



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
MAY 20, 1991**

Board Package

19-91

CM:CM

At 10:40 a.m., the Board reconvened in the Board Room with all Members being present and with Chairman Moore presiding.

2. DEFERRAL OF BOARD DECISION ON PROPOSED REVISIONS TO THE ADOPTED COMPREHENSIVE PLAN FOR FAIRFAX COUNTY (TAPE 1)

Supervisor Hyland moved that the Board defer mark-up and decision on the Out-of-Turn Plan Amendment S90-IV MVI on the Lorton-South Route 1 Study Area until Friday, June 7, 1991 at 10:00 a.m. This motion was seconded by Supervisor Alexander and carried by a vote of eight, Supervisor Davis being out of the room.

3. BOARD ADJOURNMENT (TAPE 1)

At 10:45 a.m., Chairman Moore adjourned the meeting of Saturday, May 18, 1991.

4. COMMENCEMENT OF BOARD OF SUPERVISORS' MEETING FOR MONDAY, MAY 20, 1991 (TAPE 1)

The meeting was called to order at 10:45 a.m. with all members being present and with Chairman Moore presiding.

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

5. RESOLUTION CONGRATULATING THE HERNDON HIGH SCHOOL BAND ON WINNING THE SUDLER FLAG AWARD (TAPE 1)

Supervisor Richards moved adoption of the Resolution, presented to Dale Sanders, Principal, Herndon High School; Richard Bergman, Band

Director, Herndon High School, congratulating Herndon High School on winning the Sudler Flag Award and on behalf of all of the citizens of Fairfax County does hereby congratulate the Herndon High School Band on its prestigious award and outstanding accomplishments; and for the recognition and distinction each member of the band has brought to Fairfax County. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

6. PROCLAMATION DESIGNATING "SMALL BUSINESS WEEK" (TAPE 1)

Supervisor McConnell moved approval of the Proclamation, presented to Donna Engelson, Director, Small Business, Fairfax County Chamber of Commerce; Charles Dietz and Hal Young, Co-Chairmen, Small Business Committee, Chamber of Commerce; and Misty Kuceris, Chairman, Small Business Week Subcommittee, Chamber of Commerce, designating the week of May 19 - 25, 1991, as "SMALL BUSINESS WEEK" in Fairfax County, and encouraging all citizens to take part in paying tribute to this vital segment of the County's economy and the community. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

7. PROCLAMATION DESIGNATING "SPRINGFIELD DAYS"
(TAPE 1)

Supervisor Alexander moved approval of the Proclamation, presented to Dr. Robert Moss, President, Springfield Chamber of Commerce; and Hugh Compton, Chairman, Springfield Days, designating May 31 - June 2, 1991, as "SPRINGFIELD DAYS" in Fairfax County, and urging citizens to join in the festivities celebrating the Springfield Business community. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

8. PROCLAMATION DESIGNATING "MOTORCYCLE SAFETY AND AWARENESS MONTH" (TAPE 1)

Supervisor Pennino moved approval of the Proclamation, presented to Mr. Chris Feldman, Region One Coordinator, ABATE of Virginia Incorporated, designating May, 1991, as "MOTORCYCLE SAFETY AND AWARENESS MONTH" in Fairfax County, and calling its lifesaving purpose to the attention of all County citizens. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

9. PRESENTATION TO MS. KATIE BIGGS (TAPE 1)

The Board congratulated Ms. Katie Biggs on being the 10-millionth rider on the Fairfax Connector and presented her with a one year metro pass.

10. 10:30 A.M. - PRESENTATION OF THE COMMISSION ON AGING OUTSTANDING EMPLOYEE AWARDS (TAPE 1)

On behalf of the Commission on Aging, Trudy Wright, Chairman, presented awards to the following individuals for outstanding service to elders by Fairfax area staff, paid and unpaid:

- George Gurrick, Fairfax County Police Department;
- James Hall, Fairfax County Department of Housing and Community Development; and
- Colonel Clifford Porter, Northern Virginia Meals on Wheels.

11. 10:30 A.M. - PRESENTATION BY THE SOCIAL SECURITY ADMINISTRATION OF CERTIFICATE OF APPRECIATION TO THE FAIRFAX COUNTY AREA AGENCY ON AGING FOR ITS SUPPORT AND COOPERATION (TAPE 1)

Following a presentation by Margie N. Lee, District Manager, Social Security Administration, a Certificate of Appreciation was presented to Mr. Robert Koreski, Representative, Fairfax County Area Agency on Aging, for its support and cooperation.

12. PRESENTATION TO SUPERVISOR MCCONNELL (TAPE 1)

Supervisor Bulova presented Supervisor McConnell with a gift of a grey elephant to demonstrate her willingness to work through the difficult redistricting issues.

13. 10:45 A.M. - PRESENTATION BY THE FAIRFAX COUNTY HISTORY COMMISSION OF ANNUAL AWARDS FOR CONTRIBUTIONS TO HISTORIC PRESERVATION (NO TAPE)

(NOTE: This presentation has been rescheduled for Monday, June 3, 1991 at 10:15 a.m.)

14. 10:45 A.M. - BOARD ENDORSEMENT OF THE PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX CREATING A NEW CHAPTER 118, CHESAPEAKE BAY PRESERVATION ORDINANCE (TAPES 2-4)

- (0) (NOTE: The public hearing was held on March 18, 1991 and decision deferred until April 29, 1991. On April 29, 1991, action was taken to schedule a markup session on the proposed amendment, with subsequent endorsement on May 20, 1991.)

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 January 11 and January 18, 1991, and March 1 and March 8, 1991.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that in going through the Chesapeake Bay Preservation Ordinance that the Board first consider Attachment C of the Ordinance and then review the Grandfathering issues. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

Following discussion Supervisor Richards moved to amend the language in Section 118-4-5 to read as follows:

- "Any landowner or agent of the landowner may request the Director to determine the locations of RPA boundaries or may submit certification from a professional engineer, land surveyor, or landscape architect certified or licensed to practice in the Commonwealth of Virginia for review and approval by the Director."

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

Following further discussion, Supervisor Davis moved that the Board direct staff to include language that would allow new owners buying property between now and October, under the old ordinance, a 15-day period to obtain clarification from staff on where the RPA line falls on their property so that they will know what property they are buying. This motion was seconded by Supervisor Richards and carried by unanimous vote.

Supervisor Hyland moved to amend Section 118-1-7 (b) 6 (ii) as shown on handwritten page nine of the Ordinance. This motion was seconded by Supervisor Davis and carried by a vote of eight, Supervisor McConnell being out of the room.

Supervisor Hyland moved that the Board:

- Endorse the proposed amendment to the Code of the County of Fairfax creating a new Chapter 118 (Chesapeake Bay Preservation Ordinance), as marked-up by the Board, with further amendments as set forth in Attachment 1C of the Memorandum to the Board dated May 20, 1991;

- Recommend Grandfather Provisions to apply to this Ordinance; and
- Direct staff to transmit the Ordinance and recommended Grandfather Provisions to the Chesapeake Bay Local Assistance Board (CBLAB) for its review.

This motion was seconded by Supervisor Bulova.

Following discussion Supervisor Pennino moved to amend Section 118-1-7 as follows:

- Add to the end of Section b(4) the phrase "and with perennial stream flow";
- Change Section b(6)(ii) to read "Any nontidal wetland that is continuously connected to a watercourse with perennial stream flow and is not otherwise included within Section 118-1-7(b)(5)"; and
- Change Section b(iv) to read "Any land with a slope greater than or equal to fifteen (15) percent where such slope begins within fifty (50) feet of a watercourse with perennial stream flow."

This motion was seconded by Supervisor McConnell and FAILED by a recorded vote of seven, Supervisor McConnell and Supervisor Pennino voting "AYE."

Supervisor Richards amended the motion to change the language on handwritten page 18, Section 118-4-5, paragraph (b) to duplicate the language of her previous motion regarding "a certified or licensed professional engineer, surveyor, or landscape architect." This motion was seconded by Supervisor Hanley and carried by unanimous vote.

