

**AR:ar**

The meeting was called to order at 9:45 a.m. with all Members being present, with the exception of Supervisor Alexander, and with Chairman Hanley presiding.

Supervisor Alexander arrived at 10:00 a.m.

Others present were William J. Leidinger, County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, 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. **CERTIFICATE OF APPRECIATION PRESENTED TO BENJAMIN ETTLEMAN AND DAVIS INDUSTRIES, INCORPORATED FOR THEIR CONTRIBUTIONS TO THE ALUMINUM CANS FOR BURNED CHILDREN CAMPAIGN** (Tape 1)

Supervisor Hyland moved approval of the Certificate of Appreciation presented to Benjamin Ettleman and Davis Industries, Incorporated for generously contributing to the Aluminum Cans for Burned Children Campaign. This motion was seconded by Chairman Hanley and carried by a vote of nine, Supervisor Alexander not yet having arrived.

3. **CERTIFICATES OF RECOGNITION PRESENTED TO MEMBERS OF THE FAIRFAX COUNTY POLICE DEPARTMENT** (Tape 1)

Chairman Hanley presented Certificates of Recognition to members of the Fairfax County Police Department for their courage displayed during an incident on May 1, 1995. All Members of the Board expressed their appreciation to the Police Department for a job well done.

4. **CERTIFICATE OF RECOGNITION PRESENTED TO GRAHAM ROAD ELEMENTARY SCHOOL TEACHER KEITH MICHAEL** (Tape 1)

Chairman Hanley and Supervisor Connolly presented a Certificate of Recognition to Graham Road Elementary School teacher Keith Michael for the heroic rescue of a man at Smith Mountain Lake.

5. **CERTIFICATES OF RECOGNITION PRESENTED TO GEORGE MASON UNIVERSITY AND XEROX CORPORATION FOR THEIR SUPPORT OF THE PARALYMPIC TRAILS** (Tape 1)

Supervisor Berger moved approval of the Certificates of Recognition presented to George Mason University and Xerox Corporation for their sponsorship and support of the Paralympic Trials. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

#### **BOARD MATTER**

6. **PROCLAMATION DESIGNATING JULY 26, 1995, AS "ABILITIES BUILD COMMUNITIES DAY" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved approval of the Proclamation designating July 26, 1995 as "**Abilities Build Communities Day**" in Fairfax County. This motion was seconded by Supervisor Alexander and carried by a vote of nine, Supervisor Connolly being out of the room.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

#### **AM:am**

7. **ADMINISTRATIVE ITEMS** (Tape 2)

Supervisor Connolly moved approval of the Administrative Items, the second to which was inaudible.

Supervisor Dix called the Board's attention to Administrative Item 3 - Authorization to Advertise a Public Hearing on Proposed Amendments to the Code of the County of Fairfax, Chapter 6 (Weapons) Relating to Shooting Bows and asked to amend the motion to consider this item separately, and this was accepted.

Following discussion with input by David P. Bobzien, County Attorney, the question called on the motion, as amended, which carried by unanimous vote, Supervisor Alexander, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE."

**ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM (HUNTER MILL, LEE, MASON AND MOUNT VERNON DISTRICTS)**

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated July 17, 1995, be recommended for acceptance into the State Secondary System as follows:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Floris Downs	Hunter Mill	Rogers Lane Floris Lane Alfred Mill Court Merricourt Lane Centreville Road Route 657, additional right-of-way only West Ox Road, Route 608, Additional right-of-way only
Bush Hill Woods, Section 14	Lee	Westchester Street, Route 782 Waycross Drive, Route 4103
Lincolnia Mews	Mason	Eighth Street, Route 2242
Randall Estates	Mount Vernon	Richard Casey Court Griffin Drive, Route 1355, Additional right-of-way only

**ADMIN 2 - ACCEPTANCE OF A PORTION OF CARLIN LANE INTO THE STATE SECONDARY SYSTEM (DRANESVILLE DISTRICT)**

- (R) Adopted the Resolution accepting into the State Secondary System a portion of Carlin Lane from the intersection of Chowning Place to a point approximately 498.1 (.09 mile) south to existing Route 6469.

**ADMIN 3 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 6 (WEAPONS) RELATING TO SHOOTING BOWS (COUNTYWIDE)**

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#8.)

**ADMIN 4 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE VACATION OF A PORTION OF HOLMES PLACE (DRANESVILLE DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **August 7, 1995 at 3:30 p.m.** to consider abandoning and vacating portions of Holmes Place.

**ADMIN 5 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC) TO EXPAND THE ROBINSON RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) (BRADDOCK DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **August 7, 1995 at 4:00 p.m.** regarding the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking Districts (RPPD), Appendix G, to include Pumphrey Drive (Route 4818) from Commonwealth Boulevard (Route 4801) to Horrowby Court (Route 5463) in the existing Robinson RPPD, District 17.

**ADMIN 6 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC) TO ESTABLISH THE LANGLEY RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) (DRANESVILLE DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **August 7, 1995 at 4:00 p.m.** regarding the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking Districts (RPPD), Appendix G, to establish the Langley RPPD, District 20.

**ADMIN 7 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC) TO EXPAND THE OAKTON RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) (PROVIDENCE DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **August 7, 1995 at 4:00 p.m.** regarding the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking Districts (RPPD), Appendix G, to include Brightlea Drive (Route 5625) from Logway Road (Route 5623) to Edgelea Road (Route 783) and Logway Road from Brightlea Drive to Snowbound Court (Route 5624) into the existing Oakton RPPD, District 19.

**ADMIN 8 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96014 FOR COMMUNITY AND RECREATION SERVICES' 1995 SUMMER LUNCH PROGRAM FOR CHILDREN**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96014 in the amount of \$90,820 for the Summer Lunch Program for children.

**ADMIN 9 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96015 FOR THE INDEPENDENT LIVING INITIATIVES GRANT**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96015 in the amount of \$68,400 for the Independent Living Initiatives Grant Program Year 1996, which will be used to strengthen the independent living programs for adolescents in foster care.

**ADMIN 10 - SUPPLEMENTAL APPROPRIATE RESOLUTION (SAR) AS 96017 FOR THE DEPARTMENT OF FAMILY SERVICES VIRGINIA REFUGEE RESETTLEMENT PROGRAM GRANT**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96017 for the Department of Family Services to accept \$100,000 to continue the Virginia Refugee Resettlement Program (VRRP)

**ADMIN 11 - MCLEAN COMMUNITY CENTER'S VIRGINIA COMMISSION FOR THE ARTS TOURING ASSISTANCE GRANT APPLICATION**

Approved the submission of the McLean Community Center's application for a grant in the amount of \$4,000 to the Virginia Commission for the Arts which will provide funds toward two performances by the Richmond Ballet.

**ADMIN 12 - GRANT AWARD TO THE FAIRFAX COUNTY POLICE DEPARTMENT FROM THE UNITED STATES (U.S.) DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES, ACCELERATED HIRING, EDUCATION AND DEPLOYMENT PROGRAM (COPS AHEAD)**

Authorized the Police Department to accept a grant from the United States (U.S.) Department of Justice's COPS AHEAD Program in the amount of \$1,875,000. This grant will fund 25 law enforcement officer positions to support and expand community policing throughout Fairfax County.

**ADMIN 13 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96013 FOR THE FIRE AND RESCUE DEPARTMENT TO ACCEPT THE ANNUAL VIRGINIA DEPARTMENT OF FIRE PROGRAMS GRANT**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96013 for the Fire and Rescue Department to accept \$824,108 from the Virginia Department of Fire Programs. This grant will fund fire fighting capital equipment and provide for enhanced training.

**ADMIN 14 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96011 FOR THE GENERAL DISTRICT COURT COMPREHENSIVE COMMUNITY CORRECTIONS ACT FOR LOCAL RESPONSIBLE OFFENDERS**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96011 in the amount of \$52,037 for the implementation of the Comprehensive Community Corrections Act for Local Responsible Offenders.

**ADMIN 15 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96012 FOR THE CONTINUATION OF THE EXPANSION OF THE FAIRFAX COUNTY GENERAL DISTRICT COURT PRETRIAL SERVICES DIVISION**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96012 in the amount of \$30,000. This interim grant award will provide funding for the continuation of the expansion of the General District Court Pretrial Services Division.

**ADMIN 16 - AUTHORITY FOR COMMUNITY POLICY AND MANAGEMENT TEAM TO SUBMIT APPLICATION FOR FEDERAL/STATE FAMILY PRESERVATION AND FAMILY SUPPORT PROGRAM**

Approved the submission of the Fairfax-Falls Church Community Policy and Management Team's (CPMT) grant application to the Virginia Department of Social Services (VDSS) a four-year plan for development, expansion and delivery of family preservation and family support services utilizing federal and state funds.

**ADMIN 17 - PROPOSED STREET NAME CHANGE FOR WAYNE STREET (MASON DISTRICT)**

Approved an official street name change from Wayne Street in the Official Street Names and Property Numbering Atlas, to Brittainy Drive, from its intersection with Hillcrest Road to its intersection with Brittainy Drive on Tax Map Number 059-3.

**ADMIN 18 - PROPOSED STREET NAME CHANGE FOR HIGHILL PLACE AND HIGHILL COURT (DRANESVILLE DISTRICT)**

Approved an official street name changes from Highill Place and Highill Court in the Official Street Names and Property Numbering Atlas, to High Hill Place and High Hill Court, respectively, from their intersections with Falcon Ridge Road to the end of each cul-de-sac on Tax Map Numbers 003-2 and 003-4.

**ADMIN 19 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96016**

**FOR THE DEPARTMENT OF FAMILY SERVICES CASE MANAGEMENT FOR ELDERLY VIRGINIANS GRANT**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96016 totaling \$464,051 to appropriate funds for the Case Management for Elderly Virginians Project State Grant.

**ADMIN 20 - STREETS INTO THE SECONDARY SYSTEM (MOUNT VERNON DISTRICT)**

(R) Approved the request that certain streets listed in the Memorandum to the Board dated July 17, 1995, be recommended for acceptance into the State Secondary System as follows:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Lorton Towne Center	Mount Vernon	Potomac Bend Road Lorton Road, Route 642 Additional right-of-way

8. **ADMIN 3 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 6 (WEAPONS) RELATING TO SHOOTING BOWS (COUNTYWIDE)**  
(Tape 2)

(A) (NOTE: Earlier in the meeting, action was taken to consider this item separately. See Clerk's Summary Item CL#7.)

