



# 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  
OCTOBER 15, 1990**

25-90

AR:AR

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

Others present were J. Hamilton Lambert, County Executive; David T. Stitt, County Attorney; Theodore Austell, III, Executive Assistant; 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.

Supervisor Alexander arrived at 9:55 a.m.

2. RETURN OF LEE DISTRICT SUPERVISOR JOSEPH ALEXANDER  
(TAPE 1)

Chairman Moore announced the return of Lee District Supervisor Joseph Alexander, after a two month absence due to illness, and noted that he would be entering the Board Room momentarily.

3. PROCLAMATION DESIGNATING "RECYCLING MONTH"  
IN FAIRFAX COUNTY (TAPE 1)

Supervisor Hyland moved approval of the Proclamation, presented to John W. diZerega, Director, and David L. Eger, Director, Division of Solid Waste Collection and Recycling, Department of Public Works, designating the month of October 1990 as "RECYCLING MONTH" in Fairfax County, in order to draw attention to the County Government's continuing efforts to promote recycling and urging all the residents of Fairfax County to participate. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Alexander not yet having arrived.

4. RESOLUTION COMMENDING THE BUSINESS PARTNERSHIP  
BETWEEN CORPORATE FIRMS OF FAIRFAX COUNTY AND  
THE SISTER CITY ESSONNE, FRANCE (TAPE 1)

Supervisor Hyland moved adoption of the Resolution, presented to the following recipients, commending the business partnership between

corporate firms of Fairfax County and our Sister City Essonne, France, extending the County's greeting and best wishes to the corporate firms which participated in this business exchange program with the hopes of fostering a lasting partnership between the two countries:

- Carl N. Guerreri, President,  
Electronic Warfare Associates, Incorporated;
- Joseph Lahoud, President,  
L. C. Technologies, Incorporated;
- Steven Lovink, Representative,  
Extrema Systems International Corporation;
- Mrs. Laurence Patrochilo, Representative,  
CORETECH;
- Claude Babolat, Representative,  
CERCO; and
- Representatives from BICOM, BMI, and VECYSYS.

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

(NOTE: Later in the meeting, there was additional discussion regarding this issue. See Clerk's Summary Item CL#101.)

5. PRESENCE OF DELEGATE ALAN E. MAYER IN THE  
BOARD ROOM (TAPE 1)

Chairman Moore acknowledged the presence of Delegate Alan E. Mayer and welcomed him to the Board Room.

6. 1990 INNOVATIONS IN STATE AND LOCAL GOVERNMENT  
AWARD (TAPE 2)

Fairfax County's Medical Care for Children Project (MCCP) was named one of the 10 national winners of the 1990 Innovations in State and Local Government Awards sponsored by the Ford Foundation and the John F. Kennedy School of Government at Harvard University. The award grant, in the amount of \$100,000, was presented on September 27, 1990 in New York City.

Chairman Moore acknowledged the efforts of all those who contributed so much time and effort to the Medical Care for Children Project and asked them to come forward for formal recognition.

7. PRESENCE OF SENATOR CLIVE L. DUVAL, II, IN THE  
BOARD ROOM (TAPE 2)

Chairman Moore noted that Senator Clive L. Duval, II, was present in the Board Room and extended him a warm welcome.

8. 10:00 A.M. - PRESENTATION BY THE VIRGINIA DEPARTMENT  
OF TRANSPORTATION (VDOT) AND CONSULTANTS REGARDING  
THE CAPITAL BELTWAY STUDY, NORTHERN VIRGINIA  
(TAPES 2-4)

Richard C. Lockwood, Transportation Planning Engineer, Virginia Department of Transportation (VDOT); Morris Rothenberg, JHK and Associates; and John Fowler, Dewberry and Davis, presented to Board Members the Capital Beltway Study, Northern Virginia.

Following the presentation, Supervisor Alexander moved that the Board direct staff to:

- Provide, as expeditiously as possible, a reasonable action plan based on today's briefing on the interim improvements to the Beltway, as well as the intersections; and
- Ascertain information from VDOT regarding the allocation of the additional \$50 million so that the Board can make a strong recommendation, along with the County's delegation representatives, to VDOT and the Commonwealth Transportation Board to allocate the money for these projects.

This motion was seconded by Supervisor McConnell.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked that the motion be amended to include a request that staff provide copies of its action memorandum on this item to all members of the delegation, both on the State and Federal level, at the same time that it is received by the Board, and this was accepted.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

Supervisor Hyland asked that the motion be amended to include a request that staff ensure that the recommendations and reactions of the Transportation Advisory Commission (TAC) are included in staff's report, and this was accepted.

Supervisor Hyland stressed the importance of the having the Office of Transportation staff and members of the TAC review the report, in terms of the short and long term concepts, and provide their reaction to the entire program as it blends together.

Chairman Moore clarified the requests of the Board as follows:

- Direct the Office of Transportation to return to the Board with a short term action plan to obtain design funds for both I-66 and the Beltway, assuming that the short term improvements will blend into a long term plan; and
- Direct staff to return to the Board at a later date with a long term plan, working with the TAC.

Supervisor Hanley asked that the motion be amended to include a projection of the long term traffic demand, and this was accepted.

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

Supervisor Bulova asked unanimous consent that the Board direct staff, in conjunction with the TAC, to provide a time line showing the schedule of the entire process. Without objection, it was so ordered.

Chairman Moore expressed the Board's appreciation for the presence and participation of the members of the TAC at today's briefing.

Supervisor Richards announced that the next meeting of the Board's Transportation Subcommittee with the TAC is scheduled for November 5, 1990.

9. I-5 - COMMONWEALTH TRANSPORTATION BOARD (CTB)  
ACTIONS REGARDING I-95 HOV OPERATIONS (TAPE 4)

Chairman Moore called the Board's attention to Information Item I-5 - Commonwealth Transportation Board (CTB) Actions Regarding I-95 HOV Operations. She asked Mr. Richard C. Lockwood, Transportation Planning Engineer, Virginia Department of Transportation (VDOT), to brief the Board Members on the CTB actions.

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 presenting the Commonwealth Transportation Board's (CTB) actions from its September 20, 1990 meeting regarding the I-95 High-Occupancy-Vehicle (HOV) Operations. The CTB adopted a Resolution which changes the operating conditions association with I-95 shoulder lanes.

The first change would extend the I-95 northbound shoulder (conventional) lane hours from 5:00 a.m. to 10:00 a.m. instead of the current hours which are from 5:00 a.m. to 9:00 a.m. This change will become effective October 22, 1990.

The second proposed change will require non-HOV traffic that currently enters the Turkeycock Run entrance to the I-95 southbound lanes to exit at the Old Keene Mill Road exist. Currently this traffic is allowed to continue on the HOV lanes past Springfield where it merges back onto the main lanes of I-95.

Following the briefing by Mr. Lockwood, Supervisor Alexander asked unanimous consent that the Board direct staff to:

- Continue to work with VDOT in monitoring the operating conditions associated with the I-95 shoulder lanes; and
- Keep the Board of Supervisors advised of any major problems which might occur as a result of these changes.

Without objection, it was so ordered.

10. 10:30 A.M. - APPOINTMENTS TO CITIZEN BOARDS,  
AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS  
(NO TAPE)

(NOTE: The appointments to Citizen Boards, Authorities, Commissions and Advisory Groups was deferred until later in the meeting. See Clerk's Summary Item CL#91.)

ADDITIONAL BOARD MATTERS

VLL:VLL

11. ORDERS OF THE DAY AND INTENT TO DEFER  
PUBLIC HEARINGS SCHEDULED ON REZONING  
APPLICATIONS RZ 89-P-063, RZ 90-P-040,  
RZ 89-P-017, AND SPECIAL EXCEPTION  
APPLICATION SE 90-P-020 (TAPE 5)

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board change its Orders of the Day and proceed with its recess and Executive Session. She announced that Supervisor Alexander, who is recovering from pneumonia, may leave the meeting early because of illness and he wanted to be present for briefing on the court's recent ruling concerning Zoning Ordinance Amendment 12-11-89, Master File Number 115184. She stated that legal counsel for the County is waiting in the Board Conference Room to brief the Board.

Supervisor Hanley announced her intent, at the appropriate time later in the meeting, to defer the following public hearings:

- Rezoning Application RZ 89-P-063 until  
November 26, 1990 at 4:30 p.m.;

- Rezoning Application RZ 90-P-040 and Special Exception Application SE 90-P-020 until November 26, 1990 at 4:30 p.m.; and
- Rezoning Application RZ 89-P-017 until November 5, 1990 at 5:00 p.m.

Supervisor Hanley asked that the request be amended to include that the Board direct staff to contact any individual listed on the Speakers List for the above items and inform them of the deferrals, and this was accepted.

Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

12. RECESS/EXECUTIVE SESSION (TAPE 5)

At 12:45 p.m., Supervisor Davis moved that the Board recess and go into Executive Session for discussion of matters set forth in the Agenda as well as for discussion of actual and probable litigation and other specific legal matters requiring the provision of legal counsel concerning:

- Claim of Jerald Hardesty; and
- Discussion concerning a perspective business or industry where no previous announcement has been made of the business or industry's interest in locating in the community.

This motion was seconded by Supervisor McConnell.

Following discussion, Supervisor Davis clarified that the issue concerning Zoning Ordinance Amendment 12-11-89, Master File Number 115184, is listed on the Board's Executive Session Agenda.

Following further discussion, the question was called on the motion which carried by a recorded vote of eight, Supervisor Hyland voting "NAY."

At 3:15 p.m., the Board reconvened in the Board Room with all Members being present, with the exception of Supervisor Alexander and Supervisor Richards, and with Chairman Moore presiding.

13. ABSENCE OF LEE DISTRICT SUPERVISOR JOSEPH ALEXANDER (TAPE 5)

Chairman Moore announced that Lee District Supervisor Joseph Alexander, who is recovering from pneumonia, left the Board meeting early today because of illness.

14. ACTIONS FROM EXECUTIVE SESSION (TAPE 5)A. CERTIFICATION BY BOARD MEMBERS  
REGARDING ITEMS DISCUSSED IN  
EXECUTIVE SESSION

Supervisor Davis moved that the Board of Supervisors certify that, to the best of their knowledge, only public business matters lawfully exempted from the open meeting requirements prescribed by the Virginia Freedom of Information Act and only matters identified in the motion to convene Executive Session were heard, discussed or considered by the Board during the Executive Session. This motion was seconded by Supervisor Pennino and carried by a recorded vote of five, Supervisor Hyland and Supervisor McConnell abstaining, Supervisor Alexander and Supervisor Richards being out of the room.

B. CLAIM OF JERALD HARDESTY

Supervisor Pennino moved that the Board of Supervisors grant the claim of Jerald Hardesty as recommended by the County Attorney in Executive Session. This motion was seconded by Supervisor Davis and carried by a recorded vote of six, Supervisor Hyland abstaining, Supervisor Alexander and Supervisor Richards being out of the room.

C. MARIO E. ESPINOLA VERSUS FAIRFAX COUNTY  
POLICE DEPARTMENT, RECORD NUMBER 1877-89-4

Supervisor Pennino moved that the Board of Supervisors NOT appeal the case of Mario E. Espinola Versus Fairfax County Police Department, Record Number 1877-89-4, as recommended by the County Attorney in Executive Session. This motion was seconded jointly by Supervisor Davis and Supervisor McConnell and carried by a recorded vote of six, Supervisor Hyland abstaining, Supervisor Alexander and Supervisor Richards being out of the room.

D. PROPOSED LOCATION OF ROCKWELL INTERNATIONAL  
CORPORATION TO THE WESTFIELDS PARK IN  
FAIRFAX COUNTY

Supervisor McConnell stated that negotiations have been ongoing for several months concerning a well-known Fortune 25 Company that is proposing to locate to Fairfax County. She announced that Rockwell International Corporation is considering locating to the Westfields Park in Springfield District.

J. Hamilton Lambert, County Executive, reported that negotiations have been ongoing between the property owners of the Westfields Park and representatives from Rockwell International Corporation. He stated that today he is transmitting a letter to the Director of the Rockwell International Corporation in Richardson, Texas, to show Fairfax County's continued interest in working with the Corporation in finalization of a project in excess of \$200 million on 68 acres of land located in the Westfields Park (time phasing of approximately 1.5 million square feet).

The County Executive briefed Board Members that the negotiations were extraordinarily difficult because it was incumbent upon the staff to ensure that any activities currently ongoing in the Route 28 Corridor, which are subject to litigation, not be damaged as a result of the County's negotiations with the Rockwell International Corporation.

Commendations were expressed to the County Executive and his staff, Supervisor McConnell, representatives and legal counsel for both Westfields Park and Rockwell International Corporation, for their outstanding performance and professionalism in working on this matter.

15. ORDERS OF THE DAY (TAPE 5)

Due to the lateness in the hour, Chairman Moore changed the Orders of the Day and announced that the Board would proceed with the following schedule for the remainder of the day: County Executive Items, Public Hearings, Appointments to Boards, Authorities, Commissions and Advisory Groups, and Board Matters.

16. ADMINISTRATIVE ITEMS (TAPE 5)

Supervisor Davis moved approval of the Administrative Items. This motion was seconded by Supervisor Pennino.

Supervisor McConnell asked that the motion be amended to defer action on Administrative Item Three - Approval of Water Main Extension, Hoopes Road Mobil Service Station and Administrative Item Four - Approval of Water Main Extension, Walney Visitors Center at E.C. Lawrence Park (Springfield District) to allow her additional time to resolve citizen concerns, and this was accepted.



Supervisor Hyland asked that the motion be amended to pull and consider separately Administrative Item Five - Authorization to Advertise a Public Hearing on the Acquisition of Certain Dedications and Easements Necessary for the Construction of the Route 123 to Pohick Road and Hooes Road Segment of the Fairfax County Parkway, Springfield District, and this was accepted.

Following discussion, Supervisor McConnell withdrew her request to defer action on Administrative Items Three and Four and asked that these items be considered for approval with the remainder of the Administrative Items, and this was accepted.

The question was called on the motion to approve Administrative Items, with the exception of Administrative Five, which carried by a vote of six, Supervisor Alexander, Supervisor Hanley, and Supervisor Richards being out of the room.

(NOTE: Later in the meeting, Supervisor Hanley asked unanimous consent to be recorded as voting "AYE," on the Administrative Items, and without objection, it was so ordered. See Clerk's Summary Item CL#18.)

(NOTE: Later in the meeting, action was taken to approve Administrative Five. See Clerk's Summary Item CL#17.)

ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM  
(CENTREVILLE AND LEE DISTRICTS)

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated October 15, 1990 be recommended for acceptance into the State Secondary System.

ADMIN 2 - APPROVAL OF WATER MAIN EXTENSION,  
CHANTILLY ESTATES (CENTREVILLE DISTRICT)

Approved the request for the installation of approximately 1,750 feet of six-inch water main in Downs Drive and Birch Drive for the provision of public water to 12 existing homes in Chantilly Estates Subdivision that are experiencing contaminated wells. The proposed water main will provide adequate domestic and fire protection service pursuant to Fairfax County standards.

ADMIN 3 - APPROVAL OF WATER MAIN EXTENSION, HOOES  
ROAD MOBIL SERVICE STATION (SPRINGFIELD DISTRICT)

Approved the request for the extension of an eight-inch water main approximately 520 feet and a 12-inch water main approximately 320 feet for the provision of public water to a proposed Mobil Service Station to be located at the intersection of Gambrill Road (Route 640) and the Fairfax County Parkway. The Mobil Service Station is being relocated to

accommodate construction of the Fairfax County Parkway, and the proposed water mains will provide both adequate domestic and fire protection service to the relocated station.

