



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS

OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

This does not represent an official transcript of the Board Meeting, and is subject to minor change.

MONDAY

JULY 9, 1990

18-90

AR:ar

The meeting was called to order at 9:50 a.m. with all members being present, with the exception of Supervisor Alexander, Supervisor McConnell, and Supervisor Richards, and with Chairman Moore presiding.

Supervisor Alexander arrived at 9:55 a.m.

Supervisor Richards arrived at 10:25 a.m.

Supervisor McConnell arrived at 1:20 p.m.

Others present were J. Hamilton Lambert, County Executive; David T. Stitt, County Attorney; Theodore Austell, III, Executive Assistant to the County Executive; William Howland, Assistant to the County Executive; Viki L. Lester, Deputy Clerk to the Board of Supervisors; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

2. CERTIFICATE OF APPRECIATION TO THE CONTRIBUTORS TO THE 1990 FAIRFAX FAIR (TAPE 1)

Supervisor Hanley moved approval of the presentation of Certificates of Appreciation recognizing all those individuals who made generous contributions towards the success of the 1990 Fairfax Fair. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor McConnell, and Supervisor Richards not yet having arrived.

Following Chairman Moore's commendation to Mr. Jim Scott for his active participation in the Fairfax Fair for the past nine years, Supervisor Hanley moved adoption of the Resolution presented to Mr. Scott in recognition of his efforts. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor McConnell and Supervisor Richards not yet having arrived.

3. CERTIFICATE OF RECOGNITION TO THE FAIRFAX HIGH SCHOOL
A CAPPELLA SINGERS (TAPE 1)

Supervisor Hanley moved approval of the presentation of the Certificate of Recognition presented to Ms. Sue Alexander, Director, commending the Fairfax High School A Cappella Singers for being selected to compete in the 1990 International Youth and Music Festival to be held in Vienna, Austria and extending its best wishes on a successful competition. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Alexander being out of the room, Supervisor McConnell and Supervisor Richards not yet having arrived.

4. RESOLUTION COMMENDING PROFESSIONALS OFFERING WORK
AND EMPLOYMENT RESOURCES FOR SPECIAL POPULATIONS
(P.O.W.E.R.S.) (TAPE 2)

Supervisor Pennino moved adoption of the Resolution, presented to Mr. Spencer Bartley, President, and Dr. Ruth Charity, Volunteer Executive Director of the Office, commending the Professionals Offering Work and Employment Resources (P.O.W.E.R.S.) for its outstanding efforts in helping to solve the problem of unemployment of persons with special needs in Fairfax County. This motion was jointly seconded by Supervisor Hanley and Supervisor Hyland and carried by a vote of six, Supervisor Alexander being out of the room, Supervisor McConnell and Supervisor Richards not yet having arrived.

Supervisor Pennino moved approval of the Certificate of Appreciation presented to Dr. Richard Ernst, Representative, Northern Virginia Community College (NVCC), in recognition of his contributions to the success of the P.O.W.E.R.S. Program. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Alexander being out of the room, Supervisor McConnell and Supervisor Richards not yet having arrived.

5. 10:00 A.M. - PRESENTATION BY THE OVERSIGHT
COMMITTEE ON DRINKING AND DRIVING OF ITS
1989 ANNUAL REPORT (TAPES 2-3)

(BACs/APPT)

Dr. Robert Voas, Chairman, and Mr. Marvin Wagner, Vice-Chairman, presented the 1989 Annual Report of the Fairfax County Oversight Committee on Drinking and Driving.

Following discussion, with input from Richard A. King, Deputy County Executive for Public Safety, Supervisor Davis moved approval of the following recommendations made by the Oversight Committee on Drinking and Driving:

- Recommend the County Attorney meet with the Commonwealth's Attorney at the earliest possible opportunity to identify and resolve any and all issues surrounding the wording of the Fairfax County Code as it relates to the Virginia Driving While Intoxicated (DWI) Statute;

- Recommend the Board of Supervisors actively promote legislation that will implement the Joint Resolution 172 study recommendations for administrative revocation of driver licenses by actively supporting Senate Bill 284; and
- Recommend the Board of Supervisors appoint Dr. Mary L. Ganikos and Dr. Adrian Lund to the Fairfax County Oversight Committee on Drinking and Driving.

This motion was seconded by Supervisor Hyland.

Following further discussion, Supervisor Hyland asked that the motion be amended to include a request that staff send a letter to the Chief Judge of both the Circuit Court and the General District Court requesting that they meet with representatives of the Oversight Committee on Drinking and Driving to discuss the findings of this report and to discuss the recommendations of both the committee and the courts, and this was accepted.

The question was then called on the motion, and as amended, carried by a vote of seven, Supervisor Hanley being out of the room, Supervisor McConnell not yet having arrived.

6. 10:15 A.M. - BOARD WORKSHOP ON THE FAIRFAX COUNTY ADVERTISED CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEARS 1991 - 1995 (NO TAPE)

[NOTE: The Board workshop scheduled on the Fairfax County Advertised Capital Improvement Program (CIP) for Fiscal Years 1991-1991 has been deferred.]

VLL:VLL

7. 11:45 A.M. - APPOINTMENTS TO THE ROUTE 28 HIGHWAY TRANSPORTATION DISTRICT ADVISORY BOARD AND ABSENCE OF SUPERVISOR ELAINE MCCONNELL, SPRINGFIELD DISTRICT (TAPE 4)

Chairman Moore announced that Supervisor McConnell would be arriving at the Board Room later in the day because of a medical appointment.

The Board deferred the appointments to the Route 28 Highway Transportation District Advisory Board until Supervisor McConnell would be present.

(NOTE: Later in the meeting, action was taken on the appointments to the Route 28 Highway Transportation District Advisory Board. See Clerk's Summary Item CL#48A.)

8. PERENNIAL GARDEN DONATED TO GREEN SPRING FARM PARK IN MEMORY OF THE LATE MARY FAHRINGER, FORMER MEMBER, FAIRFAX COUNTY HISTORY COMMISSION
(TAPE 4)

Chairman Moore announced that the Fahringer family had donated to Green Spring Farm Park a perennial garden in memory of the late Mary Fahringer, former Member, Fairfax County History Commission. She relinquished the Chair to Vice-Chairman Pennino and moved that the Board direct staff to invite the Fahringer family to the Board meeting scheduled for August 6, 1990 to receive recognition for their very generous gift. This motion was jointly seconded by Supervisor Alexander and Supervisor Davis and carried by a vote of eight, Supervisor McConnell not yet having arrived.

9. CONCERNS REGARDING PROPOSED FOX MILL ROAD WIDENING (TAPE 4)

Supervisor Moore informed Board Members that last week she had met with the individuals residing along Fox Mill Road to discuss the eventual widening of Fox Mill Road that is included in the proposed Policy Plan. She stated that the residents are concerned:

- That the widening of Fox Mill Road will increase pressure so that, in the future, the Board may take action to rezone the developments surrounding the road to small lot developments; and
- Whether Fox Mill Road can actually be widened with the current environmental laws in place.

Supervisor Moore asked unanimous consent that the Board direct staff to review in detail and report to the Board, prior to the meeting scheduled for August 6, 1990, on whether there are any obstacles relating to environmental laws and problems that cannot be overcome with regard to Fox Mill Road. Without objection, it was so ordered.

10. BOARD DISCUSSION ON PROPOSED POLICY PLAN OF FAIRFAX COUNTY (TAPE 4)

Supervisor Moore presented to Board Members a statement regarding her overall perspective on:

- Transportation issues;
- How land use issues affect transportation;

- How land use issues need to be coordinated; and
- Problems that occur when revisions are made to the Transportation Plan from parochial perspectives.

Supervisor Bulova stated that she had previously requested J. Hamilton Lambert, County Executive, to schedule a workshop between Board Members and staff on the proposed Policy Plan prior to Board decision scheduled for August 6, 1990.

Supervisor Richards called to the Board's attention the fact that the Transportation Advisory Commission (TAC) had requested participation in any workshop scheduled between Board Members and staff on the proposed Policy Plan to explain the TAC's actions on this issue.

Following discussion concerning the time frame as it relates to Phase I and Phase II of the Policy Plan, with input from the County Executive, Vice-Chairman Pennino stated that the extensive discussion by Board Members had broadened Supervisor Moore's actual Board Matter and she asked that Board Members only comment on the statement presented.

Supervisor Davis stated, for the record, that he would like to separate himself from any comments made during the discussion regarding the concept of a "comprehensive downzoning."

Following further discussion, Vice-Chairman Pennino announced that, later in the meeting, the Board would address and schedule a workshop between Board Members and staff on the proposed Policy Plan.

(NOTE: Later in the meeting, the workshop between Board Members and staff on the proposed Policy Plan was scheduled for Thursday, August 2, 1990 at 9:00 a.m. See Clerk's Summary Item CL#114.)

11. CONCERNS EXPRESSED BY THE LEAGUE OF WOMEN VOTERS
REGARDING BOARD ACTIONS TAKEN ON REZONING
APPLICATIONS AND THE IMPLICATIONS OF
HOUSE BILL (HB) NUMBER 721 (TAPES 4-5)

Supervisor Moore stated that earlier this morning she had received a letter from the League of Women Voters (LWV) that had indicated:

- "...the County needs to make the case that we cannot make wise land use decisions with the present uncertainties and ambiguities of House Bill (Number) 721 just now taken effect. If the Board of Supervisors stops using proffers until the perimeters of this legislation are defined, the necessary point will be

clear. On the other hand, if the Board is doing business as usual, it will be far more difficult to illustrate that we have a difficult problem. In addition, the development industry will have little reason to join the effort to clarify HB #721 if the Board continues to accept proffers and thereby confers protected status...."

Following discussion, Supervisor Moore presented the following alternatives for Board discussion:

- Bring before the Planning Commission or Board of Supervisors all Site and Subdivision Plans for final approval;
- Revise ordinances to the extent possible to strengthen and make more flexible the requirements on screening and buffering;
- Revise ordinances to utilize special exceptions on density and intensity of uses; and
- Clarify use of covenants by adjacent property owners.

Following further discussion, with input from J. Hamilton Lambert, County Executive, and James P. Zook, Director, Office of Comprehensive Planning, Supervisor Moore moved that the Board:

- Defer all Rezoning Applications until August 1990; and, in the meantime,
- Direct staff to work in cooperation with the City of Alexandria and Arlington County to prepare draft amendments that would use the best requirements from both of those jurisdictions, i.e.:
 - * That Site and Subdivision Plans would be submitted to the Planning Commission or the Board of Supervisors for final approval;
 - * To substantially upgrade Fairfax County Ordinances by September 1990;

- * To revise Fairfax County Ordinances to allow for the special exception procedure to be used; and
- Direct the County Attorney to report to the Board with recommendations on the use of covenants with adjacent property owners.

The motion died for a lack of a second.

In response to a query by Vice-Chairman Pennino, David T. Stitt, County Attorney, responded that it would be impossible for staff to report within ten days with a written response on whether the proposed alternatives would be workable.

PMH:PMH

Supervisor Pennino suggested that thought be given to making the plans more specific instead of giving density range and alternative uses. She said that being specific would eliminate problems with the proffer system.

Supervisor Alexander suggested that a work session be held to discuss Phase I.

Supervisor Hanley referred to Consideration Item - C-1 - Proffered Rezoning and Relationship To House Bill #721 (Countywide) and stated that a legislative study committee dealing with Transfer Development Rights is addressing many items including the issue of special exceptions. She said that it was recommended that the County seek amendments to House Bill Number 721. She added that the County's position regarding this issue will be addressed at the Board's Legislative Subcommittee meeting scheduled for July 23, 1990 at 8:00 a.m.

Supervisor Moore moved that the Board direct staff to report at the Work Session with a proposal including the advantages and disadvantages and a proposal for going forward with the approach that is used in Arlington and Alexandria as a substitute for the proffers. The second to this motion was inaudible.

Following discussion, with input from James P. Zook, Director, Office of Comprehensive Planning, Supervisor Davis moved a substitute motion that the Board direct staff to schedule a presentation to be held before the Board of Supervisors on September 17, 1990 by officials in Arlington and Alexandria to brief the Board on this issue, and this was accepted as the main motion.

Supervisor Hyland moved to further amend the motion that the Board direct staff to contact Arlington and Alexandria officials to begin a preliminary exploration of this subject prior to the presentation in September, and this was accepted.