Following discussion Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board begin its discussion of the Grandfathering Provisions of the Chesapeake Bay Ordinance. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

Following discussion with input from Karen J. Harwood, Assistant County Attorney, Supervisor Pennino moved that the Board adopt Option C of Attachment D(4), page three (old page 35), right hand side, of the Chesapeake Bay Ordinance: "Site Plans filed as of the date of adoption by the Board." This motion was seconded by Supervisor Alexander.

Chairman Moore relinquished the Chair to Acting-Chairman Alexander and offered a substitute motion that the Board adopt Option D: "Site Plans approved as of the date of adoption by the Board." This motion was seconded by Supervisor Hyland and FAILED by a recorded vote of six, Supervisor Bulova, Supervisor Hyland and Chairman Moore voting "AYE."

Acting-Chairman Alexander returned the gavel to Chairman Moore.

Following further discussion, Supervisor Richards offered a substitute motion that the Board adopt Option B: "Site Plans filed as of the date of Board authorization of advertisement of public hearing for final adoption." This motion was seconded by Supervisor Hyland and FAILED by a recorded vote of five, Supervisor Bulova, Supervisor Hyland, Supervisor Richards and Chairman Moore voting "AYE."

The question was then called on the main motion (Supervisor Pennino's) for Option C: "Site Plans filed as of the date of adoption by the Board," which carried by unanimous vote.

Supervisor Davis moved to approve the Grandfathering issues highlighted in green on the Ordinance distributed by staff to the Board Members, old page 33, 34 and 36 as recommended. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

Following discussion with input from Ms. Harwood, Supervisor Davis moved to amend the language in Paragraphs six and seven (old page 37 of the Grandfathering provisions) of Option C to read as follows:

- Paragraph 6 - Preliminary subdivision plats approved prior to May 21, 1991, provided that (a) upon application, such preliminary subdivision plat may be reapproved in accordance therewith one time after the effective date, (b) the subsequent subdivision construction plan or site plan associated with the development is approved within twelve (12) months of the approval or reapproval of the preliminary subdivision plat, as the case may be, (c) the final subdivision plat is recorded in accordance with Section 101-2-5(d) (2) of the Subdivision Ordinance, and (d) the provisions of Paragraph 8 are met. Revisions to such approved plats may be approved so long as such revisions do not aggravate conflicts with provisions of this amendment.

- Paragraph 7 - Final subdivision plats approved prior to the effective date of the amendment, provided that such record plats are recorded within 180 days of their approval and provided further that the provisions of Paragraph 8 are met.

This motion was seconded by Supervisor Alexander.

Supervisor Hyland amended the motion to amend the language in Paragraph 8(d) to read: "TWO years of the recordation...." This motion was seconded by Supervisor Bulova and carried by a recorded vote of five, Supervisor Alexander, Supervisor Davis, Supervisor McConnell and Supervisor Pennino voting "NAY."

The question was then called on the motion (Supervisor Davis' amendments to Paragraphs six and seven) which carried by a recorded vote of six, Supervisor Bulova, Supervisor Hanley and Chairman Moore voting "NAY."

Following further discussion, with input from Ms. Harwood, Supervisor Alexander moved that the Board adopt the amendments to Paragraph 9 of the Grandfathering Provisions. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor McConnell moved a substitute motion that the Board adopt the State's version of the Chesapeake Bay Preservation Ordinance. The motion died for lack of a second.

The question was then called on the main motion, and as amended, carried by a recorded vote of eight, Supervisor McConnell voting "NAY."

15. RECESS/EXECUTIVE SESSION (TAPE 4)

At 2:15 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, as well as:

- Rezoning Ordinance Amendment, 121189 Master File, County of Fairfax versus Southern Iron Works Incorporated, Record Number 910097;
- NV Land Incorporated versus Fairfax County Board of Supervisors in Chancery Number 105959;

- Front Royal of Warren County Industrial Park Incorporated versus Town of Front Royal, Civil Action Numbers 87-0019-H and 87-0020-H; and
- Dykes versus Northern Virginia Transportation District Commission, Record Numbers 901033 and 901037.

This motion was seconded by Supervisor Pennino and carried by unanimous vote.

16. APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS (NO TAPE)

(NOTE: Later in the meeting action was taken to defer appointments to Citizen Boards, Authorities, Commissions and Advisory Groups. See Clerk's Summary CL#18.)

PMH:PMH

17. ACTIONS FROM EXECUTIVE SESSION (TAPE 5)

A. CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION

Supervisor Bulova 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 unanimous vote.

B. APPEAL OF GROUP HEALTH ASSOCIATION, INCORPORATED VERSUS THE FAIRFAX COUNTY BOARD OF SUPERVISORS

Supervisor Pennino moved that the Board authorize an appeal of Group Health Association, Incorporated versus the Board of Supervisors of Fairfax County Et Al, At Law No. 97213 and direct staff to propose an amendment to the Code of the County of Fairfax, 4-7-1(a)(3) as recommended by the

County Attorney. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

C. SETTLEMENT OF THE 4115 ANNANDALE ROAD LIMITED PARTNERSHIP VERSUS THE FAIRFAX COUNTY BOARD OF SUPERVISORS

Supervisor Davis moved that the Board authorize settlement of the 4115 Annandale Road Limited Partnership versus the Fairfax County Board of Supervisors, At Law No. 87411 and 102098 according to the terms and conditions outlined by the County Attorney. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

18. DEFERRAL OF APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS (TAPE 5)

Supervisor Alexander moved to defer appointments to Citizen Boards, Authorities, Commissions and Advisory Groups until June 3, 1991. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

19. RESCHEDULING OF THE A. HEATH ONTHANK AWARDS PRESENTATION (TAPE 5)

Supervisor Alexander moved that the Board direct staff to reschedule the A. Heath Onthank Awards Presentation from June 3, 1991 until June 17, 1991. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

20. RESCHEDULING MORNING PRESENTATIONS (TAPE 5)

Supervisor Alexander moved that the Board direct staff to review the issue of scheduling presentations on a quarterly basis to take place at the same time as the Public Comment hearings (7:30 p.m.). This motion was seconded jointly by Supervisor Davis and Supervisor Hyland and carried by unanimous vote.

21. CHANGE IN ORDERS OF THE DAY (TAPE 5)

Supervisor Hanley asked unanimous consent that the Board proceed with County Executive items before proceeding with the public hearings. Without objection, it was so ordered.

JLD:JLD

22. ADMINISTRATIVE ITEMS (TAPE 5)

Supervisor Davis moved approval of the Administrative Items with the exception of Administrative Item Six. This motion was jointly seconded by Supervisor Hanley and Supervisor McConnell and carried by unanimous vote.

[NOTE: Later in the meeting, action was taken on Administrative Item Six - Additional Time to Commence Construction for Special Exception Application SE 87-M-118 (Exxon Company, U.S.A) (Mason District). See Clerk's Summary Item CL#23.]

ADMIN 1 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE FAIRFAX COUNTY SOLID WASTE MANAGEMENT PLAN (COUNTYWIDE)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on June 17, 1991 at 4:30 p.m. regarding preparation of the County Solid Waste Management Plan so that the affected public may be able to comment on the Plan.

(NOTE: Later in the meeting, additional discussion ensued among Board Members on Administrative Item One. See Clerk's Summary Item CL#37.)

ADMIN 2 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF THE DULLES TOLL ROAD TO SUNSET HILLS ROAD SEGMENT OF THE FAIRFAX COUNTY PARKWAY (CENTREVILLE AND DRANESVILLE DISTRICTS AND THE TOWN OF HERNDON)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on June 17, 1991 at 4:30 p.m. on the acquisition of interests in real property necessary for the Dulles Toll Road to Sunset Hills Road segment of the Fairfax County Parkway, Project 064140, Centreville and Dranesville Districts and the Town of Herndon.

ADMIN 3 - ADVERTISEMENT FOR A PUBLIC HEARING TO AMEND THE CURRENT APPROPRIATION LEVEL IN THE FISCAL YEAR (FY) 1991 REVISED BUDGET PLAN FOR THE DEPARTMENT OF HUMAN DEVELOPMENT

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on June 17, 1991 at 3:30 p.m. to allow the Department of Human Development to accept additional Federal revenues for the Fee System Day Care Program totalling \$728,306 in Fiscal Year (FY) 1991.

