

AM:am

The meeting was called to order at 10:10 a.m. with all Members being present, and with Chairman Davis presiding.

Others present were William J. Leidinger, County Executive; David P. Bobzien, County Attorney; William O. Howland, Jr., Assistant to the County Executive, Barbara M. Jenkins, Assistant to the County Executive; Nancy Vehrs, Clerk to the Board of Supervisors; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

2.FORMER BOARD CHAIRMAN JOHN F. "JACK" HERRITY RECEIVES HEART TRANSPLANT (Tape 1)

Supervisor McConnell announced that former Board Chairman John "Jack" Herrity had received a heart transplant last evening and was doing well this morning.

(NOTE: Later in the meeting, there was an update on Mr. Herrity's condition. See Clerk's Summary Item CL#66.)

3.CERTIFICATES TO RECOGNITION PRESENTED TO REPRESENTATIVES AND STUDENTS OF THE SAINT PETERSBURG ENGINEERING SCHOOL OF ELECTRONICS, SAINT PETERSBURG, RUSSIA (Tape 1)

Supervisor Bulova moved approval of the Certificates of Recognition welcoming representatives and students of the Saint Petersburg Engineering School of Electronics, Saint Petersburg, Russia. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

4.CERTIFICATE OF RECOGNITION PRESENTED TO SHARRON BRADS GORRELL (Tape 1)

Supervisor Bulova moved approval of the Certificate of Recognition presented to Sharron Brads Gorrell for being selected to receive the 1993 Presidential Award for Excellence in Science and Mathematics teaching. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

5.PROCLAMATION DESIGNATING JUNE 2, 3, AND 4, 1994 AS "SPRINGFIELD DAYS" IN FAIRFAX COUNTY (Tape 1)

Supervisor Alexander moved approval of the Proclamation presented to the following individuals:

■Joey Jones, President, Springfield Chamber of Commerce; and

■Todd Lattimer, Vice President, Springfield Chamber of Commerce and Chairman of Springfield Days;

designating June 2, 3, and 4, 1994 as "**Springfield Days**" in Fairfax County. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

6. CERTIFICATE OF RECOGNITION PRESENTED TO ROSE EICHELBERGER FOR HER MANY YEARS OF SERVICE AS THE MANAGER OF STONEYBROOK PARK (Tape 1)

Supervisor Alexander moved approval of the Certificate of Recognition presented to Rose Eichelberger for her many years of service as the Manager of Stoneybrook Park. This motion, the second to which was inaudible, carried by unanimous vote.

7. CERTIFICATE OF RECOGNITION PRESENTED TO CLEM GAILLIOT, OWNER OF HILLTOP SAND AND GRAVEL, FOR MANY YEARS OF GENEROUS CONTRIBUTIONS IN THE FAIRFAX COUNTY COMMUNITY (Tape 1)

Supervisor Alexander moved approval of the Certificate of Recognition presented to Clem Gailliot, owner of Hilltop Sand and Gravel, for many years of generous contributions in the Fairfax County Community. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

8. CERTIFICATES OF RECOGNITION PRESENTED TO TWO WINNERS OF THE VOLUNTARY ACTION CENTER AWARDS FOR OUTSTANDING VOLUNTEERS (Tape 1)

Supervisor Trapnell moved approval of the Certificates of Recognition presented to the following individuals:

- Kim Cook, Individual Award; and
- JEB Stuart High School Honor Society, Group Award;

for winning the Voluntary Action Center Awards for Outstanding Volunteers. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

9. **CERTIFICATE OF RECOGNITION PRESENTED TO MAJOR RONALD P. MINER, COMMANDER, OPERATIONS SUPPORT BUREAU OF THE POLICE DEPARTMENT UPON HIS RETIREMENT** (Tape 1)

Supervisor McConnell moved approval of the Certificate of Recognition presented to Major Ronald P. Miner, Commander, Operations Support Bureau of the Police Department upon his retirement. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

10. **CHAIRMAN DAVIS' DEPARTURE FROM THE BOARD MEETING IN ORDER TO WELCOME A NEW BUSINESS TO FAIRFAX COUNTY AND CHANGE IN THE ORDERS OF THE DAY** (Tape 1)

Chairman Davis announced that he was turning the gavel over to Vice-Chairman McConnell and briefly departing the Board Meeting in order to represent the Board at a ceremony welcoming a new business, Dimensions International, which has just located to Fairfax County. He asked unanimous consent that the Orders of the Day be changed in order to proceed with Board Matters first, and that the presentation of the County Executive Items be postponed until his return. Without objection, it was so ordered.

11. **10:00 A.M. - PRESENTATION OF A "PROFILE OF AGING IN THE FAIRFAX AREA" FROM THE FAIRFAX AREA COMMISSION ON AGING** (Tape 1)

Following a presentation by Trudy Wright, Chairman, and Dr. Jarod A. Kieffer, Providence District Representative, Fairfax Area Commission on Aging, of "A Profile on Aging in the Fairfax Area," Supervisor Hyland asked unanimous consent that the Board direct staff to determine when the Volunteer Coordinator position would be filled and report to the Board today. Without objection, it was so ordered.

Supervisor Hyland asked unanimous consent that the Board direct staff to review the 1986 Strategic Perspectives on Aging Resources and Needs Report (SPAR) and provide the Board with a status report on the County's goals and accomplishments regarding the 1986 recommendations. Without objection, it was so ordered.

12. **10:30 A.M. - BOARD MARKUP OF THE ADVERTISED CAPITAL IMPROVEMENT PROGRAM (CIP) FOR FISCAL YEARS (FY) 1995-1999** (Tape 2)

(NOTE: The public hearing on this item was held on April 11, 12 and 13, 1994. Board markup was scheduled for April 18, 1994. On April 18, 1994, the Board deferred its markup until April 25, 1994. On April 25, 1994, the Board again deferred its markup until May 9, 1994.)

Supervisor Hyland moved to defer Board markup of the advertised Capital Improvement Program (CIP) for Fiscal Years (FY) 1995-1999 until **May 16, 1994 at 10:15 a.m.** This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Alexander, Supervisor Dix, and Chairman Davis being out of the room.

13. **10:00 A.M. - PRESENTATION OF THE FAIRFAX COUNTY AIRPORTS ADVISORY**

COMMITTEE REPORT ON "NOISE AND LAND USE COMPATIBILITY IN THE ENVIRONS OF DULLES INTERNATIONAL AIRPORT" (Tape 2)

Following a presentation by Joseph Annunziata, Chairman, Fairfax County Airports Advisory Committee, of the Committee's Report on "Noise and Land Use Compatibility in the Environs of the Dulles International Airport," there was discussion among Board members.