The question was called on the motion, and as amended, carried by a vote of eight, Supervisor McConnell not yet having arrived.

(NOTE: Later in the meeting, action was taken on Consideration Item One. See Clerk's Summary Item CL#66.)

Vice-Chairman Pennino returned the gavel to Chairman Moore.

12. STATUS REPORT REGARDING ITINERANT WORKERS AND THE HOMELESS (TAPE 5)

Supervisor Pennino asked unanimous consent that the Board direct staff to provide a brief report regarding:

- The kinds of existing County programs relating to the itinerant worker and the homeless; and
- The status of itinerant workers and homeless individuals in County parks.

Without objection, it was so ordered.

13. REPRESENTATION TO THE BOARD OF EQUALIZATION (BOE) (TAPE 5)

Supervisor Pennino pointed out that a Builder Representative to the Board of Equalization (BOE) has not yet been found. She said that persons contacted have been pleased to be asked but they feel that the duties of the BOE are too time consuming.

Therefore, Supervisor Pennino moved that the Board request the Northern Virginia Building Industry Association (NVBIA) to recommend an individual for Board consideration to serve on the BOE. This motion was seconded by Supervisor Davis and carried by a vote of five, Supervisor Alexander, Supervisor Hanley, and Chairman Moore being out of the room, Supervisor McConnell not yet having arrived.

14. APPOINTMENT TO THE RESTON COMMUNITY CENTER BOARD OF GOVERNORS (TAPE 5)

(BACs)
(APPT)

Supervisor Pennino stated that Ms. Roberta Robbins has resigned from the Reston Community Center Board of Governors effective July 1990. She said that Ms. Robbins will be leaving the area for approximately one

year. She explained that the practice has been that when a vacancy occurs on the Reston Community Center Board of Governors the person with the next highest number of votes would be considered for appointment by the Board of Supervisors.

Therefore, Supervisor Pennino moved the appointment of Mr. Willie Huggins to the Reston Community Center Board of Governors to fill the unexpired term of Ms. Robbins. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Alexander and Chairman Moore being out of the room, Supervisor McConnell not yet having arrived.

15. RECYCLING PLASTIC MATERIAL (TAPE 5)

Supervisor Pennino stated that she had read an add in the Smithsonian Monthly Magazine regarding the Amoco Chemical Company which is now in the recycling business. She said that the Amoco Chemical Company is willing to work with jurisdictions to help create markets for products made from recycled plastic material.

Therefore, Supervisor Pennino moved that the Board direct the County Executive to contact the Amoco Chemical Company to obtain information regarding these programs to determine if Fairfax County can participate. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Alexander and Chairman Moore being out of the room, Supervisor McConnell not yet having arrived.

16. REORGANIZATION OF THE CITIZENS COMMITTEE ON THE DULLES CORRIDOR TRANSIT STUDY AND A-1 - APPROVAL OF SCHEDULE FOR DULLES CORRIDOR GRANT APPLICATION AND ENDORSEMENT OF LOCAL FUNDING CONCEPT (CENTREVILLE, DRANESVILLE AND PROVIDENCE DISTRICTS) (TAPE 5)

(BACs)

Supervisor Pennino stated that in light of a renewed sense of urgency regarding the Urban Mass Transportation Administration (UMTA) grant for high speed bus service in the Dulles Corridor, it will be necessary for the Board to select locations for parking lots. She said that the Board has designated one site near the intersection of the Dulles Toll Road and Hunter Mill Road. Supervisor Pennino stated that in May 1988 the Board established a Citizens Committee On The Dulles Corridor Transit Study and that its purpose was to ascertain where transit sites should be located; what kind of transportation should be provided; what kind of improvements to the expansion and to the Dulles Toll Road as well as to the Dulles Access Road are necessary. She explained that the Committee has not been very active. She added that because of the need for renewed emphasis on the UMTA grant it has been determined that the Committee should be reorganized. She said that the Committee would provide the necessary expertise to assist in the site selection for park-and-ride lots, etcetera that will be necessary for application for the grant.

Therefore, Supervisor Pennino moved that the Board:

- Reorganize the Citizens Committee On The Dulles Corridor Transit Study;
- Reduce the size of the Committee to allow for 11 members as follows:
 - * Four Members to be appointed from Dranesville District;
 - * Four Members to be appointed from Centreville District; and
 - * Three At-Large Members to be appointed by the Chairman.

Following discussion, Supervisor Richards moved to amend the motion to increase the membership to allow five members to be appointed from the Centreville District and five members to be appointed from the Dranesville District, and this was accepted.

Supervisor Pennino stated that the purpose of the Committee would be as follows:

- To provide recommendations directly to the Board of Supervisors on grant elements including site selection, joint development, local funding match, and grant application.

Supervisor Pennino pointed out that on June 25, 1990 the Board amended the consultant's scope of the work to add:

- Four meetings with the Citizens Committee to be scheduled as follows:
 - * Meeting One should occur prior to the August 6, 1990 Board meeting and include - a review of the consultant's task, evaluation of sites and bus service planning;
 - * Meeting Two should occur prior to the September 17, 1990 Board meeting and include - a review of the consultant's task, organizational responsibilities and a financial analysis;

- * Meeting Three should occur prior to the Planning Commission public hearings and include - a review of the consultant's task and an environmental analysis; and
- * Meeting Four should occur prior to Board approval of the grant application and include - a review of the consultants' task, finalization of grant elements, and preparation of the grant application.

Supervisor Pennino stated that this procedure would be helpful to staff in moving forward with the UMTA grant application.

Supervisor Pennino concurred in the recommendation of staff and further moved that the Board:

- Approve the proposed schedule as outlined in Attachment I of the Memorandum to the Board dated July 9, 1990 for completing an application to the UMTA for a capital grant to implement high speed express bus service in the Dulles Corridor; and
- Endorse the proposed joint development strategy as a means of securing park-and-ride sites and the local match for the grant.

This motion was jointly seconded by Supervisor Bulova and Supervisor Hanley.

Following discussion, the question was called on the motion and as amended, carried by a vote of six, Supervisor Alexander and Supervisor Davis being out of the room, Supervisor McConnell not yet having arrived.

(NOTE: Later in the meeting, various appointments were made to this Committee. See Clerk's Summary Item CL#113.)

17. APPOINTMENT TO THE PLANNED RESIDENTIAL COMMUNITY (PRC) DISTRICT TASK FORCE (TAPE 5)

(BACs)
(APPT)

Supervisor Pennino stated that at the Board of Supervisors' meeting held on June 25, 1990, the Board reestablished the Comprehensive Planned Residential Community (PRC) Task Force to work with staff in drafting changes to the PRC District ordinance.

Supervisor Pennino said that appointments from the Reston area were made as follows:

- Mr. David Ross as the Business Community Representative;
- Mr. Tony Calibrese as the Business Community Representative;
- Mr. Ridge Loux as the Reston Area Representative; and
- Mr. Joe Stowers as the Reston Area Representative.

Supervisor Pennino said that Mr. Ross has now indicated that his business commitments are so strong that he has asked not to be appointed to the PRC Task Force. Therefore, she moved the appointment of Ms. Judy Ushio as the Business Community Representative.

Supervisor Pennino further explained that Mr. Calibrese is an "outside" attorney for the Reston Land Corporation and that the Reston Land Corporation has requested the appointment be that of an "in-house" attorney. Therefore, she moved the appointment of Mr. Larry Phelps as the Business Community Representative.

This motion was seconded jointly by Supervisor Bulova and Supervisor Hyland.

Following discussion, the question was called on the motion which carried by a vote of six, Supervisor Alexander and Supervisor Davis being out of the room, Supervisor McConnell not yet having arrived.

18. COMMENDATION TO WALKER AND COMPANY ON USE OF "GRASSCRETE" (TAPE 5)

Supervisor Pennino stated that a few years ago Walker and Company requested assistance in obtaining approval from the Department of Environmental Management (DEM) for the use of "grasscrete" on their Cascades East project in Reston. She said that "grasscrete" which is approximately one-half concrete and one-half earth allows grass to grow and is an alternative to impervious materials required for parking lots. She said that the use of this type of material appears to help moisture levels for vegetation surrounding the parking lot as well as cutting down on run-off.

Therefore, Supervisor Pennino moved that the Board commend Walker and Company for their innovative and environmentally sensitive project. The second to this motion was inaudible.

Following discussion, the question was called on the motion which carried by a vote of eight, Supervisor McConnell not yet having arrived.

19. AUTOMATIC VEHICLE LOCATION SYSTEMS (TAPE 5)

Supervisor Pennino stated that she had received copies of articles that appeared in a transportation magazine dated June 18, 1990 from Mr. Joe

Stowers. She asked unanimous consent that the Board direct staff to review the articles regarding the automatic vehicle location systems to determine whether the location systems could be utilized in Fairfax County. Without objection, it was so ordered.

20. CLARIFICATION OF INTENT EXPRESSED IN A SPEECH
REGARDING THE FAIRFAX COUNTY BUDGET BY
CHAIRMAN AUDREY MOORE (TAPE 5)

Supervisor Pennino stated that because of a speech made by Chairman Moore and a statement that appeared in it she became concerned and thus discussed it with the Chairman. She said that following her discussion with Chairman Moore the issue became clear and she understood what was intended.

Supervisor Pennino said that she had read the speech in a negative manner and was upset at what she thought was being indicated. Therefore, for the record, Supervisor Pennino requested Chairman Moore to clarify her intent regarding the following statement: "...I will not tolerate, as Chairman of your Board, the kind of fiscal shenanigans that have led to the budget chaos of Washington..."

Chairman Moore explained that she was referring to the federal government and the way that it has been "playing with the deficit" in the last few years. She pointed out that Fairfax County does not borrow for operating costs, therefore it does not ever have a deficit in the budget. Chairman Moore clarified that she did not feel that any Board Member was involved in any kind of financial shenanigans.

VLL:VLL

21. I-4 - COUNTY ROAD TAKEOVER STUDY, PHASE II
(COUNTYWIDE) (TAPE 5)

Supervisor Richards called to the Board's attention Information Item Four - County Road Takeover Study, Phase II (Countywide).

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 requesting authorization for staff to refer to the Transportation Advisory Commission (TAC) for its review and recommendation the County Road Takeover Study prepared by KPMG Peat Marwick, in association with Roy Jorgensen Associates, Incorporated, and Rust, Rust and Silver.

Supervisor Richards stated that the Board's Transportation Subcommittee had an extensive discussion regarding the County Road Takeover Study, Phase II. She moved that the Board:

- Refer to the TAC for its review and recommendation the County Road Takeover

Study prepared by KPMG Peat Marwick, in association with Roy Jorgensen Associates, Incorporated, and Rust, Rust and Silver;

- Direct the TAC to report to the Board with an action agenda for the portion of the study that outlines steps that the County can take "short of taking over its own road system"; and
- Authorize Supervisor Richards as Chairman, Board's Transportation Subcommittee, to send a letter and a copy of the documents to the Virginia Department of Transportation (VDOT) and, for informational purposes, to the Commonwealth Transportation Board (CTB) and Legislative Delegation.

This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Davis and Supervisor Pennino being out of the room, Supervisor McConnell not yet having arrived.

(NOTE: Later in the meeting, Supervisor Pennino asked unanimous consent to be recorded as voting "AYE" on this action. See Clerk's Summary Item CL#48.)

22. ADDITIONAL INFORMATION REQUESTED ON
FUTURE TOWING CONTRACTS (TAPE 5)

Supervisor Richards distributed to Board Members copies of a letter that she had received from towing companies in Fairfax County. She stated that she would like to present several questions on the issues and request a staff response.

In response to a query by David T. Stitt, County Attorney, Supervisor Richards responded that this issue was not related to the recent complaints filed against an individual regarding the award of County towing contracts, however, was related to the way that future contracts should be drawn.

Following further clarification, Chairman Moore suggested that Supervisor Richards discuss her questions concerning this matter with Mr. Stitt prior to bringing this issue before the entire Board to determine, because of the pending complaints, whether there are any legal implications and whether the matter can be appropriately discussed by the Board.

