



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
AUGUST 5, 1991**

Board Package

CM:CM

The meeting was called to order at 9:35 a.m. with all members being present, with the exception of Supervisor Alexander, and with Chairman Moore presiding.

Supervisor Alexander arrived at 9:40 a.m.

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

2. CERTIFICATES OF APPRECIATION RECOGNIZING
MAJOR CONTRIBUTORS TO THE 1991 FAIRFAX
FAIR (TAPE 1)

Supervisor Pennino moved approval of the presentation of Certificates of Appreciation recognizing all those individuals for their dedicated support and outstanding efforts toward the success of the 1991 Fairfax Fair. This motion was jointly seconded by Supervisor Davis and Supervisor McConnell and carried by a vote of eight, Supervisor Alexander having not yet arrived.

3. INTENT TO DEFER BOARD DECISION ON OUT-OF-TURN
PLAN AMENDMENT S91-IV-MV1 FOR THE LORTON-SOUTH
ROUTE 1 AND MASON NECK AREAS (TAPE 1)

Supervisor Hyland announced his intent to defer until later in the meeting Board Decision on the Out-of-Turn Plan Amendment S91-IV-MV1 for the Lorton-South Route 1 and Mason Neck Areas to allow staff time to prepare language and to give him the opportunity to meet with the residents of the community who are present in the Board room.

(NOTE: Later in the meeting, there was additional discussion and action regarding this issue. See Clerk's Summary Items CL# 61 and CL#140.)

4. CERTIFICATES OF APPRECIATION RECOGNIZING
THE WASHINGTON IRVING INTERMEDIATE SCHOOL
CHORAL GROUP AND ORCHESTRA FOR ACHIEVEMENTS
IN THE HERSHEY MUSICAL COMPETITION 1991
FAIR (TAPE 1)

Supervisor McConnell moved approval of the presentation of Certificates of Appreciation, presented to Barbara Collins, Director of the Choral Group, and Greg Rupert, Director of the Orchestra, recognizing the members of the:

- Washington Irving Intermediate School Choral Group for their outstanding accomplishment of winning first place for Intermediate Schools and first place for overall at the Hershey Musical Competition 1991; and
- Washington Irving Intermediate School Orchestra for their outstanding accomplishment of winning second place at the Hershey Musical Competition 1991.

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

5. PROCLAMATION DESIGNATING "NATIONAL NIGHT
OUT IN FAIRFAX COUNTY" (TAPE 1)

Supervisor Davis moved approval of the Proclamation designating August 6, 1991 as "NATIONAL NIGHT OUT IN FAIRFAX COUNTY," and calling its significance to the attention of Fairfax County citizens. This motion was seconded jointly by Supervisor Hanley and Supervisor McConnell and carried by unanimous vote.

6. PRESENTATION OF THE NATIONAL ASSOCIATION
OF COUNTIES (NACO) ACHIEVEMENT AWARDS TO
COUNTY AGENCIES (TAPE 1)

The following individuals accepted, on behalf of their agencies, the 1991 National Achievement awards from the National Association of Counties (NACO) for innovative programs. These awards were presented to Fairfax County during NACO's 56th Annual Conference held in Salt Lake County (Salt Lake City), Utah, on July 13-16, 1991:

- Department of Housing and Community
Development for Lincolnia Senior Center
and Residences:

Accepting:

- * Mr. W. Michael Kendrick.

- Department of Environmental Management (DEM) for Public/Private Venture to Improve Plans and Expedite Review:

Accepting:

- * Mr. Irving Birmingham; and
- * Mr. Hank Gordon.

- Office of Finance and Office Assessments for the Enhancement Pilot Program (REPP):

Accepting:

- * Mr. Randy Bruce; and
- * Ms. Liz Cole.

- Department of Recreation and Community Services for Skill Training for Community Integration of Individuals with Mental Retardation:

Accepting:

- * Mr. W. Michael Kendrick.

- Family Court for Court Aide Program:

Accepting:

- * Mr. Vincent Picciano; and
- * Mr. Robert Deitchman.

- Fairfax County Park Authority for Community Maintenance Resources:

Accepting:

- * Mr. Jim White.

- Health Department for Adopt-A-Stream:

Accepting:

- * Mr. Dennis Hill.

7. 10:00 A.M. - FISCAL YEAR (FY) 1993 BUDGET
GUIDELINES RESOLUTION (TAPES 1-2)

- (R) Supervisor Bulova moved adoption of the Fiscal Year (FY) 1993 Budget Guidelines Resolution, incorporating the changes discussed at the Budget Subcommittee meeting. This motion was seconded by Supervisor Pennino.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and amended the motion to add the following language to Paragraph Six:

"Therefore the number of General Fund and General Fund supported full-time equivalent employees budgeted for Fiscal Year 1993 should be no greater than the number of such employees as of the day of adoption of this Resolution."

This was accepted.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

Following further discussion with input from James P. McDonald, Deputy County Executive for Management and Budget and Edward L. Long, Jr., Director, Office of Management and Budget, Supervisor Bulova amended the motion to add the following language to Paragraph Six: "Direct staff to report in the Fall of 1991, with a plan to limit the number of employees for Fiscal Year 1993."

This was accepted.

Following further discussion with input from Ed Hoole, Chairman, Citizens Budget Overview Committee, Supervisor Bulova asked unanimous consent that the Board direct staff to respond in writing to the issues raised by Mr. Hoole and to report its findings to the Board. Without objection, it was so ordered.

Supervisor Richards moved to call the question. This motion was jointly seconded by Supervisor Davis and Supervisor Pennino and CARRIED by a recorded vote of eight, Chairman Moore voting "NAY."

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

8. 10:15 A.M. - APPOINTMENTS TO CITIZEN BOARDS,
AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS
(TAPE 2)

BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS

Supervisor Davis moved the appointment of Mr. Gil Renneckar to fill the unexpired term of Mr. Thomas M. Staker as the At-Large (Appraiser)

Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

FAIRFAX COUNTY HUMAN SERVICES COUNCIL

Supervisor Hyland moved the appointment of Reverend Bob Crisweld to fill the unexpired term of Father Gerald Creedon as the Mount Vernon District Representative to the Fairfax County Human Services Council. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

Supervisor Hyland moved the appointment of Ms. Beth Hopkins to fill the unexpired term of Ms. Barbara B. Rosenfeld as the Mount Vernon District Representative to the Fairfax County Human Services Council. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

FAIRFAX-FALLS CHURCH COMMUNITY SERVICE BOARD

Supervisor Hyland moved the appointment of Ms. Katherine L. George to fill the unexpired term of Ms. Mary M. Bowdring as the Mount Vernon District Representative. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

NORTHERN VIRGINIA PLANNING DISTRICT COMMISSION

Following a query by Supervisor Bulova regarding deferring appointments to the Northern Virginia Planning District Commission, Supervisor Davis moved that the Board proceed with the appointments. This motion was seconded by Supervisor Richards.

Following discussion the question was called on the motion which FAILED by a recorded vote of five, Supervisor Davis, Supervisor Hyland, Supervisor McConnell, and Supervisor Richards voting "AYE."

AD-HOCS

MINORITY UPWARD MOBILITY AND RETENTION IN FAIRFAX COUNTY GOVERNMENT TASK FORCE

Supervisor Davis moved the appointment of Ms. Mary Che-Ray as the Mason District Representative to the Minority Upward Mobility and Retention in Fairfax County Government Task Force. The second to this motion was inaudible.

Supervisor Richards moved the appointment of Ms. Shirley Ann Stewart as the Dranesville District Representative to the Minority Upward Mobility and Retention in Fairfax County Government Task Force. The second to this motion was inaudible.

Supervisor Hyland moved the appointment of Mr. Saba L. Shami as the Mount Vernon District Representative to the Minority Upward Mobility and Retention in Fairfax County Government Task Force. The second to this motion was inaudible.

The motion carried by unanimous vote.

(NOTE: The appointment of the Lee District Representative to the Minority Upward Mobility and Retention in Fairfax County Government Task Force was deferred until later in the day. No appointment was made later in the day.)

CONFIRMATIONS NEEDED:

Supervisor Pennino moved that the Board confirm the following appointments to the Minority Upward Mobility and Retention in Fairfax County Government Task Force:

- Ms. Joan DuBois as the Civil Service Commission Representative;
- Mr. Blair Goodhouse as the American Indian Heritage Foundation Representative;
- Mr. Fred Hadeed as the Arab-American Business and Professional Association Representative;
- Ms. Shelia Coales as the Black Women United for Action Representative;
- Mr. G.V.V. Rao as the Indian American Forum for Political Education Representative;
- Mr. Gerald Carpenter as the Minority Employee Advisory Council (MEAC) Representative;
- Ms. Alice Williams as the National Council of Negro Women Representative;
- Mr. George Lambert as the Urban League, Northern Virginia Branch Representative; and
- Mr. Emerson Lee as the Vietnamese Community of Washington Representative.

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

NEW GOVERNMENT CENTER - CITIZENS TASK FORCE

Supervisor Pennino moved that the Board confirm the following appointments to the New Government Center Citizens Task Force:

CONFIRMATIONS NEEDED:

- Mr. Michael Hubbard as the Associated Builders and Contractors Representative;
- Mr. Richard Yessian as the Citizens Budget Overview Committee (Principal) Representative;
- Mr. William Lauer as the Northern Virginia Builders Industries Association Representative;
- Ms. Ruth Dell as the League of Women Voters Representative;
- Mr. Michael Thompson as the Fairfax County Federation of Citizens Association Representative; and
- Mr. Michael Horwalt as the National Association Industrial and Office Parks Representative.

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

Chairman Moore announced that she was aware that the nominee from the Taxpayer Alliance was withdrawn from the list of nominees for the New Government Center Citizens Task Force as a result of the Board's action on July 22, 1991, forbidding political candidates from serving.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct staff to ask the Taxpayers Alliance to submit another nominee for the task force who is not a candidate for office. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

Supervisor Pennino stated that she had been approached by the Apartment and Office Building Association regarding their association having a representative on the New Government Center Citizens Task Force.

Supervisor Pennino therefore moved the appointment of Mr. John G. Sims as the Apartment and Office Building Association Representative to the New Government Center Citizens Task Force. This motion was seconded by Supervisor Davis and carried by unanimous vote.

AR:AR

9. ADMINISTRATIVE ITEMS (TAPE 3)

Supervisor Davis moved approval of the Administrative Items with the exception of Administrative Item Four, Administrative Item Six, Administrative Item 11, and Administrative Item 12. This motion was seconded by Supervisor Pennino and carried by a unanimous vote.

Supervisor Richards called the Board's attention to Administrative Item Four - Additional time to Commence Construction For Special Exception Application SE 88-D-100 (Fleetwood Associates Partnership C/O Randolph Williams, Incorporated) (Dranesville District) and moved that the Board approve additional time to commence construction for Special Exception Application SE 88-D-100 until March 31, 1992 pursuant to the provisions of Section 9-015 of the Zoning Ordinance. This motion was seconded by Supervisor Pennino and carried by a unanimous vote.

Chairman Moore called the Board's attention to Administrative Item Six - Authorization to Advertise an Amendment to the Code of the County of Fairfax, Chapter 5 (Offenses), creating Section 5-1-25 (Open Alcoholic Beverage Containers), Section 5-1-26 (Possession of Alcoholic Beverages on Public School Property), and Section 5-1-27 (Drinking in Public). Following Board discussion, with input from Lieutenant John L. Dooley of the Police Department, the Board authorized the advertisement of a public hearing on this amendment.

Supervisor Hyland called the Board's attention to Administrative Item 11 - Authorization to Advertise Proposed Amendments to the Code of the County of Fairfax, Chapter 11 (Human Rights Ordinance) Entitled "Human Rights" and moved that this item be withdrawn, pending the receipt of further information from staff later in the day. This motion was seconded by Supervisor Pennino and carried by a unanimous vote. (NOTE: The requested information was not forthcoming prior to the meeting's adjournment.)

A-24 - ROUTE 28 TAX DISTRICT TASK FORCE -
PROGRESS REPORT (CENTREVILLE AND SPRINGFIELD
DISTRICTS) (Tape 3)

Supervisor Pennino called the Board's attention to Action Item 24 - Route 28 Tax District Task Force - Progress Report (Centreville and Springfield Districts) and moved that the Board concur in the recommendation of staff and:

- Adopt the Interim Guidance Zoning Applications in the Route 28 Tax District as outlined in Attachment One of the Board Package; and
- Direct staff from the Office of Comprehensive Planning (OCP), the Office of Transportation, and the County Attorney's Office to proceed with a review of the housing issue as it pertains to the Route 28 Tax District.

The motion was seconded by Supervisor McConnell and carried by a unanimous vote.

Supervisor Pennino then called the Board's attention to Administrative Item 12 - Additional Time to Commence Construction for Special Exception Application SE 88-C-043 (Hilton Suites, Incorporated) (Centreville District) and moved approval of the request for 18 months of additional time to commence construction for Special Exception Application SE 88-C-043 until March 13, 1992 pursuant to the provisions of Section 9-015 of the Zoning Ordinance. This motion was seconded by Supervisor Davis and carried by a unanimous vote.

ADMIN 1 - APPROVAL OF WATER MAIN EXTENSION: OAKTON STATION (PROVIDENCE DISTRICT)

Approved the request for the extension of an eight-inch water main approximately 255 feet along Palmer Street (Route 4470). The proposed main will provide for the proposed Oakton Station Subdivision, Providence District, adequate domestic and fire protection service to meet Fairfax County standards.

ADMIN 2 - STREETS INTO THE SECONDARY SYSTEM (CENTREVILLE AND SPRINGFIELD DISTRICTS)

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated August 5, 1991 be recommended for acceptance into the State Secondary System.

ADMIN 3 - CONNECTION TO THE UPPER OCCOQUAN SEWAGE AUTHORITY (UOSA) SYSTEM (SPRINGFIELD DISTRICT)

- (R) Adopted a Resolution requesting the Upper Occoquan Sewage Authority (UOSA) System to permit the following connection, which is within the County's approved limits of sewer service, to be made to the UOSA System:

- WESTFIELD PARCEL 41 SANITARY SEWER

One 10-inch connection to the Flatlick Branch Interceptor at existing Manhole 11-2(1).

ADMIN 4 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION
FOR SPECIAL EXCEPTION APPLICATION SE 88-D-100
(FLEETWOOD ASSOCIATES PARTNERSHIP C/O RANDOLPH
WILLIAMS, INCORPORATED) (DRANESVILLE DISTRICT)

- (ET) Approved additional time to commence construction for Special Exception Application SE 88-D-100 until **March 31, 1992** pursuant to the provisions of Section 9-015 of the Zoning Ordinance. This motion was seconded by Supervisor Pennino and carried by a unanimous vote.

** (NOTE: During approval of the Administrative Items, Administrative Item Four was amended to increase the additional time from December 1, 1991 until March 31, 1992.) **

ADMIN 5 - REVIEW OF MCLEAREN SQUARE SHOPPING
CENTER, SITE PLAN NUMBER 7698-SP-01-4
(CENTREVILLE DISTRICT)

Authorized the Director of the Department of Environmental Management (DEM) to approve McLearn Square Shopping Center, Site Plan Number 7698-SP-01-4, Tax Map Reference 25-3, Centreville District, in accordance with normal procedures.

ADMIN 6 - AUTHORIZATION TO ADVERTISE AN AMENDMENT
TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 5
(OFFENSES), CREATING SECTION 5-1-25 (OPEN ALCOHOLIC
BEVERAGE CONTAINERS), SECTION 5-1-26 (POSSESSION OF
ALCOHOLIC BEVERAGES ON PUBLIC SCHOOL PROPERTY), AND
SECTION 5-1-27 (DRINKING IN PUBLIC)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on September 16, 1991 at 4:30 p.m. on proposed amendments to the Code of the County of Fairfax, Chapter 5 (Offenses), creating new Sections 5-1-25 (Open Alcoholic Beverage Containers), Section 5-1-26 (Possession of Alcoholic Beverages on Public School Property), and Section 5-1-27 (Drinking in Public), to become effective October 1, 1991. These amendments will adopt local ordinances as permitted by Section 4-96 of the Code of Virginia.

There was a brief discussion on this item, with input from Lieutenant John L. Dooley of the Police Department.

ADMIN 7 - AUTHORIZATION TO ADVERTISE AN AMENDMENT
TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82
(MOTOR VEHICLES AND TRAFFIC), SECTION 82-5-1
(PARKING PROHIBITED IN SPECIFIED PLACES)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on September 16, 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 82-5-1 (Parking Prohibited in Specified Places), to become effective October 1, 1991. This amendment will modify Section 82-5-1 (a)(2), to prohibit the parking of a motor vehicle within 10 feet of any public or private driveway.

ADMIN 8 - AUTHORIZATION TO ADVERTISE PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 101 (SUBDIVISION ORDINANCE), REGARDING REDUCTION IN FEE FOR WAIVER ASSOCIATED WITH ADJUSTMENT OF PROPERTY LINES

- (A) Authorized the advertisement of a public hearing to be held before the Planning Commission on September 4, 1991 and before the Board of Supervisors on September 23, 1991 at 4:00 p.m. on proposed amendments to the Code of the County of Fairfax, Chapter 101 (Subdivision Ordinance), regarding a reduction in fee for waiver of requirements associated with the minor adjustment of property lines and the addition of a definition of "minor property line adjustment," to become effective at 12:01 a.m. on the date following adoption of the proposed amendments.

ADMIN 9 - AUTHORIZATION TO ADVERTISE PUBLIC HEARING ON THE IMPROVEMENTS FOR THE MOUNT ZEPHYR PHASE I COMMUNITY (MOUNT VERNON DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on September 16, 1991 at 4:00 p.m. on the proposed adoption of a Resolution setting assessments and ordering improvements for the Mount Zephyr Phase I Community Improvements, Mount Vernon District.

ADMIN 10 - AUTHORIZATION TO ADVERTISE THE FISCAL YEAR (FY) 1991 CARRYOVER REVIEW TO AMEND THE APPROPRIATION LEVEL IN THE FY 1992 REVISED BUDGET PLAN

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on September 16, 1991 at 10:00 a.m. to increase the Appropriation Level in the Fiscal Year (FY) 1992 Revised Budget Plan. The advertisement encompasses both the County and the Schools' FY 1991 Carryover Reviews.