Supervisor Dix moved that the Report be accepted by the Board and referred to staff for analysis and consideration of recommendations. This motion was seconded by Supervisor Berger.

Supervisor Hyland asked to amend the motion to endorse the contents of the March 11, 1994 letter to Metropolitan Washington Council of Governments/Committee on Noise Abatement at National and Dulles Airports (MWCOG/CONANDA) requesting that they look at this with a view toward soliciting their support for a proposed policy change, and this was not accepted.

Supervisor Frey asked unanimous consent that the Board direct staff to look at the Minority Report which was filed by the Committee. Without objection, it was so ordered.

Supervisor Frey asked to amend the motion to request MWCOG/CONANDA for advice and input, and this was accepted.

The question was called on the motion, as amended, which carried by a vote of nine, Chairman Davis being out of the room.

14.10:30 A.M. - BOARD MARKUP OF THE ADVERTISED CAPITAL IMPROVEMENT PROGRAM (CIP) FOR FISCAL YEARS (FY) 1995-1999 (No Tape)

(NOTE: Earlier in the meeting, action was taken on this item. See Clerk's Summary Item CL#12.)

CM:Cm

15.SIMULTANEOUS PROCESSING OF SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 76-C-152 (Tape 3)

Supervisor Dix informed the Board that Exxon Corporation has filed a Special Exception Amendment Application SEA 76-C-152 to renovate an existing station on Wiehle Avenue in Reston. The application is currently being reviewed by staff and has a scheduled Planning Commission public hearing date.

Supervisor Dix moved that the Board authorize simultaneous Site Plan Waiver/Site Plan processing to allow the Department of Environmental Management (DEM) to review the plans during the Special Exception process.

Supervisor Dix stated that this motion does not relieve the applicant from complying with the provisions of any applicable ordinances, regulations or adopted standards, and it does not prejudice the consideration of the Special Exception Amendment Application in any way. This motion was seconded by Supervisor Berger and carried by a vote of eight, Supervisor

Trapnell and Chairman Davis being out of the room.

16. **DEATH OF MS. PURLINE HOGAN FROM STONEGATE VILLAGE** (Tape 3)

Supervisor Dix reminded the Board of the work of Ms. Purline Hogan at Stonegate Village in Reston and announced that she passed away this weekend.

Supervisor Dix commended her for her work at Stonegate Village and asked the Board to join him in a moment of silent meditation for Ms. Hogan.

17. **RECOGNITION OF FAIRFAX COUNTY'S DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT** (Tape 3)

Supervisor Dix announced that Fairfax County's Department of Housing and Community Development has received recognition from Housing and Urban Development (HUD) for its efforts in its most recent evaluation process and has been designated a "high performer," a ranking earned by less than three percent of housing authorities nationwide.

Supervisor Dix asked unanimous consent that a letter on behalf of the Board be forwarded to the Department of Housing acknowledging this recognition. Without objection, it was so ordered.

18. **LEGISLATION ON TAX INCENTIVE FOR RECYCLING** (Tape 3)

Supervisor Dix informed the Board of correspondence he had received regarding legislation approved in the General Assembly that would provide the opportunity for tax incentives for recycling businesses in Virginia. The legislation was passed in 1990, but so far in Fairfax County no one has chosen to move ahead with putting the incentives in place for those in the business of recycling.

Supervisor Dix moved that the Board authorize staff to report information regarding the projected impact in Fairfax County on the legislation passed in Virginia under Section 58.1-3661 of the Code of Virginia which permits local governments to adopt ordinances granting tax credits to recycling businesses for the Board to consider moving forward with adoption of such ordinances. This motion was seconded by Supervisor Bulova.

Following a brief discussion, with input from William J. Leidinger, County Executive, the question was called on the motion which carried by a vote of nine, Chairman Davis being out of the room.

**19. METROPOLITAN WASHINGTON AREA COUNCIL OF GOVERNMENTS (COG)
CLEAN AIR SUBMISSION (Tape 3)**

Supervisor Dix announced that the Metropolitan Washington Area Council of Governments (COG), through the Metropolitan Washington Air Quality Council (MWAQC) and the Transportation Planning Board (TPB), is currently preparing its 1994 Clean Air Submission. COG is evaluating current and existing Transit Demand Management (TDM) and transit programs in local governments within the Metropolitan Washington Region.

Supervisor Dix asked unanimous consent that the Board direct staff to review the material that MWAQC staff currently has which relates to the TDM and transit programs in Fairfax County for credits toward the Clean Air objectives. Without objection, it was so ordered.

20. CLEAN AIR SUBCOMMITTEE (Tape 3)

Supervisor Dix informed the Board that a Subcommittee of Metropolitan Washington Area Quality Council (MWAQC) and the Transportation Planning Board (TPB) is looking at a public information program. One of the goals of the subcommittee is to develop ways to advise citizens of potential ozone alert days when the federal limits on ground level ozone may be exceeded.

Supervisor Dix asked unanimous consent that the Board direct staff to participate in this activity and utilize resources available in the County in order to advise citizens when voluntary behavioral changes may benefit the clean air issue. Without objection, it was so ordered.

21. ACKNOWLEDGEMENT TO OFFICE OF ASSESSMENTS (Tape 3)

Supervisor Dix acknowledged the Assessments operation for the most recent season of dealing with County decals and personal property taxes. He stated that it was an enormously successful program and staff is to be commended for its efforts.

Following discussion, Supervisor Frey asked unanimous consent that the Board direct staff to review the cost incurred in reducing the lines of taxpayers paying taxes on the last day. Without objection, it was so ordered.

Supervisor Hanley asked unanimous consent that the Board direct staff to provide Board Members with a cost benefit analysis of taxpayers who wait until the last day to pay their taxes. Without objection, it was so ordered.

Following further discussion, Supervisor Hyland asked unanimous consent that the Board direct staff to review instances of taxpayers owing delinquent taxes in small sums of money of \$15 or less who are prevented from obtaining their decals. Without objection, it was so ordered.

