charges
Fiscal Year (July 1 - June 30)

Fixture Units	Load Factor	~~2013~~2014	~~2014~~2015	~~2015~~2016	~~2016~~2017	~~2017~~2018
20 or less	1.00	$163.75 ~~$163.75~~	$163.75 ~~$163.75~~	$163.75 ~~$163.75~~	$163.75 ~~$163.75~~	$163.75~~$163.75~~
21 to 30	1.25	204.69 ~~204.69~~	204.69 ~~204.69~~	204.69 ~~204.69~~	204.69 ~~204.69~~	204.69~~204.69~~
31 to 40	1.45	237.44 ~~237.44~~	237.44 ~~237.44~~	237.44 ~~237.44~~	237.44 ~~237.44~~	237.44~~237.44~~
41 to 50	1.60	262.00 ~~262.00~~	262.00 ~~262.00~~	262.00 ~~262.00~~	262.00 ~~262.00~~	262.00~~262.00~~
51 to 60	1.75	286.56 ~~286.56~~	286.56 ~~286.56~~	286.56 ~~286.56~~	286.56 ~~286.56~~	286.56~~286.56~~
61 to 70	1.90	311.13 ~~311.13~~	311.13 ~~311.13~~	311.13 ~~311.13~~	311.13 ~~311.13~~	311.13~~311.13~~
71 to 80	2.05	335.69 ~~335.69~~	335.69 ~~335.69~~	335.69 ~~335.69~~	335.69 ~~335.69~~	335.69~~335.69~~
81 to 90	2.20	360.25 ~~360.25~~	360.25 ~~360.25~~	360.25 ~~360.25~~	360.25 ~~360.25~~	360.25~~360.25~~
91 to 100	2.30	376.63 ~~376.63~~	376.63 ~~376.63~~	376.63 ~~376.63~~	376.63 ~~376.63~~	376.63~~376.63~~

101 to 110	2.40	393.00 ~~393.00~~	393.00 ~~393.00~~	393.00 ~~393.00~~	393.00 ~~393.00~~	393.00~~393.00~~
111 to 120	2.55	417.56 ~~417.56~~	417.56 ~~417.56~~	417.56 ~~417.56~~	417.56 ~~417.56~~	417.56~~417.56~~
121 to 130	2.65	433.94 ~~433.94~~	433.94 ~~433.94~~	433.94 ~~433.94~~	433.94 ~~433.94~~	433.94~~433.94~~
131 to 140	2.75	450.31 ~~450.31~~	450.31 ~~450.31~~	450.31 ~~450.31~~	450.31 ~~450.31~~	450.31~~450.31~~
141 to 150	2.85	466.69 ~~466.69~~	466.69 ~~466.69~~	466.69 ~~466.69~~	466.69 ~~466.69~~	466.69~~466.69~~
151 to 160	2.95	483.06 ~~483.06~~	483.06 ~~483.06~~	483.06 ~~483.06~~	483.06 ~~483.06~~	483.06~~483.06~~
161 to 170	3.05	499.44 ~~499.44~~	499.44 ~~499.44~~	499.44 ~~499.44~~	499.44 ~~499.44~~	499.44~~499.44~~
171 to 180	3.15	515.81 ~~515.81~~	515.81 ~~515.81~~	515.81 ~~515.81~~	515.81 ~~515.81~~	515.81~~515.81~~
181 to 190	3.25	532.19 ~~532.19~~	532.19 ~~532.19~~	532.19 ~~532.19~~	532.19 ~~532.19~~	532.19~~532.19~~
191 to 200	3.35	548.56 ~~548.56~~	548.56 ~~548.56~~	548.56 ~~548.56~~	548.56 ~~548.56~~	548.56~~548.56~~
201 to 210	3.45	564.94 ~~564.94~~	564.94 ~~564.94~~	564.94 ~~564.94~~	564.94 ~~564.94~~	564.94~~564.94~~
211 to 220	3.55	581.31 ~~581.31~~	581.31 ~~581.31~~	581.31 ~~581.31~~	581.31 ~~581.31~~	581.31~~581.31~~
221 to 230	3.65	597.69 ~~597.69~~	597.69 ~~597.69~~	597.69 ~~597.69~~	597.69 ~~597.69~~	597.69~~597.69~~
231 to 240	3.75	614.06 ~~614.06~~	614.06 ~~614.06~~	614.06 ~~614.06~~	614.06 ~~614.06~~	614.06~~614.06~~
241 to 250	3.85	630.44 ~~630.44~~	630.44 ~~630.44~~	630.44 ~~630.44~~	630.44 ~~630.44~~	630.44~~630.44~~
251 to 260	3.90	638.63 ~~638.63~~	638.63 ~~638.63~~	638.63 ~~638.63~~	638.63 ~~638.63~~	638.63~~638.63~~
261 to 270	4.00	655.00 ~~655.00~~	655.00 ~~655.00~~	655.00 ~~655.00~~	655.00 ~~655.00~~	655.00~~655.00~~
271 to 280	4.05	663.19 ~~663.19~~	663.19 ~~663.19~~	663.19 ~~663.19~~	663.19 ~~663.19~~	663.19~~663.19~~
281 to 290	4.10	671.38 ~~671.38~~	671.38 ~~671.38~~	671.38 ~~671.38~~	671.38 ~~671.38~~	671.38~~671.38~~

291 to 300	4.15	679.56 ~~679.56~~	679.56 ~~679.56~~	679.56 ~~679.56~~	679.56 ~~679.56~~	679.56~~679.56~~
301 to 310	4.20	687.75 ~~687.75~~	687.75 ~~687.75~~	687.75 ~~687.75~~	687.75 ~~687.75~~	687.75~~687.75~~
311 to 320	4.30	704.13 ~~704.13~~	704.13 ~~704.13~~	704.13 ~~704.13~~	704.13 ~~704.13~~	704.13~~704.13~~
321 to 330	4.40	720.50 ~~720.50~~	720.50 ~~720.50~~	720.50 ~~720.50~~	720.50 ~~720.50~~	720.50~~720.50~~
331 to 340	4.50	736.88 ~~736.88~~	736.88 ~~736.88~~	736.88 ~~736.88~~	736.88 ~~736.88~~	736.88~~736.88~~
341 to 350	4.60	753.25 ~~753.25~~	753.25 ~~753.25~~	753.25 ~~753.25~~	753.25 ~~753.25~~	753.25~~753.25~~
351 to 360	4.70	769.63 ~~769.63~~	769.63 ~~769.63~~	769.63 ~~769.63~~	769.63 ~~769.63~~	769.63~~769.63~~
361 to 370	4.80	786.00 ~~786.00~~	786.00 ~~786.00~~	786.00 ~~786.00~~	786.00 ~~786.00~~	786.00~~786.00~~
371 to 380	4.90	802.38 ~~802.38~~	802.38 ~~802.38~~	802.38 ~~802.38~~	802.38 ~~802.38~~	802.38~~802.38~~
381 to 390	5.00	818.75 ~~818.75~~	818.75 ~~818.75~~	818.75 ~~818.75~~	818.75 ~~818.75~~	818.75~~818.75~~
391 to 400	5.10	835.13 ~~835.13~~	835.13 ~~835.13~~	835.13 ~~835.13~~	835.13 ~~835.13~~	835.13~~835.13~~
401 to 410	5.20	851.50 ~~851.50~~	851.50 ~~851.50~~	851.50 ~~851.50~~	851.50 ~~851.50~~	851.50~~851.50~~
411 to 420	5.30	867.88 ~~867.88~~	867.88 ~~867.88~~	867.88 ~~867.88~~	867.88 ~~867.88~~	867.88~~867.88~~
421 to 430	5.40	884.25 ~~884.25~~	884.25 ~~884.25~~	884.25 ~~884.25~~	884.25 ~~884.25~~	884.25~~884.25~~
431 to 440	5.50	900.63 ~~900.63~~	900.63 ~~900.63~~	900.63 ~~900.63~~	900.63 ~~900.63~~	900.63~~900.63~~
441 to 450	5.60	917.00 ~~917.00~~	917.00 ~~917.00~~	917.00 ~~917.00~~	917.00 ~~917.00~~	917.00~~917.00~~
451 to 460	5.70	933.38 ~~933.38~~	933.38 ~~933.38~~	933.38 ~~933.38~~	933.38 ~~933.38~~	933.38~~933.38~~
461 to 470	5.80	949.75 ~~949.75~~	949.75 ~~949.75~~	949.75 ~~949.75~~	949.75 ~~949.75~~	949.75~~949.75~~
471 to 480	5.90	966.13 ~~966.13~~	966.13 ~~966.13~~	966.13 ~~966.13~~	966.13 ~~966.13~~	966.13~~966.13~~

481 to 490	6.00	982.50 982.50	982.50 982.50	982.50 982.50	982.50 982.50	982.50982.50
491 to 500	6.10	998.88 998.88	998.88 998.88	998.88 998.88	998.88 998.88	998.88998.88
501 to 525	6.25	1,023.44 1,023.44	1,023.44 1,023.44	1,023.44 1,023.44	1,023.44 1,023.44	1,023.441,023.44
526 to 550	6.50	1,064.38 1,064.38	1,064.38 1,064.38	1,064.38 1,064.38	1,064.38 1,064.38	1,064.381,064.38
551 to 575	6.75	1,105.31 1,105.31	1,105.31 1,105.31	1,105.31 1,105.31	1,105.31 1,105.31	1,105.311,105.31
576 to 600	7.00	1,146.25 1,146.25	1,146.25 1,146.25	1,146.25 1,146.25	1,146.25 1,146.25	1,146.251,146.25
601 to 625	7.25	1,187.19 1,187.19	1,187.19 1,187.19	1,187.19 1,187.19	1,187.19 1,187.19	1,187.191,187.19
626 to 650	7.50	1,228.13 1,228.13	1,228.13 1,228.13	1,228.13 1,228.13	1,228.13 1,228.13	1,228.131,228.13
651 to 675	7.75	1,269.06 1,269.06	1,269.06 1,269.06	1,269.06 1,269.06	1,269.06 1,269.06	1,269.061,269.06
676 to 700	8.00	1,310.00 1,310.00	1,310.00 1,310.00	1,310.00 1,310.00	1,310.00 1,310.00	1,310.001,310.00
701 to 725	8.20	1,342.75 1,342.75	1,342.75 1,342.75	1,342.75 1,342.75	1,342.75 1,342.75	1,342.751,342.75
726 to 750	8.40	1,375.50 1,375.50	1,375.50 1,375.50	1,375.50 1,375.50	1,375.50 1,375.50	1,375.501,375.50
751 to 775	8.60	1,408.25 1,408.25	1,408.25 1,408.25	1,408.25 1,408.25	1,408.25 1,408.25	1,408.251,408.25

776 to 800	8.80	1,441.00 ~~1,441.00~~	1,441.00 ~~1,441.00~~	1,441.00 ~~1,441.00~~	1,441.00 ~~1,441.00~~	1,441.00~~1,441.00~~
801 to 825	9.00	1,473.75 ~~1,473.75~~	1,473.75 ~~1,473.75~~	1,473.75 ~~1,473.75~~	1,473.75 ~~1,473.75~~	1,473.75~~1,473.75~~
826 to 850	9.20	1,506.50 ~~1,506.50~~	1,506.50 ~~1,506.50~~	1,506.50 ~~1,506.50~~	1,506.50 ~~1,506.50~~	1,506.50~~1,506.50~~
851 to 875	9.35	1,531.06 ~~1,531.06~~	1,531.06 ~~1,531.06~~	1,531.06 ~~1,531.06~~	1,531.06 ~~1,531.06~~	1,531.06~~1,531.06~~
876 to 900	9.50	1,555.63 ~~1,555.63~~	1,555.63 ~~1,555.63~~	1,555.63 ~~1,555.63~~	1,555.63 ~~1,555.63~~	1,555.63~~1,555.63~~
901 to 925	9.65	1,580.19 ~~1,580.19~~	1,580.19 ~~1,580.19~~	1,580.19 ~~1,580.19~~	1,580.19 ~~1,580.19~~	1,580.19~~1,580.19~~
926 to 950	9.80	1,604.75 ~~1,604.75~~	1,604.75 ~~1,604.75~~	1,604.75 ~~1,604.75~~	1,604.75 ~~1,604.75~~	1,604.75~~1,604.75~~
951 to 975	9.95	1,629.31 ~~1,629.31~~	1,629.31 ~~1,629.31~~	1,629.31 ~~1,629.31~~	1,629.31 ~~1,629.31~~	1,629.31~~1,629.31~~
976 to 1,000	10.15	1,662.06 ~~1,662.06~~	1,662.06 ~~1,662.06~~	1,662.06 ~~1,662.06~~	1,662.06 ~~1,662.06~~	1,662.06~~1,662.06~~
1,001 to 1,050	10.55	1,727.56 ~~1,727.56~~	1,727.56 ~~1,727.56~~	1,727.56 ~~1,727.56~~	1,727.56 ~~1,727.56~~	1,727.56~~1,727.56~~
1,051 to 1,100	10.90	1,784.88 ~~1,784.88~~	1,784.88 ~~1,784.88~~	1,784.88 ~~1,784.88~~	1,784.88 ~~1,784.88~~	1,784.88~~1,784.88~~
1,101 to 1,150	11.30	1,850.38 ~~1,850.38~~	1,850.38 ~~1,850.38~~	1,850.38 ~~1,850.38~~	1,850.38 ~~1,850.38~~	1,850.38~~1,850.38~~
1,151 to	11.70	1,915.88	1,915.88	1,915.88	1,915.88	1,915.88~~1,915.88~~

1,200		1,915.88	1,915.88	1,915.88	1,915.88	
1,201 to 1,250	12.00	1,965.00 1,965.00	1,965.00 1,965.00	1,965.00 1,965.00	1,965.00 1,965.00	1,965.00 1,965.00
1,251 to 1,300	12.35	2,022.31 2,022.31	2,022.31 2,022.31	2,022.31 2,022.31	2,022.31 2,022.31	2,022.31 2,022.31
1,301 to 1,350	12.70	2,079.63 2,079.63	2,079.63 2,079.63	2,079.63 2,079.63	2,079.63 2,079.63	2,079.63 2,079.63
1,351 to 1,400	13.00	2,128.75 2,128.75	2,128.75 2,128.75	2,128.75 2,128.75	2,128.75 2,128.75	2,128.75 2,128.75
1,401 to 1,450	13.25	2,169.69 2,169.69	2,169.69 2,169.69	2,169.69 2,169.69	2,169.69 2,169.69	2,169.69 2,169.69
1,451 to 1,500	13.50	2,210.63 2,210.63	2,210.63 2,210.63	2,210.63 2,210.63	2,210.63 2,210.63	2,210.63 2,210.63
1,501 to 1,600	14.05	2,300.69 2,300.69	2,300.69 2,300.69	2,300.69 2,300.69	2,300.69 2,300.69	2,300.69 2,300.69
1,601 to 1,700	14.60	2,390.75 2,390.75	2,390.75 2,390.75	2,390.75 2,390.75	2,390.75 2,390.75	2,390.75 2,390.75
1,701 to 1,800	15.15	2,480.81 2,480.81	2,480.81 2,480.81	2,480.81 2,480.81	2,480.81 2,480.81	2,480.81 2,480.81
1,801 to 1,900	15.70	2,570.88 2,570.88	2,570.88 2,570.88	2,570.88 2,570.88	2,570.88 2,570.88	2,570.88 2,570.88
1,901 to 2,000	16.25	2,660.94 2,660.94	2,660.94 2,660.94	2,660.94 2,660.94	2,660.94 2,660.94	2,660.94 2,660.94
2,001 to 2,100	16.80	2,751.00 2,751.00	2,751.00 2,751.00	2,751.00 2,751.00	2,751.00 2,751.00	2,751.00 2,751.00

2,101 to 2,200	17.35	2,841.06 ~~2,841.06~~	2,841.06 ~~2,841.06~~	2,841.06 ~~2,841.06~~	2,841.06 ~~2,841.06~~	2,841.06~~2,841.06~~
2,201 to 2,300	17.90	2,931.13 ~~2,931.13~~	2,931.13 ~~2,931.13~~	2,931.13 ~~2,931.13~~	2,931.13 ~~2,931.13~~	2,931.13~~2,931.13~~
2,301 to 2,400	18.45	3,021.19 ~~3,021.19~~	3,021.19 ~~3,021.19~~	3,021.19 ~~3,021.19~~	3,021.19 ~~3,021.19~~	3,021.19~~3,021.19~~
2,401 to 2,500	19.00	3,111.25 ~~3,111.25~~	3,111.25 ~~3,111.25~~	3,111.25 ~~3,111.25~~	3,111.25 ~~3,111.25~~	3,111.25~~3,111.25~~
2,501 to 2,600	19.55	3,201.31 ~~3,201.31~~	3,201.31 ~~3,201.31~~	3,201.31 ~~3,201.31~~	3,201.31 ~~3,201.31~~	3,201.31~~3,201.31~~
2,601 to 2,700	20.10	3,291.38 ~~3,291.38~~	3,291.38 ~~3,291.38~~	3,291.38 ~~3,291.38~~	3,291.38 ~~3,291.38~~	3,291.38~~3,291.38~~
2,701 to 2,800	20.65	3,381.44 ~~3,381.44~~	3,381.44 ~~3,381.44~~	3,381.44 ~~3,381.44~~	3,381.44 ~~3,381.44~~	3,381.44~~3,381.44~~
2,801 to 2,900	21.20	3,471.50 ~~3,471.50~~	3,471.50 ~~3,471.50~~	3,471.50 ~~3,471.50~~	3,471.50 ~~3,471.50~~	3,471.50~~3,471.50~~
2,901 to 3,000	21.75	3,561.56 ~~3,561.56~~	3,561.56 ~~3,561.56~~	3,561.56 ~~3,561.56~~	3,561.56 ~~3,561.56~~	3,561.56~~3,561.56~~
3,001 to 4,000	26.00	4,257.50 ~~4,257.50~~	4,257.50 ~~4,257.50~~	4,257.50 ~~4,257.50~~	4,257.50 ~~4,257.50~~	4,257.50~~4,257.50~~
4,001 to 5,000	29.50	4,830.63 ~~4,830.63~~	4,830.63 ~~4,830.63~~	4,830.63 ~~4,830.63~~	4,830.63 ~~4,830.63~~	4,830.63~~4,830.63~~
5,001 to 6,000	33.00	5,403.75 ~~5,403.75~~	5,403.75 ~~5,403.75~~	5,403.75 ~~5,403.75~~	5,403.75 ~~5,403.75~~	5,403.75~~5,403.75~~
6,001 to	36.40	5,960.50	5,960.50	5,960.50	5,960.50	5,960.50~~5,960.50~~

7,000		~~5,960.50~~	~~5,960.50~~	~~5,960.50~~	~~5,960.50~~	
7,001 to 8,000	39.60	6,484.50 ~~6,484.50~~	6,484.50 ~~6,484.50~~	6,484.50 ~~6,484.50~~	6,484.50 ~~6,484.50~~	6,484.50~~6,484.50~~
8,001 to 9,000	42.75	7,000.31 ~~7,000.31~~	7,000.31 ~~7,000.31~~	7,000.31 ~~7,000.31~~	7,000.31 ~~7,000.31~~	7,000.31~~7,000.31~~
9,001 to 10,000	46.00	7,532.50 ~~7,532.50~~	7,532.50 ~~7,532.50~~	7,532.50 ~~7,532.50~~	7,532.50 ~~7,532.50~~	7,532.50~~7,532.50~~
10,001 to 11,000	48.85	7,999.19 ~~7,999.19~~	7,999.19 ~~7,999.19~~	7,999.19 ~~7,999.19~~	7,999.19 ~~7,999.19~~	7,999.19~~7,999.19~~
11,001 to 12,000	51.60	8,449.50 ~~8,449.50~~	8,449.50 ~~8,449.50~~	8,449.50 ~~8,449.50~~	8,449.50 ~~8,449.50~~	8,449.50~~8,449.50~~
12,001 to 13,000	54.60	8,940.75 ~~8,940.75~~	8,940.75 ~~8,940.75~~	8,940.75 ~~8,940.75~~	8,940.75 ~~8,940.75~~	8,940.75~~8,940.75~~
13,001 to 14,000	57.40	9,399.25 ~~9,399.25~~	9,399.25 ~~9,399.25~~	9,399.25 ~~9,399.25~~	9,399.25 ~~9,399.25~~	9,399.25~~9,399.25~~
14,001 to 15,000	60.00	9,825.00 ~~9,825.00~~	9,825.00 ~~9,825.00~~	9,825.00 ~~9,825.00~~	9,825.00 ~~9,825.00~~	9,825.00~~9,825.00~~

NOTES:

(1) Baseline water use for 20 fixture units is 25 TG/Qtr.

(2) Base charge is not included in rates.

The Service Charge rates will change on July 1st of each new fiscal year for accounts with meter readings beginning October 1st of each year. For unmetered accounts, the change shall be effective with the billings beginning October 1st of each year.

Board Agenda Item
February 25, 2014

ADMINISTRATIVE - 5

Installation of "Watch for Children" Signs as Part of the Residential Traffic Administration Program (Braddock, Mount Vernon and Springfield Districts)

ISSUE:
Board endorsement for the installation of "Watch for Children" signs, as part of the Residential Traffic Administration Program (RTAP).

RECOMMENDATION:
The County Executive recommends that the Board endorse the installation of "Watch for Children" signs on the following roads:

- Rust Road (2) (Braddock District)
- 16th Street (2) (Mount Vernon District)
- Greeley Boulevard (2) (Springfield District)
- Meadowfield Drive (2) (Springfield District)
- Woodfair Road (2) (Springfield District)
- Glenbard Court (Springfield District)

TIMING:
Board action is requested on February 25, 2014.

BACKGROUND:
The RTAP allows for installation of "Watch for Children" signs at the primary entrance to residential neighborhoods, or at a location with an extremely high concentration of children relative to the area, such as playgrounds, day care centers, or community centers. FCDOT reviews each request to ensure the proposed sign will be effectively located and will not be in conflict with any other traffic control devices. On February 6, 2013 (Rust Road); February 19, 2013 (16th Street); December 6, 2012 (Greeley Road); February 8, 2013 (Meadowfield Drive); October 13, 2013 (Woodfair Road); and October 17, 2013 (Glenbard Court), FCDOT received written verification from the appropriate local supervisors confirming community support for the referenced "Watch for Children" signs. The County's recent agreement with the Virginia Department of Transportation regarding "Watch for children" signs allows these six requests to proceed.

FISCAL IMPACT:
The cost for signs at the 11 locations is approximately $1,650. Funding in the amount of $1,650 is available in Fund100-C10001, General Fund, under Job Number 40TTCP.

ENCLOSED DOCUMENTS:
None.

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

Board Agenda Item
February 25, 2014

ADMINISTRATIVE – 6

Authorization for the Fairfax County Health Department to Apply for and Accept Grant Funding from the U.S. Department of Health and Human Services, Office of the Assistant Secretary of Health, Mobilization for Health: National Prevention Partnership Awards Program

ISSUE:
Board of Supervisors authorization is requested for the Health Department to apply for and accept funding, if received, from the U.S. Department of Health and Human Services, Office of the Assistant Secretary of Health, Mobilization for Health: National Prevention Partnership Awards Program in the amount of $499,244. This funding will support implementation of a chronic disease data reporting system and expansion of the County's congregational health infrastructure to support population-based health practices and reduce health disparities in high-risk communities. Additionally, funding will support 3/3.0 FTE new grant positions. The Health Department is making provisions to sustain the program beyond the grant funding period. Through attrition and managed vacancies, the agency is working to realign its infrastructure to support a population based-health practice and health services. The agency will restructure programs by holding staff positions vacant prior to the end of the funding cycle.

The grant period for this award is July 1, 2014 to June 30, 2015, with the option to renew for two consecutive years. 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 authorizes the Health Department to apply for and accept funding, if received, from the U.S. Department of Health and Human Services, Office of the Assistant Secretary of Health, Mobilization for Health: National Prevention Partnership Awards Program. Funding in the amount of $499,244 will support implementation of a chronic disease data reporting system and expansion of the County's congregational health infrastructure to support population-based health practices and reduce health disparities in high-risk communities.

Board Agenda Item
February 25, 2014

TIMING:
Board action is requested on February 25, 2014.

BACKGROUND:
Although the Fairfax community ranks as one of the healthiest in the Commonwealth of Virginia and the nation, many of our children and adults face preventable health risks such as inadequate physical activity, poor nutrition, obesity, and tobacco use. Many of our neighbors have limited access to health care and to other community resources that support healthy choices and healthy living.

The County's population is both increasing and diversifying, and these high levels of linguistic and cultural diversity are challenging the abilities of the County's health planners and service providers to meet the specialized health needs within each community. The sheer size and diversity of the Fairfax population, as well as the shift in the drivers of morbidity and mortality from infectious diseases to chronic diseases, makes providing health services within a clinic's four walls impractical, and for a number of populations, ineffective.

Recognizing these constraints, the Health Department has worked collaboratively over the last four years to strengthen the local public health system and to improve community health vis-à-vis the Partnership for a Healthier Fairfax. Individuals representing health care, business, nonprofit organizations, faith communities, schools, and government agencies have joined together to assess the health needs of our community, to identify priorities, and to develop plans for mobilizing resources and taking action – all of which culminated in a five year Community Health Improvement Plan (CHIP). In tandem with the Partnership's efforts, the Health Department is also developing a five year strategic plan to identify agency priorities that speak to the changing landscape of public health, with a focus on eliminating health disparities and improving population health.

Based on the CHIP and the Health Department's strategic planning process, the agency has identified gaps in core public health services, most notably the lack of a comprehensive system to collect, monitor, analyze, and report data to the community about its health status. In the Fairfax community, data sources are abundant, but fragmented across multiple systems and sectors with distinct owners, many of which are proprietary. Given the County's limited resources, data on health-related behaviors, diseases, injuries, and causes of death will help managers and decision makers identify the most pressing health problems and target their approaches more effectively.

In the multi-year proposal to the U.S. Department of Health and Human Services, Office of the Assistant Secretary of Health, the Health Department is proposing to design a Chronic Disease Management Program, which will include a data unit to increase the Health Department's data collection, evaluation, interpretation, and application capabilities and expand community health outreach among faith-based communities. Key grant activities will include: (1) hiring 1/1.0 FTE Epidemiologist III to develop, implement, and maintain the agency's data infrastructure and measure changes in the community's health; (2) expanding the sampling frame of the Centers for Disease Control and Prevention's (CDC) Behavioral Risk Factor Surveillance System (BRFSS); (3) conducting a follow up study based upon Inova Health System's Child & Adolescent Obesity Survey of 2007; (4) hiring 1/1.0 FTE Neighborhood and Community Regional Developer I to develop a chronic disease curriculum to engage faith communities and build public health capacity within congregational health ministries; (5) hiring 1/1.0 FTE Management Analyst III to create targeted public health messaging and materials to educate health ministries and affect behavioral change; (6) integrating community-level health indicators into a web-based reporting platform accessible to the community; and (7) implementing Eat & Run and/or the Million Hearts Campaign. The Health Department has secured Letters of Commitment from the Partnership for a Healthier Fairfax and Faith Communities in Action to implement the data infrastructure for longitudinal public health data analysis and application and to expand capacity to build congregational health ministries in underserved communities.

FISCAL IMPACT:
Grant funding in the amount of $499,244 is being requested from the Department of Health and Human Services, Office of the Assistant Secretary of Health, Mobilization for Health: National Prevention Partnership Awards Program. These funds will support implementation of a chronic disease data reporting system and expansion of the County's congregational health infrastructure to support population-based health practices and reduce health disparities in high-risk communities. 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. This grant does allow the recovery of indirect costs, but because of the highly competitive nature of the National Prevention Partnership Awards Program, the Health Department has elected to omit inclusion of indirect costs in its proposal to enhance our competitive position.

CREATION OF POSITIONS:
A total of 3/3.0 FTE new grant positions (1/1.0 FTE Epidemiologist III, 1/1.0 FTE Neighborhood and Community Regional Developer I, and 1/1.0 FTE Management Analyst III) will be created and funded for a period of at least 12 months, but no longer

than three years. The County is under no obligation to continue funding these positions once this time period expires.

ENCLOSED DOCUMENTS:
Attachment 1 – National Prevention Partnership Awards Program Summary of Grant Proposal

STAFF:
Gloria Addo-Ayensu, MD, MPH, Director of Health, Health Department
Rosalyn Foroobar, Deputy Director for Health Services, Health Department
Marie Custode, Strategic Planner, Health Department
Sharon Arndt, Director, Community Transformation Grant, Department of Neighborhood and Community Services (DNCS)
Sandra Chisholm, Program Manager, Community Interfaith Coordination, DNCS

NATIONAL PREVENTION PARTNERSHIP AWARDS PROGRAM
SUMMARY OF GRANT PROPOSAL

Please note, the actual grant application is completed online; therefore, this summary has been provided detailing the specifics of the application.

Grant Title: Mobilization for Health: National Prevention Partnership Awards (NPPA) Program

Funding Agency: Department of Health and Human Services (HHS) Office of the Assistant Secretary of Health (OASH)

Applicant: Fairfax County Health Department

Partner: Partnership for a Healthier Fairfax and Faith Communities in Action

Purpose of Grant: This grant will fund a Chronic Disease Management Program, including a data unit to increase the Health Department's data collection, evaluation, interpretation, and application capabilities and the expansion of community health outreach among faith-based communities.

Funding Amount: $499,244 Total

Proposed Use of Funds: $499,244 Key activities include:
$352,411 in salaries and benefits
$6,833 in supplies
$5,000 in mileage reimbursement for local/regional travel
$135,000 in the development of chronic disease prevention and promotion programs

Target Population: Children and adults disproportionately impacted by chronic disease.

Performance Measures: The success of this project will be based on three outcomes:

1) Increase health department and community capacity to collect, monitor, analyze, and report key indicators of the health status of the community;
2) Increase the number of health ministries that implement health promotion activities among its racially and ethnically diverse populations.
3) Improve the ability of child care providers and Head Start programs to implement good nutrition practices and promote physical activity through expansion of the Eat & Run Campaign;

Grant Period: July 1, 2014 – June 30, 2015, with possible renewal for two consecutive years (July 1, 2015 – June 30, 2016 and July 1, 2016 – June 30, 2017)

Sustainability: As the Health Department transitions from a clinic-based model of care to population-based health services, the agency is taking measures to ensure adequate staffing and resources, through employee attrition and managed vacancies, for continuing the Chronic Disease Management Program after the grant period expires.

THIS PAGE INTENTIONALLY LEFT BLANK

Board Agenda Item
February 25, 2014

ACTION - 1

Approval of the Calendar Year 2014 Forest Pest Management Suppression Program

ISSUE:
Board approval of the Calendar Year 2014 Forest Pest Management Suppression Program.

RECOMMENDATION:
The County Executive recommends that the Board direct staff to take the following actions concerning Fairfax County's Calendar Year 2014 Forest Pest Management Suppression Program:

Gypsy Moth Suppression

a. Conduct a ground treatment program that treats tree damaging gypsy moth infestations identified after the annual program is adopted. Infestations eligible for treatment must meet the regular program criterion of a minimum of 250 egg masses per acre. This ground treatment program will use *Bacillus thuriengiensis* (Bt) according to biological criteria. This program will be limited to a total maximum of 25 acres.

Fall Cankerworm Suppression

a. Conduct a voluntary aerial (helicopter) treatment program of approximately 2,200 acres in the Mason, Mount Vernon and Lee Districts using the insecticide Bt according to established biological criteria (Attachment I). These areas have been identified by staff to be ones with the potential to experience extreme nuisance problems to homeowners, defoliation and possible tree mortality.

b. Conduct a ground treatment program for fall cankerworm of approximately 150 acres for properties that are located within the 200' buffer zones of non-participants located within aerial treatment blocks. Conduct a ground treatment program of approximately 50 acres on properties identified by staff as having the potential to experience extreme nuisance problem to homeowners, defoliation and possible tree mortality, but do not meet program requirements for aerial treatment. This ground treatment program will use Bt according to biological criteria.

c. Conduct a ground treatment program that controls tree-damaging fall cankerworm infestations identified after the annual program is adopted. This ground treatment program will use Bt according to biological criteria. This program will be limited to a total maximum of 25 acres.

Emerald Ash Borer (EAB)

a. Continue a monitoring program for life stages of the emerald ash borer in areas of the County that have been identified as high risk by the Virginia Department of Agriculture and Consumer Services (VDACS). Authorize staff to execute a Cooperative Agreement with VDACS in order to obtain Federal funding should it become available. In addition, program staff will continue to inventory the County for ash resources as well as investigate new control methods for EAB, including the use of biological control.

b. Begin inventorying EAB related ash mortality within Fairfax County

c. Continue to implement an extensive outreach program targeting the tree care industry and citizens of the county.

Thousand Canker Disease of Walnut

a. Continue to explore the potential impact of this disease that is threatening black walnut (*Juglans nigra*). Continue to provide outreach opportunities for citizens on methods for protecting black walnut trees on their property.

Sudden Oak Death Disease

a. Continue to conduct a monitoring program in order to determine if Sudden Oak Death Disease is present in Fairfax County.

b. Develop a management plan in the event Sudden Oak Death is discovered within Fairfax County.

Hemlock Woolly Adelgid (HWA)

a. Initiate a control program for this pest in naturally occurring stands of eastern hemlock on public lands. Staff has selected two sites in the Dranesville and Springfield districts and plan to provide control on approximately 25 trees at each site (Attachment II).

b. Establish partnerships with other local and regional authorities to provide treatment for HWA.

Asian Longhorned Beetle

a. Continue to improve a long term management plan for the Asian Longhorned Beetle (ALB) (*Anoplophora glabripennis*).

b. Continue to conduct an outreach program in order to educate the public and private industry on the potential impacts of this pest.

c. Continue to cooperate with VDACS in the survey of ALB in areas that have been identified as being at high risk for ALB introduction.

TIMING:
Board action is requested on February 25, 2014, in order to provide sufficient time to provide written notice to citizens of the forthcoming treatments.

BACKGROUND:
The Code of the County of Fairfax, Virginia requires the submission of the annual Integrated Pest Management Program proposal for Board of Supervisors' approval.

Gypsy Moth
Based on egg mass surveys conducted during the fall of 2013, staff has determined that gypsy moth populations have remained low. The Forest Pest Program found no infestations of gypsy moth that warrant treatment in calendar year 2014.

Gypsy moth populations, like all insect populations, are cyclical in nature. Periods of high pest levels are followed by periods of low pest levels. There are many factors which influence the timing and duration of pest outbreaks and declines. Staff believes that the current low gypsy moth pest levels are the result of effective treatment programs in the past and abundant rainfall during the spring of recent years. Gypsy moth caterpillars are very susceptible to a moisture dependent fungal disease called *Entomaphaga maimaiga*. This disease is naturally occurring in the environment and can potentially have a dramatic effect on gypsy moth populations if there is sufficient rainfall during the spring when caterpillars are small. It should be noted that all areas that have gypsy moth in the United States have experienced similar population decreases. Fairfax County experienced similar population crashes due to *Entomaphaga maimaiga* in the mid 1990's and in 2004. Each of these declines were followed by outbreaks in following years. Should undetected populations appear in the

spring, staff will have the ability to provide limited ground treatment for these infestations.

Attachment III portrays the cumulative gypsy moth defoliation in Virginia from 1984 to 2009. This map shows that Fairfax County's gypsy moth suppression program continues to meet its program goals by keeping gypsy moth populations below defoliation levels. Without a diligent program Fairfax County would have experienced drastic tree mortality and caterpillar nuisance issues.

Fall Cankerworm

Fall cankerworm populations were monitored this winter in those areas of the County that have experienced outbreaks in the past as well as those areas identified by staff as having significant cankerworm activity last spring. The method used for this monitoring for fall cankerworm is a United States Forest Service recommended technique that involves trapping female moths as they emerge in the winter. Results of monitoring indicate that fall cankerworm populations have remained high in the Mount Vernon and Lee magisterial districts and are building in the Mason District. Staff has identified approximately 2,200 acres in 16 treatment areas that are being proposed for aerial treatment (Attachment I);this is similar to last year's program.

Staff will ensure the safety of the program by following established protocols developed by the United States Forest Service (USFS). In previous years, staff has followed strict notification procedures to ensure that citizens are not caught off guard by treatment aircraft. As in past years, staff will send two first class mailings to homeowners and renters that are in the treatment areas as well as to those within a 200 foot buffer area around the treatment areas. Notification letters will provide citizens with instructions on how to acquire more information and how to opt out of this treatment if desired. A complete list of notification procedures are in Attachment IV.

Aerial and ground treatment will be accomplished using contractors that have experience in residential areas similar to Fairfax County. This treatment program will use the insecticide Bt according to biological criteria and is voluntary for the residents.

Emerald Ash Borer

EAB was first identified in Fairfax County in 2003. Due to the extremely destructive nature of this pest, VDACS and the United States Department of Agriculture, Animal Plant Health Inspection Service (APHIS) ordered all ash trees within a one-half mile radius of the introduction site be removed and destroyed. Staff of the Forest Pest Program carried out this project during the spring of 2004 and immediately set in place a monitoring program for EAB.

In July of 2008, three new infestations of EAB were discovered in Fairfax County. These new infestations are in the Town of Herndon, Bailey's Crossroads and in the

Newington area. Based on the wide scale of severity of these infestations it was determined that eradication was not feasible; This decision was made by the USDA's National EAB Science Advisory Council. On July 11, 2008, a federal order quarantined Fairfax County for emerald ash borer. All interstate movement of infested ash wood and wood products from Fairfax County is now regulated, including firewood of all hardwood species, nursery stock, green lumber, waste, compost and chips from ash trees. On July 14, 2008, VDACS put in place a similar quarantine for Fairfax County. On July 21, 2008, VDACS expanded the quarantine area to include the counties of Arlington, Fauquier, Loudoun and Prince William and the cities of Alexandria, Fairfax City, Falls Church, Manassas and Manassas Park. In 2012, the quarantine was expanded to include the entire state of Virginia.

VDACS is responsible for enforcement of the state quarantine within the Commonwealth. Violations of the state quarantine constitute a Class 1 misdemeanor. Violations of the federal quarantine governing interstate movement of regulated articles will be enforced by USDA-APHIS and are subject to federal penalties.

Staff will continue to expand and improve our outreach effort in relation to emerald ash borer. Staff is amending an ash tree management plan that will be used in order to determine the feasibility of protecting specimen ash trees situated on County owned properties.

This insect has the potential to eliminate all ash trees in Fairfax County and will have huge economic impacts to homeowners, parks and private business. Researchers are developing new control options for emerald ash borer and staff will continue to be diligent in monitoring these advances in order to pass them on to the public when appropriate.

In recent years, Fairfax County has been eligible for substantial reimbursement of costs associated with EAB mapping and outreach through cost share arrangements with APHIS and VDACS. Staff will seek reimbursement for these activities should it be available in 2014.

Hemlock Woolly Adelgid

Staff is exploring various control options for HWA and are including them in a management plan that is being drafted. HWA is an insect that attacks and kills eastern hemlock (*Tsuga canadensis*) trees (Attachment V). Native eastern hemlock is relatively rare in Fairfax County. The rarity of this species and the natural beauty that they impart make them worthy of protection. Staff will continue to inventory the County in order to identify the natural stands of eastern hemlock. For this year's program, staff has identified two native stands in Dranesville and Springfield districts for control.

There are a number of methods for providing chemical control to combat HWA. Most of the naturally occurring hemlocks in Fairfax County occur on thin, stony soils. Typical hemlock site conditions make some of the application techniques unsuitable for use in the targeted trees. Trunk injection of the pesticide imidacloprid is an effective method providing control to the target trees. Staff has the ability to conduct this control activity therefore treatment will be cost effective, as well as biologically effective.

In addition to chemical control, staff has released parasites of HWA in hopes of providing limited control. This effort was conducted in cooperation with local Universities.

Thousand Cankers Disease of Black Walnut
Black walnut (*Juglans nigra*) is a native tree to Fairfax County. Foresters have observed a disease called thousand cankers disease (TCD) that affects black walnut trees in the western United States in recent years, and have identified a beetle that spreads the disease. In the summer of 2010, black walnut trees were observed to be declining near Knoxville, Tennessee. Foresters confirmed that the beetle and disease had been artificially introduced to the eastern United States (Attachment VI).

TCD was found in the vicinity of Richmond, VA in the summer of 2011 and, as a result, VDACS established a quarantine to curtail the movement of walnut material in hopes of slowing the spread of this disease. As a result of monitoring by staff in 2012 it was determined that this disease is present in Fairfax County. Staff recommends that resources, in the form of an outreach program, continue to be developed and implemented in order to monitor for this disease. Key targets of the outreach effort will include homeowners and private tree care companies.

Sudden Oak Death
In 1995, a disease was found to be killing oak trees in California. Scientists determined that the disease was caused by a fungus called *Phytophthora ramorum* or sudden oak death (SOD). This disease has caused wide scale tree mortality in the western United States (Attachment VII). Fortunately, SOD has only been found in a number of isolated locations in the eastern United States and officials feel that these infestations have been contained.

Like other invasive insects and diseases, diligent monitoring is critical in slowing the spread of SOD. Recent testing methods have been developed that are simple and cost effective and staff will continue to monitor for this disease following VDACS recommended monitoring techniques. Staff will continue to implement an outreach component that will educate private and public groups on this disease and its control. Staff is drafting a management plan for SOD that can be implemented should SOD become established in Fairfax County.

Asian Longhorned Beetle (ALB)
Asian longhorned beetle (*Anoplophora glabripennis*) is currently one of the biggest threats facing the forest ecosystems of Fairfax County. This beetle is an invasive insect that is thought to have been brought to the United States via wood packing material used in shipping (Attachment VIII). Since the mid 1990's, ALB infestations in Chicago, Illinois, New York City, New Jersey and near Boston, Massachusetts have been discovered. Asian longhorned beetle (ALB) will infest many hardwood species. According to recent analysis conducted by Fairfax County Urban Forest Management, approximately 4.2 million trees in Fairfax County are susceptible to this pest. Asian longhorned beetle larvae will infest and kill trees by boring into the heartwood of the tree and disrupting its nutrient flow causing eventual tree death.

Wood boring beetles such as EAB and ALB are difficult to detect. Most ALB infestations in the United States have been established for a number of years before being detected. This fact makes eradication particularly difficult since they have had time to spread well beyond the initial site of introduction. Asian longhorned beetle has the potential to have drastic economic and social impacts should it be introduced in Fairfax County. It is critical that private and public tree care experts remain vigilant in monitoring for this pest. According to the United States Forest Service, most of the infestations found in the United States have been identified by tree care professionals and informed homeowners.

It should be noted that there are many invasive forest insect pests and diseases that are potential threats to the forests of Fairfax County. Staff will continue to keep informed of developing invasive forest pest issues. Past experience with new insects and diseases has proven that diligent monitoring, detection and prevention are much more cost effective and accepted by the public than control.

FISCAL IMPACT:
Currently, the Forest Pest Program is funded through the Special Service District for the Control of Infestations that May Carry a Disease that is Dangerous to Humans, Gypsy Moth, Fall Cankerworm, and Certain Identified Pests. The total cost to conduct the possible ground treatment for gypsy moth and fall cankerworm is $26,000 (200 acres at $130 per acre). The total cost to conduct the possible aerial treatment for fall cankerworm is $66,000 (2,200 acres at $30 per acre). The total amount budgeted for FY 2014 for aerial and ground treatments is sufficient for this suppression program.

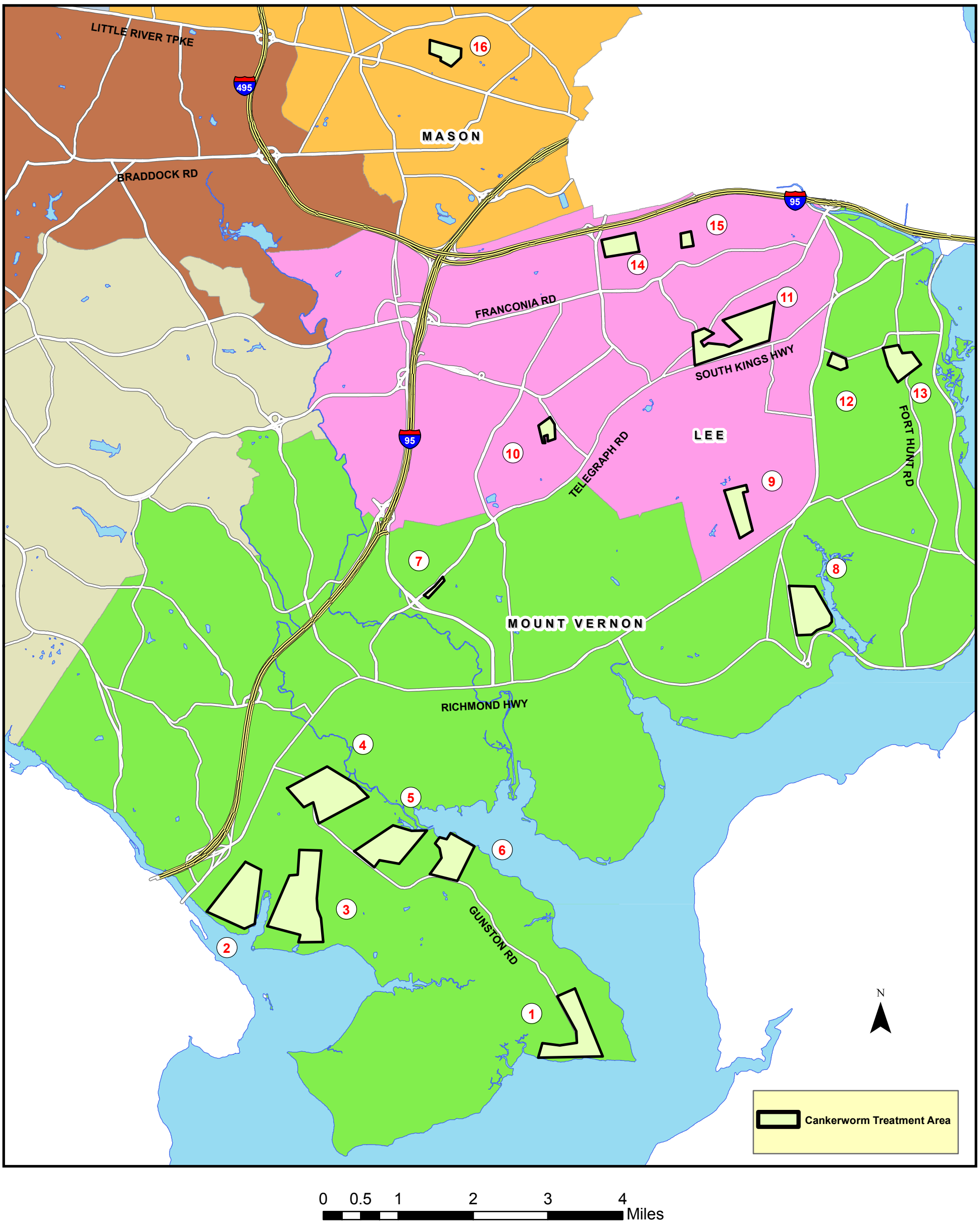
It is important to note that Fairfax County may be eligible to receive an undetermined portion of the personnel cost associated with emerald ash borer monitoring from the Federal Government should funding become available.