ADMIN 11 - AUTHORIZATION TO ADVERTISE PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 11 (HUMAN RIGHTS ORDINANCE) ENTITLED "HUMAN RIGHTS"

Supervisor Hyland called the Board's attention to Administrative Item 11 - Authorization to Advertise Proposed Amendments to the Code of the County of Fairfax, Chapter 11 (Human Rights Ordinance) Entitled "Human

Rights" and moved that this item be withdrawn, pending the receipt of further information from staff later in the day. This motion was seconded by Supervisor Davis and carried by a unanimous vote. (NOTE: The requested information was not forthcoming prior to the meeting's adjournment.)

ADMIN 12 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION
FOR SPECIAL EXCEPTION APPLICATION SE 88-C-043
(HILTON SUITES, INCORPORATED) (CENTREVILLE
DISTRICT)

- (ET) Approved the request for 18 months of additional time to commence construction for Special Exception Application SE 88-C-043 until March 13, 1992 pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 13 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION
FOR SPECIAL EXCEPTION APPLICATION SE 88-S-031
(HILTON SUITES, INCORPORATED) (SPRINGFIELD
DISTRICT)

- (ET) Approved the request for 18 months of additional time to commence construction for Special Exception Application SE 88-S-031 until February 13, 1992 pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 14 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION
FOR SPECIAL EXCEPTION APPLICATION SE 88-S-077
(BROOKFIELD-BEVERLY ROAD ASSOCIATES) (SPRINGFIELD
DISTRICT)

(NOTE: Later in the meeting, Administrative Item 14 was distributed to Board Members and action taken to approve the request for 18 months of additional time to commence construction for Special Exception Application SE 88-S-077 until October 30, 1992 pursuant to the provisions of Section 9-015 of the Zoning Ordinance. See Clerk's Summary Item CL#630.)

10. A-1 - REVIEW OF 103 MILE METRORAIL SYSTEM
BUDGET AND SCHEDULE (COUNTYWIDE) (TAPE 3)

On motion of Supervisor Alexander, seconded by Supervisor Hanley, and carried by a unanimous vote, the Board concurred in the recommendation of staff and:

- Endorsed the comments contained in the Memorandum to the Board dated August 5, 1991 pertaining to the Washington Metropolitan Area Transit Authority (WMATA) staff proposal for the budget and schedule for construction

of the remainder of the 103 Mile Metrorail Adopted Regional System (ARS);

- Directed staff to transmit these comments to WMATA's General Manager; and
- Directed staff to expeditiously identify which zoning approvals (e.g., 15-1-456 and Special Exception) are required for implementation of the Franconia-Springfield line segment and station.

There was a brief discussion regarding this item.

11. A-2 - STAFF RECOMMENDATIONS CONCERNING METROBUS SERVICE CHANGES PROPOSED IN WMATA PUBLIC HEARING DOCKET NUMBER B91-8 (MASON AND PROVIDENCE DISTRICTS) (TAPE 3)

On motion of Supervisor Hanley, seconded by Supervisor Hyland, and carried by a unanimous vote, the Board concurred in the recommendation of staff and approved the Metrobus Routes 1G and 4C service proposals described in the Washington Metropolitan Area Transit Authority (WMATA) Public Hearing Docket Number B91-8.

12. A-3 - VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) PROJECT FOR IMPROVEMENTS TO BACKLICK ROAD (ROUTE 617) FROM FULLERTON ROAD TO BEVERLY LANE (LEE DISTRICT) (TAPE 3)

On motion of Supervisor Alexander, seconded by Supervisor Hanley, and carried by a unanimous vote, the Board concurred in the recommendation of staff and approved the Virginia Department of Transportation (VDOT) design plans, as presented at the combined Location and Design Public Hearing held on June 20, 1991, for the improvement of Backlick Road (State Route 617) from Fullerton Road to Beverly Lane (Project 0617-029-229, C502), subject to the provisions contained in the Memorandum to the Board dated August 5, 1991.

There was a brief discussion regarding this item.

13. A-4 - SEWER POLICY FOR THE TOWN OF CLIFTON (SPRINGFIELD DISTRICT) (TAPE 3)

(P) On motion of Supervisor McConnell, and seconded by Supervisor Davis, the Board concurred in the recommendation of staff and:

- Reaffirmed its 1974 policy for Clifton sewer, including concurring with staff's implementation of that policy;

- Adopted, for the future, a comprehensive sewer policy for Clifton which incorporates the foregoing; and
- Approved sewer connections at 12631 Water Street and 12817 Chapel Street, Town of Clifton, for reasons listed in the Memorandum to the Board dated August 5, 1991.

In response to a query from Chairman Moore, Anthony H. Griffin, Deputy County Executive for Planning and Development, stated that the Fairfax County Water Authority has been contacted concerning the request for information regarding the provision of public water to the Town of Clifton, and that information should be forthcoming shortly.

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

14. A-5 - ADOPTION OF AN EMERGENCY ORDINANCE TO CONFORM SELECTED COUNTY PRECINCT BOUNDARIES WITH STATE ELECTION DISTRICT BOUNDARIES AND TO RENAME THE PONDS PRECINCT AND RELOCATE THE POLLING PLACE FOR THAT PRECINCT (LEE, MASON, MOUNT VERNON AND SPRINGFIELD DISTRICTS) (TAPE 3)

(EO)

(A) On motion of Supervisor McConnell, seconded by Supervisor Hyland, and carried by a vote of eight, Supervisor Alexander being out of the room, the Board concurred in the recommendation of staff and:

- Adopted an emergency County Ordinance to make various housekeeping changes that (i) would revise eight County precincts to conform to election district boundaries of the State Senate and House of Delegates; and (ii) would relocate the polling place for the Ponds Precinct and rename that precinct to reflect the new polling place; and
- Authorized the advertisement of a public hearing to be held before the Board of Supervisors on September 16, 1991 at 4:30 p.m. to readopt, on a permanent basis, the emergency Ordinance.

15. A-6 - ADOPTION OF POSITION CONCERNING A PROPOSAL TO AMEND VIRGINIA LAW CONCERNING ANNEXATION OF COUNTY TERRITORY BY TOWNS (CENTREVILLE, DRANESVILLE AND SPRINGFIELD)
(TAPE 3)

Supervisor Hanley asked unanimous consent that Action Item Six be deferred until later in the day in order to allow time for further review of the letter to Mr. James D. Campbell, Executive Director of the Virginia Association of Counties (VACo). Without objection, it was so ordered.

(NOTE: Later in the meeting, action was taken by the Board on this item. See Clerk's Summary Item CL#119.)

16. A-7 - PROPOSED CHANGE IN SUPERVISOR DISTRICT CODES USED IN LAND USE APPLICATIONS (COUNTYWIDE)
(TAPE 3)

Supervisor Hanley moved that the Board:

- Adopt the implemented changes in the Supervisor District codes used to label land use applications as outlined in Option Two contained in the Memorandum to the Board dated August 5, 1991; and
- Direct staff to use "B" to designate Braddock District effective July 24, 1991 and use "Y" to designate Sully District effective as of the date the revised Supervisor District boundaries go into effect.

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

17. A-8 - REVISIONS TO CHAPTERS 4 AND 10 OF THE PERSONNEL REGULATIONS REGARDING MILITARY LEAVE AND MERIT PAY INCREMENT CREDIT (TAPE 3)

On motion of Supervisor Hyland, seconded by 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 the proposed revisions to Chapters 4 and 10 of the Personnel Regulations regarding military leave and merit pay increment credit contained in Attachments One and Two of the Memorandum to the Board dated August 5, 1991.

18. A-9 - APPOINTMENT OF MEMBERS TO THE NORTHERN VIRGINIA MANPOWER CONSORTIUM PRIVATE INDUSTRY COUNCIL (TAPE 3)

(BACs)

(APPT)

On motion of Supervisor Davis, seconded by 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 appointed the following members to the Northern Virginia Manpower Consortium Private Industry Council (PIC). The PIC has 10 vacancies. Three representatives whose two-year terms recently expired have requested reappointment. These members are:

- Gerald L. Gordon
Fairfax County Economic Development Authority
New term to expire June 30, 1993;
- Ronald A. Gunn
Pragmatics
New term to expire June 30, 1993; and
- Patricia R. McGinness
Virginia Employment Commission
New term to expire June 30, 1993.

Federal regulations and State policy require that nominations be solicited from the Chamber of Commerce. Per the request from the Department of Human Development, the Chamber has solicited the following PIC nominations, listed below with term expiration dates:

- Charles Dietz, III
Rosenblum, Gloss, Kamins, Niad and Dietz, P.C.
Fill term to expire June 30, 1992;
- Roger L. Evans
Network Solutions
Fill term to expire June 30, 1992;
- Karetta B. Hubbard
Hubbard and Revo-Cohen, Incorporated
Fill term to expire June 30, 1993;
- Misty Kuceris
Astro Planning Techniques
Fill term to expire June 30, 1993;
- William E. Offutt, III
Offutt Childers and Putman, P.C.
Fill term to expire June 30, 1992;

- -- Todd W. Rowley
Signet Bank/Virginia
Fill term to expire June 30, 1993; and
- John R. Tolle
Barton, Mountain and Tolle Attorneys
Fill term to expire June 30, 1992.

Upon appointment, the necessary information on these 10 individuals will be forwarded to the Governor for certification. Additional names will be forwarded to the Board as appropriate.

19. A-10 - SUBMISSION OF LOCAL PLANNING ALLOCATIONS GRANT, PUBLIC LAW 101-476 PART H FUNDING TO PROVIDE PLANNING OF EARLY INTERVENTION SERVICES TO HANDICAPPED INFANTS AND THEIR FAMILIES (TAPE 3)

On motion of Supervisor Richards, seconded by Supervisor Hyland, and carried by a vote of eight, Supervisor Alexander being out of the room, the Board concurred in the recommendation of staff and approved the submission of a grant application, in the amount of \$18,250, to the Department of Mental Health, Mental Retardation and Substance Abuse Services (DMHMRSAS). The funding will be used by the Community Services Board (CSB) to provide support for the Fairfax-Falls Church Interagency Coordinating Council and to implement planned strategies to meet state and local priority areas as mandated by law.

20. A-11 - OFFICE OF CHILDREN APPLICATIONS FOR TWO FEDERAL HEAD START EXPANSION GRANTS (TAPE 3)

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 approved the submission of applications for the Office for Children (OFC) to apply for two Head Start expansion grants in the amount of \$263,920. The first grant application will expand the current Head Start program to provide services to an additional 35 children and their families. The second grant application will expand the Head Start Parent and Child Center (PCC) program to provide services to an additional 12 infants and toddlers, ages 0-3 years.

21. A-12 - OFFICE FOR CHILDREN APPLICATION FOR THE DEPARTMENT OF HEALTH AND HUMAN SERVICES HEAD START GRANT TO ADDRESS THE ISSUE OF SUBSTANCE ABUSE (TAPE 3)

On motion of Supervisor Pennino, seconded by Supervisor McConnell, and carried by a vote of eight, Supervisor Alexander being out of the room,

the Board concurred in the recommendation of staff and approved the submission of a grant application for the Office for Children (OFC) to apply for a federal Head Start grant to address issues relating to substance abuse, in the amount of \$100,000. The grant was developed in collaboration with the Fairfax-Falls Church Community Services Board (CSB) Alcohol and Drug Services (ADS), and will allow OFC and CSB to develop, document, and implement successful approaches to addressing substance abuse issues as they relate to Head Start children and their families.

22. A-13 - REALLOCATION OF FUNDS WITHIN SUBFUND 488
NEIGHBORHOOD IMPROVEMENT PROGRAM (TAPE 3)

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 approved a reallocation of \$1,990,000, from Project C00070 Fund Contingency, for Project C00087, Mount Zephyr I, in Subfund 488, Neighborhood Improvement Program, to proceed to construction.

23. A-14 - LAND ACQUISITION FOR BROOKLAND/BUSH
HILL PHASE I, NEIGHBORHOOD IMPROVEMENTS
(LEE DISTRICT) (TAPE 3)

(Rs) On motion of Supervisor Pennino, seconded by Supervisor Hyland, and carried by a vote of eight, Supervisor Alexander being out of the room, the Board concurred in the recommendation of staff and adopted Resolutions:

- Waiving the Community Improvement Program Land Acquisition Policy for nine parcels; and
- Authorizing the advertisement of a public hearing to be held before the Board of Supervisors on September 16, 1991 at 4:30 p.m. on the proposed acquisition of necessary parcels in the Brookland/Bush Hill Phase I, Community Improvement Program, Lee District.

24. A-15 - AUTHORIZATION TO ADVERTISE PROPOSED
AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX,
CHAPTER 112 (ZONING ORDINANCE) REGARDING INITIAL
APPROVAL PERIOD AND ADDITIONAL TIME FOR SPECIAL
EXCEPTIONS, SPECIAL PERMITS AND VARIANCES (TAPE 3)

(A)

(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 a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on September 4, 1991 and before the Board of Supervisors on September 23, 1991 at 3:30 p.m. on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to extend the initial approval period and to revise the provisions regarding requests for additional time to establish the use or activity or commence construction for approval special exceptions, special permits, and variances.

25. A-16 - AUTHORIZATION TO ADVERTISE PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING MINOR MODIFICATIONS AND ADDITIONS TO APPROVED REZONINGS, SPECIAL EXCEPTIONS, AND SPECIAL PERMITS (TAPE 3)

(A)

(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 a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on September 4, 1991 and before the Board of Supervisors on September 23, 1991 at 3:30 p.m. on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to allow administrative approval of minor modifications and additions to approved rezonings, special exceptions, and special permits.

There was a brief discussion regarding this item, with input from Barbara A. Byron, Director, Zoning Evaluation Division, Office of Comprehensive Planning.

26. A-17 - AUTHORIZATION TO ADVERTISE PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING LOCATION OF OFF-STREET PARKING RELATIVE TO THE FRONT LOT LINE (TAPE 3)

(A)

(R) On motion of Supervisor Pennino, seconded by Supervisor Alexander, and carried by a unanimous vote, the Board concurred in the recommendation of staff and adopted a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on September 26, 1991 and before the Board of Supervisors on October 14, 1991 at 4:00 p.m. on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding the location of off-street parking spaces relative to the front lot line.

At the request of Supervisor Bulova, Jane W. Gwinn, Director, Zoning Administration Division, Office of Comprehensive Planning, gave a brief clarification of this item.

27. A-18 - AUTHORIZATION TO ADVERTISE PROPOSED
AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX,
CHAPTER 112 (ZONING ORDINANCE) REGARDING
COMMUNITY BUSINESS CENTERS (TAPE 3)

(A)

(R) On motion of Supervisor Davis, seconded by Supervisor Alexander, and carried by a unanimous vote, the Board concurred in the recommendation of staff and adopted a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on September 26, 1991 and before the Board of Supervisors on October 28, 1991 at 3:30 p.m. on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to replace all references to Central Business District (CBD) contained in the Zoning Ordinance with Community Business Center (CBC).

28. A-19 - AUTHORIZATION TO ADVERTISE PROPOSED
AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX,
CHAPTER 112 (ZONING ORDINANCE) REGARDING
DRIVE-IN BANKS, FAST FOOD RESTAURANTS,
QUICK-SERVICE FOOD STORES, AUTOMOBILE-
ORIENTED USES AND VEHICLE LIGHT SERVICE
ESTABLISHMENTS IN THE RETAIL COMMERCIAL
DISTRICTS (TAPE 3)

(A)

(R) On motion of Supervisor Davis, seconded by Supervisor Alexander, and carried by a unanimous vote, the Board concurred in the recommendation of staff and adopted a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on September 5, 1991 and before the Board of Supervisors on September 16, 1991 at 5:00 p.m. on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to drive-in banks, fast food restaurants, quick-service food stores, automobile-oriented uses and vehicle light service establishments as permitted uses in the C-5, C-6, C-7, and C-8 Districts.

29. A-20 - AUTHORIZATION TO ADVERTISE PROPOSED
AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX,
CHAPTER 112 (ZONING ORDINANCE) REGARDING
PRIVATE CLUBS IN THE R-C DISTRICT (TAPE 3)

(A)

(R) On motion of Supervisor Davis, seconded by Supervisor McConnell, and carried by a unanimous vote, the Board concurred in the recommendation of staff and adopted a Resolution authorizing the advertisement of a

public hearing to be held before the Planning Commission on September 26, 1991 and before the Board of Supervisors on October 28, 1991 at 4:00 p.m. on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to allow private clubs as a special exception use in the R-C District.

Supervisor McConnell asked unanimous consent that the Board direct staff to provide more definitive information on the wide range of public benefit associations referred to in the proposed amendment. Without objection, it was so ordered.

30. A-21 - FISCAL YEAR (FY) FY 1991 APPROPRIATION
ADJUSTMENT (TAPE 3)

(SAR)

(FPR) On motion of Supervisor Hanley and seconded by Supervisor Alexander, the Board concurred in the recommendation of staff and:

- Authorized staff to process payment vouchers for items previously approved and appropriated in Fiscal Year (FY) 1991 for the interim period from July 1 until the Board approves the FY 1991 Carryover Review, which is scheduled for action on September 16, 1991;
- Approved Supplemental Appropriation Resolution AS 91046 for seven General Fund agencies and four Other Funds requiring additional appropriations for FY 1991; and
- Approved Fiscal Planning Resolution AS 91906 for the amendment of FY 1991 Fiscal Plan transfers from the General Fund to Subfund 047, Retiree Health Benefits, and to Subfund 108, Aging Grants and Proposals.

Supervisor Hyland asked that the motion be amended to include a request that staff provide the year-end information in terms of those agencies which have reached year-end and have had a deficit for a period of five years back, and this was accepted.

