FAIRFAX COUNTY
BOARD OF SUPERVISORS
April 26, 2016

AGENDA

9:30	**Done**	Presentations
10:00	**Adopted**	Board Adoption of the FY 2017 Budget Plan
10:20	**Done**	Board Appointments
10:30	**Done**	Items Presented by the County Executive

ADMINISTRATIVE ITEMS

1	**Approved**	Approval of "$200 Additional Fine for Speeding" Signs and "Watch for Children" Signs as Part of the Residential Traffic Administration Program (Hunter Mill and Lee Districts)
2	**Approved**	Authorization to Advertise a Public Hearing on the Acquisition of Certain Land Rights Necessary for the Construction of Richmond Highway Public Transportation Initiative (RHPTI) Rt 1-PH5-Virginia Lodge to Huntington Ave SW (Mount Vernon District)
3	**Approved**	Additional Time to Commence Construction for Special Exception SEA 78-L-074-6, Hilltop Sand and Gravel Company, Inc. (Lee District)
4	**Approved**	Additional Time to Commence Construction for Special Exception SEA 84-M-121-03, Westminster School, Inc, LLC (Mason District)
5	**Approved**	Additional Time to Commence Construction for Special Exception SE 2009-BR-020, T-Mobile Northeast & Commonwealth Swim Club (Braddock District)
6	**Approved**	Extension of Review Period for 2232 Applications (Mason and Providence Districts)
7	**Approved**	Authorization to Advertise Public Hearings on a Proposed Zoning Ordinance Amendment Re: Articles 2, 6, 9, 11, 13, 16, and Appendix 7 - Modifications to the Planned Development Commercial (PDC) District, Planned Residential Mixed Use (PRM) District and Other Associated Provisions
8	**Approved**	Supplemental Appropriation Resolution AS 16210 for the Fairfax County Economic Development Authority to Accept Grant Funding from the Commonwealth of Virginia – Commonwealth Development Opportunity Fund (COF) for Ernst & Young LLP (EY) (Providence District)

FAIRFAX COUNTY
BOARD OF SUPERVISORS
April 26, 2016

ADMINISTRATIVE ITEMS (Continued)

9	**Approved**	Authorization for the Fairfax County Department of Family Services System of Care Program to Apply for and Accept Grant Funding from the Virginia Department of Behavioral Health and Developmental Services to Expand Paraprofessional Support Services for Families of Children with Behavioral Health Issues

ACTION ITEMS

1	**Approved**	Authorization for the Department of Transportation to Apply For and Accept Funding from the FY 2016 Transportation Investment Generating Economic Recovery (TIGER) Grant Program
2	**Approved**	Approval of the Proposed Consolidated Plan One-Year Action Plan for FY 2017
3	**Approved**	Approval of a Resolution Authorizing Execution of a Project Funding Agreement with the City of Falls Church for the Design of Pedestrian Enhancement and Signal Improvements on North West Street (Dranesville District)
4	**Approved**	Approval of the Consolidated Community Funding Pool Recommendations for Fiscal Years 2017 and 2018
5	**Approved with modifications**	Approval of Testimony and Comments for Public Hearing on Commonwealth of Virginia's Six-Year Improvement Program for Interstate, Primary, and Urban Highway Systems and Public Transportation for FY 2017 Through FY 2022
10:40	**Done**	Matters Presented by Board Members
11:30	**Done**	Closed Session

FAIRFAX COUNTY
BOARD OF SUPERVISORS
April 26, 2016

	PUBLIC HEARINGS	
3:30	**Approved**	Public Hearing on PCA-A-936-03 (2222 Colts Neck Road, L.L.C.) (Hunter Mill District)
3:30	**Approved**	Public Hearing on PRCA-A-936 (2222 Colts Neck Road, L.L.C.) (Hunter Mill District)
3:30	**Approved**	Public Hearing on DPA-A-936-05 (2222 Colts Neck Road, L.L.C.) (Hunter Mill District)
3:30	**Approved**	Public Hearing on PRC 86-C-023-02 (Chick-Fil-A, Inc.) (Hunter Mill District)
3:30	**Deferred to May 17, 2016 at 4:00 p.m.**	Public Hearing on RZ 2015-HM-010 (Christopher W. Warner and Mary J. Warner) (Hunter Mill District)
3:30	**Approved**	Public Hearing on PCA 74-5-158-03 (DRW, INC.) (Mason District)
3:30	**Approved**	Public Hearing to Consider Amendments to The Code of the County of Fairfax, Virginia - Chapter 3 (County Employees), Article 5 (Financial Disclosures), Section 3-5-2.1 (Disclosures of Financial Interest)
4:00	**Approved**	Public Hearing on the Approval of Financing for the Purchase of a New Fire Engine by the Burke Volunteer Fire and Rescue Department, Inc. (Springfield District)
4:00	**Held**	Public Comment

R E V I S E D

Fairfax County, Virginia

BOARD OF SUPERVISORS AGENDA

Tuesday
April 26, 2016

9:30 a.m.

DESIGNATIONS

- PROCLAMATION – To designate May 2016 as Foster Care and Foster Family Recognition Month in Fairfax County. Requested by Chairman Bulova.

- PROCLAMATION – To designate May 1-7, 2016, as Child Care Professionals Week in Fairfax County. Requested by Chairman Bulova.

- PROCLAMATION – To designate May 2-6, 2016, as Teacher Appreciation Week in Fairfax County. Requested by Supervisor Herrity.

- PROCLAMATION – To designate May 2016 as Parents Who Host, Lose the Most Month in Fairfax County. Requested by Chairman Bulova.

- PROCLAMATION – To designate May 2016 as Asian/Pacific American Heritage Month in Fairfax County. Requested by Chairman Bulova.

- PROCLAMATION – To designate April 2016 as Arab American Heritage Month in Fairfax County. Requested by Chairman Bulova.

— more —

Board Agenda Item
April 26, 2016

- PROCLAMATION – To designate May 4, 2016, as Holocaust Remembrance Day in Fairfax County. Requested by Chairman Bulova.

- PROCLAMATION – To designate May 2016 as Building Safety Month in Fairfax County. Requested by Chairman Bulova.

- PROCLAMATION – To designate May 2016 as Lyme Disease Awareness Month in Fairfax County. Requested by Supervisor Herrity.

STAFF:
Tony Castrilli, Director, Office of Public Affairs
Bill Miller, Office of Public Affairs

Board Agenda Item
April 26, 2016

10:00 a.m.

Board Adoption of the FY 2017 Budget Plan

ENCLOSED DOCUMENTS:
Attachment 1 - FY 2017 Budget package – available online on Monday, April 25, 2016 at: http://www.fairfaxcounty.gov/dmb/.

STAFF:
Edward L. Long, Jr. County Executive
Joseph Mondoro, Chief Financial Officer and Director, Department of Management and Budget

Board Agenda Item
April 26, 2016

10:20 a.m.

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

ENCLOSED DOCUMENTS:
Attachment 1: Appointments to be heard April 26, 2016
(An updated list will be distributed at the Board meeting.)

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

April 26, 2016

FINAL COPY

APPOINTMENTS TO BE HEARD APRIL 26, 2016

(ENCOMPASSING VACANCIES PROJECTED THROUGH APRIL 30, 2016)

(Unless otherwise noted, members are eligible for reappointment)

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

Incumbent History	Requirement	Nominee	Supervisor	District
Ernestine Heastie (Appointed 2/04-1/15 by Smyth) Term exp. 1/16	Providence District Representative		L. Smyth	Providence

ADVISORY PLANS EXAMINER BOARD (4 years)

CONFIRMATION NEEDED:

- Mr. Paul Kraucunas as the VDOT Representative

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

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Elizabeth D'Alelio; appointed 12/09-9/13 by Cook) Term exp. 9/17 *Resigned*	Braddock District Representative	**Heather Scott**	Cook	Braddock
VACANT (Formerly held by Margaret Osborne; appointed 12/14 by McKay) Term exp. 9/16 *Resigned*	Lee District Representative		McKay	Lee

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 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
Joshua D. Foley (Appointed 2/13 by Cook) Term exp. 1/16	Braddock District Representative	**Kenneth A. Kraus**	Cook	Braddock
Francine De. Ferreire Kemp (Appointed 1/13 by Foust) Term exp. 1/16	Dranesville District Representative		Foust	Dranesville
VACANT (Formerly held by Brian Elson; appointed 7/13-1/15 by Hyland) Term exp. 1/18 *Resigned*	Mount Vernon District Business Representative		Storck	Mount Vernon
VACANT (Formerly held by Robert A. Peter; appointed 2/09-1/13 by Smyth) Term exp. 1/16 *Resigned*	Providence District Representative		L. Smyth	Providence

ANIMAL SERVICES ADVISORY COMMISSION (2 years)
[Note: In addition to attendance at Commission meetings, members shall volunteer at least 24 hours per year in some capacity for the Animal Services Division.]

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Barbara Hyde; appointed 9/13-9/14 by Gross) Term exp. 2/16 *Resigned*	Mason District Representative		Gross	Mason
Gina Marie Lynch (Appointed 11/97-3/14 by Hyland) Term exp. 2/16	Mount Vernon District Representative		Storck	Mount Vernon
Allison Volpert (Appointed 1/05-2/14 by Smyth) Term exp. 2/16	Providence District Representative	**Allison Volpert**	L. Smyth	Providence
Robin Kasten-Daryanani (Appointed 8/04-2/14 by Frey) Term exp. 2/16	Sully District Representative	**Bernadette Carter**	K. Smith	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
Susan W. Notkins (Appointed 11/96-9/03 by Hanley; 9/06 by Connolly; 10/09-10/12 by Bulova) Term exp. 9/15 *Architect*	Related Professional Group #3 Representative		By Any Supervisor	At-Large

ATHLETIC COUNCIL (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Karin Stamper (Appointed 9/09-4/14 by McKay) Term exp. 4/16	Lee District Alternate Representative	**Karin Stamper**	McKay	Lee
Terry Adams (Appointed 11/11-7/13 by Gross) Term exp. 6/15	Mason District Alternate Representative		Gross	Mason
Elmer Arias (Appointed 4/10-5/14 by Bulova) Term exp. 3/16	Member-At-Large Principal Representative		Bulova	At-Large Chairman

AUDIT COMMITTEE (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Christopher Wade (Appointed 1/12-1/14 by Bulova) Term exp. 1/16	At-Large #1 Representative		By Any Supervisor	At-Large

BARBARA VARON VOLUNTEER AWARD SELECTION COMMITTEE (1 year)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Brett Kenney; appointed 10/13-9/15 by Hyland) Term exp. 6/16 *Resigned*	Mount Vernon District Representative		Storck	Mount Vernon

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
John B. Scott (Appointed 2/08-2/11 by Frey) Term exp. 2/15	Alternate #3 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Susan Kim Harris; appointed 5/09-2/11 by Hudgins) Term exp. 2/15 *Resigned*	Alternate #4 Representative		By Any Supervisor	At-Large

CELEBRATE FAIRFAX, INC. BOARD OF DIRECTORS
(2 years – limited to 3 consecutive terms)

Incumbent History	Requirement	Nominee	Supervisor	District
Jill Patrick (Appointed 9/09-9/14 by Gross) Term exp. 9/15 ***Not eligible for reappointment***	At-Large #3 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 Stephen Kirby; appointed 12/03-1/08 by Kauffman; 9/11 by McKay) Term exp. 9/15 *Resigned*	Lee District Representative		McKay	Lee
VACANT (Formerly held by Brian Loo; appointed 7/12 by Smyth) Term exp. 9/15 *Resigned*	Providence District Representative		L. Smyth	Providence

CHILD CARE ADVISORY COUNCIL (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Pamela Nilsen; appointed 6/13-9/13 by McKay) Term exp. 9/15 *Resigned*	Lee District Representative		McKay	Lee
VACANT (Formerly held by Eric Rardin; appointed 4/13 by Hyland) Term exp. 9/15 *Resigned*	Mount Vernon District Representative		Storck	Mount Vernon

CITIZEN CORPS COUNCIL, FAIRFAX COUNTY (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Andrew Levy; appointed 10/09-5/14 by Bulova) Term exp. 5/16 *Resigned*	At-Large Chairman's Representative		Bulova	At-Large Chairman's

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 – 3 Minorities: 5

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Robert E. Frye, Sr.; appointed 1/05-1/08 by Connolly; 12/09-11/13 by Bulova) Term exp. 12/15 *Resigned*	At-Large #5 Representative	**Nicole V. Foster** (Hudgins)	By Any Supervisor	At-Large

COMMISSION FOR WOMEN (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Julia Boone; appointed 2/13 by Hudgins) Term exp. 10/15 *Resigned*	Hunter Mill District Representative		Hudgins	Hunter Mill

COMMISSION ON AGING (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Eleanor Fusaro; appointed 1/14-5/14 by Hudgins) Term exp. 5/16	Hunter Mill District Representative		Hudgins	Hunter
VACANT (Formerly held by Denton Urban Kent; Appointed 9/14 by Gross) Term exp. 5/16 *Resigned*	Mason District Representative		Gross	Mason
VACANT (Formerly held by William Shackelford; appointed 6/14 by Frey) Term exp. 5/16 *Resigned*	Sully District Representative	**Cathy Muha**	K. Smith	Sully

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

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Charles Dane; appointed 7/02-1/06 by Bulova; 1/10-1/14 by Cook) Term exp. 1/18 *Deceased*	Braddock District Representative		Cook	Braddock

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

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Benjamin Gibson; appointed 4/11 by McKay) Term exp. 1/15 *Resigned*	Lee District Representative		McKay	Lee
VACANT (Formerly held by William Stephens; appointed 9/02-1/03 by McConnell; 1/07-1/11 by Herrity) Term exp. 1/15 *Resigned*	Springfield District Representative		Herrity	Springfield

COMMUNITY ACTION ADVISORY BOARD (CAAB)
(3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Jeannine Deem Purdy (Appointed 2/12-3/15 by McKay) Term exp. 2/18 *Resigned*	Lee District Representative		McKay	Lee
Gregory W. Packer (Appointed 9/10-2/13 by Hyland) Term exp. 2/16	Mount Vernon District Representative		Storck	Mount Vernon
Linda W. Thomas (Appointed 7/12-2/13 by Smyth) Term exp. 2/16	Providence District Representative	**Donita K. Hines**	L. Smyth	Providence

CONFIRMATION NEEDED:

- Ms. Marcia McDevitt as the League of Women Voters Representative
- Ms. Carrie Holmes as the PTA Fairfax County Council Representative

CONSUMER PROTECTION COMMISSION (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Jason M. Chung; appointed 2/13 by Frey) Term exp. 7/15 *Resigned*	Fairfax County Resident #7 Representative	**Rodney N. Woodruff** (K. Smith)	By Any Supervisor	At-Large
VACANT (Formerly held by Leah Durant; appointed 6/13 by Herrity) Term exp. 7/15 *Resigned*	Fairfax County Resident #12 Representative		By Any Supervisor	At-Large

CRIMINAL JUSTICE ADVISORY BOARD (CJAB) (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Justin Fairfax; appointed 1/13-2/15 by Gross) Term exp. 2/18 *Resigned*	Mason District Representative		Gross	Mason
VACANT (Formerly held by Joseph A. Jay, appointed 11/06 by McConnell; 9/09-9/12 by Herrity) Term exp. 8/15 *Resigned*	Springfield District Representative		Herrity	Springfield
VACANT (Formerly held by Janice Shafer; appointed 9/14 by Frey) Term exp. 4/16 *Resigned*	Sully District Representative	**Eric Clingan**	K. Smith	Sully

ECONOMIC ADVISORY COMMISSION (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by John Thillman; appointed 1/09-12/14 by Frey) Term exp. 12/17 *Resigned*	Sully District Representative	**Robert Yuen-Pai Tsien**	K. Smith	Sully

ENGINEERING STANDARDS REVIEW COMMITTEE (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by James M. Dougherty; appointed 9/10-3/12 by Smyth) Term exp. 3/15 *Resigned*	Citizen #2 Representative		By Any Supervisor	At-Large

ENVIRONMENTAL QUALITY ADVISORY COUNCIL (EQAC) (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Robert A. Robbins (Appointed 12/13 by Smyth) Term exp. 1/16	Providence District Representative	**Robert A. Robbins**	L. Smyth	Providence

FAIRFAX AREA DISABILITY SERVICES BOARD
(3 years- limited to 2 full consecutive terms per MOU, after initial term)
[NOTE: Persons may be reappointed after being off for 3 years. State Code requires that membership in the local disabilities board include at least 30 percent representation by individuals with physical, visual or hearing disabilities or their family members. For this 15-member board, the minimum number of representation would be 5.

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Petra Osborne; appointed 5/12 by Bulova) Term exp. 11/15 *Resigned*	At-Large Fairfax County Representative		By Any Supervisor	At-Large
Jacqueline Browne (Appointed 9/08-12/11 by Gross) Term exp. 11/14	Mason District Representative		Gross	Mason
VACANT (Formerly held by Ann Pimley; appointed 9/03-11/6 by Frey) Term exp. 11/09 *Resigned*	Sully District Representative	**Barbara Johnson**	K. Smith	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 1 year break from initial 3 full terms, VA Code 37.2-502.

Incumbent History	Requirement	Nominee	Supervisor	District
Pamela Barrett (Appointed 9/09-6/12 by Bulova) Term exp. 6/15	At-Large #1 Chairman's Representative		Bulova	At-Large Chairman's
VACANT (Formerly held by Susan Beeman; appointed 9/06-9/13 by Gross) Term exp. 6/16 *Resigned*	Mason District Representative	**Sheila Coplan Jonas** *(Nomination announced on March 15, 2016)*	Gross	Mason
VACANT (Formerly held by Jeffrey M. Wisoff; appointed 6/13-6/14 by Smyth) Term exp. 6/17 *Resigned*	Providence District Representative		L. Smyth	Providence
VACANT (Formerly held by Dallas Sweezy; appointed 5/13 by Frey) Term exp. 6/16 *Resigned*	Sully District Representative		K. Smith	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
Sally Patterson (Appointed 7/12 by Bulova) Term exp. 6/15 ***Not eligible for reappointment*** (need 1 year lapse)	Consumer #3 Representative		By Any Supervisor	At-Large

HISTORY COMMISSION (3 years)
[NOTE: The Commission shall include at least one member who is a resident from each supervisor district.] Current Membership:

Braddock - 3	Lee - 2	Providence - 1
Dranesville - 2	Mason - 1	Springfield - 2
Hunter Mill - 3	Mt. Vernon - 2	Sully - 2

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Carrie Ann Alford; appointed 1/15 by Hyland) Term exp. 12/16 *Resigned* *Mt. Vernon District*	At-Large #2 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Rachel Rifkind; appointed 12/13 by Gross) Term exp. 9/16 *Resigned* *Mason District*	Citizen #7 Representative		By Any Supervisor	At-Large
Michael Irwin (Appointed 12/05-12/06 by Connolly; 1/10-11/12 by Smyth) Term exp. 12/15 *Providence District*	Citizen #8 Representative	**Michael Irwin** (L. Smyth)	By Any Supervisor	At-Large

HUMAN SERVICES COUNCIL (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Jennifer A. Bishop; Appointed 7/10 by Bulova; 7/11-7/15 by Cook) Term exp. 7/19 *Resigned*	Braddock District #2 Representative		Cook	Braddock
VACANT (Formerly held by Mark K. Deal; appointed 11/11-7/13 by Gross) Term exp. 7/17 *Resigned*	Mason District #2 Representative		Gross	Mason
VACANT (Formerly held by Robert Gaudian; appointed 6/04-11/04 by McConnell; 11/08-11/12 by Herrity) Term exp. 11/16 *Resigned*	Springfield District #2 Representative		Herrity	Springfield

INFORMATION TECHNOLOGY POLICY ADVISORY COMMITTEE (ITPAC)
(3 years)

CONFIRMATION OF:

- Mr. Luke Chung as the School Board Representative

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

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Debra Kathman; appointed 3/15 by Cook) Term exp. 1/16 *Resigned*	Braddock District Representative		Cook	Braddock
Robert J. Marro (Appointed 4/08-1/14 by Foust) Term exp. 1/16	Dranesville District Representative		Foust	Dranesville
VACANT (Formerly held by Brian Murray; appointed 3/08-1/14 by McKay) Term exp. 1/16 *Resigned*	Lee District Representative		McKay	Lee
Michael J. Beattie (Appointed 7/11-1/14 by Smyth) Term exp. 1/16	Providence District Representative		L. Smyth	Providence

LIBRARY BOARD (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Joseph Sirh; appointed 9/92-6/05 by McConnell; 6/09-6/13 by Herrity) Term exp. 6/17 *Resigned*	Springfield District Representative		Herrity	Springfield

OVERSIGHT COMMITTEE ON DRINKING AND DRIVING (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by William Uehling; appointed 3/10-7/12 by Bulova) Term exp. 6/15 *Resigned*	Braddock District Representative		Cook	Braddock
VACANT (Formerly held by Amy K. Reif; appointed 8/09-6/12 by Foust) Term exp. 6/15 *Resigned*	Dranesville District Representative		Foust	Dranesville
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 Jeffrey Levy; Appointed 7/02-6/13 by Hyland) Term exp. 6/16 *Resigned*	Mount Vernon District Representative		Storck	Mount Vernon
VACANT (Formerly held by Tina Montgomery; appointed 9/10-6/11 by Smyth) Term exp. 6/14 *Resigned*	Providence District Representative		L. Smyth	Providence

POLICE OFFICERS RETIREMENT SYSTEM BOARD OF TRUSTEES (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Craig Dyson; appointed 1/06-11/13 by Hyland) Term exp. 12/17 *Resigned*	Citizen At-Large Representative		By Any Supervisor	At-Large

REDEVELOPMENT AND HOUSING AUTHORITY (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
Willard O. Jasper (Appointed 6/97-3/00 by Hanley; 4/04-4/08 by Connolly; 5/12 by Bulova) Term exp. 4/16	At-Large #1 Representative		Bulova	At-Large
Albert J. McAloon (Appointed 7/95 by Alexander; 3/96-3/00 by Kauffman; 4/04-3/12 by McKay Term exp. 4/16	Lee District Representative	**Albert J. McAloon**	McKay	Lee
Rod Solomon (Appointed 7/08-3/12 by Smyth) Term exp. 4/16	Providence District Representative	**Rod Solomon**	L. Smyth	Providence

ROAD VIEWERS BOARD (1 year)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Joseph Bunnell; appointed 9/05-12/06 by McConnell; 2/08-11/13 by Herrity) Term exp. 12/14 *Resigned*	At-Large #1 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
Micah D. Himmel (Appointed 12/11-1/15 by Smyth) Term exp. 12/15	At-Large #5 Representative	**Micah D. Himmel** (L. Smyth)	By Any Supervisor	At-Large

SOUTHGATE COMMUNITY CENTER ADVISORY COUNCIL (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Robert Dim; appointed 3/05-3/12 by Hudgins) Term exp. 3/14 *Resigned*	Fairfax County #5 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Cleveland Williams; appointed 12/11-3/13 by Hudgins) Term exp. 3/15 *Resigned*	Fairfax County #7 Representative		By Any Supervisor	At-Large

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SOUTHGATE COMMUNITY CENTER ADVISORY COUNCIL (2 years)
continued

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Linda Diamond; appointed 3/07-4/13 by Hudgins) Term exp. 3/15 *Resigned*	Fairfax County #8 Representative		By Any Supervisor	At-Large
VACANT (Formerly held by Morsel Osman; (Appointed 1/15 by Hudgins) Term exp. 3/16	Fairfax County #9 (Youth) 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 Evelyn McRae; appointed 6/98-8/01 by Hanley; 12/04-1/08 by Connolly; 4/11 by Bulova) Term exp. 1/14 *Resigned*	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
Thomas F. Kennedy (Appointed 6/09-1/14 by Cook) Term exp. 1/16	Braddock District Representative	**Christopher T. Bauernshub**	Cook	Braddock
Roger A. Wilson (Appointed 3/14 by Smyth) Term exp. 1/16	Providence District Representative	**Roger A. Wilson**	L. Smyth	Providence
Paul Kent (Appointed 1/10-1/14 by Frey) Term exp. 1/16	Sully District Representative		K. Smith	Sully

TREE COMMISSION (3 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Scott J. Pearson; appointed 3/11-10/13 by Gross) Term exp. 10/16 *Resigned*	Mason District Representative		Gross	Mason
VACANT (Formerly held by Dean Dastvar; appointed 11/13 by Herrity) Term exp. 10/16 *Resigned*	Springfield District Representative		Herrity	Springfield

TYSONS TRANSPORTATION SERVICE DISTRICT ADVISORY BOARD (2 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Michael Bogasky; appointed 2/13 by Smyth) Term exp. 2/15 *Resigned*	Residential Owners and HOA/Civic Association Representative #1		L. Smyth	Providence

UNIFORMED RETIREMENT SYSTEM BOARD OF TRUSTEES (4 years)

Incumbent History	Requirement	Nominee	Supervisor	District
VACANT (Formerly held by Daniel Duncan; appointed 10/13 by Bulova) Term exp. 10/17 *Resigned*	Citizen appointed by BOS #2 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		By Any Supervisor	At-Large
VACANT (Formerly held by Gavin Carter; appointed 1/13-11/14 by Hyland) Term exp. 12/19 *Resigned*	Mount Vernon District #3 Representative		Storck	Mount Vernon

Board Agenda Item
April 26, 2016

10:30 a.m.

Items Presented by the County Executive

Board Agenda Item
April 26, 2016

ADMINISTRATIVE - 1

Approval of "$200 Additional Fine for Speeding" Signs and "Watch for Children" Signs as Part of the Residential Traffic Administration Program (Hunter Mill and Lee Districts)

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

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

- Rosedown Drive from Bedfordshire Circle to Glade Drive (Hunter Mill District).

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

- Helmsdale Lane (Lee District).

In addition, the County Executive recommends that the Fairfax County Department of Transportation (FCDOT) be requested to schedule the installation of the approved "Watch for Children" signs as soon as possible. The County Executive also recommends that the Fairfax County Department of Transportation (FCDOT) request VDOT to schedule the installation of the approved "$200 Additional Fine for Speeding" signs as soon as possible.

TIMING:
Board action is requested on April 26, 2016.

BACKGROUND:
Section 46.2-878.2 of the *Code of Virginia* permits a maximum fine of $200, in addition to other penalties provided by law, to be levied on persons exceeding the speed limit on appropriately designated residential roadways. These residential roadways must have a posted speed limit of 35 mph or less. In addition, to determine that a speeding problem exists, staff performs an engineering review to ascertain that additional speed and volume criteria are met. Rosedown Drive from Bedfordshire Circle to Glade Drive,

meet the RTAP requirements for posting of the "$200 Additional Fine for Speeding Signs" (Hunter Mill District). On October 8, 2015, FCDOT received written verification from the appropriate local supervisors confirming community support.

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 March 11, 2016, FCDOT received written verification from the appropriate local supervisor confirming community support for the referenced "Watch for Children" signs on Helmsdale Lane.

FISCAL IMPACT:
Funding in the amount of $300 for a "Watch for Children" sign associated with the Helmsdale Lane project is available in Fund100-C10001, General Fund, under Job Number 40TTCP. For the "$200 Additional Fine for Speeding" signs an estimated cost of $600 is to be paid out of the VDOT secondary road construction budget.

ENCLOSED DOCUMENTS:
Attachment I: "$200 Additional Fine for Speeding" Signs Resolution – Rosedown Drive
Attachment II: Area Map of Proposed "$200 Additional Fine for Speeding" Signs – Rosedown Drive

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

Attachment I

RESOLUTION

FAIRFAX COUNTY DEPARTMENT OF TRANSPORTATION
RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (RTAP)
$200 ADDITIONAL FINE FOR SPEEDING SIGNS
ROSEDOWN DRIVE (HUNTER MILL)

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the Government Center in Fairfax, Virginia, on Tuesday, April 26, 2016, at which a quorum was present and voting, the following resolution was adopted:

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

WHEREAS, the Fairfax County Department of Transportation has verified that a bona-fide speeding problem exists on Rosedown Drive from Bedfordshire Circle to Glade Drive. Such road also being identified as a Local Road; and

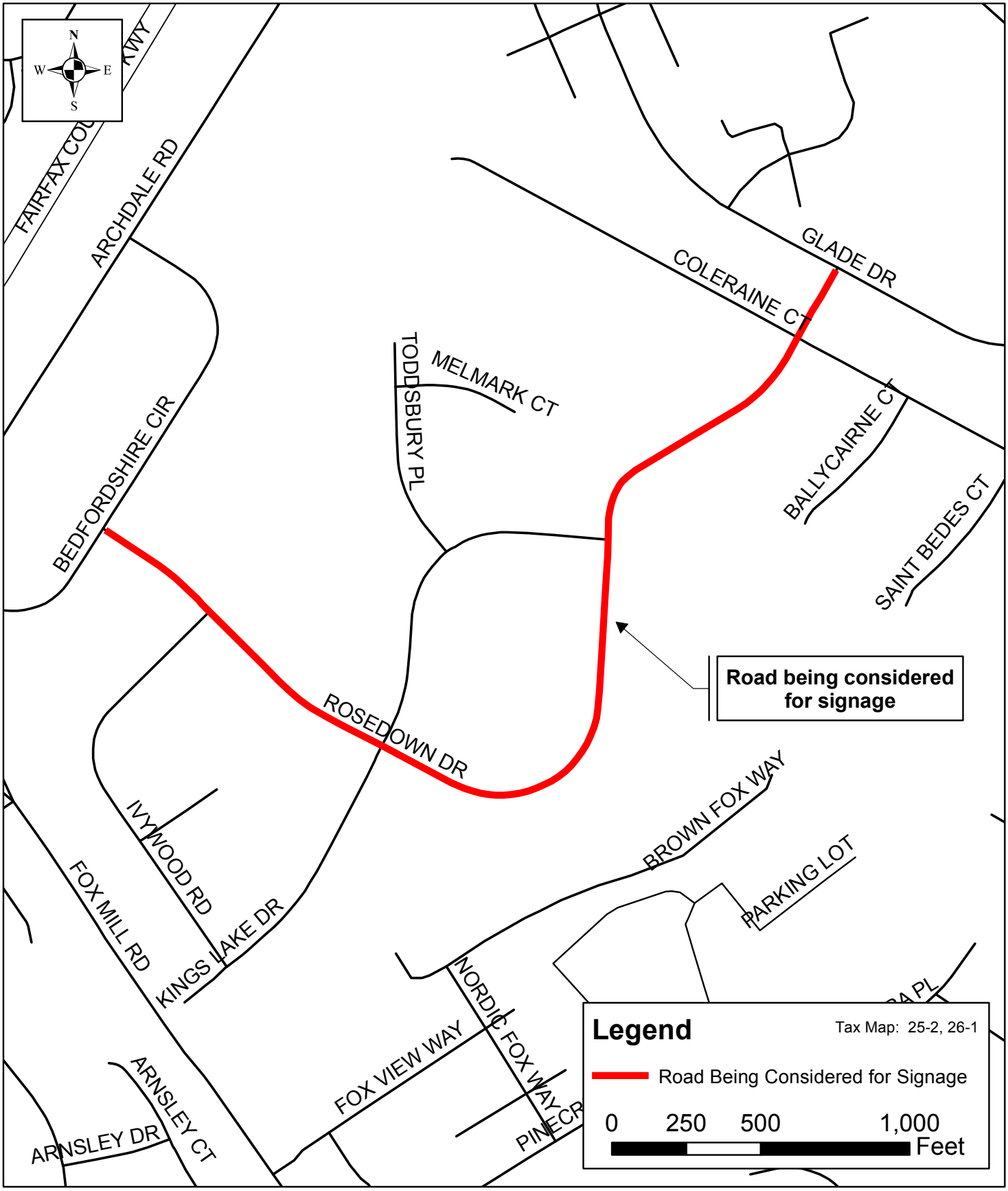
WHEREAS, community support has been verified for the installation of "$200 Additional Fine for Speeding" signs on Rosedown Drive.

NOW, THEREFORE BE IT RESOLVED that "$200 Additional Fine for Speeding" signs are endorsed for Rosedown Drive from Bedfordshire Circle to Glade Drive.

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

A Copy Teste:

_____
Catherine A. Chianese
Clerk to the Board of Supervisors



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

A Fairfax County, Va., Publication

MARCH 2016

Board Agenda Item
April 26, 2016

ADMINISTRATIVE – 2

Authorization to Advertise a Public Hearing on the Acquisition of Certain Land Rights Necessary for the Construction of Richmond Highway Public Transportation Initiative (RHPTI) Rt 1-PH5-Virginia Lodge to Huntington Ave SW (Mount Vernon District)

ISSUE:
Board authorization to advertise a public hearing on the acquisition of certain land rights necessary for the construction of the Richmond Highway Public Transportation Initiative Rt. 1-PH5-Virginia Lodge to Huntington Ave SW (Mount Vernon District) project.

RECOMMENDATION:
The County Executive recommends that the Board authorize advertisement of a public hearing for May 17, 2016, commencing at 4:00 p.m.

TIMING:
Board action is requested on April 26, 2016, to provide sufficient time to advertise the proposed public hearing on the acquisition of certain land rights necessary to keep this project on schedule.

BACKGROUND:
This project consists of sidewalk improvements within a corridor of 2,000 feet along Route 1. The improvements include approximately 1,350 linear feet of concrete sidewalk, several upgraded curb ramps, and driveway entrances along the east side of Route 1, between Virginia Lodge and Huntington Avenue. The improvements also include extension of an existing 5' x 5' box culvert.

Land rights for these improvements are required on 5 properties, 2 of which have been acquired by the Land Acquisition Division (LAD). The remaining properties require deeds of dedication, storm drainage easements, Fairfax County Water Authority easements, traffic signal equipment easement and grading agreement and temporary construction easements to accommodate the appropriate work area to construct the sidewalk.

Negotiations are in progress with the affected property owners; however, because resolution of these acquisitions is not imminent, it may be 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. §§ 15.2-1903 through 15.2-1905 (as amended). Pursuant to these provisions, a

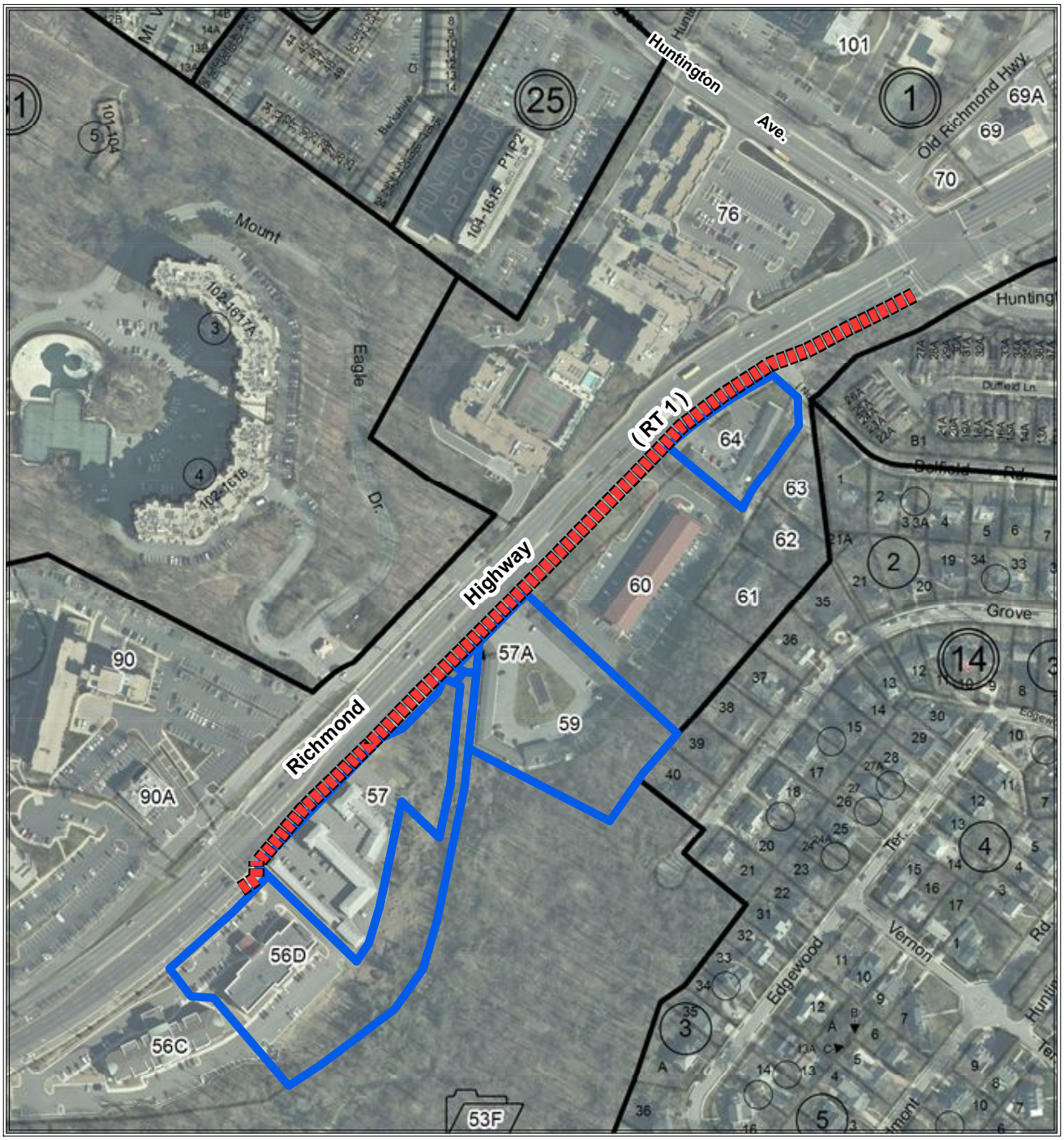
public hearing is required before property interests can be acquired in such an accelerated manner.

FISCAL IMPACT:
Funding is available in Grant 1400080-2012, RHPTI Rt. 1-PH5-Virginia Lodge to Huntington Ave SW in Fund 50000, Federal-State Grant Fund. This project is included in the Adopted FY2016 - FY2020 Capital Improvement Program (with future Fiscal Years to FY2025). No additional funding is being requested from the Board.

ENCLOSED DOCUMENTS:
Attachment A - Project Location Map
Attachment B - Listing of Affected Properties

STAFF:
Robert A. Stalzer, Deputy County Executive
James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)
Ronald N. Kirkpatrick, Deputy Director, DPWES, Capital Facilities

ATTACHMENT A



N

ROUTE 1 PH5 - VIRGINIA LODGE TO HUNTINGTON AVENUE

Tax Map: 83-3

Project AA1400080-12
Mount Vernon District

Affected Properties:

Proposed Improvements:

0 0.035 0.07 0.14 Miles

ATTACHMENT B

LISTING OF AFFECTED PROPERTIES
Project AA1400080-12
Richmond Highway Public Transportation Initiative
Rt 1-PH5-Virginia Lodge to Huntington Ave SW
(Mount Vernon District)

PROPERTY OWNER(S)

1. Old Town Holdings, LLC 083-3-01-0056-D

   Address:
   6055 Richmond Highway
   Alexandria, Virginia 22303

2. William V. Wren, Trustee 083-3-01-0057

   Address:
   6027 Richmond Highway
   Alexandria, Virginia 22303

3. VRAJ Enterprises, Inc. 083-3-01-0064

   Address:
   5963 Richmond Highway
   Alexandria, Virginia 22303

Board Agenda Item
April 26, 2016

ADMINISTRATIVE - 3

Additional Time to Commence Construction for Special Exception SEA 78-L-074-6, Hilltop Sand and Gravel Company, Inc. (Lee District)

ISSUE:
Board consideration of additional time to commence construction for SEA 78-L-074-6, pursuant to the provisions of Sect. 9-015 of the Zoning Ordinance.

RECOMMENDATION:
The County Executive recommends that the Board approve twenty-four (24) months additional time for SEA 78-L-074-6 to March 9, 2018 (applicable to the quasi-public recreational facilities only).

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 March 9, 2009, the Board of Supervisors approved RZ 2008-LE-002, without proffers, and SEA 78-L-074-6, subject to development conditions. The applications were filed in the name of Hilltop Sand and Gravel Company, Inc. for the purpose of amending SEA 78-L-074-5 in order to permit a reduction in the land area for the landfill operation (from 64.78 acres to 35.88 acres), to increase the amount of fill (from 8.5 million cubic yards to 8.95 cubic yards), and to permit the construction of quasi-public recreational facilities on top of the landfill following its closure. RZ 2008-LE-002 rezoned 3.51 acres from the I-3 zoning district to the R-1 zoning district to provide for consistent administration of the property, the remainder of which was currently zoned R-1. The 64.78 acre property is located at the northeast quadrant of Telegraph Road (Route 611) and Beulah Street, Tax Map 100-1 ((1)) 9, in part (see Locator Map in Attachment 1). Portions of the rezoned

property have since been delineated into Tax Map 100-1 ((1)) 9A and 9B1. A landfill, a Category 2 Heavy Public Utility Use, is permitted by special exception pursuant to Section 3-104.2.B. of the Fairfax County Zoning Ordinance, and the original landfill use was established pursuant to the approval of SE 78-L-074 by the Board of Supervisors on December 18, 1978, subject to development conditions.

SEA 78-L-074-6 was approved with a condition that the recreational uses be established or construction commenced within five (5) years from the date of approval unless the Board grants additional time. The development conditions for SEA 78-L-074-6 are included as part of the Clerk to the Board's letter contained in Attachment 2.

Twenty-four (24) months of additional time (until September 9, 2013) was granted by the Board of Supervisors on September 27, 2011. Pursuant to the adoption of House Bill 571 by the 2012 Virginia General Assembly, "…any valid special exception, special use permit, or conditional use permit outstanding as of January 1, 2011, and related to new residential or commercial development, any deadline in exception permit, or in the local zoning ordinance that requires the landowner or developer to commence the project or to incur significant expenses related to improvements for the project with a certain time, shall be extended to July 1, 2017." This provision is applicable to the landfill operation (a commercial development) but was determined by the Zoning Administrator, in consultation with the County Attorney, on June 4, 2014, not to be applicable to the quasi-public recreational facilities approved by this Special Exception Amendment.

On July 29, 2014, the Board approved twenty-four (24) months additional time to commence construction, extending the conditioned date for the quasi-public recreational facilities to March 9, 2016. On March 9, 2016, the Department of Planning and Zoning (DPZ) received a letter dated March 8, 2014 from Sara V. Mariska, agent for the Applicant, requesting twenty-four (24) months of additional time (see Attachment 3). The approved Special Exception Amendment will not expire pending the Board's action on the request for additional time.

As part of the justification for the July 29, 2014 approval of additional time, Ms. Mariska stated that the landfill reached final fill volume later than anticipated. She further stated that outstanding final approval from the Virginia Department of Environmental Quality (DEQ) on the landfill cap, and protracted legal defense of the SEA approval delayed the filing of site plans and permits.

Ms. Mariska now states that the Applicant has submitted a certification report for the landfill cap to DEQ, but is awaiting approval. The Applicant has also submitted a minor site plan for construction of the ballfields, and is in an ongoing dialogue with the Department of Public Works and Environmental Services (DPWES) about the requirement of a full site plan. Further, Ms. Mariska states that the Applicant is also

discussing with the Fairfax County Park Authority (FCPA) the terms of a lease agreement and operation of the recreational facilities. The request for an additional twenty-four (24) months of additional time to commence construction would ensure enough time for the Applicant to fulfill the conditions of SEA 78-L-074-06.

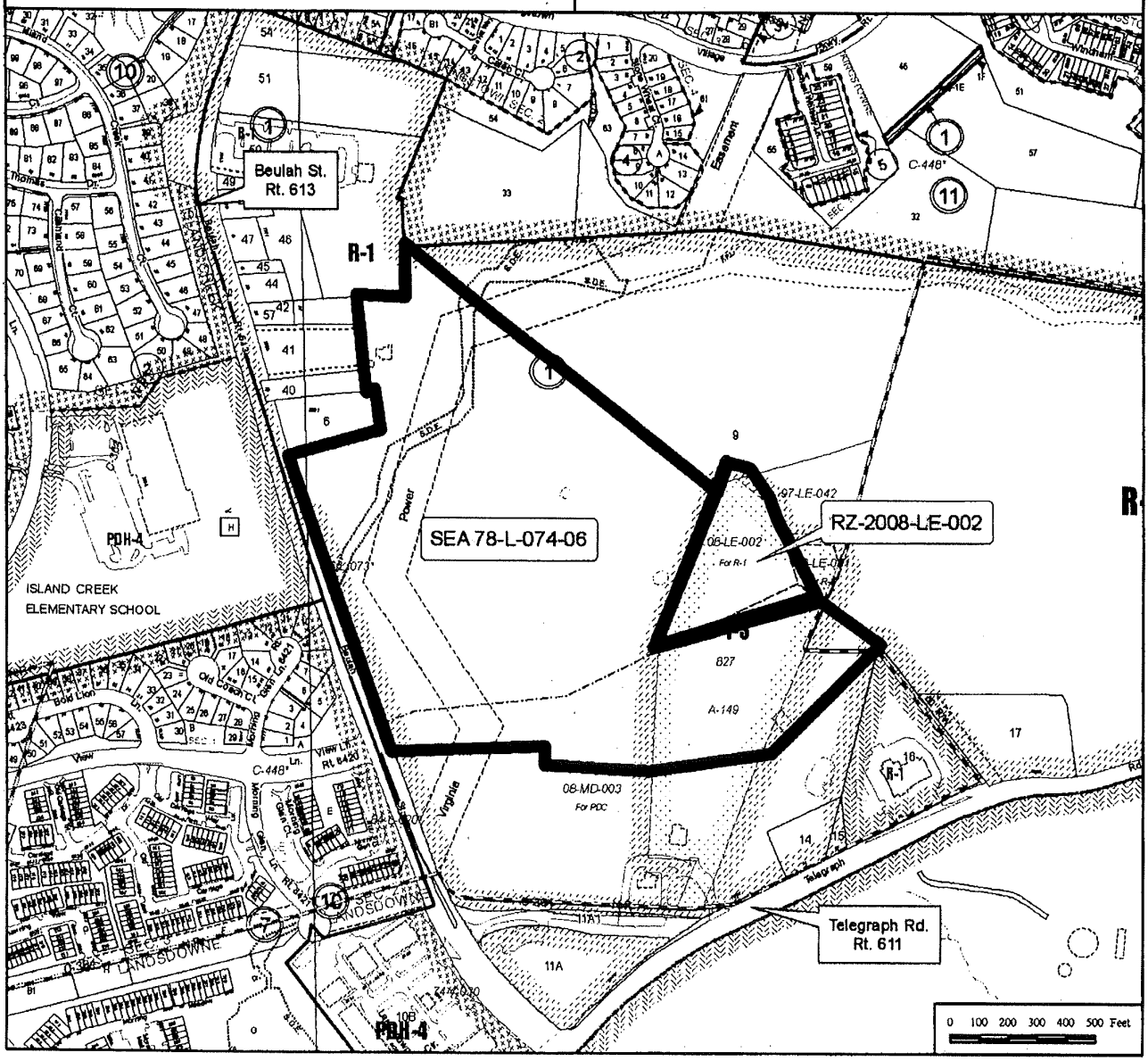
Staff has reviewed Special Exception Amendment SEA 78-L-074-6 and has established that, as approved, it is still in conformance with all applicable provisions of the Fairfax County Zoning Ordinance to permit a landfill and quasi-public recreational uses. Further, staff knows of no change in land use circumstances that would affect compliance of SEA 78-L-074-6 with the special exception standards applicable to this use, or which should cause the filing of a new special exception amendment application and review through the public hearing process. The Comprehensive Plan recommendation for the property has not changed since approval of the Special Exception Amendment. Finally, the conditions associated with the Board's approval of SEA 78-L-074-6 are still appropriate and remain in full force and effect. Staff believes that approval of the request for twenty-four (24) 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 March 25, 2009, to Lynne J. Strobel
Attachment 3: Letter dated March 8, 2016, 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
Suzanne Wright, Chief, Special Projects/Applications/Management Branch, ZED, DPZ
Denise James, Chief, Environment & Development Review Branch, Planning Division, DPZ
Jonathan Buono, Staff Coordinator, ZED, DPZ

Rezoning Application RZ 2008-LE-002		Special Exception Amendment SEA 78-L-074-06	
Applicant:	HILLTOP SAND AND GRAVEL COMPANY, INC.	Applicant:	HILLTOP SAND AND GRAVEL COMPNY, INC.
Accepted:	03/25/2008	Accepted:	03/25/2008
Proposed:	TO PERMIT CONTINUATION OF EXISTING LANDFILL AND FUTURE RECREATION FACILITIES	Proposed:	AMEND SE 78-L-074 PREVIOUSLY APPROVED FOR LANDFILL TO PERMIT SITE MODIFICATIONS, REDUCTION OF LAND AREA, CONTINUATION OF EXISTING LANDFILL, AND TO ESTABLISH QUASI-PUBLIC RECREATION FACILITIES IN FUTURE
Area:	3.51 AC OF LAND; DISTRICT - LEE	Area:	64.78 AC OF LAND; DISTRICT - LEE
Zoning Dist Sect:		Zoning Dist Sect:	03-0104
		Art 9 Group and Use:	3-08 2-03
Located:	NORTHEAST OF BEULAH STREET APPROXIMATELY 1,000 FEET NORTH OF ITS INTERSECTION WITH TELEGRAPH ROAD	Located:	EAST SIDE OF BEULAH STREET APPROXIMATELY 1,000 FEET NORTH OF ITS INTERSECTION WITH TELEGRAPH ROAD
Zoning:	FROM I- 3 TO R- 1	Zoning:	R- 1
Overlay Dist:	NR	Plan Area:	4,
Map Ref Num:	100-1- /01/ /0009 pt.	Overlay Dist:	NR
		Map Ref Num:	100-1- /01/ /0009 pt.



ATTACHMENT 2

County of Fairfax, Virginia

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

March 25, 2009

Lynne J. Strobel
Walsh, Colucci, Lubeley, Emrich & Walsh, P.C.
2200 Clarendon Boulevard, 13th Floor
Arlington, Virginia 22201

RE: Special Exception Amendment Application SEA 78-L-074-06
(Concurrent with Rezoning Application RZ 2008-LE-002)

Dear Ms. Strobel:

At a regular meeting of the Board of Supervisors held on March 9, 2009, the Board approved Special Exception Amendment Application SEA 78-L-074-06 in the name of Hilltop Sand and Gravel Company, Inc. The subject property is located on the east side of Beulah Street, approximately 1,000 feet north of its intersection with Telegraph Road, on approximately 64.78 acres of land zoned R-1, I-3, and NR in the Lee District [Tax Map 100-1 ((1)) 9 pt.]. The Board's action amends Special Exception Application SE 78-L-074, previously approved for a landfill to permit reduction of land area, continuation of existing landfill, to establish quasi-public recreation facilities in the future, and associated modifications to site design and development conditions pursuant to Section 3-104 of the Fairfax County Zoning Ordinance, by requiring conformance with the following development conditions:

General Conditions

1. This Special Exception Amendment is granted for the location indicated in the application and is not transferable to other land.

2. This Special Exception Amendment (SEA) is granted for the location and uses outlined in the application as amended by these conditions.

3. This SEA is subject to the provisions of Article 17, Site Plans, as may be determined by the Director, Department of Public Works and Environmental Services (DPWES). Any plan submitted pursuant to this SEA shall be in conformance with the approved Special Exception Amendment Plat (the "SEA Plat") prepared by Dewberry & Davis, which is dated February 11, 2008, as revised through December 16, 2008, and these conditions. Minor modifications to the approved special exception amendment may be permitted pursuant to Par. 4 of Section 9-004 of the Zoning Ordinance.

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. The existing single family detached dwelling unit in the northwestern corner of the property may continue to be used as a residence. Upon such time as the residential use is ceased, the residential building, other building and man-made structures and improvements (such as, but not limited to, sheds, clothes lines, driveways, patios, etc.) shall be removed and the disturbed land stabilized in accordance with the recommendations of the Urban Forestry Division as determined at the time of the issuance of the building permit to allow the demolition of the structure.

5. Construction of recreational facilities as depicted on the SEA Plat shall not take place until:

   - The Geotechnical Review Board (GRB) has determined that any residual post-construction settlement will not affect the appearance or structural integrity of the proposed improvements; and

   - The Fire and Rescue Department and/or DPWES has determined that the nature and extent of the generation and escape of combustible gases and potential fire hazards of the constituent material, considering its state of decomposition, has been provided for adequately and will not create an unsafe or hazardous condition in or around any of said proposed improvements.

   - The Approval of the Closure Certification by the Virginia Department of Environmental Quality (DEQ). A copy of the Closure Certification shall be provided to the Director, DPWES.

Conditions on the Operation of the Landfill

6. Until ceased as described herein, the landfill operations previously approved pursuant to SEA 78-L-074-05 may continue in full force and effect on reduced landfill area comprised of 35.86 acres.

7. A copy of the Closure Plan approved by DEQ shall be provided to the Department of Planning and Zoning (DPZ), the Division of Solid Waste Disposal and Resource Recovery (DSWDRR) of the DPWES and a copy of the approved Closure Plan shall be maintained on-site and made available. Amended versions of the Closure Plan shall be submitted to the above mentioned agencies as revisions occur and with any subsequent site plan submissions.

8. The applicant shall operate the landfill in conformance with all sections of Virginia Code (VAC) applicable to the proposed landfill operations. There shall be NO FUTURE EXPANSION of the landfill, beyond that outlined by the SEA Plat.

9. The fill volume of the landfill prior to the installation of final cover, vegetation, and "structures" as shown on the SEA Plat, shall not exceed the proposed final fill volume of 8.95 million cubic yards. The Applicant shall cease accepting construction and demolition debris when the final fill level is reached or prior to public occupancy of the proposed grocery store proposed on the CDP/FDP for RZ 2008-MD-003 or by April 1, 2013, whichever occurs first.

10. The landfill shall receive only construction/demolition debris materials, as defined in Section 104 of the County Code and as deemed permissible by Federal, State and County regulations. Unacceptable landfill materials shall be prohibited on-site in accordance with the facility's Unauthorized Waste Control Plan as required by DEQ.

11. Waste materials shall not be burned nor allowed to be burned at the site.

12. A licensed operator of the landfill shall provide the Director of DPWES a copy of the Annual Groundwater Monitoring Report at the same time it is submitted to DEQ. The Director of DPWES shall be notified within thirty (30) days if the landfill exceeds any of the facility's approved Groundwater Protection Standards.

13. Elevation certifications signed and sealed by a Virginia licensed land surveyor or professional engineer shall be provided to the Director of DPWES annually by the licensed operator of the landfill. The certification shall include a statement verifying whether the landfill elevations are at or below the approved elevations approved pursuant to this special exception amendment.

14. Dredge soils may be deposited at the landfill so long as the dredge soils entering the site meet the DEQ definition of acceptable waste for Construction and Demolition Debris landfills.

15. The control of decomposition gases from the landfill shall be monitored through the implementation of a Gas Monitoring and Management Plan in accordance with Virginia's Solid Waste Management Regulations. A gas collection system shall be installed per the DEQ approved Closure Plan. All proposed recreational structures shall be open air, self-venting construction in order to prevent the buildup of landfill gases. Any closed structures shall be locked to prohibit public access.

16. The height of the landfill shall not exceed the elevations depicted by the proposed topography on the SEA Plat, except for (i) any temporary berms which may be required by the Director for visual screening or noise attenuation; (ii) to provide adequate drainage from the center of the landfill; and (iii) temporary soil stockpiles for accelerating landfill

settlement prior to construction of the recreation improvements; and (iv) final grading as may be approved in conjunction with the Closure Plan.

17. An Emergency Contingency Plan has been prepared and implemented in accordance with Virginia's Solid Waste Management Regulations and a list of the landfill's equipment operators and their telephone numbers shall be made available to the County's Emergency Operations Center and kept current by the landfill operator.

18. Prior to the implementation of condition Number 9, no construction and demolition debris shall be accepted except between the hours of 7:00 a.m. to 5:00 p.m. Monday through Friday and between 7:00 a.m. and 12:00 p.m. (noon) on Saturdays. In no case shall landfill operations begin until the commencement of the normal business hours listed above. With prior approval from the Director of DPWES, or his designated agent, the applicant may operate until 5:00 p.m. on Saturday on an emergency basis. This approval shall not be granted more than ten times per calendar year. In the event of a significant community emergency, as determined by the County Executive, the landfill may temporarily operate outside of normal business hours if so notified in writing.

19. Per Sect. 9-205 of the Zoning Ordinance, the site shall be made available to the Director of DPWES or his representatives in preparation for the annual report to the Board of Supervisors. As a result of the annual inspection, the Director of DPWES may recommend additional restrictions and limitations on the use to the Board.

20. A fee of fifty cents ($0.50) per truck load will be collected from each truck carrying construction debris entering the Hilltop Landfill. This fund will be equally distributed for use in the development of Lee District Park and acquisition and restoration of Huntley Plantation. There will be no limitation on the amount collected for this fund. This fee shall be tied to a yearly escalator based on the Consumer Price Index.

21. Sound levels emanating from the site shall not exceed those applicable levels specified in Chapter 108, Noise, of the County Code.

Buffering, Landscaping and Screening Condition

22. Landscaping shall be provided as shown on the SEA Plat. All landscaping shall be maintained in good health by the applicant. Any landscaping materials that should die shall be replaced by the operator/applicant within six months (weather permitting as determined by Urban Forestry Management).

23. Final cover material shall be provided in accordance with DEQ design requirements as approved in the Closure Plan.

Transportation Conditions

24. Effective dust control measures shall be installed and maintained by the operator of the landfill. At a minimum, these measures shall include the full-time availability of a water tank truck and sweeper truck on-site.

Park Conditions

25. The proposed park is for active and passive recreation. All park improvements shall be provided by the applicant as depicted on the SEA Plat and shall be constructed to Fairfax County Park Authority (FCPA) standards in consultation with FCPA staff.

26. Public access easements shall be provided over all trails and those on-site park facilities intended for public access as depicted on the SEA Plat. A cooperative agreement shall be developed between FCPA and the applicant regarding liability.

27. A maintenance and liability agreement to govern park related uses shall be established between the applicant and FCPA prior to any portions of the property being made accessible to the public for park purposes.

28. Should the proposed recreation facilities be operated by the Fairfax County Park Authority and it is determined that 2232 approval is required, said approval shall be obtained by the Park Authority prior to the facilities being opened and operated by the Park Authority.

29. Subject to the review and approval of the Park Authority and FCDOT, bicycle racks that provide parking for 20 bicycles shall be included.

30. A four foot tall chain-link fence, vinyl coated, shall be provided along the boundary between the landfill and Hilltop Village Center prior to the issuance of the first Non-Residential Use Permit (Non-RUP) for that shopping center. This fence may be removed as part of the closure activities of the landfill.

31. Submission and approval of a site plan prepared in accordance with the provisions of Article 17, is required prior to the implementation of the recreational facilities. The site plan will submitted upon submission of the landfill closure certification to DEQ. Any plan submitted pursuant to this SEA shall be in substantial conformance with the approved SEA Plat Minor modifications to the approved Special Exception may be permitted pursuant to Par. 4 of Section 9-004 of the Zoning Ordinance.

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 easements, 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, thirty (30) months after the date of approval unless the landfill entrance has been relocated and an initial Non-RUP obtained for the relocated landfill office. The recreational uses shown on the SEA Plat shall be established or construction has commenced and been diligently prosecuted within five (5) years from the date of approval. 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:

- Waived the transitional screening yard and barrier requirements along all boundaries of the landfill to that depicted on the GDP/SEA Plat.

- Approved the construction of the proffered recreational facilities and the proposed parking lot on the closed landfill sooner than 20 years after closure of the landfill, pursuant to Paragraph 9 of Section 9-205 of the Zoning Ordinance.

Sincerely,

Nancy Vehrs

Nancy Vehrs
Clerk to the Board of Supervisors
NV/dms

Cc: Chairman Sharon Bulova
Supervisor Jeffrey McKay, Lee District
Janet Coldsmith, Director, Real Estate Division. Dept. of Tax Administration
Regina Coyle, Director, Zoning Evaluation Division, DPZ
Diane Johnson-Quinn, Deputy Zoning Administrator, Dept. of Planning and Zoning
Angela K. Rodeheaver, Section Chief, Transportation. Planning Division
Ellen Gallagher, Capital Projects and Operations Div., Dept. of Transportation
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
Barbara J. Lippa, Executive Director, Planning Commission
Karyn Mooreland, Chief Capital Projects Sections, Dept. of Transportation

FAIRFAX COUNTY
RECEIVED
MAR 09 2016
DIVISION OF
ZONING ADMINISTRATION

2016-0319

Sara V. Mariska
(703) 528-4700 Ext. 5419
smariska@thelandlawyers.com

WALSH COLUCCI
LUBELEY & WALSH PC

March 8, 2016

RECEIVED
Department of Planning & Zoning
MAR 11 2016
Zoning Evaluation Division

Via E-Mail and Hand Delivery

Leslie B. Johnson
Zoning Administrator
Fairfax County Zoning Administration
12055 Government Center Parkway, Suite 807
Fairfax, Virginia 22035

Re: SEA 78-L-074-06
Applicant: Hilltop Sand and Gravel Company, Inc.
Subject Property: Fairfax County Tax Map Reference: 100-1 ((1)) 9B pt.

Dear Ms. Johnson:

Please accept this letter as a request for additional time in accordance with the provisions of Section 9-015 of the Fairfax County Zoning Ordinance (the "Zoning Ordinance") for SEA 78-L-074-06.

The Applicant has been the owner and operator of a construction and demolition debris landfill for over thirty (30) years in the Lee District. In 1998, a portion of the landfill was converted into a golf course. The approvals for the landfill and golf course have been amended from time to time since 1998. Most recently, the referenced special exception amendment application was approved by the Fairfax County Board of Supervisors at its hearing held on March 9, 2009. The application was part of a series of applications that were submitted and processed to achieve development of a shopping center, known as Hilltop Village Center, on 33 acres of land located in the northeast quadrant of the intersection of Telegraph Road and Beulah Street. The establishment of the shopping center necessitated the closure of the landfill operation on the Subject Property. Specifically, SEA 78-L-074-06 reduced the land area of the landfill from 64.7 acres to 35.88 acres, increased the amount of fill permitted on the remaining portion of the landfill, and allowed approval of recreational facilities on the site upon closure of the landfill operation.

The approval for SEA 78-L-074-6 was granted for a period of thirty (30) months during which the landfill entrance was required to be relocated and an initial non-RUP obtained for the relocated landfill office. The approval further states that the recreational uses as shown on the SEA Plat shall be established or construction commenced and has been diligently prosecuted within five (5) years from the date of approval, which would be March 9, 2014. On June 8, 2013, Winnie Williams confirmed that the Applicant now has until July 1, 2017 to commence construction or establish the special exception due to legislation associated with Virginia Code

Section 15.2-2209.1. Although the letter indicates that the Applicant had additional time to relocate the landfill's administrative office and commence construction, the letter did not specifically reference language included in the approval of the SEA regarding the recreational uses. Accordingly, the Applicant requested additional time to establish the recreational uses. On July 29, 2014, the Fairfax County Board of Supervisors extended the validity of the SEA until March 9, 2016. The Applicant now requests an additional twenty-four (24) months of additional time to establish the recreational uses.

The Applicant has been diligently pursuing fulfillment of all SEA conditions. The Virginia Department of Environmental Quality (DEQ) approved a partial landfill closure plan in 2010. The Applicant has ceased collecting fill for the landfill and the final fill volume has been reached. Additionally, the Applicant has relocated the landfill entrance as required by the SEA approval. On January 29, 2014, the Applicant submitted minor site plan 3365-MSP-001-1 to allow for construction of the ballfields approved in conjunction with the SEA. Although there is no gross floor area proposed with the ballfields, the Department of Public Works and Environmental Services (DPWES) has questioned whether a full site plan is required. The Applicant is currently working with representatives of DPWES to resolve this issue. Additionally, the Applicant has had discussions with the Fairfax County Park Authority regarding the lease agreement and contemplated operation of the recreational facility. Those discussions are ongoing. Ballfield construction cannot begin until the landfill is capped and the Virginia DEQ approves the cap. Cap installation is complete and a certification report has been submitted to Virginia DEQ; however, the Applicant is awaiting DEQ approval of the certification report for the cap.

The Applicant has been diligently pursuing closure of the landfill, compliance with the special exception conditions, and establishment of the ballfields. The extended review process with Virginia DEQ, discussions with DPWES, and discussions with the Park Authority were unanticipated at the time of the original approval. There has been no change in circumstances that would render the approvals inconsistent with the Comprehensive Plan or the public interest. Therefore, I would appreciate the granting of a request for twenty-four (24) months of additional time to fulfill the conditions of SEA 78-L-074-06.

Should you have any questions regarding this request, or require additional information, please do not hesitate to give me a call. As always, I appreciate your cooperation and assistance.

Very truly yours,

WALSH, COLUCCI, LUBELEY & WALSH, P.C.

Sara V. Mariska | Kas

Sara V. Mariska

cc: Michael Gailliot Chris dePascale Lynne J. Strobel Kim Follin

A0700767.DOCX / 1 Johnson Ltr re: 2016 Additional Time Request 003062 000008

Board Agenda Item
April 26, 2016

ADMINISTRATIVE - 4

Additional Time to Commence Construction for Special Exception SEA 84-M-121-03, Westminster School, Inc, LLC (Mason District)

ISSUE:
Board consideration of additional time to commence construction for SEA 84-M-121-03, pursuant to the provisions of Sect. 9-015 of the Zoning Ordinance.

RECOMMENDATION:
The County Executive recommends that the Board approve twenty-four (24) months additional time for SEA 84-M-121-03 to March 29, 2018.