23. INTENT TO REMAND REZONING APPLICATION RZ 89-L-022
(E.W. LYNCH, JR., TRUSTEE) (LEE DISTRICT) TO THE
PLANNING COMMISSION FOR PUBLIC HEARING (TAPE 5)

Supervisor Alexander called to the Board's attention Rezoning Application RZ 89-L-022 scheduled for public hearing later in the

meeting at 4:00 p.m. He stated that the application has a new applicant, has been amended from the previously requested I-6 District to the I-4 District, and should be reviewed again by the Office of Comprehensive Planning (OCP). He stated his intent, at the appropriate time later in the meeting, to request Board action to remand Rezoning Application RZ 89-L-022 to the Planning Commission for public hearing.

(NOTE: Later in the meeting, action was taken to remand Rezoning Application RZ 89-L-022 to the Planning Commission for public hearing. See Clerk's Summary Item CL#97.)

24. DEFERRAL OF PH ON REZONING APPLICATION RZ 88-L-082
(WINCHESTER HOMES, INCORPORATED) (LEE DISTRICT)
(TAPE 5)

Supervisor Alexander stated his intent, at the appropriate time later in the meeting, to defer the public hearing on Rezoning Application RZ 88-L-082 until July 23, 1990.

(NOTE: Later in the meeting, action was taken to defer the public hearing on Rezoning Application RZ 88-L-082. See Clerk's Summary Item CL#107.)

25. UPDATE REQUESTED ON PROPOSED AMENDMENTS TO THE CODE
OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING
ORDINANCE) REGARDING HOME OCCUPATION AND
HOME PROFESSIONAL OFFICE PROVISIONS
(TAPE 5)

Supervisor Alexander called to the Board's attention the fact that since 1988 staff has been working on proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding home occupation and home professional office provisions. He stated that these provisions are needed and should go to public hearing as soon as possible. He asked unanimous consent that the Board direct staff to review these proposed amendments and report to the Board with an update on when the proposed amendments would be presented for authorization to advertise the necessary public hearings. Without objection, it was so ordered.

26. REQUEST FOR CONTINUED ROAD MAINTENANCE FOR
TILBURY ROAD TO ITS INTERSECTION WITH
SCOTCH DRIVE UNDER THE FAIRFAX COUNTY
ROAD MAINTENANCE AND IMPROVEMENT
PROGRAM (FCRMIP) (TAPE 5)

Supervisor Alexander called to the Board's attention the fact that the property owners on the southern portion of Tilbury Road (Cobbs Road to Scotch Drive) are not willing to give the land necessary to bring Tilbury Road up to State standards due to the severe impact upon their properties. He stated that Valley View Drive is a narrow, very hilly, country road that is extremely hazardous that connects with Franconia Road, a main thoroughfare. Citizens who live in the northern Tilbury

Road/Mount Hebron Park area have been using Tilbury Road as an alternative to Valley View Drive for many, many years and Tilbury Road has provided necessary access to Franconia Road via Scotch Drive in bad weather or when the road is blocked, not only for residents, but for emergency vehicles and school buses as well.

Supervisor Alexander stated that it is essential that Tilbury Road remain an alternative to Valley View Drive and that it continue to receive maintenance under the Fairfax County Road Maintenance and Improvement Program. He asked unanimous consent that the Board direct the Department of Public Works to take immediate steps to:

- Continue road maintenance for Tilbury Road to its intersection with Scotch Drive under the Fairfax County Road Maintenance and Improvement Program (FCRMIP); and
- Waive the requirement that such streets must be brought up to State standards in order to be in the FCRMIP.

Without objection, it was so ordered.

PMH:PMH

27. JOHN R. KEATING/SAINT PAUL CHUNG CATHOLIC CHURCH
SPECIAL PERMIT APPLICATION SP 90-V-009 (TAPE 5)

Supervisor Hyland stated that John R. Keating/Saint Paul Chung Catholic Church, the applicant of Special Permit Application SP 90-V-009, is the owner of a 7.75 acre lot located at 10511 Gunston Road. He said that the parcel is located on Mason Neck and is zoned in the R-E District. He added that it is presently developed with a horse boarding operation that includes fencing and several small sheds.

Supervisor Hyland explained that the applicant is requesting approval before the Board of Zoning Appeals (BZA) of a Special Permit in order to construct a 900 seat church and a two story parsonage on the site. He said that the application was heard by the BZA on June 12, 1990 and was subsequently deferred to October, 1990. He added that this application is being opposed by both the County staff and the residents on Mason Neck for a number of reasons. He said that such issues involve appropriateness of use, intensity of use, septic and traffic.

Supervisor Hyland said that because of the opposition, and because the facility has direct impacts upon the Comprehensive Plan, he would like to have this application heard by the Planning Commission for additional review and recommendation.

Therefore, Supervisor Hyland moved that the Board refer Special Permit Application SP 90-V-009 to the Planning Commission for additional review and recommendation. This motion was seconded by Supervisor Pennino and carried by a vote of six, Supervisor Bulova and Supervisor Davis being out of the room, Supervisor McConnell not yet having arrived.

28. INFORMATION ON THE HOUSEHOLD HAZARDOUS WASTE DISPOSAL PROGRAM (TAPE 5)

Supervisor Hyland stated that he had recently received a memorandum from Richard A. King, Deputy County Executive for Public Safety, regarding the success of the Household Hazardous Waste Disposal Program. He distributed copies of the memorandum to Board Members.

Supervisor Hyland pointed out that the more the program is used the better the environment will be and the costs of the programs will be less. He said that since the first week of April the program has averaged 77 people per week. He added that participants are bringing an average of 45.19 pounds per week to the disposal sites, which averages up to 18 pounds of waste per person more than was brought to the 1988 Clean-Up Days.

Supervisor Hyland said that even though this program is still in its infancy, it is a success. He added that the Board needs to keep this issue before the public and that the public needs to know how to properly dispose of its household hazardous waste. Supervisor Hyland asked unanimous consent that the Board direct staff to place a sign on Route 1 and Sherwood Hall Lane publicizing the location of the site. Without objection, it was so ordered.

Supervisor Hyland asked unanimous consent that the Board direct the Office of Public Affairs to determine if a poster could be placed in the libraries to inform citizens that household hazardous waste disposal sites are available at various locations throughout the County. Without objection, it was so ordered.

29. UNITED STATES (U.S.) ENVIRONMENTAL PROTECTION AGENCY (EPA) ANNOUNCES THE CENTER FOR ENVIRONMENTAL LEARNING AWARDS LIST (TAPE 5)

Supervisor Hyland stated that the United States (U.S.) Environmental Protection Agency (EPA), Region III, Center for Environmental Learning has just announced to the public, its awards list for promoting environmental education; to improve public understanding of current and emerging policy issues; and to increase opportunities for the public to communicate with the EPA.

Supervisor Hyland said that the 1989 Annual Report on the Environment was selected from more than 100 nominees as a clear and comprehensive communications model for other counties to illustrate status and progress of environmental concerns.

Supervisor Hyland stated that Bruce Douglas, Chief, Environmental and Heritage Resources Branch, Office of Comprehensive Planning, nominated this report and is to be congratulated for his leadership and participation with the Environmental Quality Advisory Council (EQAC) members as well as staff from the Department of Public Works.

Therefore, Supervisor Hyland moved that the Board direct staff to schedule a presentation before the Board for Mr. Douglas and his staff, and appropriate Department of Public Works staff, to be recognized for this EPA honor. This motion was seconded by Supervisor Richards and carried by a vote of six, Supervisor Alexander and Supervisor Davis being out of the room, Supervisor McConnell not yet having arrived.

30. "CHESAPEAKE BAY CURRENTS" (TAPE 5)

Supervisor Hyland distributed to Board Members a copy of the Chesapeake Bay Local Government Advisory Committee's latest "Chesapeake Bay Currents" newsletter.

Supervisor Hyland pointed out that of special interest is information on household hazardous waste and Fairfax County's program. He added that another article is on the importance of the role which local governments have in implementing the Chesapeake Bay clean-up.

31. PENDING AMENDMENTS TO THE CLEAN AIR ACT (TAPE 5)

Supervisor Hyland distributed to Board Members a Metropolitan Washington Council of Governments (COG) document written by John J. Bosley, General Counsel for COG, giving an overview of the pending amendments to the Federal Clean Air Act Legislation.

Supervisor Hyland said that it appears that the amendments to the Clean Air Act will be passed this year. He said that perhaps the most important item discussed in both the House of Representatives and the Senate bills involves the non-attainment areas, which includes this region. Thus, air quality planning in this region will be a continuing process implementation at the local level.

Supervisor Hyland pointed out that as public hearings begin on the policy section of the Comprehensive Plan, it is important that the Policy take this legislation into account and that it will adequately meet the objectives of that legislation.

Supervisor Hyland said that as mentioned in the Environmental Quality Council's 1989 Annual Report, it is suggested that Fairfax County:

- Should actively influence COG's Air Quality Planning Committee to expedite the preparation of local implementation strategies necessary to reach long-term attainment status....;

- Implement Stage II vapor recovery...throughout the Washington Metropolitan area...; and
- Study and implement ways to increase usage and efficiency of mass transit....

Supervisor Hyland moved that the Board direct staff to incorporate appropriate language into the Comprehensive Plan which will provide adequate implementation strategies for meeting the amendments to the Clean Air Act and for meeting the standards suggested by the Environmental Quality Council. This motion was seconded by Supervisor Davis and carried by a vote of five, Supervisor Alexander, Supervisor Pennino, and Supervisor Richards being out of the room, Supervisor McConnell not yet having arrived.

32. GYPSY MOTH EGG MASS SURVEY POSTERS FOR FAIRFAX COUNTY LIBRARIES AND GOVERNMENTAL CENTERS
(TAPE 5)

Supervisor Hyland stated that the Fairfax County Office of Extension and Continuing Education is encouraging the public to fill out the egg mass survey forms which greatly aids staff in determining gypsy moth population levels throughout the County. He said that this information is vital to staff in determining future gypsy moth suppression action throughout Fairfax County.

Supervisor Hyland said that because it is critical that County residents receive detailed information about the gypsy moth problem and the necessity for completing egg mass survey forms, as much material as possible should be made available to the public.

Therefore, Supervisor Hyland moved that the Board authorize the County Executive to appropriate funds for the Office of Extension and Continuing Education so that it may develop publicity posters for all County libraries and Governmental Centers to clearly display the necessary information. This motion was seconded by Supervisor Bulova.

Chairman Moore relinquished the Chair to Acting-Chairman Bulova and asked that the motion be amended as follows: That the County Executive be authorized to ensure that the Office of Extension and Continuing Education provides the posters but it not necessarily be with an appropriation, and this was accepted.

Acting-Chairman Bulova returned the gavel to Chairman Moore.

Following discussion, the question was called on the motion, and as amended, carried by a vote of five, Supervisor Alexander, Supervisor Pennino, and Supervisor Richards being out of the room, Supervisor McConnell not yet having arrived.

33. 1992 - FAIRFAX COUNTY'S 250TH BIRTHDAY (TAPE 5)

Supervisor Hyland announced that the year 1992 represents a dual celebration in Fairfax County - the 250th anniversary of Fairfax County

and the 500th anniversary of the voyage of Christopher Columbus. It is anticipated that these anniversaries will be celebrated by a year-long series of events with as many people and organizations as possible sharing in these two important landmarks in history.

Supervisor Hyland stated that it has come to his attention that the Fairfax County Chamber of Commerce has set up a "1992 Committee" chaired by Linda Bestimt, Director of the Fairfax Fair, to provide leadership and coordination of events for the 1992 celebration, by convening a diverse group of community leaders to develop and implement a joint plan of action.

Supervisor Hyland said that the Chamber Committee's stated mission is to:

"Strengthen civic pride and community awareness of our rich history and contemporary lifestyle during Fairfax County's 250th birthday celebration in 1992."

Supervisor Hyland said that the Chamber's role will be to serve as a catalyst and convener in the 1992 celebration. It has already formed a working group which consists of representatives from the public and private sectors and includes representatives from Fort Belvoir, Fairfax County's Economic Development Authority (EDA), Bicentennial and History Commissions, League of Women Voters, Rotary Clubs, Northern Virginia Community College, George Mason University, Fairfax County Council of the Arts, Fairfax County Public Schools, Media General and the Fairfax County Historian.

Supervisor Hyland stated that he is pleased that the Chamber has come forward to provide the leadership for the 1992 effort and that it has involved such a broad range of organizations and individuals. He added that it is noteworthy that the Fair is involved since June 19 is the official date of incorporation of Fairfax County and it is appropriate that the Fair be a central part of the 1992 celebration.

