

**SBE:sbe**

The meeting was called to order at 9:35 a.m. with all Members being present, with the exception of Supervisor Frey and Supervisor Hyland, and with Chairman Hanley presiding.

Supervisor Frey arrived at 9:45 a.m.

Supervisor Hyland arrived at 9:45 a.m.

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

2. **CERTIFICATES OF RECOGNITION PRESENTED TO MEMBERS OF THE GOLDEN GIRLS SOFTBALL ASSOCIATION FOR OUTSTANDING PERFORMANCE IN THE 1995 UNITED STATES (U.S.) NATIONAL SENIOR SPORTS CLASSIC** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved approval of the Certificates of Recognition presented to members of the Golden Girls Softball Association for their outstanding performance in the 1995 United States (U.S.) National Senior Sports Classic which was held May 17-23, 1995 in San Antonio, Texas. This motion was seconded by Supervisor Alexander and carried by a vote of eight, Supervisor Frey and Supervisor Hyland not yet having arrived.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

3. **CERTIFICATES OF RECOGNITION PRESENTED TO MEMBERS OF THE WEST SPRINGFIELD HIGH SCHOOL BOYS CROSS COUNTRY TEAM FOR WINNING THE 1995 VIRGINIA STATE CHAMPIONSHIP** (Tape 1)

Supervisor McConnell moved approval of the Certificates of Recognition presented to members of the West Springfield High School Boys Cross Country Team for winning the 1995 Virginia State Championship. This motion was seconded by Supervisor Dix and carried by unanimous vote.

4. **CERTIFICATES OF RECOGNITION PRESENTED TO MEMBERS OF THE WEST SPRINGFIELD HIGH SCHOOL GIRLS SWIM AND DIVE TEAM FOR WINNING THE 1995 VIRGINIA STATE CHAMPIONSHIP** (Tape 1)

Supervisor McConnell moved approval of the Certificates of Recognition presented to members of the West Springfield High School Girls Swim and Dive Team for winning the 1995 Virginia State Championship. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

5. **CERTIFICATES OF RECOGNITION PRESENTED TO MS. NICKI BAZACO AND MS. CINDY HAZEL FOR THEIR OUTSTANDING EFFORTS WITH THE SAVE TODAY FOR TOMORROW PROGRAM** (Tape 1)

Supervisor Dix moved to:

- Approve the Certificates of Recognition presented to Ms. Nicki Bazaco and Ms. Cindy Hazel for their outstanding efforts with the SAVE Today for Tomorrow Program on behalf of the citizens of Fairfax County; and
- Designate October as “**SAVE Today for Tomorrow Month**” and October 11, 1995 as “**SAVE Today Day**” in Fairfax County.

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

6. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. BABA FREEMAN FOR 10 YEARS OF DISTINGUISHED SERVICE ON THE ADVISORY SOCIAL SERVICES BOARD** (Tape 1)

Supervisor Dix moved approval of the Certificate of Recognition presented to Ms. Baba Freeman for her 10 years of distinguished service as the Hunter Mill District Representative on the Advisory Social Services Board. This motion was seconded by Chairman Hanley and carried by a vote of nine, Supervisor McConnell being out of the room.

7. **CERTIFICATES OF RECOGNITION PRESENTED TO CITIZENS WHO HAVE BEEN INSTRUMENTAL IN BRINGING THE "CHARACTER COUNTS" WEEK PROGRAM TO FAIRFAX COUNTY COMMUNITIES** (Tape 1)

Supervisor Dix moved to:

- Approve the Certificates of Recognition presented to citizens who have been instrumental in bringing the "**Character Counts**" week program to Fairfax County communities; and
- Designate October 15, 1995 through October 21, 1995 as "**Character Counts Week**" in Fairfax County.

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

8. **SPECIAL PRESENTATION TO DEDICATE AND NAME THE COMMUNITY ROOM IN THE FRANCONIA GOVERNMENTAL CENTER THE "HELEN WILSON COMMUNITY ROOM"** (Tape 1)

Supervisor Alexander moved approval of the Special Presentation presented to Ms. Debbi Wilson to dedicate and name the Community Room in the Franconia Governmental Center the "Helen Wilson Community Room" to honor Helen Wilson, a resident of Fairfax County for 52 years who lived and worked in Lee District for 43 of those years. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Connolly being out of the room.

9. **PROCLAMATION DESIGNATING THE MONTH OF OCTOBER 1995 AS "DISABILITY EMPLOYMENT AWARENESS MONTH" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved approval of the Proclamation presented to Martha Glennan, Chairman of the Disabilities Services Board, designating the month of October 1995 as "**Disability Employment Awareness Month**" in Fairfax County. This motion was seconded jointly by Supervisor Dix and Supervisor Hyland and carried by a vote of nine, Supervisor Alexander being out of the room.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

10. **PROCLAMATION DESIGNATING OCTOBER 16 AS "MAMMOGRAPHY DAY" AND THE MONTH OF OCTOBER 1995 AS "BREAST CANCER AWARENESS MONTH" IN FAIRFAX COUNTY** (Tape 2)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved approval of the Proclamation presented to members of the American Cancer Society designating October 16

as "**Mammography Day**" and the month of October 1995 as "**Breast Cancer Awareness Month**" in Fairfax County. This motion was seconded by Supervisor Trapnell and carried by a vote of seven, Supervisor Alexander, Supervisor Bulova, and Supervisor Hyland being out of the room.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

11. **PROCLAMATION DESIGNATING OCTOBER 19, 1995 AS "PART TIME PROFESSIONAL DAY" IN FAIRFAX COUNTY** (Tape 2)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved approval of the Proclamation presented to Maria Laquer, Executive Director, Association of Part-Time Professionals, designating October 19, 1995 as "**Part-Time Professional Day**" in Fairfax County. This motion was seconded by Supervisor 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.

**AM:am**

12. **10:00 A.M. - PRESENTATION BY THE ENVIRONMENTAL QUALITY ADVISORY COUNCIL (EQAC) OF ITS 1995 ANNUAL REPORT ON THE ENVIRONMENT** (Tape 3)

Hettie F. Hervey, Chairman, of the Environmental Quality Advisory Council (EQAC) presented EQAC's 1995 Annual Report on the Environment, followed by a question-and-answer period.

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

13. **10:15 A.M. - PRESENTATION OF THE 1994 REPORT OF THE HUMAN RIGHTS COMMISSION** (Tapes 3-4)

Victor Dunbar, Chairperson, and Jon D. Strother, Commissioner, Human Rights Commission, presented the Human Rights Commission 1994 Annual Report.

Supervisor Hyland asked unanimous consent that the Board direct staff to provide information as to which areas of the County have the highest percentage of cases either founded or unfounded. Without objection, it was so ordered.

Supervisor Dix moved that the Board direct staff to review and comment on this report, including the issues related to staffing needs. This motion, the second to which was inaudible, carried by unanimous vote.

**BOARD MATTER**14. **WELCOME TO DEACON SIDNEY HOLLAND** (Tape 4)

Supervisor Trapnell recognized the presence of Deacon Sidney Holland and his wife and warmly welcomed them to the Board Auditorium. She added that Deacon Holland is from the Mount Pleasant Baptist Church and a long standing member of the Human Rights Commission.

15. **10:00 A.M. - PRESENTATION BY THE ENVIRONMENTAL QUALITY ADVISORY COUNCIL (EQAC) OF ITS 1995 ANNUAL REPORT ON THE ENVIRONMENT** (Tape 4)

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

Supervisor Hyland moved that the Board accept the Annual Report from the Environmental Quality Advisory Council (EQAC) and forward it to staff for review and recommendations. This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor Alexander and Supervisor Berger being out of the room.

16. **ADMINISTRATIVE ITEMS** (Tape 4)

Supervisor Hyland moved approval of the Administrative Items. This motion was seconded by Supervisor Frey 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 (BRADDOCK, DRANESVILLE, HUNTER MILL, LEE, MOUNT VERNON, PROVIDENCE AND SULLY DISTRICTS)**

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated October 16, 1995 be recommended for acceptance into the State Secondary System as follows:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Estates of Burke Chase	Braddock	Burke Chase Court Lagarde Lane Zion Drive Route 654, Additional Right-of-way only
Woodland Forest	Braddock	Margaret Lane, Route 4669

		Margaret Court
Williamsburg Woods, Dranesville Section 1A and 1B		North Harrison Street
Dulles Technology Center	Hunter Mill	Dulles Technology Drive River Birch Road (4 lane) Coppermine Road, Route 665, Additional Right-of-way only
New Bedford	Hunter Mill	New Bedford Lane, Route 7431
Sycamore Ridge, Section 7	Hunter Mill	Iron Forge Road Route 8536
Kingstowne Commons Drive, Phase 1	Lee	Kingstowne Commons Drive, Route 8695
Mount Vernon Grove (Fairfax Street Extension)	Mount Vernon	Fairfax Street, Route 4259
Ashgrove Plantation, Section 2	Providence	Doveton Circle Horseshoe Drive, Route 851, Additional Right-of-way only
Ashburton Oaks, Section 2	Sully	Ashburton Avenue, Route 749 Wheeler Way Harrison Hollow Lane
Autumn Willow Drive	Sully	Autumn Willow Drive Stringfellow Road, Route 645, Additional Right-of-way only
Fairfield West Ox Road Improvements	Sully	Fair Lakes Parkway, Route 7700
Greens at Fair Lakes,	Sully	Rippling Pond Drive

## Section 2

Little Rocky Run,  
Section 57

Sully

Noble Rock Lane,  
Route 8062  
Noble Rock Court

Rutherford Tract

Sully

Richland Lane,  
Route 5359

Still Oaks,  
Section 3

Sully

Willow Glen,  
Route 6857

**ADMIN 2 - STREET NAME CHANGE FOR A PORTION OF RIDGE WATER COURT (SULLY DISTRICT)**

Approved an official street name change from Ridge Water Court in the Official Street Names and Property Numbering Atlas to Cedar Loch Court, from its intersection with Compton Village Court to the end of the road on Tax Map Number 065-3.

**ADMIN 3 - STREET NAME CHANGE FOR A PORTION OF POHICK ROAD AND OX ROAD (SPRINGFIELD AND BRADDOCK DISTRICTS)**

Approved an official street name change for a portion of Pohick Road and Ox Road in the Official Street Names and Property Numbering Atlas to Little Ox Road, from the intersection with Sydney Road to the intersection with Averett Drive on Tax Map Numbers 077-3 and 087-1.

**ADMIN 4 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATIONS SE 89-C-046, SE 89-C-047 AND SE 89-C-048, AUBREY LIMITED PARTNERSHIP (SULLY DISTRICT)**

(AT) Approved the request for 24 months of additional time to commence construction for Special Exception Applications SE 89-C-046, SE 89-C-047 and SE 89-C-048 until October 30, 1997 pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

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

- (A) Authorized the advertisement of a public hearing to be held before the Board on **November 20, 1995 at 3:30 p.m.** on a proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking Districts (RPPD), Appendix G, to establish the Hayfield RPPD, District 23.

**ADMIN 6 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), ARTICLE 5A, RESIDENTIAL PERMIT PARKING DISTRICTS (RPPD) (COUNTYWIDE)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **November 20, 1995 at 3:30 p.m.** on a proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking Districts (RPPD), Section 82-5A-10, Administration, and Section 82-5A-11, Visitor Parking, to allow the renewal of permits/passes by mail.