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 March 29, 2011, the Board of Supervisors approved Special Exception Amendment SEA 84-M-121-03, subject to development conditions. The application was filed in the name of Westminster School, Inc. for the purpose of amending a previously approved special exception for a private school of general education to permit a child care center and nursery school use, an increase in enrollment and land area, building additions, and the construction of an athletic field and playground for the R-3 zoned property located on the north side of Gallows Road, approximately 480 feet east of its intersection with Annandale Road, Tax Map 60-3 ((24)) 3, 4, 5, and 5A (see Locator Map in Attachment 1). The child care and nursery school and the private school of general education uses are permitted pursuant to Sections 3-304(B) and 3-304(L), respectively, of the Fairfax County Zoning Ordinance. SEA 84-M-121-03 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 SEA 84-M-121-03 are included as part of the Clerk to the Board's letter contained in Attachment 2.

On October 8, 2013, the Board approved thirty (30) months of additional time to commence construction, extending the conditioned date to March 29, 2016. On February 22, 2016, the Department of Planning and Zoning (DPZ) received a letter dated February 17, 2106, from Lynne J. Strobel, agent for the Applicant, requesting twenty-four (24) 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. As part of the justification for the October 8, 2013 approval of additional time, Ms. Strobel stated that lower enrollment, due to recent economic conditions, had impacted fund-raising efforts, which, in–turn, had delayed the preparation and submission of a site plan. Ms. Strobel now states that due to continued low enrollment growth, fundraising efforts continue to be slow, and the Applicant had deferred the significant capital investment needed to proceed. However, the Applicant has marketed its programs and intends to begin site plan preparation this year. The request for an additional twenty-four (24) months would ensure enough time for the submission of a site plan, its approval, and to commence construction.

Staff has reviewed Special Exception SEA 84-M-121-03 and has established that, as approved, it is still in conformance with all applicable provisions of the Fairfax County Zoning Ordinance to permit a private school of general education and a child care center and nursery school. Further, staff knows of no change in land use circumstances that affects compliance of SEA 84-M-121-03 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 SEA 84-M-121-03 are still appropriate and remain in full force and effect. Staff believes that approval of the request for twenty-four (24) months additional time is in the public interest and recommends that it be approved.

FISCAL IMPACT:
None

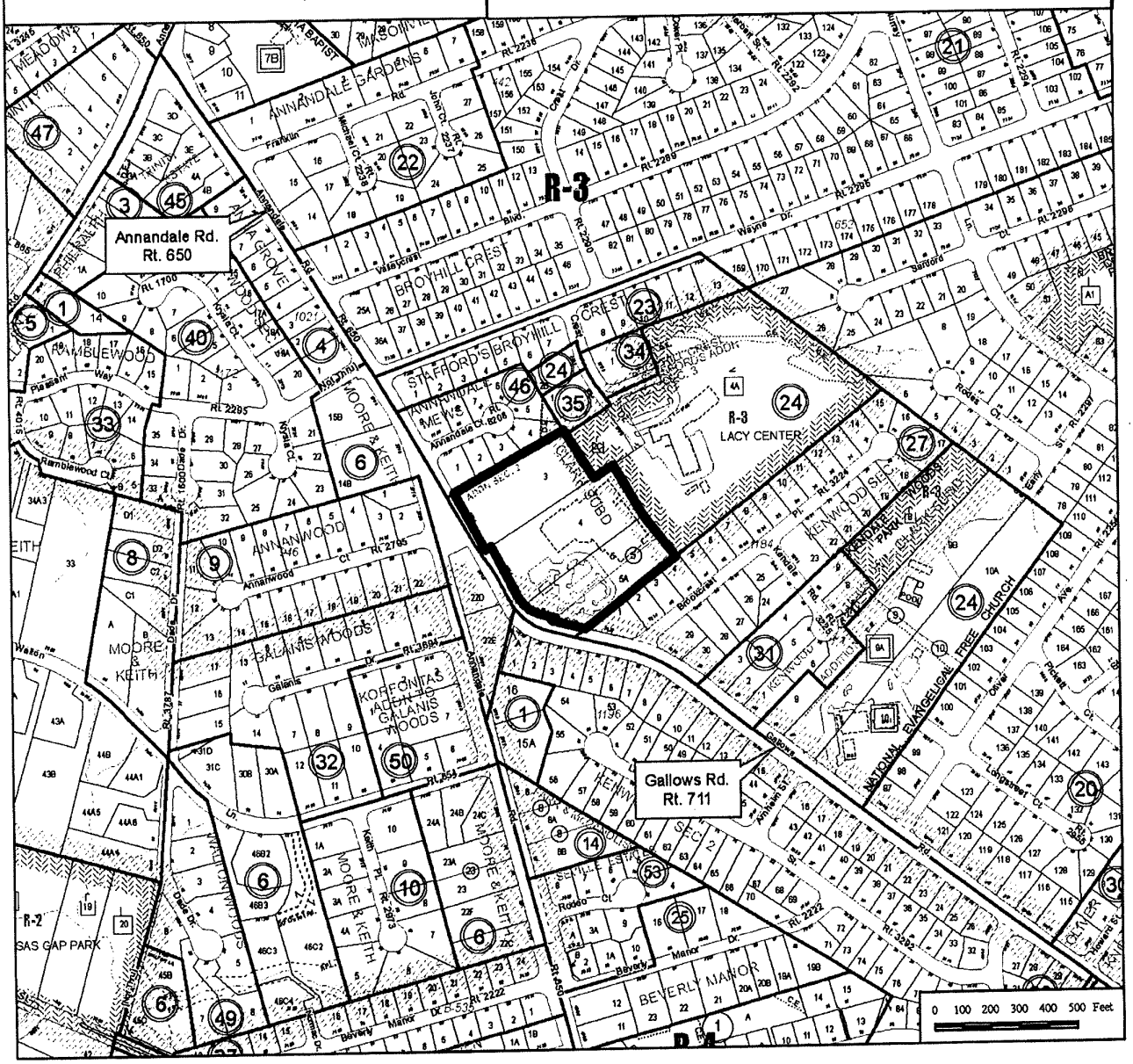
ENCLOSED DOCUMENTS:
Attachment 1: Locator Map
Attachment 2: Letter dated March 30, 2011, to Lynne J. Strobel
Attachment 3: Letter dated February 17, 2106, to Leslie B. Johnson

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
Suzanne Wright, Chief, Special Projects/Applications/Management Branch, ZED, DPZ
Denise James, Chief, Environment & Development Review Branch, Planning Division, DPZ
Jonathan Buono, Staff Coordinator, ZED, DPZ

Special Exception Amendment

SEA 84-M-121-03

Applicant:	WESTMINSTER SCHOOL, INC.
Accepted:	08/04/2010
Proposed:	AMEND SE 84-M-121 PREVIOUSLY APPROVED FOR A PRIVATE SCHOOL OF GENERAL EDUCATION TO PERMIT AN INCREASE IN LAND AREA, ADDITION OF A NURSERY SCHOOL WITH A CHILD CARE CENTER, MODIFICATIONS OF DEVELOPMENT CONDITIONS AND SITE MODIFICATIONS
Area:	6.84 AC OF LAND; DISTRICT - MASON
Zoning Dist Sect:	03-0304
Art 9 Group and Use:	3-10
Located:	3801, 3811, & 3825 GALLOWS ROAD
Zoning:	R- 3
Plan Area:	1
Overlay Dist:	
Map Ref Num:	060-3- /24/ /0003 /24/ /0004 /24/ /0005 /24/ /0005A



County of Fairfax, Virginia

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

March 30, 2011

Lynne J. Strobel
Walsh, Colucci, Lubeley, Emrich & Walsh, P.C.
2200 Clarendon Boulevard, 13th Floor
Arlington, VA 22201

Re: Special Exception Amendment Application SEA 84-M-121-03

Dear Ms. Strobel:

At a regular meeting of the Board of Supervisors held on March 29, 2011, the Board approved Special Exception Amendment Application SEA 84-M-121-03 in the name of Westminster School, Incorporated. The subject property is located at 3801, 3811 and 3825 Gallows Road on approximately 6.84 acres of land zoned R-3 in the Mason District [Tax Map 60-3 ((24)) 3, 4, 5 and 5A]. The Board's action amends Special Exception Application SE 84-M-121 previously approved for a private school of general education to permit the addition of a nursery school and child care center; to increase enrollment from 318 to 360 children; an increase in land area; and modifications to site design and development conditions pursuant to Section 3-304 of the Fairfax County Zoning Ordinance, by requiring conformance with the following development conditions which supersede all previous development conditions; conditions carried forward unchanged from previous approvals are marked with an asterisk (*):

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

2. 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.*

3. This Special Exception is subject to the provisions of Article 17, Site Plans, as may be determined by the Director, Department of Public Works and Environmental Services (DPWES). Any plan submitted pursuant to this special exception shall be in substantial conformance with the approved Special Exception Plat entitled "Westminster School", prepared by Tri-Tek, dated April 21, 2010, and last amended December 6, 2010, 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.

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. The maximum daily enrollment for the private school of general education shall be limited to 360 students. The before and after school child care shall be limited to a maximum daily enrollment of 120 students from all programs on-site. A maximum of 70 employees (teachers and staff) will be on-site at any one time.

5. The maximum hours of operation will be from 7:30 a.m. to 5:30 p.m. Monday through Friday. Specifically, the extended day care will be offered beginning at 7:30 am and ending at 5:30 p.m. The nursery school will run from 8:30 a.m. to 12:00 p.m. (noon) for three year olds and 8:30 a.m. to 2:30 p.m. for four year olds. Kindergarten and grades one through eight will have academic hours between 8:30 a.m. and 3:00 p.m. Generally extracurricular activities shall be permitted after regular school hours; evening and weekend activities are permitted until 11:00 p.m. This limit on extracurricular activities may be exceeded up to five times annually provided that the Broyhill Crest Community Organization and the Mason District Supervisor's office are notified in writing at least two weeks prior to the event. The school shall appoint a liaison to attend the Broyhill Crest Community meetings.

6. The building addition shall be limited to 18,300 square feet and shall not exceed a height of two stories (25 feet). Exterior building materials for the addition shall consist of materials similar to the main school building.

7. The applicant will provide a minimum of nine school buses as transportation for no fewer than 120 of the enrolled students.

8. The vehicular entrance to the site shall be designed and constructed so that it connects to Gallows Road per VDOT standards, as approved by DPWES.*

9. Vehicular ingress and egress to/from the site shall be right turn only; this shall be posted.*

10. A sidewalk shall be provided from Gallows Road into the site to provide pedestrian access from Gallows Road through the parking area to the school entrance, as shown on the Special Exception Amendment Plat.*

11. A landscape plan shall be submitted as part of site plan(s) and shall be reviewed and approved by the Urban Forest Management Branch. The plan shall provide for landscaping consistent in quality and quantity with that shown on the SEA Plat, with the addition of the following:

- Vegetation consistent with a Type I Transitional Screening Yard and having a buffer width of 25 feet shall be installed within the landscape strip along the northern property line near the play area as determined by the Urban Forest Management Branch of DPWES. Additional trees and plant materials shall be added to the buffer shown on the northern property line of the SEA

plat where determined to be necessary to mitigate the impact of the playing field on the adjacent residential property. Existing vegetation shall be preserved and supplemented along all boundaries, except Gallows Road, to meet the intent of Transitional Screening Type I. The number, quality and species required shall be determined by the Urban Forest Management Branch. The existing vegetation in these areas shall be preserved to the maximum extent possible. The applicant shall contract with a certified arborist to prepare a tree preservation plan to protect and preserve existing trees, worthy of preservation. The plan shall include limits of disturbance, and location and type of tree protection. The plan shall also include recommended activities designed to improve the health and increase the survival potential of the trees to be preserved, which shall be implemented to the satisfaction of UFM. The Applicant shall provide landscaping on the Application Property as generally shown on Sheet (#3) of the Special Exception Plat, pursuant to the approval of the Urban Forest Management Branch. Deciduous trees shall be a minimum of two to two and one-half inches in caliper and evergreen trees a minimum of six to eight feet in height at time of planting.

- The limits of clearing and grading shall be clearly marked with a continuous line of flagging prior to the pre-construction meeting and shall clearly delineate the limits of clearing and grading with such flagging throughout the construction period. To ensure the preservation of trees to the maximum extent possible, the limits of clearing and grading and tree save areas shall be protected by tree protection fencing, consisting of 14 gauge welded wire attached to 6 foot steel posts driven 18 inches into the ground and placed no farther than 10 feet apart. The tree protection fencing shall be made clearly visible to all construction personnel. The tree protection fencing shall be installed prior to the performance of any clearing and grading activities on the site. Trees within the tree protection fencing that are damaged or destroyed by construction activities shall be replaced as determined by the Urban Forester.

- If trees #1 (40-in. diameter silver maple), #5 (46-in. diameter silver maple), or #11 (41-in. diameter tulip poplar) are to be preserved as part of the site plan, a full report and recommendations shall be included as part of the first and all subsequent submissions of the site plan. This report shall be based on a thorough risk assessment conducted by a Certified Arborist with training in tree risk assessment in urban areas (as identified on Sheet 6 of 6 of the Special Exception Plat).

12. A six foot high fence shall be provided between the transitional screening and the subject site along the northern and southern boundaries. This fence shall be solid wood (as detailed on Sheet 2) other than where the transitional screening is

less than 25 feet in width, in which case a six foot high brick, architectural block wall, or aluminum fence (as detailed on Sheet 2) shall be constructed.

13. The outdoor playing fields shall not be leased, rented, or otherwise made available to groups not affiliated with the school.*

14. No lighting shall be provided for the outdoor playing fields and the use of outdoor public address speaker systems or bull horns shall be prohibited.*

15. Outdoor lighting fixtures used to illuminate the parking area and walkways shall not exceed 12 feet in height. All fixtures shall be fully shielded and directed downward, to prevent glare and light spillover onto the surrounding residential properties. Outdoor building-mounted security lighting shall also be shielded and directed inward to prevent glare. All parking lot lighting, with the exception of necessary security lighting, shall be turned off within one hour of the last scheduled evening activity.*

16. Stormwater management facilities and best management practices shall be provided on-site generally as shown on the SEA Plat. The final design shall be subject to the approval of DPWES. If the required design is not in substantial conformance with that shown on the SEA Plat, the applicant may be required to apply for a Special Exception Amendment for approval of the resulting change.

17. Heating and air conditioning and associated mechanical units (HVAC systems) shall be placed to the interior of the site to minimize the noise impact on the surrounding residential properties. The design of the HVAC system for the school shall be such that as many of the components as possible shall be located inside the building. The units shall be subject to Zoning Ordinance performance standards with respect to noise levels, and shall be further surrounded by vegetative screening and fencing so as to minimize the exterior noise to the maximum extent possible.*

18. Trash dumpsters shall be screened with wood or masonry enclosures which are designed to be compatible with the buildings and shall be screened from adjacent residential properties with vegetation.*

19. At the time of site plan review, trails shall be provided as determined by DPWES.*

20. All signage shall be in conformance with Article 12 of the Zoning Ordinance, and pole-mounted signs shall not be permitted.*

21. The proposed use shall be in conformance with all applicable Performance Standards in Article 14 of the Zoning Ordinance.*

22. A resident caretaker(s) may be permitted to occupy the building labeled "2 story wood, frame and block, 2,414 sq.ft." The resident caretaker shall be the proprietor, owner and/or employee of the private school of general education and his/her family. If a resident caretaker does not occupy the building it may be used for accessory uses associated with the private school of general education.*

23. A demolition permit shall be obtained from DPWES prior to any demolition work commencing on the house located at 3819 Gallows Road, Tax Map 60-3 ((24)) 3. Prior to the issuance of a demolition permit for the house; the Historic Preservation Planner (DPZ) and staff from the Fairfax County Park Authority (FCPA) Resource Stewardship Branch shall be notified and shall be allowed access to the house and the surrounding area prior, during, and immediately after the demolition work for purposes of documentation. The house shall be documented through photographic recordation (for the purpose of recording and documenting the existing one-story single-family residential dwelling and its cultural landscape). The documentation shall include at a minimum the exterior of the house and landscape features, as stipulated below, to be photographed prior to any land disturbing activity on site. The documentation shall include a sketch plan map, based upon the existing conditions and vegetation map for this application, showing the location of the photographic angle of views and each photograph shall be identified. All photographs and the sketch plan map shall be submitted to the Virginia Room of the Fairfax County Public Library and to the Fairfax County Department of Planning and Zoning (DPZ) Historic Preservation planner prior to the issuance of a demolition permit. Also, the applicant is to provide written documentation to DPZ that the required documentation has been submitted to the Virginia Room.

    Photographic documentation of the dwelling and site context shall include the following:

    1. View of each façade
    2. Perspective view, front façade and one side
    3. Perspective view, rear and one side
    4. Details of the dwelling (such as view of main entrance and stairs, patio, prominent window(s), planter(s), and chimney(s))
    5. General views from a distance sufficient to show environmental setting, landscaping, and cultural landscape features and elements

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, thirty (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 reaffirmed all previously approved waivers and modifications, as follows:

- Modification of the transitional screening barriers along the southern and northern boundaries in favor of that depicted on the SEA Plat.
- Modification of the barrier requirement along all sides of the subject property to allow the existing six-foot tall wood fence and other existing fences to serve as barriers.
- Waiver of the requirement that usable outdoor recreation areas shall be limited to the areas outside the limits of the required front yard.

Sincerely,

Nancy Vehrs

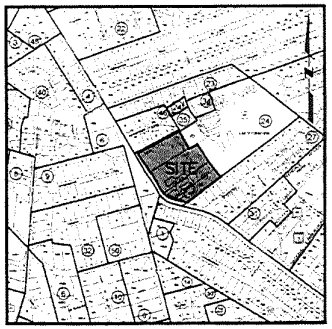
Nancy Vehrs
Clerk to the Board of Supervisors
NV/ph

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

SPECIAL EXCEPTION PLAT
SEA 84-M-121-03

THE WESTMINSTER SCHOOL

APRIL 21, 2010
REV'D. DECEMBER 6, 2010



VICINITY MAP
SCALE: 1"=500'

PROJECT TEAM

OWNER/APPLICANT

WESTMINSTER SCHOOL, INC.
ATTN. ELLIS GLOVER
3819 GALLOWS ROAD
ANNANDALE, VA. 22003
PHONE: (703) 256-3620
FAX: (703) 256-9621

LAND USE ATTORNEY

WALSH, COLUCCI, LUBELY, EMRICH AND WALSH
ATTN. LYNNE STROBEL
2200 CLARENDON BOULEVARD
13TH FLOOR
ARLINGTON, VA. 22201
PHONE: (703) 528-4700
FAX: (703) 525-3197

ARCHITECT

SAMAHA ASSOCIATES, P.C.
ATTN. MARK MANETTI
9990 LEE HIGHWAY
SUITE 350
FAIRFAX, VA. 22030
PHONE: (703) 691-3311
FAX: (703) 691-3316

CIVIL ENGINEER

TRI-TEK ENGINEERING, INC.
ATTN. TED BRITT
690 CENTER STREET
SUITE 300
HERNDON, VA. 20170
PHONE: (703) 481-5900
FAX: (703) 481-5901

SHEET INDEX

1) COVER SHEET
2) NOTES & DETAILS
3) SPECIAL EXCEPTION PLAT
4) STORMWATER MANAGEMENT
5) OUTFALL ANALYSIS
6) EXISTING CONDITIONS AND VEGETATION MAP

TRI-TEK ENGINEERING
CIVIL
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Herndon, Virginia 20170
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info@tritekinc.com

COMMONWEALTH OF VIRGINIA
THEODORE P. BRITT
No. 12-6-10
PROFESSIONAL ENGINEER

THE WESTMINSTER SCHOOL
MASON DISTRICT
FAIRFAX COUNTY, VIRGINIA

COVER SHEET

DATE	REVISION
7/7/10	PER COUNTY COMMENTS
10/18/10	PER COUNTY COMMENTS
12/6/10	PER COUNTY COMMENTS

PM: TEB SCALE: NONE
PC: TEB DATE: 4/21/10
CO: MSO SHEET: 1 OF 6

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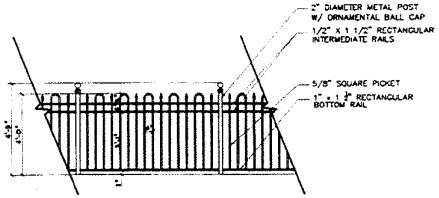
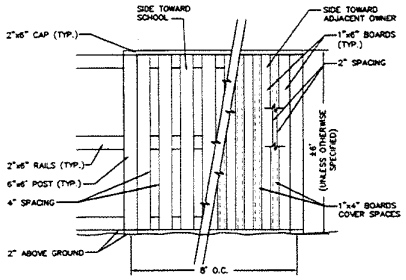
F-2521



ALUMINUM FENCE DETAIL

NOT TO SCALE

NOTE: THE DETAIL SHOWN IS THE TYPE OF FENCE TO BE PROVIDED. THE OWNER RESERVES THE RIGHT TO MODIFY THE STYLE OF THE PICKETS AND TO FURTHER DETAIL THE POST AND OVERALL DESIGN OF THE FENCE. FENCE TO BE PAINTED GREEN TO MATCH OTHER FENCING ON PROPERTY.



6' BOARD ON BOARD/PRIVACY FENCE DETAIL

(N.T.S.)

NOTE: FENCE SHALL BE PAINTED GREEN AND SHALL MATCH STYLE OF EXISTING 6' WOOD FENCE ON SCHOOL PROPERTY.

SITE DATA

- TAX MAP LOCATION: 60-3-24-0003, 60-3-24-0004, 60-3-24-0005 60-3-24-0005A
- SITE ADDRESS: 3811 GALLOWS ROAD
- TOTAL SITE AREA: ±6.8356 ACRES OR ±297,761 S.F.
- STREET DEDICATION: ±0.0132 ACRES OR ±576 S.F.
- ZONING: R-3
- USE: PRIVATE SCHOOL OF GENERAL EDUCATION, NURSERY SCHOOL AND CHILD CARE CENTER
- EXISTING BUILDING AREA: ±33,791 S.F.
- PROPOSED BUILDING AREA: ±68,431 S.F.

SITE TABULATIONS

	REQUIRED:	PROPOSED:
* LOT SIZE REQUIREMENTS(*):		
LOT AREA:	10,500 SF	297,761 SF
LOT WIDTH:	80 LF	705 LF
* BULK REGULATIONS(*):		
BUILDING HEIGHT:	60 FT.	35 FT.
YARD REQUIREMENTS:		
FRONT:	CONTROLLED BY A 40° ANGLE OF BULK PLANE, BUT NOT LESS THAN 30 FT.	219± FT.
SIDE:	CONTROLLED BY A 35° ANGLE OF BULK PLANE, BUT NOT LESS THAN 10 FT.	30± FT.
REAR:	CONTROLLED BY A 35° ANGLE OF BULK PLANE, BUT NOT LESS THAN 25 FT.	29.7± FT.
F.A.R.:	0.25	0.25

* PARKING SCHEDULE:

REQUIRED:

PRIVATE SCHOOL: ONE (1) SPACE PER FACULTY AND STAFF MEMBER AND OTHER FULL-TIME EMPLOYEE, PLUS FOUR (4) SPACES FOR VISITORS (59 FACULTY/STAFF MEMBER MAX.)

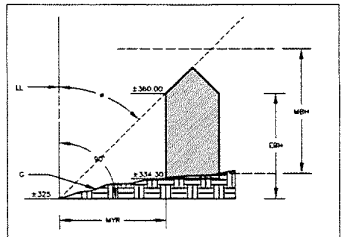
NURSERY SCHOOL/CHILD CARE CENTER: 0.19 SPACES PER CHILD
TOTAL STACES REQUIRED: 75 SPACES

PROVIDED: 81 PARKING SPACES

MODIFICATIONS/WAIVERS

THE SITE CONFORMS TO THE PROVISIONS OF ALL APPLICABLE ORDINANCES, REGULATIONS AND ADOPTED STANDARDS OF FAIRFAX COUNTY, EXCEPT THE FOLLOWING:

1. A MODIFICATION OF THE REQUIREMENT TO PROVIDE TRANSITIONAL SCREENING AND BARRIERS ALONG THE SOUTHERN AND NORTHERN BOUNDARIES IN FAVOR OF THAT SHOWN ON THE SPECIAL EXCEPTION PLAT.
2. A WAIVER OF THE REQUIREMENT THAT USABLE OUTDOOR RECREATION AREA SHALL BE LIMITED TO AREAS OUTSIDE THE LIMITS OF THE REQUIRED FRONT YARD.



θ	ANGLE OF BULK PLANE	=	45° FRONT, 35° SIDE & REAR
LL	LOT LINE		
MYR	MINIMUM YARD REQUIREMENT	=	30' FRONT 10' SIDE 25' REAR
EBH	EFFECTIVE BUILDING HEIGHT	=	
MBH	MAXIMUM BUILDING HEIGHT	=	
G	GRADE (FINISHED)	=	± (AVG.)

MYR = EBH tan θ

EBH = MYR / tan θ

	ANGLE PROVIDED	SETBACK PROVIDED	EFFECTIVE BLDG. HT
FRONT	80°	219.8' ±	35'
SIDE	35°	30' ±	35'
REAR	35°	29.7' ±	35'

USE: SCHOOL
CURRENT ZONING: R-3

ANGLE OF BULK PLANE

(NOT TO SCALE)

GENERAL NOTES

1. THE PROPERTY DELINEATED ON THIS PLAT CONTAINS 6.8356± ACRES (297,761± S.F.) AND IS LOCATED ON FAIRFAX COUNTY TAX MAP 60-3-24-0003, 60-3-24-0004, 60-3-24-0005 & 60-3-24-0005A. THE PROPERTY IS ZONED R-3 AND IS CURRENTLY USED AS A PRIVATE SCHOOL.
2. THIS SPECIAL EXCEPTION AMENDMENT REQUEST IS SUBMITTED FOR APPROVAL TO PERMIT THE ADDITION OF LAND, CONSTRUCTION OF AN ADDITION TO THE BUILDING, ADDITION OF A SCHOOL USE (NURSERY) AND CHILD CARE CENTER AND CONSTRUCTION OF A NEW ATHLETIC FIELD AND ANCILLARY PLAYGROUND AREAS AND THE RELOCATION OF A WOOD STORAGE SHED.
3. BOUNDARY INFORMATION IS BASED ON A FIELD RUN SURVEY BY TRI-TEK ENGINEERING (MAY, 2009). NO TITLE REPORT FURNISHED FOR LOT 3 ONLY.
4. TOPOGRAPHY INFORMATION SHOWN HEREON IS AT 2 FT. CONTOUR INTERVALS BASED ON A FIELD SURVEY BY TRI-TEK ENGINEERING (MAY, 2009).
5. THE PROPERTY DELINEATED ON THIS PLAT IS NOW IN THE NAME OF WESTMINSTER SCHOOL, INC. AS RECORDED IN DEED BOOK 19695 AT PAGE 1555 (60-3-24-0003) AND DEED BOOK 3004 AT PAGE 226 (60-3-24-0004, 60-3-24-0005 & 60-3-24-0005A) AMONG THE LAND RECORDS OF FAIRFAX COUNTY, VIRGINIA.
6. THE SITE IS SERVED BY PUBLIC WATER AND PUBLIC SEWER.
7. OFF STREET PARKING AND LOADING IS PROVIDED IN ACCORDANCE WITH ARTICLE 11 OF THE FAIRFAX COUNTY ZONING ORDINANCE MODIFIED AS PERMITTED UNDER SECTION A7-209.3.
8. THIS PLAN IS COMPATIBLE WITH THE ADOPTED COMPREHENSIVE PLAN OF FAIRFAX COUNTY AND ADJACENT DEVELOPMENT. THERE ARE NO TRAILS INDICATED ON THE TRAILS PLAN ALONG GALLOWS ROAD.
9. TO THE BEST OF OUR KNOWLEDGE, THE PROPOSED USE DOES NOT ADVERSELY AFFECT ADJACENT OR NEIGHBORING PROPERTIES.
10. TO THE BEST OF OUR KNOWLEDGE THERE ARE NO GENERAL AREAS THAT HAVE SCENIC ASSETS OR NATURAL FEATURES DESERVING OF PROTECTION AND PRESERVATION.
11. THIS SITE DOES NOT HAVE AREA SUBJECT TO 100 YEAR FLOODING OR EQC CRITERIA AND NO RPA EXISTS ON THE PROPERTY.
12. PROPOSED CONSTRUCTION WILL ADD IMPERVIOUS AREA TO THE SITE. DEVELOPMENT IS THEREFORE ANTICIPATED TO INCREASE STORMWATER RUNOFF AND IS PROPOSED TO BE CONTROLLED BY AN UNDERGROUND AND/OR STORM TECH TYPE SYSTEM AND WATER QUALITY CONTROLS PROVIDED BY STORM FILTER DEVICES AND/OR OTHER STRUCTURAL CONTROLS.
13. DEVELOPMENT REQUIRED FOR THIS PROJECT SHALL COMMENCE AT SUCH TIME AS APPROPRIATE COUNTY APPROVALS HAVE BEEN OBTAINED AND SUBJECT TO THE DISCRETION OF THE OWNER.
14. TO THE BEST OF OUR KNOWLEDGE AND BELIEF, THERE IS NO EVIDENCE OF ANY GRAVE, OBJECT OR STRUCTURE MARKING A PLACE OF BURIAL.
15. TO THE BEST OF OUR KNOWLEDGE AND BELIEF, THERE ARE NO KNOWN HAZARDOUS OR TOXIC SUBSTANCES THAT ARE TO BE GENERATED, UTILIZED, STORED, TREATED AND/OR DISPOSED OF ON THIS SITE OTHER THAN THOSE CONSISTENT WITH THE USE OF THE PROPERTY.
16. ALL NEW SIGNAGE AND NEW OUTDOOR LIGHTING FIXTURES ONSITE SHALL BE PROVIDED IN ACCORDANCE WITH APPLICABLE STANDARDS SET FORTH BY THE COUNTY OF FAIRFAX.
17. THE PROPERTY WHICH IS THE SUBJECT OF THIS APPLICATION SHALL BE DEVELOPED IN ACCORDANCE WITH THIS PLAT PREPARED BY TRI-TEK ENGINEERING, INC. PROVIDED THAT MINOR MODIFICATIONS SHALL BE PERMITTED PURSUANT TO THE PROVISIONS OF SEC. 9.004. MODIFICATIONS WILL BE DETERMINED AS PART OF THE FINAL ENGINEERING AND SITE PLAN REVIEW BY THE DEPARTMENT OF PUBLIC WORKS AND ENVIRONMENTAL SERVICES (DPWES).
18. SITE ACCESS WILL BE FROM GALLOWS ROAD (ROUTE 711).
19. THE EXISTING BUILDINGS ON THE SITE TO BE RETAINED WERE CONSTRUCTED AS FOLLOWS:

EXISTING SCHOOL: 1971, ADDITION BUILT IN 2003	±45,285 S.F.
STONE HOUSE: 1930	±2,414 S.F.
2 STORY ACCESSORY BUILDING: 2003	±1,845 S.F.
SHEDS	±587 S.F.
TOTAL:	±50,131 S.F.
EXISTING HOUSE (TO BE REMOVED): 1951	±3,660 S.F.

NOTE: THE EXISTING HOUSE TO BE USED AS A RESIDENCE UNTIL IT IS REMOVED TO CONSTRUCT THE PROPOSED ATHLETIC FIELD.

20. THERE ARE NO EXISTING UTILITY EASEMENTS IN EXCESS OF TWENTY FIVE (25) FT. WIDE AND NO MAJOR UNDERGROUND UTILITY LOCATED ON THE PROPERTY.
21. THERE ARE NO WATERS AND/OR WETLANDS REGULATED UNDER SECTION 404 OF THE CLEAN WATER ACT IDENTIFIED ON THE PROPERTY PER A STUDY CONDUCTED BY ANGLER ENVIRONMENTAL AND CONFIRMATION BY THE CORPS (NOVEMBER 2, 2009)
22. OUTDOOR USEABLE RECREATIONAL SPACE IS ESTIMATED TO BE ±68,000 S.F.

TRI-TEK ENGINEERING

CIVIL
ENVIRONMENTAL
LAND PLANNING
SURVEYING

690 Center Street
Suite 300
Herndon, Virginia 20170
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info@tritekinc.com

COMMONWEALTH OF VIRGINIA
TIMOTHY S. BRITT
NO. 022803
PROFESSIONAL ENGINEER
12-6-10

THE WESTMINSTER SCHOOL

FAIRFAX COUNTY, VIRGINIA

MASON DISTRICT

NOTES & DETAILS

REVISION		
03.11.10	7/7/10	PER COUNTY COMMENTS
04.21.10	10/18/10	PER COUNTY COMMENTS
	12/6/10	PER COUNTY COMMENTS

PM: TJB SCALE: NONE
PC: TJB DATE: 4/21/10
CD: MSD SHEET 2 OF 5

F-2521

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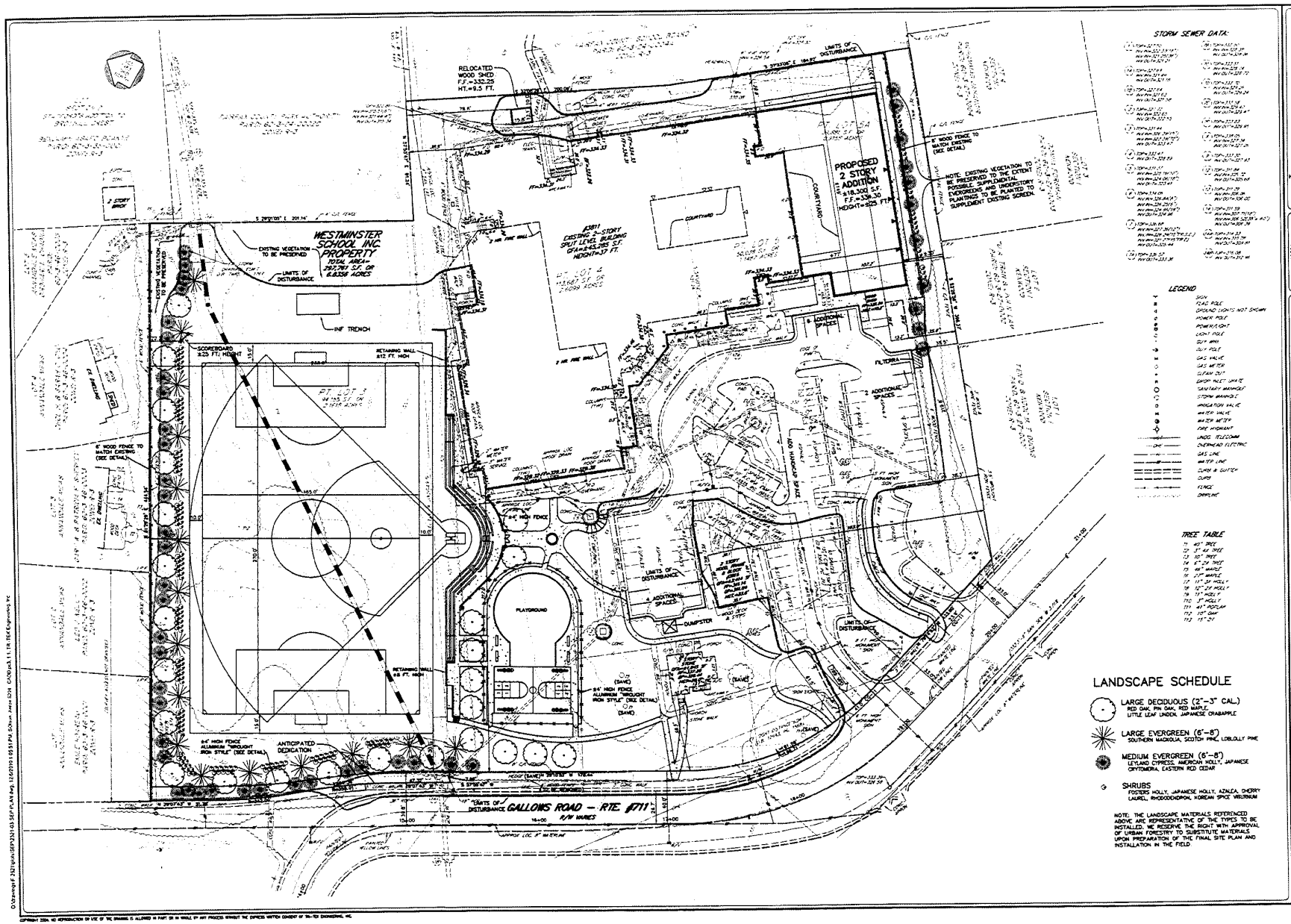

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COMMONWEALTH OF VIRGINIA
THEODORE S. SUTT
NO. 029803
12-6-10
PROFESSIONAL ENGINEER

THE WESTMINSTER SCHOOL

FAIRFAX COUNTY, VIRGINIA

MASON DISTRICT

SPECIAL EXCEPTION PLAT

DATE	REVISION
7/2/10	PER COUNTY COMMENTS.
10/18/10	PER COUNTY COMMENTS.
12/6/10	PER COUNTY COMMENTS.

PM: TDB SCALE: 1"=30'
PE: TDB DATE: 4/20/09
CD: MSD SHEET 3 OF 6

F-2521

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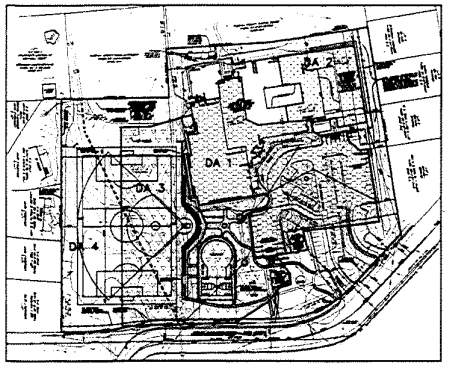

BMP AREA MAP
SCALE 1"=100'

8. **Watershed Information**

Part 1: List all of the Subareas and "C" Factors used in the BMP Computations

Subarea Designation and Description (1)	"C" (2)	Acres (3)
DA1: ONSITE CONTROLLED	0.81	1.72
DA2: ONSITE CONTROLLED	0.90	0.43
DA3: ONSITE CONTROLLED	0.39	1.90
DA4: ONSITE UNCONTROLLED	0.42	2.79

NOTE: Rational formula "C" factors are taken from the general zoning values listed in Appendix 4-1 and 4-2 depending on the location of the BMP facility (Fairfax County Public Facilities Manual Chart A6-13 or Prince William County Design and Construction Standards Manual, Exhibit 1).

Part 2: Compute the Weighted Average "C" Factor for the Site

(A) Area of the site (a) 6.84 acres

(B) Subarea Designation (1)	"C" (2)		Acres (3)		Product (4)
DA1: ONSITE CONTROLLED	0.81	x	1.72	=	1.39
DA2: ONSITE CONTROLLED	0.90	x	0.43	=	0.39
DA3: ONSITE CONTROLLED	0.39	x	1.90	=	0.74
DA4: ONSITE UNCONTROLLED	0.42	x	2.79	=	1.17

(b) Total = 3.69

(C) Weighted average "C" factor (b) ÷ (a) = (c) 0.54

Part 3: Compute the Total Phosphorous Removal for the Site

Subarea Designation (1)	BMP Type (2)	Removal Eff (%) (3)		Area Ratio (4)		"C" Factor Ratio (5)		Product (6)
DA1	EX. INFIL TRENCH	50	x	0.368	x	1.25	=	23.00
DA2	FILTERRA	65	x	0.092	x	1.38	=	8.98
DA3	INFIL TRENCH	50	x	0.278	x	0.72	=	10.02

(a) Total = 40.00 %

Part 4: Determine Compliance with Phosphorous Removal Requirement

(A) Select Requirement (a) 40

- Water Supply Overlay District (Occoquan Watershed) = 50% (Fairfax County and Prince William County)
- Chesapeake Bay Preservation Area (New Development) = 40% (Fairfax County) 50% (Prince William County)
- Chesapeake Bay Preservation Area (Redevelopment) = [1-(0.9 x PTprd / PTpost)] x 100 = ___%

(B) If Line 3(a) 40 ≥ Line 4(a) 40.00 then Phosphorous removal requirement is satisfied

THEREFORE, BMP REQUIREMENTS FOR THIS SITE HAVE BEEN MET.

SITE NARRATIVES

STORM DRAINAGE NARRATIVE:

THIS SITE PLAN WILL ADD AN ADJOINING LOT TO THE WESTMINSTER SCHOOL PROPERTY. DRAINAGE FROM THE SCHOOL SITE PRINCIPALLY FLOWS IN A SOUTHWESTERLY DIRECTION ONTO THE ADDED LOT AND INTO AN EXISTING ROCK LINED DRAINAGE CHANNEL ON THE ADDED LOT. THE CHANNEL CONVEYS THE RUNOFF TO THE NORTHWEST WHERE IT ENTERS AN EXISTING CLOSED-CONDUIT STORM SEWER SEWER AT AN EXISTING ENDWALL (STR. EX 15) AT THE NORTHWESTERN END OF THE PROPERTY.

THE WELL DEFINED, ROCK LINED CHANNEL ON THE SMALLER LOT WILL BE REMOVED BY THIS SITE PLAN TO FACILITATE CONSTRUCTION OF THE ATHLETIC FIELD. THE RUNOFF THAT ORIGINALLY FLOWED THROUGH THIS CHANNEL WILL BE INTERCEPTED BY NEW INLETS AND ROUTED THROUGH A NEW CLOSED CONDUIT SYSTEM.

THE PIPED OUTFALL (FROM STR. EX 15) CONTINUES TO FLOW NORTH FROM THE NORTHWESTERN PROPERTY LINE FOR APPROXIMATELY 3,500 FEET TO AN UNNAMED TRIBUTARY OF HOLMES RUN AND THEN TO LAKE BARCROFT IN THE CAMERON RUN WATERSHED.

STORMWATER OUTFALL NARRATIVE:

STORMWATER FROM THE SITE DRAINS BY OVERLAND SHEET FLOW AND ONSITE CLOSED CONDUIT STORM SEWER SYSTEMS FROM THE NORTHEAST PORTION OF THE SITE TO THE SOUTHWEST PORTION THEN FINALLY EXITING THE SITE AT THE NORTHWEST PROPERTY CORNER. THE PROPOSED SITE OUTFALLS INTO AN EXISTING STORM SEWER SYSTEM THAT FLOWS NORTH BY NORTHEAST THROUGH THE ADJACENT PROPERTIES VIA AN EXISTING SERIES OF 42" CONCRETE PIPES. THE STORM SEWER OUTFALLS INTO A GRASS AND RIP-RAP LINED CHANNEL THROUGH THE LACY CENTER PROPERTY. EAST OF THE LACY CENTER PROPERTY, THE CHANNEL IS LINED WITH CHANNEL (THIS IS THE POINT OF CONFLUENCE FOR THIS OUTFALL ANALYSIS). THE CONCRETE LINED CHANNEL LEADS TO ROUTE 2293 WHERE THE RUNOFF IS PIPED, VIA A 66" PIPE CULVERT UNDER THE ROAD, INTO THE BED AND BANKS OF AN UNNAMED TRIBUTARY OF HOLMES RUN.

AT THE POINT OF CONFLUENCE IDENTIFIED ABOVE, THE STORMWATER FROM THE CONTRIBUTING DRAINAGE AREA OF THE SITE (47.1 ACRES) IS JOINED BY ANOTHER BED AND BANKS CHANNEL THAT HAS A DRAINAGE AREA OF APPROXIMATELY 70.4 ACRES. THIS DRAINAGE AREA IS GREATER THAN 90 PERCENT OF 47.1 ACRES, THE SIZE OF THE CONTRIBUTING DRAINAGE AREA OF THE SITE. AS SUCH, THE EXTENT OF REVIEW IS 150 FEET DOWNSTREAM OF THIS POINT OF CONFLUENCE OF THE TWO (2) DRAINAGE AREAS. THE CHANNEL WITHIN THE STUDY POINT IS LINED WITH CONCRETE. SEE THIS SHEET FOR OUTFALL CROSS SECTION LOCATIONS AND SHEET 8 FOR CROSS SECTIONS WITH DESCRIPTIONS.

BEYOND THE EXTENT OF REVIEW, THE CHANNEL CONTINUES TO FLOW IN A NORTH EASTERLY DIRECTION APPROXIMATELY 1,800 FT. TO THE BED AND BANKS OF HOLMES RUN THAT HAS A DRAINAGE AREA IN EXCESS OF 100 TIMES THE SITE AREA.

IT IS OUR OPINION THAT THE OUTFALL FOR THIS SITE IS ADEQUATE.

STORMWATER MANAGEMENT NARRATIVE:

STORMWATER MANAGEMENT FOR THIS SITE IS PROVIDED THROUGH THE USE OF AN EXISTING OVERSIZED UNDERGROUND STORM SEWER PIPE AND INFILTRATION TRENCH LOCATED BETWEEN THE EXISTING PARKING LOT AND THE PROPOSED PLAYGROUND AREA. THIS UNDERGROUND SYSTEM WAS INSTALLED WITH APPROVED FAIRFAX COUNTY PLAN #1021-SP-01-1 (WESTMINSTER SCHOOL).

THE EXISTING 72" CMP PROVIDES EXCESS DETENTION THAN WHAT WAS REQUIRED PER THE IMPROVEMENTS OF PLAN #1021-SP-01-1. THE EXCESS DETENTION FOR THE 2-YR EVENT IS 1.83 CFS AND FOR THE 10-YR EVENT IS 2.81 CFS. THE INCREASE IN IMPERVIOUSNESS PROPOSED BY THIS PLAN WILL NOT INCREASE THE RUNOFF OF THE SITE BY MORE THAN THESE LEVELS. AS SUCH, NO ADDITIONAL ONSITE STORMWATER MANAGEMENT IS REQUIRED FOR THIS PLAN.

FOR THE REASONS STATED ABOVE, IT IS OUR OPINION THAT STORMWATER MANAGEMENT REQUIREMENTS FOR THIS SITE HAVE BEEN MET BY THE EXISTING ONSITE FACILITY.

STORMWATER MANAGEMENT COMPUTATIONS:

PREDEVELOPMENT RUNOFF: Q=CIA
C = {(2.42*.9)+(4.42*.31)}/6.84 = 0.51

Q2 YR, 2 HR	0.51 x 5.45 IN/HR x 6.84 AC =	19.01 CFS
Q10 YR, 2 HR	0.51 x 7.27 IN/HR x 6.84 AC =	25.36 CFS
V2 YR, 2 HR	0.51 x 2"/12" x 6.84 AC =	0.5814 AC-FT

POST-DEVELOPMENT RUNOFF: Q=CIA
C = {(2.75*.9)+(4.09*.31)}/6.84 = 0.54

Q2 YR, 2 HR	0.54 x 5.45 IN/HR x 6.84 AC =	20.13 CFS
Q10 YR, 2 HR	0.54 x 7.27 IN/HR x 6.84 AC =	26.85 CFS
V2 YR, 2 HR	0.54 x 2"/12" x 6.84 AC =	0.6156 AC-FT

INCREASE DUE TO DEVELOPMENT:

Q2 YR, 2 HR	20.13 CFS - 19.01 CFS =	1.12 CFS
Q10 YR, 2 HR	26.85 CFS - 25.36 CFS =	1.49 CFS
V2 YR, 2 HR	0.6156 AC-FT - 0.5814 AC-FT =	0.0342 AC-FT

BMP NARRATIVE:

THIS PROJECT PROPOSES THE ADDITION OF A 2.16 AC WOODED/RESIDENTIAL LOT TO THE EXISTING WESTMINSTER SCHOOL LOT (4.68 AC). THE EXISTING SCHOOL LOT IS CURRENTLY CONTROLLED BY A BMP FACILITY (INFILTRATION TRENCH) BUT THE LOT BEING ADDED HAS NO EXISTING BMP.

FOR THE PURPOSES OF THESE BMP CALCULATIONS, THE PHOSPHORUS LOADING HAS BEEN COMPUTED FROM THE SITE AS IT EXISTED PRIOR TO THE INSTALLATION OF THE INFILTRATION TRENCH (IN APPROVED PLAN 1021-SP-01-1) TO ACCURATELY COMPUTE THE OVERALL SITE PHOSPHORUS REMOVAL. IN ORDER TO MEET THE 40% PHOSPHORUS REMOVAL REQUIREMENT, TWO ADDITIONAL BMP FACILITIES ARE REQUIRED. THIS SITE PLAN PROPOSES THE USE OF A ROOFDRAIN FILTERRA AND A SECOND INFILTRATION TRENCH TO PROVIDE THE ADDITIONAL TREATMENT NECESSARY TO PROVIDE A COMBINED PHOSPHORUS REMOVAL GREATER THAN THE 40% REQUIRED.

FOR THE REASONS STATED ABOVE, IT IS OUR OPINION THAT BEST MANAGEMENT PRACTICES FOR THE SITE HAVE BEEN MET.

THE APPLICANT RESERVES THE RIGHT TO REVISE THE BMP FACILITIES PROPOSED BY THIS PLAN IN THE EVENT A SYNTHETIC TURF FIELD IS INSTALLED INSTEAD OF A NATURAL GRASS FIELD. PER PRIOR SYNTHETIC TURF FIELD INSTALLATIONS IN THE COUNTY, SYNTHETIC TURF FIELDS HAVE BEEN APPROVED AS AN INNOVATIVE BMP TECHNIQUE. WE RESERVE THE RIGHT TO SUBSTITUTE BMP TYPES AND FACILITIES AT FINAL ENGINEERING IF SITE CONSTRAINTS PROHIBIT THE USE OF THESE DOCUMENTED FACILITIES.

ALL BMP FACILITIES WILL BE PRIVATELY MAINTAINED.

SITE IMPERVIOUSNESS CALCULATIONS:

*FOR BMP COMPUTATIONS, THE "EXISTING IMPERVIOUS AREA" IS THE SITE IMPERVIOUS AREA PRIOR TO THE IMPROVEMENTS ASSOCIATED WITH FFX COUNTY PLAN #1021-SP-01-1, "WESTMINSTER SCHOOL", APPROVED 06/13/02

SITE AREA = 6.48 AC.
EXISTING IMPERVIOUS AREA* = 81,893 SF (1.88 AC.)
PROPOSED IMPERVIOUS AREA = 119,859 SF (2.75 AC.)

SITE IMPERVIOUS PERCENTAGE:
EXISTING CONDITIONS = 1.88 AC./6.48 AC.= 29.0%
PROPOSED CONDITIONS = 2.75 AC./6.48 AC.= 42.4%
CHANGE IN SITE IMPERVIOUSNESS = 42.4%-29.0% = 13.4%

NET INCREASE IN IMPERVIOUS AREA = $\frac{2.75 \text{ AC.} - 1.88 \text{ AC.}}{1.88 \text{ AC.}} \times 100$
= 46.27% ... THEREFORE 40% PHOSPHORUS REMOVAL REQUIRED

MINIMUM STORMWATER INFORMATION FOR REZONING, SPECIAL EXCEPTION, SPECIAL PERMIT AND DEVELOPMENT PLAN APPLICATIONS

The following information is required to be shown or provided in all zoning applications, or a waiver request of the submission requirement with justification shall be attached. Note: Waivers will be acted upon separately. Failure to adequately address the required submission information may result in a delay in processing this application.

This information is required under the following Zoning Ordinance paragraphs:

Special Permits (9-011 2J & 2L)	Special Exceptions (9-011 2J & 2L)
Cluster Subdivision (9-615 1G & 1N)	Commercial Revitalization Districts (9-622 2A (12) & (14))
Development Plans PRC District (16-302 3 & 4L)	PRC Plan (16-303 16 & 10)
FDP P Districts (except PRC) (16-502 1F & 1G)	Amendments (18-202 10F & 10I)

[X] 1 Plat is at a minimum scale of 1"=50' (unless it is depicted on one sheet with a minimum scale of 1"=100')

[ ] 2 A graphic depicting the stormwater management facility(ies) and limits of clearing and grading accommodate the stormwater management facility(ies), storm drainage pipe systems and outlet protection, pond spillway, access roads, site outfalls, energy dissipation devices, and stream stabilization measures as shown on Sheet ____

[X] 3 Provide

Facility Name/ Type & No	On-site area served (acres)	Off-site area served (acres)	Drainage area (acres)	Footprint area (sf)	Storage Volume (cf)	If pond, dam height (ft)
EX. INFIL. TRENCH #1	1.72	0	1.72	1,584	2,045	
FILTERRA	0.43	0	0.43	97	N/A	
INFIL. TRENCH	1.90	0	1.90	2,500	7,269	
Totals						

[X] 4 Onsite drainage channels, outfalls and pipe systems are shown on Sheet 3
Pond inlet and outlet pipe systems are shown on Sheet ____

[ ] 5 Maintenance access (road) to stormwater management facility(ies) are shown on Sheet ____
Type of maintenance access road surface noted on the plan is _____ (asphalt, gravel, etc.)

[ ] 6 Landscaping and tree preservation shown in and near the stormwater management facility is shown on Sheet ____

[ ] 7 A stormwater management narrative which contains a description of how detention and best management practices requirements will be met is provided on Sheet 4

[X] 8 A description of the existing conditions of each numbered site outfall extended downstream from the site to a point which is at least 100 times the site area or which has a drainage area of at least one square mile (640 acres) is provided on Sheet 4

[X] 9 A description of how the outfall requirements, including contributing drainage areas of the Public Facilities Manual will be satisfied is provided on Sheet 4

[X] 10 Existing topography with maximum contour intervals of two (2) feet and a note as to whether it is an air survey or field run is provided on Sheets 2 & 3

[ ] 11 A submission waiver is requested for _____

[X] 12 Stormwater management is not required because EXISTING FACILITY ONSITE

MS-19 NARRATIVE:

A) ANALYSIS SHALL BE MADE TO A POINT AT LEAST 150 FEET DOWNSTREAM OF THE POINT WHERE THE RECEIVING PIPE OR CHANNEL IS JOINED BY ANOTHER THAT HAS A DRAINAGE AREA THAT IS AT LEAST 90% OF THE SIZE OF THE FIRST DRAINAGE AREA AT THE POINT OF CONFLUENCE.
—POINT OF CONFLUENCE PROVIDED ON SHEET 5.

B) NATURAL CHANNEL SHALL BE ANALYZED USING TWO YEAR STORM FOR OVERTOPPING AND EROSIVE VELOCITY.
—THE OUTFALL HAS BEEN ANALYZED, SEE SHEET 5 FOR CROSS SECTION INFORMATION. THE OUTFALL APPEARS TO BE ADEQUATE. THE OUTFALL POINT WILL BE FURTHER ANALYZED FOR THE ABOVE CRITERIA IN FINAL ENGINEERING PLANS.

C) PROVIDE A DETAILED SITE SPECIFIC OUTFALL NARRATIVE
—OUTFALL NARRATIVE PROVIDED ON THIS SHEET.

D) PROVIDE OUTFALL LOCATION MAP(S) AND ALL DETAILED OUTFALL ANALYSIS COMPUTATIONS.
—SEE SHEET 5 FOR OUTFALL COMPUTATIONS AND OUTFALL MAP

E) AT LEAST 3 TO 5 CROSS SECTIONS, SELECTED AT CRITICAL LOCATIONS SHALL BE USED TO VERIFY THE ADEQUACY OF OUTFALL. CROSS SECTIONAL MUST BE BASED ON FIELD SURVEY DATA OR 2 FT CONTOUR INTERVALS.
—THE OUTFALL HAS BEEN ANALYZED, SEE SHEET 5 FOR CROSS SECTION INFORMATION. THE OUTFALL APPEARS TO BE ADEQUATE. FINAL SURVEYED CROSS SECTIONS AT THE OUTFALL WILL BE INCLUDED IN FINAL ENGINEERING PLANS.

F) CROSS SECTIONS MUST HAVE SAME VERTICAL AND HORIZONTAL SCALE TO GIVE CLEAR PICTURE OF BED & BANKS.
—CROSS SECTIONS ARE SHOWN AT SAME VERTICAL AND HORIZONTAL SCALE.

G) OUTFALL VELOCITIES SHALL BE COMPARED WITH EROSIVE VELOCITIES OF EXISTING CHANNEL.
—OUTFALL VELOCITIES HAVE BEEN ANALYZED. THE OUTFALL POINT WILL BE FURTHER ANALYZED FOR THE ABOVE CRITERIA IN FINAL ENGINEERING PLANS.

H) THE USE OF 1-YR EXTENDED DETENTION IS RECOMMENDED TO REMEDY EXISTING DOWNSTREAM CHANNEL EROSION PROBLEMS.
—IF VELOCITIES ARE FOUND TO BE EROSIVE, METHODS WILL BE EMPLOYED DURING FINAL ENGINEERING DESIGN TO REMEDY EROSION PROBLEMS AND PROVIDE AN ADEQUATE OUTFALL.

IMPERVIOUS AREA TABULATION		
	EXISTING	PROPOSED
BUILDINGS & OVERHANGS	56,480 SF	61,475 SF
ASPHALT PAVEMENT/CURB & GUTTER	32,971 SF	36,485 SF
GRAVEL DRIVES	4,295 SF	121 SF
CONC. WALKS/PADS	10,416 SF	19,362 SF
BRICK WALKS/PATIOS	396 SF	0 SF
PORCHES/STOOPS/AREAWAYS	495 SF	444 SF
RETAINING WALLS	488 SF	558 SF
BLEACHERS	0 SF	1,414 SF
TOTAL	105,541 SF	119,859 SF

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info@tritekinc.com

COMMONWEALTH OF VIRGINIA
THEODORE S. BRITT
No. 044867
12-6-10
PROFESSIONAL ENGINEER

THE WESTMINSTER SCHOOL
FAIRFAX COUNTY, VIRGINIA
MASON DISTRICT

STORMWATER MANAGEMENT

DATE	REVISION
7/22/10	FCR COUNTY COMMENTS
10/18/10	FCR COUNTY COMMENTS
12/8/10	FCR COUNTY COMMENTS

PM: TDB SCALE: NONE
PE: TDB DATE: 4/21/10
CO: MSO SHEET 4 OF 5

F-2521

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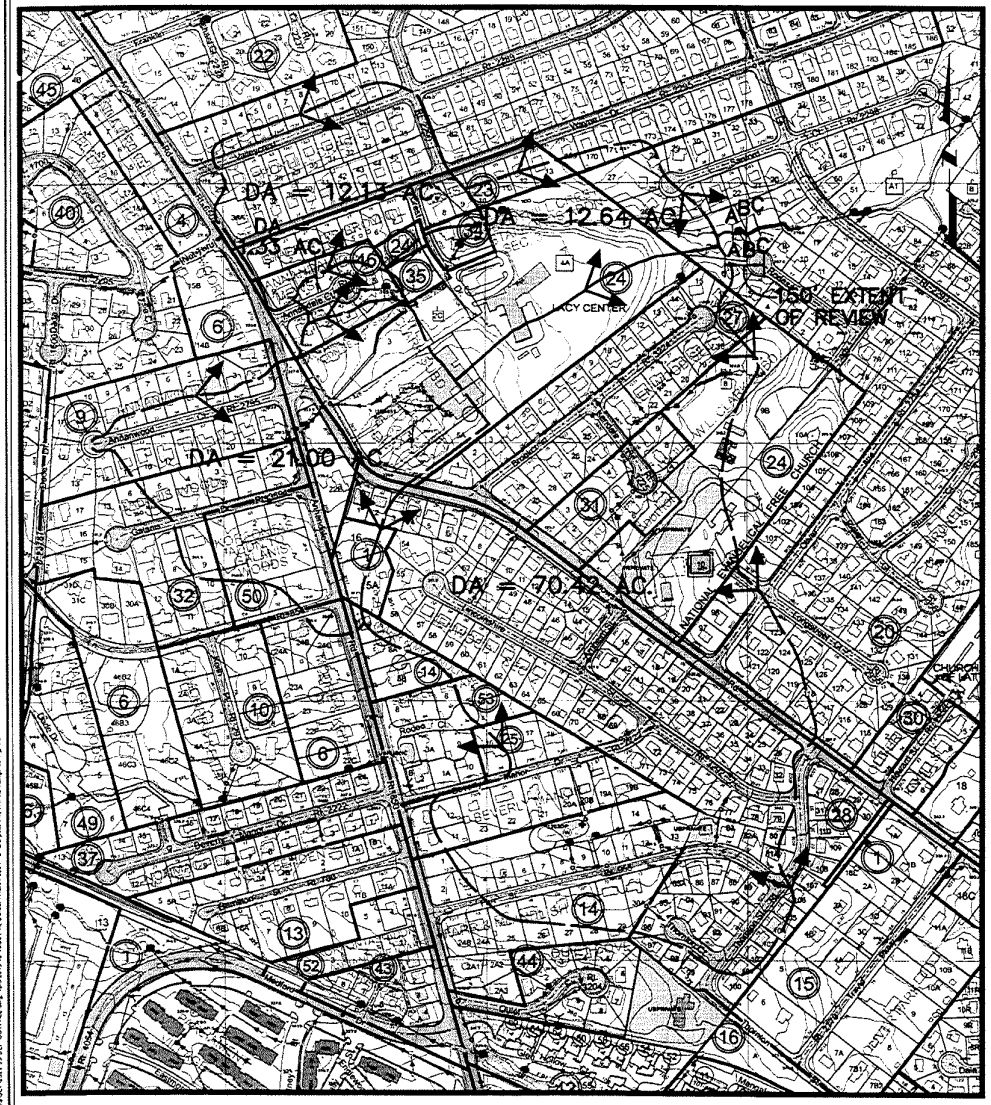
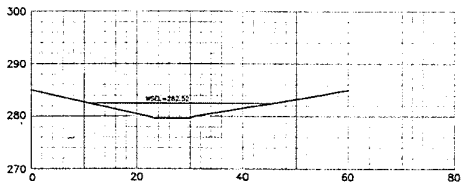
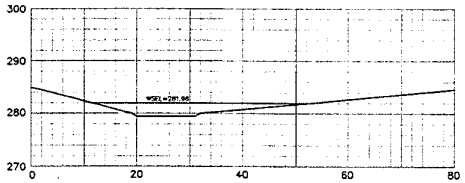


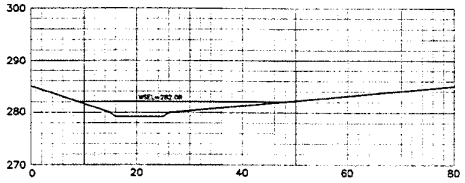
OUTFALL DRAINAGE AREA MAP
SCALE: 1"=200'



SECTION A–A
SCALE: 1"=5' (H & V)



SECTION B–B
SCALE: 1"=5' (H & V)



SECTION C–C
SCALE: 1"=5' (H & V)

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COMMONWEALTH OF VIRGINIA
THEODORE D. BRETT
NO. 12640
PROFESSIONAL ENGINEER
12.6.10

THE WESTMINSTER SCHOOL

FAIRFAX COUNTY, VIRGINIA

MASON DISTRICT

OUTFALL ANALYSIS

DATE	REVISION
7/2/10	PER COUNTY COMMENTS
10/18/10	PER COUNTY COMMENTS
12/6/10	PER COUNTY COMMENTS

PM: TDB SCALE: AS SHOWN
PE: TDB DATE: 4/21/10
CO: MSG SHEET 3 OF 3

F-2521

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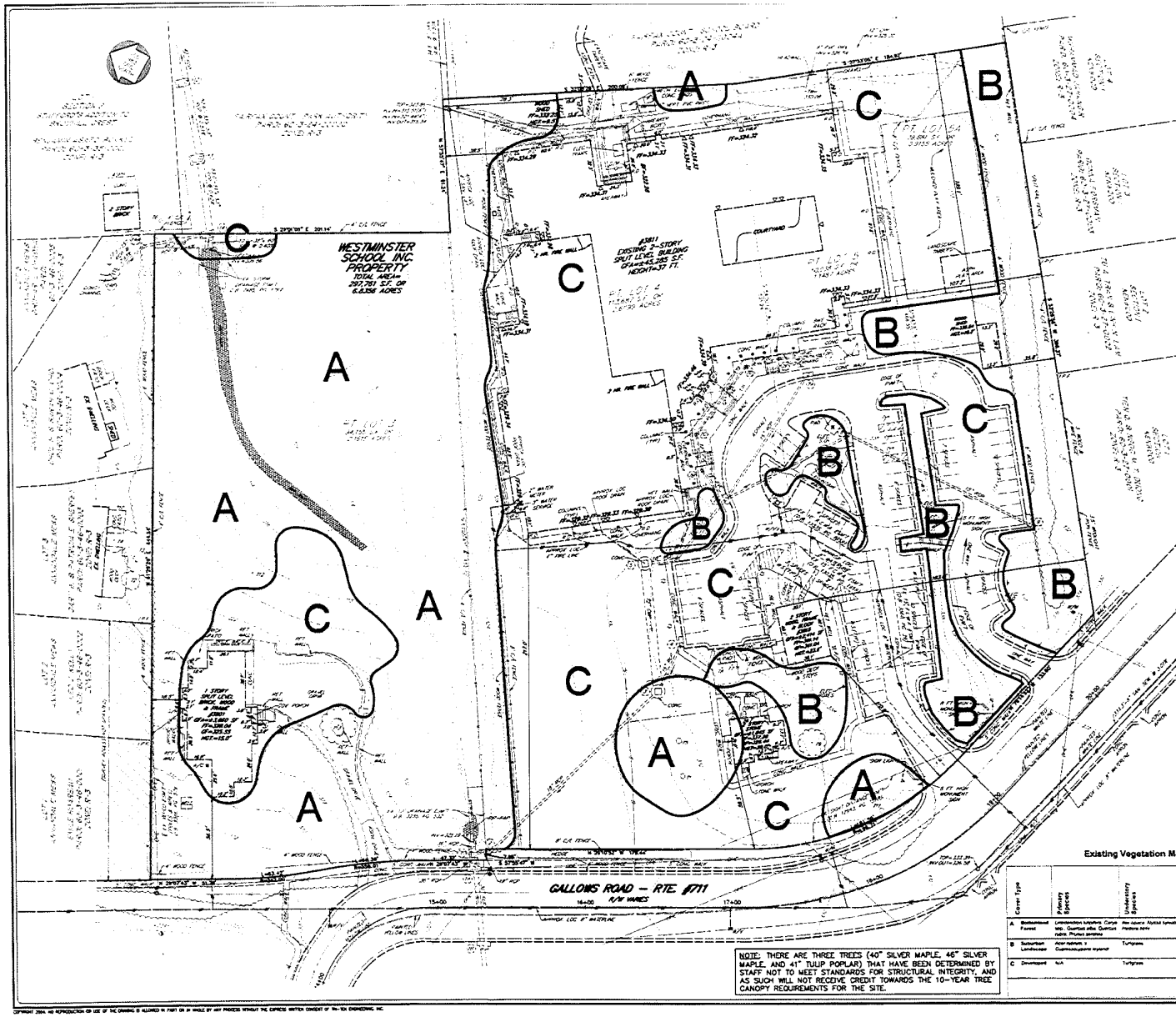

NOTE: THERE ARE THREE TREES (40" SILVER MAPLE, 46" SILVER MAPLE, AND 41" TULIP POPLAR) THAT HAVE BEEN DETERMINED BY STAFF NOT TO MEET STANDARDS FOR STRUCTURAL INTEGRITY, AND AS SUCH WILL NOT RECEIVE CREDIT TOWARDS THE 10-YEAR TREE CANOPY REQUIREMENTS FOR THE SITE.