Following discussion, with input by David P. Bobzien, County Attorney, Supervisor Bulova moved that the Board authorize the advertisement of a public hearing to be held before the Board on **August 7, 1995 at 4:00 p.m.** on proposed amendment to the Code of the County of Fairfax, Chapter 6 (Weapons) to prohibit shooting bows in a manner than can reasonably be expected to result in the impact of an arrow on the property of another. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

9. **A-1 - PROPOSED REVISIONS TO EMPLOYEE HEALTH PLAN** (Tape 2)

Following discussion, with input by Paul L. Baldino, Assistant Director, Office of Personnel, Supervisor Trapnell moved that the Board approve the revisions to the employee health plan for inclusion in a joint County-Schools Request for Proposals for employee health care services. This motion was seconded by Supervisor Berger and **CARRIED** by a recorded vote of eight, Supervisor Alexander and Supervisor Trapnell abstaining.

10. **A-2 - UTILITY ADJUSTMENT REIMBURSEMENT AGREEMENT BETWEEN THE BOARD OF SUPERVISORS AND THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR THE STRINGFELLOW ROAD IMPROVEMENT PROJECT (SULLY DISTRICT)** (Tape 2)

On motion of Supervisor Frey, seconded by Supervisor McConnell, and carried by unanimous vote, the Board concurred in the recommendation of staff and:

- Approved the Utility Adjustment Reimbursement Agreement between the Board of Supervisors and the Virginia Department of Transportation (VDOT) for the Stringfellow Road Improvement Project, Sully District; and
- Authorized the County Executive to execute this agreement.

11. **A-3 - AUTHORIZATION FOR THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) TO CREATE A NON-PROFIT CORPORATION AND A LIMITED PARTNERSHIP FOR THE OWNERSHIP OF MORRIS GLEN APARTMENTS (LEE DISTRICT)** (Tape 2)

On motion of Supervisor Alexander, seconded by Supervisor Berger, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the Fairfax County Redevelopment and Housing Authority (FCRHA) to:

- Form a FCRHA-controlled, 501 (c) non-profit corporation;
- Form a limited partnership with the newly formed corporation for the ownership of Morris Glen; and
- Form a limited partnership with an unrelated non-profit corporation, should the required 501 (c) determination by the Internal Revenue Service (IRS) for the FCRHA-controlled corporation not be received in a timely fashion.

12. **A-4 - AUTHORIZATION TO ADVERTISE PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING MINIMUM WIDTH REQUIREMENTS FOR MANUFACTURED HOMES IN THE R-A DISTRICT** (Tape 2)

(A)

(R)

Following discussion, Supervisor Hyland moved that the Board concur in the recommendation of staff and adopt the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on September 6, 1995, and before the Board on **October 16, 1995 at 4:00 p.m.** on the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding incorporation of a 1995 amendment to the Code of Virginia that requires the deletion of the minimum width requirement of 19 feet for manufactured homes in agricultural zoning districts. This motion was seconded by Supervisor Connolly and carried by unanimous vote, Supervisor Alexander, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix,



Supervisor Frey, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE."

Supervisor Dix asked unanimous consent that the Board direct staff to provide information regarding other jurisdictions that have considered this particular item. Without objection, it was so ordered.

13. **A-5 - AUTHORIZATION FOR THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO SEND A LETTER TO VIRGINIA'S UNITED STATES (U.S.) REPRESENTATIVES CONCERNING TELECOMMUNICATIONS LEGISLATION, H. R. 1555** (Tape 2)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved that the Board concur in the recommendation of staff and authorize the Chairman of the Board of Supervisors to send a letter to Virginia's United States (U.S.) Representatives conveying the County's support and concerns regarding pending federal telecommunications legislation, H. R. 1555. This motion was seconded by Supervisor Hyland.

Supervisor Hyland asked unanimous consent that the Board direct the County Executive to send a copy of this letter to the National Association of Counties (NACo). Without objection, it was so ordered.

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

Vice-Chairman Dix returned the gavel to Chairman Hanley.

14. **A-6 - BOARD APPROVAL TO AUTHORIZE THE COUNTY EXECUTIVE TO ACCEPT A CONTRACT OF SALE ON BEHALF OF FAIRFAX COUNTY FOR THE OLD DISTRICT NURSING HOME PROPERTY IN WARRENTON** (Tape 2)

(A) On motion of Supervisor Berger, seconded by Supervisor Bulova, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized:

- The County Executive to accept a sales contract offer, on behalf of Fairfax County, for the old District Nursing Home property in Warrenton; and
- The advertisement of a public hearing regarding the sale of the property to be held on **August 7, 1995 at 4:30 p.m.**

15. **A-7 - PROCEDURAL MEMORANDUM: OFFICE OF FINANCIAL AND PROGRAMS AUDITOR HOTLINE** (Tapes 2-3)

Supervisor Berger moved that the Board concur in the recommendation of staff and approve a procedural memorandum establishing the County's policies and procedures regarding the handling of "hotline" messages communicated to the Auditor to the Board. This motion was seconded by Supervisor Bulova.

Following discussion with input by William J. Leidinger, County Executive, David P. Bobzien, County Attorney, and James J. Hogan, Auditor to the Board Supervisors, Supervisor Alexander moved to defer this item. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

CM:cm

16. **ORDERS OF THE DAY** (Tape 4)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board change the Orders of the Day to proceed next with the Economic Development Authority's (EDA) presentation. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

17. **BOARD RECESS** (Tape 4)

At 11:45 a.m., the Board recessed briefly and at 11:55 a.m., reconvened in the Board Auditorium with all Members present, and with Chairman Hanley presiding.

18. **10:30 A.M. - PRESENTATION BY THE ECONOMIC DEVELOPMENT AUTHORITY (EDA) OF THE BUSINESS EXECUTIVE SURVEY REPORT** (Tape 4)

Patricia M. Woolsey, Chairman, Economic Development Authority (EDA), presented the EDA Business Executive Survey Report. There was a brief discussion following the presentation.

19. **C-1 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONSIDER A PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 6 (WEAPONS) RELATING TO SHOOTING BB-GUNS, TO CARRYING OR POSSESSING LOADED RIFLES AND SHOTGUNS IN VEHICLES, AND TO CLARIFYING CERTAIN PROVISIONS (COUNTYWIDE)** (Tapes 4-5)

- (A) Following discussion, with input from Michael H. Long, Assistant County Attorney, Supervisor Hyland moved that the Board authorize the advertisement of a public hearing to be held before the Board on **September 11, 1995 at 3:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 6 (Weapons), relating to shooting B-B guns or possessing loaded rifles and shotguns in vehicles, and to clarifying certain provisions. This motion was seconded by Supervisor Connolly and **CARRIED** by a recorded vote of nine, Supervisor Berger voting "NAY."

20. **I-1 - REDESIGN OF ADULT AND COMMUNITY EDUCATION AND COMMUNITY AND RECREATION SERVICES (CRS) JOINT QUARTERLY PUBLICATION: LEISURE PURSUITS/CLASSES, ETCETERA** (Tape 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 17, 1995 requesting authorization for staff to proceed with the redesign of *Leisure Pursuits/Classes, Etcetera* as noted.

The staff was directed administratively to proceed as proposed.

21. **I-2 - STATUS OF SATURDAY SOLID WASTE REDUCTION AND RECYCLING CENTER (SWRRC) PROGRAM (DRANESVILLE, PROVIDENCE AND SPRINGFIELD DISTRICTS)** (Tape 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 17, 1995 requesting authorization for staff to continue the Saturday Solid Waste Reduction and Recycling Center (SWRRC) Program operations as planned.

The staff was directed administratively to proceed as proposed.

22. **I-3 - AUTHORIZATION TO ENTER INTO A CONTRACT WITH THE LOWEST BIDDER FOR ROOF REPLACEMENT OF THE ATRIUM APARTMENTS (LEE DISTRICT)** (Tape 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 17, 1995 requesting authorization for the Fairfax County Redevelopment and Housing Authority (FCRHA) to proceed with the award of a contract to Magco, Incorporated in the amount of \$127,800 for roof replacement at The Atrium Apartments, subject to the United States (U.S.) Department of Housing and Urban Development (HUD) approval.

The staff was directed administratively to proceed as proposed.

23. **I-4 - AWARD OF CONTRACT - MANCHESTER LAKES PHASES I, II, IIIA AND IIIB DEVELOPER DEFAULTS (LEE DISTRICT)** (Tape 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 17, 1995 requesting authorization for staff to proceed with the award of a contract to J.R.G. Contractors, Incorporated in the amount of \$175,223.35 for Manchester Lakes Phases I, II, IIIA and IIIB Developer Defaults.

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

24. **I-5 - FAIRFAX COUNTY WINS 10 NATIONAL AWARDS** (Tape 5)

The Board next considered an Information Item contained in the Memorandum to the Board dated July 17, 1995 announcing that Fairfax County has won 10 1995 National Achievement Awards for innovative programs from the National Association of Counties (NACo) presented as follows:

- School-Age Child Care Motif Curriculum - Office for Children;
- Every Step of the Way - Seniors - Fire and Rescue Department;
- RIDECHOICES Program - Office of Transportation;
- Capital Improvement Program and Bond Sale Management - Office of Management and Budget;
- Bioremediation of Contaminated Soils - Equipment Management Transportation Agency (EMTA) and Department of Environmental Management (DEM)/Soil Science Branch;
- Wildlife Conflict Resolution Policy - Park Authority;
- Town Meetings on Fairness - Criminal Justice Policy Group;
- Employee Rehabilitation Program - Office of Finance/Risk Management Division;
- Cooperative Magazine Indexing and Article Service - County Public Libraries and Schools; and
- Guideline for Architects and Engineers - Department of Public Works.

Chairman Hanley congratulated the County on winning the National Awards.

25. **10:30 A.M. - PRESENTATION BY THE ECONOMIC DEVELOPMENT AUTHORITY (EDA) OF THE BUSINESS EXECUTIVE SURVEY REPORT**  
(No Tape)

[NOTE: Earlier in the meeting, the Economic Development Authority (EDA) presentation was made. See Clerk's Summary Item CL#18.]