**ADMIN 7 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING REGARDING THE PROPOSED VACATION OF STORM DRAINAGE EASEMENTS ASSOCIATED WITH THE DELETED HARRISON LANE STORM DRAINAGE IMPROVEMENT PROJECT (LEE DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **November 20, 1995 at 3:30 p.m.** regarding the proposed vacation of storm drainage easements associated with the deleted Harrison Lane Storm Drainage Project on Tax Map Number 92-4 ((1)) 03 and 13 and directed staff to notify adjacent property owners of the public hearing by certified mail.

**ADMIN 8 - ADOPTION OF A RESOLUTION APPROVING THE ISSUANCE OF A BOND ISSUE BY THE FAIRFAX COUNTY ECONOMIC DEVELOPMENT AUTHORITY (EDA) ON BEHALF OF AMERICAN SOCIETY OF CIVIL ENGINEERS FOUNDATION, INCORPORATED (HUNTER MILL DISTRICT)**

- (R) Adopted a Resolution approving the issuance of a bond issue by the Fairfax County Economic Development Authority (EDA) on behalf of American Society of Civil Engineers Foundation, Incorporated, a District of Columbia (D. C.) non-profit corporation.



**ADMIN 9 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96037 FOR THE HEALTH DEPARTMENT'S TUBERCULOSIS NURSE COORDINATOR GRANT**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96037 in the amount of \$56,457 for a Tuberculosis Nurse Coordinator Grant from the Bureau of Tuberculosis (TB) Control, Virginia Department of Health (VDH). This full time merit-grant Public Health Nurse III position will coordinate tuberculosis case investigation, case management and reporting activities for Fairfax County.

**ADMIN 10 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96040 FOR COMMUNITY AND RECREATION SERVICES' RESPITE RESOURCE PROJECT GRANT FROM THE VIRGINIA INSTITUTE FOR DEVELOPMENTAL DISABILITIES**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96040 in the amount of \$14,927 for the Respite Resource Project Grant from the Virginia Institute for Developmental Disabilities.

**ADMIN 11 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96041 FOR THE CONTINUATION OF THE EXPANSION OF THE FAIRFAX COUNTY GENERAL DISTRICT COURT PRETRIAL SERVICES DIVISION**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96041 in the amount of \$116,756 for the continuation of the expansion of the General District Court Pretrial Services Division.

**ADMIN 12 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96042 FOR THE COMPREHENSIVE COMMUNITY CORRECTIONS ACT FOR LOCAL RESPONSIBLE OFFENDERS**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96042 in the amount of \$196,495 for the implementation of the Comprehensive Community Corrections Act for Local Responsible Offenders. This grant award will serve to replace the Community Diversion Incentive Program which terminated on June 30, 1995.

**ADMIN 13 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96038 FOR CONTINUATION OF A GRANT FROM THE UNITED STATES (U. S.) DEPARTMENT OF HEALTH AND HUMAN SERVICES (HHS) TO THE OFFICE FOR CHILDREN**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96038 in the amount of \$246,354 for continuation of the grant received by the Office for Children from the United

States (U. S.) Department of Health and Human Services (HHS) for a Community Integrated Services System Project. This funding will support the fourth year operation of "Child Care Plus," a comprehensive system of child care and other support for families of children with special health care needs.

**ADMIN 14 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96046 FOR THE DEPARTMENT OF FAMILY SERVICES ADOPTION OPPORTUNITIES FOR CHILDREN WITH SPECIAL NEEDS GRANT**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96046 in the amount of \$150,000 for the Adoption Opportunities for Children with Special Needs Grant. This is the first program year of a two year interagency pilot project funded by the Administration for Children and Families of the United States (U. S.) Department of Health and Human Services (HHS) for the period September 30, 1995 through September 29, 1997.

**ADMIN 15 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96044 FOR THE DEPARTMENT OF FAMILY SERVICES VIRGINIA SHELTER SUPPORT GRANT PROGRAM**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96044 in the amount of \$75,950 as provided under the Fiscal Year (FY) 1996 Virginia SHARE Shelter Support Grant (SSG) Program. This formula funding award from the Virginia Department of Housing and Community Development will support the continued provision of health care services to shelter residents through a program administered jointly by the Health Department and the Department of Family Services.

**ADMIN 16 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96045 FOR ACCEPTANCE OF FEDERAL/STATE FAMILY PRESERVATION AND FAMILY SUPPORT PROGRAM FUNDS BY THE DEPARTMENT OF FAMILY SERVICES**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96045 for the Department of Family Services to accept Federal/State Family Preservation and Family Support funding in the amount of \$250,696.

**ADMIN 17 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96033 FOR THE DEPARTMENT OF FAMILY SERVICES REFUGEE EMPLOYMENT GRANT PROGRAMS**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96033 in the amount of \$717,787 for the Department of Family Services to continue the combined Refugee Employment Grant Programs, the Virginia Refugee Resettlement Program, and the Targeted Assistance Program for the period October 1, 1995 through September 30, 1996.

**ADMIN 18 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96039 FOR CHILD CARE AND DEVELOPMENT BLOCK GRANT FUNDS FOR THE HEAD START PROGRAM WITHIN THE OFFICE FOR CHILDREN**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96039 in the amount of \$452,100 for Child Care and Development Block Grant funds for the Head Start program. This grant will allow the Office for Children (OFC) to continue to extend service hours from part-day to full-day and from school-year to full-year for 90 children enrolled in Head Start classrooms at the Gum Springs Children's Center and Higher Horizons Day Care Center. It also provides summer child care services for 36 Head Start eligible children in programs operated by OFC's subgrantee, Fairfax County Public Schools.

**ADMIN 19 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96043 FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD TO ACCEPT \$475,251 FOR EARLY INTERVENTION SERVICES FOR INFANTS AND TODDLERS**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96043 for the Fairfax-Falls Church Community Services Board to accept \$475,251 from the Department of Mental Health, Mental Retardation and Substance Abuse Services. Funding will be used to provide early intervention services for infants and toddlers from birth to age three with disabilities and their families.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

**CM:cm**

17. **A-1 - DESIGNATION OF PLANS EXAMINER STATUS UNDER THE EXPEDITED LAND DEVELOPMENT REVIEW PROGRAM** (Tape 5)

On motion of Supervisor Frey, seconded by Supervisor Dix, and carried by a vote of nine, Supervisor Alexander being out of the room, the Board concurred in the recommendation of staff and designated the following individuals, identified with their registration numbers, as Plans Examiners:

- Paul M. Shirey (135); and
- Donald L. Croll (136).

18. **A-2 - APPROVAL OF THE INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTION OF OLLEY LANE AND WALLINGFORD DRIVE (BRADDOCK DISTRICT)** (Tape 5)

Following a brief discussion, Supervisor Bulova moved that the Board concur in the recommendation of staff and:

- Approve the installation of multi-way stops at the intersection of

Olley Lane and Wallingford Drive; and

- Direct staff to request the Virginia Department of Transportation (VDOT) to install these signs at the earliest possible date.

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

19. **A-3 - ABANDONMENT OF A PORTION OF PROSPERITY AVENUE (ROUTE 8700) (PROVIDENCE DISTRICT)** (Tape 5)

- (R) On motion of Supervisor Connolly, seconded by Supervisor Bulova, and carried by a vote of nine, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander being out of the room, the Board concurred in the recommendation of staff and adopted the Resolution abandoning a portion of Prosperity Avenue (Route 8700).

20. **A-4 - APPROVAL OF VIRGINIA HOUSING DEVELOPMENT AUTHORITY (VHDA) FINANCING FOR MERRIFIELD COMMONS APARTMENTS (PROVIDENCE DISTRICT)** (Tape 5)

- (R) On motion of Supervisor Connolly, seconded by Supervisor Trapnell, and carried by a vote of nine, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander being out of the room, the Board concurred in the recommendation of staff and adopted the Resolution and approved the Certification of Approval to be sent to the Virginia Department Housing Development Authority (VHDA) for the proposed Merrifield Commons apartment project.

21. **A-5 - RESOLUTION BY THE FAIRFAX COUNTY BOARD OF SUPERVISORS TO DEVELOP AND SUBMIT A LOCAL PLAN OF COMMUNITY BASED, PREDISPOSITIONAL AND POSTDISPOSITIONAL SERVICES** (Tape 5)

- (R) Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved that the Board concur in the recommendation of staff and adopt the Resolution requesting funding from the Virginia State Department of Youth and Family Services for local services provided by the Virginia Juvenile Community Crime Control Act (VJCCCA). This motion was seconded by Supervisor Trapnell and carried by a vote of nine, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Chairman Hanley, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Vice-Chairman Dix voting "AYE," Supervisor Alexander being out of the room.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

22. **C-1 - APPEAL OF A PROFFER INTERPRETATION - REZONING APPLICATION RZ 87-P-072 (TRIANGLE DEVELOPMENT COMPANY)**

**(PROVIDENCE DISTRICT)** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated October 16, 1995, regarding the appeal of a proffer interpretation for Rezoning Application RZ 87-P-072 (Triangle Development Company).

Following discussion, Supervisor Connolly moved that the Board:

- Uphold the decision of the agent of the Zoning Administrator; and
- Authorize the expedited processing of the Final Development Plan Amendment (FDPA) to change the building setback.

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

23. **C-2 - PROPOSED IMPLEMENTATION PLAN OF THE KEY STRATEGIES IDENTIFIED IN THE ECONOMIC STRATEGIC PLAN** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated October 16, 1995 regarding the proposed implementation of the key strategies identified in the Economic Strategic Plan.

Supervisor McConnell moved approval of the staff proposal.

Following discussion, Supervisor McConnell amended the motion to amend the language in Section 4.5.5 to read as follows: "To promote the availability of affordable housing for the residents of Fairfax County." This motion was seconded by Supervisor Connolly.

Following further discussion, Supervisor Frey asked unanimous consent that the Board direct staff to provide copies of Dr. Fuller's financial contract to the Board. Without objection, it was so ordered.

Following additional discussion, with input from William J. Leidinger, County Executive, the question was called on the motion, as amended, which carried by a vote of nine, Supervisor Alexander being out of the room.

24. **C-3 - 1995 VIRGINIA ASSOCIATION OF COUNTIES' (VACo) ANNUAL MEETING** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated October 16, 1995 regarding the designation of a voting and alternate delegate to represent the County at the Virginia Association of Counties' (VACo) annual meeting.

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

- Chairman Hanley as the voting delegate; and

- Supervisor Dix as the alternate delegate.

Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

25. **I-1 - STATUS REPORT ON HIGHWAY PROJECTS IN THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) SIX-YEAR IMPROVEMENT PROGRAMS (COUNTYWIDE)** (Tape 5)

The Board next considered an Item contained in the Memorandum to the Board dated October 16, 1995 presenting a Status Report on the projects in the Virginia Department (VDOT) Six-Year Improvement Programs.

Following discussion, Supervisor Bulova, referencing a memorandum she had sent to the Office of Transportation regarding the extension of Roberts Road, asked unanimous consent that the Board direct staff to consider alternatives to the completion of Roberts Road, specifically the widening of Guinea Road, in conjunction with the Roberts Road Overpass project. She stated that this is in response to a request from the Kings Park West Civic Association. Without objection, it was so ordered.

26. **I-2 - HIGHWAY PROJECTS WITH PARTIAL OR NO CONSTRUCTION FUNDING (COUNTYWIDE)** (Tape 5)

The Board next considered an Item contained in the Memorandum to the Board dated October 16, 1995 presenting a listing of projects which have been designed or for which a feasibility study has been completed, but that have not been fully funded by the State or County.