Board Agenda Item
February 25, 2014

ENCLOSED DOCUMENTS:
Attachment I: 2014 Proposed Cankerworm Suppression Program
Attachment II: 2014 Proposed Hemlock Woolly Adelgid Suppression Program
Attachment III: Gypsy Moth Cumulative Defoliation in Virginia (1984-2009)
Attachment IV: Fairfax County, Forest Pest Program Notification Procedures, 2014
Attachment V: United States Forest Service Pest Alert, Hemlock Woolly Adelgid
Attachment VI: United States Forest Service Pest Alert, Thousand Cankers Disease
Attachment VII: United States Forest Service Pest Alert, Sudden Oak Death
Attachment VIII: United States Forest Service Pest Alert, Asian longhorned beetle

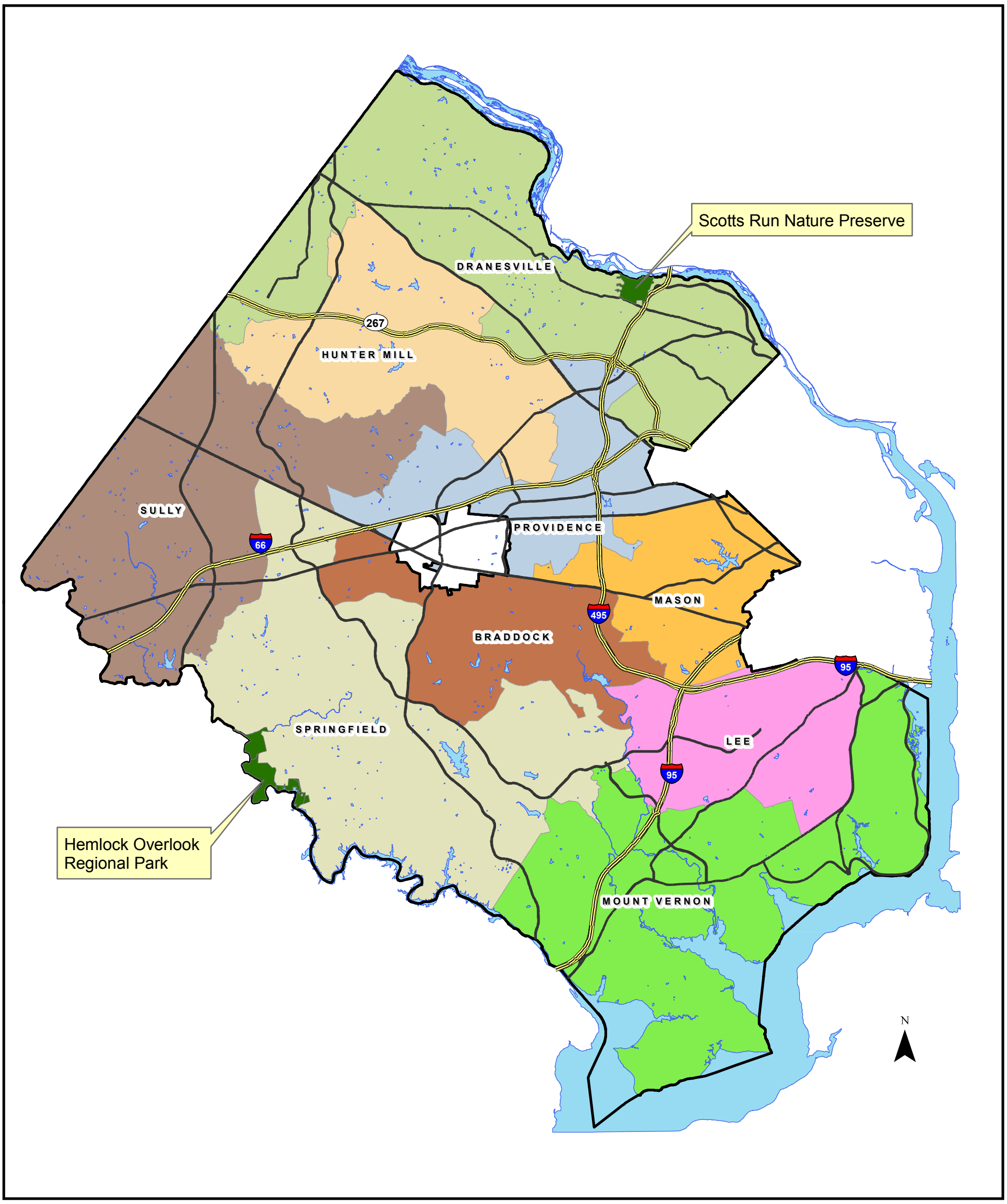
STAFF:
Robert A. Stalzer, Deputy County Executive
James A. Patteson, Director, Department of Public Works and Environmental Services (DPWES)
Randy Bartlett, Deputy Director, Stormwater and Wastewater Programs, DPWES

2014 PROPOSED CANKERWORM SUPPRESSION PROGRAM



Source: Fairfax County Urban Forest Management

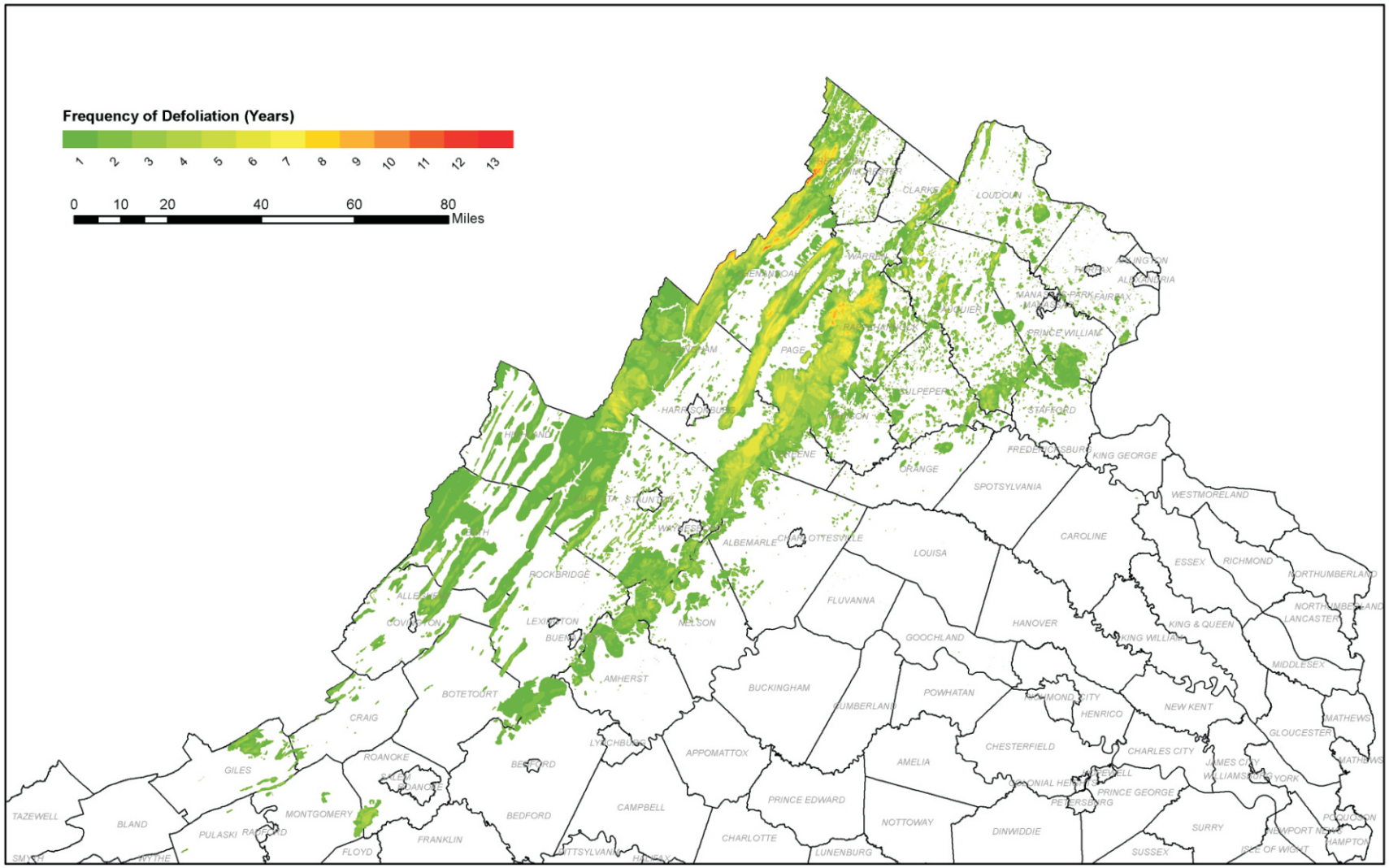
2014 HEMLOCK WOOLY ADELGID SUPPRESSION PROGRAM



Source: Fairfax County Urban Forest Management

Attachment III

Gypsy Moth Cummulative Defoliation (1984-2009)



Acres affected within Virginia
Total - 2,426,956

Mapped by Todd Edgerton 2/17/2010

Attachment IV

Fairfax County, Forest Pest Program Notification Procedures

In previous years' programs, staff has followed strict notification procedures set forth by the United States Forest Service, the Virginia Department of Agriculture and Consumer Services and the Fairfax County Board of Supervisors to ensure that citizens are aware of our treatment plans. Confusion during previous treatment programs has encouraged staff to explore methods of improving our notification procedures. A detailed list of the current notification procedures is listed below:

- **Two first class mailings to all residents and property owners within treatment areas (spray letter)** – The first letter, mailed in late February following Board approval, informs homeowners of our plans and invites them to a number of public meetings. This letter explains the program non-participant policy. A second letter, mailed in late March, provides more detailed information about the actual spraying. Included in the second letter is a map that shows citizens what spray block they are in and a phone number that can be called to obtain tentative spray dates.

- **Two first class mailings to all residents and property owners within 200' of treatment areas (buffer letter)** – These letters are identical to the the "spray letters" but inform homeowners that they are near a treatment area and may receive spray drift.

- **One postcard mailed to residents located within 3000' of the treatment and buffer areas.** – This postcard is sent to homeowners and renters that will not be sprayed and are not close enough to the treatment areas to receive spray drift but are very likely to see and hear the helicopter working in the area. This postcard will be mailed in late March shortly before treatment operations begin.

- **Public notification meetings** – Public notification meetings are held in February and March and are held in schools or libraries near the neighborhoods that are to be sprayed. The purpose of these meetings is to provide information regarding the County's Fall Cankerworm Suppression Program, the spray materials used, the non-participant policy and to answer questions about the actual spraying.

- **Press releases** – Press releases are issued at various times of the year and address upcoming events in the spraying schedule.

- **Spray maps** – Detailed treatment maps are distributed to all Fairfax County Libraries and Governmental Centers. These maps have enough detail so that homeowners can identify which spray area they are in.

- **Website** – Detailed spray information is listed on the program's web site.

- **Schools** – Staff will contact school personnel located within and near the treatment areas prior to the beginning of treatment each day.

- **Special notification to horse owners** - Staff will make every effort to ensure that citizens who own horses are aware of our treatment program. Plans include placing posters with Program information at all local feed and supply stores. In addition, staff plans to issue a special notification mailing to known horse owners about the program.

- **Public Affairs** – Staff plans to work closely with Fairfax County Office of Public Affairs to explore further options for citizen notification. Ideas that have already been provided by Public Affairs include placement of informational advertisements in the Washington Post and increasing the number of press releases concerning the suppression program.

Pest Alert

United States
Department of
Agriculture

Forest Service

Northeastern Area
State and Private Forestry

NA–PR–09–05

August 2005

Hemlock Woolly Adelgid

Native to Asia, the hemlock woolly adelgid (*Adelges tsugae*) is a small, aphidlike insect that threatens the health and sustainability of eastern hemlock (*Tsuga canadensis*) and Carolina hemlock (*Tsuga caroliniana*) in the Eastern United States. Hemlock woolly adelgid was first reported in the Eastern United States in 1951 near Richmond, Virginia. By 2005, it was established in portions of 16 States from Maine to Georgia, where infestations covered about half of the range of hemlock. Areas of extensive tree mortality and decline are found throughout the infested region, but the impact has been most severe in some areas of Virginia, New Jersey, Pennsylvania, and Connecticut.

Hemlock decline and mortality typically occur within 4 to 10 years of infestation in the insect's northern range, but can occur in as little as 3 to 6 years in its southern range. Other hemlock stressors, including drought, poor site conditions, and insect and disease pests such as elongate hemlock scale (*Fiorinia externa*), hemlock looper (*Lambdina fiscellaria fiscellaria*), spruce spider mite (*Oligonychus ununguis*), hemlock borer (*Melanophila fulvogutta*), root rot disease (*Armillaria mellea*), and needlerust (*Melampsora parlowii*), accelerate the rate and extent of hemlock mortality.

Hosts

The hemlock woolly adelgid develops and reproduces on all species of hemlock, but only eastern and Carolina hemlock are vulnerable when attacked. The range of eastern hemlock stretches from Nova Scotia to northern Alabama and west to northeastern Minnesota and eastern Kentucky. Carolina hemlock occurs on dry mountain slopes in the southern Appalachians of western Virginia, North and South Carolina, Georgia, and Tennessee. Eastern hemlock is also commonly planted as a tree, shrub, or hedge in ornamental landscapes. At least 274 cultivars of eastern hemlock are known to exist.

Description

The hemlock woolly adelgid is tiny, less than 1/16-inch (1.5-mm) long, and varies from dark reddish-brown to purplish-black in color. As it matures, it produces a covering of wool-like wax filaments to protect itself and its eggs from natural enemies and prevent them from drying out. This "wool" (ovisac) is most conspicuous when the adelgid is mature and laying eggs. Ovisacs can be readily observed from late fall to early summer on the underside of the outermost branch tips of hemlock trees (figure 1).

FIGURE 1.—Hemlock woolly adelgid ovisacs.

Life History

The hemlock woolly adelgid is parthenogenetic (all individuals are female with asexual reproduction) and has six stages of development: the egg, four nymphal instars, and the adult. The adelgid completes two generations a year on hemlock. The winter generation, the sistens, develops from early summer to midspring of the following year (June–March). The spring generation, the progrediens, develops from spring to early summer (March–June). The generations overlap in mid to late spring.

The hemlock woolly adelgid is unusual in that it enters a period of dormancy during the hot summer months. The nymphs during this time period have a tiny halo of woolly wax surrounding their bodies (figure 2). The adelgids begin to feed once cooler temperatures prevail, usually in October, and continue throughout the winter months.

The ovisacs of the winter generation contain up to 300 eggs, while the spring generation ovisacs contain between 20 and 75 eggs. When hatched, the first instar nymphs, called crawlers, search for suitable feeding sites on the twigs at the base of hemlock needles. Once settled, the nymphs begin feeding on the young twig tissue and remain at that location throughout the remainder of their development. Unlike closely related insects that feed on nutrients in sap, the hemlock woolly adelgid feeds on stored starches. These starch reserves are critical to the tree's growth and long-term survival.

FIGURE 2.—Hemlock woolly adelgid nymphs in dormancy.

FIGURE 3.—Chemical treatment using the soil injection method.

FIGURE 4.—Predators introduced for control in the Eastern United States, left to right (origin): *Sasajiscymnus tsugae* (Japan), *Scymnus sinuanodulus* (China), and *Laricobius nigrinus* (Western North America).

Dispersal and movement of hemlock woolly adelgid occur primarily during the first instar crawler stage as a result of wind and by birds, deer, and other forest-dwelling mammals that come in contact with the sticky ovisacs and crawlers. Isolated infestations and long-distance movement of hemlock woolly adelgid, though, most often occur as the result of people transporting infested nursery stock.

Control

Cultural, regulatory, chemical, and biological controls can reduce the hemlock woolly adelgid's rate of spread and protect individual trees. Actions such as moving bird feeders away from hemlocks and removing isolated infested trees from a woodlot can help prevent further infestations. State quarantines help prevent the movement of infested materials into noninfested areas.

Chemical control options, such as foliar sprays using horticultural oils and insecticidal soaps, are effective when trees can be saturated to ensure that the insecticide comes in contact with the adelgid. Several systemic insecticides have also proven effective on large trees when applied to the soil around the base of the tree or injected directly into the stem (figure 3). Chemical control is limited to individual tree treatments in readily accessible, nonenvironmentally sensitive areas; it is not feasible in forests, particularly when large numbers of trees are infested. Chemical treatments offer a short-term solution, and applications may need to be repeated in subsequent years.

The best option for managing hemlock woolly adelgid in forests is biological control. Although there are natural enemies native to Eastern North America that feed on hemlock woolly adelgid, they are not effective at reducing populations enough to prevent tree mortality. Therefore, biological control opportunities using natural enemies (predators and pathogens) from the adelgid's native environment are currently being investigated. Several predators known to feed exclusively on adelgids have been imported from China, Japan, and Western North America and are slowly becoming established throughout the infested region (figure 4). It will likely take a complex of natural enemies to maintain hemlock woolly adelgid populations below damaging levels. Efforts to locate, evaluate, and establish other natural enemies continue.

Pesticide Precautionary Statement

Pesticides used improperly can be injurious to humans, animals, and plants. Follow the directions and heed all precautions on the labels.

Note: Some States have restrictions on the use of certain pesticides. Check your State and local regulations. Also, because registrations of pesticides are under constant review by the Federal Environmental Protection Agency, consult your county agricultural agent or State extension specialist to be sure the intended use is still registered.

For additional information or copies of this publication, visit http://www.na.fs.fed.us/fhp/hwa.

USDA Forest Service
Northeastern Area
State and Private Forestry
11 Campus Blvd., Suite 200
Newtown Square, PA 19073
www.na.fs.fed.us

USDA is an equal opportunity provider and employer.

Pest Alert

United States
Department of Agriculture
Forest Service
Northeastern Area
State and Private Forestry
NA–PR–02–10
Revised August 2010

Thousand Cankers Disease

Dieback and mortality of eastern black walnut (*Juglans nigra*) in several Western States have become more common and severe during the last decade. A tiny bark beetle is creating numerous galleries beneath the bark of affected branches, resulting in fungal infection and canker formation. The large numbers of cankers associated with dead branches suggest the disease's name—*thousand cankers disease*.

The principal agents involved in this disease are a newly identified fungus (*Geosmithia* sp. with a proposed name of *Geosmithia morbida*) and the walnut twig beetle (*Pityophthorus juglandis*). Both the fungus and the beetle only occur on walnut species. An infested tree usually dies within 3 years of initial symptoms.

Thousand cankers disease has been found in many Western States (figure 1). The first confirmation of the beetle and fungus within the native range of black walnut was in Tennessee (July 2010). The potential damage of this disease to eastern forests could be great because of the widespread distribution of eastern black walnut, the susceptibility of this tree species to the disease, and the capacity of the fungus and beetle to invade new areas and survive under a wide range of climatic conditions in the west.

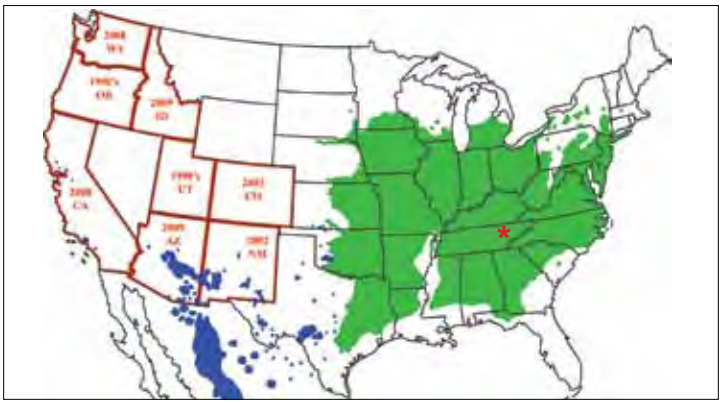


Figure 1. Thousand cankers disease occurs in eight western states (outlined in red) and in the east was first confirmed in Knoxville, TN in July 2010 (see *). In the west the year when symptoms were first noted is given. Native distributions of four species of western walnuts (blue) and eastern black walnut (green) are also shown. Eastern black walnut is widely planted in the West, but not depicted on this map.

Figure 2. Wilting black walnut in the last stages of thousand cankers disease.

Disease Symptoms

The three major symptoms of this disease are branch mortality, numerous small cankers on branches and the bole, and evidence of tiny bark beetles. The earliest symptom is yellowing foliage that progresses rapidly to brown wilted foliage, then finally branch mortality (figure 2). The fungus causes distinctive circular to oblong cankers in the phloem under the bark, which eventually kill the cambium (figure 3). The bark surface may have no symptoms, or a dark amber stain or cracking of the bark may occur directly above a canker. Numerous tiny bark beetle entrance and exit holes are visible on dead and dying branches (figure 4), and bark beetle galleries are often found within the cankers. In the final stages of disease, even the main stem has beetle attacks and cankers.

Figure 3. Small branch cankers caused by *Geosmithia morbida*.

Geosmithia sp.

Members of the genus *Geosmithia* have not been considered to be important plant pathogens, but

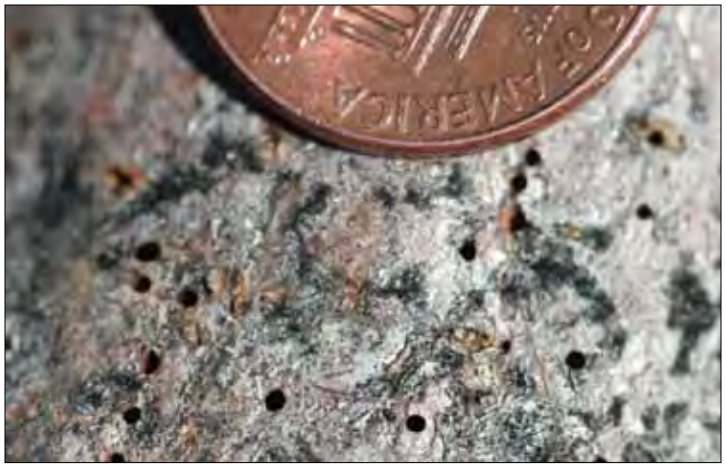


Figure 4. Exit holes made by adult walnut twig beetles.

Geosmithia morbida appears to be more virulent than related species. Aside from causing cankers, the fungus is inconspicuous. Culturing on agar media is required to confirm its identity. Adult bark beetles carry fungal spores that are then introduced into the phloem when they construct galleries. Small cankers develop around the galleries; these cankers may enlarge and coalesce to completely girdle the branch. Trees die as a result of these canker infections at each of the thousands of beetle attack sites.

Walnut Twig Beetle

The walnut twig beetle is native to Arizona, California, and New Mexico. It has invaded Colorado, Idaho, Oregon, Utah, and Washington where walnuts have been widely planted. The beetle has not caused significant branch mortality by itself. Through its association with this newly identified fungus, it appears to have greatly increased in abundance. Adult beetles are very small (1.5 to 2.0 mm long or about 1/16 in) and are reddish brown in color (figure 5). This species is a typical-looking bark beetle that is characterized by its very small size and four to six concentric ridges on the upper surface of the pronotum (the shield-like cover behind and over the head) (figure 5A). Like most bark beetles, the larvae are white, C shaped, and found in the phloem. For this species, the egg galleries created by the adults are horizontal (across the grain) and the larval galleries tend to be vertical (along the grain) (figure 6).

Survey and Samples

Visually inspecting walnut trees for dieback is currently the best survey tool for the Eastern United States. Look for declining trees with the symptoms described above. If you suspect that your walnut trees have thousand cankers disease, collect a branch 2 to 4 inches in diameter and 6 to 12 inches long that has visible symptoms. Please submit branch samples to your State's plant diagnostic clinic. Each State has a clinic that is part of the National Plant Diagnostic Network (NPDN). They can be found at the NPDN Web site (www.npdn.org). You may also contact your State Department of Agriculture, State Forester, or Cooperative Extension Office for assistance.

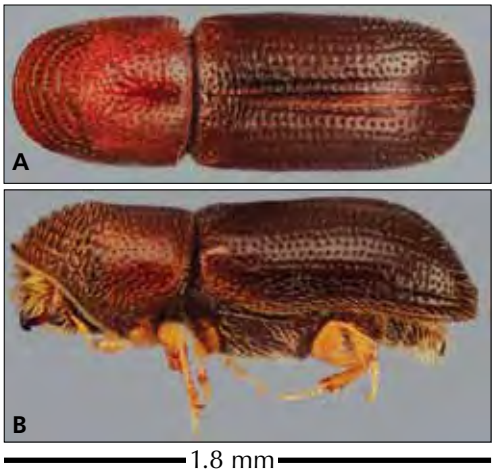


Figure 5. Walnut twig beetle: top view (A) and side view (B).

Figure 6. Walnut twig beetle galleries under the bark of a large branch.

Prepared by:
Steven Seybold, Research Entomologist, U.S. Forest Service, Pacific Southwest Research Station

Dennis Haugen, Forest Entomologist, and Joseph O'Brien, Plant Pathologist, U.S. Forest Service, Northeastern Area State and Private Forestry

Andrew Graves, Postdoctoral Research Associate, UC-Davis, Department of Plant Pathology

Photographs:
Figure 1: Andrew Graves
Figure 2: Manfred Mielke, U.S. Forest Service
Figures 3, 4, 6: Whitney Cranshaw, Colorado State University, www.forestryimages.org
Figure 5: Steve Valley, Oregon Department of Agriculture

USDA is an equal opportunity provider and employer.

Federal Recycling Program
Printed on recycled paper.

Published by:
USDA Forest Service
Northeastern Area
State and Private Forestry
11 Campus Boulevard
Newtown Square, PA 19073
www.na.fs.fed.us

Pest Alert

United States
Department of Agriculture
Forest Service
State and Private Forestry
Northeastern Area

NA-PR-02-02
January 2002

Sudden Oak Death

Oak mortality is caused by a new pathogen, Phytophthora ramorum

In California Phytophthora ramorum **causes crown symptoms and tree mortality.**

A phenomenon known as Sudden Oak Death was first reported in 1995 in central coastal California. Since then, tens of thousands of tanoaks (Lithocarpus densiflorus), coast live oaks (Quercus agrifolia), and California black oaks (Quercus kelloggii) have been killed by a newly identified fungus, Phytophthora ramorum. On these hosts, the fungus causes a bleeding canker on the stem. The pathogen also infects Rhododendron spp., huckleberry (Vaccinium ovatum), bay laurel (Umbellularia californica), madrone (Arbutus menziesii), bigleaf maple (Acer macrophyllum), manzanita (Arctostaphylos manzanita), and California buckeye (Aesculus californica). On these hosts the fungus causes leaf spot and twig dieback.

As of January 2002, the disease was known to occur only in California and southwestern Oregon; however, transporting infected hosts may spread the disease. The pathogen has the potential to infect oaks and other trees and shrubs elsewhere in the United States. Limited tests show that many oaks are susceptible to the fungus, including northern red oak and pin oak, which are highly susceptible.

On oaks and tanoak, cankers are formed on the stems. Cankered trees may survive for one to several years, but once crown dieback begins, leaves turn from green to pale yellow to brown within a few weeks. A black or reddish ooze often bleeds from the cankers, staining the surface of the bark and the lichens that grow on it. Bleeding ooze may be difficult to see if it has dried or has been washed off by rain, although remnant dark staining is usually present.

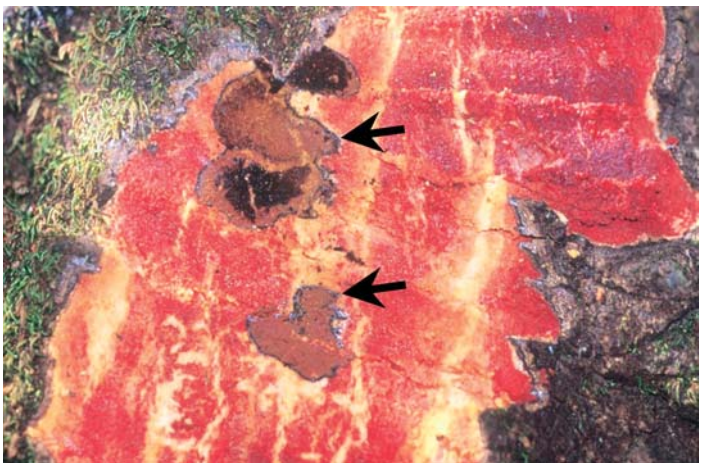
Necrotic bark tissues surrounded by black zone lines are usually present under affected bark. Because these symptoms can also be caused by other Phytophthora species, laboratory tests must be done to confirm pathogen identity.

In the Eastern United States, other disorders of oaks have similar symptoms. See the reverse of this sheet for descriptions. If unusual oak mortality occurs and symptoms do not match these regional disorders, evaluate affected trees for Phytophthora ramorum.

In the United States, sudden oak death is known to occur only along the west coast. However, the fact that widely traded rhododendron ornamentals can be infected with the pathogen and the demonstrated susceptibility of some important eastern oaks make introduction to eastern hardwood forests a significant risk. Early detection will be important for successful eradication. Oaks defoliated early in the growing season by insects or pathogens may appear dead, but leaves usually reflush later in the season. Canker rots, slime flux, leaf scorch, root diseases, freeze damage, herbicide injury, and other ailments may cause symptoms similar to those caused by P. ramorum. Oak wilt, oak decline, and red oak borer damage are potentially the most confusing. See the reverse of this sheet for comparisons with sudden oak death symptoms.

To report infected trees or to receive additional information, please contact your State or Federal forest health specialist. On the Internet, visit the SOD home page at www.suddenoakdeath.org. To distinguish this new disease from diseases with similar appearance, visit www.na.fs.fed.us/SOD.

Ooze bleeds from a canker on an infected oak.



Black zone lines are found under diseased bark in oak.

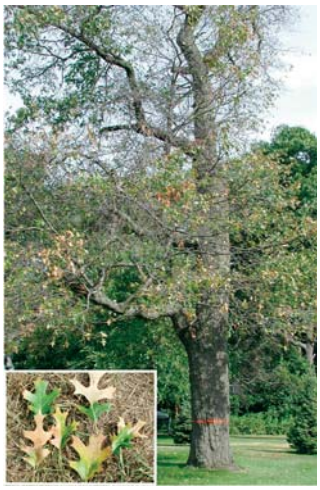
Eastern Oak Disorders That Resemble Sudden Oak Death

In eastern hardwood forests, sudden oak death can be confused, in particular, with oak wilt, oak decline, and red oak borer damage. Descriptions of these disorders and comparisons with sudden oak death follow.

Oak Wilt

Oak wilt is an aggressive fungus disease caused by Ceratocystis fagacearum. It is one of the most serious diseases in the Eastern United States, killing thousands of oak trees in forests, woodlots, and home landscapes. Susceptible hosts include most oaks in the red oak group and Texas live oak. Symptoms include wilting and discoloration of the foliage, premature leaf drop, and rapid death of the tree within days or weeks of the first symptoms. Trees become infected with oak wilt in two ways: through connections between root systems of adjacent trees, and through insects that carry the fungus to other trees that have been wounded.

Similarities: Oak wilt can also kill trees very quickly, especially if infection begins through root grafts. Differences: The oak wilt pathogen does not cause cankers on the stems, and no bleeding is associated with this disease. Dark staining may be evident under the bark of trees with oak wilt, but there are no conspicuous zone lines. Oak wilt typically causes red oak leaves to turn brown around the edges while the veins remain green. Leaves are rapidly shed as the tree dies. Conversely, in live oak with the sudden oak death pathogen, the veins first turn yellow and eventually turn brown. Leaves are often retained on the tree after it dies.



Oak wilt quickly kills most infected trees. Wilting leaves turn brown at the margins (inset) and fall as the tree dies.

Oak Decline

Oak decline is a slow-acting disease complex that can kill physiologically mature trees in the upper canopy. Decline results from interactions of multiple stresses, such as prolonged drought and spring defoliation by late frost or insects, opportunistic root disease fungi such as Armillaria mellea, and inner-bark-boring insects such as the twolined chestnut borer and red oak borer. Progressive dieback of the crown is the main symptom of oak decline and is an expression of an impaired root system. This disease can kill susceptible oaks within 3-5 years of the onset of crown symptoms. Oak decline occurs throughout the range of eastern hardwood forests, but is particularly common in the Southern Appalachian Mountains in North Carolina, Tennessee, and Virginia, as well as the Ozark Mountains in Arkansas and Missouri.

Similarities: Oak decline can cause death of many oaks on a landscape scale. Moist, dark stains may be present on the trunk of trees affected by oak decline. Differences: Oak decline shows evidence that dieback has occurred over several years from the top down and outside inward. Newly killed branches with twigs attached are usually found in the same crown as those in a more advanced state of deterioration killed years before. Dieback associated with sudden oak death occurs over a growing season or two. The inner bark beneath the dark stain associated with stem-boring-insect attacks has a discrete margin with no zone lines or evidence of canker development beyond the attack site.

Oak decline can take years to kill an entire tree.

Red Oak Borer

Red oak borer (Enaphalodes rufulus (Haldeman)) attacks oaks of both red and white groups throughout the eastern United States, but prefers members of the red oak group; however, it does not kill trees. Outbreaks are associated with stressed trees that eventually die from oak decline. The complete life cycle takes 2 years. Adults are 1-1.5 inches long with antennae one to two times as long as the body. Larvae are the damaging life stage. Adult females lay eggs in mid-summer in refuges in the crevices of the bark. Newly hatched larvae bore into the phloem, where they mine an irregular burrow 0.5-1 inch in diameter before fall. In spring and summer of the second year, dark, moist stains and fine, granular frass may be seen on the trunk. Exposure of the inner bark reveals the frass-packed burrow and the larva, if it has not bored more deeply into the wood to complete development. Mature larvae are stout, round-headed grubs about 2 inches long before they pupate deep in the wood.

Similarities: Moist, dark stains and fine frass may be present at sites of red oak borer attack. Differences: With red oak borer the inner bark beneath the dark stain contains a frass-packed burrow and has a discrete margin with no zone lines or evidence of canker development beyond it.

Tunnels in the inner bark indicate the presence of red oak borer.

For further information on related disorders:

Oak Wilt: http://www.na.fs.fed.us/spfo/pubs/howtos/ht_oakwilt/toc.htm
Oak Decline: http://www.na.fs.fed.us/spfo/pubs/fidls/oakdecline/oakdecline.htm
Red Oak Borer: http://www.na.fs.fed.us/spfo/pubs/fidls/Red%20Oak%20Borer/redoak.htm
Other Pest Publications: http://www.na.fs.fed.us/spfo/fth_pub.htm

Prepared by:

Joseph G. O'Brien, USDA Forest Service, Northeastern Area
Manfred E. Mielke, USDA Forest Service, Northeastern Area
Steve Oak, USDA Forest Service, Southern Region
Bruce Moltzan, Missouri Department of Conservation

Pest Alert

United States
Department of Agriculture

Forest Service

**Animal and Plant
Health Inspection Service**

NA-PR-01-99GEN
Revised August 2008

Asian Longhorned Beetle *(Anoplophora glabripennis):*

A New Introduction

The Asian longhorned beetle (ALB) has been discovered attacking trees in the United States. Tunneling by beetle larvae girdles tree stems and branches. Repeated attacks lead to dieback of the tree crown and, eventually, death of the tree. ALB probably travelled to the United States inside solid wood packing material from China. The beetle has been intercepted at ports and found in warehouses throughout the United States.

This beetle is a serious pest in China, where it kills hardwood trees in roadside plantings, shelterbelts, and plantations. In the United States the beetle prefers maple species (*Acer* spp.), including ***boxelder, Norway, red, silver,*** and ***sugar maples***. Other preferred hosts are ***birches, Ohio buckeye, elms, horsechestnut,*** and ***willows***. Occasional to rare hosts include ***ashes, European mountain ash, London planetree, mimosa,*** and ***poplars***. A complete list of host trees in the United States has not been determined.

Currently, the only effective means to eliminate ALB is to remove infested trees and destroy them by chipping or burning. To prevent further spread of the insect, quarantines are established to avoid transporting infested trees and branches from the area. Early detection of infestations and rapid treatment response are crucial to successful eradication of the beetle.

The ALB has one generation per year. Adult beetles are usually present from July to October, but can be found later in the fall if temperatures are warm. Adults usually stay on the trees from which they emerged or they may disperse short distances to a new host to feed and reproduce. Each female usually lays 35-90 eggs during her lifetime. Some are capable of laying more than that. The eggs hatch in 10-15 days. The larvae feed under the bark in the living tissue of the tree for a period of time and then bore deep into the wood where they pupate. The adults emerge from pupation sites by boring a tunnel in the wood and creating a round exit hole in the tree.

For more information about Asian longhorned beetle in the United States, visit these U.S. Department of Agriculture Web sites:

www.na.fs.fed.us/fhp/alb/

www.aphis.usda.gov/plant_health/plant_pest_info/asian_lhb/index.shtml

If you suspect an Asian longhorned beetle infestation, please collect an adult beetle in a jar, place the jar in the freezer, and immediately notify any of these officials or offices in your State:

State Department of Agriculture:
- State Plant Regulatory Official
- State Entomologist

U.S. Department of Agriculture:
- Animal and Plant Health Inspection Service, Plant Protection and Quarantine
- Forest Service

County Cooperative Extension Office
State Forester or Department of Natural Resources

Asian Longhorned Beetle
WHAT TO LOOK FOR:

1. Adult beetles. Individuals are ¾ to 1¼ inches long, with jet black body and mottled white spots on the back. The long antennae are 1½ to 2½ times the body length with distinctive black and white bands on each segment. The feet have a bluish tinge.

2. Oval to round pits in the bark. These egg-laying sites or niches are chewed out by the female beetle, and a single egg is deposited in each niche.

3. Oozing sap. In the summer, sap may flow from egg niches, especially on maple trees, as the larvae feed inside the tree.

4. Accumulation of coarse sawdust around the base of infested trees, where branches meet the main stem, and where branches meet other branches. This sawdust is created by the beetle larvae as they bore into the main tree stem and branches.

5. Round holes, 3/8 inch in diameter or larger, on the trunk and on branches. These exit holes are made by adult beetles as they emerge from the tree.

Photo Sources:

USDA Forest Service

USDA Animal and Plant Health Inspection Service

USDA is an equal opportunity provider and employer.

Published by:
USDA Forest Service
Northeastern Area
State and Private Forestry
Newtown Square, PA 19073
www.na.fs.fed.us

Federal Recycling Program
Printed on recycled paper.

THIS PAGE INTENTIONALLY LEFT BLANK

Board Agenda Item
February 25, 2014

ACTION - 2

Approval of the Disease Carrying Insects Program

ISSUE:
Board approval of the annual submission of the Disease Carrying Insects Program (DCIP): (1) West Nile virus (WNV) activities, including disease surveillance, public outreach and education, complaint investigation, contract management, and operational research, will continue throughout the year. Mosquito surveillance and larvicide treatments for monitoring and control of WNV commence with the beginning of the mosquito breeding season in May and continue through October.
(2) Lyme disease and tick-borne disease activities include tick surveillance, public outreach and education, and operational research which will continue throughout the year.
(3) Other disease-transmitting insects of public health importance activities include public outreach and education to occur throughout the year.

RECOMMENDATION:
The County Executive recommends that the Board direct staff to take the following actions concerning Fairfax County's Disease Carrying Insects Program:

1. Conduct a County-wide, proactive mosquito, West Nile virus, tick and tick borne disease surveillance program that includes human, mosquito and tick surveillance conducted through human case reporting, as well as mosquito and tick trapping and testing.
2. Conduct proactive treatment of storm water catch basins and other mosquito breeding areas in the County using appropriate and approved larvicides, such as Spinosad, *Bacillus thuringiensis* var. *israelensis*, or *Bacillus sphaericus*, according to established biological criteria in as many rounds during the May to October mosquito season as necessary. Currently the program is planned for three rounds of catch basin treatments.
3. Conduct an aggressive community outreach and education program to increase County residents' awareness of mosquitoes, ticks, other disease-transmitting insects, West Nile virus, Lyme disease, and other tick-borne diseases, as well as personal protection and prevention.
4. Monitor and document the number of human WNV and Lyme disease cases in the County to determine the effectiveness of the above measures directed prior to the initiation of more aggressive control actions.
5. If deemed necessary to protect public health, authorize the County

Executive to approve further appropriate control measures. At the time prevention actions are extended beyond current methods, a program report will be made to the Board outlining the status of West Nile virus in the County, detailing the extent of control measures, the geographic areas targeted for treatment, and the public information process.

Board action on this item will cover all Disease Carrying Insects Program activities carried out through June 30, 2015.

TIMING:
Board approval is requested on February 25, 2014, in order to (1) continue mosquito suppression strategies (i.e., surveillance, larviciding mosquito breeding areas, and public outreach), (2) continue tick surveillance program and public outreach and (3) initiate outreach and education efforts for other disease-transmitting insects.

BACKGROUND:
The *Code of the County of Fairfax, Virginia* requires the submission of the annual Disease Carrying Insects Program for Board of Supervisors' approval. (Appendix I, Section 7)

West Nile Virus
During 2013, West Nile virus continued to inflict disease and death across the continental United States as anticipated by the Centers for Disease Control and Prevention (CDC). Fairfax County WNV surveillance indicated that the virus was present and widespread throughout most of the County. By the end of the 2013 WNV season (October 2013), the virus had been detected in mosquitoes collected in most of the surveillance stations in the County. Furthermore, three neuroinvasive human cases were recorded in 2013. Three fatal cases in the County since 2002 underlie the severity of this disease. Many factors have been suggested as influencing the presence of human cases in the County:

1. Viral activity in the mosquito vectors as found in the surveillance efforts;
2. Presumed feeding habits of *Culex pipiens;*
3. Birds acting as natural amplifiers of the virus;
4. Ambient temperatures which influence the development of the virus within the mosquito;
5. Increased public awareness resulting in increased use of personal protection measures; and
6. Proactive treatments of the storm drain catch basins with mosquito larvicides.

The DCIP continued to maintain intense surveillance and treatment activities in the Huntington area as a follow-up to the various flooding incidents that have occurred there. The results of the mosquito surveillance in this area during the last three years indicate the need to maintain an increase in the rate of catch basin treatments in the area.

Based on past surveillance information, the DCIP will continue storm drain catch basin larviciding activities, as was done in the 2013 mosquito season. The DCIP will initiate treatment in mid-May and continue at approximately six-week intervals for the duration of the season. Larviciding will also be done in targeted areas that are identified as a result of the larval surveillance activities.

As in 2013, mosquito surveillance will be carried out by County staff. The County began performing these surveillance activities in 2004 in lieu of contracted services, as County staff could do it more comprehensively and cost-effectively. This WNV season (May to October 2014), County staff will continue to carry out all mosquito surveillance activities. The Fairfax County Health Department's Epidemiology and Communicable Disease Unit will continue to carry out human case surveillance. The Mosquito Surveillance and Management Subcommittee, a group with representatives from multiple County agencies as well as other jurisdictions covered by the program, will meet three times this year to ensure an aggressive response to WNV, in order to reduce the impact of the virus on County residents.

The Health Department Laboratory began testing mosquitoes using molecular diagnostics during the 2012 mosquito season. In 2014, all mosquito (WNV) testing and some tick testing will be performed by the Health Department Laboratory.

All insecticides used in this program, including the biological larvicides, are registered with the U.S. EPA and sanctioned for use by the Commonwealth of Virginia. The principal larvicides that the County will use are Spinosad, *Bacillus thuringiensis* var. *israelensis*, and *Bacillus sphaericus*, which are among the most environmentally-friendly larvicides available.

The DCIP will continue to utilize an active and engaging outreach and education strategy. The program will also focus messaging to address at-risk groups, such as residents over 50 years of age who are at greater risk of developing a more severe form of the West Nile virus. The program will also continue to seek out new ways to deliver its public health messages to the County's diverse population. In 2013, the DCIP's outreach activities included the preparation and production of another 18-month calendar full of educational information that was widely distributed to County residents, as well as a children's storybook promoting mosquito awareness. The program won a Grand Award in the 2013 APEX Awards for Publication Excellence contest. The winning submission was entitled "Fight the Bite: Teaching Kids about Mosquitoes and Ticks" and featured many of

the outreach items including calendars, storybooks, temporary tattoos, and brochures. The judges appreciated the use of cartoons to help “convey complex information and advice to people of varying ages and backgrounds” and they “especially liked The Sinister Secret of the Stinky Storm Drain, a booklet that makes kids feel like they're part of the solution, not the problem."

The Disease Carrying Insects Program’s “2013 Annual Report and Comprehensive Plan of Action for 2014” (Attachment 1) reviews the 2013 season activities and presents wide-ranging plans for minimizing the impact and risk of mosquito-borne diseases through:

1. County-wide monitoring of WNV activity including mosquito and human surveillance;
2. An integrated approach to mosquito management and control practices which will primarily target those mosquito species that have been shown to be the most probable WNV vectors in the County;
3. An aggressive and intensive community outreach and education program to increase awareness of mosquitoes and WNV in County residents; and
4. A continuation of the multi-jurisdictional and multi-agency collaboration efforts to identify ways to minimize the risk of WNV transmission.

<u>Tick-Borne Disease</u>
During 2013, Lyme disease continued to be a major concern for County residents and it was the most frequently-reported vector-borne disease in the County. Tick surveillance efforts in the County have indicated that the bacterium that causes Lyme disease was present and widespread throughout most of the County. The Health Department recorded and reported 182 cases of Lyme disease in Fairfax County in 2013. Some of the factors that influence human cases in the County include:

1. Presence of the Lyme disease-causing bacteria in the black-legged (deer) tick vectors, as found in the surveillance efforts;
2. White-footed mice acting as natural amplifiers of the bacteria;
3. Very large deer populations that act as a tick transport system, distributing the ticks throughout the County, as well as a source of blood for the females to develop their eggs; and
4. Increased public awareness resulting in increased use of personal protection measures.

Based on this information, Health Department staff plan to perform tick surveillance, tick ID service, collections from veterinary clinics, collections from deer hunts, and human case surveillance in 2014.

The Disease Carrying Insects Program will continue to include tick prevention and

personal protection from ticks in its outreach and education strategy. The DCIP's "2013 Annual Report and Comprehensive Plan of Action for 2014" (Attachment 1) reviews the 2013 season activities and presents wide-ranging plans for minimizing the impact and risk of tick-borne diseases through:

1. County-wide surveillance for the presence of Lyme disease and other tick-borne pathogens, including black-legged (deer) tick and human surveillance;
2. An aggressive and intensive community outreach and education program to increase tick and Lyme disease awareness in the County;
3. A continuation of the multi-jurisdictional and multi-agency collaboration efforts to identify ways to minimize the risk of Lyme disease transmission;
4. Support activities of the Police Department's 4-Poster Pilot Study.

Other Disease-transmitting Insects of Public Health Importance

The DCIP's "2013 Annual Report and Comprehensive Plan of Action for 2014" presents plans for minimizing the impact and risk of other diseases transmitted by insects through:

1. An aggressive and intensive community outreach and education program to increase awareness of other insects that may transmit diseases of public health importance.

FISCAL IMPACT:

The Disease Carrying Insects Program is primarily funded by a County-wide tax levy of $0.001 per $100 of assessed value and is budgeted in Fund 40080, Integrated Pest Management Program. No additional funding is required as the current funding level is sufficient to meet anticipated program needs.

ENCLOSED DOCUMENTS:

Attachment 1 - Disease Carrying Insects Program 2013 Annual Report and Comprehensive Plan of Action for 2014 (Provided to Board members under separate cover and available online at: http://www.fairfaxcounty.gov/hd/westnile/wnvpdf/planofaction-2014.pdf)

STAFF:

Pat Harrison, Deputy County Executive
Gloria Addo-Ayensu, MD, MPH, Director of Health
Pieter Sheehan, Director of Division of Environmental Health

THIS PAGE INTENTIONALLY LEFT BLANK

Board Agenda Item
February 25, 2014

ACTION – 3

Approval to Award $1,374,641 in Federal HOME Program Funds to Three Fairfax County Nonprofit Housing Organizations

ISSUE:
Approval by the Fairfax County Board of Supervisors (Board) to award federal HOME Investment Partnerships (HOME) Program Community Housing Development Organization (CHDO) funds to the following nonprofit organizations: Cornerstones Housing Corporation ($650,000), Good Shepherd Housing and Family Services ($424,641) and Pathway Homes, Inc. ($300,000). The funds will be used for the acquisition and preservation of affordable rental housing for low-income households.

RECOMMENDATION:
The County Executive recommends approving the awards totaling $1,374,641 in Federal HOME Program Funds to three Fairfax County nonprofits.

TIMING:
Immediate. Approval by the Board is requested in order to enable projects to meet CHDO fund commitment requirements under the HOME Program.

BACKGROUND:
Fairfax County receives funding each year from the U.S. Department of Housing and Urban Development (HUD) through the HOME Investment Partnerships Program. The HOME Program requires that a minimum of 15 percent of each annual allocation be set aside for certified nonprofit CHDOs. The Fairfax County Department of Housing and Community Development (HCD) issued a Request for Proposals (RFP) for HOME funding on September 16, 2013, and responses were due on October 18, 2013. The RFP stated that preference was to be given to projects that served families and persons with disabilities, persons who are homeless or are at risk of being homeless, very-low income families and individuals, and incorporated goals as outlined in Fairfax County's Consolidated Plan and the Housing Blueprint, among other criteria. In addition, project proposals demonstrating the ability to acquire and rehabilitate and/or construct new affordable housing within twelve months of the commitment of funds received a preference under the RFP. A total of three nonprofit organizations submitted applications: Cornerstones Housing Corporation (CHC), Good Shepherd Housing and Family Services (GSHFS), Pathway Homes (Pathway), requesting a total of $1,374,641;

all three applicants proposed to serve households earning between 30 percent and 60 percent of the AMI, with a targeted focus on households at or below 50 percent of the Area Median Income (AMI).

With approval of this action, all awards will be fully funded with $880,254 reallocated from Senior Disabled Housing Project, $214,002 from HOME CHDO funds and $280,385 from prior years unused funds to the three nonprofits, as follows:

Cornerstones Housing Corporation ($650,000)
CHC, formerly Reston Interfaith Housing Corporation, is a nonprofit 501 (c) (3) organization officially incorporated in 1974 but has been serving the Fairfax community for the last 43 years. CHC owns 53 scattered-site housing units serving low-income and very low-income families.

CHC will acquire sole ownership of a 48-unit garden style apartment community, North Point in Reston, Virginia. The building consists of 1, 2, and 3 bedroom units that were developed in partnership with the Bozzuto Companies utilizing the Low Income Housing Tax Credit Program (LIHTC) to serve low-income families with incomes at or below 60 percent of AMI. CHC is exercising their right of first refusal to acquire sole ownership of the property at the conclusion of the LITHC compliance period which ended in 2013. Through this acquisition, residents will benefit from a mixed income community with 25 percent of the units being made available to extremely-low income households at or below 30 percent of AMI, along with supportive services from the parent corporation, Cornerstones, Inc. to assist the families in their progress toward self-sufficiency.

Good Shepherd Housing and Family Services ($424,641)
GSHFS is a nonprofit 501 (c) (3) organization incorporated in 1974 serving the Fairfax community for the last 40 years. GSHFS owns 41 housing units in 12 communities along the Richmond Highway corridor in Alexandria serving low-income and very low-income families.