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

31. A-22 - CONTINUING EDUCATION PROGRAM FOR
DESIGNATED PLANS EXAMINERS (TAPE 3)

(BACs)

On motion of Supervisor Pennino, seconded by Supervisor Davis, and carried by a unanimous vote, the Board concurred in the recommendation of staff and adopted the recommendations of the Advisory Plans Examiner Board (APEB) concerning the Continuing Education Program required for Designated Plans Examiners' (DPEs) continued participation in the Plans Examiners Program.

32. A-23 - AUTHORIZATION TO ADVERTISE PROPOSED
AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX,
CHAPTER 112 (ZONING ORDINANCE) REGARDING
NOISE BARRIERS (TAPE 3)

(A)

(R)

On motion of Supervisor Hyland, seconded by Supervisor Richards, and carried by a unanimous vote, the Board concurred in the recommendation of staff and adopted a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on September 11, 1991 and before the Board of Supervisors on September 23, 1991 at 3:30 p.m. on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to allow, with special permit approval, an increase in the permitted height and/or modifications to the location regulations for fences or walls which are noise barriers providing noise attenuation for commercial and industrial uses.

33. A-24 - ROUTE 28 TAX DISTRICT TASK FORCE -
PROGRESS REPORT (CENTREVILLE AND SPRINGFIELD
DISTRICTS) (NO TAPE)

[NOTE: Earlier in the meeting during Administrative Items, the Board concurred in the recommendation of staff and:

- Adopted the Interim Guidance Zoning Applications in the Route 28 Tax District as outlined in Attachment One of the Board Package; and
- Directed staff from the Office of Comprehensive Planning (OCP), the Office of Transportation, and the County Attorney's Office to proceed with a review of the housing issue as it pertains to the Route 28 Tax District.

See Clerk's Summary Item CL#9.]

With acknowledgement that there may be some exceptions to these policies that need to be made on a case-by-case basis, Supervisor McConnell asked unanimous consent that the Board direct staff to examine Proffered Condition Amendment Application PCA 88-S-63. Without objection, it was so ordered.

34. A-25 - PARKING REDUCTION FOR GUINEA ROAD
INDUSTRIAL PARK (BRADDOCK DISTRICT)
(TAPE 3)

On motion of Supervisor Bulova, seconded by Supervisor Alexander, and carried by a vote of seven, Supervisor Davis and Supervisor Hyland being out of the room, the Board concurred in the recommendation of staff and approved a 34.0 percent reduction of the required parking for Guinea road Industrial Park pursuant to Paragraph Four, Section 11-102 of the Fairfax County Zoning Ordinance on the conditions as outlined in the Board Package.

35. A-26 - AUTHORIZATION TO ADVERTISE PUBLIC HEARINGS
ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY
OF FAIRFAX, VIRGINIA AND TO THE FAIRFAX COUNTY
PUBLIC FACILITIES MANUAL (PFM) REGARDING:
CHESAPEAKE BAY AND EROSION AND SEDIMENT
CONTROL REGULATIONS (TAPE 3)

(A)

(R)

On motion of Supervisor Hyland and seconded by Supervisor Alexander, the Board concurred in the recommendation of staff and adopted the Resolution authorizing public hearings to be held before the Planning Commission and the Board of Supervisors on the proposed amendments to the Subdivision Ordinance, the Erosion and Sedimentation Control Ordinance, the Zoning Ordinance, and the Public Facilities Manual (PFM).

Following input from Karen J. Harwood, Assistant County Attorney, the question was called on the motion which CARRIED by a recorded vote of seven, Supervisor McConnell abstaining, Supervisor Davis being out of the room.

36. A-27 - PARKING REDUCTION FOR WORD OF LIFE
ASSEMBLY OF GOD (LEE DISTRICT) (TAPE 3)

On motion of Supervisor Alexander, seconded by Supervisor Bulova, and carried by a vote of eight, Supervisor Davis being out of the room, the Board concurred in the recommendation of staff and approved a 26.7 percent reduction of the required parking for Word of Life Assembly of God pursuant to Paragraph Four, Section 11-102 of the Fairfax County Zoning Ordinance on the conditions as outlined in the Board Package.

JLD:JLD

37. C-1 - REVISIONS TO THE PERSONNEL REGULATIONS
EXTENDING MERIT INCREMENT PERIODS BY ONE YEAR
(TAPE 4)

The Board next considered an item contained in the Memorandum to the Board dated August 5, 1991 regarding revisions to the Personnel Regulations extending merit increment periods by one year.

Following discussion among Board Members, with input from Cornelius J. O'Kane, Director, Office of Personnel, Supervisor Davis moved that Consideration Item One be remanded to the Board's Personnel Subcommittee for a more thorough discussion on the cumulative effect of the merit increment extension over the next several years. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

Supervisor Hanley noted it would also be necessary to address the implications of the merit increment extension for the Schools.

Therefore, Supervisor Bulova suggested School staff attend the Subcommittee meeting.

38. C-2 - INSPECTION OF CONSTRUCTION HOISTS FOR
PERSONNEL AND MATERIALS (TAPE 4)

The Board next considered an item contained in the Memorandum to the Board dated August 5, 1991 regarding a program whereby County staff would perform certain inspections of elevator hoists for construction personnel and materials.

Supervisor Pennino moved that the Board approve Option C as outlined in the Memorandum to the Board dated August 5, 1991. This motion died for lack of a second.

Chairman Moore relinquished the Chair to Acting-Chairman Alexander and moved that the Board approve Option A as outlined in the Memorandum to the Board dated August 5, 1991. This motion was seconded by Supervisor Bulova.

Following discussion among Board Members, with input from Irving Birmingham, Director, Department of Environmental Management (DEM), Supervisor Hanley asked unanimous consent that the Board:

- Table further discussion and action on Consideration Item Two - Inspection of Construction Hoists for Personnel and Materials until later in the meeting; and

- Direct staff to report with more specific information on the number of hoists utilized in Fairfax County during a year, as well as the budget implications.

Without objection, it was so ordered.

Acting Chairman Alexander returned the gavel to Chairman Moore.

(NOTE: Later in the meeting, action was taken on Consideration Item Two. See Clerk's Summary Item CL#145.)

39. C-3 - SUBDIVISION OF LOTS ON PRIVATE STREETS
(TAPE 4)

The Board next considered an item contained in the Memorandum to the Board dated August 5, 1991 regarding consideration of a proposed amendment to the Code of the County of Fairfax, Chapter 101 (Subdivision Ordinance), concerning subdivision of lots on private streets.

Following discussion, Supervisor Alexander moved that the Board authorize the advertisement of a public hearing to be held before the Board of Supervisors on the proposed adoption of an amendment to the Code of the County of Fairfax, Chapter 101 (Subdivision Ordinance), concerning subdivision of lots on private streets. This motion was seconded by Supervisor Pennino and CARRIED by a recorded vote of eight, Supervisor Richards voting "Nay."

40. I-1 - ROAD BOND PROGRAM - BOARD OF SUPERVISORS'
MONTHLY STATUS REPORT FOR JULY, 1991 (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 presenting the Road Bond Program - Board of Supervisors' Monthly Status Report for July, 1991.

41. I-2 - ROUTE 29 FEASIBILITY STUDIES, PHASES I
AND II (SPRINGFIELD DISTRICT) (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 regarding the feasibility of widening Route 29 from the Fairfax City limits to the Fairfax County Parkway (Phase I) and expansion of the study west through Centreville to Pleasant Valley Road (Phase II). Because this section of Route 29 is located within the new Sully district, Supervisor McConnell requested staff to consider deferral of completing the feasibility study until after the new Sully District Supervisor takes office.

Therefore, staff is requesting authorization to:

- Notify the consultants to submit invoices on work performed to date; and
- Defer completion of the feasibility studies until after the election.

The staff was directed administratively to proceed as proposed.

42. I-3 - BONE MARROW TESTING AND DONATIONS (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 requesting authorization for staff to coordinate with the Eastern Regional Office of the National Bone Marrow Registry to offer bone marrow testing at no cost to County employees.

The staff was directed administratively to proceed as proposed.

43. I-4 - STATE PRIMARY MEDICAL CARE NEEDS ASSESSMENT (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 presenting the local Health Department's workplan regarding the primary care needs assessment.

A brief discussion ensued among Board Members on regarding this item.

44. I-5 - SECTION 213 REVIEW - APPLICATION FOR SECTION 8 CERTIFICATES AND VOUCHERS (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 regarding the availability of funding for additional Section 8 Certificates and Vouchers.

Pursuant to Section 213 of the Fairfax County Department of Housing and Community (HCD) Development Act of 1974, as amended, HCD has reviewed the application and has determined that it is consistent with the numeric goals of the County's Housing Assistance Plan (HAP). A letter to that effect and comments from the County must be submitted to the Department of Housing and Urban Development (HUD) as part of this application.

Therefore, staff is requesting authorization for staff to sign the letter and forward it to the appropriate persons at the HUD.

The staff was directed administratively to proceed as proposed.

45. I-6 - REPORT ON EXPEDITING REVIEW OF LAND DEVELOPMENT PLANS (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 presenting the report on expediting review of land development plans.

46. I-7 - BOARD RESOLUTION RELATED TO THE POTOMAC EMBAYMENT STANDARDS TASK FORCE REPORT (COUNTYWIDE) (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 presenting a Resolution related to the Potomac Embayment Standards Task Force Report.

(NOTE: Later in the meeting, action was taken to adopt a Resolution to clarify the issue related to revising the Embayment Standards. See Clerk's Summary Item CL#48.)

47. I-8 - STATUS REPORT ON IMPLEMENTATION OF SAFETY AND LIABILITY RECOMMENDATIONS FOR STORMWATER MANAGEMENT PONDS (COUNTYWIDE) (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 requesting authorization for staff to:

- Continue implementation of safety and liability recommendations (as outlined in the Board Package) to include utilization of the Regional Stormwater Management Implementation Procedures on an interim basis until the necessary Public Facilities Manual (PFM) amendments are prepared and adopted; as well as other recommendations included in this item.

Following discussion among Board Members with input from John W. diZerega, Director, Department of Public Works, the staff was directed administratively to proceed as proposed.

48. ADDITIONAL CONSIDERATION OF I-7 - BOARD RESOLUTION RELATED TO THE POTOMAC EMBAYMENT STANDARDS TASK FORCE REPORT (COUNTYWIDE) (TAPE 4)

(BACs)

(R) (NOTE: Earlier in the meeting, Information Item Seven was considered. See Clerk's Summary Item CL#46.)

Supervisor Hyland moved adoption of the Resolution clarifying the issue related to revising the Embayment Standards contained in the Memorandum to the Board dated August 5, 1991. This motion was seconded by Supervisor Hanley.

Following discussion among Board Members, with input from John W. diZerega, Director, Department of Public Works, the question was called on the motion which carried by a vote of eight, Supervisor McConnell being out of the room.

49. I-9 - AWARD OF CONSTRUCTION CONTRACT FOR FENCING
AND SECURITY ITEMS AT MURRAYGATE VILLAGE (LEE
DISTRICT) (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 requesting authorization for staff to award a contract to Eichberg Construction, in the amount of \$255,000 for rehabilitation work associated with Phase 11 of Project 013846, Murraygate Village, in Subfund 419, Fairfax County Redevelopment and Housing Authority (FCRHA) Private Financing.

The staff was directed administratively to proceed as proposed.

50. I-10 - CONTRACT AWARD - TRAILS AND LANDSCAPING
AT GRIST MILL PARK (MOUNT VERNON DISTRICT)
(TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 requesting authorization for staff to award a contract to Granja Contracting of Arlington, Virginia, in the amount of \$115,000 for construction of a trail and landscaping, for Project 004379, Grist Mill Park, in Subfund 451, Fairfax County Park Authority Bond Construction.

The staff was directed administratively to proceed as proposed.

51. I-11 - CONTRACT AWARD - CONSTRUCTION OF A
PREFABRICATED METAL SHELTER BUILDING AT LEE
DISTRICT PARK (LEE DISTRICT) (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 requesting authorization for staff to award a contract to Whitener and Jackson, Incorporated of Falls Church, Virginia, in the amount of \$76,000 for construction of a prefabricated metal shelter building at Lee District Park, Project 004493, Lee District Park in Subfund 950, Park Authority Capital Improvement Trust Fund.

The staff was directed administratively to proceed as proposed.

52. I-12 - CONTRACT AWARD - REPLACEMENT OF PLAYGROUND
EQUIPMENT AT THIRTY-TWO (32) PARK SITES
(COUNTYWIDE) (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 requesting authorization for staff to award a contract to Long Fence Company, Incorporated of Chantilly, Virginia, in the amount of \$345,612 for replacement of playground equipment and installation of woodchip surface at 32 park sites under Project 475588, Community Park Development in Subfund 451, Park Authority Capital Improvement Trust Fund.

The staff was directed administratively to proceed as proposed.

53. I-13 - AMENDMENT TO THE ARCHITECTURAL CONTRACT
WITH HELLMUTH, OBATA AND KASSABAUM,
INCORPORATED, FOR THE DESIGN OF THE
ADULT DETENTION CENTER EXPANSION II
(CENTRAL COUNTY COMPLEX) (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 requesting authorization for staff to award an architectural contract amendment to Hellmuth, Obata and Kassabaum, Incorporated, in the amount of \$242,138 for the design associated with an increase in the number of spaces in the Adult Detention Center Expansion II, Project 89A001 in Subfund 471, County Bond Construction.

The staff was directed administratively to proceed as proposed.

54. I-14 - AWARD OF CONTRACT FOR REHABILITATION OF
PROPERTY AT 8000 HOLLAND ROAD (MOUNT VERNON
DISTRICT) (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 requesting authorization for staff to award a contract to D.H. Kim, Incorporated, in the amount of \$27,926 for the renovation of a Moderate Income Direct Sales (MIDS) housing unit within Subfund 179, Homeowner and Tenant Assistance Programs.

The staff was directed administratively to proceed as proposed.

55. I-15 - CONTRACT AWARD - CONTRACT WITH WHGA
ENGINEERING, INCORPORATED TO COMPLETE THE
ENVIRONMENTAL ASSESSMENT FOR ONE OF THE
PARCELS PROPOSED TO BE THE SITE FOR
HERNDON HARBOR HOUSE (DRANESVILLE
DISTRICT) (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 requesting authorization

for staff to award a contract to WHGA Engineering, Incorporated, in the amount of \$28,800 for an environmental assessment associated with Project 013808, Herndon Harbor House within Subfund 182, Housing Trust Fund.

The staff was directed administratively to proceed as proposed.

56. I-16 - AWARD OF AN ENGINEERING DESIGN CONTRACT
FOR MOUNT VERNON MANOR (MOUNT VERNON DISTRICT)
(TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 requesting authorization for staff to award a contract to William H. Gordon Associates, Incorporated, in the amount of \$156,511 to provide the engineering design for Project C00091, Mount Vernon Manor within Subfund 488, Neighborhood Program.

The staff was directed administratively to proceed as proposed.

57. I-17 - CONTRACT AWARD - RESTON REGIONAL LIBRARY
VESTIBULE MODIFICATIONS (CENTREVILLE DISTRICT)
(TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 requesting authorization for staff to award a contract to Keystone Builders, Incorporated, in the amount of \$28,000 to provide modifications to the vestibule.

The staff was directed administratively to proceed as proposed.

58. I-18 - CONTRACT AWARD - ENGINEERING SERVICES FOR
THE REPLACEMENT OF DEAD RUN FORCE MAIN
(DRANESVILLE DISTRICT) (TAPE 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 requesting authorization for staff to award a contract to Camp Dresser and McKee, in the amount of \$91,900 to provide engineering services for the Fairfax County Integrated Sewer System, Project F00112, Dead Run Force Main within Subfund 524, Sewer Bond Extension and Improvements.

The staff was directed administratively to proceed as proposed.

59. I-19 - COUNTY AGENCY COMMENTS ON THE RECOMMENDATIONS
CONTAINED IN THE ENVIRONMENTAL QUALITY ADVISORY
COUNCIL'S (EQAC) ANNUAL REPORT ON THE ENVIRONMENT
(TAPE 4)

(BACs)

The Board next considered an Information Item contained in the Memorandum to the Board dated August 5, 1991 presenting the County

agency comments on the recommendations contained in the Environmental Quality Advisory Council's (EQAC) Annual Report on the Environment.

Following discussion among Board Members, Supervisor Hanley moved that the Board direct staff to report on the associated costs of the recommendations for consideration at "midyear." This motion was jointly seconded by Supervisor Pennino and Supervisor Richards.

Supervisor Alexander asked that the motion be amended to direct staff to provide the dollar figures per item in order to assist the Board in the establishment of priorities, and this was accepted.

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

60. I-20 - REPORT ON PRIVATE WELL WATER PROBLEMS AT
THE CLIFTON FOREST SUBDIVISION (SPRINGFIELD
DISTRICT) (NO TAPE)

(NOTE: Later in the meeting, Information Item 20 was distributed to Board Members requesting authorization for staff to proceed, in accordance with the staff report, to evaluate the situation and to explore options available to assist the residents of the Clifton Forest Subdivision. Once additional data has been obtained, staff will report to the Board providing options available to assist the residents.)

61. 10:30 A.M. - BOARD DECISION ON OUT-OF-TURN PLAN
AMENDMENT S91-IV-MV1 FOR THE LORTON-SOUTH ROUTE 1
AND MASON NECK AREAS (MOUNT VERNON DISTRICT)
(NO TAPE)

(NOTE: The public hearing was held on July 22, 1991 and Board Decision deferred until August 5, 1991.)

Supervisor Hyland noted that additional time was necessary for staff to finalize the documentation for the Out-of-Turn Plan Amendment S91-IV-MV1 and asked unanimous consent that Board Decision be deferred until later in the meeting. Without objection, it was so ordered.

(NOTE: Earlier in the meeting, there was discussion regarding this matter. See Clerk's Summary Item CL#3. Later in the meeting, action was taken on the Out-of-Turn Plan Amendment S91-IV-MV1. See Clerk's Summary Item CL#140.)

62. RECESS/EXECUTIVE SESSION (TAPE 4)

At 12:15 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:

- Special Exception Application SE 88-S-077.