Following discussion, with input from Shiva K. Pant, Director, Office of Transportation, staff was directed administratively to proceed as proposed.

27. **ORDERS OF THE DAY** (Tape 5)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that Information Items Three and Four be considered together. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

28. **I-3 - FAIRFAX COUNTY PARKWAY/FRANCONIA-SPRINGFIELD PARKWAY STATUS REPORT (COUNTYWIDE) AND I-4 - STATUS OF FUNDING FOR THE FAIRFAX COUNTY PARKWAY/FRANCONIA-SPRINGFIELD PARKWAY** (Tape 5)

The Board next considered two Items contained in the Memorandum to the Board dated October 16, 1995 presenting a Status Report on the Fairfax County Parkway/Franconia-Springfield Parkway **AND** the status of funding for the Fairfax County Parkway/Franconia-Springfield Parkway.

Following discussion, Chairman Hanley called the Board's attention to handwritten page two of the Memorandum to the Board. She relinquished the Chair to Vice-Chairman Dix and moved that the Board request the Commonwealth Transportation Board (CTB) to earmark the unauthorized State funds for construction funding for the Fairfax County Parkway Sections from Route 7 to Baron Cameron Avenue. This motion was seconded by Vice-Chairman Dix and carried by unanimous vote.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

29. **I-5 - CONVERSION OF SITE CONSTRUCTION PLAN DESIGN AND REVIEW TO THE METRIC STANDARD** (Tape 5)

The Board next considered an Item contained in the Memorandum to the Board dated October 16, 1995 requesting authorization for staff to require that all Site Construction Plans submitted for review and approval be prepared and developed under the metric standard beginning October 1, 1996.

Following a brief discussion, with input from Howard J. Guba, Director, Office of Capital Facilities, staff was directed administratively to proceed as proposed.

30. **I-6 - VIRGINIA'S POTOMAC BASIN TRIBUTARY NUTRIENT REDUCTION STRATEGY (COUNTYWIDE)** (Tape 5)

The Board next considered an Item contained in the Memorandum to the Board dated October 16, 1995 requesting authorization for staff to:

- Transmit the letter enclosed as Attachment One as contained in the Memorandum to the Board to the Virginia Secretary of Natural Resources;
- Review and prepare comments for Board consideration regarding any follow-up documents produced by the State on the tributary strategy; and
- Attend public meetings regarding the tributary strategy development process and otherwise keep apprised of current developments.

Following discussion, with input from William J. Leidinger, County Executive, and

John W. di Zerega, Director, Department of Public Works, Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board direct staff to change the wording as contained in the Memorandum to the Board dated October 16, 1995 on handwritten page three, number four, from "cannot likely be predicted " to read "cannot accurately be predicted." Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

31. **I-7 - ENGINEERING CONTRACT AWARD TO MICHAEL BAKER, JR., INCORPORATED, FOR THE ENGINEERING ANALYSIS AND DESIGN OF REGIONAL POND C-20, PROJECT CU0020 (SULLY DISTRICT)** (Tape 5)

Following discussion, with input from John W. di Zerega, Director, Department of Public Works, Supervisor Frey asked unanimous consent that Information Items Seven and Eight be deferred until October 30, 1995. Without objection, it was so ordered.

32. **I-8 - ENGINEERING CONTRACT AWARD TO PARSONS ENGINEERING SCIENCE, INCORPORATED, FOR THE ENGINEERING ANALYSIS AND DESIGN OF REGIONAL POND C-53, PROJECT CU0053 (SULLY DISTRICT)**  
(No Tape)

(NOTE: Earlier in the meeting, this item was deferred. See Clerk's Summary Item CL#31.)

33. **I-9 - AWARD OF CONTRACT - LITTLE HUNTING CREEK SANITARY SEWER REPLACEMENT (MOUNT VERNON DISTRICT)** (Tape 5)

The Board next considered an Item contained in the Memorandum to the Board dated October 16, 1995 requesting authorization for staff to award a contract to Owens and Dove, Incorporated in the amount of \$486,235 for the construction of Little Hunting Creek Sanitary Sewer Replacement, in Project X00906, Sewer Line Enlargements, in Subfund 524, Sewer Bond Extension and Improvements.

The staff was directed administratively to proceed as proposed.

34. **I-10 - ENGINEERING CONTRACT AWARD TO GREELEY AND HANSEN FOR THE DESIGN OF THE ORDWAY ROAD SANITARY SEWER EXTENSION AND IMPROVEMENT PROJECT (SULLY DISTRICT)** (Tape 5)

The Board next considered an Item contained in the Memorandum to the Board dated October 16, 1995 requesting authorization for staff to award a contract to Greeley and Hanson in the amount of \$102,690 for the design work associated with Ordway Road Sanitary Sewer Extension and Improvement, Project X00825, in Subfund 524, Sewer Bond Extension and Improvement.

The staff was directed administratively to proceed as proposed.

35. **I-11 - AWARD OF FISCAL YEAR (FY) 1995 PUBLIC HOUSING DRUG**



**ELIMINATION PROGRAM GRANT BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) TO THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCHRA)** (Tape 5)

The Board next considered an Item contained in the Memorandum to the Board dated October 16, 1995 announcing the award of Fiscal Year (FY) 1995 Public Housing Drug Elimination Program Grant by the U.S. Department of Housing and Urban Development (HUD) to the Fairfax County Redevelopment and Housing Authority (FCRHA).

36. **I-12 - REALLOCATION OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR THE LINCOLN-LEWIS-VANNOY FOOD PROJECT** (Tape 5)

The Board next considered an Item contained in the Memorandum to the Board dated October 16, 1995 requesting authorization for staff to reallocate funds as described in the Memorandum to the Board for the proposed Lincoln-Lewis-Vannoy Food Project.

Supervisor Frey noted, for the record, that even though the Springfield District is the only district mentioned, half of the community is in the Sully District.

The staff was directed administratively to proceed as proposed.

37. **I-13 - BRIEFING TO THE FAIRFAX COUNTY PLANNING COMMISSION ON TELECOMMUNICATIONS PRESENTED SEPTEMBER 26, 1995 (COUNTYWIDE)** (Tape 5)

The Board next considered an Item contained in the Memorandum to the Board dated October 16, 1995 regarding the Planning Commission workshop that was held to discuss the issue of telecommunication facilities (e.g. monopolies, etc).

Following discussion, Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved that the Board direct staff to return this item to the Board as a Consideration Item with a list of County staff, County citizens, representatives of the telecommunications industry, and representatives from each Supervisor District as a structure to set up a task force. This motion was seconded by Supervisor Trapnell and carried by unanimous vote.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

38. **I-14 - DIRECT TRANSFER OF CITIZEN NON-EMERGENCY CALLS FROM POLICE STATIONS TO THE PUBLIC SAFETY COMMUNICATIONS CENTER (PSCC); INCLUSION OF NON-EMERGENCY POLICE AND FIRE DEPARTMENT TELEPHONE NUMBERS IN THE BELL ATLANTIC TELEPHONE DIRECTORY** (Tape 5)

The Board next considered an Item contained in the Memorandum to the Board dated October 16, 1995 requesting authorization for the Police Department to implement direct call transfer for non-emergency calls at all County Police Stations.

The staff was directed administratively to proceed as proposed.

### **ADDITIONAL BOARD MATTERS**

CM: cm

39. **RESPONSE FROM THE STATE CORPORATION COMMISSION (SCC)** (Tape 5)

Chairman Hanley announced she had distributed to Board Members for information purposes only, the response from the State Corporation Commission (SCC) regarding the Patowmack Partnership Power Plant.

40. **FORMATION OF A POLICY COMMITTEE FOR THE INTERSTATE 66 MAJOR INVESTMENT STUDY (MIS)** (Tape 5)

- (R) Chairman Hanley informed Board Members that she and Supervisor Dix are members of a Policy Committee which meets regularly, in conjunction with the Dulles Corridor Transportation Study, and helps guide the study in the appropriate direction. The Virginia Department of Transportation (VDOT) is planning to begin the I-66 Major Investment Study (MIS). Unfortunately, it does not have a formal policy committee as one of its components.

Chairman Hanley stated that an I-66 MIS Policy Committee would be extremely useful as the study grapples with the various groups interested in the future of the corridor. Both Prince William County and the City of Fairfax have already indicated that they believe that a policy group is necessary. Therefore, Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved that the Board:

- Go on record as endorsing the need for a policy committee in conjunction with the I-66 MIS;
- Direct staff to forward a letter to Secretary Martinez expressing this endorsement; and
- Request Transportation Planning Board (TPB) members to, unless a policy committee is included, ask to defer consideration of this item until this issue is resolved.

This motion was seconded by Supervisor Frey.

Supervisor Frey asked to amend the motion to include the Resolution and other suggestions to be used for the study (distributed to Board Members) prepared by the Office of Transportation concerning this issue, and this was accepted.

The question was called on the motion, as amended, which carried by unanimous vote, Supervisor Alexander, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Chairman Hanley, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Vice-Chairman Dix voting "AYE."

41. **PROCLAMATION FOR SUBSTANCE ABUSE AWARENESS WEEK** (Tape 5)

Chairman Hanley announced that the Alcohol and Drug Services of the Fairfax-Falls Church Community Services Board (CSB) has requested to have the week of November 13 through November 17, 1995 proclaimed as Substance Abuse Awareness Week. This annual event, now in its 14th year, provides a series of educational programs throughout the week on a variety of substance abuse treatment and prevention topics. The public is encouraged to participate in these programs.

Accordingly, Chairman Hanley moved that the Board proclaim November 13 through 17, 1995 as "**Substance Abuse Awareness Week**" and invite members of the CSB to appear before the Board on October 30, 1995 to receive this Proclamation. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor Alexander encouraged Board Members to take time to visit the Crossroads Drug Treatment Facility to see what Fairfax County is doing on prevention and treatment of drug abuse.

42. **CERTIFICATE OF RECOGNITION TO PAT MURPHY ASSOCIATES OF FAIRFAX, VIRGINIA ON WINNING THE AMERICAN SOFTBALL ASSOCIATION CLASS D NATIONAL CHAMPIONSHIP** (Tape 5)

Chairman Hanley informed the Board that Pat Murphy Associates of Fairfax, Virginia, won the American Softball Association Class D National Championship played September 21-24, 1995 in Battle Creek, Michigan. Pat Murphy's, managed by Harry Blumenkrantz, compiled an 8-0 record in the 102 team field that featured teams from forty different states. Named to the All-Tournament Team were Matt Namath, Rich Treger, Russell Pitts, and Randy Stone, the most valuable player. Pat Murphy Associates finished their season with an overall record of 83 wins and 19 losses. They are the first unlimited men's team in Fairfax County to win nine National Championships.

Therefore, Chairman Hanley moved that the Board direct staff to send a Certificate of Recognition to Pat Murphy Associates for this outstanding accomplishment. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

43. **REVIEWING THE POSSIBILITY OF CREATING TAX EXEMPTIONS FOR**

**INCOME GENERATED BY COMMERCIAL PROPERTIES THAT ARE DESIGNATED AS RETIREMENT INVESTMENTS** (Tape 5)

With a notation that she had received a request from a constituent to investigate the possibility of creating certain tax exemptions for income generated by commercial properties that are designated as retirement investments, Chairman Hanley asked unanimous consent that the Board direct the County Attorney and the Department of Tax Administration to examine the legal issues involved and determine if the County has the legal authority required to create such an exemption. Without objection, it was so ordered.