ADMIN 4 - APPROVAL OF WATER MAIN EXTENSION,  
WALNEY VISITORS CENTER AT E.C. LAWRENCE  
PARK (SPRINGFIELD DISTRICT)

Approved the request for the extension of an eight-inch water main approximately 1,800 feet and a six-inch water main approximately 150 feet, both to be located along Walney Road (Route 657) for the provision of public water to the Walney Visitors Center at E.C. Lawrence Park, 4050 Walney Road. The Fairfax County Park Authority is experiencing poor water quality from the existing well that supplies the Walney Visitors Center and has requested the extension of public water service. The proposed mains will provide adequate fire protection and domestic service.

ADMIN 5 - AUTHORIZATION TO ADVERTISE A PUBLIC  
HEARING ON THE ACQUISITION OF CERTAIN DEDICATIONS  
AND EASEMENTS NECESSARY FOR THE CONSTRUCTION OF  
THE ROUTE 123 TO POHICK ROAD AND HOOES ROAD  
SEGMENT OF THE FAIRFAX COUNTY PARKWAY  
(SPRINGFIELD DISTRICT)

(NOTE: Supervisor Hyland asked that Administrative Item Five be pulled and considered separately.)

17. ADMIN 5 - AUTHORIZATION TO ADVERTISE A PUBLIC  
HEARING ON THE ACQUISITION OF CERTAIN DEDICATIONS  
AND EASEMENTS NECESSARY FOR THE CONSTRUCTION OF  
THE ROUTE 123 TO POHICK ROAD AND HOOES ROAD  
SEGMENT OF THE FAIRFAX COUNTY PARKWAY  
(SPRINGFIELD DISTRICT) (TAPE 5)

Additional Board Matter:

Following discussion, with input from John diZerega, Director, Department of Public Works, Supervisor Hyland asked unanimous consent that the Board direct staff to establish a process to compare Fairfax County assessment information with the price negotiated by the Virginia Department of Transportation (VDOT) for acquisitions concerning the Fairfax County Parkway. Without objection, it was so ordered.

- (A) Supervisor Hyland moved that the Board authorize the advertisement of a public hearing to be held before the Board of Supervisors on November 5, 1990 at 4:30 p.m. on the proposed acquisition of certain dedications and easements necessary for the construction of the Route 123 to Pohick Road and Hooes Road segment of the Fairfax County Parkway, Springfield District. This motion was seconded by Supervisor Davis and carried by a vote of seven, Supervisor Alexander and Supervisor Richards being out of the room.

18. REQUEST TO RECORD VOTE ON ADMINISTRATIVE ITEMS (TAPE 5)

(NOTE: Earlier in the meeting, action was taken to approve the Administrative Items. See Clerk's Summary Item CL#16.)

Supervisor Hanley asked unanimous consent, because she was not present in the Board Room when action was taken, to be recorded as voting "AYE," on the Administrative Items. Without objection, it was so ordered.

SBE:SBE

19. A-1 - EMERGENCY ORDINANCE TO AMEND THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 84 (PUBLIC TRANSPORTATION), ARTICLE 6, SECTION 3(E) (RATES, FARES AND CHARGES) REGARDING TAXICABS (TAPE 6)

(EO)  
(A)

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

- Enact, on an emergency basis, an amendment to the Code of the County of Fairfax, Chapter 84 (Public Transportation), Article 6, Section 3(e) (Rates, Fares and Charges) to allow petitions for rate increases to be considered at any time in cases of emergencies; and
- Authorize the advertisement of a public hearing to be held before the Board of Supervisors on November 26, 1990 at 3:30 p.m. for adoption of the emergency amendment on a permanent basis.

This motion was seconded by Supervisor Hanley.

In response to queries by Supervisor Hyland and Supervisor Davis, staff from the Department of Consumer Affairs responded that the proposed amendment only allows the companies to apply for a rate increase and does not actually raise the rates. Staff stated that, to date, no company has applied for a rate increase.

The question was called on the motion which carried by a vote of seven, Supervisor Alexander and Supervisor Richards being out of the room.

20. A-2 - PROCEDURES AND CRITERIA FOR THE  
EVALUATION OF OPEN SPACE EASEMENTS (TAPE 6)

- (P) (NOTE: The Open Space Land Act, Virginia Code Sections 10.1-1700 et seq., contained in Attachment One of the Memorandum of the Board dated October 15, 1990, enables the governing body to accept open space easements. However, Fairfax County does not have an application procedure, nor criteria for evaluating applications for such easements.)

Supervisor Hanley moved that the Board concur in the recommendation of staff and:

- Accept the recommended "Introduction and Procedures for Requesting an Open Space Easement" contained in Attachment Two of the Memorandum to the Board dated October 15, 1990; and
- Adopt the "Criteria for Evaluating Proposed Open Space Easements" contained in Attachment Three of the Memorandum to the Board dated October 15, 1990.

This motion was seconded by Supervisor Bulova.

Following discussion, Supervisor Hyland asked that the motion be amended to include that the Board direct staff to make available to government centers the initial information package for landowners applying for open space easements, and this was accepted.

In response to a query by Supervisor Hyland, staff responded that it would be a minimum of 90 days to a maximum of five months from the point that individuals complete the application to the time the request is approved/denied.

The question was called on the motion which was carried by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor Richards being out of the room.

21. A-3 - ROUTE 236/BEAUREGARD STREET INTERCHANGE,  
COUNTY PROJECT 6497 (MASON DISTRICT) (TAPE 6)

Supervisor Davis moved that the Board concur in the recommendation of staff and approve the recommended at-grade and interchange concept plans for proceeding to the final conceptual design stage of the feasibility study and preliminary design of the at-grade solution for the Route 236/Beauregard Street Interchange, County Project 6497, Mason District, **\*\*modified\*\*** as follows:

- Endorse the following concepts so that the consultant can complete the conceptual design phase of the feasibility study:
  - Alternative Two: For the interim (1995) at-grade solution. The principal features of this alternative are triple left turns from southbound Beauregard Street to eastbound Route 236; Oasis Drive relocated away from Route 236; tandem lefts northbound at Beauregard Street/Chambliss Street; and tandem lefts northbound from Chambliss Street to Lincolnia Road. The estimated cost of this alternative is \$6.8 million;
  - Alternative Four: For the ultimate (2010) grade-separated solution. This alternative creates a flyover for southbound left turns from Beauregard Street to eastbound Route 236; includes Oasis Drive relocated away from Route 236; and provides four eastbound and three westbound lanes on Route 236, tandem lefts northbound at Beauregard Street/Chambliss Street and Chambliss Street/Lincolnia Road, and two lanes northbound on Chambliss Street. The estimated cost of this interchange concept is \$27.4 million;
- Direct staff to proceed to select a consultant for the preparation of design plans for Alternative Two, the recommended at-grade solution; and

- \*\*modification • Direct staff to show continued flexibility and sensitivity to Brighton Mall as Oasis Drive is realigned to preserve the integrity of the existing mall in order to maintain current parking requirements.

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

22. A-4 - VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) PROJECT FOR IMPROVEMENTS TO ROLLING ROAD (ROUTE 638) BETWEEN FAIRFAX COUNTY PARKWAY AND OLD KEENE MILL ROAD (ROUTE 644) (TAPE 6)

Supervisor McConnell moved that the Board defer action for a period of one month on its endorsement of the Virginia Department of Transportation (VDOT) design plans, Alternative A, to improve Rolling Road (Route 638) between the Fairfax County Parkway and Old Keene Mill Road (Route 644). This motion was seconded by Supervisor Davis and carried by a vote of eight, Supervisor Alexander being out of the room.

23. A-5 - VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) PROJECT FOR IMPROVEMENTS TO LEE CHAPEL ROAD (ROUTE 643) BETWEEN PROPOSED FAIRFAX COUNTY PARKWAY AND OLD KEENE MILL ROAD (ROUTE 644) (TAPE 6)

Supervisor McConnell moved that the Board defer action for a period of one month on its endorsement of the Virginia Department of Transportation (VDOT) design plans for improvements on Lee Chapel Road (Route 643) between the proposed Fairfax County Parkway and Old Keene Mill Road (Route 644), including the provision of an eight-foot trail on the west side of Lee Chapel Road. This motion was seconded by Supervisor Davis and carried by a vote of eight, Supervisor Alexander being out of the room.

24. A-6 - ESTABLISHMENT OF INITIAL CONSTRUCTION LIMITS FOR WIEHLE AVENUE PROJECT, NUMBER 6495 (DRANESVILLE AND CENTREVILLE DISTRICTS) (TAPE 6)

Supervisor Richards moved that the Board concur in the recommendation of staff and establish the initial Phase I construction limits for the Wiehle Avenue Project, Number 6495, by directing staff to:

- Complete final design for Wiehle Avenue as a four lane divided roadway from Dranesville Road to Reston Avenue;

- Complete land acquisition for the entire length of the project from Dranesville Road to Reston Avenue;
- Construct Wiehle Avenue from Dranesville Road to Cassia Street and the Dranesville Road improvements at proposed Wiehle Avenue;
- Complete grading and clearing from Cassia Street to Reston Avenue as funds permit; and
- Return to the Board for consideration for construction funding between Cassia Street and Reston Avenue as additional funds become available.

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

Supervisor Pennino stated that there are a number of individuals in the Centreville District who feel that Wiehle Avenue will be terminated in such a way that the traffic will flow into their communities. For the record, she stated that Supervisor Richards has worked very hard to ensure that this will not happen. She expressed her appreciation to Supervisor Richards for her outstanding performance on this matter.

Chairman Moore commended both Supervisor Pennino and Supervisor Richards for their outstanding cooperation in resolving this matter.

25. A-7 - APPOINTMENT OF MEMBERS TO THE PRIVATE  
INDUSTRY COUNCIL (PIC) (TAPE 6)

(APPT)  
(BACs)

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

- Reappoint the following members to the Private Industry Council (PIC) for a two year term to expire on June 30, 1992:
  - \* Mr. F. Edison Cleland,  
Virginia Department of  
Rehabilitative Services;

\* Mr. Donald Harris,  
INOVA Health Systems; and.

- Direct staff to forward the necessary information on these individuals to the Governor for certification.

This motion was seconded by Supervisor Hyland.

Following brief discussion, with input from staff, the question was called on the motion which carried by a vote of seven, Supervisor Alexander and Supervisor Davis being out of the room.

26. A-8 - APPROVAL OF THE 1990-1991 ANNUAL HOUSING ASSISTANCE GOALS (AHAG) (TAPE 6)

On motion of Supervisor Pennino, seconded by Supervisor Hanley, and carried by a vote of seven, Supervisor Alexander and Supervisor Davis being out of the room, the Board concurred in the recommendation of staff and approved the 1990-1991 Annual Housing Assistance Goals (AHAG) for the period of October 1, 1990 through September 30, 1991 as recommended by the Housing Assistance Plan Advisory Committee. The AHAG is based on the federal fiscal year.

27. A-9 - APPROVAL FOR INTERAGENCY GRANT SUBMISSION TO THE VIRGINIA STATE COUNCIL ON COMMUNITY SERVICES FOR YOUTH AND FAMILIES (TAPE 6)

On motion of Supervisor Hanley, seconded by Supervisor Pennino, and carried by a vote of seven, Supervisor Alexander and Supervisor Davis being out of the room, the Board concurred in the recommendation of staff and approved a \$348,411 grant submission to the State Council on Community Services for Youth and Families for alternatives to residential services for youths and their families and approved the request for waivers to redirect existing funds currently used for residential care to provide community-based services.

28. A-10 - SUPPLEMENTAL APPROPRIATION RESOLUTION AS 91022 FOR THE DEPARTMENT OF HUMAN DEVELOPMENT TALLING \$49,478 FOR THE INDEPENDENT LIVING INITIATIVES GRANT PROGRAM (TAPE 6)

(SAR) On motion of Supervisor Hanley, seconded by Supervisor Pennino, and carried by a vote of seven, Supervisor Alexander and Supervisor Davis being out of the room, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution AS 91022 totalling \$49,478 for the continuation of the Independent Living



Initiatives Grant Program. This grant award will continue to fund one part-time (0.5 SYE) grant-exempt Social Worker III position. This funding is 100 percent Federally-funded and requires no local cash match.

29. A-11 - SUPPLEMENTAL APPROPRIATION RESOLUTION  
AS 91025 FOR THE CHILD ABUSE AND NEGLECT  
PREVENTION PROGRAM GRANT AWARD TWO IN THE  
DEPARTMENT OF HUMAN DEVELOPMENT FOR THE  
UNITED STATES (U.S.) DEPARTMENT OF HEALTH  
AND HUMAN SERVICES (TAPE 6)

(SAR) On motion of Supervisor Richards, seconded jointly by Supervisor Davis and Supervisor Pennino, and carried by a vote of eight, Supervisor Alexander being out of the room, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution AS 91025 in the amount of \$358,025 for the continuation of the Child Abuse and Neglect Prevention Program in the Department of Human Development (DHD). These funds will be used to continue a comprehensive, community-based physical child abuse and neglect prevention program in Fairfax County. The grant award includes funding for four (4.0 SYE) grant-exempt positions to further the development and implementation of a model for coordination of child abuse prevention services.

30. A-12 - SUPPLEMENTAL APPROPRIATION RESOLUTION  
AS 91014 FOR THE DEPARTMENT OF HUMAN  
DEVELOPMENT TRANSITIONAL HOUSING PROGRAM  
GRANT AWARD TWO FROM THE UNITED STATES  
(U.S.) DEPARTMENT OF HOUSING AND URBAN  
DEVELOPMENT (HUD) - PROGRAM YEAR THREE;  
A-13 - SUPPLEMENTAL APPROPRIATION RESOLUTION  
AS 91015 FOR THE DEPARTMENT OF HUMAN  
DEVELOPMENT TRANSITIONAL HOUSING PROGRAM  
GRANT AWARD THREE FROM THE U.S. DEPARTMENT OF  
HUD - PROGRAM YEAR TWO; AND A-14 - SUPPLEMENTAL  
APPROPRIATION RESOLUTION AS 91016 FOR  
ACCEPTANCE OF U.S. DEPARTMENT HUD GRANT  
AWARD FOR THE DEPARTMENT OF HUMAN DEVELOPMENT  
TRANSITIONAL HOUSING PROGRAM (TAPE 6)

(SARs)

In response to a query by Supervisor Hanley, Suzanne C. Manzo, Director, Department of Human Development, provided the following clarification on Action Items A-12, A-13, and A-14:

- Action Item A-12 is the initial grant which is in its third year; and

- Action Item A-13 is the subsequent grant for the next year of the second grant which takes the stock up to 30 units.

Ms. Manzo stated that the above-stated grants were for a period of five years. She stated that the commitment is not necessarily the same lease on the same apartments, however, a dedication of an "x" number of units for an "x" number of individuals, i.e., Section 8 or a combination of funding. She clarified that after the five year period expires, the County does not have to meet the commitment at the same level.

Ms. Manzo clarified that Action Item A-14 is a new grant for 30 additional transitional housing units that are targeted specifically for single heads of households and substance abuse. She stated that a local match extends over the period of five years, i.e., the first year will be picked up by lapsed funds from State and local hospital funds (funds from over projections), however, the remaining four years require a considerable obligation of funds on the part of the County.

#### Actions

- A-12 (APPROVED):

Supervisor Pennino moved that the Board concur in the recommendation of staff and approve Supplemental Appropriation Resolution AS 91014 in the amount of \$119,320 to the Department of Human Development (DHD) for Program Year Three of the Transitional Housing Program Grant Award Two for the period beginning November 1, 1990 through October 31, 1991. This SAR will permit the continuation of funding for one grant-exempt Home Health Aide (Homemaker) position (1.0 SYE) in DHD through October 31, 1991. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Alexander being out of the room.

