



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
October 8, 2024**

This does not represent a verbatim transcript of the Board Meeting and is subject to minor change. For the most up-to-date version, check the website <https://www.fairfaxcounty.gov/boardofsupervisors/board-meeting-summaries>. This document will be made available in an alternative format upon request. Please call 703-324-3151 (VOICE), 711 (TTY).

21-24

JLC:jlc

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the Government Center at Fairfax, Virginia, on Tuesday, October 8, 2024, at 9:32 a.m., there were present:

- Chairman Jeffrey C. McKay, presiding
- Supervisor Walter Alcorn, Hunter Mill District
- Supervisor James N. Bierman, Jr., Dranesville District
- Supervisor Patrick S. Herrity, Springfield District
- Supervisor Andres F. Jimenez, Mason District
- Supervisor Rodney Lusk, Franconia District
- Supervisor Dalia Palchik, Providence District
- Supervisor Kathy L. Smith, Sully District
- Supervisor Daniel G. Storck, Mount Vernon District
- Supervisor James Walkinshaw, Braddock District

Others present during the meeting were Bryan J. Hill, County Executive; Elizabeth Teare, County Attorney; Jill G. Cooper, Clerk for the Board of Supervisors; Dottie Steele, Chief Deputy Clerk for the Board of Supervisors; Jacob Caporaletti, Management Analyst; Ekua Brew-Ewool, Deputy Clerk; and Danya Alattar, Administrative Assistant, Department of Clerk Services.

BOARD MATTER1. **MOMENT OF SILENCE** (9:32 a.m.)

The Board asked everyone to keep in thoughts the family and friends of:

- Kerie Hitt, who passed away recently. She was well-known for her bicycle advocacy, having founded Fairfax Alliance for Better Bicycling; spent most of her career studying natural resources with the United States Geological Survey; was a pioneer in the use of Geotechnical Information Systems technology; spread awareness of ovarian cancer by sharing her own personal story through the Ovarian Cancer Research Alliance Survivors Teaching Students Program; and was also an avid dancer and loved animals
- All those affected by the devastation caused by Hurricane Helene after making landfall on September 26, 2024, in Florida. The death toll has reached over 220, with more than half of them being in North Carolina, which experienced the worst of the storm; Fairfax County has deployed numerous resources to provide assistance, including search and rescue operations
- James Matthew Martin, who passed away after being struck while walking along Richmond Highway and Woodlawn Trail

AGENDA ITEMS2. **RESOLUTION TO HONOR AND RECOGNIZE PETER F. MURPHY, PLANNING COMMISSION** (9:40 a.m.)

Chairman McKay announced that, due to illness, the resolution to honor and recognize Peter F. Murphy would be rescheduled.

3. **RESOLUTION TO HONOR AND RECOGNIZE KARLA BRUCE, CHIEF EQUITY OFFICER** (9:41 a.m.)

Chairman McKay relinquished the Chair to Vice-Chairman Smith and moved approval of the resolution to honor and recognize Karla Bruce, Chief Equity Officer, for her 25 years of dedicated service to the County. The motion was multiply seconded and carried by unanimous vote.

Vice-Chairman Smith returned the gavel to Chairman McKay.

4. **PROCLAMATION DESIGNATING OCTOBER 2024 AS “DOMESTIC VIOLENCE AWARENESS MONTH” IN FAIRFAX COUNTY**

(10:37 a.m.)

Supervisor Palchik moved approval of the Proclamation designating October 2024 as “*Domestic Violence Awareness Month*” in Fairfax County. Chairman McKay seconded the motion and it carried by unanimous vote.

5. **PROCLAMATION DESIGNATING OCTOBER 6 – OCTOBER 12, 2024, AS “FIRE PREVENTION WEEK” IN FAIRFAX COUNTY** (10:58 a.m.)

Supervisor Lusk moved approval of the Proclamation designating October 6 – October 12, 2024, as “*Fire Prevention Week*” in Fairfax County. Chairman McKay and Supervisor Herrity jointly seconded the motion and it carried by unanimous vote.

6. **PROCLAMATION DESIGNATING OCTOBER 2024 AS “CYBERSECURITY AWARENESS MONTH” IN FAIRFAX COUNTY**

(11:12 a.m.)

Supervisor Herrity moved approval of the Proclamation designating October 2024 as “*Cybersecurity Awareness Month*” in Fairfax County. Chairman McKay and Supervisor Palchik jointly seconded the motion and it carried by unanimous vote.

7. **PRESENTATION OF THE VOLUNTEER FIRE COMMISSION AWARDS AND ANNUAL REPORT** (11:23 a.m.)

Shawn Stokes, Chief of the Dunn Loring Volunteer Fire Department, and Chairman of the Volunteer Fire Commission, presented the 2023 annual report.

A brief discussion ensued, with input from Mr. Stokes, regarding the maintenance of fire engines.

Jeffrey Katz, Volunteer Liaison, Fire and Rescue Department (FRD), announced the recipients of the Volunteer Fire and Service Awards, while Chairman McKay, Mr. Stokes, and Eric Craven, Assistant Chief, FRD, presented to the following individuals:

- *Volunteer Firefighter* – Khoa Tran, Franconia Volunteer Fire Department
- *Volunteer Operational Officer* – John Hootman, McLean Volunteer Fire Department
- *Volunteer EMS Provider* – Jacob Williams, Bailey’s Crossroads Volunteer Fire Department

- *Volunteer BLS Provider* – Maria Monroy-Osorio, Dunn Loring Volunteer Fire and Rescue Department
- *Volunteer ALS Provider* – John Gutsmedl, Centreville Volunteer Fire Department
- *EMS Rookie* – Rena Yuan, Dunn Loring Volunteer Fire and Rescue Department
- *Firefighter Rookie* – Angelina Gonzalez, Fair Oaks Volunteer Fire and Rescue
- *Administrative Officer*– Robert Flores, McLean Volunteer Fire Department
- *Administrative Member* – Thomas Shanker, McLean Volunteer Fire Department
- *Auxiliary Member* – Kayla Farrow, Vienna Volunteer Fire Department
- *CERT Member* – Ginny Katona, Sully District
- *Special Recognition Award* – Battalion Chief Cory Key, Fairfax County Fire and Rescue Department
- *Team Award* – CERT Canteen Group, Fairfax County CERT
- *Team Award* – SAFER Grant Committee, Fairfax County Fire and Rescue Association

DA:da

8. **PRESENTATION OF THE 250TH COMMISSION SEMI-ANNUAL REPORT** (11:44 a.m.)

Scott Muir Stroh III, Chair, Fairfax County 250th Commission, introduced the following Members who were present in the Board Auditorium:

- Gretchen Bulova, History Commission #1 Representative
- Patrick Lennon, Visit Fairfax Representative
- Elliot Beli-Krasner, Human Rights Commission Representative
- Tammy Mannarino, History Commission #2 Representative

Mr. Stroh presented the Fairfax County 250th Commission's semi-annual report, highlighting the following:

- Fairfax Resolves
- Future Plans
- Signature Experience: A Mobile Museum
- Planned Programs
- VA250 Programming
- Community Events
- Legacy Projects
- Marketing and Visit Fairfax

Discussion ensued regarding the report, with Board Members thanking the Commission for its work.