44. **TRANSMISSION OF INFORMATION TO PRINCE WILLIAM COUNTY BOARD OF SUPERVISORS REGARDING THE JOINT SUBCOMMITTEE TRANSPORTATION STUDY** (Tape 5)

Chairman Hanley reminded Board Members of a motion made by Supervisor McConnell regarding the Joint Subcommittee Study for the Western Transportation Study at the September 18, 1995 Board Meeting. A question has arisen regarding what to do with this information. Chairman Hanley moved that a letter be transmitted, on behalf of the Board, to Prince William County. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

45. **TEMPORARY LIGHTING ON SECTIONS OF THE FAIRFAX COUNTY PARKWAY** (Tape 5)

Chairman Hanley reminded the Board that at its last meeting she raised the issue of the need for lighting up the temporary intersections on sections of the Fairfax County Parkway. Arrangements are currently being made to provide temporary lighting at the Burke Lake Road and Lee Chapel Road intersections.

Chairman Hanley expressed her appreciation to staff for its quick response on this issue.

46. **ESTABLISHING A JOB TRAINING CENTER IN FAIRFAX COUNTY TO ASSIST LAID OFF FEDERAL WORKERS** (Tape 5)

Chairman Hanley noted that there are news reports on establishing a job training center in Northern Virginia to assist federal workers, who may be laid off, in finding new careers. She moved that the Board:

- Go on record supporting a training center to be located in Fairfax County, if possible; and
- Direct staff to work with those agencies working on this effort.

This motion was seconded by Supervisor Bulova.

Supervisor Dix asked to amend the motion to include all private sector involvement in the discussion, and this was accepted.

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

47. **IMPACT OF FEDERAL JOB CUTS ON FAIRFAX COUNTY** (Tape 5)

Chairman Hanley asked unanimous consent that the Board direct staff and the Economic Development Authority (EDA) to report with information regarding what impact the federal job cuts will have on Fairfax County. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

**AM: am**

48. **FACTS ABOUT CHILDREN AND SMOKING** (Tape 6)

Supervisor Connolly said that teenage smoking is epidemic. One out of every three Fairfax County teenagers report at least some use of cigarettes. Children are experimenting with smoking at increasingly younger ages, making it less likely they will be able to quit later in life and far more likely they will develop one or more of the numerous illnesses associated with smoking. Tobacco prematurely kills 434,000 Americans a year. The total lifetime medical costs for smokers exceed those for non-smokers by an estimated \$501 billion. Currently, 3.1 million adolescents smoke and every day another 3,000 teenagers start smoking. Almost everyone who is addicted to tobacco picks up the habit before the age of 18.

Supervisor Connolly said that all of the above information is taken from an important new brochure, Facts About Children and Smoking which was produced from a joint effort between the Fairfax County Council of Parent, Teacher, Association's (PTAs) and INOVA Health Service and is designed for use by parents to guide them "in the difficult if not impossible task of preventing children from smoking." The guide includes sections when to talk to children about smoking; being a good role model; enlisting community support and two pages of important facts children need to know. INOVA also offers classes to teenagers about quitting smoking, and that information is also available in this brochure.

Supervisor Connolly stated that the partnership between INOVA and the County Council grew out of concern expressed by middle school PTAs who observed that smoking was becoming increasingly prevalent in younger teenagers. A committee was formed and it was quickly determined that smoking was rightly classified a gateway drug for very young adolescents. The brochure was produced by INOVA and distributed to schools throughout Fairfax County to be used at Back to School Night this Fall and in follow-up PTA programs. Also produced from this effort was a one-hour call in television program show, hosted by County Council President Kenton Pattie and aired on Fairfax County School Channel 21. The video of that show is available to PTAs and parents as well.

Therefore, Supervisor Connolly moved that the Board:

- Direct staff to invite Knox Singleton, President, INOVA Health Services and County Council of PTAs President Kenton Pattie to appear before the Board to be recognized for this important project; and
- Request a briefing on this program so that more may be learned about it.

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

49. **PUBLIC HEARING FOR SPECIAL EXCEPTION APPLICATION SEA 86-P- 104  
GE CAPITAL SPACENET SERVICES, INCORPORATED** (Tape 6)

Supervisor Connolly stated that GE Capital Spacenet Service, Incorporated has a pending Special Exception Application SEA 86-P-104 affecting the McLean headquarters located at 1750 Old Meadow Road in Providence District. The application involves installation of a satellite earth station system which will help this company provide economic and consumer benefits to Fairfax County. The site is in an office park and the project has been carefully designed to limit visual and other impacts. The applicant has lease obligations which require a public hearing before the Board in late January.

Supervisor Connolly moved that the Board direct staff to schedule a public hearing to be held before the Board on **January 22, 1996 at 4:00 p.m.** This motion was seconded by Supervisor Alexander and carried by unanimous vote.

50. **SIGN ORDINANCE REQUEST FOR REVIEW BY ZONING ADMINISTRATOR**  
(Tape 6)

Supervisor Connolly stated that Article 12 of the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) provides guidance on the number and size of signs that are permitted in specific Zoning Districts. Section 12-208 2b establishes that churches, chapels, temples, synagogues and other places of worship are permitted to have:

- Building mounted signs not to exceed a combined total sign area of 50 square feet; and
- One freestanding sign, with or without a reader board, not to exceed a sign area of 40 square feet or eight feet in height. No such sign shall be located closer than 10 feet to any lot line.

Supervisor Connolly mentioned that when this sign provision was established most churches only served one congregation. Today more churches are sharing their structures to allow

other church groups and congregations to meet when the building would not otherwise be occupied. Supervisor Connolly pointed out that having two churches congregating in one structure may necessitate the need for more than one freestanding sign.

Therefore, Supervisor Connolly moved that the Board direct staff to review the provision for church signs as they pertain to multiple congregation churches, and provide recommendation for changes to the Ordinance. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

(NOTE: Later in the meeting, there was additional discussion regarding the Sign Ordinance during Public Comment. See Clerk's Summary Item CL#126.)

51. **REQUEST FOR WAIVER OF TEMPORARY PERMIT FEES FOR OAKTON LIONS CLUB CITRUS SALE** (Tape 6)

Supervisor Connolly moved that the Board waive the temporary permit fees for the Oakton Lions Club Citrus Sale to be held December 13 through December 23, 1995 at the Oakton Shopping Center. This motion was seconded by Supervisor Trapnell and carried by unanimous vote.

52. **MANTUA BUS SERVICE** (Tape 6)

Supervisor Connolly stated that he has become aware of an issue regarding the cost-effectiveness of the Mantua Commuter Bus Service. Supervisor Connolly pointed out that he joined the Board on March 30, 1995, shortly before the Board unanimously approved the Fiscal Year (FY) 1996 Budget which included a subsidy of \$102,128 for the Mantua Commuter Bus Service. At that time, staff's ridership estimate in the budget was 19,000 annual trips (i.e., 76 daily passenger trips or 38 people per day).

Supervisor Connolly said that public transportation must be an integral part of Fairfax County's strategy to clean the air and reduce traffic congestion. He further commented that communities like Mantua, Reston, and Greenbriar, who started their own community bus services in the 1970s should be commended for their initiatives. Mantua started this bus service in 1973. After being self-sufficient for a number of years, the Board authorized a subsidy of \$8,500 in FY 1978. Since then, Fairfax County has renewed its partnership each year with Mantua as the Board approved the annual subsidy for this bus service. However, conditions change over time, and the Board as elected leaders, must find creative, cost-effective ways to adapt to these changes.

Supervisor Connolly stated that when cost and ridership figures of the Mantua Bus Service recently came to his attention, he immediately had discussions with representatives of the community and staff from the Office of Transportation. On October 10, 1995 the Mantua Bus Committee cut bus service by 50 percent, resulting in cost savings. This means that

Fairfax County's subsidy for FY 1996 will be reduced from \$102,000 to \$70,000. In addition, Supervisor Connolly stated that the community, County staff and his office working together, can further improve the cost-effectiveness of this commuter service for FY 1997.

Supervisor Connolly moved that the Board:

- Direct staff to work with Mantua Commuter Bus Committee and other interested citizens to examine, at a minimum, the following public transportation options:
  - One inbound and one outbound bus trip per day (service as of October 10, 1995);
  - Feeder bus service to Vienna or Dunn Loring Metrorail Station; and
  - Vanpool organization
- Direct staff to summarize the results of this examination and report to the Board.

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

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board direct staff to provide semi-annual bus service ridership figures. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

Supervisor Connolly asked unanimous consent that per passenger mile cost be included in the report. Without objection, it was so ordered.

53. **OUT-OF-TURN PLAN AMENDMENT FOR PROPERTY LOCATED WEST OF HUNTER MILL ROAD AND NORTH OF THE INTERSECTION OF HUNTER MILL ROAD AND ROUTE 123** (Tape 6)

Supervisor Connolly stated that Rezoning Applications RZ 95-P-035 and RZ 95-P-036 on property west of Hunter Mill Road and north of the intersection of Hunter Mill Road and Route 123 is proposed to be developed under the Neighborhood Serving Retail Use permitted as a plan option. All of the parcels, with the exception of parcel 24, have been consolidated under the current rezonings. The owner of parcel 24 has informed the applicants that she does not want her property included in any development nor will she



object to development of the remaining parcels as long as her parcel is left undisturbed. Fairfax County staff has a concern that the plan language must be amended to permit the proposed development to take place without parcel 24.

Supervisor Connolly moved that the Board:

- Authorize an Out-of-turn Plan Amendment to review the Plan text under item two on page 64 of the Fox Lake Sector of Area II Plan as it pertains to the following:
  - Consolidation of all parcels on Tax Map 47-2 ((1)) ((19)) part 22, part 27E and 24 including land zoned C2 along the west side of Hunter Mill Road;
  - No freestanding uses on this site;
  - Provision of substantial buffering and screening adjacent to residential land adjacent to the Oakborough Square Community; and
  - Provision of this buffer as at least 150 feet.
- Direct staff to schedule a public hearing on the Out-of-Turn Plan Amendment.

This motion was seconded by Supervisor Trapnell and carried by unanimous vote

**PMH:pmh**

54. **INTENT TO DEFER THE PUBLIC HEARING ON SPECIAL EXCEPTION APPLICATION SE 95-H-036 (EXXON CORPORATION) (HUNTER MILL DISTRICT)** (Tape 7)

Supervisor Dix announced his intent later in the meeting, at the appropriate time to defer the public hearing on Special Exception Application SE 95-H-036 until **October 30, 1995 at 6:00 p.m.**

(NOTE: Later in the meeting, this public hearing was formally deferred. See Clerk's Summary Item CL#112.)

55. **TAXICAB RECIPROCITY AGREEMENT** (Tape 7)

Supervisor Dix stated that he has recently become aware of an item that is before the District of Columbia (D.C.) Taxicab Commission that impacts business people in Fairfax County and other jurisdictions around the region. He said that there is an attempt to terminate the Taxicab Reciprocity Agreement that exists between D.C., Arlington County, Fairfax County and the City of Alexandria in Virginia, and Montgomery County in Maryland. Presently this Agreement permits taxicabs properly registered in their

home county to:

- Transport persons from their county of origin into D.C.;
- Discharge passengers; and
- Pick up passengers in D.C. with destination to their home county in response to a call to a dispatcher at the home county; in response to a prearranged trip and immediately following the termination of a trip into D.C. or other reasons.

Presently, what is now the proposed rule would prohibit all taxicabs not licensed in D.C. from providing taxicab and ground transportation service of any type which physically originates in D.C.