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

VLL:VLL

At 1:55 p.m., the Board reconvened in the Board Room with all Board Members present, with the exception of Supervisor Hyland, and with Chairman Moore presiding.

63. 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 a vote of eight, Supervisor Hyland being out of the room.

B. COLLECTION OF DELINQUENT REAL ESTATE
TAXES

Supervisor Pennino moved that the Board authorize commencement of legal proceedings to collect delinquent real estate taxes in those cases for which the taxpayer has not responded to demands for payment or where there has been a default in the payment schedule or agreement as of June 30, 1991 as recommended by the County Attorney. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Davis and Supervisor Hyland being out of the room.

C. BOARD OF SUPERVISORS TO CHALLENGE THE
DECISION OF THE BOARD OF ZONING APPEALS
(BZA) IN APPEAL APPLICATION A 91-C-005

Supervisor Pennino moved that the Board authorize the filing of suit to challenge the decision of the Board of Zoning Appeals (BZA) - Appeal Application A 91-C-005 as recommended by the County Attorney. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Davis and Supervisor Hyland being out of the room.

D. ADMIN 14 - ADDITIONAL TIME TO COMMENCE
CONSTRUCTION FOR SPECIAL EXCEPTION
SE 88-S-077, BROOKFIELD-BEVERLY ROAD
ASSOCIATES (SPRINGFIELD DISTRICT)

Supervisor McConnell moved that the Board approve the request for 18 months of additional time to commence construction for Special Exception Application SE 88-S-077 until October 30, 1992 pursuant to the provisions of Section 9-015 of the Zoning Ordinance. This motion was seconded by Supervisor Alexander and carried by a vote of seven, Supervisor Davis and Supervisor Hyland being out of the room.

E. CLAIM OF RICHARD N. PETERSON

Supervisor Bulova moved that the Board disallow the claim of Richard N. Peterson as recommended by the County Attorney. This motion was seconded by Supervisor Alexander and CARRIED by a recorded vote of five, Supervisor McConnell and Chairman Moore abstaining, Supervisor Davis and Supervisor Hyland being out of the room.

F. BOARD OF SUPERVISORS OF FAIRFAX
COUNTY VERSUS CENTURY INSURANCE
AND LEE LANDING DEVELOPMENT
COMPANY, AT LAW 82559

Supervisor Alexander moved that the Board authorize settlement of Board of Supervisors of Fairfax County versus Century Insurance, a mutual company, and Lee Landing Development Company, At Law 82559, according to the terms and conditions outlined by the County Attorney. This motion was

seconded by Supervisor Hanley and carried by a vote of seven, Supervisor Davis and Supervisor Hyland being out of the room.

G. BOARD OF SUPERVISORS TO CHALLENGE
DECISION OF BOARD OF ZONING APPEALS.
VARIANCE APPLICATION VC 91-D-051

Supervisor Richards moved that the Board authorize the filing of suit to challenge the decision of the Board of Zoning Appeals in Variance Application VC 91-D-051, as recommended by the County Attorney. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Davis and Supervisor Hyland being out of the room.

64. PROCLAMATION DESIGNATING "NATIONAL ADULT DAY CARE
CENTER WEEK" IN FAIRFAX COUNTY (TAPE 6)

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and moved that the Board proclaim the week of September 15 through September 21, 1991 as "NATIONAL ADULT DAY CARE CENTER WEEK" in Fairfax County. This motion was seconded by Supervisor Alexander and carried by a vote of eight, Supervisor Hyland being out of the room.

65. PROCLAMATION DESIGNATING "DON'T FEED OUR LAKES
AND STREAMS MONTH" IN FAIRFAX COUNTY AND FREE
"LAWN CARE FIELD DAY" PROGRAM (TAPE 6)

Supervisor Moore announced that the Northern Virginia Soil and Water Conservation District has produced a pamphlet entitled, "Don't Feed Our Streams," informing individuals how to properly feed their lawns without overloading the waterways in the Chesapeake Bay. She further called to the Board's attention a very successful program by the Lake Barcroft community entitled, "Don't Feed Our Lake."

Supervisor Moore announced that on Saturday, September 14, 1991, 9:00 a.m. until 12:00 noon, Fairfax County residents can participate in "Lawn Care Field Day." The event, to demonstrate environmentally sound lawn care that will aid the recovery of the Chesapeake Bay, will include "hands-on" demonstrations and programs presented by experts from the Izaak Walton League, the Virginia Cooperative Extension Service, and the Virginia Division of Soil and Water Conservation. Topics include how to best handle lawn fertilization, backyard composting, lawn aeration, and lawn spreading calibrations. The highlight of the day will be a rainfall simulator demonstration that will compare surface runoff from a fall fertilized, aerated lawn to a fall fertilized, non-aerated lawn.

While the program is FREE, reservations are suggested. For reservations and additional information, interested residents should call:

Northern Virginia Soil and Water Conservation District
703 / 591-6660.

Supervisor Moore moved that the Board:

- Proclaim the month of September 1991 as "DON'T FEED OUR LAKES AND STREAMS MONTH" in Fairfax County;
- Direct the Office of Public Affairs staff to publish information regarding both programs in the September issue of the Weekly Agenda; and
- Direct the Fairfax County Health Department to send copies of the flyer to "Adopt-a-Stream" participants.

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

66. "ADOPT-A-STREAM" PROGRAM RECIPIENT OF NATIONAL ASSOCIATION OF COUNTIES' (NACO) AWARD FOR INNOVATIVE PROGRAM AND PROCLAMATION DECLARING "DIFFICULT RUN STREAM CLEAN UP DAY" (TAPE 6)

Supervisor Moore announced that Fairfax County's "Adopt-A-Stream" program is the recipient of one of the National Association of Counties' (NACO) national achievement awards for innovative programs. In the spirit of the award, she moved that the Board:

- Designate October 26, 1991 as "DIFFICULT RUN STREAM CLEAN UP DAY" in Fairfax County; and
- Direct staff to publish the appropriate notice in the August and September issues of the Weekly Agenda.

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

67. ENVIRONMENTAL STAFF LISTING TO IDENTIFY STAFF WITH ENVIRONMENTAL RESPONSIBILITIES (TAPE 6)

Supervisor Moore stated that at the Board of Supervisors' meeting held on February 25, 1991, action was taken directing staff to create a list

identifying all County staff with environmentally-related responsibilities. She stated that this list was made available at the Board of Supervisors' meeting held on March 4, 1991. At the request of Jay B. Myerson, Chairman, Environmental Quality Advisory Commission (EQAC), Supervisor Moore asked unanimous consent that the Board direct staff to report to the Board with an update of this listing to include the responsibilities of those staff members. Without objection, it was so ordered.

68. PROCLAMATION DESIGNATING "WORK PLACE LITERACY DAY" IN FAIRFAX COUNTY (TAPE 6)

Supervisor Moore announced that September 5, 1991 has been designated as "Metropolitan Washington Work Place Literacy Day," a program sponsored by businesses throughout the area. In Fairfax County, a list of workshops will be held at the Federal Home Loan Association located in McLean. She moved that the Board endorse this effort and proclaim September 5, 1991 as "WORK PLACE LITERACY DAY" in Fairfax County. This motion was seconded jointly by Supervisor Alexander and Supervisor Davis and carried by a vote of eight, Supervisor Hyland being out of the room.

69. CONFERENCE ON "WOMEN AND HEART DISEASE" (TAPE 6)

Supervisor Moore stated that the American Heart Association has appealed for assistance in educating women about their number one cause of death, heart disease. The Association is sponsoring a conference on "Women and Heart Disease" at the Sheraton in Reston on October 3, 1991. She asked unanimous consent that the Board refer the Association's article outlining the risk women face for heart disease to the Office of Public Affairs staff for publication in the appropriate County publications and for other appropriate ways to inform County staff and residents about heart disease risk factors and means for prevention. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

70. WAIVER OF FILING FEES REQUESTED FOR REZONING APPLICATION RZ 91-D-005 (HILLS NURSERY) (DRANESVILLE DISTRICT) (TAPE 6)

Supervisor Richards stated that Hills Nursery has a pending Rezoning Application, RZ 91-D-005. As staff reviewed this application, it was determined that a concurrent Special Exception is required in order for this applicant to continue with the operation of this nursery. Given the fact that most of the staff work has taken place under the Rezoning Application, it does not seem fair to now require this applicant to pay the full fee for a Special Exception Application.

Accordingly, Supervisor Richards moved that the Board waive the filing fees for this concurrent Special Exception Application. This motion was

seconded jointly by Supervisor Alexander and Supervisor Davis and carried by a vote of eight, Supervisor Hyland being out of the room.

71. REQUEST FOR PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) TO ADDRESS PUBLIC USES IN RESIDENTIAL ZONING DISTRICTS (TAPE 6)

Supervisor Richards called to the Board's attention the fact that all public uses are allowed by right in the residential zoning districts. An interpretation by the Zoning Administrator many years ago stated that the United States Postal Service is a public use and will be regulated accordingly. She stated that it is her understanding that the County can amend the Zoning Ordinance to require a special exception for a post office on residentially zoned property if these facilities are leased from a private entity. Given the commercial nature of these facilities, she stated that the County should amend the Zoning Ordinance to require Special Exception approval by the Board to ensure that these facilities do not adversely affect the residential character of a community when a new facility is proposed in a residential neighborhood.

Accordingly, Supervisor Richards moved that the Board direct staff to report to the Board with a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to address this issue for public hearing at the earliest possible date. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Hyland being out of the room.

72. COMMUTER PARKING REQUESTED FOR 23K RIDERS FOR METROBUS STOP AT BARON CAMERON ROAD/ HUNTER MILL ROAD (TAPE 6)

Supervisor Richards called to the Board's attention the fact that Metrobus 23X Route, the only public transit serving Great Falls, will be terminated effective September 27, 1991 due to low ridership. She stated that two Great Falls citizens mentioned the Reston Farm Market as a possibility for a location for commuter parking. The Farm Market uses its parking to the fullest extent on weekends and appears to have a parking demand that complements that of the rush hour commuter.

Because much of Great Falls is convenient to an existing Metrobus stop at Baron Cameron and Hunter Mill Road, Supervisor Richards asked unanimous consent that the Board:

- Direct staff to work with the Virginia Department of Transportation (VDOT) and the landowners in the vicinity of this stop to provide some commuter parking for 23X riders; and

- Direct staff to determine whether the Farm Market could be utilized for commuter parking.

Without objection, it was so ordered.

73. METROPOLITAN WASHINGTON COUNCIL OF GOVERNMENTS (COG) TASK FORCE ON LAND USE AND TRANSPORTATION REPORT (TAPE 6)

Supervisor Richards announced that the Metropolitan Washington Council of Governments' (COG) Task Force on Land Use and Transportation has published its report. She stated that she would forward copies of the report to those Board Members who have not yet received the report.

74. PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX TO ADD A NEW CHAPTER 119 (GRASS OR LAWN AREA) (TAPE 6)

Supervisor Richards moved that the Board cancel the public hearing scheduled for later in the meeting on the proposed amendment to the Code of the County of Fairfax to add a new Chapter 119 (Grass or Lawn Area) to require that the owners of any developed residential property and certain undeveloped residential properties cut up to one-half acre of grass or lawn area growth when such growth exceeds 12 inches in height. This motion was seconded by Supervisor Pennino and FAILED by a recorded vote of five, Supervisor Pennino and Supervisor Richards voting "AYE," Supervisor McConnell abstaining, Supervisor Hyland being out of the room.

75. ZONING PROBLEMS WITH ALUMINUM RECYCLING CENTER (TAPE 6)

Supervisor Bulova stated that Reynolds Recycling Company is trying to open a recycling site at the Giant at Heritage Mall in Annandale. She explained that when individuals go to the mall on errands, they can stop at Reynolds to drop off their aluminum cans. The cans are weighed and individuals are paid according to the weight. The cans are then placed in a plastic container and placed on a truck and, when it's full, the truck goes for processing and recycling off site.

Supervisor Bulova stated that unfortunately, the Zoning Ordinance does not cover this concept. She said that the closest thing in the Ordinance is a recycling center which is only allowable in the I-4 and I-5 Districts. The definition of a recycling center in the Ordinance is "...a building in which used material is separated and processed prior to shipment to others who will use those materials to manufacture new products..." She said that this proposed use is really a retail use which should be allowed by right in the C-6 District.

Supervisor Bulova said that Reynolds applied for a Site Plan Waiver on June 13, 1991 and everything is in order except for this zoning question. She added that the Board has already given guidance to staff to use flexibility when dealing with recycling issues. Therefore, Supervisor Bulova moved that the Board direct the Zoning Administrator to expeditiously review this matter so that the Site Plan waiver can be granted and Reynolds can open the Recycling site. This motion was seconded by Supervisor Alexander and carried by a vote of five, Supervisor Davis, Supervisor Hyland, Supervisor McConnell, and Supervisor Richards being out of the room.

AR:AR

76. EXPEDITIOUS PROCESSING FOR REZONING, SPECIAL EXCEPTION, AND VARIANCE APPLICATIONS FOR THE GREATER SPRINGFIELD FIRE STATION (TAPE 7)

Supervisor Alexander moved that the Board direct staff to:

- Expedite the Rezoning, Special Exception, and Variance Applications for the Greater Springfield Fire Station located at 7011 Backlick Road; and
- Simultaneously process and review the plans.

Supervisor Alexander stated that the applicant understands that this action neither provides him with a vested right in the plan approval nor relieves him from the responsibility of any plan modifications as a result of Board review.

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.

77. OUT-OF-TURN PLAN AMENDMENT REQUESTED TO INCORPORATE THE SPRINGFIELD STREETSCAPE CONCEPTUAL PLAN INTO THE FAIREAX COUNTY COMPREHENSIVE PLAN (TAPE 7)

Supervisor Alexander stated that after many months of hard work, the Central Springfield Area Revitalization Council, known as "C-SPARC," along with representatives of the Office of Comprehensive Planning (OCP), the Office of Road Program Management, the Park Authority, and other agencies, has worked to develop a comprehensive plan for the revitalization of the Springfield Central Business District (CBD).

A major part of this effort included the development of a conceptual plan which includes design standards for the improvement of the

Springfield "streetscape." In order to fully integrate the Springfield Streetscape Conceptual Plan into the design review process for the development and redevelopment in Springfield and incorporate the plan into the Fairfax County Comprehensive Plan, Supervisor Alexander moved that the Board direct staff to report with the Springfield Streetscape Conceptual Plan for consideration as an Out-of-Turn Plan Amendment as expeditiously as possible. This motion was seconded by Supervisor Hanley and carried by a vote of seven, Supervisor Hyland and Supervisor McConnell being out of the room.

78. CONSIDERATION OF THE INCLUSION OF FUNDS FOR
SPORTS SUBSIDY IN CARRYOVER (TAPE 7)

As a reminder, Supervisor Alexander distributed information to Board Members regarding the consideration of the inclusion of funds for the Department of Recreation Sports Subsidy in the September 1991 Carryover.

79. RESCIND DECISION TO SEND NOTICES TO LAY OFF
PART TIME EMPLOYEES (TAPE 7)

As a point of clarification, Supervisor Alexander stated that when the Board considered the ordinance on part time employees, he wanted to make sure that it was the staff's understanding the no one else will be terminated. Supervisor Alexander added that, if termination notices were sent out prior to the Board's action, the Board action precluded that.

Acting County Executive Richard A. King stated that the Board's action on July 22, 1991 is being carried out and that the only employees who are leaving are those part time employees who were scheduled to leave.

80. AMENDMENT OF LEGISLATION TO AUTHORIZE THE
CREATION OF AN ADDITIONAL SEAT ON THE SCHOOL
BOARD FOR A TEACHER (TAPE 7)

Supervisor Alexander moved that the Board direct staff to work with the Chairman of the Legislative Subcommittee on an amendment to the proposed legislation to be submitted to the 1992 Session of the General Assembly to create an additional seat on the School Board designated for a teacher. This motion was seconded by Supervisor Bulova.

Following discussion, Chairman Moore voiced her support for this matter to be considered by the Legislative Subcommittee, but that the teacher should serve as a non-voting member to avoid any conflict of interest.

Following further discussion, Supervisor Davis asked that the motion be amended to include taking a look at the option of repealing the conflict contained in the present State statute, and this was accepted.

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

81. CERTIFICATE OF RECOGNITION FOR MR. H. G. MCDANIEL
ON HIS 80TH BIRTHDAY (TAPE 7)

Supervisor Davis moved that the Board direct staff to prepare a Certificate of Recognition for Mr. H. G. McDaniel on the occasion of his 80th birthday. This motion was seconded by Supervisor Hanley and carried by a vote of seven, Supervisor Hyland and Supervisor McConnell being out of the room.

82. PROPOSED FAIRFAX COUNTY CHARTER (TAPE 7)

Supervisor Davis moved that the Board direct staff to schedule a public hearing before the Board within the next few months on the proposed Fairfax County Charter, which has been prepared by the Fairfax Citizens' Assembly, an across-the-County bipartisan civic group. This motion was seconded by Supervisor Richards and carried by a vote of seven, Supervisor Hyland and Supervisor McConnell being out of the room.

83. FACT SHEET ON FIRE RETARDANT PLYWOOD (FRP)
(TAPE 7)

Supervisor Hanley asked unanimous consent that the Board direct staff to prepare a Fact Sheet on the Fire Retardant Plywood (FRP) problem in the County, with particular emphasis on Consumer Affairs, to include:

- An outline of what the problem is;
- The persons involved in the ongoing mediation;
- The process for getting County assistance;
- A list of any known ways to mitigate the deterioration; and
- Any interim measures which can be taken to slow deterioration of the plywood.

Without objection, it was so ordered.

84. EXTENSION OF DEADLINE FOR OBTAINING A DECAL FOR
THE VIENNA METRO AREA RESIDENTIAL PERMIT PARKING
DISTRICT (RPPD) (TAPE 7)

Supervisor Hanley moved that the Board direct staff to grant an extension of the deadline, and look into the possibility of extending

the operating hours, in order to allow residents of the Vienna Metro Area Residential Permit Parking District (RPPD) to obtain permits until the end of August 1991. She added that this action is necessary due to a mailing error. The motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Hyland and Supervisor McConnell being out of the room.