Supervisor Hyland pointed out that a broad-based coalition, such as that which the Chamber has developed, offers an exciting opportunity for wide acceptance and support of the celebration.

Therefore, Supervisor Hyland moved that the Board:

- Endorse the Chamber's efforts;
- Direct staff to work with the Chamber on this important celebration; and

- Request the Chamber to report to the Board within the next four months with a detailed report on the 1992 plans along with a proposal suggesting how the County might best support these efforts.

This motion was seconded by Supervisor Davis.

Supervisor Davis stated that he has been informed that this is also the 200th anniversary of the Charter of the Town of Newgate in Centreville. Supervisor Davis asked that the motion be amended to include representation from the Town of Newgate, and this was accepted.

The question was called on the motion, and as amended, carried by a vote of five, Supervisor Alexander, Supervisor Pennino, and Supervisor Richards being out of the room, Supervisor McConnell not yet having arrived.

AR:AR

34. VALUE ENGINEERING AND COUNTY CONSTRUCTION PROJECTS (TAPE 6)

Supervisor Hyland reminded the Board that on July 1, 1990, new legislation enacted by the 1990 General Assembly went into effect which mandates that the Virginia Department of Transportation (VDOT) use a technique known as "Value Engineering" to achieve greater cost savings in its projects. He noted that value engineering identifies and eliminates unnecessary costs and analyzes the functions of a project early on. The function is provided by an independent team of specialists not involved in the project whose mission is to conserve tax dollars, labor, materials and construction time.

Supervisor Hyland stated that when value engineering principles were applied as a test example in a workshop to some 657 construction projects throughout 25 states totaling \$1.875 billion, cost savings of some 18.4 percent were discovered. The largest of these savings or improvements were detected in the early stages of development before bid. The value engineering process requires management's support and commitment if it is to be successfully utilized.

Accordingly, Supervisor Hyland asked unanimous consent that the Board refer the article written by Charles Brown and supporting letter from Michael Zabych to staff for its comments and recommendations to the Board within 60 days as to the applicability of this concept to Fairfax County's projects. Without objection, it was so ordered.

35. APPOINTMENT TO THE HOUSING ASSISTANCE ADVISORY COMMITTEE (TAPE 6)

(APPT)

Supervisor Hyland moved the appointment of Ms. Elaine Bronez as the Mount Vernon District Representative on the Housing Assistance Advisory

Committee. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Alexander and Supervisor Pennino being out of the room, Supervisor McConnell not yet having arrived.

36. SYNCHRONIZATION OF TRAFFIC LIGHTS ON
LITTLE RIVER TURNPIKE, ROUTE 236 (TAPE 6)

Supervisor Bulova stated that her office has received numerous complaints from area residents that the traffic lights on Little River Turnpike, Route 236, are not synchronized. She moved that the Board direct the Office of Transportation to review this issue and work with the Virginia Department of Transportation (VDOT) to identify ways to better address safety and traffic flow along this busy main corridor. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Alexander and Supervisor Pennino being out of the room, Supervisor McConnell not yet having arrived.

37. INSTALLATION OF COLONIAL LIGHTS IN THE
SOUTHPORT COMMUNITY (TAPE 6)

Supervisor Bulova stated that the Southport Community, Annandale District, initiated a petition last year to have street lights installed on its neighborhood streets. She noted that residents of Lake Braddock Drive did not support having cobra head lights installed on their street. A second petition was successfully undertaken and submitted to have colonial lights installed on Lake Braddock Drive instead of cobra heads.

Pending resolution of the funding issue, Supervisor Bulova moved that the Board direct staff to proceed with approval of the installation of colonial lights on Lake Braddock Drive in the Southport Community between Burke Lake Drive and DeSoto Street as requested in the residents' petition. This motion was seconded by Supervisor Hanley and carried by a vote of six, Chairman Moore abstaining, Supervisor Alexander being out of the room, and Supervisor McConnell not yet having arrived.

38. SUMMARY OF FAIRFAX COUNTY ROAD BOND
PROJECTS (TAPE 6)

Supervisor Hanley noted that the Summary of the Fairfax County Road Bond Projects presented at the Transportation Subcommittee Meeting indicates a long list of projects that are substantially complete, in particular the new section of Blake Lane between Lee Highway and Arlington Boulevard that is now open. She commended everyone involved for working so hard on this project.

39. HANDICAPPED PARKING HOT LINE NUMBER
(TAPE 6)

Supervisor Hanley called the Board's attention to Arlington County's recent introduction of a Handicapped Parking Hot Line Number for

enforcement of its handicapped parking spaces. She asked unanimous consent that the Board direct staff to review Arlington County's program and report with its comments and recommendations regarding the feasibility of using this type of program throughout Fairfax County. Without objection, it was so ordered.

40. EXPANSION OF THE BRIARWOOD RESIDENTIAL PERMIT
PARKING DISTRICT (RPPD) (TAPE 6)

Supervisor Hanley moved that the Board refer to staff a request for expansion of the Briarwood Residential Permit Parking District (RPPD) around the Vienna Metro Station along a portion of Old Nutley Street which did not exist when the original RPPD was established. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Alexander being out of the room, Supervisor McConnell not yet having arrived.

41. ADDITION OF AREA CODES TO TELEPHONE NUMBERS
FOR BOARD APPOINTEES (TAPE 6)

Supervisor Hanley asked unanimous consent that the Board direct staff to update the telephone numbers for all Board appointees to include the area code prefixes. She stated this action is necessary because of a recent announcement by the local telephone company that all residents will soon be required to use the area code when calling outside their own area codes. Without objection, it was so ordered.

42. UPDATE ON REVIEW OF REVENUE ENHANCEMENT
PILOT PROGRAM (TAPE 6)

Supervisor Hanley called the Board's attention to her request on February 12, 1990 that staff review the possibility of utilizing County staff versus outside groups to achieve the goals of the revenue enhancement pilot program. She asked unanimous consent that the Board direct staff to provide a response to this request as expeditiously as possible. Without objection, it was so ordered.

43. TAX MAP IN THE WEEKLY AGENDA (TAPE 6)

Supervisor Hanley commended the Office of Public Affairs for its publication of a Countywide tax map in the Weekly Agenda dated June 21, 1990.

44. UPDATE ON PROVISIONS FOR EXPLAINING COUNTY ZONING
VIOLATIONS TO RESIDENTS WITH LIMITED ENGLISH
(TAPE 6)

Supervisor Hanley asked unanimous consent that the Board direct staff to report as expeditiously as possible with an update on the County's efforts to explain zoning violations to those residents who speak limited English. Without objection, it was so ordered.

45. LAND-USE AFFIDAVIT LIST (TAPE 6)

Supervisor Hanley asked unanimous consent that the Board direct staff to provide the land-use affidavit list from the computer as expeditiously as possible. Without objection, it was so ordered.

46. TRUCK JACKKNIFING PREVENTIVE DEVICE (TAPE 6)

Referring to previous Board discussion in June 1989 regarding the Red Arrow TT600 Truck Jackknifing Preventive Device, Supervisor Davis moved Board approval of the following staff recommendations:

- Modification of the two Equipment Management Transportation Agency (EMTA) tank trucks with the new automatic control device for a long term test of the anti-jackknifing device;
- No funding of any other County truck installations because the nature of the County's operation does not present an opportunity for testing the device; and
- County support of further testing of the jackknife preventive device by commercial fleets which travel high-risk interstate highways.

Supervisor Davis further recommended that the County staff discuss this device with the Virginia Department of Transportation (VDOT) and the National Truckers Association as well.

This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Alexander being out of the room, Supervisor McConnell not yet having arrived.

47. PROCEDURES SUBCOMMITTEE RECOMMENDATIONS (TAPE 6)

Supervisor Davis moved that the Board approve the following recommendations of the Procedures Subcommittee:

- Coterminous appointments to the Planning Commission, Transportation Advisory Commission, and the Park Authority within six months of a new Board term; and
- Retention of the two year terms to the School Board.

This motion was seconded by Supervisor Pennino.

Supervisor Richards moved to amend the motion to include coterminous appointments for the School Board. This motion was seconded by Supervisor Hyland and FAILED by a recorded vote of five, Supervisor Bulova, Supervisor Hyland, Supervisor Richards, and Chairman Moore voting "AYE."

Following discussion, the question was then called on the main motion which carried by unanimous vote.

48. REQUEST TO RECORD VOTE (TAPE 6)

(NOTE: Earlier in the meeting, various actions were taken on Information Item Four. See Clerk's Summary Item CL#21.)

Supervisor Pennino asked unanimous consent to be recorded as voting "AYE" on Supervisor Richards' motion on Information Item Four - County Road Takeover Study, Phase II (Countywide).

CM:CM

48A. 11:45 - APPOINTMENTS TO THE ROUTE 28 HIGHWAY
TRANSPORTATION DISTRICT ADVISORY BOARD (TAPE 6)

(APPT)

Supervisor Hyland moved the reappointment of Ms. Marilyn Kasko as the At-Large (Resident/Owner) Representative to the Route 28 Highway Transportation District Advisory Board. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

Supervisor Hyland moved the reappointment of Mr. Kevin Dougherty as the At-Large (Resident/Owner) Representative to the Route 28 Highway Transportation District Advisory Board. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

Supervisor Pennino moved the reappointment of Mr. Bahman Batmanghelidj as the At-Large (Resident/Owner) Representative to the Route 28 Highway Transportation District Advisory Board. This motion was seconded by Supervisor McConnell.

Chairman Moore moved the appointment of Mr. John Gardner as the At-Large (Resident/Owner) Representative to the Route 28 Highway Transportation District Advisory Board. This motion was seconded by Supervisor Richards.

By a show of hands vote Mr. Bahman Batmanghelidj was appointed as the At-Large (Resident/Owner) Representative to the Route 28 Highway Transportation District Advisory Board.

AR:AR

49. ADMINISTRATIVE ITEMS (TAPE 7)

Supervisor Pennino moved approval of the Administrative Items with the exception of Administrative Item Four. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Davis moved to reconsider the motion to approve the Administrative Items. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Davis moved approval of the Administrative Items with the exception of Administrative Items Two and Four. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM
(ANNANDALE, CENTREVILLE, DRANESVILLE,
PROVIDENCE AND SPRINGFIELD DISTRICTS)

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated July 9, 1990 be recommended for acceptance into the State Secondary System, Providence and Springfield Districts.

ADMIN 2 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION
FOR SPECIAL EXCEPTION APPLICATION SE 87-M-118
(EXXON COMPANY, U.S.A.) (MASON DISTRICT)

(NOTE: Later in the meeting, action was taken to defer the request for additional time to commence construction for Special Exception Application SE 87-M-118 in the name of Exxon Company, USA, Mason District in order to allow for further consultation with staff. See Clerk's Summary Item CL#53.)

ADMIN 3 - AUTHORIZATION TO ADVERTISE PUBLIC
HEARINGS ON PROPOSED AMENDMENTS TO THE PUBLIC
FACILITIES MANUAL

- (A) Authorized the advertisement of a public hearing to be held before the Planning Commission on September 13, 1990 and before the Board of Supervisors on September 24, 1990 at 3:30 p.m. on proposed amendments to the Public Facilities Manual, Article 6 (Storm Drainage), Article 10 (Sewage and Solid Waste Disposal), Appendix B7 (Streets, Parking and Driveways), and Appendix B10 (Sanitary Sewer), to address technical issues related to storm drainage, sewage and solid waste disposal, sanitary sewer, and street sign post and bracket strength.

ADMIN 4 - AUTHORIZATION TO ADVERTISE PROPOSED
AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX,
CHAPTER 41 (ANIMALS AND FOWL), SECTION 41-1-4
(KEEPING OF SWINE)

[NOTE: Later in the meeting, action was taken to defer until July 23, 1990 the authorization for advertisement of a public hearing on

proposed amendments to the Code of the County of Fairfax, Chapter 41 (Animals and Fowl), Section 41-1-4 (Keeping of Swine), to amend the definition of swine to exclude *Sus scrofa vitatus* (pot-bellied pigs) from this animal classification so that this animal may be kept, with Special Permit approval under the Zoning Ordinance, as a pet. See Clerk's Summary Item CL#54.]