**ADDITIONAL BOARD MATTERS****26. APPOINTMENT TO TASK FORCE ON COUNTY REVENUES AND EXPENDITURES** (Tape 5)

(APPT)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved the appointment of Mr. Cory J. Starr as the Fairfax County Chamber of Commerce Representative to the Task Force on County Revenues and Expenditures. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

**27. VIENNA-BASED GOLDEN GIRLS PARTICIPATION IN THE 1995 UNITED STATES (U.S.) NATIONAL SENIOR OLYMPICS** (Tape 5)

Supervisor Hanley informed the Board that the Vienna-based Golden Girls Softball Association sent two teams to the 1995 United States (U.S.) National Senior Sports Classic V, also known as the National Senior Olympics, from May 17 - 23, 1995 in San Antonio, Texas. The 60 and over team, in a field of seven, beat the team from Colorado by a score of 20-11 to win the gold medal. The 55 and over team won the silver medal in a field of 18, outscoring their opponents 84-21 in six games, losing only to one team. More than 8,000 senior athletes from all over the country participated in the various athletic events. The Golden Girls teams enjoyed competing and representing Virginia at the national level of senior softball.

Supervisor Hanley moved that the Board direct staff to prepare a Certificate of Recognition for the Golden Girls and invite them to come to be recognized at a Board meeting for their outstanding performance in the 1995 U.S. National Senior Sports Classic. This motion was seconded by Vice-Chairman Dix and carried by unanimous vote.

**28. DECLARATION OF AUGUST 1ST AS "NATIONAL NIGHT OUT"** (Tape 5)

Supervisor Hanley informed the Board of a letter she received from the Greater Herndon Citizens Association requesting that the Board declare August 1 as "National Night Out," and stated that since Supervisor Trapnell had a Board Matter on this issue she would defer to Supervisor Trapnell's motion on that Proclamation.

(NOTE: Later in the meeting, further action was taken regarding this issue. See Clerk's Summary Item CL#79.)

**29. GABRIEL HOMES, INCORPORATED'S UPCOMING GOLF TOURNAMENT AT HIDDEN CREEK COUNTRY CLUB IN RESTON** (Tape 5)

Supervisor Hanley informed the Board of a letter she received from Gabriel Homes, Incorporated, announcing its upcoming Golf Tournament at Hidden Creek Country Club in Reston on September 25, 1995.

Supervisor Hanley stated that Gabriel Homes makes a tremendous contribution to the community by allowing working adults with developmental disabilities to live together in the

community. Supervisor Hanley invited Board Members to participate in the Golf Tournament by playing golf, donating a prize, or sending good wishes for the souvenir booklet.

30. **VIRGINIA DEPARTMENT OF TRANSPORTATION'S (VDOT) SUBDIVISION STREET REQUIREMENTS** (Tape 5)

Supervisor Hanley informed Board Members of the Virginia Department of Transportation's (VDOT) new Subdivision Street Requirements' proposed changes and moved that the Board direct staff to present its comments on these changes in the form of an Information Item. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Frey being out of the room.

31. **AWARD OF FINANCIAL ACHIEVEMENT AWARDED TO SUSAN S. PLANCHON, DIRECTOR, OFFICE OF FINANCE** (Tape 5)

Supervisor Hanley informed Board Members of a news release announcing that the Award of Financial Achievement for Excellence in Financial Reporting has been awarded to Susan S. Planchon, Director, Office of Finance.

Supervisor Hanley noted that a plaque was to accompany the award and moved that once the plaque arrives that it be presented to Ms. Planchon at a Board Meeting. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

32. **ECONOMIC DEVELOPMENT INITIATIVE GRANT AND THE FEDERAL LEGISLATIVE UPDATE** (Tape 5)

Supervisor Hanley called the Board's attention to several items not included in the Board Package but distributed by staff to Board Members, one being the notification of the Economic Development Initiative Grant and she noted her delight in seeing the grant.

Supervisor Hanley referred to another item circulated to Board Members, namely the Federal Legislative Update and noted that it included several items that would affect the County including the transportation funding for mass transit and the flow control legislation.

33. **NATIONAL HIGHWAY SYSTEM BILL** (Tape 5)

Supervisor Hanley called the Board's attention to the National Highway System Bill which was approved by the Senate and asked unanimous consent that the Board direct staff to return with an Information Item at the next meeting indicating the changes that would affect Fairfax County. Without objection, it was so ordered.

34. **INFORMATION TECHNOLOGY SUBCOMMITTEE MEETING** (Tape 5)

Supervisor Hanley informed Board Members of attempts being made to schedule an Information Technology Subcommittee meeting as soon as possible.

35. **HUMAN SERVICES SUBCOMMITTEE MEETING** (Tape 5)

Supervisor Hanley announced that a Human Services Subcommittee meeting has been scheduled for July 24, 1995 at 9:00 a.m.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

36. **WAIVER OF APPLICATION FEES FOR CHILDREN'S NATIONAL MEDICAL CENTER** (Tape 5)

Supervisor Dix announced that the Children's National Medical Center, a non-profit institution whose mission is to be the preeminent provider of quality health care services to infants, children and youth, will be sponsoring an October fund raiser called "Autumn Adventure" at Reston Town Center. A major feature of this event is the Haunted House, which this year will be a 6,000 square foot tented structure.

Supervisor Dix stated that, in order to accommodate the time necessary for the construction of the Haunted House, Children's has submitted an application to the Board of Zoning Appeals (BZA) requesting a longer period of time for their Temporary Special Permit beyond the allowed time limit of 21 days. The permit will be required for 33 days.

Supervisor Dix moved that the Board authorize the application fee of \$1,980 for this Temporary Special Permit request by Children's National Medical Center to be waived. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Connolly being out of the room.

37. **DEPARTMENT OF MOTOR VEHICLES (DMV) LEASE OF SPACE IN THE GOVERNMENT CENTER** (Tape 5)

Supervisor Dix stated that the Virginia Department of Motor Vehicles (DMV) currently leases approximately 4,000 square feet of space in the Government Center for use as a satellite office. The initial term of the lease was for 15 years and has approximately 12 years remaining on the initial term. In light of this fact, the DMV is in the process of reducing the number of field offices located throughout the state and has identified the office located at the Government Center as a potential site to close.

Supervisor Dix moved that the Board adopt the following Resolution:

WHEREAS, the Department of Motor Vehicles is considering the feasibility of closing some of its Express Offices throughout the State; and

WHEREAS, the Express Office located at the Government Center has been identified as a potential site to close;

NOW, THEREFORE, BE IT RESOLVED that the County Executive is authorized to enter into negotiations with the Department of Motor Vehicles to explore the possible termination of its lease with the County in a manner that is mutually beneficial to all parties.

This motion was seconded by Supervisor Frey.

Following discussion, Supervisor Frey asked to amend the motion to have the Board request DMV to provide information regarding their plans for other satellite offices in the surrounding area, and this was accepted.

Supervisor Alexander asked to amend the motion to have DMV provide information regarding the plans for all satellite offices in Fairfax County, and this was accepted.

Chairman Hanley relinquished the Chair to Acting-Chairman Alexander and asked to further amend the motion to also request information regarding the time frame in which DMV plans to close the satellite offices, and this was accepted.

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

Acting-Chairman Alexander returned the gavel to Chairman Hanley.

38. **VOLUNTARY POLLUTION ABATEMENT MEASURES**

Supervisor Dix stated that the temperature conditions in the last few days has created a number of issues within the communities. He stated that he and other Supervisors participated in the Metropolitan Washington Council of Governments (COG) Air Quality Committee and one of their charges is to try to identify voluntary activities that citizens, businesses, and the government can do to reduce the impact of air pollution and its harmful effects on the public health and environment.

Supervisor Dix stated that he had a copy of a list of voluntary items that are part of the new "ENDZONE" Program to reduce air pollution and the volatile organic compounds and nitrogen oxides that results from some activities.

Supervisor Dix moved that the Board direct staff to publicize the list of voluntary measures as information that citizens, businesses, and governments can use in an attempt to help reduce the stress associated with the intense weather days of the summer. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

(NOTE: Later in the meeting, this issue was revisited. See Clerk's Summary Item CL#71.)



PMH:pmh

39. **FILMING OF MOVIE IN TYSONS CORNER** (Tape 6)

Supervisor Connolly announced that "First Kid," a full-length Disney family comedy features the Galleria at Tysons II mall located in Providence District. He said that the mall is featured in the climax shoot-out scene. The film stars include Robert Guillaume, Sinbad, Lisa Eichhorn, Timothy Busfield and Brock Pierce (of The Mighty Ducks) as the son of the President of the United States. Along with about 150 crew members, these actors stayed in Tysons Corner hotels, shopped in County shops, and ate in County restaurants. The production employed as many as 400 extras from the area for three weeks. It attracted many onlookers and autograph-seekers during the filming, which wrapped up on Saturday. The public was welcomed to observe the shoot, which featured many dramatic action scenes staged throughout the mall.

Supervisor Connolly commended the Fairfax County Economic Development Authority (EDA), Pat Archer, Convention and Visitor's Bureau; as well as Captain Robert Fitzpatrick and Lieutenant "Jeff" Jeffries of the McLean Station and the Fire Department, especially Sergeant Jim Sallee and Sergeant Peter Marshall, who were responsible for ensuring safety on the sets, a maze of electrical lights and cables. Production company crew comments included how welcome they felt and how professionally handled every aspect of the project was on the Fairfax County end, and they look forward to returning. "First Kid" is expected to be released in December.

40. **COMMENDATION FOR PROVIDENCE DISTRICT RESIDENT CAPTAIN JOSEPH "GUS" GUSTAFERRO** (Tape 6)

Supervisor Connolly commended a resident of the Providence District, Captain Joseph "Gus" Gustafarro, for his activities in helping to commemorate the upcoming anniversary of the ending of World War II. Captain Gustafarro was an Ensign assigned to engineering work at Pearl Harbor on December 7, 1945. He served aboard battleships in the Pacific throughout the war and was present aboard the USS Taylor at the signing of the peace in Tokyo Bay, September 2, 1945. He has sought out other veterans who happened to be present at both the beginning and at the end of the war in the Pacific. He has organized a reunion of these survivors for the 50th anniversary of the peace treaty in Hawaii, at the end of August.

Supervisor Connolly moved that the Board:

- Declare September 2, 1995 as Fairfax County's Day of Appreciation, honoring all County veterans of World War II, who accomplished the peace for the nation; and

- Direct staff to invite Captain Gustafarro to appear before the Board on July 31, 1995, as a special representative on behalf of this unique group of World War II veterans who were present at both Pearl Harbor and Tokyo Bay, to accept the Proclamation on behalf of the veterans.