(NOTE: Later in the meeting, action was taken to direct staff to report with proposals for utilization of those funds saved as a result of the Board's action on this item. See Clerk's Summary Item CL#24.)

ADMIN 4 - AUTHORIZATION TO ADVERTISE AN AMENDMENT
TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82
(MOTOR VEHICLES AND TRAFFIC), SECTION 82-1-6
(ADOPTION OF STATE LAW)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on June 17, 1991 at 4:30 p.m. on a proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-1-6 (Adoption of State Law), to adopt actions of the 1991 General Assembly into Chapter 82. If adopted, this amendment will become effective on July 1, 1991.

ADMIN 5 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION
FOR SPECIAL EXCEPTION APPLICATION SE 87-C-080
(CENTENNIAL DEVELOPMENT CORPORATION)
(CENTREVILLE DISTRICT)

- (ET) Approved the request for six months of additional time to commence construction for Special Exception Application SE 87-C-080 until October 25, 1991 pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 6 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION
FOR SPECIAL EXCEPTION APPLICATION SE 87-M-118,
(EXXON COMPANY, U.S.A.) (MASON DISTRICT)

(NOTE: Later in the meeting, action was taken on Administrative Item Six. See Clerk's Summary Item CL#23.)

23. ADMIN 6 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION
FOR SPECIAL EXCEPTION APPLICATION SE 87-M-118,
(EXXON COMPANY, U.S.A.) (MASON DISTRICT)

- (ET) Supervisor Davis moved that the Board GRANT the request for additional time to commence construction for Special Exception Application SE 87-M-118 pursuant to the provisions of Section 9-015 of the Zoning Ordinance. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

(NOTE: Staff had recommended denial of the request for additional time to commence construction for Special Exception Application SE 87-M-118.)

24. REQUEST FOR ADDITIONAL INFORMATION ON ADMINISTRATIVE ITEM THREE AND ACTION ITEM TWO (TAPE 5)

Supervisor Hyland asked unanimous consent that the Board direct staff to report with proposals for the utilization of those funds saved as a result of the Board's action on:

- Administrative Item Three - Advertisement for a Public Hearing to Amend the Current Appropriations Level in the Fiscal Year (FY) 1991 Revised Budget Plan for the Department of Human Development; and
- Action Item Two - Washington Metropolitan Area Transit Authority (WMATA) Board Budget Committee's Recommended Fiscal Year (FY) 1991 Budget (Countywide).

Without objection, it was so ordered.

25. A-1 - EMERGENCY REVISIONS TO THE PERSONNEL REGULATIONS EXTENDING MERIT INCREMENT PERIODS BY ONE YEAR (TAPE 5)

On motion of Supervisor Pennino, seconded by Supervisor Davis, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the proposed revision to Chapter 4 of the Personnel Regulations extending merit increment periods by one year.

26. A-2 - WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) BOARD BUDGET COMMITTEE'S RECOMMENDED FISCAL YEAR (FY) 1992 BUDGET (COUNTYWIDE) (TAPE 5)

(NOTE: Earlier in the meeting, action was taken to direct staff to report with proposals for the utilization of those funds saved as a result of the Board's action on this item. See Clerk's Summary Item CL#24.)

On motion of Supervisor Davis, seconded by Supervisor Hanley, and carried by unanimous vote, the Board concurred in the recommendation of staff and endorsed the following recommendations before final adoption of the Washington Metropolitan Area Transit Authority (WMATA) Fiscal Year (FY) 1992 Operating Budget:

- Bus Service Adjustments - Reaffirm support for value of Fairfax County Metrobus service adjustments generating a subsidy savings of approximately \$1.0 million;

- Rail Service Adjustments - Support Metrorail service adjustments generating a subsidy savings for Fairfax County of approximately \$790,000;
- Administrative Efficiencies - Support administrative efficiencies that would entail reductions in staffing and non-personnel areas generating systemwide savings of \$6.5 million Fiscal Year (FY) 1992 as well as other identified cost savings in pension costs of \$7.0 million and diesel fuel cost of \$3.4 million; and
- Fare Increases - Reaffirm support of the implementation of a 12 percent average fare increase on Metrobus and Metrorail for FY 1992 followed by a six percent average fare increase for FY 1993.

27. A-3 - VIRGINIA RAILWAY EXPRESS (VRE) PROPOSED FARE STRUCTURE AND POLICY AND COMMUTER RAIL STATUS REPORT (SPRINGFIELD, ANNANDALE, LEE AND MOUNT VERNON DISTRICTS) (TAPE 5)

On motion of Supervisor Hyland, seconded by Supervisor Pennino, and carried by unanimous vote, the Board concurred in the recommendation of staff and endorsed the proposed Virginia Railway Express Fare Structure and Policy.

28. A-4 - ADOPTION OF FINAL COMMUNITY IMPROVEMENT PROGRAM ASSESSMENTS FOR WESTMORELAND PARK (DRANESVILLE DISTRICT) (TAPE 5)

- (Rs) On motion of Supervisor Richards, jointly seconded by Supervisor Davis and Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted the Resolutions establishing the final amount to be assessed against each landowner in the Westmoreland Park Community Improvement Program project, Dranesville District.

29. A-5 - LAND ACQUISITION FOR MEMORIAL HEIGHTS PHASE II, NEIGHBORHOOD IMPROVEMENTS (MOUNT VERNON DISTRICT) (TAPE 5)

- (A)
(Rs) On motion of Supervisor Hyland, seconded by Supervisor Davis, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted Resolutions authorizing the advertisement of a public hearing to be held before the Board of Supervisors on June 17, 1991 at

4:30 p.m. to allow the acquisition of certain land rights necessary for construction of Project C00051, Memorial Heights Phase II, Neighborhood Improvements, Mount Vernon District.

30. A-6 - AUTHORIZATION TO ADVERTISE PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING HISTORIC OVERLAY DISTRICT REGULATIONS (TAPE 5)

(A)

(R) On motion of Supervisor Richards, jointly seconded by Supervisor Hanley and Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on June 6, 1991 and before the Board of Supervisors on July 22, 1991 at 4:30 p.m. on the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to allow the relative size of the building or structure to be considered by the Architectural Review Board (ARB) when reviewing applications within Historic Overlay Districts.

31. A-7 - AUTHORIZATION TO ADVERTISE PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING LOCATION REGULATIONS FOR FENCES AND WALLS ON RESIDENTIAL CORNER LOTS (TAPE 5)

(A)

(R) Supervisor Richards moved that the Board concur in the recommendation of staff and adopt the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on June 6, 1991 and before the Board of Supervisors on July 22, 1991 at 4:30 p.m. on the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to permit an eight foot fence or wall under certain conditions in the front yard of a residential corner lot that abuts a major thoroughfare. This motion was seconded by Supervisor Hanley.

Following discussion among Board Members, with input from staff, the question was called on the motion which carried by unanimous vote.

32. A-8 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 92003 TO AUTHORIZE THE DEPARTMENT OF HUMAN DEVELOPMENT TO ACCEPT ADDITIONAL STATE FUNDING FOR FIVE NEW POSITIONS (TAPE 5)

(SAR) Supervisor Pennino moved that the Board concur in the recommendation of staff and adopt Supplemental Appropriation Resolution (SAR) 92003 in the amount of \$135,061. These funds will provide salary and fringe benefits for three Eligibility Worker positions (S-15, 3.0 SYE) and two Social

Worker II positions (S-21, 2.0 SYE) to increase and enhance the provision of benefits assistance and child protective services. This motion was jointly seconded by Supervisor Alexander and Supervisor Hanley.

Supervisor Hyland asked unanimous consent that the Board direct staff to report on the origin of the funds in Action Item Eight - Supplemental Appropriation Resolution SAR AS 92003 to Authorize the Department of Human Development to Accept Additional State Funding for Five New Positions and Action Item Nine - Supplemental Appropriation Resolution (SAR) AS 91042 Totalling \$344,477 for the Department of Human Development to Accept Additional State Funding for the Aid to Dependent Children (ADC) Day Care Program. Without objection, it was so ordered.