- A-13 (APPROVED):

Supervisor Pennino moved that the Board concur in the recommendation of staff and approve Supplemental Appropriation Resolution

AS 91015 in the amount of \$1,157,922 to the Department of Human Development (DHD) for Program Year Two of the Transitional Housing Program Grant Award Three for the period beginning November 1, 1990 through October 31, 1991. This SAR will permit the continuation of funding for 15 grant-exempt positions (15.0 SYE) in DHD through October 31, 1991. This motion was seconded by Supervisor Hanley and carried by the vote of eight, Supervisor Alexander being out of the room.

• A-14 (DEFERRED):

Supervisor Hyland moved that the Board:

- \* Defer action until October 29, 1990 on SAR AS 91016 in the amount of \$974,556 from the Department of Human Development (DHD) to expand the Transitional Housing Program for homeless families, in particular, to female-headed households in which the primary caretaker has a history of substance abuse; and
- \* Direct staff to provide a projection on the costs, to include:
  - The number of families;
  - Cost per family; and
  - Costs at the end of the five year period.

Supervisor Hanley asked that the motion be amended to direct staff to also provide revenue projections, as well as whether staff projected revenue for this project for this year, and this was accepted.

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

31. A-15 - ADOPTION OF FINAL COMMUNITY IMPROVEMENT  
PROGRAM ASSESSMENTS FOR BROADVIEW (CENTREVILLE  
DISTRICT) (TAPE 6)

- (R) On motion of Supervisor Pennino, seconded by Supervisor Hanley, and carried by a vote of eight, Supervisor Alexander being out of the room, the Board concurred in the recommendation of staff and adopted the Resolution establishing the final amount to be assessed against the Town of Vienna (The Town) for homeowner costs in the Broadview Community Improvement Program project, Centreville District.

32. A-16 - ADOPTION OF FINAL COMMUNITY IMPROVEMENT  
PROGRAM ASSESSMENTS FOR HYBLA VALLEY FARMS,  
PHASES I AND II. (MOUNT VERNON DISTRICT) (TAPE 6)

- (R) On motion of Supervisor Hyland, seconded by Supervisor Davis, and carried by a vote of eight, Supervisor Alexander being out of the room, the Board concurred in the recommendation of staff and adopted the Resolution establishing the final amount to be assessed against each landowner in the Hybla Valley Farms, Phases I and II Community Improvement Program project, Mount Vernon District.

33. C-1 - CONSIDERATION OF TRANSPORTATION ADVISORY  
COMMISSION'S (TAC) PROPOSAL FOR DEVELOPMENT OF  
STRATEGIC PLAN FOR TRANSIT (COUNTYWIDE) (TAPE 6)

(BACs)

The Board next considered an Item contained in the Memorandum to the Board dated October 15, 1990 requesting Board consideration of a proposal from the Transportation Advisory Commission (TAC) to develop a 10-year Strategic Plan for Transit. The TAC has developed a proposed study outline and approach which includes work by a consultant during 1991 that would cost approximately \$180,000 as currently proposed.

Supervisor Bulova moved that the Board:

- Defer its consideration of this matter to allow time for staff to provide additional information on the cost; and
- Place this matter on the agenda for discussion at the Board's next Transportation Subcommittee meeting scheduled for November 5, 1990.

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

(NOTE: Later in the meeting, Supervisor McConnell asked unanimous consent to be recorded as voting "AYE," on actions taken on the Consideration Items; and without objection, it was so ordered. See Clerk's Summary Item CL#53.)

34. C-2 - PROPOSED SCHEDULE FOR ADOPTION OF  
CHESAPEAKE BAY PRESERVATION REGULATIONS  
BY THE BOARD OF SUPERVISORS (TAPES 6-7)

The Board next considered an Item contained in the Memorandum to the Board dated October 15, 1990 requesting Board consideration of a schedule proposed by staff for the completion and adoption of the Chesapeake Bay Regulations. Fairfax County is required to enact Chesapeake Bay Preservation Regulations pursuant to the Chesapeake Bay Preservation Area Designation and Management Regulations (VR 173-02-01) issued under the authority of 10.1-2103 and 10.1-2107 of Chapter 21, Title 10.1, of the Code of Virginia.

Chairman Moore called to the Board's attention the fact that the Planning Commission had requested that the Board defer its consideration on this matter. She stated that Suzanne F. Harsel, Annandale District Planning Commissioner, had informed her that the Planning Commission would be agreeable to holding a public hearing on this issue in the early part of December and subsequently deferring its action and presenting a recommendation to the Board at the first meeting in January.

Following discussion, Supervisor McConnell moved that Board request the Planning Commission to submit its request in writing for the Board's consideration at its meeting scheduled for October 29, 1990. The second to this motion was inaudible.

Supervisor Hanley reminded Board Members that she, Supervisor Hyland, Supervisor Pennino, and Chairman Moore would not be present on November 17, 1990. She announced that they will be attending the Virginia Association of Counties (VACo), Executive Board meeting in Bath County.

Following discussion, with input from James Zook, Director, Office of Comprehensive Planning, Supervisor Richards asked that the motion be amended to include that the Board direct staff to report with the following information:

- Fiscal impacts on the County;
- Amount of additional workload generated on staff to consider the appeals; and
- Staff reaction to the additional workload.

This was accepted.

Supervisor Hyland asked that the motion be amended to direct staff to adhere to the schedule as it pertains to the draft regulations and to also forward a copy of these to the Chesapeake Bay Local Assistance Department (CBLAD) for its informal review, and this was accepted.

Supervisor Richards asked that the motion be amended to include that the Board direct staff to forward information on this matter to the Board of Zoning Appeals (BZA) since that may be the agency which considers the appeals, and this was accepted.

Supervisor Hyland asked that the motion be amended to include that the Board direct staff to schedule public workshops to be held on November 10 and November 17, 1990 to allow citizens to comment and discuss the proposed regulations, and this was accepted.

The question was called on the motion, and as amended, carried by a vote of eight, Supervisor Alexander being out of the room.

(NOTE: Later in the meeting, Supervisor McConnell asked unanimous consent to be recorded as voting "AYE," on actions taken on the Consideration Items; and without objection, it was so ordered. See Clerk's Summary Item CL#53.)

35. C-3 - CONSIDERATION OF WASTE REDUCTION AND  
RECYCLING POLICIES (COUNTYWIDE) (TAPE 7)

- (P) The Board next considered an Item contained in the Memorandum to the Board dated October 15, 1990 requesting Board consideration of waste reduction and recycling policies, including consideration, in concept, of proposed measures which will result from amendments to the Code of the County of Fairfax, Chapter 109 (Solid Waste) and a corresponding implementation plan, the combination of which is designed to establish standards and practices to support the County's Waste Reduction and Recycling Program.

Supervisor Pennino commended Anthony H. Griffin, Deputy County Executive for Planning and Development, John diZerega, Director, and Richard Gozikowski, Director of the Office of Waste Management, Department of Public Works, for their outstanding performance in presenting these policies.

Following discussion, with input from Mr. diZerega, Supervisor Pennino moved that the Board endorse, in concept, the waste reduction and recycling policies, as presented by staff subject to review by the Citizens Advisory Committee on Solid Waste and Disposal Matters. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor McConnell being out of the room.

(NOTE: Later in the meeting, Supervisor McConnell asked unanimous consent to be recorded as voting "AYE," on actions taken on the Consideration Items; and without objection, it was so ordered. See Clerk's Summary Item CL#53.)

36. C-4 - INITIATIVES TO INCREASE PUBLIC COMPLIANCE WITH HANDICAPPED PARKING RESTRICTIONS (TAPE 7)

The Board next considered an Item contained in the Memorandum to the Board dated October 15, 1990 requesting Board consideration of the following initiatives recommended by the Commission for Disabled Persons and the Fairfax County Police Department to increase public compliance with handicapped parking restrictions:

- Increased penalty for handicapped parking violations. The penalty which is currently imposed for handicapped parking violations is \$50. The Washington Metropolitan Area, several jurisdictions, most notably Arlington County, have increase the fine for such violations to \$100.00 While the Code of Virginia permits local jurisdictions to set the fine for handicapped parking violations as high as \$250, a fine of \$100 is believed sufficient to encourage greater voluntary compliance; and
- Enforcement of handicapped parking restrictions by citizen volunteers. Several jurisdictions, to include Virginia Beach, have recruited and trained small groups of citizen volunteers for the sole purpose of enforcing handicapped parking restrictions. In selecting individuals for inclusion in such programs, preference is generally given to disabled citizens. The Board may want to consider authorizing the Police Department to recruit and train a group of 15 individuals for the purpose of implementing a similar program on a two-year trial basis.

Supervisor Hyland moved that the Board approve the recommendation of staff, as presented, and direct staff to proceed to recruit and train small groups of volunteers for the sole purpose of enforcing parking restrictions. This motion was seconded by Supervisor Pennino and carried by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor McConnell being out of the room.

Supervisor Hanley asked unanimous consent that the Board direct staff to report with a Consideration Item presenting a status report on the evaluation of the handicapped parking "Hot Line," utilized by Arlington County. Without objection, it was so ordered.

(NOTE: Later in the meeting, Supervisor McConnell asked unanimous consent to be recorded as voting "AYE," on actions taken on the Consideration Items; and without objection, it was so ordered. See Clerk's Summary Item CL#53.)

37. C-5 - APPEAL OF A PROFFER INTERPRETATION -  
REZONING APPLICATION RZ 88-C-087 (TAPE 7)

(LEGAL)

The Board next considered an Item contained in the Memorandum to the Board dated October 15, 1990 regarding the appeal of a proffer interpretation that an easement for the interparcel access to the west and an escrow of funds for the future construction of the interparcel access are required by the proffers accepted by the Board of Supervisors for Rezoning Application RZ 88-C-087.

Supervisor Pennino moved that the Board uphold the decision of staff and its interpretation of this proffer. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor McConnell being out of the room.

(NOTE: Later in the meeting, Supervisor McConnell asked unanimous consent to be recorded as voting "AYE," on actions taken on the Consideration Items; and without objection, it was so ordered. See Clerk's Summary Item CL#53.)

38. I-1 - MEDICAL CARE FOR CHILDREN PROJECT WINS  
NATIONAL INNOVATIONS AWARD; RECEIVES \$100,000  
FORD FOUNDATION GRANT (TAPE 7)

(NOTE: Earlier in the meeting, the award was presented before the Board of Supervisors. See Clerk's Summary Item CL#6.)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 announcing that Fairfax County's Medical Care for Children Project (MCCP) was named one of the 10 national winners of the 1990 Innovations in State and Local Government Awards sponsored by the Ford Foundation and the John F. Kennedy School of Government at Harvard University. The award was presented on September 27, 1990 in New York City.

39. I-2 - SAFETY BELT AWARDS PROGRAM - NATIONAL  
HIGHWAY TRAFFIC SAFETY ADMINISTRATION AWARDS  
TO FAIRFAX COUNTY (TAPE 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 announcing that the Fairfax County 70 Percent Plus Safety Belt Awards Program and a safety restraint demonstration featuring a new Fairfax County Police cruiser equipped with an air bag will be held at 2:00 p.m. today in front of the Massey Building. National awards will be presented to Fairfax County Public School bus drivers for maintaining safety belt use consistently over 95 percent of the time, to representatives of 16 local high schools for attaining a 70 percent or higher safety belt usage at their school, and to the County of Fairfax for reaching 80 percent safety belt use by all motorists.



Supervisor Pennino asked unanimous consent that the Board direct staff to prepare, for the Chairman's signature, Certificates of Appreciation for all individuals involved in this project, i.e., corporations and students involved. Without objection, it was so ordered.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct staff to invite the corporations to reschedule their presentation on airbags. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

40. I-3 - ROAD BOND PROGRAM - QUARTERLY FINANCIAL SUMMARY FOR SEPTEMBER, 1990 (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 presenting the Road Bond Program - Quarterly Financial Summary for September, 1990.

There was brief discussion on this matter.

41. I-4 - STAFF SUMMARY OF AUGUST, 1990 TRANSPORTATION ADVISORY COMMISSION (TAC) MEETING (COUNTYWIDE) (TAPE 8)

(BACs)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 presenting the Staff Summary of the August 7, 1990 Transportation Advisory Commission (TAC) meeting.

42. I-5 - COMMONWEALTH TRANSPORTATION BOARD (CTB) ACTIONS REGARDING I-95 HOV OPERATIONS (NO TAPE)

[NOTE: Earlier in the meeting, action was taken on Commonwealth Transportation Board's actions regarding the I-95 High-Occupancy-Vehicle (HOV) Operations. See Clerk's Summary Item CL#9.]

43. I-6 - INFORMATION ON CONSTITUTIONAL AMENDMENTS FOR STATE AND LOCAL TRANSPORTATION PLEDGE BONDS (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 presenting the handout prepared by the Virginia Department of Transportation (VDOT) providing information on the two constitutional amendments dealing with State and local transportation pledge bonds that will be before the voters on November 6, 1990. The handout explains, in a question-and-answer format, State and local pledge bonds. Additional information is also provided in this Item on these amendments issued by the State Board of Elections.

44. I-7 - IMPLEMENTATION OF POLICY PLAN -  
TRANSITION REGARDING DEVELOPMENT REVIEW  
OF ZONING APPLICATIONS (COUNTYWIDE) (TAPE 8)

- (P) [NOTE: On August 6, 1990, the Board of Supervisors adopted Part One of the Policy Plan for Fairfax County (Countywide Planning Objectives and Policies) and adopted, in concept, Part Two, the Land Classification System, as amended, as a guide in developing policy recommendations for Phase Two. The Board determined that the Land Classification System guidance regarding use or intensity is not being used in evaluating zoning applications; but that these applications are not to be reviewed by using Part One of the Policy Plan in concert with the existing area plans.]

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 presenting the Planning Commission's response to the issue of implementation of the Policy Plan in regard to the development review process for Rezoning and Special Exception Applications. The Planning Commission voted to endorse the procedure that Part One of the Policy Plan be implemented immediately with the exceptions outlined in the Board Package.

There was brief discussion on this item.

45. I-8 - STATUS REPORT ON FAIRFAX COUNTY CONSTRUCTION  
SITE SAFETY ACTIVITIES (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 presenting a status report on actions initiated by the Department of Environmental Management (DEM), at the request of the Board of Supervisors, to promote construction site safety.

46. I-9 - STATUS REPORT ON ITINERANT WORKERS  
CAMPING IN PARKS (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 presenting a status report regarding itinerant workers camping in parks in Fairfax County.

47. I-10 - STATUS OF REGIONAL JAIL (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 presenting a status report on the Regional Jail. Officials from Caroline County have been meeting with Senator John Warner and his staff seeking resolution to concerns related to the proposed construction of a Regional Jail at Fort A.P. Hill.

On Friday, October 5, 1990, after numerous meetings, Senator Warner announced changes agreed to in Caroline County which created a positive opportunity for the region to construct its facility at A.P. Hill.

On Wednesday, October 10, 1990, the Chief Administrative Officers of Northern Virginia, after being briefed on the status of the Regional Jail project, requested that Fairfax County continue to pursue, on behalf of the region, the Regional Jail effort.

Following discussion, Chairman Moore expressed her personal appreciation to J. Hamilton Lambert, County Executive, for his outstanding performance on this matter.