DMS:dms

ADDITIONAL BOARD MATTERS

9. **RESOLUTION OF RECOGNITION REQUEST FOR AMEN CLINICS**
(12:04 p.m.)

Chairman McKay relinquished the Chair to Vice-Chairman Smith and, jointly with Supervisor Alcorn, asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for Amen Clinics, in recognition of its 35th anniversary of pioneering and brain-centered approach to psychiatry. Without objection, it was so ordered.

10. **PROCLAMATION REQUEST TO DESIGNATE OCTOBER 2024 AS "FILIPINO AMERICAN HERITAGE MONTH" IN FAIRFAX COUNTY**
(12:04 p.m.)

Jointly with Supervisor Palchik, Chairman McKay asked unanimous consent that the Board direct staff to prepare a Proclamation designating October 2024 as "Filipino American Heritage Month" in the County. Without objection, it was so ordered.

11. **PROCLAMATION REQUEST TO DESIGNATE NOVEMBER 20, 2024, AS "GEOGRAPHIC INFORMATION SYSTEM (GIS) DAY" IN FAIRFAX COUNTY** (12:04 p.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Proclamation designating November 20, 2024, as “GIS Day” in the County, in recognition of its 25 years of the County’s participation. This year’s theme highlights the transformative role of GIS technology in how the community perceives, navigates, and shapes the world, combining human creativity with technology to uncover patterns, support sustainable development, and enhance decision-making through location-based data. Without objection, it was so ordered.

12. **SECONDARY STREET ACCEPTANCE PROCESS (SSAP)** (12:05 p.m.)

Chairman McKay stated that on August 20, 2024, during a meeting he hosted with Supervisor Smith, industry stakeholders, and staff, concerns were raised regarding the persistent challenges experienced when moving developer-constructed roadways into the Virginia Secondary Street System through the SSAP. Despite collaborative attempts among industry stakeholders, staff, and the Virginia Department of Transportation (VDOT) to develop ways to enhance the efficiency of the process, no significant efficiencies have been identified and delays persist. These delays impact the County's economic prosperity and hinder the timely occupancy of much-needed new homes for its residents.

Therefore, jointly with Supervisor Smith, Chairman McKay moved that the Board direct:

- Land Development Services to engage an independent third-party to conduct a comprehensive evaluation of SSAP. Staff concurs that this approach is needed to identify the improvements that the Board is looking to implement. The findings of this evaluation should include but should not be limited to:
 - Benchmarking the current process in the County with neighboring and similar sized jurisdictions elsewhere in the State
 - Through dialogue with industry stakeholders, staff and others, identifying friction points and best practices
 - Evaluating whether the current joint (County/VDOT) approach should be reconsidered as a single entity approval process
 - Developing options for improvement under the current joint approach and, if recommended, a structure for a single entity approval process
- Staff to report the findings to the Board at a Land Use Policy Committee meeting before the end of 2024

Vice-Chairman Smith seconded the motion. Following discussion regarding the need for review by the County Attorney, the question was called on the motion and it carried by unanimous vote.

13. **NEWS RELEASE AND RECOGNITION EVENT REQUEST FOR THE JAMES M. SCOTT EXCEPTIONAL DESIGN AWARDS** (12:08 p.m.)

Chairman McKay stated that this year's James M. Scott Exceptional Design Awards celebrate recipients who have demonstrated outstanding commitment to design excellence, elevating the experience for all who visit these sites. In honor of the program's 40th anniversary, 25 public and private projects across the County have earned Honor Awards, Merit Awards, or Honorable Mentions, showcasing innovative planning and design that enrich the user experience and transform the community.

The Honor Award, the program's highest recognition, has been awarded to the following projects:

- Brynmor Early Education and Preschool (Mount Vernon District)
- Capital One Block A (Providence District)
- Confidential Not-for-Profit (Providence District)
- Immanuel Christian School High School Campus (Mason District)
- Inova Center for Personalized Health Headquarters – Tower 4 (Providence District)
- Monarch (Providence District)
- National Museum of the United States Army (Mount Vernon District)
- Willow Oaks Corporate Center (Providence District)
- Woodlands Stewardship Education Center (Sully District)

The Merit Award was given to the following projects:

- Chesterbrook Revisited (Dranesville District)
- David M. Rohrer Aviation Center (Springfield District)
- Frost Middle School (Braddock District)
- Herndon High School (Dranesville District)
- Langston Hughes Middle School (Hunter Mill District)

- Monument Drive Commuter Parking Garage and Transit Center (Braddock District)
- The Edmund (Hunter Mill District)
- Town of Vienna Police Headquarters (Hunter Mill District)

The following projects received Honorable Mention:

- Deltek Headquarters (Dranesville District)
- Faraday Park (Hunter Mill District)
- Flint Hill School Peterson Middle School (Providence District)
- Holmes Run Acres II (Mason District)
- Lorton District Police Station and Animal Shelter (Mount Vernon District)
- McNair Upper Elementary School (Hunter Mill District)
- Pangiam (Providence District)
- The Pozez JCC Fitness Center (Mason District)

Chairman McKay stated that this award program, established in 1984, recognizes excellence in the comprehensive design of a building and its site. It seeks to raise public and professional awareness of exemplary planning and design projects. The program is sponsored by the Board and administered by the Department of Planning and Development, in collaboration with the Architectural Review Board and the Northern Virginia Chapter of the American Institute of Architects.

Therefore, jointly with Supervisor Walkinshaw, Chairman McKay moved that the Board direct the Office of Public Affairs to:

- Prepare and distribute a news release to share the announcement via the County's social media channels
- Organize a future recognition event to celebrate the James M. Scott Exceptional Design Awards, alongside other environmental honors, including the Environmental Excellence Awards and Friends of Trees Awards, as part of a combined celebration in 2025

Vice-Chairman Smith seconded the motion and it carried by unanimous vote.

Vice-Chairman Smith returned the gavel to Chairman McKay.

14. **2024 VIRGINIA ASSOCIATION OF COUNTIES (VACo) DELEGATION**
(12:10 p.m.)

Supervisor Smith stated that the Board received a request from VACo regarding designating a voting delegate and alternate voting delegate to represent the County at the VACo annual meeting to be held in Bath County on November 10 - November 12, 2024.

Therefore, Supervisor Smith moved that the Board designate:

- Chairman McKay as the Voting Delegate
- Supervisor Smith as the Alternate Voting Delegate

Chairman McKay and Supervisor Palchik jointly seconded the motion and it carried by unanimous vote.

15. **PROCLAMATION REQUEST TO DESIGNATE NOVEMBER 15, 2024, AS “NATIONAL STORMWATER DAY” IN FAIRFAX COUNTY** (12:11 p.m.)

