

**AR:ar**

The meeting was called to order at 9:35 a.m. with all Members being present, and with Chairman Hanley presiding.

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. **REQUESTS TO REMEMBER MR. KARL KABEISEMAN AND MS. SARAH SHRIVER** (Tape 1)

Supervisor Dix expressed his deepest sympathy to the family of Mr. Karl Kabeiseman of Reston who passed away recently and asked everyone to remember him during the moment of silent meditation.

Supervisor Hyland asked everyone to remember Ms. Sarah Shriver, an active resident of the Mount Vernon District, who tragically drowned in North Carolina this past weekend.

3. **CERTIFICATE OF RECOGNITION PRESENTED TO BYRON WALDMAN, MEMBER OF THE COMMONWEALTH TRANSPORTATION BOARD (CTB)** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved approval of the Certificate of Recognition presented to Byron Waldman, Member of the Commonwealth Transportation Board (CTB). 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.

4. **CERTIFICATES OF RECOGNITION PRESENTED TO THE OFFICE OF FINANCE AND SUSAN S. PLANCHON, DIRECTOR** (Tape 1)

Chairman Hanley presented the Certificate of Recognition to the Office of Finance and Susan S. Planchon, Director, for receiving the "Financial Achievement for Excellence in Financial Reporting" Award.

5. **CERTIFICATE OF RECOGNITION PRESENTED TO NANCY SPINKS, CHAIRMAN, 1995 CARDIAC ARREST PROGRAM** (Tape 1)

Supervisor Bulova moved approval of the Certificate of Recognition presented to Nancy Spinks, Chairman, 1995 Cardiac Arrest Program, for outstanding efforts in this year's program. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Alexander and Supervisor Berger being out of the room.

6. **CERTIFICATE OF RECOGNITION PRESENTED TO MARYANNE T. IBACH, REAR ADMIRAL, UNITED STATES NAVAL RESERVE, RETIRED** (Tape 1)

Supervisor Dix moved approval of the Certificate of Recognition presented to Maryanne T. Ibach, Rear Admiral, United States Naval Reserve, retired, for her outstanding service to the United States. This motion was seconded by Chairman Hanley and carried by a vote of eight, Supervisor Alexander and Supervisor Berger being out of the room.

7. **RESOLUTION WELCOMING THE MEMBERS OF THE MARY PRESTON HISTORICAL SOCIETY, A CANADIAN DELEGATION TO FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved adoption of the Resolution welcoming the members of the Mary Preston Historical Society, a Canadian Delegation to Fairfax County who are visiting in recognition of the 12th anniversary of the Slave Memorial at Mount Vernon. This motion was seconded by Vice-Chairman Dix and carried by a vote of seven, Supervisor Alexander, Supervisor Berger, and Supervisor Frey being out of the room.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

8. **PROCLAMATION DESIGNATING SEPTEMBER 15 TO OCTOBER 15, 1995 AS "HISPANIC HERITAGE MONTH" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved approval of the Proclamation presented to LaGretta L. Butler, Director, Office of Equity Programs, designating September 15 through October 15, 1995 as "**Hispanic Heritage Month**" in Fairfax County. This motion was seconded by Supervisor Trapnell and carried by a vote of seven, Supervisor Alexander, Supervisor Berger, and Supervisor Connolly being out of the room.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

9. **PROCLAMATION DESIGNATING THE MONTH OF OCTOBER 1995 AS "NEIGHBORHOOD WATCH MONTH" IN FAIRFAX COUNTY** (Tape 1)

Supervisor Trapnell moved approval of the Proclamation presented to:

- Mr. Donald G. Baer;
- Mr. Seth F. Eikenberry;
- Mr. Roland G. Freeman;
- Ms. Judy Korfonta;
- Mr. John E. Neves;
- Mr. Charles G. Phifer; and
- Ms. Pam Wolf,

designating the month of October 1995 as "**Neighborhood Watch Month**" in Fairfax County. This motion was jointly seconded by Supervisor Connolly and Supervisor Hyland and carried by a vote of nine, Supervisor Alexander being out of the room.

10. **PROCLAMATION DESIGNATING SEPTEMBER 30, 1995 AS "PUBLIC LANDS APPRECIATION DAY" IN FAIRFAX COUNTY** (Tapes 1-2)

Supervisor Hyland moved approval of the Proclamation presented to:

- Mr. Walter Mess; and
- Mr. Carson Culp,

designating September 30, 1995 as "**Public Lands Appreciation Day**" in Fairfax County. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Alexander and Supervisor Dix being out of the room.

11. **10:00 A.M. - BRIEFING BY THE TOWING ADVISORY BOARD ON ITS FINDINGS AND RECOMMENDATIONS REGARDING THE TERMS OF A CONTRACT FOR POLICE-DIRECTED TOWING SERVICE WITHIN FAIRFAX COUNTY** (Tape 2)

(BACs)

J. Bradley Flippin, Chairman, Towing Advisory Board, briefed the Board on its findings and recommendations regarding the terms of a contract for police-directed towing service within Fairfax County.

Following discussion, with input from William J. Leidinger, County Executive, Supervisor McConnell moved that the Board refer this report to staff for consideration in relation to the development of the upcoming Request for Proposal (RFP). This motion was seconded by Supervisor Connolly.

Supervisor Dix asked to amend the motion to direct staff to refer the final RFP to the Towing Advisory Board for review prior to consideration by the Board of Supervisors, and this was accepted.

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

CM:cm

12. **10:15 A.M. - APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS** (Tape 3)

(BACs)

(APPTs)

**ADVISORY SOCIAL SERVICES BOARD**

Supervisor Alexander moved the reappointment of Ms. Clara Holoway as the Lee District Representative to the Advisory Social Services Board. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

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

**ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD**

(NOTE: The appointments of the three At-Large Representatives to the Alcohol Safety Action Program Local Policy Board were deferred.)

**ARCHITECTURAL REVIEW BOARD**

Chairman Hanley moved the reappointment of Mr. John Burns as an At-Large (Architect) Representative to the Architectural Review Board. This motion was seconded by Supervisor Connolly.

Supervisor Dix moved the reappointment of Mr. John Boland as an At-Large (Lawyer) Representative to the Architectural Review Board. This motion was seconded by Supervisor Connolly.

Supervisor Hyland moved the reappointment of Mr. Richard Bierce as an At-Large (Landscape/Architect) Representative to the Architectural Review Board. This motion was seconded by Supervisor Connolly.

Supervisor McConnell moved the reappointment of Mr. Mark Lewis as an At-Large (Landscape) Representative to the Architectural Review Board. This motion was seconded by Supervisor Dix.

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

**ATHLETIC COUNCIL**

Supervisor Frey moved the reappointment of Mr. David Lacey as the Sully District (Alternate) Representative to the Athletic Council. This motion was seconded by Supervisor Dix and carried by unanimous vote.

[NOTE: The appointments of the Providence District (Principal) and the Springfield District (Alternate) Representatives to the Athletic Council were deferred.]

**BOARD OF BUILDING CODE APPEALS**

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

**CHILD CARE ADVISORY COUNCIL**

Supervisor Alexander moved the reappointment of Ms. Margaret Reagan as the Lee District Representative to the Child Care Advisory Council. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Hyland moved the reappointment of Ms. Sidoux Mitchell as the Mount Vernon District Representative to the Child Care Advisory Council. This motion was seconded by Chairman Hanley and carried by unanimous vote.

Supervisor Connolly moved the reappointment of Ms. Ernestine Heastie as the Providence District Representative to the Child Care Advisory Council. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

### **COMMISSION ON ORGAN AND TISSUE DONATION AND TRANSPLANTATION**

Supervisor Alexander moved the appointment of Mr. Brian Rothermel who is now serving as an At-Large Representative, to fill the unexpired term of Mr. Donald Seeley as the Lee District Representative to the Commission on Organ and Tissue Donation and Transplantation. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Berger being out of the room.

(NOTE: The appointment of the Braddock District Representative to the Commission on Organ and Tissue Donation and Transplantation was deferred.)

### **COMMISSION FOR WOMEN**

Chairman Hanley moved the reappointment of Ms. Mary M. Hammond as the At-Large Representative to the Commission for Women. This motion was seconded by Supervisor Dix.

Supervisor Alexander moved the reappointment of Ms. Emily McCoy as the Lee District Representative to the Commission for Women. This motion was seconded by Supervisor Dix.

Supervisor Trapnell moved the appointment of Ms. Karin M. Yanez as the Mason District Representative to the Commission for Women. This motion was seconded by Chairman Hanley.

Supervisor Hyland moved the reappointment of Ms. Beryl Harman as the Mount Vernon District Representative to the Commission for Women. This motion was seconded by Supervisor Connolly.

Supervisor Frey moved the reappointment of Ms. Sharon Suprun as the Sully District Representative to the Commission for Women. This motion was seconded by Supervisor Dix.

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

**COMMUNITY ACTION ADVISORY BOARD**

**CONFIRMATION:**

Supervisor Hyland moved that the Board confirm the following appointment to the Community Action Advisory Board:

- Ms. Monica Neighbors to fill the

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



Supervisor Dix moved the reappointment of Mr. Jesus Lapera as the Hunter Mill District Representative to the Community Development Advisory Committee. This motion was seconded by Supervisor Hyland.

Supervisor Trapnell moved the reappointment of Ms. Mary Chi-Ray as the Mason District Representative to the Community Development Advisory Committee. This motion was seconded by Supervisor Dix.

Supervisor Alexander moved the reappointment of Ms. Linda Ross as the Lee District Representative to the Community Development Advisory Committee. This motion was seconded by Chairman Hanley.

Supervisor Connolly moved the reappointment of Ms. Dana Bednarsky as the Providence (James Lee Area) Representative to the Community Development Advisory Committee. This motion was seconded by Chairman Hanley.

Supervisor Hyland moved the reappointment of Mr. Arthur Giguere as the Mount Vernon (Woodley Nightingale Area) Representative to the Community Development Advisory Committee. This motion was seconded by Supervisor Dix.

Supervisor Hyland moved the reappointment of Mr. James Hyman as the Mount Vernon (Gum Springs Area) Representative to the Community Development Advisory Committee. This motion was seconded by Supervisor Dix.

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

**COMMUNITY IMPROVEMENT COMMITTEE**

[NOTE: The appointments of the Dranesville District (Westhampton Community) and the Braddock District Representatives to the Community Improvement Committee were deferred.]

**CRIMINAL JUSTICE ADVISORY BOARD**

(NOTE: The appointment of the Mount Vernon District Representative to the Criminal Justice Advisory Board was deferred.)

Supervisor Bulova inquired about appointments to the newly formed Community Criminal Justice Board. Following discussion, with input from David P. Bobzien, County Attorney, it was concluded that these appointments would be made in October, following action by the City of Fairfax.

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board direct staff to include these appointments on the next list of upcoming appointments. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

**ELECTRICAL ADVISORY BOARD**

[NOTE: The appointment of the At-Large (Tradesman) Representative to the Electrical Advisory Board was deferred.]

**ENVIRONMENTAL QUALITY ADVISORY COUNCIL**

Supervisor McConnell moved the appointment of Mr. David W. Schnare as the Springfield District Representative to the Environmental Quality Advisory Council. This motion was seconded by Chairman Hanley and carried by unanimous vote.

**FAIRFAX AREA DISABILITY SERVICES BOARD**

(NOTE: The appointment of the Springfield District Representative to the Fairfax Area Disability Services Board was deferred.)