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

33. A-9 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 91042 TALLING \$344,477 FOR THE DEPARTMENT OF HUMAN DEVELOPMENT TO ACCEPT ADDITIONAL STATE FUNDING FOR THE AID TO DEPENDENT CHILDREN (ADC) DAY CARE PROGRAM (TAPE 5)

(SAR) On motion of Supervisor Pennino, seconded by Supervisor Alexander, and carried by a vote of eight, Supervisor Richards being out of the room, the Board concurred in the recommendation of staff and adopted Supplemental Appropriation Resolution (SAR) 91042 in the amount of \$344,477. Funding will be used to supplement this ongoing County day care program. The required 10 percent County match totalling \$38,275 will be absorbed by the Department of Human Development within existing funds.

(NOTE: Earlier in the meeting, during consideration of Action Item Eight, action was taken to request additional information from staff on Action Item Nine. See Clerk's Summary Item CL#32.)

34. A-10 - APPROVAL TO ACCEPT FEDERAL FUNDING FOR ALCOHOL AND DRUG SERVICES (TAPE 5)

On motion of Supervisor Alexander, seconded by Supervisor Pennino, and carried by a vote of eight, Supervisor Richards being out of the room, the Board concurred in the recommendation of staff and accepted the Alcohol, Drug Abuse and Mental Health Services Block Grant (ADMS) funding in the amount of \$185,136 for Fiscal Year (FY) 1992.

35. A-11 - AUTHORIZATION TO ADOPT AN ORDINANCE TO PROVIDE REDUCED ASSESSMENTS FOR OWNERS OF LAND WHICH QUALIFIES UNDER STATE STANDARDS AS OPEN SPACE LAND (COUNTYWIDE) (TAPE 5)

Supervisor Davis moved that the Board concur in the recommendation of staff and defer action on the proposal to adopt an ordinance to provide reduced assessments for owners of land which qualifies under State Standards as open space until:

- Adequate revenues are available either through the improvement of current sources or through the imposition of new taxes; and
- Appropriate enabling legislation is obtained to permit the County to provide that property located in specified zoning districts shall not be eligible for open space land assessments.

This motion was seconded by Supervisor Richards.

Following Board discussion, Supervisor Davis amended his motion to include that the Board further refer this item to the Legislative Subcommittee for its review, and this was accepted.

For the purpose of clarity, Supervisor Alexander restated the amended motion: to concur in the recommendation of staff to defer the item and refer the item to the Legislative Subcommittee for its review.

The question was then called on the motion which carried by a vote of eight, Chairman Moore abstaining.

36. C-1 - APPEAL OF A PROFFER INTERPRETATION - REZONING APPLICATION RZ 85-S-099 (SPRINGFIELD DISTRICT) (TAPE 5)

(LEGAL)

The Board next considered an Item contained in the Memorandum to the Board dated May 20, 1991 regarding the appeal of a proffer interpretation (Rezoning Application RZ 85-S-099) which determined that a proposed reconfiguration of Lots 6-11 and Lot 14 is not in conformance with the proffered Generalized Development Plan (GDP), Springfield District.

Supervisor McConnell moved, because it is her opinion that the lots are better placed under the revised plan, that the Board:

- Overturn the decision of staff in the appeal of a proffer interpretation (Rezoning Application RZ 85-S-099) which determined that a proposed reconfiguration of Lots 6-11 and Lot 14 is not in conformance with the proffered Generalized Development Plan (GDP); and
- Allow the process to continue.

This motion was seconded by Supervisor Davis.

Following discussion among Board Members, with input from Barbara A. Byron, Division Director, Zoning Evaluation Division, Office of Comprehensive Planning, Supervisor McConnell amended her motion that the Board direct staff to expedite the processing of a Proffered Condition Amendment Application that will be submitted by the applicant for the revised lot configuration, and this was accepted. (The amended motion was also seconded by Supervisor Pennino.)

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

37. ADDITIONAL CONSIDERATION OF ADMIN 1 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE FAIRFAX COUNTY SOLID WASTE MANAGEMENT PLAN (COUNTYWIDE) (TAPE 5)

(NOTE: Earlier in the meeting, action was taken to approve Administrative Item One. See Clerk's Summary Item CL#22-1.)

In response to a query by Supervisor Hyland, John W. di Zerega, Director, Department of Public Works, briefed Board Members on the County's permit application pending before the State for authorization of an ash landfill at I-95.

38. I-1 - FAIRFAX COUNTY CHANNEL 16 WINS AWARD (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 announcing that, for the third consecutive year, Fairfax County Government Channel 16 has been honored with a first place award in the Annual System Awards for Cable Excellence (ACE) by the National Academy of Cable Programming.

39. I-2 - 10 MILLIONTH RIDER ON THE FAIRFAX CONNECTOR BUS SYSTEM (MOUNT VERNON AND LEE DISTRICTS) (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 announcing that, following

the initiation of the FAIRFAX CONNECTOR Bus System in 1985, a milestone was reached in the Spring of 1991 when ridership peaked at 10 million passengers. The 10 millionth rider resides in Kingstowne and regularly rides the FAIRFAX CONNECTOR Route 108 to and from the Huntington Metrorail Station. The rider will receive a free one-year pass on the FAIRFAX CONNECTOR.

40. I-3 - FAIRFAX COUNTY PARKWAY/FRANCONIA -
SPRINGFIELD PARKWAY STATUS REPORT
(COUNTYWIDE) (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 presenting the quarterly Fairfax County Parkway/Franconia Springfield Parkway status report. The report is dated April 25, 1991 and distributed to Board Members under separate cover.

Supervisor Alexander moved that the Board direct staff to prepare correspondence to Mr. Hodges requesting that the Virginia Department of Transportation (VDOT) complete work on the section of the Parkway which contains the bridge over the railroad by Fall, 1991 and not wait until 1992. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Davis and Supervisor McConnell being out of the room.

Additional discussion ensued among Board Members on other items contained in the status report.

41. I-4 - STATUS REPORT ON HIGHWAY PROJECTS IN
THE VIRGINIA DEPARTMENT OF TRANSPORTATION
(VDOT) SIX-YEAR IMPROVEMENT PROGRAMS
(COUNTYWIDE) (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 presenting the status report on Highway Projects in the Virginia Department of Transportation (VDOT) Six-Year Improvement Programs from information provided by VDOT. The report is dated April 25, 1991 and distributed to Board Members under separate cover.

42. I-5 - DULLES CORRIDOR TRANSIT CONTRIBUTIONS
(DRANESVILLE AND CENTREVILLE DISTRICTS)
(TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 requesting authorization for staff to initiate an examination of the Dulles Corridor Transit contributions towards identifying:

- Appropriate amounts;
- Types of applications; and
- Geographic area to be included in a Dulles Corridor Transit Contribution Area.

In addition, the procedures, by which such contributions may be requested and the possible incorporation of Transportation Demand Management (TDM) measures and other possible "credits" against such contributions, will be evaluated. It is estimated that this review will require several months to complete and the results of this activity, when available, will be transmitted to the Board for consideration.

Supervisor Pennino asked unanimous consent that the Board direct staff to proceed as expeditiously as possible. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

43. I-6 - STATUS OF FAIRFAX CORNER (SPRINGFIELD DISTRICT) (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 presenting the status of a 3.92-acre proffered site located in the proposed Fairfax Corner development near the new Governmental Center, Springfield District.

44. I-7 - APPLICATIONS TO THE UNITED STATES (U.S.) DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR FUNDING OF 24, 50 AND 9 UNITS OF ASSISTED HOUSING (LEE, SPRINGFIELD, AND PROVIDENCE DISTRICTS) (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 calling to the Board's attention that, at its May 9, 1991 meeting, the Fairfax County Redevelopment and Housing Authority (FCRHA) gave its approval for the submission of applications to the United States (U.S.) Department of Housing and Urban Development (HUD) for funding for new construction and acquisition of assisted housing.

The applications are due at HUD on May 28, 1991 and FCRHA will submit applications for:

- New construction of 24 multi-family units at Tavenner Lane (Lee District);
- New construction of 50 multi-family units at the Governmental Center (Springfield District); and

- Acquisition of nine townhouse units at The Green II (Providence District).