Existing Vegetation Map — **The Westminster School**

Cover Type	Primary Species	Secondary Species	Comments	Successional Stage	Condition	Area	Canopy Area
A Biotemporal Forest	Liriodendron tulipifera, Carya spp., Quercus alba, Quercus rubra, Prunus serotina	Ilex opaca, Nyssa sylvatica, Fraxinus spp.	Leading forest around cattle home and in remnants on school site, some evergreen screen plantings are along southern edge of forest	Sub-climax	Good mostly	2.29 AC.	96,539 SF
B Suburban Landscape	Acer rubrum, Cupressocyparis leylandii	Turfgrass	Lawn and landscape: house, school, and associated hardscape	N/A	Fair to good	0.69 AC.	9,326 SF
C Developed	N/A	Turfgrass	Lawn and landscape: house, school, and associated hardscape	N/A	N/A	3.86 AC.	7,350 SF
					Total Area	6.84 AC.	113,215 SF

Tree Preservation Target Calculations and Statement

A	Net acreage area of already tree canopy (from Existing Vegetation Map)	1.1211
B	Percentage of gross site area retained by existing tree canopy	16.4%
C	Percentage of the 10-year tree canopy requirement that should be met through tree preservation	12%
D	Percentage of the 10-year tree canopy requirement that can be met through tree preservation	16.4%
E	Proposed percentage of canopy requirement that can be met through tree preservation	40%
F	Tree Preservation Target reflects tree preservation to the maximum extent feasible	YES

G If box for line F "Does a request to deviate from the "Tree Preservation" Target apply? (Is deviation in the plan of at least 10% of the Tree Preservation Target? Yes = 3 Pts, NO=0 points) or, is an active thinning plan in a site specific engineering review or "Tree Preservation Target cannot be met. Provide sheet number where deviation request is located"

H Box G requires a narrative. It shall be prepared in accordance with § 12.90.07 4 a. provided in the plan set. Provide sheet number where narrative is located

10-year Tree Canopy Calculation Worksheet

Line		Target	Reference
A. Tree Preservation Target and Statement			
A1	Place the Tree Preservation Target Calculations and statement here (recalling the 10-year tree canopy calculations)	SEE ABOVE	See § 12.90.07.2 for list of required elements and information
B. Tree Canopy Requirement			
B1	Identify gross site area (B1=)	297,701	§ 12.0510.1A
B2	Subtract area (excluded) to pain 1 & road frontage	N/A	§ 12.0510.1B
B3	Subtract area of ex employers =	0	§ 12.0510.1C(1)
B4	Adjusted gross site area (B1-B2) =	297,701	Paragraph § 12-0510.1C(2)
B5	Identify site's zoning district use =	R-3	
B6	Percentage of 10-year tree canopy required =	10	12.509.1 and Table 12.4
B7	Area of 10-year tree canopy required (B4 x B6) =	29,770	
B8	Modification of 10-year Tree Canopy Requirements requested?	NO	Yes or No
B9	If B8 is yes, then list plan sheet where modification request is located		List Sheet Number
C. Tree Preservation			
C1	Tree Preservation Target Area =	11,321	
C2	Total canopy area meeting standards of § 12.0200 =	73,878	
C3	C2 x 1.25 =	75,348	§ 12.0509.3A
C4	Total canopy area provided by unique or valuable trees or woodland communities =	0	
C5	C4 x 1.5 =	0	§ 12.0509.3B(1)
C6	Total of canopy area provided by "Heritage", "Memorial", "Specimen", or "Champion" trees =	0	
C7	C6 x 1.5 or 3 =	0	§ 12.0509.3B(2)
C8	Canopy area of trees within Resource Protection Areas and 100-year floodplains =	6	
C9	C8 x 1.0 =	6	§ 12.0509.3C(1)
C10	Total of C3, C5, C7 and C9=	75,354	If area of C10 is less than B7 remainder of requirement must be met through tree planting, go to E
D. Tree Planting			
D1	Area of canopy to be met through tree planting (B7-C10) =	0	
D2	Area of canopy planted for air quality benefits =	0	
D3	x 1.5 =	0	§ 12.0509.4B(1)
D4	Area of canopy planted for energy conservation =	0	
D5	x 1.5 =	0	§ 12.0509.4B(2)
D6	Area of canopy planted for water quality benefits =	0	
D7	x 1.25 =	0	§ 12.0509.4B(3)
D8	Area of canopy planted for wildlife benefits =	0	
D9	x 1.5 =	0	§ 12.0509.4B(4)
D10	Area of canopy provided by native trees =	12,800	
D11	x 1.5 =	19,200	§ 12.0509.4B(5)
D12	Area of canopy provided by improved cultivars and varieties =	0	
D13	x 1.25 =	0	§ 12.0509.4B(6)
D14	Area of canopy provided through tree seedlings =	0	§ 12.0509.4C(1)
D15	x 1.0 =	0	
D16	Area of canopy provided through native shrubs or shrubs used may =	0	§ 12.0509.4C(1)(a)
D17	x 1.0 =	0	§ 12.0509.4C(1)(a)
D18	Percentage of D14 represented by D15 =	0	Need not exceed 33% of D14
D19	Area of canopy already by Alternative trees =	0	
D20	Total of canopy area provided through tree planting =	31,200	
D21	Is an offsite planting level requested?		Yes or No
D22	Tree Bank or Tree Fund		§ 12.0511
D23	Canopy area requested to be provided through offsite planting in Tree Fund		
D24	Amount to be deposited into the Tree Preservation and Planting Fund		
E. Total of 10-year Tree Canopy Provided			
E1	Total of canopy area provided through tree preservation =	75,354	
E2	Total of canopy area provided through tree planting (D20) =	19,200	
E3	Total of canopy area provided through offsite mitigation (D21) =	0	
E4	Total of 10-year Tree Canopy Provided =	94,554	Total of E1 through E3 Area should meet or exceed area in B7

TREE TABLE

T1	40" TREE	T8	12" 24 HOLLY
T2	3" 44 TREE	T9	11" HOLLY
T3	10" TREE	T10	7" HOLLY
T4	6" 24 TREE	T11	41" POPLAR
T5	46" MAPLE	T12	10" OAK
T6	27" MAPLE	T13	10" OAK
T7	11" 24 HOLLY		

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COMMONWEALTH OF VIRGINIA — ANDREW R. SHOR — NO. 022600 — PROFESSIONAL ENGINEER — 12-6-10

THE WESTMINSTER SCHOOL

FAIRFAX COUNTY, VIRGINIA

MASON DISTRICT

EXISTING CONDITIONS AND VEGETATION MAP

DATE	REVISION
1/27/10	FCR COUNTY COMMENTS
10/19/10	FCR COUNTY COMMENTS
12/2/10	FCR COUNTY COMMENTS

PM: TDB SCALE: 1"=50'
PE: TDB DATE: 4/21/10
CD: MSG SHEET 5 OF 6

F-2321

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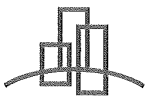
ATTACHMENT 3

Lynne J. Strobel
(703) 528-4700 Ext. 5418
lstrobel@arl.thelandlawyers.com



WALSH COLUCCI
LUBELEY & WALSH PC

FAIRFAX COUNTY
RECEIVED
FEB 22 2016
DIVISION OF
ZONING ADMINISTRATION

2016 - 0245

February 17, 2016

RECEIVED
Department of Planning & Zonin
FEB 23 2016
Zoning Evaluation Division

Via Certified Mail-Return Receipt Requested

Leslie Johnson
Zoning Administrator
Fairfax County Department of Zoning Administration
12055 Government Center Parkway, Suite 807
Fairfax, Virginia 22035

Re: SEA 84-M-121-03
Applicant: Westminster School, Inc.
Fairfax County Tax Map Reference: 60-3 ((24)) 3, 4, 5, and 5A (the "Property")

Dear Ms. Johnson:

Please accept this letter as a request for additional time in accordance with the provisions of Section 9-015 of the Fairfax County Zoning Ordinance (the "Zoning Ordinance").

The referenced special exception amendment application was approved by the Board of Supervisors at its hearing held on March 29, 2011. The approval was granted subject to development conditions, including a requirement that construction commence and be diligently pursued within thirty (30) months of the approval date. The Board of Supervisors granted thirty (30) months of additional time at its hearing held on October 8, 2013. Therefore, the special exception amendment is due to expire, without notice, on March 29, 2016. On behalf of the Applicant, I hereby request twenty-four (24) months of additional time to commence construction.

The Applicant's plans to commence construction of the approved improvements have continued to experience delays due to economic conditions. The student enrollment at Westminster School has gradually increased during the last two years, but at a much lower than anticipated yearly enrollment. The lower enrollment has slowed fundraising efforts, which is a common experience to many private schools in Fairfax County. Consequently, the Applicant deferred the significant investment of capital necessary to proceed with plans to commence construction. However, the Applicant has engaged in successful marketing of its programs and intends to begin the site plan preparation process later this year.

I would appreciate the acceptance of this letter in accordance with Section 9-015 of the Zoning Ordinance as a request for twenty-four (24) months of additional time to commence

construction of improvements approved with SEA 84-M-121-03. Twenty-Four (24) months of additional time will ensure the submission of a site plan, its approval, and commencement of construction in accordance with the site plan. There have been no changes in circumstances that would render the approval of additional time inconsistent with the public interest. In addition, the economic conditions that resulted in the delays described herein were unforeseen at the time of approval.

Should you have any questions regarding this request, or require additional information, please do not hesitate to contact me. As always, I appreciate your cooperation and assistance.

Very truly yours,

WALSH, COLUCCI, LUBELEY & WALSH, P.C.

Lynne J. Strobel

LJS/kae
cc: Ellis Glover
Dolores Nelson
Ted Britt
Martin D. Walsh

{A0697870.DOC / 1 Johnson ltr re: request for additional time - 02.17.16 006949 000002}

Board Agenda Item
April 26, 2016

ADMINISTRATIVE - 5

Additional Time to Commence Construction for Special Exception SE 2009-BR-020, T-Mobile Northeast & Commonwealth Swim Club (Braddock District)

ISSUE:
Board consideration of additional time to commence construction for SE 2009-BR-020, pursuant to the provisions of Sect. 9-015 of the Zoning Ordinance.

RECOMMENDATION:
The County Executive recommends that the Board approve thirty (30) months additional time for SE 2009-BR-020 to September 27, 2018.

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 September 27, 2011, the Board of Supervisors approved Special Exception SE 2009-BR-020, subject to development conditions. The application was filed in the name of T-Mobile Northeast LLC and Commonwealth Swim Club, Inc. for the purpose of permitting a telecommunications facility within the R-2 zoning district for the property located at 9800 Commonwealth Boulevard, Tax Map 69-3 ((5)) B (see Locator Map in Attachment 1). A telecommunication facility, a Category 1 Light Public Utility Use, is permitted pursuant to Section 3-204(1) of the Fairfax County Zoning Ordinance. SE 2009-BR-020 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 2009-BR-020 are included as part of the Clerk to the Board's letter contained in Attachment 2.

On May 13, 2014, the Board approved twenty-four (24) months of additional time to commence construction, extending the conditioned date to March 27, 2016. On March 10, 2016, the Department of Planning and Zoning (DPZ) received a letter dated March 7, 2016, from Daniel O. Joyce, Treasurer and agent for the Applicant, Commonwealth Swim Club, Inc., requesting thirty (30) 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.

As part of the justification for the May 13, 2014 approval of additional time, the Applicant's agent stated that T-Mobile projects nationwide were delayed as a result of the merger of T-Mobile/ Metro PCS and capital outlays were committed to upgrading existing networks to 4G LTE technology. T-Mobile indicated intent to construct this facility within two years. Mr. Joyce now states that the Applicant was notified that due to technical changes and business strategy, T-Mobile does not intend to construct the approved facility at this time. As a co-Applicant for SE 2009-BR-020, Commonwealth Swim Club intends to communicate with other cellular service carriers who may have interest in developing the site, in accordance with the approved Special Exception. The request for an additional thirty (30) months of additional time to commence construction would ensure enough time for the Applicant to come to an agreement with a new carrier.

Staff has reviewed Special Exception SE 2009-BR-020 and has established that, as approved, it is still in conformance with all applicable provisions of the Fairfax County Zoning Ordinance to permit a telecommunication facility in the R-2 district. Staff knows of no change in land use circumstances that affects compliance of SE 2009-BR-020 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 2009-BR-020 are still appropriate and remain in full force and effect. Staff believes that approval of the request for thirty (30) months additional time is in the public interest and recommends that it be approved.

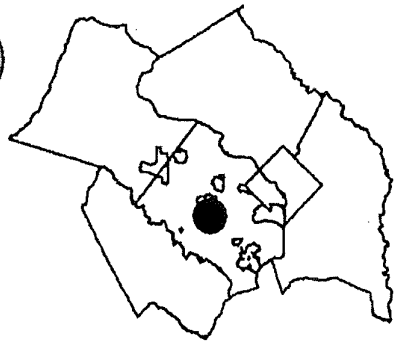
FISCAL IMPACT:
None

ENCLOSED DOCUMENTS:
Attachment 1: Locator Map
Attachment 2: Letter dated September 28, 2011, to James R. Michal
Attachment 3: Letter dated March 7, 2016, to Leslie B. Johnson

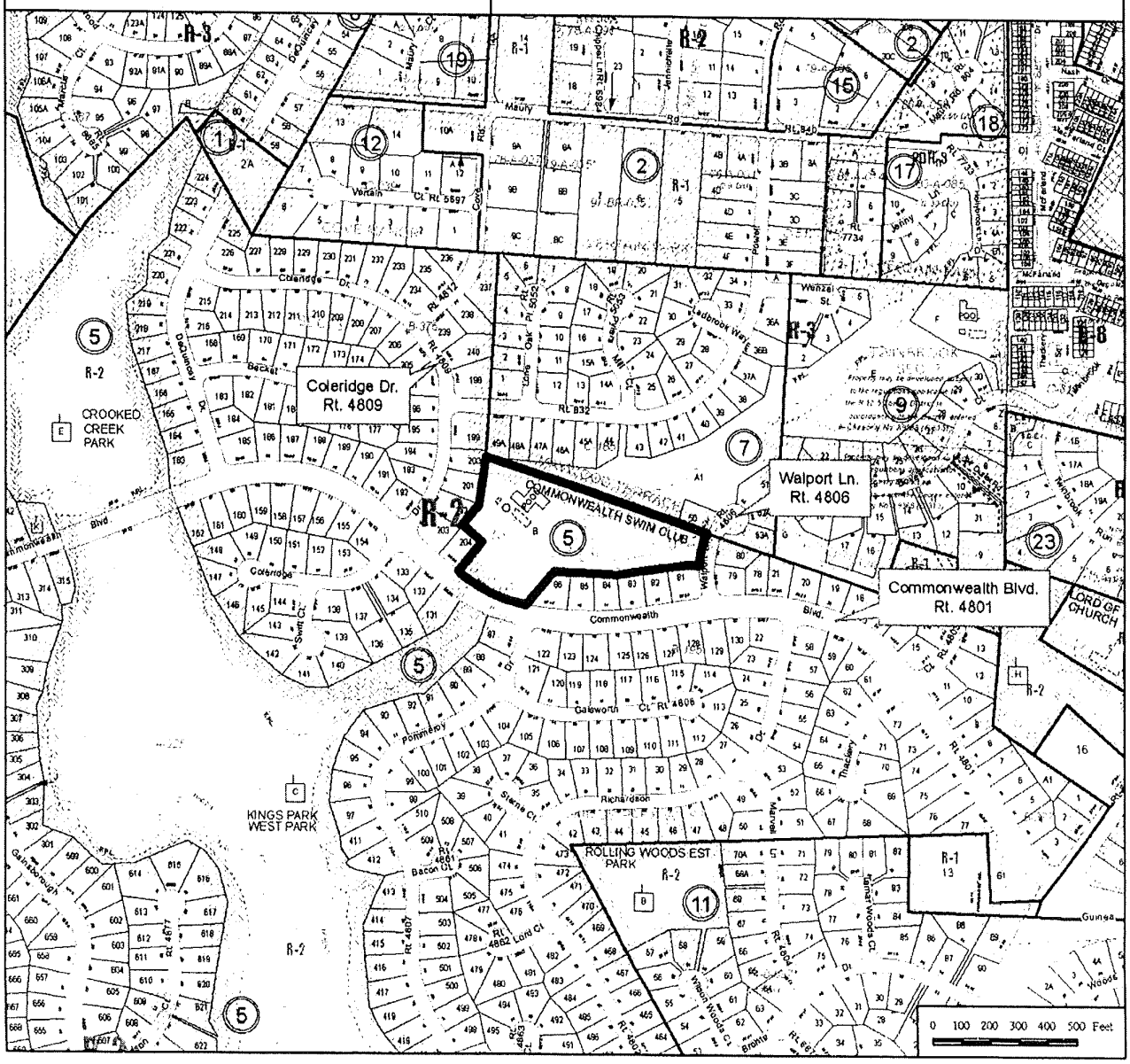
STAFF:
Robert A. Stalzer, Deputy County Executive
Fred R. Selden, Director, Department of Planning and Zoning (DPZ)
Barbara C. Berlin, Director, Zoning Evaluation Division (ZED), DPZ
Suzanne Wright, Chief, Special Projects/Applications/Management Branch, ZED, DPZ
Denise James, Chief, Environment & Development Review Branch, Planning Division, DPZ
Jonathan Buono, Staff Coordinator, ZED, DPZ

Special Exception

SE 2009-BR-020



Applicant:	T-MOBILE NORTHEAST LLC & COMMONWEALTH SWIM CLUB, INC.
Accepted:	08/04/2009
Proposed:	TELECOMMUNICATIONS FACILITY
Area:	5.49 AC OF LAND; DISTRICT - BRADDOCK
Zoning Dist Sect:	03-0204
Art 9 Group and Use:	1-08
Located:	9800 COMMONWEALTH BOULEVARD
Zoning:	R- 2
Plan Area:	3,
Overlay Dist:	
Map Ref Num:	069-3- /05/ / B



County of Fairfax, Virginia

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

September 28, 2011

James R. Michal
1120 20th Street, NW Suite 300
Washington, DC 20036

Re: Special Exception Application SE 2009-BR-020

Dear Mr. Michal:

At a regular meeting of the Board of Supervisors held on September 27, 2011, the Board held a public hearing on Special Exception Application SE 2009-BR-020 in the name of T-Mobile Northeast LLC and Commonwealth Swim Club, Inc. The subject property is located at 9800 Commonwealth Boulevard on approximately 5.49 acres of land, zoned R-2 in the Braddock District [Tax Map 69-3 ((5)) B]. The Board's action permits a telecommunications facility (tree monopole up to 120 ft. in height), related equipment and site improvements pursuant to Section 3-204 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 Special Exception Plat and is not transferable to other land.

2. This Special Exception is granted only for the purpose, structures and uses indicated on the Special Exception Plat approved with this application, as qualified by these development conditions.

3. A copy of this Special Exception and the Non-Residential Use Permit SHALL BE POSTED at the pool house on the property and be made available to all departments of the County of Fairfax during the hours of operation of the permitted use.

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 Director, Department of Public Works and Environmental Services (DPWES). Any plan submitted pursuant to this Special Exception shall be in substantial conformance with the approved Special Exception Plat entitled "Commonwealth Swim Club", prepared by Entrex Communication Services, Inc. consisting of eight sheets dated September 18, 2007, last amended May 20, 2011, and these conditions. Minor modifications to the approved Special Exception may be permitted pursuant to Paragraph 4 of Sect. 9-004 of the Zoning Ordinance.

5. The tree-style monopole shall be in substantial conformance with the elevations in the SE Plat and shall be limited to a maximum height of 120 feet (inclusive of all appurtenances).

6. A formal landscape plan in substantial conformance with Sheet Z-6 shall be submitted as part of the site plan review process to be reviewed and approved by the Urban Forestry Management Division (UFMD) to ensure that adequate screening to adjacent residences is provided. Trees along the existing entrance drive off of Walport Lane and to the rear of the houses along Commonwealth Blvd. shall be re-evaluated by UFMD. A tree assessment to determine the quality and condition of the existing trees shall be done. Trees which are found to be in poor condition shall be removed and replaced to the satisfaction of UFMD prior to the issuance of the Non-RUP for the pole.

7. The pole of the monopole from the ground to a height of 25 feet should imitate natural tree bark as closely as possible in texture and color (brown). The antennas, mounts and exposed cables shall be painted to match the color of the proposed artificial green pine needles as indicated on the SE plat.

8. The monopole and all associated equipment shelters/cabinets shall be enclosed by an eight-foot high solid board-on-board fence as shown on the SE Plat. The telecommunications compound may include equipment shelters, cabinets, electrical panels, telephone panels and other improvements necessary and/or required for the operation of the telecommunication facility. Equipment shelter/cabinets shall have a maximum height of seven and a half feet and shall be located within the 773.5 square foot fenced equipment compound as generally shown on the SE Plat. Equipment shelter/cabinets shall not be visible from outside the fence.

9. The number of antennas shall be limited to a total of 33, to be located on three elevations, as depicted on the SE plat. All antenna platforms and antennas shall be located within the branch structures of the tree-style monopole.

10. The tree -style monopole shall not be lighted or illuminated unless required by the Federal Aviation Administration (FAA), the Federal Communications Commission (FCC), or the County. A steady marker light shall be installed and operated at all times, unless the Zoning Administrator waives the red marker light requirement upon a determination by the State or local Police Department that such marker light is not necessary for the flight safety of police and emergency helicopters.

11. The project shall conform to National Electric and Safety Code Standards and the regulations of the Federal Communications Commission with respect to electromagnetic radiation.

12. The tree-style monopole and accessory facility may be subject to periodic inspections by DPWES. If any additions, changes or modifications are to be made to the monopole or its related facilities, the Director of DPWES shall have the authority to require proof, through the submission of engineering and structural data, that the addition, change or modification conforms to all structural and all other requirements of the Virginia Uniform Statewide Building Code. In the event that the results of any monitoring indicate alterations or damage exists to the approved equipment or structures in excess of the extent deemed acceptable by applicable codes and standards, immediate action shall be taken as deemed necessary and as approved by DPWES and DIT, to comply with the applicable codes and agreements.

13. An approved RPA Delineation Study, Water Quality Impact Assessment, and Flood Plain Study shall be required to be approved by DPWES before site plan approval.

14. Space on the tree-style monopole and within the equipment compound shall be made available for lease for telecommunications purposes to other telecommunications operators, including but not limited to Fairfax County, subject to reasonable industry standard lease terms and fair market rent.

15. There shall be no storage of materials, equipment, or vehicles outside the telecommunications facility compound.

16. No signs shall be permitted on the subject property for the advertisement of the telecommunications facility or any other use. Only identification signs shall be permitted in accordance with Article 12 of the Zoning Ordinance.

17. Any component(s) of the telecommunications facility shall be removed within 120 days after such component(s) are no longer in use by the operator/owner of the monopole.

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 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.

Please note that on July 20, 2011, the Planning Commission approved Public Facilities Application 2232-B08-7, as meeting the criteria of character, location, and extent as specified in Section 15.2-2232 of the *Code of Virginia* and being in accord with the adopted Comprehensive Plan.

The Board also:

- Reaffirmed the previously approved modifications of the transitional screening and barrier requirements to allow the existing vegetation to remain and in favor of the supplemental plantings depicted on the SE/SP Plat.

Sincerely,

Nancy Vehrs

Nancy Vehrs
Clerk to the Board of Supervisors
NV/ph

Cc: Chairman Sharon Bulova
Supervisor John Cook, Braddock 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
District Planning Commissioner
Karyn Moreland, Chief Capital Projects Sections, Dept. of Transportation

ATTACHMENT 3

Commonwealth Swim Club, Inc.
P. O. Box 168, Burke, Virginia 22009-0168
www.csc-cudas.com

March 7, 2016

Leslie B. Johnson, Zoning Administrator
Zoning Administration Division
12055 Government Center Parkway, Suite 807
Fairfax, VA 22035

RECEIVED
Department of Planning & Zoning
MAR 11 2016
Zoning Evaluation Division

Subject: Request for Extension to SE 2009-BR-02, Commonwealth Swim Club, Inc.

Dear Ms. Johnson

1. I am requesting the Zoning Administration and ultimately the Board of Supervisors positive consideration of Commonwealth Swim Club, Inc.'s request for a 30 month extension the Special Exception (SE 2009-BR-02) for construction of a Cell Tower on Commonwealth Swim Club, located at 9800 Commonwealth Blvd, Fairfax, VA. The current SE will expire on March 26, 2016.

2. The original Special Exception was granted on September 27, 2011, and gave T-Mobile 30 Months (until March 26, 2014) to commence construction on the project. In January 2014, T-Mobile requested an extension on the Special Exception, due to extenuating business circumstances related to the attempted merger of T-Mobile and AT&T. A 24-month extension was granted on May 13, 2014, extending the Special Exception expiration date to March 26, 2016.

3. On March 1, 2016 a T-Mobile representative informally notified Commonwealth Swim Club, Inc. that T-Mobile will not construct a cell tower at Commonwealth, due to technical changes business strategy. T-Mobile has not yet made a formal decision on this matter. The Board of Directors of Commonwealth Swim Club, as an interested party in this matter, requests a 30-month extension to communicate with other cellular service carriers who may be interested in developing the site, in accordance with the parameters of the September 27, 2011 Special Exception. We understand any final decisions on this matter would be subject to approval of Fairfax County officials.

4. Commonwealth Swim Club has been operating in the Kings Park West neighborhood in Fairfax, Virginia for 46 years, and the children and grandchildren or original club members now enjoy summers at the club. The potential additional income from development of our site would ensure the viability of our club for many years to come. The current board members request your positive consideration of our request, so we can ensure the long-term viability of this vital recreational facility for the residents of our great community.

Daniel O. Joyce

Daniel O. Joyce
Treasurer
Commonwealth Swim Club, Inc

FAIRFAX COUNTY
RECEIVED
MAR 10 2016
DIVISION OF
ZONING ADMINISTRATION
2016 - 0324

cc: Supervisor John Cook

Board Agenda Item
April 26, 2016

ADMINISTRATIVE – 6

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

ISSUE:
Extension of review period for 2232 applications to ensure compliance with review requirements of *Section* 15.2-2232 of the *Code of Virginia.*

RECOMMENDATION:
The County Executive recommends that the Board extend the review period for the following applications: 2232-M15-30, FS-P15-28

TIMING:
Board action is required on April 26, 2016, to extend the review period of the applications noted above before their expiration date.

BACKGROUND:
Subsection F of *Section* 15.2-2232 of the *Code of Virginia* states: "Failure of the commission to act on any such application for a telecommunications facility under subsection A submitted on or after July 1, 1998, within 90 days of such submission shall be deemed approval of the application by the commission unless the governing body has authorized an extension of time for consideration or the applicant has agreed to an extension of time. The governing body may extend the time required for action by the local commission by no more than 60 additional days. If the commission has not acted on the application by the end of the extension, or by the end of such longer period as may be agreed to by the applicant, the application is deemed approved by the commission." The need for the full time of an extension may not be necessary, and is not intended to set a date for final action.

The review period for the following applications should be extended:

2232-M15-30	Verizon Wireless 6332 Indian Run Parkway Alexandria, VA Mason District Accepted February 1, 2016 Extend to June 30, 2016

Board Agenda Item
April 26, 2016

FS-P15-28	Verizon Wireless 8200 Lee Highway Fairfax, VA Providence District Accepted February 8, 2016 Extend to July 7, 2016

FISCAL IMPACT:
None

ENCLOSED DOCUMENTS:
None

STAFF:
Robert A. Stalzer, Deputy County Executive
Fred R. Selden, Director, Department of Planning and Zoning, DPZ
Chris B. Caperton, Chief, Facilities Planning Branch, Planning Division, DPZ
Douglas W. Hansen, Senior Planner, Facilities Planning Branch, Planning Division, DPZ

Board Agenda Item
April 26, 2016

ADMINISTRATIVE – 7

Authorization to Advertise Public Hearings on a Proposed Zoning Ordinance Amendment Re: Articles 2, 6, 9, 11, 13, 16, and Appendix 7 - Modifications to the Planned Development Commercial (PDC) District, Planned Residential Mixed Use (PRM) District and Other Associated Provisions

ISSUE:
The proposed Zoning Ordinance amendment includes, among other things, changes that relate to the PDC, PRM, CRD Districts and other modifications, which are necessary to provide the implementation tools needed to address recent changes to the comprehensive plan in Transit Station Areas (TSA), Commercial Revitalization Districts (CRD), Commercial Revitalization Areas (CRA) and Community Business Centers (CBC). The proposed amendment will increase the maximum allowable FAR overall, for the PDC and PRM Districts with additional potential increases available for properties located in a TSA, CRD and/or CBC (collectively, Selective Areas for the purpose of this amendment) when such intensity is recommended by the comprehensive plan. Further, the proposed amendment will also clarify and update terminology for certain provisions, add uses to the PDC and PRM Districts, codify current practices related to parking reductions, require the inclusion of cellar space in the calculation of Floor Area Ratio (FAR) in the PDC and PRM Districts, and other changes.

Staff notes that the proposed changes to the Zoning Ordinance do not, in and of themselves, implement any increases in FAR for any properties, reduce parking or yards for any property, or authorize any new uses for properties subject to an approved rezoning. In order to implement such changes, a rezoning or an amendment to a previously approved rezoning is required. Further, the proposed changes would not amend the guidance, limitations or recommendations of the adopted comprehensive plan. Any changes to the comprehensive plan would require a specific amendment to be adopted by the Board, subject to the requisite public hearing process.

RECOMMENDATION:
The County Executive recommends the authorization of the proposed amendment by adopting the resolution set forth in Attachment 1.

Board Agenda Item
April 26, 2016

TIMING:
Board action is requested on April 26, 2016, to provide sufficient time to advertise the proposed Planning Commission public hearing on May 25, 2016, at 8:15 p.m., and the proposed Board public hearing on June 21, 2016, at 4:00 p.m.

BACKGROUND:
The proposed amendment addresses a number of topics set forth in the 2015 Priority 1 Zoning Ordinance Amendment Work Program. The proposed changes are in response to the increased density/intensity and other recommendations that have been adopted into the comprehensive plan over the past several years for such areas as the Silver Line extension of the Metro, Seven Corners/Baileys Crossroads, Annandale, Richmond Highway and other areas.

Preparation of the proposed amendment has included extensive public outreach, including the development of a website specifically for this proposed amendment; meetings with various groups and individuals that had expressed an interest in the changes, including The Fairfax Federation of Citizens Associations, McLean Citizens Association, Bailey's Crossroad Seven Corners Corporation (BC7RC), Southeast Fairfax Development Corporation, Northern Virginia Building Industry Association, National Association of Industrial and Office Parks and others; as well as distribution of previous drafts of the amendment using the Zoning Administration Listserv and amendment website to solicit public input. On December 5, 2015, the Board of Supervisors directed the Planning Commission to conduct a Public Input Session to consider the proposal prior to the formal authorization of the amendment. The Planning Commission conducted the session on January 20, 2016, at which time eight individuals provided testimony about the proposed changes.

Subsequent to the Public Input Session, the Planning Commission Land Use Committee met on March 10, 2016, to discuss the comments received at the public input session. The Planning Commission requested that staff make a number of changes and/or provide options for the Planning Commission and Board's consideration, to include:

1. An option to adopt a 5.0 FAR maximum in TSAs and a 4.0 FAR maximum in CRDs and CBCs.

2. An option to eliminate the provision limiting fast food restaurants to 15% of the gross floor area of the structure in which located and an option to increase from 25% to 50% the limitation on the amount of gross floor area permitted for all secondary uses in the PDC District.

3. Clarification of the Purpose and Intent provisions of the PDC and PRM Districts to strengthen the connection between the purposes of the zoning districts and the guidelines and recommendations set forth in the comprehensive plan.

Staff has made changes to the proposed amendment based on public input and the Planning Commissions directives. Among other changes, the amendment proposes to:

1. Establish a maximum FAR of 5.0 in the PDC and PRM Districts for properties located in a Selective Area, with an option for the Board to establish a maximum FAR of 5.0 only for TSAs and a maximum FAR of 4.0 for CBCs and CRDs. For advertising purposes, the proposed amendment will allow the Board to consider an FAR from the current maximums up to 5.0. The maximum FAR in the PDC District will increase to 2.5 for properties located outside the Selective Areas.

2. In the PDC District, revise the Purpose and Intent section to strengthen the connection between the district and the comprehensive plan; add commercial recreation restaurants, vehicle sale, rental and ancillary service establishments (limited to indoor facilities only), and fast food restaurants with no drive-through in a residential building; as options, eliminate the 15% gross floor area of any building limit for fast food restaurants and increase from 25% to 50% the maximum gross floor area for all secondary uses (Staff is not recommending these two options); update terminology by changing “housing for the elderly” to independent living facilities and medical care facilities, limited to assisted living facilities and/or nursing facilities; revise the minimum district size provisions to add Commercial Revitalization Areas (CRA) and TSAs for determining when land may be classified to the PDC District.

3. In the PRM District, modify the Purpose and Intent section to strengthen the connection between the district and the comprehensive plan and identify areas appropriate for such district; add commercial recreation restaurants and vehicle sale, rental and ancillary service establishments, kennels and veterinary hospitals, each limited to indoor facilities only; require that not more than half of the minimum required open space shall be permitted above street level, unless modified by the Board.

4. Require cellar space to be included in the calculation of gross floor area (GFA) for any rezoning to the PDC or PRM Districts approved after the date of this amendment and clarify the exclusions related to loading, storage, mechanical equipment, an unmanned datacenter or other similar telecommunications and electronic equipment.

5. Amend certain provisions related to parking, including:

a. Clarifying the Board's authority to approve a parking reduction as part of a rezoning or special exception application in proximity to a mass transit station, transportation facility or high frequency service bus stop.
b. Clarifying the Board's authority to grant a parking reduction for mixed use developments in a CRD (including residential and non-residential uses) associated with a PDC or PRM District rezoning.
c. Allowing the of Board and/or Director of the Department of Public Works and Environmental Services the authority to approve a temporary parking reduction and/or relocation of required parking when associated with the redevelopment of an existing property that includes the retention of some uses/structures and the elimination of some on-site parking.
d. Requiring that a substantial portion of parking in a PDC District be provided in structures (above or below grade.)

6. For commercial recreation restaurants, eliminate the additional standard that requires any person under 18 years of age to be accompanied by a parent or guardian.

7. Allow the Board to modify the minimum sight distance requirements on a corner lot in conjunction with a rezoning or special exception and allow the Board or the Director to modify the transitional screening and barrier requirements along the Dulles International Airport Access Highway and the Dulles Toll Road.

8. Specify that the bulk regulations and landscaping and screening provisions of the conventional district that most closely characterizes the particular type of development under consideration shall have general applicability in a PRM and PDC District that is located in a Selective Area or CRA and only at the periphery of such Selective Area or CRA.

9. Clarify the provisions regarding reductions of yards in TSAs, CBCs and CRAs to specify that yards and other distances from lot lines may be reduced in conjunction with a rezoning or special exception in accordance with the specified yard/distance recommended in the adopted comprehensive plan for the area.

10. For clarity, replace references to the term "variance" in Article 16 with the term "modification" and delete the term "exception" in those specific provisions.

As noted previously, the majority of these changes relate to the Zoning Ordinance provisions of the PDC and PRM Districts and, as such, these proposed changes do not, in and of themselves, implement any increases in FAR for any properties, reduce parking or yards, or authorize any new uses for properties subject to an approved rezoning. In order to implement such changes, a rezoning or an amendment to a previously approved rezoning is required. Further, the proposed changes would not

amend the guidance, limitations or recommendations of the adopted comprehensive plan. Any changes to the comprehensive plan would require a specific amendment to be adopted by the Board, subject to the requisite public hearing process.

A more detailed discussion of the proposed amendment is set forth in the Staff Report enclosed as Attachment 2.

REGULATORY IMPACT:
The proposed amendment will provide for the appropriate zoning regulations needed to implement the adopted comprehensive plan recommendations for future development around transit stations and in revitalization and redevelopment areas.

FISCAL IMPACT:
There are no fiscal impacts related to staffing associated with this amendment.

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

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

ATTACHMENT 1

RESOLUTION

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium in the Government Center Building, Fairfax, Virginia, on April 26, 2016, at which meeting a quorum was present and the following resolution was adopted:

WHEREAS, the Board of Supervisors have adopted a number of changes to the comprehensive plan that provides for higher intensity development recommendations and specified design guidelines in certain areas served by mass transit and in revitalization/redevelopment areas; and

WHEREAS, the Planned Development Commercial (PDC) and the Planned Residential Mixed Use (PRM) Districts are the mixed use districts that can accommodate the higher intensity development within mixed use areas; and

WHEREAS, the comprehensive plan identifies certain geographic areas as appropriate for higher intensity development and/or concentrated mixed use development, to specifically include those areas associated with mass transit and in the Community Business Centers and Commercial Revitalization Districts (collectively referred to in this amendment as Selective Areas); and

WHEREAS, the Zoning Ordinance does not currently accommodate the development intensities in terms of a maximum Floor Area Ratio (FAR) that will allow for the implementation of the comprehensive plan recommendations in some cases; and

WHEREAS, amendments to these districts are needed to address the mix of uses, intensity of the developments in terms of maximum Floor Area Ratio (FAR), location of open space, and other factors; and

WHEREAS, certain current Zoning Ordinance provisions related to parking, minimum yard/distance requirements and other regulations have proven confusing and/or require modification to address current practices or current recommendations of the comprehensive plan; and

WHEREAS, it is the Board of Supervisors' desire to include the floor area of a building's cellar as gross floor area for the purposes of determining the maximum floor area ratio of the building located in the Planned Development Commercial (PDC) or the Planned Residential Mixed Use (PRM) Districts; and

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

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

A Copy Teste:

_____

Catherine A. Chianese
Clerk to the Board of Supervisors

ATTACHMENT 2

FAIRFAX COUNTY

V I R G I N I A

STAFF REPORT

PROPOSED ZONING ORDINANCE AMENDMENT

Articles 2, 6, 9, 11, 13, 16, and Appendix 7 – Modifications to the Planned Development Commercial (PDC) District, Planned Residential Mixed Use (PRM) District and Other Associated Provisions

PUBLIC HEARING DATES

Planning Commission May 25, 2016 at 8:15 p.m.

Board of Supervisors June 21, 2016 at 4:00 p.m.

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

April 26, 2016

DP

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

STAFF COMMENT

Background

The proposed amendment addresses several topic areas that are set forth in the 2015 Priority 1 Zoning Ordinance Amendment Work Program (ZOAWP). A number of the proposed changes are related to the Planned Development Commercial District and Planned Residential Mixed Use District, which amendments have been on the ZOAWP for several years as the County worked toward the adoption of amendments to the comprehensive plan for revitalization areas and areas in proximity to transit stations. Specifically, as set forth in the adopted 2015 ZOAWP, the proposed amendment addresses the following amendments, as numbered in the 2015 Priority 1 ZOAWP:

8) Commercial Revitalization
12) Gross Floor Area-Cellar Space
13) Landscaping and Screening Waiver for Dulles Airport Access and Toll Roads
17) Parking Reductions in Transit Oriented Areas *(partially addresses this topic)*
18) PDC and PRM District FAR
19) Planned Development District Sight Distance Triangle Exemption

Staff preparation of the proposed amendment has included extensive public input. Staff solicited comments from the public on several previous drafts of the proposal prior to the authorization for public hearings. Additionally, at the Board of Supervisors' (Board) request, the Planning Commission conducted a public input session on January 20, 2016 to receive comments on the proposal. Previous drafts of the proposal were distributed through the Ordinance Administration Branch's Zoning Ordinance Amendment listserv and to individuals and groups that had expressed an interest in the proposal (including The Federation, Southeast Fairfax Development Corporation, Northern Virginia Building Industry Association, National Association of Industrial and Office Parks and others.) Additionally, staff developed a website to include the draft changes, frequently asked questions and other material that describe the proposed amendment.

The proposed changes that are packaged in this amendment are specifically intended to establish the implementation tools related to the Board's adoption of comprehensive plan changes in Transit Station Areas, such as the extension of the Silver Line of the Metrorail, and for certain other geographic areas within which revitalization and redevelopment is anticipated. Staff notes that since 2013 the Board has adopted comprehensive plan changes related to certain Commercial Revitalization Districts and Community Business Centers, including areas around Reston, Annandale, McLean, Richmond Highway, Baileys Crossroad/Seven Corners and others.

Terms Used in this Document

The proposed amendment utilizes a number of terms and abbreviations that are identified and defined in Attachment 1.

Relationship of Proposed Changes to the Rezoning Process, the Comprehensive Plan and Other Existing Regulations

The proposed changes will impact the regulations set forth in the Zoning Ordinance and do not, in and of themselves, grant the approval for any increase in FAR for any property, approve a parking reduction for any development, approve a reduction in minimum yard requirements for any development, or authorize any new uses for properties that are already subject to an approved PDC or PRM District rezoning with proffered conditions. In the PDC and PRM Districts, the only way to implement any increase in FAR, add new uses, or implement bulk regulations and landscaping and screening provisions is by way of a rezoning or as an amendment to a previously approved rezoning, through a Proffered Condition Amendment and/or a Final Development Plan Amendment. In both cases, a public hearing is required by the Board and/or by the Planning Commission to consider the specific request being made. In short, the proposed changes are not automatically applied to any property in the County, even if it is already zoned to the PDC or PRM District.

Additionally, the changes proposed by the amendment do not cause any changes in the guidance, limitations or recommendations of the adopted comprehensive plan. The proposed changes affect only the language of the Zoning Ordinance itself and will provide the implementation tools necessary for a landowner to request approval of development in accordance with the comprehensive plan guidance. Such requests would be as part of a new rezoning application or as an amendment to an approved rezoning application when such new or amended rezoning application is in conformance with guidelines, limitations and recommendations of the comprehensive plan. Staff notes that the current provisions of Par. 1 of Sect. 16-101 specifically state that a "planned development shall substantially conform to the adopted comprehensive plan with respect to type, character, intensity of use and public facilities. Planned developments shall not exceed the density or intensity permitted by the adopted comprehensive plan, except as expressly permitted under the applicable density or intensity bonus provisions." The proposed changes do not change the FAR recommendations in the comprehensive plan for any property. Any change to the current land use recommendations, either in terms of density/intensity or actual uses planned for a property, would require approval of an amendment to the comprehensive plan, which application requires public hearings before both the Planning Commission and the Board of Supervisors.

With regard to other regulations applicable to the development of land in Fairfax County, the proposed changes do not exempt any development from compliance with other applicable County, State or Federal regulations. Such other regulations would include those related to stormwater management, the Chesapeake Bay Preservation Act and others. Additionally, the adoption of these changes to the Zoning Ordinance do not automatically result in changes to any property currently zoned as PDC or PRM District, particularly with regard to causing an increase in intensity for any property. Except as expressly set forth in the proposed amendment, the provisions do not reduce requirements related to parking, open space, landscaping and screening or setbacks/yards for any property currently zoned to the PDC or PRM District.

Current Provisions and Proposed Amendment

The proposed text changes impact a number of sections of the Zoning Ordinance. For the purpose of presenting the proposed changes, staff will outline the current provisions and the proposed changes under subject headings that group related changes. For the purpose of this discussion, the term Selective Areas is used to identify those geographic areas that are either a Transit Station Area (TSA), Commercial Revitalization District (CRD), and/or a Community Business District (CBC), as such terms are described above and as are identified on a map provided as Attachment 2.

Purpose and Intent of the PDC and PRM Districts

The amendment proposes changes to the PDC and PRM District Purpose and Intent sections to highlight the connection between the district regulations and the recommendations of the adopted comprehensive plan. The Purpose and Intent section identifies when it is appropriate for the PDC and PRM Districts to be utilized. As noted below, the amendment will allow for an increase in FAR for certain properties located in the Selective Areas when such increase is consistent with the recommendations of the adopted comprehensive plan. While the comprehensive plan typically includes the recommendations for density/intensity, there are myriad other guidelines and policy recommendations that may have relevance for any particular geographic area. Staff proposes to add some examples of these guidelines and recommendations to highlight that the PDC and PRM Districts are intended as implementation tools for the comprehensive plan, not just with regard to density/intensity, but for factors such as unique design features and amenities, lot consolidation, use of Transportation Demand Management techniques, mix of land uses and other elements.

Also, the Purpose and Intent section of the PRM District specifies that such district is intended as the implementation district for TSAs and Urban and Suburban Centers. While the Urban and Suburban Center designations reflect comprehensive plan descriptions for specifically mapped areas, some of which encompass areas with additional designations, such as CBCs or CRDs, staff proposes to specifically add CBCs, CRDs and Commercial Revitalization Areas (CRA) to this provision. This will make the terminology more consistent and clarify that the PRM District is intended to be utilized to foster the implementation of the recommendations of the adopted comprehensive plan for these areas.

Minimum District Size in PDC

Under the current provisions, the minimum district size for a rezoning to the PDC District is subject to a minimum gross floor area yield of 100,000 square feet, an expansion of an existing P District that yields a minimum of 40,000 square feet, or is located in a CBC or CRD. Staff is proposing to add TSAs and CRAs to this provision to foster the use of the PDC District to implement the recommendations of the adopted comprehensive plan for these areas.

Maximum Floor Area Ratio in the PDC and PRM Districts

This amendment proposes to revise the current allowable FAR limits for the PDC District and to establish a new, higher maximum FAR in the PDC and PRM Districts for properties located in Selective Areas of the County. The proposal to increase the maximum FAR in both of these districts is a direct response to the Board's adoption of amendments to the comprehensive plan that provide for increased density/intensity recommendations for specific areas located within certain geographic areas of the County. Some of the density/intensity recommendations for these Selective Areas would allow for FAR levels greater than those which are currently permitted by the Zoning Ordinance. The proposed increase in the maximum FAR in the Selective Areas will enable a developer to propose a project that will implement the plan recommendations. For example, certain areas of the Reston TSAs would permit up to 4.5 FAR under the adopted comprehensive plan and, at this time, there is no zoning district that can be utilized at this geographic location to achieve a 4.5 FAR.

There are also certain areas of the County where the comprehensive plan recommends the implementation of form-based development where emphasis is placed on achieving a specific urban form in buildings and the related land. In these circumstances, there is no comprehensive plan recommendation for a maximum FAR, but rather, the development intensity is controlled, in part, by controlling the physical characteristics of the development such as maximum building height, maximum number of stories for a building, building setback recommendations, open space recommendations and other factors that specifically describe the form of the anticipated development. However, form-based development standards are not tools that are currently used by the Zoning Ordinance to establish maximum development potential, but rather the Zoning Ordinance uses a maximum density in terms of dwelling units per acre or a maximum intensity in terms of FAR for each zoning district. Because the PDC and PRM Districts in the Zoning Ordinance have county-wide applicability and these districts are the preferred utilization tools for a variety of transit-oriented and redevelopment/revitalization areas, it is necessary to amend the current provisions for these districts to accommodate the higher FAR or form-based code criteria, even though there are relatively few areas of the county where the higher maximum FAR could be achieved.

Maximum FAR in the PDC District

In the PDC District, the current provisions allow for a maximum FAR of 1.5, which may be increased by the Board up to 2.5 FAR subject to specific increases tied to the provision of additional open space, incorporation of unique design features/amenities, and/or the provision of below surface parking or structured parking within an enclosed building. The maximum FAR may also be increased in association with the provision of affordable housing.

Staff is proposing to eliminate the current 1.5 FAR maximum and the specific criteria for obtaining increases up to maximum 2.5 FAR and replace it with a baseline maximum FAR of 2.5, retaining the provision for increases associated with the provisions of affordable housing and subject to additional increases in Selective Areas, as discussed below. Staff notes that the PDC District was established in the Zoning Ordinance in the early 1970s and the provisions regarding increases from the maximum 1.5 FAR to up to 2.5 FAR were adopted in the late 1970s. In the past, it was less common for a development to propose unique design features involving public

art, extensive open space, structured parking and other features; thus, the zoning provisions offered an FAR incentive for developments to incorporate these features. At present and for some time now, it has been more common practice that all developments in the PDC District include additional open space, unique design features and structured parking, regardless of whether the approved FAR is above or below the 1.5 FAR tier. These factors, including public art and design features, parking and open space/parks have been more thoroughly addressed in the comprehensive plan to reflect a higher standard for developments with higher intensities, particularly for mixed use developments. As the comprehensive plan often includes tiered options for development intensity, a common factor for achieving a higher tier of intensity includes provision of these features in the proposed development. Staff believes that the Zoning Ordinance criteria tiers for FAR in the PDC District are not as useful as the more descriptive recommendations of the comprehensive plan. That said, staff still supports the provision of unique design features in all PDC District developments and, as noted above, proposes to add such criteria to the Purpose and Intent section of the PDC District. Additionally, staff supports the provision of structured parking in all PDC District developments and is proposing to add a provision to the use limitations in the PDC District to specify that a substantial portion of the required parking is anticipated to be provided in parking structures, above or below grade, for all PDC District developments. As such, where structured parking is currently a criterion for achieving additional density today, it would be anticipated for all PDC District developments moving forward.

Staff is proposing two options for the Board's consideration. In OPTION 1, the proposed amendment will establish a maximum allowable FAR up to 5.0 in the PDC District when the development is located in a Selective Area. Based on comments presented at the Planning Commission Public Input Session, as an alternative, staff is presenting OPTION 2 that would allow the Board to adopt the amendment such that the maximum FAR would be 5.0 in TSAs and the maximum FAR would be 4.0 in the CBCs and CRDs. Staff prefers OPTION 1 (5.0 FAR for all Selective Areas), in that it reflects good planning and zoning practices and can accommodate future changes to the comprehensive plan where an FAR of 4.0 or higher might be considered for a TSA, CBC or CRD. Additionally, staff believes OPTION 1 is more appropriate because there are areas where the adopted comprehensive plan does not specify FAR and relies, instead, on more form-based intensity criteria. As such, there may be instances where a maximum FAR of 4.0 will not permit a development in accordance with the recommendations of the comprehensive plan, subject to factors such as parcel size and building gross floor area.

Maximum FAR in the PRM District

In the PRM District, the current provisions allow for a maximum FAR of 3.0 FAR, subject to increases associated with the provision of affordable housing. The PRM District was established in 2001 to accommodate high density residential mixed use developments. Staff is proposing to leave the current maximum FAR of 3.0 in place for any development outside of the Selective Areas. However, for the same reasons cited in the PDC District, staff is proposing two options for the Board's consideration: OPTION 1 – to allow for an increase in FAR up to 5.0 when the development is located in a Selective Area; and OPTION 2 – to allow for a maximum FAR of 5.0 in TSAs and a maximum FAR of 4.0 in CBCs and CRDs. Again, staff continues to recommend OPTION 1 in the PRM District for the same reasons cited for the PDC District.

Three criteria for eligibility to utilize higher FAR limits in both the PDC and PRM Districts
Staff emphasizes that the maximum allowable FAR with either OPTION 1 or OPTION 2 in the PDC and PRM Districts would not be applicable to all PDC and PRM District rezoning applications. There are three criteria that have to be met for an application to be eligible for the higher maximum FAR: 1) the property must be geographically located in a Selective Area, as shown on the map in Attachment 2, 2) the applicant must be seeking a rezoning to only the PDC and/or PRM District; and 3) the actual development potential for any given land area would be further limited to the recommendation of the comprehensive plan. These recommendations oftentimes further limit the maximum allowable density/intensity for specific properties. For example, in the McLean CBC, generally the maximum FAR recommended for properties within the boundaries of the CBC range from 0.30 to 1.94. As such, even though the PDC or PRM District could permit an FAR of up to 5.0 (or 4.0 in a CBC/CRD with OPTION 2), the approval would be further limited to the maximum specified in the adopted comprehensive plan for each parcel or land unit.

Off-Street Parking Reductions and Clarifications

Currently, Par. 5 of Sect. 11-102 of the Zoning Ordinance allows an applicant to seek a reduction of the required number of parking spaces for a development within proximity to a mass transit station or when the development is along a corridor served by a mass transit facility. This provision has presented some confusion regarding what comprises "mass transit" and what constitutes "proximity." The proposed amendment will clarify three scenarios under which the Board can allow for a reduction in the minimum required parking, subject to satisfactory demonstration by the applicant that the full requirement of parking spaces are unnecessary and that the reduction will not adversely affect the site or adjacent areas. Staff notes that this change does not create a new parking reduction provision, but rather it is a more detailed explanation of the opportunities that currently exist for parking reductions based on the availability of alternate means of transportation.

The amendment proposes that the current locational standard of "proximity" be replaced with a "reasonable walking distance" standard, which is most often considered to be about one half mile utilizing safe and adequate pedestrian routes and better reflects the standards established by the comprehensive plan definition of a TSA. The proposal also further clarifies the scenarios under which a reduction could be granted, as follows:

1. Within reasonable walking distance to a mass transit station and/or in an area designated in the adopted comprehensive plan as a TSA (This may be either an existing station or a station that is programmed for completion in the same timeframe as the development.)

2. Within reasonable walking distance to a transportation facility consisting of a streetcar, bus rapid transit, express bus service or similar transportation service (Again, existing or to be completed in the same timeframe as the development.)

3. Within reasonable walking distance from a bus stop that provides high-frequency service and when the service consists of more than three routes, at least one of which serves a

mass transit station or transportation facility.

The current provisions allow a reduction based on both existing facilities and those programmed for completion in the same timeframe as the subject development. Staff believes this provision remains appropriate; but, is proposing to add a provision specifying that any determination regarding when a transportation improvement is programmed for completion shall include an assessment of the funding availability for such transportation improvement.

For a reduction that is associated with bus service, staff does not believe that all areas served by a bus offer a level of alternative transportation opportunities that could appropriately support a reduction of on-site parking, but there are some areas where bus service is extensive and provides for direct and regular connections to a mass transit station or transportation facility. The clarifications proposed will specify that bus service must be high frequency and there must be a minimum of three routes with at least one route providing direct service to a mass transit station or transportation facility.

With regard to the Commercial Revitalization Districts, the current regulations explicitly set forth that parking may be reduced in any CRD up to 20% for non-residential uses. Staff notes that, under the current provisions, the Board may also reduce parking in accordance with Article 11 under specific circumstances related to the sharing of parking by two or more uses, proximity to public transportation and other factors. For clarity, staff is proposing to include this provision in the CRD District regulations, where the availability of certain parking reductions is specifically addressed.

The amendment also proposes a minor change to the PDC District use limitations (see Par. 16 of Sect. 6-206) to include a statement that parking reductions are available under specific circumstances and that a substantial portion of the required parking is anticipated to be located in above and/or below grade parking structures. This statement is similar to a use limitation that currently exists in the PRM District.

Lastly, the proposed amendment will include provisions that specify that the Board, in conjunction with a rezoning or special exception, or the Director of the Department of Public Works and Environmental Services (Director), in conjunction with a site plan, may approve a plan for a temporary reduction and/or relocation of required parking for projects undergoing redevelopment. This temporary parking reduction/relocation provision would apply in all zoning districts, not just the PDC and PRM Districts, and would be available to the redevelopment of a property that includes the retention of existing buildings and/or uses and the removal of some or all of the existing required parking, such as in a redevelopment plan that includes the construction of additional building floor area and the removal of surface parking in order to construct a parking structure in its place. There has been some confusion among staff as to the ability to temporarily reduce parking or permit the relocation of parking spaces to an off-site location based solely on the redevelopment status of the property. The proposed provision will expressly set forth that such reduction/relocation is allowed, subject to a time limitation and demonstration by the applicant that adequate measures will be taken to ensure the continuation of safe and adequate utilization of the property.

Cellar Space Included in Floor Area Ratio in the PDC and PRM Districts

Another significant change presented with this amendment relates to the inclusion of cellar space as part of gross floor area, which is used in the calculation of FAR in the PDC and PRM Districts. Under the current provisions, cellar space is defined as that portion of a building partly underground, having one-half or more of its clear height below the grade plane. Under the current definition of gross floor area, cellar space is specifically excluded from the gross floor area calculation. The result of these provisions is that a building can have one or more additional floors underground which do not count as gross floor area, thus do not contribute to the maximum FAR. Staff notes that currently, even though cellar floor area does not count toward the FAR maximum, it does count when determining the minimum number of required parking spaces if the area is used for anything other than storage or mechanical equipment.

Staff is proposing to include cellar space in the calculation of gross floor area, thus in FAR, in both the PDC and PRM Districts in the same manner as it is counted in the Planned Tysons Corner Urban District (PTC). Staff notes that when the PTC District was adopted by the Board, the provisions included a requirement that cellar space be counted as part of the gross floor area and included in the calculation of FAR, unless such space has a structural headroom of less than six and one half feet and is specifically identified for mechanical equipment, is specifically identified for storage or accessory uses, or is specifically identified to house unmanned datacenter equipment. In this provision, the term "accessory uses" includes those functions that are clearly associated with the principal use of the building, such as an internal mail room or a health club solely for occupants of the building and do not include such features as a delicatessen, dry cleaner or other accessory service uses.

During the preparation of this amendment, staff received a request from industry to codify the existing interpretation exempting loading spaces and the associated loading dock that are located in a cellar from the gross floor area calculation. The proposed amendment will specifically reference loading spaces and associated loading docks in the gross floor area cellar exclusions in the PDC and PRM Districts. Staff notes that this clarification regarding loading spaces/docks will also be made to the PTC District regulations, as well. Additionally, staff will clarify the exemptions in each of these districts to include areas with a structural headroom of less than six and one half feet that is specifically identified for mechanical equipment, storage or other uses that are accessory to the principal use in the building, loading space (including associated travel way and loading dock) and an unmanned datacenter or other similar telecommunication or electronic equipment.

Given that there is a multitude of existing cellar space that has been approved and is constructed or pending construction, "grandfathering" provisions are necessary for the implementation of this provision. Staff proposes that any existing cellar space and any cellar space that will be constructed in accordance with a development plan approved prior to the date of adoption of this amendment shall remain exempt from inclusion in the calculation of gross floor area. This provision would only apply to any cellar space approved as part of a PDC or PRM District rezoning approved by the Board after the effective date of this amendment. Because this change in the cellar space provisions only applies to the PDC and PRM Districts, there is no impact on

cellar space located in buildings located in any other zoning district.

Open Space

In the PRM District, the open space provisions specify that 20% of the gross area shall be landscaped open space, unless modified by the Board. Staff proposes to add a limitation that not more than half of the minimum required landscaped open space shall be above street level. This limitation can be modified by the Board upon specific request. Staff believes that, in residential/mixed use developments, street level open space contributes a vital element to the overall residential nature of the development.

Changes to Specific Uses and Use Limitations in the PDC and PRM Districts

Commercial Recreation Restaurants -
Staff is proposing to add the Commercial Recreation Restaurant use to both the PDC and PRM Districts as a secondary use under the Category 5 Special Exception entry. The use would be subject to the limits set forth for such special exception uses, except that staff proposes to delete the limit that no person under the age of 18 shall be permitted to frequent the premises unless accompanied by a parent or guardian. This age limitation relates to the 1982 origin of this use in the Zoning Ordinance, specifically the amendment was developed to accommodate a then new restaurant/entertainment business model which combined a pizza restaurant and children's entertainment/recreation/amusement facility. At the time, the only similar use in the Zoning Ordinance was a Commercial Recreation Park for Children and staff believes the prohibition on unattended minors in the restaurant simply stemmed from the existing use that was geared toward children's entertainment. Since that time a number of new businesses have emerged that have appeal to older children and teens, as well as adults. Businesses such as ESPN Zone and Dave and Busters provide a venue that combines a restaurant with video and arcade games, televisions and other entertainment that appeal to a broad age range of customers, not necessarily over the age of 18 and not in need of constant adult supervision. The deletion of this minimum age provision will also enable the operator of the establishment to set their own parameters for the customer base they intend to serve. Staff believes the opportunity to include commercial recreation restaurants for all ages in mixed use developments as secondary uses in the PDC and/or PRM Districts is appropriate and notes that such uses were included when the PTC District regulations were adopted.

Kennels and Veterinary Hospitals -
Under the current provisions, kennels and veterinary hospitals are allowed as secondary uses in the PDC District, provided they are located within a completely enclosed building that is adequately soundproofed and constructed to abate the emission of odor and noise. In the PRM District, neither use is currently allowed. Staff believes that such uses can be appropriate in a mixed use development that includes residential and non-residential uses and that it could offer essential services to area residents with pets. Staff is proposing to add both kennels and veterinary hospitals to the PRM District as secondary uses, subject to a limitation that they be

located within a completely enclosed building which is adequately soundproofed and constructed so that there will be no emission of odor or noise that is detrimental to other properties in the area. Staff notes that the PDC District regulations currently include a provision that veterinary hospitals shall be subject to Health Department approval of the construction and operation of the facility prior to issuance of a Building Permit or Non-Residential Use Permit. The Health Department does not approve veterinary hospitals, so staff proposes to delete this provision.

Fast Food Restaurants -
Under the current provisions, a fast food restaurant is allowed as a secondary use in a PDC District when shown on an approved final development plan provided the use is in a non-residential structure, among other limitations. Any such use that does not meet the limitations specified would require a special exception. Industry representatives have requested that staff consider changing the PDC District provisions to allow a fast food restaurant as a secondary use in a residential structure in the same manner it is currently allowed in non-residential structures, citing the common occurrence of coffee shops, delicatessens and other fast food restaurants in buildings that also house residential uses. Staff concurs that fast food restaurants can be appropriate in residential buildings and that the review of such a proposal can be appropriately addressed during the review of the final development plan, rather than by requiring separate special exception approval. As such, staff is proposing to modify Par. 10 of Sect. 6-206 to allow fast food restaurants in residential structures and to add a limitation that no drive-through facilities shall be permitted in any building that also contains residential uses.

Fast food restaurants in the PDC District are also further limited by the provision of Par. 5, which limits all secondary uses to not more than 25% of the gross floor area (GFA) of all principal uses in the development and Par. 10, which also limits fast food restaurants specifically to not more than 15% of any structure. Industry representatives have requested that the 25% limit on secondary uses be increased to 50% of the GFA of the principal uses in the development and that the 15% limitation on fast food restaurants be eliminated to permit up to 100% of any structure to be used for fast food restaurants. The proposed amendment includes these options for the Board's consideration, but staff <u>does not</u> recommend either change at this time.

The request for these changes was made relatively recently with regard to the review of this amendment. Staff cannot, at this time, make the most informed recommendation because the impacts of these changes have not been thoroughly analyzed, especially with regard to trip generation impacts. Staff notes that the current provisions already provide a mechanism to allow fast food restaurants to exceed 15% of the GFA of any structure through the special exception process. Additionally, during the review of a rezoning application, the Board could modify the additional standard related to the limit on all secondary uses, provided such request can be sufficiently justified and supported. This review would be based on a specific Traffic Impact Analysis applicable to the development, thus enabling an appropriate review of the impacts of the additional fast food uses.

Furthermore, staff notes that the permissible secondary uses in the PDC District vary greatly in terms of their potential impacts, allowing for such uses as automated teller machines, hospitals, places of worship, service stations and private schools. Some of the secondary uses likely have negligible land use impacts, while others could present extensive impacts. The 2016 Zoning

Ordinance Amendment Work Program, which is currently under development, will include an analysis of retail and food service uses, as guided by Goal 3 of the 2015 Board of Supervisors' Strategic Plan to Facilitate the Economic Success of Fairfax County. This Work Program item will consider improvements to the Zoning Ordinance that accommodate the evolving nature of retail development, updates outdated definitions and further evaluates the retail sector (including food service) to ensure that the community's vision for growth, redevelopment and community reinvestment can be realized. Staff believes that the classifying characteristics of food service uses (fast food versus eating establishment) and the appropriate mix of uses (in terms of minimum or maximum limits) would be more appropriately addressed as part of the amendment related to Goal 3. The timing of that amendment is not determined at this time, but it is certain that there would be an appropriate analysis of the impacts of any proposed change prior to making a recommendation to the Board.

Vehicle Sales, Rental and Ancillary Service Establishments -
Under existing provisions, Vehicle Sales, Rental and Ancillary Service Establishments is specified as a secondary use in both the PDC and PRM Districts, subject to the use limitations set forth in Article 9, Special Exception Uses. However, under the provisions of Sect. 9-518, in the PDC and PRM Districts, only the vehicle rental portion of the use is permitted. The proposed amendment would allow the vehicle sales and ancillary service components of the use in both the PDC and PRM Districts, subject to a requirement that the use(s) is specifically identified on an approved final development plan and that there is no outside display or storage of vehicles. All vehicle display or storage would have to occur within a parking garage or enclosed building and the ancillary service component could only occur in an enclosed building. These locational requirements would apply to vehicles for sale, vehicles available for rent and vehicles awaiting service or pick up by owners. Staff also notes that the ancillary service establishment considered in this use relates only to such facilities that are in conjunction with vehicle sales/rental and does not apply to a freestanding automobile service/maintenance facility. Staff is aware of newer, more urban business models for automobile dealerships that have included showrooms located on the ground floor of mixed use buildings and the proposed change could accommodate such use. Whereas, the PTC District regulations currently permit vehicle sales, rental and ancillary service establishments, staff believes that the addition of both sales and service could also be successfully accommodated in the PDC and PRM Districts, subject to specific review of a proposal and subject to limitations on outdoor storage of vehicles. These new provisions are added as a new Par. 9 of Sect. 9-518 and they mirror the current provisions in the PTC District.