GSHFS will acquire and rehabilitate two 2 or 3-bedroom condominiums to serve low-income families with incomes at or below 50 percent of AMI. Residents will benefit from rental housing as well as services to support their progress toward self-sufficiency. The properties for this project have not yet been identified, however, once this occurs the appropriate Supervisor will be notified.

Pathway Homes, Inc. ($300,000)
Pathway is a nonprofit 501(c) (3) organization founded in 1978. For over 36 years, Pathway has provided permanent housing, and direct supportive services to low income adult mental health consumers with serious and persistent mental illness in the Northern

Virginia area. The organization currently owns 45 properties and leases/ operates 67 other properties scattered throughout Fairfax County.
Pathway will acquire and rehabilitate two 1-bedroom condominiums to serve individuals with mental illness earning incomes at or below 50 percent of AMI and who may have been previously homeless or are on the Fairfax-Falls Church Community Services Board waiting list. Tenants will receive onsite staff support to include: assessment, case management, daily living skills, training and support, crisis intervention, and medication education and monitoring. The properties for this project have not yet been identified, however, once this occurs the appropriate Supervisor will be notified.

The recommended organizations demonstrated adequate project preparation, management capacity and real estate experience, provided evidence of their capacity for project financing and leveraging, and indicated their ability to complete their projects within a short period of time.

All of the nonprofits will leverage private funds to finance the acquisition and rehabilitation costs for their respective projects. As permitted under the RFP and by HUD, all of the organizations have undertaken the appropriate steps to obtain CHDO status this year, including updating organizational bylaws, and having the appropriate composition of its Board of Directors. The CHDO recertification process is currently underway and will be completed before the commitment of the awards. CHDO status is granted by HCD, not HUD, and it is anticipated that all of the nonprofits will achieve CHDO status.

The FCRHA is authorized to expend funds approved by the Board of Supervisors and HUD for the purpose of undertaking HOME-eligible activities that involve capital costs, or where a loan, deferred trust, or other restricting conditions need to be imposed.

Final terms of the loans to CHC, GSHFS and Pathway will be taken to the HCD Loan Underwriting Committee (LUC) for review and approval. Loan terms will be in compliance with the requirements of the HOME Program. Any minor changes or adjustments made to either project description shall be subject to the review and approval of the LUC as will any project adjustments, such as rehabilitation expenditures. If awards are not accepted by the awardees, for any cause, any remaining funds will be held in the HOME CHDO Undesignated budget for future use.
The HCD Loan Underwriting Committee requires that each property be appraised prior to the release of loan funds.

In order to assure compliance with federal HOME requirements, a deed of trust will placed on each assisted property ensuring that these properties are used for the purpose of providing affordable housing. The affordability period imposed under each deed of trust shall endure for 30 years.

Approval of this action will allow the FCRHA to commit funds and enter into contracts with each nonprofit organization. The terms and conditions of each loan will be subject to underwriting by the HCD Loan Underwriting Committee. Nonprofits acquiring units using HOME funds will notify the appropriate District Supervisor of specific purchases prior to loan approval by the HCD Loan Underwriting Committee.

STAFF IMPACT:
None. No positions will be added as a result of this action.

FISCAL IMPACT:
A total of $1,374,641 will be reallocated within Fund 500-C50810, HOME Investment Partnership Program, subject to the approval of the Board of Supervisors:

- A total of $214,002 from CHDO Undesignated (Grant #1380049) and $435,998 from Senior Disabled Housing (Grant # 1380082-2014) will be reallocated to Cornerstone Housing Corporation (Grant #1380048);
- A total of $424,641 from Senior Disabled Housing (Grant # 1380082-2013) will be reallocated to a new grant item number for Good Shepherd Housing; and
- A total of $280,385 from NOVACO (Grant #1380088) and $19,615 Senior Disabled Housing (Grant # 1380082-2013) will be reallocated to a new grant item number for Pathway Homes, Inc.

As of February 4, 2014, the current balance of the CHDO Undesignated Grant #1380049 is $214,001.95. The current balance of Senior Disabled Housing Grant #1380082-2014 is $452,789.00 and Senior Disabled Housing Grant #1380082-2013 is $505,852.95. And, the current balance of NOVACO Grant #1380088 is $280,385.00.

ENCLOSED DOCUMENTS:
None

STAFF:
Patricia D. Harrison, Deputy County Executive
Paula C. Sampson, Director, Department of Housing and Community Development (HCD)
John Payne, Deputy Director, Real Estate and Development, HCD
Aseem K. Nigam, Director, Real Estate Finance and Grants Management (REFGM), HCD
Robert C. Fields, Interim Associate Director, REFGM, HCDKehinde W. Powell, Program Coordinator, REFGM, HCD

Board Agenda Item
February 25, 2014

ACTION - 4

Allocation of Tysons Transportation Management Association Funding from the Tysons Area Road Fund

ISSUE:
The Tysons Partnership Transportation Council has proposed creating Transportation Management Association (TMA) for Tysons to facilitate trip reductions in Tysons. The proposal, as outlined in Attachment 1, includes a request for up to $595,000 in start up funding from the Tysons Area Road Fund.

RECOMMENDATION:
The County Executive recommends the Board direct staff to allocate up to $595,000 from the Tysons Area Road Fund to create the Tysons TMA; negotiate a formal funding and project agreement with the Tysons Partnership; and return to the Board as soon as possible for consideration of the agreement. Funding will come from the Tysons Area Road Fund.

TIMING:
Board approval is requested on February 25, 2014, to allow staff to immediately proceed with negotiations on the pending funding agreement.

BACKGROUND:
The Tysons TMA is envisioned to serve all residents, businesses and land owners in Tysons. A successful TMA is critical to accommodating the future development in Tysons that was approved by the Board of Supervisors in the Tysons Comprehensive Plan Amendment in June 2010. As such, the Tysons Partnership has performed research on TMAs, and provided FCDOT with a proposal that serves not only the proffered developments in Tysons, but will facilitate outreach and implementation services to non-proffered developments to reduce the number of single-occupancy vehicle trips in Tysons.

The contribution from the Tysons Area Road Fund will be utilized exclusively for Transportation Demand Management (TDM) services to properties that do not have proffered TDM programs as well as a one-time Tysons-wide survey that measures current commuter behavior. This survey is necessary to serve as a baseline for assessing the effectiveness of all TDM programs performed by the TMA.

Board Agenda Item
February 25, 2014

FISCAL IMPACT:
Up to $595,000 is requested from the Tysons Area Road Fund for the TMA. These funds are available in Fund 300-30040, the Contributed Roadway Improvement Fund.

ENCLOSED DOCUMENTS:
Attachment I: TMA – Proposal to FCDOT, drafted February 6, 2014

STAFF:
Robert A. Stalzer, Deputy County Executive
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Todd Wigglesworth, Acting Chief, Coordination and Funding Division, FCDOT
Dan Rathbone, Chief, Transportation Planning Division, FCDOT
Ken Kanownik, Transportation Planner, Coordination and Funding Division, FCDOT
Michael Davis, Senior Transportation Planner, Site Analysis Section, FCDOT
Jeff Hermann, Senior Transportation Planner, Site Analysis Section, FCDOT

TYSONS
Partnership

February 6, 2014

Tom Biesiadny, Director
Fairfax County Department of Transportation
Centerpointe 1 Office Building
4050 Legato Road - 4th Floor
Fairfax, VA 22033-2867

Re: Proposal to launch Tysons-wide TMA

Dear Mr. Biesiadny:

The Fairfax County Board of Supervisors asked the Tysons Partnership to consider launching a Transportation Management Association (TMA) offering comprehensive transportation demand management (TDM) services to residents, businesses and visitors throughout Tysons.

Responding to the Board's request, the Partnership's Transportation Council undertook nearly a year of planning and analysis, including interviews with key stakeholders, and several months of comprehensive discussions with senior staff at FCDOT. We developed a proposal for operation of a TMA that facilitates trip reduction by both TMA members **and** non-proffered businesses and residents in Tysons.

Our 5-year Strategic Business Plan contemplates the ramp-up of networking, information-sharing, advocacy, commuter outreach, and behavior modification programs sufficient to achieve the area-wide TDM Vehicle Trip Reduction Goals established in the Comprehensive Plan. Our proposal, summarized below, reflects thorough analysis of operating options, operating costs, program options and phasing, revenue streams, and gap-funding options.

Summary and recommendations regarding launch of a Tysons-wide TMA:

1. Robust roll-out of the services listed below can reduce trips in Tyson, consistent with 5, 10, 15 and 20 year goals.
2. The TMA can be financially self-sufficient by Year-6, with Year-6 projected annual revenue from fees, proffers and grants sufficient to fund delivery of TDM services to **both** proffered and non-proffered businesses & residents.
3. Achievement of TMA objectives is optimized with a launch timed to precede the opening of METRO in Tysons.
4. Inclusion of both proffered and non-proffered residents and businesses is necessary for critical mass.
5. During Years 1-5, the cost to provide TDM services to **proffered** residents & businesses will be met with **$256,000** of Partnership reserves, proffer seed money, fees for service, and grants.
6. During Years 1-5, the cost to provide TDM services to **non-proffered** residents & businesses can be met only if the County appropriates $545,000 for this purpose, as these beneficiaries pay no fees, and revenue from other sources will not yet be sufficient to absorb the cost.

7. During Year-1, a County appropriation of $50,000 will also be necessary to fund the cost to conduct a Tysons-wide survey that measures present commuter behaviors – an essential baseline against which to measure TDM effectiveness.
8. The Tysons Transportation Fund has a current balance in excess of $10M, and the purpose for which those funds were collected is consistent with the purpose of the TMA.
9. **Launch of the TMA at this time requires that $595,000** of Tysons Transportation Funds (payable over a 5-year period), be appropriated to cover the costs associated with non-proffered residents and businesses.

An immediate, full-throttle launch gives us the greatest opportunity to direct new residents and employees to public transportation and carpools, and to establish a culture of sustainable transportation practices. A robust plan to reduce traffic congestion in the short term will increases the appeal of the new downtown (Tysons) as an attractive place to live, work and play – which is what the Comprehensive Plan is all about.

Comprehensive TDM Function

To address the needs of **everyone** in Tysons and to help achieve Tysons-wide TDM vehicle Trip Reduction Goals, the TMA will perform 5 key functions:

1. Communications & Marketing
   a. Disseminate Information
   b. Increase Awareness of Transportation Services
   c. Enhance the Image of Tysons
2. Advocacy & Partnerships
   a. Create a Forum for Transportation Issues
   b. Advocate for Transportation Issues
3. Outreach & Implementation
   a. Market TDM to End Users
   b. Implement and Coordinate TDM services
4. Membership & Administration
   a. Provide Service to Customers
   b. Broaden and Diversify Membership Base
5. Proffer Compliance
   a. Conduct Surveys, Traffic Counts & Annual Reports

Cost to Provide Comprehensive TDM Services

$226,500/year is the cost we project to provide TDM services to **proffered** land owners, employers and residential buildings, and to achieve Tysons-wide TDM Vehicle Trip Reduction. The cost to deliver these services can be funded with Partnership reserve funds, Tysons TMA Proffered Seed Money; Partnership TMA Service Fees; and grants. [Analysis below]

$119,000/year is the cost we project to provide TDM services to **non-proffered** landowners, employers, and residential buildings throughout Tysons. We are requesting that the Board appropriate $119,000/year each year of Years 1-4, and $59,000 in Year 5 to fund delivery of

TDM services to the non-proffered. The funds would be drawn from the Tysons Transportation Fund, pursuant to a comprehensive contract that precisely defines protocols and evaluation metrics.

$50,000 is the additional Year 1 cost necessary to fund a Tysons-wide survey that establishes the essential baseline of current commuter behaviors against which to measure TDM effectiveness. These funds too would appropriately be drawn from the Tysons Transportation Funds

TDM Services Delivered

A robust Tysons-wide TMA will improve transportation throughout this region by delivering TDM services to all residents, employers, and visitors in Tysons, including:

- Conduct Tysons Wide Survey, Deliver Results & Create Tysons Wide Commute Profile
- Map Employee Residence Patterns
- Review Current Transportation Program
- Promote tax-free commute benefit programs (SmartBenefits)
- Explore Alternative Commute Programs and Incentives
- Conduct On-site Rideshare/Commuting Solutions Tabling Events
- Facilitate access to transit schedules, route maps and park-and-ride
- Orient New Employees on Commute Options
- Investigate Development of a Telework Program
- Train Employee Transportation Coordinator (ETC)
- Monitor Current TDM Program
- Assess Parking Options
- Support Corporate Relocation Efforts
- Create and Maintain Commuter Assistance Website
- Encourage Guaranteed Ride Home Enrollments
- Publicize Bike to Work, Telework Week, Car-Free Day, Earth Week
- Link to Mobility Partners - Transit Agencies, Vanpool Vendors, Express Lanes
- Promote Computerized Ride-Matching for Carpools/Vanpools

The TMA will maintain employer TDM program information in the ACT! database maintained by Commuter Connections. It will also produce quarterly summaries of activities performed with both proffered and non-proffered employers and properties (including meetings, site visits, fairs, etc.), which data can be provided to Commuter Connections. The TMA will represent all Tysons-based employers in the Commuter Connections ACT! Database by attending the meetings at the MWCOG once each quarter. The TMA will also promote incentive programs that Fairfax County offers to encourage changes in commuting behaviors.

TYSONS Partnership

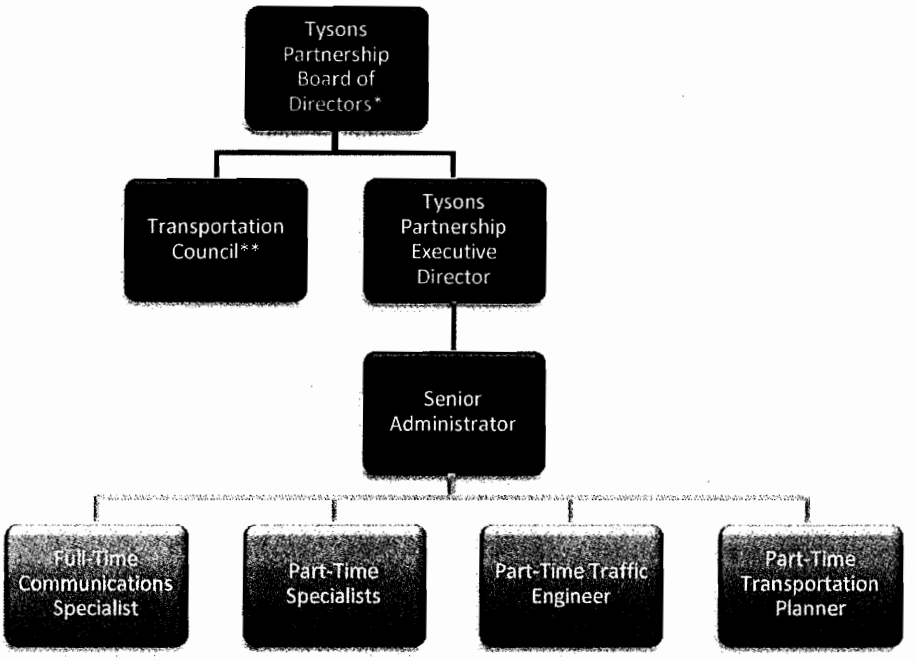
TDM Service Coordination with Fairfax County

We propose that the TMA enter into an agreement with FCDOT to coordinate outreach responsibility to non-proffered employers and properties in Tysons. As part of this coordinated effort, the TMA will promote some agreed upon portion of free regional TDM service offerings and encourage employers to implement these services with their employees.

TMA Organization & Staff

The staff required to provide TDM services throughout Tysons and to achieve the Tysons-wide TDM Vehicle Trip Reduction includes:

- One full-time senior administrator
- One full-time communications specialist
- Part-time specialists as demand requires
- Part-time traffic engineer as demand requires
- Part-time traffic planner as demand requires



*Includes one non-voting seat for Fairfax County.
**Includes four seats for Fairfax County

TYSONS Partnership

TMA Revenue Projections

Revenue streams necessary to fund TMA operations and delivery of TDM services are projected as follows:

Revenue Sources	Year 1	Year 2	Year 3	Year 4	Year 5	Total	Year 6
Tysons Partnership Existing Reserves	$45,000	$0	$0	$0	$0	$45,000	$0
Tysons TMA Proffered Seed Money	$86,274	$60,000	$60,000	$63,000	$66,150	$335,424	$69,458
Partnership TMA Service Fees	$72,000	$112,500	$150,000	$180,000	$200,000	$714,500	$225,000
County*, State and Federal Grants	$0	$25,000	$50,000	$75,000	$100,000	$250,000	$170,000
Tysons Transportation Fund (Outreach to Non-Proffered)	$119,000	$119,000	$119,000	$119,000	$69,000	$545,000	$0
Tysons Transportation Fund (Tysons-wide Survey)	$50,000	$0	$0	$0	$0	$50,000	$0
Contingency Fund (Includes Surplus from Previous Year)	$0	$47,024	$13,524	$14,524	$52,624	$127,696	$62,429
Total Annual Revenue	**$372,274**	**$363,524**	**$392,524**	**$451,524**	**$487,774**	**$2,067,620**	**$526,887**
Annual Budget	**$325,250**	**$350,000**	**$378,000**	**$398,900**	**$425,345**	**$375,499**	**$467,880**

* As appropriate, a portion of Year 6 funding may include grants awarded to Fairfax County to provide TDM specific services. Funds would provide non-proffered employers with the outreach services and reporting that meet the standards established by MWCOG's Commuter Connections program and maintain the levels of service provided in Years 1-5.

Revenue analysis: TMA Proffered Seed Money

Developers in Tysons with TMA proffer obligations are required to make financial contributions to help fund the establishment of a TMA initially upon site plan approval followed by subsequent contributions made prior to the issuance of the first RUP or Non-RUP. We conducted a careful analysis of projects now approved, projects now under review, projects now in the short-line for site plan approval, projects likely to join that line over the next 6 years, and the size of the seed money obligation of each project. **Our projection of seed money revenue is extremely conservative**, to reflect the uncertainties of developer timing decisions and the review process.

Revenue Analysis: TMA Service Fees

Developers with proffer obligations are required to fund TDM services for their building occupants. The Tyson-wide TMA proposal contemplates consolidation of fractured individual TDM programs to achieve greater economies of scale in service delivery. To generate revenue necessary to fund service delivery, the Partnership contemplates charging fees for services under the following fee structure:

Property Owner (Residential + Office)	Price per Building (Partnership Member Discount Rate)	Price per Building (Non-Member Rate)
0-499,999 square feet	$7,500	$9,000
500,000 -999,999 square feet	$10,000	$12,000
1 million - 1.499 million square feet	$15,000	$18,000
1.5 million - 2.499 million square feet	$18,000	$21,600
>2.5 million Square feet	$21,000	$25,200
Total		

Employer Size	Price per Employer (Partnership Member Discount Rate)	Price per Employer (Non-Member Rate)
<100 Employees	$6,000	$7,200
100 – 499 Employees	$8,000	$9,600
500 – 999 Employees	$10,500	$12,600
1,000 – 1,999 Employees	$15,500	$18,600
2,000+ Employees	$18,000	$21,600
Total		

Revenue Analysis: State and Federal Grants

Starting in Year 2, the TMA will seek state and federal grants to generate additional revenue to fund supplemental TDM programs over and above basic operations. Grants pursued from agencies that typically fund Fairfax County DOT will be undertaken in close coordination with County staff to ensure that Fairfax County efforts are enhanced and to avoid competition for limited resources.

Revenue Analysis: County Appropriation of Tysons Transportation Funds

The Partnership will request disbursement of appropriated Tysons Transportation Funds as follows:

- Year 1 = $119,000 + $50,000 = $169,000
- Year 2 = $119,000
- Year 3 = $119,000
- Year 4 = $119,000
- Year 5 = $ 69,000

Funding Oversight & Accountability

Tysons Partnership proposes that Fairfax County Department of Transportation appoint four (4) members of its staff to serve on the Partnership Transportation Council. Regular Transportation Council meetings will provide frequent opportunities for review and input on direction of TMA activities and expenditure of funds. The TMA Senior Administrator will provide the

TYSONS
Partnership

Transportation Council and the Partnership Board monthly activity reports that track output metrics and progress toward organizational goals.

Any funds not utilized in a given year will be returned to the County. The Tysons Partnership will provide an annual accounting of TTF fund disbursements. The Tysons Partnership will also provide an Annual Report summarizing the progress made toward achieving Tysons-wide TDM Vehicle Trip Reduction Goals. At the end of Year 5, the Partnership will meet with Fairfax County to discuss the best use for any TTF funds still on account.

Thank you for considering our proposal. We are available to discuss any aspect and to provide any additional information you may need. We respectfully ask FCDOT to endorse this proposal and to recommend to the Board of Supervisors that it grant permission to proceed.

Respectfully,

Michael Caplin
Michael Caplin
Executive Director

TYSONS
Partnership

APPENDIX A: TMA LINE ITEM BUDGET

TyTran 2014 Operating Budget for Non-Proffered Properties

Annual Resource Allocation	Amount
Non-Proffered Employer Outreach (>100 Employees)	$60,000
Non-Proffered Office Property Management Outreach (All Employee Sizes)	$40,000
Non-Proffered Residential Property Management Outreach	$19,000
Total Annual Budget	**$119,000**

TyTran 2014 Operating Budget for Proffered Properties

Annual Resource Allocation	Amount
Survey Analysis and Recommendations	$50,000
Branded Tysons Materials	$35,000
Advocacy	$19,500
Individualized Marketing Events	$72,000
Personalized Transportation Information Emails	$50,000
Total Annual Budget	**$226,500**

Board Agenda Item
February 25, 2014

INFORMATION – 1

Planning Commission Action on Application 2232-H13-11, NewPath Networks, LLC, (Providence, Sully, and Hunter Mill Districts)

On Wednesday, January 29, 2014, the Planning Commission voted unanimously (Commissioner Sargeant recused himself from the vote. Commissioner Litzenberger was absent from the meeting) to approve 2232-H13-11.

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

Application 2232-H13-11 sought approval to construct a telecommunications facility (Distributed Antenna System). The property is located within the Virginia Department of Transportation rights-of-way for portions of Hunter Mill Road and Lawyers Road and within a Virginia Power easement (Tax Maps 37-2, 37-4, and 38-1).

ENCLOSED DOCUMENTS:
Attachment 1: Verbatim excerpt
Attachment 2: Vicinity map

STAFF:
Robert A. Stalzer, Deputy County Executive
Fred R. Selden, Director, Department of Planning and Zoning (DPZ)
Chris Caperton, Public Facilities Branch Chief, Planning Division, DPZ
Jill G. Cooper, Executive Director, Planning Commission Office

THIS PAGE INTENTIONALLY LEFT BLANK

Planning Commission Meeting
January 29, 2014
Verbatim Excerpt

2232-H13-11 – NEWPATH NETWORKS, LLC

After Close of the Public Hearing

Chairman Murphy: Public hearing is closed; recognize Mr. de la Fe.

Commissioner de la Fe: Thank you, Mr. Chairman. I agree with staff and MOVE THAT THE PLANNING COMMISSION FIND THAT 2232-H13-11, WITH THE APPLICANT BEING NEWPATH NETWORKS, LLC, FOR A TELECOMMUNICATIONS DISTRIBUTED ANTENNA SYSTEM, ALONG HUNTER MILL ROAD, IS IN ACCORDANCE WITH *VIRGINIA CODE* SECTION 15.2-2232, AS AMENDED, AND MOVE THAT WE APPROVE THE SEVEN-NODE APPLICATION.

Commissioners Lawrence and Hall: Second.

Chairman Murphy: Seconded by Mr. Lawrence and Ms. Hall. Is there a discussion of the motion? All those in favor of the motion to approve 2232-H13-11, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

//

(The motion carried by a vote of 10-0. Commissioner Sargeant recused himself from the vote. Commissioner Litzenberger was absent from the meeting.)

JN

PLANNING DETERMINATION Attachment 2

Section 15.2 -2232 of the Code of Virginia

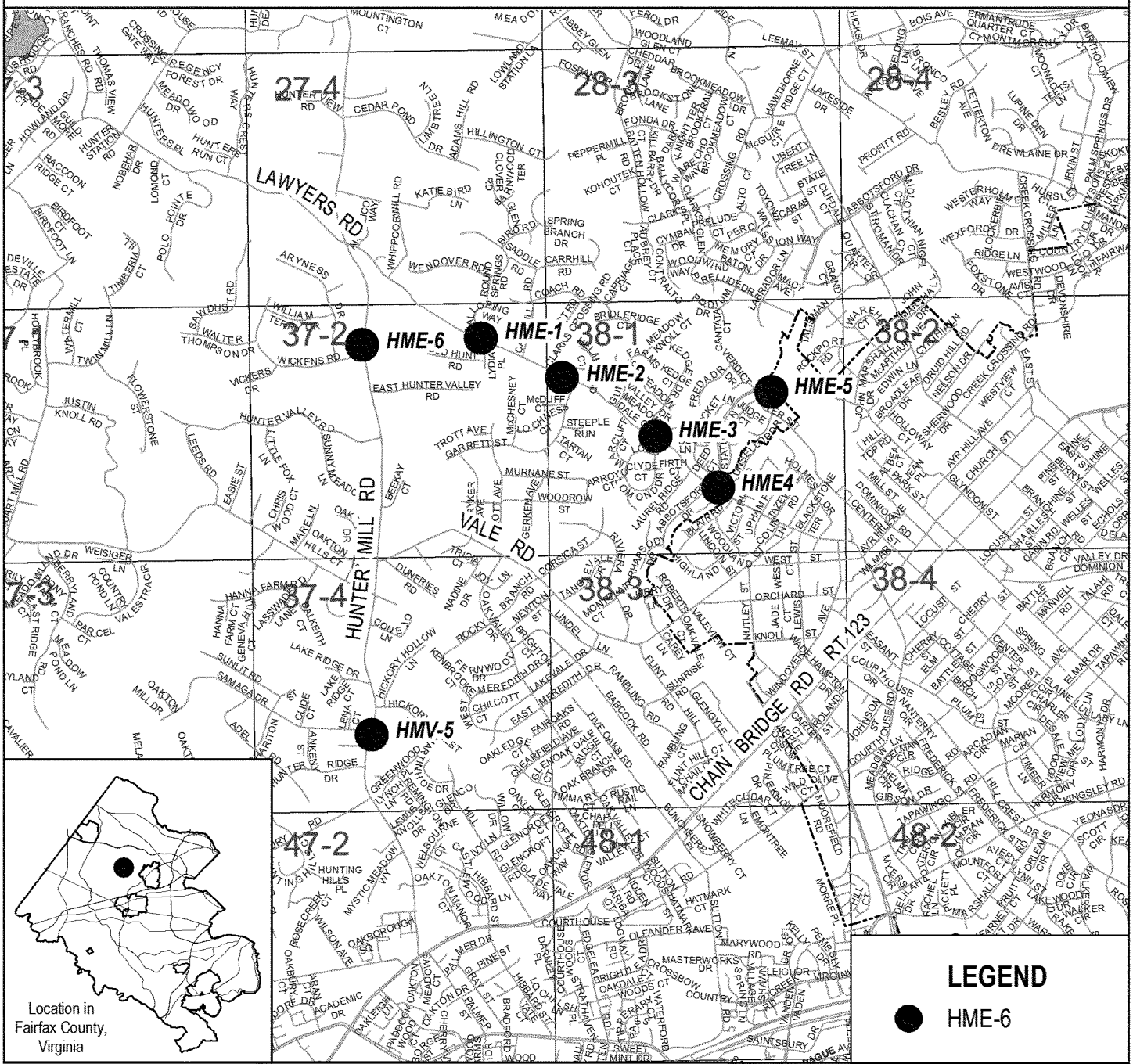
Number: 2232-H13-11 **Acreage:** N/A **District:** Hunter Mill, Providence and Sully

Tax Map I.D. Number: Pts. of 37-2, 37-4, 38-1 (Right-of-Way)

Applicant: NewPath Networks LLC/ Crown Castle

Planned Use: Public Right-of-Way (Pts. of: Hunter Mill Rd. and Lawyers Rd.; Utility Easement

Proposed Use: Telecommunications Facility - Distributed Antenna System (DAS)



3000 FEET

PREPARED BY THE DEPARTMENT OF PLANNING AND ZONING
USING FAIRFAX COUNTY GIS

Board Agenda Item
February 25, 2014

INFORMATION – 2

Planning Commission Action on Application 2232-P13-13, Tinner Hill Historic Site (Providence District)

On Thursday, January 23, 2014, the Planning Commission voted unanimously (Commissioner Sargeant recused himself) to approve 2232-P13-13.

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

Application 2232-P13-13 sought approval to establish a public park for the Tinner Hill Historic Site. The property is located at 106 and 108 Tinner Hill Road, Falls Church. (Tax Map 50-2 ((7)) 1 and 50-2((7)) 2).

ENCLOSED DOCUMENTS:
Attachment 1: Verbatim excerpt
Attachment 2: Vicinity map

STAFF:
Robert A. Stalzer, Deputy County Executive
Fred R. Selden, Director, Department of Planning and Zoning (DPZ)
Chris Caperton, Public Facilities Branch Chief, Planning Division, DPZ
Jill G. Cooper, Executive Director, Planning Commission Office

THIS PAGE INTENTIONALLY LEFT BLANK

Planning Commission Meeting
January 23, 2014
Verbatim Excerpt

2232-P13-13 – TINNER HILL HISTORIC SITE

After Close of the Public Hearing

Chairman Murphy: Public hearing is closed; Mr. Lawrence.

Commissioner Lawrence: Thank you, Mr. Chairman. I think the motto here is persistence pays. When I joined the Planning Commission in 2004, one of the first meetings that I was asked to attend in Supervisor Smyth's conference room was a meeting with the Tinner Hill Foundation. And what we were talking about was this project. A lot has happened between then and now and I have been privileged to be mostly a spectator, but a witness to what has taken place. And I just have to say the efforts over time of a lot of people went into what has arrived here tonight. I just think that's wonderful. I think we have a great example of a lot of things here tonight. Therefore, Mr. Chairman, I CONCUR WITH STAFF'S CONCLUSION THAT THE PROPOSAL BY THE FAIRFAX COUNTY FACILITIES MANAGEMENT DEPARTMENT TO ESTABLISH THE TINNER HILL HISTORIC SITE FOR PUBLIC PARK USE at the – at 108 Tinner Hill Road in Falls Church – AT 106 AND 108 TINNER HILL ROAD IN FALLS CHURCH, sorry, SATISFIES THE CRITERIA OF LOCATION, CHARACTER, AND EXTENT AS SPECIFIED IN *VIRGINIA CODE* 15.2-2232, AS AMENDED.

Commissioner de la Fe: Second.

Chairman Murphy: Seconded by Mr. de la Fe. Is there a discussion of the motion? Ms. Hedetniemi.

Commissioner Hedetniemi: I just concurred with the sentiment that Mr. Lawrence – Commissioner Lawrence has expressed.

Chairman Murphy: Thank you very much. Further discussion of the motion. All those in favor of the motion to approve 2232-P13-13, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Thank you very much.

//

(The motion carried by a vote of 11-0. Commissioner Sargeant recused himself.)

JLC

PLANNING DETERMINATION

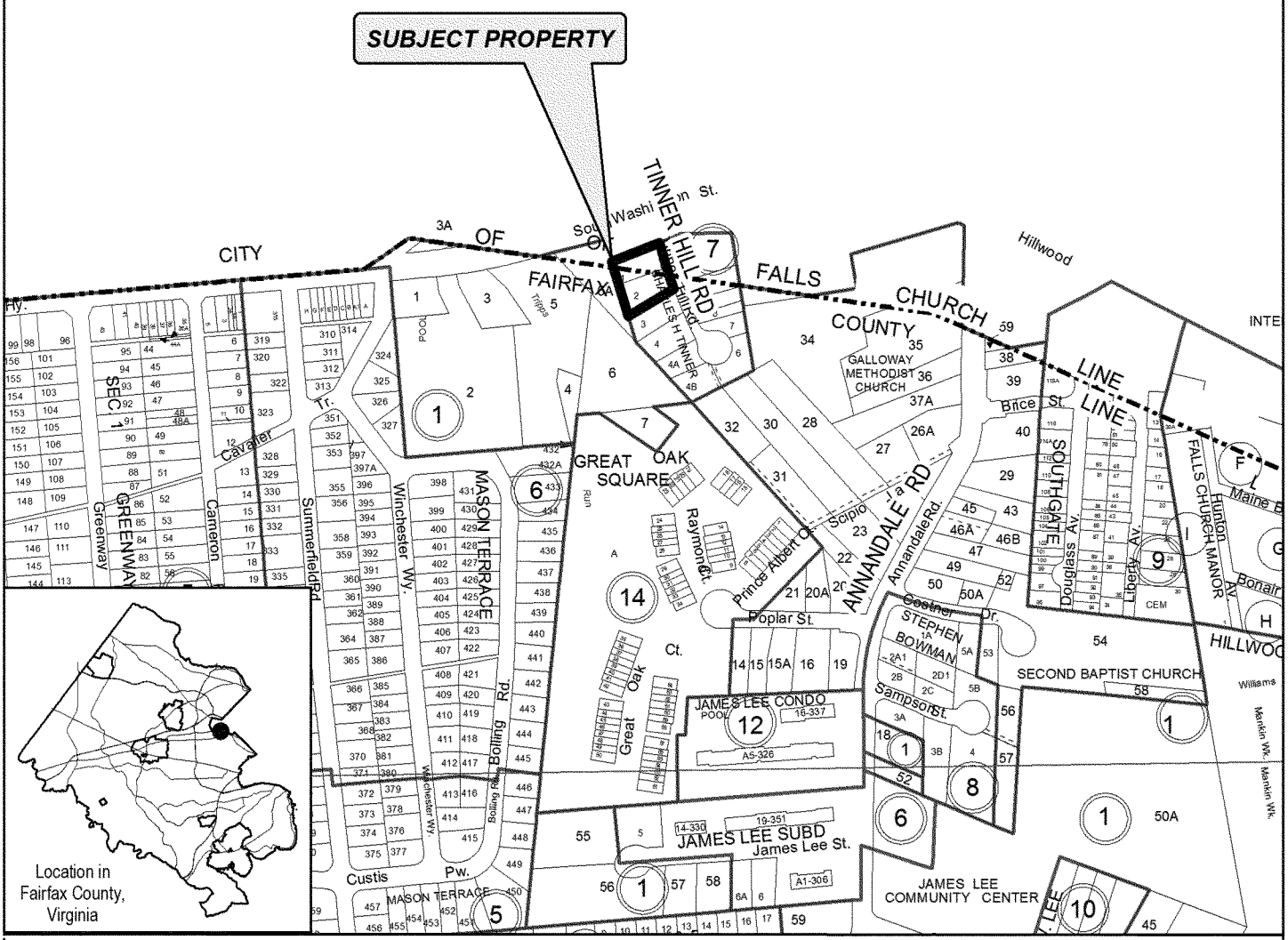
Section 15.2 -2232 of the Code of Virginia

Number: 2232-P13-13 **Acreage:** 0.5 Ac. **District:** Providence

Tax Map I.D. Number: 50-2 ((7)) 1, 2 **Address:** 106 and 108 Tinner Hill Road Falls Church, VA 22046

Planned Use: Residential use @ 3-4 DU/AC **Applicant:** Fairfax County Facilities Management Department

Proposed Use: Tinner Hill Historic Site



500 FEET

PREPARED BY THE DEPARTMENT OF PLANNING AND ZONING
USING FAIRFAX COUNTY GIS

Board Agenda Item
February 25, 2014

12:00 p.m.

Matters Presented by Board Members

THIS PAGE INTENTIONALLY LEFT BLANK

12:50 p.m.

CLOSED SESSION:

(a) Discussion or consideration of personnel matters pursuant to Virginia Code § 2.2-3711(A) (1).

(b) Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Virginia Code § 2.2-3711(A) (3).

(c) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, and consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel pursuant to Virginia Code § 2.2-3711(A) (7).

1. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Trang P. Mai*, Case No. CL-2014-0001385 (Fx. Co. Cir. Ct.) (Mason District)

2. *Antjuan Proctor v. Fairfax County Fire & Rescue Department*, Case No. 1:13-CV-1427 CMH/JFA (E.D. Va.)

3. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Robert D. Edmonds, Jr.*, Case No. CL-2012-0011472 (Fx. Co. Cir. Ct.) (Dranesville District)

4. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Eduardo Mendez Alvarez*, Case No. CL-2012-0006511 (Fx. Co. Cir. Ct.) (Mount Vernon District)

5. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Esther Schwartz, Morris Goldberg, Rose Goldberg, Alvin Peck, Stella Peck, Melvin Zweig, Kathryn Zweig, M.A.M. Enterprises, and the Heirs of Alvin Peck*, Case No. CL-2012-0004129 (Fx. Co. Cir. Ct.) (Providence District)

6. *James W. Patteson, Director, Fairfax County Department of Public Works and Environmental Services v. R. Joun Enterprises, LLC, Roland G. Joun, Trustee, Maria Joun, Trustee, Roland G. Joun Revocable Living Trust, and Maria Joun Revocable Living Trust,* Case No. CL-2012-0011286; and *Leslie B. Johnson, Fairfax County Zoning Administrator v. R. Joun Enterprises, LLC, Roland G. Joun, Trustee, Maria Joun, Trustee, Roland G. Joun Revocable Living Trust, and Maria Joun Revocable Living Trust*, Case No. CL-2012-0015804 (Fx. Co. Cir. Ct.) (Lee District)

7. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Kam Saykhamphone and Thong B. Saykhamphone*, Case No. CL-2013-0007059 (Fx. Co. Cir. Ct.) (Braddock District)

8. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Reynaldo C. Medrano and Carla Munoz-Lopez*, Case Nos. CL-2006-0010659 and CL-2011-0002181 (Fx. Co. Cir. Ct.) (Mason District)

9. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Charilene N. Lucas, a/k/a Christine N. Lucas*, Case No. CL-2011-0012915 (Fx. Co. Cir. Ct.) (Lee District)

10. *Leslie B. Johnson, Fairfax County Zoning Administrator v. George Daamash*, Case No. CL-2011-0000818 (Fx. Co. Cir. Ct.) (Mount Vernon District)

11. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Rui C. Domingues and Bright Masonry, Inc.*, Case No. CL-2013-0016964 (Fx. Co. Cir. Ct.) (Providence District)

12. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Helen Ruth Carlson, Trustee of the Helen Ruth Carlson Revocable Trust, and Mark Gunnard Carlson, Trustee of the Helen Ruth Carlson Revocable Trust*, Case No. CL-2013-0018743 (Fx. Co. Cir. Ct.) (Mount Vernon District)

13. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Thomas M. Barrett*, Case No. CL-2013-0012213 (Fx. Co. Cir. Ct.) (Dranesville District)

14. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Vilma Ortiz and Elba C. Perez*, Case No. CL-2013-0014398 (Fx. Co. Cir. Ct.) (Lee District)

15. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. MY West Spring Plaza, LLC, and Farhad Fanaeian*, Case No. CL-2013-0018917 (Fx. Co. Cir. Ct.) (Springfield District)

16. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Casiano Linares*, Case No. CL-2014-0000535 (Fx. Co. Cir. Ct.) (Lee District)

17. *Leslie B. Johnson, Fairfax County Zoning Administrator v. The Cunje Family Trust, Gabriel C. Cunje, Trustee, and Malini S. Cunje, Trustee*, Case No. CL-2014-0001027 (Fx. Co. Cir. Ct.) (Providence District)

18. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Aaron Samson, Mary I. Samson, and Zaaki Restaurant and Cafe, LLC*, Case No. CL-2014-0001025 (Fx. Co. Cir. Ct.) (Mason District)

19. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Ana Caballero*, Case No. CL-2014-0000980 (Fx. Co. Cir. Ct.) (Providence District)

20. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Lucia O. Palacio***,** Case No. CL-2014-0001444 (Fx. Co. Cir. Ct.) (Providence District)

21. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Brian N. Walsh*, Case No. CL-2014-0001509 (Fx. Co. Cir. Ct.) (Mount Vernon District)

22. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. The Retter Family Trust*, Case No. CL-2014-0001639 (Fx. Co. Cir. Ct.) (Providence District)

23. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Kyriacos S. Kolas, Stephen F. Kolas, and Paula A. Kolas*, Case No. GV13-019244 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

24. *Leslie B. Johnson v. Richard E. During and Eugenia F. During*, Case No. GV13-027244 (Fx. Co. Gen. Dist. Ct.) (Braddock District)

25. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Mac Arthur Weston*, Case No. GV13-017285 (Fx. Co. Gen. Dist. Ct.) (Springfield District)

26. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Rebecca Mills***,** Case No. GV14-002193 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

27. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Orien V. Swartzwelder and Juanita D. Swartzwelder***,** Case No. GV14-002194 (Fx. Co. Gen. Dist. Ct.) (Mason District)

THIS PAGE INTENTIONALLY LEFT BLANK

Board Agenda Item
February 25, 2014

3:30 p.m.

Decision Only on SEA 2009-DR-008 (Oakcrest School) to Amend SE 2009-DR-008 Previously Approved for a Private School of General Education to Permit Modifications to Development Conditions and Site Access with no Increase in Enrollment, Located on Approximately 22.67 Acres of Land Zoned R-E (Hunter Mill District)

This property is located on the South side of Crowell Road, approximately 1,200 feet East of its intersection with Hunter Mill Road and North of Dulles Toll Road. Tax Map 18-4 ((1)) 26C; 18-4 ((8)) A and 4.

This public hearing was deferred on September 24, 2013 to January 28, 2014 at 4:30 p.m.; at which time the public hearing was held and the decision only was deferred until February 11, 2014 at 4:00 p.m. On February 11, 2014, the decision only was deferred until February 25, 2014 at 3:30 p.m.

PLANNING COMMISSION RECOMMENDATION:
On Wednesday, July 31, 2013, the Planning Commission voted 6-5-1 (Commissioners Donahue, Hall, Hart, Hedetniemi, and Lawrence opposed and Commissioner Sargeant abstaining) to recommend that the Board of Supervisors approve SEA 2009-DR-008, subject to the development conditions dated July 30, 2013.

The Commission also voted 8-2-1 (Commissioners Hart and Lawrence opposed; Commissioner Sargeant abstaining; and Commissioner Hall not present for the vote) to recommend the following actions to the Board of Supervisors:

- Reaffirmation of the transitional screening requirements on the east and south to favor existing vegetation and as shown on the special exception amendment plat; and

- Reaffirmation of the modification of the location of the required barrier along the eastern and southern boundaries to favor that barrier shown on the special exception amendment plat.

ENCLOSED DOCUMENTS:
Attachment 1 – Planning Commission Verbatim
Staff Report previously furnished and available online at:
http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdwf/4419579.PDF

STAFF:
Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)
Joe Gorney, Planner, DPZ

THIS PAGE INTENTIONALLY LEFT BLANK

Attachment 1

Planning Commission Meeting
July 31, 2013
Verbatim Excerpt

SEA-2009-DR-008 – OAKCREST SCHOOL (Hunter Mill District)

Decision Only During Commission Matters
(Public Hearing held on June 20, 2013)

Commissioner de la Fe: Thank you, Mr. Chairman. Mr. Chairman, I have a decision only. It's on SEA 2009-DR-008, Oakcrest School. Mr. Chairman, the public hearing for this case was held on June 20th, 2013. At the public hearing, 16 individuals presented testimony. Most were opposed to granting the SEA. Though there were a variety of issues raised, the predominant one related to the traffic impact on Crowell Road. During the deferral period, we have received a significant amount of further public comment, both supporting and opposing the application. All of those comments will be incorporated into the public record. In order to address not only the traffic management issues, but also removal of the berm, screening, and the relationship to previous actions related to the application property, the decision was deferred until July 25th. A staff report addendum was published on the 25th, which recommended a further deferral to tonight to allow staff additional time to review the submissions from the applicant. A second addendum dated July 30th was published and distributed electronically. As discussed in the addenda, development conditions were developed to attempt to address the issues. Condition 3 references the new date for the SE Plat, which, among other things, changes – which, among other changes, primarily relate to a reduction in the amount of berm to be removed and additional screening. Condition 4 was added to clarify the relationship between land disturbance activities associated with this SEA and the prior approvals collectively known as SP 91-C-070. Conditions 18 and 19 were added to address traffic and transportation demand issues. Conditions 33 and 34 were added to address issues related to the removal of portions of the berm. By approving the original SE, the Board of Supervisors determined that the land use, a Category 3, Private School of General Education, was appropriate. This application is an amendment to the previously-approved Special Exception because the applicant has been unable to acquire the land necessary to achieve the traffic mitigation anticipated in the approved SE. To state the obvious, this is a complicated case. Many of the issues raised with respect to this application had their origins long before this application; however, we must deal with the application before us now, which basically involves site access and traffic management. There is no question that the access point on Crowell will increase traffic on that road and exacerbate an already difficult situation; however, the traffic analyses and conclusions of the folks that we look to for advice tell us that, with the installation of a traffic signal at the intersection of Crowell and Hunter Mill roads, lane improvements, and provision of safety devices to alert vehicular traffic traveling west on Crowell, the increased traffic can be handled. At one point, I considered adding a requirement that a second site access point be provided; however, since the staff has concluded that the single access point, with the associated road improvements, could handle student enrollment at its highest allowable limit, I did not find it prudent to make such a requirement at this time. I believe that the provisions of Development Condition 19 allow the staff to monitor the situation and make the necessary changes. As I sated before, this is a complicated case. It is particularly complicated for me because of the divergent recommendations provided by the Hunter Mill Land Use Committee and staff. When the Land Use Committee and staff agree, it is less complicated for

me to arrive at a recommendation to present to the Commission, whether it's to approve or deny. In this case, the Land Use Committee has recommended denial and staff has recommended approval. I know that in the past I have disagreed with staff. I can't recall a case when I disagreed with the Land Use Committee. In this case, however, since I believe that the issue before us relates not to the appropriate use of the land – since that issue was settled when the Board approved the original SE – but is basically a traffic management issue, I will recommend approval. Therefore, Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF SEA 2009-DR-008, SUBJECT TO THE DEVELOPMENT CONDITIONS NOW DATED JULY 30TH, 2013. Thank you.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Is there a discussion of the motion?

Commissioner Lawrence: Mr. Chairman?

Chairman Murphy: Mr. Lawrence.

Commissioner Lawrence: Thank you, Mr. Chairman. I was not present for the public hearing, but I reviewed the video and read all the materials so I think I'm competent to vote. Mr. Chairman, I've learned that every case is different, but successful applications have a common attribute. An acceptable balance is struck between what the applicant seeks in such terms as use, intensity, and land design, and the interests of the community in offsetting the impact of the development. The previous version of this application had achieved a balance. For a number of reasons, in my view, this version does not and I cannot support it. Thank you.

Chairman Murphy: Is there further discussion of the motion? Ms. Hedetniemi.

Commissioner Hedetniemi: Thank you, Mr. Chairman. I took the time to go to Crowell Road and drive it and I concur with Mr. Lawrence's comments. I am not convinced that this solution is appropriate for the neighbors and for the traffic congestion that is very likely in that area – in an already congested area. So I will not support it.

Chairman Murphy: Further discussion of the motion? Ms. Hall.

Commissioner Hall: Yes. Mr. Chairman, I also agree with Commissioner Lawrence. I cannot support the application – probably for the more simple reason that – when we work with our communities they've got to trust what we say. And if we get their support for a particular remedy, then we have to ensure that remedy stays as part of the application. So, therefore, I cannot support any traffic going out on Crowley (sic).

Commissioner Flanagan: Mr. Chairman?

Chairman Murphy: Yes, Mr. Flanagan.

Commissioner Flanagan: Yes, I also had hoped that in the interim we would be given more consideration to a transportation alternative that would have located the circle – the proposed circle of the previous SE further south so that it would be only on two properties. And – however, in consulting with staff, I was found out that that was – that the owners of those properties were not amendable to that alternative. And so it would require condemnation if they wanted to pursue that and they – so I'm going to support the motion as enunciated.

Chairman Murphy: Mr. Sargeant?

Commissioner Sargeant: I'll wait until the end, Mr. Chairman.

Chairman Murphy: All right. All those in favor of the motion –

Commissioner Donahue: Mr. Chairman? Mr. Chairman?

Commissioner de la Fe: Mr. Donahue.

Chairman Murphy: Oh, I'm sorry.