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

41. **REQUEST TO SCHEDULE PUBLIC HEARINGS FOR REZONING APPLICATIONS RZ 95-P-041 AND RZ 95-P-025, PROFFERED CONDITION AMENDMENT APPLICATION PCA 84-P-103-2 AND SPECIAL EXCEPTION APPLICATIONS SE 95-P-053 AND SE 95-P-035** (Tape 6)

Supervisor Connolly referred to a group of applications that have been filed by Norman R. Pozez and Dennis F. Ratner to permit the development of two office buildings, a hotel and a restaurant as a single development within the area of Gallows Road and Route 29 in Merrifield.

Due to the time sensitive nature of the applicants' request, Supervisor Connolly moved that the Board direct staff to schedule a public hearing to be held before the Board on October 30, 1995 regarding the following applications:

- Rezoning Application RZ 95-P-041;
- Rezoning Application RZ 95-P-025;
- Proffered Condition Amendment Application PCA 84-P-103-2;
- Special Exception Application SE 95-P-053; and
- Special Exception Application SE 95-P-035,

This motion, the second to which was inaudible, carried by unanimous vote.

42. **LEE GRAHAM CORPORATION RECREATION CENTER - SPECIAL PERMIT APPLICATION SP 95-P-041** (Tape 6)

Supervisor Connolly said that it has come to his attention that the Lee Graham Corporation has filed a Special Permit Amendment Application to Special Permit Application SP 95-P-041 to permit a number of improvements to its recreation facility located at 7319 Lee Highway. The application is scheduled to be heard by the Board of Zoning Appeals (BZA) on September 14, 1995. He added that a Site Plan Waiver, now referred to as a minor Site Plan, is also required.

In an effort to expedite the proposed construction program so that the pool facility and clubhouse will be ready for use next season, Supervisor Connolly moved that the Board approve the simultaneous processing of the Special Permit Amendment Application and the minor Site Plan as required by the Department of Environmental Management (DEM). This

motion was seconded by Chairman Hanley and carried by unanimous vote.

43. **CLARIFICATION MOTION - SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 87-P-022-3 (SUNRISE ASSISTED LIVING PARTNERSHIP II)**  
(Tape 6)

Supervisor Connolly noted that on June 26, 1995 the Board voted to approve Special Exception Amendment Application SEA 87-P-022-3 subject to development conditions dated June 8, 1995. He said that Development Condition Three of the approved Development Conditions provided by staff referenced development in accordance with the Special Exception Amendment Plat as revised through April 8, 1995; however, this should have read May 17, 1995.

Therefore, Supervisor Connolly moved that the Board approve the development conditions as modified to reflect development of the site in accordance with revised Special Exception Amendment Plat as revised through May 17, 1995. This motion was seconded by Supervisor Berger and carried by unanimous vote.

44. **INTENT TO DEFER PUBLIC HEARINGS ON REZONING APPLICATIONS RZ 94-P-015, RZ 94-P-064 AND SPECIAL EXCEPTION APPLICATION SE 94-P-020**  
(Tape 6)

Supervisor Connolly announced his intent to defer later in the meeting at the appropriate time, the public hearings scheduled for today at 3:30 p.m. on the following:

- Rezoning Application RZ 94-P-015 and Special Exception Application SE 94-P-020 (Tysons Promenade Limited Partnership and McDonald's Corporation); and
- Rezoning Application RZ 94-P-064 (1994 Fund III, L.C.).

(NOTE: Later in the meeting, these public hearings were formally deferred. See Clerk's Summary Items CL#88 and CL#89.)

45. **APPOINTMENT TO THE LAND USE ADVISORY COMMITTEE FOR THE DISTRICT OF COLUMBIA'S DEPARTMENT OF CORRECTIONS PROPERTY LOCATED IN LORTON, VIRGINIA** (Tape 6)

(APPT)

Supervisor Connolly moved that the Board confirm the appointment of Mr. Glenn Stroup as the Federation of Citizens Associations Representative to the Land Use Advisory Committee for the District of Columbia's Department of Corrections Property Located in Lorton, Virginia. This motion was seconded by Supervisor Trapnell and carried by unanimous vote.

46. **SCHEDULING OF PROFFERED CONDITION AMENDMENT APPLICATION PCA 84-P-035-2/FINAL DEVELOPMENT PLAN AMENDMENT APPLICATION FDPA 85-P-035 (WASHINGTON GOLF CENTER)** (Tape 6)

Supervisor Connolly moved that the Board direct staff to schedule a public hearing to be held before the Board on October 30, 1995 regarding Proffered Condition Amendment Application PCA 84-P-035-2/Final Development Plan Amendment Application FDPA 85-P-035 (Washington Golf Center). This motion was seconded by Supervisor Trapnell and carried by unanimous vote.

47. **UPDATE ON THE WASHINGTON AND OLD DOMINION (W&OD) TRAIL IN THE TOWN OF VIENNA** (Tape 6)

Supervisor Dix distributed to Board Members a package of information related to the Washington and Old Dominion (W&OD) Trail in the Town of Vienna. He said that the Town Council voted unanimously to move forward with a pedestrian-activated signal that is fully integrated into the existing signalization system in Town.

Chairman Hanley relinquished the Chair to Acting-Chairman Alexander and asked unanimous consent that the Minutes of the Town Council meeting be circulated to the Board. Without objection, it was so ordered.

Acting-Chairman Alexander returned the gavel to Chairman Hanley.

48. **APPOINTMENT TO THE TREE COMMISSION** (Tape 6)

(APPT)

Supervisor Berger moved the appointment of Mr. Gene LeBoeuf as the Dranesville District Representative to the Tree Commission. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

49. **APPOINTMENT TO THE CITIZENS COMMITTEE ON SOLID WASTE** (Tape 6)

(APPT)

Supervisor Berger moved the appointment of Ms. Peggy Trossen as the Dranesville District Representative (Alternate) to the Citizens Committee on Solid Waste. This motion was seconded by Supervisor Dix and carried by unanimous vote.

50. **DISPOSAL OF COUNTY PROPERTY ON ROUTE 7** (Tape 6)

Supervisor Berger stated that the County owns 13 valuable acres of land zoned residential in the Dranesville District at the intersection of Route 7, Leesburg Pike and Beulah Road.

Supervisor Berger said that Fairfax County has announced plans to build a fire and rescue station on the site somewhere in the out years of 2000 or beyond. He said that the Fire and Rescue Department informs him that only four acres of this valuable site are required for the station.

Therefore, Supervisor Berger moved that this matter be referred to staff for a

recommendation on the most appropriate way to sell off the excess land to be brought back to the Board immediately after the recess. This motion was seconded by Supervisor Bulova.

Following discussion, Supervisor Connolly asked to amend the motion to refer this issue to staff to determine the most appropriate utilization of the land, and this was accepted.

Following input from William J. Leidinger, County Executive, Chairman Hanley restated the motion as follows: Refer this item to staff to determine if a portion of this land is an appropriate piece of property for surplus.

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

51. **EXPEDITIOUS AND CONCURRENT PROCESSING FOR SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 93-D-053 (GREAT FALLS SHELL STATION)**  
(Tape 6)

Supervisor Berger moved that the Board direct staff to:

- Expedite the Planning Commission and Board public hearing dates for Special Exception Amendment Application SEA 93-D-053 (Great Falls Shell Station) so that the hearings may be held prior to November 1, 1995;
- Allow concurrent review of a Site Plan amendment to be submitted pertaining to Special Exception Amendment Application SEA 93-D-053; and
- Allow concurrent review of building plans submitted pertaining to the above referenced application.

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

52. **WASHINGTON POST ARTICLE REGARDING MONOPOLES** (Tape 6)

Supervisor Berger commended the Washington Post regarding the article on monopoles. He said that he received a packet of information from the company referenced in the article and he circulated photographs to the Board of monopoles camouflaged as trees.

53. **CIVIL ENFORCEMENT BRANCH CLERK** (Tape 6)

Supervisor McConnell stated that she has been in contact with the Sheriff's office regarding the seasonal TARGET Clerk position at the Sheriff's office. Sheriff Peed is interested in changing the position from seasonal to full time. She noted that seasonal employees have to take an entire month off each year.

Supervisor McConnell expressed concern that this position generates money for the County. Over the previous 11 month period it made \$850,000 for the County. The cost to the County for the position in its present form is \$19,926. If it were full time, the salary, plus

fringe benefits would be \$27,221. She added that any additional cost would be offset many times by the revenue it brings in by catching delinquent taxpayers.

Therefore, Supervisor McConnell moved that an item be prepared for the next Board meeting scheduled for July 31, 1995, so that the Board may consider making this a full time position. The second to this motion was inaudible.

Following discussion, with input from William J. Leidinger, County Executive, Supervisor McConnell amended the motion to refer this issue to the County Executive for review and report by July 31, 1995, and this was accepted.

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

54. **INTERNATIONAL ENVIRONMENTAL SCIENCE AWARD** (Tape 6)

Supervisor McConnell moved that the Board direct staff to invite Ms. Katherin Marie Slimak to appear before the Board to be recognized for receiving the following awards for her Environmental Science project "Avoidance Response as a Sublethal Endpoint."

- First Place - International Science and Engineering Fair 1995;
- Grand Prize - Fairfax County Regional Science and Engineering Fair 1995;
- First Place - Fairfax County Regional Science and Engineering Fair 1995;
- Third Place - United States Army Fairfax County Regional Science and Science and Engineering Fair 1995;
- Grand Prize - Virginia State Science Fair 1995; and
- Virginia State Science Fair: Environmental Science 1995.

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

55. **RECOGNITION OF VINCENT M. PICCIANO, DIRECTOR, COURT SERVICES, JUVENILE AND DOMESTIC RELATIONS DISTRICT COURT** (Tape 6)

Supervisor McConnell moved that the Board direct staff to invite Vincent M. Picciano, Director, Court Services, Juvenile and Domestic Relations District Court to appear before the Board on July 31, 1995 to be recognized for an outstanding job as Director of Court Services. She added that Mr. Picciano is leaving Court Services to join the Department of Information Technology (DIT).