48. I-11 - ENERGY CONSERVATION POLICY - HEATING  
AND COOLING OF COUNTY-OWNED BUILDINGS (TAPE 8)

(P)  
(BACs)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 presenting Fairfax County's Energy Conservation Policy - Heating and Cooling of County-Owned Buildings and requesting authorization for staff to reestablish the County's Interagency Energy Task Force to investigate ways to reduce energy costs, at least until the situation in the Middle East has stabilized.

The Task Force will be chaired by Gary W. Blanchard, Director of Energy, and will include representation from:

- Fairfax County School System;
- Facilities Management Division;
- Equipment Management Transportation Agency;
- Police Department;
- Office of Management and Budget;
- Department of Public Works; and
- Park Authority.

The Task Force will track energy costs and make recommendations as appropriate.

Supervisor Hyland stated that he felt the Board should always continue to find ways to reduce any cost and he suggested that staff delete on Page 83, third line, the following:

- "....at least until the situation in the Middle East has stabilized."

Following discussion regarding space heaters, with input from J. Hamilton Lambert, County Executive, the staff was directed administratively to proceed as proposed.

49. I-12 - EFFECT OF THE CURRENT ECONOMIC CLIMATE  
ON DEVELOPER PERFORMANCE (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 presenting a status report on the effect of the current economic climate on developer performance. Information includes: development construction agreement defaults and on Letters of Credit supporting such agreements. The report, prepared by the Department of Environmental Management (DEM) depicts the default situation as of the second month of Fiscal Year (FY) 1991 and described actions being undertaken by DEM to address the situation, given the current and projected economic climate.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct staff to keep the Board informed on the issue of whether letters of credit for individuals involved in bankruptcy will be honored to the County by the specific lending institutions. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

50. I-13 - FINAL FISCAL YEAR (FY) 1990 REPORT ON  
REVENUE ENHANCEMENT (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 presenting the final Fiscal Year (FY) 1990 Report on Revenue Enhancement.

The obvious success of the Revenue Enhancement Program dictates that the Office of Assessments and Office of Finance staff pursue their discovery, enforcement, and collection efforts on a continual basis and staff is requesting authorization, based on the maturation of the program, to provide the Board with an annual report on the program's success at the close of the Fiscal Year. Any significant changes in the program activities will be called to the Board's attention sooner if warranted.

The staff was directed administratively to proceed as proposed.

51. I-14 - AWARD OF CONTRACT FOR RISK MANAGEMENT  
CONSULTANT SERVICES (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 requesting authorization for the Purchasing Agent to proceed to award a contract to the Wyatt Company in the amount of \$39,700 for Risk Management Consultant Services.

The staff was directed administratively to proceed as proposed.

52. I-15 - AWARD OF ARCHITECTURAL DESIGN CONTRACT  
FOR BRADDOCK COMMUNITY CENTER (SPRINGFIELD  
DISTRICT) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 requesting authorization for the Fairfax County Redevelopment and Housing Authority (FCRHA) to proceed to award a contract to Turner Associates, P.C., in the amount of \$46,731 for the architectural design for Braddock Community Center, Springfield District.

There was brief discussion on this item.

The staff was directed administratively to proceed as proposed.

53. REQUEST TO RECORD VOTE ON CONSIDERATION  
ITEMS (TAPE 8)

(NOTE: Earlier in the meeting, action was taken to approve the Consideration Items. See Clerk's Summary Items CL#33-37.)

Supervisor McConnell asked unanimous consent, because she was not present in the Board Room when action was taken, to be recorded as voting "AYE," on the Consideration Items. Without objection, it was so ordered.

54. I-16 - CONTRACT AWARD - PROFESSIONAL SERVICES  
FOR PREPARATION OF THE COUNTY SOLID WASTE  
MANAGEMENT PLAN (COUNTYWIDE) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 requesting authorization for staff to proceed to award a contract to SCS Engineers in the amount of \$252,558 for professional services for the preparation of the County Solid Waste Management Plan.

Supervisor Hyland asked unanimous consent that the Board direct staff to request the consultant to solicit input from the Citizens Advisory Committee on Solid Waste and Disposal Matters as part of its consultant process. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

55. I-17 - CONTRACT AWARD - FRANCONIA ROAD  
SANITARY SEWER EXTENSION AND IMPROVEMENT  
(E&I) (LEE DISTRICT) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 requesting authorization for staff to proceed to award a contract to R. L. Rider and Company in the amount of \$87,004 for the Franconia Road Sanitary Sewer Extension and Improvement (E&I), Lee District.

The staff was directed administratively to proceed as proposed.

56. I-18 - ENGINEERING CONTRACT ADDENDUM AWARD TO PACIULLI, SIMMONS AND ASSOCIATES FOR THE DESIGN OF THE FAIRHAVEN PHASE V PUBLIC IMPROVEMENTS PROJECT (MOUNT VERNON DISTRICT) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 requesting authorization for staff to increase the contract with Paciulli, Simmons and Associates in the amount of \$36,568 for the engineering contract addendum award for the design of the Fairhaven Phase V Public Improvements Project, Mount Vernon District.

The staff was directed administratively to proceed as proposed.

57. I-19 - APPROVAL OF CONTRACT ADDENDUM TO DAVID VOLKERT AND ASSOCIATES FOR THE DESIGN OF MIDWAY PLACE STORM DRAINAGE IMPROVEMENTS (MOUNT VERNON DISTRICT) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated October 15, 1990 requesting authorization for staff to proceed to execute the engineering contract addendum with David Volkert and Associates, Incorporated, in the amount of \$26,550.92 for the design of the Midway Place Storm Drainage Improvements, Mount Vernon District.

The staff was directed administratively to proceed as proposed.

58. 3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE PUBLIC FACILITIES MANUAL (TAPE 8)

- (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 September 28, 1990 and October 5, 1990.

Following the public hearing, Supervisor Hyland moved adoption of the proposed amendments to the Public Facilities Manual to amend Article 6 (Storm Drainage), Appendix B10 (Sanitary Sewer) which address issues that accomplish the following:

- Include underground detention structures as one of the approved structures for storm water detention, subject to existing restrictions;
- Require vehicular accessibility to all storm water management facilities and note acceptable road surface materials for such access ways;

- Provide a preferable method of securing manhole covers;
- Recognize the Northern Virginia Planning District Commission's (NVPDC) role in developing Best Management Practices (BMP) manuals; and
- Allow an alternative method for joining precast concrete manhole sections.

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

59. 3:30 P.M. - PH ON COMPREHENSIVE SIGN PROGRAM APPLICATIONS CSP 86-W-001 AND CSP 86-P-089 (SMITH/ARTERY PARTNERSHIP) (PROVIDENCE DISTRICT) (TAPE 8)

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 September 28, 1990 and October 5, 1990.

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

Supervisor McConnell moved approval of Comprehensive Sign Program Application CSP 86-W-001 subject to the revised Development Conditions dated June 20, 1990. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor Richards being out of the room.

Supervisor Hanley moved approval of Comprehensive Sign Program Application CSP 86-P-089 subject to the revised Development Conditions dated June 20, 1990. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor Richards being out of the room.

60. 3:30 P.M. - PH ON REZONING APPLICATION RZ 89-P-017 (PRISM DEVELOPMENT GROUP, LIMITED AND PC LIMITED PARTNERSHIP) (PROVIDENCE DISTRICT) (TAPE 8)

Due to advertisement problems, Supervisor Hanley moved to defer the public hearing on Rezoning Application RZ 89-P-017 until November 5, 1990 at 5:00 p.m. This motion was seconded by Supervisor McConnell and carried by a vote of seven, Supervisor Alexander and Supervisor Richards being out of the room.

61. 3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATIONS PCA 89-C-025, PCA 85-C-088-2, PCA 86-C-119-2 AND PCA 86-C-121-2 (BOARD OF SUPERVISORS, OWN MOTION) (CENTREVILLE DISTRICT) (TAPE 8)

Mr. Antonio J. Calabrese reaffirmed the validity of the affidavit for the record.

Mr. Calabrese 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.

Supervisor Richards pointed out that there is a reference to a family trust and a relationship with the applicant's law firm that has not existed for two years. Supervisor Richards requested that this information not be included in future affidavits.

Mr. Calabrese responded that he was awaiting approval from the County Attorney's Office to remove this information from this affidavit. George A. Symanski, Jr., Senior Assistant County Attorney, stated that this issue would be resolved as quickly as possible.

Following the public hearing, Peter Braham, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented that staff and Planning Commission recommendations.

Supervisor Pennino moved approval of Proffered Condition Amendment Applications PCA 85-C-088-2, PCA 86-C-119-2, PCA 86-C-121-2 and PCA 89-C-025 subject to the proffers dated October 10, 1990. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Alexander and Supervisor McConnell being out of the room.

(NOTE: Later in the meeting action was taken to reconsider these applications. See Clerk's Summary Item CL#63).

JLD:JLD

62. 4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 90-M-005 (HCA DOMINION HOSPITAL) (MASON DISTRICT) (TAPE 9)

Ms. Lynne Strobel reaffirmed the validity of the affidavit for the record.

Ms. Strobel 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 she proceeded to present her 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 Pennino and carried by a vote of seven, Supervisor Alexander and Supervisor McConnell being out of the room.

Supervisor Davis moved approval of Special Exception Application SE 90-M-005 subject to development conditions dated June 14, 1990, and as amended September 10, 1990, which includes the Planning Commission's recommendations. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Alexander and Supervisor McConnell being out of the room.

Supervisor Davis moved:

- Waiver of the barrier requirements; and
- Modification of the transitional screening requirements to that shown on the Special Exception Plat dated February 27, 1990.

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

(NOTE: Later in the meeting, additional action was taken to direct staff to waive the Site Plan requirements for the property and to expedite the Site Plan waiver process. See Clerk's Summary Item CL#66.)

63. RECONSIDERATION OF PROFFERED CONDITION AMENDMENT APPLICATIONS PCA 89-C-025, PCA 85-C-088-2, PCA 86-C-119-2, AND PCA 86-C-121-2 (BOARD OF SUPERVISORS, OWN MOTION) (CENTREVILLE DISTRICT) (TAPE 9)

(NOTE: Earlier in the meeting, the public hearing was held and action was taken to approve Proffered Condition Amendment Applications PCA 89-C-025, PCA 85-C-088-2, PCA 86-C-119-2, and PCA 86-C-121-2. See Clerk's Summary Item CL#61.)

Supervisor Pennino moved to reconsider the Board's earlier action approving Proffered Condition Amendment Applications PCA 89-C-025, PCA 85-C-088-2, PCA 86-C-119-2 and PCA 86-C-121-2. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Alexander and Supervisor McConnell being out of the room.

Supervisor Pennino moved approval of Proffered Condition Amendment Applications PCA 85-C-088-2, PCA 86-C-119-2, PCA 86-C-121-2, and PCA 89-C-025 subject to the revised proffers dated October 4, 1990 (contained in the Staff Report Addendum dated October 10, 1990). This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Alexander and Supervisor McConnell being out of the room.

For the record, Supervisor Pennino stated that Reston Town Center's proffers concerning the construction of the Fairfax County Parkway are phased to coincide with the development levels. Today's action by the Board revised the timetable for the construction of the first phase of the Parkway between the Dulles Toll Road and Sunset Hills Road. This action was needed to enable the joint project, including the completion of the Sunset Hills Road grade-separated interchange which was not proffered by Reston Town Center, to be accomplished when County funds become available. She further stated that the Board's approval today in no way relieves Reston Town Center of any proffers or obligations; however, staff requires direction from the Board concerning future phases of Reston Town Center's parkway construction.

Supervisor Pennino announced that Reston Town Center has committed to provide \$4.25 million to the County for the construction of the first phase of proffered Parkway construction which requires a four lane section between Dulles Toll Road and Sunset Hills Road. While the Town Center has proffered to build six lanes ultimately, it is not required until full office space build-out at 7.10 million square feet is reached. Given that staff cannot predict when Reston Town Center will reach this build-out level and the amount of disruption to the public to complete this widening at a later date, Supervisor Pennino stated that she felt it is in the County's best interest to complete the full six lane section initially. The cost of the fifth and sixth lanes with the initial construction is estimated by staff to be \$250,000.

Accordingly, Supervisor Pennino moved that the Board:

- Direct staff to construct the full six lane divided section between Dulles Toll Road and Sunset Hills Road, including a grade-separated interchange at Sunset Hills Road, when funds become available for this segment (approximately the year 2020).

In addition, Reston Center has proffered to construct four lanes between Sunset Hills Road and the New Dominion Drive prior to reaching a development level of 4.3 million square feet and between New Dominion Drive and Baron Cameron Avenue prior to completing the 5.5 million square feet. Given this future Reston commitment, Supervisor Pennino further moved that the Board:

- Direct staff to NOT continue activities beyond completion of design for these segments unless a reimbursement agreement can be negotiated with the Reston Town Center.

These motions were seconded by Supervisor Davis and carried by a vote of seven, Supervisor Alexander and Supervisor McConnell being out of the room.

64. 4:00 P.M. - PH ON REZONING APPLICATION RZ 89-P-068  
(TYCON KIDWELL, A VIRGINIA GENERAL PARTNERSHIP)  
(PROVIDENCE DISTRICT) (TAPE 9)

Mr. Martin D. Walsh reaffirmed the validity of the affidavit for the record.

Chairman Moore disclosed that her son is employed by Mr. James T. Lewis and she would not participate in any of the actions regarding Rezoning Application RZ 89-P-068. Accordingly, she relinquished the Chair to Vice-Chairman Pennino and left the Board Room.

Vice-Chairman Pennino disclosed the following campaign contribution that she had received:

- In the amount of \$99.00 from Mr. James T. Lewis (partner in the law firm of Lewis, Moore and Patrick) in 1987.

Mr. Walsh 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, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Hanley moved approval of the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 89-P-068 to be amended from the C-3, R-1, and Highway Corridor Districts to the C-3 and Highway Corridor Districts subject to the executed proffers dated October 11, 1990. This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor McConnell, and Chairman Moore being out of the room.

Supervisor Hanley moved:

- Modification to the transitional screening; and
- Waiver of the barrier requirements to that shown on the Generalized Development Plan (GDP).

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

65. 4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION  
SE 90-P-031 [THE MOST REVEREND JOHN R. KEATING  
(SAINT PHILIPS CATHOLIC CHURCH)] (PROVIDENCE  
DISTRICT) (TAPE 9)

Ms. Lynne Strobel reaffirmed the validity of the affidavit for the record.

Ms. Strobel 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 she proceeded to present her case.

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

Vice-Chairman Pennino returned the gavel to Chairman Moore upon her return to the Board Room.

Supervisor Hanley moved approval of Special Exception Application SE 90-P-031 subject to the revised development conditions dated October 11, 1990. This motion was seconded by Supervisor Davis and carried by a vote of seven, Supervisor Alexander and Supervisor McConnell being out of the room.

Supervisor Hanley further moved modification of transitional screening yard requirements to allow existing vegetation to be used to satisfy transitional screening requirements subject to the approval of the County Arborist. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Alexander and Supervisor McConnell being out of the room.

Supervisor Hanley moved waiver of the barrier requirements. This motion was seconded by Supervisor Davis and carried by a vote of seven, Supervisor Alexander and Supervisor McConnell being out of the room.

Supervisor Hanley moved waiver of the Site Plan requirement for Saint Philips Catholic Church. This motion was seconded by Supervisor Davis and carried by a vote of seven, Supervisor Alexander and Supervisor McConnell being out of the room.

66. ADDITIONAL ACTION ON SPECIAL EXCEPTION APPLICATION  
SE 90-M-005 (HCA DOMINION HOSPITAL) (MASON  
DISTRICT) (TAPE 9)

(NOTE: Earlier in the meeting, the public hearing was held and action taken to approve Special Exception Application SE 90-M-005. See Clerk's Summary Item CL#62.)