50. CONSTRUCTION OF GAZEBO ON CENTREVILLE
BAPTIST CHURCH SITE (TAPE 7)

Supervisor McConnell stated that Tony Williams of Chantilly Boy Scout Troop 1548 has chosen to build a gazebo on the Centreville Baptist Church site as a project toward his rank as an Eagle Scout. As this gazebo project will benefit the community and the church's congregation, Supervisor McConnell moved that the Board direct staff to waive any applicable fees and expedite processing so that this project may be completed before Tony's enrollment into the December 1990 Enrichment Program sponsored by the Coast Guard Academy. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Hanley being out of the room.

51. RAFFLE ON NEW HOME IN CENTREVILLE TO
BENEFIT THE WOMEN IN MILITARY SERVICE
MEMORIAL (TAPE 7)

Supervisor McConnell announced that a raffle is being held on a new one million dollar home located in the Virginia Run Subdivision at 6301 Barnsdale Path, Centreville. All proceeds of the raffle will go towards the construction of the Women in Military Service Memorial proposed at the gate of the Arlington National Cemetery. The drawing is scheduled to be held on November 10, 1990 and each raffle ticket will cost \$25.00.

52. READVERTISEMENT OF SCHEDULED TIME FOR
PUBLIC HEARING ON SPECIAL EXCEPTION
APPLICATION SE 90-S-012 (SAINT ANDREWS
CATHOLIC CHURCH) (TAPE 7)

Supervisor McConnell asked unanimous consent that the Board authorize staff to readvertise the scheduled time for the public hearing on Special Exception Application SE 90-S-012, Saint Andrews Catholic Church, Springfield District from 4:30 p.m. on August 6, 1990 TO 7:00 p.m. on August 6, 1990 in order to allow full participation of the congregation. Without objection, it was so ordered.

53. ADMIN 2 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION
FOR SPECIAL EXCEPTION APPLICATION SE 87-M-118
(EXXON COMPANY, U.S.A.) (MASON DISTRICT) (TAPE 7)

Supervisor Davis asked unanimous consent that the Board defer the request for additional time to commence construction for Special Exception Application SE 87-M-118 in the name of Exxon Company, USA, Mason District, in order to allow time for further consultation with staff. Without objection, it was so ordered.

54. ADMIN 4 - AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX,
CHAPTER 41 (ANIMALS AND FOWL), SECTION 41-1-4
(KEEPING OF SWINE) (TAPE 7)

Following discussion, with input from Barbara A. Snow, Director, Department of Animal Control, Supervisor Hyland asked unanimous consent that the Board defer until July 23, 1990 the authorization for advertisement of a public hearing on proposed amendments to the Code of the County of Fairfax, Chapter 41 (Animals and Fowl), Section 41-1-4 (Keeping of Swine), to amend the definition of swine to exclude *Sus scrofa vitatus* (pot-bellied pigs) from this animal classification so that this animal may be kept, with Special Permit approval under the Zoning Ordinance, as a pet. Without objection, it was so ordered.

55. A-1 - APPROVAL OF SCHEDULE FOR DULLES CORRIDOR
GRANT APPLICATION AND ENDORSEMENT OF LOCAL
FUNDING CONCEPT (CENTREVILLE, DRANESVILLE AND
PROVIDENCE DISTRICTS) (NO TAPE)

(NOTE: Earlier in the meeting, various actions were taken by the Board regarding this item. See Clerk's Summary Item CL#16.)

56. A-2 - ADJUSTMENT OF UNIT PRICE SCHEDULE
USED BY THE DEPARTMENT OF ENVIRONMENTAL
MANAGEMENT TO DETERMINE THE VALUE OF
BONDS FOR SUBDIVISION AND SITE PLAN
AGREEMENTS (TAPE 7)

On motion of Supervisor Alexander, seconded by Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted the proposed unit price schedule for use in determining the amount of security accepted in support of agreements with developers for the construction of certain required improvements as shown on subdivision and site plans.

57. A-3 - LAND ACQUISITION FOR GROVETON HEIGHTS
PHASE III, MEMORIAL STREET NEIGHBORHOOD
IMPROVEMENTS (LEE DISTRICT) (TAPE 7)

(Rs)

(A) On motion of Supervisor Alexander, seconded by Supervisor Davis, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted the Resolutions:

- Allowing the purchase of the necessary land rights for the acquisition of 14 parcels in the Groveton Heights Phase III, Memorial Street Community Improvement Program; and
- Authorizing the advertisement of a "quick-take" public hearing to be held before the Board of Supervisors on August 6, 1990 at 4:00 p.m.

58. A-4 - PROPOSED VACATION OF A SANITARY SEWER
EASEMENT ON CLARENCE J. ROBINSON PROPERTY
(MOUNT VERNON DISTRICT) (TAPE 7)

- (R) On motion of Supervisor Hyland, seconded by Supervisor Pennino, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted the Resolution authorizing the County Executive to execute, on behalf of the Board, a quitclaim deed releasing a portion of a sanitary sewer easement located on Tax Map Number 108-1((1))3A, Clarence J. Robinson property, Mount Vernon District.

59. A-5 - PROPOSED VACATION OF A SANITARY SEWER
EASEMENT ON FAIRFAX COUNTY PARK AUTHORITY
PROPERTY (MOUNT VERNON DISTRICT) (TAPE 7)

- (R) On motion of Supervisor Hyland, seconded by Supervisor Alexander, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted the Resolution authorizing the County Executive to execute, on behalf of the Board, a quitclaim deed releasing a sanitary sewer easement located on Tax Map Number 99-4((1))6, Fairfax County Park Authority property, Mount Vernon District.

CM:CM

60. A-6 - PROPOSED VACATION OF A PORTION OF A
STORM DRAINAGE EASEMENT ON GEORGE F. HAMEL
PROPERTY (DRANESVILLE DISTRICT) (TAPE 8)

- (R) On motion of Supervisor Richards, seconded by Supervisor Pennino, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted the Resolution authorizing the County Executive to execute, on behalf of the Board, a quitclaim deed releasing a portion of a storm drainage easement located on Tax Map Number 31-3((8))(6)30, George F. Hamel property, Dranesville District.

61. A-7 - GRANT SUBMISSION TO THE VIRGINIA
DEPARTMENT OF HEALTH (VDH) TO INCREASE
TREATMENT CAPACITY AT THE COUNTY'S
PRIMARY CARE HEALTH CENTERS (TAPE 8)

Supervisor Hyland moved that the Board concur in the recommendation of staff and approve the submission by the Fairfax County Health Department of a two year grant to the Virginia Department of Health (VDH) in the amount of \$308,164 in State funds for Fiscal Year (FY) 1991 and \$330,978 in State funds for FY 1992 to increase the current treatment capacity of the two primary care health centers by 5,000 patient visits from 20,600 visits to 25,600 visits. County funds currently budgeted to support the primary care centers will be used to match State grant resources. This motion was seconded by Supervisor Hanley.

Supervisor Davis stated, for the record, that at the end of the two year grant term additional funds may not be available.

The question was called on the motion which carried by unanimous vote.

62. A-8 - AUTHORIZATION OF GRANT APPLICATION
SUBMITTED BY THE DEPARTMENT OF HUMAN DEVELOPMENT
TO SOCIAL SECURITY ADMINISTRATION (SSA) FOR THE
SUPPLEMENTAL SECURITY INCOME OUTREACH
DEMONSTRATION PROGRAM (TAPE 8)

On motion of Supervisor Hyland, seconded jointly by Supervisor Alexander and Supervisor Pennino, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the Department of Human Development to submit an application to the Social Security Administration (SSA) for a \$91,984 grant to administer a 15 month Supplemental Security Income (SSI) Outreach Demonstration Program from October 1990 through December 1991 to provide outreach services for hard-to-reach potential SSI Outreach Demonstration Program applicants.

63. A-9 - MCLEAN COMMUNITY CENTER'S VIRGINIA
COMMISSION FOR THE ARTS TOURING ASSISTANCE
GRANT APPLICATION (TAPE 8)

On motion of Supervisor Richards, seconded by Supervisor Pennino, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the McLean Community Center's application to the Virginia Commission for the Arts for \$6,680, which, along with local funds in the amount of \$10,020, will provide \$16,700 toward three performances and a master class by the Richmond Ballet and six performances by the Wayside Theatre.

64. A-10 - COUNCIL OF GOVERNMENTS' (COG) GRANT FOR
TECHNICAL SERVICES - I-95 LANDFILL (MOUNT
VERNON DISTRICT) (TAPE 8)

On motion of Supervisor Hyland, seconded by Supervisor Pennino, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the County Executive, on behalf of the Board, to sign the grant with the Metropolitan Washington Council of Governments (COG) for technical services at the I-95 Landfill.

65. A-11 - MEMORANDUM OF UNDERSTANDING BETWEEN (MOU)
THE COUNTY AND THE FAXFAIR CORPORATION (TAPE 8)

Supervisor Hanley moved that the Board concur in the recommendation of staff and approve the Memorandum of Understanding (MOU) between the County and the Faxfair Corporation which continues the relationship between the Faxfair Corporation and Fairfax County.

Following discussion, Supervisor Hyland moved to amend the motion to delete the word "additional" from Paragraph 4(a) of the Memorandum to the Board dated July 9, 1990 to read as follows:

- "All Fairfax County Government agencies may exhibit at the Fair without exhibitor fees."

This amendment was accepted.

The question was called on the motion, and as amended, carried by unanimous vote.

66. C-1 - PROFFERED REZONINGS AND RELATIONSHIP
TO HOUSE BILL #721 (COUNTYWIDE) (TAPE 8)

(NOTE: Earlier in the meeting there was additional discussion regarding this item. See Clerk's Summary Item CL#11.)

The Board next considered an Item contained in the Memorandum to the Board dated July 9, 1990 regarding the issue of whether or not applicants for proffered rezonings should be requested to include in their proffer statements references which attempt to clarify the effect of House Bill #721.

Supervisor Hyland referred to the first bullet as outlined in the Memorandum to the Board dated July 9, 1990 on Page 32:

- That the County staff cease requesting applicants to incorporate language into the proffer statements as a way of seeking clarity regarding House Bill #721. Instead, the County should seek amendments to House Bill #721 which clarify the legislation in the forthcoming session of the General Assembly.

Supervisor Hyland stated, for the record, that he objected to the first sentence of above referenced bullet. However, he concurred with the second sentence of the statement.

Supervisor Hyland referred to the second bullet as outlined in the Memorandum to the Board dated July 9, 1990 on Page 32:

- That, with regard to the pending rezonings, applicants be requested to delete from their proffer statements references which attempt to clarify the effect of the State legislation.

Supervisor Hyland further stated, for the record, that he objected to this statement.

Supervisor Hyland then referred to the third bullet, second sentence, as outlined in the Memorandum to the Board dated July 9, 1990 on Pages 32 and 33:

- That, if the Board elects to continue approving proffered rezonings, the staff should review these rezoning applications with the knowledge that decisions to rezone with proffers may be irreversible except in cases where the County can demonstrate "mistake, fraud or change of circumstances substantially affecting the public health, safety or welfare" and make its recommendation accordingly. In this regard, staff shall request that applications for rezoning be specific as to use and intensity or density, and that all proffers for the dedication of real property, public improvements or cash payments include appropriate assurances with regard to the timing of implementation.

Supervisor Hyland suggested that the words "shall request" be amended to "shall require."

Supervisor Hyland asked unanimous consent that the Board direct staff to determine the repercussions if the applicant does not meet the timing requirements of the public improvements that are promised. Without objection, it was so ordered.

Following discussion, with input from J. Hamilton Lambert, County Executive, James P. Zook, Director, Office of Comprehensive Planning, and Karen J. Harwood, Assistant County Attorney, Supervisor Richards moved approval of the Planning Commission's recommendation. The motion was seconded by Supervisor Pennino and carried by a recorded vote of five, Supervisor Alexander, Supervisor Hyland, Supervisor McConnell, and Chairman Moore voting "NAY."

67. I-1 - ROAD BOND PROGRAM - BOARD OF SUPERVISORS'
MONTHLY STATUS REPORT FOR JUNE, 1990 (TAPE 8)

(NOTE: This item was noted at the Transportation Subcommittee Meeting held earlier in the day.)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 presented the Road Bond Program, Board of Supervisors' monthly status report for June 1990.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct staff to expedite the West Ox Road project and not allow further delays. Without objection, it was so ordered.