Supervisor McConnell stated that Mr. Picciano's accomplishments include:

- Nearly 35 years of service to the youth and families of Fairfax County who have come to the attention of Juvenile and Domestic

Relations District Court;

- Development and management of one of the most comprehensive, nationally recognized programs of Juvenile Justice Services culminating in his being named Outstanding Administrator in 1992 by the National Council of Juvenile and Family Court Judges; and
- Oversight of the design and construction of Fairfax County's model Juvenile Detention Center and other specialized juvenile residential centers for the care and treatment of youthful offenders.

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

56. **APPOINTMENT TO THE LOWER POTOMAC LAND USE COMMITTEE FOR THE DISTRICT OF COLUMBIA** (Tape 6)

(APPT)

Supervisor McConnell moved the appointment of Ms. Patricia Wise as the Springfield District Representative to the Lower Potomac Land Use Committee for the District of Columbia. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

57. **SPECIAL EXCEPTION APPLICATION SE 95-S-038 (CHURCH OF THE NATIVITY)** (Tape 6)

Supervisor McConnell stated that the Church of the Nativity has a Special Exception Application SE 95-S-038 pending to add a school to its church facility. As the church itself has space for the school, no construction is necessary except the addition of a play area. Currently, the Planning Commission is scheduled to hear the case on September 13, 1995. In order for the school to begin classes in January 1996, Supervisor McConnell moved that the Board direct staff schedule a public hearing in October. This motion was seconded by Supervisor Bulova.

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

58. **HEALTH CARE ADVISORY BOARD (HCAB) RECOMMENDATIONS** (Tape 6)

(BACs)

Supervisor McConnell stated that the Board has received a memorandum from Marlene Blum, Chairman, Health Care Advisory Board (HCAB), regarding Health Hazards of Malfunctioning Outdated Septic Systems. The HCAB believes that public health is placed at considerable risk by using public sewer availability as a method to control development. The HCAB recommends a change in County Policy which would eliminate the health hazards caused by failing septic tank systems by allowing the extension of public sewer into those non sewer shed areas with failing septic tank systems.

Supervisor McConnell moved that the Board direct staff to report with ways to accomplish the HCAB recommendations. This motion was seconded by Supervisor Dix.

Following discussion, Supervisor Bulova asked to amend the motion to direct staff to respond to the report regarding the recommendations of the HCAB, and this was accepted.

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

59. **BRANDYWINE SWIM CLUB/AMERICAN PERSONAL COMMUNICATIONS (APC) MONOPOLE SPECIAL EXCEPTION APPLICATION** (Tape 6)

Supervisor Bulova stated that American Personal Communications (APC) has applied for a Special Exception to locate a monopole and related facilities in the Brandywine Swim Club located north of Braddock Road. APC has expressed some urgency with moving this application forward because they are trying to set up their system network and need to resolve the viability of this location before the end of the year.

Therefore, Supervisor Bulova moved that the Board direct staff to schedule hearings before the Planning Commission and Board by the end of October before the land use hearing moratorium. She added that APC understands that this action in no way guarantees approval of their application. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Dix being out of the room.

60. **EXPANSION OF THE ROBINSON RESIDENTIAL PERMIT PARKING DISTRICT (RPPD): EXPEDITED PROCESSING AND WAIVER OF THE FEES** (Tape 6)

Supervisor Bulova stated student parking on residential streets around Robinson High School continues to be a serious problem. Enforcement of parking violations by the West Springfield District Police has been vigorous, and while they are to be commended for their efforts, expansion of the Robinson Residential Permit Parking District (RPPD) is the best solution.

Supervisor Bulova said that she has forwarded the petition for the expansion of the RPPD to the Office of Transportation. This petition requests relief on Pumphrey Drive (from Commonwealth Boulevard to Harrowby Court).

Therefore, Supervisor Bulova moved that the Board direct staff to waive the fees and to proceed as expeditiously as possible. This motion, the second to which was inaudible, carried by a vote of nine, Supervisor Dix being out of the room.



61. **TREE PRESERVATION TASK FORCE RECOMMENDATIONS REGARDING THE LOCATION OF UTILITIES WITHIN THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) RIGHT-OF-WAYS** (Tape 6)

Supervisor Bulova said that one of the Tree Preservation Task Force recommendations was to try to locate as much as possible utilities located within the Virginia Department of Transportation (VDOT) right-of-ways. She said that Chairman Hanley sent a letter to the utility companies. She read a portion of the letter which is as follows:

- "It has been common practice for some utility companies to locate their utility lines outside of the right-of-way along subdivision streets. The concern given has been that if VDOT widens the streets and requires that the utility lines be relocated the utility company must bear the cost of relocating those lines. However, in practice this type of request is very rare. In addition, in the 1995 Session of the General Assembly legislation was enacted as Section 33.1-69.2, requiring VDOT to assume the cost for the relocation of any utility lines that they require to be moved. If all utility lines are located within the right-of-way additional trees outside the right-of-way may be preserved and additional land can be planted as the land would not be encumbered with an easement which would prohibit tree plantings."

Supervisor Bulova noted that there is some confusion regarding the meaning of Section 33.1-69-2 and she asked unanimous consent that the Board refer this issue to the County Attorney's office for interpretation of the meaning of Section 33.1-69-2. Without objection, it was so ordered.

**NV:nv**

62. **APPOINTMENT TO THE TASK FORCE ON COUNTY REVENUES AND EXPENDITURES** (Tape 7)

(APPT)

Supervisor Frey moved the appointment of Mr. William R. Harvey, Jr. as the Sully District Representative to the Task Force on County Revenues and Expenditures. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Dix being out of the room.

63. **REQUEST FOR SIMULTANEOUS PROCESSING** (Tape 7)

Supervisor Frey moved that the Board direct the Director of the Department of Environmental Management (DEM) to grant approval for simultaneous processing of the Site Plan for Fair Lakes Land Bay 7B, FDPA 82-P-069-9-4, while Special Exception Application SE 95-Y-016 is pending. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Dix being out of the room.

64. **EXPEDITED SCHEDULING FOR PROFFERED CONDITION AMENDMENT**

**APPLICATION PCA 84-P-114-1 AND SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 84-P-129-1** (Tape 7)

Supervisor Frey noted that Manor Healthcare Corporation and Leader Nursing Rehabilitation Center of Virginia have filed Proffered Condition Amendment Application PCA 84-P-114-1 and Special Exception Amendment Application SEA 84-P-129-1 in Sully District. He stated that because the applicants have been trying to address concerns expressed by the County and an adjacent community, they have incurred considerable delay in pursuing these applications to public hearing.

Noting that the Planning Commission is scheduled to hear these cases on October 11, 1995, Supervisor Frey moved that the Board direct staff to schedule these applications to be heard before the Board on October 30, 1995. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Dix being out of the room.

65. **OUT-OF-TURN PLAN AMENDMENT FOR PARCELS ON THOMPSON ROAD** (Tape 7)

Supervisor Frey stated that the Emerald Development Corporation is proposing a consolidation of 16 parcels of land totalling 75 acres on Thompson Road with the consideration of having it re-planned and rezoned from R-1 to PDH-2. He noted many of the residents in the area are long-term property owners who have witnessed increased densities around them and would like to see their area developed in a coordinated and consistent, rather than piecemeal, manner.

In recognition of the consolidated approach to the residents' request, Supervisor Frey moved that the Board direct staff to:

- Prepare an Out-Of-Turn Plan Amendment for the 75 acres on Thompson Road as shown on the map as distributed to the Board; and
- Return with the appropriate authorization for a public hearing.

This motion, the second to which was inaudible, carried by a vote of nine, Supervisor Dix being out of the room.

66. **SOUTHWEST YOUTH ASSOCIATION (SYA) LAND JAM** (Tape 7)

Supervisor Frey reported that he had attended the Southwest Youth Association's (SYA) First Annual Land Jam, an oldies music event to raise money to build much-needed ball fields. He expressed his appreciation to the staff of the Park Authority, Police Department, and Fire and Rescue Department for providing support.

67. **GRAFFITI LAW** (Tape 7)

Supervisor Alexander called the Board's attention to an article in the July 7, 1995 edition of the *Washington Times* referring to a graffiti law for the City of Richmond. According, he asked unanimous consent that the Board refer this article to staff for its review and recommendations. Without objection, it was so ordered.

68. **REQUEST FOR UPDATE ON VIOLATIONS OF RETAIL USES IN INDUSTRIAL DISTRICTS** (Tape 7)

Supervisor Alexander reminded the Board that on March 27, 1995 the Board adopted an amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding retail uses in Industrial Districts. He asked unanimous consent that the Board direct staff to provide an update on the 16 noted violations citing:

- The names of the violators; and
- What they have done to comply.

Without objection, it was so ordered.

69. **REAL ESTATE ADVERTISEMENT TOUTING TRANSPORTATION OPTIONS** (Tape 7)

Supervisor Alexander called the Board's attention to a real estate advertisement for Island Creek Development in the *Washington Post* which touted the convenience of local transportation options including the Virginia Rail Express (VRE) and Metro.

70. **ENGINEERING PROVING GROUND (EPG)** (Tape 7)

Supervisor Alexander briefly outlined the status of the Engineering Proving Ground (EPG). He stated that with the help of the Congressional Delegation and the Department of the Army, the County is trying to develop a plan for this significant piece of property. Supervisor Alexander stated that an Action Group is being formed to develop the concept and initiate any necessary legislation. This group will be comprised of the following members:

- Supervisor Alexander;
- Supervisor McConnell;
- Supervisor Hyland;
- Lee District Planning Commissioner;
- Springfield District Planning Commissioner;
- Mount Vernon District Planning Commissioner;

- William J. Leidinger, County Executive;
- Anthony H. Griffin, Deputy County Executive for Planning and Development;
- Shiva K. Pant, Director, Office of Transportation;
- James P. Zook, Director, Office of Comprehensive Planning;
- David P. Bobzien, County Attorney;
- John Lynch, Former Vice-Chairman, Economic Development Authority;
- Alma Moore, Principal Deputy Assistant Secretary of the Army for Installations, Logistics, and the Environment;
- Larry Baskir, Principal Deputy Counsel for the Department of the Army; and
- Chairman Hanley.

Supervisor Alexander stated that the group will work with the Department of the Army and the Congressional Delegation. A brief discussion ensued.

Supervisor Hyland commended Supervisor Alexander for taking the lead on this issue.

71. **VOLUNTARY AIR POLLUTION ABATEMENT MEASURES** (Tape 7)

(NOTE: Earlier in the meeting, this issue was discussed. See Clerk's Summary Item CL#38.)