**22. REVIEW OF LITERATURE CONCERNING SAFETY ISSUES RELATED TO
INCREASED TRACTOR-TRAILER LENGTH AND MULTIPLE TRAILER
CARRIERS (Tape 3)**

Supervisor Bulova informed the Board of a presentation to the Transportation Safety Commission (TSC) on April 21, 1994, by Kevin Greenberg, Citizens for Reliable and Safe Highways (CRASH). After the presentation, the TSC voted to conduct a review of literature concerning safety issues related to increased tractor-trailer length and multiple trailer carriers. The TSC expressed concern about longer tractor-trailers on local primary roads and the need for localities to have a say in this.

Therefore, Supervisor Bulova moved that the Board request Congresswoman Leslie Byrne and all members of the Delegation to consider these issues when reviewing the National Highway System legislation currently before the Transportation Committee, particularly as the bill relates to increased tractor-trailer size. This motion was seconded by Supervisor Alexander and carried by a vote of seven, Supervisor Dix, Supervisor Frey, and Supervisor McConnell being out of the room.

PMH:pmh

23. **INCLUSION IN THE LONG RANGE TRANSPORTATION PLAN THE STUDY OF RAIL/TRANSIT ALTERNATIVES IN THE DULLES AND I-66 CORRIDORS**
(Tape 4)

Supervisor Berger moved that the Board:

- Support the inclusion in the Long Range Transportation Plan the study of rail/transit alternatives in the Dulles and I-66 Corridors; and
- Urge that a consistent definition of fund availability and constraints be used in making decisions on all projects that are included in this plan.

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

24. **APPOINTMENT TO THE CITIZENS ADVISORY COMMITTEE (CAC) ON SOLID WASTE AND DISPOSAL MATTERS** (Tape 4)

(APPT)

Supervisor Berger moved the appointment of Ms. Ellen Field as the Dranesville District (Alternate) Representative to the Citizens Advisory Committee (CAC) on Solid Waste and Disposal Matters. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor McConnell and Chairman Davis being out of the room.

25. EXPEDITIOUS AND SIMULTANEOUS PROCESSING FOR THE PRELIMINARY SUBDIVISION PLAT WITH REZONING APPLICATION RZ 94-P-017 (Tape 4)

Supervisor Hanley moved simultaneous processing for the Preliminary Subdivision Plat with Rezoning Application RZ 94-P-017. This should not be interpreted in any way as a prejudice toward the outcome of the case, but merely as a move to expedite and process concurrently. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Berger, Supervisor McConnell, and Chairman Davis being out of the room.

26. SCHEDULING OF PUBLIC HEARING FOR REZONING APPLICATION RZ 94-P-013 (PULTE HOMES) (Tape 4)

Supervisor Hanley referred to Rezoning Application RZ 94-P-013 (Pulte Homes), and moved that the Board direct staff to schedule the public hearing for September 12, 1994. This motion was seconded by Supervisor Alexander and carried by a vote of seven, Supervisor Berger, Supervisor McConnell, and Chairman Davis being out of the room.

27. ANNUAL PLAN REVIEW (APR) PROCESS (Tape 4)

Supervisor Hanley referred to Annual Plan Review (APR) process and asked unanimous consent that the Board direct staff to respond with suggestions as to what the Board process will be after the Planning Commission has heard the nominations.

Chairman Davis relinquished the Chair to Acting-Chairman Alexander and asked that the request be amended to direct staff to prepare the response in the form of an Information Item, and this was accepted.

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

Acting-Chairman Alexander returned the gavel to Chairman Davis.

28. PARK AUTHORITY MUST SEEK REVIEW FROM THE PLANNING COMMISSION TO ADD LIGHTS TO ITS FACILITIES AT OAK MARR PARK (Tape 4)

Supervisor Hanley stated that she has received a response from the County Attorney regarding whether the Park Authority must seek review from the Planning Commission pursuant to the 456 requirements before it can add lights to its facilities at Oak Marr Park. She asked unanimous consent that the Board direct the County Attorney to inform the Park Authority of this requirement before it proceeds. Without objection, it was so ordered.

29. APPOINTMENT TO THE ANIMAL SHELTER ADVISORY COMMISSION (Tape 4)

(APPT)

Supervisor Hanley moved the appointment of Ms. Karen Solon as the Providence District Representative to the Animal Shelter Advisory Commission. This motion was seconded by Supervisor Alexander and carried by a vote of seven, Supervisor Berger, Supervisor McConnell, and Chairman Davis being out of the room.

30. PRESENTATION OF THE SUDLER FLAG OF HONOR TO THE MARSHALL HIGH SCHOOL CONCERT BAND (Tape 4)

Supervisor Hanley announced that she and Chairman Davis attended the presentation of the Sudler Flag of Honor to the Marshall High School Concert Band. She said that the band gave a rousing concert and she noted the number of individuals who attended this event.

Chairman Davis commended the band on its outstanding performance and for receiving the Sudler Flag of Honor.

31. UNITED STATES DEPARTMENT OF LABOR, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION (OSHA) PROPOSES INDOOR AIR QUALITY, WORKPLACE SMOKING RULES (Tape 4)

Supervisor Hyland distributed to Board Members a copy of the United States Department of Labor, Occupational Safety and Health Administration's (OSHA) fact sheet and press release regarding proposed workplace smoking rules.

Supervisor Hyland said that Secretary of Labor Robert Reich is developing appropriate regulations to create a healthful workplace regarding indoor smoking. The proposal will require employers to develop and implement indoor air quality compliance plans. Employers will be required to assure proper functioning of building systems which affect indoor air quality. Where smoking is not prohibited, enclosed non-smoking areas are to be designated where the exhaust system is directed outside. Also, employers who do not control their building's ventilation systems must demonstrate a good faith effort to comply. Full implementation of the standard will go into effect one year after the rules are adopted.

Therefore, Supervisor Hyland asked unanimous consent that the Board:

- Support the Labor Secretary's and OSHA proposal to regulate indoor air quality and environmental tobacco smoke; and
- Express this support in a letter to Secretary Reich to be submitted as part of their public record.

Without objection, it was so ordered.

32. ALUMINUM CANS FOR BURNED CHILDREN CAMPAIGN (Tape 4)

In reading the January/February issue of Fairfax County's Fire and Rescue magazine entitled Line Copy, Supervisor Hyland noted that since 1989 the Washington Metropolitan region has raised over \$120,000 and assisted more than 300 burned children through its aggressive Aluminum Cans for Burned Children campaign.

Supervisor Hyland pointed out that local businesses, schools and private citizens have collected more than 12 million cans by taking them to drop off sites located throughout Fairfax County at Fire and Rescue facilities.