(NOTE: Later in the meeting, additional discussion ensued on Information Item Seven. See Clerk's Summary Item CL#51.)

45. I-8 - DEPARTMENT OF COMMUNITY ACTION PUBLIC/
PRIVATE PARTNERSHIP AGREEMENT WITH KAISER
FOUNDATION HEALTH PLAN OF THE MID-ATLANTIC
STATES, INCORPORATED, TO PROVIDE SUBSIDIZED
HEALTH CARE FOR THE WORKING POOR OF FAIRFAX
COUNTY (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 requesting authorization for the Department of Community Action (DCA) to begin final preparation for implementation, beginning July 1, 1991, of the project known as "Subsidized Health Program (SHP)" to provide the subsidized health care for the working poor of Fairfax County.

The DCA, in collaboration with Kaiser Permanente, developed and designed a comprehensive medical care project for the uninsured working poor with incomes at or below 200 percent of poverty. As part of the partnership agreement with Kaiser Permanente, the DCA will:

- Coordinate the selection and enrollment of eligible participants (Referrals may be made through DCA's delegate agencies, the Department of Health, Department of Human Development, Office of Human Services, Medical Societies, public and private agencies, hospitals, early childhood centers and day care centers.);
- Monitor client participation;
- Provide or ensure provision of case management services;
- Recertify all participants one year after their enrollment in the SHP Program;
- Develop, in collaboration with Kaiser, the SHP operating procedures manual clarifying client eligibility requirements and health services to be provided; and

- Design and develop, in coordination with Kaiser Permanente, a database and evaluation system to effectively monitor the scope of services as outlined in the partnership agreement.

As part of the partnership agreement with DCA, Kaiser Permanente will:

- Provide the financial allocation to support the DCA/Kaiser SHP project (This allocation shall include total targeted premium subsidy dollars and per month premium dues);
- Issue coupons to eligible clients;
- Collect client dues from all eligible clients above 125 percent but below 200 percent of poverty;
- Reconcile with the DCA those Fairfax County participants utilizing targeted dollars on a quarterly basis;
- Not charge Fairfax County any fees for any services as part of the SHP DCA/Kaiser agreement; and
- Maintain medical malpractice liability insurance coverage for treatment of patients pursuant to the DCA/Kaiser SHP project.

The staff was directed administratively to proceed as proposed.

46. I-9 - STATUS REPORT ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112, (ZONING ORDINANCE) REGARDING: OCCUPANCY LIMITATIONS (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 presenting the status report on the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding occupancy limitations.

At the Board of Supervisors' meeting held on April 29, 1991, action was taken to direct staff to provide Board Members with an update of this proposed amendment.

47. I-10 - CONTRACT AMENDMENT RELATED TO FIRE CODE REQUIREMENTS AND EQUIPMENT IMPROVEMENTS FOR MONDLOCH HOUSE (LEE DISTRICT) (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 requesting authorization for staff to:

- Amend the contract for related Fire Marshal requirements and equipment improvements for Mondloch House (Lee District) to Sumter Construction (the contractor), in the amount of \$44,767; and
- Reallocate the necessary funds as outlined in the Board Package.

The staff was directed administratively to proceed as proposed.

48. I-11 - AWARD OF CONSTRUCTION CONTRACT FOR THE REHABILITATION OF WEST OX ROAD GROUP HOME (CENTREVILLE DISTRICT) (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 requesting authorization for staff to award a contract to Lynmar Corporation, in the amount of \$247,549, for the rehabilitation of West Ox Road Group Home, Centreville District.

The staff was directed administratively to proceed as proposed.

49. I-12 - AWARD OF CONTRACT TO R.J. CROWLEY, INCORPORATED FOR THE LANGLEY GROUP HOME RENOVATION (DRANESVILLE DISTRICT) (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 requesting authorization for staff to:

- Award a contract to R.J. Crowley, Incorporated, in the amount of \$51,267, for the Langley Group Home Renovation, Dranesville District; and
- Reallocate the necessary funds as outlined in the Board Package.

The staff was directed administratively to proceed as proposed.

50. I-13 - ARCHITECTURAL CONTRACT AWARD TO WISNEWSKI BLAIR AND ASSOCIATES FOR THE DESIGN OF THE CROSSROADS RELOCATION (LEE DISTRICT)
(TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 requesting authorization for staff to award a contract to Wisnewski Blair and Associates, in the amount of \$271,600, for the design of the Crossroads Relocation, Lee District.

Supervisor Alexander asked unanimous consent that the Board direct staff to report on expediting the process. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

51. ADDITIONAL CLARIFICATION OF I-7 - APPLICATIONS TO THE UNITED STATES (U.S.) DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR FUNDING OF 24, 50 AND 9 UNITS OF ASSISTED HOUSING (LEE, SPRINGFIELD, AND PROVIDENCE DISTRICTS) (TAPE 5)

(NOTE: Earlier in the meeting, action was taken on Information Item Seven. See Clerk's Summary Item CL#44.)

Supervisor Hanley noted a correction on page 65 of the Memorandum to the Board dated May 20, 1991. The location of the Green II project should be "... , north of I-66 and east of Stringfellow Road."

52. I-14 - CONTRACT AWARD - I-95 LANDFILL DRAINAGE CHANNELS (MOUNT VERNON DISTRICT) (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 requesting authorization for staff to award a contract to Miller Industries, in the amount of \$611,201, for the I-95 Landfill Drainage Channels, Mount Vernon District.

The staff was directed administratively to proceed as proposed.

53. I-15 - CONTRACT AWARD - LINCOLNIA HEIGHTS PHASE I NEIGHBORHOOD IMPROVEMENTS (MASON DISTRICT) (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 requesting authorization for staff to:

- Award a contract to Batman Corporation, in the amount of \$1,160,761, for the Lincolnia Heights Phase I Neighborhood Improvements, Mason District; and
- Reallocate the necessary funds as outlined in the Board Package.

The staff was directed administratively to proceed as proposed.

54. I-16 - FAIR OAKS FIRE STATION CAVE-IN UNIT
ADDITION (CENTREVILLE DISTRICT) (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 requesting authorization for staff to award a contract, including Alternate Number Two outlined in the Board Package, to Kalmia Construction Company, Incorporated, in the amount of \$187,888, for the Fair Oaks Fire Station Cave-In Unit Addition, Centreville District.

The staff was directed administratively to proceed as proposed.

55. I-17 - AMENDMENT TO THE ARCHITECTURAL CONTRACT
WITH HUGHES GROUP ARCHITECTS FOR THE DESIGN OF
THE HERNDON COMMUNITY LIBRARY (DRANESVILLE
DISTRICT) (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 requesting authorization for staff to award an architectural contract amendment to Hughes Group Architects, in the amount of \$287,250, for the design of the Herndon Community Library, Dranesville District.

The staff was directed administratively to proceed as proposed.

56. I-18 - CONTRACT AWARD - ENGINEERING SERVICES
FOR THE RENOVATION OF FIVE SEWAGE PUMPING
STATIONS (MOUNT VERNON, MASON, AND
PROVIDENCE DISTRICTS) (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 requesting authorization for staff to:

- Award a contract to Dewberry and Davis, in the amount of \$98,339, for engineering services for the renovation of the Five Sewage Pumping Stations, Mason, Mount Vernon, and Providence Districts; and

- Reallocate the necessary funds as outlined in the Board Package.

The staff was directed administratively to proceed as proposed.

57. I-19 - CONTRACT AWARD - ARCHAEOLOGICAL SERVICES AT SULLY HISTORIC SITE (CENTREVILLE DISTRICT) (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 requesting authorization for staff to award a contract to R. Christopher Goodwin and Associates, Incorporated, in the amount of \$66,530, for archaeological services at Sully Historic Site, Centreville District.

The staff was directed administratively to proceed as proposed.

58. I-20 - THE COMPREHENSIVE HOUSING AFFORDABILITY STRATEGY (CHAS) AND THE COUNTY STRATEGIC PLAN FOR AFFORDABLE HOUSING (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 presenting an update on the integration of the planning efforts regarding the Comprehensive Housing Affordability Strategy (CHAS) and the County Strategic Plan for Affordable Housing.