Supervisor Hyland called the Board's attention to the voluntary air pollution abatement measures and commended Supervisor Dix for raising this issue.

72. **REQUEST THAT THE COUNTY EXECUTIVE PROVIDE THE BOARD WITH COPIES OF DEPARTMENTAL AND AGENCY SUBMISSIONS FOR THE FISCAL YEAR (FY) 1997 BUDGET** (Tape 7)

Supervisor Hyland called the Board's attention to his written Board Matter regarding a request that the County Executive provide the Board with copies of departmental and agency submissions for the Fiscal Year (FY) 1997 Budget. Citing a conversation he had had with the County Executive, he withdrew the request with the understanding that there will be alternative ways that the requested information will be provided to the Board to assist in the decision-making process.

73. **BETTER SIGNAGE NEEDED TO INDICATE LOCATION OF THE FAIRFAX COUNTY GOVERNMENT CENTER** (Tape 7)

Supervisor Hyland noted that, while this issue has been raised before, he continues to receive calls from constituents who ask why the roads and highways are not more clearly marked to

designate the location and direction of the Fairfax County Government Center. He stated that the small discreet signs are inadequate for someone unfamiliar with the area and that there is no signage at all for persons seeking to return to I-66 or Lee Highway after coming to the Government Center.

Accordingly, Supervisor Hyland asked unanimous consent that the Board direct staff to:

- Review this matter again; and
- Return with suggestions for improving the signage to and from the Government Center complex.

A brief discussion ensued.

Without objection, it was so ordered.

74. **SUPPORT REQUESTED FOR THE NORTHERN VIRGINIA PROJECT** (Tape 7)

(NOTE: Earlier in the meeting, this issue was raised by Chairman Hanley. See Clerk's Summary Item CL#18.)

Supervisor Hyland noted that his written Board Matter, as distributed to the Board, regarding the Northern Virginia Project was addressed earlier in the meeting.

75. **CONFLICTS IDENTIFIED IN NEW LAW FOR CONCEALED WEAPONS PERMITS** (Tape 7)

Supervisor Hyland referred to his written Board Matter, as distributed to the Board, regarding a conflict between State and Federal law regarding the carrying of concealed weapons. He stated that Federal statutes prohibit the carrying of a concealed weapon on Federal property including such areas as Fort Belvoir, Mount Vernon Parkway, and Fort Hunt Park even though the new state law allows authorized permit-holders to carry a concealed weapon in the Commonwealth of Virginia.

Accordingly, Supervisor Hyland asked unanimous consent that the Board refer this issue to staff to find the appropriate way to provide this information to those County residents who do obtain a concealed weapon permit. Following a brief discussion, without objection, the request was so ordered.

76. **STATE AIR POLLUTION CONTROL BOARD PUBLIC HEARINGS** (Tape 7)

Supervisor Hyland stated that the State Air Pollution Control Board will be conducting public hearings on August 28, 1995 regarding its intention to amend the *Code of Virginia* regarding emission standards for open burning; and a proposed amendment relating to regulations for the control and abatement of air pollution for volatile organic compounds from specific sources, e.g. degreasing operation and surface cleaning facilities. Comments should be submitted to the Department of Environmental Quality, Suite 310, 6225 Brandon Avenue, Springfield, Virginia and can be reached by calling 703-644-0311.

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

- Review these proposals; and
- Consider commenting on these proposed regulations; and
- Report with its recommendations.

Without objection, it was so ordered.

77. **CHESAPEAKE BAY LOCAL GOVERNMENT ADVISORY COMMITTEE (LGAC)**  
(Tape 7)

Supervisor Hyland noted that the Local Government Advisory Committee for the Chesapeake Bay restoration project is updating its *Innovations at the Local Level* publication. He asked unanimous consent that the Board direct staff from all agencies that work on environmental matters to provide input to the survey and return it to the LGAC as quickly as possible but not later than August 12, 1995. Without objection, it was so ordered.

78. **CANCELLATION OF PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF THE FAIRHAVEN PHASE VI COMMUNITY DEVELOPMENT PROJECT (MOUNT VERNON DISTRICT)** (Tape 7)

Supervisor Hyland announced that the public hearing on the Acquisition of Certain Land Rights Necessary for the Construction of the Fairhaven Phase VI Community Development Project scheduled for 4:30 p.m. today will be cancelled because all the necessary easements have been acquired.

(NOTE: Later in the meeting, at the appropriate time, this hearing was formally cancelled. See Clerk's Summary Item CL#107.)

79. **NATIONAL NIGHT OUT** (Tape 7)

(NOTE: Earlier in the meeting, this matter was discussed. See Clerk's Summary Item CL#28.)

Supervisor Trapnell announced that on August 1, 1995 the 12th Annual National Night Out will be observed across the country. In acknowledgement of the Fairfax County Neighborhood Watches, she moved that the Board:

- Proclaim August 1, 1995 as "**National Night Out in Fairfax County**"; and
- Direct staff to invite the Fairfax County Crime Prevention Officers and Neighborhood Watch Coordinators to appear before the Board on July 31, 1995 for acknowledgement.

This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Frey being out of the room.

80. **REVITALIZATION** (Tape 7)

Supervisor Trapnell reported that on July 10, 1995, she held a meeting in her office on revitalization which was attended by Supervisor Bulova and Supervisor Hyland, as well as the County Executive and other key County staff. Supervisor Trapnell asked unanimous consent that the Board direct the County Executive to determine a revitalization policy for the Board's review and consideration at the meeting scheduled for September 11, 1995. Without objection, it was so ordered.

81. **CONCURRENT PROCESSING FOR THE PRELIMINARY AND FINAL SUBDIVISION PLANS FOR REZONING APPLICATION RZ 94-M-031 (COLD STREAM DEVELOPMENT)** (Tape 7)

Supervisor Trapnell stated that Rezoning Application RZ 94-M-031 (Cold Stream Development) was granted by the Board on June 30, 1995 following several deferrals to allow citizens, the applicant, and staff to resolve the issues of the case. The applicant has requested that the processing of their Subdivision Plans be expedited to compensate for the loss in time.

Therefore, Supervisor Trapnell moved that the Board direct the Director of the Department of Environmental Management (DEM) to accept concurrent processing of the Preliminary and Final Subdivision Plans for Rezoning Application RZ 94-M-031. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Frey being out of the room.

82. **RECESS/EXECUTIVE SESSION** (Tape 7)

At 2:20 p.m., Supervisor Connolly 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:

- The Mitre Corporation versus Board of Supervisors of Fairfax County, At Law Number 129046;
- Deed from Willston, Incorporated to School Board conveying Parcel 1 WILLSTON;
- Downing versus JTE, Incorporated (Human Rights Commission);
- Use of Cable Franchise Fees;
- McLean Hamlet Citizens, Incorporated, et al., versus the Board of Supervisors of Fairfax County, Virginia, et al., In Chancery Number 137177;
- Zoning Ordinance § 12-109; and
- Proffers Associated with Proffered Condition Amendment Application PCA 87-C-060-2 and Rezoning Application RZ 93-H-045).

This motion, the second to which was inaudible, carried by a vote of nine, Supervisor Frey being out of the room.

**AM:am**

At 4:35 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, and with Chairman Hanley presiding.

**ACTIONS FROM EXECUTIVE SESSION**83. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 8)

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 Dix and carried by unanimous vote.

84. **AUTHORIZATION FOR THE PURCHASE OF PROPERTY LOCATED AT 7301**



**HAYFIELD ROAD, TAX MAP PARCEL 091-3-01-0074** (Tape 8)

Supervisor Alexander moved that the Board approve the Contract of Sale and authorize the execution of said instrument by Deputy County Executive for Planning and Development for the purchase of property know as Tax Map Parcel 091-3-01-0074, and owned by Daniel Baker. This motion was seconded by Supervisor Berger and carried by unanimous vote.

85. **AUTHORIZATION FOR THE FILING OF THE PROPOSED AMENDED COUNTERCLAIM IN THE MITRE CORPORATION VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, AT LAW NUMBER 129046** (Tape 8)

Supervisor Trapnell moved that the Board authorize the filing of the proposed Amended Counterclaim in the Mitre Corporation versus Board of Supervisors of Fairfax County, At Law Number 129046 as recommended by the County Attorney in Executive Session. This motion was seconded by Supervisor Berger and carried by unanimous vote.

86. **AUTHORIZATION FOR THE OFFICE OF TRANSPORTATION AND THE DEPARTMENT OF PUBLIC WORKS TO USE FUNDS ESCROWED WITH THE COUNTY FOR THE COMPLETION OF FRYING PAN ROAD EXTENDED** (Tape 8)

Supervisor Dix moved that the Board direct the Office of Transportation and the Department of Public Works to use funds escrowed with the County for road improvements, pursuant to proffer 13 of Rezoning Application RZ 93-H-045, to acquire right-of-way necessary for the completion of Frying Pan Road Extended. This motion was seconded by Supervisor Berger and carried by unanimous vote.

**ADDITIONAL BOARD MATTER**

87. **VIENNA-AMERICAN NINE AND 10 YEAR OLD LITTLE LEAGUE BASEBALL TEAM WILL REPRESENT FAIRFAX COUNTY AT THE STATE TOURNAMENT** (Tape 8)

Supervisor Dix announced that the Vienna-American nine and 10 year old Little League baseball team won the sectionals after having won the District Four Championship and will represent Fairfax County at the State tournament commencing on July 27, 1995 in Hampton, Virginia.

Supervisor Dix moved that the Board direct staff to invite the team to appear before the Board to congratulate them when they return from the tournament. This motion was seconded by Chairman Hanley and carried by unanimous vote.

**AR:ar**

88. **3:30 P.M. - PH ON REZONING APPLICATION RZ 94-P-064 (1994 FUND III L.C.) (PROVIDENCE DISTRICT)** (Tape 9)

Supervisor Connolly moved to defer the public hearing on Rezoning Application RZ 94-P-064 until **July 31, 1995 at 5:00 p.m.** This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor Bulova and Supervisor Trapnell being out of the room.

89. **3:30 P.M. - PH ON REZONING APPLICATION RZ 94-P-015 AND SPECIAL EXCEPTION APPLICATION SE 94-P-020 (TYSONS PROMENADE LIMITED PARTNERSHIP AND MCDONALD'S CORPORATION) (PROVIDENCE DISTRICT)** (Tape 9)

Supervisor Connolly moved to defer the public hearing on Rezoning Application RZ 94-P-015 and Special Exception Application SE 94-P-020 until **August 7, 1995 at 4:30 p.m.** This motion was seconded by Supervisor Alexander and carried by a vote of eight, Supervisor Bulova and Supervisor Trapnell being out of the room.