**CONFIRMATION:**

Supervisor Bulova moved that the Board confirm the following appointment to the Fairfax Area Disability Services Board:

- Mr. Joseph Halizak as the Fairfax County (Local Official) Representative.

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

**HEALTH CARE ADVISORY BOARD**

Chairman Hanley moved the appointment of Dr. Kenneth Geoly as an At-Large Representative to the Health Care Advisory Board. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

**HISTORY COMMISSION**

Supervisor Trapnell moved the reappointment of Ms. Louise Juergens as an At-Large (Citizen) Representative to the History Commission. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

**HUMAN RIGHTS COMMISSION**

Supervisor Connolly moved the appointment of Mr. Emanuel Solon as an At-Large Representative to the Human Rights Commission. This motion was seconded by Supervisor Dix.

Supervisor Dix moved the reappointment of Mr. Preston Royster as an At-Large Representative to the Human Rights Commission. This motion was seconded by Supervisor Hyland.

Supervisor Alexander moved the reappointment of Mr. John Keating as an At-Large Representative to the Human Rights Commission. This motion was seconded by Supervisor Dix.

Chairman Hanley moved the appointment of Mr. Edward T. Lewis as an At-Large Representative to the Human Rights Commission. This motion was seconded by Supervisor Hyland.

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

**HUMAN SERVICES COUNCIL**

Supervisor McConnell moved the appointment of Mr. LeRoy Thompson as the Springfield District Representative to the Human Services Council. This motion was seconded by Supervisor Dix and carried by unanimous vote.

**INDUSTRIAL DEVELOPMENT AUTHORITY**

Supervisor Dix moved the reappointment of Mr. Charles Rainey as an At-Large Representative to the Industrial Development Authority. This motion was seconded by Supervisor Connolly.

Supervisor Alexander moved the reappointment of Mr. Stephen Chytilo as an At-Large Representative to the Industrial Development Authority. This motion was seconded by Supervisor Bulova.

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

**LOWER POTOMAC LAND USE COMMITTEE FOR THE DISTRICT OF COLUMBIA (D.C.) PROPERTY LOCATED IN LORTON, VIRGINIA**

Supervisor Hyland moved the appointment of Mr. Neil McBride as the Mount Vernon District Representative to the Lower Potomac Land Use Committee for the District of Columbia (D.C) Property Located in Lorton, Virginia. This motion, the second to which was inaudible, carried by unanimous vote.

Supervisor Hyland announced that this Committee would have its first meeting on October 2, 1995.

[NOTE: The appointment of the At-Large Representative to the Lower Potomac Land Use Committee for the District of Columbia (D.C) Property Located in Lorton, Virginia was deferred.]

**NORTHERN VIRGINIA REGIONAL PARK AUTHORITY**

Chairman Hanley moved the appointment of Ms. Jean Packard as an At-Large (Fairfax County) Representative to the Northern Virginia Regional Park Authority. This motion was seconded by Supervisor Connolly.

Supervisor Frey moved the appointment of Mr. William R. Harvey, Jr. as an At-Large (Fairfax County) Representative to the Northern Virginia Regional Park Authority. This motion was seconded by Supervisor Connolly.

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

**NORTHERN VIRGINIA TRANSPORTATION COORDINATING COUNCIL CITIZENS ADVISORY COMMITTEE (NVTCC)**

(NOTE: The appointment of the At-Large Representative to the Northern Virginia Transportation Coordinating Council Citizens Advisory Committee was deferred.)

**PLUMBING ADVISORY BOARD**

(NOTE: The appointment of the At-Large Representative to the Plumbing Advisory Board was deferred.)

**ROUTE 28 HIGHWAY TRANSPORTATION DISTRICT ADVISORY BOARD**

[NOTE: The appointments of the two At-Large (Resident/Owner) Representatives to the Route 28 Highway Transportation District Advisory Board were deferred.]

(NOTE: Later in the meeting, an appointment was made to the Route 28 Highway Transportation District Advisory Board. See Clerk's Summary Page#13.)

**TREE COMMISSION**

Supervisor Trapnell moved the reappointment of Mr. Robert Yock as the Mason District Representative to the Tree Commission. This motion was seconded by Supervisor Connolly.

Supervisor McConnell moved the reappointment of Mr. Kenelm Winslow as the Springfield District Representative to the Tree Commission. This motion was seconded by Supervisor Dix.

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

(NOTE: The appointment of the Mount Vernon District Representative to the Tree Commission was deferred.)

**AD-HOCS****CITIZENS ADVISORY COMMITTEE ON SOLID WASTE**

Following a brief discussion, Supervisor Frey asked unanimous consent that the Board direct staff to determine why alternate representatives are needed on the Citizens Advisory Committee on Solid Waste. Without objection, it was so ordered.

[NOTE: The appointments of the Braddock (Alternate), the Hunter Mill (Principal and Alternate); the Springfield (Alternate) and the Sully (Alternate) Representatives to the Citizens Advisory Committee on Solid Waste were deferred.]

**CONFIRMATION:**

Supervisor Alexander moved that the Board confirm the following appointment to the Citizens Advisory Committee on Solid Waste:

- Mr. Brian Feeley as the Business Recycling Task Force (Principal) Representative.

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

**DULLES CORRIDOR TASK FORCE**

(NOTE: The appointment of the Dranesville District Representative to the Dulles Corridor Task Force was deferred.)

**TASK FORCE ON COUNTY REVENUES AND EXPENDITURES****CONFIRMATIONS:**

Supervisor Connolly moved that the Board confirm the following appointments to the Task Force on County Revenues and Expenditures:

- Mr. Cory J. Starr as the Northern Virginia Technology Council Representative;
- Ms. Mary S. Smith as the NAACP (Fairfax County Chapter) Representative; and
- Mr. John Wells as the Community Ministry of Fairfax County Representative.

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

**ADDITIONAL APPOINTMENTS****APPOINTMENT TO THE PLANNING COMMISSION**

Supervisor Connolly announced that Patrick Hanlon, Providence District Representative to the Planning Commission for the past nine years, will be moving from Fairfax County and must resign.

Therefore, Supervisor Connolly moved the appointment of Mr. Carl S. Coan, Jr. to fill the unexpired term of Mr. Hanlon as the Providence District Representative to the Planning Commission. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board direct staff to invite Mr. Hanlon to appear before the Board for recognition of his years of services to Fairfax County. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

**APPOINTMENT TO THE ROUTE 28 HIGHWAY TRANSPORTATION DISTRICT ADVISORY BOARD**

Following discussion, with input from Shiva K. Pant, Director, Office of Transportation, Supervisor Berger moved the appointment of Mr. Al Neely as an At-Large (Resident/Owner) Representative to the Route 28 Highway Transportation District Advisory Board. This motion, the second to which was inaudible, **CARRIED** by a recorded vote of nine, Supervisor Connolly abstaining.

Following further discussion, it was determined that Mr. Neely would fill the unexpired term of Mr. Bahman Batmanghelidj as an At-Large (Resident/Owner) Representative to the Route 28 Highway Transportation District Advisory Board.

13. **ADMINISTRATIVE ITEMS** (Tape 3)

Supervisor Hyland moved approval of the Administrative Items with the exception of Administrative Items Two and Three.

(NOTE: Later in the meeting, action was taken on Administrative Items Two and Three. See Clerk's Summary Items CL#14, CL#15, CL#94 and CL#95.)

Supervisor Connolly asked to amend the motion to consider Administrative Items Four and Six separately, and this was accepted.

(NOTE: Later in the meeting, action was taken on Administrative Items Four and Six. See Clerk's Summary Item CL#16.)

Supervisor Dix asked to amend the motion to consider Administrative Item 14 separately, and this was accepted.

(NOTE: Later in the meeting, action was taken on Administrative Item 14. See Clerk's Summary Item CL#17.)

This motion was seconded by Supervisor Alexander 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."

**ADMIN-1 - STREETS INTO THE SECONDARY SYSTEM (PROVIDENCE AND SULLY DISTRICTS)**

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated September 18, 1995 be recommended for acceptance into the State Secondary System as follows:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Five Oaks Landing, Section 2	Providence	Water Oak Drive Oak Pond Court Five Oaks Road, Route 4949, Additional Right-of-way only
Centreville Green	Sully	Ruddy Duck Road
Little Rocky Run,	Sully	Rock Crystal Drive, Route 8079 Laurel Rock Drive Laurel Rock Court Rock Brook Drive Rock Still Court Rock Fall Court

**ADMIN-2 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 91-V-027, LESTER L. STRIBLING (MOUNT VERNON DISTRICT)**

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Items CL#14 and CL#94.)

**ADMIN-3 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 82-V-044, COAKLEY/BACKLICK ROAD LIMITED PARTNERSHIP (MOUNT VERNON DISTRICT)**

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Items CL#15 and CL#95.)

**ADMIN-4 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED TRANSPORTATION ENHANCEMENT PROGRAM PROJECTS (COUNTYWIDE)**

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#16.)



**ADMIN-5 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF COUNTY ROAD PROJECT - STRINGFELLOW ROAD (SULLY DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **October 30, 1995 at 5:00 p.m.** on the acquisition of interests in real property necessary for the construction of County Road Project 064151 - Stringfellow Road.

**ADMIN-6 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING FOR THE CREATION, ENLARGEMENT, DE-CREATION/RE-CREATION OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE AND LEAF COLLECTION SERVICE (DRANESVILLE, MASON AND PROVIDENCE DISTRICTS)**

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#16.)

**ADMIN-7 - AUTHORIZATION TO ADVERTISE PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112, (ZONING ORDINANCE) REGARDING SIGNS**

- (A)  
(R) Adopted the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on October 5, 1995, and before the Board on **October 30, 1995 at 3:30 p.m.** on the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding signs.

**ADMIN-8 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96034 FOR THE HEALTH DEPARTMENT'S WOMEN, INFANTS AND CHILDREN (WIC) GRANT**

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 960340 in the amount of \$21,000 to locate one merit grant Nutritionist (.75 SYE) at INOVA Pediatric Center (IPC). This position will provide counseling to high risk infants and children and will enroll eligible families in the Federal supplemental food program for Women, Infants and Children (WIC).

**ADMIN-9 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96035 FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD TO ACCEPT FUNDS FROM THE VIRGINIA DEPARTMENT OF CORRECTIONS**

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96035 in the amount of \$30,000 to provide services for probation and parole clients referred to Alcohol and Drug Services.

**ADMIN-10 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)  
AS 96031 FOR A CERTIFIED LOCAL GOVERNMENT WORKSHOP GRANT  
FOR THE OFFICE OF COMPREHENSIVE PLANNING**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96031 in the amount of \$4,916 to appropriate funds for planning and hosting a workshop on heritage resource preservation with Certified Local Government (CLG) Program grant funding provided through the Virginia Department of Historic Resources.

**ADMIN-11 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)  
AS 96036 FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES  
BOARD TO PROVIDE DAY TREATMENT SERVICES IN CONJUNCTION  
WITH THE METROPOLITAN AREA TREATMENT ENHANCEMENT  
SYSTEM PROGRAM OF THE METROPOLITAN WASHINGTON COUNCIL  
OF GOVERNMENTS (COG)**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96036 in the amount of \$441,000 to continue to provide intensive day treatment services in conjunction with the Metropolitan Washington Council of Governments (COG).