Supervisor Walkinshaw summarized his written Board Matter which reads: Starting in 2023, the National Municipal Stormwater Alliance established November 16 as “National Stormwater Day.” This date commemorates November 16, 1990, when the National Pollutant Discharge Elimination System Phase I Municipal Separate Storm Sewer System (MS4) program was promulgated in the Federal Register. Since 1990, thousands of communities, along with qualifying institutions and other entities, have developed MS4 programs and implemented millions of stormwater control measures collectively to address urban runoff pollution.

In the County, there are over 1,600 miles of underground pipes and improved channels that convey stormwater. In addition to the conveyance system, there are 8,400 stormwater management facilities in the County that range in size from small rain gardens to large State regulated flood control dams. The County has 194 Stormwater staff members who are responsible for the inspection, maintenance, and continued operation of this stormwater system that residents depend on to protect property and maintain quality of life.

This year, “National Stormwater Day” will be observed on November 15, 2024, as November 16, 2024, occurs on a Saturday.

Therefore, jointly with Chairman McKay, Supervisor Walkinshaw asked unanimous consent that the Board direct staff to prepare a Proclamation designating November 15, 2024, as “*National Stormwater Day*” in the County, acknowledging the Department of Public Works and Environmental Services Stormwater Management Division, to be presented at the October 22, 2024, Board Meeting. Without objection, it was so ordered.

16. **EXPEDITED PROCESSING REQUEST FOR PULTE HOME COMPANY LLC (DRANESVILLE DISTRICT)** (12:12 p.m.)

- (A) Supervisor Bierman stated that Pulte Home Company has filed a Rezoning and Final Development Plan application on two parcels of land identified on the County Tax Map as 16-3 ((1)) 29B and 16-3 ((11)) 5A, to permit the development of two new five-story residential buildings and public park spaces at an overall floor area ratio of 0.83. The applicant has also filed two concurrent partial Proffer Condition Amendment Applications to delete the property from prior zoning approvals.

The proposed Rezoning Application replaces excess surface parking with two new residential buildings, totaling 72 units. The residential buildings are integrated with the two existing office buildings that are proposed to remain. The applicant's proposal provides an important opportunity to redevelop under-utilized surface parking the Herndon Transit Station Area with much needed housing.

The Rezoning and Proffer Condition Amendment Applications are scheduled for a Planning Commission public hearing on October 16, 2024. The applicant has worked collaboratively with staff, the community, and the Dranesville District Supervisor's office over the past two years regarding improvements to the development plan. To reach the Board prior to the end of the year, the applicant has requested expedited processing to establish a Board public hearing date for the applications.

Therefore, Supervisor Bierman moved that the Board direct staff to expedite the scheduling of the Board's public hearing for Rezoning/Final Development Plan Application RZ/FDP 2022-DR-00021, Proffered Condition Amendment Application PCA-80-C-028-08, and Proffered Condition Amendment Application PCA-1999-HM-037-02 to a date certain of November 19, 2024. This motion should not be construed as a favorable recommendation by the Board on the proposed applications and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations or adopted standards in any way, nor does it prejudice in any way the Board's consideration of the proposed applications. Supervisor Smith seconded the motion and it carried by unanimous vote.

17. **DRANESVILLE DISTRICT SUPERVISOR'S STAFF UPDATES** (12:15 p.m.)

Supervisor Bierman announced that Natalie Bennett, Staff Aide, recently accepted a promotion and would be leaving his office soon. He announced/introduced Natalie Simpson who will be replacing Natalie Bennett in his office. On behalf of the Board, he warmly welcomed her to the Board Auditorium.

Supervisor Bierman reminded the community that the Dranesville Loves Trees event was upcoming, on October 20, 2024.

18. **FRANCONIA DISTRICT COMMUNITY CELEBRATES THE 103RD BIRTHDAY OF WALTER HAMMERSLEY** (12:17 p.m.)

Supervisor Lusk stated that the Franconia District community celebrates the 103rd birthday of Walter Hammersley.

Born on October 8, 1921, Mr. Hammersley enlisted in the Navy during World War II, rising to the rank of Yeoman First Class. After leaving the Navy, he worked for Arlington Realty Company as an investment banker. He and his wife, Elinor, married in 1948 and had two children. The Hammersley's spent most of their 67-year marriage living in Virginia, first in Falls Church then in Springfield. Mr. Hammersley was an original member of the Springfield Civic Association and has seen the Springfield area grow.

Mr. Hammersley lives with his daughter and son-in-law and enjoys visits from his four grandchildren and two great-grandchildren. He is an avid Washington sports fan, even naming his dog Natitude.

Supervisor Lusk stated that he had the pleasure of presenting Mr. Hammersley with a plaque when he celebrated his 100th birthday in 2021 and is looking forward to celebrating this milestone with him as well. Supervisor Lusk expressed his gratitude for his service to the military and the community.

19. **PUBLICITY REQUEST FOR THE 2024 HUNTER MILL DISTRICT WINTER COAT CLOSET** (12:19 p.m.)

Supervisor Alcorn summarized his written Board Matter which reads: As winter approaches, there are many children and adults who need warm winter coats, hats, gloves, mittens and scarves.

Supervisor Alcorn stated that, once again, the County is coming together as a community to help its neighbors in need through the 2024 Hunter Mill District Coat Closet. This annual coat drive is sponsored by the Hunter Mill District Supervisor's office, initiated by Supervisor Hudgins, in partnership with Cornerstones, a local nonprofit, is collecting and sorting the donations.

Supervisor Alcorn invited the community to donate new or gently used, clean winter coats for children and adults, and new hats, gloves, mittens and scarves. Coats and jackets with hoods in larger adult sizes (XL, XXL, XXXL) and all children's sizes (newborn - teen) are especially needed.

Donations of plastic coat hangers are sought (No wire hangers, please.) Donations may be made from October 15 - November 8, 2024, and should be dropped off at Cornerstone, at 11150 Sunset Hills Road, Suite 210, Reston, Monday – Friday, from 9 a.m. - 4:45 p.m.

While in the past residents have generously donated other winter clothing, such as sweaters, snowsuits, and boots, Cornerstones cannot accept these items due to

space limitations. Additionally, they can only accept donations of new, not gently used, hats, gloves, mittens and scarves.

For anyone who needs one, coats will be distributed on November 16, 2024, from 10 a.m. - 2 p.m., at the North County Governmental Center.

Last year, more than 1,000 coats, hats, gloves and scarves were distributed, demonstrating the great need for this coat drive. Supervisor Alcorn encouraged the community to give the gift of warmth again this year.

Supervisor Alcorn stated that questions or more information requests can be directed to Jillian O'Shea-Smith, in his office, by email at jillian.oshea-smith@fairfaxcounty.gov or by calling 703-478-0283, TTY 711.

Therefore, Supervisor Alcorn asked unanimous consent that the Board direct the Office of Public Affairs and Department of Neighborhood and Community Services, to promote and publicize the 2024 Hunter Mill District Winter Coat Closet through their communications channels. Without objection, it was so ordered.

20. **RESTON COMMUNITY CENTER (RCC) PREFERENCE POLL**
(12:20 p.m.)