90. **3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 93-L-031 (QUAKER/VAN DORN LIMITED PARTNERSHIP) (LEE DISTRICT)** (Tape 9)

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

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

Following the public hearing, Supervisor Alexander moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Bulova and Supervisor Frey being out of the room.

Supervisor Alexander moved approval of Proffered Condition Amendment Application PCA 93-L-031 subject to the executed proffers dated June 23, 1995. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Bulova and Supervisor Frey being out of the room.

Supervisor Alexander moved waiver of the minimum district size pursuant to Section 9-610 of the Zoning Ordinance. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Bulova and Supervisor Frey being out of the room.

Supervisor Alexander moved modification of the transitional screening and barrier requirements pursuant to paragraph three, Section 13-304 of the Zoning Ordinance in favor of that shown on the Generalized Development Plan (GDP). This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Bulova and Supervisor Frey being out of the room.

91. **3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-M-020 (QUICK FAMILY MARKET, INCORPORATED) (MASON DISTRICT)** (Tape 9)

Mr. Jonathan P. Rak reaffirmed the validity of the affidavit for the record.

Mr. Rak 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, Julie Schilling, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Trapnell moved approval of Special Exception Application SE 95-M-020 subject to the development conditions dated June 14, 1995, with a revision to Development Condition Number Seven to add a sentence to read as follows:

- All necessary restriping of the parking lot shall occur within 60 days of approval of the Special Exception.

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

Supervisor Trapnell moved:

- Waiver of the open space requirement in accordance with Section 9-612 of the Zoning Ordinance;
- Waiver of the transitional screening and barrier requirements in accordance with paragraph two of Section 13-304 of the Zoning Ordinance;
- Waiver of the peripheral parking lot landscaping in accordance with paragraph three of Section 13-202 of the Zoning Ordinance; and
- Waiver of the interior parking lot landscaping in accordance with paragraph six of Section 13-201 of the Zoning Ordinance.

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

92. **3:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 81-**

**M-097-3 (MOBIL OIL CORPORATION) (MASON DISTRICT)** (Tape 9)

Ms. Marie B. Travesky reaffirmed the validity of the affidavit 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, Julie Schilling, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Trapnell moved:

- Approval of Special Exception Amendment Application SEA 81-M-097-3 subject to the revised development conditions dated July 12, 1995; and
- Modification of transitional screening and barrier requirements along the eastern property boundary in favor of that shown on the proposed Special Exception Plat.

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

93. **3:30 P.M. - PH ON A PROPOSAL TO VACATE A PORTION OF A STORM DRAINAGE EASEMENT IN THE MCHENRY HEIGHTS SUBDIVISION (PROVIDENCE DISTRICT)** (Tape 9)

- (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 June 30 and July 7, 1995.

Following the public hearing, Supervisor Connolly moved adoption of the Ordinance authorizing the vacation of a portion of a storm drainage easement in the McHenry Heights Subdivision, Lot 24. This motion was seconded by Supervisor Dix and carried by a vote of six, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Hyland, and Chairman Hanley voting "AYE," Supervisor Alexander, Supervisor Frey, Supervisor McConnell, and Supervisor Trapnell being out of the room.

94. **3:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC) REGARDING THE REQUIREMENT FOR MOPED OPERATORS TO HAVE EYE PROTECTION AND HELMETS AND TO REVISE THE PRESENT REQUIREMENT THAT PERSONS UNDER FIFTEEN YEARS OF AGE WEAR A HELMET WHILE RIDING A BICYCLE (COUNTYWIDE)** (Tape 9)

- (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 June 30 and July 7, 1995.

Following the public hearing, which included testimony by one speaker, and input from Michael W. Long, Assistant County Attorney, Supervisor Connolly moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic) to impose a new requirement that moped operators have eye protection and wear a helmet, and to revise and recodify an existing requirement that bicyclists under 15 years of age wear a helmet, **to become effective upon adoption**. This motion was jointly seconded by Supervisor Bulova and Supervisor McConnell and carried by a vote of eight, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander and Supervisor Frey being out of the room.

95. **4:00 P.M. - PH TO CONSIDER ADOPTION OF CABLE TELEVISION EQUIPMENT AND INSTALLATION CHARGES FOR MEDIA GENERAL CABLE OF FAIRFAX, INCORPORATED (COUNTYWIDE)** (Tape 9)

- (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 June 30 and July 7, 1995.

Following the public hearing, which included testimony by one speaker and input from Ronald B. Mallard, Director, Department of Consumer Affairs, Supervisor Bulova moved that the Board concur in the findings and recommendations of staff and adopt the proposed uncodified Ordinance containing equipment and installation charges for Media General Cable of Fairfax, Incorporated (MGC) based on cost justifications submitted by MGC pursuant to Federal Communications Commission (FCC) rate regulations, **to become effective on September 1, 1995**. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander and Supervisor Frey being out of the room.

96. **4:00 P.M. - PH TO CONSIDER ADOPTION OF CABLE TELEVISION EQUIPMENT AND INSTALLATION CHARGES FOR WARNER CABLE COMMUNICATIONS OF RESTON (HUNTER MILL DISTRICT)** (Tape 9)

- (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 June 30 and July 7, 1995.

Following the public hearing, with input from Ronald B. Mallard, Director, Department of Consumer Affairs, Supervisor Dix moved that the Board concur in the findings and recommendations of staff and adopt the proposed uncodified Ordinance containing equipment and installation charges for Warner Cable Communications of Reston (WCCR) based on cost justifications submitted by WCCR pursuant to Federal Communications Commission (FCC) rate regulations. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander and Supervisor Frey being out of the room.

**SBE:sbe**

97. **4:00 P.M. - PH ON REZONING APPLICATION RZ 94-H-062 (HADDON GROUP, INCORPORATED) (HUNTER MILL DISTRICT)** (Tape 10)

Mr. Paul R. Jennin, Jr. reaffirmed the validity of the affidavit for the record.

Mr. Jennin 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, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Dix moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 94-H-062 be amended from the R-1 District to the R-3 District subject to the execution of the proffers dated May 31, 1995. This motion was seconded by Supervisor Trapnell and carried by a vote of six, Supervisor Alexander, Supervisor Berger, Supervisor Frey and Chairman Hanley being out of the room.

98. **4:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 81-P-116 (BOARD OF SUPERVISORS' OWN MOTION) (PROVIDENCE DISTRICT)** (Tape 10)

Mr. Matthew J. Baas reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Connolly moved that the Board:

- Approve Proffered Condition Amendment Application PCA 81-P-116 subject to the executed proffers dated June 9, 1995; and
- Reaffirm the waivers of rear yard and privacy yard requirements for lots 11 and 12.

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

99. **4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-M-002 (MOUNT PLEASANT BAPTIST CHURCH) (MASON DISTRICT)** (Tape 10)

Mr. Tyrone B. Bradley reaffirmed the validity of the affidavit for the record.

Mr. Bradley 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 one speaker, Julie Schilling, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Trapnell moved:

- Approval of Special Exception Application SE 95-M-002 subject to the development conditions dated June 30, 1995; and
- Modification of the transitional screening requirements along the southern boundary in accordance with paragraph two of Section 13-304 of the Zoning Ordinance.

This motion, the second to which was inaudible, carried by a vote of nine, Supervisor Alexander being out of the room.

100. **4:00 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 86-S-096 (ROLLING FOREST RECREATION ASSOCIATION, INCORPORATED) (SPRINGFIELD DISTRICT)** (Tape 10)

Mr. Lawrence A. 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, Phyllis Wilson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor McConnell moved:

- Approval of Special Exception Amendment Application SEA 86-S-096 subject to the development conditions dated June 5, 1995; and
- Waiver of the barrier requirements in accordance with the Special Exception Plat.

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

101. **4:30 P.M. - PH ON REZONING APPLICATION RZ 95-P-020 AND PROFFERED CONDITION AMENDMENT APPLICATION PCA 80-P-039-4 (BOZZUTO DEVELOPMENT COMPANY) (PROVIDENCE DISTRICT)** (Tape 10)

Ms. Elizabeth D. Baker reaffirmed the validity of the affidavit for the record.

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

Supervisor Connolly moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 95-P-020 be amended from the R-1 and Highway Corridor Districts to the PDC and Highway Corridor Districts subject to the proffers dated June 23, 1995; the Planning Commission having previously approved Final Development Plan Application FDP 95-P-020 and Final



Development Plan Amendment Application FDPA 80-P-039-4 on June 8, 1995;

- Approval of Proffered Condition Amendment/Conceptual Development Plan Amendment Applications (PCA/CDPA) 80-P-039-4 subject to the execution of the proffers dated June 23, 1995;
- Waiver of the barrier requirement along the southern periphery of the site;
- Waiver of the service drive requirement along the Lee Highway frontage of the site; and
- Waiver of the 600-foot maximum length of private streets.

These motions were seconded by Supervisor Berger and carried by a vote of nine, Supervisor Alexander being out of the room.

Supervisor Connolly moved that the Board recommend that the Director of the Department of Environmental Management (DEM) carefully consider the applicant's request to waive the storm water management Best Management Practices (BMP) requirement for the site. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Alexander, Supervisor Frey, and Supervisor McConnell being out of the room.

102. **4:30 P.M. - PH ON REZONING APPLICATION RZ 94-H-065, PROFFERED CONDITION AMENDMENT APPLICATIONS PCA 80-C-028-2 AND PCA 77-C-098-2 (VAN METRE AT WOODLAND PARK, LIMITED PARTNERSHIP) (HUNTER MILL DISTRICT)** (Tape 10)

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

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

Supervisor Berger disclosed the following contributions which he had received:

- In the amount of \$300 from Steven J. Garchik; and
- In the amount of \$200 from Woodland Park Associates.

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

Supervisor Dix moved approval of Proffered Condition Amendment Application PCA 77-C-098-2 and Proffered Condition Amendment Application PCA 80-C-028-2 subject to the executed proffers dated June 15, 1995. This motion, the second to which was inaudible,

carried by a vote of seven, Supervisor Alexander, Supervisor Frey, and Supervisor McConnell being out of the room.