Supervisor Hyland noted that there are other agencies that could assist the Fire and Rescue Department in developing an expanded advertisement campaign such as producing bus signboards, highway billboard advertisements, a cable program, schools, advertising in the parks where recycling bins are located, and developing a statement that those cans will go to the Aluminum Cans for Burned Children campaign, etcetera.

Supervisor Hyland moved that the Board direct the Office of Public Affairs to work with the Fire and Rescue Department and other County agencies such as the Park Authority and the Office of Transportation, schools, etcetera in developing more public information opportunities. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor McConnell being out of the room.

33. **DEFERRAL OF THE PUBLIC HEARING ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S93-IV-LP1 CONCERNING THE GUNSTON HEIGHTS (SECTION ONE) AND WILEY SUBDIVISIONS ON MASON NECK (MOUNT VERNON DISTRICT)** (Tape 4)

Supervisor Hyland announced that the Planning Commission held its public hearing on Out-of-Turn Plan Amendment S93-IV-LP1 concerning the Gunston Heights and Wiley subdivisions on Mason Neck, but deferred its recommendation until June 8, 1994.

Therefore, Supervisor Hyland moved to defer the public hearing on Out-of-Turn Plan Amendment S93-IV-LP1 concerning the Gunston Heights and Wiley subdivisions on Mason Neck until **June 27, 1994 at 4:30 p.m.** This motion was seconded by Chairman Davis and carried by a vote of nine, Supervisor McConnell being out of the room.

34. **SIMULTANEOUS PROCESSING FOR THE ROSE HILL TEXACO STATION AT 5514 FRANCONIA ROAD - SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 89-L-023** (Tape 4)

Supervisor Alexander moved that the Board direct staff to simultaneously process Special Exception Amendment Application SEA 89-L-023 for the Rose Hill Texaco Station at 5514 Franconia Road. The owners of this station have worked diligently with the surrounding community and have received their support. The community is anxiously awaiting these improvements. This motion was seconded by Supervisor Hyland.

Supervisor Alexander stated that the owner/applicant understands that this approval neither provides him with a vested right in plan approval nor relieves him from the responsibility of any plan

modification that may be required as a result of Board and/or staff review.

The question was called on the motion which carried by a vote of nine, Supervisor McConnell being out of the room.

35. REQUEST FOR STAFF REVIEW OF A MIXED-USE ZONING ORDINANCE
(Tape 4)

Supervisor Alexander pointed out that currently there is not a mixed-use Zoning Ordinance. He asked unanimous consent that the Board direct the County Executive to review this issue.

Supervisor Hanley asked that the request be amended to include staff review of urban standards as opposed to other standards, and this was accepted.

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

NV:nv

36. WATER AUTHORITY APPLICATION NUMBER 456-Y-93-17 (Tape 5)

Supervisor Frey stated that the Water Authority has filed Application Number 456-Y-93-17 to extend a 24-inch water main along the south side of Route 50 near its interchange with the Fairfax County Parkway. He said that the Planning Commission public hearing is currently scheduled for May 11, 1994, but the Water Authority needs more time so the public hearing will be rescheduled for June 8, 1994.

Supervisor Frey moved that the Board extend the date for the Planning Commission public hearing and action on Application 456-Y-93-17 by the Water Authority to June 30, 1994 with the understanding that the new date for the public hearing is June 8, 1994. This motion was seconded by Supervisor Hanley.

Following discussion, the question was called on the motion which carried by a vote of nine, Supervisor McConnell being out of the room.

37. PROFFERED CONDITION AMENDMENT APPLICATIONS FOR CENTRE RIDGE
(Tape 5)

Supervisor Frey stated that following the Board's actions on April 25, 1994 regarding two Proffered Condition Amendment Applications for Centre Ridge Development Limited Partnership, staff was made aware that certain contract purchasers had not signed the

proffers and, in one instance, were not listed on the affidavit. He stated his understanding that through oversight and inadvertent error the updated affidavit information had not been submitted to the County prior to the Board's actions on the hearing as required by law.

Therefore, Supervisor Frey moved to reconsider the Board's action taken on April 25, 1994 pursuant to Proffered Condition Amendment Applications PCA 81-S-058-5 and PCA 91-Y-010. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Alexander and Supervisor McConnell being out of the room.

Supervisor Frey moved that the Board authorize the advertisement of new public hearings before the Board for Proffered Condition Amendment Applications PCA 81-S-058-5 and PCA 91-Y-010 on **June 6, 1994 at 3:30 p.m.** This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor McConnell being out of the room.

38. CONCURRENT PROCESSING OF THE SITE PLAN AND SPECIAL EXCEPTION APPLICATION SE 93-Y-059 FOR EXXON (Tape 5)

Supervisor Frey stated that Exxon has filed Special Exception Application SE 93-Y-059, parcels 103 and 104, in Centreville. He moved that the Board direct staff to concurrently process Site Plans for the Exxon Station with the Special Exception Application. He stated that Exxon realizes that this action is at their risk and does not imply approval of the Special Exception Application. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor McConnell being out of the room.

39. COMMENDATION TO STAFF REGARDING PENDER METHODIST CHURCH EXPANSION (Tape 5)

Supervisor Frey stated that last Sunday he attended the consecration of the new education wing and enlarged sanctuary of Pender Methodist Church in Fair Oaks. He stated that the Church's Building Committee Chairman commended the following County staff members for their assistance in meeting the Church's tight time frame:

- David J. Thomas and David C. Phillips, Fire Prevention Division, Fire and Rescue Department; and
- Ronald G. Stevens, Bobby P. Ward, and Dan K. Williams, Inspection Service Division, Department of Environmental Management (DEM).

40. ESTABLISHMENT OF BOARD REDEVELOPMENT SUBCOMMITTEE (Tape 5)

As a result of the Revitalization meeting held last week, Supervisor Trapnell proposed the following suggestions for Board and staff consideration:

- Establishment of a Board Redevelopment Subcommittee, to work with the Board of Supervisors, the community, and the County staff;
- Establishment of a County Office of Redevelopment, to be staffed by drawing from existing staff working on revitalization; and
- Recognition of the unique characteristics of the redevelopment corridors during the application process. This item will require input from staff and the community.

Therefore, Supervisor Trapnell moved that the Board direct staff to consider the second and third items and return to the Board as soon as possible with specific comments. This motion was seconded by Supervisor Alexander. Following discussion, the question was called on the motion which carried by unanimous vote.