85. WAIVER OF FILING FEES AND EXPEDITED PROCESSING
FOR FINAL DEVELOPMENT PLAN APPLICATION
EDPA C-108 (TAPE 7)

Supervisor Hanley moved that the Board direct staff to grant a waiver of the filing fees and proceed with an expedited processing for Final Development Plan Application C-108. This motion was seconded by Supervisor Davis and carried by a vote of seven, Supervisor Hyland and Supervisor McConnell being out of the room.

86. SPECIAL PERMIT FOR THE FAIRFAX COUNTY COUNCIL
OF THE ARTS, THE CAPITOL CHILDREN'S MUSEUM, AND
THE BIG APPLE CIRCUS (TAPE 7)

Supervisor Hanley moved that the Board:

- Direct staff to grant a Special Permit to the Fairfax County Council of the Arts, the Capitol Children's Museum, and the Big Apple Circus in order to allow the Circus to exceed the 21 day limit for administratively approved temporary Special Permits (to operate between September 11 and October 18, 1991); and
- Direct the Department of Environmental Management (DEM) to expedite the processing of the grading permit.

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

87. CLARIFICATION ON REZONING APPLICATION RZ 89-P-011
(TAPE 7)

For the purpose of clarification, Supervisor Hanley moved that Rezoning Application RZ 89-P-011 heard by the Board on July 22, 1991, should be subject to proffers dated July 22, 1991, since there are no development conditions associated with this application. This motion was seconded by Supervisor Davis and carried by a vote of seven, Supervisor Hyland and Supervisor McConnell being out of the room.

88. REVIEW OF SUBDIVISION ORDINANCE FOR
NON-CONFORMING LOTS (TAPE 7)

Citing a problem one of her constituents has regarding a carport which happens to be located on a neighbor's lot, Supervisor Hanley asked unanimous consent that the Board direct staff to review the issue of non-conforming lots, and return to the Board if an additional amendment of the Subdivision Ordinance is appropriate. Without objection, it was so ordered.

89. REVIEW OF COUNTY ORDINANCE ON VICIOUS DOGS
(TAPE 7)

Supervisor Hanley related an incident where one of her constituents, a senior citizen, was recently attacked by a vicious dog near the Falls Church City line, and moved that the Board:

- Direct staff to review the present policy on the grounds that removal of a dog from Fairfax County merely moves the problem literally to another County; and
- Direct staff to review possible items for submission to the Legislative Subcommittee for inclusion in the County's Legislative Package, if appropriate, to grant Fairfax County the authority to enact an ordinance that would take care of the problem.

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

90. PRINCE WILLIAM COUNTY ARTICLE ON THE HIRING
OF SENIOR CITIZENS TO WORK FOR COUNTY AND
PAY OFF THEIR TAXES (TAPE 7)

Supervisor Hanley called the Board's attention to a newspaper article on the Prince William County Board of Supervisors hiring of senior citizens to work to pay off their taxes. She asked unanimous consent that the Board refer this article to staff for its review and comment. Without objection, it was so ordered.

91. UPDATE ON VOLUNTEER PROGRAM (TAPE 7)

Supervisor Hanley asked unanimous consent that the Board direct staff to provide an update on the County's volunteer program, with specific information on:

- How the program is progressing;

- How it is being implemented; and
- Where is it being implemented?

Supervisor Hanley asked that this information be returned in the form of an Information Item at the next Board Meeting on September 16, 1991. Without objection, it was so ordered.

92. REQUEST FOR REMOVAL OF THE FAIRFIELD CROSSING
DOVER PARK CONDOMINIUMS FROM LEAF COLLECTION
DISTRICT (TAPE 7)

Supervisor Hanley moved that the Board direct staff to begin the process for removal of the Dover Park Condominium Complex from the Leaf Collection District. This motion was seconded by Supervisor Pennino and carried by a vote of six, Supervisor Hyland, Supervisor McConnell, and Supervisor Richards being out of the room.

93. REVIEW OF FEDERAL MANDATE LETTER FROM
SUFFOLK, NEW YORK (TAPE 7)

Supervisor Hanley asked unanimous consent that the Board refer to the legislative staff, for its review and comments, a letter from the County Executive of Suffolk, New York, on Federal mandates. Without objection, it was so ordered.

94. COUNTY POLICY REGARDING TRANSPORT OF
HAZARDOUS MATERIALS (TAPE 7)

Supervisor Hanley asked unanimous consent that the Board direct staff to report as expeditiously as possible with an Information Item on what the contingency plan or policy is with regard to transport of hazardous materials within the County, and what evacuation plan exists to address incidents similar to the one which recently took place.

Supervisor Alexander acknowledged that this problem is being addressed at the national level and asked that the request be amended to ask for review of this issue on a local level, and this was accepted.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked that the request be amended to include staff review of the delegated authority to designate alternate routes in this type of emergency, and this was accepted.

Without objection, the request, as amended, was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

95. APPOINTMENTS TO WHITTIER SCHOOL TASK FORCE
(TAPE 7)

(Appts)

Supervisor Hanley moved the following appointments to the Whittier School Task Force:

- Gaye Becker, Secretary, Cherrywood Homeowners Association;
- Ray Smart, President, Greater Hillwood Civic Association; and
- Sam Chin, representing the users.

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

96. CONSIDERATION OF WHITTIER SCHOOL FOR SITE OF 51 HOUSING UNITS (TAPE 7)

Supervisor Hanley asked unanimous consent that the Board direct staff to review the request of one of the users of the Whittier School Site to have the site used for the 51 housing units. Without objection, it was so ordered.

PMH:PMH

97. RIBBON CUTTING ON CENTREVILLE ROAD (TAPE 8)

Supervisor Pennino announced that there had been a Ribbon Cutting Ceremony at Centreville Road which was the result of three years of work with the citizens, the developers, Planning Commission, and staff. She expressed her appreciation to the Fairfax County staff, and in particular, Anthony Griffin, Deputy County Executive, Planning and Development; and Shiva K. Pant, Director, Office of Transportation.

98. REQUEST FOR THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) TO TURN ON FLASHING LIGHTS ON HUNTER MILL ROAD NEAR SUNRISE VALLEY DRIVE (TAPE 8)

Supervisor Pennino stated that approximately three years ago the citizens on Hunter Mill Road complained about a hair pin turn that was very dangerous and requested that the Virginia Department of Transportation (VDOT) give consideration to putting up flashing warning traffic lights. She said that finally the lights were installed in February 1991, however they have not been turned on.

Therefore, Supervisor Pennino moved that the Board direct the Acting County Executive to request VDOT to turn on the flashing lights at the hair pin turn at Hunter Mill Road near Sunrise Valley Drive. This motion was seconded by Supervisor McConnell and carried by a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor Hyland, and Chairman Moore being out of the room.

99. STORAGE OF EVICTED PERSONS BELONGINGS (TAPE 8)

Supervisor Pennino stated that years ago Fairfax County adopted a policy such that when someone was evicted the County stored their possessions until shelter was found for the evicted individuals. Supervisor Pennino moved that the Board direct the Acting County Executive to examine the previously adopted policy and report with recommendations on how to "tighten it up" so that individuals who are being evicted do not lose their worldly possessions. This motion was seconded by Supervisor Richards and carried by a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor Hyland, and Chairman Moore being out of the room.

100. REQUEST FOR OWNERS TO MOVE THEIR CIGARETTE VENDING MACHINES (TAPE 8)

Supervisor Pennino stated that she had received a letter from a constituent who is employed by the local grocery store and notes that there are no provisions which mandate the monitoring of vending machines which sell tobacco products. Therefore, Supervisor Pennino moved that the Board direct the Acting County Executive to send letters to the major store chains and restaurants in the County requesting that they voluntarily position their vending machines so as not to be easily available to young people and that they be placed so that they are easily monitored by employees. This motion was seconded by Supervisor Hanley and carried by a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor Hyland, and Chairman Moore being out of the room.

101. BINS AT RECYCLING CENTER FOR CARDBOARD AND PLASTIC (TAPE 8)

Supervisor Pennino stated that she had been contacted by constituents in Reston who are requesting that additional recycling bins be placed in the Reston area. She said that there are currently bins for bottles and cans but none for cardboard or plastic. Therefore, Supervisor Pennino asked unanimous consent that the Board direct staff to investigate the possibility of placing bins in Reston for cardboard and plastic. Without objection, it was so ordered.

102. WASHINGTON AIRPORTS TASK FORCE (TAPE 8)

Supervisor Pennino stated that she had been approached by representatives of the Washington Airports Task Force who requested that

Fairfax County pay a proportionate share of the cost of the operation of this Task Force and its effort. She said that the cost for Fairfax County would be \$64,000. Therefore, Supervisor Pennino moved that the Board direct the Acting County Executive to review this request with it being administered by the Economic Development Authority (EDA) and report his findings in September when the "Carryover" is considered. This motion was seconded by Chairman Moore.

Following discussion, the question was called on the motion which CARRIED by a recorded vote of six, Supervisor Richards voting "NAY," Supervisor Hanley and Supervisor Hyland being out of the room.

103. REQUEST TO DETERMINE IF THE OFFICE OF RESEARCH AND STATISTICS (ORS) IS DUPLICATING THE ECONOMIC DEVELOPMENT AUTHORITY'S (EDA) PUBLICATION
(TAPE 8)

Supervisor Pennino stated that Board Members had received a memorandum dated July 16, 1991 entitled "Economic and Demographic Bulletin". She said that the cover note indicated that it is the first in a series that will be produced by the Office of Research and Statistics (ORS). She said that it appears to be an overlap of what the Economic Development Authority (EDA) is already providing. Therefore, Supervisor Pennino asked unanimous consent that the Board direct staff to determine:

- If this publication is in competition with EDA's publication;
- If it is something to assist the EDA in their pursuit of maintaining industry and encouraging industry to Fairfax County; or
- Is it a duplication?

Without objection, it was so ordered.

104. ENCOURAGE CAR POOLING ON THE DULLES TOLL ROAD
(TAPE 8)

Supervisor Pennino stated that it was suggested to her to encourage car pooling and van pooling on the Dulles Toll Road. She asked that vehicles carrying three or more persons be permitted on the Dulles Toll Road for a charge of 10 cents at any entrance and be required to pay an additional 25 cents should they pass through the toll facilities at Spring Hill Road.

Therefore, Supervisor Pennino moved that Board request the Virginia Department of Transportation (VDOT) to review this concept to determine if there would be sufficient income to pay off the bonds should a policy such as this be implemented. This motion was seconded by Supervisor

Richards and carried by a vote of seven, Supervisor Hanley and Supervisor Hyland being out of the room.

105. LOT LINE ADJUSTMENTS (TAPE 8)

Supervisor McConnell stated that on January 28, 1991 the Board requested the Zoning Administrator to review a proposed amendment to Section 2-405 of the Zoning Ordinance that would allow simple subdivision lot line adjustments for homeowners. She said that the Board requested the Zoning Administrator to report with a recommendation by February 11, 1991 and to date there has been no staff comment. Supervisor McConnell moved that the Board direct staff to prepare this amendment to Section 2-405 of the Zoning Ordinance for authorization to advertise a public hearing to be held in October 1991.

Following discussion, with input from Acting County Executive Richard King, and Anthony Griffin, Deputy County Executive, Planning and Development, regarding whether or not this item was the same item included in today's Board package, it was the consensus of the Board to determine if this is the same item and report with its findings later in the meeting.

(NOTE: This item was not discussed later in the meeting.)

106. EXPIRATION OF SITE PLAN NUMBER 6857-SP-28 (TAPE 8)

Supervisor McConnell stated that on June 17, 1991, the Board had adopted a Zoning Ordinance amendment to Section 17-109 of the Zoning Ordinance to allow for expedited review for Site Plans which expired between June 17, 1990 and June 17, 1991.

Supervisor McConnell said that she had been informed that Site Plan Number 6857-SP-28 had expired on June 15, 1990, only two days prior to the Board's action.

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

- Include this plan in the same category as those plans considered under the Zoning Ordinance amendment to Section 17-109; and
- Waive the Department of Environmental Management's (DEM) review fees pursuant to Section 18-106 of the Zoning Ordinance for this Site Plan which was filed within 30 days of the Board's June 17, 1990 action.

Following discussion, Chairman Moore asked that the request be amended to direct staff to review this issue and this was accepted. Without objection, the amended request was so ordered.

107. VIRGINIA RUN SUBDIVISION LOT LINES/SET BACK REQUIREMENTS (TAPE 8)

Supervisor McConnell stated that the Board had directed staff to review the issues regarding the January 7, 1985 Court Order which allowed for minimum front and side yard set backs to remain in effect for those lots grandfathered by the Courts until a Residential Use Permit (RUP) was issued or until January 1, 1992. She said that after this deadline, residents in the Virginia Run Community would be prohibited from building additions such as decks on their property and require builders in this community to substantially reduce the size of the originally planned homes which would then be incompatible with the size of the existing homes.

Supervisor McConnell said that the community is extremely concerned that the January 1, 1992 deadline is soon approaching with no scheduled public hearing to date to address this potentially devastating problem.

Supervisor McConnell said that she has previously requested that an amendment to the Zoning Ordinance be enacted that would allow Virginia Run residents to build decks, etcetera, or builders to build compatible homes on the remaining lots by requesting a variance before the Board of Zoning Appeals (BZA). She added that her staff has discussed this issue with the County Attorney's Office and the Zoning Administrator and has not yet received any new information responding to the Board's previous motion.

Therefore, Supervisor McConnell asked unanimous consent that the Board refer this issue to staff in order that a public hearing be scheduled consistent with the January 1, 1992 deadline to address this urgent matter in a timely manner.

Following discussion, Acting County Executive Richard King, reported that staff was currently working on this issue and would be ready to deal with it prior to the end of the year.

Without objection, it was so ordered.

108. LETTER REGARDING REAL ESTATE TAXES (TAPE 8)

Supervisor McConnell referred to a letter to the Editor of the Journal Newspaper regarding the taxes of a handicapped senior citizen. She said that Mrs. Sparks receives \$700 per month in Social Security as her only income. Supervisor McConnell explained that Mrs. Sparks' tax bill is \$2,637.97.

Supervisor McConnell stated that Mrs. Sparks' property does not perk and a septic tank was installed. She said that there have been no improvements to the property, but her real estate tax increased by 60 percent. She noted that the County has extended the sewer to within .2 of a mile and provided a pumping station for the adjoining neighbor leaving Mrs. Sparks' property as the only property on Shirley Gate Road without public utilities. She added that recently the widening of Shirley Gate Road further devalued the property when asbestos was found in the rock and hazardous dangerous signs were placed on the entrance to the property. She said that with the inability of the land to perk and the asbestos problem the land is useless, yet the value has escalated. The land cannot be sold since the County does not permit septic tanks to be used, the County does not intend to purchase the land nor will it extend the sewer .2 of a mile to make the land useable, therefore it is useless.

Therefore, Supervisor McConnell asked unanimous consent that the Board direct staff to review this situation and determine what tax relief is available to her and if the assessment on her land is correct. Without objection, it was so ordered.

109. SPECIAL EXCEPTION APPLICATION SE 89-S-058 (TAPE 8)

Supervisor McConnell referred to Special Exception Application SE 89-S-058 an Amoco Service Station on Keene Mill Road which the Board approved on December 3, 1990. She explained that in her motion for approval, a transitional screening waiver was made from a 50 foot to a 20 foot requirement along Torrence Street. However, a clerical error has the waiver recorded as a 25 foot requirement.

Therefore, Supervisor McConnell moved that the Board direct staff to correct this error and show the waiver recorded as a 20 foot transitional screening requirement. This motion was seconded by Supervisor Bulova.

Following discussion, with input from Acting County Executive Richard King, Chairman Moore moved to amend the motion to direct staff to proceed with the correction if possible and report if there are any problems.

The question was called on the motion which carried by a vote of six, Supervisor Hanley, Supervisor Hyland, and Supervisor Pennino being out of the room.

110. FULL-TIME NURSE AT WEST SPRINGFIELD HIGH SCHOOL (TAPE 8)

Supervisor McConnell stated that the students at West Springfield High School have been experiencing an unusually high number of health problems over the past year. She said that the source of the problem

has not been identified, however an advisory task force has been created and is meeting on a regular basis to try and identify the problem.

Therefore, Supervisor McConnell moved that a full-time nurse be placed at the West Springfield High School for the upcoming school year or until the health problems have been identified. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Hanley, Supervisor Hyland, and Supervisor Pennino being out of the room.

111. SAINT ANDREWS CHURCH RIGHT-OF-WAY (TAPE 8)

Supervisor McConnell asked unanimous consent that the Board direct staff to review as expeditiously as possible the problem of the Saint Andrews Church located in Centreville regarding right-of-way for sewer and to determine whether condemnation is possible.

Following discussion, Acting County Executive Richard King stated that he was working with staff regarding this issue so that a construction season would not be lost.

Without objection, it was so ordered.

112. GOVERNMENT CENTER OCCUPANCY (TAPE 8)

Supervisor McConnell asked unanimous consent that the Board direct staff to provide the Board with an update in September regarding how the Government Center will be occupied.

Acting County Executive Richard King stated that a full statement regarding the allocation of space in the Government Center as well as the other buildings including the Massey building will be forthcoming.

Without objection, it was so ordered.

113. RECESS (TAPES 8-9)

At 3:10 p.m., the Board recessed briefly.

SBE:SBE

At 3:35 p.m., the Board reconvened in the Board Room with all Members present, with the exception of Supervisor Davis, Supervisor Hyland, Supervisor McConnell, and with Chairman Moore presiding.

114. 3:30 P.M. - PH ON REZONING APPLICATION RZ 90-L-039
(CENTENNIAL VAN DORN BUSINESS PARK ASSOCIATES,
LIMITED PARTNERSHIP) (LEE DISTRICT) (TAPE 9)

Supervisor Alexander moved to defer the public hearing on Rezoning Application RZ 90-L-039 until September 23, 1991 at 5:00 p.m. 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.