Commissioner Donahue: Yes, Mr. Chairman. I'm not sure exactly what some of these comments mean because not supporting the motion can take one of two directions. I'm going to have to oppose the motion. I'm going to have to oppose this application. And the reason I'm going to have to oppose it because I am clearly and emphatically on record with respect to Crowell Road – a number of years ago – saying this application doesn't work with Crowell Road access. I've always believed that. I believed it three years ago; I believe it now. And we still have Crowell Road access. I'm going to tell just a little story that goes a little further. We've been all wound up about – about the turn – about the roundabout. The roundabout, for me, has always been a secondary consideration. The need for the roundabout – or it is made necessary by the fact that the Crowell Road access point does not work. That leaves us with Hunter Mill. If you have a Hunter Mill access point and a right-out only – and you would sure as heck have to have that – most of the folks dropping people off there, I think, are going to want to get back to the Toll Road. And with a right-out only, in order to get back to the Toll Road, they're going to go a long, long ways without a roundabout to do so. That's what made the roundabout necessary; nothing else. There's nothing independent with respect to the roundabout other than you need the roundabout if you're going to have a route (sic) – a right-only out on Hunter Mill Road. But the Crowell Road issue, it just has never – it has never gotten my support. Crowell Road is not going to accommodate, I don't think, what it's going to have to accommodate as an access point to this application without greatly, greatly inconveniencing people in the area. And also, I think it's a dangerous – I think it's a dangerous situation. So I'm going to have to oppose the application. Thank you, Mr. Chairman.

Chairman Murphy: Further discussion of the motion? All those in favor of the motion to recommend to the Board of Supervisors that it approve SEA 2009-DR-008, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed?

Commissioners Donahue, Hall, Hart, Hedetniemi, and Lawrence: No.

Chairman Murphy: Motion carries – well, I believe I'm going to take a division on this. Mr. Donahue?

Commissioner Donahue: No.

Chairman Murphy: Ms. Hedetniemi?

Commissioner Hedetniemi: No.

Chairman Murphy: Mr. Litzenberger?

Commissioner Litzenberger: Yes.

Chairman Murphy: Mr. Flanagan?

Commissioner Flanagan: Yes.

Chairman Murphy: Mr. Lawrence?

Commissioner Lawrence: No.

Chairman Murphy: Mr. de la Fe?

Commissioner de la Fe: Yes.

Chairman Murphy: Ms. Hall?

Commissioner Hall: Yes. No! N, no. Yes, on Ms. Hall, but the answer is no.

Chairman Murphy: I thought Ms. Harsel came back.

Commissioner Hall: We'll have words over that one.

Chairman Murphy: Mr. Hart?

Commissioner Hart: No.

Chairman Murphy: Mr. Sargeant?

Commissioner Sargeant: Mr. Chairman, in addition to not participating in the public hearing, I want the record to show that I am I not participating in the vote.

Chairman Murphy: Okay. Mr. Migliaccio?

Commissioner Migliaccio: Yes.

Chairman Murphy: Ms. Hurley?

Commissioner Hurley: Yes.

Chairman Murphy: The chair votes aye. And the motion passes 7 – 5 to one.

Commissioner de la Fe: Too many – 6-5-1.

Chairman Murphy: 6-5-1, I'm sorry.

Commissioner Hall: I want an auditor.

Commissioner de la Fe: Mr. Chairman –

Chairman Murphy: Yes, well you confused me with your vote. You're lucky I put it down in the right column.

Commissioner de la Fe: Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND REAFFIRMATION OF THE PREVIOUS MODIFICATION OF THE TRANSITIONAL SCREENING REQUIREMENTS ON THE EAST AND SOUTH TO FAVOR EXISTING VEGETATION AND AS SHOWN ON THE SPECIAL EXCEPTION AMENDMENT PLAT.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Is there a discussion? All those in favor of that motion, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed?

Commissioners Hart and Lawrence: No.

Chairman Murphy: Motion carries. Is it the same division?

Commissioner Donahue: I support that motion, Mr. Chairman. As long as we're going to have the project anyway, I think it's a good motion to support.

Chairman Murphy: Okay, who votes no on that one? Mr. Lawrence votes no and Mr. Hart votes no.

Commissioner Sargeant: Not participating.

Chairman Murphy: And same abstention; Mr. Sargeant. Motion carries.

Commissioner de la Fe: Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND REAFFIRMATION OF THE PREVIOUS MODIFICATION OF THE LOCATION OF THE REQUIRED BARRIER ALONG THE EASTERN AND SOUTHERN BOUNDARIES TO FAVOR THAT BARRIER THAT IS SHOWN ON THE SPECIAL EXCEPTION AMENDMENT PLAT.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Is there a discussion of that motion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed?

Commissioners Hart and Lawrence: No.

Chairman Murphy: Motion carries. Mr. Lawrence and Mr. Hart vote no. Mr. Sargeant abstains. Is that it?

Commissioner de la Fe: That's it.

Chairman Murphy: Well you were right about one thing. You carried all the votes when you said this is a complicated application.

Commissioner de la Fe: Yes. Thank you, Mr. Chairman. And I realize that this is not satisfactory, probably, to anyone. And I also believe that given the development conditions that exist, this may not be the end of the case.

Chairman Murphy: You heard it here first.

Commissioner de la Fe: So, as I said, the origins on this extend more than 20 years and may be around another 20 years. And then it will be back in Dranesville.

//

(The first motion carried by a vote of 6-5-1 with Commissioners Donahue, Hall, Hart, Hedetniemi, and Lawrence opposed; Commissioner Sargeant abstaining.)

(The second and third motions carried by a vote of 8-2-1 with Commissioners Hart and Lawrence opposed; Commissioner Sargeant abstaining; Commissioner Hall not present for the vote.)

JLC

THIS PAGE INTENTIONALLY LEFT BLANK

Board Agenda Item
February 25, 2014

3:30 p.m.

Public Hearing on PCA 2012-MV-001 (Woodlawn Hospitality, LCC) to Amend the Proffers for RZ 2012-MV-001 Previously Approved for a Hotel to Permit Site Modifications and Associated Modifications to Proffers with an Overall Floor Area Ratio of 0.63, Located on Approximately 2.0 Acres of Land Zoned C-8, CRD and HC (Mount Vernon District)

and

Public Hearing on (SEA 2012-MV-001 Woodlawn Hospitality, LLC) to Amend SE 2012-MV-001 Previously Approved for an Increase in FAR, Increase in Building Height and Waiver/Modifications in the CRD to Permit an Additional Increase in FAR and Associated Modifications to Site Design and Development Conditions, Located on Approximately 2.0 Acres of Land Zoned C-8, CRD and HC (Mount Vernon District)

This property is located in the NorthWest quadrant of the intersection of Richmond Highway and Woodlawn Court. Tax Map 101-3 ((1)) 96.

and

This property is located at 8668 Richmond Highway, Alexandria, 22309. Tax Map 101-3 ((1)) 96.

PLANNING COMMISSION RECOMMENDATION:
On Thursday, February 6, 2014, the Planning Commission voted 10-0 (Commissioners Hall and Hurley were absent from the meeting) to recommend the following actions to the Board of Supervisors:

- Approval of PCA 2012-MV-001, subject to the execution of proffers consistent with those dated January 29, 2014;

- Approval of SEA 2012-MV-001, subject to the development conditions dated January 23, 2014;

- Reaffirmation of the previously-approved waivers and modifications as follows:

    - Waiver of the transitional screening and barrier requirements along the southern boundary of the property in favor of that depicted on the GDP/SEA Plat;

- Waiver of the construction improvements along the Richmond Highway frontage of the site;

- Waiver of the service drive requirement along Richmond Highway in favor of the interparcel connections shown on the GDP/SEA Plat;

- Modification of the tree planting requirement along the western property line in favor of that shown on the GDP/SEA Plat; and

- Modification of the minimum travel aisle width requirement to that shown on the GDP/SEA Plat.

ENCLOSED DOCUMENTS:
Attachment 1: Planning Commission Verbatim
Staff Report previously furnished and available online at:
http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdwf/4439335.PDF

STAFF:
Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)
Megan Duca, Planner, DPZ

PCA/SEA 2012-MV-001 – WOODLAWN HOSPITALITY, LLC

After Close of the Public Hearing

Chairman Murphy: The public hearing is closed; recognize Mr. Flanagan.

Commissioner Flanagan: Yes, thank you, Mr. Chairman. I have three motions. The first is, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF PCA 2012-MV-001, SUBJECT TO THE EXECUTION OF PROFFERS CONSISTENT WITH THOSE DATED JANUARY 29, 2014.

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 2012-MV-001 [*sic*], say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Mr. Flanagan.

Commissioner Flanagan: I also MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF SEA 2012-MV-001, SUBJECT TO THE DEVELOPMENT CONDITIONS DATED JANUARY 23, 2014.

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.

Commissioner Flanagan: Finally, Mr. Chairman, I have five waivers and modifications that I'd like to consider a single motion -

Chairman Murphy: Please.

Commissioner Flanagan: - if that's okay with you.

Chairman Murphy: Fine.

Commissioner Flanagan: Fine. Well then I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF THE REAFFIRMATION OF THE FOLLOWING WAIVERS AND MODIFICATIONS:

Number one:

- WAIVER OF THE TRANSITIONAL SCREENING AND BARRIER REQUIREMENTS ALONG THE SOUTHERN BOUNDARY OF OF THE PROPERTY IN FAVOR OF THAT DEPICTED ON THE GENERAL DEVELOPMENT PLAN AND SEA PLAT;

And then a second waiver:

- WAIVER OF THE CONSTRUCTION OF FRONTAGE IMPROVEMENTS ALONG THE RICHMOND HIGHWAY FRONTAGE OF THE SITE;

Third waiver is for:

- A WAIVER OF THE SERVICE DRIVE REQUIREMENT ALONG RICHMOND HIGHWAY IN FAVOR OF THE INTERPARCEL CONNECTIONS SHOWN ON THE GDP/SEA PLAT;

And then the fourth item is:

- A MODIFICATION OF THE TREE PLANTING REQUIREMENT ALONG THE WESTERN PROPERTY LINE IN FAVOR OF THAT SHOWN ON THE GDP/SEA PLAT;

And finally:

- THE MODIFICATION OF THE MINIMUM TRAVEL AISLE WIDTH REQUIREMENT TO THAT SHOWN ON THE GDP/SEA PLAT.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Is there a discussion of that motion and all the waivers? All those in favor of the motion, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

//

(The motions carried by a vote of 10-0. Commissioners Hall and Hurley were absent from the meeting.)

JN

Board Agenda Item
February 25, 2014

3:30 p.m.

Public Hearing on RZ 2012-PR-002 (Greensboro Park Property Owner LLC) to Rezone from C-4 and SC to PTC and SC to Permit Office and Residential Development with an Overall Floor Area Ratio of 3.23, Approval of Final Development Plans and a Waiver #6028-WPFM-006-1 to Permit the Location of Underground Storm Water Management Facilities in a Residential Area, Located on Approximately 6.98 Acres of Land (Providence District)

This property is located in the North West quadrant of the intersection of Greensboro Drive and International Drive. Tax Map 29-3 ((15)) 12A and 29-4 ((9)) 12B.

PLANNING COMMISSION RECOMMENDATION:
The Planning Commission public hearing was held on February 6, 2014 and decision was deferred to Thursday, February 19, 2014. The Commission's recommendation will be forwarded to the Board of Supervisors subsequent to that date.

ENCLOSED DOCUMENTS:
Staff Report previously furnished and available online at:
http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdwf/4439331.PDF

STAFF:
Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)
Bob Katai, Planner, DPZ

THIS PAGE INTENTIONALLY LEFT BLANK

Board Agenda Item
February 25, 2014

3:30 p.m.

Public Hearing on SE 2013-DR-001 (TD Bank National Association) to Permit a Drive-In Financial Institution, Located on Approximately 27,426 Square Feet of Land Zoned C-6 and C-8 (Dranesville District)

This property is located at 9901 Georgetown Pike, Great Falls, 22066. Tax Map 13-1 ((1)) 5A.

PLANNING COMMISSION RECOMMENDATION:

On Thursday, January 9, 2014, the Planning Commission voted 11-0-1 (Commissioner Hart abstained from the vote) to recommend the following actions to the Board of Supervisors:

- Approve SE 2013-DR-001, subject to the development conditions consistent with those dated January 8th, 2014, with the following modifications:
    - Condition Number 11 to be revised as follows: "Any site plan for the proposed financial institution shall be coordinated with the design and installation of the environmental remediation system, as specified in the corrective action plan approved by the Virginia Department of Environmental Quality (VADEQ) to address previously discovered site contamination, and the infrastructure and the construction of the financial institution shall not constrict or limit installation or effective operation of the remediation systems specified and approved by VADEQ"; and
    - Condition Number 30 to be revised as follows: "All outdoor illuminated signage, to include building-mounted and freestanding signs, shall be dimmed to at least 50 percent of full operational levels within one hour after the close of business, unless otherwise required by the Zoning Ordinance."
- Waiver of the loading space requirement for the drive-in financial use; and
- Modification of Section 11-102, Part 8 of the Zoning Ordinance to allow a 9.5-foot parking setback along Walker Road, as shown on the SE Plat, in lieu of the 10-foot setback requirement.

ENCLOSED DOCUMENTS:
Attachment 1: Planning Commission Verbatim
Staff Report previously furnished and available online at:
http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdwf/4421939.PDF

STAFF:
Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)
Mike Lynskey, Planner, DPZ

THIS PAGE INTENTIONALLY LEFT BLANK

Attachment 1

Planning Commission Meeting
January 9, 2014
Verbatim Excerpt

SE 2013-DR-001 – TD BANK, NATIONAL ASSOCIATION

Decision Only During Commission Matters
(Public Hearing held on July 18, 2013)

Commissioner Donahue: Thank you very much. A number of weeks ago, we held the public hearing on SE 2013-DR-001, TD Bank, and a number of legitimate concerns – challenges came up, which we've been working on ever since. And thanks to an awful lot of people – I'm going to start naming names here – because Lori Murphy and Jeff Leiter have been absolutely terrific. The leadership that came from the GSCA – exposing some of the difficulties was very good and they were very good and they were good to work with. And most of all – most of all – Kris Abrahamson and Mike Lynskey – Mike in particular – who constantly took my questions, trying to understand plumes and hydrology and various other things. And I think we have this thing settled, at least to the point that everyone is willing to agree on the – on the course we've decided to take. So without further ado, I MOVE THE PLANNING COMMISSION RECOMMENDED THAT THE BOARD OF SUPERVISORS APPROVE SE 2013-DR-001, SUBJECT TO THE DEVELOPMENT CONDITIONS CONSISTENT WITH THOSE DATED JANUARY 8TH, 2014, WITH THE FOLLOWING MODIFICATIONS:

- CONDITION NUMBER 11 SHOULD BE – SHOULD BE REVISED TO READ AS FOLLOWS: ANY SITE PLAN FOR THE PROPOSED FINANCIAL INSTITUTION SHALL BE COORDINATED WITH THE DESIGN AND INSTALLATION OF THE ENVIRONMENTAL REMEDIATION SYSTEM, AS SPECIFIED IN THE CORRECTIVE ACTION PLAN APPROVED BY THE VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY (VADEQ) TO ADDRESS PREVIOUSLY DISCOVERED SITE CONTAMINATION AND THE INFRASTRUCTURE AND CONSTRUCTION OF THE FINANCIAL INSTITUTION SHALL NOT CONSTRICT OR LIMIT INSTALLATION OR EFFECTIVE OPERATION OF THE REMEDIATION SYSTEMS SPECIFIED AND APPROVED BY VADEQ;

- AND CONDITION NUMBER 30 SHOULD BE REVISED TO READ AS FOLLOWS: ALL OUTDOOR ILLUMINATED SIGNAGE, TO INCLUDE BUILDING-MOUNTED AND FREESTANDING SIGNS, SHALL BE DIMMED TO AT LEAST 50 PERCENT OF FULL OPERATIONAL LEVELS WITHIN ONE HOUR AFTER THE CLOSE OF BUSINESS, UNLESS OTHERWISE REQUIRED BY THE ZONING ORDINANCE.

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 SE 2013-DR-001, as amended by Mr. Donahue, say aye.

Commissioners: Aye.
Chairman Murphy: Opposed? Motion carries.

Commissioner Donahue: Thank you, Mr. Chairman.

Chairman Murphy: Hold on.

Commissioner Hart: Yes, Mr. Chairman?

Chairman Murphy: Yes.

Commissioner Hart: If I could be recorded as not voting on that – I recused myself whenever we did this months ago.

Chairman Murphy: Okay.

Commissioner Donahue: Correct.

Chairman Murphy: Thank you.

Commissioner Donahue: I MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT the Board of Supervisors – THE BOARD OF SUPERVISORS APPROVE THE FOLLOWING WAIVERS AND MODIFICATIONS:

- A WAVIER OF LOADING SPACE REQUIREMENT FOR THE DRIVE-IN FINANCIAL USE.

Commissioner Hedetniemi: Second.

Chairman Murphy: Seconded by Ms. Hedetniemi, is there a discussion of the motion? All those in favor, say aye.

Commissioners: Aye.

Commissioner Hart: Abstain.

Chairman Murphy: Oppose? Motion carries, same division with Mr. Hart not voting.

Commissioner Donahue: Thank you, Mr. Chairman – A MODIFICATION OF PART 8 OF SECTION 11-102 OF THE ZONING ORDINANCE TO ALLOW A 9.5-FOOT PARKING SETBACK ALONG WALKER ROAD, AS SHOWN ON THE SE PLAT, IN LIEU OF THE 10-FOOT SETBACK REQUIREMENT.

Commissioners Hedetniemi and Litzenberger: Second.

Chairman Murphy: Seconded by Ms. Hedetniemi and Mr. Litzenberger. Is there a discussion of that motion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries, same division.

Commissioner Donahue: A MODIFICATION OF THE TRAIL REQUIREMENT ALONG GEORGETOWN PIKE IN FAVOR OF A 5-FOOT CONCRETE SIDEWALK, AS SHOWN ON THE SE PLAT.

Commissioners Hedetniemi and Litzenberger: Second.

Chairman Murphy: Seconded by Ms. Hedetniemi and Mr. Litzenberger. Discussion? All those in favor of that motion, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries, same division.

Commissioner Donahue: And finally, A MODIFICATION OF SECTION 2-505 OF THE ZONING ORDINANCE TO ALLOW THE PARKING AREA TO ENCROACH ON THE CORNER LOT RESTRICTION, AS SHOWN ON THE SE PLAT AND AS CONDITIONED.

Commissioners Hedetniemi and Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger and Ms. Hedetniemi. Is there a discussion of that motion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries, same division.

Commissioner Donahue: Thank you, Mr. Chairman. And again, thanks to all the participants. We finally got this done.

//

(Each motion carried by a vote of 11-0-1. Commissioner Hart abstained.)

JLC

THIS PAGE INTENTIONALLY LEFT BLANK

Board Agenda Item
February 25, 2014

4:00 p.m.

Public Hearing on the Acquisition of Certain Land Rights Necessary for the Construction of Route 29 Widening Road Improvements (Braddock District)

ISSUE:
Public Hearing on the acquisition of certain land rights necessary for the construction of Project 4YP212, also known as 5G25-052-000, Route 29 Widening Road Improvements, Fund 300-C30050, Transportation Improvements.

RECOMMENDATION:
The County Executive recommends that the Board of Supervisors (Board) adopt the attached resolution authorizing the acquisition of the necessary land rights.

TIMING:
On January 28, 2014, the Board authorized advertisement of a public hearing to be held on February 25, 2014, at 4:00 p.m.

BACKGROUND:
The County is planning to widen Route 29, Lee Highway, from Legato Road to approximately 600 feet north of Shirley Gate Road, to add an additional northbound travel lane. The project includes five-foot-wide concrete sidewalks, ten-foot-wide shared use paths and asphalt sidewalks, storm water management, curb and gutter, improved right turn lanes and related appurtenances.

Land rights for these improvements are required on 31 properties. The construction of the project requires the acquisition of dedications for public street purposes, storm drainage, ingress/egress, signage, landscaping, detention pond, grading agreement and temporary construction, Dominion Virginia Power, Verizon, Cox Communications, and XO Communications Services easements and utility relocation.

Negotiations are in progress with several owners of these properties; however, because resolution of these acquisitions is not imminent, it may become necessary for the Board to utilize quick-take eminent domain powers to commence construction of this project on schedule. These powers are conferred upon the Board by statute, namely, Va. Code Ann. Sections 15.2-1904 and 15.2-1905 (2012). Pursuant to these provisions, a

public hearing is required before property interests can be acquired in such an accelerated manner.

FISCAL IMPACT:
Funding is currently available in Project 4YP212, also known as 5G25-052-000, Route 29 Widening, Fund 300-C30050, Transportation Improvements. No additional funds are required at this time for land acquisition.

ENCLOSED DOCUMENTS:
Attachment A – Project Location Map
Attachment B – Resolution with Fact Sheets on the affected parcels with plats showing interests to be acquired (Attachments 1 through 11E).

STAFF:
James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)
Ronald N. Kirkpatrick, Deputy Director, DPWES, Capital Facilities

ROUTE 29 WIDENING

Tax Map: 56-1

Project 5G25-052-000 (4YP212)
Braddock District

Scale: Not to Scale

Affected Properties:

Proposed Improvements:

ROUTE 29 WIDENING

Tax Map: 56-2

Project 5G25-052-000 (4YP212)

Braddock District

Scale: Not to Scale

Affected Properties:

Proposed Improvements:

ROUTE 29 WIDENING

Tax Map: 56-2 & 56-3

Project 5G25-052-000 (4YP212)
Braddock District

Scale: Not to Scale

Affected Properties:

Proposed Improvements:

ATTACHMENT B

RESOLUTION

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 Tuesday, February 25, 2014, at which meeting a quorum was present and voting, the following resolution was adopted:

WHEREAS, certain Project 4YP212, also known as 5G25-052-000, Route 29 Widening Road Improvements had been approved; and

WHEREAS, a public hearing pursuant to advertisement of notice was held on this matter, as required by law; and

WHEREAS, the property interests that are necessary have been identified; and

WHEREAS, in order to keep this project on schedule, it is necessary that the required property interests be acquired not later than February 28, 2014.

NOW THEREFORE BE IT RESOLVED, that the Director, Land Acquisition Division, in cooperation with the County Attorney, is directed to acquire the property interests listed in Attachments 1 through 11E by gift, purchase, exchange, or eminent domain; and be it further

RESOLVED, that following the public hearing, this Board hereby declares it necessary to acquire the said property and property interests and that this Board intends to enter and take the said property interests for the purpose of constructing new roadway, sidewalk improvements and to provide adequate storm drainage as shown

and described in the plans of Project 4YP212, also known as 5G25-052-000, Route 29 Widening Road Improvements on file in the Land Acquisition Division of the Department of Public Works and Environmental Services, 12000 Government Center Parkway, Suite 449, Fairfax, Virginia; and be it further

RESOLVED, that this Board does hereby exercise those powers granted to it by the *Code of Virginia* and does hereby authorize and direct the Director, Land Acquisition Division, on or subsequent to February 26, 2014, unless the required interests are sooner acquired, to execute and cause to be recorded and indexed among the land records of this County, on behalf of this Board, the appropriate certificates in accordance with the requirements of the *Code of Virginia* as to the property owners, the indicated estimate of fair market value of the property and property interests and/or damages, if any, to the residue of the affected parcels relating to the certificates; and be it further

RESOLVED, that the County Attorney is hereby directed to institute the necessary legal proceedings to acquire indefeasible title to the property and property interests identified in the said certificates by condemnation proceedings, if necessary.

LISTING OF AFFECTED PROPERTIES
Project 4YP212 – Route 29 Widening Road Improvements
(Braddock District)

PROPERTY OWNER(S)	TAX MAP NUMBER
1. Alden Glen Community Association	056-1-14-0000-D

Address:
Situated on the north side of Lee Highway west of Holly Avenue, Fairfax, Virginia 22030

2. GSG Residential Ellipse, Inc. 056-1-15-0005-C

Address:
Situated on the northwest corner of Lee Highway and Forum Drive, Fairfax, Virginia 22030

3. Becky L. Earhart, Susan E. Black, 056-2-01-0039
Leigh A. Earhart, Kristi C. Vallone, Trustees

Address:
11332 Lee Highway, Fairfax, Virginia 22030

4. Lonardelli Joint Venture, LLC 056-2-01-0054

Address:
11401 Lee Highway, Fairfax, Virginia 22030

5. Seung K. Hong, Trustee 056-2-01-0055

Address:
11421 Lee Highway, Fairfax, Virginia 22030

6. Forest Hill Joint Venture, LLC 056-2-01-0057

Address:
11429 Lee Highway, Fairfax, Virginia 22030

7. Forest Hill Joint Venture, LLC 056-2-01-0058

Address:
11425 Lee Highway, Fairfax, Virginia 22030

8. S&G Craven, LLC 056-2-01-0063-B

Address:
11625 Lee Highway, Fairfax, Virginia 22030

9. Ronald A. DeAngelis 056-2-01-0066
Leta G. DeAngelis

Address:
11717 Lee Highway, Fairfax, Virginia 22030

10. Garden World R.E., LLC 056-2-04-0001

Address:
11347 Lee Highway, Fairfax, Virginia 22030

11. Garden World R.E., LLC 056-2-04-0002

Address:
11343 Lee Highway, Fairfax, Virginia 22030

A Copy – Teste:

_____
Catherine A. Chianese
Clerk to the Board of Supervisors

ATTACHMENT 1

1. AFFECTED PROPERTY

Tax Map Number: 056-1-14-0000-D
Street Address: Situated on the north side of Lee Highway west of Holly Avenue, Fairfax, Virginia 22030

2. OWNER(S): Alden Glen Community Association

3. INTEREST(S) REQUIRED: (As shown on attached plat/plan)

Dominion Virginia Power 232 sq. ft.

4. VALUE

Estimated value of interests and damages:

ONE THOUSAND FIVE HUNDRED DOLLARS ($1,500.00)

ATTACHMENT 2

1. AFFECTED PROPERTY

Tax Map Number: 056-1-15-0005-C
Street Address: Situated on the northwest corner of Lee Highway and Forum Drive, Fairfax, Virginia 22030

2. OWNER(S): GSG Residential Ellipse, LLC

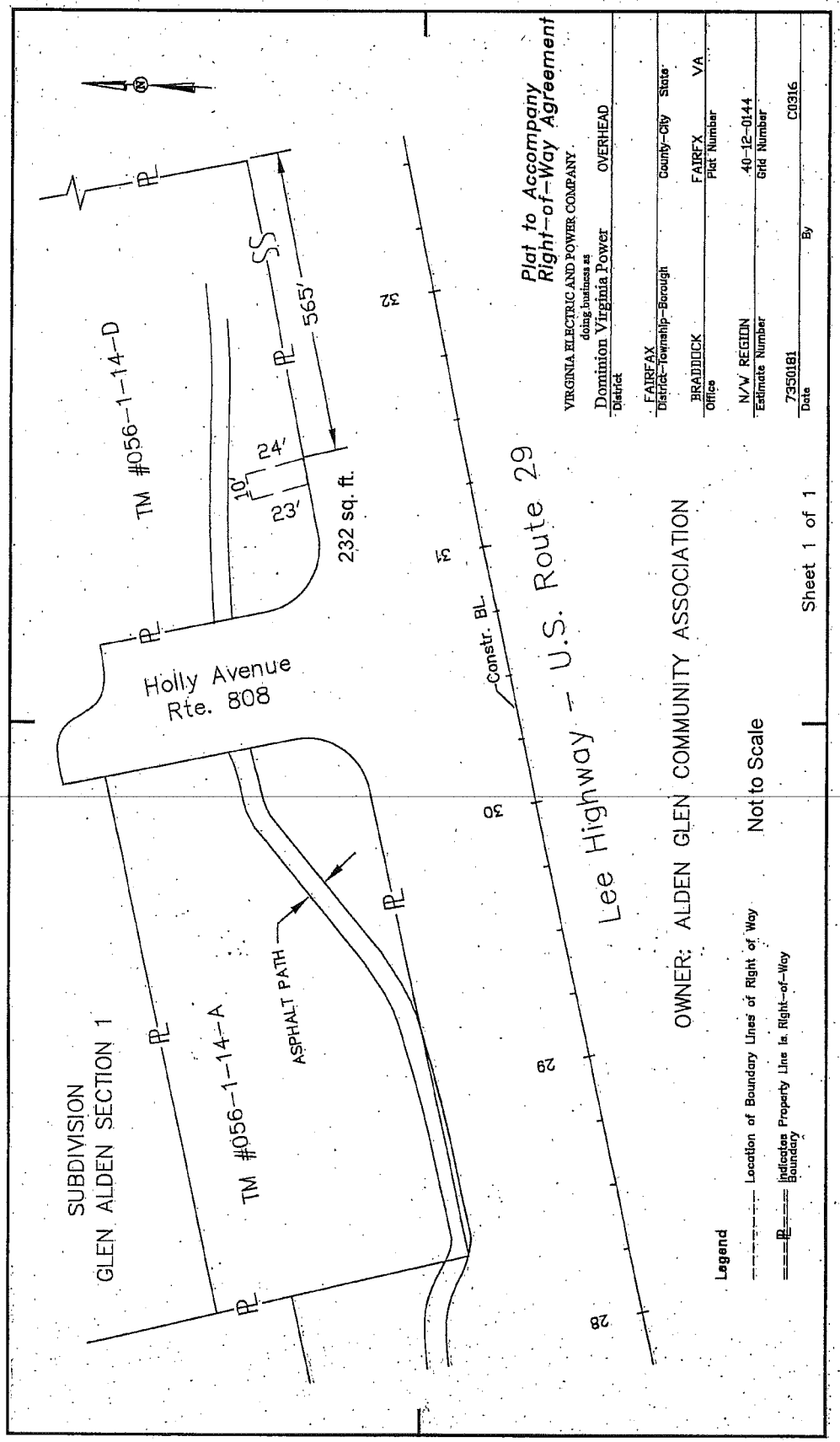
3. INTEREST(S) REQUIRED: (As shown on attached plat/plan)

Deed of Dedication – 775 sq. ft.

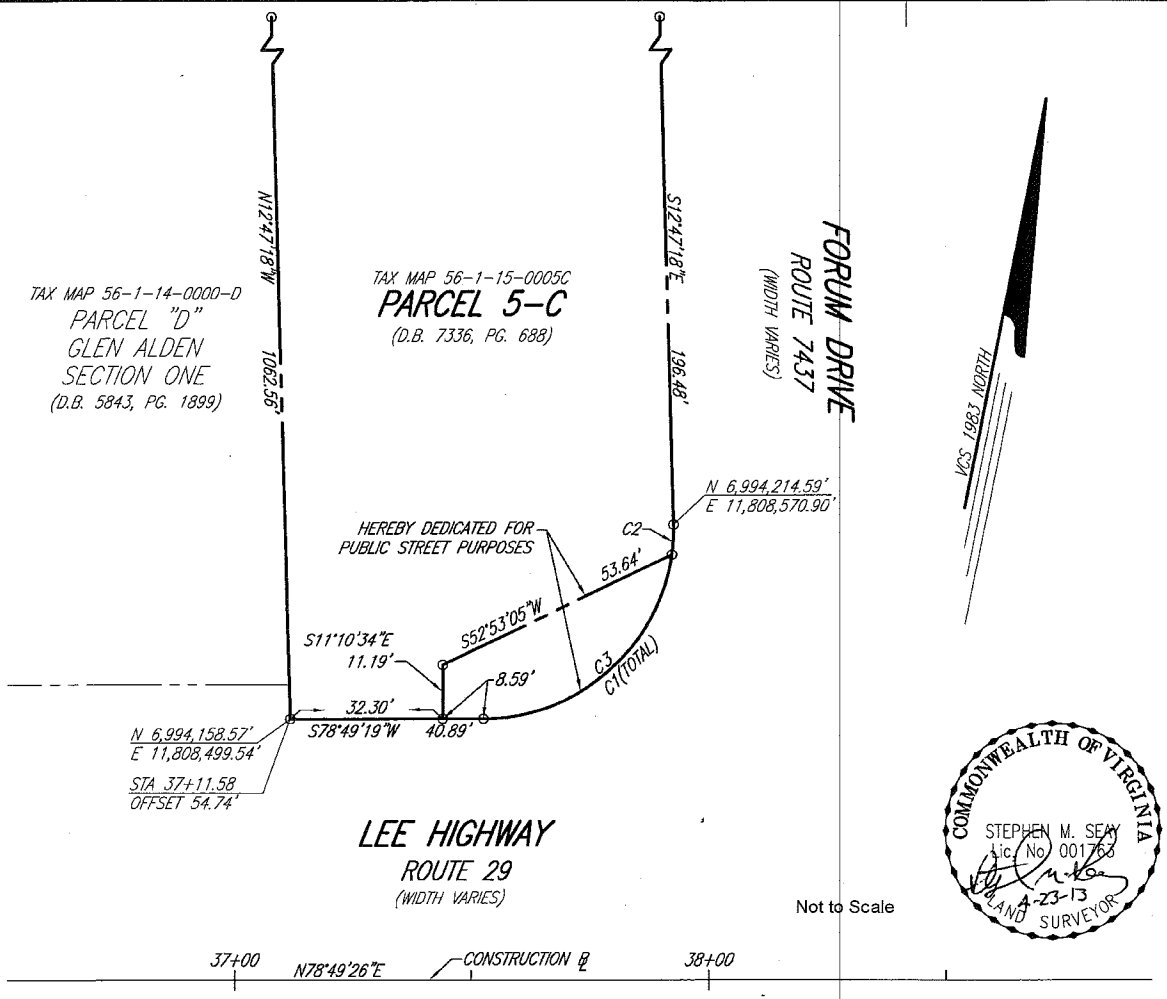
4. VALUE

Estimated value of interests and damages:

TWO THOUSAND FIVE HUNDRED DOLLARS ($2,500.00)


Plat to Accompany
Right-of-Way Agreement
VIRGINIA ELECTRIC AND POWER COMPANY
doing business as
Dominion Virginia Power
OVERHEAD
District
FAIRFAX
District-Township-Borough
County-City
State
BRADDOCK
Office
FAIRFX
Plat Number
VA
N/W REGION
Estimate Number
40-12-0144
Grid Number
7350181
Date
C0316
By
Sheet 1 of 1
Lee Highway - U.S. Route 29
OWNER: ALDEN GLEN COMMUNITY ASSOCIATION
Not to Scale
Legend
Location of Boundary Lines of Right of Way
Indicates Property Line is Right-of-Way Boundary
SUBDIVISION
GLEN ALDEN SECTION 1
TM #056-1-14-A
TM #056-1-14-D
ASPHALT PATH
Holly Avenue
Rte. 808
Constr. BL
232 sq. ft.
565'
24'
23'
10'
28
29
30
31
32

08-148-H



Not to Scale

COMMONWEALTH OF VIRGINIA
STEPHEN M. SEAY
Lic. No. 001763
4-23-13
LAND SURVEYOR

NOTES:

ALL PREVIOUSLY RECORDED RIGHT-OF-WAYS, EASEMENTS, OR OTHER INTERESTS OF THE COUNTY REMAIN IN FULL FORCE AND EFFECT UNLESS OTHERWISE SPECIFICALLY SHOWN HEREON.

THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT. THEREFORE ALL ENCUMBRANCES TO THE PROPERTY ARE NOT NECESSARILY SHOWN HEREON.

THE INFORMATION SHOWN ON THIS PLAT WAS COMPILED FROM THE COMBINATION OF A FIELD SURVEY AND EXISTING LAND RECORDS AND DOES NOT REPRESENT THE RESULTS OF AN ACTUAL BOUNDARY SURVEY.

THE PROPERTY DELINEATED ON THIS PLAT IS LOCATED ON ASSESSMENT MAP 56-1-((15)), PARCEL 5C.

ROUTE 29 WIDENING, PHASE III
PROJECT NUMBER 5G25-052-000 (4YP212)

FAIRFAX COUNTY, VIRGINIA
DEPARTMENT OF PUBLIC WORKS
& ENVIRONMENTAL SERVICES
CAPITAL FACILITIES
12000 GOVERNMENT CENTER PARKWAY
FAIRFAX, VIRGINIA

PLAT SHOWING
DEDICATION FOR PUBLIC STREET PURPOSES
THROUGH
PARCEL 5-C
D.B. 7336, PG. 688
PROPERTY BEING IN THE NAME OF
GSG RESIDENTIAL
ELLIPSE LLC
D.B. 22925, PG. 2069
BRADDOCK DISTRICT
FAIRFAX COUNTY, VIRGINIA
SHEET 1 OF 1

SCALE: 1"=25'	DATE: 4/23/13	DRAWN BY: RSG

Rinker Design Associates, P.C.
Engineering • Surveying • Land Planning • Transportation • Environmental Services
9385 Discovery Boulevard, Suite 200
Manassas VA, 20109 on the web @ www.rdaenvi.com
Phone (703) 330-3373 Fax (703) 257-5400
"Turning Challenges into Opportunities"

ATTACHMENT 2A

AREA TABULATION

TOTAL SITE	=	155,674 SQ. FT.
DEDICATION FOR PUBLIC STREET PURPOSES	=	775 SQ. FT.
REMAINING AREA	=	154,899 SQ. FT.

CURVE TABLE

CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
C1	40.00'	63.96'	41.14'	57.36'	S33°01'01"W	91°36'37"
C2	40.00'	6.49'	3.25'	6.48'	S08°08'34"E	9°17'28"
C3	40.00'	57.47'	34.97'	52.65'	S37°39'45"W	82°19'09"

ATTACHMENT 3

1. AFFECTED PROPERTY

Tax Map Number: 056-2-01-0039
Street Address: 11332 Lee Highway, Fairfax, Virginia 22030

2. OWNER(S): Becky L. Earhart, Susan E. Black, Leigh A. Earhart, Kristi C. Vallone, Trustees

3. INTEREST(S) REQUIRED: (As shown on attached plat/plan)

Deed of Dedication – 2,025 sq. ft.
Grading Agreement and Temporary Construction Easement – 1,662 sq. ft.
Dominion Virginia Power, Cox Communications – 1,900 sq. ft.

4. VALUE

Estimated value of interests and damages:

ONE HUNDRED ONE THOUSAND FOUR HUNDRED TWENTY-FIVE DOLLARS ($101,425.00)

ATTACHMENT 4

1. AFFECTED PROPERTY

Tax Map Number: 056-2-01-0054
Street Address: 11401 Lee Highway, Fairfax, Virginia 22030

2. OWNER(S): Lonardelli Joint Venture, LLC

3. INTEREST(S) REQUIRED: (As shown on attached plat/plan)

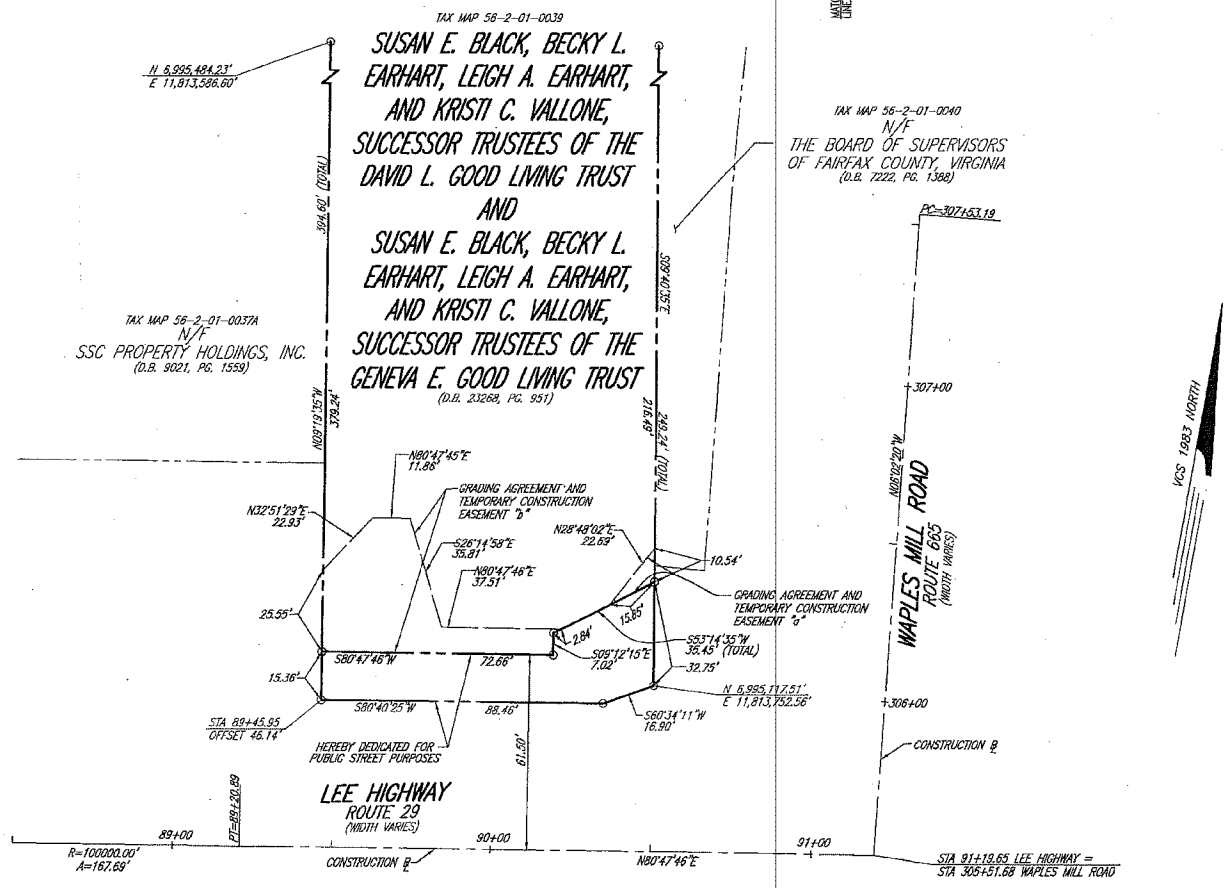
Deed of Dedication – 9,842 sq. ft.
Storm Drainage Easement – 2,718 sq. ft.
Grading Agreement and Temporary Construction Easement – 6,246 sq. ft.
Dominion Virginia Power, Verizon Inc., Cox Communications – 6,552 sq. ft.
XO Communications – 4,564 sq. ft.

4. VALUE

Estimated value of interests and damages:

TWO HUNDRED THIRTY-FIVE THOUSAND FIVE HUNDRED NINETY-FOUR DOLLARS ($235,594.00)

08-148-H



NOTES:

ALL PREVIOUSLY RECORDED RIGHT-OF-WAYS, EASEMENTS, OR OTHER INTERESTS OF THE COUNTY REMAIN IN FULL FORCE AND EFFECT UNLESS OTHERWISE SPECIFICALLY SHOWN HEREON.

THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT. THEREFORE ALL ENCUMBRANCES TO THE PROPERTY ARE NOT NECESSARILY SHOWN HEREON.

THE INFORMATION SHOWN ON THIS PLAT WAS COMPILED FROM THE COMBINATION OF A FIELD SURVEY AND EXISTING LAND RECORDS AND DOES NOT REPRESENT THE RESULTS OF AN ACTUAL BOUNDARY SURVEY.

THE PROPERTY DELINEATED ON THIS PLAT IS LOCATED ON ASSESSMENT MAP 56-2-((01)), PARCEL 39.

AREA TABULATION		
TOTAL SITE	=	43,514 SQ. FT.
DEDICATION FOR PUBLIC STREET PURPOSES	=	2,025 SQ. FT.
REMAINING AREA	=	41,489 SQ. FT.

EASEMENT AREAS		
GRADING AGREEMENT AND TEMPORARY CONSTRUCTION EASEMENT "a"	=	74 SQ. FT.
GRADING AGREEMENT AND TEMPORARY CONSTRUCTION EASEMENT "b"	=	1,588 SQ. FT.
TOTAL GRADING AGREEMENT AND TEMPORARY CONSTRUCTION EASEMENT	=	1,662 SQ. FT.

COMMONWEALTH OF VIRGINIA
STEPHEN M. SEAY
Lic. No. 001753
7-12-13
LAND SURVEYOR

GRAPHIC SCALE

25 0 12.5 25 50 100

(IN FEET)
1 inch = 25 ft.

ROUTE 29 WIDENING, PHASE III
PROJECT NUMBER 5G25-052-000 (4YP212)

FAIRFAX COUNTY, VIRGINIA
DEPARTMENT OF PUBLIC WORKS
& ENVIRONMENTAL SERVICES
CAPITAL FACILITIES
12000 GOVERNMENT CENTER PARKWAY
FAIRFAX, VIRGINIA

PLAT SHOWING
DEDICATION FOR PUBLIC STREET PURPOSES
AND
GRADING AGREEMENT AND
TEMPORARY CONSTRUCTION EASEMENT
THROUGH THE PROPERTY OF

SUSAN E. BLACK, BECKY L. EARHART, LEIGH A. EARHART, AND KRISTI C. VALLONE, SUCCESSOR TRUSTEES OF THE DAVID L. GOOD LIVING TRUST
AND
SUSAN E. BLACK, BECKY L. EARHART, LEIGH A. EARHART, AND KRISTI C. VALLONE, SUCCESSOR TRUSTEES OF THE GENEVA E. GOOD LIVING TRUST

D.B. 23268, PG. 951

BRADDOCK DISTRICT
FAIRFAX COUNTY, VIRGINIA
SHEET 1 OF 1

SCALE: 1"=25'	DATE: 7/12/13	DRAWN BY: RSC

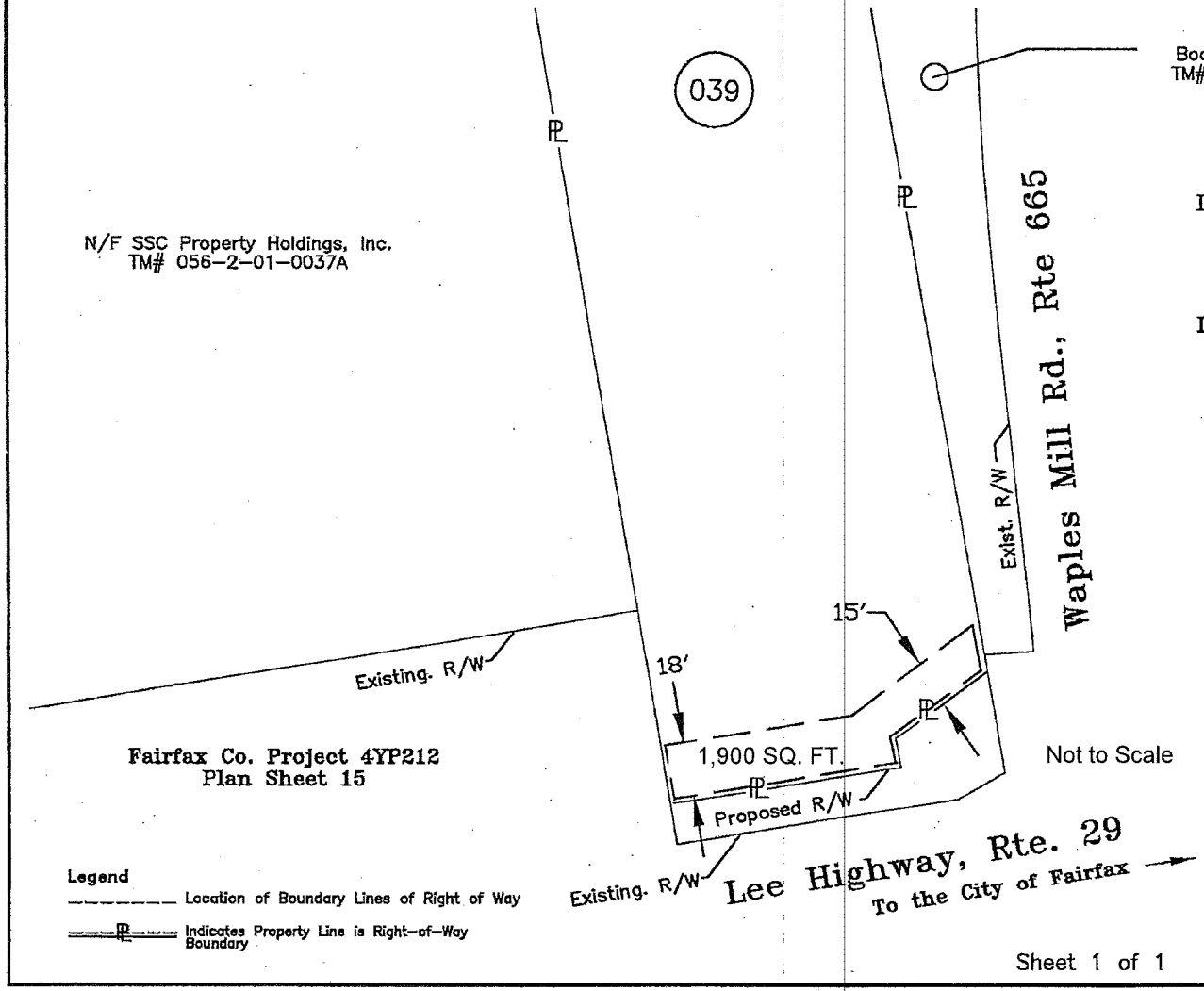
Rinker Design Associates, P.C.
Engineering • Surveying • Land Planning • Transportation • Environmental Services
9298 Discovery Boulevard, Suite 200, Manassas VA, 20109 on the web @ www.rinkerhill.com
Telephone: (703) 368-7373 Fax: (703) 257-8443
"Turning Challenges into Opportunities"

08-148-H

Not to Scale

ATTACHMENT 3A

DRAWING NAME: \\A\08148\Data\TM-56-2-01-0039-PLAT.dwg 7/12/2013 3:18:34 PM EDT



Fairfax County
Board of Supervisors
TM# 056-2-01-0040

Owners:
Becky L. Earhart, Susan E. Black, Leigh A. Earhart & Kristi C. Vallone, Successor Trustees of the David L. Good Living Trust
and
Becky L. Earhart, Susan E. Black, Leigh A. Earhart & Kristi C. Vallone, Successor Trustees of the Geneva E. Good Living Trust
TM# 056-2-01-0039

Owner's Initials:

____ ____ ____ ____

Fairfax Co. Project 4YP212
Plan Sheet 15

Not to Scale

Legend
- Location of Boundary Lines of Right of Way
- Indicates Property Line is Right-of-Way Boundary

Sheet 1 of 1

Plat to Accompany Right-of-Way Agreement

VIRGINIA ELECTRIC AND POWER COMPANY
doing business as
Dominion Virginia Power — OH/UG
District

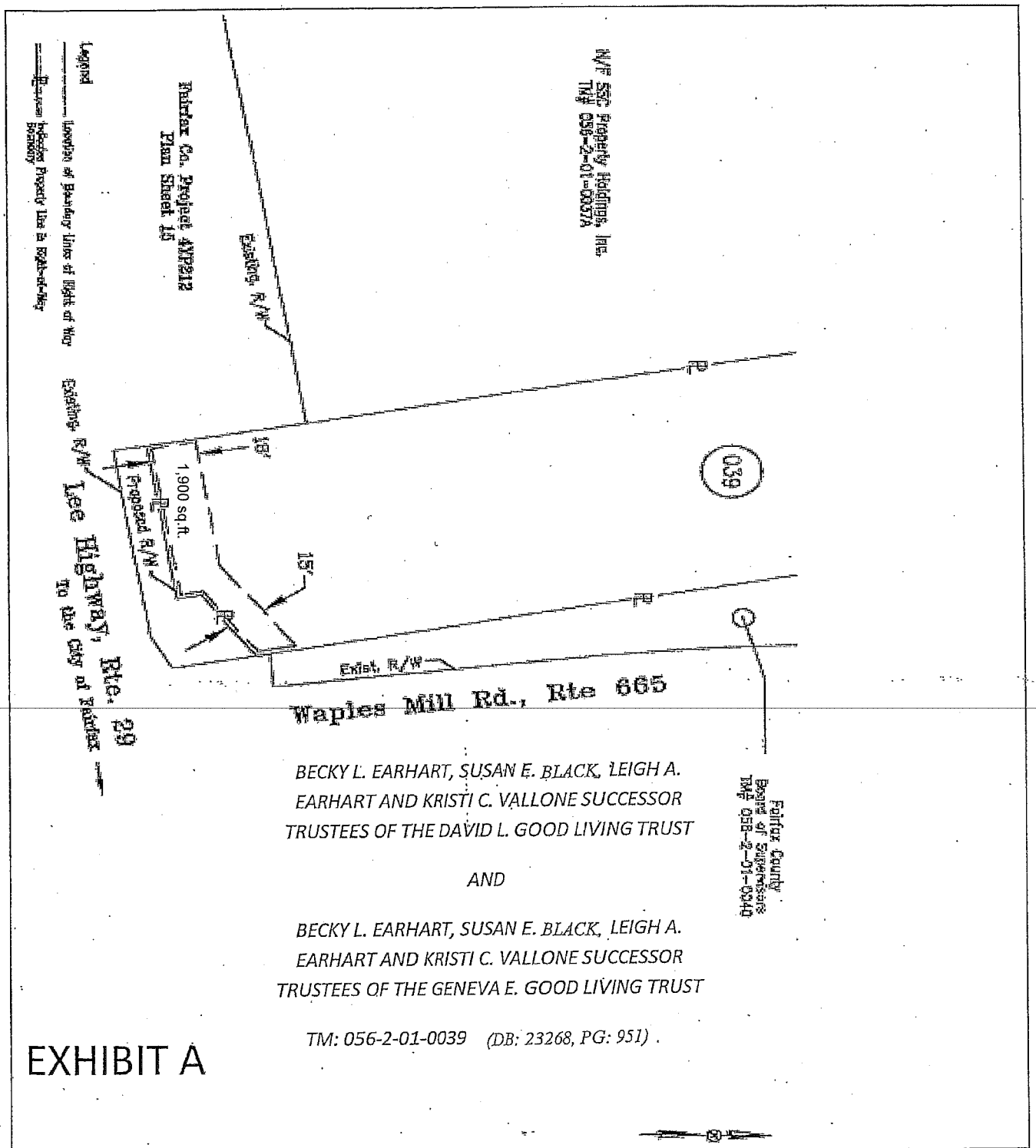
Fairfax
District-Township-Borough — County-City — State

Springfield Mag. Dist. — Fairfax Co. — VA
Office — Plat Number

N/W Region — 40-11-0031
Estimate Number — Grid Number

7350181 — C0316UM
Date *May 7, 2013* By *James W. West*

ATTACHMENT 3B



BECKY L. EARHART, SUSAN E. BLACK, LEIGH A. EARHART AND KRISTI C. VALLONE SUCCESSOR TRUSTEES OF THE DAVID L. GOOD LIVING TRUST

AND

BECKY L. EARHART, SUSAN E. BLACK, LEIGH A. EARHART AND KRISTI C. VALLONE SUCCESSOR TRUSTEES OF THE GENEVA E. GOOD LIVING TRUST

TM: 056-2-01-0039 (DB: 23268, PG: 951) .