(BAC)
(APPTS)

Supervisor Alcorn summarized his written Board Matter which reads: The RCC has completed the annual Preference Poll election for its Board of Governors. William G. Bouie, Lisa Sechrest-Ehrhardt, Malka Wickramatilake were elected to serve three-year terms on its Board.

The poll is an annual community event held to guide the selection of members to serve on RCC's Board of Governors, which was established by the Fairfax County Board of Supervisors.

Therefore, Supervisor Alcorn asked unanimous consent that the Board appoint the following to serve on RCC's Board of Governors in time to be seated at its next Board Meeting on November 2, 2024:

- William G. Bouie
- Lisa Sechrest-Ehrhardt
- Malka Wickramatilake

Without objection, it was so ordered.

21. **PROCLAMATION REQUEST TO DESIGNATE NOVEMBER 2024 AS “CAREGIVERS AWARENESS MONTH” IN FAIRFAX COUNTY**
(12:21 p.m.)

Supervisor Alcorn summarized his written Board Matter which reads: November is “National Family Caregivers Month” and it is an important opportunity to recognize and honor the dedicated contributions of family caregivers and encourage support and gratitude for all the care they provide.

More than 980,000 Virginians provide regular care or assistance to a family member or friend with medical or support needs. With the older adult population growing in the County and Virginia as a whole, caregivers are essential to the health and well-being of the community. Family caregivers selflessly care for older adults and adults with disabilities by providing physical and emotional support, as well as financial and medical assistance.

In addition, family caregivers prevent early institutionalization of loved ones, promote aging in-place, and provide compassionate care without being paid. The economic value of family caregiving is estimated at \$14.3 billion in Virginia alone. Given the complexity of the roles and responsibilities of family caregiving, caregivers are at increased risk for adverse effects on their physical, mental, and emotional well-being.

The Fairfax County Department of Family Services' Adult and Aging Division provides support to family caregivers, including caregiver webinars, virtual caregiver support calls, caregiver consultations, care management, in-home respite and bathing services, text and email alerts, and an Aging, Disability and Caregiver Resource line. With exacerbated needs and challenges for both older adults and caregivers due to an aging population, these resources are increasingly important.

Therefore, as Chairman of the Older Adults Committee, and jointly with Supervisor Herrity and Supervisor Palchik, Supervisor Alcorn asked unanimous consent that the Board direct staff to prepare a Proclamation designating November 2024 as “*Caregivers Awareness Month*” in the County, in honor of the service and sacrifice of the many dedicated caregivers, to be presented in the Board Room. Without objection, it was so ordered.

22. **WASHINGTON AND OLD DOMINION TRAIL’S 50TH ANNIVERSARY**
(12:21 p.m.)

Supervisor Alcorn announced that he attended the Washington and Old Dominion Trail’s 50th anniversary with Supervisor Bierman and Supervisor Palchik.

23. **FAIRFAX FIESTA AT CULMORE 2024** (12:22 p.m.)

Supervisor Jimenez announced that the Fairfax Fiesta at Culmore 2024 was a huge success and he thanked the community for attending and the people responsible for their help with it.

24. **RESCISSION OF COMPREHENSIVE PLAN AMENDMENT, SITE-SPECIFIC PLAN AMENDMENT (SSPA) SSPA 2023-IV-5S I-95 CORRIDOR INDUSTRIAL AREA** (12:26 p.m.)

Supervisor Storck stated that SSPA 2023-IV-5S was authorized by the Board in April 2023, to consider appropriate locations for residential uses within the I-95 Corridor Industrial Area, which is located in portions of both the Mount Vernon and Franconia Districts. The SSPA originated from a nomination for residential use on Boston Boulevard, near the Saratoga Shopping Center. However, the original nomination is no longer being pursued and the nominator has requested that the nominated site be removed from further consideration. Additionally, Supervisor Storck stated his understanding that staff is studying the question of residential uses within the County's industrially planned areas through the Policy Plan update, so as a result, there does not appear to be a need to keep this broader study on the Work Program.

Therefore, jointly with Supervisor Lusk, Supervisor Storck moved that the Board revise the Comprehensive Plan Amendment Work Program to rescind Plan Amendment SSPA 2023-IV-5S. Supervisor Lusk and Supervisor Palchik jointly seconded the motion and it carried by unanimous vote.

25. **NINTH ANNUAL TOUR DE MOUNT VERNON** (12:28 p.m.)

Supervisor Storck announced that the ninth annual Tour de Mount Vernon will be held on October 19, 2024, and he encouraged the community to register and attend.

Chairman McKay announced that he recently attended the groundbreaking for the renovations on the original Mount Vernon High School.

26. **NO BOARD MATTERS FOR SUPERVISOR PALCHIK (PROVIDENCE DISTRICT)** (12:30 p.m.)

Supervisor Palchik announced that she had no Board Matters to present today.

27. **PROCLAMATION REQUEST TO DESIGNATE NOVEMBER 2024 AS "ADOPTION AWARENESS MONTH" IN FAIRFAX COUNTY** (12:31 p.m.)

Supervisor Herrity summarized his written Board Matter which reads: November is "National Adoption Awareness Month" when the need and value of adoption in the community is recognized. Across the United States more than 64,000 children are legally free for adoption and over 1,100 of those children are in the Commonwealth of Virginia. Youth leaving foster care without being adopted or without permanent connections face on-going challenges with employment, education, and mental health, as well as have an increased risk of homelessness and human trafficking.

During Adoption Awareness Month, the communities celebrate the families who have opened their homes to children through adoption. Last year, 14 children

were adopted from foster care in the County, and there are currently 10 children waiting to find their adoptive families. Every child in the County, regardless of physical, medical, or emotional challenges, needs love, support, security, and a place to call home. The Department of Family Services is committed to supporting children in foster care waiting for adoption and supporting adoptive families through education, services, and support.

Supervisor Herrity stated that as an adoptive parent, he understands how rewarding and, as with all children, challenging the experience can be. Supervisor Herrity encouraged all residents to consider adoption as a way to give many foster children “forever” homes.

Therefore, jointly with Supervisor Storck, Supervisor Herrity moved that the Board direct staff to prepare a Proclamation designating November 2024 as “*Adoption Awareness Month*” in the County, encouraging all residents to support children in any way they are able – whether by opening their hearts and homes through adoption, becoming foster parents, or by supporting adoptive and foster parents in the community, to be presented at the Adoption Month Celebration on November 16, 2024. Chairman McKay and Supervisor Storck jointly seconded the motion and it carried by unanimous vote.

28. **PUBLICITY AND PROCLAMATION REQUEST TO DESIGNATE NOVEMBER 15, 2024, AS “FAIRFAX RECYCLES DAY” IN FAIRFAX COUNTY** (12:32 p.m.)

Supervisor Herrity summarized his written Board Matter which reads: “America Recycles Day” takes place annually on November 15 and is the only nationally recognized day dedicated to educating the public about mindful consumption and encouraging residents to recycle more and recycle right in their everyday lives. Nationally, thousands of organizations, including our neighboring jurisdictions, hold events to educate people about recycling resources in their community.