Supervisor Davis moved that the Board direct staff to waive the Site Plan requirements for the property and to expedite the Site Plan waiver process for Special Exception Application SE 90-M-005. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Alexander and Supervisor McConnell being out of the room.

67. 4:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT  
APPLICATIONS PCA 89-C-025-2, PCA 86-C-119-3,  
PCA 86-C-121-3, PCA 85-C-088-3, DEVELOPMENT  
PLAN AMENDMENT APPLICATION DPA 85-C-088  
(RESTON LAND CORPORATION) (CENTREVILLE  
DISTRICT) (TAPE 9)

Mr. Antonio J. Calabrese reaffirmed the validity of the affidavit for the record.

Supervisor Richards stated, for the record, that the Richards Family Trust has moved to Loudoun County and has had no relationship with the law firm of McGuire, Woods, Battle and Boothe for the past two years. She requested that these affidavits be corrected in the future.

Mr. Calabrese 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, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Pennino moved approval of:

- Proffered Condition Amendment Applications  
PCA 89-C-025-2, PCA 86-C-119-3,  
PCA 86-C-121-3, PCA 85-C-088-3; and
- Development Plan Amendment Application  
DPA 85-C-088.

subject to the proffers dated October 3, 1990.

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

CM:CM

68. 4:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 41 (ANIMALS AND FOWL) (TAPES 9-11)

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 September 28 and October 5, 1990.

Following the public hearing, which included testimony by 16 speakers, Supervisor Davis moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 41 (Animals and Fowl), Section 41-1-4, 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 and with the additional language suggested by the County Attorney. This motion was seconded by Supervisor Bulova.

Supervisor Davis further moved that the Board direct staff to report on the success of this Ordinance in one year, at which time the Board can readress the issue if it desires additional information.

Supervisor Pennino moved a substitute motion to reject the proposed amendments to the Code of the County of Fairfax, Chapter 41 (Animals and Fowl), Section 41-1-4. This motion was seconded by Supervisor Hyland and FAILED by a recorded vote of five, Supervisor Hyland, Supervisor Pennino, and Supervisor Richards voting "AYE," Supervisor Alexander being out of the room.

Supervisor Hyland moved to amend the main motion to insert in Paragraph B the word "one" to read as follows: "...excluding one if approved by Special Permit." This motion was seconded by Supervisor Richards.

Following discussion Supervisor Davis moved to amend the amendment to the main motion to insert the word "two" as follows: "...excluding two if approved by Special Permit." This motion was seconded by Supervisor McConnell and FAILED by a recorded vote of four, Supervisor Bulova, Supervisor Davis, Supervisor Hanley, and Supervisor McConnell voting "AYE", Supervisor Alexander being out of the room.

The question was then called on the first amendment to insert the word "one" in Paragraph B which FAILED by a recorded vote of four, Supervisor Hyland, Supervisor Pennino, Supervisor Richards, and Chairman Moore voting "AYE", Supervisor Alexander being out of the room.

Supervisor Richards moved to defer Board Decision to allow staff additional time to provide the Board with language on grandfathering the existing pets and not allowing additional ones. This motion was seconded by Supervisor Pennino and FAILED by a recorded vote of five, Supervisor Pennino, Supervisor Richards, and Chairman Moore voting "AYE", Supervisor Alexander being out of the room.

Supervisor Davis moved to amend the main motion to add that staff will report to the Board in one year with a Consideration Item and a status report and this was accepted.

The question was then called on the main motion, as amended, which FAILED by a recorded vote of four, Supervisor Bulova, Supervisor Davis, Supervisor Hanley, and Supervisor McConnell voting "AYE", Supervisor Alexander being out of the room.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and moved that this matter be deferred for two weeks to allow the County Attorney additional time to report with various options for the Board to consider. This motion was seconded by Supervisor Davis.

Vice-Chairman Pennino ruled the motion out of order.

Supervisor Moore appealed the ruling of the Chair. This motion was seconded by Supervisor McConnell and FAILED by a recorded vote of five, Supervisor Davis, Supervisor Hyland, and Supervisor Moore voting "AYE", Supervisor Alexander being out of the room. The ruling of the Chair was sustained and the matter died.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

#### ADDITIONAL BOARD MATTERS

VLL:VLL

#### 69. LEGISLATIVE SUBCOMMITTEE ACTIONS (TAPE 12)

Supervisor Hanley, Chairman, Board's Legislative Subcommittee, distributed to Board Members the following documents addressing the Fairfax County Legislative Program for the 1991 General Assembly:

- Chairman Moore's proposed revisions (blue paper) to the draft letter to Senator Clive L. Duval, II; and
- Paper entitled, "Fairfax County Legislative Endorsements for the 1991 Virginia General Assembly."

Supervisor Hanley called the Board's attention to Supervisor Pennino's revision to the draft letter. She stated that she would accept the following revision to Page Two, Item Three:

- "3. Transportation - The Board needs to continue to emphasize the need for increased...."

With regard to Supervisor Pennino's revision to the draft letter, Page Two, Item Three, Supervisor Hanley further revised the language to state:

- "....The County has been working with members of Congress, representatives from the Urban Mass Transportation Administration (UMTA), and State agencies, as well as national and state organizations...."

This was accepted.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked that the draft letter, Page Two, Item Three, be further revised to state:

- "....The County has been working with members of Congress, representatives from the Urban Mass Transportation Administration (UMTA), the Federal Highway Administration (FHA), and State agencies, as well as national and state organizations...."

This was accepted.

Supervisor Hanley called the Board's attention to Chairman Moore's revisions to the draft letter (blue paper). She stated that she would accept the following revisions specifically underlined on Page One, Item One:

- "1. Land Use - Our top priority need is the authority to manage development based on the adequacy of public facilities....";

"The Board continues to support adequate public facilities legislation, including House Bill 987, and urges our delegation to pursue adoption of adequate public facilities legislation as a top priority...."; and



"and would provide the growth  
management tool we need to  
implement...."

With regard to Chairman Moore's revision to Page Three, last paragraph, Supervisor Hanley stated that this revision is a substantive change and she would not include this language in her main motion. She suggested that Chairman Moore make a follow-up motion:

- "Toward that goal, the County requests  
legislation establishing a legislative  
study committee comprised of members of  
the delegation, local elected officials,  
and citizens to identify regional  
transportation needs and state and federal  
funding to meet those needs."

Supervisor Hanley moved that the Board include the language underlined on the draft letter (blue paper) distributed, including Supervisor Pennino's suggested changes, without the language proposed by Chairman Moore on Page Three, last paragraph. This motion was seconded by Supervisor Pennino.

Supervisor Moore moved that the motion be amended to include her revision to Page Three, last paragraph:

- "Toward that goal, the County requests  
legislation establishing a legislative  
study committee comprised of members of  
the delegation, local elected officials,  
and citizens to identify regional  
transportation needs and state and federal  
funding to meet those needs."

This motion was seconded by Supervisor Hyland for purposes of discussion.

Following discussion, with input from Shiva K. Pant, Director, Office of Transportation, Supervisor Hanley suggested that should the amendment fail to include Chairman Moore's revision to the last paragraph on Page Three, that the Board discuss this matter with the Delegation at the Legislative Dinner scheduled for Monday, October 29, 1990.

Vice-Chairman Pennino called the question on the amendment to the motion to include Chairman Moore's revision to the last paragraph on Page Three, which **FAILED** by a recorded vote of five, Supervisor Hyland and Supervisor Moore "AYE," Supervisor Alexander and Supervisor McConnell being out of the room.

Supervisor Hanley amended her main motion to include that the Board discuss Chairman Moore's revision to the last paragraph on Page Three with the Delegation at the Legislative Dinner scheduled for Monday, October 29, 1990, and this was accepted.

The question was called on the main motion (Supervisor Hanley's) to include the language underlined on the draft letter (blue paper), including Supervisor Pennino's suggested changes, as amended to discuss the language proposed by Chairman Moore on Page Three, last paragraph, at the Legislative Dinner, which carried by a vote of seven, Supervisor Alexander and Supervisor McConnell being out of the room.

Supervisor Hanley called the Board's attention to the paper entitled, "Fairfax County Legislative Endorsements for the 1991 Virginia General Assembly." The paper includes:

- Land Use - Adequate Public Facilities  
(ADDITION);
- Land Use - Transferable Development Units  
(ADDITION);
- Land Use - Local Powers  
(ADDITION); and
- Incarcerated Women - Pre and Postnatal Care  
(REVISION).

Supervisor Hanley moved that the Board include these recommendations in the Fairfax County Legislative Endorsements for the 1991 Virginia General Assembly. This motion was seconded by Vice-Chairman Pennino.

Supervisor Moore referred to the Board's previously adopted language to the draft letter:

- "1. Land Use - Our top priority need is the authority to manage development based on the adequacy of public facilities...."

She asked that the motion be amended to include similar language under "Land Use - Adequate Public Facilities (Addition)," as follows:

- "Endorse as our top priority legislation to authorize local governments to prohibit new development until adequate public facilities are available to serve the needs of that development...."

This was accepted.

The question was called on the motion, and as amended, carried by a vote of seven, Supervisor Alexander and Supervisor McConnell being out of the room.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

70. STAFF REQUESTED TO REVIEW NON-COMMERCIAL  
RECREATION ASSOCIATIONS (TAPE 12)

Supervisor Hanley referred to a letter that she had received from Chairman Moore regarding non-commercial recreation associations which includes an attachment from Delegate Alan E. Mayer. She asked unanimous consent that the Board:

- Refer the letter and attachment to staff for its review; and
- Direct staff to report to the Board's Legislative Subcommittee at its next scheduled meeting with background information and recommendations.

Without objection, it was so ordered.

71. STAFF REQUESTED TO PROVIDE ADDITIONAL INFORMATION  
REGARDING HOTLINES IN FAIRFAX COUNTY (TAPE 12)

Supervisor Hanley moved that the Board direct the County Executive to prepare a summary on the following information regarding hotlines in Fairfax County:

- How many hotlines are available;
- Who sponsors or funds the hotlines; and
- The hours of operation (with an actual person answering the hotline and not answered by a tape recorded message).

Supervisor Hanley further moved that the Board direct staff to provide the summary in time to assist Board Members when addressing that service in the budget. This motion was seconded by Supervisor Richards and carried by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor McConnell being out of the room.

72. STAFF REQUESTED TO REPORT ON HOW PARK AUTHORITY  
PROPERTIES ARE TITLED (TAPE 12)

Supervisor Hanley questioned whether new Park Authority properties are titled in the name of the Board of Supervisors or in the name of the Park Authority. She stated that the Park Authority acquires property

through purchase using bond funds or through the proffer system. She moved that the Board direct the County Executive and the Executive Director of the Park Authority to report to the Board on how this land is currently being acquired and titled. This motion was seconded by Supervisor Richards and carried by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor McConnell being out of the room.

73. STAFF REQUESTED TO TELEWISE PUBLIC HEARING  
DEFERRALS EARLIER IN THE DAY (TAPE 12)

Supervisor Hanley moved that the Board direct staff, when televising the Board's Agenda throughout the day on cable television, to also indicate those public hearings that Board Members have announced will be deferred later in the meeting to inform citizens more expeditiously. This motion was seconded by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor McConnell being out of the room.

74. WAIVER OF FEES REQUESTED FOR JAMES LEE  
COMMUNITY CENTER'S DAY CARE FACILITY  
(TAPE 12)

Supervisor Hanley moved that the Board direct staff to review the request for a waiver of fees associated with the James Lee Community Center day care facility. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor McConnell being out of the room.

75. REVIEW REQUESTED OF PROCESS FOR FINAL DEVELOPMENT  
PLAN AMENDMENTS (FDPA) DENIED BY THE PLANNING  
COMMISSION (TAPE 12)

Supervisor Hanley asked unanimous consent that the Board direct staff to investigate and report to the Board on the process for forwarding Final Development Plan Amendments (FDPA) to the Board of Supervisors for decision after being denied by the Planning Commission. Without objection, it was so ordered.

76. PRESS RELEASE REGARDING THE HOUSING  
EXPENSE RELIEF PROGRAM (TAPE 12)

Supervisor Hanley announced that on September 19, 1990, a press release had been published informing citizens how to apply for the Housing Expense Relief Program. She noted that this program had been abolished when the County established a rental program. She asked unanimous consent that the Board direct staff to publish a press release with revised information stating that the Housing Expense Relief Program no longer exists and informing citizens of the new program. Without objection, it was so ordered.

77. AUTHORITY TO INCLUDE PENALTIES FOR WRONGFUL  
DEMOLITION OF HISTORIC PROPERTIES (TAPE 12)

Supervisor Hanley called to the Board's attention the fact that last year Fairfax County endorsed an effort to amend the Charlottesville charter to include penalties for wrongful demolition of historic properties. She stated that there is now a proposal to grant this authority to all localities. She asked unanimous consent that the Board refer this matter to the Board's Legislative Subcommittee for its review and recommendation. Without objection, it was so ordered.

78. DEFERRAL OF PH ON REZONING APPLICATION  
RZ 90-P-040 AND SPECIAL EXCEPTION  
APPLICATION SE 90-P-020 (FAIRFAX  
RIDGE ASSOCIATIONS) (PROVIDENCE  
DISTRICT) (TAPE 12)

Supervisor Hanley moved to defer the public hearing on Rezoning Application RZ 90-P-040 and Special Exception Application SE 90-P-020 until November 26, 1990 at 4:30 p.m. This motion was seconded by Supervisor Pennino and carried by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor McConnell being out of the room.

79. DEFERRAL OF PH ON REZONING APPLICATION  
RZ 89-P-063 (STRINGFELLOW ROAD INVESTMENT  
PARTNERSHIP) (PROVIDENCE DISTRICT) (TAPE 12)

Supervisor Hanley moved to defer the public hearing on Rezoning Application RZ 89-P-063 until November 26, 1990 at 4:30 p.m. This motion was seconded by Supervisor Pennino and carried by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor McConnell being out of the room.

80. EXPEDITIOUS SCHEDULING FOR SPECIAL EXCEPTION  
AMENDMENT APPLICATIONS SEA 81-P-075-8 (CENTRAL  
VIRGINIA EDUCATIONAL TELEVISION CORPORATION) AND  
SEA 81-P-075-10 (CENTRAL VIRGINIA EDUCATIONAL  
TELEVISION CORPORATION AND URBAN BROADCASTING  
CORPORATION) (PROVIDENCE DISTRICT) (TAPE 12)

Supervisor Hanley moved that the Board direct staff to advertise for public hearing before the Board of Supervisors on October 29, 1990 at 5:00 p.m. the following Special Exception Amendment Applications: SEA 81-P-075-8 and SEA 81-P-075-10. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor McConnell being out of the room.

81. ORDERS OF THE DAY (TAPE 12)

At 8:00 p.m., Chairman Moore relinquished the Chair to Acting-Chairman Hyland and moved that the Board recess briefly for dinner.

Supervisor Davis moved a substitute motion that the Board continue with its Agenda, without a recess, and that Board Members take individual breaks in the Board Conference Room leaving a quorum in the Board Room at all times. This motion was seconded by Supervisor Richards and carried by a vote of four, Supervisor McConnell and Supervisor Moore voting "NAY," Supervisor Alexander, Supervisor Hanley, and Supervisor Pennino being out of the room.

The question was then called on the main motion, as substituted, which carried by a vote of four, Supervisor McConnell and Supervisor Moore voting "NAY," Supervisor Alexander, Supervisor Hanley, and Supervisor Pennino being out of the room.

