



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
February 25, 2014**

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At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the Government Center at Fairfax, Virginia, on Tuesday, February 25, 2014, at 9:40 a.m., there were present:

- Chairman Sharon Bulova, presiding
- Supervisor John C. Cook, Braddock District
- Supervisor John W. Foust, Dranesville District
- Supervisor Michael Frey, Sully District
- Supervisor Penelope A. Gross, Mason District
- Supervisor Patrick S. Herrity, Springfield District
- Supervisor Catherine M. Hudgins, Hunter Mill District
- Supervisor Gerald W. Hyland, Mount Vernon District
- Supervisor Jeffrey C. McKay, Lee District
- Supervisor Linda Q. Smyth, Providence District

Others present during the meeting were Edward L. Long Jr., County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant County Executive and Clerk to the Board of Supervisors; Angela Schauweker, Management Analyst II, Office of the County Executive; Patti M. Hicks, Chief Deputy Clerk to the Board of Supervisors; Denise A. Long, Deputy Clerk to the Board of Supervisors; Ekua Brew-Ewool and Dianne E. Tomasek, Administrative Assistants, Office of Clerk to the Board of Supervisors.

BOARD MATTERS1. **MOMENT OF SILENCE** (9:41 a.m.)

Chairman Bulova asked everyone to keep in thoughts the family of Mayor Jane Seeman, who died on Sunday. She served as the Mayor of the Town of Vienna for many years, worked with the County on regional issues, and helped to resolve water wars. She will be greatly missed. Funeral services for Mayor Seeman are scheduled for Friday at 2 p.m., with a viewing prior to that at Money and King Funeral Home in Vienna.

Supervisor Hudgins also commemorated Mayor Seeman, noting that she was scheduled to appear before the Board this morning to receive a resolution of recognition for her service as the Mayor. She also served on the Library Board and worked very hard to maintain the quality of Vienna as a small town community. Supervisor Hudgins extended condolences to her family as well as the entire Vienna community and Council Members. She also noted that the services will be on Friday at 2 p.m. at the Vienna Presbyterian Church.

Supervisor Hudgins asked everyone to keep in thoughts the family of Ms. Lillie Moriarty, who died recently. She was a very active member of the National Association for the Advancement of Colored People (NAACP) and the First Baptist Church of Vienna, and was a former County employee. She made a great effort to ensure the youth, women, and schools in the Vienna community were involved in the NAACP.

Supervisor Gross reflected on Mayor Seeman, and noted that at the Northern Virginia Regional Commission meetings she would always say “*what about the towns, don’t forget the towns.*” The last time she was together with Mayor Seeman was at the ribbon cutting for the Wolftrap Stream Restoration, which is a joint project with the Town of Vienna and the County. Mayor Seeman was very delighted to be able to attend the ceremony and walk the trail. Supervisor Gross said she was recently informed that there will be a trout fishing day at the restored stream which is being stocked with trout. She stated that Mayor Seeman would have been delighted to attend and celebrate that accomplishment with all the children who will be participating. She will be sorely missed.

2. **THE MORNING SCHEDULE** (9:47 a.m.)

Chairman Bulova announced that it is going to be a busy morning. Later in the morning, the County Executive will present the Fiscal Year (FY) 2015 Proposed Budget.

(NOTE: Later in the meeting, the FY 2015 Proposed Budget was presented. See Clerk’s Summary Item #9.)

AGENDA ITEMS

3. **CERTIFICATE OF RECOGNITION PRESENTED TO MEMBERS OF THE CENTREVILLE HIGH SCHOOL FOOTBALL TEAM (SULLY DISTRICT)** (9:47 a.m.)

Supervisor Frey moved approval of the Certificate of Recognition presented to members of the Centreville High School Football team for noteworthy teamwork, athletic ability, and carrying out its game plan, resulting in winning the Virginia High School League State Championship and finishing the season 15-0. Supervisor Herrity and Supervisor Hyland jointly seconded the motion and it carried by unanimous vote.

Supervisor Frey noted that a number of County School Board Members were present in the Board Auditorium for the presentation of the Fiscal Year 2015 Proposed Budget which the County Executive will be presenting later in the meeting.

Supervisor Herrity noted that Karen Garza, Superintendent of Fairfax County Public Schools, was also present in the Board Auditorium.

4. **RESOLUTION OF RECOGNITION PRESENTED TO MR. MILTON MATTHEWS (HUNTER MILL DISTRICT)** (10:03 a.m.)

Supervisor Hudgins moved approval of the Resolution of Recognition presented to Mr. Milton Matthews for his leadership as the chief executive officer of the Reston Association. Supervisor Foust seconded the motion and it carried by unanimous vote.

5. **RESOLUTION OF RECOGNITION PRESENTED TO A REPRESENTATIVE OF OUR MILITARY KIDS, INCORPORATED** (10:11 a.m.)