This year, “Fairfax Recycles Day” also coincides with a significant sustainability milestone, the five-year anniversary of the Purple Can Club. Recognizing glass containers placed in curbside recycling bins break into small pieces, contaminate other more valuable recyclables and are sent to a landfill as residue, the County initiated the Purple Can Club in October 2019. Clean glass bottles and jars deposited by residents into the purple recycling containers are made into new glass or other materials such as reflective strips on safety vests or roadway paint. To date, residents have recycled over 23,500 tons of glass. There are now more than 55 purple cans in the region, from Alexandria to James City, Virginia. The program is so successful that it created a new local end market for glass. Since glass bottles and jars are 100 percent recyclable and can be recycled endlessly without any loss in quality, each trip a resident takes to the purple can contributes to the circular economy.

To celebrate “Fairfax Recycles Day,” the County Solid Waste Management Program will host a recycling and touch-a-truck event on November 16, 2024, at

the Gerry Hyland Government Center in Alexandria. Residents can drop off small e-waste, batteries, food scraps, and glass, as well as interact with County trash and recycling professionals and vehicles. Residents are also encouraged to visit the I-66 Transfer Station and I-95 Landfill Complex to drop off items like food scraps, household hazardous waste, used cooking oil, and other hard to recycle and dispose of items. Learn how and where to recycle common materials by using the County's online *What Goes Where?* tool. Simply type in an item and this tool will tell you if it can be recycled, and if so, where to take the item.

Each year staff does a fantastic job helping residents find ways to reduce their waste and recycle. By declaring a "Fairfax Recycles Day," the County can build on this success and continue to highlight the benefits of waste reduction and recycling right.

Therefore, jointly with Supervisor Lusk, Supervisor Herrity moved that the Board direct staff to:

- Prepare a Proclamation designating November 15, 2024, as "*Fairfax Recycles Day*" in the County, in alignment with the national initiative to better promote our local efforts to recycle, to be presented to the Director of the Solid Waste Management Program and members of the recycling team at the October 22, 2024, Board Meeting
- Publicize "*Fairfax Recycles Day*" and the national initiative to better promote our local efforts to recycle

Chairman McKay seconded the motion and it carried by unanimous vote.

29. **PROCLAMATION REQUEST TO DESIGNATE NOVEMBER 21, 2024, AS "FAIRFAX COUNTY CHURCH HERITAGE RECOGNITION DAY" IN THE COUNTY** (12:33 p.m.)

Supervisor Herrity stated that the community has a diverse range of religious organizations that serve the needs of residents. The Christian church tradition and the many churches of Fairfax County, which partake in that tradition, play a vital role in shaping the cultural, social, and moral landscape of the communities within the County, fostering the development of the arts, education, and sciences. Local churches have a rich and prominent history connected to key figures in democracy, including George Washington and George Mason.

Inherent in the Christian church tradition is the belief that each human being holds inherent value and dignity. Through dedication to maintaining that dignity, the many churches in the County have established and maintained countless schools, hospitals, outreach to orphaned youth, and relief, demonstrating Christ's teachings of compassion and love towards the needy and suffering. In times of conflict and division, the churches which uphold the Christian tradition, are instrumental in promoting peace, justice, and reconciliation throughout the history of the County.

The historical church tradition has had a strong role in strengthening the family unit as a foundational institution of society, advocating for healthy marriages, and the importance of parenting.

Therefore, Supervisor Herrity moved that the Board direct staff to prepare a Proclamation designating November 21, 2024, as “*Fairfax County Church Heritage Recognition Day*” in the County, in acknowledgement of its profound impact on the welfare of families in the County and recognition of its respect for the Christian Church in its vision to advocate for communities where all individuals and families are supported and empowered to thrive. The County is proud of its strong history and commitment to religious diversity, its many faiths and their support to the communities through interfaith collaboration. Supervisor Storck seconded the motion.

Following discussion regarding the Board’s desire to view the language included in the Proclamation in advance and the need to include specific faith community leaders, Supervisor Herrity withdrew his motion.

30. **REQUEST FOR INFORMATION ON THE FEASIBILITY OF WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY’S (WMATA) FINANCIAL CONTROL BOARD** (12:40 p.m.)

Supervisor Herrity stated that the Board has long celebrated the economic benefits and lamented the financial burden on its residents of funding WMATA. There is broad agreement that WMATA is the hub of the local economy and has become “too important to fail.”

While WMATA provides necessary transportation options for many residents, over the years the fiscal burden has grown significantly. For County residents, WMATA’s shortfalls impact more than just the transportation funding. These shortfalls necessitate larger and larger contributions by County taxpayers, tying up the 26 percent of its non-Fairfax County Public Schools bond capacity, and impacting the ability to fund other necessary capital projects, including parks, senior centers, recreation centers, schools and roads. Annually, WMATA is a significant piece of the County budget, accounting for \$63 million in the General Fund and \$278 million in disbursements as part of the Fiscal Year 2025 budget.

Supervisor Herrity stated that, while he commends WMATA for some of the steps it has taken to solidify its financial standing, many County residents, including former Congressman Frank Wolf, he believes that WMATA would benefit from greater oversight in the form of a Financial Control Board model.

As explained more fully in the op-ed, (WMATA needs Anthony Williams - *Washington Times*) attached to his written Board Matter, the District of Columbia utilized a financial control board in 1995 to help the city move from repeated deficits to a balanced budget. The financial control board had the directive to balance the district’s budget within a set timeframe and was given various authorities to oversee spending decisions.

Therefore, Supervisor Herrity moved that the Board direct the County Executive to prepare a briefing for the Board on the feasibility, cost, benefits, challenges and process of instituting a Financial Control Board for WMATA, including other examples of financial control boards. Chairman McKay seconded the motion.

Discussion ensued, with input from Bryan Hill, County Executive, regarding:

- The Metro cost structure
- Timing of request
- Current labor agreements and the freezing of wages
- Regional collaboration on comprehensive review
- The op-ed included with the written Board Matter
- Decision making being placed with Congress
- DMV Moves
- Previous rejection of a control board
- Board and staff involvement
- The upcoming meeting on October 29
- Funding partners ownership of Metro
- The role of the control board
- Language provided in the written Board Matter

The question was called on the motion and FAILED by a recorded vote of eight, Supervisor Bierman and Supervisor Herrity voting “AYE.”

AGENDA ITEMS

31. **ADMINISTRATIVE ITEMS** (1:07 p.m.)

Supervisor Smith moved approval of the Administrative Items. Chairman McKay and Supervisor Palchik jointly seconded the motion.

Supervisor Alcorn called the Board’s attention to Admin 2 – Supplemental Appropriation Resolution AS 25106 for the Fairfax-Falls Church Community Services Board to Accept Grant Funding from the Virginia Department of Behavioral Health and Development Services for Permanent Supportive Housing and discussion ensued, with input from Tom Fleetwood, Director, Department of

Housing and Community Development, regarding the timeline for implementation.