Acting-Chairman Hyland returned the gavel to Chairman Moore.

CM:CM

82. 4:30 P.M. - PH REGARDING THE LEASING OF COUNTY-OWNED PROPERTY TO THE CHESAPEAKE AND POTOMAC TELEPHONE COMPANY OF VIRGINIA (SPRINGFIELD DISTRICT) (TAPE 13)

- (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 September 28, 1990 and October 5, 1990.

Following the public hearing, Supervisor McConnell moved adoption of the Resolution authorizing the County Executive to enter into a lease with the Chesapeake and Potomac Telephone Company of Virginia regarding County-owned property located at 12000 Government Center Parkway, Tax Map Number 56-1((15))2. This motion was seconded by Supervisor Davis and carried by a vote of four, Supervisor Richards voting "NAY," Supervisor Alexander, Supervisor Hanley, Supervisor Pennino, and Chairman Moore being out of the room.

83. 4:30 P.M. - PH AND ADOPTION OF THE COMMUNITY PLAN FOR THE ELLISON HEIGHTS COMMUNITY (DRANESVILLE DISTRICT) (TAPE 13)

- (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 September 28, and October 5, 1990.

Following the public hearing, which included testimony by four speakers, Supervisor Richards moved to defer Board Decision on the adoption of the Ellison Heights Community Plan until November 5, 1990, at 5:00 p.m. This motion was seconded by Supervisor Bulova and carried by a vote of five, Supervisor Alexander, Supervisor Hanley, Supervisor Pennino and Chairman Moore being out of the room.

84. 4:30 P.M. - PH ON REZONING APPLICATION RZ 90-P-040  
AND SPECIAL EXCEPTION APPLICATION SE 90-P-020  
(FAIRFAX RIDGE ASSOCIATIONS) (PROVIDENCE  
DISTRICT) (TAPE 13)

(NOTE: Earlier in the meeting action was taken to defer the public hearing on Rezoning Application RZ 90-P-040 and Special Exception Application SE 90-P-020 until November 26, 1990 at 4:30 p.m. See Clerk's Board Summary CL#78.)

85. 5:00 P.M. - PH ON REZONING APPLICATION RZ 88-D-005  
(WEST\*MAC ASSOCIATES LIMITED PARTNERSHIP, ET AL)  
(DRANESVILLE DISTRICT) (TAPE 13)

Ms. Catherine McClain reaffirmed the validity of the affidavit for the record.

Supervisor Hyland disclosed the following campaign contribution that he had received:

- In the amount of \$49.00 each from Mr. and Mrs. Halprin and \$95.00 from their daughter in 1987;
- In the amount of \$49.00 from Mr. Ewing in 1987, and
- In the amount of \$49.00 from Mr. Nichols in 1987.

Ms. McClain 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 she proceeded to present her case.

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

Supervisor Richards moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 88-D-005 be amended from the I-3, I-4 and Sign Control and Highway Corridor Districts to the C-3 and Sign Control and Highway Corridor Districts subject to the proffers dated October 3, 1990. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor Hanley, and Supervisor McConnell being out of the room.

Supervisor Richards moved:

- Modification of the transitional screening; and
- Waiver of the barrier requirement along the property adjacent to the R-30 parcel.

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

Supervisor Richards moved waiver of the 75-foot setback requirement from the Dulles Airport Access Road, consistent with current development. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor Hanley, and Supervisor McConnell being out of the room.

86. 5:00 P.M. - PH ON REZONING APPLICATION RZ 89-P-063  
(STRINGFELLOW ROAD INVESTMENT PARTNERSHIP)  
(PROVIDENCE DISTRICT) (NO TAPE)

(NOTE: Earlier in the meeting action was taken to defer Rezoning Application RZ 89-P-063. See Clerk's Summary CL#79.)

87. 5:00 P.M. - PH ON THE CREATION/ENLARGEMENT/  
DE-CREATION/RE-CREATION OF SMALL AND LOCAL  
SANITARY DISTRICTS FOR REFUSE AND LEAF  
COLLECTION SERVICES (CENTREVILLE,  
MASON AND PROVIDENCE DISTRICTS)  
(TAPE 13)

- (R) Certificates of Publication were filed from the Editors of the Journal and Northern Virginia Sun, showing that said notice of public hearing had been duly advertised in those Newspapers in the issues of September 28, and October 5, 1990.

Following the public hearing Supervisor Pennino and Supervisor Davis moved that all of the petitions be approved as follows:

<u>Sanitary District</u>	<u>Action</u>	<u>Staff Recommendation</u>	<u>Type of Service</u>
Local District A within Small District Five within Centreville District	Enlarge	Approve	Refuse
Small District One within Mason District (5302 12th Street South)	De-create/ Re-create	Approve	Refuse & Leaf



Small District One  
within Mason District  
(Vinewood Townhouse  
Subdivision)

De-create/  
Re-create

Deny

Refuse  
& Leaf

Local District B  
within Small District  
One within Mason  
District  
(Vinewood Townhouse  
Subdivision)

Create

Deny

Refuse

Small District One  
within Providence  
District  
(Jefferson Village  
Shopping Center)

Create

Deny

Refuse  
& Leaf

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

88. 5:00 P.M. - PH ON REZONING APPLICATION RZ 88-S-056  
(MARTIN E. TURK, TRUSTEE) (SPRINGFIELD DISTRICT)  
(TAPE 13)

Supervisor McConnell moved to defer Rezoning Application RZ 88-S-056 until November 5, 1990 at 3:30 p.m. This motion was seconded by Supervisor Davis and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

89. 5:00 P.M. - PH ON REZONING APPLICATION RZ 88-S-095  
(ROCKY GORGE COMMUNITIES, INCORPORATED)  
(SPRINGFIELD DISTRICT) (TAPES 13-14)

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

Supervisor McConnell disclosed the following campaign contribution that she had received:

- In the amount of \$250.00 from Mr. Louis and Ms. Rosalee Light in 1983.

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, which included testimony by eleven speakers, Lorrie Kirst, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor McConnell moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 88-S-095 be amended from the R-1, Historical, Highway Corridor, Sign Control and Water Supply Protection Overlay Districts to the PDC, Historical, Highway Corridor, Sign Control and Water Supply Protection Overlay Districts; the Planning Commission having approved Final Development Plan FDP 88-S-095 on June 20, 1990. This motion was seconded by Supervisor Pennino and carried by a vote of six, Supervisor Alexander, Supervisor Hanley, and Supervisor Richards being out of the room.

Supervisor McConnell moved:

- Modification of the transitional screening requirements; and
- Waiver of the barrier requirements along the eastern and southern boundaries of the property in favor of that shown on the Conceptual Development Plan/Final Development Plan.

This motion was seconded by Supervisor Pennino and carried by a vote of six, Supervisor Alexander, Supervisor Hanley, and Supervisor Richards being out of the room.

90. 7:30 P.M. - PH TO RECEIVE CITIZEN COMMENT ON ISSUES  
OF CONCERN (TAPES 14-15)

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 September 28 and October 5, 1990.

Citizens of Fairfax County are encouraged to present their views on issues of concern. The Board will hear public comment on any issue except: Issues under litigation, issues which have been scheduled for public hearing before the Board (this date and future dates), or comments regarding individuals. Each speaker may have up to three minutes and a maximum of 10 speakers will be heard. Citizens must call the Office of the Clerk to the Board to register to speak and provide their names, addresses, phone numbers, and topics they wish to address.

The public hearing was held and included testimony by six speakers.

Following public comment, Supervisor Davis asked unanimous consent that the Board direct staff to determine whether there is a method to incorporate differing views into the televised bond issue as addressed by Mr. Sargent (Speaker #10). Without objection, it was so ordered.

91. 10:30 A.M. - APPOINTMENTS TO CITIZEN BOARDS,  
AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS  
(TAPES 15-16)

(APPT)

ADVISORY SOCIAL SERVICES BOARD

(NOTE: The appointment of the Annandale District Representative to the Advisory Social Services Board was deferred.)

AGRICULTURAL AND FORESTAL DISTRICTS ADVISORY COMMITTEE

[NOTE: The appointment of the At-Large (Farmer) Representative to the Agricultural and Forestal Districts Advisory Committee was deferred.]

ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD

Chairman Moore moved the reappointment of Mr. Marvin Burge as the At-Large Representative to the Alcohol Safety Action Program Local Policy Board. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

Chairman Moore moved the appointment of Mr. David Toatley as the At-Large Representative to the Alcohol Safety Action Program Local Policy Board. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

ARCHITECTURAL REVIEW BOARD

On behalf of Supervisor Alexander, Supervisor Hyland moved the reappointment of Mr. Richard O'Brien as the At-Large (Historian) Representative to the Architectural Review Board. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

Supervisor Davis moved the reappointment of Mr. Carl E. Neuberg as the At-Large (Architect) Representative to the Architectural Review Board. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

Supervisor Richards moved the appointment of Ms. Sally Oldham as the Architectural Historian to the Architectural Review Board to fill the unexpired term of Ms. Mary B. Howard. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

ATHLETIC COUNCIL

(NOTE: The appointment of the Lee District Representative to the Athletic Council was deferred.)

CONFIRMATION NEEDED:

Supervisor Davis moved that the Board confirm the following appointment to the Athletic Council:

- Mr. A. Rick Washington, to fill the unexpired term of Mr. Phil Stringer, as the Youth Basketball Council Representative.

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

BOARD OF BUILDING CODE APPEALS - HOUSING HYGIENE DIVISION

Chairman Moore moved the appointment of Mr. Sean Coleman as the At-Large Representative to the Board of Building Code Appeals - Housing Hygiene Division. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

BOARD OF BUILDING CODE APPEALS - TECHNICAL DIVISION

[NOTE: The appointment of the At-Large (Builder) (Alternate) Representative to the Board of Building Code Appeals - Technical Division was deferred.]

BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS

Supervisor Bulova moved that the Board direct staff to change the requirement for the vacant position on the Board of Equalization from a Builder Representative to an Appraiser Representative. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

Supervisor Bulova further moved the appointment of Mr. Richard Mortimer as the At-Large (Appraiser) Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

CHILD CARE ADVISORY COUNCIL

(NOTE: The appointments of the Annandale and Springfield District Representatives to the Child Care Advisory Council were deferred.)

COMMISSION FOR WOMEN

(NOTE: The appointment of the Springfield District Representative to the Commission for Women was deferred.)

COMMUNITY ACTION ADVISORY BOARD

(NOTE: The appointment of the Springfield District Representative to the Community Action Advisory Board was deferred.)

COUNTYWIDE TRAILS COMMITTEE

(NOTE: The appointment of the At-Large Representative to the Countywide Trails Committee was deferred.)

ELECTRICAL ADVISORY AND LICENSING BOARD

(NOTE: The appointment of the Citizen Representative to the Electrical Advisory and Licensing Board was deferred.)

EROSION AND SEDIMENT CONTROL REVIEW BOARD

[NOTE: The appointment of the At-Large (Citizen/Resident of Fairfax County) (Principal) Representative to the Erosion and Sediment Control Review Board was deferred.]

FAIRFAX COUNTY AIRPORTS ADVISORY COMMITTEE

(NOTE: The appointment of the Dranesville Business District Representative to the Fairfax County Airports Advisory Committee was deferred.)

FAIRFAX COUNTY WETLANDS BOARD

Supervisor Richards moved the appointment of Mr. Jonathan Lee as the At-Large Representative to the Fairfax County Wetlands Board. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

HISTORY COMMISSION

Supervisor Pennino moved the appointment of Ms. Donna L. Blackwell as the At-Large (Minority) Representative to the History Commission. This motion was seconded by Supervisor Richards and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

HOUSING ASSISTANCE ADVISORY COMMITTEE

(NOTE: The appointments of the Annandale and Springfield District Representatives to the Housing Assistance Advisory Committee were deferred.)

JUVENILE COURT CITIZEN ADVISORY COUNCIL

(NOTE: The appointment of the Dranesville District Representative to the Juvenile Court Citizen Advisory Council was deferred.)

MECHANICAL ADVISORY AND LICENSING BOARD

[NOTE: The appointment of the At-Large (Master Mechanic) Representative to the Mechanical Advisory and Licensing Board was deferred.]

PLUMBING ADVISORY AND LICENSING BOARD

[NOTE: The appointment of the At-Large (Class A Plumbing Contractor) Representative to the Plumbing Advisory and Licensing Board was deferred.]

PROJECT SELECTION COMMITTEE

(NOTE: The appointments of the Lee District and Zion Drive Community Representatives to the Project Selection Committee were deferred.)

CONFIRMATION:

Supervisor Pennino moved that the Board confirm the following appointment to the Project Selection Committee:

- Mr. John Mastenbrook as the Northern Virginia Regional Park Authority Representative.

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

SUPPLEMENTAL RETIREMENT SYSTEM BOARD OF TRUSTEES

Supervisor Pennino moved the appointment of Ms. Ilene Blake as the At-Large (Retiree) Representative to the Supplemental Retirement System Board of Trustees. This motion was seconded by Chairman Moore.

Following discussion, Supervisor Davis moved a substitute motion that the Board defer this item to allow other interested individuals additional time to come forward. This motion was seconded by Supervisor Hyland and carried by a recorded vote of five, Supervisor Pennino and Chairman Moore voting "NAY," Supervisor Alexander and Supervisor Hanley being out of the room.

AD-HOCS1990 FALL BOND REFERENDUM COMMITTEE

(NOTE: The appointment of the Springfield District Representative to the 1990 Fall Bond Referendum Committee was deferred.)

CITIZENS COMMITTEE ON SOLID WASTE AND DISPOSAL MATTERS

Supervisor McConnell moved the appointment of Ms. Angela Greenberg as the Springfield District (Principal) Representative to the Citizens Committee on Solid Waste and Disposal Matters. This motion was seconded by Supervisor Richards and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

[NOTE: The appointment of the At-Large (Alternate) Representative to the Citizens Committee on Solid Waste and Disposal Matters was deferred.]

CONFIRMATIONS:

Supervisor Hyland moved that the Board confirm the following appointments to the Citizens Committee on Solid Waste and Disposal Matters:

- Ms. Mickie Sullivan, to fill the unexpired term of Ms. Katherine Seabolt, as the Federation of Lorton (Principal Representative; and
- Ms. Laurie Frost as the Federation of Lorton (Alternate) Representative.

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

FAIRFAX COUNTY PUBLIC SAFETY FACILITY ADVISORY COMMITTEE (PSAC)

(NOTE: The appointment of the At-Large Representative to the Fairfax County Public Safety Facility Advisory Committee was deferred.)

TYSONS CORNER TASK FORCE

On behalf of Supervisor Hanley, Supervisor Richards moved the appointment of the following individuals as Providence District Representatives to the Tysons Corner Task Force:

- Mr. Andrew Brown;
- Mr. Daniel Alcorn;
- Mr. John (Jack) Doggett;
- Mr. Jeffrey Lundy;
- Ms. Diane Dorius;
- Ms. Kathryn MacLane; and
- Mr. David Stroh.

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

PMH:PMH

92. THE VOLUNTEER PROTECTION ACT OF 1989 (HR 911)  
(TAPE 16)

Chairman Moore stated that on June 25, 1990 the Board directed staff to review the federal legislation known as HR 911, the Volunteer Protection Act of 1989, and report to the Board with recommendations. She noted that staff was recommending that the Board send a letter to the sponsors of the Bill urging continued support and expressing local concern for the liability risks faced by direct service volunteers in all areas of the County.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and she asked unanimous consent that the Board direct the Chairman to send a letter expressing the intent of the Board. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

93. WARREN QUINSTEAD, DEPUTY DIRECTOR, METRO  
PASSED AWAY (TAPE 16)

Supervisor Hyland announced that one of the founding fathers and Deputy Director of Metro, Warren Quinsted had recently passed away. He added that the funeral service would be held on Wednesday, October 17, 1990 at 2:00 p.m. at Saint Lukes Episcopal Church.