41. BAILEY'S DAY (Tape 5)

Supervisor Trapnell announced that the fifth annual Bailey's Day will be held on Saturday, May 14, 1994 from 10:00 a.m. until 4:00 p.m. at Mason District Park. She stated that a number of restaurants, craft persons, community groups, and entertainers are participating in this event. She invited everyone to join the festivities.

42. MULTI-WAY STOPS ON VALLEY LANE AT VILLA LANE AND CAROLYN DRIVE
(Tape 5)

Supervisor Trapnell reminded the Board that at its meeting on November 22, 1993, she had requested staff to look into the issue of multi-way stops on Valley Lane at Villa Lane and Carolyn Drive. Since then, the request for multi-way stops was denied by the Virginia Department of Transportation (VDOT). She stated that she and Chairman Davis received notification from Loren Epton at VDOT that the denial was premature.

Therefore, Supervisor Trapnell moved that the Board direct staff to draft a resolution requesting VDOT to review and address possible solutions to remedy the safety concerns of the residents of Sleepy Hollow Manor and Ravenwood Civic Associations. This motion was seconded by Chairman Davis and carried by unanimous vote.

43. DEDICATION OF THE CLARK HOUSE (Tape 5)

Supervisor Trapnell announced that the Clark House was dedicated on Sunday, May 8, 1994, and she and Chairman Davis were in attendance along with 300 other people who

passed through the House. She stated that this House will become a community resource for the Park Authority offering staff quarters for interns, office space, and meeting rooms for the public.

44. **NO BOARD MATTERS FOR SPRINGFIELD DISTRICT SUPERVISOR ELAINE MCCONNELL** (Tape 5)

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

45. **STANDARDIZED SYMBOL SIGNS FOR NON-STATE ROADS** (Tape 5)

Chairman Davis stated that 20 percent of traffic incidents that occur in the County are on off-street roadways. He said that these accidents are partly due to poorly marked signage. Signs not uniform in size, shape, and color tend to be confusing for a number of drivers. The American Traffic Safety Services Association has suggested using symbols to better communicate the traffic message to drivers. Therefore, Chairman Davis relinquished the Chair to Vice-Chairman McConnell and moved that the Board direct staff to explore the use of standardized symbol signs on non-State roads. The second to this motion was inaudible.

Following a query from Supervisor Hanley regarding the affected roads, Supervisor Davis stated that the motion pertained to non-State roads like those in shopping centers. The question was called on the motion which carried by unanimous vote.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

CM:cm

46. **ORDERS OF THE DAY** (Tape 6)

Chairman Davis announced that the Board would now proceed with C-1 - Evaluation of the Investment in the State Non-Arbitrage Program.

47. **C-1 - EVALUATION OF THE INVESTMENT IN THE STATE NON-ARBITRAGE PROGRAM** (Tape 6)

The Board next considered an Item contained in the Memorandum to the Board dated May 9, 1994 presenting an evaluation of the investment in the State Non-Arbitrage Program (SNAP).

Following discussion, with input from Al Samper, SNAP Program Administrator, Commonwealth Investment Counsel (CIC); R. Preston Nuttall, CIC; William J. Leidinger, County Executive; and James P. McDonald, Deputy County Executive for Management and Budget, Chairman Davis relinquished the Chair to Vice-Chairman McConnell and moved that the Board direct staff to continue the current investment policy of using both

SNAP and in-house investment for another year and review the results of both programs. This motion was seconded by Supervisor McConnell and **CARRIED** by a recorded vote of seven, Supervisor Frey, Supervisor Hanley, and Supervisor Hyland voting "NAY."

Vice-Chairman McConnell returned the gavel to Chairman Davis.

48. **ADMINISTRATIVE ITEMS** (Tape 6)

Supervisor Alexander moved approval of the Administrative Items. This motion was seconded by Supervisor Dix and carried by unanimous vote.

**ADMIN 1 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE
ORDWAY ROAD CONSERVATION PLAN (SULLY DISTRICT)**

(A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **June 27, 1994 at 4:30 p.m.** on the proposed Ordway Road Conservation Plan.

**ADMIN 2 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE
AMENDMENT OF THE FAIRHAVEN CONSERVATION PLAN (MOUNT
VERNON DISTRICT)**

(A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **June 27, 1994 at 3:30 p.m.** on the proposed amendment to the Fairhaven Conservation Plan.

49. **A-1 - APPROVAL TO ISSUE A REQUEST FOR PROPOSALS (RFP) FOR POSSIBLE
PRIVATIZATION OF FACILITIES OPERATION AND MAINTENANCE
SERVICES** (Tape 6)

Following discussion, with input from staff, Supervisor Berger moved that the Board concur with the recommendation of staff to proceed with the notice of issuance of the Request for Proposals (RFP) for possible privatization of:

- Facilities operation, maintenance and repair services;
- Custodial maintenance, pest control and snow removal services; and
- Landscape and grounds maintenance services;

for the Community Development Building (B-2) and Human Services Building (B-3). This motion, the second to which was inaudible, carried by a vote of nine, Supervisor Alexander being out of the room.

50.A-2 - SALE OF GENERAL OBLIGATION BONDS, SERIES 1994A (Tape 6)

(BONDS)

(Rs)

On motion of Supervisor Dix, seconded by Supervisor Trapnell, and carried by a vote of nine, Supervisor Alexander being out of the room, the Board concurred in the recommendation of staff and approved the sale of General Obligation bonds in the amount of \$158,100,000, the proceeds of which will be used to fund the Fiscal Year (FY) 1994 construction of capital facilities and infrastructure as previously approved by the Board and:

- Adopted the Resolution authorizing the issuance of General Obligation bonds;
- Adopted the Resolution authorizing the sale of the bonds including preparation of the form of the notice, the preparation of the Official Statement, and the Chairman's signature on the Official Statement; and
- Adopted the Resolution delegating to the County Executive or the Deputy County Executive for Management and Budget (OMB) authority to award the bid if the Board is not in session. Bond Counsel has advised that this form of authorization is acceptable. The winning bid must offer the lowest true interest cost, and the true interest cost rate may not exceed 7.0 percent.

51.A-3 - APPROVAL OF THE 1994 SCHEDULE AND THE REVIEW COMMITTEE MEMBERS FOR THE EXCEPTIONAL DESIGN AWARDS PROGRAM (Tape 6)

On motion of Supervisor McConnell, seconded by Supervisor Trapnell, and carried by a vote of nine, Supervisor Alexander being out of the room, the Board concurred in the recommendation of staff and approved the:

- Implementation schedule for the Exceptional Design Awards Program; and
- Review Committee Members for the 1994 Exceptional Design Awards Program.