59. I-21 - USE OF RECYCLED PAPER FOR FAIRFAX COUNTY LETTERHEAD (TAPE 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 20, 1991 requesting authorization for the County to use, as long as the price differential does not exceed the Board's mandate, recycled bond paper for County stationery.

The staff was directed administratively to proceed as proposed.

60. REDISTRICTING PLAN FOR THE RESTON COMMUNITY (TAPE 5)

(Verbatim)

Supervisor Pennino called to the Board's attention the Reston Community's belief that the total concept in land planned for Reston would be in one district; however, after district lines were redrawn, seven associations--Walnut Ridge, Purple Sage, Country Walk, Sierra Woods, Summer Meadow, Carlsburg Lake, and Newport remained in the Dranesville District, while the rest of the Reston Community is in the Centreville District. She asked unanimous consent that the Board direct staff to report on whether the seven communities could be located in the Centreville District. Without objection, it was so ordered.

SBE:SBE

61. 3:00 P.M. - PUBLIC HEARING ON A RESIDENTIAL CASH
PROFFER FORMULA (TAPE 6)

- (P) A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 2 and May 9, 1991.

[The public hearing is being held to receive public comment on the proposed establishment of a Residential Cash Proffer Formula in accordance with the provisions of Criterion 8 of the Residential Development Criteria contained in The Policy Plan: The Countywide Element of The Comprehensive Plan for Fairfax County, Virginia (The Policy Plan) which was adopted by the Board on August 6, 1990.]

Following the public hearing, which included testimony by two speakers, Supervisor Davis moved that the Board approve the Residential Cash Proffer formula, as recommended by the Fairfax County Redevelopment and Housing Authority (FCRHA) and contained in the Board Package. For rezonings at the High End of the Plan Range, a contribution to the Housing Trust Fund based on one percent of the Aggregate Sales Prices or Total Development Cost (for rental properties) would be requested. This motion was seconded by Supervisor Hanley and carried by a vote of seven, Supervisor Alexander and Supervisor McConnell being out of the room.

(NOTE: Later in the meeting, an additional item was entered into the record concerning this public hearing. See Clerk's Summary Item CL#67.)

62. 3:30 P.M. - PH ON REZONING APPLICATION RZ 89-P-073
(TRIANGLE DEVELOPMENT COMPANY) AND PROFFERED
CONDITION AMENDMENT APPLICATION PCA 87-P-090
(BLC LIMITED PARTNERSHIP) (PROVIDENCE
DISTRICT) (TAPE 6)

(NOTE: Rezoning Application RZ 89-P-073 and Proffered Condition Amendment Application PCA 87-P-090 have been **WITHDRAWN** by the applicant.)

Supervisor Hanley announced that the applications had been withdrawn by the applicant; therefore, the public hearing scheduled for Rezoning Application RZ 89-P-073 and Proffered Condition Amendment Application PCA 87-P-090 is cancelled.

63. 3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 2 (PROPERTY UNDER COUNTY CONTROL), CHAPTER 61 (BUILDING PROVISIONS), CHAPTER 101 (SUBDIVISION PROVISIONS), CHAPTER 104 (EROSION AND SEDIMENTATION CONTROL), AND CHAPTER 112 (ZONING ORDINANCE) REGARDING ADJUSTMENTS TO THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT USER FEE SCHEDULES (TAPE 6)

- (Os) A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of April 25 and May 2, 1991.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and left the Board Room to attend to important matters in the Board Conference Room.

Following the public hearing, Supervisor Hanley moved that the Board adopt the proposed amendments to the Code of the County of Fairfax, contained in Attachment One of the Memorandum to the Board dated May 20, 1991, regarding adjustments to the Department of Environmental Management User Fee Schedules:

- Chapter 2 (Property Under County Control);
- Chapter 61 (Building Provisions);
- Chapter 101 (Subdivision Provisions);
- Chapter 104 (Erosion and Sedimentation Control); and
- Chapter 112 (Zoning Ordinance).

The proposed fee schedule adjustments will become effective on July 1, 1991, except for the Site Plan Extension Filing Fee, which will become effective at 12:01 a.m. on the day following adoption of the amendment.

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

64. 3:30 P.M. - PH ON THE PROPOSED ACQUISITION OF CERTAIN SANITARY SEWER EASEMENTS NECESSARY FOR CONSTRUCTION OF THE LEEHIGH VILLAGE SANITARY SEWER PROJECT (SPRINGFIELD DISTRICT) (TAPE 6)

- (R) A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 2 and May 9, 1991.

Following the public hearing, which included testimony by two speakers, Supervisor McConnell moved to defer Board decision on the proposed adoption of a Resolution authorizing the acquisition of certain permanent sanitary sewer easements necessary for construction of Project X00818 (R00004), Leehigh Village Sanitary Sewer Project, Springfield District until June 3, 1991 at 3:30 p.m. This motion was seconded by Supervisor Bulova and carried by a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor Hanley, and Chairman Moore being out of the room.

65. 4:00 P.M. - PH ON THE ACQUISITION OF CERTAIN DEDICATIONS AND EASEMENTS NECESSARY FOR THE CONSTRUCTION OF COUNTY ROAD BOND PROJECT - LAWYERS ROAD EXTENDED (CENTREVILLE DISTRICT)
(TAPE 6)

- (R) A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 2 and May 9, 1991.

Following the public hearing, which included testimony by four speakers, Vice-Chairman Pennino relinquished the Chair to Acting Chairman Hyland and asked unanimous consent that the Board direct staff to schedule a meeting with Mr. Donald Chase (Speaker Number Three) and his neighbors to address their concerns regarding the use of the easement:

- Whether the easement will be permanent or for construction purposes only; and
- Whether a temporary fence can be constructed and, at the end of construction, whether a permanent fence can be constructed.

Without objection, it was so ordered.

Supervisor Pennino asked unanimous consent that the Board direct staff to discuss at the neighborhood meeting the appropriation and funding procedures for the Virginia Department of Highways (VDOT). Without objection, it was so ordered.

Supervisor Pennino moved adoption of the Resolution authorizing the acquisition of certain dedications and easements necessary for construction of County Road Bond Project 064137 - Lawyers Road Extended, Centreville District. This motion was seconded by Supervisor Bulova and carried by a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor Hanley, and Chairman Moore being out of the room.

Acting Chairman Hyland returned the gavel to Vice-Chairman Pennino.

66. 4:00 P.M. - PH ON PROPOSED AMENDMENTS TO THE PUBLIC FACILITIES MANUAL (PFM) CONCERNING SUBDIVISION STREET STANDARDS (TAPE 6)

- (0) A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 2 and May 9, 1991.

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

Following the public hearing, Supervisor Richards moved that the Board:

- Adopt the proposed amendment to Article 7 (Streets, Parking and Driveways) and Appendix B7 (Streets, Parking and Driveways) of the Public Facilities Manual of the County of Fairfax to incorporate the latest criteria adopted by the Virginia Department of Transportation concerning subdivision street standards and related aspects of street design and construction; address the siting and *material* used for guard rails; specify the type of curb and gutter construction standard to be used at entrances; and correct a printing error with respect to the maximum grade allowed for street construction;
- Defer decision on *Amendment Number Three only* Section 7-0402, Guard Rail, Paragraph 2C; and
- Direct staff to report with safety and cost information regarding *Amendment Number Three* and return this amendment to the Board for future public hearing.

The amendments will become effective at 12:01 a.m. July 1, 1991 and the following is grandfathered: "Subdivision Plans, Site Plans, and Public Improvement Plans approved prior to 12:01 a.m. July 1, 1991."

This motion was seconded by Supervisor Pennino.

Supervisor Pennino asked that the motion be amended to include that the Board direct staff, when reporting with *Amendment Number Three* for future public hearing, to draft the language in such a manner that would permit the Board to either adopt metal or wood material for guard rails

depending on the condition of the area, i.e., rate of speed and hazard, and this was accepted.

The question was called on the motion, and as amended, carried by a recorded vote of six, Supervisor Alexander abstaining, Supervisor Davis and Supervisor Hanley being out of the room.

67. ITEM FOR THE RECORD - PUBLIC HEARING ON A RESIDENTIAL CASH PROFFER FORMULA (TAPE 6)

(NOTE: Earlier in the meeting, the public hearing was held and action taken on the Residential Cash Proffer Formula. See Clerk's Summary Item CL#61.)

