



Hunter Mill Highlights

From Supervisor Cathy Hudgins

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June 22, 2009

Dear Hunter Mill Friends,

Although it's officially summer, the work on the Board continues. Our meeting today began with recognitions to three of non-profit organizations that provide vital services to the poor, disabled, and elderly among our County residents. We acknowledged the outstanding County employees selected to receive this year's Onthanks awards and the Volunteer Fire and Rescue Service awards. After some discussion, we made the commitment to spend our stimulus funds on American goods and services. This resolution is endorsed by the Virginia Association of Counties. We acknowledged several youth soccer teams from the County for winning the state cup in their division and we wish them well on their upcoming competition for a national championship. As usual, there were public hearings on land use as well as agenda items on grants and transportation. More information on any of the agenda items is available on-line. Next week, the Board will gather for two days at the Board Retreat. This is an opportunity for us to engage in an informal discussion and set a direction and priorities for the future actions.

I hope you will be able to get out and enjoy the 4th of July festivities in our local communities. As always, contact my office if I can be of any assistance.

Cathy Hudgins

This issue:

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6-22-2009 Board Action Highlights

Below are excerpts from the **June 22, 2009 Board of Supervisors** meeting that may be of interest to you as a Hunter Mill District constituent. To reach the item-related back-up material, please go to the County's *Board Agenda and Meeting Schedule* section on the County's webpage at <http://www.fairfaxcounty.gov/government/board/meetings/2009.htm>. Some County links may not be active until later in the week. For items that relate to other Districts, see Agenda/Board Summary: <http://www.fairfaxcounty.gov/government/board/>

PRESENTATIONS

Chesterbrook Residences, Inc.: I joined with the Chairman and Supervisors Foust and Herry to sponsor a resolution to recognize Chesterbrook Residences, Inc. for receiving a Commonwealth Council on Aging 2009 Best Practices Award.

APPOINTMENTS TO BOARDS AND COMMISSIONS – The following Hunter Mill District appointments were approved by the Board of Supervisors;

Regina Jordan – Barbara Varone Volunteer Award Selection Committee
Narayani Siva – Advisory Social Services Board
Ann Rodriguez – Economic Development Authority
Adam Parnes – Oversight Committee on Drinking and Driving

ADMINISTRATIVE ITEMS <http://www.fairfaxcounty.gov/government/board>

Admin 1: Approved extension of review periods for 2232 Review Applications. Rooftop antennas @ 2610 Reston Parkway (Fox Mill Station) to August 23, 2009 and FS-H09-22 Cricket Communications – Antenna collocation on existing transmission tower @ 1977 Hunter Mill Road, Vienna, VA. to August 29, 2009.

Admin 7: Approval of traffic calming measure and “Watch for Children” signs as part of the Residential Traffic Administration Program. VDOT to install “Watch for Children “ sign on Abbey Oak Drive, requested at earliest possible date.

Admin 8: Approved Supplemental Appropriation Resolution AS 09151 for the Office of Emergency Management to accept a Department of Homeland Security Urban Area Security Initiative sub-grant award from the District of Columbia Office of the Deputy Mayor for Public Safety and Justice through the State Administrative Agency for the National Capital Region.

- Board of approval of supplemental appropriation in the amount of \$142,850 for the Office of Emergency Management to accept Department of Homeland Security Initiative FY 2007 Urban Area Security Initiative Sub-Grant Award from the State Administrative Agency.
- Funds to be used to review, update and develop local emergency action plans and develop an emergency response program for high hazard dams within the County.
- No local cash or in-kind match is required.

Admin 9: Authorization to advertise a proposed Planning Commission public hearing on July 23, 2009, @ 8:15 p.m. and for the proposed Board of Supervisor's public hearing on September 14, 2009 @ 4:00 p.m. on a proposed amendment to the Zoning Ordinance re: Single Family Detached Dwelling Grade to address the impacts of building larger (taller) houses adjacent to smaller (shorter) houses in existing residential neighborhoods.

- The proposed amendment revises the current grade definition to stipulate that building height measurements for single family detached dwellings be made from the lower average ground level of either pre-existing or finished grade.
- Incorporates the changes to the variance standards that were adopted by the 2009 Virginia General Assembly by eliminating the requirement for a show of hardship approaching confiscation”.
- This revision is to preclude a fairly common practice whereby a lot is artificially elevated with fill resulting in the construction of taller houses that technically comply with the maximum 35 feet height limit, since building height is currently measured from finished grade. However, in such circumstances the effective height of the dwelling is one that includes the combined height of the structure plus the height of the fill material.
- Under certain circumstances which adherence to the proposed grade measurement may present a hardship on the owner, the Board of Supervisors may approve a special exception and the Board of Zoning may approve a special permit or variance for grade modification / relief.

ACTION ITEMS

Action 1: Approval of revisions to the Memorandum of Understanding between the Fairfax County Board of Supervisors and the Reston Community Center.

Reston Community Center Board of Governors proposed changes in the annual preference poll used to select candidates for seat on the BOG. Revisions also incorporate “housecleaning” changes to reflect current Virginia law and reorganization of text for clarity.

- Change would permit both online and/or mail-in balloting.
- Change to one vote for each household and commercial address.

Fiscal Impact: First year of implementation will be approximately \$5,000 for establishment of electronic voting structure. Cost to be absorbed within the RCC annual budget.

Action 2: Approval of preliminary Board documents for Dulles Rail Tax District financing and authorization of judicial proceedings to validate bonds to begin the process for financing the Dulles Rail project and authorizing judicial proceedings to validate bonds issued for such financing.