52.A-4 - PROPOSED FEDERAL CAPITAL IMPROVEMENTS PROGRAM (CIP) FOR FISCAL YEARS (FY) 1995-1999 (Tape 6)

Following a brief discussion, Supervisor Dix moved that the Board concur in the recommendation of staff and authorize staff to submit comments to the National Capital Planning Commission (NCPC), stating that while, in general, Fairfax County endorses the

Proposed Federal Capital Improvement Program (CIP), Fiscal Years (FY) 1995- 1999, the County desires to receive complete details and be given the opportunity to review and comment on all projects as they move towards final planning, land acquisition and construction. These comments also request that the United States (U.S.) Department of the Army continue to work with County staff in the expansion and development process at the Fort Belvoir Main Post and the Engineer Proving Ground (EPG) site; and that the U.S. Postal Service closely coordinate with the County on all new postal facilities to be located in the County. This motion, the second to which was inaudible, carried by unanimous vote.

53.A-5 - AUTHORIZATION TO ADVERTISE PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 101 (SUBDIVISION ORDINANCE) AND CHAPTER 112 (ZONING ORDINANCE) REGARDING AS-BUILT PLANS AND CERTIFICATES OF COMPLETION (Tape 6)

(R)

(A)On motion of Supervisor Frey, seconded by Supervisor Hanley, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on June 8, 1994 and before the Board of Supervisors on **June 27, 1994 at 3:30 p.m.** regarding proposed amendments to the Code of the County of Fairfax, Chapter 101 (Subdivision Ordinance) and Chapter 112 (Zoning Ordinance) regarding As-Built Plans and Certificates of Completion.

54.A-6 - FAIRFAX COUNTY DEPARTMENT OF RECREATION AND COMMUNITY SERVICES' GRANT APPLICATION TO THE U.S. DEPARTMENT OF AGRICULTURE FOR THE SUMMER LUNCH PROGRAM FOR CHILDREN (Tape 6)

On motion of Supervisor Hyland, seconded by Supervisor Hanley, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the Department of Recreation and Community Services' grant application in the amount of \$61,973 for the 1994 U.S. Department of Agriculture's Summer Lunch Program for Children.

55.A-7 - AUTHORIZATION FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) TO ACCEPT ADDITIONAL FUNDING FROM THE VIRGINIA DEPARTMENT OF CORRECTIONS PROBATION AND PAROLE OFFICE (Tape 6)

On motion of Supervisor Hanley, seconded by Supervisor Bulova, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the Fairfax-Falls Church Community Services Board (CSB) to accept additional funding in the amount of \$23,500 from the Virginia Department of Corrections Probation and Parole Office to provide enhanced substance abuse treatment services for probation and parole clients referred to Alcohol and Drug Services.

56.A-8 - PROPOSED VACATION AND REDEDICATION OF SANITARY SEWER EASEMENTS LOCATED ON THE PROPERTY OF CHRISTOPHER JEHN AND MARY E. JEHN (MASON DISTRICT) (Tape 6)

(R)Following a brief discussion with input from staff, Supervisor Trapnell moved that the Board concur in the recommendation of staff and adopt the Resolution authorizing the County Executive to execute, on behalf of the Board, a Quitclaim Deed of Vacation and Rededication of sanitary sewer easements located on Tax Map Number 61-3((14))383. This motion was seconded by Chairman Davis and carried by unanimous vote.

57.A-9 - PROPOSED VACATION AND REDEDICATION OF SANITARY SEWER EASEMENTS LOCATED ON THE PROPERTY OF MARCUS AND MARLENE EINSTEIN (MASON DISTRICT) (Tape 6)

(R)On motion of Supervisor Trapnell, seconded by Supervisor Alexander, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted the Resolution authorizing the County Executive to execute, on behalf of the Board, a Quitclaim Deed of Vacation and Rededication of sanitary sewer easements located on Tax Map Number 61-3((14))142.

58.C-1 - EVALUATION OF THE INVESTMENT IN THE STATE NON-ARBITRAGE PROGRAM (No Tape)

(NOTE: Earlier in the meeting, action was taken regarding this item. See Clerk's Summary Item CL#47.)

59.I-1 - STAFF SUMMARIES OF THE FEBRUARY AND MARCH, 1994 TRANSPORTATION ADVISORY COMMISSION MEETINGS (COUNTYWIDE) (Tape 6)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 9, 1994 presenting Staff Summaries of the February and March, 1994 Transportation Advisory Commission meetings.

60.I-2 - AMERICANS WITH DISABILITIES ACT (ADA): IMPLEMENTATION OF WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) METROACCESS PARATRANSIT (ALL DISTRICTS) (Tape 6)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 9, 1994 announcing that on May 16, 1994, MetroAccess service will begin operation. MetroAccess is the regional paratransit system being established by the Washington Metropolitan Area Transit Authority (WMATA) and its member jurisdictions including Fairfax County, Arlington County, Fairfax City, the City of Falls Church, the City of Alexandria, the District of Columbia, Prince George's County, and Montgomery County. Both FASTER and WMATA's contract carriers will provide service to eligible Fairfax County residents, i.e. individuals with disabilities who are unable to use the regional bus/rail system, as part of MetroAccess.

61.I-3 - CITIZEN ACCESS TO REAL ESTATE ASSESSMENT INFORMATION BY TELEPHONE (Tape 6)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 9, 1994 presenting the staff review of citizen access to real assessment information by telephone.

There was a brief discussion with input from William J. Leidinger, County Executive.

62.I-4 - POLICE DEPARTMENT'S RESPONSE TO DRIVING WHILE INTOXICATED (DWI) OVERSIGHT COMMITTEE'S SPECIAL YOUTH REPORT (Tape 6)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 9, 1994 requesting authorization for staff to monitor and evaluate Police Department Driving While Intoxicated (DWI) initiatives which target youth and alcohol-related offenses.

There was a brief discussion regarding this item, with input from Captain Justin B. Murphy, Traffic Division, Police Department.

Supervisor Dix clarified, for the record, that the kickoff for the "Safe Senior Season" occurred at Centreville High School.

The staff was directed administratively to proceed as proposed.