Reduction of Yard Requirements in Selective Areas

Currently, the minimum yard requirements and other minimum required distances from lot lines can be "waived" wherever specific design guidelines have been established in the comprehensive plan. Examples of such areas currently include certain CBCs and certain areas around transit facilities. Such "waivers" can be approved by the Board in conjunction with a rezoning or special exception or by the Director when approving a site plan. These provisions specifically exclude areas zoned as a CRD, as set forth in Appendix 7, and staff is not proposing any changes to the CRD provisions, which already permit the Board to reduce yards in conjunction with a rezoning or special exception or as a stand-alone special exception for yard reductions.

The changes proposed to Sect. 2-418 are essentially clarifying in nature. The current language uses the term "waiver" of yard requirements, but staff believes that the term "reduction" more appropriately describes the action taken by the Board or the Director and the proposed amendment reflects that change. Additionally, the changes proposed to Article 2 will specifically add that CRAs are included as an area for which such yard reductions could be permitted.

Sight Distance on Corner Lots

Under the current provisions of Sect. 2-505 of the Zoning Ordinance, on every corner lot in all zoning districts, there are limits on any structure or planting that would obstruct sight distance at the intersection of two or more streets. With the Board's adoption of comprehensive plan changes that promote development with a more urban design in proximity to a transit station and in the revitalization and redevelopment areas of the County, the development pattern includes an urban form that pushes buildings, signs, outdoor dining areas, landscaping and public spaces/structures closer to the roadways. In conjunction with the aforementioned proposal that allows for a reduction in yard requirements in certain specified areas, staff believes that there needs to also be a corresponding opportunity for the Board to modify the sight distance requirements on corner lots. Staff is proposing to allow the Board, in conjunction with a rezoning or special exception, to consider a request for a sight distance modification, based upon demonstrated compliance with the sight distance requirements of the Virginia Department of Transportation, a specific sight distance analysis and/or any other relevant design guidelines that demonstrate that the requested reduction maintains safe and adequate vehicular, bicycle and/or pedestrian movements at the intersection. Staff notes that the allowable modification of the sight distance requirements could be applied regardless of whether or not there is a corresponding request to modify the minimum yard requirements for the lot.

Transitional Screening and Barrier Waivers and Modifications

Currently, there is no provision under Article 13 to allow for a modification or waiver of the transitional screening and barrier requirements along the right of way of the Dulles International Airport Access Highway or the combined Dulles International Airport Access Highway and Dulles Toll Road. There is, however, a provision to permit a waiver or modification of the transitional screening along a railroad or other interstate highways, such as I-95, 495 and 66. Staff believes that the potential impacts of proximity to these Dulles-area roadways are not dissimilar to any impacts that would result from adjacency to a railroad or other interstate highway. As such, staff believes that the Director should also have modification authority along these Dulles-area roadways. Additionally, with the re-planning efforts for the geographic area surrounding the Silver Line of the Metro, urban-scale design will border these Dulles-area roadways, which may present a circumstance whereby the standard transitional screening and/or barrier requirements may be inappropriate. The proposed change will allow the Board in conjunction with a rezoning or the Director in conjunction with a site plan to consider a request for a modification or waiver of the screening and/or barrier requirements along these Dulles-area roadways where the proposal furthers the goals, guidelines and recommendations of the adopted

comprehensive plan.

Independent Living Facilities/Assisted Living Facilities/Nursing Home

Sect. 6-206 currently identifies the use limitations for "housing for the elderly" as a secondary use in the PDC District. Staff notes that the "housing for the elderly" is an old use designation that was changed in 2003 to the more specific uses of "independent living facilities" and "assisted living facilities" and "nursing facilities." It appears that this provision was inadvertently overlooked in the previous amendment and this amendment corrects that omission. Staff notes that, by definition, assisted living facilities and nursing facilities are deemed to be medical care facilities, so the proposed change reflects this distinction.

Bulk Regulations and Landscaping and Screening Provisions

The current standards set forth in Part 1 of Article 16, Development Plans, requires that the bulk regulations and landscaping and screening provisions at the peripheral boundaries of a PRM and PDC District shall generally conform to the provisions of the conventional district that most closely characterizes the proposed development. For properties that are subject to a rezoning to the PRM and /or PDC District, staff proposes that if the property is also in a Selective Area, that the provisions should have generally applicability and that they should apply only at the periphery of the Selective Area as necessary to implement the objectives of the comprehensive plan. It is noted that many of the revitalization areas are comprised of small, individually owned parcels, some of which will likely develop independently of one another. As such, staff believes the objectives of the comprehensive plan can be better achieved by implementing the bulk regulations and landscaping and screening requirements at the periphery of the Selective Area, rather on a lot by lot basis. Again, this proposed change is recommended in order to ensure that any specific design guidelines, landscaping and screaming treatments and regulations pertaining to building height and yard requirements expressed in the comprehensive plan can be utilized in the development of property in the Selective Areas.

Terminology Clarification for Development Plans

Under the current provisions, in conjunction with the approval of a conceptual development plan, which is required for all rezonings to a P-District, the Board may authorize a variance of the strict application of specific zoning district regulations, except that the Board cannot modify the maximum density or FAR provisions. Article 16, Development Plans, currently references the term "variance" as it applies to the approval action permitted by the Board. Article 16 also references the term "exception," which is a planning term of art in the context of a "special exception," but the term's use in Article 16 creates confusion. Further, for zoning purposes, a "variance" is a term specifically related to an action taken by the Board of Zoning Appeals (BZA), thus the references in Article 16 have presented confusion since development plans are not matters that are considered by the BZA. Staff is proposing to change the term "variance" to

"modification" and delete the term "exception" to alleviate this confusion.

Conclusion

The proposed amendment contains changes that primarily relate to the establishment of the implementation tools necessary to be able to achieve the land development recommendations set forth in the adopted comprehensive plan in the County's mixed use centers. The amendment also serves to clarify, codify and/or provide for slight modifications in current provisions regarding a number of Zoning Ordinance provisions. As such, staff recommends approval of the proposed amendment, to include **OPTION 1** in all cases where different options are presented, with an effective date of 12:01 a.m. on the day following adoption.

PROPOSED AMENDMENT

This proposed Zoning Ordinance amendment is based on the Zoning Ordinance in effect as of April 26, 2016, and there may be other proposed amendments which may affect some of the numbering, order or text arrangement of the paragraphs or sections set forth in this amendment, as other amendments may be adopted prior to action on this amendment. In the case of such an event, any necessary renumbering or editorial revisions caused by the adoption of any Zoning Ordinance amendments by the Board of Supervisors prior to the date of adoption of this amendment will be administratively incorporated by the Clerk in the printed version of this amendment following Board adoption.

Amend Article 2, General Regulations, as follows:

- **Amend Part 4, Qualifying Lot and Yard Regulations, Sect. 2-418 Waiver of Yard Requirements in Selective Areas, to read as follows:**

  ~~Waiver~~ Reduction of Yard Requirements in Selective Areas

  Notwithstanding any other provision of this Ordinance and except in a Commercial Revitalization District, the minimum yard requirements and other required distances from lot lines set forth in this Ordinance may be ~~waived~~ reduced for developments located in an area where specific design guidelines have been established in the adopted comprehensive plan, such as in Community Business Centers ~~(CBCs)~~, Commercial Revitalization Areas and ~~areas around transit facilities~~ Transit Station Areas, in accordance with such recommendations. Such ~~waiver~~ reduced yards or other required distances from lot lines may be approved by the Board, in conjunction with the approval of a rezoning or special exception, or by the Director in approving a site plan, when it is determined that such ~~waiver~~ reduction is in accordance with, and would further implementation of, the adopted comprehensive plan. Yard requirements in a Commercial Revitalization District and any allowable reductions thereof, shall be ~~provided~~ in accordance with the provisions of that district.

- **Amend Part 5, Qualifying Use, Structure Regulations, Sect. 2-505, Use Limitations on Corner Lots, by adding a new Par. 2 as follows:**

  2. Notwithstanding the above, the Board, in conjunction with the approval of a rezoning or special exception application, may modify the sight distance requirements on a corner lot based upon an evaluation of the specific development proposal which shall consider the demonstrated compliance with sight distance requirements of the Virginia Department of Transportation and a specific sight distance analysis and/or any other relevant design guidelines that would demonstrate safe and adequate vehicular, bicycle and/or pedestrian movements at an intersection.

Amend Article 6, Planned Development Districts, as follows:

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

  - **Amend Sect. 6-201, Purpose and Intent, as follows:**

    The PDC District is established to encourage the innovative and creative design of commercial development. The district regulations are designed to accommodate preferred high density/intensity land uses which could produce detrimental effects on neighboring properties if not consistent with the recommendations of the adopted comprehensive plan and not strictly controlled as to location and design~~;~~. The district regulations are further intended to insure high standards in the mix of uses, lay-out, design and construction of commercial developments; to include unique design elements and amenities; to encourage lot consolidation and the use of Transportation Demand Management techniques; and otherwise to implement the stated purpose and intent of this Ordinance.

    To these ends, rezoning to and development under this district will be permitted only in accordance with a development plan prepared and approved in accordance with the provisions of Article 16.

  - **Amend Sect. 6-203, Secondary Uses Permitted, by adding a new Par. 4D and relettering the subsequent paragraphs accordingly, as follows:**

    4. Commercial and industrial uses of special impact (Category 5), limited to:

       D. Commercial Recreation Restaurants, limited by the provisions of Sect. 9-506

  - **Amend Sect. 6-206, Use Limitations, by revising Paragraphs 5, 9, 10 and 11 and by adding a new Par. 16, as follows:**

    5. Secondary uses shall be permitted only in a PDC District which contains one or more principal uses. Unless modified by the Board in conjunction with the approval of a conceptual development plan in order for further implementation of the adopted comprehensive plan, the gross floor area devoted to dwellings as a secondary use shall not exceed fifty (50) percent of the gross floor area of all principal uses in the development, except that the floor area for affordable and market rate dwelling units which comprise the increased density pursuant to Part 8 of Article 2 shall be excluded from this limitation.

       OPTION 1: (provides for no change to the current provisions): The gross floor area of all other secondary uses shall not exceed twenty-five (25) percent of the gross floor area of all principal uses in the development.

       OPTION 2: The gross floor area of all other secondary uses shall not exceed ~~twenty-five (25)~~ fifty (50) percent of the gross floor area of all principal uses in the development.
       (STAFF RECOMMENDS OPTION 1)

The floor area for dwellings shall be determined in accordance with the gross floor area definition except the following features shall not be deemed gross floor area: balconies, porches, decks, breezeways, stoops and stairs which may be roofed but which have at least one open side; or breezeways which may be roofed but which have two (2) open ends. An open side or open end shall have no more than fifty (50) percent of the total area between the side(s), roof and floor enclosed with railings, walls, or architectural features.

9. Notwithstanding the provisions of Par. 5 and 6 above, ~~housing for the elderly~~ independent living facilities and/or medical care facilities limited to assisted living facilities and/or nursing facilities as ~~a~~ secondary uses need not be designed to serve primarily the needs of the residents and occupants of the planned development in which located but shall be designed so as to complement, maintain and protect the character of the planned development and the adjacent properties. The gross floor area devoted to ~~housing for the elderly~~ independent living facilities and/or medical care facilities limited to assisted living facilities and/or nursing facilities as ~~a~~ secondary uses shall not exceed fifty (50) percent of the gross floor area of all uses in the development.

10. Fast food restaurants shall be permitted only in accordance with the following:

A. Fast food restaurants may be permitted as a secondary use when shown on an approved final development plan, and provided such use is located in a ~~nonresidential~~ structure containing at least one (1) other permitted principal or secondary use, in accordance with the following:

(1) Such fast food restaurants shall be oriented to cater primarily to occupants and/or employees in the structure in which located, or of that structure and adjacent structures in the same building complex which are accessible via a clearly designated pedestrian circulation system; and

OPTION 1

(2) Such use(s) shall comprise not more than fifteen (15) percent of the gross floor area of the structure.

(3) No drive-through facilities shall be permitted when such fast food restaurant is located in a building with any residential uses.

OPTION 2

(2) ~~Such use(s) shall comprise not more than fifteen (15) percent of the gross floor area of the structure.~~

~~(3)~~ No drive-through facilities shall be permitted when such fast food restaurant is located in a building with any residential uses.

(STAFF RECOMMENDS OPTION 1)

B. Fast food restaurants not permitted under the provisions of Par. A above may be permitted as a secondary use by special exception, in accordance with the following:

(1) The structure containing the fast food restaurant shall be designed as an integral component of a building complex, and shall be reviewed for compatibility with the approved PDC development; and

(2) The fast food restaurant shall be safely and conveniently accessible from surrounding uses via a clearly defined pedestrian circulation system which minimizes points of conflict between vehicular and pedestrian traffic. Pedestrian ways shall be prominently identified through design features such as, but not limited to, the use of special pavement treatments for walkways and crosswalks, and/or the use of consistent and distinctive landscaping. Vehicular access to the use shall be provided via the internal circulation system of the building complex, and no separate entrance to the use shall be permitted from any thoroughfare intended to carry through traffic.

11. Kennels and veterinary hospitals shall be located within a completely enclosed building which is adequately soundproofed and constructed so that there will be no emission of odor or noise detrimental to other property in the area. ~~In addition, the Health Department shall approve the construction and operation of all veterinary hospitals prior to issuance of any Building Permit or Non-Residential Use Permit.~~

16. Off-street parking and loading facilities and private streets shall be provided in conformance with the provisions of Article 11, to include any possible parking reductions or alternate locations set forth in Sect. 11-102. Any such parking reduction may be approved by the Board as part of a rezoning and/or special exception when it is demonstrated by the applicant and determined by the Board that any such reduction(s) is/are in furtherance of the recommendations of the adopted comprehensive plan. It is intended that a substantial portion of the required parking should be provided in above and/or below grade parking structures.

- **Amend Sect. 6-207, Lot Size Requirements, by revising Par. 1C, as follows:**

1. Minimum district size: No land shall be classified in the PDC District unless the Board finds that the proposed development meets at least one (1) of the following conditions:

A. The proposed development will yield a minimum of 100,000 square feet of gross floor area.

B. The proposed development will be a logical extension of an existing P District, in which case it must yield a minimum of 40,000 square feet of gross floor area.

C. The proposed development is located within an area designated as a Community Business Center, Commercial Revitalization Area or Transit Station Area in the adopted comprehensive plan or is in a Commercial Revitalization District and a final development plan is submitted and approved concurrently with the conceptual development plan for the proposed development. The conceptual and final development plan shall specify the uses and gross floor area for the proposed development and shall provide site and building designs that will complement existing and planned development by incorporating high standards of urban design, to include provision for any specific urban design plans in the comprehensive plan for the area and for safe and convenient pedestrian, bicycle and vehicular movement and access.

- **Amend Sect. 6-208, Bulk Regulations, by revising Par. 3 and adding a new Par. 4 to read as follows:**

3. Maximum floor area ratio: 2.5 ~~1.5, which may be increased by the Board, in its sole discretion, up to a maximum of 2.5 in accordance with and when the conceptual and final development plans include one or more of the following:~~

~~A. More open space than the minimum required by Sect. 209 below - Not more than 2% for each additional 1% of the gross area provided in open space.~~

~~B. Unique design features and amenities within the planned development which require unusually high development costs and which achieve an especially attractive and desirable development, such as, but not limited to, terraces, sculpture, reflecting pools and fountains - As determined by the Board in each instance, but not to exceed 35%.~~

~~C. Below-surface off-street parking facilities - Not more than 5% for each 20% of the required number of parking spaces to be provided.~~

~~D. Above-surface off-street parking facilities within an enclosed building or structure - Not more than 3% for each 20% of the required number of parking spaces to be provided.~~

OPTION 1: However, the Board may approve an increase up to 5.0 for developments located in a Commercial Revitalization District, Community Business Center Area and/or Transit Station Area only when the proposed development is implementing the site specific density/intensity and other recommendations in the adopted comprehensive plan, in furtherance of the purpose and intent of this district.

OPTION 2: However, the Board may approve an increase up to 5.0 when the property is located in a Transit Station Area, as identified in the adopted comprehensive plan, and when the proposed development is implementing the site specific density/intensity and other recommendations in the adopted comprehensive plan. For developments located in a Commercial Revitalization District and/or Community Business Center Area, as identified in the adopted comprehensive plan, the Board may approve an increase up to 4.0 when the proposed development is implementing the site specific density/intensity

and other recommendations of the comprehensive plan, in furtherance of the purpose and intent of this district.

(The advertised range for maximum FAR in both options is 2.5 to 5.0 for areas within any of the Selective Areas. **STAFF RECOMMENDS OPTION 1**)

The maximum floor area ratio permitted by this Part shall exclude the floor area for affordable and bonus market rate dwelling units provided in accordance with Part 8 of Article 2 and the floor area for proffered bonus market rate units and/or bonus floor area, any of which is associated with the provision of workforce dwelling units, as applicable.

4. Notwithstanding the definition of gross floor area, any cellar space shall be counted as part of the gross floor area and shall be included in the calculation of the floor area ratio for any rezoning to the PDC District approved by the Board after *[date of adoption]*, except when such cellar space:

   A. has a structural headroom of less than six (6) feet, six (6) inches and is specifically identified for mechanical equipment; or

   B. is specifically identified for storage and/or other uses that are accessory to the principal uses in the building; or

   C. is specifically identified as a loading space, including any associated travel way providing access to the space, as well as the loading dock utilized for the temporary loading and unloading of goods; or

   D. is specifically identified to house an unmanned datacenter or other similar telecommunication or electronic equipment.

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

- **Amend Sect. 6-401, Purpose and Intent, as follows:**

The PRM District is established to provide for high density, multiple family residential development, generally with a minimum density of 40 dwelling units per acre; for mixed use development consisting primarily of multiple family residential development, generally with a density of at least twenty (20) dwelling units per acre, with secondary office and/or other commercial uses. PRM Districts should be located in those limited areas where such high density residential or residential mixed use development is in

accordance with the adopted comprehensive plan such as within areas delineated as Transit Station Areas, Community Business Centers, Commercial Revitalization Areas and Urban and Suburban Centers as well as developments located in Commercial Revitalization Districts. The PRM District regulations are designed to promote high standards in design and layout, to encourage compatibility among uses within the development and integration with adjacent developments, to encourage the use of Transportation Demand Management techniques, and to otherwise implement the stated purpose and intent of this Ordinance and the recommendations of the comprehensive plan.

To these ends, rezoning to and development under this district will be permitted only in accordance with development plans prepared and approved in accordance with the provisions of Article 16.

- **Amend Sect. 6-403, Secondary Uses Permitted, by adding a new Par. 5A and relettering the subsequent subparagraphs accordingly, and by adding new Paragraphs 13 and 23 and renumbering the subsequent paragraphs accordingly, as follows:**

5. Commercial and industrial uses of special impact (Category 5), limited to:

   A. Commercial recreation restaurants, limited by the provisions of Sect. 9-506

13. Kennels, limited by the provisions of Sect. 406 below.

23. Veterinary hospitals, limited by the provisions of Sect. 406 below.

- **Amend Sect. 6-406, Use Limitations by revising Par. 9 and adding new Par. 13 to read as follows:**

9. Off-street parking and loading facilities and private streets shall be provided in conformance with the provisions of Article 11, to include ~~the~~ any possible parking reductions or alternate locations as may be permitted in Sect. 11-102. ~~based on hourly parking accumulation characteristics of the various uses and/or proximity to a mass transit station.~~ Any such parking reduction may be approved by the Board as part of a rezoning and/or special exception when it is demonstrated by the applicant and determined by the Board that any such reduction(s) meets all the applicable requirements of Sect. 11-102 and is/are in furtherance of the recommendations of the adopted comprehensive plan. It is intended that a substantial portion of the required parking should be provided in above and/or below grade parking structures.

13. Kennels and veterinary hospitals shall be located within a completely enclosed building which is adequately soundproofed and constructed so that there will be no emission of odor or noise detrimental to other property in the area.

- **Amend Sect. 6-408, Bulk Regulations, by revising Par. 2 and adding a new Par. 3, to read as follows:**

2. Maximum floor area ratio: 3.0. **OPTION 1:** However, the Board may approve an increase up to 5.0 for developments located in a Commercial Revitalization District, Community Business Center Area and/or Transit Station Area only when the proposed development is implementing the site specific density/intensity and other recommendations in the adopted comprehensive plan, in furtherance of the purpose and intent of this district.

   OPTION 2: However, the Board may approve an increase up to 5.0 when the property is located in a Transit Station Area, as identified in the adopted comprehensive plan, and when the proposed development is implementing the site specific density/intensity and other recommendations in the adopted comprehensive plan. For developments located in a Commercial Revitalization District and/or Community Business Center Area, as identified in the adopted comprehensive plan, the Board may approve an increase up to 4.0 when the proposed development is implementing the site specific density/intensity and other recommendations of the comprehensive plan, in furtherance of the purpose and intent of this district.
   (The advertised range for maximum FAR in both options is 3.0 to 5.0 for areas within any or all of the Selective Areas.* STAFF RECOMMENDS OPTION 1*)

   ~~, provided t~~ The maximum floor area ratio permitted by this Part shall exclude the floor area for affordable and bonus market rate units provided in accordance with Part 8 of Article 2 and the floor area for proffered bonus market rate units and/or bonus floor area, any of which is associated with the provision of workforce dwelling units, as applicable.

3. Notwithstanding the definition of gross floor area, any cellar space shall be counted as part of the gross floor area and shall be included in the calculation of the floor area ratio for any rezoning to the PRM District approved by the Board after *[date of adoption]*, except when such cellar space:

   A. has a structural headroom of less than six (6) feet, six (6) inches and is specifically identified for mechanical equipment; or

   B. is specifically identified for storage and/or other uses that are accessory to the principal uses in the building; or

   C. is specifically identified as a loading space, including any associated travel way providing access to the space, as well as the loading dock utilized for the temporary loading and unloading of goods; or

   D. is specifically identified to house an unmanned datacenter or other similar telecommunication or electronic equipment.

- **Amend Sect. 6-409, Open Space, by revising Par. 1 to read as follows:**

1. Not less than 20% of the gross area shall be landscaped open space, unless modified by the Board in accordance with the provisions of Sect. 9-612. Not more than one-half (1/2) of the minimum required landscaped open space shall be permitted above the street level, unless otherwise modified by the Board upon specific request.

- **Amend Part 5, Planned Tysons Corner Urban District, by amending Par. 5 of Sect. 6-505, Use Limitations, as follows:**

5. Notwithstanding the definition of gross floor area, any cellar space shall be counted as part of the gross floor area and shall be included in the calculation of the floor area ratio, except that space used for mechanical equipment with structural headroom of less than six (6) feet, six (6) inches; and that area that is specifically identified and used for storage and/or for accessory uses and/or is specifically identified as a loading space, including any associated travel way providing access to the space, as well as the loading dock utilized for the temporary loading and unloading of goods; and that area specifically identified and used for primarily an unmanned datacenter or other similar mechanical, telecommunication or electronic equipment.

Amend Article 9, Special Exceptions, Part 5, Commercial and Industrial Uses of Special Impact, as follows:

- **Amend Sect. 9-506, Additional Standards for Commercial Recreation Restaurants, by deleting Par. 2 and renumbering subsequent paragraphs accordingly, as follows:**

~~2. No person under 18 years of age shall be permitted to frequent the premises unless accompanied by a parent or guardian.~~

- **Amend Sect. 9-518, Additional Standards for Vehicle Sale, Rental and Ancillary Service Establishments, by amending Par.7 and adding a new Par. 9, as follows:**

7. In the C-3, C-4, I-3, I-4, I-5, ~~PDC,~~ and PRC ~~and PRM~~ Districts, only vehicle rental establishments may be allowed and such use shall be subject to Paragraphs 1 through 6 above and the following:

   A. Vehicle rental establishments shall be limited to the rental of automobiles and passenger vans and the rental of trucks or other vehicles shall not be permitted.

   B. There may be a maximum of twenty-five (25) rental vehicles stored on site and such vehicles shall be stored in a portion of the parking lot designated on the special exception plat for the storage of rental vehicles.

   C. There shall be no maintenance or refueling of the rental vehicles on-site.

9. In the PDC and PRM Districts, vehicle sale, rental and ancillary service establishments shall only be permitted when specifically identified on an approved final development plan and provided there shall be no outside display or storage of vehicles. All vehicle display or storage shall occur within an enclosed building or parking garage and any ancillary service establishment use shall occur within a completely enclosed building.

Amend Article 11, Off-Street Parking and Loading, Private Streets, Part 1, Off-Street Parking, as follows:

- Amend Sect. 11-101, Applicability, by amending Par. 1 as follows:

1. Except as provided for in a Commercial Revitalization District, in any R, C or I district, all structures built and all uses established hereafter shall provide accessory off-street parking in accordance with the following regulations, and in the PDH, PDC, PRC and PRM Districts, the provisions of this Part shall have general application as determined by the Director. However, for the redevelopment of an existing property that includes the retention of some uses/structures and the elimination of some on-site parking during the redevelopment process, the Board, in conjunction with a rezoning or special exception, or the Director, in conjunction with a site plan, may approve a temporary reduction and/or relocation of the minimum required off-street parking spaces subject to a time limitation and demonstration by the applicant that adequate measures will be taken to ensure the continuation of safe and adequate utilization of the property.

   In the PTC District off-street parking shall be provided in accordance with Sect. 6-509, and Sect. 11-102 below shall have general application as determined by the Director. Additionally, subject to the approval of a parking redesignation plan pursuant to Par. 12 of Sect. 11-102, for an existing use located in the Tysons Corner Urban Center but not in the PTC District an owner may voluntarily elect to reduce the number of off-street parking spaces required pursuant to Sections 11-103, 11-104, 11-105 and 11-106 for the site to a number between what is currently approved for the site and the applicable minimum parking rate specified for the PTC District. However, this voluntary parking reduction is not an option if the currently approved number of parking spaces on the site is specified by a special permit, special exception or proffered condition.

- Amend Sect. 11-102, General Provisions, by revising Par. 5, as follows:

5. Subject to conditions it deems appropriate, the Board may reduce the number of off-street parking spaces otherwise required by the strict application of the provisions of this Part when a proposed development is within reasonable walking distance to: ~~Within the an area~~ ~~in proximity~~

A. a mass transit station and/or within an area designated in the adopted comprehensive plan as a Transit Station Area wherein the ~~which~~ station either exists or is programmed for completion within the same time frame as the completion of the subject development~~,~~; or

B. an existing transportation facility consisting of a streetcar, bus rapid transit, or express bus service or wherein such facility is programmed for completion within the same timeframe as the completion of the subject development and will provide high-frequency service; or ~~along a corridor served by a mass transit facility which facility that is conveniently accessible to the proposed use and offers a regular scheduled service,~~; or

C. a bus stop when service to this stop consists of more than three routes and at least one route serves a mass transit station or transportation facility and provides high-frequency service.

~~the Board may, subject to conditions it deems appropriate, reduce the number of off-street parking spaces otherwise required by the strict application of the provisions of this Part.~~ Such reduction may be approved when the applicant has demonstrated to the Board's satisfaction that the spaces proposed to be eliminated are unnecessary based on the projected reduction in the parking demand resulting from the proximity of the mass transit station or ~~mass transit~~ transportation facility or bus service and such reduction in parking spaces will not adversely affect the site or the adjacent area. For the purposes of this provision, a determination regarding the completion time frame for a mass transit station or transportation facility shall include an assessment of the funding status for the transportation project.

Amend Article 13, Landscaping and Screening, Part 3, Transitional Screening and Barriers, by revising Par. 11 of Sect. 305, Transitional Screening and Barrier Waivers and Modifications, as follows:

11. Transitional screening and barriers may be waived or modified where the subject property abuts a railroad, ~~or~~ interstate highway right-of-way, ~~except~~ the right-of-way of the Dulles International Airport Access Highway or the combined Dulles International Airport Access Highway and Dulles Toll Road.

Amend Article 16, Development Plans,

- **Amend Part 1, Standards for All Planned Developments, by revising Par. 1 of Sect. 16-102, Design Standards, as follows:**

Whereas it is the intent to allow flexibility in the design of all planned developments, it is deemed necessary to establish design standards by which to review rezoning applications,

development plans, conceptual development plans, final development plans, PRC plans, site plans and subdivision plats. Therefore, the following design standards shall apply:

1. In order to complement development on adjacent properties, at all peripheral boundaries of the PDH, PRM, PDC, and PRC Districts the bulk regulations and landscaping and screening provisions shall generally conform to the provisions of that conventional zoning district which most closely characterizes the particular type of development under consideration. In a rezoning application to the PDC or PRM District that is located in a Commercial Revitalization District or in an area that is designated as a Community Business Center, Commercial Revitalization Area or Transit Station Area in the adopted comprehensive plan, this provision shall have general applicability and only apply at the periphery of the Commercial Revitalization District, Community Business Center, Commercial Revitalization Area, or Transit Station Area, as necessary to achieve the objectives of the comprehensive plan. In the PTC District, such provisions shall only have general applicability and only at the periphery of the Tysons Corner Urban Center, as designated in the adopted comprehensive plan.

- **Amend Part 4, Procedures for Review and Approval of All P Districts Except the PRC District, by revising Par. 8 of Sect. 16-401, Conceptual Development Plan Approval, as follows:**

8. In approving a conceptual development plan, the Board may authorize a ~~variance in~~ modification of the strict application of specific zoning district regulations whenever:

   A. Such strict application would inhibit or frustrate the purpose and intent for establishing such a zoning district; and

   B. Such ~~variance~~ modification would promote and comply with the standards set forth in Part 1 above.

   In no case, however, shall the maximum density provisions under the PDH District and the maximum floor area ratio provisions under the PDC, PRM and PTC Districts be ~~varied or~~ modified.

- **Amend Part 5, Submission Requirements for all P Districts Except the PRC District, as follows:**

  - **Amend Sect 16-501, Conceptual Development Plan, by amending Paragraphs 1A(22), 2A(21), as follows:**

    1. For a rezoning to the PDH, PDC and PRM Districts, the following shall accompany such application:

       A. A plan, at a scale of not less than one inch equals one hundred feet (1" = 100'), showing:

(22) A statement that the proposed development conforms to the provisions of all applicable ordinances, regulations and adopted standards, or, if any waiver~~, exception or variance~~ or modification is sought by the applicant, such shall be specifically noted with the justification for such ~~modification~~ request.

If the proposal includes the request for a waiver of the yard regulations for yards abutting certain principal arterial highways and railroad tracks pursuant to Sect. 2-414, a study showing projected noise impacts, proposed mitigation measures and effectiveness of such measures shall be submitted.

2. For a rezoning to the PTC District, the following shall accompany such application:

A. A plan, at a scale of not less than one inch equals one hundred feet (1" = 100'), showing:

(21) A statement that the proposed development conforms to the provisions of all applicable ordinances, regulations and adopted standards, or, if any waiver~~, exception or variance~~ or modification is sought by the applicant, such shall be specifically noted with the justification for such ~~modification~~ request.

If the proposal includes the request for a waiver of the yard regulations for yards abutting certain principal arterial highways and railroad tracks pursuant to Sect. 2-414, a study showing projected noise impacts, proposed mitigation measures and effectiveness of such measures shall be submitted.

- **Amend Sect 16-502, Final Development Plan, by amending Paragraphs 1F and 2E, as follows:**

1. For a rezoning to the PDH, PDC and PRM Districts, the following shall accompany such application:

F. A statement that the proposed development conforms to the provisions of all applicable ordinances, regulations and adopted standards, or, if any waiver~~, exception or variance~~ or modification is sought by the applicant, such shall be specifically noted with the justification for such ~~modification~~ request.

2. For a rezoning to the PTC District, the following shall accompany such application:

E. A statement that the proposed development conforms to the provisions of all applicable ordinances, regulations and adopted standards, or, if any waiver~~, exception or variance~~ or modification is sought by the applicant, such shall be specifically noted with the justification for such ~~modification~~ request.

Amend Appendix 7, Commercial Revitalization Districts, as follows:

- **Amend Par. 3A of Sections A7-109, A7-209, A7-309 and A7-509, Additional Provisions, as follows:**

3. The off-street parking, loading and private street requirements of Article 11 shall apply, except as set forth below:

A. The minimum off-street parking requirements for any non-residential uses may be reduced by up to twenty (20) percent by the Board when it is demonstrated by the applicant and determined by the Board that such reduction is in furtherance of the goals of the Commercial Revitalization District as set forth in the adopted comprehensive plan. Such request may also be considered in conjunction with a rezoning and/or special exception application. The fee for a parking reduction set forth in Sect. 17-109 shall not be applicable.

For a mixed-use development in a PDC or PRM District, the minimum off-street parking requirements for residential and non-residential uses may be reduced by the Board in accordance with Article 11 and when it is demonstrated by the applicant and determined by the Board that such reduction is in furtherance of the recommendations of the adopted comprehensive plan for the area and that such reduction will not adversely affect the site or the adjacent area.

- **Amend Par. 3A of Sect. A7-409, Additional Provisions, as follows:**

3. The off-street parking, loading and private street requirements of Article 11 shall apply, except as set forth below:

A. Notwithstanding the provisions of Article 11, the minimum off-street parking requirements for all non-residential uses shall be reduced by twenty (20) percent.

For a mixed-use development in a PDC or PRM District, the minimum off-street parking requirements for residential and non-residential uses may be reduced by the Board in accordance with Article 11 and when it is demonstrated by the applicant and determined by the Board that such reduction is in furtherance of the recommendations of the adopted comprehensive plan for the area and that such reduction will not adversely affect the site or the adjacent area.

Attachment 1 – Terms Used in this Staff Report

CBC – Community Business Center – defined in the Comprehensive Plan Glossary as centers typically planned for over 1,000,000 sq. ft. of commercial space. Historically older community-serving commercial areas that emerged along major roadways, Community Business Centers are areas where redevelopment should encourage a mix of uses focused around a core area of higher intensity, such as a town center or main street in a pedestrian-oriented setting. Transitions in intensity and compatible land uses should protect surrounding stable residential neighborhoods.

CRA – Commercial Revitalization Area – two specific geographic areas, Lake Anne and Merrifield, designated by the Board in 1998 as Commercial Revitalization Areas with the intent of stimulating reinvestment in existing businesses and encouraging redevelopment, as appropriate.

CRD – Commercial Revitalization District – reflected in the Zoning Ordinance as a mapped overlay district established to encourage economic development activities in older commercial areas of the County.

FAR – Floor Area Ratio – defined in the Zoning Ordinance as a unit of measure determined by dividing the gross floor area of all buildings on a lot by the area of that lot.

PDC – Planned Development Commercial District – specified in the Zoning Ordinance as a zoning district established to encourage the innovative and creative design of commercial development. The district regulations are designed to accommodate preferred high density land uses which could produce detrimental effects on neighboring properties if not strictly controlled as to location and design; to insure high standards in the lay-out, design and construction of commercial developments; and otherwise to implement the stated purpose and intent of this Ordinance.

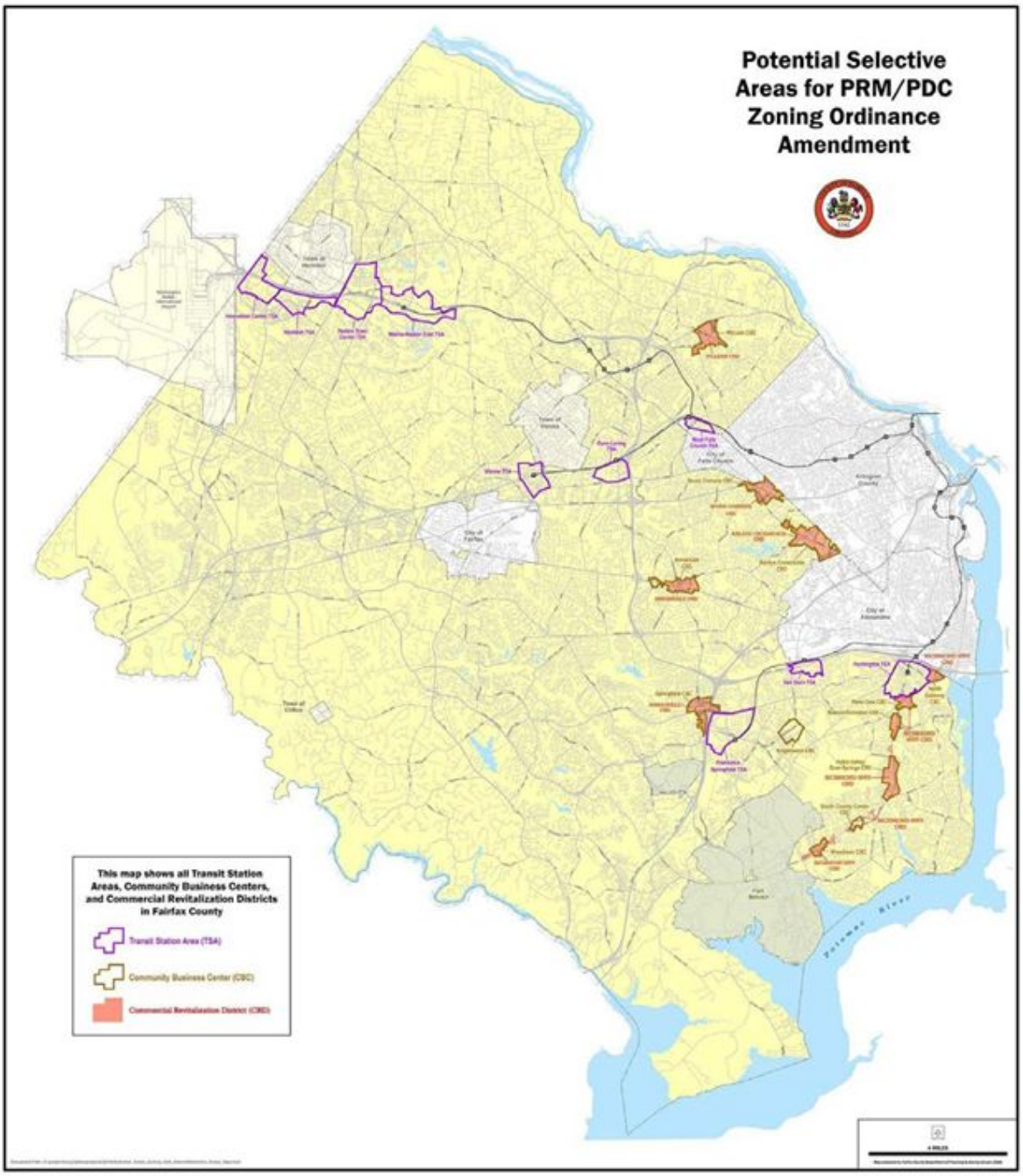
PRM – Planned Residential Mixed Use District – specified in the Zoning Ordinance as a zoning district established to provide for high density, multiple family residential development, generally with a minimum density of 40 dwelling units per acre; for mixed use development consisting primarily of multiple family residential development, generally with a density of at least twenty (20) dwelling units per acre, with secondary office and/or other commercial uses. PRM Districts should be located in those limited areas where such high density residential or residential mixed use development is in accordance with the adopted comprehensive plan such as within areas delineated as Transit Station Areas, and Urban and Suburban Centers. The PRM District regulations are designed to promote high standards in design and layout, to encourage compatibility among uses within the development and integration with adjacent developments, and to otherwise implement the stated purpose and intent of this Ordinance.

Selective Areas – the term utilized in this staff report to include the TSAs, CBCs and CRDs.

TSA – Transit Station Area – defined in the Comprehensive Plan Glossary as areas adjacent to Metrorail Stations are directly influenced by the presence of access points to the Metrorail system. Transit station areas promote a land use pattern that supports Metrorail by encouraging a mix of uses in a compact, pedestrian-friendly urban form within walking distance of the rail

station. The transit-oriented development (TOD) area may be generally defined as a ¼ mile radius from the station platform with a density and intensity tapering to within a ½ mile radius from the station platform or a 5-10 minute walk. Within the region, Metrorail provides a vital public transportation choice that enhances accessibility and reduces the reliance upon single occupancy vehicle use. Transit Station Area boundaries are strongly influenced by the area's access characteristics and the relationship of the station to surrounding stable neighborhoods.

ATTACHMENT 2 – MAP OF SELECTIVE AREAS



Board Agenda Item
April 26, 2016

ADMINISTRATIVE - 8

Supplemental Appropriation Resolution AS 16210 for the Fairfax County Economic Development Authority to Accept Grant Funding from the Commonwealth of Virginia – Commonwealth Development Opportunity Fund (COF) for Ernst & Young LLP (EY) (Providence District)

ISSUE:
Board of Supervisors' approval of Supplemental Appropriation Resolution AS 16210 for the Fairfax County Economic Development Authority (FCEDA) to accept grant funding in the amount of $1,300,000 from the Commonwealth of Virginia as part of the Commonwealth's Development Opportunity Fund for Ernst & Young LLP (EY). This grant will assist the County with the expansion of EY's operation. No Local Cash Match is required. However, Fairfax County will provide transportation improvements scheduled in the Providence District.

RECOMMENDATION:
The County Executive recommends that the Board approve Supplemental Appropriation Resolution AS 16210 for the FCEDA to accept the grant funding in the amount of $1,300,000 to convey to EY as the state portion of the grant. No Local Cash Match is required. Fairfax County will provide transportation improvements in the Providence District. The transportation improvements identified for the COF match are already planned and funded within the Fairfax County Department of Transportation, and will not require any additional County funding.

TIMING:
Board approval is requested on April 26, 2016.

BACKGROUND:
Fairfax County competed with another jurisdiction for the expansion of this headquarters operation. As part of the negotiations, the Commonwealth of Virginia supported the expansion of its business units within Fairfax County, with a Commonwealth's Development Opportunity Fund grant. The grant is a Performance Grant and a performance agreement has been executed to ensure, on behalf of Fairfax County and the Commonwealth of Virginia, that the projected growth occurs.

As part of the Commonwealth's Development Opportunity Fund grant, Fairfax County must provide a local match which will be in the form of the Jones Branch Connector, a roadway improvement which is already planned and funded in the County budget. The road improvement was identified by coordinating with Fairfax County Department of Transportation.

In addition, as stated in the Performance Agreement, the Commonwealth of Virginia will provide the following incentive. Please note that this does not pass through the County nor does it require a County match.

- Estimated funding of $227,200 from the Virginia Jobs Investment Program (VJTIP).

FISCAL IMPACT:
Funding in the amount of $1,300,000 will be provided to Fairfax County to be made available to EY for the costs of the tenant build-out of the new facility in Tysons as permitted by Section 2.2-115(C) of the Virginia Code and as permitted by the current COF statute. There is no Local Cash Match required. However, Fairfax County must provide acceleration of the construction of the Jones Branch Connector. This improvement has already been identified, planned, and funded within the Fairfax County Department of Transportation. This action does not increase the expenditure level of the Federal-State Grant Fund, as funds are held in reserve for unanticipated grant awards. A schedule of COF payment has been set forth in the Performance Agreement with metrics that have been agreed upon.

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

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

ENCLOSED DOCUMENTS:
Attachment 1: Supplemental Appropriation Resolution AS 16210
Attachment 2: Commonwealth Development Opportunity Fund Performance Agreement
Attachment 3: Notification of GOF Award from the Commonwealth of Virginia

STAFF:
Gerald L. Gordon, President, FCEDA
Rodney Lusk, Director National Marketing, FCEDA

SUPPLEMENTAL APPROPRIATION RESOLUTION AS 16210

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 April 26, 2016, at which a quorum was present and voting, the following resolution was adopted:

BE IT RESOLVED by the Board of Supervisors of Fairfax County, Virginia, that in addition to appropriations made previously for FY 2016, the following supplemental appropriation is authorized and the Fiscal Planning Resolution is amended accordingly:

Appropriate to:

Fund:	500-C50000, Federal-State Grant Fund	
Agency:	G1616, Economic Development Authority	$1,300,000
Grant:	1160009-2016, Commonwealth Development Opportunity Fund – Ernst & Young	

Reduce Appropriation to:

Agency:	G8787, Unclassified Administrative Expenses	$1,300,000
Fund:	500-C50000, Federal-State Grant Fund	

Source of Funds: Virginia Economic Development Partnership, $1,300,000

A Copy - Teste:

Catherine A. Chianese
Clerk to the Board of Supervisors

COMMONWEALTH'S DEVELOPMENT OPPORTUNITY FUND

PERFORMANCE AGREEMENT

This **PERFORMANCE AGREEMENT** made and entered this 5th day of February 2016, by and between the **COUNTY OF FAIRFAX, VIRGINIA** (the "Locality"), a political subdivision of the Commonwealth of Virginia (the "Commonwealth"), and **ERNST & YOUNG U. S. LLP** (the "Company"), a Delaware limited liability partnership authorized to transact business in the Commonwealth.

WITNESSETH:

WHEREAS, the Locality has been awarded a grant of and expects to receive $1,300,000 from the Commonwealth's Development Opportunity Fund (a "COF Grant") through the Virginia Economic Development Partnership Authority ("VEDP") for the purpose of inducing the Company to lease, improve, equip and operate, or cause to be leased, improved, equipped and operated, its professional services facility in the Locality located at 1775 Tysons Boulevard, Tysons Corner, Virginia 22102 and further identified by Fairfax County Tax Map No. 0294-10-003B1 (the "Facility"), thereby making or causing to be made a significant Capital Investment and creating and Maintaining a significant number of New Jobs, as such capitalized terms are hereinafter defined;

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

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

WHEREAS, it is anticipated that the leasing, improvement, equipping and operation of the Facility will entail a capital expenditure of approximately $12,666,600, of which approximately $3,365,220 will be invested in furniture, fixtures and equipment and approximately $9,301,380 will be invested in leasehold improvements to a leased building;

WHEREAS, it is anticipated that the leasing, improvement, equipping and operation of the Facility will further entail the creation and Maintenance of 462 New Jobs at the Facility; and

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

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

Section 1. Definitions.

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

"Average Annual Wage" means the average salary of all New Jobs as determined by dividing total payroll (W-2 compensation) for New Jobs divided by total New Jobs.

"Capital Investment" means a capital expenditure by or on behalf of the Company on or after November 1, 2014, in taxable real property, taxable tangible personal property, or both, at the Facility, excluding the purchase of land or existing real property improvements. A capital expenditure related to a leasehold interest in real property will be considered to be made "on behalf of the Company" if a lease between a developer (or other lessor) and the Company is a capital lease, or is an operating lease having a term of at least ten years, and the real property would not have been constructed or improved but for the Company's interest in leasing some or all of the real property. Only the capital expenditures allocated to the portion of the real property to be leased by the Company will count as Capital Investment. The purchase or lease of furniture, fixtures, machinery and equipment, including under an operating lease, and expected building up-fit and tenant improvements (including fees for architecture, engineering and construction services) by or on behalf of the Company will qualify as Capital Investment. The Company may count as Capital Investment capital expenditures made on or after November 1, 2014, related to furniture, fixtures and equipment purchased or leased to accommodate persons holding the New Jobs who may be temporarily housed at the Company's existing facilities in the Locality, if such furniture, fixtures and equipment are moved to the Facility as the Facility becomes available for occupancy by the Company. The total expected capital expenditure of $12,666,600 is referred to in this Agreement as the "Capital Investment."

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

"New Job" means new permanent full-time employment of an indefinite duration at the Facility for which the standard fringe benefits are provided by the Company for the employee, and for which the Company pays an Average Annual Wage of at least $98,042. Each New Job must require a minimum of either (i) 35 hours of an employee's time per week for the entire normal year of the Company's operations, which "normal year" must consist of at least 48 weeks, or (ii) 1,680 hours per year. Seasonal or temporary positions, positions created when a job function is shifted from an existing location in the Commonwealth, and positions with

construction contractors, vendors, suppliers and similar multiplier or spin-off jobs shall not qualify as New Jobs. The New Jobs must be in addition to the 1,422 full-time jobs at the Facility as of November 1, 2014. The Company may count as the New Jobs positions created on or after November 1, 2014, that are first housed at the Company's existing facilities in the Locality, if those New Jobs are then moved to the Facility as the Facility becomes available for occupancy by the Company.

"Performance Date" means December 31, 2018. If the Locality, in consultation with VEDP, deems that good faith and reasonable efforts have been made and are being made by the Company to achieve the Targets, the Locality may agree to extend the Performance Date by up to 15 months. If the Performance Date is extended, the Locality shall send written notice of the extension to the Company and VEDP and the date to which the Performance Date has been extended shall be the "Performance Date" for the purposes of this Agreement.

"Targets" means the Company's obligations to make or cause to be made Capital Investments at the Facility of at least $12,666,600 and to create and Maintain at least 462 New Jobs at the Facility, all as of the Performance Date.

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

Section 2. <u>Targets; Statutory Criteria.</u>

By the Performance Date, the Company will lease, improve, equip and operate the Facility in the Locality, and make or cause to be made a Capital Investment of at least $12,666,600. Further, by the Performance Date, the Company will create and Maintain at least 462 New Jobs at the Facility.

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

The Average Annual Wage of the New Jobs of at least $98,042 is more than the prevailing average annual wage in the Locality of $78,310. The Locality is not a high-unemployment locality, with an unemployment rate for 2013, which is the last year for which such data is available, of 4.3% as compared to the 2013 statewide unemployment rate of 5.5%. The Locality is not a high-poverty locality, with a poverty rate for 2013, which is the last year for which such data is available, of 6.0% as compared to the 2013 statewide poverty rate of 11.7%.

Section 3. <u>Disbursement of COF Grant.</u>

By no later than June 1, 2016, the Locality will request the disbursement to it of the COF Grant. If not so requested by the Locality by June 1, 2016, this Agreement will terminate. The

Locality and the Company will be entitled to reapply for a COF Grant thereafter, based upon the terms, conditions and availability of funds at that time.

Within 30 days of its receipt of the COF Grant proceeds, the Locality will disburse the COF Grant proceeds to the Company as an inducement to the Company to achieve the Targets at the Facility. The Company will use the COF Grant proceeds for build out of the Facility, as permitted by Section 2.2-115(D) of the Virginia Code.

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

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

Category of Incentive:	Total Amount
COF Grant	$1,300,000
Virginia Jobs Investment Program ("VJIP") (Estimated)	227,200

The proceeds of the COF Grant shall be used for the purposes described in Section 3. The VJIP proceeds shall be used by the Company to pay or reimburse itself for recruitment and training costs.

Provided that the Commonwealth pays the COF Grant to the Locality, the Locality shall provide the following incentive, as matching grants or otherwise, for the Facility:

Category of Incentive:	Total Amount
Acceleration of the Construction of the Jones Branch Connector (Estimated Cost to the Locality of such Acceleration)	$1,300,000

The acceleration of the construction of the Jones Branch Connector is in addition to an acceleration approved by the Locality in 2013 in connection with a different economic development project.

The Company acknowledges and agrees that this acceleration of the construction of the Jones Branch Connector was an important factor in the Company's decision to lease, improve, equip and operate the Facility in the Locality. The Locality believes that this acceleration of the construction of the Jones Branch Connector will provide improved access to the Facility and benefit the Company, surrounding businesses and residents and the traveling public.

If, by the Performance Date, the funds disbursed or committed to be disbursed by the Locality on or after November 1, 2014, associated with the acceleration of the construction of the Jones Branch Connector total less than the $1,300,000 COF Grant local match requirement, the Locality, subject to appropriation, will make an additional non-cash grant in the nature of public infrastructure improvements, to or for the benefit of the Company, of the difference at the Performance Date, so long as the Company has met its Targets. Any changes to the Locality's incentives from the improvements described above will require the prior approval of the Company and VEDP.

Section 5. <u>Repayment Obligation</u>.

(a) *If Statutory Minimum Eligibility Requirements are Not Met:* Section 2.2-115 of the Virginia Code requires that the Company make or cause to be made a Capital Investment of at least $5,000,000 and create and Maintain at least 50 New Jobs paying an average annual wage of at least $78,310 at the Facility in order to be eligible for the COF Grant. Failure by the Company to meet either of these statutory minimum eligibility requirements by the Performance Date shall constitute a breach of this Agreement and the entire COF Grant must be repaid by the Company to the Authority.

(b) *If Statutory Minimum Eligibility Requirements are Met:* The provisions of this subsection (b) are only applicable if the Company has met the statutory minimum eligibility requirements for a COF Grant as set forth in subsection (a). Solely for purposes of repayment, the COF Grant is to be allocated as $650,000 (50%) for the Capital Investment Target and $650,000 (50%) for the New Jobs Target. If the Company has met at least 90% of both of the Targets at the Performance Date (meaning it has made Capital Investments of at least $11,399,940 and has created and Maintained at least 416 New Jobs), then and thereafter the Company is no longer obligated to repay any portion of the COF Grant. If the Company has not met at least 90% of either or both of its Targets at the Performance Date, the Company shall repay to the Locality that part of the COF Grant that is proportional to the Target or Targets for which there is a shortfall. For example, if at the Performance Date, the Capital Investment is only $9,499,950 (representing a 25% shortfall in achievement of the Capital Investment Target) and only 347 New Jobs have been created and Maintained (representing a 25% shortfall in achievement of the New Jobs Target), the Company shall repay to the Locality 25% of the moneys allocated to the Capital Investment Target ($162,500) and 25% of the moneys allocated to the New Jobs Target ($162,500).

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

Company or other similar significant event that demonstrates the Company will be unable or is unwilling to satisfy the Targets for the COF Grant.

(d) *Repayment Dates:* Repayment pursuant to this Section 5 shall be due from the Company to the Locality within ninety days after (i) the Performance Date if required to be made pursuant to Section 5(a) or (b) above or (ii) the Determination Date if required to be made pursuant to Section 5(c) above. Any moneys repaid by the Company to the Locality hereunder shall be repaid by the Locality promptly to VEDP for redeposit into the Commonwealth's Development Opportunity Fund. The Locality shall use reasonable efforts to recover such funds, including legal action for breach of this Agreement. The Company shall be liable for all attorneys' fees and costs incurred by the Locality in connection with any legal action brought to collect such funds. The Locality shall have no responsibility for the repayment of any sums hereunder unless said sums have been received by the Locality from the Company.

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

No later than 90 days after the Performance Date, the Company shall provide, at the Company's expense, a report to the Locality and VEDP of the Company's achievement of the Targets. The form of such report is attached as Exhibit A and provides: (i) the amount of Capital Investment made; (ii) the number of New Jobs created and Maintained; (iii) a statement that the required Average Annual Wage was paid to those New Jobs; (iv) a statement that the standard fringe benefits were provided to the New Jobs; and (v) the amount of Virginia income tax paid by the Company to the Commonwealth, or, as applicable, a copy of the Virginia income tax form filed with regard to the Company's status as a pass-through entity in each of the four calendar years prior to the Performance Date.

If the Company wishes to count as Capital Investments the capital expenditures made on its behalf by a lessor or a developer of the Facility, the Company is responsible for assembling and distributing the documentation necessary to verify the capital expenditures made on behalf of the Company.

The Company hereby authorizes the Department of Tax Administration for the Locality to release to VEDP the Company's real estate tax, business personal property tax and machinery and tools tax information, that otherwise would be required to be kept confidential by the Department of Tax Administration pursuant to Section 58.1-3 of the Virginia Code, provided that such information shall be (a) marked, considered and treated as confidential and proprietary by the Department of Tax Administration for the Locality and VEDP and (b) used by VEDP solely for verifying satisfaction of the Capital Investment Target.

The Company shall report to the Locality or VEDP information on the progress toward achieving the Targets at such other times as the Locality and VEDP may reasonably require.

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

Formal notices and communications among the Parties shall be given either by (i) personal service, (ii) delivery by a reputable document delivery service that provides a receipt showing date and time of delivery, (iii) mailing utilizing a certified or first class mail postage prepaid service of the United States Postal Service that provides a receipt showing date and time of delivery or (iv), in the case of notices and communications to the Locality and/or VEDP, delivery by facsimile or electronic mail (email) with transmittal confirmation and confirmation of delivery, addressed as noted below. Notices and communications personally delivered or delivered by document delivery service shall be deemed effective upon receipt. Notices and communications mailed shall be deemed effective on the second business day following deposit in the United States mail. Notices and communications delivered by facsimile or email shall be deemed effective the next business day, not less than 24 hours, following the date of transmittal and confirmation of delivery to the intended recipient. Such written notices and communications shall be addressed to:

if to the Company, to:

Ernst & Young U.S. LLP
8484 Westpark Drive
McLean, Virginia 22102
Attention: Steven F. Tozier

with a copy to:

Ernst & Young U.S. LLP
5 Times Square
New York, New York 10036
Attention: General Counsel's Office

with a further copy to:

Ernst & Young U.S. LLP
950 Main Avenue
Cleveland, Ohio 44113
Attention: Lease Administration

if to the Locality, to:

County of Fairfax, Virginia
12000 Government Center Parkway
Suite 552
Fairfax, Virginia 22035-0066
Facsimile: 703.324.3956
Email: Edward.Long@FairfaxCounty.gov
Attention: Edward L. Long, Jr., County Executive

with a copy to:

County of Fairfax, Virginia
12000 Government Center Parkway
Suite 549
Fairfax, Virginia 22035-0066
Facsimile: 703.324.2665
Email: David.Bobzien@FairfaxCounty.gov
Attention: County Attorney

with a further copy to:

Fairfax County Economic
Development Authority
8300 Boone Boulevard
Suite 450

Tysons Corner, Virginia 22182
Facsimile: 703.893.1269
Email: ggordon@fceda.org
Attention: Gerald L. Gordon, Ph. D., President and CEO

if to VEDP, to:

Virginia Economic Development Partnership
901 East Byrd Street, 19th Floor
Post Office Box 798 (zip: 23218-0798)
Richmond, Virginia 23219
Facsimile: 804.545.5611
Email: mbriley@yesvirginia.org
Attention: President and CEO

with a copy to:

Virginia Economic Development Partnership
901 East Byrd Street, 19th Floor
Post Office Box 798 (zip: 23218-0798)
Richmond, Virginia 23219
Facsimile: 804.545.5611
Email: smcninch@yesvirginia.org
Attention: General Counsel

Section 8. Miscellaneous.

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

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

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

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

(e) *Consistency with Other Exemptions:* Because the Company is a public accounting firm, it is subject to strict regulation of its independence as it relates to its audit clients. To comply with these regulations, the Company must identify and evaluate all of its

direct and indirect business relationships with its audit clients. To assist the Company with its compliance efforts, the Locality hereby represents and warrants, on and as of the date of this Agreement, that (a) the COF Grant is consistent with grants provided to other qualifying businesses for other qualifying projects, and (b) the Agreement does not contain terms and conditions that are, in the aggregate, more favorable than those being offered by the Locality to similarly qualifying companies for similarly qualifying projects.

[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

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

COUNTY OF FAIRFAX, VIRGINIA

By _____
Name: Edward L. Long, Jr.
Title: County Executive
Date: 2/24/2016

ERNST & YOUNG U.S. LLP

By _____
Name: Kevin C. Virostek
Title: Partner
Date: 2/5/16

Exhibit A

[COMPANY LETTERHEAD]

ACHIEVEMENT REPORT
_____, 20__

[THIS REPORT CONTAINS CONFIDENTIAL, PROPRIETARY INFORMATION THAT IS PROTECTED FROM DISCLOSURE PURSUANT TO SECTION 2.2-3705.6 OF THE CODE OF VIRGINIA]

Ernst & Young U. S. LLP (the "Company") is a party to a Performance Agreement dated as of February ___, 2016 (the "Performance Agreement") between the Company and the County of Fairfax, Virginia (the "Locality"). Capitalized terms used, but not defined, in this Report shall have the meanings ascribed to such terms in the Performance Agreement.

Pursuant to the Performance Agreement, the Company was to make Capital Investments of at least $12,666,600 and to create and Maintain at least 462 New Jobs, for which the standard fringe benefits are provided by the Company and for which the Company pays an Average Annual Wage of at least $98,042, at the Facility, all as of the Performance Date.

From the period beginning November 1, 2014, to the Performance Date:

1. The Company made Capital Investments at the Facility of $_____. Such Capital Investments may be itemized, as follows:

Category:	Capital Investment:
Land	$_____
Land Improvements	_____
New Construction or Expansion	_____
Renovation	_____
Production machinery and Tools	_____
Other Furniture, Fixtures and Equipment	_____

2. The Company created and Maintained ___ New Jobs at the Facility. The Company provided the standard fringe benefits for the New Jobs. The Company paid the required Average Annual Wage for the New Jobs.

4. [The Company paid corporate income taxes to the Commonwealth in the amount of $_____ for calendar year 2015, $_____ for calendar year 2016, $_____ for calendar year 2017, and $_____ for calendar year 2018.] or [Copies of the Virginia income

tax form filed with regard to its status as a pass-through entity in each of the calendar years prior to the Performance Date are attached.]

COMMONWEALTH of VIRGINIA

Office of the Governor

Maurice A. Jones
Secretary of Commerce and Trade

July 31, 2015

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

Dear Mr. Long:

I am delighted to inform you that Governor McAuliffe has approved a $1,300,000 grant from the Governor's Opportunity Fund to assist Fairfax County with the expansion of Ernst & Young.

The Ernst & Young facility is extremely important to both the Commonwealth and Fairfax County, and we are pleased that the Opportunity Fund Grant encouraged Ernst & Young to make a favorable decision.

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

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

Sincerely,

Maurice A. Jones

Maurice A. Jones

MAJ:kme

cc Mr. Martin J. Briley
Virginia Economic Development Partnership

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

Board Agenda Item
April 26, 2016

ADMINISTRATIVE – 9

Authorization for the Fairfax County Department of Family Services System of Care Program to Apply for and Accept Grant Funding from the Virginia Department of Behavioral Health and Developmental Services to Expand Paraprofessional Support Services for Families of Children with Behavioral Health Issues

ISSUE:
Board of Supervisors authorization is requested for the Department of Family Services (DFS), System of Care Program to apply for and accept grant funding from the Virginia Department of Behavioral Health and Developmental Services (DBHDS) in the amount of $405,911. The DBHDS is applying for a System of Care Expansion Sustainability Grant through the federal Substance Abuse and Mental Health Services Administration (SAMHSA), and Fairfax County has been asked to participate in the state's application as a sub-grantee. Funding will support contracted paraprofessional, peer support services for families of children with behavioral health issues to help families navigate the System of Care program. The grant period is October 1, 2016 through September 31, 2017, with three annually appropriated renewals for a total grant period of four years. There are no positions associated with this grant and Local Cash Match is not required to accept this funding.

As part of the County's multi-year budget plan, funding has been included for the System of Care program to expand the County's behavioral health initiatives. This grant funding will be used to offset the cost of Family Navigator Services. Funding for the Family Navigator Services is included in the FY 2018 multi-year budget; therefore, if grant funding is awarded this will reduce the amount of County funding necessary for System of Care for the duration of the grant. If the Board wishes to continue this program after the grant funding expires, additional General Fund resources will need to be identified beginning in FY 2021. 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 of Supervisors authorize the Department of Family Services, System of Care Program to apply for and accept grant funding from the Virginia Department of Behavioral Health and Developmental Services as a sub-grantee of federal funding. Funding in the amount of $405,911 will support contracted paraprofessional, peer support services for families of children with

behavioral health issues to help families navigate the System of Care program. There are no positions associated with this grant and no Local Cash Match is required.

TIMING:
Board action is requested on April 26, 2016. Due to an application deadline of April 25, 2016, the application was submitted pending Board approval. This Board item is being presented at the earliest subsequent Board meeting. If the Board does not approve this request, the application will be immediately withdrawn.

BACKGROUND:
The Virginia Department of Behavioral Health and Developmental Services is applying for a System of Care Expansion Sustainability Grant through the federal Substance Abuse and Mental Health Services Administration (SAMHSA). As a current sub-grantee in DBHDS' current SAMHSA System of Care Expansion Implementation Grant, Fairfax County has been requested to participate in the new DBHDS grant application, to expand the provision of paraprofessional support services to a larger group of families of youth with behavioral health issues.

The paraprofessional support model to be implemented is "Family Support Partners." In this model family support partners provide peer support to families of children and youth with behavioral health issues. The family support partner engages the family through face-to-face contact, attendance at service planning meetings, and by phone and electronic contact. Family partners provide accurate and reliable information to families for use in decision making as well as connecting families to others who have a shared experience. It is proposed that family support partners be provided for at least 150 youth and their families annually. The target population for the mini-grant project is children through age 21 that have a diagnosable serious emotional disturbance.

FISCAL IMPACT:
Grant funding in the amount of $405,911 is being requested to support contracted paraprofessional, peer support services for families of children with behavioral health issues to help families navigate the System of Care program. There is no Local Cash Match required to accept this award. This action does not increase the expenditure level of the Federal-State Grant Fund, as funds are held in reserve for unanticipated grant awards. If the Board wishes to continue this program after grant funding expires, additional General Fund resources will need to be identified beginning in FY 2021. As the sub-grantee, it is not likely that the County will be eligible to receive reimbursement for Indirect Costs.