There was a brief discussion regarding this item, with input from John W. diZerega, Director, Department of Public Works and Shiva K. Pant, Director, Office of Transportation.

Following further discussion, Supervisor Moore asked unanimous consent that the Board direct staff to expedite the 64132 Pohick Road S Curve Project. Without objection, it was so ordered.

Supervisor Moore referred to the change in the cost of the I-66 temporary High Occupancy Vehicle (HOV) lane project and asked unanimous consent that the Board direct staff to provide additional information regarding this issue. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

68. I-2 - FAIRFAX COUNTY PARKWAY/FRANCONIA -
SPRINGFIELD PARKWAY STATUS REPORT (COUNTYWIDE)
(TAPE 8)

(NOTE: This item was noted at the Transportation Subcommittee Meeting held earlier in the day.)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 presenting the Fairfax County Parkway/Franconia - Springfield Parkway Quarterly Status Report.

69. I-3 - STATUS REPORT ON HIGHWAY PROJECTS IN THE
VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT)
SIX-YEAR IMPROVEMENT PROGRAMS (COUNTYWIDE)
(TAPE 8)

(NOTE: This item was noted at the Transportation Subcommittee Meeting held earlier in the day.)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 presenting the Status Report on Highway Projects in the Virginia Department of Transportation (VDOT) Six-Year Improvement Programs.

70. I-4 - COUNTY ROAD TAKEOVER STUDY, PHASE II
(COUNTYWIDE) (TAPE 8)

(NOTE: Earlier in the meeting, action was taken regarding this item. See Clerk's Summary Item CL#21.)

71. I-5 - REPORT ON PROVISION OF TEMPORARY BUS
SERVICE TO UNION MILL ROAD (SPRINGFIELD
DISTRICT) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 presenting the report on the provision of temporary bus service to Union Mill Road and requesting authorization, given the low level of anticipated ridership and relatively high operating cost, that staff not pursue either option (outlined on Page 41 of the Memorandum to the Board) at this time.

There was a brief discussion regarding this item.

The staff was directed administratively to proceed as proposed.

72. I-6 - INFORMATION REGARDING THE NORTHERN VIRGINIA TRANSPORTATION COMMISSION'S (NVTC) PURCHASE OF ADDITIONAL COMMUTER RAIL PASSENGER CARS (ANNANDALE, LEE, MOUNT VERNON AND SPRINGFIELD DISTRICTS) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 presenting information regarding the Northern Virginia Transportation Commission's (NVTC) purchase of additional commuter rail passenger cars.

There was a brief discussion regarding this item.

73. I-7 - THE 1989 ASSESSMENT-SALES REPORT FOR THE OFFICE OF ASSESSMENTS (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 presenting the 1989 Assessment-Sales Report for the Office of Assessments.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct staff to review the issue of an assessment sales rate ratio for homes that are individually built and report its findings. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

74. I-8 - DRUG FREE WORKPLACE ACT OF 1988 (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 presenting information on the requirements of the Drug Free Workplace Act of 1988. It is noted that staff considers the County to be in full conformance with the requirements of the Drug Free Workplace Act of 1988.

75. I-9 - AWARD OF CONTRACT FOR ACTUARIAL SERVICES FOR THE RETIREMENT ADMINISTRATION AGENCY (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 requesting authorization for the Purchasing Agent to award a contract to Milliman and Robertson, Incorporated, for actuarial Services for the Retirement Administration Agency.

The staff was directed administratively to proceed as proposed.

76. I-10 - AWARD OF CONTRACT FOR THE PROVISION OF RESIDENTIAL SERVICES TO PERSONS WITH MENTAL RETARDATION AT THE BRADDOCK ROAD GROUP HOMES (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 requesting authorization for

the Purchasing Agent to award a contract to Community Systems Incorporated, in the amount of \$1,060,043, for start-up and operating costs of the Braddock Road Group Homes for Fiscal Year 1991.

The staff was directed administratively to proceed as proposed.

77. I-11 - APPROVAL OF ARCHITECTURAL AND ENGINEERING SERVICES CONTRACT FOR FAIRFAX CORNER DEVELOPMENT PROJECT (SPRINGFIELD DISTRICT) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 requesting authorization for the Fairfax County Redevelopment and Housing Authority (FCRHA) to:

- Award a contract in the amount of \$242,500 to Collins and Kronsadt, Leahy, Hogan, Collins and Draper for the architectural and engineering design services associated with the proposed construction of Project VA 1945, Fairfax Corner Development; and
- Allocate the necessary funding outlined on Pages 53 and 54 of the Memorandum to the Board. (Funds for these costs will be provided from the unrestricted Subfund Balance of Subfund 411 (FCRHA Revolving Development Fund) and Subfund 478 (Housing Assistance Program Fund).

The staff was directed administratively to proceed as proposed.

78. I-12 - AWARD OF ENGINEERING DESIGN CONTRACT FOR JAMES LEE PHASE IV (PROVIDENCE DISTRICT) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 requesting authorization for staff to award a contract to Rinker-Detwiler and Associates, P.C. in the amount of \$47,144 to perform the engineering design for Project 003910, James Lee Phase IV, Subfund 479, Housing G.O. Bond Construction.

The staff was directed administratively to proceed as proposed.

79. I-13 - CONTRACT AWARD - LOWER POTOMAC POLLUTION CONTROL PLANT BALLPARK PHASE II (MOUNT VERNON DISTRICT) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 requesting authorization for staff to award a contract to R.L. Rider and Company in the amount of \$595,210 for the construction of Lower Potomac Pollution Control Plant Ballpark Phase II (LPPCP).

The staff was directed administratively to proceed as proposed.

80. I-14 - CONTRACT AWARD - FINAL DESIGN AND PLAN
PREPARATION FOR TWIN LAKES DAM IMPROVEMENT
(SPRINGFIELD DISTRICT) (TAPE 9)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 requesting authorization for staff to award a contract to Dewberry and Davis in the amount of \$27,670 for final design and plan preparation for Twin Lakes Dam Improvement, Project 004747 in Subfund 950, Park Authority Capital Improvement Trust Fund.

The staff was directed administratively to proceed as proposed.

81. I-15 - CONTRACT AWARD - MEMORIAL HEIGHTS -
MEMORIAL HEIGHTS PHASE I NEIGHBORHOOD
IMPROVEMENTS (MOUNT VERNON DISTRICT)
(TAPE 9)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 requesting authorization for staff to:

- Award a contract in the amount of \$1,493,000 to Martin and Gass, Incorporated, for Project C00050, Memorial Heights Phase I, in Subfund 488, Neighborhood Improvement Program; and
- Reallocate funds in the amount of \$59,593 to Project C00070, Fund Contingency, to fund possible shortfalls in other projects within this subfund.

The staff was directed administratively to proceed as proposed.

82. I-16 - CONTRACT AWARD - COLVIN RUN MILL PUMP
STATION, MILL POND AND STORM DRAINAGE
IMPROVEMENTS (DRANESVILLE DISTRICT)
(TAPE 9)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 requesting authorization for staff to:

- Award a contract to Owen and Dove, Incorporated, in the amount of \$549,599 for Project X00214, Colvin Mill Run Pump Station, Mill Pond and Storm Drainage Improvements in Subfund 470, Storm Drainage Bond Construction; and

- Reallocate funds in the amount of \$557,435 from the Fairfax County Park Authority (FCPA) Stream Valley Erosion Control Projects within Subfund 470, Storm Bond Construction:

X00205	Difficult Run	\$ 70,000
X00209	South Run Phase II	\$188,000
X00211	Holmes Run Phase II	\$140,000
X00299	Stream Valley Erosion Projects	\$159,435

The staff was directed administratively to proceed as proposed.

83. I-17 - AWARD OF AN ENGINEERING DESIGN CONTRACT FOR MOUNT ZEPHR PHASE I (MOUNT VERNON DISTRICT) (TAPE 9)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 requesting authorization for staff to award a contract to BC Consultants, Incorporated, in the amount of \$249,802 to provide complete survey for the entire project, and the engineering design for Project C00087, Mount Zephyr Phase I, in Subfund 488, Neighborhood Improvement Program.

The staff was directed administratively to proceed as proposed.

84. I-18 - CITIZENS BUDGET OVERVIEW COMMITTEE (CBOC) INTERIM REPORT AND RECOMMENDATIONS ON THE EQUIPMENT MANAGEMENT TRANSPORTATION AGENCY (EMTA) AND COUNTY VEHICLE FLEET OPERATING PRACTICES AND POLICIES, AND COMMENTS ON THE COUNTY'S PROCESS FOR JUSTIFYING MAJOR CAPITAL INVESTMENT DECISIONS (TAPE 9)

(BACs)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 9, 1990 presenting the Citizens Budget Overview Committee (CBOC) Interim Report and recommendations on the Equipment Management Transportation Agency (EMTA) and County Vehicle Fleet operating practices and policies, and comments on the County's process for justifying major capital investment decisions.

Supervisor Hanley encouraged the CBOC to continue its analysis of the issues summarized in Bullets One, Two, Three, and Five as contained in the Memorandum to the Board dated July 9, 1990:

- To determine the need for cash balances;
- The tradeoff point among mileage and maintenance costs;

- That staff reevaluate the privately owned vehicles option; and
- That staff conduct a comprehensive evaluation of the feasibility and desirability of full contractor operation of any new facilities.

Supervisor Hanley and Supervisor Hyland stressed the importance of this report and reiterated the Board's continued support for the CBOC.

VLL:VLL

85. DELETION OF BOARD'S SCHEDULED EXECUTIVE SESSION
(TAPE 9)

Supervisor Hyland announced, with regret, that he could not participate in the Board's Executive Sessions for reasons he expressed at the Board of Supervisors' meeting held on June 25, 1990 regarding the Court's recent ruling on the case between the Journal and the Board of Supervisors concerning the violation of the Freedom of Information Act (FOIA) statutes. He stated that, while he had read all of the materials distributed to him from the County Attorney's Office, he was still not clear on the basis of the ruling.

Following Board discussion, it was the consensus to delete today's scheduled Executive Session from the Board's Agenda.

(NOTE: Later in the meeting, actions were taken on several Executive Session items contained in today's Board's Package. See Clerk's Summary Item CL#89.)

CM:CM

ADDITIONAL BOARD MATTERS

86. REQUEST FOR REMOVAL FROM FAIRFAX COUNTY'S
TRASH COLLECTION SERVICE (TAPE 9)

Supervisor Davis stated that a constituent in Mason District, Mr. Luke P. DeIuliis, of 5302 12th Street, South, Arlington, who is also a resident of Arlington County, receives trash collection service from both Arlington and Fairfax Counties because the county line runs through his property. Mr. DeIuliis has requested that he be removed from Fairfax County's local sanitary/trash collection service. Supervisor Davis asked unanimous consent that the Board direct staff to review the request by Mr. DeIuliis. Without objection it was so ordered.

87. INSTALLATION OF TRAFFIC SIGNAL AT ENTRANCE OF
MASON DISTRICT GOVERNMENTAL CENTER (TAPE 9)

Supervisor Davis called to the Board's attention the fact that it is extremely difficult to make a left turn out of the Mason District Governmental Center parking lot and he moved that the Board of Supervisors go on record strongly supporting the installation of a traffic signal at the entrance of the Mason District Governmental Center. This motion was seconded by Supervisor Alexander and carried by a vote of eight, Supervisor Pennino being out of the room.

88. WAIVER OF SERVICE ROAD ACROSS FRONT OF
MASON DISTRICT GOVERNMENTAL CENTER (TAPE 9)

Supervisor Davis asked unanimous consent that the Board of Supervisors support a proposal to waive the Office of Transportation's requirement that a service road be constructed across the front of the Mason District Governmental Center's property. He stated his belief that a service road would promote cut-thru traffic from Whispering Lane for drivers wishing to avoid the traffic signal at Columbia Pike and that the road would have to be built very close to the building and perhaps even force a change in building placement.

Following discussion, Supervisor Davis amended his request and asked that this matter be referred to staff to provide information to the Board of Supervisors, and this was accepted.

Without objection, the amended request was so ordered.

VLL:VLL

89. ACTIONS TAKEN ON ITEMS CONTAINED IN BOARD'S
EXECUTIVE SESSION PACKAGE (TAPE 9)

(NOTE: Earlier in the meeting, it was the Board's consensus not to proceed with the scheduled Executive Session. See Clerk's Summary Item CL#85.)