**ADMIN-12 - AUTHORIZATION OF A PUBLIC HEARING ON THE  
ABANDONMENT AND VACATION OF A PORTION OF RESTON AVENUE  
(HUNTER MILL DISTRICT)**

(A) Authorized the advertisement of a public hearing to be held before the Board on **October 30, 1995 at 5:00 p.m.** on the adoption of an order abandoning and an ordinance vacating a portion of Reston Avenue.

**ADMIN-13 - AUTHORIZATION OF A PUBLIC HEARING ON THE  
ABANDONMENT OF A PORTION OF RESTON AVENUE AND DISPOSITION  
OF COUNTY-OWNED PROPERTY (HUNTER MILL DISTRICT)**

(A) Authorized the advertisement of a public hearing to be held before the Board on **October 30, 1995 at 5:00 p.m.** on the adoption of a Resolution abandoning a portion of Reston Avenue (Route 602) and disposing of abandoned right-of-way.

**ADMIN-14 - AUTHORIZATION TO ADVERTISE PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING GROUP EIGHT SPECIAL PERMIT USE OF TEMPORARY MOBILE AND LAND BASED TELECOMMUNICATION TESTING FACILITIES**

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#17.)

14. **ADMIN-2 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 91-V-027, LESTER L. STRIBLING (MOUNT VERNON DISTRICT)** (Tape 3)

(NOTE: Earlier in the meeting, this item was deferred. See Clerk's Summary Item CL#13.)

Supervisor Hyland called the Board's attention to Administrative Item Two - Additional Time to Commence Construction for Special Exception Application SE 91-V-027, Lester L. Stribling (Mount Vernon District) and asked unanimous consent that this item be deferred until later in the meeting. Without objection, it was so ordered.

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#94.)

15. **ADMIN-3 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 82-V-044, COAKLEY/BACKLICK ROAD LIMITED PARTNERSHIP (MOUNT VERNON DISTRICT)** (Tape 3)

(NOTE: Earlier in the meeting, this item was deferred. See Clerk's Summary Item CL#13.)

Supervisor Hyland called the Board's attention to Administrative Item Three - Additional Time to Commence Construction for Special Exception Amendment Application SEA 82-V-044, Coakley/Backlick Road Limited Partnership (Mount Vernon District). Following discussion, with input from Jane W. Gwinn, Division Director, Zoning Administration Division, Office of Comprehensive Planning (OCP), Supervisor Hyland asked unanimous consent that this item be deferred until later in the meeting. Without objection, it was so ordered.

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#95.)

16. **ADMIN-4 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED TRANSPORTATION ENHANCEMENT PROGRAM PROJECTS (COUNTYWIDE) AND ADMIN-6 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING FOR THE CREATION, ENLARGEMENT, DE-CREATION/RE-CREATION OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE AND LEAF COLLECTION SERVICE (DRANESVILLE, MASON AND PROVIDENCE DISTRICTS)** (Tape 3)

- (As) Supervisor Connolly called the Board's attention to Administrative Item Four - Authorization to Advertise a Public Hearing on Proposed Transportation Enhancement Program Projects (Countywide) and Administrative Item Six - Authorization to Advertise

a Public Hearing for the Creation, Enlargement, De-Creation/Re-Creation of Small and Local Sanitary Districts for Refuse and Leaf Collection Service (Dranesville, Mason and Providence Districts). Following a brief discussion, Supervisor Connolly moved approval of Administrative Items Four and Six. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

**Administrative Item Four:**

Authorized the advertisement of a public hearing to be held before the Board on **October 30, 1995 at 5:00 p.m.** to solicit comments and input on proposed 1997 Transportation Enhancement Projects.

**Administrative Item Six:**

Authorized the advertisement of a public hearing to be held before the Board on **October 30, 1995 at 4:30 p.m.** to consider the following changes to small and local sanitary districts for refuse and leaf collection service in accordance with the Board's adopted criteria for the Creation/Enlargement/Withdrawal of Small or Local Sanitary Districts:

<u>Sanitary Districts</u>	<u>Action</u>	<u>Service</u>	<u>Recommendation</u>
Local District C Within Small District 1 within Dranesville District	Create	Refuse	Approve
Local District A-6-1 within Small District 1 within Dranesville District (2020 Rhode Island Avenue)	Enlarge	Refuse and Leaf	Approve
Small District 1 within Mason District (Charing Cross Condominiums)	De-Create/ Re-Creat	Leaf	Deny
Small District 1 within Mason District (Steppes of Barcroft Condominiums)	De-Create/ Re-Creat	Leaf	Deny
Small District 1 within Mason District (The Yacht Club)	De-Create/ Re-Creat	Refuse and Leaf	Deny
Small District 6	Enlarge	Refuse	Approve

within Mason District  
(4519 Braddock Road)

Small District 1 within Providence District (The Falls Church Motel)	De-Create/ Re-Create	Leaf	Deny
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17. **ADMIN-14 - AUTHORIZATION TO ADVERTISE PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING GROUP EIGHT SPECIAL PERMIT USE OF TEMPORARY MOBILE AND LAND BASED TELECOMMUNICATION TESTING FACILITIES** (Tape 3)

(A)

(R) (NOTE: Earlier in the meeting, this item was deferred. See Clerk’s Summary Item CL#13.)

Supervisor Dix called the Board’s attention to Administrative Item 14 - Authorization to Advertise Proposed Amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) Regarding Group Eight Special Permit Use of Temporary Mobile and Land Based Telecommunication Testing Facilities.

Following discussion, with input from James P. Zook, Director, Office of Comprehensive Planning (OCP), and Jane W. Gwinn, Division Director, Zoning Administration Division, OCP, Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved adoption of the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on October 5, 1995, and before the Board on **October 30, 1995 at 5:00 p.m.** on the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding deleting or revising the provisions regarding Group Eight Temporary Special Permits for temporary mobile and land based telecommunications testing facilities. This motion was seconded by Supervisor Bulova and **CARRIED** by a recorded vote of six, Supervisor Dix, Supervisor Frey, and Supervisor McConnell voting “NAY,” Supervisor Berger abstaining.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

AM:am

18. **A-1 - AUTHORIZATION TO PAY FISCAL YEAR (FY) 1996 SECOND QUARTER WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) BILLING (COUNTYWIDE)** (Tape 4)

Following discussion, with input by Shiva K. Pant, Director, Office of Transportation, Supervisor Hyland moved that the Board concur in the recommendation of staff and authorize payment of the Fiscal Year (FY) 1996 second quarter transit operating and capital billing in the net amount of \$11,983,944 to the Washington Metropolitan Area Transit Authority (WMATA). This motion was seconded by Supervisor Berger and

**CARRIED** by a recorded vote of eight, Supervisor Alexander abstaining, Supervisor Connolly being out of the room.

19. **A-2 - AUTHORIZATION TO PREPARE AN ORDINANCE AND TO PROCEED WITH A REQUEST FOR PROPOSAL FOR A PHOTO RED LIGHT MONITORING SYSTEM (COUNTYWIDE)** (Tape 4)

Following discussion, with input by Bruce W. Taylor, Office of Transportation, Supervisor Frey moved that the Board concur in the recommendation of staff and:

- Authorize the issuance of a Request for Proposal (RFP) for a Photo Red Light Monitoring System to be utilized at up to 25 simultaneous locations throughout the County; and
- Direct staff to develop an amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic) to include a \$50 fine for a violation of a traffic signal monitored under this program for consideration following a public hearing.

This motion was seconded by Chairman Hanley

Supervisor McConnell asked unanimous consent that the Board direct the Legislative Committee to:

- Investigate the possibility of raising the fine from \$50 to \$100; and
- Determine if the second offense can be made part of the driving record so that repeat offenders can be identified.

Without objection, it was so ordered.

Supervisor Alexander asked unanimous consent that the Board direct staff to include in the RFP a requirement that vendors list references from other localities who use their services so that a determination can be made as to how well the companies have performed. Without objection, it was so ordered.

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

20. **A-3 - PROPOSED INFORMATION TECHNOLOGY STRATEGIC DIRECTIONS**  
(Tape 4)

Chairman Hanley relinquished the Chair to Acting-Chairman Alexander and moved that the Board concur in the recommendation of staff and endorse the Information Technology Strategic Directions as outlined in the Memorandum to the Board. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Dix being out of the room.

Acting-Chairman Alexander returned the gavel to Chairman Hanley.

21. **A-4 - APPLICATION OF COMMONWEALTH GAS SERVICES, INCORPORATED FOR A GENERAL INCREASE IN NATURAL GAS RATES, STATE CORPORATION COMMISSION (SCC) CASE NUMBER PUE950033**  
(Tape 4)

Following discussion, with input by Stephen Sinclair, Utilities Analyst, Department of Consumer Affairs, Supervisor Alexander moved that the Board concur in the recommendation of staff and authorize the Department of Consumer Affairs and the County Attorney's Office to file a Notice of Protest with the State Corporation Commission (SCC) in Case Number PUE950033. This motion was seconded by Supervisor McConnell.

Supervisor McConnell asked unanimous consent that the Board direct staff to provide the Board with comparative rates with other utility companies in the Northern Virginia area. Without objection, it was so ordered.

The question was called on the motion which **CARRIED** by a recorded vote of nine, Supervisor Berger voting "NAY."

22. **A-5 - RESPONSE TO VIRGINIA HOUSING DEVELOPMENT AUTHORITY ON PROPOSED FINANCING FOR WILLSTON GARDENS APARTMENTS (MASON DISTRICT)** (Tape 4)

Following discussion, with input by Walter Webdale, Director, Department of Housing and Community Development, Supervisor Connolly moved that the Board disapprove the staff recommendation. This motion was seconded by Supervisor Bulova and **CARRIED** by a recorded vote of eight, Supervisor Alexander and Supervisor Berger voting "NAY."

23. **C-1 - PROPOSED IMPLEMENTATION PLAN OF THE KEY STRATEGIES IDENTIFIED IN THE ECONOMIC STRATEGIC PLAN** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated September 18, 1995 regarding consideration of the proposed implementation of the key strategies identified in the Economic Strategic Plan.

Supervisor McConnell asked unanimous consent that the Board direct staff to refer this report to the Economic Advisory Commission (EAC) for review and recommendations. This motion was seconded by Supervisor Connolly and carried by unanimous vote.



24. **C-2 - PRESS ACCESS TO BOARD CHAMBERS** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated September 18, 1995 regarding media access to Board Chambers during meetings of the Board.

Supervisor Hyland moved to reconsider the Board's action from its meeting on September 11, 1995 regarding access to the Board Chambers. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Trapnell being out of the room.

Following discussion, Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board defer this item until later in the meeting. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#35.)

25. **I-1 - REVIEW AND COORDINATION OF TRANSPORTATION PROGRAMS IN THE CONTEXT OF THE COUNTY'S BUDGET (COUNTYWIDE)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated September 18, 1995 presenting additional information regarding the level of Fairfax County expenditures for the Virginia Railway Express (VRE) and in preparation for the start of the County's Fiscal Year (FY) 1997 budget process, staff has prepared a summary of all the County's transportation programs.

Following discussion, Supervisor McConnell asked unanimous consent that the Board direct staff to provide comparative costs of programs such as ride sharing, County transit, etcetera. Without objection, it was so ordered.

26. **I-2 - RE-EVALUATION OF PROVIDING TELEPHONE SERVICE AT BRANCH TAX OFFICES** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated September 18, 1995 presenting staff's re-evaluation of the feasibility of establishing a dedicated telephone line, at each of the County's seven branch tax offices, to provide pre-recorded messages.