115. 3:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT
APPLICATION SEA 81-C-081 (GIRL SCOUT COUNCIL
OF THE NATION'S CAPITAL) (CENTREVILLE DISTRICT)
(TAPE 9)

Supervisor Pennino moved to defer the public hearing on Special Exception Amendment Application SEA 81-C-081 until September 23, 1991 at 4:30 p.m. due to the Planning Commission's deferral of its public hearing on this application. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Davis, Supervisor Hyland, and Supervisor McConnell being out of the room.

116. 3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE
OF THE COUNTY OF FAIRFAX, CHAPTER 101 (SUBDIVISION
ORDINANCE) REGARDING PRELIMINARY SUBDIVISION PLATS
(TAPE 9)

- (0) Certificates of Publication were 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 July 18 and July 25, 1991.

Following the public hearing, Supervisor Alexander moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 101 (Subdivision Ordinance), Article 2 (Subdivision Application Procedure and Approval Process), Section 101-2-3 (Preliminary Subdivision Plat), to require more detail on a Preliminary Subdivision Plat, as recommended by the Engineers and Surveyors Institute (ESI) report of June 1988, and to conform the provisions of this Section with the State law, as contained in the Staff Report:

- Amend Section 101-2-3(c)(5) to read as follows:

"(5) Location of stormwater management facilities [such as Best Management Practices (BMP), detention, and/or retention ponds] with approximate sizing and summary of approximate amount of detention and BMP requirements; and location of maintenance accessways."

- Amend Section 101-2-3(d)(2) to read as follows:

"(2) Unless delayed by such a federal or State review, the preliminary plats shall be acted upon within sixty (60) days, except under abnormal circumstances, from receipt thereof in the Office of the Director. If the preliminary plat is disapproved, the reason or reasons for such disapproval shall be shown on the plat or in a separate document. The reasons for disapproval shall identify all deficiencies in the plat which cause the disapproval and shall generally identify such modifications or corrections as will permit approval of the plat."

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

117. 3:30 P.M. - PH TO CONSIDER THE PROPOSED RELOCATION OF THE BOUNDARY BETWEEN FAIRFAX CITY AND FAIRFAX COUNTY (BRADDOCK AND PROVIDENCE DISTRICTS) (TAPE 9)

(R)

- (A) Certificates of Publication were 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 July 18 and July 25, 1991.

Following the public hearing, Supervisor Bulova moved adoption of the Resolution and approval of the agreement to relocate the present boundary between Fairfax City and Fairfax County as outlined in the Memorandum to the Board dated August 5, 1991. After approval by the Board, Fairfax City and Fairfax County will advertise the change and petition the Fairfax County Circuit Court for approval. If approved by the Circuit Court, the change will be submitted to the United States Attorney General for federal preclearance pursuant to the requirements of Section 5 of the Voting Rights Act of 1965, as amended. If all these steps are completed successfully, the boundary change will become effective at 12:01 a.m. on January 1, 1992. This motion was seconded by Supervisor Hanley and carried by a vote of seven, Supervisor Davis and Supervisor Hyland being out of the room.

118. BOARD RECESS Tape #?

At 3:40 p.m., the Board recessed briefly and, at 3:50 p.m., reconvened in the Board Room with all Members being present, with the exception of Supervisor Davis, Supervisor Hyland, Supervisor McConnell, and Supervisor Richards, and with Chairman Moore presiding.

119. A-6 - ADOPTION OF POSITION CONCERNING A PROPOSAL TO AMEND VIRGINIA LAW CONCERNING ANNEXATION OF COUNTY TERRITORY BY TOWNS (CENTREVILLE, DRANESVILLE AND SPRINGFIELD)
(TAPE 9)

[NOTE: Earlier in the meeting, action was taken to defer action on this matter until later in the meeting to allow further review of the letter to James D. Campbell, Executive Director of the Virginia Association of Counties (VACo). See Clerk's Summary Item CL#15.]

Supervisor Hanley moved that the Board direct staff to forward the draft letter responding to Mr. Campbell's issue regarding "...population of less than 10,000...." She stated that the letter indicates that the density of the county is a more rational proposal than the size of the town. This motion was seconded by Supervisor Pennino and carried by a vote of five, Supervisor Davis, Supervisor Hyland, Supervisor McConnell, and Supervisor Richards being out of the room.

120. BOARD RECESS (TAPE 9)

At 3:55 p.m., the Board recessed briefly and, at 4:00 p.m., reconvened in the Board Room with all Members being present.

121. 4:00 P.M. - PH ON REZONING APPLICATION RZ 90-P-043 (BLC LIMITED PARTNERSHIP) (PROVIDENCE DISTRICT)
(TAPE 9)

Supervisor Alexander moved to defer the public hearing on Rezoning Application RZ 90-P-043 until September 16, 1991 at 5:00 p.m. due to notification problems. This motion was seconded by Supervisor Bulova and carried by a vote of five, Supervisor Hanley, Supervisor Hyland, Supervisor Pennino, and Supervisor Richards being out of the room.

122. 4:00 P.M. - PH ON REZONING APPLICATION RZ 91-D-015 (BOARD OF SUPERVISORS, OWN MOTION) (DRANESVILLE DISTRICT) (TAPE 9)

Supervisor Alexander moved to defer the public hearing on Rezoning Application RZ 91-D-015 until September 16, 1991 at 5:00 p.m. due to the Planning Commission's deferral of its public hearing on this application. This motion was seconded by Supervisor Bulova and carried by a vote of five, Supervisor Hanley, Supervisor Hyland, Supervisor Pennino, and Supervisor Richards being out of the room.

123. 4:00 P.M. - REZONING APPLICATION RZ 89-L-021 (JIMMIE D. MITCHELL, TRUSTEE) (LEE DISTRICT)
(TAPE 9)

Mr. Philip Leber reaffirmed the validity of the affidavit for the record.

Mr. Leber 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 Davis disclosed the following campaign contribution that he had received and announced that he would abstain from actions regarding this application:

- In the amount of \$1,000.00 from Marshall Coleman (firm of Arent, Fox, Kintner, Plotkin, and Kahn) in 1991.

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

- In the amount of \$99.00 from Charles Sproles (firm of Huntley, Nyce and Associates) in 1987.

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

Supervisor Alexander moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 89-L-021 be amended from the R-1 and Natural Resources District to the PDH-4 and Natural Resources District and approval of Conceptual Development Plan CDP 89-L-021 subject to the executed proffers dated August 1, 1991. This motion was seconded by Supervisor McConnell and CARRIED by a recorded vote of five, Supervisor Davis abstaining, Supervisor Hanley, Supervisor Hyland, and Supervisor Richards being out of the room.

124. 4:00 P.M. - PH ON REZONING APPLICATION RZ 91-D-015
(BOARD OF SUPERVISORS, OWN MOTION) (DRANESVILLE
DISTRICT) (NO TAPE)

(NOTE: Earlier in the meeting, action was taken to defer the public hearing on Rezoning Application RZ 91-D-015 until September 16, 1991 at 5:00 p.m. due to the Planning Commission's deferral of its public hearing on this application. See Clerk's Summary Item CL#122.)

125. 4:00 P.M. - PH ON REZONING APPLICATION RZ 90-P-063,
SPECIAL EXCEPTION APPLICATION SE 90-P-057, AND
PROFFERED CONDITION AMENDMENT APPLICATION
PCA 84-P-028 (LONNIE D. GADDY, JR. AND
SHIRLENE C. GADDY) (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, Supervisor Hanley moved to the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor Pennino and carried a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor Hyland, and Supervisor Richards being out of the room.

Supervisor Hanley moved DENIAL of Rezoning Application RZ 90-P-063 to the requested R-5 District. This motion was seconded by Supervisor Pennino and carried by a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor Hyland, and Supervisor Richards being out of the room.

Supervisor Hanley moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 90-P-063 be amended from the R-1, PDH-8, Water Supply Protection Overlay, and Highway Corridor Districts TO the R-2 (instead of the requested R-5 District), PDH-8, Water Supply Protection, and Highway Corridor Districts subject to the executed proffers dated June 7, 1991; the Planning Commission having previously approved Final Development Plan Amendment Application FDPA 84-P-028-2. This motion was seconded by Supervisor Pennino and carried by a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor Hyland, and Supervisor Richards being out of the room.

Supervisor Hanley moved approval of Special Exception Application SE 90-P-057 subject to the revised development conditions dated May 23, 1991 (which includes an amendment to Condition Number Four to replace "120" with "150"). This motion was seconded by Supervisor Pennino and carried by a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor Hyland, and Supervisor Richards being out of the room.

Supervisor Hanley moved approval of Proffered Condition Amendment Application PCA 84-P-028 subject to the execution of the revised proffers dated June 5, 1991. This motion was seconded by Supervisor Pennino and carried by a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor Hyland, and Supervisor Richards being out of the room.

Supervisor Hanley moved modification of the transitional screening and barrier requirements to those shown on the General Development Plan/Special Exception (GDP/SE) Plat. This motion was seconded by Supervisor Pennino and carried by a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor Hyland, and Supervisor Richards being out of the room.

Supervisor Hanley moved modification of the service drive requirement along the Route 50 frontage in accordance with that shown on the GDP/SE Plat. This motion was seconded by Supervisor Pennino and carried by a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor Hyland, and Supervisor Richards being out of the room.

126. BOARD RECESS (TAPE 9)

At 4:25 p.m., the Board recessed briefly and, at 4:30 p.m., reconvened in the Board Room with all Members being present, with the exception of Supervisor Hanley, Supervisor Hyland, and Supervisor Richards, and with Chairman Moore presiding.

127. 4:30 P.M. - PH TO VACATE LAKE ROAD AND A PORTION OF LAKESIDE DRIVE (CENTREVILLE DISTRICT) (TAPE 9)

- (0s) Certificates of Publication were 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 July 18 and July 25, 1991.

Following the public hearing, Supervisor Pennino moved to waive the reading of the staff recommendations. The second to this motion was inaudible. The motion was carried by a vote of six, Supervisor Hanley, Supervisor Hyland, and Supervisor Richards being out of the room.

Supervisor Pennino moved adoption of the ordinance vacating Lake Road and a portion of Lakeside Drive in the Spring Lake Subdivision, located on Tax Maps 28-3 and 28-4, Centreville District. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Hanley, Supervisor Hyland, and Supervisor Richards being out of the room.

128. 4:30 P.M. - PH TO VACATE AN UNIMPROVED PORTION OF EDGEWOOD DRIVE (LEE DISTRICT) (TAPE 9)

- (0) Certificates of Publication were 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 July 18 and July 25, 1991.

Following the public hearing, Supervisor Alexander moved adoption of the ordinance vacating an unimproved portion of Edgewood Drive in the Guilford Subdivision near Rose Hill, located on Tax Map 82-3-29, Lee District. This motion was seconded by Supervisor Pennino and carried by a vote six, Supervisor Hanley, Supervisor Hyland, and Supervisor Richards being out of the room.

129. 4:30 P.M. - PH ON PROPOSED PROHIBITION OF THROUGH TRUCK TRAFFIC ON KATHRYN STREET (ROUTE 1333) (MOUNT VERNON DISTRICT) (NO TAPE)

[NOTE: Later in the meeting, the public hearing was held and action taken to adopt the Resolution requesting the Virginia Department of Transportation (VDOT) Commonwealth Transportation Board to prohibit through truck traffic on Kathryn Street (Route 1333) between North Kings Highway (Route 241) and Huntington Avenue (Route 1332). See Clerk's Summary Item CL#135.]

130. 4:30 P.M. - PH ON THE ACQUISITION OF ADDITIONAL DEDICATIONS AND EASEMENTS NECESSARY FOR THE CONSTRUCTION OF COUNTY ROAD BOND PROJECT - WEST OX ROAD (SPRINGFIELD AND PROVIDENCE DISTRICTS) (TAPE 9)

- (R) Certificates of Publication were 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 July 18 and July 25, 1991.

Following the public hearing, Supervisor McConnell moved adoption of the Resolution authorizing the acquisition of additional dedications and easements necessary for construction of Project 006489 - West Ox Road, in the Springfield and Providence Districts. This project consists of widening West Ox Road to six lanes from 1,000 feet north of Lee Highway (Route 29) to Monument Drive, an approximate distance of 6,600 linear feet. This motion was seconded by Supervisor Pennino and carried by a vote of six, Supervisor Hanley, Supervisor Hyland, and Supervisor Richards being out of the room.

131. 4:30 P.M. - PH ON AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), ARTICLE 5, SECTION 82-5-32, REGARDING THE REMOVAL AND DISPOSITION OF UNLAWFULLY PARKED VEHICLES ON PRIVATE OR COUNTY PROPERTY (TAPES 9-10)

Certificates of Publication were 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 July 18 and July 25, 1991.

Following the public hearing, which included testimony by 21 speakers, discussion ensued among Board Members, with input from George Symanski, Deputy County Attorney, regarding towing fees.

Supervisor Alexander asked unanimous consent that the Board direct staff to work with the Executive Director of the Virginia Association of Towing and Recovery Operators, and homeowner associations, to address the issues regarding this amendment. Without objection, it was so ordered.

Supervisor Bulova moved that the Board:

- Defer decision on the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5, Section 32; and
- Direct staff to work representatives from the Federation of Citizen Associations, Consumer Affairs, the Police Department, and other appropriate individuals, on recommendations for Board approval of a standing committee to further address this issue.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked that the motion be amended to include that the committee meetings be open to allow attendance by interested individuals, and this was accepted.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

Supervisor Richards asked that the motion be amended to include that the Board direct staff to send notices and invite all speakers presenting testimony at this evening's public hearing to attend the meetings, and this was accepted.

The amended motion was jointly seconded by Supervisor Hanley and Supervisor Pennino.

Supervisor Hanley asked that the motion be amended to include that the Board direct staff to report with additional information regarding the number of complaints received by the Police Department in the last three years concerning vehicles that were towed and unreported to the police by the towing company, and this was accepted.

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

CM:CM

132. 5:00 P.M. - PH ON THE CONVEYANCE OF COUNTY-
OWNED PROPERTY TO THE FAIRFAX COUNTY PARK
AUTHORITY (OX HILL PARK PROPERTY)
(PROVIDENCE DISTRICT) (TAPE 11)

- (R) Certificates of Publication were 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 July 18 and July 25, 1991.

Following the public hearing, which included testimony by five speakers, Supervisor Hanley moved adoption of the Resolution authorizing the conveyance of County property, located at Tax Map Number 46-3 ((5)) 006, 46-3 ((1)) 32A, 4134 West Ox Road, Fairfax, Providence District, to the Fairfax County Park Authority. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Hyland and Supervisor Richards being out of the room.

Supervisor Hanley further moved that the Board direct the Park Authority to:

- Review the desirability of acquiring Parcel 5, and
- Investigate the acquisition of that parcel.

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

133. 5:00 P.M. - PH ON REZONING APPLICATION RZ 87-S-023B
AND PROFFERED CONDITION AMENDMENT APPLICATION
PCA 87-S-023A (P AND K GROUP II PROPERTIES)
(SPRINGFIELD DISTRICT) (TAPES 11-12)

Mr. Robert Lawrence reaffirmed the validity of the affidavit for the record.

Mr. Lawrence 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 three speakers, Supervisor McConnell moved to waive the staff and Planning Commission recommendations. This motion was seconded by Supervisor Davis and carried by a vote of five, Supervisor Hanley, Supervisor Hyland, Supervisor Richards, and Chairman Moore being out of the room.

Supervisor McConnell moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 87-S-023B be amended from the R-1, C-5, C-6, C-8, and Water Supply Protection Overlay Districts to the C-6 and Water Supply Protection Overlay Districts subject to the executed proffers dated August 5, 1991. This motion was seconded by Supervisor Alexander and carried by a vote of six, Supervisor Hyland, Supervisor Richards, and Chairman Moore being out of the room.

Supervisor McConnell moved waiver of the barrier requirement in accordance with Paragraph Two of Section 13-304 of the Zoning Ordinance. This motion was seconded by Supervisor Alexander and carried by a vote of six, Supervisor Hyland, Supervisor Richards, and Chairman Moore being out of the room.

Supervisor McConnell moved waiver of the service drive requirement along Route 29 (Lee Highway). This motion was seconded by Supervisor Alexander and carried by a vote of six, Supervisor Hyland, Supervisor Richards, and Chairman Moore being out of the room.

Supervisor McConnell moved approval of Proffered Condition Amendment Application PCA 87-S-23A subject to the revised development conditions dated August 5, 1991. This motion was seconded by Supervisor Alexander and CARRIED by a recorded vote of five, Supervisor Richards and Chairman Moore abstaining, Supervisor Hanley and Supervisor Hyland being out of the room.

Supervisor McConnell moved that the Board of Supervisors reaffirm the following:

- Waiver of the minimum lot side requirements for Parcel D;
- Waiver of the barrier requirement along the eastern lot line;
- Waiver of the service drive requirement along Route 29, and
- Waiver of the 600 foot limitation for private streets.

This motion was seconded by Supervisor Alexander and CARRIED by a recorded vote of six, Chairman Moore abstaining, Supervisor Hanley and Supervisor Hyland being out of the room.

Supervisor McConnell moved waiver of the frontage improvements as recommended by the Zoning Ordinance and that a contribution of funds be accepted as proposed in the proffers dated *August 2, 1991.* This motion was seconded by Supervisor Alexander and CARRIED by a recorded vote of six, Chairman Moore abstaining, Supervisor Hyland, and Supervisor Richards being out of the room.

Following a clarification by staff, Supervisor McConnell clarified that the proffers are dated *August 2, 1991* instead of August 5, as stated.

134. 5:00 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT
APPLICATION SEA 84-D-086-3 (LANGLEY SCHOOL)
(DRANESVILLE DISTRICT) (TAPE 12)

Mr. Frank McDermott reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Supervisor Richards 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 five, Supervisor Alexander, Supervisor Bulova, Supervisor Hanley, and Supervisor McConnell being out of the room.

Supervisor Richards moved approval of Special Exception Amendment Application SEA 84-D-086-3 subject to the revised development conditions dated August 2, 1991. This motion was seconded by Supervisor Davis and carried by a vote of five, Supervisor Alexander, Supervisor Bulova, Supervisor Hanley, and Supervisor McConnell being out of the room.