EXHIBIT A

Cox CIR Number: 59033

---------- Location of Boundary Lines of Right of Way

——PL—— Indicates Property Line/Right of Way

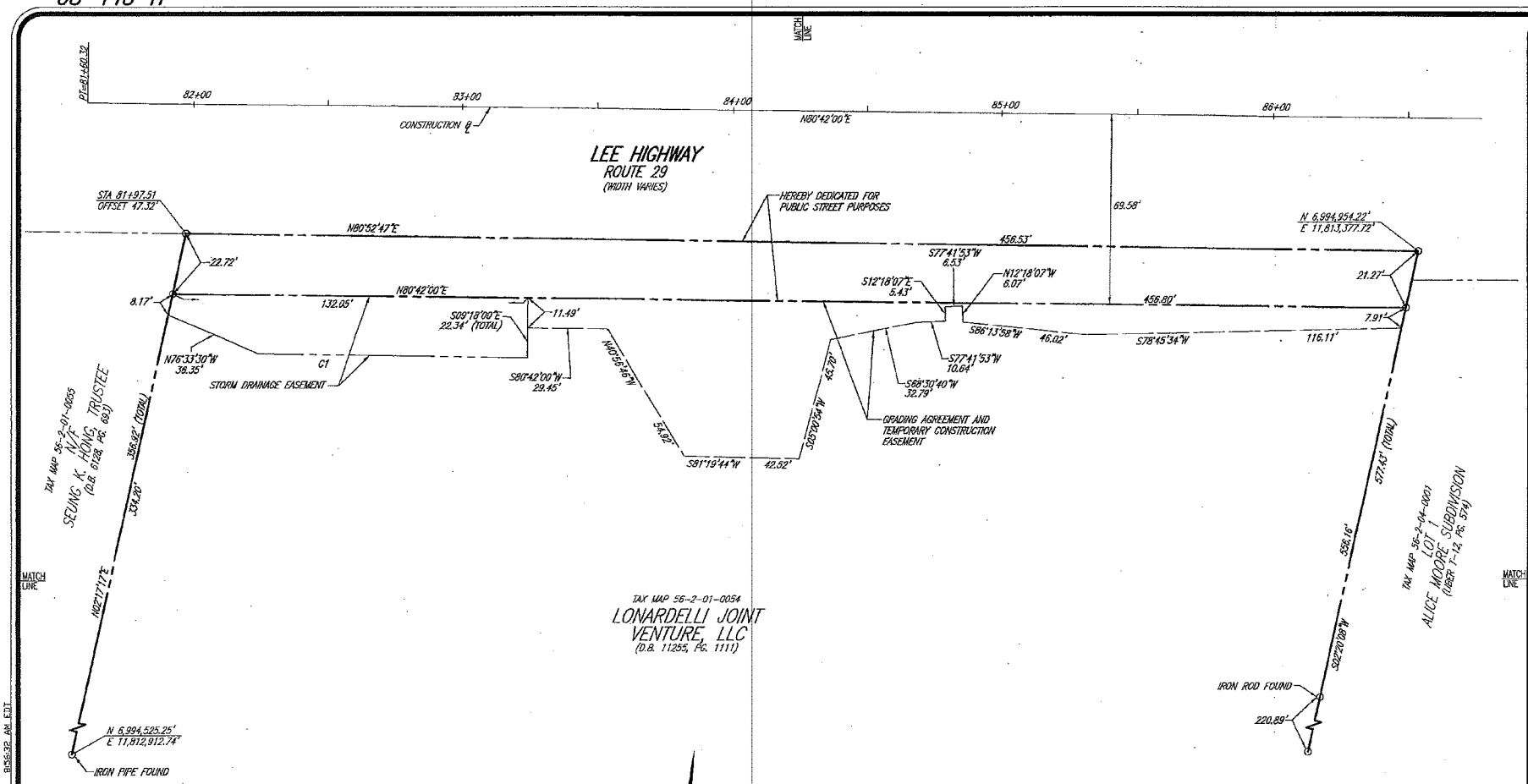
Not to Scale

COX COMMUNICATIONS

Plat to Accompany
Right of Way Agreement

Cox Communication OH/UG
Lee HWY Phase III , Fair Fax County, VA
Plat No. 56-2-01-0039
Date: 2-25-13 By: OUS, LLC

08-148-H



CURVE TABLE						
CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
C1	40408.42'	100.17'	50.09'	100.17'	S80°51'45"W	0°08'31"

AREA TABULATION		
TOTAL SITE	=	217,800 SQ. FT.
DEDICATION FOR PUBLIC STREET PURPOSES	=	9,842 SQ. FT.
REMAINING AREA	=	207,958 SQ. FT.

EASEMENT AREAS		
STORM DRAINAGE EASEMENT	=	2,718 SQ. FT.
GRADING AGREEMENT AND TEMPORARY CONSTRUCTION EASEMENT	=	6,246 SQ. FT.

NOTES:

ALL PREVIOUSLY RECORDED RIGHT-OF-WAYS, EASEMENTS, OR OTHER INTERESTS OF THE COUNTY REMAIN IN FULL FORCE AND EFFECT UNLESS OTHERWISE SPECIFICALLY SHOWN HEREON.

THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT. THEREFORE ALL ENCUMBRANCES TO THE PROPERTY ARE NOT NECESSARILY SHOWN HEREON.

THE INFORMATION SHOWN ON THIS PLAT WAS COMPILED FROM THE COMBINATION OF A FIELD SURVEY AND EXISTING LAND RECORDS AND DOES NOT REPRESENT THE RESULTS OF AN ACTUAL BOUNDARY SURVEY.

THE PROPERTY DELINEATED ON THIS PLAT IS LOCATED ON ASSESSMENT MAP 56-2-((01)), PARCEL 54.

COMMONWEALTH OF VIRGINIA
STEPHEN M. SEAY
LIC. No. 001763
4/23/13
LAND SURVEYOR

ROUTE 29 WIDENING, PHASE III
PROJECT NUMBER 5G25-052-000 (4YP212)

FAIRFAX COUNTY, VIRGINIA
DEPARTMENT OF PUBLIC WORKS
& ENVIRONMENTAL SERVICES
CAPITAL FACILITIES
12000 GOVERNMENT CENTER PARKWAY
FAIRFAX, VIRGINIA

PLAT SHOWING
DEDICATION FOR PUBLIC STREET PURPOSES
AND
STORM DRAINAGE EASEMENT AND
GRADING AGREEMENT AND
TEMPORARY CONSTRUCTION EASEMENT
THROUGHT THE PROPERTY OF
LONARDELLI JOINT VENTURE, LLC
D.B. 11255, PG. 1111

BRADDOCK DISTRICT
FAIRFAX COUNTY, VIRGINIA
SHEET 1 OF 1

SCALE: 1"=25'	DATE: 4/23/13	DRAWN BY: RSG

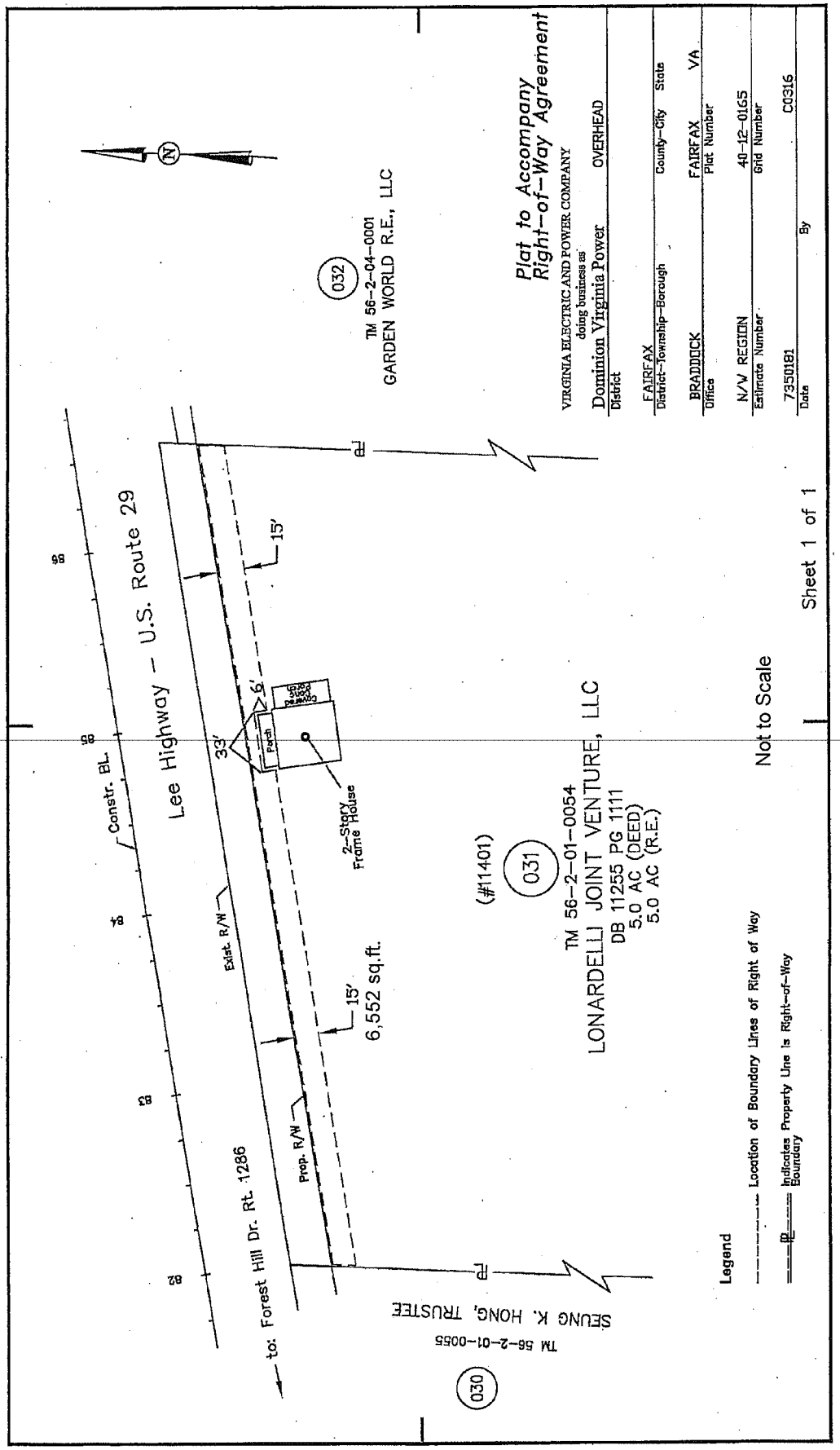
Rinker Design Associates, P.C.
Engineering * Surveying * Land Planning * Transportation * Environmental Services
9385 Discovery Boulevard, Suite 200, Manassas VA 20109 - tel: 703-369-9400
Web Site: www.rinkerdesign.com - Fax: (703) 369-9401 - E-Mail: rda@rinkerdesign.com
"Turning Challenges Into Opportunities"

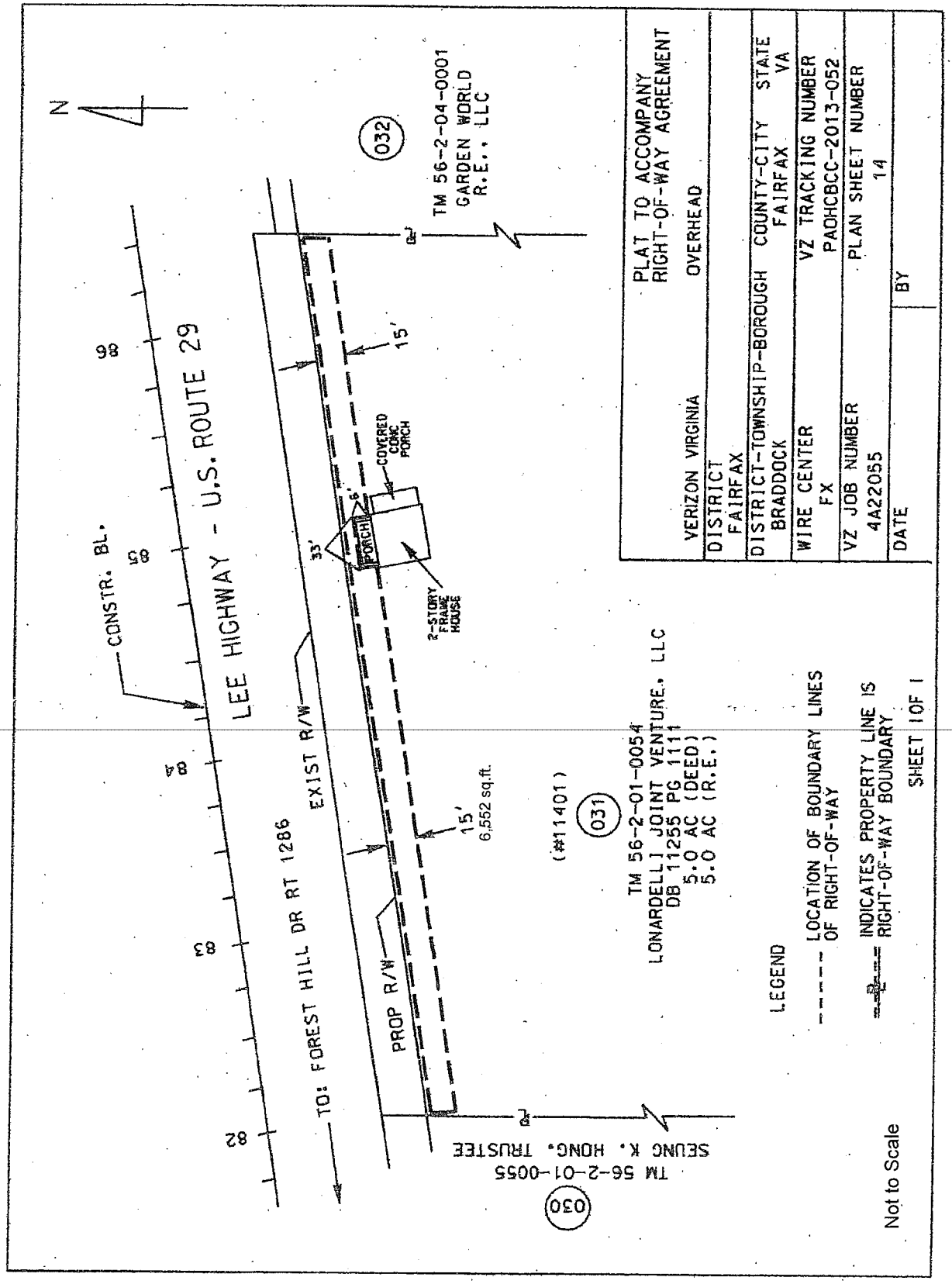
Not to Scale

08-148-H

ATTACHMENT 4A

DRAWING NAME: V:\0914\B1\Plats\TM-56-2-01-0054-P1 AT.dwg 6/10/2013 8:55:32 AM EDT


Plat to Accompany
Right-of-Way Agreement
VIRGINIA ELECTRIC AND POWER COMPANY
doing business as
Dominion Virginia Power
OVERHEAD
District
FAIRFAX
District-Township-Borough
County-City
State
BRADDOCK
Office
FAIRFAX
Plat Number
VA
N/W REGION
Estimate Number
40-12-0165
Grid Number
7350181
Date
C0316
By
Sheet 1 of 1
Not to Scale
Legend
Location of Boundary Lines of Right of Way
Indicates Property Line Is Right-of-Way Boundary
N
032
TM 56-2-04-0001
GARDEN WORLD R.E., LLC
031
(#11401)
TM 56-2-01-0054
LONARDELLI JOINT VENTURE, LLC
DB 11255 PG 1111
5.0 AC (DEED)
5.0 AC (R.E.)
030
TM 56-2-01-0055
SEUNG K. HONG, TRUSTEE
Lee Highway - U.S. Route 29
Constr. BL.
to: Forest Hill Dr. Rt. 1286
Exist. R/W
Prop. R/W
15'
33'
6'
Porch
2-Story
Frame House
6,552 sq.ft.
85
85
85
85
85


N
LEE HIGHWAY - U.S. ROUTE 29
CONSTR. BL.
86
85
84
83
82
TO: FOREST HILL DR RT 1286
EXIST R/W
PROP R/W
15'
6,552 sq.ft.
(#11401)
031
TM 56-2-01-0054
LONARDELLI JOINT VENTURE, LLC
DB 11255 PG 1111
5.0 AC (DEED)
5.0 AC (R.E.)
030
TM 56-2-01-0055
SEUNG K. HONG, TRUSTEE
33'
5'
PORCH
COVERED CONC PORCH
2-STORY FRAME HOUSE
15'
032
TM 56-2-04-0001
GARDEN WORLD
R.E., LLC
LEGEND
LOCATION OF BOUNDARY LINES OF RIGHT-OF-WAY
INDICATES PROPERTY LINE IS RIGHT-OF-WAY BOUNDARY
Not to Scale
PLAT TO ACCOMPANY
RIGHT-OF-WAY AGREEMENT
OVERHEAD
VERIZON VIRGINIA
DISTRICT
FAIRFAX
DISTRICT-TOWNSHIP-BOROUGH COUNTY-CITY STATE
BRADDOCK FAIRFAX VA
WIRE CENTER
FX
VZ TRACKING NUMBER
PAOHCBCC-2013-052
VZ JOB NUMBER
4A22055
PLAN SHEET NUMBER
14
DATE
BY
SHEET 1 OF 1

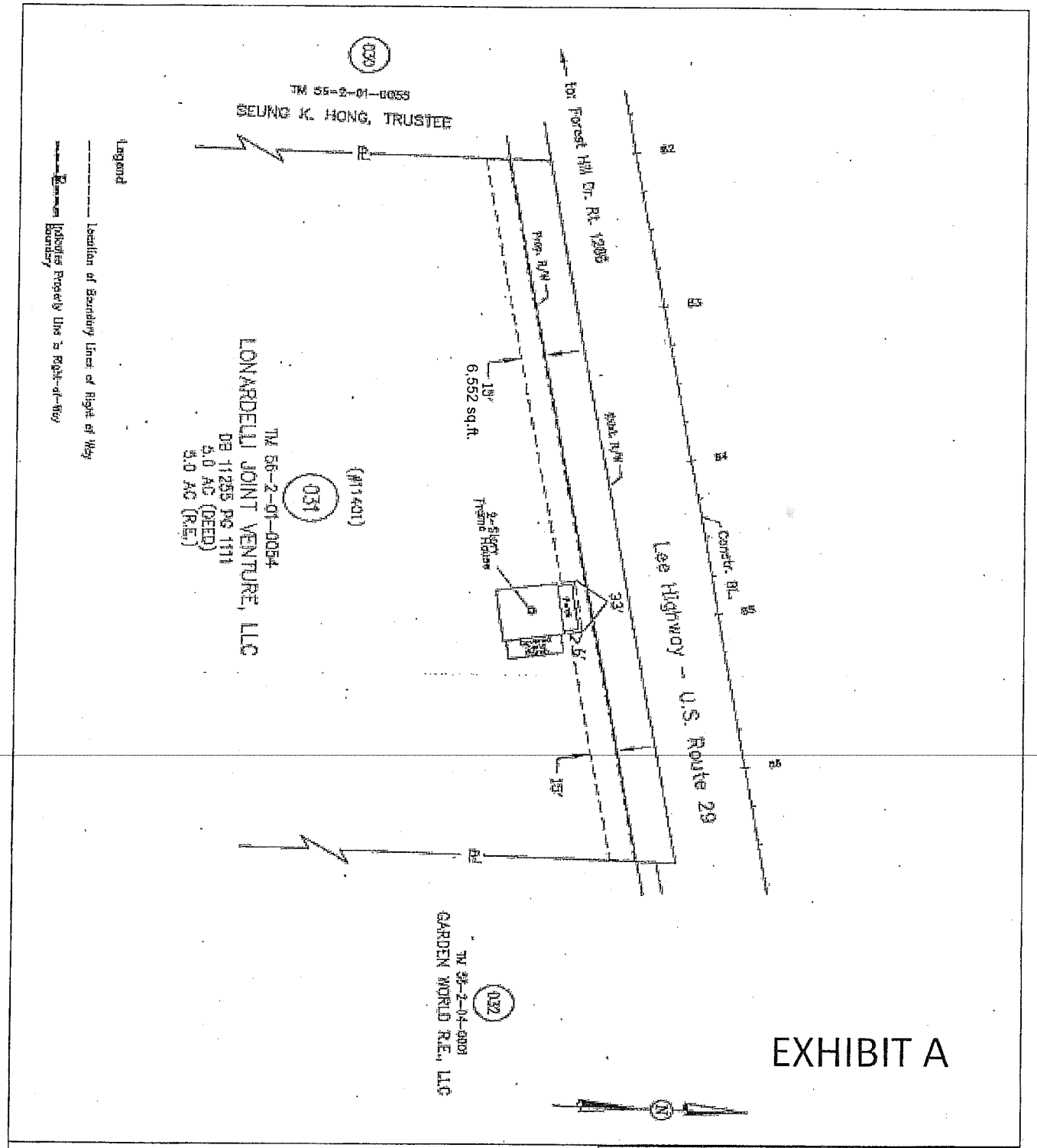


EXHIBIT A

Cox CIR Number: 59033

Location of Boundary Lines of Right of Way

PL Indicates Property Line/Right of Way

Not to Scale

COX COMMUNICATIONS

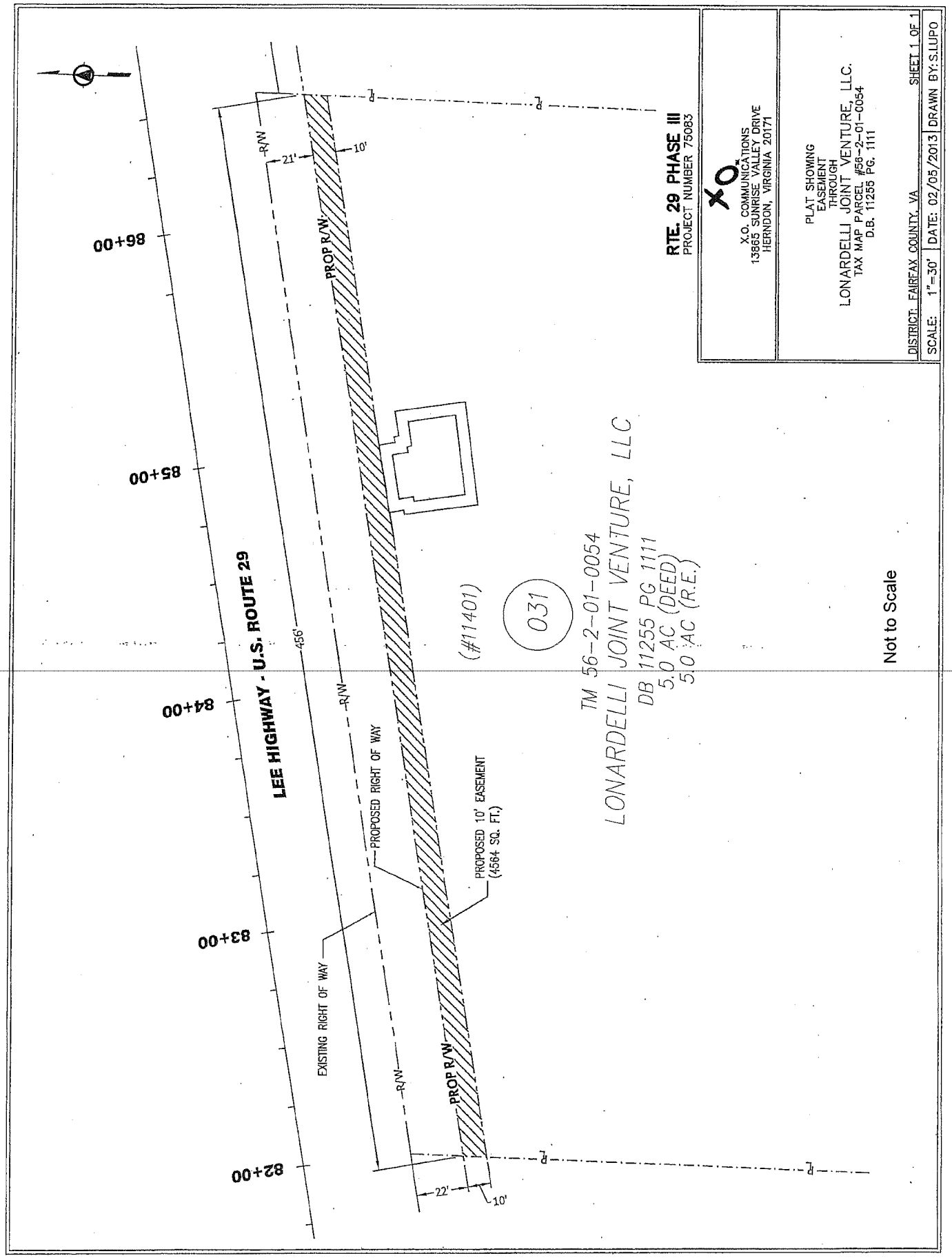
Plat to Accompany
Right of Way Agreement

Cox Communication OH/UG

Lee HWY Phase III , Fair Fax County, VA

Plat No. 56-2-01-0054

Date: 2-25-13 By: OUS, LLC


RTE. 29 PHASE III
PROJECT NUMBER 75083
X.O. COMMUNICATIONS
13865 SUNRISE VALLEY DRIVE
HERNDON, VIRGINIA 20171
PLAT SHOWING
EASEMENT
THROUGH
LONARDELLI JOINT VENTURE, LLC.
TAX MAP PARCEL #56-2-01-0054
D.B. 11255 PG. 1111
DISTRICT: FAIRFAX COUNTY, VA
SHEET 1 OF 1
SCALE: 1"=30'
DATE: 02/05/2013
DRAWN BY: S.LUPO
Not to Scale
LEE HIGHWAY - U.S. ROUTE 29
86+00
85+00
84+00
83+00
82+00
R/W
21'
10'
PROP R/W
456'
PROPOSED RIGHT OF WAY
EXISTING RIGHT OF WAY
PROPOSED 10' EASEMENT
(4564 SQ. FT.)
22'
(#11401)
031
TM 56-2-01-0054
LONARDELLI JOINT VENTURE, LLC
DB 11255 PG 1111
5.0 AC (DEED)
5.0 AC (R.E.)

ATTACHMENT 5

1. AFFECTED PROPERTY

Tax Map Number: 056-2-01-0055
Street Address: 11421 Lee Highway, Fairfax, Virginia 22030

2. OWNER(S): Seung K. Hong, Trustee

3. INTEREST(S) REQUIRED: (As shown on attached plat/plan)

Deed of Dedication – 3,693 sq. ft.
Signage Easement – 100 sq. ft.
Grading Agreement and Temporary Construction Easement – 1,307 sq. ft.
Dominion Virginia Power, Verizon Inc., Cox Communications – 2473 sq. ft.
XO Communications Services – 1,643 sq. ft.

4. VALUE

Estimated value of interests and damages:

SEVENTY-NINE THOUSAND SIX HUNDRED THIRTY DOLLARS ($79,630.00)

ATTACHMENT 6

1. AFFECTED PROPERTY

Tax Map Number: 056-2-01-0057
Street Address: 11429 Lee Highway, Fairfax, Virginia 22030

2. OWNER(S): Forest Hill Joint Venture, LLC

3. INTEREST(S) REQUIRED: (As shown on attached plat/plan)

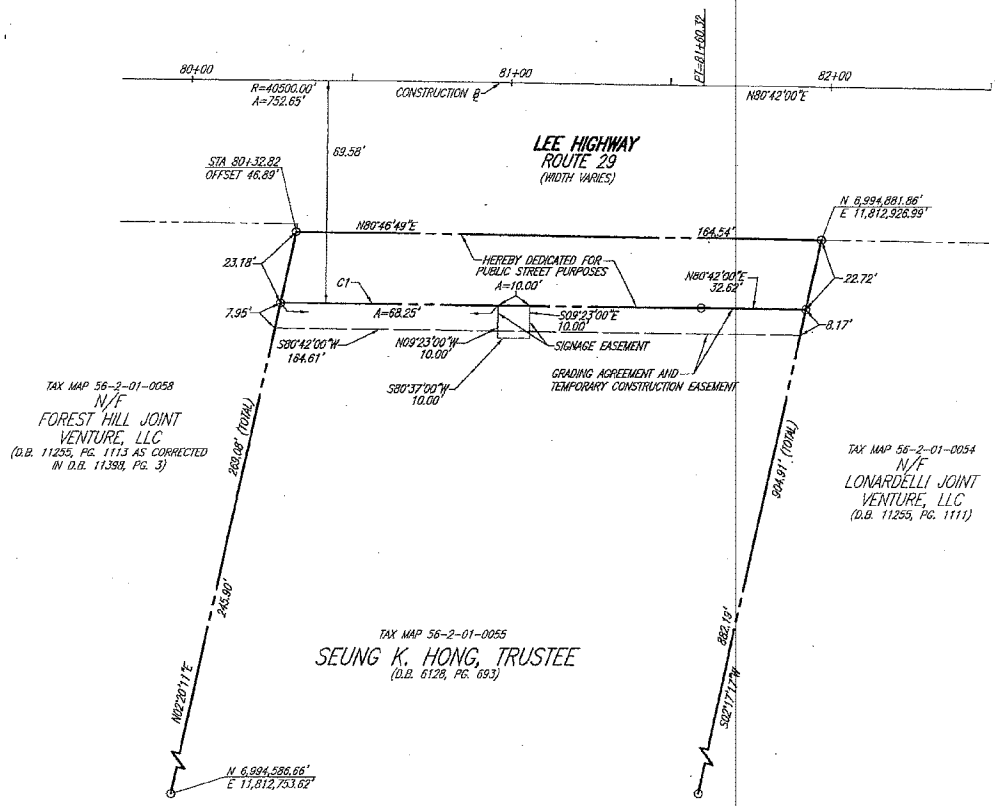
Deed of Dedication – 3,433 sq. ft.
Storm Drainage Easement – 3,776 sq. ft.
Dominion Virginia Power, Verizon Inc., Cox Communications – 3,755 sq. ft.
XO Communications – 1,120 sq. ft.

4. VALUE

Estimated value of interests and damages:

EIGHTY-NINE THOUSAND THREE HUNDRED FORTY DOLLARS ($89,340.00)

08-148-H



NOTES:

ALL PREVIOUSLY RECORDED RIGHT-OF-WAYS, EASEMENTS, OR OTHER INTERESTS OF THE COUNTY REMAIN IN FULL FORCE AND EFFECT UNLESS OTHERWISE SPECIFICALLY SHOWN HEREON.

THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT. THEREFORE ALL ENCUMBRANCES TO THE PROPERTY ARE NOT NECESSARILY SHOWN HEREON.

THE INFORMATION SHOWN ON THIS PLAT WAS COMPILED FROM THE COMBINATION OF A FIELD SURVEY AND EXISTING LAND RECORDS AND DOES NOT REPRESENT THE RESULTS OF AN ACTUAL BOUNDARY SURVEY.

THE PROPERTY DELINEATED ON THIS PLAT IS LOCATED ON ASSESSMENT MAP 56-2-((01)), PARCEL 55.

AREA TABULATION

TOTAL SITE	=	143,487 SQ. FT.
DEDICATION FOR PUBLIC STREET PURPOSES	=	3,693 SQ. FT.
REMAINING AREA	=	139,794 SQ. FT.

EASEMENT AREAS

SIGNAGE EASEMENT	=	100 SQ. FT.
GRADING AGREEMENT AND TEMPORARY CONSTRUCTION EASEMENT	=	1,307 SQ. FT.

CURVE TABLE

CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
C1	40430.42'	132.03'	66.01'	132.03'	N80°36'23"E	0°11'14"

COMMONWEALTH OF VIRGINIA
STEPHEN M. SEAY
Lic. No. 001763
LAND SURVEYOR

ROUTE 29 WIDENING, PHASE III
PROJECT NUMBER 5G25-052-000 (4YP212)

FAIRFAX COUNTY, VIRGINIA
DEPARTMENT OF PUBLIC WORKS
& ENVIRONMENTAL SERVICES
CAPITAL FACILITIES
12000 GOVERNMENT CENTER PARKWAY
FAIRFAX, VIRGINIA

PLAT SHOWING
DEDICATION FOR PUBLIC STREET PURPOSES
AND
SIGNAGE EASEMENT AND
GRADING AGREEMENT AND
TEMPORARY CONSTRUCTION EASEMENT
THROUGH THE PROPERTY OF

SEUNG K. HONG, TRUSTEE

D.B. 6128, PG. 693

BRADDOCK DISTRICT
FAIRFAX COUNTY, VIRGINIA
SHEET 1 OF 1

SCALE: 1"=25'	DATE: 4/23/13	DRAWN BY: RSG

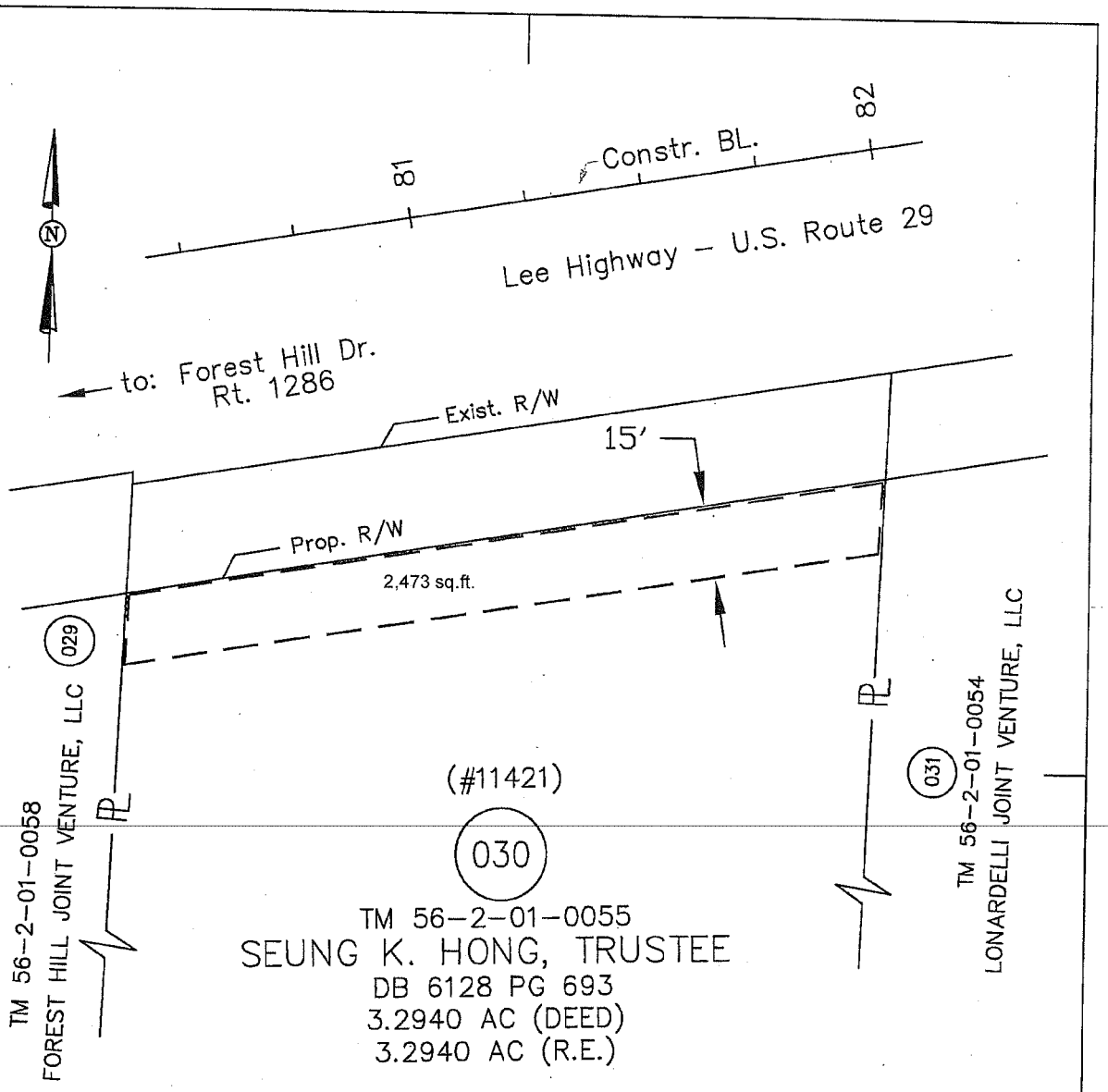
Rinker Design Associates, P.C.
Engineering • Surveying • Land Planning • Transportation • Environmental Services
8283 Discovery Boulevard, Suite 200, Manassas VA, 20109 on the web @ www.rdaci.com
Telephone: (703) 368-7373 Fax: (703) 227-3443
"Turning Challenges into Opportunities"

Not to Scale

08-148-H

ATTACHMENT 5A

DRAWING NAME: V:\08148\Plats\TM-56-2-01-0055-PLAT.dwg 6/10/2013 9:02:23 AM EDT



Legend

- - - - - Location of Boundary Lines of Right-of-Way

— — PL — — Indicates Property Line is Right-of-Way Boundary

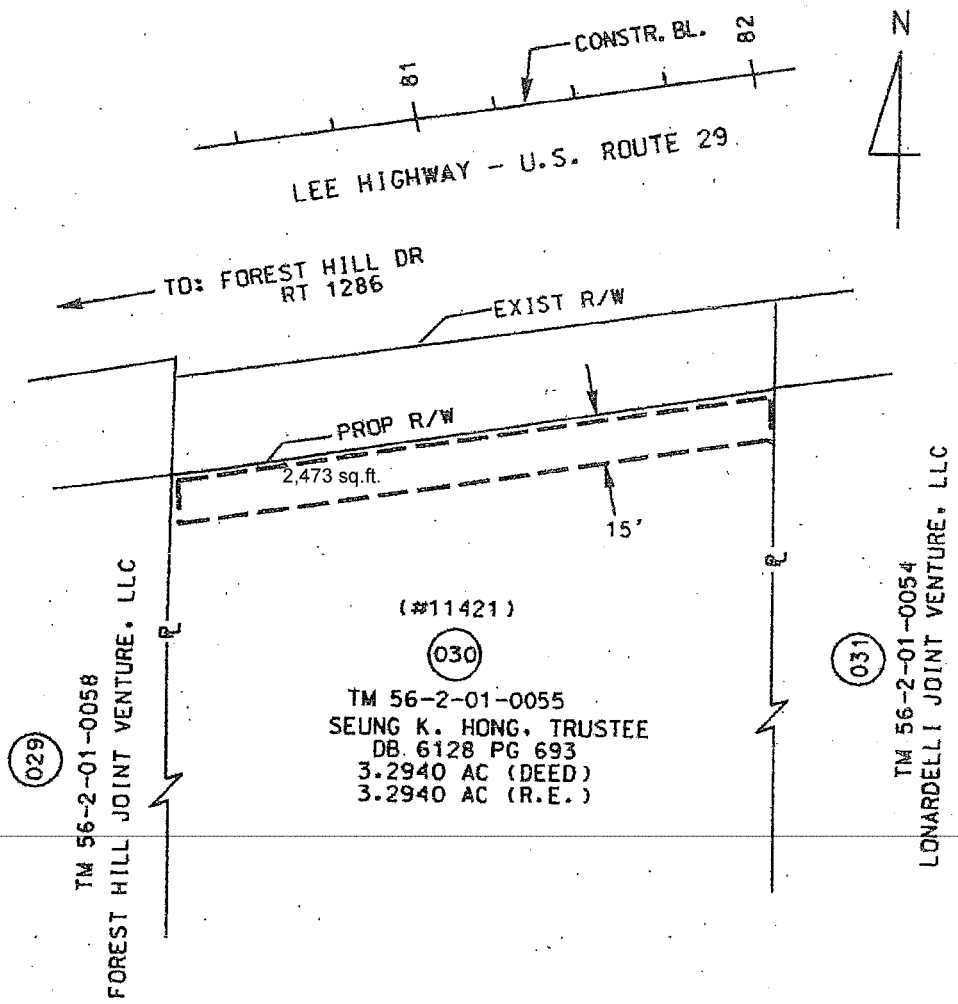
Not to Scale

Sheet 1 of 1

Plat to Accompany Right-of-Way Agreement

VIRGINIA ELECTRIC AND POWER COMPANY
doing business as
Dominion Virginia Power OVERHEAD

District: FAIRFAX		
District-Township-Borough: BRADDOCK	County-City: FAIRFAX	State: VA
Office: N/W REGION	Plat Number: 40-12-0164	
Estimate Number: 7350181	Grid Number: C0316	
Date	By	



LEGEND

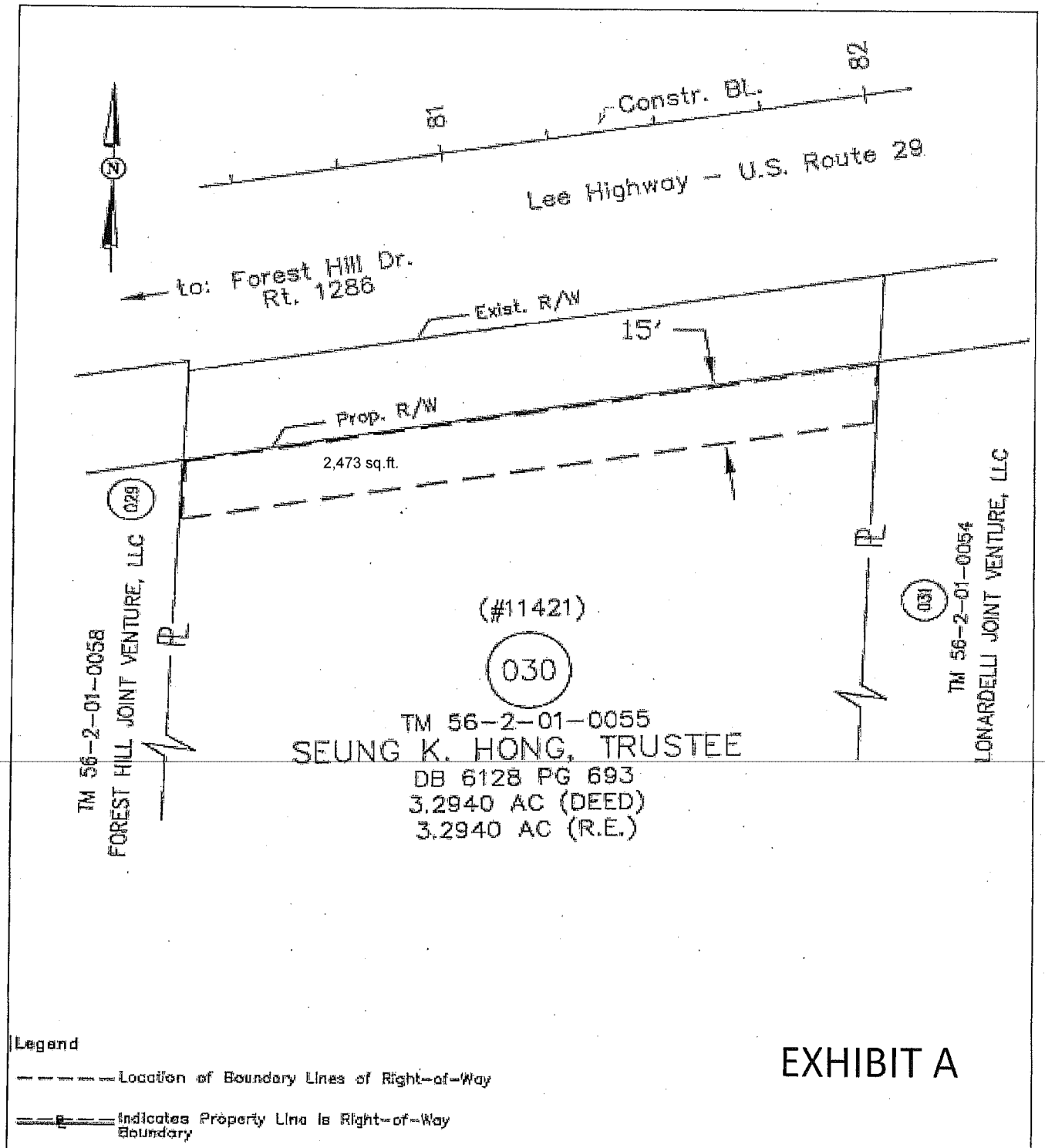
- - - - - LOCATION OF BOUNDARY LINES OF RIGHT-OF-WAY