27. **I-3 - AWARD OF CONTRACT - CLEARVIEW MANOR SANITARY SEWER (DRANESVILLE DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated September 18, 1995 requesting authorization for staff to award a contract to MEI, in the amount of \$202,348 for the construction of Clearview Manor Sanitary Sewer, Project X00824, Extension Projects Fiscal Year (FY) 1994, in Subfund 524, Sewer Bond

Extension and Improvements.

The staff was directed administratively to proceed as proposed.

28. **I-4 - AWARD OF CONTRACT - RIVER TOWERS SEWAGE PUMPING STATION REHABILITATION (MOUNT VERNON DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated September 18, 1995 requesting authorization for staff to award a contract to Norair Engineering Corporation in the amount of \$281,000 for the construction of improvements to the existing River Towers Sewage Pumping Station, Project 100351, Pump Station Renovations, in Subfund 524, Sewer Bond Extension and Improvement.

The staff was directed administratively to proceed as proposed.

29. **I-5 - AWARD OF CONTRACT - MCLEAN COMMUNITY CENTER KITCHEN ADDITIONAL PROJECT (DRANESVILLE DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated September 18, 1995 requesting authorization for the County Executive or the appropriate the Deputy County Executive to award a contract for the McLean Community Center Kitchen Addition Project prior to the October 16, 1995 Board meeting.

The staff was directed administratively to proceed as proposed.

30. **I-6 - APPROVAL OF CONTRACT AMENDMENT FOR LIFE CYCLE TECHNOLOGY, INCORPORATED FOR EXPERT ASSISTANCE IN COMPUTER SYSTEMS PLANNING AND APPLICATION DEVELOPMENT OF THE LAND DEVELOPMENT SYSTEM FOR THE PLANNING AND DEVELOPMENT AGENCIES** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated September 18, 1995 requesting authorization for staff to award a contract amendment in the amount of \$2,000,000 to Life Cycle Technology, Incorporated to continue the work on Phase III of the Land Development System and to assist the Department of Taxation in its planning efforts.

The staff was directed administratively to proceed as proposed.

31. **I 7 - AWARD OF CONTRACT: EARLY INTERVENTION SERVICES FOR INFANTS AND TODDLERS (PART H)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated September 18, 1995 requesting authorization for staff to award a contract to the IDEA Center of Northern Virginia, Incorporated, in an amount not to exceed \$745,461 covering the period from January 1, 1996 through December 31, 1996. For the transitional period from October 1, 1995 through December 31, 1995, the contract award shall not exceed \$100,000 for the early intervention services for infants and toddlers (Part H).

Following discussion, with input by James L. Thur, Executive Director, and Joan Volpe, Deputy Director, Fairfax-Falls Church Community Services Board, Supervisor Connolly moved that the Board direct staff to modify the contract as follows:

- On page 88 of the contract, in the two places where it appears in bullet paragraphs, delete the word "transdisciplinary;" and
- Add the following paragraph:
  - Directing staff that "after the contract is awarded, the parents will be involved in the development of the project work plan and the definition of the service delivery philosophy."

This motion was seconded by Supervisor McConnell.

Supervisor Dix asked to amend the motion to replace the word "development" with the word "implementation," and this was accepted.

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

The staff was directed administratively to proceed as proposed.

32. **I-8 - SCHOOL BOND REFERENDUM INFORMATION** (Tapes 4-5)

The Board next considered an Item contained in the Memorandum to the Board dated September 18, 1995 presenting the Policy for publications printed by the County related to bond referendum and the Board's previous actions for the last referendum.

33. **I-9 - IMPLEMENTATION OF THE RECOMMENDATIONS FROM THE COMMUNITY INITIATIVE TO REDUCE YOUTH VIOLENCE** (Tape 5)

The Board next considered an Item contained in the Memorandum to the Board dated September 18, 1995 presenting information regarding the implementation of the recommendations of the Community Initiative to Reduce Youth Violence.

34. **I-10 - LOUDOUN COUNTY POWER PLANT** (Tape 5)

The Board next considered an Item contained in the Memorandum to the Board dated September 18, 1995 regarding a proposed power plant in Loudoun County.

Following discussion, with input by Anthony H. Griffin, Deputy County Executive for Planning and Development, Supervisor Dix moved that the Board authorize the Chairman to send a letter similar to the letter approved by Loudoun County to the State Corporation Commission (SCC) relative to the review process on applications and specifically as it relates to the Patowmack Power Plant. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

35. **C-2 - PRESS ACCESS TO BOARD CHAMBERS** (Tape 5)

(NOTE: Earlier in the meeting, there was action on this item. See Clerk's Summary Item CL#24.)

Following discussion, Supervisor Connolly moved that the Board table the entire issue relating to access to the Board Chambers. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

**BOARD MATTERS**36. **FAIRFAX-FALLS CHURCH UNITED WAY** (Tape 5)

Chairman Hanley stated that she and Supervisor Dix attended the Fairfax-Falls Church United Way meeting. Chairman Hanley distributed copies of the annual report which shows that "our efforts exceed our achievement" in many areas.

37. **BOOK SIGNING FOR "FAIRFAX STATION ALL ABOARD"** (Tape 5)

Chairman Hanley stated that she and Supervisor McConnell had the opportunity to attend the book signing for Fairfax Station All Aboard. She remarked it was a pleasant afternoon and she will be glad to share her copy of the book with other Board members.

38. **MCLEAN VALLEY ESTATES** (Tape 5)

Chairman Hanley noted that Supervisor Berger would be presenting a Board Matter regarding McLean Valley Estates and she endorsed his effort.

(NOTE: Later in the meeting, this matter was raised by Supervisor Berger. See Clerk's Summary Item CL#48.)

39. **LETTER TO DR. ROBERT R. SPILLANE, SUPERINTENDENT, FAIRFAX COUNTY PUBLIC SCHOOLS, FROM COMMONWEALTH OF VIRGINIA CONCERNING TITLE ONE** (Tape 5)

Chairman Hanley stated that she had received a copy of a letter sent to Dr. Robert R. Spillane, Superintendent, Fairfax County Public Schools, by the Commonwealth of Virginia stating that the application for Title One in the amount of \$3.4 million for School Year 1995-1996 has been approved.

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board:

- Refer this item to staff; and
- Direct staff to respond as to whether this amount was more or less than expected.

Without objection, it was so ordered.

40. **VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) POLICY AND PROCEDURES FOR CONTROL OF RESIDENTIAL CUT-THROUGH TRAFFIC**

(Tape 5)

Supervisor Hanley informed the Board that the Virginia Department of Transportation (VDOT) will hold a public hearing on its Policy and Procedures for control of Residential cut-through traffic on Tuesday, October 3, 1995 from 4:00 to 7:00 p.m. Since the Board has worked through the policy and procedures of the current plan in many neighborhoods, Supervisor Hanley moved that the Board direct staff to request VDOT to add collector roads to those considered for cut-through traffic measures. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

41. **DESIGNATION OF OCTOBER 1995 AS DISABILITY AWARENESS MONTH IN FAIRFAX COUNTY** (Tape 5)

Supervisor Hanley stated that the month of October 1995 is designated by Congress as "National Disability Employment Awareness Month." During this month Fairfax County citizens with disabilities will be recognized and their contributions and value to economic growth and to mainstream community life will be highlighted. In conjunction with Federal observances, the Office of Equity Programs and the Disability Services Board has requested that the Board recognize this occasion with a Proclamation declaring October 1995 as "**Disability Employment Awareness Month**" in Fairfax County and invite Martha Glennan, Chair, Fairfax Area Disability Services Board, to appear before the Board on October 16, 1995 to receive this Proclamation. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

42. **DESIGNATION OF OCTOBER 1995 AS BREAST CANCER AWARENESS MONTH AND OCTOBER 16, 1995 AS MAMMOGRAPHY DAY IN FAIRFAX COUNTY** (Tape 5)

Supervisor Hanley informed the Board that October 1995 is National Breast Cancer Awareness Month. In conjunction with federal observances the Health Department has requested that the Board recognize this occasion with a Proclamation declaring

October 1995 as "**Breast Cancer Awareness Month**" in Fairfax County and October 16, 1995 as "**Mammography Day**" and invite a representative of the American Cancer Society to appear before the Board on October 16, 1995 to receive this Proclamation. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

43. **SPACE AVAILABILITY IN THE WILLSTON CENTER** (Tape 5)

Supervisor Hanley stated that several groups have requested space in the Willston Center to provide instructional services for language minority communities. She asked unanimous consent that the Board direct staff to review the allocation of space at the Willston Center to determine if there can be additional use of the building and move forward with adding that expansion if possible. Without objection, it was so ordered.

44. **HAZARDOUS WASTE MATERIALS CROSSING THE OCCOQUAN WATERSHED** (Tape 5)

Supervisor Hanley noted that on June 27, 1995, the Board requested that staff "research whether other areas of the County have bridges that carry traffic across reservoirs, under what circumstances, and whether vehicles carrying hazardous material are prohibited." Additionally the Board directed staff "to request the Virginia Department of Transportation (VDOT) to prohibit hazardous materials from crossing the Yates Ford Bridge until staff has researched whether other reservoir areas of the country have bridges that carry traffic across reservoirs, under what circumstances, and whether vehicles carrying hazardous materials are prohibited."

Supervisor Hanley stated that, while the Board received a memorandum that said the Department of Environmental Quality (DEQ) regulates hazardous material transportation, it has not yet established procedural requirements to do so and no routing agency has been appointed within Virginia for the hazardous materials.

Supervisor Hanley further stated with regard to bridges that carry traffic across reservoirs, a letter was sent to the VDOT requesting that information. After explaining that no agency is responsible for hazardous material transportation routes, Dave Ogle, Assistant District Construction Engineer, VDOT, gave brief information about Virginia bridges and then stated that "We do not have any information on other states and the regulations and ordinances that they may have enacted for movement of hazardous materials across reservoirs."

Since that response does not seem to answer the question, Supervisor Hanley asked unanimous consent that the Board direct staff to research:

- Whether other areas of the country have bridges that carry traffic across reservoirs;
- Under what circumstances; and
- Whether vehicles carrying hazardous materials are prohibited.

Without objection, it was so ordered.

Supervisor Frey asked unanimous consent that the Board direct staff to provide a clear delineation of the reservoir. Without objection, it was so ordered.

45. **DESIGNATION OF OCTOBER 19, 1995 AS "PART TIME PROFESSIONAL DAY" IN FAIRFAX COUNTY** (Tape 5)

Supervisor Hanley stated that the Association of Part Time Professionals is a non-profit national organization that was founded 17 years ago to promote awareness of flexible work options. Its national headquarters is located in Falls Church, Virginia. To promote awareness of flexible work options, Supervisor Hanley moved that the Board direct staff to recognize this occasion with a Proclamation declaring October 19, 1995 as "**Part Time Professional Day**" in Fairfax County and invite Maria Laqueur, Executive Director, Association of Part Time Professionals, to appear before the Board on October 16, 1995 to receive this Proclamation. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

46. **LIGHTING OF FAIRFAX COUNTY PARKWAY'S TEMPORARY INTERSECTIONS** (Tape 5)

Supervisor Hanley commented that she has had the opportunity in the last six months to spend a lot of time on the part of the Fairfax County Parkway that is under construction from the Route 123 to where it is now open. The traffic pattern changes often at intersections with temporary stop signs and lane changes which can be difficult to see at night. Therefore, she asked unanimous consent that the Board direct staff to request the Virginia Department of Transportation (VDOT) to determine if those intersections can be temporarily lighted. Without objection, it was so ordered.