Therefore, Supervisor Dix moved that the Board:

- Oppose the termination of the Taxicab Reciprocity Agreement; and
- Forward correspondence to Fairfax County's Congressional Representatives to advise them that the Board views this as being an unreasonable direction to take and that it violates regional agreements of the past.

This motion was seconded by Supervisor Frey.

Following discussion, Supervisor Alexander asked to amend the motion to direct the Department of Consumer Affairs and the Taxicab Group to review this issue, and this was accepted.

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

56. **REPORT OF THE URBAN PARTNERSHIP** (Tape 7)

Supervisor Dix said that the Virginia Municipal League (VML) and the Virginia Association of Counties (VACo) have been presented with the report of the Urban Partnership. Supervisor Dix moved that the Board refer this report to the Legislative Committee for a briefing and then to take a position. This motion was seconded by Chairman Hanley and carried by unanimous vote.

57. **STATUS REPORT REGARDING THE WOODROW WILSON BRIDGE CORRESPONDENCE** (Tape 7)

Supervisor Dix said that at a recent Board meeting the Board approved sending correspondence to the appropriate individuals relative to trying to expedite the public hearings on the Woodrow Wilson Bridge. Supervisor Dix asked unanimous consent that the Board direct staff to:

- Provide a status report on this issue; and
- If a response has not been prepared, respond as to why this has not been done.

Following input from William J. Leidinger, County Executive, without objection, the request was so ordered.

58. **STATUS OF THE WYATT STUDY** (Tape 7)

Supervisor Dix asked unanimous consent that the Board direct staff to provide the Board with a status report on the Wyatt Study. Following input from William J. Leidinger, County Executive, without objection, the request was so ordered.

59. **PREFERENCE POLL - RESTON COMMUNITY CENTER BOARD OF GOVERNORS** (Tape 7)

(BACs)

Supervisor Dix announced that the annual Preference Poll for the Reston Community Center Board of Governors will be held on October 28, 1995.

60. **CONSIDERATION OF THE CREATION OF A UTILITY COMPANY AS IT RELATES TO BLUE PLAINS** (Tape 7)

Supervisor Dix referred to the consideration of a utility agency being created as it relates to Blue Plains and he asked unanimous consent that he be allowed to raise this issue following Executive Session. Without objection, it was so ordered.

(NOTE: Later in the meeting, there was discussion of this item. See Clerk's Summary Item CL#97.)

61. **MS. GLORIA LAFAY - WATER AND SEWER SITUATION** (Tape 7)

Supervisor Trapnell moved that the Board direct staff to take corrective measures to address a serious safety situation that exists on the property of Ms. Gloria LaFay. This motion was seconded by Supervisor McConnell.

Supervisor Trapnell said that Ms. LaFay has been without water and sewer in the past and is not asking the County to replace these pipes but to stabilize the stream banks. Both the Virginia Department of Transportation (VDOT) and the Lake Barcroft Watershed Improvement Committee have taken measures to assist Ms. LaFay with this problem which is legitimate and not of her making. What was once a trickle in the drainage ditch in front of Ms. LaFay's property is now a torrent and Supervisor Trapnell requested the Board's assistance in directing staff to take steps to stabilize the stream banks in front of Ms. LaFay's property.

Following discussion and input from David P. Bobzien, County Attorney, Supervisor Trapnell asked unanimous consent that this issue be deferred until later in the day to allow staff time to respond to questions regarding the cost of this proposal.

Supervisor Hyland asked to amend the request to include a request for information regarding a solution to similar problems throughout the County, and this was accepted.

Vice-Chairman Dix asked to amend the request to direct staff to determine if any action has been taken on this situation, and if so, what action was taken and what was expended, and this was accepted.

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

62. **FRIENDS OF GEORGE MASON REGIONAL LIBRARY** (Tape 7)

Supervisor Trapnell moved that the Board recognize the Friends of George Mason Regional Library for their 20 years of outstanding dedicated service at the October 30, 1995 Board meeting and proclaim November 1, 1995 as George Mason Friends' Day. This motion was seconded by Supervisor Berger and carried by a vote of nine, Supervisor Dix being out of the room.

63. **WAIVER OF THE INTERIOR AND PERIPHERAL PARKING LOT LANDSCAPING REQUIREMENTS FOR SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 80-L-127-2 (FRANCONIA VOLUNTEER FIRE DEPARTMENT)** (Tape 7)

Supervisor Alexander moved that the Board direct the Director of the Department of Environmental Management (DEM) to waive the interior and peripheral parking lot landscaping requirements for Special Exception Amendment Application SEA 80-L-127-2 (Franconia Volunteer Fire Department). This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Dix being out of the room.

64. **REQUEST FOR WAIVER OF FEES ASSOCIATED WITH THE RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) IN THE JEFFERSON MANOR SUBDIVISION** (Tape 7)

Supervisor Alexander moved approval of a waiver of the fee per household associated with the application that has been submitted to the Office of Transportation to amend the existing Residential Permit Parking District (RPPD) in the Jefferson Manor Subdivision.

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

65. **SIMULTANEOUS PROCESSING OF THE SITE PLANS REGARDING PROFFERED CONDITION AMENDMENT APPLICATION PCA 85-L-046 AND REZONING APPLICATION RZ 95-L-032** (Tape 7)

Supervisor Alexander moved that the Board direct staff to simultaneously process Site Plans pending approval of Proffered Condition Amendment Application PCA 85-L-046 and Rezoning Application RZ 95-L-032 (Grenstar L.P.). This motion was seconded by Supervisor Berger and carried by a vote of nine, Supervisor Dix being out of the room.

66. **SEVERE WATER RUNOFF PROBLEMS ASSOCIATED WITH THE WILTON WOODS ESTATES PROJECT** (Tape 7)

Supervisor Alexander said that he has received many complaints about unresolved severe water runoff problems associated with the Wilton Woods Estates project in the Woodside Road area of Lee District (8732-P-01-1).

Supervisor Alexander noted that this situation has resulted in severe damage to nearby properties and a stop work order has been placed on the project. Therefore, Supervisor Alexander moved that the Board direct the Department of Environmental Management (DEM) to keep this stop work order in force and deny all occupancy permits until all problems associated with this project are resolved satisfactorily with the citizens. This motion was seconded by Supervisor Hyland.

Following discussion, with input from David P. Bobzien, County Attorney, the question was called on the motion which carried by a vote of nine, Supervisor Dix being out of the room.

67. **INFILL DEVELOPMENT** (Tape 7)

Supervisor Alexander moved that the Board direct staff and the Department of Environmental Management (DEM) Committee to review the issue of infill development to determine methods to make the drainage requirements more stringent within Fairfax County. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

68. **APPRECIATION TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) AND THE FAIRFAX COUNTY POLICE REGARDING SAFETY IN FRANCONIA** (Tape 7)

Supervisor Alexander expressed his appreciation to the Virginia Department of Transportation (VDOT) and the Fairfax County Police for their efforts in obtaining a temporary traffic signal to be placed on Franconia Road at Edison High School.

69. **DEFERRAL OF THE PUBLIC HEARING ON REZONING APPLICATION RZ 95-B-019** (Tape 7)

Supervisor Bulova said that there is an application under review to rezone a small infill parcel located off Banting Drive to the R-3 District with a density of 2.16 units per acre. She said that residents have raised concerns about access, particularly during the construction phase. Staff is recommending approval but the concern of the residents have not been put to rest. The application was to be heard by the Planning Commission on October 18, 1995 with a public hearing to be held by the Board on October 30, 1995. The applicant has agreed to a deferral.

Therefore, Supervisor Bulova moved that the Board:

- Defer the public hearing on Rezoning Application RZ 95-B-019 until **January 8, 1996 at 4:00 p.m.**; and
- Direct the Director of the Department of Environmental Management (DEM) to accept and process a Preliminary Plat and final Plat for Tax Map Reference 69-1((11))38 concurrently with the processing of Rezoning Application. She said that the applicant understands that this does not guarantee favorable consideration of the application or relieve him of any applicable ordinances, requirements, etcetera.

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

70. **PUBLIC FACILITIES APPLICATION 456-B95-14 [AMERICAN PERSONAL COMMUNICATIONS (APC)]** (Tape 7)

Supervisor Bulova said that on October 12, 1995 the Planning Commission deferred the public hearing on Public Facilities Application 456-B95-14 by American Personal Communications (APC) to construct a telecommunications base station facility at the Brandywine Swim Club and Racquet Club located at 9537 Helenwood Drive. To accommodate the additional review time required for this application, Supervisor Bulova moved that the Board extend the application review period for Public Facilities Application 456-B95-14 until February 1, 1996. Because this public hearing is being deferred, the concurrent Special Exception Application SE 95-B-061 scheduled for public hearing by the Board will also be deferred. This motion was seconded by Vice-Chairman Dix and carried by a vote of nine, Chairman Hanley being out of the room.

NV:nv

71. **PROPOSED OUT-OF-TURN PLAN AMENDMENT IN THE GENERAL AREA OF THOMPSON ROAD** (Tape 8)

Supervisor Frey reminded the Board that on July 17, 1995, the Board directed staff to prepare an Out-of-Turn Plan Amendment for some parcels along Thompson Road. He moved to amend the original proposal to encompass the area generally bounded by West Ox Road on the east, Thompson Road on the south, the Camberley East Subdivision on the northwest, and the Camberley West Subdivision on the northeast. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Chairman Hanley being out of the room.

72. **CONCURRENT PROCESSING FOR PRELIMINARY AND FINAL SUBDIVISION PLANS FOR REZONING APPLICATION RZ 94-Y-006, KSI INCORPORATED** (Tape 8)

Supervisor Frey moved that the Board direct the Director of the Department of Environmental Management (DEM) to accept for concurrent processing both the Preliminary (Number 61-78-P-04) and Final Subdivision Plans for Rezoning Application RZ 94-Y-006 in the name of KSI, Incorporated. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Chairman Hanley being out of the room.

73. **T-INTERSECTION OF HIGHWAYS** (Tape 8)

Supervisor Berger, Chairman, Board's Transportation Committee, stated that Mr. Dave Tompkins, a Clifton resident, recently sent to him a design known as the "Florida T," for T-intersections of highways. Supervisor Berger noted that at a typical T-intersection, all lanes of traffic eventually must stop at a traffic light. The new design permits one direction of traffic never to stop at a red signal light.

Supervisor Berger related that he has shared this design with Thomas Farley, Resident Engineer, Virginia Department of Transportation (VDOT) and Transportation Secretary Martinez. Supervisor Berger stated his belief that this design should be incorporated into new construction on the Fairfax County Parkway.

Noting that Mr. Tompkins also submitted a list of intersections where this design could be implemented as spot improvements, Supervisor Berger moved that the Board direct the staff of the Office of Transportation and the Transportation Advisory Commission (TAC) to:

- Review this information; and
- Report on December 11, 1995 on the feasibility of incorporating this design into the recommended/suggested intersections.

This motion was seconded by Supervisor Bulova.

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

74. **MEETING SCHEDULED TO DISCUSS POSSIBLE SURPLUS SCHOOL PROPERTY** (Tape 8)

Supervisor Berger reminded the Board that in January, 1995 he had requested that the Board form a committee of two members from the Board (Chairman Hanley and Supervisor Berger) and request two members from the School Board to determine which of the properties owned by the School Division could be declared surplus if the School Division and the County had no need for them. He stated that the School Superintendent is currently preparing a list of those properties.