Supervisor Richards further moved:

- Modification of the transitional screening requirements along the northern, eastern, and western boundaries in favor of the existing vegetation;
- Modification of the barrier requirement along the northern, eastern, and western boundaries in favor of existing barrier, vegetation, and development conditions; and
- Waiver of the service drive requirement along Dolly Madison Boulevard.

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

135. PH ON PROPOSED PROHIBITION OF THROUGH
TRUCK TRAFFIC ON KATHRYN STREET (ROUTE 1333)
(MOUNT VERNON DISTRICT) (TAPE 12)

(Verbatim)

- (R) Certificates of Publication were 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 July 18 and July 25, 1991.

Following the public hearing, which included testimony by two speakers, Supervisor Hyland moved adoption of the Resolution requesting the Virginia Department of Transportation (VDOT) Commonwealth Transportation Board to prohibit through truck traffic on Kathryn Street (Route 1333) between North Kings Highway (Route 241) and Huntington Avenue (Route 1332). This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Hanley, Supervisor McConnell, and Supervisor Pennino being out of the room.

ADDITIONAL BOARD MATTERS

136. RESOLUTION ESTABLISHING MANAGEMENT STUDIES
AND PROGRAM ANALYSIS OFFICE (TAPE 12)

- (R) Chairman Moore relinquished the Chair to Acting Chairman Alexander and moved adoption of the Resolution establishing the Management Studies and Program Analysis Office pursuant to the following guidelines:

- 1) The Management Studies and Program Analysis Office shall report directly to the Board of Supervisors;
- 2) The Office will consist of four positions -- three professional and one clerical;
- 3) Two positions with associated funds will be transferred to the Office from the Internal Audit staff;
- 4) The new staff will have expertise in such fields as economics, public administration, law, and/or other fields needed to carry out its purpose;
- 5) The Director of the office and the professional staff will be exempt employees;

- 6) The Board will concur in the appointment and removal of the Director and, upon recommendation of the Director, the professional staff;
- 7) The authority and responsibility of the independent audit office will be defined in a written document approved by the Board;
- 8) The Board will give general direction on the scope of work, and will suggest areas for investigation; and
- 9) The Board will approve an annual work plan submitted by the Director including the use of the outside management consulting firms to review agency operations.

This motion was seconded by Supervisor Hyland.

Acting Chairman Alexander relinquished the Chair to Acting Chairman Hyland and asked that the motion be amended to include a tenth bullet to refer the Resolution to the Board's Personnel Subcommittee for its review and recommendation the scope and criteria relating to Bullets Six, Seven, Eight, and Nine.

This amendment was accepted and Supervisor Moore suggested the following language for a new Bullet 10:

- 10) The Board's Personnel Subcommittee will recommend the specifics to carry out the intentions of the Resolution.

This was accepted.

Acting Chairman Hyland returned the gavel to Acting Chairman Alexander.

Supervisor Moore asked unanimous consent that the Board direct its Personnel Subcommittee to report with recommendations no later than the first meeting in October 1991. Without objection, it was so ordered.

Following discussion among Board Members, the question was called on the motion, and as amended, CARRIED by a recorded vote of eight, Supervisor McConnell voting "NAY."

137. ANALYSIS REQUESTED ON THE NEEDS OF FAIRFAX COUNTY'S HELICOPTER PROGRAM (TAPE 12)

Supervisor Moore moved that the Board direct staff to contract an independent consultant to determine and report on the needs of Fairfax County's helicopter program; however, this motion died for lack of a second.

Acting Chairman Alexander returned the gavel to Chairman Moore.

Supervisor Hyland moved that the Board:

- Direct staff to investigate and report on the impact of the acquisition of the County's helicopter by INOVA; and
- Refer to Acting County Executive Richard A. King for his analysis and recommendation the needs of Fairfax County's helicopter program.

This motion was seconded by Chairman Moore.

Supervisor Alexander asked that the motion be amended to include that the Board direct J.E. Granfield, Chief of Police, to appear before the Board to outline the County's existing helicopter program, and this was accepted.

Supervisor Richards asked that the motion be amended to include that the Board direct staff to:

- Investigate the recent reports suggesting that one of the helicopters is being purchased primarily from funds received from "drug money"; and
- Report on whether the Fairfax County Police Department should be responsible for the disposition of funds received through "drug money."

This was accepted.

Following discussion among Board Members, the question was called on the motion, and as amended, carried by a vote of eight, Supervisor Richards being out of the room.

(NOTE: Later in the meeting, upon her return, Supervisor Richards asked unanimous consent to be recorded as voting "AYE" on this item, and without objection, it was so ordered.)

138. BOARD RECESS

At 7:40 p.m. the Board recessed briefly for dinner and, at 8:15 p.m., reconvened in the Board Room with all Members being present, and with Chairman Moore presiding.

139. BOARD DECISION ON THE ACQUISITION OF CERTAIN SANITARY SEWER EASEMENTS NECESSARY FOR CONSTRUCTION OF THE LEEHIGH VILLAGE SANITARY SEWER PROJECT (SPRINGFIELD DISTRICT) (TAPE 12)

- (R) (NOTE: Following the public hearing on May 20, 1991, the Board deferred decision on the acquisition of the necessary property interests for the Leehigh Village Sanitary Sewer project until June 3, 1991.)

A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of the date for said Board Decision had been duly advertised in that Newspaper in the issues of July 18 and July 25, 1991, and the public hearing had been advertised in the issues of May 2 and May 9, 1991.

Supervisor McConnell moved adoption of the Resolution authorizing the acquisition of permanent sanitary sewer easements necessary for construction of Project X00818 (R00004), Leehigh Village Sanitary Sewer Project. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Hanley being out of the room.

140. BOARD DECISION ON OUT-OF-TURN PLAN AMENDMENT S91-IV-MV1 FOR THE LORTON-SOUTH ROUTE 1 AND MASON NECK AREAS (MOUNT VERNON DISTRICT) (TAPE 13)

(NOTE: The public hearing was held on July 22, 1991 and Board Decision deferred until August 5, 1991.)

Following discussion among Board Members, Chairman Moore relinquished the Chair to Vice-Chairman Pennino and moved that the Board go into Executive Session for discussion of matters concerning extending the sewer service area east of Route 1. This motion was seconded by Supervisor Davis.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

Following clarification from staff, Supervisor Hyland moved that the Board approve the Planning Commission's recommendations dated July 18, 1991 concerning S91-IV-MV1, the Draft Area IV Plan for LP2, the Lorton-South Route One Community Planning Sector and the Draft Area IV

Plan for LP3, the Mason Neck Community Planning Sector and the amendments previously distributed to Board Members attached hereto and made part of this motion. This motion was seconded by Supervisor Pennino.

(NOTE: Later in the meeting, Board discussion continued and action was taken regarding this item. See Clerk's Summary Item CL#143.)

ADDITIONAL BOARD MATTERS

141. MOMENT OF SILENT MEDITATION FOR CHIEF
WARREN E. ISMAN, FAIRFAX COUNTY FIRE AND
RESCUE DEPARTMENT (TAPE 13)

(Verbatim)

Acting County Executive Richard A. King announced with great sadness the sudden death of Chief Warren E. Isman, Fairfax County Fire and Rescue Department. He stated that Chief Isman died earlier today as a result of a heart attack while visiting family members in England.

Chairman Moore called for a moment of silent meditation and requested all Board Members and individuals to remember Chief Isman in their prayers.

Chairman Moore requested staff to contact Board Members regarding the memorial services, once scheduled, for Chief Isman.

Supervisor Pennino asked unanimous consent that the Board officially send its condolences, on behalf of Fairfax County, to Chief Isman's family. Without objection, it was so ordered.

Supervisor Bulova asked unanimous consent that the Board direct staff to prepare a verbatim transcript of comments made by Board Members to be sent to Chief Isman's family. Without objection, it was so ordered.

In response to a query by Supervisor McConnell, Acting County Executive King reported that flags throughout the County would be flown at half-mast in remembrance of Chief Isman.

Supervisor Hyland moved that the Board direct staff to invite a member of Chief Isman's family to appear before the Board to receive a posthumous commendation for his incredible years of service to Fairfax County. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

142. APPOINTMENT OF ACTING CHIEF GLENN A. GAINES,
FAIRFAX COUNTY FIRE AND RESCUE DEPARTMENT
(TAPE 13)

At the recommendation of Acting County Executive Richard A. King, Supervisor Hyland moved the appointment of Glenn A. Gaines as Acting

Chief of Fairfax County Fire and Rescue Department effective immediately. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

143. CONTINUATION OF BOARD DECISION ON OUT-OF-TURN PLAN
AMENDMENT S91-IV-MV1 FOR THE LORTON-SOUTH ROUTE 1
AND MASON NECK AREAS (MOUNT VERNON DISTRICT)
(TAPES 13-14)

(NOTE: Earlier in the meeting, discussion commenced regarding this item. See Clerk's Summary Item CL#140.)

Following a presentation by staff, Supervisor Hyland moved the following amendments to the Planning Commission's recommendations:

- Page B1-1, 4th paragraph, 4th line:
 - * Add "junkyards" between "include" and "warehouse" in the line which begins "...and proposed uses..."
- Page B1-3, 1st bullet:
 - * Add "and at other key sub-units" to the end of the first bullet.
- Page B1-3:
 - * Add the following bullet after the ninth bullet: "Encourage the development of a mix of housing at varying densities and costs near employment centers and mass transportation facilities."
- Page B1-4, last bullet:
 - * Approve the staff recommendation with the deletion of "to the east and south."
- Page B1-7:
 - * Approve the staff recommendation to revise term "mass burn facility" to read "Energy Resource Recovery;"

- Page B1-7, "Gateway Uses" paragraph, second sentence, fifth line:
 - * Add to the end of the second sentence "and to the National Capital Area;"
- Page B1-7, third sentence:
 - * Add "and I-95" after "Route 1";
- Page B1-9, "Industrial Areas" section:
 - * Revise the FAR in the last line from ".4" to ".35."
- Page B1-15, Sub-unit A2, first paragraph:
 - * Modify the last sentence to read: "Sub-unit A2 is planned for residential use at 16-20 dwelling units per acre provided the following site specific recommendations are met";
- Page B1-15, Sub-unit A2:
 - * Delete the entire last paragraph which begins: "As an option..."
- Page B1-21, first paragraph, second sentence:
 - * Modify the second sentence as follows: "Sub-unit B1-b contains the Curtis Subdivision which Sub-unit B1-c encompasses that portion of the Shirley Acres Subdivision east of Giles Run. The boundary between Sub-unit B1-b and B1-c is Cooper Road.";
- Page B1-26, Sub-unit B3, second line:
 - * Add "and/or recycling related industries" after "recycling center."

- Page B1-21, Sub-unit B1-a, last bullet:

- * Delete the last sentence which deals with access from Lorton Road.

- Page B1-30, Sub-unit E, first paragraph, fourth line from end:

- * Add "Terrace Townehomes of Gunston and Gunston Square" after "Highlands."

- Page B1-35:

- * Add an eighth bullet as follows: "Interparcel pedestrian access should be provided to the adjacent existing residential areas to the town center areas.";

- Page B1-54:

- * Substitute the following language beginning with the first bullet:

'The complete "buildout" development of the land uses planned in Sub-units A2, A3, A4, B1, B2, E6, E7, E8, F west of the railroad and F1 adjacent to the Lorton Road interchange as well as of other areas that will benefit from Lorton area improvements will create transportation needs which are regional in nature, the specific characteristics of which need extensive detailed analysis. The provision of the following transportation improvements which will provide regional benefits, based on preliminary analysis, would address these needs:

Commuter rail service, with a station within the "Town Center;"

Improvement for east-west vehicular flow such as the widening of Lorton Road and the underpass of the railroad as well as improvements to ramps of the existing I-95 interchange; and

Improvements for north-south vehicular flow, including the Armstead Road extension to Pohick Road and New Gunston Cove Road between Gunston Road and Lorton Road.

As a result of this regional impact, traditional methods of financing these improvements will be inadequate. The financial environment, market demand and the "non-phaseable, up-front" nature of some of the improvements (i.e., the underpass of the railroad) mandate the need for transportation phasing and financing studies to identify specific transportation improvements needed; to define the area(s) which will benefit from such improvements; to assign and allocate specific values to these benefits and to each beneficiary; and to determine a fair and equitable method for payment of funds in accordance with an appropriate phasing of development. It is recognized that transportation improvements and strategies identified in these studies need to be implemented in such a way as to ensure that transportation needs created by new development are met during all phases of development.

It is also recognized that some transportation improvements, such as the widening of the Lorton Road underpass below the railroad and the I-95 Interchange improvements will need to be provided by the public sector, by combined private interests, or jointly by public-private efforts. Private development alone cannot provide all of the funds necessary to pay for these key improvements. Therefore, public funds will be necessary along with a system for equitably sharing a

portion of the total costs among the appropriate property owners. It is further recognized that it is in the interests of the private sector and the public sector to hasten the implementation of the planned transportation improvements. The private and public sectors should actively participate in providing the transportation improvements through cooperative private or private and public efforts. High priority should be assigned to these key improvements by both public and private sectors in order to facilitate the realization of the Lorton "Town Center";

- Page B1-55:

Add a new paragraph after the third paragraph as follows:

- * "Finally, to focus traffic away from Route One and to provide additional access from Mason Neck to the west, consider the realignment of Hassett Street from Route One on the south to intersect with the planned extension of Gunston Cove Road along the east side of the RF&P Railroad from Route One on the South to Lorton Road in the north.";

- Page B1-58, Figure 4:

Revise Figure Four as follows:

- * Delete the relocation and improvement of Furnace Road to 4 lanes;
- * Change Furnace Road widening from 4 lanes to 2 lanes;
- * Delete all mention of any extension of Sanger Street over I-95 and RF&P Railroad to Gunston Cove Road;

- * Identify the realignment of Hassett Street from Route One on the south to intersect with the planned extension of Gunston Cove Road along the east side of the RF&P Railroad from Route One on the south to Lorton Road in the north;
 - * Return the widening of Telegraph Road to four lanes as adopted by the Board;
 - * Delineate the spine road within the Town Center;
 - * Delete alternative commuter rail station sites;
 - * Identify the commuter rail site south of Lorton Road;
- Page B1-60:
Delete Figure Six and renumber figures accordingly; and
 - Page B1-61, Figure Seven:
Delete alternate commuter rail site shown as north of Lorton Road of RF&P property.

Sub-unit E3

Sub-unit E3 is located within the Pohick Church Historic District at the northwest quadrant of Route 1 and Telegraph Road [Tax Map 108-1((1))19,20,21,22A, 24,25,26,28 and 29] and planned for residential use at 5-8 dwelling units per acre provided that the following site specific conditions are met:

- Development above the low end of the density range should provide substantial consolidation of Sub-unit E3;
- Provision of high quality design which is compatible with Pohick Church; and
- Provision of buffers along any property line adjacent to non-residential use, both existing and planned.

As an option, Sub-unit E3 may be appropriate for residential use at 8-12 dwelling units per acre provided that the following site-specific conditions are met:

- Provision of parcel consolidation of the entire Sub-unit E3;
- Provision of high quality design which is compatible with Pohick Church; and
- Provision of buffers along any property line adjacent to non-residential use, both existing and planned.

Supervisor Hyland further moved that the Draft Area IV Plan be amended as follows:

- Page 81-66, Public Facilities, fifth bullet:

- * Modify language of fifth bullet to read:

"Extend the County's Integrated Sewer Service Area to the center line of Route 1 south of Lorton Road to the Occoquan River and west to the D.C. Department of Corrections Property. The Sewer Service Area Map shall not be modified to allow sewer service extension to any portion of the Lorton-South Route 1 Study Area until such time as deliberations on the Plan east of Route 1 are concluded and the entire Plan is adopted.

- * "Any pumping station shall be located on the west side of Route One."

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and moved that the Board of Supervisors go into Executive Session for consultation with legal council and briefings by staff members pertaining to actual or probable litigation or other specific legal matters to inquire in provision of legal advice by Council pursuant to Virginia Code 2.1-344 Subparagraph A, Subparagraph 7:

- N.V. Land Incorporated versus Board of Supervisors of Fairfax County, Virginia in Chancery Number 105959, and;
- Plan Amendment Item S91-1V-MVI.

This motion was seconded by Supervisor Davis and CARRIED by a recorded vote of six, Supervisor Alexander, Supervisor Hanley, and Supervisor McConnell voting "NAY."

Supervisor Bulova moved a substitute motion to defer Board Decision until September 23, 1991, at 7:30 p.m. This motion was seconded by Supervisor Pennino and CARRIED by a recorded vote of six, Supervisor Alexander, Supervisor Hyland, and Supervisor Richards voting "NAY."

The question was then called on the main motion which CARRIED by a recorded vote of eight, Supervisor Hyland voting "NAY."

144. 5:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX TO ADD A NEW CHAPTER 119 (GRASS OR LAWN AREA) (TAPES 14-16)

Certificates of Publication were 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 July 11 and July 18, 1991.

Following the public hearing, which included testimony by 16 speakers, Supervisor Bulova moved adoption of the proposed amendment to the Code of the County of Fairfax, Attachment 2, Alternate 1, to add a new Chapter 119 (Grass or Lawn Area) to require that the owners of any developed residential property and certain undeveloped residential properties cut up to one-half acre of grass or lawn area growth when such growth exceeds 12 inches in height. This motion was seconded by Supervisor Davis.

Following discussion, Supervisor Pennino moved a substitute motion that the Board of Supervisors take no action on the proposed amendment to the Code of the County of Fairfax to add a new Chapter 119 (Grass or Lawn Area). This motion was seconded by Supervisor Richards and FAILED by a recorded vote of six, Supervisor Pennino and Supervisor Richards voting "AYE," Supervisor McConnell abstaining.

Following further discussion, Supervisor Hyland asked that the motion (Supervisor Bulova's) to approve Alternate 1 be amended to add the following language to those properties that are exempt from the provisions of the Ordinance:

- "Property managed as a natural habitat area to include but not limited to areas containing wildflowers, plants, and wild grasses."