Supervisor McConnell asked unanimous consent that the Board direct staff to request VDOT to install temporary road signs warning of changes. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

**AR:ar**

47. **NO BOARD MATTERS FOR BRADDOCK DISTRICT SUPERVISOR SHARON BULOVA** (Tape 6)

Braddock District Supervisor Sharon Bulova announced that she had no Board matters to present at this time.

48. **REQUEST FOR EXPEDITIOUS REVIEW OF THE PLAN KNOWN AS MCLEAN VALLEY ESTATES NUMBER 3658-PI-01** (Tape 6)

Supervisor Berger moved that the Board direct staff to expeditiously review the plan known as McLean Valley Estates Number 3658-PI-01, at such time as it is resubmitted to the Department of Environmental Management (DEM). This motion was seconded by Chairman Hanley and carried by unanimous vote.

Supervisor Berger moved that the Board:

- Authorize the construction of these segments of Orland Street and Haycock Road to the private street standards in the Public Facilities Manual (PFM);
- Direct the Director of DEM to modify the standard TU-1 to allow a 30 foot radius in accordance with the Virginia Department of Transportation's (VDOT) minimum standards; and
- Waive or modify any other PFM requirements to implement the design depicted on the Conceptual Plan prepared by The BC Consultants dated August 15, 1995.

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

49. **TRANSPORTATION ADVISORY COMMISSION'S (TAC) RECOMMENDED PROGRAM OF SPOT TRANSPORTATION IMPROVEMENTS** (Tape 6)

Supervisor Berger stated that the Transportation Advisory Commission (TAC), at the Board's request, recommended a program of spot transportation improvements based upon identified needs within each Supervisor District. The Board subsequently authorized funding for the top spot improvement projects prioritized by the TAC. The Board and the TAC desire to keep the citizens informed regarding the status of the current program and to continue to identify spot improvement projects for consideration in the future.

Supervisor Berger moved that the Board direct the TAC to:

- Brief the District Councils or other appropriate representative groups on the status of the transportation spot improvement program;
- Solicit from each Supervisor District the two highest priority spot improvement projects in each District for consideration in the next TAC prioritization process; and
- Report with recommendations for additional spot improvements for consideration by the Board.

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



50. **MAINTENANCE AND REPAIR OF FIRE AND RESCUE DEPARTMENT'S VEHICLES** (Tape 6)

Supervisor Berger said that it has come to his attention that there appears to be a slow down on the part of the Equipment Management and Transportation Agency (EMTA) in servicing the Fire and Rescue Department's vehicles. He added that this includes preventative maintenance and repair work.

Therefore, Supervisor Berger moved that the Board direct the County Executive to:

- Review this matter and provide a detailed report as an Information Item at the next Board meeting;
- Include the following information in the report which covers the last six months:
  - The length of time involved on each vehicle for preventative maintenance and repair; and
  - Whether the vehicles had to be taken back because the work was not done properly.

This motion was seconded by Supervisor Trapnell.

Supervisor McConnell moved to amend the motion to:

- Direct the County Executive to determine whether the County personnel presently training will soon be able to handle the maintenance of the sophisticated electronic equipment on these vehicles; and
- If not, direct the County Executive to seek outside services in the maintenance of these vehicles until such time as the County personnel have completed their training.

This motion was seconded by Supervisor Bulova.

Supervisor Hyland asked to amend the motion to direct the County Executive to respond with information regarding any County programs which train County personnel on the maintenance of special equipment at the manufacturer's location, and this was accepted.

The question was called on the amendment to the motion (Supervisor McConnell's) which carried by unanimous vote.

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

PMH:pmh

51. **BRADDOCK PARK** (Tape 7)

Supervisor McConnell distributed to Board Members a letter that she had received from Bernie Voyton of Voyton and Associates regarding Braddock Park. She said that Voyton and Associates is in the process of submitting the appropriate Site Plan to construct a miniature golf course and bumper boats at Braddock Park.

Supervisor McConnell explained that Mr. Voyton's company is now being asked by the County to upgrade Braddock Park in areas which are outside their improvements but which will benefit the entire park. These areas include parking, storm water management, etcetera.

Because a proportion of the improvements Voyton and Associates is going to undertake are beyond their improvements and will be beneficial to the entire park, Supervisor McConnell moved that the Board direct staff to provide a proportionate fee waiver of the Site Plan and proportionate waiver of the submission fees based upon the part of Braddock Park that is being improved for the County. This motion was seconded by Supervisor Frey.

Following discussion, with input from David P. Bobzien, County Attorney, Supervisor Frey asked that the motion be amended to refer the issue to the Department of Environmental Management (DEM) for review, and this was accepted.

Following further discussion, Chairman Hanley relinquished the Chair to Acting-Chairman Alexander and asked unanimous consent that the Board:

- Refer this issue to staff for evaluation; and
- Direct staff to report their findings later in the meeting.

Without objection, it was so ordered.

Acting-Chairman Alexander returned the gavel to Chairman Hanley.

(NOTE: There was no further action regarding this item.)

52. **SCHEDULING OF REZONING APPLICATION RZ 94-S-053** (Tape 7)

Supervisor McConnell stated that the applicant in Rezoning Application RZ 94-S-053 is requesting the Board to schedule a public hearing for the application in October. Therefore, Supervisor McConnell moved that the Board direct staff to schedule Rezoning Application RZ 94-S-053 for a public hearing in October. This motion was seconded by Supervisor Alexander and carried by a vote of nine, Supervisor Berger being out of the room.

53. **FAIRFAX/PRINCE WILLIAM JOINT SUB-COMMITTEE FOR THE WESTERN TRANSPORTATION STUDY** (Tape 7)

Supervisor McConnell reminded Board Members that she is a member of the Fairfax/Prince William Joint Sub-Committee for the Western Transportation Study. Other members of the committee include Supervisor Frey (Co-Chairman), Supervisor Hyland and from Prince William County, Supervisor Terrence Spellane (Co-Chairman, Cole District), Supervisor Michelle McQuigg (Occoquan District) and Supervisor William Becker (Brentsville District).

Supervisor McConnell gave the Board a brief synopsis of some events that have transpired over the past few years. Following her synopsis, Supervisor McConnell moved approval of the following recommendations:

- Fairfax County supports a regional (bi-County) response that addresses the needs and concerns of people on both sides of the Occoquan;
- Fairfax County recognizes that it is critical to protect the Occoquan reservoir, the County's source of drinking water, and, therefore, opposes additional or expanded crossings of the Occoquan reservoir;
- Fairfax County supports prompt action to study and address transportation needs, using the Principles and their supporting rationale and the Measures of Effectiveness proposed by the Citizens' Working Group;
- Fairfax County supports actions that will maintain traffic flow on the Fairfax County Parkway and, consequently, opposes any Prince William-Fairfax road that could be construed as a parkway-to-parkway connector;
- Fairfax County supports active bi-County citizen involvement throughout the process, including prompt formation of a joint Prince William-Fairfax Citizens' Task Force;
- Fairfax County opposes unilateral actions, such as development of a four lane road from the Prince William Parkway to the Yates

Ford Road bridge area, by any jurisdiction before the completion of a transportation study and consideration of a plan of action; and

- Fairfax County supports inclusion of mass transit options in the study and proposed plan of action.

This motion was seconded by Supervisor Dix.

Following discussion, Supervisor Bulova asked to amend the motion to modify bullet four to read as follows:

- Fairfax County supports actions that will maintain traffic flow on the Fairfax County Parkway.

This was accepted.

Following further discussion, with input from Shiva K. Pant, Director, Office of Transportation, Supervisor Connolly asked to amend the motion to modify bullet six to read as follows:

- Fairfax County opposes unilateral actions and calls for completion of the transportation study and consideration of a plan of action.

This was not accepted.

Supervisor Frey asked to amend the motion to modify bullet two to read as follows:

- Fairfax County recognizes that it is critical to protect the Occoquan reservoir, the County's source of drinking water.

This was not accepted.

Therefore, Supervisor Frey moved to amend the motion to modify bullet two to read as follows:

- Fairfax County recognizes that it is critical to protect the Occoquan reservoir, the County's source of drinking water.

This motion was seconded by Supervisor Hyland and **CARRIED** by a recorded vote of five, Supervisor Bulova, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "NAY."

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

54. **DESIGN/BUILD** (Tape 7)

Supervisor Dix asked unanimous consent that the Board direct the legislative staff to examine the status of discussions related to design/build and refer its findings to the

Legislative Committee for its review and consideration during the upcoming Legislative Committee sessions. Without objection, it was so ordered.

55. **PERSONNEL POLICY REGARDING APPLICATIONS** (Tape 7)

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

- Report with information on how the files are established for applicants for jobs in Fairfax County where they may be applying in more than one department;
- Verify that correspondence is sent to acknowledge receipt of an application and indicating that there will be follow-up should there be opportunities that fall within what the applicants' qualifications deem appropriate.

Without objection, it was so ordered.

56. **"CHARACTER COUNTS" WEEK** (Tape 7)

Supervisor Dix announced that it is time to celebrate "Character Counts" week. Last October, Governor Allen, Tom Selleck, and Michael Josephson, as well as Members of the Board and citizens came together at the Fairfax County Government Center to celebrate the importance that society places on character. This year there will be an opportunity to focus on this important subject during the week of October 15 through October 21, 1995.

Supervisor Dix asked unanimous consent that the Board direct staff to invite some of the citizens who have been instrumental in bringing this program to the community to appear before the Board at the October 16, 1995 meeting to be recognized for their efforts on behalf of the youth of Fairfax County. Without objection, it was so ordered.

57. **PROCLAMATION TO SAVE TODAY FOR TOMORROW** (Tape 7)

Supervisor Dix distributed to Board Members a Proclamation to Save Today for Tomorrow, sponsored by the American Medical Association Alliance, Incorporated.

Supervisor Dix asked unanimous consent that the Board:

- Proclaim October as **SAVE Today for Tomorrow Month and October 11, 1995 as SAVE Today** in Fairfax County; and
- Direct staff to invite Ms. Nicki Bazaco and Ms. Cindy Hazel to appear before the Board on October 16, 1995 to be recognized for their efforts on behalf of the citizens of Fairfax County.

Without objection, it was so ordered.

Supervisor Dix noted that the issue relates to domestic violence and efforts to reduce those cases and the impact on families.

58. **1995 - 1996 LEGISLATIVE COMMITTEE MEETINGS** (Tape 7)

Supervisor Dix distributed to Board Members a listing of the 1995 - 1996 Legislative Committee meetings. He asked unanimous consent that the Board direct staff to share this schedule with Countywide organizations and others who have demonstrated an interest in participating in this process. Without objection, it was so ordered.

59. **REQUEST FOR REVIEW BY THE ATHLETIC COUNCIL OF INDOOR RECREATION FACILITY UTILIZATION, PRIORITIZATION AND ALLOCATION** (Tape 7)

Supervisor Dix distributed to Board Members a copy of a memorandum which he recently directed to W. Michael Kendrick, Department of Recreation and Community Services, regarding the use, allocation and prioritization of indoor recreation facilities in Fairfax County.

Following discussions with Mr. Kendrick and others, Supervisor Dix stated that this matter should be referred to the Athletic Council for review and consideration. Therefore, Supervisor Dix asked unanimous consent that the Board refer the matter of indoor recreation facility utilization, prioritization and allocation, including his memorandum to Mr. Kendrick (dated August 21, 1995) to the Athletic Council for their review and response to the Board in a timely fashion. Without objection, it was ordered.