Board Agenda Item
April 26, 2016

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

ENCLOSED DOCUMENTS:
Attachment 1 – Summary of Grant Proposal

STAFF:
Patricia Harrison, Deputy County Executive
James Gillespie, System of Care Director

Paraprofessional Support for Families of Youth with Behavioral health Issues
Summary of Grant Proposal

Grant Title: System of Care Expansion Sustainability Grant

Funding Agency: Virginia Department of Behavioral Health and Developmental Services (DBHDS)

Funding Amount: $405,911

Proposed Use of Funds: The purpose of this project is to provide contracted paraprofessional support for the families of children through age 21 that have a diagnosable serious emotional disturbance. The paraprofessional support model to be implemented is "Family Support Partners." In this model family support partners provide peer support to families of children and youth with behavioral health issues. The family support partner engages the family through face-to-face contact, attendance at service planning meetings, and by phone and electronic contact. Family partners provide accurate and reliable information to families for use in decision making as well as connecting families to others who have a shared experience. It is proposed that family support partners be provided for at least 150 youth and their families annually.

Performance Measures: The project goal is to reduce risk behaviors and improve the functioning of children and youth with behavioral health issues in home, school and community through provision of paraprofessional support to their families.

Performance Measures

1. Reduced risk to self and others as measured by the Child and Adolescent Strengths and Needs (CANS) or other standardized instrument required by DBHDS.
2. Improved emotional functioning as measured by the Child and Adolescent Strengths and Needs (CANS) or other standardized instrument required by DBHDS.
3. Improved functioning in the home as measured by the Child and Adolescent Strengths and Needs (CANS) or other standardized instrument required by DBHDS.
4. Improved school attendance, behavioral and achievement as measured by the Child and Adolescent Strengths and Needs (CANS) or other standardized instrument required by DBHDS.
5. Improved functioning in the community as measured by the Child and Adolescent Strengths and Needs (CANS) or other standardized instrument required by DBHDS.

Grant Period: October 1, 2016 – September 30, 2017, with three annually appropriated renewals, for a total grant period of 4 years.

Board Agenda Item
April 26, 2016

ACTION - 1

Authorization for the Department of Transportation to Apply For and Accept Funding from the FY 2016 Transportation Investment Generating Economic Recovery (TIGER) Grant Program

ISSUE:
Board authorization is requested for the Department of Transportation to apply for FY 2016 TIGER program grant funds made available under the National Infrastructure Investment Program within the FY 2016 Federal Appropriations Act. The total County request for funding is $39.6 million for the construction of the Frontier Drive Extension. A 20 percent local cash match is required for this grant.

RECOMMENDATION:
The County Executive recommends that the Board of Supervisors authorize the Department of Transportation to apply for $39.6 million in FY 2016 TIGER program grant funds.

TIMING:
Board of Supervisors' authorization is requested on April 26, 2016, to meet the U.S. Department of Transportation's (USDOT) April 29, 2016, submission deadline.

BACKGROUND:
On February 23, 2016, USDOT solicited applications for the FY 2016 TIGER program. Individual awards for implementation projects in urban areas can be from $5 million to $100 million, with up to 80 percent of costs eligible for federal funding and a required 20 percent match.

Like the first seven rounds, FY 2016 TIGER discretionary grants will fund capital investments in surface transportation infrastructure and will be awarded on a competitive basis for projects that will have a significant impact on the nation, a metropolitan area, or a region. The 2016 TIGER grant program will focus on capital projects that generate economic development and improve access to reliable, safe and affordable transportation for communities.

Eligible projects for the FY 2016 TIGER grant program are capital projects that include, but are not limited to:

- Highway or bridge projects;
- Public transportation projects;
- Passenger and freight rail transportation projects;
- Port infrastructure investments (including inland port infrastructure); and
- Intermodal projects.

Applications for program funding will be evaluated based on the ability to address the following criteria:

- Economic Competitiveness. Contributing to the economic competitiveness of the United States over the medium to long-term, revitalizing communities, and creating and preserving jobs.
- Quality of Life. Increasing transportation choices and improving access to essential services for people in communities across the United States, particularly for disadvantaged groups.
- Environmental Sustainability. Improving energy efficiency, reducing dependence on oil, reducing greenhouse gas emissions, improving water quality, avoiding and mitigating environmental impacts and otherwise benefitting the environment.
- Safety. Improving the safety of U.S. transportation facilities and systems for all modes of transportation and users.
- State of Good Repair. Improving the condition and resilience of existing transportation facilities and systems.

Secondary Selection Criteria include the following:

- Partnership. Demonstrating strong collaboration among a broad range of stakeholders, and the product of a robust, inclusive planning process.
- Innovation. Use of innovative strategies to pursue the long-term outcomes outlined above.
- Jurisdictional and Stakeholder Collaboration. USDOT will consider the extent to which projects involve multiple partners in project development and funding,

such as State and local governments, other public entities, and/or private or nonprofit entities.

- Disciplinary Integration. USDOT will consider the extent to which projects include partnerships that bring together diverse transportation agencies and/or are supported, financially or otherwise, by non-transportation public agencies that are pursuing similar objectives.

Projects selected for funding in this round of TIGER must obligate funds in a grant agreement by September 30, 2019, or the funding will expire. Projects must also demonstrate that construction can begin quickly upon receipt of TIGER grant funds, and that the grant funds will be spent steadily and expeditiously once construction starts. No FY 2016 TIGER funds may be expended (paid out) after September 30, 2024.

FCDOT staff has reviewed criteria for awarding TIGER funding and has determined that the Frontier Drive Extension is the Fairfax County project best suited to meet those criteria. The project involves construction of a new multimodal connection between the Franconia-Springfield Transportation Center and Loisdale Road. It will include four travel lanes, as well as bicycle and pedestrian facilities. This facility will serve the new FBI headquarters, if it is located on the GSA site.

FISCAL IMPACT:
The total project cost for the Frontier Drive Extension (including Preliminary Engineering and Right-of-Way acquisition) is estimated at $84.5 million. Of that total, the construction phase of the project is estimated at $49.5 million. Grant funding of $39.6 million is being requested from the FY 2016 TIGER program; a 20 percent local cash match of $9.9 million is required. The local cash match will be provided by Northern Virginia Transportation Authority (NVTA) regional funds and other revenues in Fund 40100, County and Regional Transportation Projects. There is no impact to the General Fund. Should Fairfax County be awarded funds from the FY 2016 TIGER grant program, staff will return to the Board for concurrence on a grant agreement for project.

ENCLOSED DOCUMENTS:
None

STAFF:
Robert A. Stalzer, Deputy County Executive
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Todd Wigglesworth, Chief, Coordination and Funding Division, FCDOT
Brent Riddle, Senior Transportation Planner, Coordination and Funding FCDOT

Board Agenda Item
April 26, 2016

ACTION – 2

Approval of the Proposed Consolidated Plan One-Year Action Plan for FY 2017

ISSUE:
Final action by the Fairfax County Board of Supervisors on the Proposed Consolidated Plan One-Year Action Plan for Fiscal Year (FY) 2017 as issued by the Consolidated Community Funding Advisory Committee (CCFAC).

RECOMMENDATION:
The County Executive recommends that the Board of Supervisors (1) approve the Proposed Consolidated Plan One-Year Action Plan for FY 2017 as issued by the CCFAC with funding allocations outlined below; and (2) authorize signature of the Consolidated Plan Certifications and Federal funding application forms (SF424s) required by the U.S. Department of Housing and Urban Development (HUD) by May 13, 2016.

TIMING:
Board action is requested on April 26, 2016, in order to maintain the schedule for the Consolidated Plan process, which is included in the Grantee Unique Appendices section of the revised Proposed Consolidated Plan One-Year Action Plan for FY 2017, and to ensure timely submission of the Plan to HUD.

BACKGROUND:
The revised Proposed Consolidated Plan One-Year Action Plan for FY 2017 (One-Year Action Plan for FY 2017) has been issued by the CCFAC for approval by the Board of Supervisors. The One-Year Action Plan for FY 2017 contains the proposed uses of funding for programs to be implemented in the second year of the Five-Year Consolidated Plan for FY 2016-2020. An annual action plan is required by HUD for the three federal programs: Community Development Block Grant (CDBG), HOME Investment Partnerships Program (HOME) and Emergency Solutions Grant (ESG). In addition, the document describes the Continuum of Care for homeless services and programs in the Fairfax community, and the Consolidated Community Funding Pool (CCFP). The One-Year Plan for FY 2017 includes the first year of the two-year funding cycle for the FY 2017- FY 2018 CCFP. The CCFP was established by the Board and provides funding for community-based programs by non-profit organizations through a

competitive solicitation process. The FY 2017 CCFP funding awards will be made by the Board in April, subject to annual appropriations.

In accordance with federal requirements, the One-Year Action Plan for FY 2017 contains several certifications, including drug-free workplace, affirmatively furthering fair housing, prohibition of excessive force, and lobbying requirements, which will be signed by the County Executive following Board approval of the Plan.

Funding levels incorporated in the Proposed One-Year Plan for FY 2017 by the CCFAC and released for public comment were based on the funding levels of FY 2016, as formal notification from HUD of actual grant levels had not been received by the County at the time of the CCFAC's action to release the documents. Since the CCFAC's action, the County has received notification of actual grant levels. The funding levels incorporated in the revised Proposed One-Year Plan for FY 2017 are based on actual funding levels announced by HUD on February 16, 2016. Total entitlement funding for the three (3) programs of $6,863,769 has been recommended in this item: for CDBG ($4,923,230), HOME ($1,501,788), and ESG ($438,751). It is estimated that there will be approximately $290,000 in CDBG program income and $45,000 in HOME program income.

In accordance with the Board-adopted Citizen Participation Plan for the Consolidated Action Plan process, the Plan was made available and was circulated for review and comment by citizens, service providers, and other interested parties during the formal public comment period which ended on March 21, 2016. Following the public hearing and the public comment period, the CCFAC considered all comments it received and now forwards it to the Board with a recommendation for final approval on April 26, 2016.

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

FISCAL IMPACT:
Total entitlement funding anticipated of $6,863,769 has been recommended in this item: for CDBG ($4,923,230), HOME ($1,501,788), and ESG ($438,751). In addition, a total of $3,529,641 in CDBG and HOME funds is recommended to be carried forward at this time ($2,164,551 CDBG and $1,365,090 HOME). Total estimated CDBG program income of $290,000 and HOME program income of $45,000 will also be programmed through this action.

Board Agenda Item
April 26, 2016

ENCLOSED DOCUMENTS:
None. *Proposed Consolidated Plan One-Year Action Plan for FY 2017*
The *Proposed One-Year Action Plan for FY 2017* is available on line at
http://www.fairfaxcounty.gov/rha/consplan/fy17consplan.pdf

STAFF:
Patricia D. Harrison, Deputy County Executive
Thomas Fleetwood, Director, Department of Housing and Community Development (HCD)
Hossein Malayeri, Deputy Director, Real Estate, Finance and Development, HCD
Aseem K. Nigam, Director, Real Estate Finance and Grants Management Division, (REFGM), HCD
Robert C. Fields, Interim Associate Director, REFGM, HCD
David P. Jones, Senior Program Manager, REFGM, HCD

Board Agenda Item
April 26, 2016

ACTION - 3

Approval of a Resolution Authorizing Execution of a Project Funding Agreement with the City of Falls Church for the Design of Pedestrian Enhancement and Signal Improvements on North West Street (Dranesville District)

ISSUE:
Board approval of a resolution authorizing the Director of the Department of Transportation to execute a project design administration agreement, in substantially the form of Attachment II, with the City of Falls Church for the design of pedestrian and signal improvements along North West Street in the City of Falls Church and Fairfax County.

RECOMMENDATION:
The County Executive recommends that the Board approve the attached resolution and project design administration agreement for Fairfax County to administer design of the pedestrian and signal improvements along North West Street, in substantially the form of Attachment II.

TIMING:
Board action is requested on April 26, 2016, to ensure that the project moves forward expeditiously.

BACKGROUND:
Fairfax County Department of Transportation staff has been working in coordination with staff from the City of Falls Church to advance projects that the Board approved January 28, 2014, as part of its Transportation Priorities Plan (TPP). The North West Street project, from Great Falls Street to Brilyn Place, began implementation in the summer of 2015. This 300 foot long sidewalk project includes approximately 50 feet of sidewalk within the City of Falls Church. The existing sidewalk at this intersection does not meet current ADA standards. There is only one existing handicap ramp and no crosswalks at the intersection. The existing signal requires upgrades to meet current design standards. The project, as originally scoped by County staff, would end at a ramp at the northeast corner of the intersection with no crosswalk or connecting ramp on the opposite side of the street. If the project were to end at the County/ City boundary the sidewalk would terminate 50 feet before the intersection.

At meetings with City staff in the summer of 2015, the City requested that the County project also include design of signal improvements, crosswalks and Americans with Disabilities Act (ADA) compliant handicap ramps at the intersection of North West Street and Great Falls Street, which is entirely within the City. Under the proposed agreement

(Attachment II), because a large portion of the project site lies within the County, the County and the City agreed to have the project managed by the County and implemented in two phases: Phase I: design of pedestrian improvements, and Phase II: land acquisition, utilities, and construction.

The City has agreed to compensate the County for the design of this portion of the project in an amount up to $39,700 or such additional amount as may be appropriated by the Falls Church City Council. The attached agreement is for Fairfax County to administer the design of these improvements for the City of Falls Church. The Falls Church City Council considered this agreement at its March 28, 2016, Council meeting.

An agreement for Phase II of the project will be submitted to the Board for consideration following the completion of Phase I.

FISCAL IMPACT:
On January 28, 2014, the Board approved $1.4 billion for its TPP. This plan included $300,000 for pedestrian enhancement improvements along North West Street. County and City staffs have estimated the cost of the design of the pedestrian and signal improvements at the intersection of Great Falls Street and North West Street to be $39,700, and will determine the total cost of any land acquisition and construction during the design process. Funding for the design of this project is available in Fund 30050 (Transportation Improvements).

The City bears cost overruns, unanticipated expenses, or funding shortages, if any, for the pedestrian and signal improvements at the intersection under this agreement (Attachment II). There is no impact to the General Fund.

ENCLOSED DOCUMENTS:
Attachment I – Resolution to Execute Agreement
Attachment II – Project Design Administration Agreement with the City of Falls Church

STAFF:
Robert A. Stalzer, Deputy County Executive
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Eric M. Teitelman, P.E., Chief, Capital Projects and Traffic Engineering Division (CPTED), FCDOT
Jim Beall, Transportation Design Division (TDD), FCDOT
Todd Wigglesworth, Chief, Coordination and Funding Division (CFD), FCDOT
Patricia McCay, Assistant County Attorney, Office of the County Attorney

Attachment I

Fairfax County Board of Supervisors Resolution

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium in the Fairfax County Government Center at 12000 Government Center Parkway, Fairfax, Virginia on Tuesday, April 26, 2016, at which meeting a quorum was present and voting, the following resolution was adopted.

AGREEMENT EXECUTION RESOLUTION

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Fairfax County, Virginia, authorizes the Director of Fairfax County's Department of Transportation to execute, on behalf of the County of Fairfax, a Project Design Administration Agreement with the City of Falls Church for the design of pedestrian enhancements and signal improvements on North West Street to be administered by the Fairfax County Department of Transportation.

Adopted this 26th day of April 2016, Fairfax, Virginia

ATTEST _____
Catherine A. Chianese
Clerk to the Board of Supervisors

PROJECT DESIGN ADMINISTRATION AGREEMENT

BETWEEN FAIRFAX COUNTY and the CITY OF FALLS CHURCH

For the design of pedestrian enhancement and signal improvements on North West Street in the City of Falls Church, Virginia and the County of Fairfax, Virginia.

THIS AGREEMENT, is made and entered into on this the ____ day of _____, 2016, ("Effective Date") between the COUNTY OF FAIRFAX, VIRGINIA (the "COUNTY"), and the CITY OF FALLS CHURCH, VIRGINIA (the "CITY"), and collectively referred to as the ("PARTIES").

WITNESSETH

WHEREAS, the COUNTY's 2014 Transportation Bond Referendum, approved on November 4, 2014, includes funding that may be used for the design, construction, and implementation of pedestrian enhancement improvements on the north side of North West Street, between Brilyn Place and Great Falls Street, which are located partly within Fairfax County and partly within the City of Falls Church; and

WHEREAS, the CITY has requested that the COUNTY include in this project work that is located entirely within the CITY; specifically, the design for reconstruction of the traffic signal and three new pedestrian crosswalks with Americans with Disabilities Act (ADA) compliant ramps at the intersection of North West Street and Great Falls Street; and

WHEREAS, the PARTIES have agreed that the COUNTY will perform, or will engage third parties to perform, the design services for the pedestrian enhancement improvements, traffic signal, and crosswalks on North West Street (including but not limited to administration, scoping, surveying, preliminary engineering, and layout) (the "PROJECT"), substantially in accordance with the narrative scope shown in Appendix A ("Scope and Budget"); and

WHEREAS, the PARTIES desire to enter into this Agreement to set forth their respective obligations regarding the PROJECT; and

WHEREAS the COUNTY has procured a qualified Engineering firm ("CONSULTANT") to provide engineering design services (including plans, cost estimates, easement plats, and Right of Way plats) for the PROJECT with costs allocated to the COUNTY and CITY components of the PROJECT; and

WHEREAS, funds in the amount of $128,500 as shown in Appendix A have been allocated by the COUNTY to finance its portion of the PROJECT (the COUNTY Contribution); and

WHEREAS, funds in the amount of $39,700 as shown in Appendix A have been appropriated by the CITY to finance its portion of the PROJECT (the CITY Contribution); and

WHEREAS, the pedestrian enhancement improvements are located on North West Street from Brilyn Place to Great Falls Street, including County Tax Map Parcels 40-4-((13))- 001, -012, and 0017B; County Tax Map parcel 40-4-((1))- 030; and City parcels 51-121-008, 51-122-024, and 51-209-013; which is more specifically shown on the Fairfax County Real Property Identification Map as Tax Map No. 40-4, and described on the tax map and conceptual layout in Appendix B1 and B2, respectively; and

WHEREAS, the PARTIES' governing bodies have, by resolutions, which are attached hereto as Appendix C and D, authorized their respective designees to execute this Agreement;

NOW THEREFORE, in consideration of the premises and mutual covenants and agreements contained herein, the parties hereto agree as follows:

A. The CITY portion of the project shall include:

1. Traffic signal and pedestrian crosswalks at the intersection of North West Street and Great Falls Street
2. ADA handicap ramps in the northwest, southwest and southeast quadrants of the intersection of North West Street and Great Falls Street
3. Relocation of existing utilities as may be required for the CITY portion of the project
4. Relocation or improvement of storm sewer facilities, as may be required for the CITY portion of the project
5. All costs for preparation of right of way or easement plats as may be required for the CITY portion of the project

B. The COUNTY portion of the project shall include:

1. ADA handicap ramps in the northeast quadrant of the intersection of North West Street and Great Falls Street
2. The sidewalk on the north side of North West Street between Great Falls Street and Brilyn Place
3. Relocation of existing utilities as may be required for the COUNTY portion of the project
4. Relocation or improvement of storm sewer facilities, as may be required for the COUNTY portion of the project
5. All costs for preparation of right of way or easement plats as may be required for the COUNTY portion of the project

C. The COUNTY shall:

1. Manage CONSULTANT's provision of services as identified in Appendix A. All work shall be completed in accordance to scheduled activities established by both parties, and all applicable federal, state, and local laws and regulations

2. Provide coordination of the PROJECT and act as liaison to the CONSULTANT. Funding for the COUNTY's share of the PROJECT will be paid out of COUNTY revenues. No federal funds are intended to be used on the PROJECT. All direction of the CONSULTANT will be provided by the County.

3. Be responsible for all invoice tracking and budgeting tasks and work with CITY staff as follows:

   a. COUNTY will require that the CONSULTANT's task order contract and invoices will provide separate costs for the CITY and COUNTY portions of the PROJECT.

   b. COUNTY staff will review all design consultant invoices and make payments as appropriate, after input and reimbursement from the City as called for in this Agreement. COUNTY shall submit consultant invoices to the CITY with documentation indicating the amount due for reimbursement to the COUNTY.

   c. Once the COUNTY has submitted any PROJECT invoices to the CITY, the CITY will have 30 days to review, approve or reject, and submit reimbursement, where appropriate. CITY may reject invoices only for work that is not in accordance with the contract, or not within the CITY's portion of the project as defined in this Agreement. If the CITY rejects the invoice, CITY and COUNTY shall work cooperatively with consultant to resolve the dispute.

4. Manage the design aspects for the CITY portion of the PROJECT in accordance with all applicable design standards of the Virginia Department of Transportation (VDOT), and the CITY.

5. Be responsible for all PROJECT cost overruns directly related to the COUNTY portion of the PROJECT.

6. Provide for the design of the PROJECT in accordance with the most recent edition of VDOT's "Locally Administered Project" (LAP) Manual. The LAP Manual outlines requirements for locally funded projects and is in accordance with all applicable federal and state laws and regulations.

7. Work with the CITY in good faith to resolve any feasibility issues that may develop.

8. Provide a monthly summary of progress and expenditures for the CITY portion of the PROJECT.

9. Participate with the City in joint Plan Review meetings at the 25%, 65%, and 90% plan stage.

10. Provide to the CITY, in sufficient time to permit the City to complete review, a copy of the plan and cost estimate at each design phase submittal, and the final site plan and cost estimate for the PROJECT upon completion of final design, for the CITY portion of the PROJECT.

11. Notify the CITY as soon as practicable upon determining that additional funding may be necessary to complete design of the CITY portion of the PROJECT.

D. The CITY shall:

1. Reimburse the COUNTY in an amount up to $39,700, or such additional amount as may be appropriated by the Falls Church City Council for that purpose, for the contract costs for design of infrastructure facilities related to the CITY portion of the PROJECT.

2. Provide funds to the COUNTY for the PROJECT in accordance with this Agreement and the payments outlined in Appendix A.

3. Be responsible for all PROJECT cost over runs directly related to the CITY portion of the PROJECT.

4. Support and assist the COUNTY in obtaining site surveys, copies of design and as built plans, plan approvals and construction permits for the PROJECT. The CITY shall waive any plan review fees or permit fees for the PROJECT.

5. Be responsible for obtaining any land (whether purchased or easement rights) required for the CITY portion of the PROJECT. As noted in the recitals, the CONSULTANT shall prepare plats for easements and land acquisitions.

6. Review design plans and cost estimates and provide comments to the COUNTY within 30 days after the receipt from the COUNTY of the plans and cost estimates.

7. As noted in Section C.3. above, approve or reject the City's portion of Consultant invoices, and submit reimbursement to the COUNTY where appropriate, within 30 days of receipt of the invoice.

8. Participate in monthly, or as needed, meetings with the designated COUNTY Project Manager, to discuss PROJECT progress.

9. Upon notice from the COUNTY that additional funding is anticipated or required to be needed to complete design, work cooperatively with the COUNTY to revise scope, provide additional funding, or cease design work.

E. Both parties shall:

1. Maintain their respective records for the PROJECT for a period of not less than three years from PROJECT completion. All such records shall be subject to audit by either party.

2. Develop a project schedule outlining project deliverables, public meetings, utility relocations, land acquisition, and times required for CITY, COUNTY and/ or VDOT plan reviews or approvals. The PARTIES will coordinate on major milestones that may require modifications to the schedule. The schedule will be reviewed and adjusted from time to time based on project progress and unforeseen delays.

3. Hold progress meetings or teleconferences at least monthly to review the project status.

4. Work cooperatively to complete the PROJECT in a timely cost effective and expeditious manner, and in accordance with all applicable laws and regulations.

5. Upon notification of discovery of any hazardous substances in or on the property, immediately confer to determine the scope of any investigation and the requisite response action.

6. Meet and confer to resolve any dispute that may arise between the parties. Nothing herein limits the rights of either party to resolve disputes by means not described or provided for in this Agreement.

F. As provided in paragraph C.9, the CITY will be accorded the opportunity to review the design plans, for the CITY portion of the PROJECT at each stage of PROJECT development. The CITY shall provide any comments within 30 days. The CITY's comments shall be addressed concurrently with VDOT's comments. In the event the CITY and VDOT make varying

comments, the COUNTY will coordinate to resolve the differences, giving both VDOT and the CITY an opportunity to provide input.

G. If the PARTIES determine that the PROJECT may not be feasible as a result of the standard design process or may require additional funding to continue, the PARTIES will meet, confer and consider alternatives that would move the PROJECT to the next stage, in accordance with CITY and COUNTY procedures, and discuss such other alternatives as may be in the mutual best interest of both parties.

H. Except as specifically provided for in this AGREEMENT, The COUNTY will have no responsibility for utility relocations and right of way acquisitions required for the CITY portion of the PROJECT. The CITY will have no responsibility for utility relocations and right of way acquisitions required for the COUNTY portion of the PROJECT. The PARTIES will coordinate and assist each other in such right of way acquisitions and utility relocations.

I. The PARTIES shall retain joint ownership and rights to all data, designs, models, and any other products generated by the CONSULTANT for the PROJECT.

J. The PARTIES retain the right to terminate this agreement, with or without cause, at any time upon thirty (30) days written notice to the other party. On termination of the agreement, the COUNTY shall prepare a final invoice and submit to the CITY. The CITY shall process the invoice as described above within 30 days of receipt.

K. Subject to the conditions set forth in paragraph D.5, upon approval of final design of the PROJECT, the PARTIES may negotiate a supplement to this agreement for the acquisition of right of way and construction of the PROJECT. The PARTIES each retain the right, but not the obligation, to enter into such a supplemental agreement.

L. All requirements for funds to be paid by the COUNTY shall be subject to annual appropriations by the Fairfax County Board of Supervisors, and all requirements for funds to be paid by the CITY shall be subject to annual appropriations by the Falls Church City Council.

M. THIS AGREEMENT shall not be construed as a waiver of either party's sovereign immunity and nothing herein shall create or vest any rights in any third parties.

N. All notices under this Agreement shall be sent via U.S. Mail, postage prepaid, and email for:

Fairfax County to:

Tom Biesiadny
Director
Department of Transportation
4050 Legato Road, Suite 400
Fairfax, VA 22033-2895
Tom.Biesiadny@fairfaxcounty.gov

Jim Beall, P.E.
Section Chief
Department of Transportation
4050 Legato Road, Suite 400
Fairfax, VA 22033-2895
James.Beall@fairfaxcounty.gov

The City of Falls Church to:

Mike Collins, P.E.
Director, Public Works
City of Falls Church
300 Park Avenue, Suite 100 West
Falls Church, VA 22046
mcollins@fallschurchva.gov

Wyatt Shields
City Manager
City of Falls Church
300 Park Avenue, Suite 303 East
Falls Church, VA 22046

O. THIS AGREEMENT, when properly executed, shall be binding upon both parties, and their successors and assigns.

P. THIS AGREEMENT may be modified only in writing and by mutual agreement of both parties.

Q. THIS AGREEMENT shall not be construed as creating any personal liability on the part of any officer, employee, agent of either party, nor shall it be construed as giving any rights or benefits to anyone other than the parties hereto.

IN WITNESS WHEREOF, each party hereto has caused this Agreement to be executed as of the day, month, and year first herein written.

COUNTY OF FAIRFAX, VIRGINIA:

_____	_____
	Date
_____	_____
Typed or Printed Name of Signatory	Date
_____	_____
Title	Date
_____	_____
Signature of Witness	Date

CITY OF FALLS CHURCH, VIRGINIA:

_____	_____
	Date
_____	_____
Typed or Printed Name of Signatory	Date
_____	_____
Title	Date
_____	_____
Signature of Witness	Date

APPENDIX A Project Budget and Scope
APPENDIX B1 Tax Map
APPENDIX B2 Conceptual Layout
APPENDIX C County Resolution
APPENDIX D City Resolution

NORTH WEST STREET PROJECT DESIGN ADMINISTRATION AGREEMENT
APPENDIX A Project Budget and Scope

The project will complete a missing 5-ft concrete sidewalk link on the north side of North West Street between Great Falls Street and Brilyn Place. The project also will include installation of curb and gutter along the length of the project as well as mill and overlay of North West Street. Additional pavement overlay may be required at the northeast quadrant of the intersection of Great Falls Street and North West Street to address grading issues at this location.
Utility relocations will be required.
One drainage inlet along Great Falls Street will need to be relocated and additional drainage inlets may be needed to address drainage concerns along North West Street and at the intersection with Brilyn Place.
Curb ramps are proposed at each end of the segment of sidewalk.

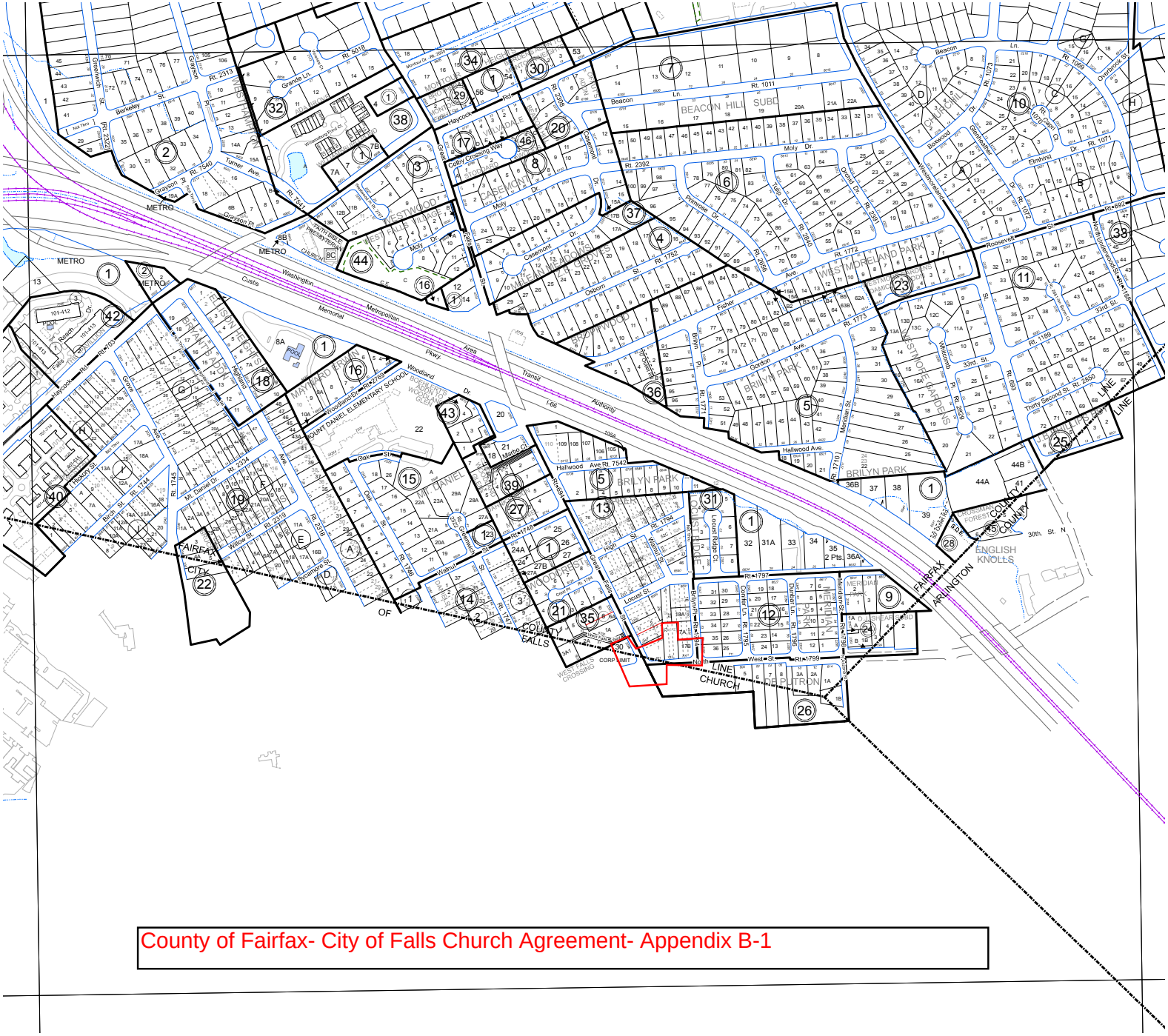
In addition to the sidewalk and curb and gutter, the City of Falls Church requests the project include reconstruction of the existing signal at the intersection of Great Falls Street and North West Street and construction of ADA handicap ramps and pedestrian crosswalks at all four legs of this intersection. The reconstructed signal heads shall be on mast arms, and shall include pedestrian walk indicators. No expansion of the existing roadway width is anticipated.

The preliminary project design budget is allocated as follows:

Fairfax County Responsibility:	
Base Design Fee	$68,600
Plats (3), monuments and reimbursable expenses	$8,700
Allowance for meetings, coordination, and additional design	$35,900
Design Contingency	$15,300
Preliminary total, Fairfax County Responsibility:	$128,500
City of Falls Church Responsibility:	
Traffic signal design, plats (1), coordination with City,	$39,700
Preliminary total, City of Falls Church Responsibility:	$39,700

This preliminary budget is an estimate of design cost only and does not establish either minimum or maximum amounts for which either the CITY or COUNTY shall be responsible. The estimated costs do not include right of ways acquisition, utility relocation or construction.

Fairfax County has allocated $128,500 to the project from local revenues.
The City of Falls Church has allocated $39,700 to the project from local revenues.



COUNTY OF FAIRFAX VIRGINIA 1742

A Fairfax County, Virginia Publication

N

Map file is 36" X 75" based on USGS 1:24,000 scale 7 1/2 minute Quad. Virginia Coordinate System values are of 1983 North Zone in U.S. feet based on NAD 83/91 High Precision GPS Network adjustment

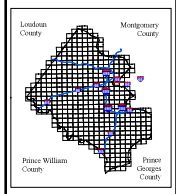
National Geodetic Vertical Datum 1929

GENERAL NOTES

MARINE CLAY DEPOSITS

The limits of the Marine Clay Deposits shown in this map are general in nature and are not to be scaled.

The information contained on this page is NOT to be construed or used as "legal description". It is not a survey product. Any determination of topography or contours, or any depiction of physical improvements, property lines or boundaries is for general informational purposes only. Fairfax County does not warrant the accuracy of measurements of any kind from this map or for field or plat determination. While Fairfax County strives to provide the best data possible, it does not provide any guaranty of accuracy or completeness regarding the map information. Any errors or omissions should be reported to the Fairfax County Geographic Information Systems and Mapping Services Branch of the Department of Information Technology. At no time will Fairfax County be liable for any damages, including lost data or profits, lost profits or revenue, consequential or other damages, arising out of the map information, or any other necessary item that might stem from the use of this map or information it contains.



ADMINISTRATIVE INDEX

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40-3	40-4	41-3
50-1	50-2	51-1

SHEET INDEX

CADASTRAL MAP

40-4

Revised to : 01 - 01 - 2015

Prepared by:

DEPARTMENT OF INFORMATION TECHNOLOGY
GIS and Mapping Services Branch
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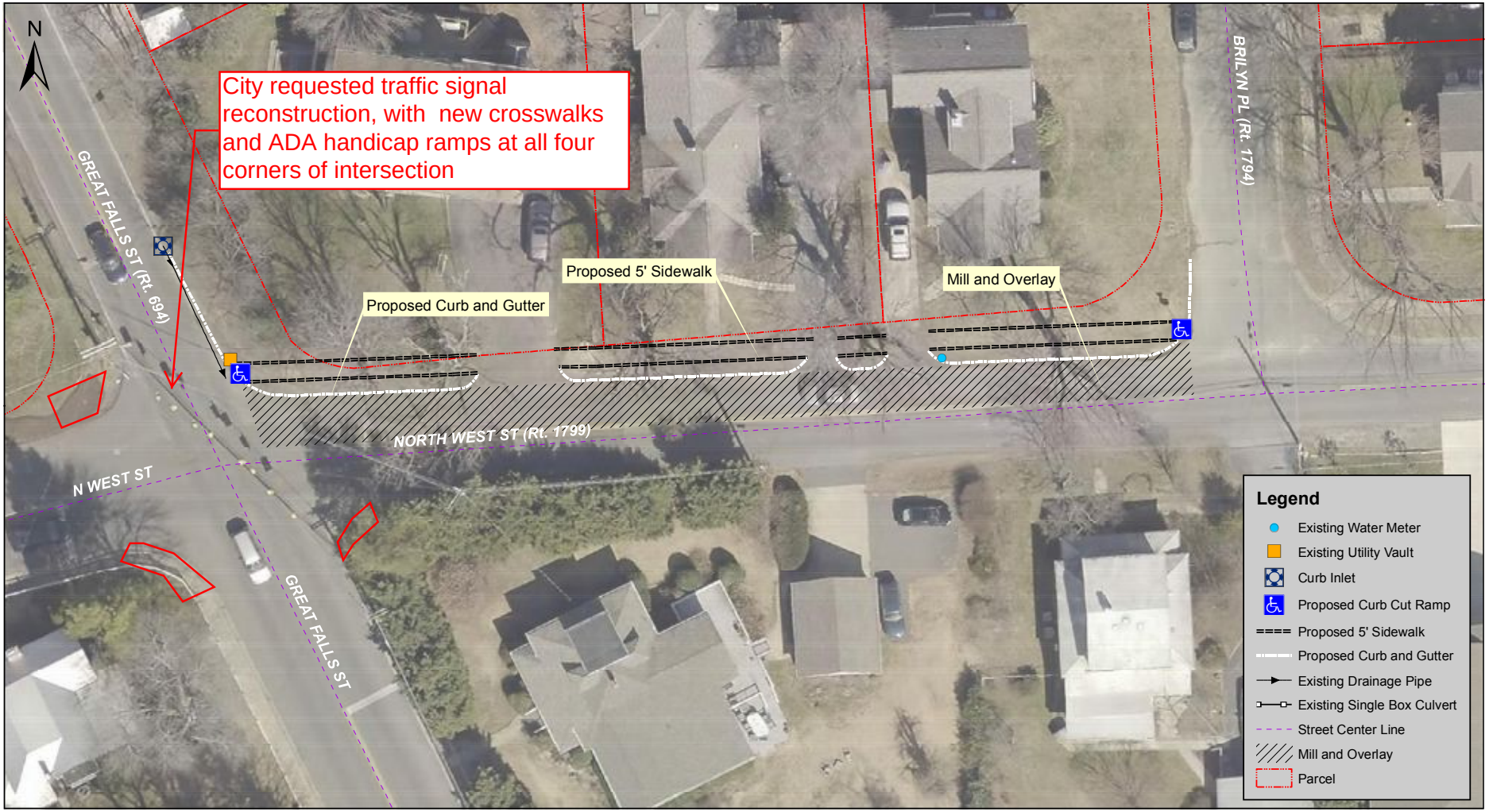


G:\projects\dot\nyu000\for\Maggie\NWStreet1.mxd

FCDOT
Serving Fairfax County for 25 Years and More

North West Street Walkway
from Great Falls Street to Brilyn Place

Date 03.19.2015	*Designed by MQ*

CONCEPT PROPOSAL ONLY
NOT TO BE USED FOR CONSTRUCTION

0 12.5 25 50 Feet

1 in = 25 ft

County of Fairfax-City of Falls Church Agreement Appendix B-2

Board Agenda Item
April 26, 2016

ACTION - 4

Approval of the Consolidated Community Funding Pool Recommendations for Fiscal Years 2017 and 2018

ISSUE:
Board of Supervisors' approval on award of funds to community-based nonprofit organizations for proposals through the Consolidated Community Funding Pool (CCFP) for the period July 1, 2016 - June 30, 2018.

RECOMMENDATION:
(1) The County Executive recommends that the Board approve the contract list and associated award of CCFP funds as recommended by the Selection Advisory Committee (SAC) and shown below in Table A, for Fiscal Year 2017.
(2) The County Executive recommends that, in accordance with the CCFP multi-year contract award process, the Board accept the SAC's recommendations for FY 2018 funding, contingent upon the availability of future funding as part of the FY 2018 budget process.
(3) Consistent with Board adopted policy as stated in the Board Agenda Item of April 22, 2002, the County Executive recommends that the Board approve the recommendation of the SAC for the reallocation of new federal, state, or local funds, and any lapsing project funds that may be necessary during the course of this and future funding cycles.

TABLE A
PROPOSAL RECOMMENDATIONS – FY 2017 AND 2018
CONSOLIDATED COMMUNITY FUNDING POOL

Ref #	Bid #	Organization	Program Name	FY 2016 Current Funding	FY 2017 Recommended Funding	FY 2018 Recommended Funding
100	**159**	United Community Ministries	Housing	$0	$142,955	$143,281
101	**31**	Computer C.O.R.E.	Pathways to Self-Sufficiency Computer Literacy Skills	$95,000	$72,279	$65,863
102	**165**	Western Fairfax Christian Ministries	WFCM Food Pantry	$15,000	$45,352	$43,839
103	**166**	Western Fairfax Christian Ministries	Pathways to Success	$47,000	$56,236	$65,320
104	**76**	Falls Church Community Service Council, Inc.	Emergency Food Program	$20,000	$17,954	$17,355

Ref #	Bid #	Organization	Program Name	FY 2016 Current Funding	FY 2017 Recommended Funding	FY 2018 Recommended Funding
105	**107**	Shelter House, Inc.	Domestic Violence Supportive Housing	$0	$69,485	$67,790
106	**131**	The Koinonia Foundation, Inc.	Emergency Relief Services	$15,000	$44,884	$43,387
107	**161**	United Community Ministries	Basic Needs	$145,000	$156,196	$166,086
108	**167**	Western Fairfax Christian Ministries	Client Emergency Services	$160,000	$198,387	$191,771
109	**49**	Davis Memorial Goodwill Industries	Workforce Training for Fairfax Residents	$75,000	$66,625	$64,403
110	**73**	Food For Others	Food For Others/Fairfax	$155,000	$143,909	$145,979
111	**91**	Northern Virginia Dental Clinic, Inc.	Northern Virginia Dental Clinic	$102,000	$133,249	$128,805
112	**108**	Wesley Housing Development Corporation	Building Communities of Promise	$108,189	$139,079	$209,140
113	**133**	Lorton Community Action Center	Ongoing Assistance	$35,000	$34,645	$33,489
114	**145**	The Lamb Center	Homeless Case Management	$92,000	$229,812	$228,342
115	**9**	Alternative House	Homeless Youth Initiative	$131,000	$129,222	$128,670
116	**10**	Alternative House	Culmore Safe Youth	$60,250	$57,797	$57,520
117	**26**	Capital Youth Empowerment Program	Fathers in Touch	$25,000	$38,675	$37,385
118	**93**	Northern Virginia Community College Educational Foundation, Inc.	Adult Career Pathways	$90,000	$98,445	$95,162
119	**118**	Tahirih Justice Center	Protecting Vulnerable Immigrant Women and Girls Fleeing Gender-Based Violence	$60,000	$65,923	$66,146
120	**124**	Cornerstones, Inc.	Assistance Services and Pantry Program	$194,000	$206,261	$205,363
121	**155**	New Hope Housing, Inc.	Stable Long-Term Housing for Chronically Homeless Adults	$107,000	$95,952	$95,908
122	**162**	United Community Ministries	Bryant Early Learning Center	$110,000	$116,025	$123,371
123	**8**	Alternative House	Annandale Safe Youth Project	$55,000	$50,117	$49,864

Ref #	Bid #	Organization	Program Name	FY 2016 Current Funding	FY 2017 Recommended Funding	FY 2018 Recommended Funding
124	**15**	Annandale Christian Community for Action	Emergency Financial Assistance Program	$76,600	$47,308	$47,916
125	**54**	Good Shepherd Housing & Family Services, Inc.	Emergency Services-Keeping Families at Home	$63,000	$56,352	$56,031
126	**6**	Alternative House	Springfield Safe Youth Project	$59,700	$53,605	$53,246
127	**16**	Annandale Christian Community for Action	Nutrition & Hygiene	$31,500	$28,389	$28,690
128	**53**	Good Shepherd Housing & Family Services, Inc.	Homes for the Working Poor, Disabled and Elderly	$310,000	$291,326	$291,189
129	**102**	SkillSource Group, Inc.	SkillSource-Sheriff Employment Center	$60,000	$72,628	$87,602
130	**106**	Shelter House, Inc.	Artemis House	$75,000	$117,847	$115,837
131	**109**	Wesley Housing Development Corporation	Promising Futures	$93,700	$121,312	$120,155
132	**113**	Northern Virginia Family Service	Multicultural Trauma Services (formerly Multicultural Human Services)	$379,000	$332,256	$327,491
133	**125**	Cornerstones, Inc.	Herndon Enrichment Program	$27,000	$43,010	$41,575
134	**158**	United Community Ministries	Progreso Adult Education & Literacy Program	$90,000	$92,910	$98,792
135	**160**	United Community Ministries	Forward Steps: A Youth Development Program	$85,000	$87,748	$93,304
136	**67**	Infant Toddler Family Day Care	Early Child Care Educator Training and Workforce Development	$81,000	$72,329	$73,207
137	**75**	Falls Church Community Service Council, Inc.	Emergency Assistance	$72,450	$64,670	$63,336
138	**134**	Lorton Community Action Center	Self-Sufficiency Program	$0	$32,761	$31,668
139	**5**	Alternative House	Culmore Youth Outreach	$86,000	$81,421	$80,619
140	**7**	Alternative House	Assisting Young Mothers	$44,700	$67,261	$66,969
141	**57**	Herndon-Reston FISH, Inc.	Emergency Assistance, Prevention & Crisis Intervention	$143,000	$192,456	$181,319

Ref #	Bid #	Organization	Program Name	FY 2016 Current Funding	FY 2017 Recommended Funding	FY 2018 Recommended Funding
142	**68**	Friends of Guest House	Residential, Aftercare & Outreach Program	$0	$50,494	$52,878
143	**69**	Fairfax Court Appointed Special Advocates (CASA), Inc.	Advocating in Court for the Best Interests of Children in Crisis Due to Abuse and Neglect	$230,000	$197,770	$195,242
144	**72**	Food for Others	Power Pack	$80,000	$84,157	$85,418
145	**87**	OAR of Fairfax County, Inc.	Challenge to Change	$684,000	$585,804	$588,828
146	**88**	Our Daily Bread, Inc.	Family Assistance Program	$205,000	$202,054	$200,879
147	**90**	Northern Virginia Mediation Service, Inc.	Alternative Accountability Program: Repairing the Harm from Youth Offenses in the Community	$23,000	$25,482	$24,852
148	**110**	Wesley Housing Development Corporation	Building for the Future	$87,000	$196,566	$185,167
149	**123**	Cornerstones, Inc.	Affordable Housing PLUS Program	$150,000	$213,435	$212,506
150	**135**	Lorton Community Action Center	Crisis Intervention	$66,900	$58,910	$56,946
151	**136**	Literacy Council of Northern Virginia	Adult Basic Literacy & Beginning English Language Programs	$112,000	$97,729	$95,624
152	**150**	Korean Community Service Center of Greater Washington	Safety Net Program	$0	$29,455	$29,133
153	**151**	Korean Community Service Center of Greater Washington	Mental Health Resource Project	$45,000	$63,118	$62,353
154	**20**	Brain Injury Services	Department of Assistive and Rehabilitative Services	$100,000	$84,579	$81,758
155	**38**	Catholics for Housing, Inc.	Virginia Ely Senior Rental Assistance	$188,000	$171,126	$182,931
156	**84**	Pathway Homes, Inc.	Pathways to Long-Term Supportive Services	$57,000	$132,558	$128,137
157	**104**	Shelter House, Inc.	Community Case Management	$90,955	$91,942	$89,613
158	**105**	Shelter House, Inc.	Employment Services	$0	$162,435	$157,584

Ref #	Bid #	Organization	Program Name	FY 2016 Current Funding	FY 2017 Recommended Funding	FY 2018 Recommended Funding
159	**116**	Northern Virginia Family Service	Violence Prevention & Intervention Program	$216,297	$325,886	$320,408
160	**140**	Lutheran Social Services of the National Capital Area	Refugee Self-Sufficiency	$55,000	$47,853	$46,257
161	**147**	Just Neighbors Ministry, Inc.	Immigration Legal Services	$81,400	$111,814	$110,169
162	**101**	Specially Adapted Resource Clubs	Pawsome Pet Emporium Learning Labs	$126,000	$174,272	$158,358
163	**112**	Northern Virginia Family Service	Fairfax Accessible Medication Program	$39,000	$33,005	$32,517
164	**126**	Cornerstones, Inc.	Cedar Ridge Youth Program	$30,000	$41,144	$39,771
165	**52**	Good Shepherd Housing & Family Services, Inc.	Mt. Vernon Village VIII	$304,500	$404,500	$404,500
166	**103**	Shepherd's Center of Fairfax-Burke	Transportation for Older Adults-Aging in Community	$58,300	$78,098	$78,246
167	**129**	Jewish Council for the Aging of Greater Washington, Inc.	Northern Virginia Rides	$128,000	$99,891	$96,559
168	**142**	Legal Aid Justice Center	Legal Services for Immigrants - Employment	$100,000	$165,376	$163,074
169	**122**	Cornerstones Housing Corporation (CHC)	Scattered Sites Acquisition Program	$0	$300,000	$300,000
170	**14**	Annandale Christian Community for Action	Furniture Program	$0	$22,919	$24,176
171	**37**	Christian Relief Services, Inc.	Safe Places Transitional Housing Program	$100,000	$94,182	$94,193
172	**42**	Edu-Futuro	Projects LIFTS (Leading Immigrant Families to Success)	$0	$317,044	$318,606
173	**45**	Ethiopian Community Development Council, Inc./African Community Center	Step Project	$50,000	$56,292	$54,415
174	**83**	Pathway Homes, Inc.	Pathways to Self-Sufficiency	$125,000	$186,622	$180,398
175	**98**	ServiceSource, Inc.	Autism Initiative (Total Employment Concepts 2000)	$70,000	$58,479	$56,529
176	**114**	Northern Virginia Family Service	Community Access Integration Services	$339,000	$226,200	$223,102

Ref #	Bid #	Organization	Program Name	FY 2016 Current Funding	FY 2017 Recommended Funding	FY 2018 Recommended Funding
			(formerly Vamos Adelante)			
177	**30**	Capital Area Food Bank	Family Markets Program	$0	$108,418	$165,915
178	**64**	Insight Memory Care Center	Wraparound Family Caregiver Support	$58,000	$46,206	$45,540
179	**97**	Rebuilding Together Arlington/Fairfax/Falls Church, Inc.	Volunteer Home Repairs	$74,600	$96,968	$96,961
180	**115**	Northern Virginia Family Service	Adult Health Partnership	$25,000	$19,871	$19,208
181	**34**	Community Residences	LIFT - Living Independently for Tomorrow	$60,000	$49,148	$47,818
182	**117**	Northern Virginia Family Service	Training Futures	$145,000	$119,588	$121,377
183	**121**	Cornerstones, Inc.	Connections for Hope Partnership	$137,000	$183,643	$182,844
184	**139**	Legal Services of Northern Virginia	Legal Aid - Housing and Employment	$162,000	$130,781	$126,419
185	**143**	Legal Aid Justice Center	Legal Services for Immigrants - Housing	$0	$136,520	$134,269
186	**51**	Grace Ministries of the United Methodist Church	Integrated Immigrant Services	$58,000	$44,239	$42,763
187	**61**	HealthWorks for Northern Virginia Herndon	Dental Program	$75,000	$58,209	$56,268
188	**66**	Insight Memory Care Center	Early Stage Engagement Program	$0	$47,532	$46,596
189	**70**	Family Preservation and Strengthening Services	Family Stabilization and Self-Sufficiency	$108,000	$174,627	$187,559
190	**100**	Vietnamese Resettlement Association, Inc.	Self-Sufficiency Through Health, Housing and Social Services	$50,000	$77,640	$76,070
191	**138**	Legal Services of Northern Virginia	Legal Aid - Families and Consumers	$339,000	$275,522	$266,333
192	**48**	Empowered Women International	Entrepreneur Pathways for Women	$50,000	$56,492	$56,269
193	**65**	Insight Memory Care Center	SHARE Plan Family Counseling	$0	$30,615	$28,498
194	**21**	Boys & Girls Clubs of Greater Washington, Inc.	Great Futures: Educational & Career Development	$76,200	$57,381	$55,467

Ref #	Bid #	Organization	Program Name	FY 2016 Current Funding	FY 2017 Recommended Funding	FY 2018 Recommended Funding
195	**25**	Asian American LEAD	Asian American LEAD Virginia Program	$0	$145,226	$144,268
196	**27**	Capital Youth Empowerment Program	Project Success	$0	$25,752	$24,893
197	**46**	Ecumenical Community Helping Others (ECHO), Inc.	Emergency Needs Assistance Program	$50,000	$37,871	$36,608
198	**62**	HealthWorks for Northern Virginia Herndon	Primary Medical Care	$150,000	$119,027	$115,058
199	**19**	Brain Injury Services	Brain Injury Services' Senior Specialist	$82,800	$62,961	$60,861
200	**43**	Easter Seals Greater Washington-Baltimore Region, Inc.	Early Learning for Autism	$0	$61,341	$63,285
201	**95**	The Safe Children Foundation DBA SafeSpot Children's Advocacy Center of Fairfax	SafeSpot Trauma Crisis Counseling	$75,000	$56,105	$54,234
202	**99**	ServiceSource, Inc.	Seniors Community Inclusion Program	$0	$52,739	$51,688
203	**24**	Bethany House of Northern Virginia	Family Assistance Program	$143,000	$138,878	$137,103
204	**35**	Community Preservation and Development Corporation	Stony Brook After School Program	$0	$58,436	$57,769
205	**36**	Community Preservation and Development Corporation	Island Walk After School Program	$84,000	$65,155	$66,131
206	**132**	Music for Life	Music for Life Music Partnership	$0	$36,936	$35,704
207	**23**	Beth El House, Inc.	Beth El House Transitional Housing	$31,500	$58,349	$56,403
208	**80**	FACETS	Preventing & Ending Homelessness	$128,000	$124,845	$123,797
209	**128**	Jewish Social Service Agency	Specialized Employment Services	$0	$80,723	$52,724
210	**130**	The Jewish Community Center of Northern Virginia, Inc.	JCCNV Special Needs Camps	$15,000	$16,200	$15,660
211	**153**	Korean Community Service Center of Greater Washington	Financial Self-Sufficiency Program	$60,000	$68,401	$67,706

Ref #	Bid #	Organization	Program Name	FY 2016 Current Funding	FY 2017 Recommended Funding	FY 2018 Recommended Funding
212	**82**	Pathway Homes, Inc.	Pathways Prevention Program	$0	$34,112	$32,974
213	**85**	PRS, Inc.	CrisisLink CareRing Program	$0	$51,068	$49,873
214	**86**	PRS, Inc.	Project HOPE	$70,000	$85,386	$82,659
215	**156**	Unified Prevention Coalition	Parenting for Resiliency: Prevention for Infancy to Young Adult	$0	$35,530	$34,348
					12,584,685	**12,584,232**

Fiscal Year 2018 includes $704,500 for capital projects contingent upon the availability of Community Development Block Grant (CDBG) funds. The total budget is contingent upon the Board's decisions regarding funding pool appropriations to be determined in the FY 2018 budget process. Funding of Affordable Housing Capital projects are also submitted to the Fairfax County Redevelopment and Housing Authority for approval and are subject to the internal policies and procedures of the Department of Housing and Community Development (DHCD), which include review and final approval by DHCD's Loan Underwriting Committee (LUC). The loan terms for these projects will be in compliance with the requirements of the funding source. Any project changes shall be subject to the review and approval of the LUC.

Funds will be allocated to support recommended activities in the order of the Selection Advisory Committee's ranking. Allocations shall be consistent with the intent of the committee (as noted in the minutes and proposal summaries) and with all applicable state and federal requirements. County staff is authorized to adjust approved program budgets as necessary due to changes of circumstances during the course of the two-year funding cycle.

TIMING:
Board action should be taken on April 26, 2016, as part of the Board deliberations on the FY 2017 Adopted Budget Plan. Contract negotiations will take place after Board action and concluding in May 2016 to finalize program operations and expected outcomes. Contract award recommendations for the second year will be incorporated into the County's FY 2018 budget process, contingent upon funding availability.

BACKGROUND:
In FY 1997, the Board of Supervisors approved the development and implementation of a competitive funding process to fund services best provided by community-based organizations, formerly funded through a contribution or through a contract with an individual county department.

FY 2000 was the first year that the former Community Funding Pool and the CDBG Affordable Housing and Targeted Public Services funds were merged into a single funding source for community-based nonprofit organizations to competitively bid for program support. The merger consolidated the solicitation and award processes by establishing one set of funding priorities and one application with common proposal review criteria. The specific funding sources merged to form the CCFP are: federal CDBG Targeted Public Services funds, federal CDBG Affordable Housing funds, federal and state Community Services Block Grant (CSBG) funds, and local Fairfax County General Funds, totaling $12,584,685 for FY 2017 awards.

The Consolidated Community Funding Advisory Committee (CCFAC), appointed by the Board to oversee the use of CCFP funds, developed and widely distributed for public comment recommendations for funding priorities and targets for distribution of funds.

In 2014, the CCFP Review Steering Committee released its report providing four recommendations and accompanying strategic actions for increasing the CCFP's ability to achieve maximum impact on human services outcomes. The recommendations are listed as follows:

1. Support strategic, effective and innovative human services programs that address community-identified priorities and needs.
2. Establish financial stewardship and accountability and promote partnerships to leverage CCFP investments for the maximum benefit for participants.
3. Improve the CCFP application process, including timing, cycle time and paperwork.
4. Improve the community's capacity to evaluate the successes of the CCFP and its constituent programs.

The FY2017-FY2018 Request for Proposal incorporated the first steps in implementing the recommendations from the Steering Committee.

On June 23, 2015, the Board accepted the recommendations for the FY 2017-FY 2018 funding priorities. The Four Priority Areas which included targeted focus areas were agreed upon:

1) Prevention – families and individuals remain independent and have the tools and resources to prevent future dependence. Communities increase their ability to support their members in preventing dependence;
   Focus Area(s)
   - Behavioral Health services for youth and older adults, including suicide prevention
   - Early childhood development services

2) Crisis Intervention – individuals, families, or communities in crisis overcome short-term problems (generally not more than three months) and quickly move back to independence;

Focus Area(s)

- Domestic violence services, particularly those that provide housing opportunities for families affected by domestic violence
- Food assistance for families with children
- Emergency rental and utility assistance

3) Self-Sufficiency – Families, individuals, neighborhoods and communities attain self-sufficiency over a period of three months to three years;

   Focus Area(s)

   - Healthcare affordability and accessibility services, particularly behavioral health services
   - Housing needs identified in the Fairfax County Housing Blueprint
   - English proficiency services

4) Long-Term Supportive Services – Individuals who have continuing long-term needs, and who therefore may not become self-sufficient, achieve and/or maintain healthy, safe and independent lives to the maximum extent possible.

   Focus Area(s)

   - Affordable and accessible housing with supportive social services for very low-income individuals with disabilities and very low-income older adults.

A Request for Proposals (RFP) based on the CCFAC recommendations was issued by the county on October 1, 2015. The RFP closed on December 3, 2015. One hundred and sixty-seven applications were received by the deadline, totaling $22,563,788 in FY 2017 requests (nearly twice the amount of funds available in the FY 2017 Advertised Budget Plan) and $21,950,152 in FY 2018 requests. The approximately $10 million in requests that are not recommended for funding includes the $6.81 million that can be found in Attachment 3, as well as an additional $3.17 million requested by those 116 programs. Of the total 167 applications received, 34 were from organizations using the new application form for funding requests of $50,000 or less; therefore, approximately 20% of applications utilized the new application form. A Fairfax County resident Selection Advisory Committee ("SAC" or "committee") appointed by the County Executive, evaluated and ranked all proposals. The committee was comprised of a diverse group of 24 individuals from the community with varied expertise and interests residing in different areas of the county. The committee conducted its review of the proposals from January through March 2016. The SAC members committed an extraordinary amount of time and effort to the review and evaluation of these proposals and are to be commended for their important contributions to this process. It is estimated that the members contributed over 1,600 hours in both individual and group review and discussion.

The committee gave serious consideration to the priority areas and targeted focus areas recommended by the CCFAC and approved by the Board. Based on the evaluation criteria (identified in Attachment 1) and the priority areas developed by the CCFAC for funding, as well as a review of the cost reasonableness to the county, the committee

recommends full or partial funding in FY 2017 for 116 proposals totaling $12,584,685.

Proposal descriptions for the recommended programs are included in Attachment 2. The committee also made recommendations for FY 2018 awards as noted on Table A.

Twenty-three of the recommended proposals are new and 93 proposals are recommended for continued funding of existing programs. A description of the 51 proposals submitted that were not recommended for funding by the SAC are identified in Attachment 3. Successful applicants must adhere to the schedule of submitting the required audit within (180) days after the end of the applicant's fiscal year. Successful applicants whose fiscal year ends December 31 must submit: 1) a financial audit and management letter for the period ending December 31, 2015; 2) evidence of improved internal controls in place; and, 3) fundraising plans to increase their revenue base.

The CCFAC and the SAC are aware of the current budget constraints and that recommendations for FY 2018 funding are contingent upon Board action at a future date and subject to availability of federal block grant funds.

The Community Action Advisory Board, which oversees the final allocation of Community Services Block Grant funds, will meet on Tuesday, May 6, 2016 to identify FY 2017 and FY 2018 proposals recommended by the SAC that fit within policy requirements for state and federal funding. Based on notification from the Department of Social Services of the Commonwealth of Virginia, an estimated $897,565 ($639,086 in CSBG and $258,479 in TANF) is available for FY 2017.

The CCFAC will meet with members of the SAC to review this year's application and allocation process and to determine opportunities for improvement in subsequent years.

FISCAL IMPACT:
A total of $12,584,685 is recommended in this item for award to nonprofit organizations. An amount of $11,141,700 from the General Fund and CSBG currently is included in the FY 2017 Advertised Budget Plan for Fund 10020, Consolidated Community Funding Pool. The Consolidated Plan: One Year Action Plan for FY 2017, to be presented to the Board of Supervisors on April 26, 2016, includes an allocation of $704,500 in CDBG Affordable Housing funds and $738,485 in CDBG Targeted Public Services funds.

ENCLOSED DOCUMENTS:
Attachment 1: Consolidated Community Funding Pool FY 2017-FY 2018 Proposal Evaluation Criteria
Attachment 2: Consolidated Community Funding Pool FY 2017-FY 2018 Proposal Descriptions
Attachment 3: FY 2017-FY 2018 Consolidated Community Funding Pool Proposals Not Recommended for Contract Award
Attachment 4: Consolidated Community Funding Pool Analysis of Funded Programs

Board Agenda Item
April 26, 2016

STAFF:
Patricia D. Harrison, Deputy County Executive
Cathy A. Muse, Director, Department of Purchasing & Supply Management
M. Gail Ledford, Director, Department of Administration for Human Services
Thomas Fleetwood, Director, Department of Housing & Community Development
Nannette Bowler, Director, Department of Family Services
Christopher Leonard, Director, Department of Neighborhood & Community Services

FAIRFAX COUNTY
CONSOLIDATED COMMUNITY FUNDING POOL FISCAL YEARS 2017 & 2018
Human Service Programs & Administration for the Development of Affordable Housing Projects

PROPOSAL CONTENT (A)

Program: _____	**Priority Area(s):**_____	**Proposal #** _____
Funding Request: FY 2017_____		**FY 2018**_____
Recommended Funding : Acceptable $_____		**Preferable $**_____
SAC Member: _____		**TOTAL POINTS:** _____

I. Demonstration of Need: **15 Points**

The proposal describes an identified need and relates it to no more than two *CCFP funding priorities.*

	CRITERIA	Points Per Element	Points Assigned
1	Proposal provides specific information that justifies the need for the proposed program for the identified neighborhoods, populations and/or targeted geographic area to be served. Include relevant and current information about the population to be served. **(Proposal Content (A)SECTION A1)**	**0 - 8**	
2	Proposal describes the nature and scope of the problem that the program will address (i.e., needs and gaps in services). Include current local statistical data (demonstrated within the past 3 years) or other objective evidence of the need. Demonstrate the size and scope of the need in Fairfax County and/or the targeted geographic area(s), and document the effects of the need on the target populations and the larger community. Include any research or evaluation studies that relate to the problem and contribute to the Applicant's understanding of its causes and potential solutions. **(Proposal Content (A)-SECTION A2)**	**0 -7**	
Comments:			

PROPOSAL CONTENT (A)

II. Outcomes: **25 Points**

The proposal describes how program outcomes contribute to each selected CCFP Priority. The proposal explains how the selected mandatory standardized outcome(s) will be achieved. Proposal clearly identifies and describes one or more measurable program outcomes that are logically related to the identified need and program approach. The proposal demonstrates that there is a contributing relationship between each outcome and the program approach; and that each outcome will have a significant impact on the population and/or the targeted geographic area(s). ***Proposals that address one or more targeted focus areas may receive up to the maximum 5 points. Proposal that do not address a targeted focus area can only receive a maximum of 3 points.***

	CRITERIA	Points Per Element	Points Assigned
1	Proposal explains how the program plans to achieve the selected standardized outcome. If a standardized outcome was not selected, the proposal explains why none of the standardized outcomes align with the proposed program model and describes the proposed measurable outcome to be used. **(Proposal Content (A)-SECTION B1)**	**0 - 5**	
2	Proposal describes how each outcome will have a significant impact on the population and/or community affected by the identified need. Explains the basic relationship between the services and each of the program outcomes. **(Proposal Content (A)-SECTION B2)**	**0 - 5**	
3	Proposal describes how the outcomes will address the needs identified in the targeted focus area(s). If a targeted focus area was not chosen, the proposal explains how the outcomes will address the identified needs in the selected priority area(s). **(Proposal Content (A)-SECTION B3)**	**0 – 5**	
4	Proposal describes how the outcomes are linked to the need and how each outcome will be objectively measured. Provides supporting information demonstrating that the outcomes are realistic and achievable within the identified timeframes. **(Proposal Content (A)-SECTION B4)**	**0 - 5**	
5	Proposal describes the plan for outcome measurement implementation. Indicates how the data will be collected and maintained; including any assessment tools and/or data collection software to be used. **(Proposal Content (A)-SECTION B5)**	**0 - 5**	
Comments:			

PROPOSAL CONTENT (A)

III. Approach: **20 Points**

Proposal describes the strategies that will be implemented, operated and administered within a realistic time period; how it will be provided within a cooperative service delivery approach; and how readily targeted clients will access services. ***Proposals that address one or more targeted focus areas may receive up to 5 points. Proposal that do not address a targeted focus area can only receive up to 3 points.***

	CRITERIA	Points Per Element	Points Assigned
1	Proposal describes how each of the program services/activities will be organized, implemented and completed to achieve the goals/objectives. Identifies any major changes/challenges in the program that may affect the timeframe for service delivery. Includes information (if applicable) on how the program addresses one or more of the targeted focus areas. **(Proposal Content (A)-SECTION C1)**	**0 - 5**	
2	Proposal describes any anticipated limitations and barriers to client access to the services (i.e. transportation, language/culture, client fees, disabilities, etc.). **(Proposal Content (A)-SECTION C2)**	**0 – 3**	
3	For programs awarded a CCFP contract in previous funding cycles, proposal describes how the program implemented its design to achieve service and outcome goals and explain how the approach contributed to the success of the program. If the proposed program is new to the Funding Pool or a startup program, applicant submitted a program timeline that displays major tasks, assigned responsibility for each and outlines the completion of each task by month or quarter during the contract period, using "Year 1", "Month 1", "Quarter 1", etc. (not calendar dates). Includes any staff positions that will need to be filled after contract award and the projected hiring date. **(Proposal Content (A)-SECTION C3)**	**0 - 4**	
4	If the proposal is an existing program, describes past performance. For new or startup programs, proposal describes the level of success of a similar program. Includes any statistical data that supports successful performance. **(Proposal Content (A)-SECTION C4)**	**0 - 4**	
5	Proposal describes how other community groups/resources will be used to maximize service delivery and minimize duplication. **(Proposal Content (A)-SECTION C5)**	**0 - 4**	
Comments:			

PROPOSAL CONTENT (A)

IV. Organizational Capacity: **20 Points**

The proposal demonstrates the applicants' organizational skills, experience and resources necessary to implement and manage the program. Two or more nonprofit organizations may choose to submit a collaborative proposal.