The question was called on the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Bierman, Supervisor Herrity, Supervisor Jimenez, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

ADMIN 1 – APPROVAL OF TRAFFIC CALMING MEASURES AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM – RADFORD AVENUE (MOUNT VERNON DISTRICT)

- (R)
- Adopted the Resolution endorsing traffic calming measures consisting of two speed humps on Radford Avenue (Mount Vernon District)
 - Directed staff to schedule installation of the approved measures as soon as possible

ADMIN 2 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 25106 FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) TO ACCEPT GRANT FUNDING FROM THE VIRGINIA DEPARTMENT OF BEHAVIORAL HEALTH AND DEVELOPMENT SERVICES (VDBHDS) FOR PERMANENT SUPPORTIVE HOUSING

(NOTE: Earlier in the meeting, there was discussion regarding this item. See pages 8-9.)

- (SAR) Approved SAR AS 25106 for the CSB to accept grant funding from the VDBHDS in the amount of \$2,918,583 to support the expansion of Permanent Supportive Housing for adults with serious mental illness. Funding will support three full-time exempt new grant positions. No local cash match is required.

32. **A-1 – AUTHORIZATION TO EXECUTE STANDARD PROJECT AGREEMENTS (SPAs) WITH THE NORTHERN VIRGINIA TRANSPORTATION AUTHORITY (NVTA) FOR THE IMPLEMENTATION OF FAIRFAX COUNTY PARKWAY PROJECTS (BRADDOCK AND SPRINGFIELD DISTRICTS)** (1:09 p.m.)

- (R) Supervisor Bierman moved the Board concur in the recommendation of staff and adopted a resolution authorizing the Director of the Department of Transportation to execute SPAs with NVTA, as follows:

- \$37.4 million for the Fairfax County Parkway Widening (Route 29 to Nomes Court)

- \$108 million for the Fairfax County Parkway Widening (Nomes Court to Route 123)

The motion was multiply seconded. Following a brief discussion regarding the motion, the question was called on the motion and it carried by unanimous vote.

ADDITIONAL BOARD MATTER

33. **INTENT TO DEFER PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF TYSONS EAST PUMP STATION (DRANESVILLE DISTRICT)** (1:10 p.m.)

Following a query to Elizabeth Teare, County Attorney, regarding the amount of time needed for closed session, Supervisor Bierman announced his intent to defer, later in the meeting, at the appropriate time, the 4 p.m. public hearing on the acquisition of certain land rights necessary for the construction of Tysons East Pump Station.

(NOTE: Later in the meeting, at the appropriate time, the public hearing was formally deferred. See Clerk's Summary Items #44 and #47.)

AGENDA ITEM

34. **RECESS/CLOSED SESSION** (1:12 p.m.)

Supervisor Smith moved that the Board recess and go into closed session for discussion and consideration of matters enumerated in Virginia Code Section 2.2-3711 and listed in the agenda for this meeting as follows:

- (a) Discussion or consideration of personnel matters pursuant to Virginia Code Section 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 Section 2.2-3711(A) (3).
- (c) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, as identified below, where discussion in an open session would adversely affect the negotiating or litigating posture of the public body, as well as consultation with legal counsel regarding specific legal matters listed below requiring the provision of legal advice by such counsel, all as permitted by Virginia Code Section 2.2-3711(A) (7) and (8).

1. Patrick Winston Lynch, administrator of the estate of Jasper Aaron Lynch, Deceased v. Kevin Davis, Officer

- First Class Edward George, Officer Pak Kyoung, Officer Nicholas Kirsch, and John Does 1-3, Case No. CL-2024- 0008384 (Fx. Co. Cir. Ct.)
2. Christopher M. Albert v. Dave Giaccio, Timothy Wallace, Ivan Cortes, Timothy Duffy, and Arnold Endl, Case No. 1:23-cv-317 (E.D. Va.)
 3. Jeffery Payne v. Joshua Moser, Case No. CL-2024-0002268 (Fx. Co. Cir. Ct.)
 4. Monidipa Banerjee v. Amanda Dale Wallace-Petty and Leonardo Buenaventura and Fairfax County Police Department and Fairfax County, Case No. 1:24cv806 (E.D. Va.)
 5. Khoa Luong by Government Employees' Insurance Co. v. Brian Eugene Talbot and Fair Oaks Volunteer Fire and Rescue Department, Case No. GV24-019778 (Fx. Co. Gen. Dist. Ct.)
 6. Jay Riat, Building Official for Fairfax County, Virginia v. Hometown Audubon LLC, Jorge Alvarez, and Dora Guzman, Case No. GV24-018589 (Fx. Co. Gen. Dist. Ct.) (Franconia District)
 7. Jay Riat, Building Official for Fairfax County, Virginia v. Hometown Audubon LLC, Anibal E. Medrano, Blanca A. Molina, and Justina Maria Reyes, Case No. GV24- 018594 (Fx. Co. Gen. Dist. Ct.) (Franconia District)
 8. Jay Riat, Building Official for Fairfax County, Virginia v. Hometown Audubon LLC, Manuel Romero, and Jose Osori, Case No. GV24-018595 (Fx. Co. Gen. Dist. Ct.) (Franconia District)
 9. Jay Riat, Building Official for Fairfax County, Virginia v. Tamila Ghonghadze and Nukria Balarjishvili, Case No. CL-2024-0010076 (Fx. Co. Cir. Ct.) (Mason District)
 10. Leslie B. Johnson, Fairfax County Zoning Administrator v. Karen Benito Zurita, Case No. CL-2024-0012915 (Fx. Co. Cir. Ct.) (Mason District)
 11. Jay Riat, Building Official for Fairfax County, Virginia v. Johnnie A. Zelaya and Rachel R. Zelaya, Case No.

CL-2024-0008630 (Fx. Co. Cir. Ct.) (Mount Vernon District)

12. Leslie B. Johnson, Fairfax County Zoning Administrator, and Jay Riat, Building Official for Fairfax County, Virginia v. Chad West Harris, Case No. CL-2024- 0013079 (Fx. Co. Cir. Ct.) (Mount Vernon District)
13. Jay Riat, Building Official for Fairfax County, Virginia v. Sully Park at Willard Road, LLC, Case No. GV24-019308 (Fx. Co. Gen Dist. Ct.) (Sully District)
14. Board of Supervisors of Fairfax County, Virginia v. Cityside Huntington Metro Apartments, Case No. GV23-022038 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

And in addition:

- As permitted by Virginia Code Sections 2.2-3711(A)(7) and (8), potential settlement of dispute with Sorenson Gross Company regarding the Lorton Volunteer Fire Station
- As permitted by Virginia Code Section 2.2-3711(A)(3), potential acquisition of real property in the Mount Vernon District for a public purpose where open discussion would adversely impact bargaining position or negotiating strategy

Chairman McKay seconded the motion and it carried by unanimous vote.

At 3:32 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman McKay presiding.

ACTIONS FROM CLOSED SESSION

35. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (3:32 p.m.)