60. **RESIDENTIAL AND COMMERCIAL REVITALIZATION TAX ABATEMENT** (Tape 7)

Supervisor Dix referred to a request regarding residential and commercial revitalization tax abatement. He expressed his appreciation to David P. Bobzien, County Attorney, for his timely response to the request for information.

Supervisor Dix asked unanimous consent that the Board refer this matter to the Legislative Committee and the County Attorney's Office to determine what would be required to amend current enabling authority that would permit Fairfax County to move forward with a program such as was outlined in his August Board Matter. Without objection, it was so ordered.

61. **FAIRFAX COUNTY BUSINESS, PROFESSIONAL, OCCUPATION AND LICENSE TAX (BPOL)** (Tapes 7-8)

Supervisor Dix stated that it is time for the Board to be proactive as it relates to establishing a Policy and a direction relating to the phase out of the Fairfax County Business, Professional, Occupation and License (BPOL) Tax.

Therefore, Supervisor Dix moved that the Board:

- Establish Fiscal Year (FY) 2002 as the termination date for the BPOL Tax in Fairfax County;
- Direct the County Executive to establish a phase out plan to be returned to the Board for consideration no later than the Board meeting of December 4, 1995;
- Direct the County Executive that any proposed phase out plan not result in any recommended increase to the residential real estate tax rate or the personal property tax rate;
- Confirm that this Policy does not preclude the opportunity for discussion of potential revenue replacement measures, recognizing that legislative authority will be required by the General Assembly and therefore, a review of potential equitable options should be investigated;
- As an interim measure the Board be provided with an Information Item at the October 16, 1995 Board meeting which outlines the components of the recommended Statewide Uniform BPOL Ordinance which the Board has not already adopted and which the Board may wish to consider for public advertisement to create a more predictable and uniform Ordinance during the remaining time frame of the five-year phase out period.

This motion was seconded by Supervisor Frey.

Following discussion, with input from William J. Leidinger, County Executive, Supervisor Alexander moved a substitute motion that the Board refer the BPOL tax question to the citizens group that has been appointed by the Board for their review. This motion was seconded by Supervisor Bulova.

Following further discussion, Supervisor Alexander restated his substitute motion as follows: that the Board refer this item to the Task Force on County Revenues and Expenditures Committee (CREX) for review and consideration.

Supervisor Trapnell moved to call the question. This motion, the second to which was inaudible, **FAILED** by a recorded vote of six, Supervisor Bulova, Supervisor Dix, Supervisor Frey, and Supervisor McConnell voting “NAY.”

Following a request for clarification, David P. Bobzien, County Attorney stated that a motion to “call the question” is a motion to close debate which requires a two-thirds majority vote.

The question was called on the substitute motion which **CARRIED** by a recorded vote of six, Supervisor Berger, Supervisor Dix, Supervisor Frey, and Supervisor McConnell voting “NAY.”

The question was called on the main motion, as substituted, which **CARRIED** by a recorded vote of seven, Supervisor Berger, Supervisor Dix, and Supervisor Frey voting “NAY.”

62. **REQUEST FOR EXTENSION OF REVIEW TIME FOR PUBLIC FACILITIES APPLICATION 456-L95-7 (AMERICAN PERSONAL COMMUNICATIONS)**  
(Tape 8)

Supervisor Alexander said that on June 5, 1995 the Board extended the application review period to October 10, 1995 for Public Facilities Application 456-L95-7 by American Personal Communications to locate a telecommunication facility at the Kingstowne Fire Station located at 7936 Telegraph Road.

Supervisor Alexander said that on September 14, 1995, the Planning Commission deferred Public Facilities Application 456-L95-7. To accommodate additional review time required for this application, he moved that the Board extend the application review period for Public Facilities Application 456-L95-7 to December 31, 1995. The motion was seconded by Supervisor Frey and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

63. **FEE WAIVER AND EXPEDITIOUS PROCESSING FOR RESIDENTIAL PERMIT PARKING DISTRICT PETITIONS SUBMITTED BY HAYFIELD FARMS SUBDIVISION** (Tape 8)

Supervisor Alexander moved that the Board:

- Waive the \$10 per household fee for the Residential Permit Parking District (RPPD) petitions that have been submitted by the Hayfield Farms subdivision; and
- Direct staff to expeditiously process these petitions.

This motion was seconded by Supervisor Connolly.

Supervisor Alexander explained that the Hayfield Farms constituents have been seriously inconvenienced for a number of years by students parking in front of their homes.



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

64. **REQUEST FOR CONCURRENT AND EXPEDITIOUS PROCESSING OF THE SITE AND SUBDIVISION PLANS ASSOCIATED WITH REZONING APPLICATION RZ 95-L-028 AND SPECIAL EXCEPTION APPLICATION SE 95-L-044 (SUNRISE DEVELOPMENT INCORPORATED)** (Tape 8)

Supervisor Alexander moved that the Board direct staff to concurrently and expeditiously process the applicable Site and Subdivision Plans associated with Rezoning Application RZ 95-L-028 and Special Exception Application SE 95-L-044 (Sunrise Development Incorporated). The motion was seconded by Supervisor Frey and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

65. **HELEN WILSON COMMUNITY ROOM** (Tape 8)

Supervisor Alexander moved that the Board dedicate and name the Community Room in the Franconia Governmental Center the "Helen Wilson Community Room." He explained that Helen Wilson was a resident of Fairfax County for 52 years and worked and lived in Lee District for 43 of those years. He noted that she was also his administrative assistant for 22 years and was well known for her hard work for the citizens of Fairfax County and Lee District. He expressed his desire to thank her by dedicating this room in her name and memory. The motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Berger, Supervisor Dix, and Supervisor McConnell being out of the room.

Supervisor Alexander asked unanimous consent that the Board direct staff to invite Ms. Debbi Wilson of his office to appear before the Board on September 18, 1995 to accept a plaque honoring her mother by dedicating the "Helen Wilson Community Room." Without objection, it was so ordered.

66. **EXPANSION OF THE COUNTY'S TELECOMMUNICATIONS COMMITTEE TO INCLUDE CITIZEN REPRESENTATIVES** (Tape 8)

Supervisor Alexander said that he had recently received a request that the County's Telecommunications Committee be expanded to include citizen representatives. He noted that the objective of the Telecommunications Committee is to develop a uniform policy for the County for monopolies and all types of telecommunication facilities.

There was a brief discussion regarding this item.

NV:nv

67. **WAIVER OF INTERDEPARTMENTAL TRANSFER OF FUNDS** (Tape 9)

Supervisor Frey reminded the Board that recently the Southwest Youth Association (SYA) has been working to increase the number of playing fields in the Sully District. They have been successful in creating a ballfield for joint use by the Park Authority, County Schools, and the SYA at Braddock Park.

In cooperation with the Park Authority and the William A. Hazel Company, Supervisor Frey reported that the SYA is now working to bring three ballfields to the Lincoln Lewis Vannoy Park. Supervisor Frey cited this effort as an excellent example of a public/private partnership. The SYA has pooled its resources and received donated services for plan development from Dewberry and Davis, in addition to fill material from the Hazel Company.

Supervisor Frey stated that it has come to his attention that the Department of Environmental Management (DEM) is awaiting a transfer of interdepartmental funds from the Park Authority to finalize the review process. Supervisor Frey commended the work of the Park Authority and expressed his hope to encourage similar efforts under challenging economic conditions.

Accordingly, Supervisor Frey moved that the Board direct staff to waive the fees for the review process. This motion was seconded by Supervisor Trapnell.

Following a query to David P. Bobzien, County Attorney, the question was called on the motion which carried by a vote of seven, Supervisor Berger, Supervisor Dix, and Supervisor McConnell being out of the room.

68. **PROFFERED CONDITION AMENDMENT APPLICATION PCA 78-P-137-4 (FLINT HILL)** (Tape 9)

Supervisor Connolly stated that Proffered Condition Amendment Application PCA 78-P-137-4 (Flint Hill), is located south of the intersection of Rosehaven Street and Jermantown Road. This PCA Application is to permit multiple family residential development on a parcel which was previously planned for an office use. The applicant has requested that this application be scheduled for a public hearing to be held before the Board by October 30, 1995. It is scheduled to be heard by the Planning Commission in the latter part of October.

Therefore, Supervisor Connolly moved that the Board direct staff to schedule a public hearing to be held before the Board on **October 30, 1995 at 5:30 p.m.** for Proffered Condition Amendment Application PCA 78-P-137-4.

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

69. **COMPREHENSIVE SIGN PLAN AMENDMENT APPLICATION CSPA-84-D-049 (TYSONS GALLERIA)** (Tape 9)

Supervisor Connolly stated that Homart Development Company has filed Comprehensive Sign Plan Amendment Application CSPA 84-D-049 for the Tysons Galleria. The applicant proposes to modify monument signs and building mounted signs in conjunction with renovations to the existing retail development. Supervisor Connolly added that the applicant anticipates having a December opening of two new eating establishments and would like to be permitted to process sign permits and drawings with the concurrent application.

Accordingly, Supervisor Connolly moved that the Board direct the Director of the Department of Environmental Management (DEM) to accept sign permit applications, plans, and other drawings as may be necessary for concurrent processing with Comprehensive Sign Plan Amendment Application CSPA 84-D-049. He stated that this motion does not relieve the applicant from complying with the provisions of any applicable ordinances, regulation or adopted standards, and it does not prejudice the consideration of the application in any way. This motion was seconded by Supervisor Trapnell and carried by a vote of seven, Supervisor Berger, Supervisor Dix, and Supervisor McConnell being out of the room.

70. **INTENT TO DEFER PUBLIC HEARING FOR REZONING APPLICATION RZ 94-P-015 AND SPECIAL EXCEPTION APPLICATION SE 94-P-020** (Tape 9)

Supervisor Connolly announced his intent to defer, at the appropriate time, the public hearing for Rezoning Application RZ 94-P-015 and Special Exception Application SE-94-P-020, Tysons Promenade, currently scheduled for 4:00 p.m. today, until October 30, 1995. He stated that the applicant has requested the deferral to allow the affected parties additional time to negotiate internal agreements necessary to proceed.

(NOTE: Later in the meeting, these hearings were formally deferred. See Clerk's Summary Item CL#102.)

71. **COMMUNITY APPEARANCE ALLIANCE TO HOLD "VIEW FROM THE ROAD" SYMPOSIUM ON FRIDAY, SEPTEMBER 22, 1995** (Tape 9)

Supervisor Connolly announced that the Community Appearance Alliance, a Northern Virginia group of individuals, businesses, and realtors brought together by a "common interest in an aesthetic quality of life," is holding a symposium entitled "View from the Road" on Friday, September 22, 1995, at the Fairview Park Marriott from 8:00 a.m. until 3:45 p.m. He stated that the program will explore roadside aesthetics and features many distinguished speakers as panelists, including Supervisor Dix. He added that there is a \$40 registration fee and all persons are welcome to attend.

72. **NATIONAL CAPITOL CHAPTER OF THE AMERICAN RED CROSS TO CELEBRATE 90TH ANNIVERSARY ON SEPTEMBER 29, 1995** (Tape 9)

Supervisor Connolly stated that on September 29, 1995 the National Capitol Chapter of the American Red Cross is celebrating its 90th anniversary of service to the community. This chapter serves both the District of Columbia and Fairfax County, with the local office located in the Providence District. To express the Board's sincere appreciation to this fine and long-standing organization, and for its contributions to the welfare of the citizens, Supervisor Connolly asked unanimous consent that the Board direct staff to prepare a Certificate of Appreciation to be forwarded to the National Capitol Chapter of the American Red Cross in commemoration of this anniversary. Without objection, it was so ordered.