A. DENIAL OF CLAIM OF PAUL CAREY

Supervisor Davis moved that the Board of Supervisors deny the claim of Paul Carey as recommended in the Memorandum to the Board dated July 9, 1990. This motion was seconded by Supervisor Alexander and carried by a vote of eight, Supervisor Pennino being out of the room.

B. APPOINTMENT OF PETER W. KORINIS, DIRECTOR,
OFFICE OF RESEARCH AND STATISTICS (ORS)

Supervisor Davis moved that the Board of Supervisors appoint Peter W. Korinis as the Director

of the Office of Research and Statistics (ORS) at Grade S-36. This motion was seconded by Supervisor Alexander and carried by a vote of eight, Supervisor Pennino being out of the room.

C. NOTE OF APPEAL ON THE FOLLOWING
REFERENCED FINAL ORDERS: CSX REALTY,
INCORPORATED; HENRY A. LONG COMPANY
AND OTHERS, INCORPORATED; AND BLUE
RIDGE ASSOCIATES, GENERAL PARTNERSHIP,
IN CHANCERY

In order to preserve the maximum flexibility for the governing body in the Commercial and Industrial (C&I) District litigation, the Board of Supervisors proceeded to note an appeal on the following referenced final Orders: CSX Realty, Incorporated; Henry A. Long Company and Others, Incorporated; and Blue Ridge Associates, General Partnership, In Chancery, as recommended by the County Attorney and outside legal counsel.

In response to a query by Supervisor Davis, J. Hamilton Lambert, County Executive, responded that staff would report further on this matter prior to the Board's scheduled August Recess.

In response to a query by Supervisor McConnell, the County Executive reported that staff would also respond with a financial statement of legal fees expended by Fairfax County, to date, on this issue.

D. REQUEST FOR ADDITIONAL INFORMATION
REGARDING THE COURT'S INTERPRETATION
OF THE FREEDOM OF INFORMATION ACT AS
THE ACT APPLIES TO EXECUTIVE SESSIONS

Chairman Moore requested that David T. Stitt, County Attorney, report to the Board with additional information on whether the Board can obtain specific advice from the Court with regard to the Court's interpretation of the Freedom of Information Act (FOIA) as provided under Executive Session.

Mr. Stitt responded that staff intends to seek clarification from the Court and anticipates responding to the Board, prior to its next scheduled meeting, on whether the County will receive that guidance.

CM:CM

90. RECESS (TAPE 9)

At 2:40 p.m., the Board recessed briefly for lunch.

DL:DL

At 3:45 p.m. the Board reconvened in the Board room with all Members being present, with the exception of Supervisor Hanley and Supervisor Pennino, and with Chairman Moore presiding.

91. 3:30 P.M. - PH ON REZONING APPLICATION RZ 83-D-050
(S AND J ASSOCIATES, A MARYLAND LIMITED
PARTNERSHIP) (DRANESVILLE DISTRICT)
(TAPE 10)

Mr. John Farrell reaffirmed the validity of the affidavit for the record.

Chairman Moore disclosed that the law firm Odin, Feldman, and Pittleman represented her within the last year and that because of this she would abstain from all actions on the case. Chairman Moore then relinquished the Chair to Acting-Chairman Alexander and left the Board Room.

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

Following the public hearing, Kul Sandhu, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Richards moved that Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 83-D-050 be amended from the R-1 District to the R-2 District subject to the proffers dated February 6, 1990. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Hanley, Supervisor Pennino, and Chairman Moore being out of the room.

Supervisor Richards moved modification of the one acre of continuous open space requirement of the cluster subdivision as specified in Paragraph 4 of Section 2-309 in favor of the open space as shown on the revised Generalized Development Plan dated January 29, 1990 prepared by Rinker-Detwiler and Associates. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Hanley, Supervisor Pennino, and Chairman Moore being out of the room.

Supervisor Richards further moved waiver of the minimum district size requirement in accordance with the provisions of Section 9-610 of the Zoning Ordinance. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Hanley, Supervisor Pennino, and Chairman Moore being out of the room.

92. 3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT
APPLICATION PCA 80-S-078-1 (LARRY E. AND MARY G.
EDWARDS) (SPRINGFIELD DISTRICT) (TAPE 10)

Mr. Bernard M. Fagelson reaffirmed the validity of the affidavit for the record.

Supervisor Hyland stated that since the affidavit references the fact that Mr. Fagelson contributed to his campaign, he made the following disclosure:

- In the amount of \$50.00 to his 1987 campaign.

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

Following the public hearing, Kul Sandhu, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

(NOTE: Upon her return to the Board Room, Acting-Chairman Alexander returned the gavel to Vice-Chairman Pennino.)

Supervisor McConnell moved approval of Proffered Condition Amendment Application PCA 80-S-078-1 subject to the revised proffers dated June 27, 1990. This motion was seconded by Supervisor Davis and carried by a vote of eight, Chairman Moore being out of the room.

(NOTE: The Planning Commission requested, and the applicant agreed, to include a proffer addressing the screening or enclosure of the dumpsters.)

93. 3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 90-M-008 (PAUL J. KLAASSEN AND DONALD M.
MISNER) (MASON DISTRICT) (TAPE 10)

Supervisor Davis moved to defer indefinitely the public hearing on Special Exception Application SE 90-M-008. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Chairman Moore being out of the room.

94. 3:30 P.M. - BOARD DECISION ON PROPOSED AMENDMENTS
TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 8
(SECURITY ALARM SYSTEMS) AS IT PERTAINS TO THE
REGULATION OF SECURITY ALARM SYSTEMS (TAPE 10)

- (0) (NOTE: The public hearing was held on June 25, 1990 and Board decision deferred until July 9, 1990.)

Certificates of Publication were filed from the Editors of the Journal and Northern Virginia Sun, showing that notice of said public hearing had been duly advertised in those Newspapers in the issues of June 8 and June 15, 1990.

Following a question-and-answer period among Board Members and staff, Supervisor Hyland stated, for the record, that Dallas Sharkey,

Representative, Mount Vernon Council, had reviewed the revisions made to the ordinance and had been very pleased with the amended ordinance. He expressed appreciation to staff for the efforts put forth.

Supervisor Hanley moved approval of the proposed amendments to the Code of the County of Fairfax, Chapter 8 (Security Alarm Systems) to define an alarm response as any signal by an alarm system which summons police officers and, upon investigation is determined not to be caused by criminal activity; establish that alarm responses in excess of the certain levels are deemed to be excessive; and impose an alarm system inspection requirement and gradually escalating service fees against those alarm users who permit an excessive number of alarm responses, to become effective January 1, 1991. This motion was seconded by Supervisor Hyland and carried by a recorded vote of five, Supervisor Alexander and Supervisor McConnell voting "NAY," Supervisor Davis and Chairman Moore being out of the room.

Supervisor Alexander moved that the Board direct staff and/or the Commission to:

- Establish, for Board approval, a licensing procedure for individuals installing alarm systems in Fairfax County; and
- Provide technical requirements that would be a minimal prerequisite for the different types of alarm systems that are permitted in Fairfax County.

This motion was seconded by Supervisor McConnell and carried by a vote of seven, Supervisor Davis and Chairman Moore being out of the room.

95. 4:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT
APPLICATION PCA 77-P-146-2 AND SPECIAL EXCEPTION
APPLICATION SE 89-P-066 (FAIRFAX HOSPITAL SYSTEM)
(PROVIDENCE DISTRICT) (TAPE 10)

Mr. James N. Scott reaffirmed the validity of the affidavit for the record.

Supervisor Hyland made the following disclosures:

- In the amount of \$15.00 from Mr. J. Knox Singleton (Inova Health Systems Foundation) to his 1984 campaign;
- In the amount of \$55.00 from Mr. J. Knox Singleton (Inova Health Systems Foundation) to his 1987 campaign; and

- In the amount of \$45.00 from Mr. Marc E. Bettius (Miles and Stockbridge) to his 1984 campaign.

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

Following the public hearing, Cathy Chianese, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Hanley moved approval of Special Exception Application SE 89-P-066 subject to the development conditions dated June 27, 1990. This motion was seconded by Supervisor Hyland and carried by a vote six, Supervisor Davis, Supervisor McConnell, and Chairman Moore being out of the room.

Supervisor Hanley moved approval of the requested modifications and waivers of the transitional screening and barrier requirements to those shown on the Special Exception Plat. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Chairman Moore being out of the room.

Supervisor Hanley further moved approval of Proffered Condition Amendment Application PCA 77-P-146-2 subject to the executed proffers, dated July 2, 1990, excluding the language on the "Quillan Amendment" on House Bill Number 721. This motion was seconded by Supervisor Alexander and carried by a recorded vote of five, Supervisor Hyland voting "NAY," Supervisor Davis, Supervisor McConnell, and Chairman Moore being out of the room.

96. 4:00 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) AND TO CHAPTER 101 (SUBDIVISION ORDINANCE) REGARDING AFFORDABLE DWELLING UNIT DEVELOPMENTS (TAPE 10)

Supervisor Hanley moved to defer the public hearing on the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) and Chapter 101 (Subdivision Ordinance) regarding Affordable Dwelling Unit Developments until July 23, 1990 at 5:00 p.m. This motion was seconded by Supervisor Alexander and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Chairman Moore being out of the room.

97. 4:00 P.M. - PH ON REZONING APPLICATION RZ 89-L-022 (E.W. LYNCH, JR., TRUSTEE) (LEE DISTRICT) (TAPE 10)

Supervisor Alexander moved that the Board remand Rezoning Application RZ 89-L-022 back to the Planning Commission because of a change in ownership and use. This motion was seconded by Supervisor Richards and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Chairman Moore being out of the room.

SBE:SBE

98. 4:00 P.M. - PH ON PROPOSED AMENDMENT TO THE
CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112
(ZONING ORDINANCE) REGARDING GROUP
RESIDENTIAL FACILITIES (TAPES 10-12)

Following the public hearing, which included testimony by 14 speakers and discussion, Supervisor Bulova asked unanimous consent that the Board direct staff to review a suggestion from the Commission on Aging for having group home residential facilities for the elderly. Without objection, it was so ordered.

Supervisor Davis moved to defer Board decision for two weeks on the proposed amendments to the Code of The County of Fairfax, Chapter 112 (Zoning Ordinance) regarding group residential facilities with the understanding that staff will:

- Review the issue of the requirements for recovering drug addicts, drug addiction and substance abuse; and
- Provide an evaluation of the need for supervision of these individuals.

This motion was seconded by Supervisor Bulova.

Following discussion, the question was called on the motion which carried by unanimous vote.

(NOTE: Later in the meeting, additional action was taken regarding this item. See Clerk's Summary Item CL#103.)

99. 4:30 P.M. - PH ON THE ACQUISITION OF CERTAIN
DEDICATIONS AND EASEMENTS NECESSARY FOR THE
IMPROVEMENT OF THE WAPLES MILL ROAD EXTENSION
(SPRINGFIELD DISTRICT) (TAPE 12)

- (R) Certificates of Publication were filed from the Editors of the Journal and Northern Virginia Sun, showing that notice of said public hearing had been duly advertised in those Newspapers in the issues of June 22 and June 29, 1990.

Following the public hearing, Supervisor McConnell moved adoption of the Resolution authorizing the acquisition of real property interests necessary for construction of Road Bond Project 006492 - Waples Mill Road Extension. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Hanley being out of the room.

100. 4:30 P.M. - PH ORDERING IMPROVEMENTS AND SETTING ASSESSMENTS TO BROOKLAND-BUSH HILL, PHASE I (LEE DISTRICT) (TAPE 12)

Certificates of Publication were filed from the Editors of the Journal and Northern Virginia Sun, showing that notice of said public hearing had been duly advertised in those Newspapers in the issues of June 22 and June 29, 1990.

Following the public hearing, which included testimony by two speakers, Supervisor Alexander moved to defer Board decision on the Ordering of Improvements and Setting Assessments to Brookland-Bush Hill, Phase I until July 23, 1990 at 4:30 p.m. This motion was seconded by Supervisor Pennino and carried by a vote of six, Supervisor Bulova, Supervisor Davis, and Supervisor McConnell being out of the room.

101. 4:30 P.M. - PH ON THE PROPOSED VACATION OF MOSBY LANE (SPRINGFIELD DISTRICT) (TAPE 12)

Certificates of Publication were filed from the Editors of the Journal and Northern Virginia Sun, showing that notice of said public hearing had been duly advertised in those Newspapers in the issues of June 22 and June 29, 1990.