Accordingly, Supervisor Berger moved that the Board:

- Direct staff to schedule the first meeting of this Committee on November 10, 1995 at 11:00 a.m. in the Government Center, following the meeting of the Legislative Committee; and
- Agree that rather than returning the proceeds from any such sale to the General Fund, that all proceeds be returned to the School Division for its Capital Improvement Program (CIP) that is estimated at \$500-600 million over the next five or more years.

The second to this motion was inaudible. Following discussion, with input from David P. Bobzien, County Attorney, Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked to amend the motion to direct:

- Staff to schedule the meeting immediately after the close of the meeting of the Legislative Committee; and
- The County Attorney to report on the process;

and this was accepted.

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

Vice-Chairman Dix returned the gavel to Chairman Hanley.

75. **APPOINTMENTS TO THE TASK FORCE ON COUNTY REVENUES AND EXPENDITURES (CREx)** (Tape 8)

(BACs)

(APPTs)

Supervisor Berger stated that the Fairfax County Hotel Council has expressed interest in becoming a member of the Task Force on County Revenues and Expenditures (CREx). Accordingly, he moved to:



- Expand CREx to include a member of the County Hotel Council; and
- Confirm the appointment of Mr. C. Arnie Quirion as the Fairfax County Hotel Council Representative to CREx.

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

Chairman Hanley moved the confirmation of Mr. Mark Trostle as the Northern Virginia Building Industry Association (NVBIA) Representative to CREx. This motion was seconded by Supervisor Berger and carried by a vote of nine, Supervisor Dix being out of the room.

76. **EXPEDITIOUS PROCESSING OF PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-D-093-10, WORLDGATE ASSOCIATES LIMITED PARTNERSHIP** (Tape 8)

Supervisor Berger stated that Worldgate Associates Limited Partnership recently submitted Proffered Condition Amendment Application PCA 86-D-093-10 to the Office of Comprehensive Planning. The application has been filed to allow the acquisition of a portion of Worldgate, referred to as Land Bay A1, by the Federal National Mortgage Association ("Fannie Mae"). The application has been filed to modify the proffers which will allocate Fannie Mae's proffer responsibility similar to an application approved by the Board on December 6, 1993. Supervisor Berger noted that Fannie Mae wishes to occupy the existing building as soon as possible and there are no issues foreseen with this application.

Accordingly, Supervisor Berger moved that the Board direct staff to expeditiously process Proffered Condition Amendment Application PCA 86-D-093-10 filed by Worldgate Associates Limited Partnership. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

77. **SUPERVISOR BERGER'S ATTENDANCE AT MEETING IN SAN ANTONIO, TEXAS** (Tape 8)

Supervisor Berger stated that he had attended a meeting last week in San Antonio, Texas as a Fairfax County Representative on the Metro Board.

78. **COUNTY'S BUILDING REQUIREMENT CAUSES PROBLEM FOR HOMEOWNERS IN HOLLIN HILLS SUBDIVISION** (Tape 8)

Supervisor Hyland called the Board's attention to a letter he had received from a homeowner in the Hollin Hills Subdivision which referenced problems with the County's insulation and energy preservation regulations when constructing additions to homes there. Accordingly, Supervisor Hyland moved that the Board direct staff to:

- Review this issue; and

- Return with recommendations for solutions.

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

79. **ASSIGNMENT OF 25 NEW POLICE OFFICERS TO HIGH CRIME AREAS OF FAIRFAX COUNTY** (Tape 8)

Supervisor Hyland stated that the Police Academy will be graduating 28 new police officers in November. Of those 28, 25 were funded through the Crime Bill enacted by Congress. He indicated that he had been told that the officers will be assigned to the Community Policing effort which includes School Resource Officers (SRO), Bike Patrol Units, and Neighborhood Patrols, by automobile and on foot.

Supervisor Hyland moved that the Board direct the Police Department to review the entire County and consider those areas that have a higher percentage incidence of serious crime when assigning these 25 officers. This motion was seconded by Supervisor Alexander.

Following discussion, with input from William J. Leidinger, County Executive, Supervisor Dix suggested that the Board direct the Police Department to report on its strategy for assigning these officers before the Board directs the assignment.

Supervisor McConnell asked to amend the motion that the Board suggest Supervisor Hyland's plan to the Police Department, and this was accepted.

Supervisor Hyland asked to amend his motion to also accept Supervisor Dix's suggestion to direct the Police Department to report with its strategy for assigning the officers, and this was accepted.

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

80. **BUSINESS AND PROFESSIONAL OCCUPATION TAX (BPOL) POLICY REVIEW** (Tape 8)

Supervisor Hyland reminded the Board that at its last meeting it had referred a proposal to phase out the Business and Professional Occupation Tax (BPOL) to the Task Force on County Revenues and Expenditures (CREx). He noted that previous to that action, he had asked staff to provide a breakdown of BPOL taxes paid in terms of how it is imposed on small, medium, and large businesses. He stated that the staff response was circulated to the Board along with his written Board Matters.

Supervisor Hyland noted that 90 percent of businesses paying BPOL generate 20 percent of the total BPOL taxes and 10 percent of businesses with gross receipts of \$1 million to \$50 million pay approximately 80 percent of the BPOL tax.

Following discussion, with input from William J. Leidinger, County Executive, Supervisor Dix stated for the record that the information provided was generated as a result of the work of the Business Tax Study Group.

Supervisor Hyland moved that the Board direct:

- Staff to refer the staff analysis dated September 5, 1995 to CREx;
- CREx to examine the question of whether the BPOL tax is being fairly imposed in various categories of businesses or should be changed;
- CREx to examine the question that if BPOL were to be repealed whether there is a more equitable, fairer tax which could be imposed on businesses;
- CREx to examine the larger tax policy question of imposing taxes on businesses and individual property owners and what should the appropriate tax burden be for the cost of running local government;
- Staff to contact the Economic Development Authority (EDA) to determine whether any businesses which have expressed an interest in locating in the County have declined because of the BPOL tax and to identify said businesses and provide this information; and
- Staff to determine if any businesses have left the County because of the BPOL tax and to provide the names of the businesses.

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

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board direct staff to recirculate the report of the Business Tax Study Group. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

Supervisor Dix stated for the record that the Board had already adopted three sets of recommendations from the Business Tax Study Group and the fourth recommendation clearly stated that the BPOL tax needed to be phased out and the Board needed to review the associated options.

81. **MASON NECK AND GUNSTON HALL'S WELL WATER SUPPLY** (Tape 8)

Supervisor Hyland stated that he had received a letter from the director of Gunston Hall Plantation requesting, on behalf of the Mason Neck Overlay District Task Force, that the County review and, if necessary, investigate Chapman's Landing, a proposed development in Charles County, Maryland. The concern is that the development may impact the water supply of Mason Neck because it will be drawing substantial amounts of water from the same aquifer.

Accordingly, Supervisor Hyland moved that the Board direct staff to:

- Review the correspondence regarding this issue; and
- Inquire of Charles County, Maryland to determine the facts regarding the proposed development and its impact regarding the Mason Neck water supply.

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

82. **GUNSTON MANOR REQUEST FOR AN ADDITIONAL ACCESS ROAD**  
(Tape 8)

Supervisor Hyland stated that he had received a letter from the president of Gunston Manor, a community located on Mason Neck which has one access point to the main road. He said that as the community grows, its residents are concerned that there is only one road leading from their community to Gunston Road which raises safety concerns in the event that the road is closed because of a downed tree or other emergency.

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

- Review the concerns addressed in the referenced letter to determine whether an additional access road is required for public safety reasons; and
- Report with findings and recommendations.

Without objection, it was so ordered.

83. **GUNSTON SOCCER RECREATION LEAGUE SIGNAGE REQUEST** (Tape 8)

Supervisor Hyland shared a letter which he had received from the Gunston Soccer Recreation League regarding posting signs to recruit new team members. Accordingly, he moved that the Board direct the Park Authority and staff to:

- Determine if signage can be installed in County Parks where organized events take place and that these signs be used by the public for their organized events; and
- Return with a recommendation by the meeting scheduled for November 20, 1995.

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

84. **ANCESTREE BEARING FRUITS** (Tape 8)

Supervisor Hyland stated that Fairfax ReLeaf is involved with a program involved with the gathering of seeds and planting of seedlings of historic and champion trees called "Ancestry." He asked unanimous consent that the Board direct staff to publicize the schedule of Ancestry events and also provide it to Media General Cable to assist Fairfax ReLeaf with appropriate advertisements for this worthy and fun-filled opportunity for the entire family. Without objection, it was so ordered.

85. **EMERGENCY REGIONAL MUTUAL AID AGREEMENT** (Tape 8)

Supervisor Hyland informed the Board that the Washington Metropolitan Council of Governments (COG) has been working with the chiefs of fire and rescue departments in the region for many months on updating and revising the Fire Mutual Aid Agreement. He stated that the County Attorney's Office has determined that there is a problem with the existing law in terms of the County's authority to agree to indemnification language. Apparently, jurisdictions in the Commonwealth of Virginia do not have the authority to sign the type of indemnification agreement that other jurisdictions have asked the County to agree to and sign.

Accordingly, Supervisor Hyland asked unanimous consent that the Board:

- Direct the County Attorney to come to resolution and propose appropriate wording standardizing the language in the agreement relating to liability terminology; and
- Refer this item to the Legislative Committee for possible inclusion in the 1996 Legislative Program.

Without objection, it was so ordered.

86. **APPOINTMENT TO THE FAIRFAX COUNTY ATHLETIC COUNCIL** (Tape 8)

(APPT)

Supervisor McConnell moved the appointment of **Ms. Aggie Marie McCormick** as the Springfield District (Alternate) Representative to the Fairfax County Athletic Council. This motion was seconded by Supervisor Dix and carried by unanimous vote.

87. **APPOINTMENT TO THE TASK FORCE ON COUNTY REVENUES AND EXPENDITURES (CREx)** (Tape 8)

(APPT)

Supervisor McConnell moved the confirmation of Ms. Ginger McGuffie as the Economic Advisory Commission Representative to the Task Force on County Revenues and Expenditures (CREx). This motion was seconded by Supervisor Dix and carried by unanimous vote.

88. **BRIEFINGS ON THE BUILDING PROCESS REDESIGN - LAND DEVELOPMENT PROCESS** (Tape 8)

Supervisor McConnell stated that at the last meeting of the Economic Advisory Commission, Anthony H. Griffin, Deputy County Executive for Planning and Development; James P. Zook, Director, Office of Comprehensive Planning (OCP); Irving Birmingham, Director, Department of Environmental Management (DEM); and Judy Helmich, Chief, Systems Administration Branch, DEM; presented an excellent briefing regarding the Building Process Redesign - Land Development Process. She indicated that the Commission was impressed with the progress in this area.

Noting that these laudable staff efforts are not widely known, Supervisor McConnell asked unanimous consent that the Board direct staff to present briefings on the redesign to various groups such as the Chamber of Commerce, (Northern Virginia Building Industry Association (NVBIA), the Northern Virginia Technology Council, et cetera, or host an event at the Government Center for interested parties to attend. Without objection, it was so ordered.

Following discussion, Supervisor McConnell asked unanimous consent that the Board direct staff to present the same type of briefing for the Information Technology changes and the Human Services Redesign. Without objection, it was so ordered.