73. **ASSESSMENT OF PERSONAL PROPERTY TAXES** (Tape 9)

Supervisor Connolly reported that many of his constituents have called to his attention a seeming injustice in the assessment of personal property taxes. He noted that in several instances, citizens have had their personal property assessments for vehicles rise subsequent to the first year of purchase. These citizens all assure him that they could never recover more than the price they originally paid because the vehicle is now used. He stated that raising the valuation for what is now a used car gives citizens a strong perception of unfairness and excessive burden by their government.

Supervisor Connolly asked unanimous consent that the Board direct staff to research and report regarding the consequences of establishing a ceiling during the first year on the assessment of personal vehicles at the valuation set by the County when a particular vehicle is new. Without objection, it was so ordered.

74. **208TH ANNIVERSARY OF THE UNITED STATES CONSTITUTION** (Tape 9)

Supervisor Connolly noted that today, September 18, is the 208th anniversary of the United States Constitution.

A brief discussion ensued.

75. **APPROVAL OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PRIORITIES AND FUNDING ALLOCATION PROCESS** (Tape 9)

Supervisor Trapnell reminded the Board that on July 31, 1995, it considered recommendations on revisions to the Community Development Block Grant (CDBG) priorities and funding allocation process as proposed by the Consolidated Plan Review Committee. At that time the Board referred this matter to the Housing Subcommittee for its review.

Supervisor Trapnell reported that the Housing Subcommittee met this morning to review the Plan. Accordingly, she moved that the Board:

- Approve the revised CDBG priorities and funding allocation process as described in the proposal issued by the Consolidated

Plan Review Committee on July 6, 1995; and

- Direct the staff of the Department of Housing and Community Development to initiate a Section 108 loan application for funding to continue public improvements in several of the County's adopted Conservation Areas.

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

76. **DEDICATION OF PATHWAY IN MEMORY OF JOHN W. PLATT** (Tape 9)

Supervisor Trapnell, on behalf of the Belair Civic Association, moved that the Board direct staff to dedicate the pathway between Cofer Road and Holloway Road to the memory of John W. Platt. This parcel of land, identified on Tax Map 50-4 ((20)) 134, is owned by the Board.

Supervisor Trapnell explained that Mr. Platt was a neighbor to this parcel of land and for over 40 years he mowed the grass and tended to the lawn and shrubs. He provided the entire neighborhood with a pleasant-appearing pathway in keeping with the general appearance of the community.

Supervisor Trapnell further moved that the Board direct staff to erect a sign inscribed:

**THE JOHN W. PLATT MEMORIAL PATHWAY  
DEDICATED 1995**

to be placed at the Holloway Road entrance to the pathway facing the street.

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

77. **ROUTE 123 ALIGNMENT** (Tape 9)

Supervisor Hyland stated that he had an issue to raise regarding the Route 123 alignment, but stated that he would defer it until Supervisor McConnell returned to the Board auditorium.

(NOTE: Later in the meeting, this issue was raised. See Clerk's Summary Item CL#87.)

78. **SETBACK REQUIREMENTS FOR COMMERCIAL AND INDUSTRIALLY ZONED PROPERTY** (Tape 9)

Supervisor Hyland reminded the Board that on August 7, 1995, the Board held a public hearing on a parcel of land located in the Mount Vernon District that was zoned commercial and is located contiguous to a new residential community. During the public hearing, the Board discussed setback requirements for side yards for C-8 property.

He noted that there are no setback requirements for side yards in the C-8 zoning category, nor is there any requirement for any commercially or industrially zoned property.

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

- Review and make recommendations regarding how to correct the side yard setback requirements for all commercially and industrially zoned designation; and
- Report no later than October 30, 1995.

Without objection, it was so ordered.

79. **POHICK CHURCH CELEBRATES ITS 50TH COUNTRY FAIR** (Tape 9)

Supervisor Hyland announced that on Saturday, October 7, 1995, historic Pohick Church will hold its 50th Pohick Country Fair. He asked unanimous consent that the Board:

- Proclaim October 7, 1995 as Historic Pohick Church Day in celebration of the 50th Anniversary of the Fair;
- Direct staff to prepare a Proclamation; and
- Direct staff to waive the \$50 Special Use Permit fee for this event.

Without objection, it was so ordered.

80. **OUT-OF-TURN PLAN AMENDMENT FOR SUB-UNIT B1-A IN THE LORTON-SOUTH ROUTE ONE AREA** (Tape 9)

Supervisor Hyland stated that during last year's Area Plan Review (APR) process the Batman Corporation submitted a Plan amendment nomination (APR 94-IV-2LP) for residential development of a 10.5 acre site in Lorton. At that time the Mount Vernon District APR Task Force and Planning Commission expressed concerns with this nomination and the Planning Commission indefinitely deferred its recommendation.

Because of changes in the community's position, and with the support of the Mount Vernon District Planning Commissioner, Supervisor Hyland moved that the Board direct staff to consider:

- An Out-of-Turn Plan Amendment for Sub-Unit B1-a in the

Lorton-South Route One area for residential use at 5-8 dwelling units per acre north of Shirley Acres and 3-4 dwelling units per acre for Shirley Acres and the area south of Shirley Acres; and

- The proposed Out-of-Turn Plan Amendment concurrently with APR Item 94-IV-2LP previously submitted by the Batman Company.

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

81. **GRAFFITI - THE CONTINUING CONCERN** (Tape 9)

Supervisor Hyland shared a letter that he had received from the Newington Forest Community Association identifying many different actions other jurisdictions throughout the country have taken to combat graffiti. He asked unanimous consent that the Board direct staff to:

- Review and analyze the suggestions; and
- Refer to the Legislative Committee any suggestions which would result in legislative changes.

Without objection, it was so ordered.

82. **FUNDING FOR STREETLIGHTS** (Tape 9)

Supervisor Hyland moved that the Board request the County Executive to explore with staff the feasibility of including in the next Fairfax County Bond Referendum the amount needed to provide funds to finance and maintain streetlights for the County. This motion was seconded by Supervisor Alexander.

Following discussion, the question was called on the motion which **CARRIED** by a recorded vote of eight, Supervisor Dix voting “NAY,” Supervisor Berger being out of the room.

83. **SUPPORT FOR H.R. 1617 - THE CAREERS ACT** (Tape 9)

Supervisor Hyland stated that the United States House of Representatives is considering a bill that preserves the local public-private partnership that has been effective for the past 13 years, ensuring that the business community provides the types of oversight and management necessary to ensure that economically disadvantaged and dislocated workers can become economically self-sufficient and obtain the job training assistance they need.

Supervisor Hyland said that the National Association of Counties (NACo) has requested that the County provide its support for this legislation which is receiving bi-partisan backing. He noted that failure by the House to approve this bill may end locally based job training programs.

Accordingly, Supervisor Hyland moved that the Board direct staff to prepare a letter under the Chairman's signature on behalf of the Board to the County's Representatives urging them to support H.R. 1617. - The Career Act. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Berger being out of the room.

84. **ECOLODAY 1995 - SATURDAY, OCTOBER 7, 1995** (Tape 9)

Supervisor Hyland announced that Fairfax County will hold its third annual environmental festival, Ecoloday, on Saturday, October 7, 1995 from 10:00 a.m. until 5:00 p.m. at the Government Center. There will be numerous exhibits including a new feature this year, the Nature Arts Showcase where artists will display their creations; as well as interactive and educational activities. Supervisor Hyland stated that sponsors are still soliciting corporations or businesses interesting in having an exhibit at the event.

Supervisor Hyland invited everyone to attend and asked unanimous consent that the Board direct staff to show on Channel 16 frequently the two-minute Ecoloday video to encourage participation. Without objection, it was so ordered.

85. **REQUEST TO RESCHEDULE A BOARD OF ZONING APPEALS (BZA) PUBLIC HEARING REGARDING THE ISLAMIC CENTER** (Tape 9)

Supervisor Hyland stated that the Islamic Center has filed an application for a Special Permit and the Board of Zoning Appeals (BZA) is scheduled to hold a public hearing on this application on Tuesday, October 10, 1995 at 10:00 a.m. He noted that the South Run Coalition, including community members in Afton Glen, Burgoyne Forest, Newton Forest, and Pohick Forest, are directly impacted by this permit request and there is considerable interest in the outcome of the public hearing.

Therefore, Supervisor Hyland moved that the Board direct staff to request the BZA to reschedule this hearing to an evening date to accommodate the work schedules of the community members who would like to attend. This motion was seconded by Supervisor Connolly.

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



86. **EXTENSION OF REVIEW TIME FOR PUBLIC FACILITIES APPLICATION 456-V95-9** (Tape 9)

Supervisor Hyland moved that the Board extend the application review period for Public Facilities Application 456-V95-9 by Nextel Communications of the Mid-Atlantic, Incorporated, to construct a telecommunications facility at 8139 Richmond Highway, until December 31, 1995. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

87. **ROUTE 123 ALIGNMENT** (Tape 9)

(NOTE: Earlier in the meeting, this matter was deferred by Supervisor Hyland pending Supervisor McConnell's return. See Clerk's Summary Item CL#77.)

Supervisor Hyland reminded the Board that on September 11, 1995 he had raised the issue of the widening of Route 123 and its alignment. He had deferred action pending the morning's Transportation Subcommittee Meeting.

Citing the number of alignment alternatives (at least five), the significant impact the alignment will have on the adjoining community, and the fact that the Board has the responsibility of recommending an alignment to the State, Supervisor Hyland moved that the Board direct staff to schedule a public hearing to be held before the Board at the end of the agenda to receive testimony from citizens on the suggested alignments. This motion was seconded by Supervisor Alexander.

Following discussion, with input from Shiva K. Pant, Director, Office of Transportation, Supervisor Bulova moved a substitute motion that the Board direct staff to request the Virginia Department of Transportation (VDOT) to:

- Hold an additional public hearing or hearings in the area affected;
- Amend the procedure used for the hearing to allow for more public participation; and
- Invite all Members of the Board to attend.

This motion was seconded by Supervisor McConnell.

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

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

88. **RECESS/EXECUTIVE SESSION** (Tape 9)

At 2:35 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:

- Jacqueline Ivy Barnes, et al., versus Fairfax County, et al., Civil Action Number 95-815-A;
- McLean Hamlet Citizens, Incorporated, et al., versus The Board of Supervisors of Fairfax County, Virginia, et al., In Chancery Number 137177;
- Board of Supervisors, ATE Management versus Amalgamated Transit Union Local 689, In Chancery Number 137898;
- NEC America, Incorporated, versus Board of Supervisors of Fairfax County, At Law Number 137489; and
- Consolidated Computer Tax Cases: Airline Pilots Association, et al., versus Fairfax County Board of Supervisors, et al., At Law Numbers 133943, 129046, 129033, 129035, 129037, 129038, 129039, 129041, 129044, 129048, 129150, 129151, 133941, 137756, 137757, 137758, 137759, 137760, 137761, 137762, 137763, 137764, 137765, 137766, 137767, 137768, 137771, and 137791.

The second to this motion and the vote were inaudible.

CM:cm

At 4:10 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, and with Chairman Hanley presiding.

**ACTIONS FROM EXECUTIVE SESSION**89. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 10)

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.