—P/L— INDICATES PROPERTY LINE IS RIGHT-OF-WAY BOUNDARY

Not to Scale

SHEET 1 OF 1

VERIZON VIRGINIA	PLAT TO ACCOMPANY RIGHT-OF-WAY AGREEMENT OVERHEAD
DISTRICT FAIRFAX	
DISTRICT-TOWNSHIP-BOROUGH BRADDOCK	COUNTY-CITY FAIRFAX STATE VA
WIRE CENTER FX	VZ TRACKING NUMBER PADHCBCC-2013-051
VZ JOB NUMBER 4A22055	PLAN SHEET NUMBER 13 & 14
DATE	BY



Legend

Location of Boundary Lines of Right-of-Way

Indicates Property Line is Right-of-Way Boundary

EXHIBIT A

Cox CIR Number: 59033

Location of Boundary Lines of Right of Way

Indicates Property Line/Right of Way

Not to Scale

Plat to Accompany
Right of Way Agreement

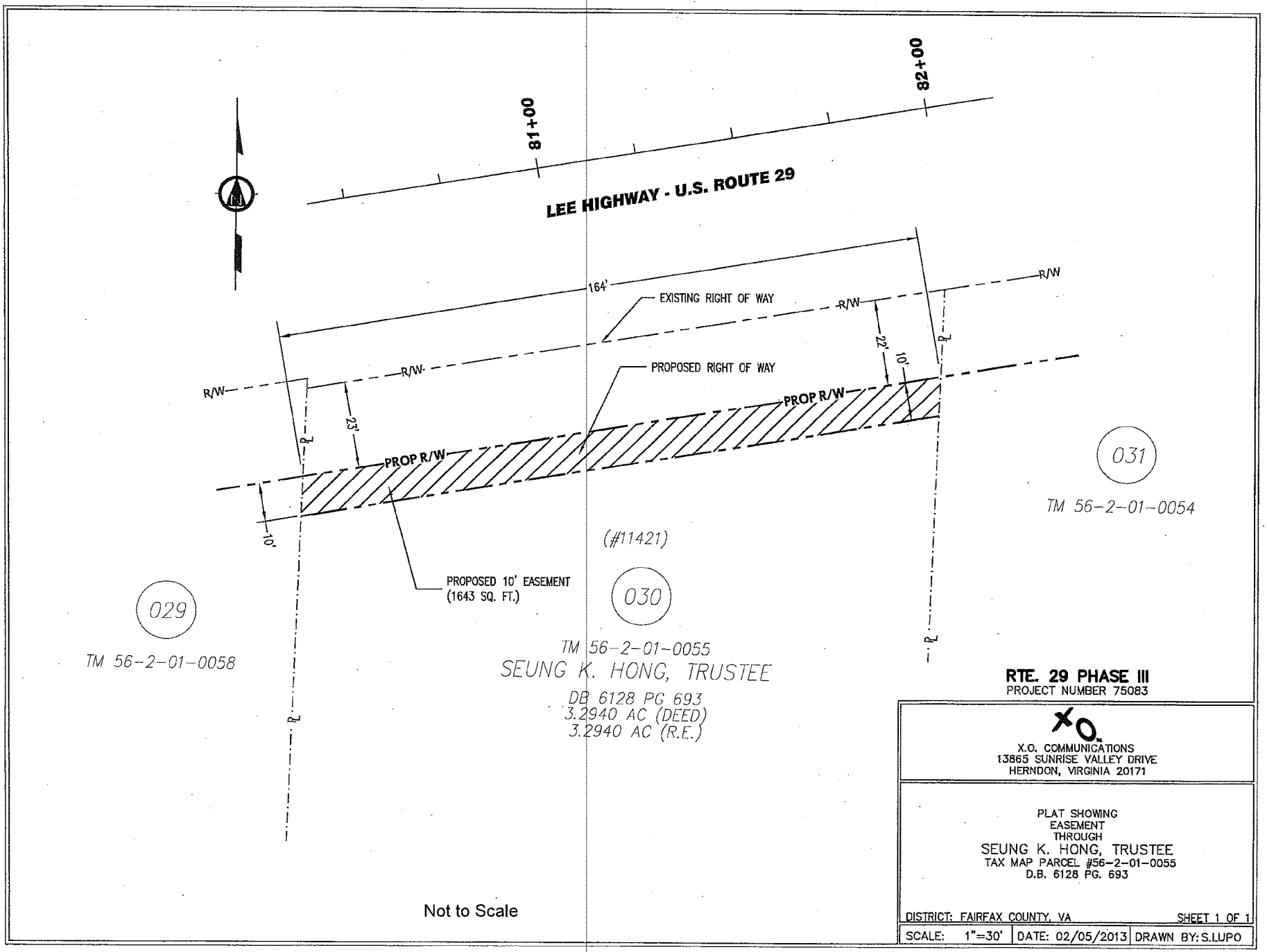
COX COMMUNICATIONS

Cox Communication OH/UG

Lee HWY Phase III , Fair Fax County, VA

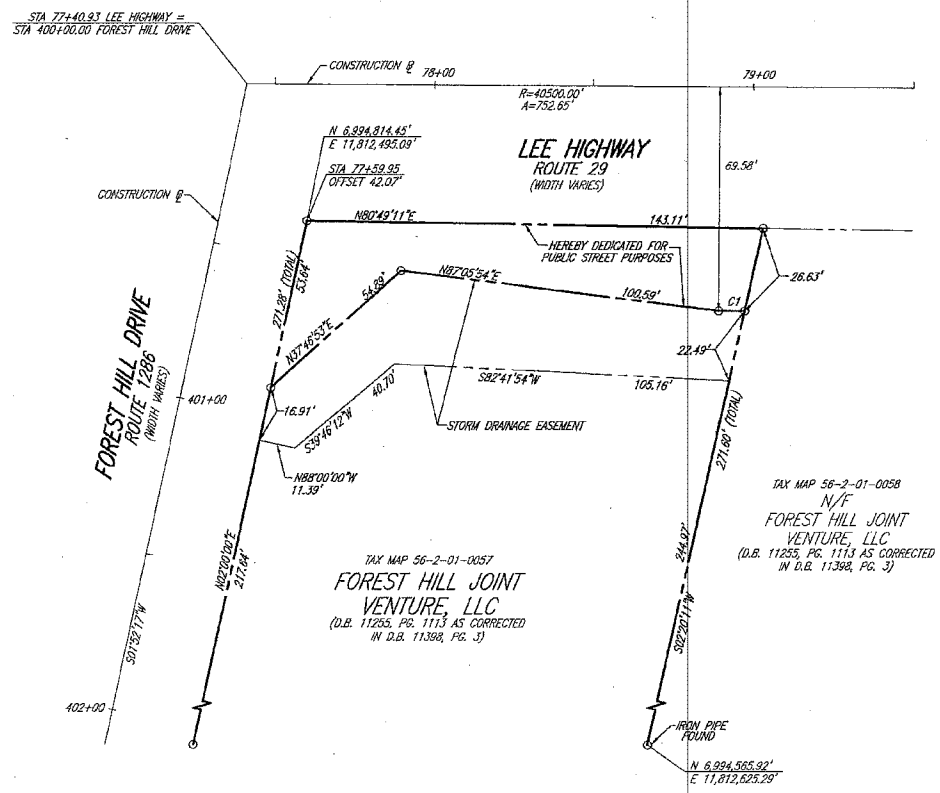
Plat No. 56-2-01-0055

Date: 2-25-13 By: OUS, LLC



ATTACHMENT 5E

08-148-H



NOTES:

ALL PREVIOUSLY RECORDED RIGHT-OF-WAYS, EASEMENTS, OR OTHER INTERESTS OF THE COUNTY REMAIN IN FULL FORCE AND EFFECT UNLESS OTHERWISE SPECIFICALLY SHOWN HEREON.

THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT. THEREFORE ALL ENCUMBRANCES TO THE PROPERTY ARE NOT NECESSARILY SHOWN HEREON.

THE INFORMATION SHOWN ON THIS PLAT WAS COMPILED FROM THE COMBINATION OF A FIELD SURVEY AND EXISTING LAND RECORDS AND DOES NOT REPRESENT THE RESULTS OF AN ACTUAL BOUNDARY SURVEY.

THE PROPERTY DELINEATED ON THIS PLAT IS LOCATED ON ASSESSMENT MAP 56-2-((01)), PARCEL 57.

AREA TABULATION

TOTAL SITE	=	37,868 SQ. FT.
DEDICATION FOR PUBLIC STREET PURPOSES	=	3,433 SQ. FT.
REMAINING AREA	=	34,435 SQ. FT.

EASEMENT AREA

STORM DRAINAGE EASEMENT	=	3,776 SQ. FT.

CURVE TABLE

CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
C1	40430.42'	8.09'	4.04'	8.09'	N80°19'21"E	0°00'41"

COMMONWEALTH OF VIRGINIA
STEPHEN M. SEAY
Lic. No. 001763
4-23-13
LAND SURVEYOR

ROUTE 29 WIDENING, PHASE III
PROJECT NUMBER 5G25-052-000 (4YP212)

FAIRFAX COUNTY, VIRGINIA
DEPARTMENT OF PUBLIC WORKS & ENVIRONMENTAL SERVICES
CAPITAL FACILITIES
12000 GOVERNMENT CENTER PARKWAY
FAIRFAX, VIRGINIA

PLAT SHOWING
DEDICATION FOR PUBLIC STREET PURPOSES
AND
STORM DRAINAGE EASEMENT
THROUGH THE PROPERTY OF
FOREST HILL JOINT VENTURE, LLC
D.B. 11255, PG. 1113 AS CORRECTED IN D.B. 11398, PG. 3

BRADDOCK DISTRICT
FAIRFAX COUNTY, VIRGINIA
SHEET 1 OF 1

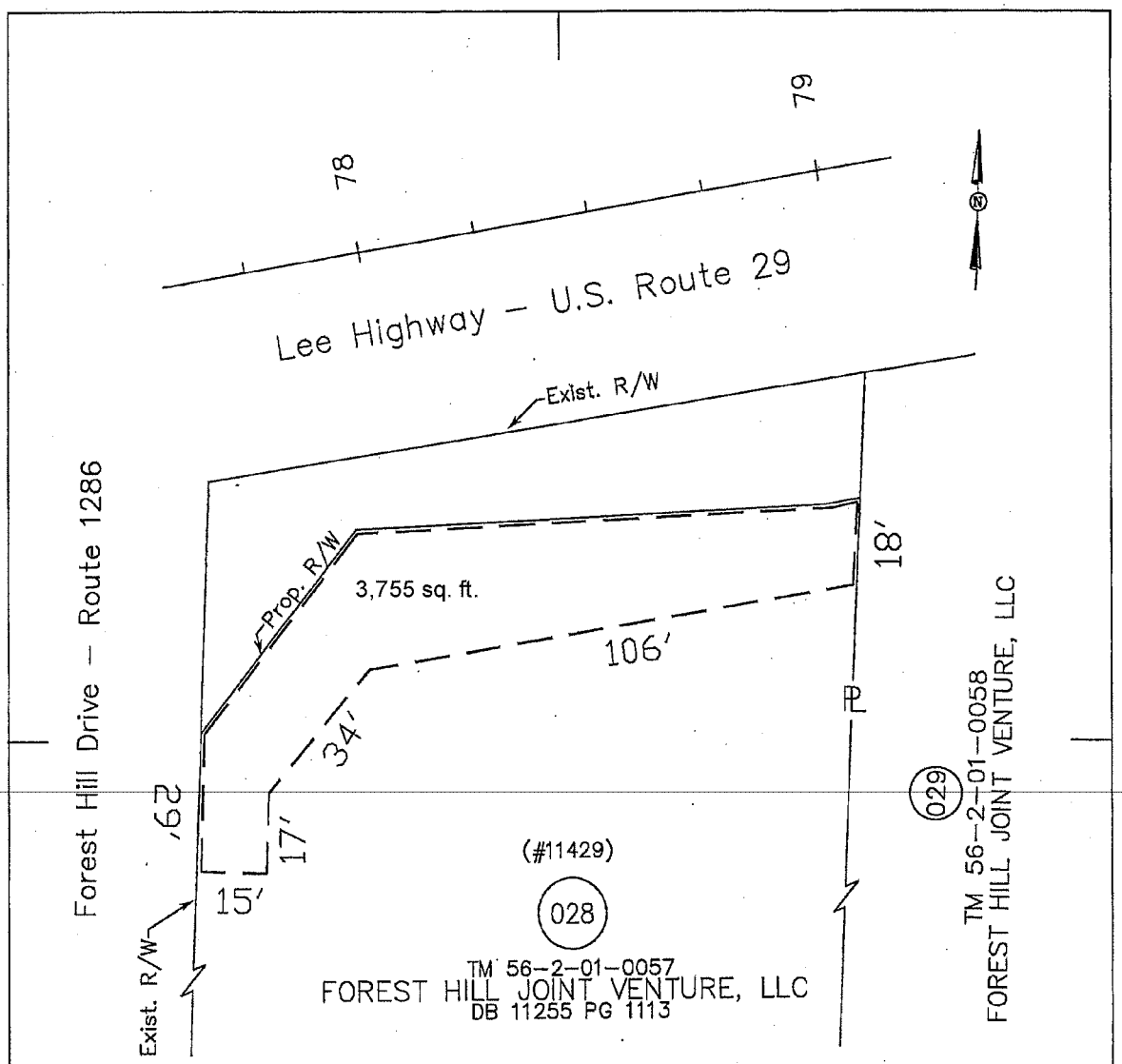
SCALE: 1"=25'	DATE: 4/23/13	DRAWN BY: RSG

Rinker Design Associates, P.C.
Engineering • Surveying • Land Planning • Transportation • Environmental Services
9380 Discovery Boulevard, Suite 200, Manassas VA, 20109 on the web @ www.rdaassoc.com
Telephone: (703) 368-7373 Fax: (703) 257-0443
"Turning Challenges Into Opportunities"

Not to Scale

08-148-H

ATTACHMENT 6A



Plat to Accompany
Right-of-Way Agreement

VIRGINIA ELECTRIC AND POWER COMPANY
doing business as
Dominion Virginia Power OVERHEAD

District FAIRFAX		
District–Township–Borough BRADDOCK	County–City FAIRFAX	State VA
Office N/W REGION	Plat Number 40-12-0162	
Estimate Number 7350181	Grid Number C0316	
Date	By	

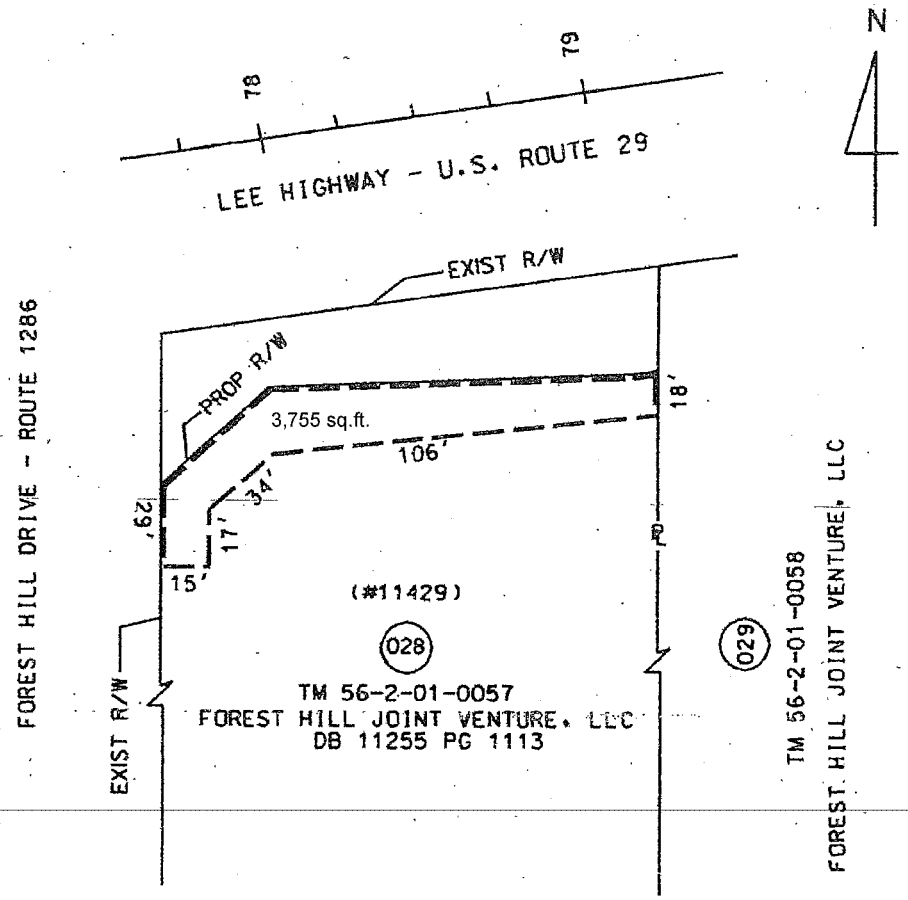
Legend

— — — — — Location of Boundary Lines of Right-of-Way

— — — — Indicates Property Line is Right-of-Way Boundary

Not to Scale

Sheet 1 of 1



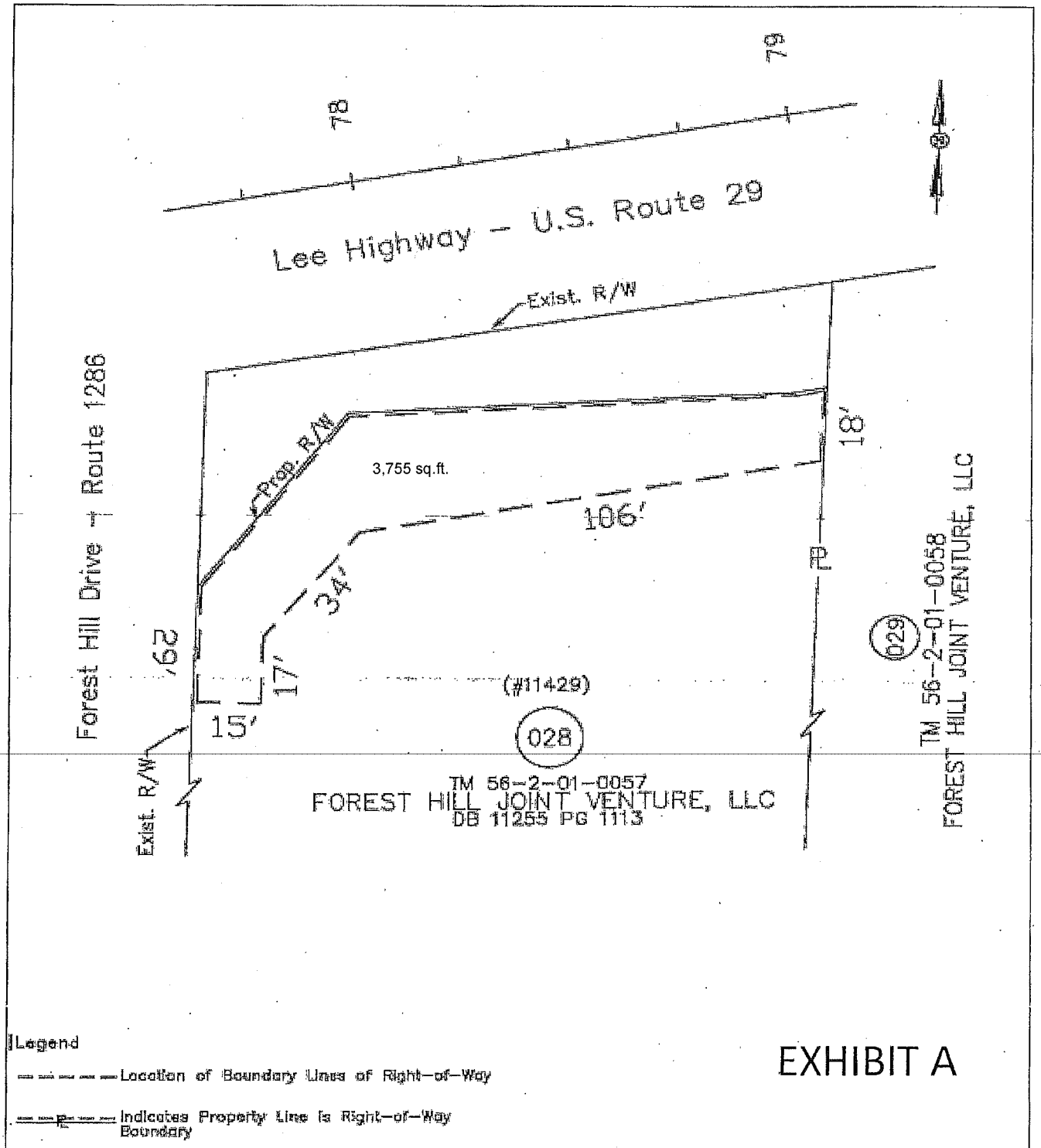
LEGEND

- - - - - LOCATION OF BOUNDARY LINES OF RIGHT-OF-WAY

—P— INDICATES PROPERTY LINE IS RIGHT-OF-WAY BOUNDARY.

Not to Scale SHEET 1 OF 1

	PLAT TO ACCOMPANY RIGHT-OF-WAY AGREEMENT
VERIZON VIRGINIA	OVERHEAD
DISTRICT FAIRFAX	
DISTRICT-TOWNSHIP-BOROUGH BRADDOCK	COUNTY-CITY FAIRFAX / STATE VA
WIRE CENTER FX	VZ TRACKING NUMBER PAOHCBCC-2013-049
VZ JOB NUMBER 4A22055	PLAN SHEET NUMBER 13
DATE	BY



Legend

Location of Boundary Lines of Right-of-Way

Indicates Property Line is Right-of-Way Boundary

EXHIBIT A

Cox CIR Number: 59033

Location of Boundary Lines of Right of Way

Indicates Property Line/Right of Way

Not to Scale

Plat to Accompany
Right of Way Agreement

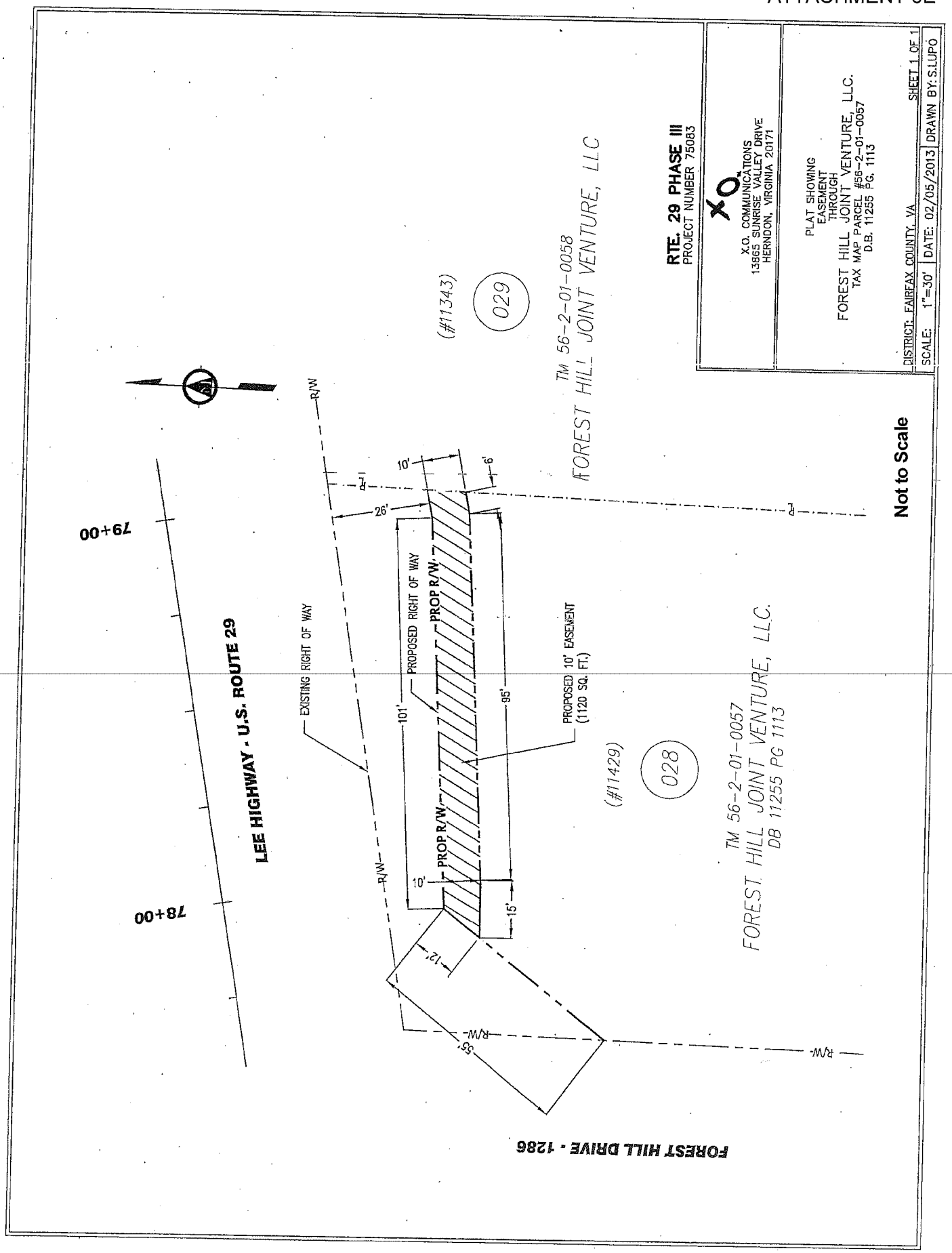
COX COMMUNICATIONS

Cox Communication OH/UG

Lee HWY Phase III , Fair Fax County, VA

Plat No. 56-2-01-0057

Date: 2-25-13 By: OUS, LLC


RTE. 29 PHASE III
PROJECT NUMBER 75083
X.O. COMMUNICATIONS
13865 SUNRISE VALLEY DRIVE
HERNDON, VIRGINIA 20171
PLAT SHOWING
EASEMENT
THROUGH
FOREST HILL JOINT VENTURE, LLC.
TAX MAP PARCEL #56-2-01-0057
D.B. 11255 PG. 1113
DISTRICT: FAIRFAX COUNTY, VA
SHEET 1 OF 1
SCALE: 1"=30'
DATE: 02/05/2013
DRAWN BY: S.LUPO
Not to Scale
TM 56-2-01-0058
FOREST HILL JOINT VENTURE, LLC
029
(#11343)
TM 56-2-01-0057
FOREST HILL JOINT VENTURE, LLC.
DB 11255 PG 1113
028
(#1429)
PROPOSED 10' EASEMENT
(1120 SQ. FT.)
PROPOSED RIGHT OF WAY
PROP R/W
EXISTING RIGHT OF WAY
R/W
LEE HIGHWAY - U.S. ROUTE 29
79+00
78+00
FOREST HILL DRIVE - 1286
10'
26'
6'
101'
95'
15'
12'
55'

ATTACHMENT 7

1. AFFECTED PROPERTY

Tax Map Number: 056-2-01-0058
Street Address: 11425 Lee Highway, Fairfax, Virginia 22030

2. OWNER(S): Forest Hill Joint Venture, LLC

3. INTEREST(S) REQUIRED: (As shown on attached plat/plan)

Deed of Dedication – 3,329 sq. ft.
Storm Drainage Easement – 2,864 sq. ft.
Signage Easement – 225 sq. ft.
Dominion Virginia Power, Verizon Inc., Cox Communications – 2,087 sq. ft.
XO Communications – 1,303 sq. ft.

4. VALUE

Estimated value of interests and damages:

EIGHTY-FIVE THOUSAND THREE HUNDRED THIRTY-NINE DOLLARS ($85,339.00)

ATTACHMENT 8

1. AFFECTED PROPERTY

Tax Map Number: 056-2-01-0063-B
Street Address: 11625 Lee Highway, Fairfax, Virginia 22030

2. OWNER(S): S&G Craven, LLC

3. INTEREST(S) REQUIRED: (As shown on attached plat/plan)

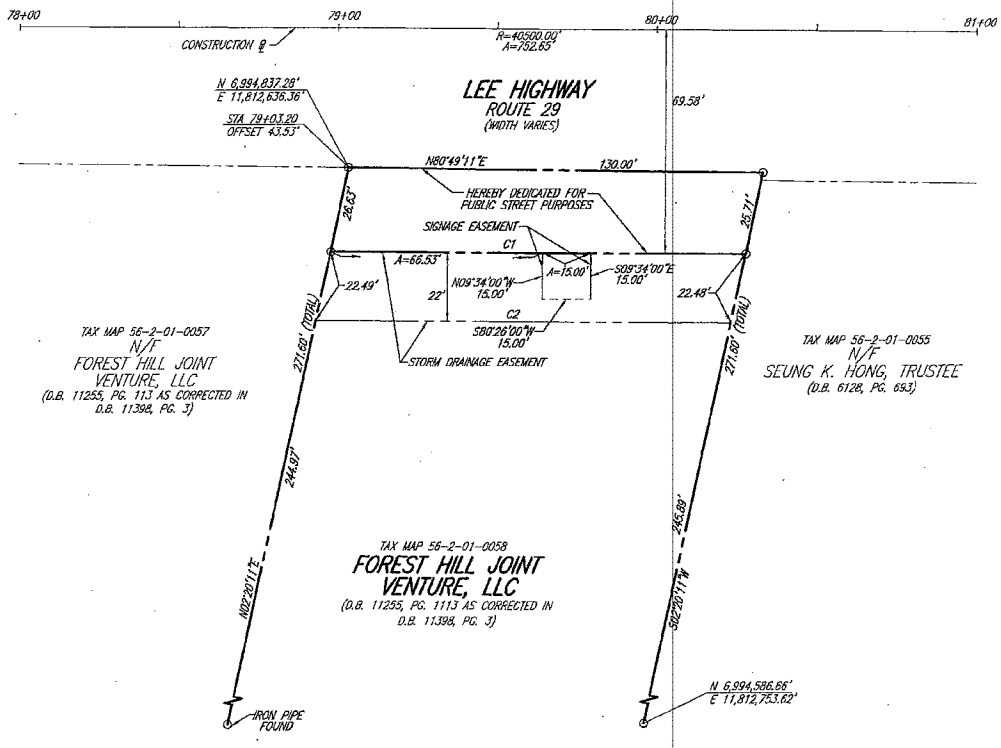
Deed of Dedication – 1,848 sq. ft.
Grading Agreement and Temporary Construction Easement – 6,231 sq. ft.
Dominion Virginia Power, Verizon Inc., Cox Communications – 1,871 sq. ft.
XO Communications – 1,269 sq. ft.

4. VALUE

Estimated value of interests and damages:

ONE HUNDRED TWENTY-SEVEN THOUSAND NINE HUNDRED FORTY-FIVE DOLLARS ($127,945.00)

08-148-H



NOTES:

ALL PREVIOUSLY RECORDED RIGHT-OF-WAYS, EASEMENTS, OR OTHER INTERESTS OF THE COUNTY REMAIN IN FULL FORCE AND EFFECT UNLESS OTHERWISE SPECIFICALLY SHOWN HEREON.

THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT. THEREFORE ALL ENCUMBRANCES TO THE PROPERTY ARE NOT NECESSARILY SHOWN HEREON.

THE INFORMATION SHOWN ON THIS PLAT WAS COMPILED FROM THE COMBINATION OF A FIELD SURVEY AND EXISTING LAND RECORDS AND DOES NOT REPRESENT THE RESULTS OF AN ACTUAL BOUNDARY SURVEY.

THE PROPERTY DELINEATED ON THIS PLAT IS LOCATED ON ASSESSMENT MAP 56-2-((01)), PARCEL 58.

AREA TABULATION

TOTAL SITE	=	34,596 SQ. FT.
DEDICATION FOR PUBLIC STREET PURPOSES	=	3,329 SQ. FT.
REMAINING AREA	=	31,267 SQ. FT.

EASEMENT AREAS

STORM DRAINAGE EASEMENT	=	2,864 SQ. FT.
SIGNAGE EASEMENT	=	225 SQ. FT.

CURVE TABLE

CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
C1	404.30.42'	130.19'	65.09'	130.19'	N80°25'14"E	0°11'04"
C2	40408.42'	130.19'	65.10'	130.19'	S80°24'50"W	0°11'05"

COMMONWEALTH OF VIRGINIA
STEPHEN M. SEAY
LS. No. 001763
4-23-13
LAND SURVEYOR

ROUTE 29 WIDENING, PHASE III
PROJECT NUMBER 5G25-052-000 (4YP212)

FAIRFAX COUNTY, VIRGINIA
DEPARTMENT OF PUBLIC WORKS & ENVIRONMENTAL SERVICES
CAPITAL FACILITIES
12000 GOVERNMENT CENTER PARKWAY
FAIRFAX, VIRGINIA

PLAT SHOWING
DEDICATION FOR PUBLIC STREET PURPOSES
AND
STORM DRAINAGE EASEMENT
AND
SIGNAGE EASEMENT
THROUGH THE PROPERTY OF
FOREST HILL JOINT VENTURE, LLC
D.B. 11255, PG. 1113 AS CORRECTED IN D.B. 11398, PG. 3

BRADDOCK DISTRICT
FAIRFAX COUNTY, VIRGINIA
SHEET 1 OF 1

SCALE: 1"=25'	DATE: 4/23/13	DRAWN BY: RSG

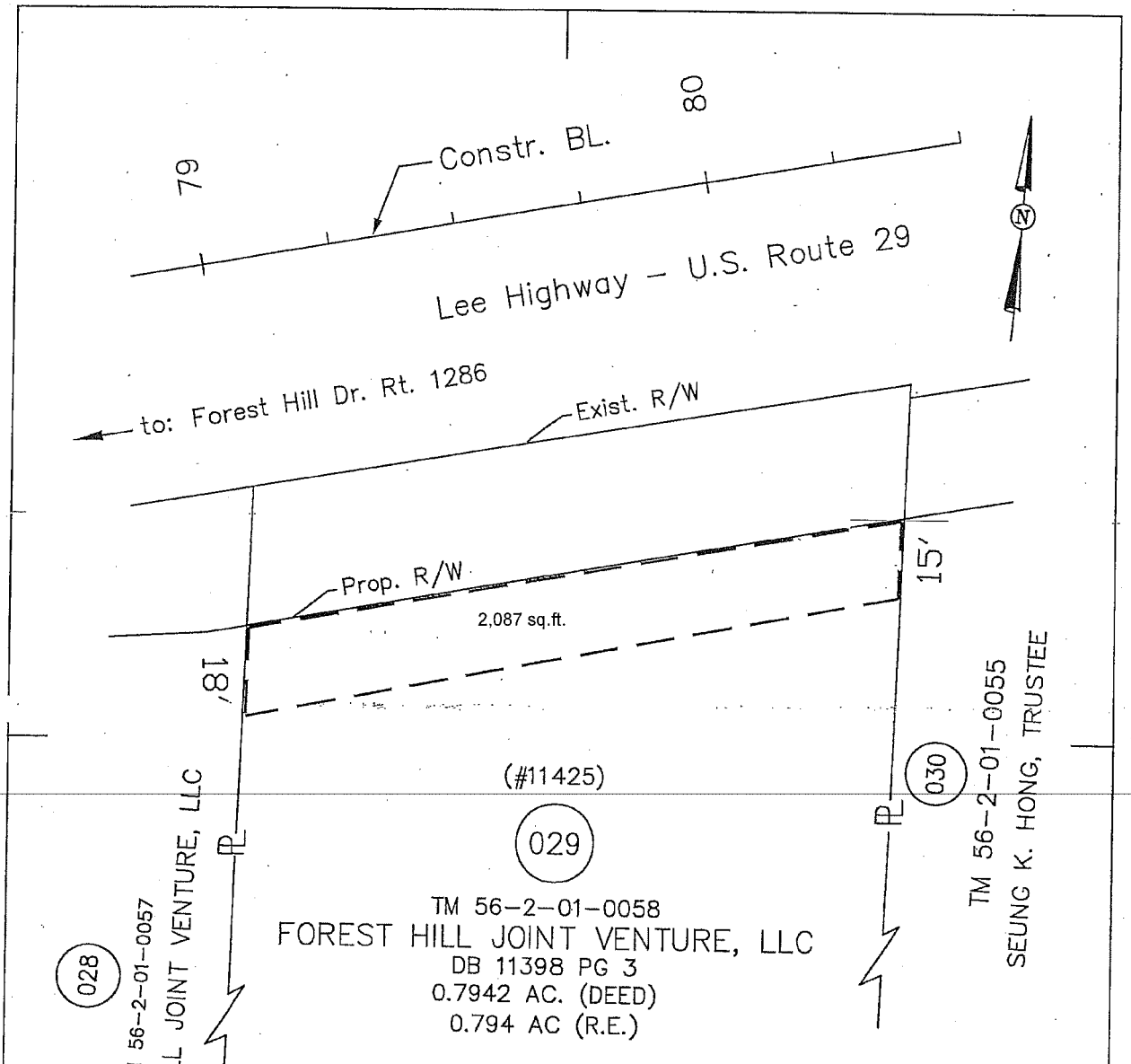
Rinker Design Associates, P.C.
Engineering • Surveying • Land Planning • Transportation • Environmental Services
9385 Discovery Boulevard, Suite 200, Manassas, VA 20110 Web: www.rdaeng.com
Phone: (703) 368-9333 Fax: (703) 335-5445
"Turning Challenges Into Opportunities"

Not to Scale

08-148-H

ATTACHMENT 7A

DRAWING NAME: V:\08\148\Plats\TH-56-2-01-0058-P_AT.dwg 6/10/2013 9:07:13 AM EDT



Plat to Accompany
Right-of-Way Agreement

VIRGINIA ELECTRIC AND POWER COMPANY
doing business as
Dominion Virginia Power OVERHEAD

District: FAIRFAX		
District–Township–Borough: BRADDOCK	County–City: FAIRFAX	State: VA
Office: N/W REGION	Plat Number: 40-12-0163	
Estimate Number: 7350181	Grid Number: C0316	
Date	By	

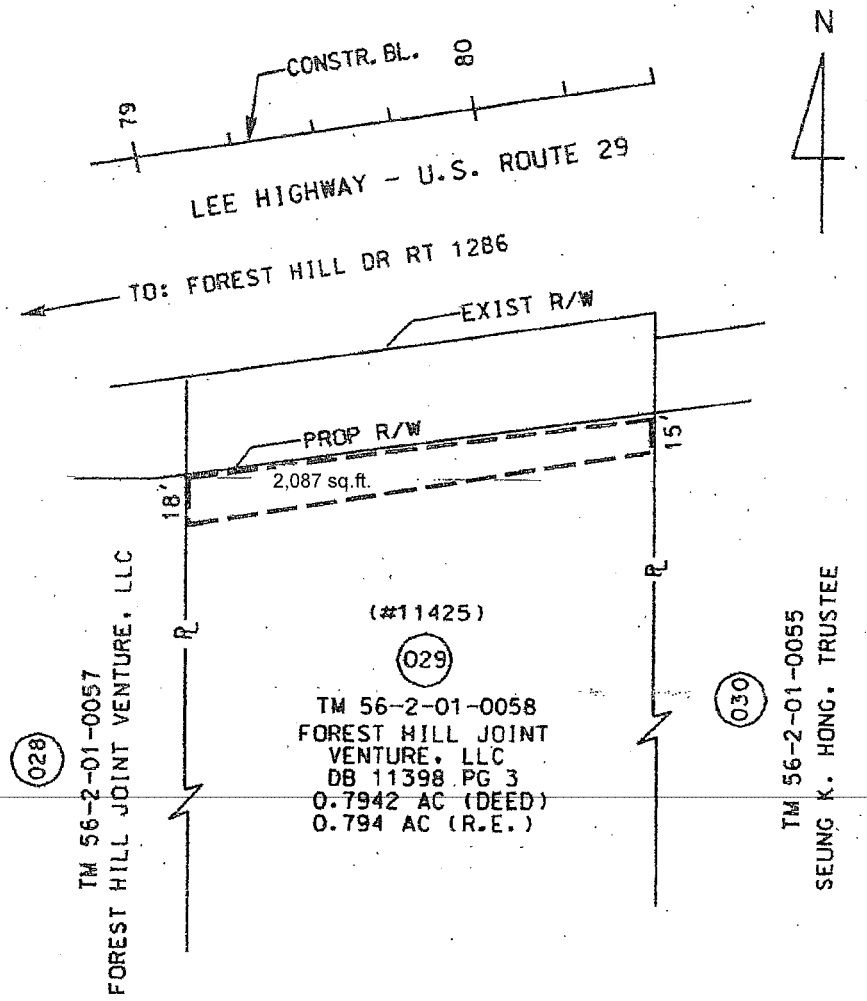
Legend

– – – – – Location of Boundary Lines of Right-of-Way

— — PL — — Indicates Property Line is Right-of-Way Boundary

Not to Scale

Sheet 1 of 1



LEGEND

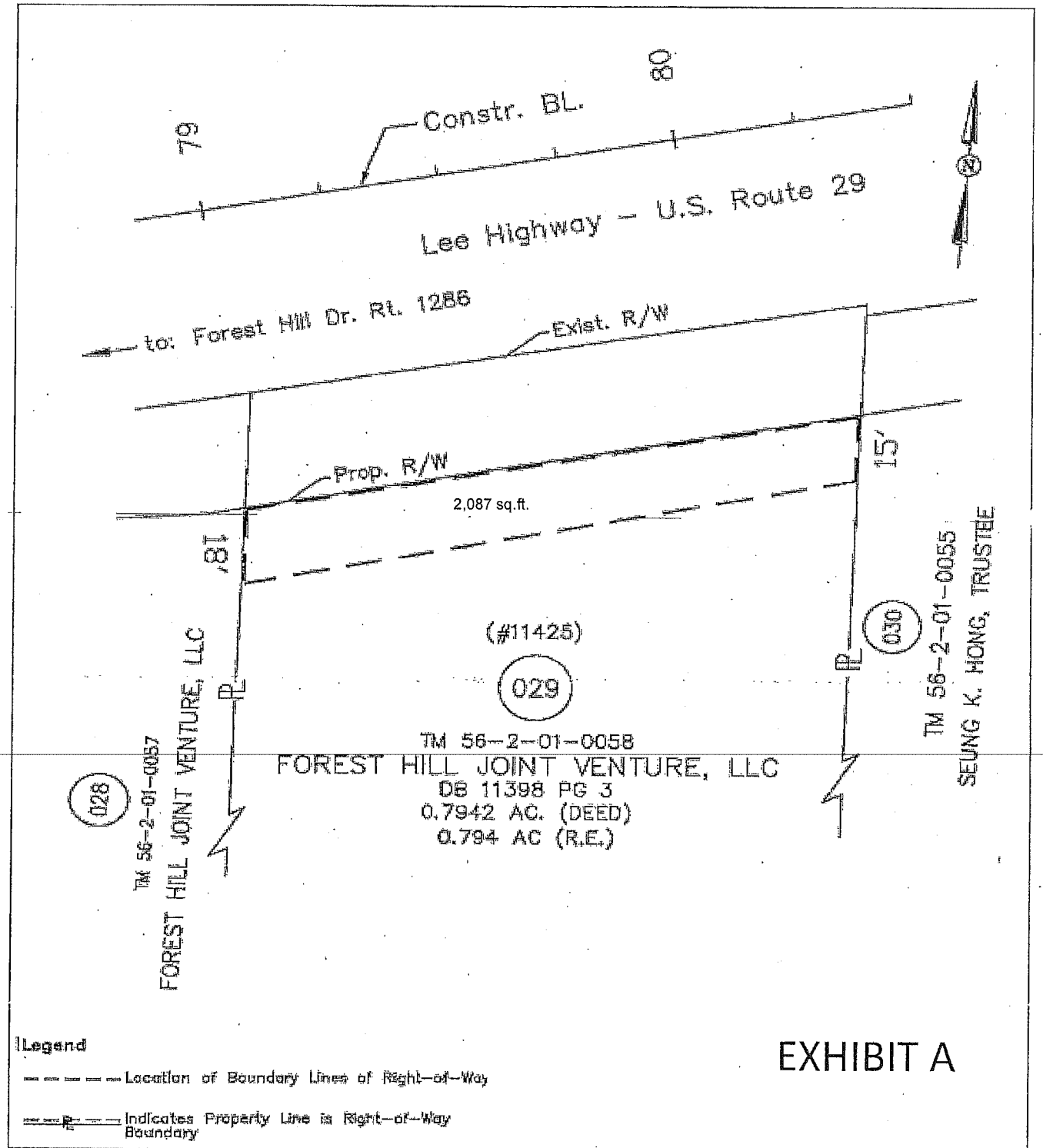
- - - - - LOCATION OF BOUNDARY LINES OF RIGHT-OF-WAY

—R/C— INDICATES PROPERTY LINE IS RIGHT-OF-WAY BOUNDARY

Not to Scale

SHEET 1 OF 1

VERIZON VIRGINIA	PLAT TO ACCOMPANY RIGHT-OF-WAY AGREEMENT OVERHEAD
DISTRICT FAIRFAX	
DISTRICT-TOWNSHIP-BOROUGH BRADDOCK	COUNTY-CITY FAIRFAX STATE VA
WIRE CENTER FX	VZ TRACKING NUMBER PADHCBCC-2013-050
VZ JOB NUMBER 4A22055	PLAN SHEET NUMBER 13
DATE	BY



Legend

Location of Boundary Lines of Right-of-Way

Indicates Property Line is Right-of-Way Boundary

EXHIBIT A

Cox CIR Number: 59033

Location of Boundary Lines of Right of Way

Indicates Property Line/Right of Way

Not to Scale

Plat to Accompany
Right of Way Agreement

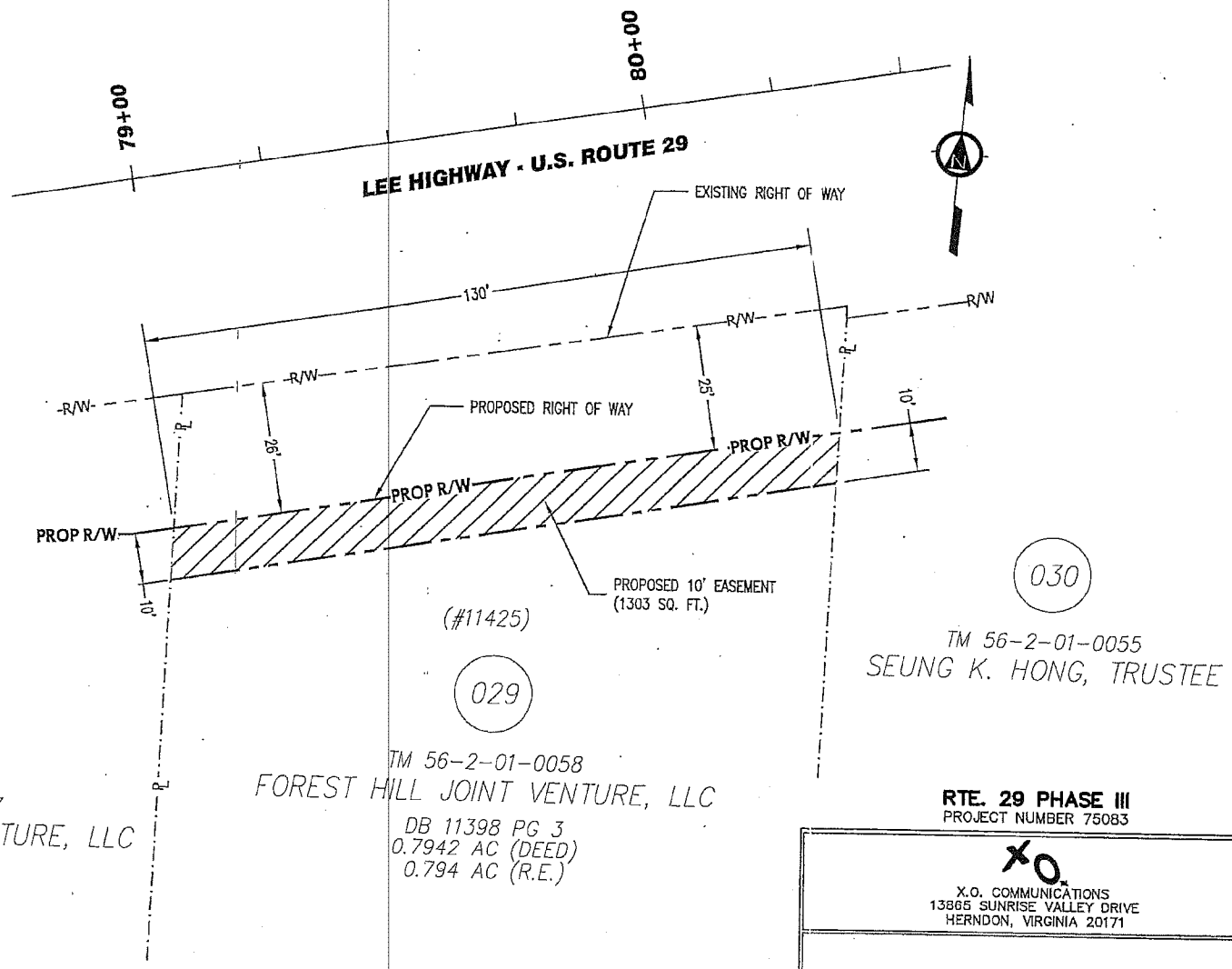
COX COMMUNICATIONS

Cox Communication OH/UG

Lee HWY Phase III , Fair Fax County, VA

Plat No. 56-2-01-0058

Date: 2-25-13 By: OUS, LLC



RTE. 29 PHASE III
PROJECT NUMBER 75083

X.O. COMMUNICATIONS
13865 SUNRISE VALLEY DRIVE
HERNDON, VIRGINIA 20171

PLAT SHOWING
EASEMENT
THROUGH
FOREST HILL JOINT VENTURE, LLC.
TAX MAP PARCEL #56-2-01-0058
D.B. 11398 PG. 3

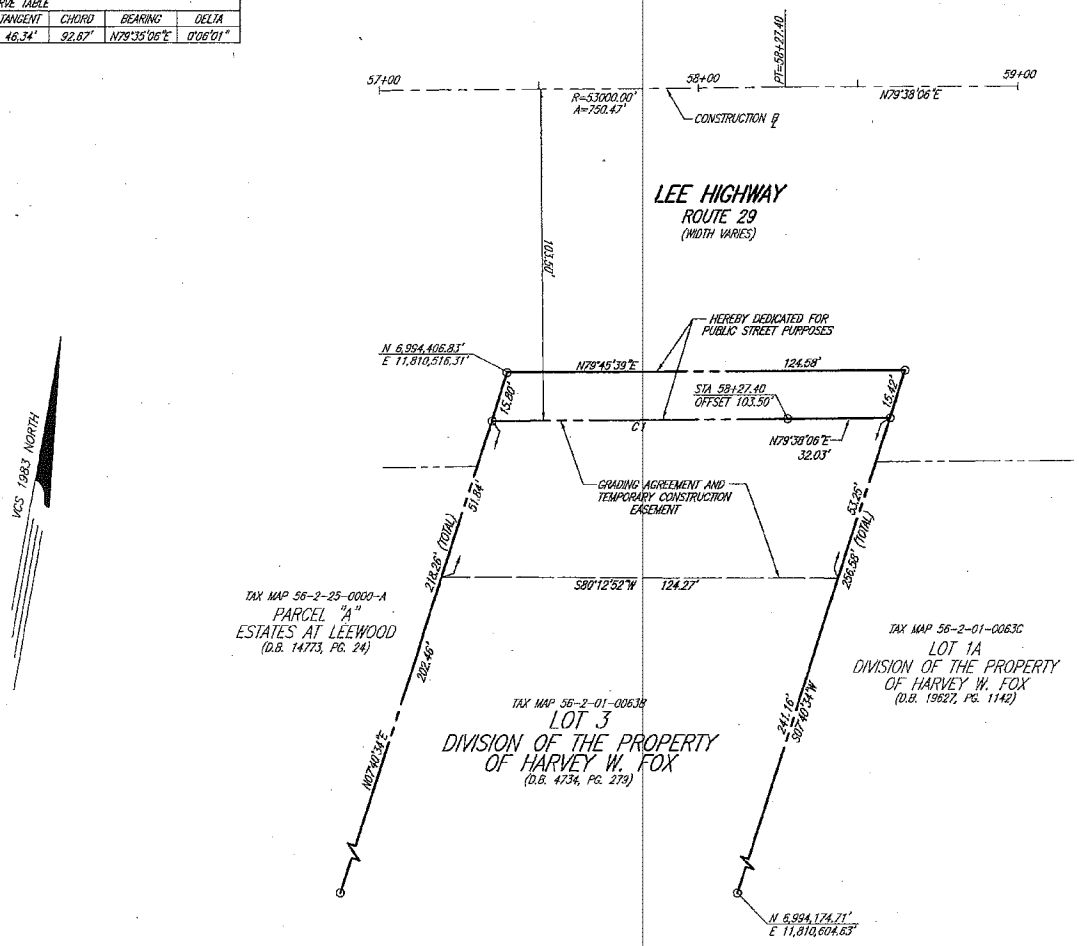
DISTRICT: FAIRFAX COUNTY, VA — SHEET 1 OF 1

SCALE: 1"=30'	DATE: 02/05/2013	DRAWN BY: S.LUPO

Not to Scale

ATTACHMENT 7E

CURVE TABLE						
CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
C1	52896.50'	92.87'	46.34'	92.87'	N79°35'06"E	0°06'01"



NOTES:

ALL PREVIOUSLY RECORDED RIGHT-OF-WAYS, EASEMENTS, OR OTHER INTERESTS OF THE COUNTY REMAIN IN FULL FORCE AND EFFECT UNLESS OTHERWISE SPECIFICALLY SHOWN HEREON.

THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT. THEREFORE ALL ENCUMBRANCES TO THE PROPERTY ARE NOT NECESSARILY SHOWN HEREON.

THE INFORMATION SHOWN ON THIS PLAT WAS COMPILED FROM THE COMBINATION OF A FIELD SURVEY AND EXISTING LAND RECORDS AND DOES NOT REPRESENT THE RESULTS OF AN ACTUAL BOUNDARY SURVEY.

THE PROPERTY DELINEATED ON THIS PLAT IS LOCATED ON ASSESSMENT MAP 56-2-((01)), PARCEL 63B.

AREA TABULATION		
TOTAL SITE	=	28,144 SQ. FT.
DEDICATION FOR PUBLIC STREET PURPOSES	=	1,848 SQ. FT.
REMAINING AREA	=	26,296 SQ. FT.

EASEMENT AREA		
GRADING AGREEMENT AND TEMPORARY CONSTRUCTION EASEMENT	=	6,231 SQ. FT.

COMMONWEALTH OF VIRGINIA
STEPHEN M. SEAY
Lic. No. 001763
4-23-13
LAND SURVEYOR

ROUTE 29 WIDENING, PHASE III
PROJECT NUMBER 5G25-052-000 (4YP212)

FAIRFAX COUNTY, VIRGINIA
DEPARTMENT OF PUBLIC WORKS
& ENVIRONMENTAL SERVICES
CAPITAL FACILITIES
12000 GOVERNMENT CENTER PARKWAY
FAIRFAX, VIRGINIA

PLAT SHOWING
DEDICATION FOR PUBLIC STREET PURPOSES
AND
GRADING AGREEMENT AND
TEMPORARY CONSTRUCTION EASEMENT
THROUGH

LOT 3
DIVISION OF THE PROPERTY OF HARVEY W. FOX

D.B. 4734, PG. 279

PROPERTY BEING IN THE NAME OF

S&G CRAVEN, LLC

D.B. 19464, PG. 949

BRADDOCK DISTRICT
FAIRFAX COUNTY, VIRGINIA
SHEET 1 OF 1

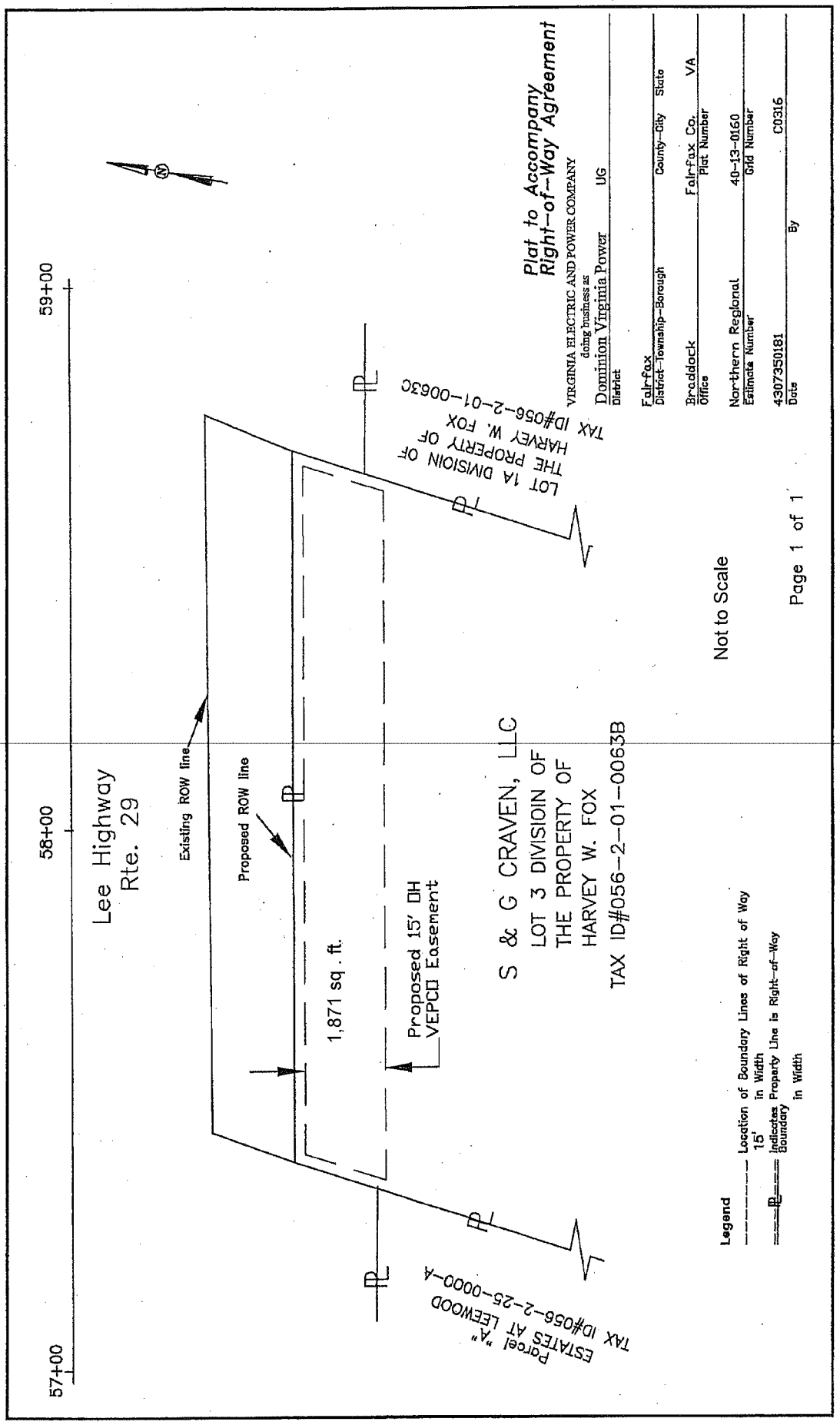
SCALE: 1"=25'	DATE: 4/23/13	DRAWN BY: RSG

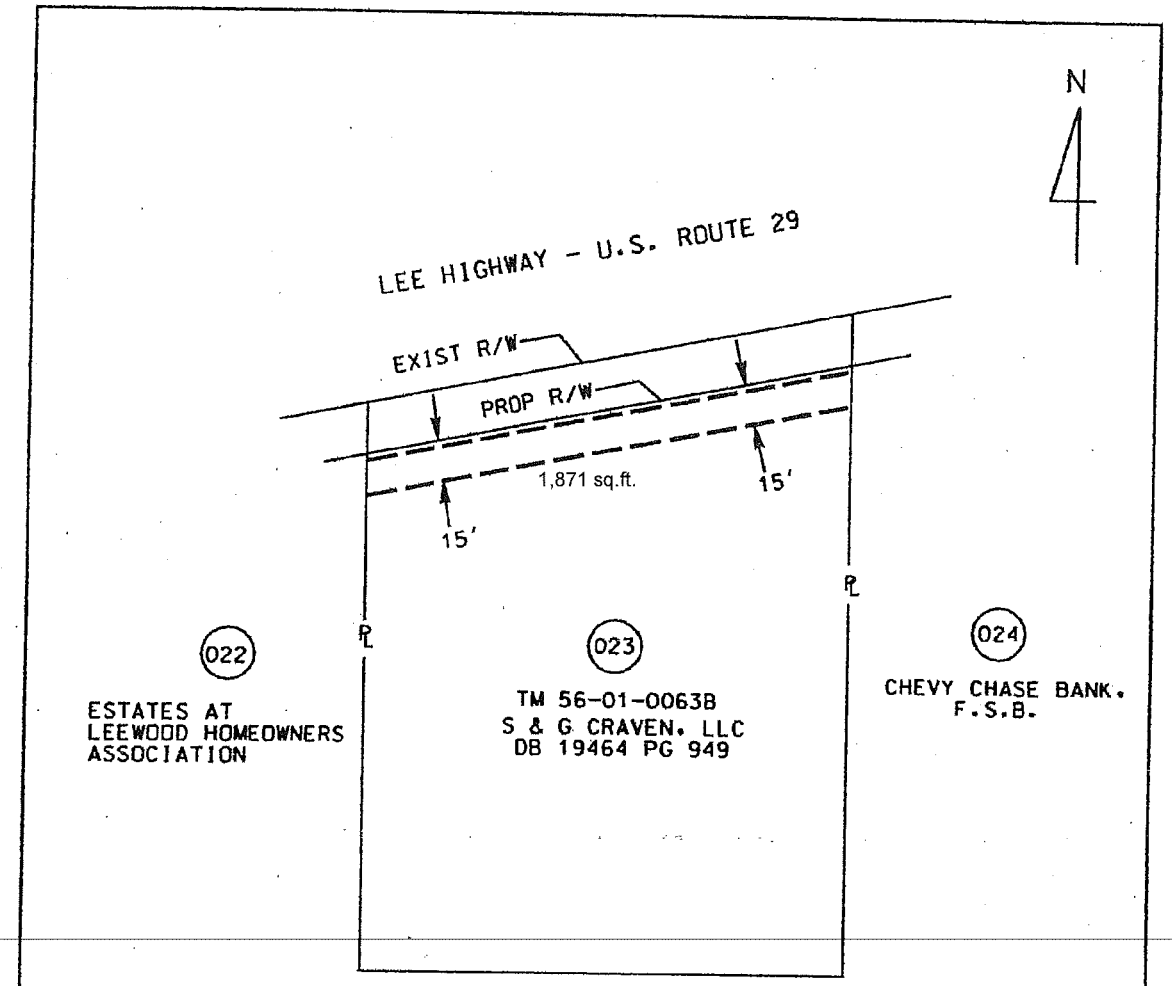
Rinker Design Associates, P.C.
Engineering * Surveying * Land Planning * Transportation * Environmental Services
9385 Discovery Boulevard, Suite 210, Manassas VA, 20110 on the web @ www.rdaassociates.com
Telephone: (703) 368-7373 Fax: (703) 257-5443
"Turning Challenges Into Opportunities"

Not to Scale

ATTACHMENT 8A

DRAWING NAME: \\AXIS\148\Plats\TH-56-2-01-0063B-PLAT.dwg 6/10/2013 9:12:54 AM EDT


Plat to Accompany
Right-of-Way Agreement
VIRGINIA ELECTRIC AND POWER COMPANY
doing business as
Dominion Virginia Power
District
UG
Fairfax
District-Township-Borough
County-City
State
Braddock
Office
Fairfax Co.
Plat Number
VA
Northern Regional
Estimate Number
40-13-0160
Grid Number
4307350181
Date
C0316
By
Page 1 of 1
Not to Scale
Legend
Location of Boundary Lines of Right of Way
15' in Width
Indicates Property Line is Right-of-Way Boundary
in Width
57+00
58+00
59+00
Lee Highway
Rte. 29
Existing ROW line
Proposed ROW line
1,871 sq. ft.
Proposed 15' DH
VEPCO Easement
S & G CRAVEN, LLC
LOT 3 DIVISIOIN OF
THE PROPERTY OF
HARVEY W. FOX
TAX ID#056-2-01-0063B
LOT 1A DIVISIOIN OF
THE PROPERTY OF
HARVEY W. FOX
TAX ID#056-2-01-0063C
Parcel "A"
ESTATES AT LEEWOOD
TAX ID#056-2-25-0000-A



VERIZON VIRGINIA	PLAT TO ACCOMPANY RIGHT-OF-WAY AGREEMENT OVERHEAD
DISTRICT FAIRFAX	
DISTRICT-TOWNSHIP-BOROUGH BRADDOCK	COUNTY-CITY FAIRFAX STATE VA
WIRE CENTER CT	VZ TRACKING NUMBER PAOHCBCC-2013-0065
VZ JOB NUMBER 4A22055	PLAN SHEET NUMBER 10
DATE	BY

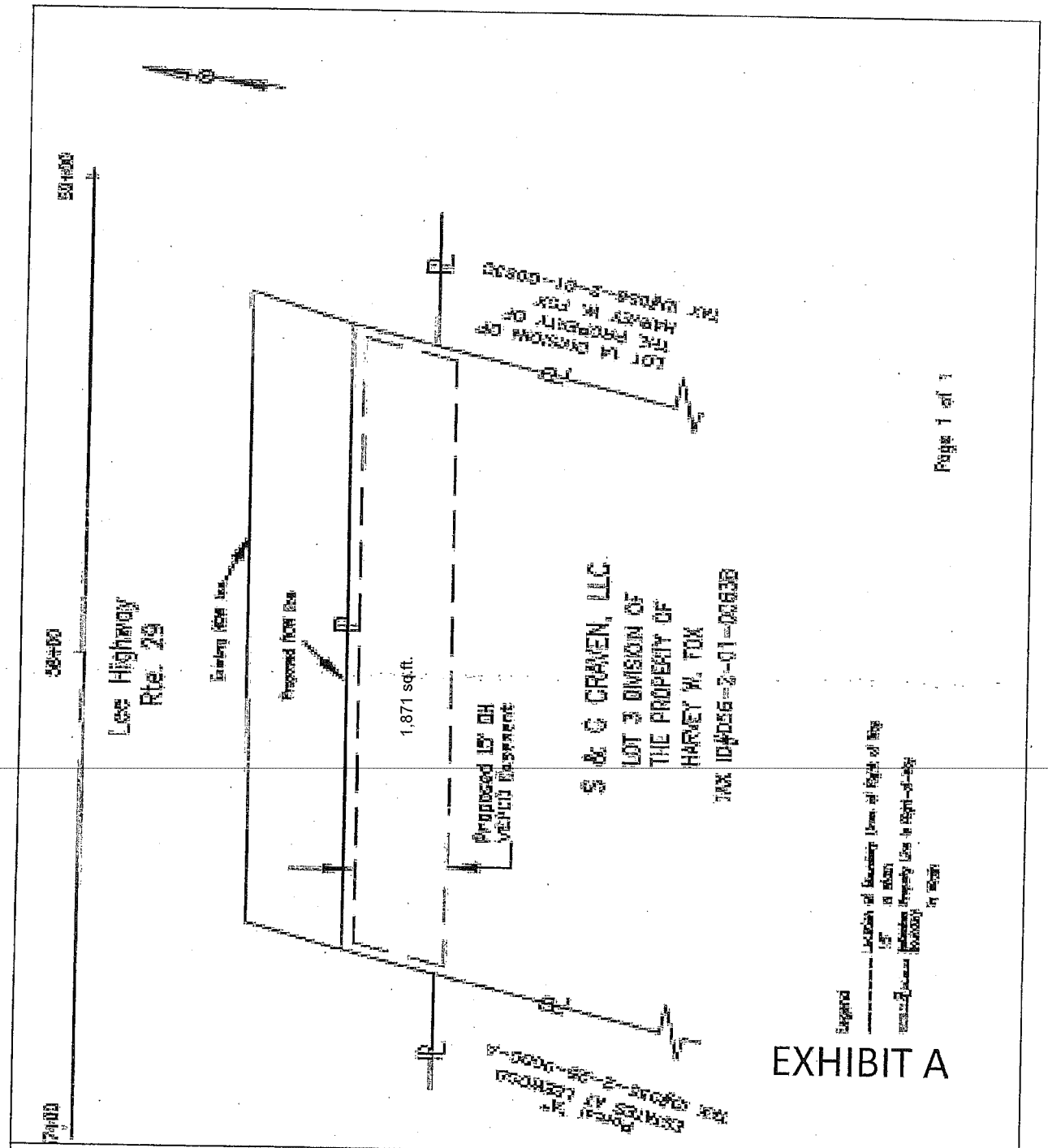
LEGEND

- - - - - LOCATION OF BOUNDARY LINES OF RIGHT-OF-WAY

—PL— INDICATES PROPERTY LINE IS RIGHT-OF-WAY BOUNDARY

Not to Scale

SHEET 1 OF 1



Cox CIR Number: 59033

---------- Location of Boundary Lines of Right of Way

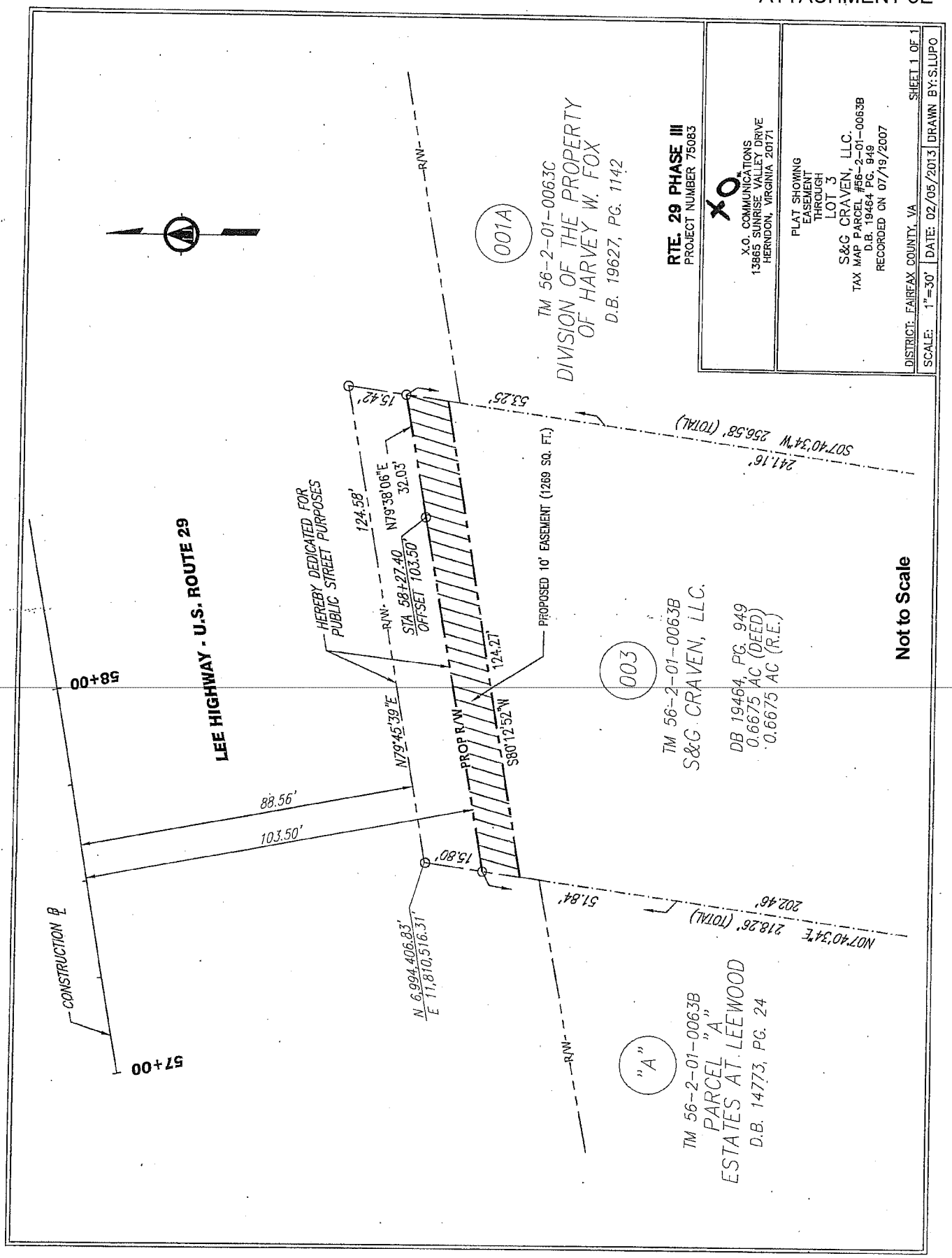
——PL—— Indicates Property Line/Right of Way

Not to Scale

Plat to Accompany
Right of Way Agreement

COX COMMUNICATIONS

Cox Communication OH/UG
Lee HWY Phase III , Fair Fax County, VA
Plat No. 56-2-01-0063B
Date: 6-21-13 By: OUS, LLC


RTE. 29 PHASE III
PROJECT NUMBER 75083
X.O. COMMUNICATIONS
13865 SUNRISE VALLEY DRIVE
HERNDON, VIRGINIA 20171
PLAT SHOWING
EASEMENT
THROUGH
LOT 3
S&G CRAVEN, LLC.
TAX MAP PARCEL #56-2-01-0063B
D.B. 19464 PG. 949
RECORDED ON 07/19/2007
DISTRICT: FAIRFAX COUNTY, VA
SHEET 1 OF 1
SCALE: 1"=30'
DATE: 02/05/2013
DRAWN BY: S.LUPO
001A
TM 56-2-01-0063C
DIVISION OF THE PROPERTY
OF HARVEY W. FOX
D.B. 19627, PG. 1142
R/W
LEE HIGHWAY - U.S. ROUTE 29
HEREBY DEDICATED FOR
PUBLIC STREET PURPOSES
124.58'
N79°38'06"E
32.03'
STA 58+27.40
OFFSET 103.50'
15.42'
53.25'
S07°40'34"W 256.58' (TOTAL)
241.16'
PROPOSED 10' EASEMENT (1269 SQ. FT.)
124.27'
PROP R/W
S80°12'52"W
N79°45'39"E
58+00
88.56'
103.50'
15.80'
51.84'
N07°40'34"E 218.26' (TOTAL)
202.46'
003
TM 56-2-01-0063B
S&G CRAVEN, LLC.
DB 19464, PG. 949
0.6675 AC (DEED)
0.6675 AC (R.E.)
Not to Scale
CONSTRUCTION ℄
57+00
N 6,994,406.83'
E 11,810,516.31'
"A"
TM 56-2-01-0063B
PARCEL "A"
ESTATES AT LEEWOOD
D.B. 14773, PG. 24

ATTACHMENT 9

1. AFFECTED PROPERTY

Tax Map Number: 056-2-01-0066
Street Address: 11717 Lee Highway, Fairfax, Virginia 22030

2. OWNER(S): Ronald A. DeAngelis
Leta G. DeAngelis

3. INTEREST(S) REQUIRED: (As shown on attached plat/plan)

Deed of Dedication – 13,610 sq. ft.

4. VALUE

Estimated value of interests and damages:

INTEREST PROFFERED

ATTACHMENT 10

1. AFFECTED PROPERTY

Tax Map Number: 056-2-04-0001
Street Address: 11347 Lee Highway, Fairfax, Virginia 22030

2. OWNER(S): Garden World R.E., LLC

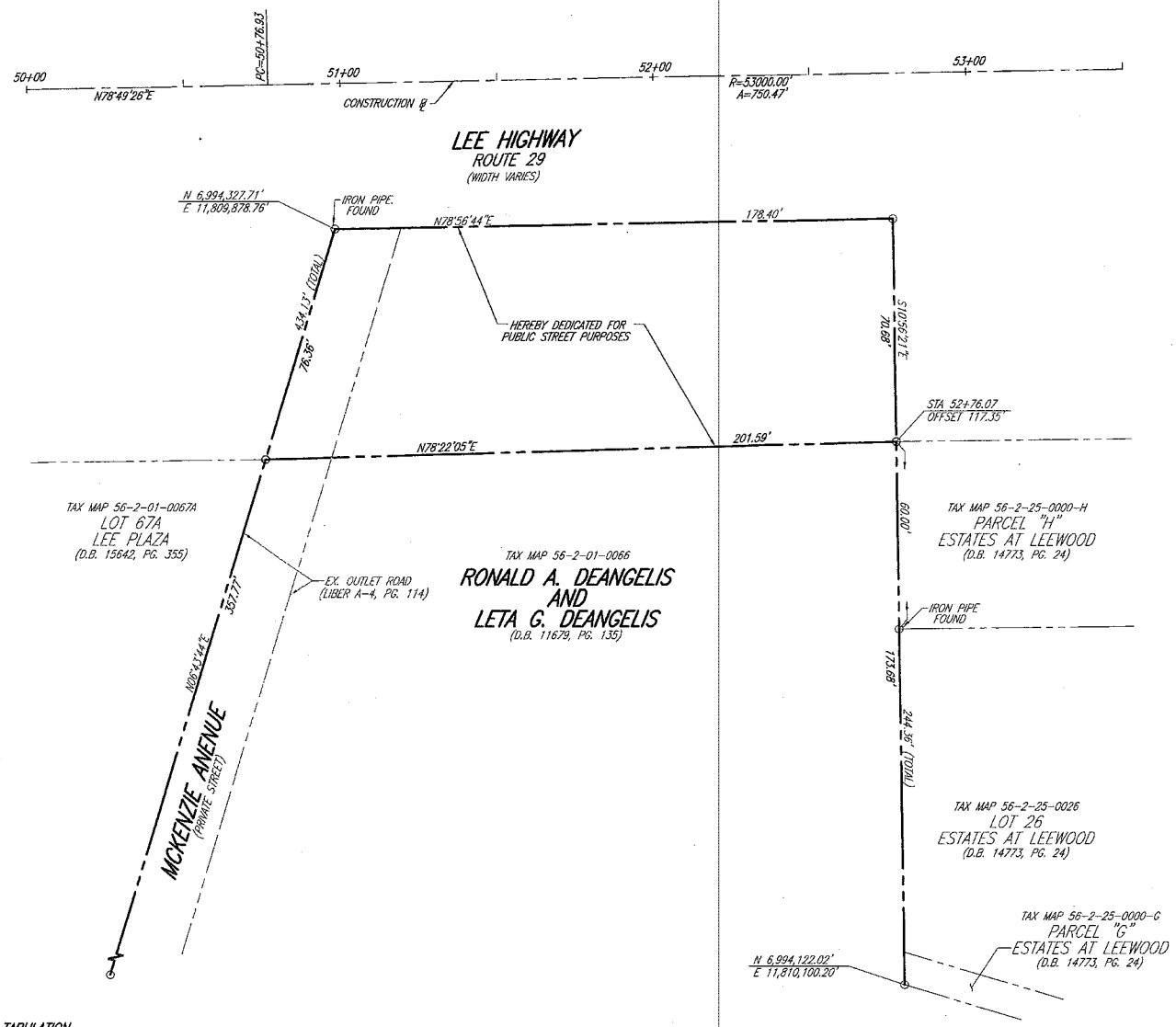
3. INTEREST(S) REQUIRED: (As shown on attached plat/plan)

Deed of Dedication – 1,011 sq. ft.
Grading Agreement and Temporary Construction Easement – 3,088 sq. ft.
Dominion Virginia Power, Verizon Inc., Cox Communications – 1,427 sq. ft.
XO Communications – 951 sq. ft.

4. VALUE

Estimated value of interests and damages:

THIRTY-THREE THOUSAND ONE HUNDRED FIFTY-EIGHT DOLLARS ($33,158.00)



NOTES:

ALL PREVIOUSLY RECORDED RIGHT-OF-WAYS, EASEMENTS, OR OTHER INTERESTS OF THE COUNTY REMAIN IN FULL FORCE AND EFFECT UNLESS OTHERWISE SPECIFICALLY SHOWN HEREON.

THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT. THEREFORE ALL ENCUMBRANCES TO THE PROPERTY ARE NOT NECESSARILY SHOWN HEREON.

THE INFORMATION SHOWN ON THIS PLAT WAS COMPILED FROM THE COMBINATION OF A FIELD SURVEY AND EXISTING LAND RECORDS AND DOES NOT REPRESENT THE RESULTS OF AN ACTUAL BOUNDARY SURVEY.

THE PROPERTY DELINEATED ON THIS PLAT IS LOCATED ON ASSESSMENT MAP 56-2-((01)), PARCEL 66.

VCS 1983 NORTH

AREA TABULATION		
TOTAL SITE	=	91,203 SQ. FT.
DEDICATION FOR PUBLIC STREET PURPOSES	=	13,610 SQ. FT.
REMAINING AREA	=	77,593 SQ. FT.

COMMONWEALTH OF VIRGINIA
STEPHEN M. SEAY
Lic. No. 001763
4-23-13
LAND SURVEYOR

ROUTE 29 WIDENING, PHASE III
PROJECT NUMBER 5G25-052-000 (4YP212)

FAIRFAX COUNTY, VIRGINIA
DEPARTMENT OF PUBLIC WORKS
& ENVIRONMENTAL SERVICES
CAPITAL FACILITIES
12000 GOVERNMENT CENTER PARKWAY
FAIRFAX, VIRGINIA

PLAT SHOWING
DEDICATION FOR PUBLIC STREET PURPOSES
THROUGH THE PROPERTY OF
RONALD A. DEANGELIS
AND
LETA G. DEANGELIS
D.B. 11679, PG. 135

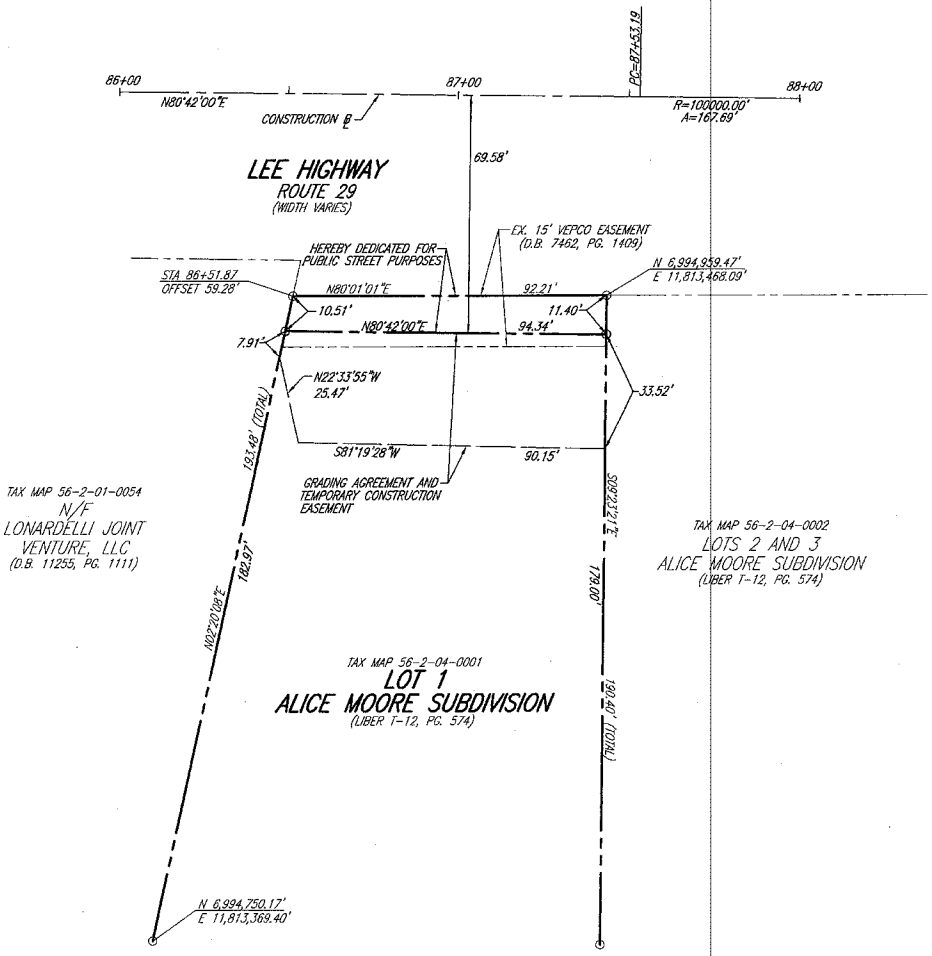
BRADDOCK DISTRICT
FAIRFAX COUNTY, VIRGINIA
SHEET 1 OF 1

SCALE: 1"=25'	DATE: 4/23/13	DRAWN BY: RSG

Rinker Design Associates, P.C.
Engineering * Surveying * Land Planning * Transportation * Environmental Services
9385 Discovery Boulevard, Suite 205, Manassas VA, 20109 on the web @ www.rdacivil.com
Telephone: (703) 368-7313 Fax: (703) 257-5446
"Turning Challenges into Opportunities"

Not to Scale

DRAWING NAME: V:\08148\Plats\TM-56-2-01-0066-PLAT.dwg 6/10/2013 1:35:14 PM EDT



NOTES:

ALL PREVIOUSLY RECORDED RIGHT-OF-WAYS, EASEMENTS, OR OTHER INTERESTS OF THE COUNTY REMAIN IN FULL FORCE AND EFFECT UNLESS OTHERWISE SPECIFICALLY SHOWN HEREON.

THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT. THEREFORE ALL ENCUMBRANCES TO THE PROPERTY ARE NOT NECESSARILY SHOWN HEREON.

THE INFORMATION SHOWN ON THIS PLAT WAS COMPILED FROM THE COMBINATION OF A FIELD SURVEY AND EXISTING LAND RECORDS AND DOES NOT REPRESENT THE RESULTS OF AN ACTUAL BOUNDARY SURVEY.

THE PROPERTY DELINEATED ON THIS PLAT IS LOCATED ON ASSESSMENT MAP 56-2-((04)), PARCEL 1.

AREA TABULATION		
TOTAL SITE	=	21,236 SQ. FT.
DEDICATION FOR PUBLIC STREET PURPOSES	=	1,011 SQ. FT.
REMAINING AREA	=	20,225 SQ. FT.

EASEMENT AREA		
GRADING AGREEMENT AND TEMPORARY CONSTRUCTION EASEMENT	=	3,088 SQ. FT.

COMMONWEALTH OF VIRGINIA
STEPHEN M. SEAY
Lic. No. 001783
4-23-13
LAND SURVEYOR

Not to Scale

ROUTE 29 WIDENING, PHASE III
PROJECT NUMBER 5G25-052-000 (4YP212)

FAIRFAX COUNTY, VIRGINIA
DEPARTMENT OF PUBLIC WORKS
& ENVIRONMENTAL SERVICES
CAPITAL FACILITIES
12000 GOVERNMENT CENTER PARKWAY
FAIRFAX, VIRGINIA

PLAT SHOWING
DEDICATION FOR PUBLIC STREET PURPOSES
AND
GRADING AGREEMENT AND
TEMPORARY CONSTRUCTION EASEMENT
THROUGH

LOT 1
ALICE MOORE SUBDIVISION
LIBER T-12, PG. 574

PROPERTY BEING IN THE NAME OF
GARDEN WORLD R.E., LLC
D.B. 11255, PG. 1109

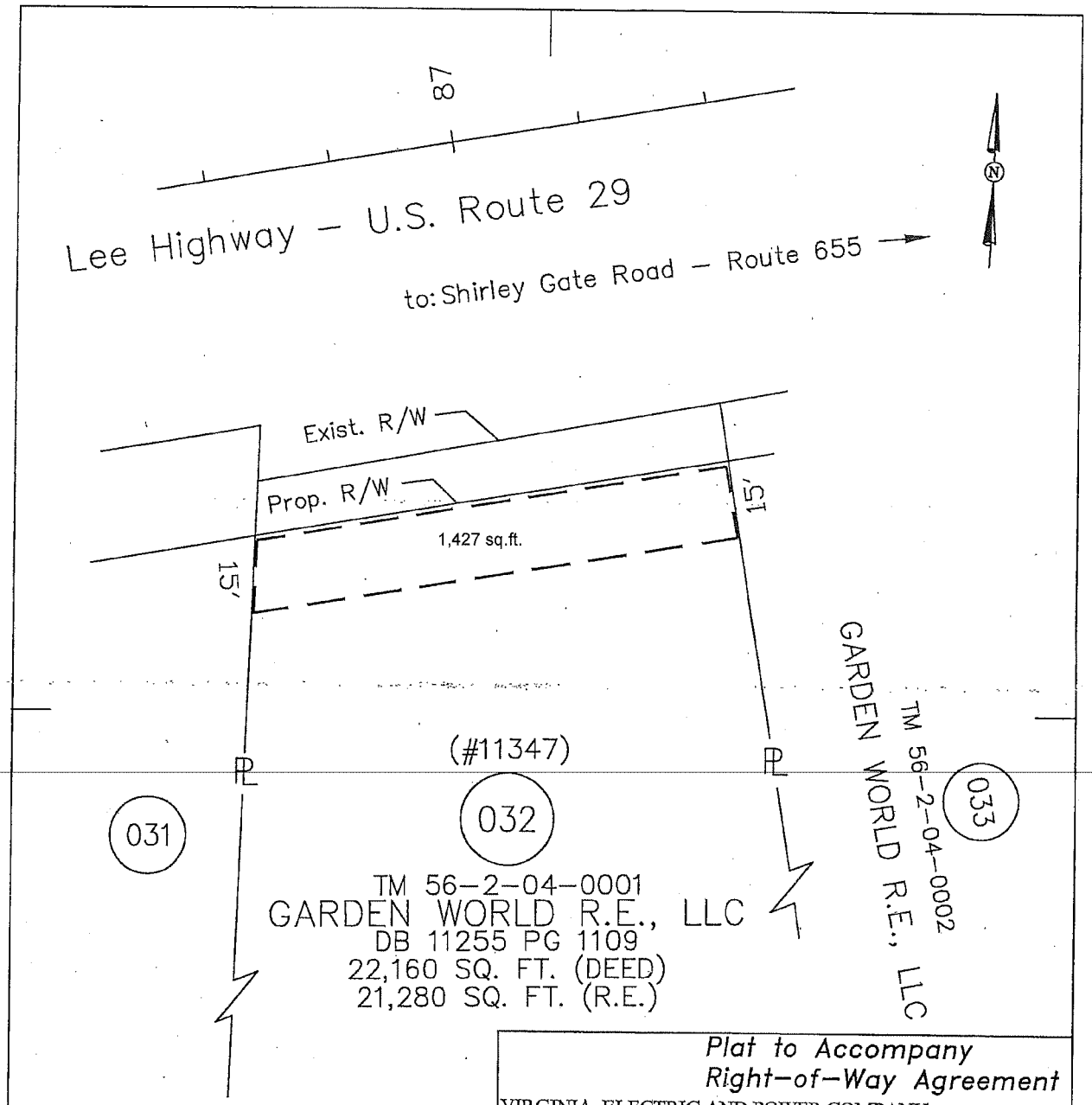
BRADDOCK DISTRICT
FAIRFAX COUNTY, VIRGINIA
SHEET 1 OF 1

SCALE: 1"=25'	DATE: 4/23/13	DRAWN BY: RSG

Rinker Design Associates, P.C.
Engineering • Surveying • Land Planning • Transportation • Environmental Services
8315 Discovery Boulevard, Suite 200, Manassas VA, 20109 - on the web @ www.rdaevirt.com
Telephone: (703) 335-3373 Fax: (703) 367-9449
"Turning Challenges into Opportunities"

ATTACHMENT 10A

DRAWING NAME: V:\08148\Plats\TM-56-2-04-0001-PLAT.dwg 6/10/2013 1:22:01 PM EDT



Plat to Accompany Right-of-Way Agreement

VIRGINIA ELECTRIC AND POWER COMPANY
doing business as
Dominion Virginia Power OVERHEAD

District FAIRFAX		
District–Township–Borough BRADDOCK	County–City FAIRFAX	State VA
Office N/W REGION	Plat Number 40-12-0166	
Estimate Number 7350181	Grid Number C0316	
Date	By	

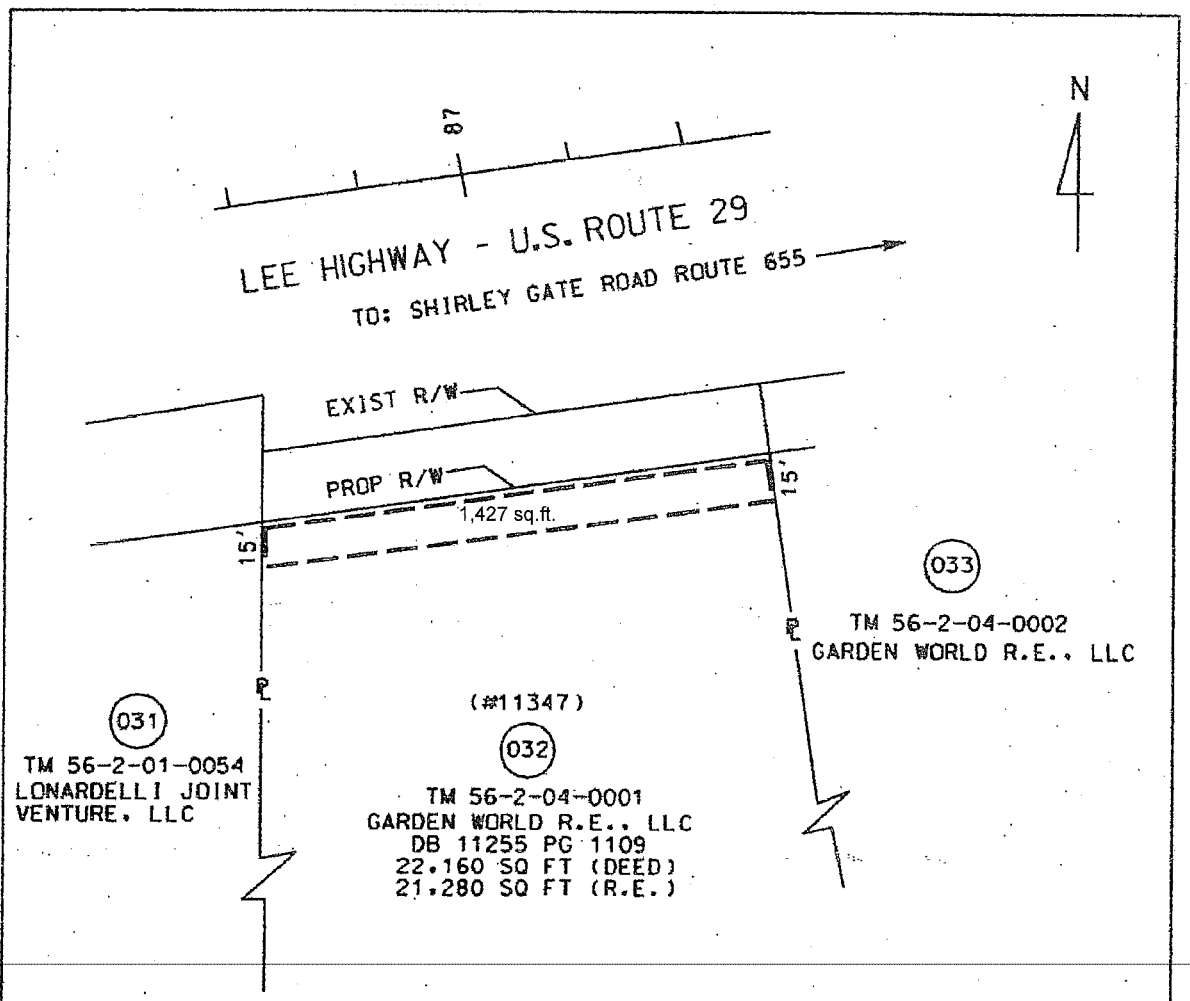
Legend

– – – – – Location of Boundary Lines of Right-of-Way

— — ℄ — — Indicates Property Line is Right-of-Way Boundary

Not to Scale

Sheet 1 of 1



LEGEND

- - - - - - LOCATION OF BOUNDARY LINES OF RIGHT-OF-WAY

— ℄ — — INDICATES PROPERTY LINE IS RIGHT-OF-WAY BOUNDARY

Not to Scale SHEET 1 OF 1

VERIZON VIRGINIA	PLAT TO ACCOMPANY RIGHT-OF-WAY AGREEMENT OVERHEAD
DISTRICT FAIRFAX	
DISTRICT-TOWNSHIP-BOROUGH BRADDOCK	COUNTY-CITY FAIRFAX — STATE VA
WIRE CENTER FX	VZ TRACKING NUMBER PAOHCBCC-2013-053
VZ JOB NUMBER 4A22055	PLAN SHEET NUMBER 14
DATE	BY