94. REQUEST FOR TITLE TRANSFER OF FARRINGTON AVENUE  
TOT LOT FROM THE BOARD OF SUPERVISORS TO THE  
PARK AUTHORITY (TAPE 16)

Supervisor Hyland distributed to Board Members a copy of his Board Matters which indicate that for the past several years, his office has received calls from the neighborhood surrounding 2213 Farrington Avenue [Tax Map 83-1((15))16] requesting assistance in maintaining and improving the area which has been used as a playground for pre-school children. The land, which contains some playground equipment, presently belongs to the Board and is only periodically mowed, usually at his office's request.

The fact that the land does not have direct administration hampers supervision and continuing maintenance. On October 2, 1990 the Park Authority Board voted to bring the property within the jurisdiction of the Park Authority.

Therefore, Supervisor Hyland moved that the Board direct the County Attorney to prepare the transfer of the title of this area to the Park Authority. This motion was seconded by Supervisor Pennino and carried by a vote of six, Supervisor Alexander, Supervisor Bulova, and Supervisor Hanley being out of the room.

95. RESOLUTION PROPOSED FOR SHERWOOD HALL LANE  
(TAPE 16)

- (R) Supervisor Hyland stated that recently, a recommendation for action was submitted by the Transportation Committee of the Mount Vernon Council that Sherwood Hall Lane be re-stripped and converted into a four-lane road. He added that this resulted in an immediate and vocal outcry of opposition from residents and civic groups bordering Sherwood Hall Lane.

Supervisor Hyland said that he supports the residents of the community and therefore, he moved that the Board adopt the following Resolution:

WHEREAS, the citizens of the Mount Vernon community abounding Sherwood Hall Lane have indicated that they have strong objections to the concept of widening to four lanes Sherwood Hall Lane from Route One eastbound to Fort Hunt Road;

WHEREAS, any consideration of four-laning Sherwood Hall Lane would establish it as a cut-through for Route One traffic;

WHEREAS, cut-through traffic includes commuters well beyond the parameters of the Mount Vernon Community and would disrupt the intended residential character of the Sherwood Hall neighborhoods; and

WHEREAS, increased cut-through traffic would impact severely Fort Hunt Road and Morningside Drive both of which are inadequate to handle large volumes of traffic;

BE IT RESOLVED, that the Fairfax County Board of Supervisors opposes the four-laning of Sherwood Hall Lane from Route One to Fort Hunt Road and supports continuation of the existing pavement markings designating parking along Sherwood Lane.

BE IT FURTHER RESOLVED, that this Resolution be transmitted to the Office of Transportation, the Transportation Commission, and the Virginia Department of Transportation (VDOT) to become part of their permanent records.

This motion was seconded by Supervisor Davis.

Supervisor Pennino moved that the Board refer this issue to staff, the Transportation Advisory Commission, and VDOT for their review and comments. This motion died due to the lack of a second.

Following discussion, with input from Shiva K. Pant, Director, Office of Transportation, the question was called on the motion (Supervisor Hyland's) which carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

96. SPRING GARDEN APARTMENTS (TAPE 16)

Supervisor Hyland announced that the Spring Garden Apartments can now be removed from the list of threatened 236 and 221(d) (3) projects since the owner of the Spring Garden Apartments has arranged an equity take-out with the Department of Housing and Urban Development (HUD).

97. POLICIES AND PRACTICES USED BY THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT)  
(TAPE 16)

Supervisor Hyland said that the Virginia Department of Transportation (VDOT) has some contracts in which curbs are being replaced in many subdivisions throughout the County. He said that the homeowners on Lookout Court are more concerned about the condition of the road than the curbs. He distributed photographs to Board Members for their review.

Therefore, Supervisor Hyland asked unanimous consent that the Board direct staff to send the photographs to the Secretary of Transportation, John Milliken, with a cover letter explaining the situation and asking for some redress to the concerns of the citizens. Without objection, it was so ordered.

98. RECOGNITION OF MR. JOSEPH T. FLAKNE (TAPE 16)

Supervisor Hyland announced that Mr. Joseph Flakne would soon be 90 years old and that a celebration was planned by the Northern Virginia Regional Park Authority to honor Mr. Flakne.

Supervisor Hyland further stated that on Saturday, October 13, 1990, Mr. Joseph Flakne received the first National Voluntary Service Award from the National Recreation and Park Association for his voluntary contributions of time and effort over a period of years.

Therefore, Supervisor Hyland asked unanimous consent that the Board direct the Chairman to write a letter:

- Recognizing Mr. Flakne's effort and determination in making the Northern Virginia area a better place in which to live; and
- Recognizing his commitment to the environment and to the leaders of tomorrow.

Without objection, it was so ordered.

99. MASON NECK DEER HUNT (TAPE 16)

Supervisor Hyland stated that on October 4, 1990, Barbara Snow, Director, Animal Control, gave testimony before United States (U.S.) District Judge Thomas Penfield Jackson stating that Fairfax County was willing to make available, without charge, its professional wardens for use at the Mason Neck Wildlife Refuge to cull the deer herd upon receipt of documentation of deer overpopulation by wildlife biologists who have studied the issue.

Supervisor Hyland said that subsequent to the hearing, Judge Jackson ruled to allow the public bow hunt at Mason Neck, which will begin today. He added that Judge Jackson is expected to rule on the gun hunt on November 6, 1990.

Supervisor Hyland moved that the Board direct staff to:

- Write a letter to the Honorable Judge Thomas Penfield Jackson stating that Fairfax County is willing to make available, without charge, its professional wardens for use at the Mason Neck Wildlife Refuge to cull the deer herd upon receipt of documentation of deer overpopulation by wildlife biologists who have studied the issue; and

- If such action becomes necessary, cull the herd that the deer meat be given to the shelters for the homeless or other organizations serving the needy.

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

100. STAFF REQUESTED TO REEXAMINE THE REDUCTION OF PERSONNEL ON THE FIRE AND RESCUE SERVICES ADVANCED LIFE SUPPORT UNITS (TAPE 16)

Supervisor Hyland called to the Board Members attention the fact that the Professional Firefighters Association had advised him that the Fire and Rescue Department is considering a reduction in the number of Emergency Medical Services (EMS) staff required on its Advanced Life Support Units from three to two. Under this proposal, patients requiring a transport would be forced to wait for additional personnel to respond to drive to the hospital which could prove to be very detrimental and fatal in some situations. Additionally, valuable apparatus would be committed to non-emergency situations in order to get the driver to the scene when needed.

Supervisor Hyland asked unanimous consent that the Board:

- Maintain its commitment to retain the present staffing levels on the EMS units; and
- Direct staff to report with a response to the Board's Fire Subcommittee prior to any recommendations being brought forward to the Board.

Without objection, it was so ordered.

101. FAIRFAX COUNTY DELEGATION TO VISIT THE SISTER CITY ESSONNE, FRANCE (TAPE 16)

(NOTE: Earlier in the meeting, action was taken regarding this item. See Clerk's Summary Item CL#4.)

Supervisor Hyland reiterated that the Sister City Essonne, France, has requested that a delegation from Fairfax County make a similar presentation in Essonne, France. Supervisor Hyland clarified that this trip would be at the expense of France.

102. ARTICLE IN THE "FAIRFAX JOURNAL" REGARDING THE LORTON LANDFILL (TAPES 16-17)

Supervisor Hyland stated that an article concerning a letter from J. Hamilton Lambert, County Executive addressed to a top official in the United States (U.S.) Army Corps of Engineers' Norfolk office had

appeared in the Fairfax Journal regarding the Lorton Landfill. He said that according to the article, notwithstanding the action of the Board, it appeared that staff was proceeding to obtain approval through the 456 process.

John W. diZerega, Director, Department of Public Works, explained that that letter had been prepared by his staff for signature by the County Executive prior to the Board's action of September 17, 1990. He added that the letter had been returned to him for modification following the Board's action. He said that the modifications indicate that on September 17, 1990 the Board discussed the findings of the environmental assessment and directed the preparation of a more comprehensive Environmental Impact Study (EIS). He said that staff would be pursuing approval through the 456 process following the completion of the EIS pursuant to the Board's action.

AR:AR

103. OPENING OF THE MCLEAN TEEN CENTER (TAPE 18)

Supervisor Richards announced that a great time was had by all at the grand opening of the McLean Teen Center last Saturday. She noted that it was an honor to have Mason District Supervisor Thomas M. Davis, III, and Providence District Supervisor Katherine K. Hanley present to join in the celebration.

104. JOINT TASK FORCE ON GROWTH AND TRANSPORTATION (TAPE 18)

Supervisor Richards stated that in recognition of the major growth and transportation problems facing the Washington region, the Board of Directors of the Metropolitan Washington Council of Governments (COG) established a Joint Task Force on Growth and Transportation on June 6, 1990 with membership from local, state and federal governments, the business community, sub-regional agencies, and citizen groups. She explained that the purpose of the Task Force is to develop comprehensive proposals to ensure the rational and orderly future growth of the region, and the provision of needed transportation facilities and services in a timely manner.

Supervisor Richards announced that the Task Force has scheduled a forum to be held at COG on October 24, 1990 from 12:00 noon until 4:00 p.m. regarding the Task Force's draft report containing its proposals for review and comment. She noted that at the October 24th meeting, it was her intent to request that the record be kept open for submission of additional comments.

Therefore, Supervisor Richards asked unanimous consent that the Board direct staff to return to the Board on October 29, 1990 with its comments on the Task Force's proposals. Without objection, it was so ordered.

105. TRANSPORTATION ADVISORY COMMISSION (TAPE 18)

Supervisor Richards stated that since the Board established the Transportation Advisory Commission, several issues have been referred by the Board to the Commission for review, comment and recommendations. In addition, she said that the Commission is working on its own work program as well as reviewing several matters related to the County's update of the Comprehensive Plan. She said that the existing arrangement for formal communication with the Board of Supervisors has been either through direct memoranda from the Commission or inclusion of items in the Board package.

Supervisor Richards said that with the Commission's work becoming increasingly important, the current communication system between the Commission and the Board does not allow the Board sufficient time to discuss these issues in detail or receive any staff input.

Therefore, Supervisor Richards moved that the Board direct:

- The Transportation Advisory Commission to send all its comments and recommendations to the Board's Transportation Subcommittee; and
- Staff to start scheduling meetings of this Subcommittee once every month to six weeks.

Supervisor Richards explained that this process would allow time for the Board Subcommittee to discuss the Commission's comments and recommendations, obtain staff input, and then refer appropriate recommendations to the Board of Supervisors.

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

106. PROPOSED AMENDMENT TO THE PUBLIC FACILITIES MANUAL (TAPE 18)

Supervisor Richards stated that the existing character of Virginia Byways needs to be protected as much as possible. She said that new entrances on Virginia Byways, and accompanying turning lanes, require cutting and regrading that can substantially alter the very characteristics that are to be preserved.

Following discussion, with input from J. Hamilton Lambert, County Executive, Supervisor Richards asked unanimous consent that the Board direct the County Attorney to return to the Board as expeditiously as possible with comments and recommendations regarding an amendment to the Public Facilities Manual that would prohibit any direct access onto an official Virginia Byway when another safe point of access is available to the property. Without objection, it was so ordered.

107. ARCHITECTURAL REVIEW BOARD (ARB) AUTHORITY  
(TAPE 18)

(BACs)

With reference to whether or not the Architectural Review Board (ARB) has the authority under the Code of Virginia to consider the size or mass of a proposed structure in a Historic District, Supervisor Richards asked unanimous consent that the Board direct the County Attorney to review this matter and return to the Board with its comments and recommendations. Without objection, it was so ordered.

108. PUBLICATION OF THE ARCHITECTURAL REVIEW BOARD  
(ARB) AGENDA (TAPE 18)

(BACs)

Due to the importance of the function of the Architectural Review Board (ARB), Supervisor Richards noted the necessity for the ARB's Agenda to be published in the Weekly Agenda.

Noting the space limitations of the Weekly Agenda, J. Hamilton Lambert, County Executive, stated that the ARB's Agenda could best be publicized on Fairfax County's Cable Channel 16.

Following discussion, Supervisor Richards moved that the Board direct the Office of Public Affairs to return to the Board with a sample of the amount of space it would have taken to publish the last three ARB Agendas in the Weekly Agenda. This motion was seconded by Supervisor Davis and carried by a recorded vote of six, Chairman Moore voting "NAY," Supervisor Alexander and Supervisor Hanley being out of the room.

109. FAIRFAX COUNTY HERITAGE CONSERVANCY ANNOUNCES  
ITS FIRST PUBLIC MEETING (TAPE 18)

Supervisor Richards stated that the newly formed Fairfax County Heritage Conservancy has announced its first public meeting to enroll members and discuss a historic preservation action agenda. She said that the meeting will be held at 7:30 p.m. on Wednesday, November 14, 1990 in the Old Town Hall at University and Main Streets in Fairfax City.

110. NOISE WALLS (TAPE 18)

Supervisor Richards stated that in October of 1988, the Board of Supervisors directed County staff to prepare a highway noise ordinance that would allow the County to participate in the then recently enacted state/local cost sharing program for the construction of noise barriers along state funded highway projects.

Supervisor Richards said that in May of 1989, the Board was informed that there would be "significant impediments to the implementation which may present unanticipated costs to the County." She added that no other jurisdiction in the state has adopted the ordinance.

Supervisor Richards further stated that also in May of 1989, the County Executive reported to the Board that a cost/benefit analysis should be conducted before any ordinance could be adopted. She said that at that time, staff was into the "thick" of Phase I of the Comprehensive Plan Review.

Since that process has now been completed, Supervisor Richards noted that it was now time for the County to begin analyzing the issue. She stated that the issue of transportation generated noise becomes larger, if not louder, everyday. She noted that the County receives more and more complaints regarding noise and calls for assistance every month. She stated that the County needs to take a definite position on this issue and attempt to assist property owners as much as possible, since it affects the quality of life for all of us, whether we are at home, school, work, or church.

Therefore, Supervisor Richards asked unanimous consent that the Board direct staff to begin a comprehensive analysis of this issue. Without objection, it was so ordered.

111. EXPEDITIOUS AND CONCURRENT PROCESSING OF A  
PROFFERED CONDITION AMENDMENT APPLICATION  
TO PERMIT FAST FOOD RESTAURANTS IN  
WORLDGATE (TAPE 18)

Supervisor Richards stated that the Planning Commission approved a Proffered Condition Amendment to permit fast food restaurants in Worldgate. She said that the matter has not yet been scheduled before the Board of Supervisors and that the applicant has requested expeditious and concurrent processing of this application.

Therefore, Supervisor Richards moved that the Board direct staff to provide expeditious and concurrent processing of this Proffered Condition Amendment. This motion was seconded by Supervisor Davis and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

112. CONGRATULATIONS TO FORMER DRANESVILLE DISTRICT  
SUPERVISOR JOHN P. SHACOCHIS AND HIS WIFE HELEN  
(TAPE 18)

Supervisor Richards asked unanimous consent that the Board direct staff to prepare a letter of congratulations, on behalf of the entire Board, to Former Dranesville District Supervisor John P. Shacochis and his wife Helen on the recent celebration of their 50th Wedding Anniversary. Without objection, it was so ordered.