90. **MOTION TO DENY SETTLEMENT OFFER MADE BY THE MITRE**

**CORPORATION, AT LAW NUMBER 133943** (Tape 10)

Supervisor Connolly moved that the Board deny the settlement offer made by the Mitre Corporation in Consolidated Computer Tax Cases, Airline Pilots Association, et al., versus the Board of Supervisors, et. al., Law Number 133943 for the reasons outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Berger and carried by unanimous vote.

91. **SETTLEMENT OF THE CASE OF NEC AMERICA, INCORPORATED VERSUS THE BOARD OF SUPERVISORS AT LAW NUMBER 137489** (Tape 10)

Supervisor Frey moved that the Board authorize settlement of the case of NEC America versus Board of Supervisors of Fairfax County, At Law Number 137489, on the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Berger and carried by unanimous vote.

92. **SETTLEMENT FROM THE ARTERY ORGANIZATION, INCORPORATED REGARDING CLIFTON FARM** (Tape 10)

Supervisor Frey moved that the Board accept the settlement offer from the Artery Organization, Incorporated, regarding Clifton Farm, as outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Berger and carried by unanimous vote.

93. **ORDERS OF THE DAY** (Tape 10)

Supervisor Alexander asked unanimous consent that the Board hold the public hearing on Special Exception Amendment Application SEA 80-S-133 (McDonald's Corporation) as the first 4:00 p.m. hearing. Without objection, it was so ordered.

94. **ADMIN 2 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 91-V-027, LESTER L. STRIBLING (MOUNT VERNON DISTRICT)** (Tape 10)

(NOTE: Earlier in the meeting, this item was deferred. See Clerk's Summary Item CL#14.)

Supervisor Hyland called the Board's attention to Administrative Item Two - Additional Time to Commence Construction for Special Exception Application SE 91-V-027, Lester L. Stribling (Mount Vernon District) and moved that the Board approve one year of additional time to commence construction for Special Exception Application SE 91-V-027 until July 27, 1996, pursuant to the provisions of Section 9-015 of the Zoning Ordinance. This motion was seconded by Supervisor Berger and carried by a vote of nine, Supervisor Dix being out of the room.

95. **ADMIN-3 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 82-V-044, COAKLEY/BACKLICK ROAD LIMITED PARTNERSHIP (MOUNT VERNON**

**DISTRICT** (Tape 10)

(NOTE: Earlier in the meeting, this item was deferred. See Clerk's Summary Item CL#15.)

Supervisor Hyland called the Board's attention to Administrative Item Three - Additional Time to Commence Construction for Special Exception Amendment Application SEA 82-V-044, Coakley/Backlick Road Limited Partnership (Mount Vernon District) and moved to amend the motion to approve the request for three years of additional time until October 8, 1998, pursuant to the provisions of Section 9-015 of the Zoning Ordinance. This motion was seconded by Supervisor Alexander and carried by a vote of nine, Supervisor Dix being out of the room.

**SBE:sbe**96. **3:30 P.M. - PH ON REZONING APPLICATION RZ 94-Y-006 (WALNEY ROAD, L.C.) (SULLY DISTRICT)** (Tape 11)

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

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

Following the public hearing, Leslie Johnson, Senior Staff coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Frey moved that the Zoning Ordinance as it applied to the property which is the subject of Rezoning Application RZ 94-Y-006 be amended from the R-1, I-3, Water Supply Protection Overlay, and Airport Noise Impact Overlay Districts to the PDH-2, Water Supply Protection Overlay, and Airport Noise Impact Overlay Districts subject to execution of the proffers dated August 18, 1995; the Planning Commission having previously approved Final Development Plan Application FDP 94-Y-006 on September 6, 1995; and contingent upon the applicant's payment of funds required by State law, the amount of which the applicant has been advised in accordance with the Board's formula and procedures for the rezoning of commercial or industrial land to residential use within the Route 28 Tax District. This motion was seconded by Supervisor Berger and carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Chairman Hanley being out of the room.

Supervisor Frey further moved that the Board set the effective date of this Rezoning to be October 30, 1995 with payment to be received at least 10 days prior to the effective date in accordance with the Board's adopted procedures. If payment is not made as and when required by the Board's formula and procedures, the change in zoning classification shall not become effective and the ordinance approving such change shall be void. This motion was seconded by Supervisor Berger and carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Chairman Hanley being out of the room.

97. **3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 88-D-005-2 (WEST\*PARK ASSOCIATES LIMITED PARTNERSHIP, WEST\*MAC ASSOCIATES, LIMITED PARTNERSHIP, THE ASSOCIATION FOR MANUFACTURING TECHNOLOGY AND WASHINGTON HALL CORPORATION) AND REZONING APPLICATION RZ 95-P-011 (WEST\*GROUP, INCORPORATED) (PROVIDENCE DISTRICT)** (Tape 11)

Mr. Thomas D. Fleury reaffirmed the validity of the affidavit for the record.

Mr. Fleury 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 Connolly disclosed the following:

- Ms. Maxine Stokes is a member of the Connolly for Supervisor Finance Committee and is also an agent with West\*Mac and Federal Home Loan Mortgage Company; and
- Mr. James (Jim) Webster Dyke, Jr. is a member of the Connolly for Supervisor Finance Committee and is also an attorney with McGuire, Woods, Battle and Boothe.

Chairman Hanley disclosed the following:

- Mr. James (Jim) Webster Dyke, Jr. is a member of Chairman Hanley's Finance Committee and is also an attorney with McGuire, Woods, Battle and Boothe.

Following the public hearing, Kevin Guinaw, 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 applied to the property which is the subject of Rezoning Application RZ 95-P-011 be amended from the C-7, Sign Control, and Highway Corridor Districts to the PDH-30, Sign Control, and Highway Corridor Districts subject to the execution of the proffers dated September 15, 1995. This motion was seconded by Supervisor Berger and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

Supervisor Connolly further moved waiver of the maximum length limitation specified in the Zoning Ordinance for private streets in a residential development as shown on the CDP/FDP and subject to the execution of proffers dated September 15, 1995. This motion was seconded by Supervisor Berger and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

Supervisor Connolly moved approval of Proffered Condition Amendment Application PCA 88-D-005-2 subject to the executed proffers dated August 23, 1995. This motion was seconded by Supervisor Berger and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

98. **3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-P-037 (ROBERT AYOUB) (PROVIDENCE DISTRICT)** (Tape 11)

Mr. David B. Friend reaffirmed the validity of the affidavit for the record.

Mr. Friend 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, Supervisor Connolly moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor Alexander and carried by a vote of six, Supervisor Berger, Supervisor Dix, Supervisor McConnell, and Supervisor Trapnell being out of the room.

Supervisor Connolly moved approval of Special Exception Application SE 95-P-037 subject to the development conditions dated September 14, 1995. This motion was seconded by Supervisor Alexander and carried by a vote of six, Supervisor Berger, Supervisor Dix, Supervisor McConnell, and Supervisor Trapnell being out of the room.

Supervisor Connolly moved waiver of the barrier requirement and modification of transitional screening along the northeastern portion of the site in favor of that depicted on the Special Exception Plat pursuant to Paragraph two of Section 13-304 of the Zoning Ordinance.

99. **3:30 P.M. - PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S95-I-A1 FOR THE AREA LOCATED IN THE SOUTHEAST QUADRANT OF THE INTERSECTION OF ROUTE 236 (LITTLE RIVER TURNPIKE) AND OLLEY LANE (BRADDOCK DISTRICT)** (Tape 11)

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 September 1 and September 8, 1995.

Following the public hearing, which included testimony by two speakers, Supervisor Bulova moved approval of Out-of-Turn Plan Amendment S95-I-A1 as recommended and amended by the Planning Commission. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor McConnell and Supervisor Trapnell being out of the room.

100. **4:00 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 80-S-133 (MCDONALD'S CORPORATION) (LEE DISTRICT)** (Tape 11)

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.

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

- In excess of \$200 from Mr. Bernard M. Fagelson.

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

- Less than \$200 from Mr. Bernard M. Fagelson.

Following the public hearing, Supervisor Alexander moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Alexander moved approval of Special Exception Amendment Application SEA 80-S-133 subject to the development conditions dated July 13, 1995. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor Alexander moved modification of the transitional screening requirement and waiver of the barrier requirement on the western boundary of the site, subject to the proposed development conditions dated July 13, 1995. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor Alexander moved reaffirmation of the modification of paragraph 5A of Section 9-505 of the Zoning Ordinance, referencing additional standards for fast food restaurants. This motion, the second to which was inaudible, carried by unanimous vote.

Supervisor Alexander moved that the Board remove Development Condition Nine in accordance with the request of property owners which states:

- “An area of land lying between the service drive paralleling Rolling Road shall be cleared of underbrush and other vegetation and appropriately landscaped and maintained in such a manner as to provide better sight distance for cars entering and leaving the intersection of the service drive and Rolling Road.”

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

101. **4:00 P.M. - PH ON REZONING APPLICATION RZ 95-Y-015 (CENTEX REAL ESTATE CORPORATION) (SULLY DISTRICT)** (Tape 11)

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

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

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

- In excess of \$200 from Charles P. Johnson & Associates.

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 Frey moved that the Zoning Ordinance as it applied to the property which is the subject of Rezoning Application RZ 95-Y-015 be amended from the R-1 and Water Supply Protection Overlay Districts to the R-8 and Water Supply Protection Overlay Districts subject to execution of the proffers dated September 6, 1995. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Chairman Hanley being out of the room.

Supervisor Frey moved the following:

- Waiver of the 600-foot minimum length limitation of private streets in accordance with Section 11-302 of the Zoning Ordinance;
- Waiver of the minimum rear yard requirements for single family dwelling units in accordance with Zoning Ordinance Section 9-613;
- Waiver of the minimum district size in accordance with the provisions of Zoning Ordinance Section 9-610; and
- Waiver of the service drive requirement in accordance with the provisions of Zoning Ordinance Section 17-201.



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

102. **4:00 P.M. - PH ON REZONING APPLICATION RZ 94-P-015 AND SPECIAL EXCEPTION APPLICATION SE 94-P-020 (TYSONS PROMENADE LIMITED PARTNERSHIP MCDONALD'S CORPORATION) (PROVIDENCE DISTRICT)** (Tape 11)

Supervisor Connolly moved to defer the public hearing on Rezoning Application RZ 94-P-015 and Special Exception Application SE 94-P-020 until **October 30, 1995 at 5:30 p.m.** This motion was seconded by Vice-Chairman Dix and carried by a vote of nine, Chairman Hanley being out of the room.

103. **4:00 P.M. - PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S95-II-V1 FOR THE AREA LOCATED ALONG THE NORTH SIDE OF LEE HIGHWAY BETWEEN NUTLEY STREET AND HIDEAWAY ROAD (PROVIDENCE DISTRICT)** (Tapes 11-12)

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 September 1 and September 8, 1995.

Following the public hearing, which included testimony by four speakers, Supervisor Connolly moved approval of Out-of-Turn Plan Amendment S95-II-V1 as recommended by the Planning Commission. This motion was seconded by Supervisor Berger and carried by unanimous vote.

104. **4:00 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 80-S-133 (MCDONALD'S CORPORATION) (LEE DISTRICT)** (No Tape)

(NOTE: Earlier in the meeting, the public hearing on Special Exception Amendment Application SEA 80-S-133 was held. See Clerk's Summary Item CL#100.)

105. **BOARD ADJOURNMENT** (Tape 12)

At 5:30 p.m., the Board adjourned.