This amendment was accepted.

The question was called on the motion and, as amended FAILED by a recorded vote of five, Supervisor Alexander, Supervisor Hanley, and Supervisor Hyland voting "AYE," Supervisor McConnell abstaining.

Supervisor Richards moved that the Board refer the matter to staff for further review. This motion was seconded by Supervisor Pennino.

Supervisor Hyland asked that the motion be amended to include that the Board direct staff to review the issues raised during this evening's public hearing, in particular, the enforceability and the question of those naturalized areas and natural habitat areas, and report with language that would exclude those areas from the application of the proposed ordinance, and this was accepted.

The question was then called on the motion (Supervisor Richards') and, as amended (Supervisor Hyland's), CARRIED by a recorded vote of five, Supervisor Alexander, Supervisor Bulova, Supervisor Davis, and Chairman Moore voting "NAY."

Supervisor Hanley moved that the Board direct staff to report for adoption on September 16, 1991, at 5:00 p.m. This motion was seconded by Supervisor Bulova and CARRIED by a recorded vote of seven, Supervisor Richards voting "NAY," Supervisor Pennino being out of the room.

145. UPDATE ON CONSIDERATION ITEM C-2 REGARDING
THE NUMBER OF PERSONNEL LIFTS IN FAIRFAX COUNTY
(TAPE 16)

In response to a query by Board Members regarding the number of lifts being used in Fairfax County, Irving Birmingham, Director, Department of Environmental Management (DEM), responded that there should be no more than 30 lifts used in the County next year.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and moved that the Board:

- Approve Option A as outlined in the Memorandum to the Board dated August 5, 1991; and

- Direct staff to report in six months with a report on their activities and progress.

This motion was seconded by Supervisor Bulova.

Supervisor Davis asked that the motion be amended to refer to the Board's Legislative Subcommittee the issue of obtaining additional in-state inspectors, and this was accepted.

The question was then called on the motion, as amended, which CARRIED by a recorded vote of seven, Supervisor Pennino voting "NAY," Supervisor Hyland being out of the room.

146. UPDATE ON THE NEW FAIRFAX COUNTY GOVERNMENTAL CENTER (TAPE 16)

Fred K. Kramer, Director, Office of General Services, provided the Board with an update on the new Fairfax County Governmental Center.

Following discussion, Supervisor Pennino moved that the Board:

- Authorize Acting County Executive Richard King to execute, on the Board's behalf, the necessary documents to implement the business proposal adopted by the Board of Supervisors on February 11, 1991 subject to:
 - * Approval by the County Attorney as to form; and
 - * Further approval of the final documents by the Members of the Board's Subcommittee on Land Acquisition Procedures.

This motion was seconded by Supervisor Davis and CARRIED by a recorded vote of eight, Chairman Moore voting "NAY."

147. 7:30 P.M. - PH TO RECEIVE CITIZEN COMMENT ON ISSUES OF CONCERN (TAPE 17)

(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 July 18 and July 25, 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 five speakers.

Supervisor Richards asked unanimous consent that the written testimony of Ms. Elizabeth Gordon, Speaker 1, be referred to staff for an explanation. Without objection, it was so ordered.

Following testimony by Mr. Doug Fague, Speaker 4, Supervisor McConnell moved that the Board direct staff to promptly review the issues raised. This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor Hanley, and Supervisor Pennino being out of the room.

Supervisor McConnell further moved that the Board direct staff to request the Board of Zoning Appeals (BZA) to defer the appeal hearing on this issue. This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Alexander, Supervisor Davis, Supervisor Hanley, and Supervisor Pennino being out of the room.

Following testimony of speaker, Ms. Carol Benjamin, presented by Mr. Dick Patton, Acting-Chairman Bulova asked unanimous consent that the Board direct staff to respond to the issue raised in Ms. Benjamin's testimony regarding cost of vocational services. Without objection, it was so ordered.

148. 7:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 91-V-002 (JOHN AND SHARON PATON) (MOUNT VERNON
DISTRICT) (TAPE 17)

Mr. R.C. Fields reaffirmed the validity of the affidavit for the record.

Mr. Fields 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/she proceeded to present his/her case.

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

Supervisor Hyland moved approval of Special Exception Application SE 91-V-002 subject to the revised development conditions dated June 12, 1991. This motion was seconded by Supervisor McConnell and CARRIED by a recorded vote of six, Supervisor Richards voting "NAY," Supervisor Davis and Supervisor Pennino being out of the room.

149. 7:30 P.M. - PH ON THE ACQUISITION OF A CERTAIN EASEMENT NECESSARY FOR THE EXPANSION OF THE MASON GOVERNMENTAL CENTER (MASON DISTRICT)
(NO TAPE)

(NOTE: The property owner has granted the necessary land rights; therefore, this public hearing is no longer required.)

150. 7:30 P.M. - BOARD DECISION ON THE ACQUISITION OF CERTAIN SANITARY SEWER EASEMENTS NECESSARY FOR CONSTRUCTION OF THE LEEHIGH VILLAGE SANITARY SEWER PROJECT (SPRINGFIELD DISTRICT) (NO TAPE)

[NOTE: Earlier in the meeting action was taken to adopt the Resolution authorizing the acquisition of permanent sanitary sewer easements necessary for construction of Project X00818 (R00004), Leehigh Village Sanitary Sewer Project. See Clerk's Summary Item CL#139.]

151. 8:00 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 107 (PROBLEM SOILS) AND THE PUBLIC FACILITIES MANUAL (PFM) REGARDING PROBLEM SOILS, STORM DRAINAGE, STREETS, WET PONDS AND SEWER PIPES
(TAPE 17)

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 July 18 and July 25, 1991.

Due to additional time needed by staff to review and respond to concerns raised at the Planning Commission public hearing, Supervisor Alexander moved to defer the public hearing before the Board of Supervisors on proposed amendments to the Code of the County of Fairfax, Chapter 107 (Problem Soils) until September 16, 1991 at 4:30 p.m. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Davis and Supervisor Pennino being out of the room.

152. 8:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 89-S-024 (MOON-KYUNG CHOI AND PHILLIP S. CHO)
(SPRINGFIELD DISTRICT) (TAPE 17)

Mr. Phillip S. Cho reaffirmed the validity of the affidavit for the record.

Mr. Cho 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/she proceeded to present his/her case.

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

Supervisor McConnell moved approval of Special Exception Application SE 89-S-024 subject to the revised development conditions dated June 12, 1991. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Davis and Supervisor Pennino being out of the room.

In addition, Supervisor McConnell moved modification of the transitional screening requirement to that shown on the Special Exception Plat. This motion was seconded by Supervisor Alexander and carried by a vote of seven, Supervisor Davis and Supervisor Pennino being out of the room.

Supervisor McConnell further moved modification of the service drive requirement to that shown on the Special Exception Plat. This motion was seconded by Supervisor Alexander and carried by a vote of seven, Supervisor Davis and Supervisor Pennino being out of the room.

153. 8:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 91-S-008 (NORTHERN VIRGINIA ELECTRIC
COOPERATIVE) (SPRINGFIELD DISTRICT) (TAPE 17)

Mr. Ray Gozzi reaffirmed the validity of the affidavit for the record.

Mr. Gozzi 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/she proceeded to present his/her case.

Following the public hearing, which included testimony by one speaker, Lorrie Kirst, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor McConnell moved approval of Special Exception Application SE 91-S-008 subject to the revised development conditions dated July 16, 1991, and as modified by the Planning Commission. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Davis and Supervisor Pennino being out of the room.

Supervisor McConnell moved modification of the barrier requirements along the north and east boundaries in accordance with that shown on the special Exception Plat and subject to the revised development conditions dated July 16, 1991. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Davis and Supervisor Pennino being out of the room.

In addition, Supervisor McConnell moved that the Board direct the Department of Environmental Management (DEM) to return the site plan to the Planning Commission prior to final approval. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Davis and Supervisor Pennino being out of the room.

Supervisor McConnell further moved to waive the Zoning Ordinance and Public Facilities Manual requirement for road funded frontage improvements. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Davis and Supervisor Pennino being out of the room.

Supervisor McConnell moved to add to Condition 13, the following language:

- "Prior to site plan approval a Fairfax County Archaeologist should review the April, 1990, Phase One Archaeological Study prepared by Mr. C.W. McIlhaney. Based on this review if the County Archaeologist determines that no additional study is necessary the archaeological commitment shall be deemed satisfied. If the County Archaeologist determines that further study is necessary then, it continues with the existing wording on Condition 13."

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

ADDITIONAL BOARD MATTER

154. POHICK/HOOES ROAD INTERSECTION (TAPE 18)

Supervisor McConnell stated that she had recently held a meeting with the South Run Coalition on July 25, 1991 regarding the Pohick/Hoos Road Intersection of the Fairfax County Parkway. She said that the original Parkway plan had shown Pohick Road as a cul-de-sac which would have (and still might) create serious traffic problems and prolonged emergency response times. She said that fortunately, a revision has

recently been made to this intersection that now, if funded, will rectify this situation. The problem is that this vital improvement was not approved until after the recent \$42 million Parkway appropriation and it is, therefore, currently unfunded.

Supervisor McConnell moved that the Board direct staff to immediately review all possible funding sources so that this two million dollar revision for a full interchange can be made as expeditiously as possible. She added that due to safety concerns, she would like to see Parkway contingency funds allocated to construct (during the current construction) an emergency services access road. She said that this will allow emergency vehicles to have direct access to the cul-de-sac side of Pohick Road allowing more acceptable emergency response times until the more permanent solution is implemented. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Davis, Supervisor Hanley, and Supervisor Pennino being out of the room.

SBE:SBE

155. 8:30 P.M. - PH ON THE PROPOSAL TO VACATE AN
UNIMPROVED ROAD RIGHT-OF-WAY LOCATED IN THE
EL NIDO SUBDIVISION (DRANESVILLE DISTRICT)
(TAPE 18)

- (0) Certificates of Publication were 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 July 18 and July 25, 1991.

Following the public hearing, which included testimony by three speakers, Supervisor Richards moved adoption of the Ordinance vacating an unimproved road right-of-way located on Tax Map 30-4 in the El Nido Subdivision, Dranesville District. This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Davis, Supervisor Hanley, Supervisor McConnell and Supervisor Pennino being out of the room.

Supervisor Richards moved that the Board direct the Director of the Department of Environmental Management (DEM) to waive the requirement for a trail or sidewalk along this new out lot when the property owners subdivide the new out lot. This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Davis, Supervisor Hanley, Supervisor McConnell and Supervisor Pennino being out of the room.

156. 8:30 P.M. - PH ON THE PROPOSAL TO VACATE A 10 FOOT WIDE PUBLIC ALLEY IN MCLEAN (DRANESVILLE DISTRICT)
(TAPE 18)

- (0) Certificates of Publication were 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 July 18 and July 25, 1991.

Following the public hearing, Supervisor Richards moved adoption of the Ordinance vacating a 10 foot wide public alley located adjacent to Emerson Avenue in McLean, Virginia, on Tax Map 30-2, Dranesville District. This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Davis, Supervisor Hanley, Supervisor McConnell and Supervisor Pennino being out of the room.

157. 8:30 P.M. - PH ON REZONING APPLICATION RZ 90-D-051 (EMERSON AVENUE PARTNERSHIP) (DRANESVILLE DISTRICT)
(TAPE 18)

Mr. Robert Young reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Richards moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 90-D-051 be amended from the R-4, R-8, Highway Corridor, and Sign Control Districts to the PDC, Highway Corridor, and Sign Control Districts subject to the executed proffers dated July 22, 1991. This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Davis, Supervisor Hanley, Supervisor McConnell and Supervisor Pennino being out of the room.

Supervisor Richards moved that the Board approve a modification of the transitional screening and a waiver of the barrier requirements along the northern and western periphery of the site subject to the proposed Development Conditions dated June 26, 1991. This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Davis, Supervisor Hanley, Supervisor McConnell and Supervisor Pennino being out of the room.

158. 8:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT
APPLICATION SEA 83-D-041-3 (CEN ARCHITECTS)
(DRANESVILLE DISTRICT) (TAPE 18)

Supervisor Richards moved to defer the public hearing on Special Exception Amendment Application SEA 83-D-041-3 until September 16, 1991 at 5:00 p.m. due to notification problems. This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Davis, Supervisor Hanley, Supervisor McConnell and Supervisor Pennino being out of the room.

159. 8:30 P.M. - PH ON REZONING APPLICATION RZ 89-L-082
(K & K DEVELOPMENT) (LEE DISTRICT) (TAPE 18)

Supervisor Alexander moved to defer the public hearing on Rezoning Application RZ 89-L-082 until September 23, 1991 at 4:30 p.m. due to the Planning Commission's deferral of its public hearing on this application. This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Davis, Supervisor Hanley, Supervisor McConnell and Supervisor Pennino being out of the room.

160. 8:30 P.M. - PH ON OUT-OF-TURN PLAN AMENDMENT
S91-III-BR1 FOR THE CENTRE RIDGE PROJECT
(SPRINGFIELD DISTRICT) (TAPE 18)

Supervisor Alexander moved to defer the public hearing on Out-Of-Turn Plan Amendment S91-III-BR1 until September 23, 1991 at 4:30 p.m. due to the Planning Commission's deferral of its decision on this application. This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Davis, Supervisor Hanley, Supervisor McConnell and Supervisor Pennino being out of the room.

161. 8:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 91-V-006 (MOUNT VERNON COMMUNITY PARK AND
PLAYGROUND ASSOCIATION) (MOUNT VERNON DISTRICT)
(TAPE 18)

Ms. Roberta Fede reaffirmed the validity of the affidavit for the record.

Ms. Fede 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.

Supervisor Hyland moved to waive the Special Application fee, Special Permit Application fee, Site Plan Submission fee and any other associated fees for the applicant. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Hanley, Supervisor McConnell, and Supervisor Pennino being out of the room.

Following the public hearing, which included testimony by two speakers, Supervisor Hyland moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor Davis and carried by a vote of five, Supervisor Hanley, Supervisor McConnell, Supervisor Pennino and Supervisor Richards being out of the room.

Supervisor Hyland moved approval of Special Exception Application SE 91-V-006 subject to the revised development conditions dated August 2, 1991, and as modified by the Planning Commission. This motion was seconded by Supervisor Davis and carried by a vote of five, Supervisor Hanley, Supervisor McConnell, Supervisor Pennino and Supervisor Richards being out of the room.

Supervisor Hyland moved waiver of the transitional screening and barrier requirement subject to the revised development conditions. This motion was seconded by Supervisor Davis and carried by a vote of five, Supervisor Hanley, Supervisor McConnell, Supervisor Pennino and Supervisor Richards being out of the room.

162. 8:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 90-L-049 (FAIRFAX COUNTY WATER AUTHORITY)
(LEE DISTRICT) (TAPE 18)

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

Mr. Sultan 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 Alexander moved approval of Special Exception Application SE 90-L-049 subject to the revised development dated August 1, 1991. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor McConnell, Supervisor Pennino, and Supervisor Richards being out of the room.

Supervisor Alexander moved that before The Department of Environmental Management (DEM) approve an on-site detention pond waiver and that the issue be co-ordinated with the Lee District Land Use Advisory Committee. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor McConnell, Supervisor Pennino, and Supervisor Richards being out of the room.

ADDITIONAL BOARD MATTER

163. PRESENTATION OF SUPERVISOR GERRY HYLAND'S BOARD MATTERS: VIRGINIA STATE TAX CREDIT PROGRAM; WAIVER OF FEES REQUESTED FOR MOUNT VERNON COMMUNITY PARK AND PLAYGROUND ASSOCIATION; AND FREE PROGRAM ON LAWN CARE (TAPE 18)

Supervisor Hyland distributed to Board Members a packet containing his Board Matters for today's meeting. He moved that the Board approve/accept each item. The second to this motion was inaudible; however, carried by a vote of six, Supervisor Davis, Supervisor Hanley, and Supervisor Pennino being out of the room. The matters approved/accepted are listed below:

A. Virginia State Tax Credit Program

Distributed to Board Members, information regarding an affordable housing program by the Virginia Housing Development Authority which offers assistance to seniors and persons with disabilities while helping property owners fill vacant units with stable residents. Requested unanimous consent that the Board direct the Office of Public Affairs staff to disseminate this information to the Area Agency on Aging, the Commission for the Disabled, and senior citizen organizations throughout the County for distribution to their members;

B. Waiver of Fees Requested for Mount Vernon Community Park and Playground Association

At the Board of Supervisors' meeting held on July 22, 1991, action had been taken to direct staff to determine whether the fees could be waived for the Special Exception and Special Permit requests by the Mount Vernon Community Park and Playground Association to replace a storage shed on its property.

Accordingly, in accordance with the recommendation of staff, requested waiver of Special Exception and Special Permit Application fees, the Site Plan submission fee, and any associated fees.

C. Free Program on Lawn Care

On Saturday, September 14, 1991, 9:00 a.m. until 12:00 noon, Fairfax County residents can participate in "Lawn Care Field Day." The event, to demonstrate environmentally sound lawn care that will aid the recovery of the Chesapeake Bay, will include "hands-on" demonstrations and programs presented by experts from the Izaak Walton League, the Virginia Cooperative Extension Service, and the Virginia Division of Soil and Water Conservation. Topics include how to best handle lawn fertilization, backyard composting, lawn aeration, and lawn spreading calibrations. The highlight of the day will be a rainfall simulator demonstration that will compare surface runoff from a fall fertilized, aerated lawn to a fall fertilized, non-aerated lawn.

While the program is FREE, reservations are suggested. For reservations and additional information, interested residents should call:

Northern Virginia Soil and Water
Conservation District at 703/591-6660.

**164. CHANGE OF ANNANDALE DISTRICT TO BRADDOCK DISTRICT
(TAPE 18)**

Supervisor Bulova announced that the Justice Department has approved Fairfax County's redistricting plan.

165. BOARD ADJOURNMENT (TAPE 18)

At 2:05 a.m., on Tuesday, August, 6, 1991 the Board adjourned.