Supervisor Dix moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 94-H-065 be amended from the I-4 District to the PDH District subject to the revised proffers dated July 17, 1995. This motion, the second to which was inaudible, carried by a vote of seven, Supervisor Alexander, Supervisor Frey, and Supervisor McConnell being out of the room.

Supervisor Dix moved approval of a modification of the transitional screening and barrier requirements along the southern and eastern perimeter of the site in favor of that shown on the Conceptual Development Plan and Final Development Plan (CDP/FDP). This motion, the second to which was inaudible, carried by a vote of seven, Supervisor Alexander, Supervisor Frey, and Supervisor McConnell being out of the room.

Supervisor Dix moved waiver of the 600 foot maximum length of private streets. This motion, the second to which was inaudible, carried by a vote of seven, Supervisor Alexander, Supervisor Frey, and Supervisor McConnell being out of the room.

Supervisor Dix moved waiver of the 200 square foot privacy yard requirement for the mews style townhouse units. This motion, the second to which was inaudible, carried by a vote of seven, Supervisor Alexander, Supervisor Frey, and Supervisor McConnell being out of the room.

Supervisor Dix moved that the Board direct the Director of Department of Environmental Management (DEM) to concurrently process the Preliminary Plat and Final Site Plan for this development. This motion, the second to which was inaudible, carried by a vote of seven, Supervisor Alexander, Supervisor Frey, and Supervisor McConnell being out of the room.

103. **4:30 P.M. - PH ON REZONING APPLICATION RZ 94-D-058 (L. RANDOLPH WILLIAMS AND KENNETH M. THOMPSON) (DRANESVILLE DISTRICT)** (Tapes 10-11)

Mr. William Barnes Lawson, Jr reaffirmed the validity of the affidavit for the record.

Mr. Lawson 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.

Chairman Hanley disclosed the following campaign contribution that she had received:

- In the amount of \$50 from David Holley.

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

Supervisor Berger moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 94-D-058 be amended from the C-3, Sign Control and Highway Corridor Districts to the PDH-20, Sign Control and Highway Corridor Districts subject to the revised proffers dated July 17, 1995; the Planning Commission having previously approved Final Development Plan Amendment Application FDP 94-D-058 on June 29, 1995. This motion was seconded by Supervisor Frey and **CARRIED** by a recorded vote of five, Supervisor Connolly and Supervisor Hyland voting "NAY," Chairman Hanley abstaining, Supervisor Alexander and Supervisor McConnell being out of the room.

Supervisor Berger moved:

- Waiver of the open space requirement;
- Waiver of the service drive requirement along Dolley Madison Boulevard; and
- Waiver of the modification of transitional screening along the northern side of the site.

This motion was seconded by Supervisor Frey and **CARRIED** by a recorded vote of seven, Chairman Hanley abstaining, Supervisor Alexander and Supervisor McConnell being out of the room.

104. **4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 87-C-027 (DAKOTA DEVELOPMENT INCORPORATED, TRUSTEE) (HUNTER MILL DISTRICT)** (Tape 11)

Mr. H. Kendrick Sanders reaffirmed the validity of the affidavit for the record.

Mr. Sanders 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 Dix moved approval of Proffered Condition Amendment Application PCA 87-C-027 subject to the proffers dated July 13, 1995. This motion was seconded by Supervisor Berger and carried by a vote of seven, Supervisor Alexander, Supervisor Connolly, and Supervisor McConnell being out of the room.

105. **4:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 95-M-009 (STARBUCKS COFFEE COMPANY) (MASON DISTRICT)** (Tape 11)

Ms. Lynne J. 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, Julie Schilling, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Trapnell moved:

- Approval of Special Exception Amendment Application SEA 95-M-009 subject to the development conditions dated May 17, 1995; and
- Waiver of the minimum lot size in accordance with Section 9-610 of the Zoning Ordinance.

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

106. **4:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 83-D-079 (AMERICAN PCS, LIMITED PARTNERSHIP) (DRANESVILLE DISTRICT)**  
(Tape 11)

Supervisor Berger moved to defer the public hearing on Special Exception Amendment Application SEA 83-D-079 until **July 31, 1995 at 4:00 p.m.** This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Alexander, Supervisor Dix, Supervisor McConnell, and Supervisor Trapnell being out of the room.

107. **4:30 P.M. - PH ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF THE FAIRHAVEN PHASE VI COMMUNITY DEVELOPMENT PROJECT (MOUNT VERNON DISTRICT)**  
(Tape 11)

(NOTE: Earlier in the meeting, Supervisor Hyland announced that this public hearing would be cancelled. See Clerk's Summary Item CL#78.)

Supervisor Hyland moved that the public hearing on the acquisition of certain land rights necessary for the construction of the Fairhaven Phase VI Community Development Project be cancelled because the easements have been acquired. This motion was seconded by Supervisor Berger and carried by a vote of six, Supervisor Alexander, Supervisor Dix, Supervisor McConnell, and Supervisor Trapnell being out of the room.

108. **5:00 P.M. - PH ON CONCEPTUAL DEVELOPMENT PLAN AMENDMENT APPLICATION CDPA B-993 AND SPECIAL EXCEPTION APPLICATION SE 95-P-003 (CIRCLE ASSOCIATES PARTNERSHIP) (PROVIDENCE DISTRICT)** (Tape 11)

Ms. Sarah E. Hall reaffirmed the validity of the affidavit for the record.

Ms. Hall 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.

Chairman Hanley disclosed the following campaign contributions which she had received:

- In excess of \$200 from Ravensworth Industrial; and
- In excess of \$200 from Marilyn and Lewis Glickfield.

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

Supervisor Connolly asked unanimous consent that the Board direct staff to provide information on the tract of land located south of Route 50 along Accotink Creek, about two thirds of which went to the Park Authority, and about 11 acres that was taken over by the Board of Supervisors. He expressed a desire to reaffirm that there are no plans for using the site because the language in the Plan states that this parcel should not be developed and should be used for Park purposes. Without objection, it was so ordered.

Supervisor Connolly moved:

- Approval of Conceptual Development Plan Amendment Application CDPA B-993 subject to the proposed development conditions dated June 8, 1995;
- Approval of Special Exception Application SE 95-P-003 subject to the development conditions dated June 14, 1995; the Planning Commission having previously approved Final Development Plan Amendment Application B-993 on June 8, 1995; and

- A reduction in the number of stacking spaces for the drive-through bank to three as shown on the Conceptual Development Plan Amendment/Final Development Plan Amendment Application.

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

109. **5:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC) TO EXPAND THE ANNANDALE RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) (BRADDOCK DISTRICT)** (Tape 11)

- (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 June 30 and July 7, 1995.

Following the public hearing, which included testimony by three speakers, Supervisor Bulova moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles) to expand the Annandale Residential Permit Parking District (RPPD) to include Bristow Drive (Route 2784) from Rocart Drive (Route 2783) to the end. This motion was jointly seconded by Supervisor McConnell and Chairman Hanley and carried by a vote of seven, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander, Supervisor Dix, and Supervisor Frey being out of the room.

110. **5:00 P.M. - PH ON THE PROPOSED LEASING OF COUNTY-OWNED PROPERTY TO THE YOUNG MEN'S CHRISTIAN ASSOCIATION (HUNTER MILL DISTRICT)** (Tape 11)

Supervisor McConnell moved to defer the public hearing on the proposed leasing of County-owned property to the Young Men's Christian Association until **July 31, 1995 at 3:30 p.m.** This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Alexander, Supervisor Dix, Supervisor Frey, and Supervisor Trapnell being out of the room.

111. **5:00 P.M. - PH REGARDING THE SALE OF APPROXIMATELY 11.5 ACRES OF COUNTY-OWNED PROPERTY LOCATED IN THE 8700 BLOCK OF CENTER ROAD, SPRINGFIELD, VIRGINIA (SPRINGFIELD DISTRICT)** (Tape 11)

- (R) 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 June 30 and July 7, 1995.

Following the public hearing, which included testimony by one speaker, Supervisor McConnell moved:

- Adoption of the Resolution authorizing the sale of approximately 11.5 acres of County-owned property located in the 8700 block of Center Road; and
- Prior to Site Plan approval by the Department of Environmental Management (DEM) that it be sent to the Planning Commission for review.

This motion was seconded by Supervisor Berger and carried by a vote of six, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Hyland, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Alexander, Supervisor Dix, Supervisor Frey, and Supervisor Trapnell being out of the room.

112. **5:00 P.M. - BOARD DECISION ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING EATING ESTABLISHMENTS IN THE C-3 AND C-4 DISTRICTS**  
(Tape 11)

- (O) (NOTE: The public hearing was held on June 26, 1995 and Board decision deferred until July 17, 1995.)

Supervisor Connolly moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding eating establishments in the C-3 and C-4 Districts **to become effective on July 18, 1995 at 12:01 a.m.**, with a revision to the square footage requirement in the C-3 District only from 90,000 square feet to **100,000** square feet. This motion was seconded by Supervisor Trapnell and carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander, Supervisor Berger, and Supervisor Dix being out of the room.

113. **5:00 P.M. - BOARD DECISION ON REZONING APPLICATION RZ 94-S-027 (RICHMOND AMERICAN HOMES OF VIRGINIA, INCORPORATED) (SPRINGFIELD DISTRICT)** (Tape 11)

(NOTE: The public hearing was held on June 26, 1995 and Board decision deferred until July 17, 1995.)

Supervisor McConnell moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 94-S-027 be amended from the R-1 and Highway Corridor Districts to the R-8 and Highway Corridor Districts subject to the revised proffers dated June 15, 1995; and
- Waiver of the 600-foot length limitation for private streets in accordance with Section 11-302 of the Zoning Ordinance.

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

114. **5:00 P.M. - BOARD DECISION ON THE VACATION OF PORTIONS OF POTOMAC ROAD AND LANTANA TRAIL (MOUNT VERNON DISTRICT)**  
(Tape 11)

- (O) (NOTE: The public hearing was held on June 26, 1995 and Board decision deferred until July 17, 1995.)

Chairman Hanley recognized the presence of former Mount Vernon District Supervisor T. Farrell Egge in the Board Auditorium and warmly welcomed him.

Supervisor Hyland moved adoption of the Ordinance vacating portions of Potomac Road and Lantana Trail. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander, Supervisor Berger, and Supervisor Dix being out of the room.

115. **BOARD ADJOURNMENT** (Tape 11)

At 7:00 p.m., the Board adjourned.