Supervisor Pennino asked unanimous consent that the Board direct staff to enter into the record a letter that she had received from Ms. Virginia Peters. She stated that Ms. Peters had been listed on the Speakers List for this public hearing, however, had not been present. Without objection, it was so ordered.

68. 4:00 P.M. - PH ON REZONING APPLICATION RZ 89-P-084 (ANTONIO N. DIAS) (PROVIDENCE DISTRICT) (TAPE 6)

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

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

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

Supervisor Hanley moved DENIAL of Rezoning Application RZ 89-P-084 to the R-3 District. (The Planning Commission cited the inadequacy of the proposed site design and the lack of adequate consolidation in its denial recommendation.) 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.

69. ORDERS OF THE DAY (TAPES 6-7)

Supervisor Pennino stated that she had to leave the Board Room for a brief period this afternoon and asked unanimous consent that the Board change its Orders of the Day and proceed, at this time, with the public hearing scheduled on Rezoning Application RZ 91-C-002 and Special Exception Application SE 91-C-005. Without objection, it was so ordered.

70. 5:00 P.M. - PH ON REZONING APPLICATION RZ 91-C-002
AND SPECIAL EXCEPTION APPLICATION SE 91-C-005
(MGA VIRGINIA 86-2, 86-1 AND 85-1 LIMITED
PARTNERSHIPS) (CENTREVILLE DISTRICT) (TAPE 7)

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

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

Supervisor Pennino moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 91-C-002 be amended from the I-4 District to the C-3 District subject to the execution of proffers dated May 16, 1991. This motion was seconded by Supervisor Alexander and carried by a vote of seven, Supervisor Davis and Supervisor McConnell being out of the room.

Supervisor Pennino moved approval of Special Exception Application SE 91-C-005 subject to the development conditions contained in the Staff Report dated May 16, 1991 and modified as follows:

- Modification of transitional screening and waiver of the barrier requirement along the Sunrise Valley Drive in lieu of existing vegetation and landscaping;
- Waiver of peripheral parking lot landscaping along the western side of the parking area adjacent to the Fairfax County Parkway;
- Waiver of the Barrier H Requirements along the Fairfax County Parkway and the Dulles Airport Access Road; and
- Modification of the 75-foot setback requirement from the Dulles Airport Access Road.

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

Because Dulles Toll Road is considered the "International Gateway to the Nation's Capital," Supervisor Richards urged tenants and property owners along the Parkway and Dulles Toll Road to beautify this corridor by providing landscaping.

On behalf of the applicant, Mr. Barry Fitzpatrick stated that necessary steps would be taken to landscape this corridor.

71. 4:00 P.M. - BOARD DECISION ON THE CREATION/ENLARGEMENT/DE-CREATION/RE-CREATION OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE AND LEAF COLLECTION SERVICES (ENGLANDBORO SUBDIVISION) (MASON DISTRICT) (TAPE 7)

[NOTE: The public was held before the Board of Supervisors on April 29, 1991 on the proposed Creation/Enlargement/De-Creation/Re-Creation of Small and Local Sanitary Districts for Refuse and Leaf Collection Services. Action was taken to defer the request for enlargement of the refuse and leaf service for Small District One within Mason District (Englandboro).]

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 April 12 and April 19, 1991.

Small District Three within Mason District (Englandboro):

On behalf of Supervisor Davis, Supervisor Hanley moved that the Board reconsider its action taken on April 29, 1991 which adopted a Resolution de-creating Small District Three and reestablish at this time refuse collection for Small District Three within Mason District (Englandboro) at the request of the neighborhood. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room.

Small District One Within Mason District (Englandboro):

Following discussion, with input from the Department of Public Works staff, Supervisor Hanley moved that the Board defer decision on the enlargement of Small District One Within Mason District (Englandboro) for refuse and leaf collection until June 3, 1991 at 3:30 p.m. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room.

72. 4:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING SITE PLAN EXPIRATION (TAPES 7-8)

- (0) A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised

in that Newspaper in that Newspaper in the issues of May 2 and May 9, 1991.

Following the public hearing, which included testimony by eight speakers, Supervisor Hanley asked unanimous consent that the Board:

- Direct the Clerk to the Board to enter into the record a letter that she had received from Mr. Martin Walsh, Walsh, Colucci, Stackhouse, Emrich and Lubeley;
- Refer Mr. Walsh's letter to staff and the County Attorney for review and recommendation; and
- Direct the County Attorney to review the issue of "class of Site Plans which are part of proffered rezonings" prior to the Board's decision scheduled for June 3, 1991 on this proposed amendment.

Without objection, it was so ordered.

Supervisor Richards asked unanimous consent that the Board:

- Direct the Clerk to the Board to enter into the record letters that she had received from:
 - * Mr. Joseph Craig, Sequoia Corporation;
 - * Mr. Ray Pelletier, The Federation; and
- Refer to staff for review and response, the issues raised by the Citizens Committee on Land Use and Transportation in the letter signed by Ms. Sally Ormsby.

Without objection, it was so ordered.

Supervisor Alexander moved that the Board defer decision on the proposed amendment to the Code of the County of Fairfax, Chapter 112 regarding site plan expiration until June 3, 1991 at 3:30 p.m. and hold the record open for written testimony only. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Davis being out of the room.

73. 5:00 P.M. - PH ON REZONING APPLICATION RZ 91-C-002 AND SPECIAL EXCEPTION APPLICATION SE 91-C-005 (MGA VIRGINIA 86-2, 86-1 AND 85-1 LIMITED PARTNERSHIPS) (CENTREVILLE DISTRICT) (NO TAPE)

(NOTE: Earlier in the meeting action was taken on Rezoning Application RZ 91-C-002 and Special Exception Application SE 91-C-005. See Clerk's Summary Item CL#70.)

BOARD MATTERS

PMH:PMH

74. ABSENCE OF SUPERVISOR GERRY HYLAND, MOUNT VERNON DISTRICT (TAPE 8)

Supervisor Hyland announced that he would be departing from the meeting to attend a public hearing in Mount Vernon District with nine prospective School Board persons.

75. ASH LANDFILL (TAPE 8)

Supervisor Hyland asked unanimous consent that the Board refer the issue of the Robb/Moran Bill regarding the ash landfill and the Environmental Impact Statement (EIS) issue as well as the regional task force to staff to review the proposed legislation with particular reference to the (EIS) requirement as it may be imposed upon the pending permit for an ash landfill. He said that Senator Robb and Representative Moran have verbally agreed to exclude the ash landfill site from the legislation. He added that an amendment should be considered to exclude the I-95 Lorton facility as a regional place to bury or bring trash. Without objection, it was so ordered.

76. RESOLUTION TO COMMEND FATHER GERRY CREEDON (TAPE 8)

Supervisor Hyland announced that Father Gerry Creedon is leaving the community. Therefore, Supervisor Hyland asked unanimous consent that the Board direct staff to prepare a Resolution to commend Father Creedon so that it can be presented to him Friday evening. Without objection, it was so ordered.

77. MAINTENANCE OF WELCOME SIGNS (TAPE 8)

Supervisor Hanley announced that in order to earn an Eagle Scout Badge, Centreville District resident, Bruce Duewer, is proposing the installation of two "Welcome to Oakton" signs on Route 123 between

Jermantown Road and Blake Lane. She said that according to the Virginia Department of Transportation (VDOT), Richmond has determined that the sign permit approval cannot be granted unless Fairfax County agrees to accept maintenance responsibility of the sign. Therefore, Supervisor Hanley moved that the Board direct staff to arrange with VDOT so that the County can accept maintenance of the signs. This motion was seconded by Supervisor Pennino and carried by a vote of six, Supervisor Davis, Supervisor Hyland, and Supervisor McConnell being out of the room.

78. FIRE WORKS STANDS (TAPE 8)

Supervisor Richards stated that it has come to her attention that the Zoning Administrator is not issuing any 21 day Non-Residential Use Permits (Non-Rups) for temporary uses within the County. Supervisor Richards asked unanimous consent that the Board direct staff to report by June 3, 1991 on how fire works sales stands can be permitted this year without going through the Site Plan process. Without objection, it was so ordered.