Following the public hearing, which included testimony by six speakers, Supervisor McConnell moved to defer Board decision on the proposed vacation of Mosby Lane until August 6, 1990 at 4:30 p.m., to allow additional time for all parties involved to resolve outstanding issues. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Alexander, Supervisor Pennino, and Chairman Moore being out of the room.

102. 4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 89-P-081 (LEE GRAHAM SHOPPING CENTER, LIMITED PARTNERSHIP) (PROVIDENCE DISTRICT) (TAPE 12)

Supervisor Hanley moved to defer the public hearing on Special Exception Application SE 89-P-081 until August 6, 1990 at 3:30 p.m. This motion was seconded by Supervisor Richards and carried by a vote of six, Supervisor Alexander, Supervisor Pennino, and Chairman Moore being out of the room.

103. DEFERRAL OF BOARD DECISION ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING GROUP RESIDENTIAL FACILITIES (TAPE 12)

Supervisor Alexander moved to defer Board decision on the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding group residential facilities until July 23, 1990 at 4:30 p.m. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Hanley and Supervisor Pennino being out of the room.

(NOTE: Earlier in the meeting, the public hearing was held regarding this item. See Clerk's Summary Item CL#98.)

104. 4:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT
APPLICATION SEA 81-M-058-2 (MCDONALD'S
CORPORATION) (MASON DISTRICT) (TAPE 12)

Mr. William C. Thomas, Jr., reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Supervisor Davis moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor McConnell and carried by a vote of seven, Supervisor Hanley and Supervisor Pennino being out of the room.

Supervisor Davis moved approval of Special Exception Application SEA 81-M-058-2 subject to the revised development conditions dated July 9, 1990, with the following modifications:

- Condition Three, Plat B "The Special Exception is subject to provisions of Article 17 site plans. Any plans submitted pursuant to the Special Exception shall be in conformance with the approved Special Exception (SE) Plat entitled "McDonald's" and prepared by McDonald's Corporation which is dated January 3, 1990 or Plat B which was revised on July 9, 1990 and conditions which are listed, to include the statement: Depending upon the access that is approved by the City of Alexandria."

Supervisor Davis further moved:

- Waiver of the Public Facilities Manual (PFM) requirement of a 20-foot perpendicular parking stall depth in favor of a 17-foot depth as shown on the SE Plat;
- Waiver of the PFM requirement of a 15-foot loading zone in favor of a 12-foot width as shown on the SE plat;
- Modification of the peripheral landscaping requirement as required by the Zoning Ordinance along Leesburg Pike in favor of

the dimensions shown on the SE Plat dated January 3, 1990, as revised on April 12, 1990;

- Waiver of the service driveway requirement along Leesburg Pike in favor of the existing access;
- Modification of the trail requirement by the Countywide Trails Plan in favor of the existing sidewalk; and
- Waiver of the required transitional screening yard in the western property boundary.

This motion was seconded by Supervisor McConnell and carried by a vote of seven, Supervisor Hanley and Supervisor Pennino being out of the room.

105. 4:30 P.M. - PH ON THE PROPOSAL TO VACATE A PORTION OF SEMINOLE AVENUE (MASON DISTRICT) (TAPE 12)

- (0) Certificates of Publication were filed from the Editors of the Journal and Northern Virginia Sun, showing that notice of said public hearing had been duly advertised in those Newspapers in the issues of June 22 and June 29, 1990.

Following the public hearing, which included testimony by one speaker, Supervisor Davis moved adoption of the Ordinance vacating an unimproved portion of Seminole Avenue located within the Weyanoke Subdivision. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Hanley, Supervisor McConnell, and Supervisor Pennino being out of the room.

106. 5:00 P.M. - JOINT PUBLIC HEARING ON PROPOSED VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) SECONDARY ROAD IMPROVEMENT BUDGET FOR FISCAL YEAR 1991 (COUNTYWIDE) (TAPE 12)

Certificates of Publication were filed from the Editors of the Journal and Northern Virginia Sun, showing that notice of said public hearing had been duly advertised in those Newspapers in the issues of June 22 and June 29, 1990.

Following the public hearing, Supervisor Alexander moved approval of the draft Fiscal Year (FY) 1991 Secondary Road Improvement Budget as outlined in the Memorandum to the Board dated July 9, 1990. This motion was seconded by Supervisor Richards and carried by a vote of seven, Supervisor McConnell and Supervisor Pennino being out to the room.

107. 5:00 P.M. - PH ON REZONING APPLICATION RZ 88-L-082
(WINCHESTER HOMES, INCORPORATED) (LEE DISTRICT)
(TAPE 13)

Supervisor Alexander moved to defer the public hearing on Rezoning Application RZ 88-L-082 until July 23, 1990 at 4:30 p.m. This motion was seconded by Supervisor Bulova and carried by a vote of five, Supervisor Davis, Supervisor McConnell, Supervisor Pennino, and Supervisor Richards being out of the room.

108. 5:00 P.M. - PH ON REZONING APPLICATION RZ 86-L-021
(RICHARD L. LABBE, TRUSTEE) AND SPECIAL EXCEPTION
APPLICATION SE 87-L-069 (MCDONALD'S CORPORATION)
(LEE DISTRICT) (TAPE 13)

Mr. H. Kendrick Sanders representing Mr. Richard L. Labbe, Trustee, and Mr. Bernard M. Fagelson representing McDonald's Corporation, reaffirmed the validity of the affidavit for the record.

Mr. Sanders and Mr. Fagelson had filed the necessary notices showing that at least 25 adjacent and/or interested persons had been notified of the date and hour of this public hearing and they proceeded to present their case.

Following the public hearing, which included testimony by three speakers, Mary Ann Godfrey, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Alexander moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 86-L-021 be amended from the R-3, C-6, and Highway Corridor Districts to the R-12, C-6, and Highway Corridor Districts subject to the revised proffers dated June 25, 1990. This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Davis, Supervisor McConnell, Supervisor Pennino, and Supervisor Richards being out of the room.

Supervisor Alexander moved approval of the requested waivers and modifications as outlined in the Staff Report. This motion was seconded by Supervisor Hanley and carried by a vote of five, Supervisor Davis, Supervisor McConnell, Supervisor Pennino, and Supervisor Richards being out of the room.

Supervisor Alexander moved approval of the Special Exception Application SE 87-L-069 subject to the revised development conditions dated June 26, 1990, with the following modification to Development Condition Number 16 as follows:

- "McDonald's shall build a six-foot high earth tone brick wall along the Brookland Road frontage of the property beginning at the property boundary with the Labbe

property covered by Rezoning Application RZ 86-L-021, Tax Map 81-4 ((1)) 68A, 68B, 71D, 71F, and part of 71B, and proposed for townhouse development. The wall shall end along Franconia Road frontage at the terminus of the radius of the Brookland Road-Franconia Road intersection approximately 20 feet along Franconia Road and shall be placed as close as possible to the front property line along Franconia Road as is permitted by the Zoning Ordinance. The portion of the wall fronting on Franconia Road shall be four-feet in height. The transition from the six-foot high wall to the four-foot high wall shall occur in stepped intervals. The wall shall have built into its angled face the words "Brookland Estates" in letters 12-inches high. The community sign shall be of light etched granite framed by the darkest of the earth tone bricks. The wall shall be compatible with the necessary screening which will preserve to the maximum extent possible existing trees."

This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room.

Supervisor Alexander moved approval of the requested waivers of modifications as outlined in the Staff Report. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room.

In addition, Supervisor Alexander asked unanimous consent that the Board direct staff to provide his office and the local Civic Association with the site plans and details on the construction of the brick wall so that this project may be closely monitored. Without objection, it was so ordered.

109. 5:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 89-P-038 (EXXON COMPANY, U.S.A.) (PROVIDENCE
DISTRICT) (TAPE 13)

Mr. Keith C. Martin reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Kul Sandhu, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Hanley moved approval of Special Exception Application SE 89-P-038, subject to the revised development conditions dated June 22, 1990, with the following modification to Development Condition Number 17 as follows:

- "Change the size of the sales area space from 490-square feet TO 692-square feet."

This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Bulova, Supervisor Davis, Supervisor McConnell and Supervisor Pennino being out of the room.

110. 5:00 P.M. - BOARD DECISION ON REZONING APPLICATION
RZ 89-P-012 (DAKOTA DEVELOPMENT, INCORPORATED
(PROVIDENCE DISTRICT) (TAPES 13-14)

(NOTE: On June 25, 1990, the Board of Supervisors held a public hearing on this rezoning application, but deferred decision to July 9, 1990.)

Supervisor Hanley moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 89-P-012 be amended from the C-5 District and R-2 District to the R-4 District subject to the revised proffers dated June 25, 1990. This motion was seconded by Supervisor Alexander and carried by a vote of five, Supervisor Bulova, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room.

111. RECESS (TAPE 14)

At 7:15 p.m., the Board recessed briefly and, at 7:55 p.m., reconvened in the Board Room with all Members being present, with the exception of Supervisor Davis, and with Chairman Moore presiding.

112. 7:30 P.M. - PH ON THE MAJOR PLAN REVIEW REGARDING
THE PROPOSED POLICY PLAN FOR FAIRFAX COUNTY AND
GUIDELINES FOR DEVELOPMENT REVIEW (TAPES 14-17)

Certificates of Publication were filed from the Editors of the Journal and Northern Virginia Sun, showing that notice of said public hearing had been duly advertised in those Newspapers in the issues of June 22 and June 29, 1990.

The public hearing on the Major Plan Review Regarding the Proposed Policy Plan for Fairfax County and Guidelines for Development Review was heard with 64 speakers.

(NOTE: The public hearing on this item was continued to July 10, 1990 at 7:00 p.m.)

VLL:VLL

ADDITIONAL BOARD MATTERS113. APPOINTMENTS TO THE CITIZENS COMMITTEE ON THE
DULLES CORRIDOR TRANSIT STUDY (TAPE 17)

(APPT)

(NOTE: Earlier in the meeting, the Board reorganized this committee. See Clerk's Summary Item CL#16.)

Supervisor Pennino moved the appointments of the following individuals to the Citizens Committee on the Dulles Corridor Transit Study as Centreville District Representatives:

- Mr. William Ament;
- Mr. Joseph Stowers;
- Mr. Karl Ingebritsen;
- Mr. Bill Cramer; and
- Mr. David Bobzien.

This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Davis being out of the room.

Supervisor Richards moved the appointments of the following individuals to the Citizens Committee on the Dulles Corridor Transit Study as Dranesville District Representatives:

- Mr. Jack Gilstrap;
- Mr. Richard Thoesen;
- Mr. Victor Dunbar; and
- Mr. Timothy Kendall.

This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Davis being out of the room.

Chairman Moore moved the appointments of the following individuals to the Citizens Committee on the Dulles Corridor Transit Study as At-Large Representatives:

- Mr. John DeNoyer; and
- Mr. Ed Herlihy.

This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Davis being out of the room.

(NOTE: Supervisor Richards and Chairman Moore announced that they would make additional appointments tomorrow evening. Refer to the Clerk's Board Summary dated July 10, 1990 for additional appointments made.)

114. WORKSHOP SCHEDULED ON PROPOSED POLICY PLAN
OF FAIRFAX COUNTY (TAPE 17)

(NOTE: Earlier in the meeting, the Board discussed a proposed workshop to be scheduled between Board Members and staff on the proposed Policy Plan of Fairfax County. See Clerk's Summary Item CL#10.)

Board Members directed staff to schedule a workshop between Board Members and County staff on Thursday, August 2, 1990 at 9:00 a.m. to discuss the proposed Policy Plan of Fairfax County.

115. APPRECIATION EXPRESSED TO MR. AND MRS. NUKIRK
(TAPE 17)

Chairman Moore recognized the presence in the Board Room of Mr. and Mrs. Nukirk and she warmly welcomed them to the Board Room.

Board Members expressed their appreciation to the Nukirks for their generous contribution of cookies.

SBE:SBE

116. BOARD RECESS (TAPE 17)

At 11:25 p.m., the Board recessed until Tuesday, July 10, 1990 at 7:00 p.m. for the continuation of the public hearing on the Major Plan Review Regarding the Proposed Policy Plan for Fairfax County and Guidelines for Development Review.