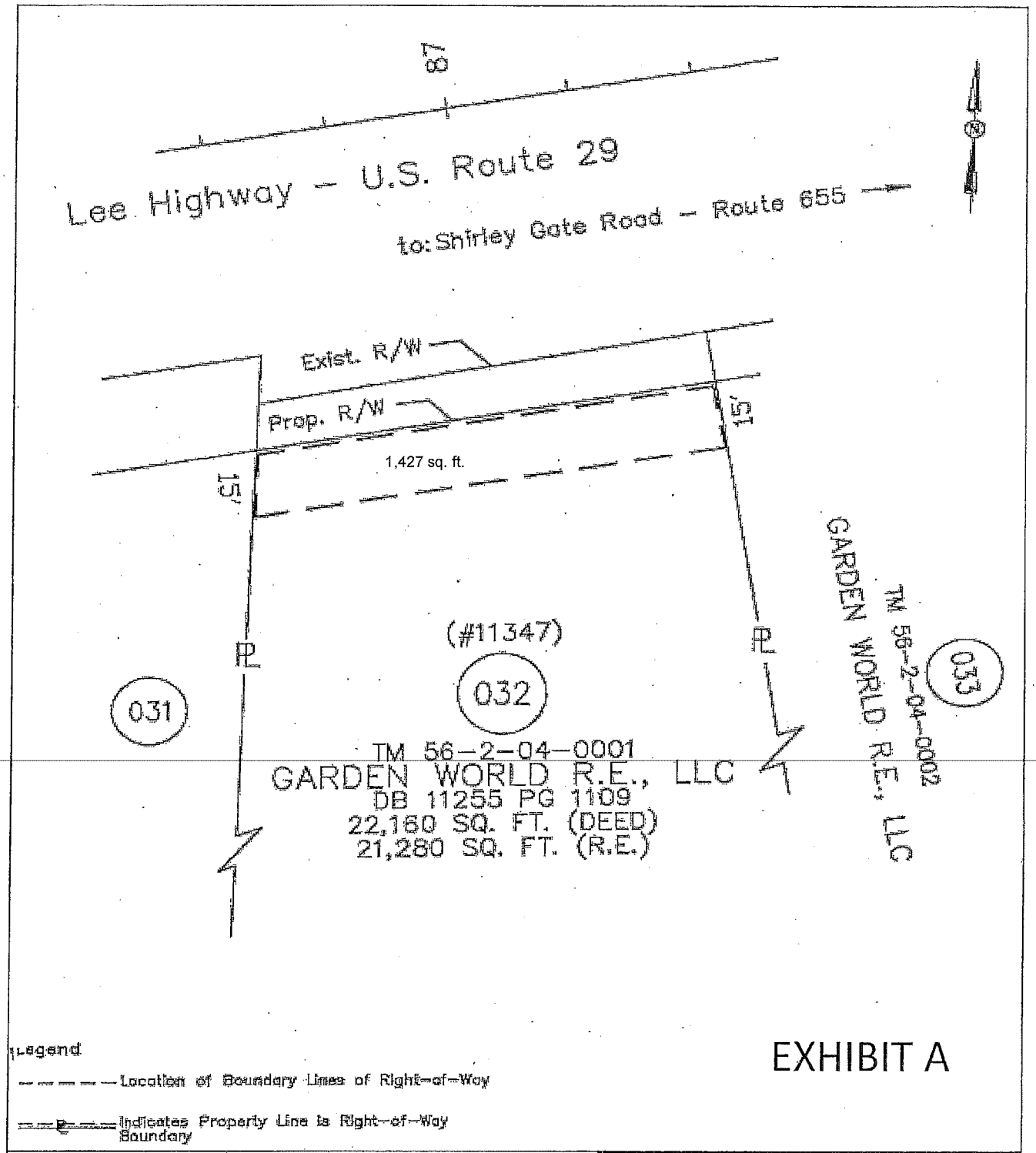


EXHIBIT A

Legend

- - - - - Location of Boundary Lines of Right-of-Way

—— PL —— Indicates Property Line is Right-of-Way Boundary

Cox CIR Number: 59033

- - - - - - - - - - - - - - Location of Boundary Lines of Right of Way

—— PL —— Indicates Property Line/Right of Way

Not to Scale

COX COMMUNICATIONS

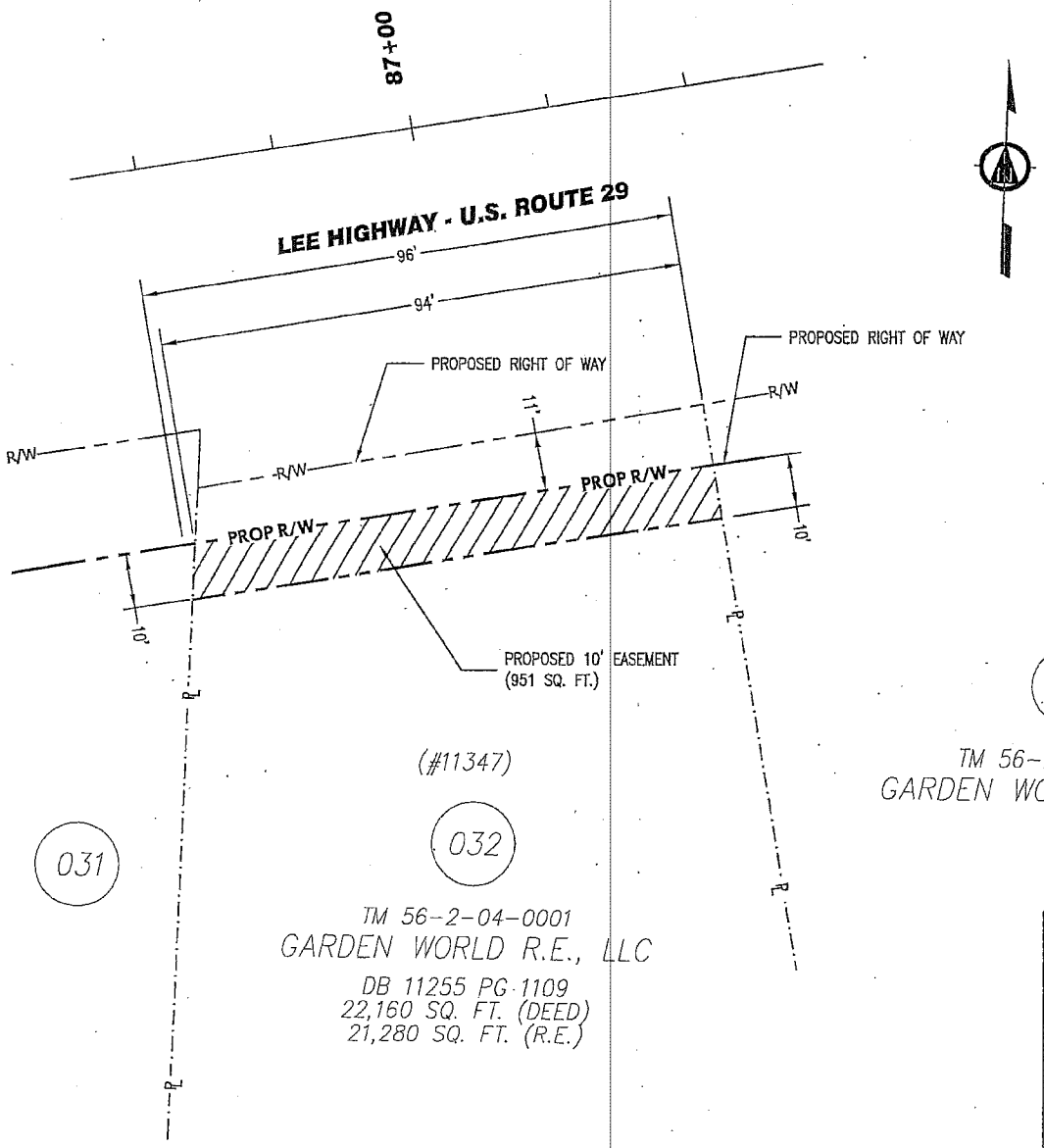
Plat to Accompany
Right of Way Agreement

Cox Communication OH/UG

Lee HWY Phase III , Fair Fax County, VA

Plat No. 56-2-04-0001

Date: 2-25-13 By: OUS, LLC



Not to Scale

RTE. 29 PHASE III
PROJECT NUMBER 75083

X.O. COMMUNICATIONS
13865 SUNRISE VALLEY DRIVE
HERNDON, VIRGINIA 20171

PLAT SHOWING
EASEMENT
THROUGH
GARDEN WORLD R.E., LLC.
TAX MAP PARCEL #56-2-04-0001
D.B. 11255 PG. 1109

DISTRICT: FAIRFAX COUNTY, VA — SHEET 1 OF 1

SCALE: 1"=30'	DATE: 02/05/2013	DRAWN BY: S.LUPO

ATTACHMENT 10E

ATTACHMENT 11

1. AFFECTED PROPERTY

Tax Map Number: 056-2-04-0002
Street Address: 11343 Lee Highway, Fairfax, Virginia 22030

2. OWNER(S): Garden World R.E., LLC.

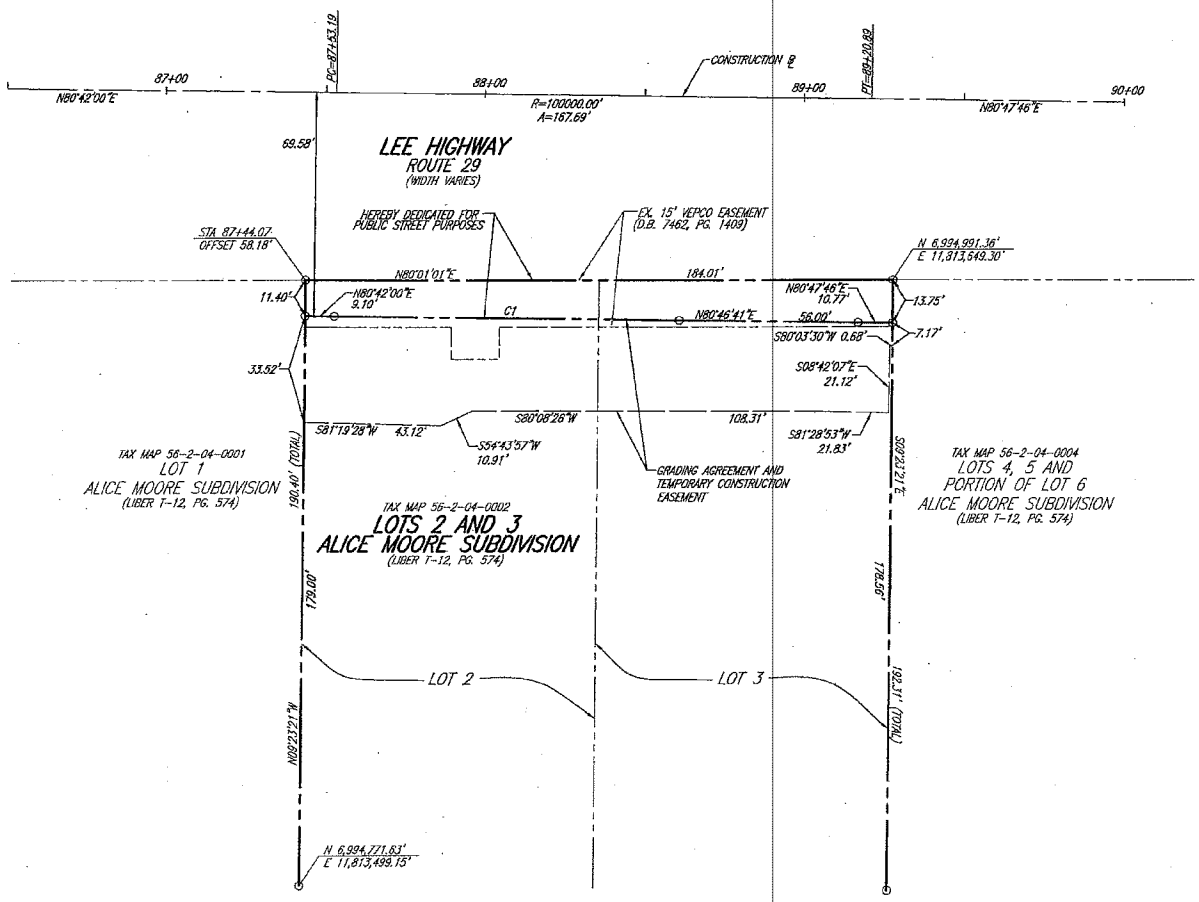
3. INTEREST(S) REQUIRED: (As shown on attached plat/plan)

Deed of Dedication – 2,308 sq. ft.
Grading Agreement and Temporary Construction Easement – 5,490 sq. ft.
Dominion Virginia Power, Verizon Inc., Cox Communications – 2,760 sq. ft.
XO Communications – 1,844 sq. ft.

4. VALUE

Estimated value of interests and damages:

ONE HUNDRED EIGHTY-FOUR THOUSAND FOUR HUNDRED DOLLARS ($184,400.00)



NOTES:

ALL PREVIOUSLY RECORDED RIGHT-OF-WAYS, EASEMENTS, OR OTHER INTERESTS OF THE COUNTY REMAIN IN FULL FORCE AND EFFECT UNLESS OTHERWISE SPECIFICALLY SHOWN HEREON.

THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT. THEREFORE ALL ENCUMBRANCES TO THE PROPERTY ARE NOT NECESSARILY SHOWN HEREON.

THE INFORMATION SHOWN ON THIS PLAT WAS COMPILED FROM THE COMBINATION OF A FIELD SURVEY AND EXISTING LAND RECORDS AND DOES NOT REPRESENT THE RESULTS OF AN ACTUAL BOUNDARY SURVEY.

THE PROPERTY DELINEATED ON THIS PLAT IS LOCATED ON ASSESSMENT MAP 56-2-((04)), PARCEL 2.

MATCH LINE

AREA TABULATION		
TOTAL SITE	=	35,209 SQ. FT.
DEDICATION FOR PUBLIC STREET PURPOSES	=	2,308 SQ. FT.
REMAINING AREA	=	32,901 SQ. FT.

EASEMENT AREA		
GRADING AGREEMENT AND TEMPORARY CONSTRUCTION EASEMENT	=	5,490 SQ. FT.

CURVE TABLE

CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
C1	999.30.42'	108.13'	54.07'	108.13'	N80°43'51"E	0°03'43"

COMMONWEALTH OF VIRGINIA
STEPHEN M. SEW
Lic. No. 081763
4/23/13
LAND SURVEYOR

ROUTE 29 WIDENING, PHASE III
PROJECT NUMBER 5G25-052-000 (4YP212)

FAIRFAX COUNTY, VIRGINIA
DEPARTMENT OF PUBLIC WORKS
& ENVIRONMENTAL SERVICES
CAPITAL FACILITIES
12000 GOVERNMENT CENTER PARKWAY
FAIRFAX, VIRGINIA

PLAT SHOWING
DEDICATION FOR PUBLIC STREET PURPOSES
AND
GRADING AGREEMENT AND
TEMPORARY CONSTRUCTION EASEMENT
THROUGH

LOTS 2 & 3
ALICE MOORE SUBDIVISION

LIBER T-12, PG. 574

PROPERTY BEING IN THE NAME OF

GARDEN WORLD R.E., LLC

D.B. 11255, PG. 1109

BRADDOCK DISTRICT
FAIRFAX COUNTY, VIRGINIA
SHEET 1 OF 1

SCALE: 1"=25'	DATE: 4/23/13	DRAWN BY: RSG

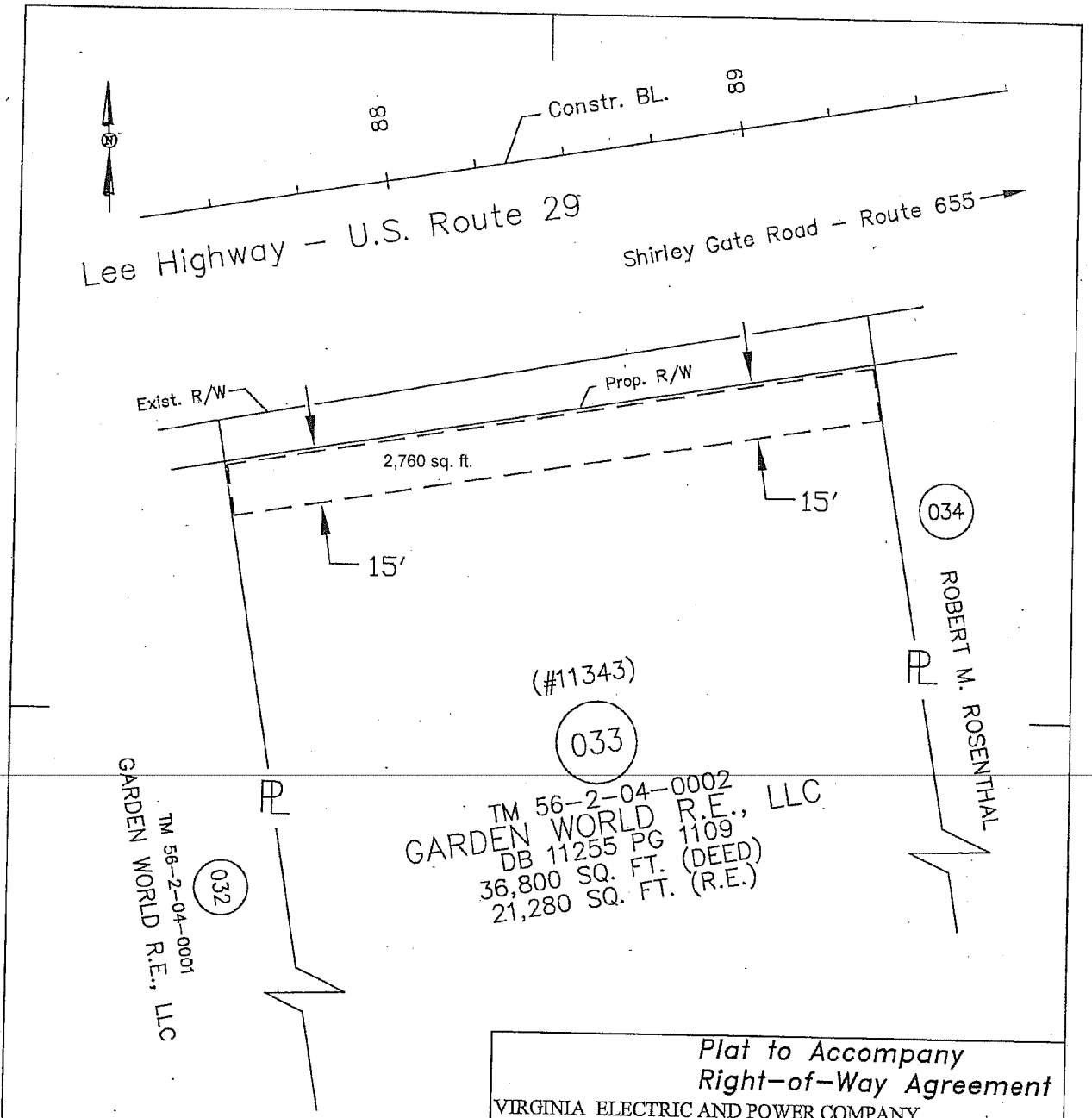
Rinker Design Associates, P.C.
Engineering • Surveying • Land Planning • Transportation • Environmental Services
9380 Discovery Boulevard, Suite 200, Manassas VA, 20109 on the web @ www.rdaplat.com
Telephone: (703) 368-7373 Fax: (703) 257-0443
"Turning Challenges into Opportunities"

Not to Scale

08-148-H

ATTACHMENT 11A

UPDRAWING NAME: V:\08148\Plats\TM-56-2-04-0002-PLAT.dwg 5/10/2013 1:23:23 PM EDT



Plat to Accompany
Right-of-Way Agreement

VIRGINIA ELECTRIC AND POWER COMPANY
doing business as
Dominion Virginia Power OVERHEAD

District FAIRFAX		
District–Township–Borough BRADDOCK	County–City FAIRFAX	State VA
Office N/W REGION	Plat Number 40-12-0167	
Estimate Number 7350181	Grid Number C0316	
Date	By	

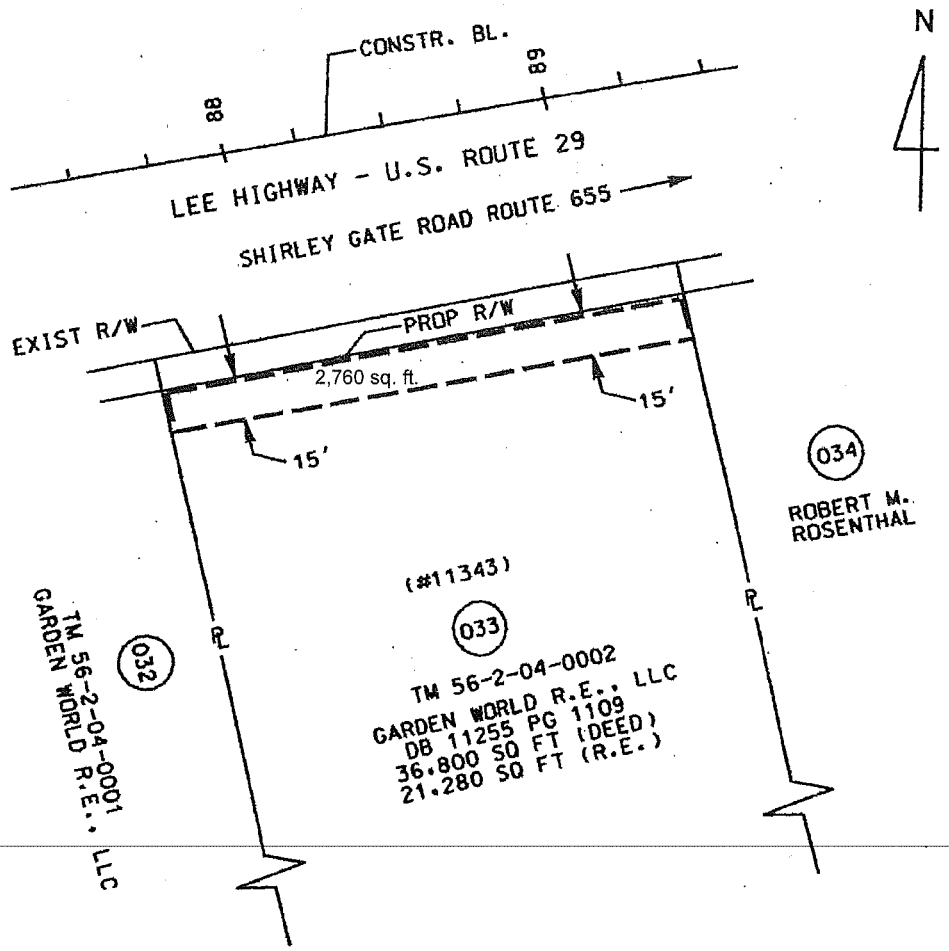
Legend

– – – – – Location of Boundary Lines of Right-of-Way

— — ℄ — — Indicates Property Line is Right-of-Way Boundary

Not to Scale

Sheet 1 of 1



LEGEND

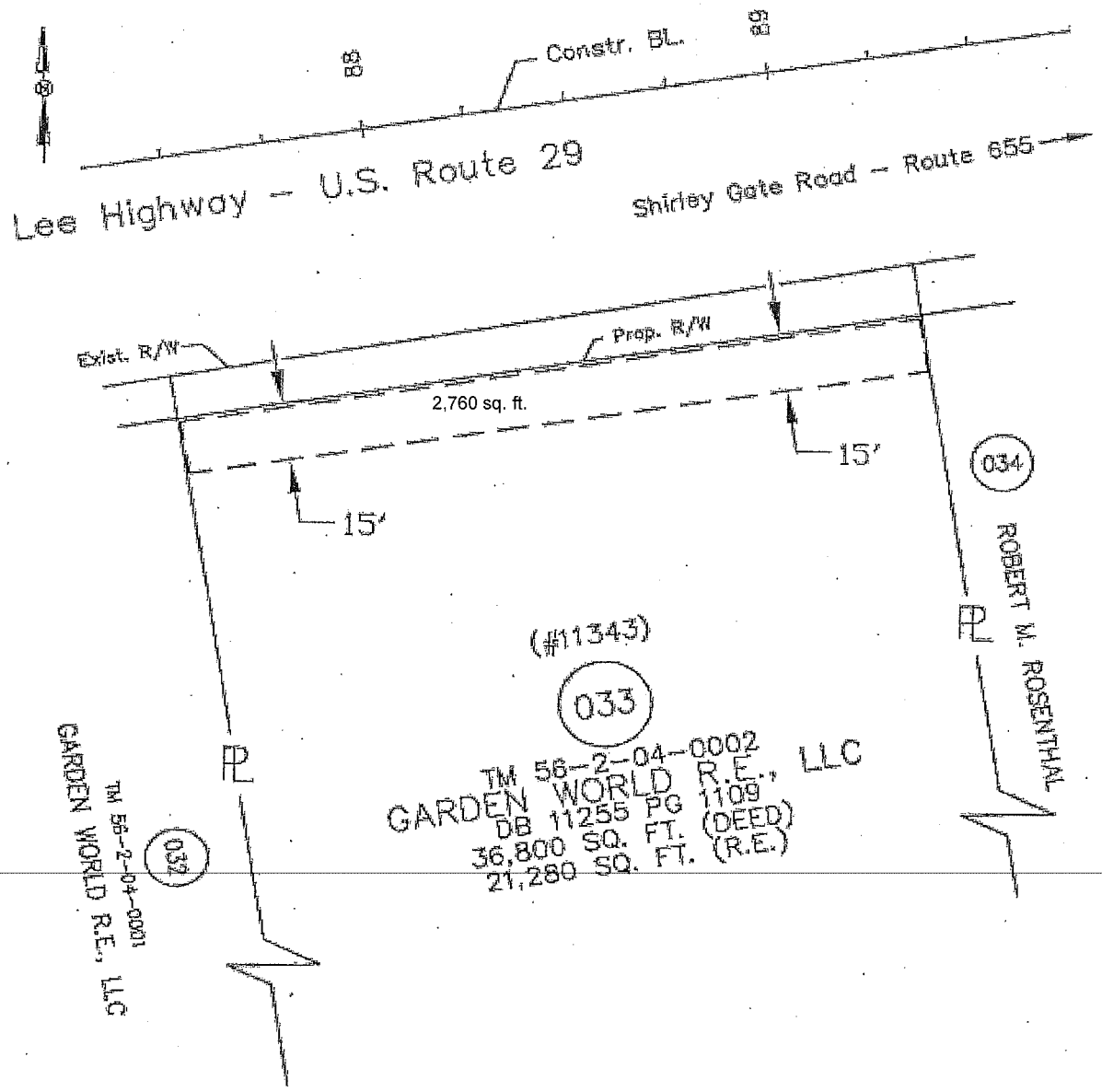
- - - - - LOCATION OF BOUNDARY LINES OF RIGHT-OF-WAY

—P— INDICATES PROPERTY LINE IS RIGHT-OF-WAY BOUNDARY

Not to Scale

SHEET 1 OF 1

	PLAT TO ACCOMPANY RIGHT-OF-WAY AGREEMENT
VERIZON VIRGINIA	OVERHEAD
DISTRICT FAIRFAX	
DISTRICT-TOWNSHIP-BOROUGH BRADDOCK	COUNTY-CITY FAIRFAX / STATE VA
WIRE CENTER FX	VZ TRACKING NUMBER PAOHCBCC-2013-054
VZ JOB NUMBER 4A22055	PLAN SHEET NUMBER 14 & 15
DATE	BY



Legend

Location of Boundary Lines of Right-of-Way

Indicates Property Line is Right-of-Way Boundary

EXHIBIT A

Cox CIR Number: 59033

Location of Boundary Lines of Right of Way

PL Indicates Property Line/Right of Way

Not to Scale

Plat to Accompany
Right of Way Agreement

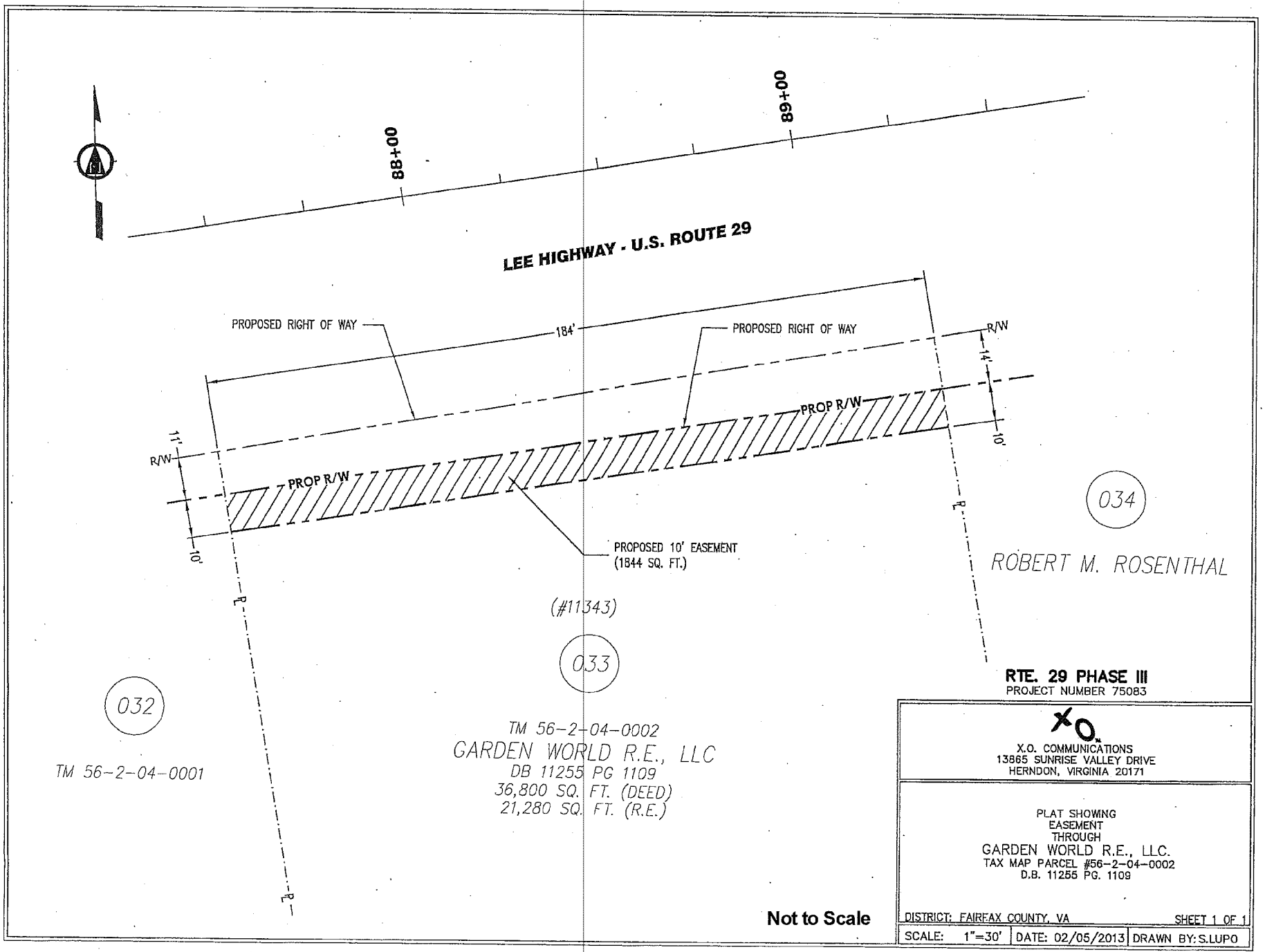
COX COMMUNICATIONS

Cox Communication OH/UG

Lee HWY Phase III , Fair Fax County, VA

Plat No. 56-2-04-0002

Date: 2-25-13 By: OUS, LLC



ATTACHMENT 11E

Board Agenda Item
February 25, 2014

4:00 p.m.

Public Hearing to Consider Parking Restrictions on Willow Oaks Corporate Drive (Providence District)

ISSUE:
Proposed amendment to Appendix R of *The Code of the County of Fairfax, Virginia,* (Fairfax County Code) to establish parking restrictions on Willow Oaks Corporate Drive in the Providence District.

RECOMMENDATION:
The County Executive recommends that the Board adopt an amendment to Appendix R of the Fairfax County Code, to prohibit commercial vehicles, recreational vehicles and all trailers as defined in Fairfax County Code Sections 82-5-7(b) and 82-5B-1 from parking on Willow Oaks Corporate Drive from Gallows Road to Professional Center Access Road from 9:00 p.m. to 6:00 a.m., seven days per week, excluding areas designated as “No Parking” by the Virginia Department of Transportation.

TIMING:
The public hearing was authorized on January 28, 2014, for February 25, 2014, at 4:00 p.m.

BACKGROUND:
Fairfax County Code Section 82-5-37(5) authorizes the Board of Supervisors to designate restricted parking in non-residential areas where long term parking of vehicles diminishes the capacity of on-street parking for other uses.

The Providence District office has forwarded a petition and request from business owners along Willow Oaks Corporate Drive to prohibit commercial vehicles, recreational vehicles, and all trailers from parking on Willow Oaks Corporate Drive from Gallows Road to Professional Center Access Road, from 9:00 p.m. to 6:00 a.m., seven days per week. Business owners indicated that out-of-area businesses are parking their commercial vehicles, recreational vehicles and trailers for long periods of time resulting in scarce parking for employees and business customers.

Staff has been to this location on several occasions over several months and verified that long term parking is occurring that diminishes the capacity of on-street parking for use by the business community.

FISCAL IMPACT:
The cost of sign installation is estimated at $800 to be paid out of Fairfax County Department of Transportation (FCDOT) funds.

ENCLOSED DOCUMENTS:
Attachment I: Proposed amendment to Fairfax County Code, Appendix R (General Parking Restrictions)
Attachment II: Area Map of Proposed Parking Restriction

STAFF:
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Eric Teitelman, Chief, Capital Projects and Operations Division, FCDOT
Neil Freschman, Section Chief, Traffic Operations Section, FCDOT
Maria Turner, Sr. Transportation Planner, FCDOT

Attachment I

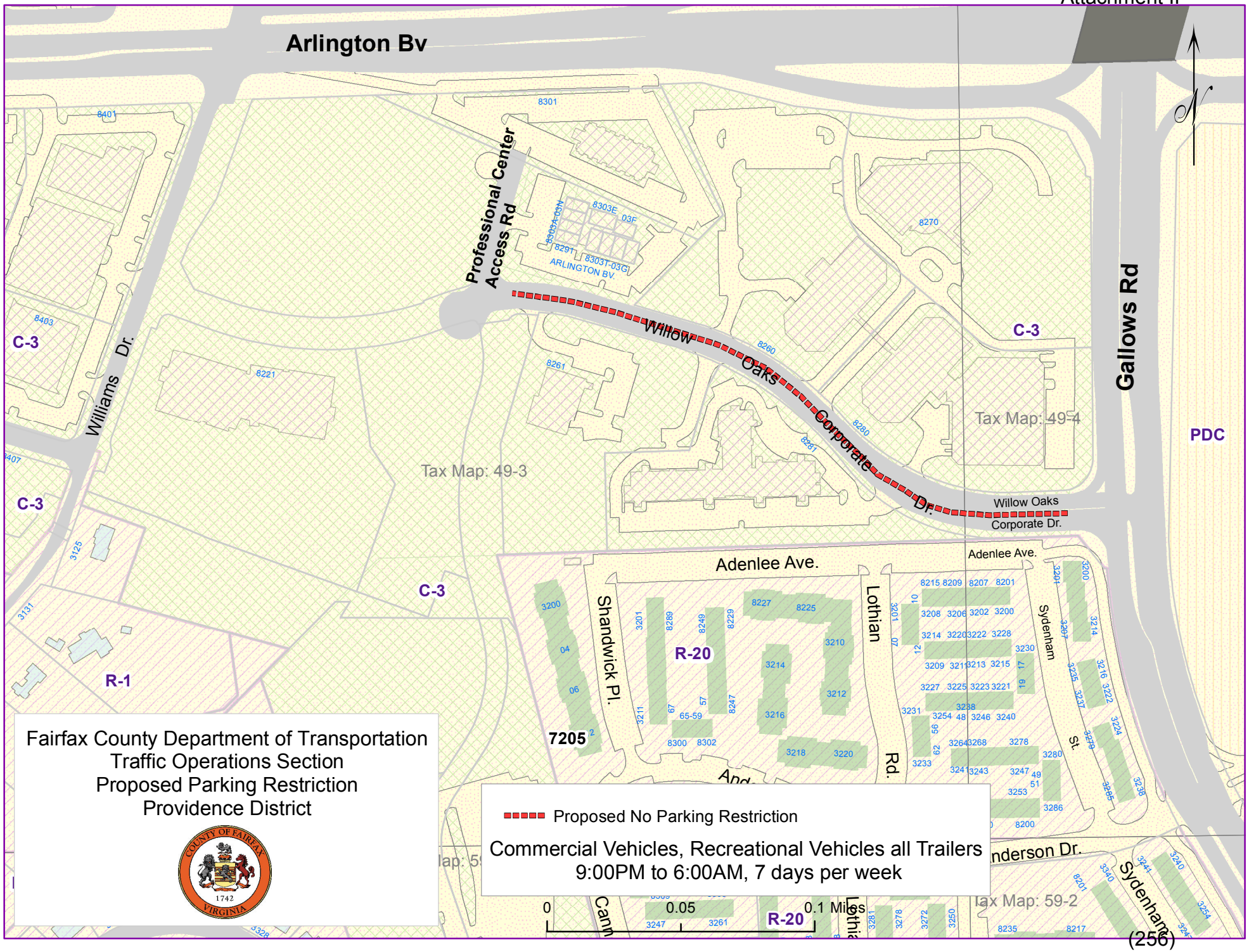
PROPOSED CODE AMENDMENT

THE CODE OF THE COUNTY OF FAIRFAX, VIRGINIA
APPENDIX R

Amend *The Code of the County of Fairfax*, *Virginia,* by adding the following to Appendix R, in accordance with Section 82-5-37:

Willow Oaks Corporate Drive (Route 8200).
Commercial vehicles, recreational vehicles, and trailers as defined in Fairfax County Code Sections 82-5-7(b) and 82-5B-1 shall be restricted from parking on Willow Oaks Corporate Drive from Gallows Road to Professional Center Access Road from 9:00 p.m. to 6:00 a.m., seven days per week, excluding areas designated as “No Parking” by the Virginia Department of Transportation (VDOT).

Attachment II



Board Agenda Item
February 25, 2014

4:00 p.m.

Public Hearing to Establish the Northern Virginia Community College Community Parking District (Braddock District)

ISSUE:
Proposed amendment to Appendix M of *The Code of the County of Fairfax, Virginia,* (Fairfax County Code) to establish the Northern Virginia Community College Community Parking District (CPD).

RECOMMENDATION:
The County Executive recommends that the Board adopt the amendment to the Fairfax County Code shown in Attachment I to establish the Northern Virginia Community College CPD.

TIMING:
On January 28, 2014, the Board authorized a Public Hearing to consider the proposed amendment to Appendix M of the *Fairfax County Code* to take place on February 25, 2014, at 4:00 p.m.

BACKGROUND:
Fairfax County Code Section 82-5B-2 authorizes the Board to establish a CPD for the purpose of prohibiting or restricting the parking of watercraft; boat trailers; motor homes; camping trailers and any other trailer or semi-trailer, regardless of whether such trailer or semi-trailer is attached to another vehicle; any vehicle with three or more axles; any vehicle that has a gross vehicle weight rating of 12,000 or more pounds, except school buses used on a current and regular basis to transport students; any vehicle designed to transport 16 or more passengers including the driver, except school buses used on a current and regular basis to transport students; and any vehicle of any size that is being used in the transportation of hazardous materials as defined in Virginia Code § 46.2-341.4 on the streets in the CPD.

No such CPD shall apply to (i) any commercial vehicle when discharging passengers or when temporarily parked pursuant to the performance of work or service at a particular location or (ii) utility generators located on trailers and being used to power network facilities during a loss of commercial power or (iii) restricted vehicles temporarily parked on a public street within any such CPD for a maximum of 48 hours for the purpose of loading, unloading, or preparing for a trip or (iv) restricted vehicles that are temporarily

parked on a public street within any such CPD for use by federal, state, or local public agencies to provide services.

Pursuant to Fairfax County Code Section 82-5B-3, the Board may establish a CPD if: (1) the Board receives a petition requesting such an establishment and such petition contains the names, addresses, and signatures of petitioners who represent at least 60 percent of the addresses within the proposed CPD, and represent more than 50 percent of the eligible addresses on each block of the proposed CPD, (2) the proposed CPD includes an area in which 75 percent of each block within the proposed CPD is zoned, planned or developed as a residential area, (3) the Board receives an application fee of $10 for each petitioning property address in the proposed CPD, and (4) the proposed CPD must contain the lesser of (i) a minimum of five block faces or (ii) any number of blocks that front a minimum of 2,000 linear feet of street as measured by the centerline of each street within the CPD.

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

The parking prohibition identified above for the Northern Virginia Community College CPD is proposed to be in effect seven days per week, 24 hours per day.

FISCAL IMPACT:
The cost of sign installation is estimated at $900 to be paid out of Fairfax County Department of Transportation funds.

ENCLOSED DOCUMENTS:
Attachment I: Amendment to *The Fairfax County Code*, Appendix M (CPD Restrictions)
Attachment II: Area Map of Proposed Northern Virginia Community College CPD

STAFF:
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Eric Teitelman, Division Chief, Capital Projects and Operations Division, FCDOT
Neil Freschman, Chief, Traffic Operations Section, FCDOT
Maria Turner, Sr. Transportation Planner, FCDOT

Attachment I

PROPOSED CODE AMENDMENT

THE CODE OF THE COUNTY OF FAIRFAX, VIRGINIA
APPENDIX M

M-81 Northern Virginia Community College Community Parking District

(a) *District Designation*.

(1) The restricted parking area is designated as the Northern Virginia Community College Community Parking District.

(2) Blocks included in the Northern Virginia Community College Community Parking District are described below:

Briar Creek Drive (Route 4495)
From Holborn Avenue to Duncan Drive.

Jayson Lane (Route 4677)
From *Briar Creek Drive* to the cul-de-sac inclusive.

Woodchuck Court (Route 4497)
From *Briar Creek Drive* to the cul-de-sac inclusive.

(b) *District Provisions*.

(1) This District is established in accordance with and is subject to the provisions set forth in Article 5B of Chapter 82.

(2) Parking of watercraft; boat trailers; motor homes; camping trailers; any other trailer or semi-trailer, regardless of whether such trailer or semi-trailer is attached to another vehicle; any vehicle with three or more axles; any vehicle that has a gross vehicle weight rating of 12,000 or more pounds, except school buses used on a current and regular basis to transport students; any vehicle designed to transport 16 or more passengers, including the driver, except school buses used on a current and regular basis to transport students; and any vehicle of any size that is being used in the transportation of hazardous materials as defined in Virginia Code § 46.2-341.4 is prohibited at all times on the above-described streets within the Northern Virginia Community College Community Parking District.

(3) No such Community Parking District shall apply to (i) any commercial vehicle when discharging passengers or when temporarily parked pursuant to the performance of work or service at a particular location or (ii) utility generators located on trailers

and being used to power network facilities during a loss of commercial power or (iii) restricted vehicles temporarily parked on a public street within any such District for a maximum of 48 hours for the purpose of loading, unloading, or preparing for a trip or (iv) restricted vehicles that are temporarily parked on a public street within any such District for use by federal, state, or local public agencies to provide services.

(c) *Signs*. Signs delineating the Northern Virginia Community College Community Parking District shall indicate community specific identification and/or directional information in addition to the following:

NO PARKING
Watercraft
Trailers, Motor Homes
Vehicles ≥ 3 Axles
Vehicles GVWR ≥ 12,000 lbs.
Vehicles ≥ 16 Passengers

FAIRFAX COUNTY CODE §82-5B

Attachment II

Fairfax County Department of Transportation
Traffic Operations Section
COMMUNITY PARKING DISTRICT (CPD)
Proposed NVCC CPD
Braddock District

2013

THIS PAGE INTENTIONALLY LEFT BLANK

Board Agenda Item
February 25, 2014

4:00 p.m.

Public Hearing to Establish the Strathmeade Square Community Parking District (Providence District)

ISSUE:
Proposed amendment to Appendix M, of *The Code of the County of Fairfax, Virginia,* (Fairfax County Code) to establish the Strathmeade Square Community Parking District (CPD).

RECOMMENDATION:
The County Executive recommends that the Board adopt the amendment to the Fairfax County Code shown in Attachment I to establish the Strathmeade Square CPD.

TIMING:
On January 28, 2014, the Board authorized a Public Hearing to consider the proposed amendment to Appendix M, of the *Fairfax County Code* to take place on February 25, 2014, at 4:00 p.m.

BACKGROUND:
Fairfax County Code Section 82-5B-2 authorizes the Board to establish a CPD for the purpose of prohibiting or restricting the parking of watercraft; boat trailers; motor homes; camping trailers and any other trailer or semi-trailer, regardless of whether such trailer or semi-trailer is attached to another vehicle; any vehicle with three or more axles; any vehicle that has a gross vehicle weight rating of 12,000 or more pounds, except school buses used on a current and regular basis to transport students; any vehicle designed to transport 16 or more passengers including the driver, except school buses used on a current and regular basis to transport students; and any vehicle of any size that is being used in the transportation of hazardous materials as defined in Virginia Code § 46.2-341.4 on the streets in the CPD.

No such CPD shall apply to (i) any commercial vehicle when discharging passengers or when temporarily parked pursuant to the performance of work or service at a particular location or (ii) utility generators located on trailers and being used to power network facilities during a loss of commercial power or (iii) restricted vehicles temporarily parked on a public street within any such CPD for a maximum of 48 hours for the purpose of

loading, unloading, or preparing for a trip or (iv) restricted vehicles that are temporarily parked on a public street within any such CPD for use by federal, state, or local public agencies to provide services.

Pursuant to Fairfax County Code Section 82-5B-3, the Board may establish a CPD if: (1) the Board receives a petition requesting such an establishment and such petition contains the names, addresses, and signatures of petitioners who represent at least 60 percent of the addresses within the proposed CPD, and represent more than 50 percent of the eligible addresses on each block of the proposed CPD, (2) the proposed CPD includes an area in which 75 percent of each block within the proposed CPD is zoned, planned or developed as a residential area, (3) the Board receives an application fee of $10 for each petitioning property address in the proposed CPD, and (4) the proposed CPD must contain the lesser of (i) a minimum of five block faces or (ii) any number of blocks that front a minimum of 2,000 linear feet of street as measured by the centerline of each street within the CPD.

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

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

FISCAL IMPACT:
The cost of sign installation is estimated at $900 to be paid out of Fairfax County Department of Transportation funds.

ENCLOSED DOCUMENTS:
Attachment I: Amendment to *The Fairfax County Code*, Appendix M (CPD Restrictions)
Attachment II: Area Map of Proposed Strathmeade Square CPD

STAFF:
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Eric Teitelman, Division Chief, Capital Projects and Operations Division, FCDOT
Neil Freschman, Chief, Traffic Operations Section, FCDOT
Maria Turner, Sr. Transportation Planner, FCDOT

Attachment I

PROPOSED CODE AMENDMENT

THE CODE OF THE COUNTY OF FAIRFAX, VIRGINIA
APPENDIX M

M-82 Strathmeade Square Community Parking District

(a) *District Designation*.

(1) The restricted parking area is designated as the Strathmeade Square Community Parking District.

(2) Blocks included in the Strathmeade Square Community Parking District are described below:

Beverly Drive (Route 3565)
From Tobin Road to Schockey Drive.

Breckenridge Court (Route 4051)
From Beverly Drive to the cul-de-sac inclusive.

Thompson Road (Route 4050)
From the west end to the east cul-de-sac inclusive.

Tobin Road (Route 709)
From Woodburn Village Drive to Beverly Drive, north side only.

(b) *District Provisions*.

(1) This District is established in accordance with and is subject to the provisions set forth in Article 5B of Chapter 82.

(2) Parking of watercraft; boat trailers; motor homes; camping trailers; any other trailer or semi-trailer, regardless of whether such trailer or semi-trailer is attached to another vehicle; any vehicle with three or more axles; any vehicle that has a gross vehicle weight rating of 12,000 or more pounds, except school buses used on a current and regular basis to transport students; any vehicle designed to transport 16 or more passengers, including the driver, except school buses used on a current and regular basis to transport students; and any vehicle of any size that is being used in the transportation of hazardous materials as defined in Virginia Code § 46.2-341.4 is prohibited at all times on the above-described streets within the Strathmeade Square Community Parking District.

(3) No such Community Parking District shall apply to (i) any commercial vehicle when discharging passengers or when

temporarily parked pursuant to the performance of work or service at a particular location or (ii) utility generators located on trailers and being used to power network facilities during a loss of commercial power or (iii) restricted vehicles temporarily parked on a public street within any such District for a maximum of 48 hours for the purpose of loading, unloading, or preparing for a trip or (iv) restricted vehicles that are temporarily parked on a public street within any such District for use by federal, state, or local public agencies to provide services.

(c) *Signs*. Signs delineating the Strathmeade Square Community Parking District shall indicate community specific identification and/or directional information in addition to the following:

NO PARKING
Watercraft
Trailers, Motor Homes
Vehicles ≥ 3 Axles
Vehicles GVWR ≥ 12,000 lbs.
Vehicles ≥ 16 Passengers

FAIRFAX COUNTY CODE §82-5B

Attachment II

Fairfax County Department of Transportation
Traffic Operations Section
COMMUNITY PARKING DISTRICT (CPD)
Proposed Strathmeade Square CPD
Providence District

THIS PAGE INTENTIONALLY LEFT BLANK

Board Agenda Item
February 25, 2014

5:00 p.m.

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

THIS PAGE INTENTIONALLY LEFT BLANK