	CRITERIA	Points Per Element	Points Assigned
1	Proposal describes the program's organizational structure and operations. The description should include management/staffing patterns connected to the program design and the roles/responsibilities of key program staff. For organizations new to the CCFP, the proposal includes organizational and/or program staff experience effectively implementing programs of similar design. **(Proposal Content (A)-SECTION D1)**	**0 - 4**	
2	Proposal describes the work to be performed by professional and non-professional volunteers. Uses Form 5 to list the estimated number of professional and non-professional volunteers and anticipated number of hours they will work each year. **(Proposal Content (A)-SECTION D2)**	**0 – 3**	
3	Proposal describes how clients with disabilities will have access to the service; and explains in detail how the organization complies with the Americans with Disabilities Act (ADA). **(Proposal Content (A)-SECTION D3)**	**0 – 4**	
4	Proposal describes the plans for fiscal accountability and management of the proposed program funding. Explain how CCFP funds will be tracked separately from other funding streams and any use of outside accounting and/or payroll services. **(Proposal Content (A)-SECTION D4)**	**0 – 3**	
5	Proposal describes in detail, plans to sustain the program during and beyond the funding period. The plans include a demonstrated ability to increase program leveraging (all resources) from FY2017 through FY2018. **(Proposal Content (A)-SECTION D5)**	**0 – 6**	
Comments:			

PROPOSAL CONTENT (A)

V. Budget and Budget Justification: **20 Points**

Proposal presents a clear and reasonable program budget and identifies additional resources other than County funds or County contributions that can help support the proposed program. (Resources may include volunteers, in-kind contributions, cash donations, goods, supplies and services donations, grants, and/or contracts.)

	Criterion Element	Points Per Element	Points Assigned
1	Proposal includes a brief supporting narrative to link costs with project activities. The narrative demonstrates how the program will maximize cost effectiveness of the requested funds. The budget is complete and cost-effective in relation to the proposed activities. The narrative also explains how all costs were estimated and calculated, and how they are relevant to the completion of the proposed program. **(Proposal Content (A)-SECTION E1)**	**0 - 5**	
2	Proposal includes completed forms 4, 4A, 4B that clearly describes and justifies all costs for the program. The budget includes detailed computation for each budget line item. **(Proposal Content (A)-COST FORM SECTION)**	**0 - 10**	
3	Proposal includes completed Form 5 and identifies additional resources that will support and sustain the program during and beyond the funding period, including the use of volunteers, in-kind contributions, goods, supplies, etc. **(Proposal Content (A)-COST FORM SECTION)**	**0 - 5**	
Comments:			

FAIRFAX COUNTY
CONSOLIDATED COMMUNITY FUNDING POOL FISCAL YEARS 2017 & 2018
Human Service Programs & Administration for the Development of Affordable Housing Projects
PROPOSAL CONTENT (B)

Program: _____	**Priority Area(s):**_____	**Proposal #** _____
Funding Request: FY 2017_____		**FY 2018**_____
Recommended Funding : Acceptable $_____		**Preferable $**_____
SAC Member: _____		**TOTAL POINTS:** _____

I. Demonstration of Need: **15 Points**

The proposal describes an identified need and relates it to no more than two *CCFP funding priorities.*

	CRITERIA	Points Per Element	Points Assigned
1	Proposal describes the need, scope and the purpose of the proposal to address the problem as it relates to the targeted focus area. If a targeted focus area was not chosen, the proposal describes the need, scope and the purpose of the proposal to address the problem as it relates to the chosen priority area. The proposal includes current local statistical data (demonstrated within the past 3 years) or other objective evidence of the need and information that describes how the program will benefit the population to be served. **(Proposal Content (B) SECTION A1)**	**0 - 8**	
2	Proposal describes specific information for the identified populations, neighborhoods and/or targeted geographic area to be served and includes relevant and current information about the population to be served. **(Proposal Content (B) SECTION A2)**	**0 -7**	
Comments:			

PROPOSAL CONTENT (B)

II. Outcomes: **25 Points**

The proposal describes how program outcomes contribute to each selected CCFP Priority. The proposal explains how the selected mandatory standardized outcome(s) will be achieved. Proposal clearly identifies and describes one or more measurable program outcomes that are logically related to the identified need and program approach. The proposal demonstrates that there is a contributing relationship between each outcome and the program approach; and that each outcome will have a significant impact on the population and/or the targeted geographic area(s). ***Proposals that address one or more targeted focus areas may receive up to the maximum 5 points. Proposal that do not address a targeted focus area can only receive a maximum of 3 points.***

	CRITERIA	Points Per Element	Points Assigned
1	Proposal explains how the program plans to achieve the selected standardized outcome. If a standardized outcome was not selected, the proposal explains why none of the standardized outcomes align with the organization's program model and proposes a possible outcome that would be suitable. **(Proposal Content (B) SECTION B1)**	**0 - 10**	
2	Proposal clearly describes measureable results that will be achieved as a result of the proposed program within each fiscal year. **(Proposal Content (B) SECTION B2)**	**0 - 5**	
3	Proposal describes how the outcomes will address the needs identified in the targeted focus area(s). If a targeted focus area was not chosen, the proposal explains how the outcomes will address the identified needs in the selected priority area(s). **(Proposal Content (B) SECTION B3)**	**0 – 5**	
4	Proposal describes the measurement system that will be used to demonstrate outcome achievement. The proposal includes a plan for measurement implementation and explains how the data will be collected and maintained. **(Proposal Content (B) SECTION B4)**	**0 - 5**	
Comments:			

PROPOSAL CONTENT (B)

III. Approach: **20 Points**

Proposal describes the strategies that will be implemented, operated and administered within a realistic time period; how it will be provided within a cooperative service delivery approach; and how readily targeted clients will access services. ***Proposals that address one or more targeted focus areas may receive up to 5 points. Proposal that do not address a targeted focus area can only receive up to 3 points.***

	CRITERIA	Points Per Element	Points Assigned
1	Proposal describes specific plans or methodology to be used to implement the services to achieve the goals/objectives. The proposal includes information (if applicable) on how the program addresses one or more of the targeted focus areas. **(Proposal Content (B) SECTION C1)**	**0 - 5**	
2	Proposal describes any anticipated limitations and barriers to client access to the services (i.e. transportation, language/culture, client fees, disabilities, etc.). **(Proposal Content (B) SECTION C2)**	**0 – 3**	
3	For programs awarded a CCFP contract in previous funding cycles, the proposal describes how the program was successful in implementing its design to achieve service and outcome goals. If the proposed program is new to the Funding Pool or a startup program, the proposal includes a program timeline that displays major tasks, assigned responsibility for each and outlines the completion of each task by month or quarter during the contract period using "Year 1", "Month 1", "Quarter 1", etc. (not calendar dates). **(Proposal Content (B) SECTION C3)**	**0 – 4**	
4	For existing programs, the proposal describes past performance. **OR** For new/startup programs, the proposal describes the level of success of a similar program and includes any statistical data that supports successful performance. **(Proposal Content (B) SECTION C4)**	**0 – 4**	
5	Proposal describes cooperative approaches and how they will benefit the program to maximize service delivery. **(Proposal Content (B) SECTION C5)**	**0 – 4**	
Comments:			

PROPOSAL CONTENT (B)

IV. Organizational Capacity: **20 Points**

The proposal demonstrates the applicants' organizational skills, experience and resources necessary to implement and manage the program. Two or more nonprofit organizations may choose to submit a collaborative proposal.

	CRITERIA	Points Per Element	Points Assigned
1	Proposal describes the program's organizational structure and operations. The description should include management/staffing patterns connected to the program design and the roles/responsibilities of key program staff. For organizations new to the CCFP, the proposal includes organizational and/or program staff experience effectively implementing programs of similar design. **(Proposal Content (B) SECTION D1)**	**0 - 4**	
2	Proposal describes the work to be performed by professional and non-professional volunteers, anticipated number of professional and non-professional volunteers and anticipated number of hours they will work each year. **Proposal Content (B) (SECTION D2)**	**0 – 4**	
3	Proposal describes how clients with disabilities will have access to the service; and explains in detail how the organization complies with the Americans with Disabilities Act (ADA). **(Proposal Content (B) SECTION D3)**	**0 – 4**	
4	Proposal describes the program's fiscal management system and any use of outside accounting and/or payroll services. The proposal explains how CCFP funds will be tracked separately from other funding streams. **(Proposal Content (B) SECTION D4)**	**0 – 4**	
5	Proposal describes in detail, plans to sustain the program during and beyond the funding period. The plans include a demonstrated ability to increase program leveraging (all resources) from FY2017 through FY2018. **(Proposal Content (A)-SECTION D5)**	**0 – 4**	
Comments:			

PROPOSAL CONTENT (B)

V. Budget and Budget Justification: **20 Points**

Proposal presents a clear and reasonable program budget and identifies additional resources other than County funds or County contributions that can help support the proposed program. (Resources may include volunteers, in-kind contributions, cash donations, goods, supplies and services donations, grants, and/or contracts.)

	Criterion Element	Points Per Element	Points Assigned
1	Proposal includes completed forms 4, 4A, 4B that describes and justifies all costs for the program. **(Proposal Content (B) COST FORM SECTION)**	**0 - 10**	
2	Proposal includes completed Form 5 and identifies additional resources that will support and sustain the program during and beyond the funding period, including the use of volunteers, in-kind contributions, goods, supplies, etc. **(Proposal Content (B) COST FORM SECTION)**	**0 - 10**	
Comments:			

CONSOLIDATED COMMUNITY FUNDING POOL
Fiscal Years 2017-2018 PROGRAM DESCRIPTIONS

The descriptions presented below represent the scope of service proposed by the non-profit organizations for the funding level requested. The capacity of services will be adjusted based on actual funds awarded.

100 - Bid 159
UCM's Housing Program
United Community Ministries, Inc.
Region 1
The program will provide low-income victims of domestic violence with 12-24 months of transitional housing and supportive services. In addition to 1-2 years of stable housing, free from their abuser, the program will provide comprehensive recovery supportive services for domestic violence survivors and their children so that they can recover from trauma and move toward self-sufficiency.

101 - Bid 31
Pathways to Self-Sufficiency: Computer Literacy Skills Trainings, Higher Education and Communuity Building
Computer C.O.R.E.
Regions 1, 2, 3, 4
The Pathways to Self-Sufficiency program helps unemployed, underemployed and working poor adult residents of Fairfax County gain employment or increased wages. Small classes of approximately 12 adults receive intensive training in basic computer skills and program, as well as one-on-one job skills coaching, including resume writing, interviewing, networking and career education. In addition to the program-based trainings, CORE students are able to enroll and earn up to 13 units of college credit through a partnership with Northern Virginia Community College. In the upcoming cycle, Computer CORE plans to expand its offerings and collaborations with nonprofit partners in both Bailey's Crossroads and Herndon to better meet community needs.

102 - Bid 165
WFCM Food Pantry
Western Fairfax Christian Ministries (WFCM)
Region 4
WFCM's Food Pantry will serve eligible region 4 households seeking food assistance up to once per month, thereby reducing hunger and relieving budget pressure for those with limited income. Clients are referred to WFCM for food assistance from the County's Coordinated Services Planning office, local churches, schools, other nonprofits, and through neighbors in the community. Clients can also contact WFCM directly for assistance.

103 - Bid 166
Pathways to Success
Western Fairfax Christian Ministries (WFCM)
Region 4
WFCM's Pathways to Success is a 12-month mentoring program for 12 low-income households with children. Eligible families enter into a contract with WFCM to improve management of household finances. Mentors provide assistance with deduct reduction, adherence to family budget, spending decisions, savings and increasing household income by an average of $2500. As a result of improved financial management, families will be expected to maintain prompt rent and utilities payment, with housing costs less than 50% of income.

104 - Bid 76
Emergency Food Program
Falls Church Community Service Council, Inc.
Region 2
The Falls Church Community Services Council, comprised of a coalition of 19 faith communities, provides for the basic and emergency needs people in the Falls Church area. The program receives requests for assistance from ministers, and county social workers. Financial assistance is available for rent, utility and special needs (prescriptions, gasoline, car repairs, emergency dental or medical assistance, etc.). FCS also provides furniture to clients transitioning from homelessness. FCS has a small office space at Knox Presbyterian Church that accommodates 3 part-time staff. The office is open five days per week.

105 - Bid 107
Domestic Violence Supportive Housing
Shelter House, Inc.
Region 1, 2, 3, 4
The Domestic Violence Supportive Housing (DVSH) Program represents two transitional housing programs; NOVACO and the Community Housing Resource Program (CHRP). DVSH serves victims of domestic violence and their children by providing safe, temporary housing for up to 12 months combined with comprehensive services to help victims of domestic violence live safely and independently of their abuser while accessing services to address trauma.

106 - Bid 131
Emergency Relief Services
Koinonia Foundation, Inc., The
Region 1
The program provides short-term emergency assistance and self-sufficiency services to at-risk families and individuals in the greater Franconia/Kingstowne area of Fairfax County. The Emergency Relief-Services Program responds to emergency basic needs of community members, regardless of religious belief and provides ongoing assistance to address the factors that caused the need for emergency assistance. The Foundation promotes education, economic stability and self-sufficiency through financial, material and mentoring contributions and supportive services.

107 - Bid 161
Basic Needs
United Community Ministries
Region 1
UCM's Basic Needs program provides a safety net for vulnerable residents in the Mt. Vernon area of Fairfax County. Residents in need can obtain assistance from UCM for a variety of immediate needs, including food, rental and utility assistance, financial assistance for medical and dental care. In addition to tangible assistance, UCM counselors provide clients with a counseling and resource referrals to address the root cause of the crisis.

108 - Bid 167
Client Emergency Services
Western Fairfax Christian Ministries (WFCM)
Region 4
WFCM Client Emergency Services program provides financial assistance to individuals and households who are at risk of eviction and utility discontinuation. Eligible clients may receive a maximum of $600 for emergency rental assistance and $300 for utility assistance per year. As a result of the financial assistance, WFCM expects that all recipients will maintain their housing or utilities.

109 - Bid 49
Workforce Training for Fairfax Residents
Goodwill of Greater Washington
Region 1, 2
The Workforce Training for Fairfax Residents Program will provide workforce training in the hospitality and security and protective services sectors to low-income Fairfax county residents at the Good will Arlington Career Center (ACC). The program will be free of cost to all participants and include travel stipends and supportive and wrap-around services to help participants succeed during training classes, address barriers to employment, obtain a job and maintain and advance in their employment.

110 - Bid 73
Food for Others/Fairfax
Food for Others
Regions 2, 3,
The program provides emergency and supplemental food to low income residents of Fairfax County through three distribution programs. The emergency food/USDA program provides clients referred by county staff and other service providers with food estimated to last 3-5 days allowing time for other sources of assistance to be arranged or the crisis to pass. Clients meeting the income eligibility guidelines may return monthly for USDA commodities at the Merrifield warehouse. A second supplementary food program distributes food on weeknights to 14 high-poverty neighborhoods (13 regular sites and 1 mobile) in the county. The third program is the bulk distribution program that provides food to more than 29 community-based organizations. These organizations then deliver food to the elderly, homebound, homeless and others in need.

111 - Bid 91
Northern Virginia Dental Clinic
Northern Virginia Dental Clinic Inc.
Regions 1, 2, 3, 4
The Northern Virginia Dental Clinic provides dental services to low-income adults (200% of poverty level) who are referred by local nonprofit agencies and jurisdictions, including Fairfax County. The program provides comprehensive examinations, treatment plans, oral cancer screenings, restorative services, oral surgery, biopsies, periodontics, dentures/crowns, endodontics, cleanings and emergency interventions. The clinic's small staff and volunteer dentists, hygienists and assistants provide services. A partnership with NVCC and universities supply the program with supervised assistance.

112 - Bid 108
Building Communities of Promise
Wesley Housing Development Corporation
Region 2
The Building Communities of Promise program provides supportive services to seniors and persons with disabilities who reside in one of three income and resident restricted communities. Two of the communities are in Herndon and the third is in McLean. Services include client case monitoring, referrals/assistance/advocacy, crisis intervention, information and referral, health & wellness programs & screenings, and lifelong learning/social/recreational activities.

113 - Bid 133
Ongoing Assistance
Lorton Community Action Center
Region 1
LCAC's Ongoing Assistance program provides long-term support to households containing either senior adults and/or disabled family members. These households, as a result of fixed or limited income, are more vulnerable for economic insecurity. The primary goal of Ongoing Assistance is to provide wrap-around services to households in these groups to ensure their members are safe, healthy and connected to a variety of services.

114 - Bid 145
Homeless Case Management
Lamb Center, The
Regions 1, 2, 3, 4
The Lamb Center (TLC) provides services six days per week at its day-time drop in program to assist homeless individuals primarily in all four regions of Fairfax County with food, personal hygiene and case management services. Other services provided by the program include employment counseling and job placement assistance, individual counseling and recovery planning, transportation assistance, help to acquire or re-acquire valid IDs, referrals to a variety of housing, medical and county services. The service model at the TLC depends heavily on building relationships of trust over time with the clients.

115 - Bid 9
Homeless Youth Initiative
Alternative House
Regions 1, 2, 3, 4
The Homeless Youth Initiative provides rental assistance, case management, counseling and academic and employment supports to help homeless unaccompanied Fairfax County high school students remain safe and graduate from high school. Our objectives are that homeless persons obtain housing; that students acquire improved financial management skills; that youth have improved academic performance; that our students have stabilized or improved behavioral health and; that unaccompanied homeless students graduate from high school and move on to higher education, employment or a combination of the two.

116 - Bid 10
Culmore Safe Youth Project
Alternative House
Region 2
The Culmore Safe Youth Project provides out-of-school time activities for low-income, at-risk children in fourth, fifth and sixth grades. Activities include supervised recreation, homework assistance, enrichment activities, opportunities for community service, counseling and workshops. Our outcomes include stabilizing and/or improving young people's behavioral health, increasing their academic performance and helping youth to remain free of gang involvement, substance use and other risky behaviors.

117 - Bid 26
Fathers in Touch
Capital Youth Empowerment Program
Regions 1, 2, 3, 4
The Fathers in Touch program consists of two components classroom and monthly activities. The 12-week classroom component is based on the National Fatherhood Initiative's 24/7 Dad curriculum which teaches fathers self-awareness, caring for self, fathering skills and relationship skills. The goal is for fathers to shift their attitudes of parenting from negative to positive. The program provides fatherhood enrichment services to low-income fathers involved in abuse and neglect cases, child support delinquency, child protective services concerns, custody and visitation cases. The program will incorporate monthly activities to give fathers the opportunity to practice the skills they learn in the classroom within a supervised setting to bring them closer to re-uniting with their children.

118 - Bid 93
Adult Career Pathways
Northern Virginia Community College Educational Foundation, Inc.
Regions 1, 2, 3, 4
Adult Career Pathways (ACP) program will collaborate with community nonprofit, FCPS PK-12, and county agencies to provide adults from underserved populations in Fairfax County with an intrusive, individualized student support and wraparound service model that fosters self-sufficiency through enhanced academic and career attainment. ACP's goal is to mitigate barriers to higher education frequently encountered by lower-income, non-traditional students. ACP staff will provide holistic support to participants as they complete one or more college credit or workforce credentials of market value. The target focus areas addressed are access to healthcare (which is significantly increased with higher levels of employment) and English proficiency (which is built into the attainment of a postsecondary credential).

119 - Bid 118
Protecting Vulnerable Immigrant Women and Girls Fleeing Gender-Based Violence
Tahirih Justice Center
Regions 1, 2, 3, 4
Tahirih Justice Center provides immigration legal services to women and girls living in Fairfax County that are fleeing gender-based violence. This program will assist the clients in obtaining the following legal documents: VAWA Petitions, U-Visa Petitions, T-Visa Petitions, Gender-based Asylum applications, Special Juevenile Status applications and Derivative Petitions which reunite children with their mothers after they obtain their legal status. Additionally, the program will provide the cleints with legal representation in family law matters such as child custody, spousal support petitions, protective orders and divorce modification or enforcement of said matters.

120 - Bid 124
Assistance Services & Pantry
Cornerstones, Inc.
Region 3
The Assistance Services & Pantry is a community food pantry with ancillary services to assist beyond food needs for normally self-sufficient, low income households. These services includes providing households experiencing crisis with access to basic food and clothing supports, rental or utilitiy assistance, service navigation to individuals struggling with self-sufficiency issues and providing households with life skills learning activities to increase opportunities for greater self-sufficiency and improved health.

121 - Bid 155
Stable Long-Term Housing for Chronically Homeless Adults
New Hope Housing, Inc.
Region 1
The Stable Long Term Housing for Chronically Homeless Adults program provides permanent housing with supportive services in Region 1 to chronically homeless adults due to severe disabling conditions, including mental illness, cognitive impairments and/or substance abuse. The funding request is for case management of the supportive services to assist clients with meeting their basic needs, maintain housing stability, improve daily living skills and address disabling conditions.

122 - Bid 162
Early Learning Center
United Community Ministries
Region 1
The UCM Early Learning Center provides child care for subsidy-eligible families in Fairfax County. The Center is an affordable, licensed, full-day early care and learning program that meets the learning, social and emotional development needs of children ages 6 weeks to 5 years. Because the Center is designated by the Fairfax County Office for Children (OFC) as a community-based program, it can provide immediate child care when OFC has a waiting list in effect.

123 - Bid 8
Annandale Safe Youth Project
Alternative House
Region 2
The Annandale Safe Youth Project provides out-of-school time activities for low-income, at-risk children in fourth, fifth and sixth grades. Activities include supervised recreation, homework assistance, enrichment activities, opportunities for community service, counseling and workshops. Our outcomes include stabilizing and/or improving young people's behavioral health, increasing their academic performance and helping youth to remain free of gang involvement, substance use and other risky behaviors.

124 - Bid 15
Emergency Family Assistance
Annandale Christian Community
Region 2
ACCA's Emergency Financial Assistance Program provides crisis intervention in the form of financial assistance to help low-income Fairfax County residents in the Annandale, Lincolnia, Baileys Crossroads and Culmore areas of the couonty overcome short-term problems. ACCA responds to urgent financial requests to pay for rent, utilities, prescriptions, medical equipment, dental care and miscellaneous needs to prevent homneslessness, unhealthy living conditions and illness.

125 - Bid 54
Emergency Services: Keeping Families At Home
Good Shepherd Housing & Family Services
Region 1
The Emergency Services program provides one-time financial grants followed-up with housing counseling and referrals to households in crisis due to threatened evictions, disconnections of utilities and/or homelessness.

126 - Bid 6
Springfield Safe Youth Project
Alternative House
Region 1
The Springfield Safe Youth Project provides out-of-school time activities for low-income, at-risk children in fourth, fifth and sixth grades. Activities include supervised recreation, homework assistance, enrichment activities, opportunities for community service, counseling and workshops. Our outcomes include stabilizing and/or improving young people's behavioral health, increasing their academic performance and helping youth to remain free of gang involvement, substance use and other risky behaviors.

127 - Bid 16
Nutrition/Hygiene
Annandale Christian Community for Action (ACCA Inc.)
Region 2
ACCA's Nutrition/Hygiene program operates on the grounds of the Child Development Center in Annandale and serves low-income indivdiuals and families in Annandale, Lincolnia, Baileys Crossroads and Culmore areas. It is stocked with fresh, frozen, dried and canned goods as well as personal care items and diapers. Clients will receive a 10-14 days supply of food and hygiene essentials.

128 - Bid 53
Homes for the Working Poor, Disabled and Elderly
Good Shepherd Housing & Family Services
Region 1
The Homes for the Working Poor, Disabled and Elderly program provides affordable housing with services to help unstably housed and homeless families move toward self-sufficiency and permanent housing. The type of housing assistance provided is based on whether or not the clients can get housing from other landlords. Affordable units owned and/or operated by Good Shepherd are rented to eligible low-income clients who cannot obtain traditional leases due to credit or past evictions.

129 - Bid 102
SkillSource- Sheriff Employment Center
SkillSource Group, Inc., The
Regions 1, 2, 3, 4
The SkillsSource Group program is utilized by inmates identified by the Fairfax County Sheriff's Office who are preparing for community re-entry and need to gain additional information and skills in oder to prepare for employment in Fairfax County. The Center provides employment counseling to inmates that are incarcerated at the Fairfax County Jail who are preparing to re-enter the community and the workforce. The organization will assist inmates with job search, resume development, GED preparation and other supportive services. Additionally, the program will work with area employers to identify and place inmates into various employment opportunities.

130 - Bid 106
Artemis House
Shelter House, Inc.
Regions 1, 2, 3, 4
Artemis House is a domestic violence shelter operating under contract with Fairfax County at an undisclosed location. The program provides crisis intervention to individuals and families, in all four regions of the county, who are homeless after fleeing domestic violence as well as assisting in their stabilization to achieve self-sufficiency within 45 days. Through rapid client engagement, comprehensive case management and the provision of crucial supportive services, the program helps clients develop an enduring safety plan to protect them when they return to the community. Artemis House also helps clients cultivate skills and connections to help them remain independent of their abusers and cultivate increasing self-sufficiency.

131 - Bid 109
Promising Futures
Wesley Housing Development Corporation
Region 2
The Promising Futures program provides on-site services to culturally diverse adult residents of two subsidized housing communities, one in the Lincolnia area of Alexandria and the other in Annandale. Programs include eviction intervention and other services to support basic needs, tax assistance, financial literacy and money management training, English proficiency services, health screenings, healthy living education & activities, computer center access and IT training.

132- Bid 113
Multicultural Trauma Services
Northern Virginia Family Service
Region 2
Northern Virginia Family Service's Multicultural Human Services program provides immigrants who have experienced trauma with the tools and resources necessary to succeed in their new home country. Through a wraparound service model encompassing case management, mental health, and immigration legal assistance; NVFS helps meet clients' basic needs, improve behavioral health and family relationships, support clients as they move out of unhealthy situations (such as domestic violence), and represent help them attain durable immigration statuses. NVFS supports clients' efforts to cope, heal, and form fulfilling relationships so that they may become independent, contributing members of the Fairfax County community.

133 - Bid 125
Herndon Youth Program
Cornerstones, Inc.
Region 3
The Herndon Youth Program is an out -of-school time initiative hosed at the Herndon Neighborhood Resource Center. This includes a variety of afterschool and summer learning programs for some of the herrndon area's most economically and academically vulnerable youth.

134 - Bid 158
Progreso
United Community Ministries
Region 1
UCM's Progreso Adult Literacy and Citizenship program provides non-English speaking people with English as a Second Language instruction from beginner to advanced levels of learning. English proficiency instruction is no only essential to developing economic and social self-sufficiency, but prevents potential exploitation due to language barrier. In addition to ESL classes, the Progreso program supports U.S. citizenship and participation in the American way of life.

135 - Bid 160
Forward Steps
United Community Ministries
Region 1
UCM's Forward Steps program provides 1st through 12th grade students from FCPS Cluster IV schools with tutoring, social skills development and parental engagement activities to foster academic achievement and improved social functioning. Ideally, program staff and volunteers will form a critical relationship with children and parents that not only addresses poor academic achievement and social skills among students, but empowers parents to become more involved in their children's academic life.

136 - Bid 67
Early Child Care Educator Training and Workforce Development
Infant Toddler Family Day Care Center
Regions 1, 2, 3, 4
The Infant Toddler Family Day Care Center is a network of professional child care educatiors committed to supporting the emotional, social and intellectual development of young children in safe, nuturing and high-quality environment. The organization offers training to assist clients develop the skills needed to open and operate a licensed home day care.

137 - Bid 75
Emergency Assistance
Falls Church Community Service Council, Inc.
Region 2
The Falls Church Community Services Council, comprised of a coalition of 19 faith communities, provides for the basic and emergency needs people in the Falls Church area. The program receives requests for assistance from ministers, and county social workers. Financial assistance is available for rent, utility and special needs (prescriptions, gasoline, car repairs, emergency dental or medical assistance, etc.). FCS also provides furniture to clients transitioning from homelessness. FCS has a small office space at Knox Presbyterian Church that accommodates 3 part-time staff. The office is open five days per week.

138 - Bid 134
Self-Sufficiency
Lorton Community Action Center
Region 1
LCAC's Self-Sufficiency program seeks to live out our more than 40 year motto, "a hand up, not a hand out." The Self-Sufficiency program provides a variety of services that seek to address long-term issues which prevent immigrant and non-immigrant households from becoming self-sufficient. All components of LCAC's Self-Sufficiency program, including ESL, nutrition classes, financial management education and free legal advice, are linked together through case management. Addressing a variety of issues for households, through education and opportunity, allows households to move to a different place on the self-sufficiency spectrum.

139 - Bid 5
Culmore Youth Outreach Program
Alternative House
Region 2
The Culmore Youth Outreach Program provides supervised recreation, homework assistance, enrichment activities, a safe place to go during out of school time hours and counseling for low income youth in the Culmore area of Fairfax County. The program's goals and objectives include youth have stabilized or improved mental health, youth have improved academic performance, youth have increase employment skills and that youth remain free of gang involvement and other risky behaviors.

140 - Bid 7
Assisting Young Mothers
Alternative House
Regions 1, 2, 3, 4
Assisting Young Mothers is a transitional living program for homeless, pregnant and parenting young women 18 to 22 years of age. Outcomes include providing homeless young mothers obtain housing, first in the Assisting Young Mothers program and in the community following their graduation from the program; young mothers will have stabilized or improved behavioral health and; young mothers will have improved life skills and parenting abilities.

141 - Bid 57
HR FISH Emergency Assistance Prevention & Crisis Intervention
Herndon-Reston FISH, Inc.
Region 3
Herndon-Reston FISH is a volunteer, nonsectarian, nonprofit orgnaizaiton dedicated to providing assistance to local residents experiencing a temporary financial crisis that threatens their fmaily's stability. The program provides financial assistance for rent, utilities, prescription medications and medical supplies to maintain basic human needs, round-trip tansportation to medical appoointments, disbrution of holiday food and gift baskets, manage the The Bargain Loft thrift sore and operate an information and referral service hotline.

142 - Bid 68
Residential Aftercare & Outreach Program
Friends of Guest House
Region 1, 2, 3, 4
The Friends of Guest House program is a community based residential program for female offenders who are on supervision. The mission is to provide structure, supervision, support and assistance to become self-sufficient and responsible members of the community. Guest House assists women who sincerely want to improve their lives when released from confinement and seek to break the cycle of incarceration. The program will provide a broad range of health, housing, job and emergency help to nonviolent female ex-offenders in Fairfax County.

143 - Bid 69
Advocating in Court for Children in Crisis Due to Abuse and Neglect
Fairfax Court Appointed Special Advocates (CASA) Inc.
Regions 1, 2, 3, 4
Fairfax CASA recruits, screens, trains and supervises citizen volunteers to serve as Court Appointed Special Advocates for children who are placed under the Courts supervision. The CASA volunteers will conduct independent investigations, monitor each case assigned, write and submit a written report to the juvenile judge hearing the case, provide recommendations to the judge regarding the child's best interest and assist the legal representative for each case.

144 - Bid 72
Power Pack Program
Food for Others
Regions 1, 2, 3, 4
The Power Pack/Food4Thought Program will provide supplemental weekend food items to elementary school students in Fairfax county who are at risk of food insecurity over the weekend during the school year when breakfast and lunch meals are not provided by their schools. The program's goal is to provide services that will ultimately deliver this food to identified students in need, either by providing food directly to students through the Power Pack Program (P3) or through supportive services to enable the school to set up its own program (Food4Thought).

145 - Bid 87
Challenge to Change
OAR of Fairfax County
Regions 1, 2, 3, 4
The program provides assistance necessary to help ex-offenders and their families to overcome the crises resulting from arrest, incarceration and release and to obtain self sufficiency after criminal justice system involvement. These goals are achieved by providing: direct assistance, employment services, skills training/educational classes, violence intervention, case management, mentoring, alternatives to incarceration, and information and referrals. Services are also designed to reduce recidivism by challenging the attitudes, beliefs, and actions that lead to criminal behavior and by providing the opportunities, alternatives and resources necessary for success.

146 - Bid 88
Family Assistance
Our Daily Bread
Regions 1, 2, 3, 4
Our Daily Bread's Family Assistance Program provides emergency food, financial assistance as well as financial literacy training to working families and individuals at or below 200% of the federal poverty level residing in all four regions of Fairfax County.

147 - Bid 90
Alternative Accountability Program: Repairing the Harm from Youth Offenses in the Community
Northern Virginia Mediation Service Inc.
Regions 1, 2, 3, 4
The Alternative Accountability Program (AAP) represents a collaboration of Fairfax County agencies coordinated by Northern Virginia Mediation Service (NVMS), a local non-profit. Fairfax County Juvenile and Domestic Relations District Court, Police, Schools, and Department of Neighborhood and Community services are working together with NVMS to address critical issues around juvenile justice, specifically the high number of juvenile arrests in the County and the overrepresentation of minority youth among those who encounter the justice system and the impact of justice system involvement for those youth. Using the principle of Restorative Justice, this collaboration has impacted the lives of Fairfax County youth by improving their behavioral health, cultivating positive social skills, and instilling a sense of belonging in their communities while also engaging the youth and community stakeholders to repair harm.

148 - Bid 110
Building for the Future
Wesley Housing Development Corporation
Region 2
The Building for the Future program provides pre-kindergarten, after-school and teen activities at its Lincolnia and Wexford Manor Community Resource Centers to help children succeed academically and socially. Program schools work in collaboration with area schools, community partners and other organizations for basic skill development, academic grade improvement, character and leadership development and college preparation.

149 - Bid 123
CS Affordable Housing PLUS Program
Cornerstones, Inc.
Region 3
The Affordable Housing PLUS program is the property and asset management arm of Cornerstones. Program funding is used for housing development, property & asset management and resident supportive services. Cornerstones staff manages and preserves the existing portfolio of properties, acquires additional units and provides individualized tenant case management services to increase self-sufficiency. Through Cornerstones case management, residents of Cornerstones housing will have access to participate in a matched savings and financial mentoring program, employment related services, and other services as needed.

150 - Bid 135
Crisis Intervention
Lorton community Action Center
Region 1
LCAC's Crisis Intervention program provides short-term assistance to households experiencing a crisis in the form of job loss; household change (divorce, separation, death); recent immigration to the U.S. or homelessness. The goal of the program is to provide wrap-around services to these households for their basic needs, while assisting them in resolving their crisis.

151 - Bid 136
Adult Basic Literacy and Beginning English Language Programs
Literacy Council of Northern Virginia
Regions 1, 2, 3, 4
The Literacy Council of Northern Virginia (LCNV) provides beginning level literacy and English language through four programs: basic adult literacy tutoring helps students who need assistance with reading and writing; ESOL tutoring provides one-on-one assistance to students needing help speaking and understanding English; family learning program provides classroom ESOL instruction to adults and their children; ESOL learning centers provides classroom based beginning level English language and literacy education with a life-skills focused curriculum.

152- Bid 150
Safety Net Program
Korean Community Service Center of Greater Washington
Regions 1, 2, 3, 4
KCSC's Safety Net Program will provide services to low-income immigrants who have emergency needs by providing wraparound services and emergency financial assistance for rent and/or utilities and grocery coupons. The program is designed to help individuals overcome the immediate crises in order to become independent, economically self-sufficient, and contributing members of society.

153- Bid 151
Mental Health Program
Korean Community Service Center of Greater Washington
Regions 1, 2, 3, 4
KCSC's Mental Health Program serves low income-eligible Korean residents of Fairfax County with cultural and linguistic barriers and limited or no health insurance coverage. The program will provide a comprehensive range of culturally and linguistically appropriate direct services, including: crisis intervention services, mental health counseling , psychiatric services and art therapy to help Korean clients to improve their mental heatlh status.

154 - Bid 20
Department of Assistive & Rehabilitative Therapy (DART)
Brain Injury Services
Regions 1, 2, 3, 4
The Brain Injury Services Department of Assistive and Rehabilitative Technology is dedicated to addressing the complex cognitive and physical challenges associated with acquired brain injury. Through innovative interventions and cutting-edge technologies we aim to assist persons with brain injury in accessing meaningful activities of their choice. Through participation in DART services the survivor and their families may be able to create more accessible housing environments that will allow them to remain in their home communities longer.

155 - Bid 38
Senior Rental Program
Catholics for Housing, Inc.
Regions 1, 3
Catholics for Housing's Senior Rental Program provides rental assistance to low-income seniors. Participants pay a maximum of 40% of thei rincome towards market rent at one of the five affiliated senior properties owned by Fairfax County; Catholics for Housing offsets the remaining portionof rent. The average rent subsidy is $456 per month.

156 - Bid 84
Pathways Long-Term Supportive Services
Pathway Homes Inc.
Regions 3, 4
Pathway Homes provides ongoing housing, supportive and rehabilitative services to individuals suffering from mental illness and co-occurring disabilities with the goal of increasing self-sufficiency. The Long-Term Supportive Services program is unique in offering non-time limited participation as well as opportunities for engagement in self-directed employment and skill/relationship enhancing activities. The agency partners with area non-profits, volunteer professionals and government agencies to design a personal recovery program for each client served. Collaboration with a variety of service providers helps Pathway Homes advocate for and empower mentally ill clients with the resources they need to successfully manage their disease and participate in productive activities.

157 - Bid 104
Community Case Management
Shelter House
Regions 1, 2, 3, 4
The Community Case Management Program is designed to support Fairfax County's Continuum of Care in achieving the following county-wide goals through the provision of Prevention and Rapid Re-Housing services to families at risk of homelessness or experiencing homelessness; decrease the number of households becoming homeless and increase the number of households exiting from literal homelessness into permanent housing.

158 - Bid 105
Employment Services
Shelter House
Regions 1, 2, 3, 4
The Employment Services Program is designed to support Fairfax County's Continuum of Care in achieving the following county-wide goals through the provision of employment services to families at risk of homelessness or experiencing homelessness: decrease the number of households becoming homeless and increase the number of households exiting from literal homelessness into permanent housing.

159 - Bid 116
Violence Prevention Intervention Program
Northern Virginia Family Service
Regions 2, 3
NVFS' Violence Prevention and Intervention Program (VPIP) goal is to reduce family and community violence in specific high-need neighborhoods in Fairfax County by intervening with at-risk youth and families experiencing multiple, complex needs. NVFS will provide holistic "neighborhood based-school connected" services designed to ensure that at-risk immigrant youth and families are able to thrive in their chosen communities, succeed academically and socially, and that they are equipped to prevent future community and family violence through improved behavioral health and well-being. Each target community will be staffed by a culturally competent clinician-case manager team with expertise in trauma recovery, family reunification, and violence prevention.

160 - Bid 140
Refugee Self-Sufficiency
Lutheran Social Services of the National Capital Area
Region
The Refugee Self-Sufficiency program's goal is to assist clients in becoming self-sufficient. The program will provide intense case management, emergency assistance, and employment services to 200 refugees who are new Fairfax County residents. Also the program will work with clients who are extremely to very low-income and at risk for homelessness as well as assist clients to stabilize their housing, build or improve job skills, and find a path to employment.

161 - Bid 147
Immigrant Legal Services
Just Neighbors Ministry, Inc.
Regions 1, 2, 3, 4
The program will provide immigration legal services to low income immigrants in Fairfax County. This service will lead to greater self-sufficienty for individiuals and fmailies and overall economic and social stability for Fairfax county residents.

162 - Bid 101
Pawsome Pet Emporium Learning Labs
Specially Adapted Resource Clubs
Regions 1, 2, 3, 4
SPARC's Pawsome Pet Emporium Learning Labs is a vocational training program coupled with a one year internship for adults with physical and/or developmental disabilities. SPARC proposes an adapted experiential program with skill building curriculums modified for a variety of learning styles and levels with an accompanying production lab to practice and "experience" all the aspects of the vocational curriculums. The program services will be completed over the course of a two-year period consisting of five consecutive phases.

163- Bid 112
Fairfax Accessible Medication Program
Northern Virginia Family Service
Regions 3, 4
The Accessible Medication Program serves Fairfax County residents who lack prescription drug coverage, whose income level is at or below 200% of FPL, and who have a chronic illness. Clients are provided assistance in applying for and receiving free medications through Prescription Assistance Programs. The program developed agreements to have staff co-located at the Health Works of Northern Virginia, a Federally Qualified Health Center located in Herndon and the Alexandria Neighborhood Health Services serving clients in South County.

164 - Bid 126
Cedar Ridge Youth Program
Cornerstones, Inc.
Region 3
The Cedar Ridge Youth program targets youth and adult residents of the 195 unit low-income Cedar Ridge apartment community in Reston. The activities include after school academic support, summer community center activities and parent/family activities and meetings designed to improve youth academic performance and engage parents/families in self-sufficiency improvement activities.

165 - Bid 52
Mt. Vernon Village VII
Good Shepherd Housing and Family Services
Region 1
The Mount Vernon Village program is an affordable housing capital project for the acquisition funding for 8 housing units along the Route 1 corridor to provide affordable rental housing for families at or below 50% AMI. The tenants of the housing will have access to the supportive services offered by Good Shepherd and other human services providers to help improve self-sufficiency.

166- Bid 103
Transportation for Older Adults Aging in Community
Shepherd's Center of Fairfax-Burke
Regions 1, 4
The program provides a variety of volunteer opportunities and programs to meet the diverse needs of seniors living independently in the Fairfax-Burke community. Volunteers provide clients with accompanied transportation to medical appointments and companion transportation for grocery shopping and necessary errands. SCFB also offers a host of holistic programs to engage the mind and body; programming includes opportunities for socializing, volunteering, expanding knowledge and interests through classes, movies and exercise.

167 - Bid 129
Northern Virginia Rides
Jewish Council for the Aging of Greater Washington, Inc.
Regions 1, 2, 3, 4
NV Rides is a network of service organizations currently operating volunteer driver transportation. The program aims to complement existing volunteer driving programs and to add more volunteer driver programs throughout Northern Virginia. NV Rides provides transportation to clients through coordination among community organizations' volunteer drive programs.

168 - Bid 142
Legal Services for Immigrants - Employment
Legal Aid Justice Center
Region 2
The Legal Aid Justice Center's Legal Assistance for Immigrants program uses a multi-pronged approach that includes legal assistance, education and advocacy to assist low-wage immigrants defend their rights in the workplace, end discriminatory practices and foster a culture of tolerance and respect for basic human rights in the community.

169 - Bid 122
Scattered Sites
Cornerstones Housing Corporation (CHC)
Region 3
Cornerstones Housing Corporation (CHC) proposes to expand their existing 53 unit scattered-site affordable housing rental program by purchasing and rehabilitating five additional condominiums (1 or 2BR). CHC will seek ground floor units to serve special needs homeless singles, small households and senior renters. All acquired units will serve extremely low income households and be located in near shopping, employment center and public transportation, as appropriate for residents' needs.

170 - Bid 14
Furniture Program
Annandale Christian Community for Action (ACCA)
Region 2
ACCA's Furniture program collects donated homefurnishings and delivers themto low-income Fairfax County residents in Annandale, Lincolnia, Baileys Crossroads and Culmore areas. The delivey of decent donated furnishings contributes to a healthy living environment, restores stability and dignity for impoverished community members and leps to free up household funds for other essential expenses.

171 - Bid 37
Safe Places Transitional Housing Program
Christian Relief Services, Inc.
Regions 1, 2, 3, 4
The Safe Places Transitional Housing Program provides affordable housing in properties owned by Christian Relief Services in scattered sites around Fairfax County. Clients are referred to the program from domestic violence shelters and family emergency homeless shelters. While participating in the program for up to 2 years, clients receive services to help them remain safe and become more self-sufficient, including safety planning, financial management training, case management, an individualized service plan and assistance with accessing the resources necessary to execute the plan.

172- Bid 42
Projects LIFTS (Leading Immigrant Families to Success)
Edu-Futuro
Regions 1, 2, 3, 4
~~The Safe Places Transitional Housing Program provides affordable housing in properties owned by Christian Relief Services in scattered sites around Fairfax County. Clients are referred to the program from domestic violence shelters and family emergency homeless shelters. While participating in the program for up to 2 years, clients receive services to help them remain safe and become more self-sufficient, including safety planning, financial management training, case management, an individualized service plan and assistance with accessing the resources necessary to execute the plan.~~
Project LIFTS will advance CCFP's Prevention and Self-Sufficiency Priorities by delivering integrated services to address barriers to economic success for low-income immigrant families in Fairfax County. Project LIFTS' services include: 1. Out-of-school time programming for youth, including mentoring, STEM enrichment, college prep and leadership development, 2. Afterschool parent engagement programming to ensure parents understand how to navigate the school system and are empowered to be champions for their children's education, 3. Workforce development programming for youth and parents, including case management services, and training and employment assistance, and 4. Family support services to help families resolve complex conflicts and difficulties in adjustment and acculturation through case management services and the Immigrant Family Reunification Program.

173 - Bid 45
Step Project
Ethiopian Community Development Council, Inc./African Community Center
Regions 1, 2
The Step Project program provides an array of services to help refugee, asylee and immigrant newcomers in Fairfax County overcome barriers to employment, immigration, translation, interpretation and access to social services through outreach & information dissemination, individual needs assessments & service plans, individualized & group training and referrals to additional internal & external resources. The support and assistance includes but is not limited to language translation & interpretation, preparation & submission of applications for public benefits and affordable housing. Pursuant to a Memorandum of Agreement with Wesley Housing Development Corporation, program clients will include residents of the Wexford Manor public housing community.

174 - Bid 83
Pathways to Self-Sufficiency
Pathway Homes, Inc.
Regions 1, 2, 3, 4
Pathway Homes provides ongoing housing, supportive and rehabilitative services to individuals suffering from mental illness and co-occurring disabilities with the goal of increasing self-sufficiency. The agency partners with area non-profits, volunteer professionals and government agencies to design a personal recovery program for each client served. Collaboration with a variety of service providers helps Pathway Homes advocate for and empower mentally ill clients with the resources they need to successfully manage their disease and participate in productive activities.

175 - Bid 98
TEC200
Service Source
Regions 1, 2, 3, 4
The TEC 2000 Program is designed to assist individuals with autism to become productive and independent members of society. Participants of the program will gain significant basic competencies through the completion of a quality curriculum with soft skills, job preparation training and customized job placement provided to all graduates. The goal of the program is to help individuals with autism achieve improved self-sufficiency, quality of life and community integration through employment.

176 - Bid 114

Community Access Integration Services
Northern Virginia Family Service
Region 2

The Community Access and Integration Services (CAIS) program supports underserved, low-wage immigrants and their families. The program identifies the most common barriers that immigrants face in American society and responds with assistance tailored to each client's unique needs and capacity. With skills learned at NVFS, clients are able to navigate crisis, increase financial stability and plan for greater success and integration.

177 - Bid 30
Family Markets Program
Capital Area Food Bank
Regions 1, 2
The Capital Area Food Bank's Family Market Program is a client-choice, school food market that combines food distribution with opportunities for parent-teacher interactions and nutrition education. Food distributions are hosted in school communities where more than half of the students receive free and reduced lunch support. Each site operates for 9-10 months out of the year and serves and average of 200 families (800 individuals) per site. By coming to school each month to select approximately 30 lbs. of fresh produce and non-perishables, parents increase their engagement with teachers and the school community plus gain exposure to nutrition education.

178 - Bid 64
Wraparound Family Caregiver Support
Insight Memory Care Center
Regions 1, 2, 3, 4
Insight Memory Care Center (IMCC) provides adult day care for individuals with Alzheimer's disease and other dementias. The Wraparound Family Caregiver Support program meets the needs of both care receivers to successfully remain in their homes and of caregivers to succeed in their caregiving role while also maintaining their own well-being, reduce stress, and have access to meaningful activities of their choice. The program provides family caregivers with a range and breadth of supports that allow them to care for their loved ones appropriately and to remain well themselves.

179 - Bid 97
Volunteer Home Repairs
Rebuilding Together Arlington/Fairfax/Falls Church
Regions 1, 2, 3, 4
The Volunteer Home Repair program proposes to make critical home repairs for at least 50 properties owned by either low-income homeowners or nonprofit group home operators. The repairs will reduce the risks of falls, make homes more accessible for persons with disabilities, increase energy efficiency and/or complete preventive general/deferred maintenance to avoid future excessive repair costs.

180 - Bid 115
Adult Health Partnership
Northern Virginia Family Service
Regions 2, 3, 4
Northern Virginia Family Service's Adult Health Partnership program is part of the larger NVFS Health Access Assistance Team (HAAT) that conducts outreach, enrollment and case management linkage activities to an array of health care safety net resources. The program provides uninsured clients with incomes under the 250% of the Federal Poverty Level by providing them with linkages to oral health services. In addition to scheduling clients for pro bono and low to no cost oral health care at the Northern Virginia Dental Clinic and Northern Virginia Community College, the program maintains a private dental provider network of 59 practicies comprised of over 150 dentists located throughout Northern Virginia. Clients can receive up to $80 in direct assistance to pay for treatment of their dental needs.

181 - Bid 34
LIFT - Living Independently For Tomorrow
Community Residence
Regions
The LIFT program provides transitional housing with supportive services and supervision to at-risk you ages 17-21, who are either homeless, precariously housed and/or aging out of foster care. The goal of the program is to teach and help the youth beneficiaries become self-sufficient enough to move into permanent housing within approximately 18 months. The services include stable and safe housing, vocational and educational training, life skills training, professional therapeutic and mental health support, and community resource assistance. In addition to 24-hour on-call support, staff monitors are on-site every night from 11 pm to 7 am and every weekday from 10 am to 6 pm.

182 - Bid 117
Training Futures
Northern Virginia Family Service
Regions 1, 2, 3, 4
Training Futures is a nationally recognized, innovative workforce developmne tprogram of Northern Virginia Family Service (NVFS). The program prepares underemployed or unemployed low-income clients for new careers in the business or health care sectors with livable wages, benefits, and opportunities for continued career growth. During the 24 week training, students participate in 16 weeks of intensive office/computer skills training, 3 weeks of skills application in an internship with a local company and 5 weeks of job search training and marketing. Training includes MS Office, keyboarding, internet skills, business-oriented math, communication and soft skills associated with finding and retaining employment.

183 - Bid 121
Connections for Hope
Cornerstones, Inc.
Region 3
Connections for Hope Partnership (C4HP) is a collective impact initiative managed by Cornerstones to provide health and human services for culturally diverse, socioeconomically challenged households in the greater Herndon area. C4HP leverages multi-sector partners to solve urgent and ongoing needs with the goal of building a resilient, connected community. Cornerstones' Employment Services program provides C4HP clients with career coaching, job training and job search skills to gain, sustain or increase employment and earnings for economic self-sufficiency.

184 - Bid 139
Legal Aid - Housing and Employment
Legal Services of Northern Virginia
Regions 1, 2, 3, 4
Legal Services of Northern Virginia's, Legal Aid - Housing and Employment Program, low-income residents of Fairfax County with legal representation & advocacy, outreach and education to prevent homelessness as well as legal advice regarding wrongful termination or any workplace conditions that could lead to separation from employment (sexual harassment, loss of transportation, wage garnishments, etc.). The program enables residents to gain access to the assistance of counsel when facing critical civil legal problems concerning evictions; foreclosures; housing code violations; poor living conditions; the potential loss of housing subsidies or public housing; housing or employment discrimination; illegal termination of employment; and denial of just compensation for labor.

185 - Bid 143
Legal Services for Immigrants - Housing
Legal Aid Justice Center
Region 2
This program seeks to help low-income immigrant tenants who are facing housing-related exploitation to overcome legal crises that threaten their housing stability. Legal Aid Justice Center attorneys will represent individuals facing an eviction crisis in court and negotiate with the landlords to resolve their legal problem in a way that prevents eviction. More pro-actively, program attorneys will empower clients to appropriately address problems and housing conditions with their lease/landlords. Additionally, the program will provide community outreach to educate low-income, immigrant tenants of their housing rights and how to seek help when needed.

186 - Bid 51
Integrated Immigrant Service
Grace Ministries of the United Methodist Church
Regions 1, 2, 3, 4
The Integrated Immigrant Services Program provides emergency food, clothing, diapers and other supplies along with healthcare information and screenings at monthly distributions for low income families from many nations. The program also provides job training programs that include ESL instruction for Personal Care Aides (PCA/ESL) and Certified Nurse Aides (CNA/ESL). The combination of integrated services is meant to provide assistance to ease emergency situations and also provide a more long-term employment solution that will offer careers in areas of significant to workforce needs.

187 - Bid 61
Dental Program
HealthWorks for Northern Virginia
Regions 3, 4
HealthWorks for Northern Virginia is a federally qualified health clinic providing comprehensive health care, including oral health care. The clinic provides uninsured, low-income residents of Fairfax County with access to comprehensive dental services and oral health education. Services include preventive care, including comprehensive exams, digital x-rays, cleanings, dental sealants and fluoride varnish treatments as well as root canals, crowns, dentures, extractions, and urgent care due to oral pain and infection.

188 - Bid 66
Early Stage Engagement Program
Insight Memory Care Center
Regions 1, 2, 3, 4
The Early Stage Engagement Program provides coping mechanisms, group support and socialization opportunities for individuals with a recent diagnosis of memory impairment and their caregivers. The program has two primary components: (1) Mind and Body Workshop offers weekly wellness-oriented programs specifically designed to help newly diagnosed memory impaired individuals and their caregiver adjust to their changing family dynamics and (2) Reconnections offers weekly support gatherings, facilitated by professional staff and recreational therapists, to encourage socialization in a safe, non-judgmental setting for small groups of individuals who have recently received a diagnosis of memory impairment.

189 - Bid 70
Family Stabilization & Self-Sufficiency
Family Preservation and Strengthening Services
Regions 3, 4
Family PASS provides rental assistance and case management to homeless individuals and families in Fairfax County with the goal of self-sufficiency. The program follows the Housing First concept that prioritizes stable housing through preventative measures or the provision of housing to end homelessness. After securing stable housing, families receive intensive case management and wraparound services to address barriers to self-sufficiency. The client and case manager establish a plan of action plus specific steps to achieve short and long-term goals. The organization is part of the county's 10-year plan to prevent and end homelessness in the community.

190 - Bid 100
Self -Sufficiency Through Health, Housing and Social Services
Vietnamese Resettlement Association, Inc.
Regions 1, 2, 3, 3, 4
The Vietnamese Resettlement Association (VRA) helps low-income Asians with limited English proficiency obtain health and wellness education, preventative care and treatment plus assistance finding affordable housing and accessing social services to promote self-sufficiency. VRA staff and volunteers provide direct assistance plus linkages to other charitable organizations for necessary education and social services. Through a collaborative partnership with the Virginia Health Department, Fairfax Radiology and private health care providers, VRA provides referrals for breast and cervical cancer screenings as well as follow-up treatment as needed.

191 - Bid 138
Legal Aid - Families and Consumers
Legal Services of Northern Virginia
Regions 1, 2, 3, 4
Legal Services of Northern Virginia's, Legal Aid-Families & Consumers Program, provides legal advice, counsel and/or representation to low-income families and individuals in all four regions of Fairfax County. The program enables residents to gain access to the assistance of counsel when facing critical civil legal problems concerning such basic necessities as food, shelter, medical care, education, income, family stability and personal safety. The goal of the program is to alleviate crisis situations for low-income families and individuals through the assistance of legal counsel in order to achieve self-sufficiency.

192 - Bid 48
Entrepreneur Pathways for Women
Empowered Women International
Regions 1, 2, 3, 4
The Entrepreneur Pathways for Women Program combines training, mentoring, business support, social service referrals and community outreach to cultivate economic opportunity and social empowerment for immigrant, refugee and low-income women in Fairfax County. Increased economic mobility and personal growth are developed through the acquisition of new knowledge and skills that will foster self-sufficiency as clients form new micro-enterprises, become better prepared to participate in the workforce, provide for their families and become contributors to community and business organizations.

193 - Bid 65
SHARE Plan Family Counseling
Insight memory Care Center
Regions
SHARE is a multi-session, psycho-educational program designed to help families in the early stages of dementia discuss and plan for the later stages of the illness. Couples participate in 5 SHARE sessions, and an optional 6th Family Session, held weekly for 1.5 hours. The SHARE counselor serves as a guide, resource and support partner, providing increased knowledge of available services in the area and is linked to better psycho-social outcomes for both SHARE partners. Families are linked to resources before a crisis emerges, providing cost-benefits for both the family and community, through reduced risk for premature institutionalization and decreased stress.

194 - Bid 21
Great Futures: Educational & Career Development
Boys & Girls Clubs of Greater Washington, Inc.
Regions 1, 3
The Great Futures: Educational & Career Development Program aims to provide services that improve the educational, vocational, and financial outcomes for low-income teens and their families in Fairfax County. The program consist of four elements: (1) Career Launch, with provides mentoring and tools to prepare teens for the workforce; (2) Diplomas to Degrees, which teaches youth how to set goals and achieve them, with an emphasis on graduating from high school and subsequently, college; (3) Junior Staff Career Development, which offers career exploration opportunities in the areas youth and/or human services; and (4) Money Matters, which address financial literacy and planning among teens.

195 - Bid 25
AA Lead VA Program
Asian American LEAD
Region 2
Asian American LEAD (AALEAD) proposes to provide support for low-income and underserved Asian Pacific American youth with educational empowerment, identity development and leadership opportunities through after-school, summer and mentoring programs in Fairfax County. AALEAD implements a researched based program founded on the concepts and core instructional strategies of Advancing Youth Development, created by the National Training Institute for Community Youth Work. The program focuses on healthy development aimed at preventing destructive habits and behaviors.

196 - Bid 27
Project Success
Capital Youth Empowerment Program
Region 1
Project Success seeks to educate 100 high school students residing in the Route 1 corridor of Fairfax County about safe sex. Program participants will learn how to avoid sexually transmitted diseases, AIDS/HIV and unplanned pregnancy. The program uses the “Be Proud, Be Responsible” curriculum which is recognized by the US Center for Disease Control as an evidence-based intervention and best practices for HIV prevention and relies on theories of behavior motivation and social learning. Curriculum goals include increased information and skills to make sound choices, increased abstinence and inroads to eliminate and reduce risky sexual behaviors.

197 - Bid 46
Emergency Needs Assistance Program
Ecumenical Community Helping Others (ECHO), Inc.
Regions 1, 2, 4
The program provides financial assistance in singular instances where funds are needed to pay rent, utilities or other necessity as well as in cases where clients are caught in a cycle of poverty and need ongoing assistance to progress to economic self-sufficiency. The agency collaborates closely with Fairfax County social workers and other non-profit organizations to put together a financial package to alleviate utility and housing debts so that the client avoids utility disconnection and homelessness. ECHO also offers a host of complementary programs to help clients sustain themselves as they work toward economic independence.

198 - Bid 62
Primary Medical Services
HealthWorks for Northern Virginia Herndon
Regions 3, 4
HealthWorks for Northern Virginia provides uninsured, low-income residents of Fairfax County with access to affordable, comprehensive and quality primary health care. The Center's holistic approach to wellness includes prevention screening, health education, medical treatment, access to medication and referrals to specialized healthcare providers. HealthWorks is a member of Cornerstones Connections for Hope, a community of human services agencies committed to improving the welfare and well-being of the area's underserved population.

199 - Bid 19
Brain Injury Services Senior Specialist
Brain Injury Services
Regions 1, 2, 3, 4
The Brain Injury Senior Specialist program includes the provision of an array of series from information, referral and education to long-term rehabilitation community support services designed to facilitate maximum recovery and integration back to community life for older adults who have sustained a brain injury. The primary goal of the program is to help older adults with brain injuries stabilize or improve their physical and/or behavioral health, access meaningful activities and obtain or maintain appropriate housing.

200 - Bid 43
Early Learning for Autism
Easter Seals Greater Washington -Baltimore Region, Inc.
Region 2
Easter Seals Serving DC/MD/VA proposes to provide an intensive program serving low-income children ages 18-36 months with Autism spectrum (ASD) utilizing applied behavior analysis within an inclusive early childhood development program. The goal of the program is to change the developmental trajectory for these at-risk children and their families to improve behavioral health, acquire improved social skills and improve family functioning. The Early Learning Supports for Autism program will use a holistic approach to meet the many needs of children with ASD to help children become independent, engaged and have positive social relationships.

201 - Bid 95
SafeSpot Trauma Crisis Counseling
The Safe Children Foundation
Regions 1, 2, 3, 4
The SafeSpot Trauma Crisis Counseling program will provide a child-friendly, culturally sensitive environment that promotes the safety and well-being of child victims of abuse while facilitating a comprehensive, multi-disciplinary team approach to the intervention, investigation, prosecution and treatment of sexual abuse and severe physical abuse.

202 - Bid 99
Seniors Community Inclusion Program
ServiceSource
Regions 1, 2, 3, 4
The Seniors Community Inclusion Program (SCIP) will provide opportunities for seniors with Intellectual Disabilities (ID) to participate and enjoy daily activities alongside seniors without disabilities in Fairfax County Senior Centers. The program will also provide case management, therapeutic recreation, outreach and person centered service design for seniors with ID.

203 - Bid 24
Family Assistance Program
Bethany House of Northern Virginia
Regions 1, 2, 3, 4
Bethany House of Northern Virginia provides safe housing and comprehensive services to women and children under a model of compassionate care and self-sufficiency. Shelter and services are provided for 4-6 months, allowing clients adequate recovery time and the opportunity to develop independent resources to become self-sufficient after leaving the shelter.

204 - Bid 35
Stony Brook After School Program
Community Preservation and Development Corporation (CPDC)
Region 1
The Stony Brook After School Program provides homework help and tutoring and intensive reading and literacy support to students in grades 1 through 8. The program aims to provide support to students who often would not be able to receive the same support and resources at home while completing homework and school assignments. The goal of the program is to provide the needed support to participants to allow them to achieve academically and for many to also improve their literacy skills.

205 - Bid 36
Island Walk After School Program
Community Preservation and Development Corporation (CPDC)
Region 3
The Island Walk After School Program provides homework help and tutoring and intensive reading and literacy support to students in grades 1 through 12. The program aims to provide support to students who often would not be able to receive the same support and resources at home while completing homework and school assignments. The goal of the program is to provide the needed support to participants to allow them to achieve academically and for many to also improve their literacy skills.

206 - Bid 132
MFL Music Partnership
Music for Life
Regions 1, 2, 3, 4
The MFL Music Partnership's will provide music education opportunities to low-income youths and assist at-risk youths to attain the competencies and experiences necessary to become self-sufficient adults. The program seeks to connect more nonprofits directly to low income neighborhoods, increase the number of youth served, expand the variety of services offered and provide more collaboration between music nonprofits and school music programs.

207 - Bid 23
Beth El House Transitional Housing
Beth El House, Inc.
Region 1
Beth El House provides safe and secure housing to homeless women and their children for two years, while they develop the skills that will help them move towards self-sufficiency. The apartments are located in the Route 1 area, close to public transportation, schools and shopping. The goal of the program is to provide homeless women and their children permanent and stable housing.

208 - Bid 80
Preventing & Ending Homelessness
FACETS
Regions 1, 4
FACETS provides a comprehensive continuum of services for low income and homeless residents of Fairfax County ranging from crisis intervention to self-sufficiency supports. The program serves a wide range of clients, including individuals and families who are currently homeless or living in places that are not meant for habitation, to those who are permanently housed. Outreach services meet basic needs during times of crisis and educate clients about additional resources available to them in the county to meet basic needs, including permanent housing and health care treatment. FACETS provides case management services to encourage self-sufficiency, with obtaining and maintaining permanent housing being a key component of self-sufficiency.

209 - Bid 128
Specialized Employment Services
Jewish Social Service Agency
Regions 1, 2, 3, 4
JSSA's specialized employment team has been highly successful in helping individuals with Autism Spectrum Disorders (ASD) and other disabilities gain integrated competitive employment and, with startup funding from the FCCFP, JSSA will expand services to meet a need in Fairfax County. JSSA's Specialized Employment team provides competitive, high quality employment services while also fostering our mission to assist people with special needs achieve their objectives of establishing career success and self-sufficiency. JSSA's staff of vocational evaluators, employment specialists, job coaches and job developers will offer interview and resume guidance, job development and job coaching.