Supervisor Smith moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from open meeting requirements by virtue of Virginia Code Section 2.2-3711 and only such public business matters as were identified in the motion by which closed session was convened were heard, discussed, or considered by the Board during the closed session. Supervisor Palchik seconded the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Bierman, Supervisor Herry, Supervisor Jimenez, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

36. **AUTHORIZATION OF SETTLEMENT AGREEMENT WITH SORENSON GROSS COMPANY** (3:33 p.m.)

Supervisor Storck moved that the Board authorize Carey Needham, Deputy Director, Department of Public Works and Environmental Services, to execute a settlement agreement with Sorenson Gross Company, relating to the Lorton Volunteer Fire Station, on the terms and conditions outlined by the County Attorney in Closed Session. Supervisor Lusk seconded the motion and it carried by unanimous vote.

37. **AUTHORIZATION TO PURCHASE REAL PROPERTY IN THE MOUNT VERNON DISTRICT** (3:33 p.m.)

Supervisor Storck moved that the Board authorize the County Executive and the Department of Public Works and Environmental Services to purchase real property in the Mount Vernon District for a public purpose, upon the terms and conditions outlined by the County Attorney in Closed Session. Supervisor Lusk seconded the motion and it carried by unanimous vote.

DA:da

ADDITIONAL BOARD MATTER

38. **OPTIONS FOR INDIVIDUALS TO PROVIDE TESTIMONY FOR PUBLIC HEARINGS** (3:34 p.m.)

Chairman McKay stated that individuals have the following options to provide testimony during public hearings:

- Testify before the Board in person
- Provide testimony by telephone (Live)
- Provide testimony by YouTube video

At the designated point in the public hearing, speakers will be called from the Speakers List and they may come forward, or their video will be shown, or they will be connected by telephone. There will then be an opportunity for anyone else who would like to speak regarding the application. If they are present in the Board Auditorium, they may come forward to the podium or call in on a number that will be provided on the screen. Speakers testifying via video must have signed up and submitted their video no later than 9 a.m. on the day prior to the public hearing. For testimony speakers are given three minutes to speak as an individual. If they are the spokesperson for a group they are given five minutes.

AGENDA ITEMS

39. **3:30 P.M. – PUBLIC HEARING ON SE 2023-MA-00014 (REENA ABU TALEB, ZENA SHILLEH, AND ANNANDALE CHILDREN’S ACADEMY, LLC) TO PERMIT A CHILD CARE CENTER, LOCATED ON APPROXIMATELY 32,519 SQUARE FEET OF LAND (MASON DISTRICT) (3:35 p.m.)**

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of September 17 and 24, 2024.

The application property is located 5116 Columbia Road, Annandale, 22003. Tax Map 71-4 ((10)) 6.

John Carter, agent for the applicant, reaffirmed the validity of the affidavit dated July 2, 2024, for the record.

William O’Donnell, Branch Chief, Zoning Evaluation Division, Department of Planning and Development, gave a presentation depicting the application and site location.

Mr. Carter had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of this public hearing and he proceeded to present his case.

Following the public hearing, Mr. O’Donnell presented the staff and Planning Commission recommendations.

Mr. Carter confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated September 12, 2024.

Supervisor Jimenez moved that the Board approve:

- Special Exception Application SE 2023-MA-00014, subject to the proposed development conditions dated September 12, 2024
- Modification of the transitional screening requirement from 25 feet to 18 feet in favor of that shown on the SE Plat for the western lot line
- Modification of the front yard setback requirement from Braddock Road from 35 feet to 24 feet as shown on the SE Plat

The motion was multiply seconded. Following a brief discussion regarding clarification of the development conditions, the question was called on the motion and it carried by unanimous vote.

ADDITIONAL BOARD MATTER

40. **INTENT TO DEFER 4 P.M. PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF TYSONS EAST PUMP STATION (DRANESVILLE DISTRICT)**
(3:42 p.m.)

Chairman McKay announced that earlier in the meeting Supervisor Bierman announced his intent to defer the 4 p.m. public hearing on The Acquisition of Certain Land Rights Necessary for the Construction of Tysons East Pump Station. He noted that the Clerk for the Board's Office had reached out to the speakers who had signed up in advance, and most of them were notified.

Chairman McKay made the announcement to ensure that there were no individuals in the Board Auditorium waiting to speak for the public hearing.

AGENDA ITEMS

41. **3:30 P.M. – PUBLIC HEARING ON SE 2024-PR-00006 (VIRGINIA HOSPITAL CENTER ARLINGTON HEALTH SYSTEM D/B/A VHC HEALTH) TO PERMIT A MEDICAL CARE FACILITY, LOCATED ON APPROXIMATELY 2.42 ACRES OF LAND (PROVIDENCE DISTRICT)**
(3:43 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of September 17 and 24, 2024.

The application property is located 7234 Arlington Boulevard, Falls Church, 22042. Tax Map 50-3 ((12)) 12.

Kathryn Taylor, Walsh, Colucci, Lubeley and Walsh, P.C., reaffirmed the validity of the affidavit dated September 19, 2024, for the record.

Catherine Lewis, Branch Chief, Zoning Evaluation Division, Department of Planning and Development, gave a presentation depicting the application and site location.

Ms. Taylor had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of this public hearing and she proceeded to present her case.

Discussion ensued, with input from Ms. Lewis, regarding whether installation of a crosswalk across Route 50 was explored.

Following the public hearing, Ms. Lewis presented the staff and Planning Commission recommendations.

Following comments and a query by Supervisor Palchik, Ms. Taylor confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated September 5, 2024.

Supervisor Palchik moved that the Board approve:

- Special Exception Application SE 2024-PR-00006, subject to the proposed development conditions dated September 5, 2024
- Waiver of barrier requirement along the western and northern property lines

Supervisor Bierman seconded the motion and it carried by unanimous vote.

EBE:ebe

42. **4 P.M. – PUBLIC HEARING ON AF 2024-MV-00002 (COLCHESTER FARMS LOCAL AGRICULTURAL AND FORESTAL DISTRICT) TO ESTABLISH A NEW AGRICULTURAL AND FORESTAL DISTRICT, LOCATED ON APPROXIMATELY 20.49 ACRES OF LAND (MOUNT VERNON DISTRICT)** (4 p.m.)

(O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of September 17 and September 24, 2024.

The application property is located at 10618, 10622, and 10624 Old Colchester Road, Lorton, 22079. Tax Map 113-3 ((1)) 12A, 13A and 14A.

Sophia Fisher, Planner, Zoning Evaluation Division, Department of Planning and Development, presented the staff report.

Following the public hearing, Ms. Fisher presented the staff and Planning Commission recommendations.

Following a query by Supervisor Storck, the applicant, Kevin Birrel, confirmed for the record, acceptance of Ordinance provisions dated August 28, 2024.

Supervisor Storck moved approval of Agricultural Application AF 2024-MV-00002, and adoption of the proposed amendments to the Code of the County of Fairfax, Appendix F, establishing the Colchester Farm Local Agricultural and Forestal District, subject to the Ordinance provisions dated August 28, 2024. Chairman McKay seconded the motion and it carried by a vote of nine, Supervisor Alcorn, Supervisor Bierman, Supervisor Herrity, Supervisor Jimenez, Supervisor Lusk, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE,” Supervisor Palchik being out of the room.