89. **PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING PRIVATE SCHOOLS OF SPECIAL EDUCATION IN THE RESIDENTIAL CONSERVATION DISTRICT** (Tape 8)

Supervisor McConnell reminded the Board that on April 17, 1995 she had raised the issue of a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to allow private schools of special education in the Residential Conservation (R-C) District. She noted that the issue was referred to the Development Process Committee to be added to the work schedule, but that it will not be considered for public hearing until March, 1996 at the earliest. Supervisor McConnell stated that this time table is unacceptable. She cited a particular case in her district where someone would like to open a karate school in an R-C District.

Therefore, Supervisor McConnell asked unanimous consent that the Board direct staff to expedite consideration of this amendment and schedule public hearings to be held before the Planning Commission and the Board, respectively, in January 1996. Following discussion, Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked to amend the request to refer this issue to the Development Process Committee for implementation into the work plan, and this was accepted. Without objection, the request, as amended, was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

Discussion continued briefly.

90. **RECESS/EXECUTIVE SESSION** (Tape 8)

At 2:15 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:

- First Union Bank of Virginia, Trustee versus Board of Supervisors of Fairfax County, Virginia, At Law Number 128756;
- District of Columbia Water and Sewer Authority Act of 1995;
- Randolph Williams, Incorporated versus The Board of Supervisors of Fairfax County, Virginia, In Chancery Number 135805; and
- Contract Awarded in Response to Request for Proposal RFP 50081210, Early Intervention Services for Infants and Toddlers (Part H).

This motion was seconded by Supervisor Frey.

**BOARD MATTER**

**INTENT TO DEFER PUBLIC HEARINGS ON REZONING APPLICATION RZ 93-S-029 AND SPECIAL EXCEPTION SE 95-S-015 (BURKE VILLAGE CENTER ASSOCIATES LIMITED PARTNERSHIP)**

Supervisor McConnell announced her intent to defer, at the appropriate time, the public hearings on Rezoning Application RZ 93-S-029 and Special Exception Application SE 95-S-015 (Burke Village Center Associates Limited Partnership) until October 30, 1995.

(NOTE: Later in the meeting, at the appropriate time, these hearings were formally deferred. See Clerk's Summary Item CL#111.)

The question was called on the motion to convene Executive Session which carried by unanimous vote.

**SBE:sbe**

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**

91. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 9)

Supervisor Bulova moved that the Board certify that, to the best of their knowledge, only public business matters lawfully exempted from the open meeting requirements prescribed by the Virginia Freedom of Information Act and only matters identified in the motion to convene Executive Session were heard, discussed, or considered by the Board during the Executive Session. This motion was seconded by Supervisor Berger and carried by unanimous vote.

92. **FIRST UNION NATIONAL BANK OF VIRGINIA, TRUSTEE VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA** (Tape 9)

Supervisor Connolly moved that the Board authorize the settlement of the matter, First Union National Bank of Virginia, Trustee versus Board of Supervisors of Fairfax County, Virginia, At Law Number 128756, for the reasons outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

93. **RANDOLPH WILLIAMS, INCORPORATED VERSUS BOARD OF SUPERVISORS** (Tape 9)

Supervisor Frey moved that the Board designate D. Wayne Pumphrey to testify on behalf of the County regarding issues stated in a certain subpoena duces tecum served in Randolph Williams, Incorporated versus Board of Supervisors of Fairfax County. This motion was seconded by Supervisor Bulova and carried by unanimous vote.



94. **EXECUTION OF A DEED OF LEASE WITH OPTIONS TO PURCHASE THE SULWAY BUILDING AS THE FAIRFAX CRIMINAL JUSTICE ACADEMY**  
(Tape 9)

Supervise Frey moved that the Board authorize the County Executive to execute a Deed of Lease with options to purchase with Fund 1 for use of the Sulway Building as the Fairfax County Criminal Justice Academy. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

95. **ACQUISITION OF THREE PROPERTIES LOCATED AT 7616 AND 7620 GUADALCANAL DRIVE AND 10400 MADISON DRIVE FOR THE GUNSTON/WILEY SUBDIVISIONS SANITARY SEWER PUMP AND HAUL PROJECT** (Tape 9)

Supervisor Hyland moved that the Board approve the Contracts of Sale and authorize the execution of said instruments by the Deputy County Executive for Planning and Development. These properties are located in the Mount Vernon District and are known as Tax Map Parcel Numbers 114-3-02-03-0006 and 114-3-02-03-0007, owned by Alfred F. and Emma L. Benko, and Tax Map Parcel Number 113-4-04-0013, owned by John W. and Emily Lou Martin. This motion was seconded by Supervisor Berger and carried by unanimous vote.

96. **EXECUTION OF AN AGREEMENT WITH THE COMMONWEALTH OF VIRGINIA DEPARTMENT OF MOTOR VEHICLES** (Tape 9)

Supervisor Dix moved that the Board authorize the execution of an agreement with the Commonwealth of Virginia Department of Motor Vehicles (DMV) to terminate DMV's lease of space within the Government Center under the terms discussed in Executive Session. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

97. **OPPOSITION TO THE PROPOSED LEGISLATION IN THE DISTRICT OF COLUMBIA (D.C.) WHICH WOULD ESTABLISH A NEW D.C. WATER AND SEWER AUTHORITY TO OVERSEE THE OPERATION AND MAINTENANCE OF THE BLUE PLAINS TREATMENT CENTER AND THE POTOMAC INTERCEPTOR** (Tape 9)

Supervisor Dix moved that the Board:

- Express its opposition to the proposed legislation in the District of Columbia (D.C.) which would establish a new D.C. Water and Sewer Authority to oversee the operation and maintenance of the Blue Plains Treatment Center and the Potomac Interceptor and alternatively recommend the formation of a true regional authority with representation based on the percentage of use of the facility; and

- Direct staff to communicate this position to D.C., the Financial Control Board, the D.C. House Subcommittee, and the Northern Virginia Congressional Delegation.

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

98. 3:30 P.M. - PH ON REZONING APPLICATION RZ 94-Y-021 (CENTEX REAL ESTATE CORPORATION) (SULLY DISTRICT) (Tape 9)

At the request of the Applicant, Supervisor Frey moved to defer the public hearing on Rezoning Application RZ 94-Y-021 until January 22, 1996 at 3:30 p.m. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

99. 3:30 P.M. - PH ON REZONING APPLICATION RZ 90-D-041 (JOHN D. VAN WAGONER) (DRANESVILLE DISTRICT) (Tape 9)

At the request of the applicant, Supervisor Berger moved to defer the public hearing on Rezoning Application RZ 90-D-041, to the first available date in February, 1996 to allow more time to address the adequacy of the proposed septic system which would serve the site. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Connolly being out of the room.

100. 3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 84-D-049 (TYSONS II LAND COMPANY, L.L.C.) (PROVIDENCE DISTRICT) (Tape 9)

Chairman Hanley announced that the public hearing on Proffered Condition Amendment Application PCA 84-D-049 (Tysons II Land Company, L.L.C.) would be held as the last 3:30 p.m. item today.

(NOTE: Later in the meeting, this public hearing was held. See Clerk's Summary Item CL#104.)

101. 3:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 84-D-086-4 (THE LANGLEY SCHOOL) (DRANESVILLE DISTRICT) (Tape 9)

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

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

Following the public hearing, which included testimony by four speakers, Phyllis Wilson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Berger moved approval of Special Exception Amendment Application SEA 84-D-086-4 subject to the development conditions as revised through October 11, 1995. This motion was seconded jointly by Supervisor Trapnell and Chairman Hanley and carried by a vote of nine, Supervisor Frey being out of the room.

Supervisor Berger moved approval of the modification of the transitional screening requirements along the northern and eastern boundaries in favor of the existing vegetation; and along the western boundary in favor of the existing and proposed vegetation, subject to development conditions as revised through October 11, 1995. This motion was seconded by Chairman Hanley and carried by a vote of nine, Supervisor Frey being out of the room.

Supervisor Berger moved approval of the modification of the barrier requirement, subject to development conditions as revised through October 11, 1995. This motion was seconded by Chairman Hanley and carried by a vote of nine, Supervisor Frey being out of the room.

Supervisor Berger clarified that the intent of Development Condition number four is to limit the number of students on campus at any one time to 450.

102. **3:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 85-L-059-2 (BSI, INCORPORATED, T/A BROWNS ACADEMY) (LEE DISTRICT)** (Tape 9)

Mr. Grayson P. Hanes reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Alexander moved approval of Special Exception Amendment Application SEA 85-L-059-2 subject to the development conditions dated October 9, 1995. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Berger, Supervisor Dix, and Supervisor Frey being out of the room.

Supervisor Alexander moved modification of the transitional screening and barrier requirements around the periphery of the site, in favor of that shown on the Special Exception Plat and subject to the development conditions dated October 9, 1995. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Berger, Supervisor Dix, and Supervisor Frey being out of the room.



103. **3:30 P.M. - PH ON A PROPOSAL TO VACATE A PORTION OF A STORM DRAINAGE EASEMENT IN THE VILLA LORING SUBDIVISION (PROVIDENCE DISTRICT)** (Tape 9)

- (O) A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of September 29 and October 6, 1995.

Following the public hearing, Supervisor Connolly moved adoption of an Ordinance vacating a portion of a storm drainage easement in the Villa Loring Subdivision, Lots 4A, 4B, 5A, 5B, 6A, and 6b. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander, Supervisor Berger, Supervisor Frey, and Supervisor Dix being out of the room

104. **3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 84-D-049 (TYSONS II LAND COMPANY, L.L.C.) (PROVIDENCE DISTRICT)** (Tape 9)

*Mr. Benjamin F. Tompkins reaffirmed the validity of the affidavit for the record.*

*Mr. Tompkins 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, Kevin Guinaw, Branch Chief, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.*

*Supervisor Connolly moved approval of Proffered Condition Amendment Application PCA 84-D-049 subject to the proffers dated September 14, 1995. This motion was seconded by Supervisor Trapnell and carried by a vote of seven, Supervisor Alexander, Supervisor Frey, and Chairman Hanley being out of the room.*

105. **4:00 P.M. - PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S95-I-B1,**

**FOR TAX MAP PARCEL ((1)) 38B, LOCATED SOUTH OF ROUTE 7, WEST OF SOUTH JEFFERSON STREET, AND NORTH OF SKYLINE SHOPPING CENTER (MASON DISTRICT)** (Tape 9)

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 29 and October 6, 1995.

Following the public hearing, which included testimony by one speaker, Supervisor Trapnell moved approval of Out-of-Turn Plan Amendment S95-I-B1, which would permit as an option, retail use on Tax Map Parcel 62-3 ((1)) 38B, under the conditions identified in the two-page modified Plan text dated October 16, 1995.

This motion was seconded by Supervisor McConnell and **CARRIED** by a recorded vote

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106. **4:00 P.M. -PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING VEHICLE RENTAL ESTABLISHMENTS BY SPECIAL EXCEPTION IN THE C-3, C-4, I-3, I-4 AND I-5 DISTRICTS** (Tape 9)

(O) A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of September 29 and October 6, 1995.

Following the public hearing, Supervisor Berger moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding vehicle rental establishments by exception **to become effective on October 17,**

**1995 at 12:01 a.m.** This motion was seconded by Supervisor Trapnell and carried by a vote of seven, Supervisor Berger, Supervisor Bulova, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, and Supervisor Trapnell, and Vice-Chairman Dix voting "AYE," Supervisor Alexander, Supervisor Connolly, and Chairman Hanley being out of the room.

107. **4:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING FREESTANDING SIGNS IN SIGN CONTROL OVERLAY DISTRICTS** (Tape 9)

- (O) A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of September 29 and October 6, 1995.