63.I-5 - CONTRACT AWARD - CONSTRUCTION OF PLAYGROUND, TRAILS, PICNIC AREAS AND RELATED WORK AT LORTON PARK (MOUNT VERNON DISTRICT) (Tape 6)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 9, 1994 requesting authorization for staff to award a contract to C and F Construction Company, Incorporated of Washington, D.C., in the amount of \$106,000 for construction of a playground, trails, picnic areas and related work at Lorton Park as part of Project 475588, Community Park Development, Subfund 451, Park Authority Bond Construction.

Following a brief discussion, staff was directed administratively to proceed as proposed.

64.I-6 - APPROVAL OF THE CONTRACT AMENDMENT FOR HARRY WEESE AND ASSOCIATES TO DESIGN AND PREPARE THE 30 PERCENT ROADWAY IMPROVEMENT PLANS FOR THE HERNDON MONROE PARK AND RIDE FACILITY (HUNTER MILL DISTRICT) (Tape 6)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 9, 1994 requesting authorization for staff to award a contract amendment to Harry Weese and Associates, in the amount of \$151,636 for design of a

multi-modal transportation facility located near the intersection of Monroe Avenue and the Dulles Toll Road, Herndon Park-and-Ride, Project 90A007, Subfund 471, County Bond Construction.

Following a brief discussion, with input from John W. di Zerega, Director, Department of Public Works, and Shiva K. Pant, Director, Office of Transportation, staff was directed administratively to proceed as proposed.

65.I-7 - PROPOSED REVISIONS TO THE COUNTY'S 456 REVIEW PROCEDURES
(Tape 6)

The Board next considered an Information Item contained in the Memorandum to the Board dated May 9, 1994 requesting authorization for staff to:

- Work with the Fairfax County Redevelopment and Housing Authority (FCRHA) and the Planning Commission to review the proposed procedural changes related to Housing and Community Development hearings; and
- Work with the Planning Commission on the proposed combined staff report and revised operating procedures.

(NOTE: The recommendations of these advisory groups will be returned to the Board for action at a later date.)

Following discussion, Supervisor Frey moved that the Board direct staff to continue to automatically hear the 456 Hearings. This motion was seconded by Supervisor Hyland and **CARRIED** by a recorded vote of six, Supervisor Alexander, Supervisor Bulova, Supervisor Hanley, and Supervisor McConnell voting "NAY."

ADDITIONAL BOARD MATTER

66.UPDATE ON THE CONDITION OF FORMER BOARD CHAIRMAN JOHN F. "JACK" HERRITY (Tape 6)

(NOTE: Earlier in the meeting, this matter was discussed. See Clerk's Summary Item CL#2.)

Supervisor McConnell announced that she had received a report on John F. "Jack" Herry's condition. She stated that he is responding very well to his new heart. The doctors are planning to slowly take him off the sedatives, and if he continues to respond, he will be taken off the respirators today.

67. RECESS/EXECUTIVE SESSION (Tape 6)

At 1:20 p.m., Supervisor Dix moved that the Board recess and go into Executive Session for discussion or consideration of matters enumerated in Virginia Code Section 2.1-344 and listed 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:

- J.C. Penney Company, Incorporated, et al., versus Board of Supervisors, et al., At Law Number 111399;
- J.C. Penney Properties, Incorporated, et al., versus Board of Supervisors of Fairfax County, et al., At Law Number 123866;
- George A. Keppley versus County of Fairfax, Civil Action Number 94-368-A; and
- City of Chicago, et al., versus Environmental Defense Fund, et al., Number 92-1639.

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

AM:am

At 3:40 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, and with Chairman Davis presiding.

68. INTRODUCTION OF THE THIRD GRADERS FROM THE CANTERBURY WOODS ELEMENTARY SCHOOL (Tape 7)

Supervisor Bulova introduced Mrs. Baxter's third grade class from Canterbury Woods Elementary School who were visiting the Board Auditorium.

ACTIONS FROM EXECUTIVE SESSION**69. CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 7)

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 Berger and carried by unanimous vote.

70. **ACQUISITION OF RIGHT-OF-WAY FOR SOUTH VAN DORN STREET/I-95 INTERCHANGE IMPROVEMENTS** (Tape 7)

Supervisor Alexander moved that the Board authorize the County Executive and the Director of the Department of Environmental Management (DEM) to execute the Memorandum of Understanding (MOU) regarding the acquisition of right-of-way for South Van Dorn Street/I-95 interchange improvements as discussed by the County Attorney in Executive Session. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

71. **J.C. PENNEY COMPANY, INCORPORATED ET AL. VERSUS BOARD OF SUPERVISORS, ET AL., AT LAW NUMBER 111399** (Tape 7)

Supervisor Alexander moved that the Board ratify the filing of a Notice of Appeal in J.C. Penney Company, Incorporated, et al. versus Board of Supervisors, et al., At Law Number 111399. This motion was seconded by Chairman Davis and carried by unanimous vote.

72. **TYDULL ASSOCIATES, LIMITED, ET AL. VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, AT LAW NUMBER 123867** (Tape 7)

Supervisor Hanley moved that the Board authorize settlement of Tydull Associates, Limited, et al. versus Board of Supervisors of Fairfax County, At Law Number 123867, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

73. **J.C. PENNEY PROPERTIES, INCORPORATED, ET AL. VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, ET AL., AT LAW NUMBER 123866**

(Tape 7)

Supervisor Frey moved that the Board authorize settlement of J.C. Penney Properties, Incorporated, et al. versus Board of Supervisors of Fairfax County, et al., At Law Number 123866, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Chairman Davis and carried by unanimous vote.

AR:ar

74. **3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA C-052-4 (TENTH SKYLINE ASSOCIATES, L.P.) AND PROFFERED CONDITION AMENDMENT APPLICATION PCA C-052-05 (THIRD SKYLINE ASSOCIATES, LIMITED PARTNERSHIP) (MASON DISTRICT)** (Tape 8)

Ms. Lynne J. Strobel reaffirmed the validity of the affidavits 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, Cathy Chianese, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Trapnell moved approval of Proffered Condition Amendment Application PCA C-052-4 subject to the revised proffers dated May 4, 1994. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor Bulova, Supervisor Hanley, and Chairman Davis being out of the room.

Supervisor Trapnell moved reaffirmation of the waiver of Paragraph Seven, Section 6-03 and 024 of the Public Facilities Manual (PFM), to permit underground detention facilities in a residential development. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor Bulova, Supervisor Hanley, and Chairman Davis being out of the room.