210 - Bid 130
JCCNV Special Needs Camps
The Jewish Community Center of Northern Virginia, Inc.
Regions 1, 2, 3, 4
JCCNV Special Needs Camps help participants with social and communication disorders through a proven inclusion model that combines targeted therapeutic support with plenty of structured opportunities for practicing newly acquired skills with typically developing peers.

211 - Bid 153
Financial Self-Sufficiency Program
Korean Community Service Center of Greater Washington
Regions 1, 2, 3, 4
The Korean Community Service Center of Greater Washington (KCSC) Financial Self-Sufficiency program will provide job readiness and wraparound case management services for low-income Korean Americans, new immigrant jobseekers and their families to help empower them to become economically self-sufficient. The FSS Program has four areas of interconnected services, including: workforce development, access to public and income-securing benefits and services, health promotion and public education.

212 - Bid 82
Pathways Prevention Program
Pathway Homes, Inc.
Regions
Pathway Homes provides supportive housing for individuals suffering from mental illness, comorbid medical conditions and substance use disorders. The purpose of this program is to provide Assisted Living Facility and group home residents with supported, independent housing that more appropriately needs their needs. In addition to improving the quality of life for individuals who have graduated to a more independent housing situation, needier individuals would be more readily placed in the intensive environments they need for stabilization.

213 - Bid 85
CrisisLink CareRing
Program PRS, Inc.
Regions 1, 2, 3, 4
The CareRing program will provide telephone reassurance to at-risk older adults through Fairfax County who are experiencing isolation and increased risk of suicide. CareRing clients will receive daily or bi-weekly calls to address social and emotional needs, medication reminders, safety from exploitation and neglect as well as providing a place to connect with others. CareRing's volunteers develop a safety and wellness plan with the client and enact it in the event that the client is unreachable.

214 - Bid 86
PRS, INC. Project HOPE
PRS, Inc.
Regions 1, 2, 3, 4
PRS's Project HOPE provides supportive services to low-income individuals suffering from mental illness, substance abuse disorders and intellectual/developmental disabilities with the goal of clients maintaining health, housing and independent living to the greatest extent possible. The program integrates home-based residential and employment services, along with peer supports, to maximize the client's ability to live a healthy, productive and independent life.

215 - Bid 156
Parenting for Resiliency: Prevention for Infancy to Young Adult
Unified Prevention Coalition
Regions
UPC's Parenting for Resiliency: Prevention for Infancy to Young Adult program is based on the Six Strategies for Community Change used by effective coalitions to bring about change in large targeted groups (e.g. 18-24 year olds in the Don't Drink and Drive campaign) and the community as a whole through marketing and media campaigns. UPC provides signature programming on key substance abuse topics and related risk factors to increase awareness. In addition, UPC works consistently behind the scenes, networking with collaborative partners and key stakeholders to leverage community resources.

ATTACHMENT 3

Fiscal Years 2017-2018
Consolidated Community Funding Pool
Proposals Not Recommended for Funding

Ref #	Bid #	Organization	Program Title	FY 2016 Current Award	FY 2017 Request	FY 2017-18 Funding Recommendation
300	**2**	Ayuda	Children's Program	$111,000	$142,634	$0
301	**12**	All Ages Read Together	School Readiness Together	$0	$49,863	$0
302	**94**	The Safe Children Foundation DBA SafeSpot Children's Advocacy Center of Fairfax	SafeSpot Children's Advocacy Center of Fairfax County	$61,500	$61,500	$0
303	**3**	Ayuda	Domestic Violence Program	$0	$92,959	$0
304	**111**	Northern Virginia Family Service	Escala	$0	$110,938	$0
305	**58**	Homestretch Incorporated	Housing and Supportive Services for Homeless Families	$0	$400,000	$0
306	**1**	Ayuda	Immigrant Crime Victims	$0	$86,087	$0
307	**4**	Ayuda	Helping Immigrants Achieve Independence	$0	$54,322	$0
308	**119**	NAMI Northern Virginia	Peer Support for Fairfax County Individuals Living with Mental Health Conditions	$0	$53,926	$0
309	**137**	Legal Services of Northern Virginia	Legal Aid - Access to Justice - Route 1	$0	$103,000	$0
310	**44**	ECDC Enterprise Development Group	Microenterprise	$50,000	$55,000	$0
311	**120**	NAMI Northern Virginia	Mental Health Education for Middle and High School Youth	$0	$65,728	$0
312	**141**	Legal Aid Justice Center	Just Children in Fairfax	$0	$150,170	$0
313	**63**	Insight Memory Care Center	Financial Assistance Fund	$86,500	$129,750	$0
314	**29**	Boat People SOS, Inc.	Asian Youth Empowerment	$0	$75,841	$0
315	**32**	Community Havens, Inc.	Integrated Community Base Housing	$0	$458,000	$0
316	**152**	Korean Community Service Center of Greater Washington	S.T.E.P.S. Program	$45,000	$70,000	$0
317	**22**	Big Brother Big Sisters of the National Capital Area	HermanosY Hermanas Mayores Latino Outreach Initiative	$100,000	$150,000	$0

Fiscal Years 2017-2018
Consolidated Community Funding Pool
Proposals Not Recommended for Funding

Ref #	Bid #	Organization	Program Title	FY 2016 Current Award	FY 2017 Request	FY 2017-18 Funding Recommendation
318	**92**	Northern Virginia Community College Education Foundation, Inc.	Northern Virginia Community College Restorative Dental Clinic	$73,500	$214,651	$0
319	**71**	Youth For Tomorrow	Youth for Tomorrow Behavioral Health Services Expansion Project	$0	$295,726	$0
320	**33**	Community Residences	Healthy Lifestyles for Individuals w/ID	$12,000	$49,813	$0
321	**78**	Fairfax FISH, Inc.	For Immediate Sympathetic Help	$0	$50,000	$0
322	**149**	Korean-American Society of Virginia, Inc.	Vocational, Language, and Citizenship Training for Immigrant Americans in Fairfax County	$0	$19,000	$0
323	**39**	CASA	Education & Assistance Program	$0	$148,937	$0
324	**60**	Homestretch Incorporated	Permanent Supportive Housing for Homeless Families	$0	$100,000	$0
325	**79**	FACETS	Education & Community Development - Wedgewood Community Center	$0	$121,510	$0
326	**154**	SCAN of Northern Virginia	Child Abuse Prevention Through Parent and Public Education	$0	$46,530	$0
327	**157**	United Community Ministries	Workforce Development Center	$300,000	$340,410	$0
328	**77**	Fairfax Law Foundation	No. VA Pro Bono Law Center	$80,000	$90,087	$0
329	**89**	NOVA Scripts	Educate Before you Medicate	$0	$119,880	$0
330	**18**	Business Development Assistance Group, Inc.	Childcare Provider Assistance	$0	$37,492	$0
331	**13**	ACE Foundation	Education For Independence	$80,000	$85,000	$0
332	**17**	Business Development Assistance Group, Inc.	Access to Self-Sufficiency Thru Extensive Training & Services (ASSETS)	$49,000	$49,330	$0
333	**41**	Down Syndrome	The Learning Program	$0	$10,000	$0

ATTACHMENT 3

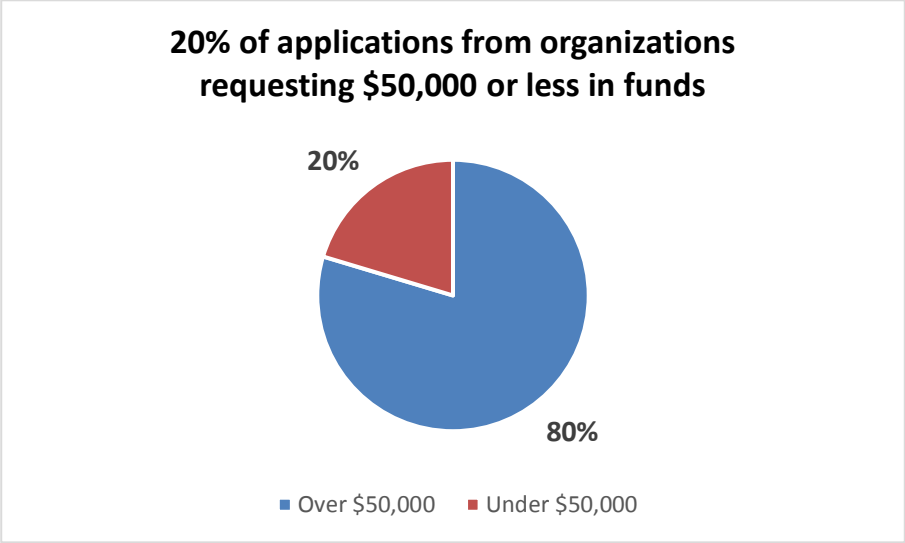
Fiscal Years 2017-2018
Consolidated Community Funding Pool
Proposals Not Recommended for Funding

Ref #	Bid #	Organization	Program Title	FY 2016 Current Award	FY 2017 Request	FY 2017-18 Funding Recommendation
334	**40**	CPMSAC	CPMSAC Tutoring & Parent Workshops	$0	$14,776	$0
335	**47**	Express Care	Empowerment & Self-Sufficiency	$0	$57,980	$0
336	**74**	Food & Friends	Home Delivered Meals & Nutrition Counseling	$0	$40,000	$0
337	**146**	Housing and Community Services of Northern Virginia	HCCMS	$130,000	$208,990	$0
338	**50**	Graceful Share	Homeshare	$0	$25,000	$0
339	**144**	Learn & Live Holistic Health Services	Helping Hands Community Program	$0	$50,000	$0
340	**11**	Alliance for the Physically Disabled	APD Housing Administration	$0	$50,000	$0
341	**163**	Washington Youth Foundation	Youth Leadership Development Program	$0	$104,000	$0
342	**164**	Washington Youth Foundation	Youth Behavioral Health Outreach and Suicide Prevention Program	$0	$50,000	$0
343	**59**	Homestretch Incorporated	ADDRESS - Addressing Dynamic Debt Reduction Strategies	$40,000	$50,000	$0
344	**148**	James Mott Community Assistance Program	Crisis Intervention & Self-Sufficiency	$0	$496,552	$0
345	**56**	Hopkins House	Program Navigator	$0	$77,980	$0
346	**127**	Johnny Apple Seed Association	Johnny Appleseed Community Outreach	$0	$24,000	$0
347	**55**	Gateway Homes	Supportive Living	$0	$785,763	$0
348	**81**	Pathway Homes, Inc.	Pathway Homes, Inc.	$0	$300,000	$0
349	**96**	Resources for Independence of Virginia (RIVA), Inc.	Group Home for Individuals with Developmental Disabilities	$0	$300,000	$0
350	**28**	Boat People SOS, Inc.	Communities Against Domestic Violence	$0	$81,981	$0
			TOTAL		**$6,805,106**	**$0**

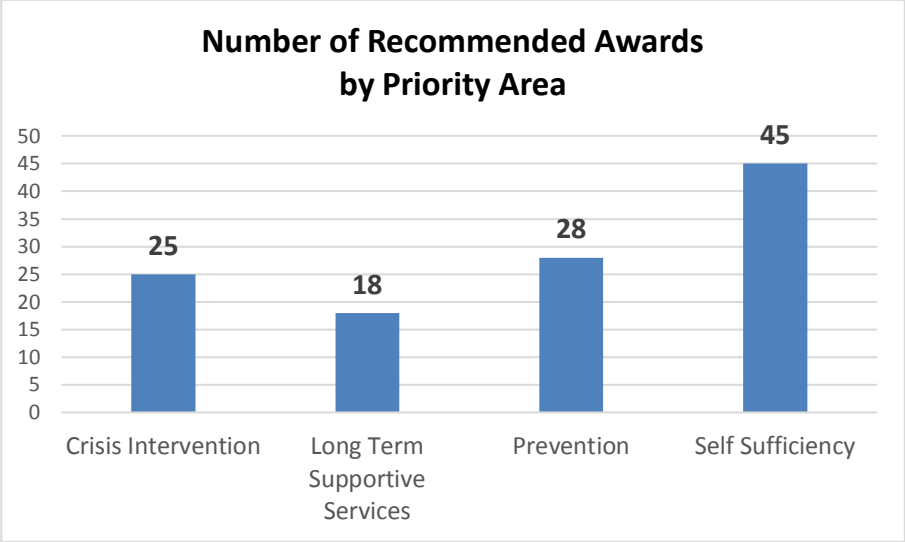
ATTACHMENT 4

Fiscal Year 2017
Consolidated Community Funding Pool
Analysis of Funded Programs

Of the total 167 applications received, 34 (20%) were from organizations using the new application form for funding requests of $50,000 or less.



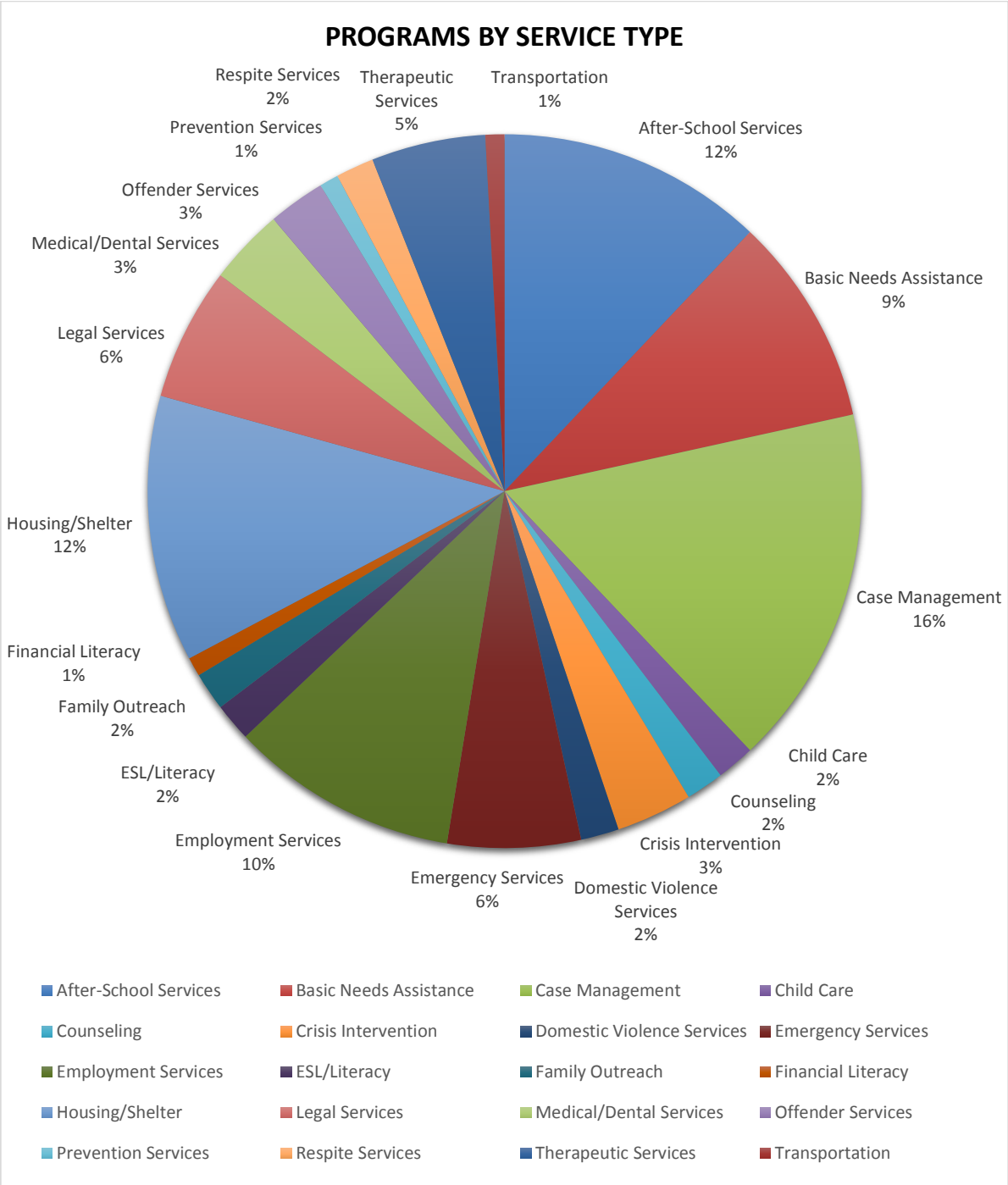
Programs recommended for award provide services to all four priority areas. The primary priority area served in each recommended proposal is indicated in the chart below.



ATTACHMENT 4

Fiscal Year 2017
Consolidated Community Funding Pool
Analysis of Funded Programs

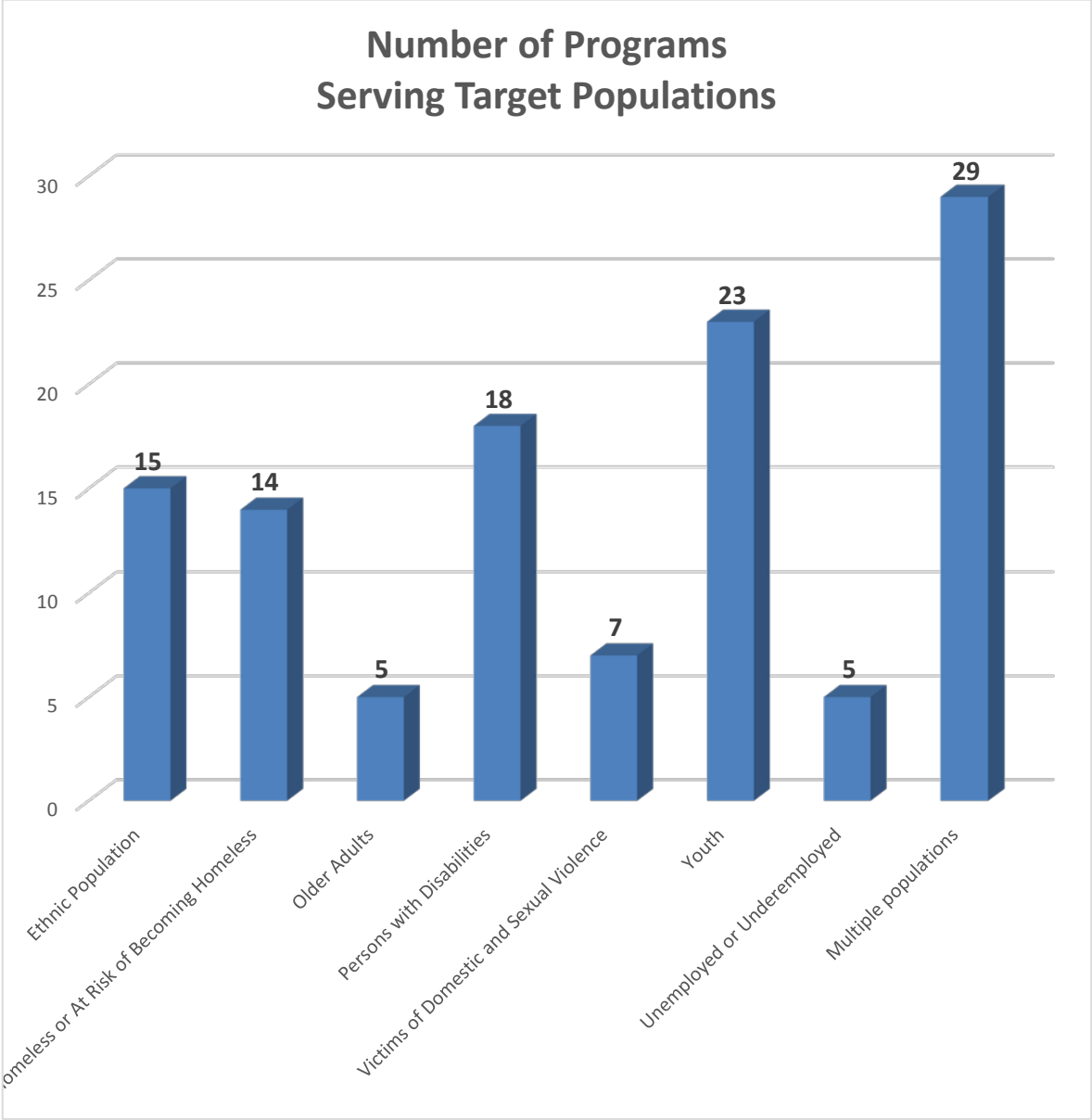
Based on the program descriptions in the applications, the following chart indicates the number of recommended awards by the type of services provided.



ATTACHMENT 4

Fiscal Year 2017
Consolidated Community Funding Pool
Analysis of Funded Programs

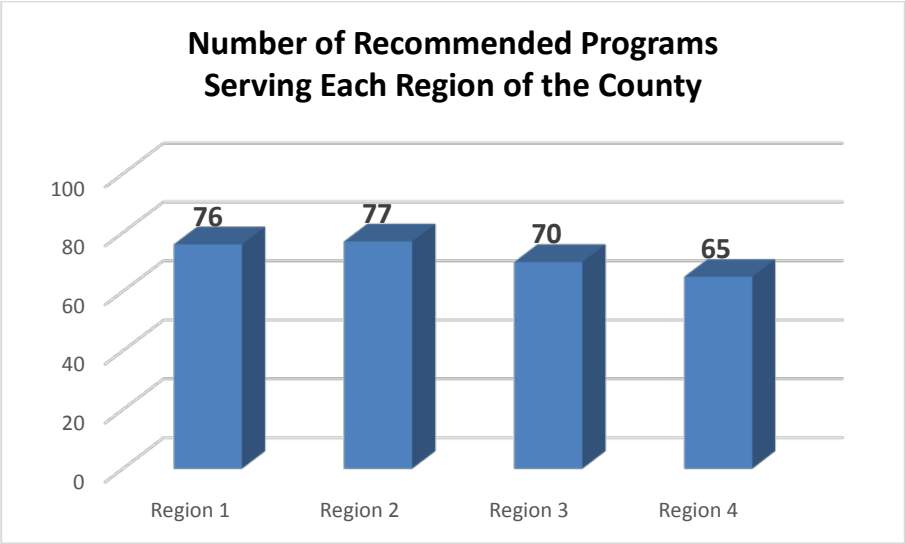
Based on the program descriptions in the applications, the following chart indicates the number of recommended awards by the population served.



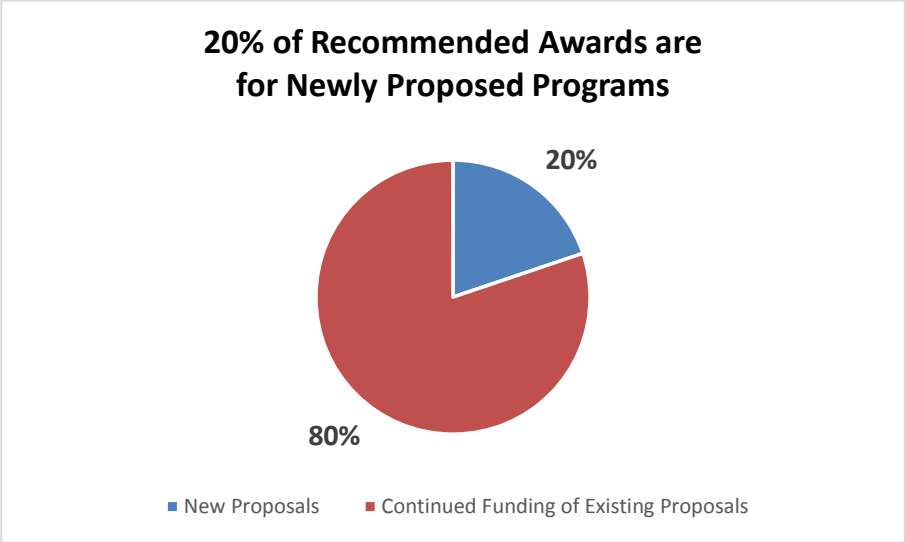
ATTACHMENT 4

Fiscal Year 2017
Consolidated Community Funding Pool
Analysis of Funded Programs

Programs recommended for award serve multiple regions of the county; 68 of the 116 programs are proposed to serve clients in more than one region, and 50 of the 116 programs are proposed to serve clients in all four regions of the county.



Twenty-three of the recommended programs (20%) are new, and 93 programs (80%) are recommended for continued funding of existing programs.



REVISED

Board Agenda Item
April 26, 2016

ACTION – 5

Testimony and Comments for Public Hearing on Commonwealth of Virginia's Six-Year Improvement Program for Interstate, Primary, and Urban Highway Systems and Public Transportation for FY 2017 Through FY 2022

ISSUE:
Board of Supervisors' testimony with comments on the Interstate, Primary, and Urban Highway Systems and Public Transportation projects included in the Commonwealth Transportation Board (CTB) FY 2017 through FY 2022 Six-Year Improvement Program (SYIP). The public hearing will be held on May 2, 2016, at 6:00 p.m., at the Virginia Department of Transportation (VDOT) Northern Virginia District Office, Fairfax, Virginia.

RECOMMENDATION:
The County Executive recommends that the Board approve the attached Testimony (Attachment I) and letter transmitting its comments (Attachment 2) regarding the development of the SYIP, which allocates funds to highway, road, bridge, rail, bicycle, pedestrian, and public transportation projects.

The testimony notes appreciation for the Secretary of Transportation's Office recommendation to include funding in the SYIP for three projects in Fairfax County:

- Route 7 Widening from Colvin Forest Drive to Jarrett Valley Drive
- Route 28 Widening from the Prince William County Line to Old Centreville Road
- Transform I-66: Outside the Beltway

The testimony notes concern that other projects submitted by the County have not been recommended for funding. It also includes comments on the HB 2 process, now that the first round is nearly finished, including concerns about:

- Scoring projects relative to each other, which can lead to one project having multiple scores over several years.
- The complexity of the HB 2 process, which leads to a more time-consuming and expensive process that is still difficult for the public to comprehend.
- The process disadvantages large-scale and more expensive projects.

The testimony reaffirms the Board's concern over the substantial decrease in funding for the Revenue Sharing program, and notes the importance of engaging and

coordinating with local jurisdictions and agencies throughout the SYIP process, as projects are being funded through multiple sources. Lastly, the testimony includes language voicing concern about the CTB's new policy that prevents VDOT from entering the Right-of-Way phase, until project construction funding is completely identified.

TIMING:
The Board of Supervisors should act on this item on April 26, 2016, so that the Board's comments on the SYIP can be presented to the CTB during the public hearing on May 2, 2016.

BACKGROUND:
During the 2014 Session, the General Assembly passed HB 2 which provides for the development of a prioritization process for projects funded by the CTB. The HB 2 process must be used for the development of the Six-Year Improvement Program (SYIP) starting July 1, 2016.

The HB 2 process determines a score for a proposed project in the areas of congestion mitigation, land use coordination, accessibility, environmental quality, economic development, and safety which is then utilized to compare one project to another. The CTB can weigh these factors differently in each of the Commonwealth's transportation districts. HB 2 requires congestion mitigation to be weighted highest in Northern Virginia. The Weighting Framework for Northern Virginia, as well as the Hampton Roads and Fredericksburg areas is:

- Congestion Mitigation (45%)
- Land Use Coordination (20%)
- Accessibility (15%)
- Environmental Quality (10%)
- Economic Development (5%)
- Safety (5%)

Following endorsement by the Board of Supervisors at the September 22, 2015, meeting, the County submitted the following projects for HB 2 consideration:

- I-66/Route 28 Interchange
- Route 28 – Prince William County line to Old Centreville Road
- Route 7 - Colvin Forest Drive to Jarrett Valley Drive
- Route 7 - Reston Avenue to Colvin Forest Drive

- Fairfax County Parkway – Ox Road to 2,000 feet north of Route 29
- Fairfax County Parkway/Popes Head Road Interchange
- Route 1 – Mt. Vernon Memorial Highway to Napper Road
- Seven Corners Ring Road
- I-95/Fairfax County Parkway Flyover

A total of 321 applications were submitted across the Commonwealth, and 287, were scored using the HB 2 methodology, requesting a total of $7 billion. The state estimates that approximately $883 million will be available this for this round of funding for High Priority Projects and $883 million for the District Grant Program, with approximately $183 million of the District Grants Program provided to Northern Virginia. In January 2016, the Virginia Secretary of Transportation's Office released the scores, along with a recommended scenario for funded projects. At the March 15, 2016 CTB meeting, a revised scenario was released with modifications to a small number of projects. The revised funding scenario, including all projects submitted in Northern Virginia, with their scores, costs, and recommendations for funding is provided in Attachment 3. The January scoring did not recommend the Route 7 widening project; however, a reassessment of the scores and revised funding information allowed for the Route 7 project to be added to the recommended list in March. The following projects submitted by the County, along with other projects submitted by other agencies and jurisdictions that are located in the County, have been recommended for funding:

Locality/ Agency	**Project Title**	**Project Benefit Score**	**Project HB 2 Cost**	**Score / HB 2 Cost**
Fairfax County	Route 28 Widening	4.379	$ 32,830,000	1.334
Fairfax County	Route 7 Colvin Forest to Jarrett Valley	8.146	$ 77,307,000	1.054
Town of Herndon	East Spring Street Widening Project	6.182	$ 6,000,000	10.304
Town of Vienna	Maple Avenue and Park Street Traffic Signal Reconstruction	1.301	$ 900,000	14.452
Northern Virginia Transportation Authority	Transform 66: Outside the Beltway	60.687	$300,000,000	2.023

~~Staff understands that the CTB is also considering including Phase 2 of the Route 7 widening in its list of recommended projects. However~~At its April meeting, the CTB

discussed additional modifications to the recommended scenario throughout the Commonwealth. In Northern Virginia, the recommended modifications include removing $42 million in funding from Loudoun County's Northstar Boulevard project and using the funding to fund Phase 2 of Fairfax County's Route 7 project. During the CTB's discussion, it was noted that completing both Phases would offer several benefits. Specifically, it was noted that addressing both at the same time would address the current bottleneck in a more time efficient manner and could decrease the cost of the overall project. Following the discussion, the CTB adopted a resolution to utilize the HB 2 Recommendations for Preparation of the Draft FY 2017-2022 Six-Year Improvement Program, including the proposed modifications (Attachment 4). Even with the additional funding, there may not be enough funding to complete all of Phase 2. This may require the County to work with VDOT to identify funding to fill a ~~$6-8~~gap of up to $10 million ~~gap~~. Staff believes that there are several options within the Tysons Transportation Funding Plan to address a gap of this size.

In addition to the HB 2/SYIP process noted above, VDOT recently announced a new policy related to advancing projects. Specifically, a recently adopted CTB policy prevents VDOT from advancing a project into the Right-of-Way phase, unless the project is fully funded for construction within the SYIP. Fairfax County has been submitting projects for funding in phases, to allow several projects to advance at the same time. This policy will tie up funding on projects that is not needed for several years into the future, and will ultimately slow the delivery of projects, since only a limited number of projects will be allowed to advance.

The Administration has proposed to substantial decrease funding for the Revenue Sharing program over the next six years. The program was funded at approximately $189 million in FY 2016, and is expected to decrease to $150 million in FY 2017, $100 in FY 2018 and FY 2019, and $50 million in FY 2020 and FY 2021. This program significantly leverages state transportation funds by encouraging local governments to spend their own money on transportation projects. For Fairfax County, this program has been very successful in helping to fund some of the County's major road and transit projects, such as the construction of the Fairfax County Parkway and the widening of Stringfellow Road, Route 29, and Rolling Road. The County has applied for the maximum amount allowed over the past five years, and has matched the state funding received dollar-for-dollar. The revenue sharing program has been an effective tool to encourage local investment in transportation. In Fairfax County's case, the program has been helpful in closing the funding shortfalls on several projects. These projects would not have proceeded to construction without the Revenue Sharing Funds.

The CTB scheduled public hearings across the state to receive testimony regarding comments on the projects that have been scored and recommended for funding through

the SYIP. While the Draft SYIP has not been released at this point, the proposed testimony is based on the released funding scenarios, as well as comments on the HB 2 process following the first iteration. The testimony was prepared to be presented at the CTB Public Hearing on May 2, 2016, and submitted in written form to the CTB during the comment period. The CTB will finalize its list of projects to be including in the SYIP following the public meetings, and is expected to adopt the SYIP in June 2016.

FISCAL IMPACT:
There is no fiscal impact to the County as a result of these comments. However, the final SYIP that is adopted by the CTB will allocate transportation funding throughout the Commonwealth, thereby affecting how much state transportation funding is allocated to highway projects in Fairfax County.

If the CTB includes funding for Phase 2 of the Route 7 widening, it is possible that there may be $~~6-8~~10 million needed to fully fund the project. This amount of funding can be identified from several sources within the Tysons Transportation Funding Plan. If additional funds in this range are required, staff will return to the Board at an appropriate quarterly budget review to seek approval to move these funds to the Route 7 project.

ENCLOSED DOCUMENTS:
Attachment 1: Testimony of Fairfax County Board of Supervisors Chairman John Foust and Letter Transmitting the Board's Comments
Attachment 2: Transmittal Letter to Virginia Secretary of Transportation Aubrey Layne
Attachment 3: Revised Funding Scenario for Northern Virginia, as provided to the CTB
Attachment 4: CTB Resolution Adopting the HB 2 Recommendations for Preparation of the Draft FY 2017-2022 SYIP

STAFF:
Robert A. Stalzer, Deputy County Executive
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Todd Wigglesworth, Chief, Coordination and Funding Division, FDCOT
Eric Teitelman, Chief, Capital Projects and Traffic Engineering Division (CPTED), FCDOT
Todd Minnix, Chief, Transportation Design Division, FCDOT
Karyn Moreland, Chief, Capital Projects Section, CPTED, FCDOT
Noelle Dominguez, Coordination and Funding Division, FCDOT
Ray Johnson, Coordination and Funding Division, FCDOT

ATTACHMENT 1

Testimony of John Foust
Fairfax County Board of Supervisors
Regarding the
Draft FY 2017 - 2022 Virginia Six-Year Improvement Program
May 2, 2016

Secretary Layne, Commissioner Kilpatrick, Director Mitchell, Chairman Nohe, and members of the Commonwealth Transportation Board: I am John Foust, Chairman of the Fairfax County Board of Supervisors' Transportation Committee. I am here today to present testimony on the Draft FY 2017-2022 Six-Year Improvement Program. I appreciate this opportunity to testify before you to provide comments on the projects recommended for funding through the HB 2 process.

First, Fairfax County recognizes and appreciates the funding the CTB has recommended in the funding scenario for several projects submitted through the HB 2 process:

- $300 million for the I-66 Outside the Beltway Project submitted by the Northern Virginia Transportation Authority. The project, which the County was also prepared to submit, adds two express lanes in each direction, adds new interchange points, rebuilds interchanges, develops new & expanded park-and-ride lots, adds parallel trail & supports robust transit service. It also preserves much of the median for a future Metrorail extension. Inclusion of transit service is key to Fairfax County. VDOT has worked with the County to address numerous issues, reduce property and environmental impacts, and implement a parallel trail. The County appreciates the ongoing coordination and notes the importance of a continued dialogue about the project as it moves forward.
- $32.8 million for the Route 28 widening from the Prince William County Line to Old Centreville Road. This vital project is part of a larger effort to make improvements to the Route 28 corridor. The project increases roadway capacity, providing much needed congestion relief and improving travel time reliability.

This is a truly regional project that provides significant benefits to the County, as well as Prince William County, Manassas, and Manassas Park.

- $77.3 million for the Phase 1 and $42 million for Phase 2 of the Route 7 widening project. This project is part of an effort to complete widening of Route 7 from four to six lanes from Loudoun County to Tysons. This section of Route 7 has carried about 54,000 vehicles a day, and is expected to carry up to 86,000 vehicles a day by 2040. Widening this high-volume road has been part of Fairfax County's Comprehensive Plan for many years, and is an important improvement to link northern and western Fairfax with the County's ongoing Tysons revitalization efforts. The Board thanks the CTB for adopting the resolution recommending that both phases be funded, and strongly supports doing this as a way to complete both phases of the project at once. This would have a significant benefit residents in both Fairfax and Loudoun Counties. Understanding that some additional funds may be necessary to fully fund the project, the County will work with you to identify funds to fill a gap of up to $10 million.

The County is concerned funding was not recommended for some of our priorities, including:

- Fairfax County Parkway widening between Route 123 and Route 29, including the Popes Head Interchange. The Parkway is heavily congested in Fairfax County, particularly the segment between Ox Road and Route 29. Widening this section of the Parkway and improving the intersection at Popes Head Road will serve to reduce congestion and increase travel time reliability. This project not only includes increasing roadway capacity, but pedestrian and bicycle amenities and improvements, as well.
- Route 1 widening from Mt. Vernon Memorial Highway to Napper Road will tie into the six-lane section of Richmond Highway immediately north of Napper Road, as well as the ongoing widening project immediately south of this segment, resulting in a six-lane facility from Ft. Belvoir to I-95/I-495 in Alexandria. Transit ridership in the Route 1 corridor is the most robust in the County and this widening project will be implemented to accommodate future Bus Rapid Transit.

- Seven Corners Ring Road. The Seven Corners area, is centered around the Seven Corners Interchange which is the convergence of three regional commuter routes; Route 50, Route 7, and Wilson Boulevard/Sleepy Hollow Road. Most of the intersections at the Interchange operate at level of service E or F during peak periods. The Board of Supervisors adopted an updated Comprehensive Plan for the Seven Corners area that includes a concept for a new Seven Corners Interchange. This project application is to design and construct the first phase of the new Seven Corners Interchange.
- I-95/Fairfax County Parkway Flyover. Construction of the single-lane flyover ramp to carry traffic exiting northbound I-95 to the northbound Fairfax County Parkway, improving capacity and reducing the backup on I-95. This project also widens the existing bridge over I-95 to provide room a longer right turn exit lane and a pedestrian multi-purpose path, which will connect the Cross County Trail network and improve connectivity with the local sidewalk network. This project will result in the reduction of person hours of delay and freight hours of delay on I-95 and other roadways in the corridor, addressing specific Corridor of Statewide Significance and regional network needs included in VTrans 2040.

The County looks forward to working with the Commonwealth and other stakeholders on strengthening these applications as we resubmit these projects in the future.

In addition to the comments on the projects submitted by the County, we also have some comments on the HB 2 process, now that the first round is concluding.

- We have concerns about projects being scored relative to each other. This can lead to instances where the same project can receive significantly different scores in different years. This will affect the perception of transparency.
- While the HB 2 process has been objective, it is also complex, cumbersome, time consuming, and expensive for submitters and VDOT. The complexity also makes the process and the scoring more difficult to understand.
- The high land acquisition and utility relocation costs in Northern Virginia are creating significantly inflated total project estimates for many of our projects.

These costs are severely impacting HB 2 benefit scores. Further, this process seems to benefit smaller projects. In fact, only six of the 19 Northern Virginia projects that have been recommended for funding have total project costs of more than $10 million.

- The County continues to strongly recommend that the HB 2 cost-benefit analyses be calculated relative to HB 2 costs only. As we've noted before, it is extremely imperative to leverage various sources to address our transportation needs. Projects in urban areas tend to be more costly due to various reasons and utilizing total project costs put our region at an inherent disadvantage. Further, language in HB 2313 (2013) states that regional funds provided to Northern Virginia and Hampton Roads cannot be used to calculate or reduce the share of local, federal, or state revenues otherwise available to participating jurisdictions.

The Board remains concerned about the substantial decrease in funding for the Revenue Sharing program over the next six years. This program significantly leverages state transportation funds by encouraging local governments to spend their own money on transportation projects. For Fairfax County, this program has been very successful in helping to fund some of the County's major road and transit projects. The County has applied for the maximum amount allowed over the past five years, and has matched the state funding received dollar-for-dollar. Reducing funding for this program will only discourage localities from utilizing local revenue sources, or will urge them to utilize available federal revenues when possible, increasing requirements and costs for projects.

The Board also requests that VDOT engage local jurisdictions throughout the six-year program process. It is essential that this coordination and cooperation occur routinely, so that local jurisdictions are prepared to address critical funding needs for their projects. This can help to leverage funding at multiple levels of government. As you may know, the Northern Virginia Transportation Authority (NVTA) is developing its FY 2017 Program, and numerous projects have been submitted for funding to both NVTA

and the Commonwealth, including several in Fairfax County. It is essential that coordination occur as these programs are developed, this year and in the future.

In addition to the comments about the HB 2 process and SYIP noted above, the Board also wants to express serious concerns about the CTB's new policy that prevents VDOT from entering the Right-of-Way phase of the project until project construction funding is completely identified and allocated within the SYIP. This policy will significantly affect County and other Northern Virginia projects. Fairfax County has been submitting projects for funding in phases, to allow several projects to advance at the same time. This new policy will only tie up funding on projects that is not needed for several years into the future, and will ultimately slow the delivery of projects, since only a limited number of projects will be allowed to advance. The County is concerned that there was no formal request for public comment on this policy before it was adopted, and that VDOT staff was not able to share specific language of the policy until after it was adopted. In addition, the policy is unclear in regards to funding the preliminary engineering phase of projects, leading to uncertainty how and when a project can move forward. Some are interpreting this policy even more strictly than it appears to be intended. While the County is concerned about the underlying policy, clarity is necessary to ensure we can sufficiently address funding for the numerous projects across Fairfax County. Further, the County believes that this policy should not apply to projects that are sponsored by the local governments and/or have local or regional (NVTA) funding on them; or when a local government is asking VDOT to be its contractor to advance project delivery.

I request that the County's testimony be made a part of the proposed Six-Year Program public hearing record, and that full consideration be given to these comments in preparing the final allocation document for the FY2017 – FY2022 Six-Year Program. Thank you for this opportunity to provide comments on behalf of Fairfax County. If you need any further clarification or information, please let us know.

May 2, 2016

The Honorable Aubrey Layne
Secretary of Transportation
Commonwealth of Virginia
Patrick Henry Building, Third Floor
1111 East Broad Street
Richmond, Virginia 23219

Dear Secretary Layne:

On behalf of the Fairfax County Board of Supervisors, I am writing to provide you and the members of the Commonwealth Transportation Board (CTB) comments regarding the Draft FY 2017 – 2022 Six-Year Improvement Program. On April 26, 2016, the Board discussed Fairfax County's transportation projects that were scored according to HB 2 (2014) requirements and the recommended funding scenario for the draft SYIP. Subsequently, the Board approved the attached testimony, which incorporates the County's comments on the draft program.

The Board requests that this letter and its attachment be made a part of the public comments record, and that full consideration be given to these comments in preparing the Final FY2017 – FY2022 allocation document in Spring 2016.

Thank you for the opportunity to provide comments on the draft program. If you need any clarification or further information, please call Tom Biesiadny, the Director of our Department of Transportation, at (703) 877 5663 or me at (703) 324-2321.

Sincerely,

Sharon Bulova

Attachments: a/s

cc: Members, Commonwealth Transportation Board
Members, Fairfax County Delegation to the General Assembly
Members, Fairfax County Board of Supervisors
Charles A. Kilpatrick, Commonwealth Transportation Commissioner
Jennifer Mitchell, Director, Virginia Department of Rail and Public Transportation
Helen Cuervo, Northern Virginia District Administrator, Virginia Department of Transportation
Edward L. Long Jr., County Executive
Robert A. Stalzer, Deputy County Executive
Tom Biesiadny, Director, Department of Transportation

Revised Funding Scenario with Step 3
Northern Virginia

App ID	Area Type	District	Organization Name	Project Title	Statewide High Priority	District Grant	Project Benefit Score	PROJECT_HB2_COST	Score Divided by HB2 Cost
719	A	NOVA	City of Falls Church	Downtown Planning Opportunity Area	X	X	5.583	$ 800,000	69.786
741	A	NOVA	County of Arlington	TDM Strategies Serving the I-66 Corridor		X	3.264	$ 500,000	65.289
672	A	NOVA	City of Falls Church	Pedestrian Crossings	X	X	4.741	$ 1,000,000	47.413
724	A	NOVA	Prince William County	Modify I-95 SB Off Ramp At SR 784 Dale Boulevard	X	X	5.290	$ 1,136,857	46.533
647	A	NOVA	City of Alexandria	Broadband Link for West Eisenhower Avenue	X	X	2.586	$ 1,000,000	25.863
722	A	NOVA	County of Arlington	ART Service Restructuring and Expansion		X	11.375	$ 4,500,000	25.278
674	A	NOVA	County of Arlington	Ballston-MU Metrorail Station West Entrance		X	21.134	$ 10,000,000	21.134
572	A	NOVA	Town of Vienna	Maple Avenue and Park Street Traffic Signal Reconstruction		X	1.301	$ 900,000	14.452
600	A	NOVA	City of Fairfax	Government Center Parkway Extension	X	X	4.454	$ 3,144,181	14.167
469	A	NOVA	Town of Herndon	East Spring Street Widening Project (UPC 105521)	X	X	6.182	$ 6,000,000	10.304
648	A	NOVA	City of Alexandria	Traffic Adaptive Signal Control	X	X	5.897	$ 7,000,000	8.425
671	A	NOVA	City of Alexandria	Old Cameron Run Trail	X	X	3.642	$ 5,294,736	6.878
633	A	NOVA	City of Fairfax	University Drive Extension	X	X	4.688	$ 9,994,370	4.691
516	A	NOVA	Loudoun County	1.Northstar Boulevard (U.S. 50 to Shreveport Drive)	X	X	6.764	$ 43,096,727	1.569
716	A	NOVA	Prince William County	Telegraph Road/Summit School Road Widening and Extension		X	3.009	$ 52,980,000	0.568
680	A	NOVA	Prince William County	Widen Route 1 to Six Lanes - Marys Way to Featherstone Road	X	X	3.078	$ 11,717,571	2.627
603	A	NOVA	Manassas	Sudley Road Third Lane	X	X	1.881	$ 7,400,000	2.542
628	A	NOVA	Northern Virginia Transportation Authority	Transform66 Outside the Beltway	X		60.687	$ 300,000,000	2.023
472	A	NOVA	Northern Virginia Transportation Commission	VRE Gainesville-Haymarket Extension	X		22.421	$ 117,000,000	1.916
587	A	NOVA	Loudoun County	5. Westwind Drive		X	3.564	$ 48,920,000	0.729
432	A	NOVA	Fairfax County	Route 28 Widening (PW County Line to Old Centreville Road)	X	X	4.379	$ 32,830,000	1.334
428	A	NOVA	Fairfax County	Route 7 Widening (Phase I)	X	X	8.146	$ 77,307,000	1.054
717	A	NOVA	Prince William County	University Boulevard Extension	X	X	2.310	$ 23,530,392	0.982
551	A	NOVA	Fairfax County	Seven Corners Ring Road Phase 1A Segment 1A		X	4.893	$ 57,169,504	0.856
429	A	NOVA	Fairfax County	Route 7 Widening (Phase II)	X	X	4.908	$ 62,329,678	0.787
517	A	NOVA	Loudoun County	2.Route 659(Belmont Ridge Road) Bridge over Dulles Greenway		X	0.476	$ 7,500,000	0.634
695	A	NOVA	Prince William County	Route 234 At Balls Ford Intrchng and Rel/Widen Balls Ford Rd	X	X	6.827	$ 111,886,920	0.610

466	A	NOVA	Fairfax County	I-95/Route 286 Northbound Flyover	X	X	4.134	$ 70,907,600	0.583
567	A	NOVA	Loudoun County	4. Waxpool Rd/Loudoun County Pkwy Intersection Improvements		X	0.234	$ 4,065,000	0.576
694	A	NOVA	Prince William County	Route 15 Improvement with Railroad Overpass	X	X	0.966	$ 20,000,000	0.483
431	A	NOVA	Fairfax County	Route 1 Widening (Mt Vernon Hwy to Napper Rd)	X	X	3.081	$ 70,000,000	0.440
721	A	NOVA	Prince William County	Van Buren, New Road & Bridge		X	3.099	$ 71,665,000	0.432
711	A	NOVA	Prince William County	Route 1 & 123 Interchange + Annapolis Way Connector	X	X	2.234	$ 61,095,000	0.366
578	A	NOVA	Loudoun County	6. Route 9/Route 287 Roundabout		X	0.380	$ 10,672,000	0.356
573	A	NOVA	Manassas	Liberia Avenue Widening	X	X	1.196	$ 33,778,358	0.354
484	A	NOVA	Town of Leesburg	Rte 15 Leesburg Bypass Interchange with Edwards Ferry Road		X	1.318	$ 45,000,945	0.293
749	A	NOVA	Town of Dumfries	Route 1 (Fraley Boulevard) Widening	X	X	4.526	$ 161,366,080	0.280
433	A	NOVA	Fairfax County	Rte 286 Widening (Rte 123 to Rte 29)/Popes Head Rd Intrchg	X	X	2.999	$ 121,290,430	0.247
584	A	NOVA	Loudoun County	3. Prentice Drive Extension	X	X	2.210	$ 90,600,000	0.244
430	A	NOVA	Fairfax County	I-66/Route 28 Interchange Improvements	X		8.934	$ 370,000,000	0.241
704	A	NOVA	Prince William County	Neabsco Mills Road Widening	X	X	0.538	$ 22,600,000	0.238
490	A	NOVA	Town of Leesburg	Rte 15 (Leesburg Bypass) Interchange with Battlefield Pkwy		X	1.185	$ 57,000,000	0.208
715	A	NOVA	Prince William County	Route 1/Jeff Davis Widening from Cardinal/Neabsco to Rte 234	X	X	2.178	$ 218,150,020	0.100
706	A	NOVA	Prince William County	Route 234 Bypass at Dumfries/PWP/Brentsville Rd Interchange	X	X	0.862	$ 90,871,673	0.095
738	A	NOVA	Prince William County	Route 234-Sudley Rd at Route 393-Campus Access Roundabout		X	0.022	$ 3,650,000	0.059

COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Aubrey L. Layne, Jr.
Chairman

1401 East Broad Street
Richmond, Virginia 23219

(804) 786-2701
Fax: (804) 786-2940

Agenda item # 8

RESOLUTION
OF THE
COMMONWEALTH TRANSPORTATION BOARD

April 20, 2016

MOTION

Made By: Mr. Kasprowicz, Seconded By: Mr. Connors
Action: Motion Carried

Title: Adoption of HB2 Recommendations for Preparation of the Draft FY 2017 -2022 Six-Year Improvement Program.

WHEREAS, section 33.2-214.1 of the *Code of Virginia*, provides that the Commonwealth Transportation Board ("Board") shall develop a statewide prioritization process for certain projects funded by the Board, including those projects allocated funds pursuant to section 33.2-358 of the *Code of Virginia*, and

WHEREAS, Chapter 726 of the 2014 Acts of Assembly, requires the Board to select projects for funding utilizing the project prioritization process beginning July 1, 2016; and

WHEREAS, effective July 1, 2015, Chapter 684 of the 2015 Acts of Assembly (HB 1887) modified section 33.2-358 and set forth the requirements relating to the allocation of funds to, and the establishment of a High Priority Projects Program and a District Grant Program with candidate projects under these programs to be screened, evaluated and selected according to the prioritization process established pursuant to section 33.2-214.1; and

WHEREAS, the Board adopted a policy and process on June 17, 2015 to govern screening, scoring and selecting projects for funding pursuant to section 33.2-214.1 ("Project Prioritization Process"); and

WHEREAS, the Board adopted a policy on October 27, 2015, *Six-Year Improvement Program Policy Related to HB2 (2014) and HB1887 (2015)*, which among other things, required the Office of Intermodal Planning and Investment ("OIPI") to present to the Board funding

scenarios relating to the Project Prioritization Process and development of the Six Year Improvement Program for the Board's consideration, with each scenario providing full funding for each project funded; and

WHEREAS, over 300 applications were submitted and screened pursuant to the Project Prioritization Process with the 288 validated applications being found to propose projects that are consistent with or meet one or more VTrans needs, thus satisfying the requirement in section 33.2-214.1 (B)(2) that candidate projects "be screened by the Commonwealth Transportation Board to determine whether they are consistent with the assessment of capacity needs for all for corridors of statewide significance, regional networks, and improvements to promote urban development areas established pursuant to § 15.2-2223.1, undertaken in the Statewide Transportation Plan in accordance with § 33.2-353"; and

WHEREAS, at its January 19, 2016 Workshop, the Board was presented with information relating to the outcome of the prioritization process along with a list of projects recommended for funding based on a four step scenario ("Recommended/Base Scenario") consisting of the following steps (collectively, "Funding Steps"):

Step 1: Fund District Grant Projects first based on Scores/HB2 Cost
Step 2: Fund projects that otherwise would have been funded based on rank, but did not receive funding because they were not eligible for the District Grant Program, using High Priority Funds
Step 3: Combine remaining District Grant funds with Statewide High Priority funds to fund the next highest ranked project eligible for both programs
Step 4: Allocate remaining Statewide High Priority funds based on highest project benefit score and Score/HB2 cost>1, until funds are insufficient to fund the next project with the highest benefit score; and

WHEREAS, at its March 15, 2016 Workshop, the Board received additional information regarding the Recommended/Base Scenario along with recommendations to revise that Scenario based on issues associated with the congestion, cost estimates and/or environmental impact scoring factors that had the potential to impact scores of some projects and their funding under the Recommended/Base Scenario; and

WHEREAS, in the March 15, 2016 Workshop, the Board was presented two alternatives for revising the Recommended/Base Scenario ("Scenario Alternatives"), namely: (1) the Revised Base Scenario which would correct the congestion score for several new location facilities, correct costs for several projects, and would not provide funding for any project where a previous recommendation to fund the project was based on the lack of an environmental impact, or (2) Scenario #2 which would include the above-referenced changes associated with the Revised Base Scenario and which would eliminate Step 3 in the Recommended/Base Scenario; and

WHEREAS, the Recommended/Base Scenario was released in January and the Scenario Alternatives were released in March, thereby affording transparency in the project prioritization and funding recommendation process; and

WHEREAS, in accord with the requirement set forth in the *Six-Year Improvement Program Policy Related to HB2 (2014) and HB1887 (2015)*, adopted by the Board October 27, 2015, full funding has been identified for all projects subjected to the Recommended/Base Scenario as well as the Scenario Alternatives; and

WHEREAS, the Board has given due consideration to the Scenario Alternatives presented at the March 15, 2016 Workshop.

NOW THEREFORE BE IT RESOLVED, that the Board finds that the Revised Base Scenario as presented in the March 15, 2016 Workshop is the approach to be used in funding projects scored pursuant to the Project Prioritization Process for purposes of preparing the Draft FY 2017-2022 Six-Year Improvement Program, with the exceptions/modifications and conditions as noted in the Attachment A.

BE IT FURTHER RESOLVED, by the Board that, due to the evolving nature of the new statewide project prioritization process, to the extent that the process utilized in developing the Revised Based Scenario and the exceptions/modifications set forth in Attachment A differed from the Board's policies and processes as envisioned and adopted June 17, 2015 and October 27, 2015, the process so utilized is hereby ratified for purposes of preparing the Draft FY 2017-2022 Six-Year Improvement Program.

BE IT FURTHER RESOLVED that the Board hereby adopts the Revised Base Scenario as presented in the March 15, 2016 Workshop, subject to the exceptions/modifications and conditions set forth in Attachment A, as the approach to be used in funding projects scored pursuant to the Project Prioritization Process for the Draft FY 2017-2022 Six-Year Improvement Program and directs that the Revised Base Scenario with the exceptions/modifications and conditions set forth in Attachment A, the results of which are summarized in the Revised Base Scenario with Exceptions and Modifications Summary set forth in Attachment B, be used in preparing the Draft FY 2017-2022 Six-Year Improvement Program.

BE IT FURTHER RESOLVED that given the sunset of January 1, 2017, established by the Board for the *Six-Year Improvement Program Policy Related to HB2 (2014) and HB1887 (2015)*, the Board hereby directs VDOT and OIPI staff to review said policy and to develop a recommendation/draft policy addressing HB2 funding recommendations for future Six-Year Improvement Programs, which shall include but not be limited to review, inclusion and/or possible modification/revision of the Funding Steps included in the Revised Based Scenario, and to provide their recommendation/draft policy to the Board no later than the September 2016 meeting of the Board.

###

Adoption of HB2 Recommendations for Preparation of the Draft FY 2017 -2022 Six- Year Improvement Program.

ATTACHMENT A-EXCEPTIONS AND MODIFICATIONS

- US Route 15/17/29 (App ID 547) in Fauquier County- Fund to a reduced budget of $26,000,000 using District Grant and High Priority Program Funds. (Step 3)
- Northstar Boulevard (US SO to Shreveport Drive) (App ID 516) in Loudoun County- Do not Fund
- Route 7 Widening (Phase I) (App ID 428) in Fairfax County- Fund using District Grant Program Funds only. (Step 1)
- Route 7 Widening (Phase II) (App ID 429) in Fairfax County- Add and fund to a reduced budget of $42,000,000 using District Grant and High Priority Program Funds. (Step 3)
- 1-95/1-64 Overlap: Roadway Lighting (App ID 446) in the City of Richmond- Do not Fund.
- 1-95/1-64 Overlap: Broad Street Exit Improvements (App ID 449) in the City of Richmond -Fund using District Grant Program Funds only. (Step 1)
- 1-64 Widening (1-295 to Exit 205 Bottoms Bridge) (App ID 542) in Henrico County- Add and fund to a reduced budget of $59,910,388 using District Grant and High Priority Program Funds, subject to the condition that Henrico County agrees to submission of the project in partnership with the CTB. (Step 3)
- 1-81 Safety Improvements from MM 166.5-168.5 (App 10 678) in Botetourt County- Do not Fund.
- US 460 "S" Curves (App 10 439) in Bedford County- Add and fund using District Grant Program Funds only. (Step 1)
- N. Franklin Street- Peppers Ferry Road Connector Phase II (App ID 465) in the Town of Christiansburg- Do not Fund.
- 1-81 Northbound Auxiliary Lane from Exit 141to 143 (App ID 525) in Roanoke County- Add and fund using District Grant and High Priority Program Funds, subject to the condition that Roanoke County agrees to submission ofthe project in partnership with the CTB. (Step 3)
- Full Southern Corridor Project - No Revenue Sharing (App ID 582) in the City of Waynesboro- Replace with Full Southern Corridor Project (App ID 581) to account for the recommended Revenue Sharing Award.

Attachment B. Revised Base Scenario with Exceptions and Modifications Summary

			STEP 1			STEP 2			STEP 3			STEP 4						
	Available		DG Only			HP Only			DG/HP Comingled			HP Only Remaining			Summary			
District	DG	HP	Count	Allocated	Remaining	Count	HP Allocated	HP Remaining	Count	HP Allocated	HP Remaining	Count	HP Allocated	HP Remaining	Count	HP Allocated	DG Allocated	Total
Bristol	$ 62,239,019		9	$ 49,964,603	$ 12,274,416	-	$ -		1	$ 8,925,584		-	$ -		10	$ 8,925,584	$ 62,239,019	$ 71,164,603
Culpeper	$ 54,872,548		10	$ 54,432,133	$ 440,415	-	$ -		1	$ 25,559,585		-	$ -		11	$ 25,559,585	$ 54,872,548	$ 80,432,133
Fredericksburg	$ 60,504,406		13	$ 50,371,617	$ 10,132,789	4	$ 27,243,596		1	$ 1,372,171		1	$ 115,500,000		19	$ 144,115,767	$ 60,504,406	$ 204,620,173
Hampton Roads	$ 178,033,507		17	$ 161,131,186	$ 16,902,321	2	$ 6,358,850		1	$ 3,097,679		1	$ 144,927,753		21	$ 154,384,282	$ 178,033,507	$ 332,417,789
Lynchburg	$ 63,096,890		19	$ 61,457,336	$ 1,639,554	3	$ 7,106,097		1	$ 15,562,611		-	$ -		23	$ 22,668,708	$ 63,096,890	$ 85,765,598
NOVA	$ 183,055,970		17	$ 180,524,715	$ 2,531,255	-	$ -		1	$ 39,798,423		1	$ 300,000,000		19	$ 339,798,423	$ 183,055,970	$ 522,854,393
Richmond	$ 127,411,522		16	$ 121,266,122	$ 6,145,400	5	$ 18,586,963		1	$ 53,764,988		-	$ -		22	$ 72,351,951	$ 127,411,522	$ 199,763,473
Salem	$ 84,868,412		14	$ 68,032,666	$ 16,835,746	5	$ 15,577,806		-	$ 12,994,970		-	$ -		19	$ 28,572,777	$ 84,868,412	$ 113,441,188
Staunton	$ 68,917,727		13	$ 63,318,226	$ 5,599,501	4	$ 13,319,751		1	$ 23,535,377		-	$ -		18	$ 36,855,128	$ 68,917,727	$ 105,772,855
Total	**$ 883,000,000**	**$ 833,000,000**	**128**	**$ 810,498,604**	**$ 72,501,396**	**23**	**$ 88,193,063**	**$ 744,806,937**	**8**	**$ 184,611,389**	**$ 560,195,548**	**3**	**$ 560,427,753**	**$ (232,205)**	**162**	**$ 833,232,205**	**$ 883,000,000**	**$ 1,716,232,205**

REV Base Scenario	Calculate revised benefit score based on excluding environmental impact measure and exclude projects if the new score is less than the lowest scoring funded project
Step 1	Fund top scoring projects w/i each district eligible for DGP funds using DGP funds until remaining funds are insufficient to fund the next highest scoring project,excluding any project originally included solely because it does not have an environmental impact
Step 2	Fund top scoring projects using HPP funds within each district that would have otherwise been funded with DGP funds but were not because they are only eligible for HPP (as long as their HB2 cost<total DG funds available)
Step 3	In any district where unallocated DGP funds are available, co-mingle remaining DGP funds with HPP funds to fund the next highest scoring project eligible for both programs
Step 4	Fund projects with an HB2 score over 1.0 based on the highest project benefit until funds are insufficient to fund the unfunded project with the highest project benefit

*Includes corrections to App ID 614 in Lynchburg regarding program eligibility, App ID 520, 693 & 731 in Bristol and Lynchburg regarding the HB2 cost, and App ID 516, 587 & 716 in NOVA regarding the congestion score

Board Agenda Item
April 26, 2016

10:40 a.m.

Matters Presented by Board Members

Board Agenda Item
April 26, 2016

11:30 a.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. *Eric S. Clark v. The County of Fairfax, Virginia, John H. Kim, T. B. Smith, and John Spata*, Case No. 15-1109 (U.S. Sup. Ct.)

2. *Saad Lodhi, a/k/a Quratulain Balouch v. Officer Sepehri, John Doe I, and Fairfax County, Virginia*, Case No. 1:15-cv-425 (E.D. Va.)

3. *Gregory Shawn Mercer v. Fairfax County Department of Code Compliance*, Record No. 195415 (Va. Ct. App.) (Providence District)

4. *Craig J. Blakeley v. Jeffrey L. Blackford, Director, Department of Code Compliance of Fairfax County, Virginia, and Board of Supervisors of Fairfax County, Virginia*, Case No. CL-2016-0004497 (Fx. Co. Cir. Ct.) (Mason District)

5. *Kaveh Sari v. Board of Supervisors of Fairfax County, Fairfax County Park Authority, Jean A. Marcelin, Jr., and Elisabeth H. Marcelin, Yorkshire II Homeowners Association, Inc., SunTrust Mortgage Inc., and William and Mary Oehrlein Family Trust, William and Mary Oehrlein, Trustees,* Case No. CL-2015-0012396 (Fx. Co. Cir. Ct.) (Mount Vernon District)

6. In Re: *Decision of September 17, 2014, of the Board of Zoning Appeals of Fairfax County, Virginia, and Jonathan Clark and Carolyn Clark v. Fairfax County Board of Supervisors, Leslie B. Johnson, Zoning Administrator, and Jeffrey L. Blackford, Director, Department of Code Compliance*, Case No. CL-2014-0013587 (Fx. Co. Cir. Ct.) (Mason District)

7. *Huixuan Zhou v. Jennifer Hugel*, Case No. CL-2015-0009225 (Fx. Co. Cir. Ct.)

8. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Romulo Castro and Blanca B. Castro*, Case No. CL-2015-0013768 (Fx. Co. Cir. Ct.) (Providence District)

9. *Leslie B. Johnson, Fairfax County Zoning Administrator v. John L. Butterfield and Nancy S. Butterfield*, Case No. CL-2014-0010617 (Fx. Co. Cir. Ct.) (Dranesville District)

10. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Randal S. Cordes*, Case No. CL-2013-0000441 (Fx. Co. Cir. Ct.) (Dranesville District)

11. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Mohammad Ali*, Case No. CL-2015-0009648 (Fx. Co. Cir. Ct.) (Dranesville District)

12. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Catherine Macorol and Sharon Macorol*, Case No. CL-2015-0001083 (Fx. Co. Cir. Ct.) (Lee District)

13. *Leslie B. Johnson, Fairfax County Zoning Administrator and Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Thomas V. Lefler*, Case No. CL-2015-0015223 (Fx. Co. Cir. Ct.) (Lee District)

14. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Michael Ryabinky and Eugenia Ryabinky*, Case No. CL-2015-0017544 (Fx. Co. Cir. Ct.) (Mason District)

15. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Wells Fargo Bank, N.A.*, Case No. CL-2016-0000989 (Fx. Co. Cir. Ct.) (Hunter Mill District)

16. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Arthur F. Parnell*, Case No. CL-2015-0017689 (Fx. Co. Cir. Ct.) (Mason District)

17. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Hongfei Shi and Jiang Westerhoff Yang*, Case No. CL-2015-0017903 (Fx. Co. Cir. Ct.) (Sully District)

18. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Ali Matthew Bastani*, Case No. GV16-002242 (Fx. Co. Gen. Dist. Ct.) (Providence District)

19. *Leslie B. Johnson, Fairfax County Zoning Administrator v. James E. Watkins*, Case No. GV15-018998 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

20. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. James E. Watkins*, Case No. GV15-018999 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

21. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Karen Ann Ashworth, a/k/a Karen Ann Fraser*, Case No. GV16-003980 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

22. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Yaqub Ishaq A. Dehlavi and Abdullah Y. Dehlavi*, Case No. GV16-004857 (Fx. Co. Gen. Dist. Ct.) (Mason District)

23. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Harry M. Studds*, Case No. GV16-006124 (Fx. Co. Gen. Dist. Ct.); *Leslie B. Johnson, Fairfax County Zoning Administrator v. Harry M. Studds*, Case No. GV16-006125 (Lee District)

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Board Agenda Item
April 26, 2016

3:30 p.m.