79. RESULTS ANNOUNCED FOR THE MCLEAN COMMUNITY CENTER GOVERNING BOARD (TAPE 8)

(BAC's)

Supervisor Richards announced the results from the election held on Saturday, May 18, 1991, for the McLean Community Center Governing Board:

- Three adult residents of Special Small District Number One of Dranesville District, being 18 years of age or older will serve terms of three years:
 - * Ms. Diane Alden;
 - * Ms. Gail Tenney Nields;
 - * Mr. Joseph T. Gilmore; and
 - * Mr. Issam Saliba (to finish the last year of a term).
- Two youth residents of Special Small District Number One of Dranesville District, being 15 years through 17 years of age, will serve one year terms. One shall be elected from the area served by McLean High School and one shall be elected from the area served by Langley High School:

McLean High School Area:

- * A re-vote is necessary; and

Langley High School Area:

- * Mr. Brady McFalls.

80. RESOLUTION REGARDING RIVER BEND ROAD (TAPE 8)

- (R) Supervisor Richards stated that the County was able to come to a settlement agreement with the owner of the River Bend Road "Sawmill" property after the Circuit Court disallowed the rezoning of this property at the intersection of River Bend Road and Weant Drive in Great Falls in 1987. As part of the settlement agreement, the owner agreed to develop this property residentially at a density no greater than two dwelling units an acre. However, since the Court ruled that the 1987 rezoning was legally flawed, the property is still technically zoned C-8. The property owner is now ready to develop the property residentially. However, the subdivision plans cannot be approved since the property is still zoned C-8.

So this property can be developed residentially under the settlement agreement, Supervisor Richards moved that the Board adopt the following resolution:

WHEREAS, the property owners and the Board of Supervisors have previously agreed that property located at Fairfax County Tax Map Numbers 8-4((3)) parcels 1, 2, and 3 should be rezoned from the C-8 District to the R-2 District; and

WHEREAS, the public necessity and good zoning practice require that this property be rezoned from the C-8 District to the R-2 District;

NOW THEREFORE, staff is directed to advertise the rezoning of property located at Tax Map Numbers 8-4((3)) parcels 1, 2, and 3 from the C-8 District to the R-2 District and to schedule public hearings before the Planning Commission and the Board of Supervisors prior to the August recess.

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

81. I-95 HIGH OCCUPANCY VEHICLE (HOV) PROJECT (TAPE 8)

Supervisor Alexander stated that in order to add a lane to northbound I-95, the Virginia Department of Transportation (VDOT) will have to widen the bridge that overpasses Franconia Road. During the construction, the ramp from northbound I-95 to westbound Old Keene Mill Road will be unusable.

Supervisor Alexander said that VDOT's proposed solution is to temporarily (six months to a year) install an additional signalized intersection east of I-95. He noted that an additional signal at this site will create a tremendous bottleneck.

Supervisor Alexander pointed out that traffic needing to go west on Old Keene Mill Road from northbound I-95 can use the existing eastbound ramp, and make a U-turn at Commerce Street, or use Commerce itself as a detour. He noted that it would cause less trouble to add a few seconds to the signal at Commerce Street and Loisdale Road, than to introduce a new signal in the middle of a "weave" area.

Supervisor Alexander moved that the Board:

- Request VDOT to not install or activate the proposed signal; and
- Instead, install detour signs to direct westbound Old Keene Mill Road traffic to use Commerce Street.

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

AR:AR

82. PROBLEMS OF THE FAIRFAX COUNTY BUSINESS COMMUNITY (TAPE 8)

Chairman Moore stated that part of the reason that the business community in Fairfax County is having so many problems is not just due to the national recession or the problem with the banks, but rather the fact that the businesses in the County have relied so very heavily on Defense Department appropriations. She noted that at the same time businesses were beginning to expand, the Defense Department appropriations were greatly decreased. As a result, this has created a hardship for many businesses in Fairfax County.

With a notation of the importance of diversifying the tax base in Fairfax County in order to lessen the impact of this problem in the future, Chairman Moore relinquished the Chair to Vice-Chairman Pennino and moved that the Board direct the Economic Development Authority (EDA) to undertake a study in order to find ways of attracting businesses which would provide for a more diversified tax base for the County. This motion was seconded by Supervisor Hanley.

Following discussion, the question was called on the motion which carried by a vote of seven, Supervisor Davis and Supervisor Hyland being out of the room.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

SBE:SBE

83. RECESS (TAPES 8-9)

At 7:00 p.m., the Board recessed briefly for dinner and, at 8:00 p.m., reconvened in the Board Room with all Members being present, with the exception of Supervisor Alexander, Supervisor Davis, Supervisor Hanley, Supervisor Hyland, Supervisor McConnell, and Supervisor Richards, and with Chairman Moore presiding.

84. 7:30 P.M. - PH TO RECEIVE CITIZEN COMMENT ON ISSUES OF CONCERN (TAPE 9)

(Verbatim)

A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 2 and May 9, 1991.

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 15 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 seven speakers.

85. 7:30 P.M. - PH ON PROPOSED COMPREHENSIVE REVISIONS TO THE ADOPTED COMPREHENSIVE PLAN FOR FAIRFAX COUNTY - COUNTYWIDE LAND USE/COUNTYWIDE TRANSPORTATION ISSUES (TAPES 9-13)

(Verbatim)

A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of April 25 and May 2, 1991.

The public hearing schedule for the proposed revisions to the Adopted Comprehensive Plan for Fairfax County is as follows:

Schedule for Public Hearings

Saturday	May 11, 1991	8:30 a.m. - 1:00 p.m.	Area I
Saturday	May 11, 1991	1:30 p.m. - 6:00 p.m.	Area II
Monday	May 13, 1991	7:30 p.m.	Area III
Tuesday	May 14, 1991	7:30 p.m.	Area IV
Saturday	May 18, 1991	10:00 a.m. - 1:00 p.m.	Lorton/Route 1 Out-of-Turn Plan Amendment
Saturday	May 18, 1991	1:30 p.m. - 6:00 p.m.	Carryover (If necessary)
Monday	May 20, 1991	7:30 p.m.	Countywide Land Use/Countywide Transportation
Tuesday	May 21, 1991	7:30 p.m.	Carryover (If necessary)

A brief presentation was given by Shiva Pant, Director of Office of Transportation and Robert Moore, Chief, Transportation Planning Division, Office of Transportation.

Supervisor Alexander asked unanimous consent that the Board direct staff to address the environmental impacts of the staff proposal on areas of improvements in the County and report its findings. Without objection, it was so ordered

Chairman Moore called as the first speaker, Thomas Rust, Mayor of the Town of Herndon and welcomed him to the Board Room. Mayor Rust stated that he was representing the Town Council of the Town of Herndon and because of the lateness of the hour he would be speaking on behalf of a number of members of the Council who were present in the Board Room.

Supervisor Bulova asked unanimous consent that the Board direct staff to:

- Review the map submitted by Speaker Number Seven, (Mr. Louis Wagner) and determine whether a "traffic jam" would result from changing the number of lanes from six to four; and
- Explain the decision to revise the number of lanes from six to four on Backlick Road north of Braddock Road to Route 236.

Without objection, it was so ordered.

Following the testimony of Speaker Number 20 (Mr. William Vitale), Supervisor Bulova asked unanimous consent that the Board direct staff to request the Federal Aviation Administration to make a presentation of the Interactive Sound Information System at the Board's Work Session. Without objection, it was so ordered.

Supervisor Richards asked unanimous consent that the Board direct staff to prepare a verbatim transcript of Mr. Vitale's testimony. Without objection, it was so ordered.

On behalf of Supervisor McConnell, Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct Anthony Griffin, Deputy County Executive for Planning and Development, to meet with Speaker Number 45 (Mr. Ray Smith), from Sequoia Building Corporation to discuss his concerns regarding the Fairfax Corner project. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

The public hearing was held and included testimony by 45 speakers.

86. BOARD ADJOURNMENT (TAPE 13)

At 12:40 a.m. on Tuesday, May 21, 1991, the Board adjourned.