113. ANNANDALE DISTRICT TOWN MEETING (TAPE 18)

Calling the Board's attention to an all day Town Meeting held recently to unveil Comprehensive Plan recommendations in the Annandale District,



Supervisor Bulova stated that she wanted to publicly express her appreciation to the Task Force members and the County staff from the Office of Comprehensive Planning and the Office of Transportation for their professional performance and excellent support at this meeting.

114. POSTING OF SIGNS TO NOTIFY NEIGHBORS OF  
PENDING ESCHEAT SALES (TAPE 18)

Supervisor Bulova stated that one of the submissions for revising the Comprehensive Plan was from an Annandale District constituent whose property abuts land which was auctioned off at an escheat sale in 1988. Supervisor Bulova further stated that the escheated property had been considered community open space, but had never been turned over to the homeowners association, and it was then sold because taxes had not been paid on the property.

Noting that the neighbors are hoping that the property can be designated parkland on the Comprehensive Plan, Supervisor Bulova stated that since this happened, improvements have been made in notifying Board Members of impending escheat sales in their District.

Supervisor Bulova noted that at the Annandale District Town Meeting, a suggestion was made that the posting of a sign on the escheated property, announcing the date and place of the auction, would be most helpful to the surrounding neighbors.

Therefore, Supervisor Bulova asked unanimous consent that the Board direct staff to look into how the posting of a sign on the escheated property could be made a part of the regular procedure. Without objection, it was so ordered.

115. ACCESS TO COMMUTER RAIL STATIONS (TAPE 18)

Supervisor Bulova called to the Board's attention the importance of having good pedestrian and bicycle access to commuter rail stations. Acknowledging that future expansion of some sites will be limited, if not impossible, she stated that feeder bus service will eventually be a necessity.

Supervisor Bulova moved that the Board direct staff to submit the following to the Board on or before December 10, 1990:

- New bus routes and/or modifications to existing bus routes that will serve communities straddling both the Norfolk Southern and the RF&P Railroad Tracks; and
- Maps indicating existing trails and proposed linkages or new trails that will serve the commuter rail lots.

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

116. DEDICATION OF NEW PRIVATELY FUNDED BUS SHELTER  
AT THE INTERSECTION OF SUNSET HILLS ROAD AND THE  
BUSINESS CENTER DRIVE IN RESTON (TAPE 18)

Supervisor Pennino noted that on October 2, 1990, she attended the dedication of a new privately funded bus shelter at the intersection of Sunset Hills Road and the Business Center Drive in Reston. She stated that this event was particularly unique because the bus shelter was funded and constructed by the Mason Hirst Company as a gift to the Reston commuters in hopes that it would help encourage the use of mass transit.

Supervisor Pennino stated that she would like to publicly commend the Mason Hirst Company for their community spirit and positive action. She challenged other businesses and industries in Fairfax County to do the same thing to encourage their employees to ride mass transit or to come up with other innovative and creative ideas that could provide positive results.

117. ENVIRONMENTAL ASSESSMENT OF THE PROPOSED  
CONSTRUCTION OF THE HUNTER VALLEY FIRE AND  
RESCUE STATION ON HUNTER MILL ROAD (TAPE 18)

Supervisor Pennino called the Board's attention to her previous request on September 24, 1990, that staff undertake an environmental assessment of the proposed construction of the Hunter Valley Fire and Rescue Station on Hunter Mill Road adjacent to the Church of Good Shepherd. She noted that since that time she had met with concerned citizens of the area concerning this issue and the overall criteria used to locate a station there.

Supervisor Pennino further stated that due to the need of staff to evaluate these facts, it has become necessary to defer the Planning Commission's 456 review date for this project beyond the 60 day review period specified by the Code of Virginia.

Therefore, Supervisor Pennino moved that the Board of Supervisors extend the 60 day review period for this project 456 review Application Number 456-C-90-23 for 30 additional days or to November 14, 1990. The motion was seconded by Supervisor Davis and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

118. AUTHORITY OF THE HUMAN RIGHTS COMMISSION TO  
INVESTIGATE DISCRIMINATION COMPLAINTS AGAINST  
THE COUNTY (TAPE 18)

Supervisor Pennino called the Board's attention to a letter sent to all Board Members from the Human Rights Commission Chairman Gary Brooks specifically calling attention to the necessity to reinstate the authority of the Human Rights Commission to investigate discrimination complaints against the County.

Supervisor Pennino stated that when the Human Rights Ordinance was first adopted the Human Rights Commission did have the authority to investigate all complaints of discrimination lodged against Fairfax County. She noted that this included both employment and County services complaints. Because the Human Rights Commission and the Civil Service Commission had similar authority, the Board of Supervisors determine that the Civil Service Commission should be the agency to handle discrimination complaints regarding employment. Complaints regarding County services are currently handled on an informal basis by the Human Rights Commission.

Supervisor Pennino further stated that, in order to adopt this alternative, the County would have to seek an amendment to its grievance procedures from the General Assembly.

Following discussion, Supervisor Pennino asked unanimous consent that the Board direct staff to review the current procedures regarding discrimination complaints and return to the Board with its recommendations. Without objection, it was so ordered.

119. COMMENDATION TO THE FAIRFAX COUNTY WATER  
AUTHORITY, STATE HEALTH DEPARTMENT AND  
STATE WATER CONTROL BOARD FOR THEIR EFFORTS  
AT CHANTILLY ESTATES (TAPE 18)

Supervisor Pennino commended the Fairfax County Water Authority, State Health Department and State Water Control Board for their efforts in providing clean water to the residents of Chantilly Estates.

120. NEWSPAPER RECYCLING BY FAIRFAX COUNTY  
EMPLOYEES (TAPE 18)

Supervisor Pennino noted that she had been contacted by a County employee suggesting that Fairfax County set up a newspaper recycling program for its employees, particularly at the Massey Building. It was pointed out that the County should set an example by providing a recycling place for the newspapers that employees bring into the workplace.

Supervisor Pennino asked unanimous consent that the Board direct staff to look into the issue of a recycling station for County employees to recycle their newspapers. Without objection, it was so ordered.

121. RECYCLING OF PLASTICS BY FAIRFAX COUNTY  
(TAPE 18)

Referring to the Board's request on July 9, 1990, that staff contact the Amoco Chemical Company concerning its program of recycling plastics, Supervisor Pennino stated that she was very pleased with the memorandum from the County Executive, dated October 1, 1990, announcing that the Department of Public Works is in the process of developing a pilot plastic collection program to be implemented in Fiscal Year (FY) 1991 in Fairfax County.

Supervisor Pennino expressed her appreciation to the County and Schools' staff for their diligent efforts on behalf of this plastic recycling program.

122. ROLLS ROYCE COMPANY WELCOMED TO RESTON  
TOWN CENTER (TAPE 18)

Supervisor Pennino announced that she, along with Governor L. Douglas Wilder and other dignitaries, recently attended a ceremony welcoming the Rolls Royce Company to its new United States Headquarters Office in the Reston Town Center.

123. EXPANSION OF THE SHERATON HOTEL AT RESTON  
(TAPE 18)

Supervisor Pennino stated that the Board of Supervisors and County staff has taken a position on the expansion of the Reston Sheraton Hotel. She noted that County staff indicated that it was a village center and that what was being proposed was not in keeping with the land-use plan for that particular area.

Supervisor Pennino further stated that the developer went to the Board of Zoning Appeals (BZA) and the BZA found in favor of Sheraton Hotel rather than in favor of the opinion of the Board of Supervisors. She stated that the question has since arisen as to whether the Board of Supervisors can sue the BZA for taking a position contrary to what is the recommendation of the staff. Supervisor Pennino noted that citizens are beginning to question whether they, as citizens, can sue the BZA.

Supervisor Pennino announced that staff is presently evaluating this situation to determine whether it's in the County's best interest to challenge the decision of the BZA and to bring suit.

124. EXTENSION OF TIME TO COMMENCE CONSTRUCTION FOR  
SPECIAL EXCEPTION AMENDMENT APPLICATION  
SEA 85-C-010-1 (TAPE 18)

(ET)

Supervisor Pennino stated that on September 17, 1990, the Board approved a six month extension of time for Special Exception Amendment Application SEA 85-C-010-1 in the name of David W. Baliles for a Taco Bell Restaurant in Reston.

Noting that Mr. Baliles has requested an additional six month extension due to extenuating circumstances which preclude the start of construction, Supervisor Pennino moved that the Board direct staff to grant an additional six months extension for Special Exception Amendment Application SEA 85-C-010-1. This motion was seconded by Supervisor McConnell and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

VLL:VLL

125. REQUEST FOR STREET LIGHTS ON ROAD ENTERING  
WILLOW SPRINGS ELEMENTARY SCHOOL (TAPE 19)

Supervisor McConnell called to the Board's attention the fact that the road leading into the Willow Springs Elementary School does not have lighting. She stated that the road had been constructed as part of school's construction, however, at the time, the Public Facilities Manual (PFM) did not require street lights.

Supervisor McConnell asked unanimous consent that the Board direct staff to work with the School staff to resolve this problem. Without objection, it was so ordered.

126. REQUEST FOR CUT-THROUGH TRAFFIC POLICY FOR  
THE TOWN OF CLIFTON (TAPE 19)

Supervisor McConnell stated that she had received a request from the Town of Clifton requesting the Board of Supervisors to support the establishment of a cut-through traffic policy for the Town. She stated that the Town is experiencing huge influxes of traffic, much of which is generated from Prince William County crossing the Fairfax County line at Bull Run Marina and then continuing through the Town. In addition, she stated that the Town of Clifton, concurrent with the request for a cut-through traffic policy, is requesting that a computerized traffic count be conducted.

Supervisor McConnell asked unanimous consent that the Board direct staff to review the request and report with recommendations. Without objection, it was so ordered.

127. BOARD CONCURRENCE REQUESTED TO COMPLETE  
RECREATIONAL FACILITIES AT THE HERITAGE  
WOODS DEVELOPMENT (TAPE 19)

Supervisor McConnell called to the Board's attention the fact that a motion of concurrence is necessary to permit a section of Federation Drive, that is owned by the Board of Supervisors, to be included in a Special Use Permit Application for the completion of recreational facilities in the Heritage Woods development. She stated that the construction of the recreational facilities ceased earlier this year when it had been discovered that Special Use Permit Application SP 87-S-016, under which the facilities were being constructed, had expired unnoticed. She stated that the developer had filed another Special Use Permit Application to complete the facilities, however, a portion of the original property that is a necessary part of the new Special Use Permit Application had already been transferred to the Board of Supervisors.

Supervisor McConnell asked unanimous consent that the Board refer to staff the request for Board concurrence to permit the Special Use Permit Application for the Heritage Woods swimming pool to proceed. She stated that this request should not be construed as a favorable recommendation on the Special Use Permit by the Board of Supervisors and does not relieve the applicant of the requirement to comply with all ordinances and other provisions. Without objection, it was so ordered.

128. STAFF REQUESTED TO INVESTIGATE PROPERTY LOCATED  
IN THE LINCOLN-LEWIS-VANNOY AREA FOR GROUP HOME  
FOR COUNTY USE (TAPE 19)

Supervisor McConnell stated that recently the Board of Zoning Appeals (BZA) denied the request for a day care center on property located in the Lincoln-Lewis-Vannoy area. She asked unanimous consent that the Board direct the County Executive to work with staff to investigate whether this property would be suitable for a group home for County use. Without objection, it was so ordered.

129. BRIEFING ON ECONOMIC DEVELOPMENT AUTHORITY'S  
(EDA) RECEPTION HELD IN HONOR OF THE FINNISH  
DELEGATION (TAPE 19)

Supervisor McConnell provided the Board with a brief update on the Economic Development Authority's (EDA) reception held in honor of the Finnish Delegation. She stated that both she and Supervisor Pennino attended the reception which provided a wonderful evening, as well as educational information.

130. "ON THE LIGHT SIDE" (TAPE 19)

On the light side, because of the lateness in the hour, Supervisor Davis recognized the presence in the Board Room of Irving Birmingham, Director, Department of Environmental Management (DEM), and James Zook, Director, Office of Comprehensive Planning (OCP), and he moved that the Board permit the two Directors to leave the Board Room "early" this evening, however, this motion died due to the lack of a second!

131. REQUEST TO THE VIRGINIA DEPARTMENT OF  
HIGHWAYS (VDOT) TO RESTRICT TRUCK  
TRAFFIC ON BLAIR ROAD AND BEACHWAY  
DRIVE IN THE CULMORE AREA (MASON  
DISTRICT) (TAPE 19)

Supervisor Davis called to the Board's attention the fact that the citizens in the Culmore area are very alarmed by the increase in truck traffic through the residential area along Blair Road and Beachway Drive. He stated that the streets are narrow, windy, and hilly, and truck drivers do not heed the 25 mile-per-hour signs. He announced that a petition had been filed.

Supervisor Davis moved that the Board direct staff to prepare a Resolution, for Board adoption, requesting the Virginia Department of Highways (VDOT) to approve a restriction of truck traffic on Blair Road and Beachway Drive in the Culmore area. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Alexander and Supervisor Hanley being out of the room.

132. STAFF TO DETERMINE WHETHER PROCESS FOR OBTAINING HOME OCCUPANCY PERMITS AND BUSINESS LICENSES CAN BE IMPROVED (TAPE 19)

Supervisor Davis stated that a constituent had informed him that in order to apply for a business license, he had to come to the Massey Building Complex and then go to the Centerpointe Building at Fair Oaks. He asked unanimous consent that the Board direct staff to investigate whether the process could be improved to permit individuals to apply for their home occupancy permits and business licenses at government centers, have the applications mailed to the appropriate agencies, and once approved, returned to the individuals through the mail service.

Supervisor Richards asked that the request be amended to include that staff also provide a cost estimate for providing the additional services at the government centers, and this was accepted.

Without objection, the amended request was so ordered.

133. ENVIRONMENTAL QUALITY ADVISORY COUNCIL'S (EQAC) RESOLUTION FOR IMPROVING AIR QUALITY IN FAIRFAX COUNTY (TAPE 19)

Supervisor Davis distributed to Board Members copies of a proposed resolution adopted by the Environmental Quality Advisory Council (EQAC) on April 11, 1990 to improve air quality in Fairfax County. He asked unanimous consent that the Board refer to staff the proposed resolution for its review and recommendation. Without objection, it was so ordered.

134. PROCLAMATION DECLARING "SUZUKI FESTIVAL DAY" IN FAIRFAX COUNTY (TAPE 19)

Supervisor Davis announced that the Suzuki Association of the Greater Washington area is sponsoring a Suzuki Celebration Family Concert to be held in the Center for the Arts, George Mason University, at noon on October 20, 1990. He stated that Suzuki students from Japan and their tour director, Dr. Masaaki Honda, will be arriving to attend this event.

Supervisor Davis moved that the Board approve the Proclamation proclaiming October 20, 1990 as "SUZUKI FESTIVAL DAY" in Fairfax County, and extending the County's greetings and best wishes to all of those visiting with the Suzuki Talent Education Tour with the hopes of building a lasting cultural partnership between the two countries. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Alexander, Supervisor Hanley, and Supervisor Pennino being out of the room.

135. STATUS REPORT ON SITE CONSTRUCTION SAFETY  
IN FAIRFAX COUNTY (TAPE 19)

Chairman Moore called to the Board's attention that she had received a status report on site construction safety in Fairfax County. She commended County staff, Virginia Department of Transportation (VDOT) staff, and the Heavy Contractors Association for their outstanding performance and major efforts in preparing this report.

136. BOARD ADJOURNMENT (TAPE 19)

At 11:50 p.m., the Board adjourned.