Public Hearing on PCA-A-936-03 (2222 Colts Neck Road, L.L.C.) to Amend the Proffers for RZ-A-936 Previously Approved for an Independent Living Facility to Permit Independent Living and Medical Care Facilities (Assisted Living) with an overall Floor Area Ratio of 1.22 and Associated Modifications to Proffers, Located on Approximately 4.33 Acres of Land Zoned PRC (Hunter Mill District) (Concurrent with PRCA-A-936 and DPA –A-936-05)

and

Public Hearing on PRCA-A-936 (2222 Colts Neck Road, L.L.C.) to Amend the Planned Residential Community Plan Associated with RZ-A-936 to Permit Independent Living and Medical Care Facilities (Assisted Living), Located on Approximately 4.33 Acres of Land Zoned PRC (Hunter Mill District) (Concurrent with PCA-A-936-03 and DPA-A-936-05)

and

Public Hearing on DPA-A-936-05 (2222 Colts Neck Road, L.L.C.) to Permit the Fifth Amendment of the Development Plan for RZ-A-936 to Permit Independent Living and Medical Care Facilities (Assisted Living) with an Overall Floor Area Ratio of 1.22, Located on Approximately 4.33 Acres of Land Zoned PRC (Hunter Mill District) (Concurrent with PCA-A-936-03 and PRCA-A-936)

This Property is located at on the East side of Reston Parkway and on the West side of Colts Neck Road, North of Glade Drive, and South of South Lakes Drive. Tax Map 26-1 ((13)) 1.

This public hearing was deferred by the Board of Supervisors on April 5, 2016, until April 26, 2016 at 3:30 p.m.

PLANNING COMMISSION RECOMMENDATION:
On Wednesday, February 17, 2016, the Planning Commission voted 12-0 to recommend the following actions to the Board of Supervisors:

- Approval of PCA-A-936-03, DPA-A-936-05, and PRCA-A-936, subject to the Proffered Conditions now dated February 11, 2016, and the proposed Development Conditions dated February 3, 2016;

- Approval of a modification of Section 13-303 of the Zoning Ordinance for the transitional screening requirement to that shown on the PCA/DPA/PRCA Plan;

- Approval of a waiver of Section 13-304 of the Zoning Ordinance for the barrier requirements; and

- Approval of a modification to the Fairfax County Countywide Trails Plan requirement along Colts Neck Road to that shown on the PCA/DPA/PRCA Plan.

ENCLOSED DOCUMENTS:
Attachment 1: Planning Commision Verbatim Transcript
Staff Report previously furnished and available online at:
http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdwf/4514683.PDF

STAFF:
Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)
Mary Ann Tsai, Planner, DPZ

PCA-A-936-03/PRCA-A-936/DPA-A-936-05 – 2222 COLTS NECK ROAD, LLC

After Close of the Public Hearing

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

Commissioner de la Fe: Thank you very much, Mr. Chairman. This is a good thing for Reston and I hope that we actually go ahead and develop it since we approved the original one a long time ago and nothing happened. But I do want to note that you received a change in the proffers regarding the use of parking spaces, which – all it does is to remove a reference to providing hang tags to residents – and also removing a sentence about the right to charge a fee for parking spaces by all residents. And that was – I thank the developer for agreeing to that proffer change. And that was directly at the request of the townhouse community next door to them because they were concerned about the possibility that some of the folks that were either living, working, or visiting this facility might want to park in their parking spaces. So with that, Mr. Chairman – Mr. Chairman, well there is – there are no – are there development conditions in this? I know that there are proffers, but I can't remember.

Mary Ann Tsai, Zoning Evaluation Division, Department of Planning and Zoning: There are PRC conditions.

Commissioner de la Fe: That's right. There are – yes, could the applicant please confirm, for the record, agreement to the proposed PRC development conditions dated February 3rd, 2016?

Mark Looney, Applicant's Agent, Cooley, LLP: The applicant is agreeable to the conditions.

Commissioner de la Fe: Thank you very much. Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF PCA-936-03 [sic], DPA-

Chairman Murphy: A.

Commissioner de la Fe: 3 – no it's 36-03 - 03 and then we go to PRC-

Chairman Murphy: There's an A after DPA-A.

Commissioner de la Fe: Yes, I haven't gotten there yet. The order is different, yes – PCA-A-936-03, DPA-A-936-05, AND PRCA-A-936, SUBJECT TO THE PROFFERED CONDITIONS NOW DATED FEBRUARY 11, 2016 AND THE PROPOSED DEVELOPMENT CONDITIONS DATED FEBRUARY 3RD.

Commissioner Flanagan: Second.

Chairman Murphy: Seconded by Mr. Flanagan. Is there a discussion of the motion? All those in favor of the motion to recommend to the Board of Supervisors to approve all these applications, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner de la Fe: And, Mr. Chairman, I'll MOVE THREE OTHER MOTIONS TOGETHER. I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF:

- A MODIFICATION OF SECTION 13-303 OF THE ZONING ORDINANCE FOR THE TRANSITIONAL SCREENING REQUIREMENT TO THAT SHOWN ON THE PCA/DPA/PRCA PLAN;

- A WAIVER OF SECTION 13-304 OF THE ZONING ORDINANCE FOR THE BARRIER REQUIREMENT; AND

- APPROVAL OF A MODIFICATION TO THE FAIRFAX COUNTY COUNTYWIDE TRAILS PLAN REQUIREMENT ALONG COLTS NECK ROAD TO THAT SHOWN ON THE PCA/DPA/PRCA PLAN.

Chairman Murphy: Seconded by Mr. Flanagan?

Commissioner Flanagan: Yes.

Chairman Murphy: He's watching that video screen. All those in favor of those motions say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

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(Each motion carried by a vote of 12-0.)

JLC

Board Agenda Item
April 26, 2016

3:30 p.m.

Public Hearing on PRC 86-C-023-02 (Chick-Fil-A, Inc.) to Approve a PRC Plan Associated with RZ 86-C-023 to Permit a Fast Food Restaurant with Drive-Through, Located on Approximately 33,505 Square Feet of Land Zoned PRC Comprehensive Plan Recommended Residential Planned Community (Hunter Mill District)

This property is located West of Reston Parkway and North of Lake Newport Road. Tax Map 11-4 ((12)) 1B (part).

PLANNING COMMISSION RECOMMENDATION:
On Wednesday, March 16, 2016, the Planning Commission voted 11-0 (Commissioner Murphy was absent from the meeting) to recommend the following action to the Board of Supervisors:

- Approval of PRC 86-C-023-02, subject to the PRC Development Conditions dated March 9, 2016; and

- Approval of a modification of the transitional screening and barrier requirements to that shown on the PRC Plan.

ENCLOSED DOCUMENTS:
Attachment 1: Planning Commission Verbatim Excerpt
Staff Report previously furnished and available online at:
http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdwf/4522329.PDF

STAFF:
Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ),
Mary Ann Tsai, Planner, DPZ

PRC 86-C-023-02 – CHICK-FIL-A, INC.

After Close of the Public Hearing

Secretary Hart: Seeing none, we'll recognizes – we'll close the public hearing. Recognize Commissioner de la Fe.

Commissioner de la Fe: Thank you very much, Mr. Chairman. This is one drive-through building replacing another drive-through building for different kinds of food. Mr. Chairman, I request that the applicant confirm for the record agreement to the proposed PRC development conditions dated March 9th, 2016.

Brian J. Winterhalter, Applicant's Agent, Cooley LLP: We are in agreement with the development conditions.

Commissioner de la Fe: Thank you very much.

Mr. Winterhalter: Thank you.

Commissioner de la Fe: Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF PRC 86-C-023-02, SUBJECT TO THE PRC DEVELOPMENT CONDITIONS DATED MARCH 9, 2016.

Commissioner Lawrence: Second.

Secretary Hart: Motion has been seconded by Commissioner Lawrence. Is there any discussion on the motion? Seeing none, all those in favor of the motion, as articulated by Commissioner de la Fe, please say aye.

Commissioners: Aye.

Secretary Hart: Those opposed? That motion carries.

Commissioner de la Fe: Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF A MODIFICATION OF THE TRANSITIONAL SCREENING AND BARRIER REQUIREMENTS TO THAT SHOWN ON THE PRC PLAN.

Commissioner Lawrence: Second.

Secretary Hart: Motion seconded by Commissioner Lawrence. Any discussion on that motion? Seeing none, we'll move to a vote. All those in favor of the motion, as articulated by Commissioner de la Fe, please say aye.

Commissioners: Aye.

Secretary Hart: Those opposed? That motion carries.

Commissioner de la Fe: Thank you very much.

Secretary Hart: Thank you.

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(Each motion carried by a vote of 11-0. Commissioner Murphy was absent from the meeting.)

JLC

Board Agenda Item
April 26, 2016

3:30 p.m.

Public Hearing on RZ 2015-HM-010 (Christopher W. Warner and Mary J. Warner) to Rezone from R-1 to R-3 to Permit Residential Development with a Total Density of 2.25 Dwelling Units per Acre and a Waiver of the Minimum Lot Width Requirements, Located on Approximately 1.34 Acres of Land (Hunter Mill District)

This property is located on the South Side of Clarks Crossing Road at its Intersection with Ballycor Drive. Tax Map 28-3 ((1)) 46.

PLANNING COMMISSION RECOMMENDATION:
On Wednesday, March 16, 2016, the Planning Commission voted of 7-4 (Commissioners Flanagan, Keys-Gamarra, Lawrence, and Strandlie voted in opposition. Commissioner Murphy was absent from the meeting) to recommend the following action to the Board of Supervisors:

- Approval of RZ 2015-HM-010 and the Generalized Development Plan, subject to the execution of proffered conditions consistent with those dated March 7, 2016; and

- Approval of a modification of Section 9-610 of the Zoning Ordinance to permit the width of Lot 3 to be a minimum of 10 feet wide.

ENCLOSED DOCUMENTS:
Attachment 1: Planning Commission Verbatim Excerpt
Staff Report previously furnished and available online at:
http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdwf/4521812.PDF

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

RZ 2015-HM-010 – CHRISTOPHER W. AND MARY J. WARNER

Decision Only During Commission Matters
(Public Hearing held on February 17, 2016)

Commissioner de la Fe: Thank you very much, Mr. Chairman. The public hearing for RZ 2015-HM-010, in the name of Christopher W. and Mary J. Warner was held on February 17th, 2016. At that time, there were a number of folks that appeared – some in support – some opposed. And the – I would say that the major issue was how many additional housing – houses would be built, based on this rezoning, whether one or two. We are being asked to provide two additional houses. The third house would be the one that the Warners live in and they would remain there. The configuration of the two new houses presented a great deal of angst among the neighbors, particularly the ones across the street, in that they felt that the houses would be stacked one on top of the other and they – as one – more than one person said it would create a more urban feel to their neighborhood. I, frankly, don't think that these two additional houses would create, what I would consider, an urban feel, but that is their belief. The other major issue had to do with the modification being requested as being a very significant modification to the front lot line to permit a – Lot 3 to have a minimum width of 10 feet along Clarks Crossing Road. The issue of lot shape factor was brought up and I believe staff has – they have issued two addenda to this report, one dated March 9th and one dated February 10th. But I believe that the issue of shape factor has been adequately resolved. The houses have been moved so that, in effect, they're not straight – lined up straight. There have been a number of other changes with the addition of plantings and a number of other things. And staff has recommended approval for this. I – the public hearing for this case was deferred. First, it was partly – it was partly weather, but it was also to permit the Hunter Mill Land Use Committee to make a recommendation. They – after the public hearing, they – before – rather before the public hearing, they did not have a quorum to make a recommendation. I deferred the decision until tonight so that they could make a recommendation one way or another at their meeting last night. Their meeting last night was also cancelled because they did not have a quorum. I don't believe that it is fair or equitable to the applicant to continue to defer decision for a case to await a recommendation of the Land Use Committee when I can't guarantee that they will have a quorum at their next meeting. And they – whatever we decide tonight, the Land Use Committee can look at it again before it goes to the Board of Supervisors with our recommendation. I realize that – that there is a great deal of concern amongst some of the neighbors about the – particularly the severity of the lot width modification. However, I – after looking at a number of possible reconfigurations, I believe that this – this modification permits the best way to save as many trees as possible and to reduce the impervious surface that would be required in some of those models – as well as the fact that, even in those models, there would probably have to be waivers and modifications of the lot width – not as severe as this one, but – you know, they would be required for modifications. I believe that the applicants have a right to develop their land. The staff has recommend approval and, although I do not have a recommendation and there is no recommendation from the Land Use Committee – since I can't guarantee that they will have a quorum at their next meeting, I have decided that I agree with staff with the recommendation and will move on this case without the Land Use Committee recommendation. I know that this is something that I – I'm not sure that I have ever done it before, although I may have. I've been in the Commission a long, long time. But I really don't think it's fair – I mean, in effect, the Land Use Committee has had – I

think you have – the applicant has appeared at least three times and the Land Use Committee has had an opportunity to consider this at least four times. And they just have not been able to come up with a quorum for this, but it has been presented. So I just don't think it is fair to continue to defer this case. So Mr. Chairman, I – as I said – I believe that, in this case – let me look at my – RZ 2015-HM-010, in the name of Christopher Warner and Mary J. Warner – I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF RZ H – 2015-HM-010 AND THE GENERALIZED DEVELOPMENT PLAN, SUBJECT TO THE EXECUTION OF PROFFERED CONDITIONS CONSISTENT WITH THOSE DATED, I BELIEVE IT'S JANUARY 29TH, 2016 [sic].

Secretary Hart: The motion has been made by Commissioner de la Fe. Is there a second?

Commissioner Sargeant: Second.

Laura Arseneau, Zoning Evaluation Division, Department of Planning and Zoning: Mr. Hart? It should – the development condition should be – I'm sorry, proffer should be March 7th, 2016.

Commissioner de la Fe: MARCH 7TH, 2016.

Secretary Hart: Is there a second of the motion?

Commissioner Sargeant: Second.

Secretary Hart: Second by Commissioner Sargeant. Is there any discussion? Commissioner Lawrence.

Commissioner Lawrence: Mr. Chairman, thank you. I cannot support this motion. Let me say why. The existence of the new home on the property means that it turns its back on the new houses. The necessity for access for a third house on the property ends us up, no matter what we do, with a situation in which there isn't a convivial grouping of the houses. If you look at the patterns of groupings around this property on other sites, you see such groupings in clusters that are there. The applicant sent in a memo showing why a suggested seconded design for the thing wouldn't work. I agree they wouldn't work. I don't think the first design would work. I don't think it fits into the fabric of the community. Therefore, I cannot support the motion. Thank you.

Commissioner Hart: Further discussion on the motion? Seeing none, we'll move to a vote. All those in favor of the motion, as articulated by Commissioner de la Fe, please say aye.

Commissioners: Aye.

Secretary Hart: Those opposed?

Commissioners Flanagan, Keys-Gamarra, Lawrence, and Strandlie: No.

Secretary Hart: A division. All right. Commissioner Ulfelder?

Commissioner Ulfelder: Aye.

Secretary Hart: Commissioner Hurley?

Commissioner Hurley: Aye.

Secretary Hart: Commissioner Migliaccio?

Commissioner Migliaccio: Aye.

Secretary Hart: Commissioner Sargeant?

Commissioner Sargeant: Aye.

Secretary Hart: Commissioner de la Fe?

Commissioner de la Fe: Aye.

Secretary Hart: Commissioner Lawrence?

Commissioner Lawrence: No.

Secretary Hart: Commissioner Flanagan?

Commissioner Flanagan: No.

Secretary Hart: Commissioner Hedetniemi?

Commissioner Hedetniemi: Aye.

Secretary Hart: Commissioner Strandlie?

Commissioner Strandlie: No.

Secretary Hart: Commissioner Keys-Gamarra?

Commissioner Keys-Gamarra: No.

Secretary Hart: Someone count.

Commissioner de la Fe: Four to Seven.

Secretary Hart: Seven to four?

Commissioner de la Fe: Six.

Secretary Hart: All right. Chair votes aye, motion carries. Commissioner de la Fe?

Commissioner de la Fe: Okay, thank you very much. Mr. Chairman, I MOVE APPROVAL OF A MODIFICATION OF SECTION 9-610 OF THE ZONING ORDINANCE TO PERMIT THE WIDTH OF LOT 3 TO BE A MINIMUM OF 10 FEET WIDE.

Secretary Hart: Is there a second?

Commissioner Ulfelder: Second.

Secretary Hart: Commissioner – the motion's seconded by Commissioner Ulfelder. Discussion on that motion? Seeing none, we'll move to a vote. All those in favor of the motion, as articulated by Commissioner de la Fe, please say aye.

Commissioners: Aye.

Secretary Hart: Those opposed?

Commissioners Flanagan, Keys-Gamarra, Lawrence, and Strandlie: No.

Secretary Hart: I'll assume it's the same division. That motion carries.

Commissioner de la Fe: Thank you very much. I am sorry that I could not wait for the Land Use Committee to render a decision, but I think it would not be fair to do so. Thank you.

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(Each motion carried by a vote of 7-4. Commissioners Flanagan, Keys-Gamarra, Lawrence, and Strandlie voted in opposition. Commissioner Murphy was absent from the meeting.)

JLC

Board Agenda Item
April 26, 2016

3:30 p.m.

Public Hearing on PCA 74-5-158-03 (DRW, INC.) to Amend the Proffers for RZ 74-5-158 Previously Approved for Residential Development to Permit Single-Family Residential Development at a Density of 9.24 Dwelling Units Per Acre with Associated Modifications to Proffers and Site Design, Located on Approximately 10.71 Acres of Land Zoned R-12 (Mason District)

This property is located on the South side of Edsall road approximately 800 feet East of its intersection with Bren Mar drive, and approximately 1,200 feet West of the City of Alexandria boundary line. Tax Map 81-2 ((1)) 8A.

PLANNING COMMISSION RECOMMENDATION:
On Wednesday, March 16, 2016, the Planning Commission voted 11-0 (Commissioner Murphy was absent from the meeting) recommend the following action to the Board of Supervisors:

- Approval of PCA 74-5-158-03, subject to the proffers consistent with those dated March 15th, 2016;

- Approval of a waiver of the maximum length of a private street in accordance with Paragraph 2 of Section 11-302 of the Zoning Ordinance in favor of that shown on the Generalized Development Plan (GDP);

- Approval of a modification of the interparcel access requirement per Paragraph 3B of Section 17-201 of the Zoning Ordinance in favor of that shown on the GDP;

- Approval of a waiver and modification of the requirement to construct a 5-foot wide on-road bicycle lane along Edsall Road per Paragraph 3 of Section 17-201 of the Zoning Ordinance in favor of permitting the existing 4-foot wide sidewalk to remain and proposing a 6-foot wide sidewalk and additional right-of-way dedication as shown on the GDP; and

- Approval of a modification of Sections 2-805 and 2-1101 of the Zoning Ordinance to permit the use of the affordable dwelling unit bulk requirements listed under Paragraphs 3 and 4 of Section 3-1210 of the Zoning Ordinance as shown on the GDP.

Board Agenda Item
April 26, 2016

ENCLOSED DOCUMENTS:
Attachment 1: Planning Commission Verbatim Excerpt
Staff Report previously furnished and available online at:
http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdwf/4517791.PDF

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

Planning Commission Meeting Attachment 1
March 16, 2016
Verbatim Excerpt

PCA 74-5-158-03 – DRW, INC. (Mason District)

Decision Only During Commission Matters
(Public Hearing held on March 9, 2016)

Commissioner Strandlie: Thank you, Mr. Chairman. I'd like to call the applicant up and, also, there have been significant changes and refinements since our Planning Commission hearing on March 9. And I'd like to call on Kelly Atkinson from the staff to go over these refinements.

Kelly Atkinson, Zoning Evaluation Division, Department of Planning and Zoning: Thank you, Commissioner Strandlie. I'm Kelly Atkinson with the Department of Planning and Zoning. On March 9, 2016, a public hearing was held in regards to the proposed redevelopment of the subject property known as Monticello Mews, Section Two, Phase Two, with 99 single-family homes. The decision for this hearing was deferred for one week to address minor proffer revisions and provide additional details regarding the proposed building elevations and open space amenities. In response, the applicant has provided revised proffers dated March 15th, 2016, and an additional exhibit addressing these outstanding concerns. This information was distributed to you prior to this hearing and hard copies are provided tonight for your review. The highlights of these revisions include clarifying that restrictions and items noted in the initial sales documents, such as garage dimensions, use of the garage, stormwater management maintenance responsibilities, and prohibition against rooftop storage will be noted in the resale documents in addition to the initial sales documents. The interior dimensions of the garage have been noted, which will be suitable for an average-size family vehicle and an alcove will be provided, subject to final design. Per feedback from VDOT, the existing crosswalk will remain and the applicant has proffered to either a pedestrian-activated crosswalk or flashing warning signs, subject to VDOT approval. This crosswalk language has been further revised from the proffers dated March 15th and the proposed language was passed out to you tonight. The applicant has agreed to incorporate this change between Planning Commission and Board. Limiting the maximum height of any future retaining walls not currently shown on the GDP and providing an exhibit illustrating the proposed building elevations, which now include additional articulations such as shutters and architectural trim – which staff believes provide additional interest to the buildings. I'd be happy to answer any questions you may have. Thank you.

Vice Chairman de la Fe: Okay.

Commissioner Strandlie: Any questions?

Vice Chairman de la Fe: Go ahead.

Commissioner Strandlie: Thank you very much, Kelly. I think we're ready to move ahead. Mr. McGranahan, if you could come up and affirm that – the affidavit and the proffers?

John McGranahan, Jr., Applicant's Agent, Hunton & Williams, LLP: Yes, I don't think that I need to-

Vice Chairman de la Fe: You don't have to do the affidavit.

Mr. McGranahan: -reaffirm the affidavit.

Commissioner Strandlie: Sorry.

Mr. McGranahan: And with respect to the proffers, I do confirm the proffers that were distributed to you all and I just received the language about the pedestrian signal – well, at four o'clock today, I guess, by email. So that was one that – the concept is certainly something – now that I understand it, that makes sense. And we would need to incorporate between any decision by you all and the Board of Supervisors, but I've – I don't know – and I haven't discussed it with the client, but it's actually providing an option that would be cheaper than what they already agreed to do. So I don't think it's an issue, but the language – we'll work out with staff between any action you all would take and the Board of Supervisors. But otherwise, the proffers that have been circulated – we confirm that they are the final proffers.

Commissioner Strandlie: Okay. Thank you. And this was something that I thought was very important. There's the option – the – for the traffic signal – and if that were approved, there would be a signalized crosswalk. But if the traffic signal were not approved, it would just be a marking that you would not be able to see after dark so this option provides for a flashing crosswalk sign so that people will be able to see anyone who's in the crosswalk in the evening – dark conditions there. So-

Vice Chairman de la Fe: I can't recall. Are there any development conditions in this case at all?

Ms. Atkinson: No sir.

Vice Chairman de la Fe: Okay. Thank you.

Commissioner Hart: Mr. Chairman.

Vice Chairman de la Fe: Yes, Mr. Hart.

Commissioner Hart: I have one question. Is Proffer 7 resolved or is that going to be debated between now and the Board? I understood from Ms. Atkinson's memo we hadn't quite gotten closure on that.

Mr. McGranahan: Mr. Hart, I believe that one is resolved. It's the one that talks about the garages and the one thing that we added, in response to Commissioner Strandlie's suggestion, was that they're going to try in the final design to incorporate some sort of a – you can call it a recessed area or an alcove so that you can move the trash and recycling bins in even arther away from the car. That's the objective. We-

Commissioner Hart: Right. Right. And your – but yours said 6 to 12 inches and staff has in bold, "Please note that staff recommends this area be increased to 18 to 24 inches."

Mr. McGranahan: And the applicant wants to stick with 6 to 12 inches and this is why.

Commissioner Hart: That's my question. If we don't have-

Mr. McGranahan: Oh. Okay.

Commissioner Hart: Are we-

Mr. McGranahan: We're at 6 to 12 inches because we think it works without the recessed area. I think we have anywhere from two-and-a-half to three-and-a-half feet, depending on the size of the car. But I think it's a good idea that Commissioner Strandlie had that if you can inset those – and this is a minimum. We're trying to set a minimum here because we're trying to avoid an interpretation when we get to site plan. So if it could be bigger, it would be bigger, but that gives you an additional six inches to a foot on top of the two-and-a-half to three-and-a-half feet that we think is adequate.

Commissioner Flanagan: Mr. Chairman?

Mr. McGranahan: Mr. Flanagan.

Commissioner Flanagan: Just – if you could come back – I think what the Commission would like to know is going – is this going to be resolved before it gets to the Board of Supervisors?

Mr. McGranahan: I believe so, yes. But I – because we feel like we've got the right number in the current proffer that's in front of you. We're not – the units haven't been engineered and designed yet so if we were to go with the higher number that staff mentioned, there's a concern that you're going to begin impacting the interior space that hasn't been designed, which you might not be able to do. And then we'd be back here in front of you because we were only able to get 12 inches and not 18 inches and so we're erring on the conservative side. I have not discussed this with the Supervisor, but I – I mean I – we think it's a good idea that the Commissioner raised and that's what we've put in here.

Commissioner Strandlie: So last week, when we looked at the drawings, the trash can extended into the – the area where the car was and over the – the garage door opening is eight feet wide and it extended into that area. So, having measured trash cans today, the typical large trash can is 21 by 24. So adding an additional 12 inches does push that back into the area that would be within the opening, I believe.

Mr. McGranahan: The wall. Yeah. Yeah. And we also confirmed, when we discussed it, that the – the opening on these garages is – is the 9-foot opening-

Commissioner Flanagan: And-

Mr. McGranahan: -for the vehicle.

Commissioner Strandlie: Right. Did I say eight? Nine.

Mr. McGranahan: Yeah, you said eight, but that's – yeah.

Commissioner Flanagan: So the 24 inch that staff is recommending would actually completely-

Mr. McGranahan: Completely conceal.

Commissioner Flanagan: -recess the garbage container.

Commissioner Strandlie: Yes.

Mr. McGranahan: It will.

Commissioner Strandlie: The longer side on the trash can that I have – that had one of the large totes – you can turn them around in a different angle, but it measures 20 – 21 by 24 inches.

Commissioner Flanagan: The container would be totally out of the way with 24 inches, but not totally out of the way with 12 inches – but it wouldn't interfere with traffic – I mean, with the car getting into-

Commissioner Strandlie: I don't believe so. I mean, I think this is – this is a 12-inch change over where we were-

Mr. McGranahan: Oh yeah.

Commissioner Strandlie: -last – last week? But if – if Supervisor Gross in moving this forward thinks it needs to have a further indentation-

Mr. McGranahan: We'll be discussing it with her.

Commissioner Strandlie: You continue to work on that, but we have moved it 12 inches.

Mr. McGranahan: Yeah.

Commissioner Hart: Mr. Chairman?

Vice Chairman de la Fe: Let me remind you that we are on verbatim.

Commissioner Hart: I didn't realize that we were on the verbatim yet. I don't think that this is a denial issue, but staff is kind of making faces and I wondered if – if there's a response.

Ms. Atkinson: I'm trying to get a word in.

Commissioner Hart: Yeah. The concern that I had – I don't know whether it should be 12 inches or 24 inches. I do know that on those ones in Merrifield where they didn't fit at all – they were all outside – and I think we want the trashcans to fit in the garage, whatever it is. Ms. Atkinson, is there – you wrote the memo, I guess, that's got the bold sentence in it.

Ms. Atkinson: Yeah, we just wanted to point out that it was a recommendation from staff to increase the depth of the alcove area. I think we've talked ad nauseum last week about car sizes and this is really our attempt to ensure that you can get a car in the garage, you can adequately get around the – get around the car. There is no issues, like you mentioned, with the Merrifield

garages. It's a recommendation. Like you said, it's not a denial issue for us. It is something that we'd like the applicant to strongly consider between PC and Board.

Vice Chairman de la Fe: Anything else? Okay. It's yours.

Commissioner Strandlie: Okay. I'll go ahead and make the motion then. And I have a little background to go with this. Mr. Chairman, tonight we have before us a decision on the Monticello Mews development – the last portion of a two-section neighborhood that was zoned R-12 in 1976. Since the initial Mason District Land Use Committee meeting last fall through the March 9th Planning Commission public hearing and up until the meeting tonight – and a few minutes ago – the applicant has continued to work with the community, with Supervisor Gross, with staff, and with me to further refine the application and the proffers. Changes have been made to address our collective concerns, some of which were already included in the proffers in the March 2nd, 2016 addendum, but which have been further fine-tuned during this deferral period. To summarize the staff presentation, significant modifications and revisions include the following:

- Number one, the density was reduced from 108 to 102 and then finally to 99 units;
- Two, green space and amenities were added to where the three units were removed, adding even more buffering;
- Three, significant buffering was added along Edsall Road in front of the stormwater retention pond and this was a very significant concern and request from the community;
- A traffic light shall be installed by the applicant, pending approval from VDOT and if the traffic light is not approved by VDOT, a flashing crosswalk signal or flashing warning sign shall be provided by the applicant – again, pending approval from VDOT;
- There shall be specific language in covenant sales and resale materials requiring and notifying owners that garages must be used for the intended purposes of parking a car and no storage shall occur on potential roof decks;
- Further, the garage dimensions will be included in these materials and we have made sure that typical family vehicles, such as a minivan, an SUV – such as pilot or a CRV – and mid-sized sedan fits in the garages;
- The driveways will also be of sufficient length to ensure that parked cars do not block sidewalks;
- As a result of density reductions and reconfigurations, there will now be 79 visitor parking spaces for 99 units – I think the applicant has gone a good ways in addressing the parking concerns; and finally
- The applicant will provide a $99,000 voluntary contribution toward Bren Mar Elementary.

A schools contribution was not required in this case because the application does not result in an increase in density. Schools contributions are only required when there is an increase in density and then the amount in the proffer is based on Fairfax County Public Schools' estimate of students generated by that density increase. Some members of the community requested interparcel access to Plaza 500, the neighboring commercial development. This was not included as it would cut through a Resource Protection Area and floodplain, require a bridge, and turn a private street into a public thoroughfare. This land use has a somewhat complicated history and to make this more clear, I would recommend referral to Page 1 of the January 20th, 2016 staff report for a description of the application. You'll be able to see how this application evolved over the years and you can run the numbers to see that this application is significantly under density allowed for this parcel. Responding to some community concerns, this case is not a rezoning. This is a Proffer Condition Amendment for an R-12 density originally granted in 1976, prior to the adoption of the current Comp Plan. Even so, the proposed density at 9.52 units per acre is very close to the current Comp Plan recommendation of 5 to 8 units per acre. Some have asked that we just say no to any development. That's not possible under Virginia law, as the applicant has the right to develop their property under legal guidelines and pursuant to previous zoning entitlements and this action – this application complies with that and staff has recommended approval. Indeed, this has been an excellent example of community-based land use planning. Mr. McGranahan and his colleagues have worked with staff, the Planning Commission, the District Supervisor, and they have listened to community concerns, as already discussed. We believe this application does significantly address community needs and concerns. On a separate but related note, in the future, however, this type of community-based planning may not be possible for applications filed after July 1st, as a result of the proffer legislation that was recently signed into law on March 8th. Finally, I would like to thank the staff, especially Kelly Atkinson and Kris Abrahamson for their outstanding work. I can't say – give enough compliments to Kelly on how thorough she has been on this application. I'd also like to thank the Mason District Land Use Committee, which recommended approval of the application, for their thoughtful input. And with that, I WILL MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF PCA 74-5-158-03, SUBJECT TO THE PROFFERS CONSISTENT WITH THOSE DATED MARCH 15TH, 2016.

Commissioner Hedetniemi: Seconded.

Vice Chairman de la Fe: Seconded by Commissioner Hedetniemi. Is there any discussion? Hearing and seeing none, all those in favor please signify by saying aye.

Commissioners: Aye.

Vice Chairman de la Fe: Opposed? The motion carries.

Commissioner Strandlie: I FURTHER MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS APPROVE THE WAIVERS AND MODIFICATIONS PROVIDED UNDER A SEPARATE ATTACHMENT AND DATED MARCH 16TH, 2016 AND AS NOTED IN THE STAFF REPORT AND THE STAFF REPORT ADDENDUM.

Commissioner Hedetniemi: Seconded.

Vice Chairman de la Fe: Seconded by Commissioner Hedetniemi. Is there any discussion? Hearing and seeing none, all those in favor, please signify by saying aye.

Commissioners: Aye.

Vice Chairman de la Fe: Opposed? The motion carries. Anything else?

Commissioner Strandlie: Thank you very much.

Vice Chairman de la Fe: Thank you very much.

//

(Each motion carried by a vote of 11-0. Commissioner Murphy was absent from the meeting.)

JLC

Board Agenda Item
April 26, 2016

3:30 p.m.

Public Hearing to Consider Amendments to The Code of the County of Fairfax, Virginia - Chapter 3 (County Employees), Article 5 (Financial Disclosures), Section 3-5-2.1 (Disclosures of Financial Interest)

ISSUE:
Public hearing to consider amendments to The Code of the County of Fairfax, Chapter 3, Article 5, Section 3-5-2.1.

RECOMMENDATION:
The County Executive recommends that the Board adopt these amendments to The Code of the County of Fairfax, Chapter 3, Article 5, Section 3-5-2.1.

TIMING:
On April 5, 2016, the Board authorized advertisement of a public hearing to consider this matter on April 26, 2016, at 3:30 p.m.

BACKGROUND:
The General Assembly amended the Virginia State and Local Government Conflict of Interests Act (the "Act") in the 2014, 2015, and 2016 sessions. The 2015 amendments took effect on January 1, 2016. The 2016 legislation will not be finalized until after the General Assembly reconvenes on April 20, 2016 and considers changes recommended by the Governor.

The Act requires elected local officials and the governing bodies of certain local authorities to file disclosures of their financial interests. Before 2014, the law required annual filings. Starting in 2014, the law has required such filings twice per year. In its current form, the 2016 legislation would amend the law to require only an annual filing. The Act also requires the members of the Planning Commission and the Board of Zoning Appeals, as well as the County Executive and all real estate assessors, to disclose their interests in real estate located in the County. Otherwise, the Act leaves to the Board of Supervisors ("Board") the discretion to decide whether, and which, County employees and officials should file financial disclosures.

Under the Act, the Board may designate persons the Board has appointed to positions of trust and persons employed by the Board to file the Statement of Economic Interests form (known as the "long" form). Those designations must be made by ordinance. The Act also allows the Board to designate nonsalaried citizen members of local boards, commissions and councils to file the financial disclosure form (known as the "short" form). Those designations do not have to be made by ordinance.

Currently, all such designations are affected by Fairfax County Code Section 3-5-2.1. Between 1988 through 2005, the financial disclosure ordinance was amended approximately every five years. However, the ordinance has not been amended since 2005, over 10 years ago. The ordinance is now out of date in several respects. First, the ordinance does not incorporate the recent changes to the Act. The ordinance says that the designated persons must file annually, although the Act currently requires semi-annual filing, and the ordinance contains an obsolete citation to the state law. The proposed ordinance is drafted to require filing at such times is required by state law. Additionally, during this period, the number of filers has expanded, primarily as a result of upward pay pressure in the local job market, which in turn drove up pay grade increases – a factor that has no bearing on whether those employees operate in environments that could subject them to potential conflicts of interest.

Employee designations

Staff researched and reviewed disclosure policies of the Commonwealth, other Virginia localities, and other states and localities. As a result, staff concluded that the most relevant, detailed, and workable policies require disclosure by employees with substantive decision-making responsibility. Substantive decision-making responsibilities are those in which the employee makes decisions that:

- Are primarily independent in nature or not otherwise subject to extensive review; and
- Have a monetary value to outside businesses, operations, or parties that exceeds or can reasonably be anticipated to exceed an established threshold amount; staff recommended using a working threshold of $5,000 per year in evaluating which positions should file.

These criteria focus on employees in positions that may be operating in environments where conflicts of interest could occur. Unlike the credit check policy, financial disclosures are not designed to gauge where personal financial circumstances could lead to theft or misappropriation of funds. A conflict of interest occurs when a transaction or relationship influences or could influence an officer or employee in carrying out his or her job or professional duties, or could interfere with his or her judgment or ability to act in the best interests of the County. For that reason, the proposed ordinance is intended to capture the senior staff members who are the “deciders” rather than the “doers” or “recommenders.”

Currently the County Executive, all Deputy County Executives, all assistant county executives, all assistants to the County Executive, the County Attorney and all deputy and assistant county attorneys, all County Department heads, and all employees who hold positions classified as pay grade S-29, P-27, F-29, C-28, and O-28 and above, except psychiatrists who are employed as such by the Fairfax-Falls Church Community Services Board, as well as a number of other individually identified positions, are required to file a Statement of Economic Interests.

At its November 24, 2015 meeting, the Board's Personnel Committee authorized staff, working in concert with department heads, to evaluate coverage criteria and determine which incumbents should be required to file the Statements of Economic Interest. After completing this process, staff believes the current filing designations include positions for which disclosure is not necessary to protect the public from potential conflicts of interest.

Additionally, a limited number of employees whose job responsibilities do not subject them to potential conflicts of interest will continue to file. However, with more than 800 unique job classifications, establishing a cut off by pay grade, and then listing exceptions, proved to be the most feasible way to craft the designations, and staff erred on the side of inclusion. Four job classes (with fewer than 15 incumbents) at pay grades under S-32 are included because employees in those positions were determined to have sufficient independent authority and fiduciary responsibility to warrant their being designated to file.

The draft ordinance does not include the Board of Supervisors in the designation because state law, not the County ordinance, requires Board members to file. Therefore, removing members of the Board of Supervisors from the ordinance has no effect on their filing obligations. Likewise, the ordinance does not identify all positions that must file the Real Estate Holdings disclosure form, because that requirement is imposed by state law. Finally, the draft ordinance deletes from the filing requirement certain employee positions that are not appointed by the Board of Supervisors.

BAC designations

Staff also reviewed which BACs the Board of Supervisors has currently designated to file disclosures. State law requires the members of a governing body of any authority that has the power to issue bonds or to expend funds in excess of $10,000 in any fiscal year to file the short form, and gives the governing body of the jurisdiction that appoints those members the power to require the members to file the long form. Other than that requirement, the state law does not require any other BAC members to file financial disclosures. The Act only requires the members of the Planning Commission and the Board of Zoning Appeals (as well as the County Executive and all real estate assessors) to disclose their interests in real estate located in the County.

Currently, there are 84 BACs. The County Code requires members of 24 of these BACs to file disclosures. Members of eleven BACs file the Statement of Economic Interests (the "long" form), two of which also file the Real Estate Holdings form (the "green" form), and members of 13 BACs file the Financial Disclosure form (the "short" form). As a result of the General Assembly's 2014 amendments to the state law, the BAC members who file the Statement of Economic Interests form are required to file twice annually; members who file the Financial Disclosure form file once annually; and the members of the Planning Commission and Board of Zoning Appeals file the Statement of Economic Interests form twice annually and the Real Estate Holdings form once annually.

Staff reviewed principles articulated in prior board items governing BAC financial disclosures. Coupled with the filing requirements set forth in the Act and the guiding principles used to determine the appropriate employees that should file, staff recommends that a BAC member should file the long form if

- the BAC has the independent authority to expend funds or issue bonds in excess of $10,000 in any fiscal year, or to directly manage assets valued at more than $10,000; or, if
- the BAC has statutory authority to either provide the Board of Supervisors with recommendations on, or to make decisions on, future land development, land use plans or land use zoning.

As noted in the April 5th Board Item, the Board may designate non-salaried members of boards, commission and councils to file the short form without designating them in the ordinance. In order to provide the Board with more flexibility to designate, or undesignate, short form filers, staff removed the short form filers from the ordinance. The April 5th Board Item noted that an action item would be presented to the Board listing those BACs that should file the short form. However, after analyzing the roles and responsibilities of the various BACs, staff does not believe any BACs perform functions that require financial disclosures from their respective members. As a result, staff does not recommend that any BAC members file the short form.

Procedural Memorandum
Finally, the proposed ordinance authorizes and directs the County Executive to issue procedural memoranda that include a current listing of all standing BACs and all active ad hoc committees the Board has designated to file disclosure forms. Upon final action by the Board, staff will prepare such a procedural memorandum for consideration by the County Executive.

FISCAL IMPACT:
None.

ENCLOSED DOCUMENTS:
Attachment 1: Code of Virginia Title § 2.2-3115.
Attachment 2: Proposed Amendments to *The Code of the County of Fairfax*, Chapter 33, Article 5, Section 3-5-2.1 (with amendments tracked)
Attachment 3: Proposed Amendments to *The Code of the County of Fairfax*, Chapter 33, Article 5, Section 3-5-2.1 (clean version without strikeouts)

STAFF:
Catherine Spage, Acting Director, Department of Human Resources (DHR)
Leslie Amiri, Manager, Employee Relations and Policy Administration, DHR
Catherine A. Chianese, Assistant County Executive/Clerk for the Board of Supervisors
Erin C. Ward, Senior Assistant County Attorney
Daniel Robinson, Assistant County Attorney

Va. Code § 2.2-3115. (Effective January 1, 2016) Disclosure by local government officers and employees.

Bills amending this Section

A. The members of every governing body and school board of each county and city and of towns with populations in excess of 3,500 shall file, as a condition to assuming office or employment, a disclosure statement of their personal interests and other information as is specified on the form set forth in § 2.2-3117 and thereafter shall file such a statement semiannually by December 15 for the preceding six-month period complete through the last day of October and by June 15 for the preceding six-month period complete through the last day of April.

The members of the governing body of any authority established in any county or city, or part or combination thereof, and having the power to issue bonds or expend funds in excess of $10,000 in any fiscal year, shall file, as a condition to assuming office, a disclosure statement of their personal interests and other information as is specified on the form set forth in § 2.2-3118 and thereafter shall file such a statement annually on or before December 15, unless the governing body of the jurisdiction that appoints the members requires that the members file the form set forth in § 2.2-3117 semiannually by December 15 for the preceding six-month period complete through the last day of October and by June 15 for the preceding six-month period complete through the last day of April.

Persons occupying such positions of trust appointed by governing bodies and persons occupying such positions of employment with governing bodies as may be designated to file by ordinance of the governing body shall file, as a condition to assuming office or employment, a disclosure statement of their personal interests and other information as is specified on the form set forth in § 2.2-3117 and thereafter shall file such a statement semiannually by December 15 for the preceding six-month period complete through the last day of October and by June 15 for the preceding six-month period complete through the last day of April.

Persons occupying such positions of trust appointed by school boards and persons occupying such positions of employment with school boards as may be designated to file by an adopted policy of the school board shall file, as a condition to assuming office or employment, a disclosure statement of their personal interests and other information as is specified on the form set forth in § 2.2-3117 and thereafter shall file such a statement semiannually by December 15 for the preceding six-month period complete through the last day of October and by June 15 for the preceding six-month period complete through the last day of April.

B. Nonsalaried citizen members of local boards, commissions and councils as may be designated by the governing body shall file, as a condition to assuming office, a disclosure form of their

personal interests and such other information as is specified on the form set forth in § 2.2-3118 and thereafter shall file such form annually on or before December 15.

C. No person shall be mandated to file any disclosure not otherwise required by this article.

D. The disclosure forms required by subsections A and B shall be made available by the Virginia Conflict of Interest and Ethics Advisory Council at least 30 days prior to the filing deadline, and the clerks of the governing body and school board shall distribute the forms to designated individuals at least 20 days prior to the filing deadline. Forms shall be filed and maintained as public records for five years in the office of the clerk of the respective governing body or school board. Forms filed by members of governing bodies of authorities shall be filed and maintained as public records for five years in the office of the clerk of the governing body of the county or city. Such forms shall be made public no later than six weeks after filing.

E. Candidates for membership in the governing body or school board of any county, city or town with a population of more than 3,500 persons shall file a disclosure statement of their personal interests as required by § 24.2-502.

F. Any officer or employee of local government who has a personal interest in any transaction before the governmental or advisory agency of which he is an officer or employee and who is disqualified from participating in that transaction pursuant to subdivision A 1 of § 2.2-3112 or otherwise elects to disqualify himself, shall forthwith make disclosure of the existence of his interest, including the full name and address of the business and the address or parcel number for the real estate if the interest involves a business or real estate, and his disclosure shall be reflected in the public records of the agency for five years in the office of the administrative head of the officer's or employee's governmental or advisory agency.

G. In addition to any disclosure required by subsections A and B, in each county and city and in towns with populations in excess of 3,500, members of planning commissions, boards of zoning appeals, real estate assessors, and all county, city and town managers or executive officers shall make annual disclosures of all their interests in real estate located in the county, city or town in which they are elected, appointed, or employed. Such disclosure shall include any business in which such persons own an interest, or from which income is received, if the primary purpose of the business is to own, develop or derive compensation through the sale, exchange or development of real estate in the county, city or town. Such disclosure shall be filed as a condition to assuming office or employment, and thereafter shall be filed annually with the clerk of the governing body of such county, city, or town on or before December 15. Such disclosures shall be filed and maintained as public records for five years. Such forms shall be made public no later than six weeks after filing. Forms for the filing of such reports shall be made available by

the Virginia Conflict of Interest and Ethics Advisory Council to the clerk of each governing body.

H. An officer or employee of local government who is required to declare his interest pursuant to subdivision A 2 of § 2.2-3112 shall declare his interest by stating (i) the transaction involved, (ii) the nature of the officer's or employee's personal interest affected by the transaction, (iii) that he is a member of a business, profession, occupation, or group the members of which are affected by the transaction, and (iv) that he is able to participate in the transaction fairly, objectively, and in the public interest. The officer or employee shall either make his declaration orally to be recorded in written minutes for his agency or file a signed written declaration with the clerk or administrative head of his governmental or advisory agency, as appropriate, who shall, in either case, retain and make available for public inspection such declaration for a period of five years from the date of recording or receipt. If reasonable time is not available to comply with the provisions of this subsection prior to participation in the transaction, the officer or employee shall prepare and file the required declaration by the end of the next business day. The officer or employee shall also orally disclose the existence of the interest during each meeting of the governmental or advisory agency at which the transaction is discussed and such disclosure shall be recorded in the minutes of the meeting.

I. An officer or employee of local government who is required to declare his interest pursuant to subdivision A 3 of § 2.2-3112, shall declare his interest by stating (i) the transaction involved, (ii) that a party to the transaction is a client of his firm, (iii) that he does not personally represent or provide services to the client, and (iv) that he is able to participate in the transaction fairly, objectively, and in the public interest. The officer or employee shall either make his declaration orally to be recorded in written minutes for his agency or file a signed written declaration with the clerk or administrative head of his governmental or advisory agency, as appropriate, who shall, in either case, retain and make available for public inspection such declaration for a period of five years from the date of recording or receipt. If reasonable time is not available to comply with the provisions of this subsection prior to participation in the transaction, the officer or employee shall prepare and file the required declaration by the end of the next business day.

1987, Sp. Sess., c. 1, § 2.1-639.14; 1988, c. 849; 1995, c. 495; 1996, c. 526; 2000, c. 317; 2001, cc. 217, 844; 2003, c. 694; 2012, c. 429; 2014, cc. 792, 804; 2015, cc. 763, 777.

AN ORDINANCE AMENDING ARTICLE 5 OF CHAPTER 3 OF THE FAIRFAX COUNTY CODE, RELATING TO FINANCIAL DISCLOSURES

Draft of March 23, 2016

AN ORDINANCE to amend the Fairfax County Code by amending and readopting Section 3-5-2.1 relating to financial disclosures.

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

1. That Section 3-5-2.1 is amended and readopted as follows:

Article 5. – Financial Disclosures.

Section 3-5-2.1. Disclosures of financial interest.

(a) ~~Annually by January 15 of each year or otherwise within 21 days of formal notification of appointment,~~As a condition to assuming or holding office or employment, members appointed by the Board of Supervisors to the following entities shall file a disclosure statement of their personal interests and other information as is specified in the form or forms identified in Virginia Code §§ 2.2-3115 and 2.2-3117 at such times and for such periods as is required by state law: ~~the members of~~ (1) ~~the Board of Supervisors, (2)~~ the Planning Commission, (2~~3~~) ~~the Animal Services Advisory Commission, (4) the Board of Building Code Appeals, (5) the Board of Equalization, (6)~~ the Board of Zoning Appeals, (3~~7~~) ~~the Chesapeake Bay Preservation Ordinance Exception Review Committee, (8) the Civil Service Commission, (9) the Fairfax-Falls Church Community Services Board, (10) the Fairfax County Convention and Visitors Corporation Board of Directors, (11)~~ the Fairfax County Economic Development Authority, ~~(12) the Fairfax County History Commission,~~ (4~~13~~) the Fairfax County Industrial Development Authority, (5~~14~~) the Fairfax County Library Board, (6~~15~~) the Fairfax County Employees' Retirement System Board of Trustees, (7~~16~~) the Fairfax County Police Officers Retirement System Board of Trustees, (8~~17~~) the Fairfax County Uniformed Retirement System Board of Trustees, (9~~18~~) the Fairfax County Park Authority, (10~~19~~) the Fairfax County Redevelopment and Housing Authority, (11~~20~~) the Fairfax County Water Authority, (12) the Mosaic District Community Development Authority, (13) the Fairfax County Wetlands Board, and (14) ~~, (21) the Governing Board of the McLean Community Center, (22) the Governing Board of the Reston Community Center, (23)~~ the Upper Occoquan Sewage Authority.~~, (24) any other temporary or permanently-established board, authority, or commission that has been appointed by the Board of Supervisors and which was formed for the purpose of providing the Board of Supervisors with recommendations on (a) future land development, land use plans, or land use zoning, or (b) the location or character of any public facility or facilities that would require review by the Planning Commission under Virginia Code § 15.2-2232, and (25) any Board-appointed members of all standing Board-appointed boards, authorities, commissions and committees and all active ad hoc committees, which have been specifically~~

~~required by ordinance to file annual financial disclosures, shall file, as a condition to assuming or holding office, the appropriate disclosure form and such other information as required on the form or forms specified in Virginia Code §§ 2.2-3115 and either 2.2-3117, and 2.2-3118, as specified herein. Members of (1) the Board of Supervisors, (2) the Planning Commission, (3) the Board of Zoning Appeals, (4) the Fairfax County Economic Development Authority, (5) the Fairfax County Industrial Development Authority, (6) the Fairfax County Library Board, (7) the Fairfax County Employees Retirement System Board of Trustees, (8) the Fairfax County Police Officers Retirement System Board of Trustees, (9) the Fairfax County Uniformed Retirement System Board of Trustees, (10) the Fairfax County Park Authority, (11) the Redevelopment and Housing Authority, and (12) the Fairfax County Water Authority shall complete and file the form required by Virginia Code § 2.2-3117, and those members of the Planning Commission, the Board of Zoning Appeals shall make those additional disclosures required by Virginia Code § 2.2-3115(F). Members of all other standing boards, authorities, commissions and committees and all active ad hoc committees appointed by the Board, which have been specifically required by this section or by a separate ordinance to file annual financial disclosures, shall complete and file the form required by Virginia Code § 2.2-3118.~~

The individuals designated in this subsection (a) shall file a completed disclosure form, as required by this subsection, with the Clerk for the Board of Supervisors within 21 days of formal notification of appointment. No person described in this subsection shall enter office and participate or vote as a member of any board, authority, or commission until a completed disclosure form, as required by this subsection, has been filed with the Clerk for the Board of Supervisors. For purposes of this subsection~~Section~~, the word "appointment" shall include any person who is appointed directly by the Board of Supervisors or any person whose appointment is confirmed after being elected, nominated, or recommended by any community group or group of employees for any of the boards, authorities, and commissions listed above, and formal notification of appointment for appointees to boards, authorities, and commissions is deemed to be the date that the Clerk for~~to~~ the Board of Supervisors mails notice of appointment and blank disclosure forms to the appointee.

(b) ~~Annually by January 15 of each year or otherwise within 21 days of formal notification of employment, t~~As a condition to assuming or holding office or employment, the following persons shall file a disclosure statement of their personal interests and other information as is specified on the form or forms identified in Virginia Code §§ 2.2-3115 and 2.2-3117 at such times and for such periods as is required by state law: the County Executive, all Deputy County Executives, ~~all assistants to the~~the Assistant County Executive, the County Attorney and all deputy, senior assistant, and assistant county attorneys, all County Department heads, and County employees~~,~~ who hold positions classified at or above the following ~~as~~ pay grades: S-32~~29~~, P-27, F-29, ~~C-28,~~ and O-28~~ and above~~, except psychiatrists who are employed as such by the Fairfax-Falls Church Community Services Board~~, together with the employees listed below in subsection (c), shall file, as a condition to assuming or holding office or employment, the appropriate disclosure form and such other information as required by Virginia Code §§ 2.2-3115 and 2.2-3117. Formal notification of employment for employees is deemed to be the date the financial disclosure form is distributed to the employee by his or her appointing authority.~~

(c) As a condition to assuming or holding employment, ~~T~~the following employees also shall~~will also be required to~~ file a disclosure statement of their personal interests and other information as is specified on the form or forms identified in ~~the appropriate disclosure form and such other information as required by~~ Virginia Code §§ 2.2-3115 and 2.2-3117 at such times and for such periods as is required by state law ~~in compliance with subsection (b) above~~:

(1) ~~Department of Facilities Management: All Leasing Agents and Management Analyst III (for leased properties).~~Health Department: -Public Health Laboratory Director.

(2) ~~Department of Family Services (Office for Children): Management Analyst III and Child Care Administrator I (Grants Manager).~~

~~(3)~~ Department of Finance: ~~All Management Analysts III; all Accountants III; all Investment Analysts; the Claims Manager;~~ ~~T~~the Insurance Manager~~, the Safety Manager; all Risk Analysts, and all Business Analysts III~~.

~~(4) Department of Fire and Rescue: Management Analyst III (Grants Coordinator) and Captain II (Contracts Manager).~~

~~(5) Department of Housing and Community Development: the Chief Accounting Fiscal Officer, and all Management Analysts III.~~

~~(6) Department of Planning and Zoning: All Planners.~~

~~(7) Department of Public Works and Environmental Services: All Senior Right-of-Way Agents and all Right-of-Way Agents.~~

~~(8) Department of Purchasing and Supply Management: All Buyers; all Purchasing Supervisors; and All Property Management Supervisors.~~

~~(9) Department of Tax Administration: All Auditors, all Business Tax Specialists II, all Real Estate Appraisers; Accountant III (Chief, Cashiering), Management Analyst III (Chief, Delinquent Accounts), and Management Analyst II (Chief, Tax Relief).~~

~~(10) Department of Cable Communications and Consumer Protection: All Management Analysts III; all Utilities Analysts; and Accountant III.~~

(3~~11~~) Department of Transportation: All Transportation Planners V~~III~~; all Engineers V.

(4) Retirement Administration Agency: All Senior Investment Managers.

~~(12) Economic Development Authority: All Management Analyst II (Administration) and all Planners.~~

~~(13) Elections: All members of the Fairfax County Electoral Board and the General Registrar.~~

~~(14) Fairfax-Falls Church Community Services Board: Management Analyst III (Residential Development), Housing and Community Developer IV (Residential Development), Mental Health Supervisor/Specialist (Contract Manager), Mental Retardation Specialist III (Contract Manager), and Substance Abuse Counselor III.~~

~~(15) Park Authority: All planners.~~

~~(16) Planning Commission: All Management Analysts III.~~

~~(17) Police Department: Chief Accounting Fiscal Officer.~~

~~(18) Retirement Administration Agency: Senior Investment Manager.~~

(d) ~~No person described in subsection (a) shall enter office and participate or vote as a member of any board, authority, or commission until a completed disclosure form, as required by subsection (a), has been filed with the Clerk to the Board, and no person described in subsections (b) or (c) shall enter paid status as an officer or employee of the County until a completed disclosure form, as required by subsections (b) or (c), has been filed with~~Within 21 days of formal notification of the filing requirement, the individuals listed in subsections (b) and (c) shall file a completed disclosure form, as required by subsections (b) and (c), with the Clerk for~~to~~ the Board of Supervisors. Formal notification of the filing requirement is deemed to be the date the financial disclosure form is distributed to the employee by his or her appointing authority.

(e) The County Executive is hereby authorized and directed to issue procedural memoranda governing the administration of the filing of the Statement of Economic Interests forms identified in Va. Code § 2.2-3117, the financial disclosure forms identified in Va. Code § 2.2-3118, and the real estate disclosure forms required under Va. Code § 2.2-3115(G). The procedural memoranda shall address the filing of such forms by any individual required to file by ~~provisions of~~ this Article, by designation by the Board of Supervisors or by state law. ~~Such memoranda shall include a current listing of all standing Board-appointed boards, authorities, commissions and committees and all active ad hoc committees whose members are required to file financial disclosure forms.~~

2. That the provisions of this ordinance are severable, and if any provision of this ordinance or any application thereof is held invalid, that invalidity shall not affect the other provisions or applications of this ordinance that can be given effect without the invalid provision or application.

3. That this ordinance's requirements for the Fairfax County Wetlands Board, the Mosaic District Community Development Authority, and the Upper Occoquan Sewage Authority become effective on June 16, 2016, and that the remainder of this ordinance is effective upon adoption.

GIVEN under my hand this _____ day of _____, 2016

_____

Clerk for the Board of Supervisors

AN ORDINANCE AMENDING ARTICLE 5 OF CHAPTER 3 OF THE FAIRFAX COUNTY CODE, RELATING TO FINANCIAL DISCLOSURES

Draft of March 23, 2016

AN ORDINANCE to amend the Fairfax County Code by amending and readopting Section 3-5-2.1 relating to financial disclosures.

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

1. That Section 3-5-2.1 is amended and readopted as follows:

Article 5. – Financial Disclosures.

Section 3-5-2.1. Disclosures of financial interest.

(a) As a condition to assuming or holding office or employment, members appointed by the Board of Supervisors to the following entities shall file a disclosure statement of their personal interests and other information as is specified in the form or forms identified in Virginia Code §§ 2.2-3115 and 2.2-3117 at such times and for such periods as is required by state law: (1) the Planning Commission, (2) the Board of Zoning Appeals, (3) the Fairfax County Economic Development Authority, (4) the Fairfax County Industrial Development Authority, (5) the Fairfax County Library Board, (6) the Fairfax County Employees' Retirement System Board of Trustees, (7) the Fairfax County Police Officers Retirement System Board of Trustees, (8) the Fairfax County Uniformed Retirement System Board of Trustees, (9) the Fairfax County Park Authority, (10) the Fairfax County Redevelopment and Housing Authority, (11) the Fairfax County Water Authority, (12) the Mosaic District Community Development Authority, (13) the Fairfax County Wetlands Board, and (14) the Upper Occoquan Sewage Authority.

The individuals designated in this subsection (a) shall file a completed disclosure form, as required by this subsection, with the Clerk for the Board of Supervisors within 21 days of formal notification of appointment. No person described in this subsection shall enter office and participate or vote as a member of any board, authority, or commission until a completed disclosure form, as required by this subsection, has been filed with the Clerk for the Board of Supervisors. For purposes of this subsection, the word "appointment" shall include any person who is appointed directly by the Board of Supervisors or any person whose appointment is confirmed after being elected, nominated, or recommended by any community group or group of employees for any of the boards, authorities, and commissions listed above, and formal notification of appointment for appointees to boards, authorities, and commissions is deemed to be the date that the Clerk for the Board of Supervisors mails notice of appointment and blank disclosure forms to the appointee.

(b) As a condition to assuming or holding office or employment, the following persons shall file a disclosure statement of their personal interests and other information as is specified on the

form or forms identified in Virginia Code §§ 2.2-3115 and 2.2-3117 at such times and for such periods as is required by state law: the County Executive, all Deputy County Executives, the Assistant County Executive, the County Attorney and all deputy, senior assistant, and assistant county attorneys, all County Department heads, and County employees who hold positions classified at or above the following pay grades: S-32, P-27, F-29, and O-28, except psychiatrists who are employed as such by the Fairfax-Falls Church Community Services Board.

(c) As a condition to assuming or holding employment, the following employees also shall file a disclosure statement of their personal interests and other information as is specified on the form or forms identified in Virginia Code §§ 2.2-3115 and 2.2-3117 at such times and for such periods as is required by state law:

(1) Health Department: Public Health Laboratory Director.

(2) Department of Finance: The Insurance Manager.

(3) Department of Transportation: All Transportation Planners V; all Engineers V.

(4) Retirement Administration Agency: All Senior Investment Managers.

(d) Within 21 days of formal notification of the filing requirement, the individuals listed in subsections (b) and (c) shall file a completed disclosure form, as required by subsections (b) and (c), with the Clerk for the Board of Supervisors. Formal notification of the filing requirement is deemed to be the date the financial disclosure form is distributed to the employee by his or her appointing authority.

(e) The County Executive is hereby authorized and directed to issue procedural memoranda governing the administration of the filing of the Statement of Economic Interests forms identified in Va. Code § 2.2-3117, the financial disclosure forms identified in Va. Code § 2.2-3118, and the real estate disclosure forms required under Va. Code § 2.2-3115(G). The procedural memoranda shall address the filing of such forms by any individual required to file by this Article, by designation by the Board of Supervisors or by state law.

2. That the provisions of this ordinance are severable, and if any provision of this ordinance or any application thereof is held invalid, that invalidity shall not affect the other provisions or applications of this ordinance that can be given effect without the invalid provision or application.

3. That this ordinance's requirements for the Fairfax County Wetlands Board, the Mosaic District Community Development Authority, and the Upper Occoquan Sewage Authority become effective on June 16, 2016, and that the remainder of this ordinance is effective upon adoption.

CLEAN VERSION OF PROPOSED AMENDMENTS TO FAIRFAX COUNTY CODE SECTION 3-5-2.1

GIVEN under my hand this _____ day of _____, 2016

_____

Clerk for the Board of Supervisors

CLEAN VERSION OF PROPOSED AMENDMENTS TO FAIRFAX COUNTY CODE SECTION 3-5-2.1

Board Agenda Item
April 26, 2016

4:00 p.m. –

Public Hearing on the Approval of Financing for the Purchase of a New Fire Engine by the Burke Volunteer Fire and Rescue Department, Inc. (Springfield District)

ISSUE:
Public hearing to approve the financing of an amount of up to $680,000 for the purchase of a 2016 Pierce Velocity Class "A" Pumper by the Burke Volunteer Fire and Rescue Department, Inc. ("BVFRD"). In order to utilize favorable tax-exempt financing for this purchase, the United States Internal Revenue Code requires a governmental unit, such as the County, to approve of this purchase and financing arrangement.

RECOMMENDATION:
The County Executive recommends that the Board approve the resolution included in the Enclosed Documents.

TIMING:
On April 5, 2016, the Board authorized advertisement of a public hearing to consider this matter on April 26, 2016, at 4:00 p.m.

BACKGROUND:
BVFRD seeks to purchase a new 2016 Pierce Velocity Class "A" Pumper and to finance that purchase using tax-exempt bonds with a private bank. Such a purchase will reduce costs for BVFRD. In order for those bonds to be exempt from federal income taxes, such bonds must be approved by a governmental unit, and the volunteer fire department must be "a qualified volunteer fire department," which means it is organized to provide firefighting or emergency rescue services. BVFRD meets the statutory requirements to be a qualified department. Approval of this financing by the Board will not make the County responsible for repayment of this financing.

FISCAL IMPACT:
None to Fairfax County

ENCLOSED DOCUMENTS:
Attachment 1 – Draft Board Resolution

STAFF:
David M. Rohrer, Deputy County Executive
Fire Chief Richard Bowers, Fire and Rescue Department
Jeffrey F. Katz, Volunteer Liaison, Fire and Rescue Department

RESOLUTION OF THE BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA, APPROVING THE FINANCING OF THE PURCHASE OF CERTAIN RESCUE APPARATUS BY THE BURKE VOLUNTEER FIRE AND RESCUE DEPARTMENT, INC.

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the County Government Center at 12000 Government Center Parkway in Fairfax, Virginia, on Tuesday, April 26, 2016, at which a quorum was present and voting, the following resolution was adopted in public session, after giving notice by publication and after conducting a public hearing to approve the proposed financing of up to $680,000 for the purchase of a Class "A" Pumper by the Burke Volunteer Fire and Rescue Department, Inc.

WHEREAS, the Burke Volunteer Fire and Rescue Department , Inc. ("BVFRD"), is located at 9501 Old Burke Lake Road in Fairfax County, Virginia; and

WHEREAS, BVFRD is organized and operates to provide firefighting and emergency medical services pursuant to written agreements to the Burke service area of Fairfax County, Virginia; and

WHEREAS, BVFRD has decided to purchase and place into service a new 2016 Pierce Class "A" Pumper and to finance an amount of up to $680,000 for that purchase; and

WHEREAS, BVFRD seeks to finance the purchase of that Pumper with a bank using private activity bonds that are accorded tax-exempt status under federal law; and

WHEREAS, on March 21, 2016, BVFRD conducted a public hearing on the purchase and financing of that Pumper; and

WHEREAS, Section 147(f) of the United States Internal Revenue Code require that such bonds be given public approval by a governmental unit, and BVFRD has requested the Board of Supervisors to approve this transaction; and

WHEREAS, approval by a governmental unit of the financing of this purchase using tax-exempt bonds will not make Fairfax County, Virginia, responsible for the repayment of such bonds; now therefore, be it

RESOLVED, that the Fairfax County Board of Supervisors, the governing body of a political subdivision of Virginia, hereby approves the proposed purchase and financing of the previously described Pumper using tax-exempt bonds in an amount of up to $680,000; and now be it

FURTHER RESOLVED, that the Clerk to the Board shall provide a certified copy of this resolution to BVFRD.

GIVEN under my hand this 26th day of April 2016.

By: _____

Catherine A. Chianese, Clerk to the Board of Supervisors

Board Agenda Item
April 26, 2016

4:00 p.m.

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