Supervisor Trapnell moved approval of Proffered Condition Amendment Application PCA C-052-05 subject to the revised proffers dated May 4, 1994. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor Bulova, Supervisor Hanley, and Chairman Davis being out of the room.

75.3:30 P.M. - PH ON AGRICULTURAL AND FORESTAL DISTRICT APPLICATION AR 86-C-001 (HARRY M., JR. AND REBECCA A. MIDDLETON) (HUNTER MILL DISTRICT) (Tape 8)

(O)A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of April 22 and April 29, 1994.

Mr. Harry M. Middleton, Jr. reaffirmed the validity of the affidavit for the record.

Mr. Middleton 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, Lorrie Kirst, Senior Staff Coordinator, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Dix moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 115 (Local Agricultural and Forestal Districts) to renew the Harry M., Jr. and Rebecca A. Middleton Local Agricultural and Forestal District (Application AR 86-C-001) subject to the proposed Ordinance provisions contained in Appendix One

of the Staff Report. This motion was seconded by Supervisor Berger and carried by a vote of six, Supervisor Alexander, Supervisor Bulova, Supervisor Trapnell, and Chairman Davis being out of the room.

76.3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 94-V-003 (HUNTINGTON CONDOMINIUMS, L.C.) (MOUNT VERNON DISTRICT) (Tape 8)

Ms. Lynne J. Strobel reaffirmed the validity of the affidavits for the record.

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

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

Supervisor Hyland moved:

- Approval of Special Exception Application SE 94-V-003 subject to the development conditions dated April 28, 1994;
- Waiver of the minimum lot width requirement;
- Waiver of the transitional screening; and
- Waiver of the interior and peripheral parking lot landscaping.

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

77.3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 93-P-024 (CITY OF FALLS CHURCH) (PROVIDENCE DISTRICT) (Tape 8)

Mr. John W. Farrell reaffirmed the validity of the affidavits for the record.

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

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

Supervisor Hanley moved approval of Special Exception Application SE 93-P-024 subject to the development conditions dated April 7, 1994. This motion was seconded by Supervisor Berger and carried by a vote of eight, Supervisor Bulova and Chairman Davis being out of the room.

Supervisor Hanley moved modification of the transitional screening and barrier requirements along the northeastern and southern peripheries of the site in favor of the landscaping and barriers shown on the Special Exception Plat, and as further clarified by the development conditions. This motion was seconded by Supervisor Berger and carried by a vote of eight, Supervisor Bulova and Chairman Davis being out of the room.

**78.3:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION
SEA 82-C-122-4 (MOBIL OIL CORPORATION) (HUNTER MILL DISTRICT)**
(Tape 8)

Ms. Marie B. Travesky reaffirmed the validity of the affidavits for the record.

Ms. Travesky 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, which included testimony by one speaker, Diane Johnson-Quinn, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Hyland asked unanimous consent that the Board direct staff to provide an update on the proposed Zoning Ordinance amendments which will address the question of food service facilities at service stations throughout the County. Without objection, it was so ordered.

Supervisor Dix moved approval of Special Exception Amendment Application SEA 82-C-122-4 subject to the development conditions dated March 30, 1994. This motion was seconded by Supervisor Berger and carried by a vote of eight, Supervisor Hanley and Chairman Davis being out of the room.

ADDITIONAL BOARD MATTER

79. PRESENCE OF MEMBERS OF BOY SCOUT TROOP 1508 (Tape 8)

Supervisor Bulova recognized the presence of two members and their leaders from Boy Scout Troop 1508 in the Board Auditorium and warmly welcomed them.

**80.3:30 P.M. - PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE PUBLIC
FACILITIES MANUAL (PFM)** (Tape 8)

(O)A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of April 22 and April 29, 1994.

Following the public hearing, Supervisor Frey moved adoption of the proposed amendment to the Public Facilities Manual (PFM) to specify the 10-year storm as the minimum design parameter for storm sewer design, align traffic barricade standards with State Standards, revise standard drawings for the sanitary manhole frame and cover, and establish conditions for clearing the reserve line area in septic fields to become effective on **July 1, 1994 at 12:01 a.m.** This motion was seconded by Supervisor Trapnell and carried by a vote of six, Supervisor Bulova, Supervisor Dix, Supervisor Hanley, and Chairman Davis being out of the room.

81. **4:00 P.M. - PUBLIC HEARING ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S94-IV-S1 FOR THE AREA LOCATED SOUTH AND WEST OF BACKLICK ROAD BETWEEN I-95 AND THE RICHMOND, FREDERICKSBURG, AND POTOMAC (RF&P) RAILROAD TRACKS (MOUNT VERNON DISTRICT)** (Tape 8)

(NOTE: On April 25, 1994 the Board deferred the public hearing on this item until May 9, 1994.)

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

Mr. Cahill 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 Hyland moved approval of Out-of-Turn Plan Amendment S94-IV-S1, to include the following language change:

■ On Page 326 of the 1991 Edition of the Area IV Plan, as amended on March 9, 1992, under the heading of Land Unit E as follows:

- "This Land Unit is located between I-95 and the Richmond, Frederick and Potomac (RF&P) Railroad tracks south and west of Backlick Road off Terminal Road. It is the site of a large fuel storage tank farm and a variety of industrial and warehouse uses. This Land Unit is planned for industrial uses up to .50 Floor Area Ratio (FAR). In order to retain existing businesses of industrial nature, and as an option, higher intensity industrial development up to .60 FAR may be appropriate for consideration to allow for minor additions to existing facilities if such development provides for public benefits commensurate with the request being

considered, such as improvements to vehicular and pedestrian safety, traffic circulation, and/or appearance of the area through landscaping and tree cover."

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

82. **4:30 P.M. - PUBLIC HEARING ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S93-IV-LP1 CONCERNING THE GUNSTON HEIGHTS (SECTION 1) AND WILEY SUBDIVISIONS ON MASON NECK (MOUNT VERNON DISTRICT)**
(Tape 8)

(NOTE: Earlier in the meeting, action was taken to defer the public hearing on this item until June 27, 1994 at 4:30 p.m. See Clerk's Summary Item CL#33.)

For the record, Supervisor Hyland again moved to defer the public hearing on proposed Out-of-Turn Plan Amendment S93-IV-LP1 until **June 27, 1994 at 4:30 p.m.** This motion was seconded by Supervisor Alexander and carried by a vote of nine, Chairman Davis being out of the room.

83. **BOARD ADJOURNMENT** (Tape 8)

At 4:35 p.m., the Board adjourned.