43. **4 P.M. – PUBLIC HEARING ON AFR 2024-SU-00001 (RICHARDSON LOCAL AGRICULTURAL AND FORESTAL DISTRICT RENEWAL) TO PERMIT RENEWAL OF A PREVIOUSLY APPROVED AGRICULTURAL AND FORESTAL DISTRICT, LOCATED ON APPROXIMATELY 40 ACRES OF LAND (SULLY DISTRICT)** (4:04 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of September 17 and September 24, 2024.

The application property is located at 6001 Bull Run Post Office Road, Centreville, 20120. Tax Map 42-4 ((1)) 15Z.

William Nance, Planner, Zoning Evaluation Division, Department of Planning and Development, presented the staff report.

Following the public hearing, Mr. Nance presented the staff and Planning Commission recommendations.

Following a query by Supervisor Smith, the applicant, Joan Johnson Richardson, confirmed for the record, acceptance of Ordinance provisions dated August 28, 2024.

Supervisor Smith moved approval of Agricultural Renewal Application AFR 2024-SU-00001, and adoption of the proposed amendments to the Code of the County of Fairfax, Appendix F, renewing the Richardson Local Agricultural and Forestal District, subject to the Ordinance provisions dated August 28, 2024. Chairman McKay and Supervisor Bierman jointly seconded the motion. Following a brief discussion regarding the motion, the question was called on the motion and it carried by a vote of nine, Supervisor Alcorn, Supervisor Bierman, Supervisor Herrity, Supervisor Jimenez, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Walkinshaw, and Chairman McKay voting “AYE,” Supervisor Storck being out of the room.

44. **4 P.M. – PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF TYSONS EAST PUMP STATION (DRANESVILLE DISTRICT)** (4:08 p.m.)

Supervisor Bierman moved to defer the public hearing until November 19, 2024, on the acquisition of certain land rights on a parcel owned by Irfan Baig Mirza and Farzana Begum, known as Fairfax County Tax Map Parcel 030-1-01-0013A. Chairman McKay seconded the motion and it carried by a vote of nine, Supervisor Storck being out of the room.

(NOTE: Later in the meeting, Supervisor Bierman stated the time for the public hearing. See Clerk’s Summary Item #47.)

45. **4 P.M. – PUBLIC HEARING ON A PROPOSAL TO ABANDON PORTIONS OF CANNONBALL ROAD (BRADDOCK DISTRICT)** (4:09 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of September 17 and September 24, 2024.

Jeffrey Edmondson, Transportation Planner III, Department of Transportation, presented the staff report.

Following the public hearing, Mr. Edmondson presented the staff recommendation.

Supervisor Walkinshaw moved adoption of the Order abandoning portions of Cannonball Road north of the intersection of Cannonball Road (Route 3150) and Singing Pines Road (Route 4873), to become effective immediately. Chairman McKay seconded the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Bierman, Supervisor Herrity, Supervisor Jimenez, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

46. **4 P.M. – PUBLIC HEARING ON PROPOSED AMENDMENTS TO CHAPTER 118 (CHESAPEAKE BAY PRESERVATION ORDINANCE (CBPO) OF THE CODE OF THE COUNTY OF FAIRFAX, VIRGINIA (COUNTY CODE) RE: MATURE TREES AND COASTAL RESILIENCE AND ADAPTATION TO SEA LEVEL RISE** (4:11 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of September 3 and September 10, 2024.

(NOTE: At its September 24, 2024, meeting the Board deferred this public hearing until October 8, 2024.)

Jerry Stonefield, Engineer IV, Department of Land Development Services, presented the staff report.

Following the public hearing, which included testimony by two speakers, Mr. Stonefield presented the staff recommendation.

Discussion ensued, with input from Mr. Stonefield, regarding regulatory provisions.

Supervisor Smith moved:

- Adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 118, Chesapeake Bay Preservation Ordinance

(CBPO), as set forth in the Staff Report dated July 30, 2024, with two changes:

- Add the following sentence, as recommended by the Planning Commission, at the end of Section 118-3-2(b), after the word “development,” on line 159 of the proposed amendment: **“Compliance with Chapter 122 of the Fairfax County Code will be relied on during the land development process to comply with this subsection.”**
- In Section 118-3-3(f)(5), on line 330, do not delete the word “considerations”
- That the amendments become effective at 12:01 a.m. on October 9, 2024, and the requirements be applicable to any new plans and applications submitted on or after this date, except that all previously approved Water Quality Impact Assessments and RPA exception and exemption requests remain valid for the period indicated in the approval
- That applicants who submit a plan or application before the effective date that is then accepted for review without further modification may continue to use the criteria in effect at the time of the submission only if the plan or application is approved within six months of the effective date and any previously approved Water Quality Impact Assessments and RPA exception and exemption approvals remain valid for the time period granted in the approval

Supervisor Bierman seconded the motion.

Supervisor Smith clarified the end of the last bulleted item of her motion as follows:

- ...and RPA exception and exemption **requests** remain valid for the time period granted in the approval

The question was called on the motion, as clarified, and it carried by unanimous vote, Supervisor Alcorn, Supervisor Bierman, Supervisor Herrity, Supervisor Jimenez, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

Supervisor Smith further moved that staff evaluate the provisions in the Public Facilities Manual (PFM) with respect to the provisions in the CBPO amendments, to identify opportunities for clarifying and documenting the process of preserving understory trees to include, if needed, updates to the PFM. The motion was multiply seconded and carried by unanimous vote.

47. **4 P.M. – PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF TYSONS EAST PUMP STATION (DRANESVILLE DISTRICT)** (4:34 p.m.)

(NOTE: Earlier in the meeting, this public hearing was deferred. See Clerk's Summary Item #44.)

Supervisor Bierman clarified that the public hearing on the acquisition of certain land rights necessary on a parcel owned by Irfan Baig Mirza and Farzana Begum known as Fairfax County Tax Map Parcel Number 030-1-01-0013A is deferred until **November 19, 2024, at 4 p.m.** Chairman McKay seconded the motion and it carried by a vote of nine, Supervisor Storck being out of the room.

48. **4:30 P.M. – PUBLIC HEARING TO CONVEY DEVELOPMENT EASEMENTS ON BEHALF OF THE RESIDENCES AT GOVERNMENT CENTER II DEVELOPMENT (BRADDOCK DISTRICT)** (4:35 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of September 26 and September 30, 2024.

Marwan Mahmoud, Project Coordinator, Department of Housing and Community Development, presented the staff report.

Following the public hearing, Mr. Mahmoud presented staff recommendation.

Supervisor Walkinshaw moved that the Board approve the grant of the crane swing and tieback easements necessary for the development of the Residences at Government Center II project, pursuant to the recommendation of the County Executive. The motion was multiply seconded and it carried by a vote of nine, Supervisor Herrity abstaining.

49. **BOARD ADJOURNMENT** (4:37 p.m.)

At 4:37 p.m. the Board adjourned.