Following the public hearing, Supervisor Berger moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding freestanding signs in Sign control Overlay Districts **to become effective on October 17, 1995 at 12:01 a.m.** This motion was seconded by Supervisor Trapnell and carried by a vote of eight, Supervisor Berger, Supervisor Bulova, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander and Supervisor Connolly being out of the room.



**ADDITIONAL BOARD MATTER**108. **PRESENCE OF A CUB SCOUT PACK FROM CROSSFIELD ELEMENTARY SCHOOL** (Tape 9)

Supervisor Dix recognized the presence of a fourth grade Cub Scout Pack from Crossfield Elementary School and warmly welcomed them to the Board Auditorium.

109. **4:00 P.M. - ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING MINIMUM WIDTH REQUIREMENT FOR MANUFACTURED HOMES IN THE R-A DISTRICT** (Tape 9)

- (O) A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of September 29 and October 6, 1995.

Following the public hearing, Supervisor Bulova moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding minimum width requirements for manufactured homes **to become effective on October 17, 1995 at 12:01 a.m.** This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Alexander, Supervisor Berger, and Supervisor Trapnell being out of the room.

**AR:ar**

110. **4:30 P.M. - PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S95-III-BR1, FOR THE NORTHEAST QUADRANT OF THE INTERSECTION OF COMPTON ROAD AND CENTREVILLE ROAD (SULLY DISTRICT)** (Tape 10)

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 29 and October 6, 1995.

Following the public hearing, which included testimony by one speaker, Supervisor Frey moved approval of Out-of-Turn Plan Amendment S95-III-BR1 as recommended by staff and the Planning Commission. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Alexander being out of the room.

111. **4:30 PM - PH ON REZONING APPLICATION RZ 93-S-029 (BOARD OF SUPERVISORS, OWN MOTION) AND SPECIAL EXCEPTION APPLICATION SE 95-S-015 (BURKE VILLAGE CENTER ASSOCIATES LIMITED PARTNERSHIP) (SPRINGFIELD DISTRICT)** (Tape 10)

Supervisor McConnell moved to defer the public hearings on Rezoning Application RZ 93-S-029 and Special Exception Application SE 95-S-015 until **October 30, 1995 at 6:00 p.m.** This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Alexander being out of the room.

112. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-H-036 (EXXON CORPORATION) (HUNTER MILL DISTRICT)** (Tape 10)

Supervisor Dix moved to defer the public hearing on Special Exception Application SE 95-H-036 until **October 30, 1995 at 6:00 p.m.** This motion was seconded by Supervisor Alexander and carried by unanimous vote.

113. **4:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING APPEALS** (Tape 10)

- (O) A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of September 29 and October 6, 1995.

Following the public hearing and input from Barbara A. Byron, Director, Zoning Evaluation Division, Office of Comprehensive Planning, Supervisor Connolly moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding appeals **to become effective on October 17, 1995 at 12:01 a.m.** This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Hyland, Supervisor Trapnell, and Acting-Chairman Alexander voting "AYE," Supervisor Dix, Supervisor McConnell, and Chairman Hanley being out of the room.

114. **5:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 84-P-035-2 (JCJ, L.C.) (PROVIDENCE DISTRICT)** (Tape 10)

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

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

- In the amount of \$250 from J. Price and Associates, L.C.

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

Following the public hearing, Mary Ann Godfrey, Staff Coordinator, Zoning Evaluation

Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved approval of Proffered Condition Amendment Application PCA 84-P-035-2 subject to the executed proffers dated September 26, 1995. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor McConnell being out of the room.

115. **5:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-S-038 (CHURCH OF THE NATIVITY/THE MOST REVEREND JOHN R. KEATING) (SPRINGFIELD DISTRICT)** (Tape 10)

Chairman Hanley announced that this public hearing would be deferred until later today to provide additional time for consultation with the applicant.

(NOTE: Later in the meeting, this public hearing was held. See Clerk's Summary Item CL#122.)

116. **5:00 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 93-D-053 (M.S.S., INCORPORATED) (DRANESVILLE DISTRICT)** (Tape 10)

Supervisor Berger moved to defer the public hearing on Special Exception Amendment Application SEA 93-D-053 until **October 30, 1995 at 6:00 p.m.** This motion was seconded by Supervisor Dix and carried by a vote of a vote of nine, Supervisor McConnell being out of the room.

117. **5:30 P.M. - PH ON THE VACATION OF A PORTION OF H STREET IN THE NEW ALEXANDRIA SUBDIVISION (MOUNT VERNON DISTRICT)** (Tape 10)

(NOTE: The applicant has withdrawn his request for vacation of a portion of H Street. As a result, the public hearing on this request has been cancelled.)

Supervisor Hyland announced that a community meeting has been scheduled for November 15, 1995 to discuss properties in the New Alexandria area.

118. **5:30 P.M. - PH ON REZONING APPLICATION RZ 94-P-057 (THE LAWRENCE DOLL COMPANY) (PROVIDENCE DISTRICT)** (Tape 10)

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

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

Following the public hearing, which included testimony by one speaker, Donna McNeally, Branch Chief, 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 94-P-057 be amended from the R-1 to the PDH-3 District subject to execution of the proffers dated October 16, 1995;
- Approval of Conceptual Development Plan Application CDPA 94-P-057; and
- Waiver of the 600-foot maximum private street length standard.

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

119. **5:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-M-034 (BORDERS, INCORPORATED) (MASON DISTRICT)** (Tape 10)

Mr. Antonio J. Calabrese reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Trapnell moved approval of Special Exception Application SE 95-M-034 subject to the development conditions dated September 6, 1995. This motion was seconded by Supervisor Alexander and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

120. **5:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-D-030 (JOHN E. TERMINI) (DRANESVILLE DISTRICT)** (Tape 10)

Dr. John E. Termini reaffirmed the validity of the affidavit for the record.

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

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

Commission recommendations.

Following discussion, Supervisor Berger moved that the Board defer decision on this application until later in the day to provide time for additional consultation with the applicant. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Connolly, Supervisor Dix, Supervisor Frey, and Supervisor Trapnell being out of the room.

(NOTE: Later in the meeting, further action was taken on this application. See Clerk's Summary Item CL#125.)

121. **5:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC) TO EXPAND THE ANNANDALE RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) (BRADDOCK DISTRICT)** (Tape 10)

- (O) A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of September 29 and October 6, 1995.

Following the public hearing, which included testimony by one speaker, Supervisor Bulova moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic) to:

- Expand the Annandale Residential Permit Parking District (RPPD) (District 14); and
- Include Rocart Drive (Route 2783) from Bristow Drive (Route 2784) to Ravensworth Road (Route 2864).

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

122. **5:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-S-038 (CHURCH OF THE NATIVITY/THE MOST REVEREND JOHN R. KEATING) (SPRINGFIELD DISTRICT)** (Tape 10)

(NOTE: Earlier in the meeting, this public hearing was deferred. See Clerk's Summary Item CL#115.)

Ms. Michelle A. Rosati reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Kristen Abrahamson, Branch Chief, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor McConnell moved:

- Approval of Special Exception Application SE 95-S-038 subject to the development conditions dated October 16, 1995; and
- Modification of screening and barrier requirements in favor of the existing screening and barriers with supplemental plantings as shown on the Special Exception Plat and as required by the development conditions.

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

123. **5:30 P.M. - PH ON THE VACATION OF A PORTION OF H STREET IN THE NEW ALEXANDRIA SUBDIVISION (MOUNT VERNON DISTRICT)** (No Tape)

(NOTE: Earlier in the meeting, Supervisor Hyland announced that a community meeting has been scheduled to address this area. See Clerk's Summary Item CL#117.)

124. **6:00 P.M. - PH ON PROPOSED APPLICATIONS FOR THE VIRGINIA ENTERPRISE ZONE PROGRAM** (Tapes 10-11)

- (Rs) 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 29 and October 6, 1995.

Following the public hearing, which included testimony by two speakers and input from Kathleen Mitchell, Director, Revitalization Division, Department of Housing and Community Development (HCD), Supervisor Trapnell moved that the Board:

- Adopt the Resolutions designating Annandale, Bailey's Crossroads, Seven Corners, Route 1 Corridor, and Springfield as Enterprise Zones under the Virginia Enterprise Zone Program; and
- Authorize submission of these applications to the Virginia Department of Housing and Community Development.

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

Supervisor Dix asked unanimous consent that the Board direct staff to ensure that incorporated towns within Fairfax County are aware of this program and the process which would be necessary should they decide to pursue such an application. Without objection, it was so ordered.

125. **BOARD DECISION ON SPECIAL EXCEPTION APPLICATION SE 95-D-030 (JOHN E. TERMINI) (DRANESVILLE DISTRICT)** (Tape 11)

(NOTE: Earlier in the meeting, this public hearing was held and decision deferred. See Clerk's Summary Item CL#120.)

Supervisor Berger moved:

- Approval of Special Exception Application SE 95-D-030 subject to the development conditions dated August 19, 1995, which are contained in the Staff Report, with an amendment to condition number nine to read:

"Parking shall be provided as required by the Department of Environmental Management (DEM). Modifications to the parking lot, if required, shall be designed so that the large silver maple tree shown on the Site Condition Waiver Plan is preserved, subject to Urban Forestry approval."

- Modification of transitional screening; and
- Waiver of the barrier along the south and west.

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

126. **6:30 P.M. - PUBLIC COMMENT FROM FAIRFAX COUNTY CITIZENS AND BUSINESSES ON ISSUES OF CONCERN** (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 29 and October 6, 1995.

Citizens and businesses of Fairfax County are encouraged to present their views on issues of concern. The Board will hear public comment on any issue except: issues under litigation, issues which have been scheduled for public hearing before the Board (this date and future dates), personnel matters and/or comments regarding individuals. Each speaker may have up to three minutes and a maximum of 10 speakers will be heard.

Citizens must call the Office of the Clerk to the Board (703-324-3151) to register to speak and provide their names, addresses, phone numbers, and topics they wish to address.

The public hearing was held and included testimony from the following speakers:

- Mary Northup regarding Dominion Hospital;
- George Quadrino regarding Dominion Hospital;
- Marty Davis regarding Dominion Hospital;
- Bill Burrow regarding Dominion Hospital;
- Jane Harvey regarding Dominion Hospital;
- Janice Gaynor regarding Dominion Hospital; and
- Robert Clark regarding changes needed in the Sign Ordinance.

Following the testimony of Mr. Clark (Speaker Seven), Supervisor Dix asked unanimous consent that Mr. Clark's testimony be incorporated into Supervisor Connolly's earlier Board Matter requesting review by the Zoning Administrator of the Sign Ordinance with regard to church signs. (See Clerk's Summary Item CL#50.) Without objection, it was so ordered.

Supervisor Trapnell called the Board's attention to several speakers' concerns regarding Dominion Hospital. With a notation that this problem goes back to the Special Exception language adopted by the Board in 1990, Supervisor Trapnell enlisted the Board's support in working with the Zoning Administrator, representatives of the Community Services Board, and the County Executive in an effort to resolve the problems cited by the community residents regarding Dominion Hospital.

#### **ADDITIONAL BOARD MATTER**

127. **PRESENCE OF FRIENDS OF PROVIDENCE DISTRICT SUPERVISOR CONNOLLY IN THE BOARD AUDITORIUM** (Tape 11)

Supervisor Connolly acknowledged the presence of two of his classmates from college in the Board Auditorium and warmly welcomed them.

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

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