- The financing documents will establish the legal structure to allow the financing of the Tax District's \$400 million share to proceed.
- Project agreement between the Board of Supervisors, the Tax District and the Economic Development Authority (EDA) will establish the obligations and mechanism for the County to assess and levy the tax rate.
- Request EDA to issue the Bonds to provide financing for the Dulles Rail Project
- Collect the revenues and provide the revenues to District or to EDA on behalf of the District for the payment of for debt service on the Bonds.

- The Trust Agreement established EDA's obligation to the bond holders upon issuance of the Bonds.
- Prior to the issuance of the Bonds by EDA, a judicial determination of the validity of the Bonds to ensure broad financial market acceptance of the Bonds.
- After judicial proceedings are initiated and prior to the sale of the Bonds, it is anticipated that staff will return later this with final documents and request for approval.

Action 3: Approved the Code of Operations and composition of the Fairfax County Head Start/Early Head Start Policy Council.

- Changes are necessary to comply with federal guidelines.
- Composition of the Council to include representation for all programs and require that 51% of the Council members are parents currently enrolled in the program.
- No fiscal impact.

Action 4: Approved changes to the Fairfax County Purchasing Resolution.

Approved changes to incorporate modifications resulting from legislation enacted during the 2009 session of the Virginia General Assembly and other administrative changes recommended by staff.

CONSIDERATION ITEMS

Item 2: Amendment to the Memorandum of Understanding between the Board of Supervisors and the Fairfax Partnership for Youth, Inc. (FPY). Proposed amendment to the MOU would allow County employees to serve as officers of FPY and as voting members of the FPY Board of Directors. The Board deferred consideration of the MOU amendment.

INFORMATION ITEMS

Info 3: Approved contract award for dentals services for inmates in the Fairfax County Adult Detention Center.

- Two firms submitted a response to the RFP.
- Contract to Dentrust Dental Virginia, P.C. located in Warrington, Pennsylvania.
- Contract is a one year contract with three renewals.
- Baseline funds in FY 2010 Adopted Budget cover cost of services covered by contract.

BOARD MATTERS introduced by Supervisor Hudgins

Disability Awareness and Action Network (DAAN), an affinity group for employees with disabilities and employees who work with people with disabilities was established to provide helpful information on employment and services, provide feedback to the County on disability policies and procedures, while also learning about many County programs designed to help people with disabilities overcome barriers that they face. I requested the County Executive to work with his leadership team to actively distribute DAAN's information to employees, and that employee participation be deemed

consistent with the policies and procedures established for other similar employee groups.

Nugget Joint Venture L.C.: I moved and the Board of Supervisors authorized that Nugget Joint Venture L.C., the owner of Tax Map Parcel 15-2((1)) parcel 13, to include the 3-acre parcel owned by the Board of Supervisors identified as Tax Map Parcel 15-4((5)) parcel 5B as part of a new application to rezone both parcels to the PRM District and authorized the County Executive to execute on behalf of the Board all documents in connection with the rezoning applications after such documents have been reviewed and approved by the County Attorney.

Deferral of public hearing on rezoning application RZ 2005-HM-028 and special Exception application SE 2007-HM-002 (Pedro and Carmen Toscano). Supervisor Hudgins moved to defer the public hearings scheduled before the Board on July 13 on Rezoning Application RZ 2005-HM-028 and Special Exception Application SE 2007-HM-002 to August 3, 2009, at 3 p.m., to allow additional time for the applicant to meet with abutting property owners.

Virginia Youth Soccer State Cup Champions: Several of our Fairfax youth soccer teams have won the state championship for their division and are advancing in the Region 1 U.S. Youth Soccer National Championship. These teams will be invited to appear before the Board to be recognized for their accomplishments. Hunter Mill District teams are;

- U12 Boys Premier Red from Vienna Youth Soccer
- U14 Boys Real Junior from Herndon Youth Soccer
- U15 Boys FC from Herndon Youth Soccer.

PUBLIC HEARINGS

3:00 p.m. Approved proposed Zoning Ordinance Amendment re: Zoning Fee Schedule: New Fee for Deferrals of Public Hearings

- Establish a new fee for deferrals of Board of Supervisors (BOS) and Planning Commission (PC) public hearings which occur after legal advertising due affidavit errors, including those involving disclosures, omissions, and failures to reaffirm affidavits in accordance with the Reaffirmation of Affidavit Policy adopted by the BOS and PC.
- Proposes a base fee of \$250.00 plus the actual cost of advertising, not to exceed \$1,000.00.
- No fee is proposed to be applicable to public hearings held by the Board of Zoning appeals at this time.
- Amendment effective on July 1, 2009 @ 12:01. a.m.

3:30 p.m. Approved amendments to SE 2008-HM-024 and PRC A-502 (Trustee of the United Christian Parish of Reston) to permit an existing church with child care center and nursery school with a maximum daily enrollment of 135 children to permit a building expansion and increase in seats within the church up to 350 on approximately 4.26 acres zoned PRC. The property is located at 11506 and 11508 North Shore Drive, Tax Map 17-2 ((1)) 6 and 13.

4:00 p.m. Approved amendments to the Code of the County of Fairfax, Chapter 82, Motor Vehicles and Traffic, Section 82-1-6, Adoption of State Law.

- As a housekeeping measure to update Chapter 82, portions of Section 82-1-6 (Adoption of State Law) have been amended to reflect changes made to the *Code of Virginia* by the 2009 General Assembly.
- Changes include;
 - Underage DUI penalties: \$500 mandatory fine or 50 hours of community service
 - Suspension of driver license for minors with 10 or more unexcused absences from public school on consecutive school days.
 - Prohibits operation of electronic personal assistive devices, electrically power toy vehicles, electric power-assisted bicycles or mopeds on any Interstate Highway System component.
 - Prohibits text messaging and emailing while driving.
- No fiscal impact.

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