Supervisor Foust moved approval of the Resolution of Recognition presented to Linda Davidson, Co-founder and Executive Director of Our Military Kids, Incorporated, for its work on behalf of military children in the County and the United States. Supervisor Herrity and Supervisor McKay jointly seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

Ms. Davidson recognized other representatives of Our Military Kids, Incorporated, who were present in the Board Auditorium.

6. **PROCLAMATION DESIGNATING MARCH 2014 AS "INTELLECTUAL AND DEVELOPMENTAL DISABILITIES INCLUSION MONTH" IN FAIRFAX COUNTY** (10:19 a.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved approval of the Proclamation to designate March 2014 as "*Intellectual and Developmental Disabilities Inclusion Month*" in Fairfax County and urges all residents to recognize the tremendous value and potential of people with intellectual and development disabilities and include them in all aspects of community life.

Supervisor Foust and Supervisor McKay jointly seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor Hudgins being out of the room.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

7. **PROCLAMATION DESIGNATING MARCH 2014 AS "TUBERCULOSIS AWARENESS MONTH" IN FAIRFAX COUNTY** (10:33 a.m.)

Supervisor Gross moved approval of the Proclamation to designate March 2014 as "*Tuberculosis Awareness Month*" in Fairfax County and urges all residents to learn about TB, see a doctor when they exhibit symptoms, and join ongoing efforts to stop the disease in our lifetime. Supervisor Hyland seconded the motion and it carried by a vote of nine, Supervisor Frey being out of the room.

8. **10:30 A.M. – REPORT ON GENERAL ASSEMBLY ACTIVITIES** (10:44 a.m.)

Supervisor McKay, Chairman of the Board's Legislative Committee, noted that the Committee met on February 14 and February 21, 2014. He briefed the Board on the 2014 Legislative Report Number 3 distributed to Board Members at the dais, noting the following:

- There are less than two weeks remaining in the 2014 session, which is scheduled for adjournment March 8. Committees will be working to clear their dockets this week, ahead of the March 3 deadline for committee action. Among the bills awaiting final disposition is the County's study resolution on Medicaid-funded transportation services, which has now been returned to its original, narrow focus (instead of a broad review of the entire Medicaid program). It is likely that the final resolution language will have to be worked out in conference; we will continue working with the patron and other legislators to make sure this critical issue receives its due consideration and is not overshadowed by broader concerns.
- Although there are approximately 800 bills still awaiting final action, at this point in the session all eyes are on the State budget. The House Appropriations and Senate Finance Committees reported their respective budgets last Sunday, February 16; the full House and Senate passed these proposals on February 20. This week the two budgets will be formally placed in conference. As discussed at the last Legislative Committee meeting, there are some positive elements in both proposals. Both the House and Senate partially restore Cost of Competing funding, though there is still hope to increase this amount, particularly in the second year of the biennium. Both the House and Senate invest additional dollars

in the mental health system, and both restore funding for the State's dues to the Interstate Commission on the Potomac River Basin, which has been a significant concern for the County's water authority.

- There are also areas of difference: the Senate partially restores the K-12 funding factor that takes into account inflation in the costs of utilities, health insurance premiums, and other essential costs of running a school system, while the House does not. The Senate also provides a higher funding level to assist localities that operate police departments (known as HB 599 funding). And, as has been widely reported in the media, the House budget rejects any expansion of Medicaid, while the Senate budget includes a proposal for the creation of "Marketplace Virginia," a program where low-income, uninsured Virginians could purchase health insurance through a private insurance network. Such a solution would allow the Commonwealth to draw down the significant federal dollars available to provide health coverage to very low income Virginians. Staff will be reminding budget conferees of the County's priorities as negotiations begin, and will continue to keep the Board apprised of developments in Richmond.

Supervisor McKay thanked Board Members who were able to attend the County's reception in Richmond last week. He noted that there was a very good attendance from the delegation, as well as the Lieutenant Governor and Attorney General, and they had the opportunity for productive in-person conversations.

The next Legislative Committee meeting is scheduled for Friday, February 28, at 4:30 p.m. in Conference Rooms 9 and 10.

Supervisor McKay moved adoption of the 2014 Legislative Committee Report Number Three. Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Herry being out of the room.

PMH:pmh

9. **10:40 A.M. – COUNTY EXECUTIVE'S PRESENTATION OF THE PROPOSED FISCAL YEAR (FY) 2015 BUDGET** (10:51 a.m.)

Edward L. Long Jr., County Executive, presented his proposed FY 2015 Budget. He expressed his appreciation to staff for their hard work and the community for their feedback and involvement.

Chairman Bulova highlighted the key dates for the *FY 2015 Advertised Budget Plan* as follows:

March 4	–	Advertise FY 2014 Third Quarter/FY 2015 Real Estate Tax rate
March 18	–	Budget Committee - 1 p.m.
April 1	–	Budget Committee - 2 p.m.
April 8	–	Board Budget Public Hearings – Effective Tax Rate 3 p.m./Budget 6 p.m.
April 9		Board Budget Public Hearing - 3 p.m.
April 10		Board Budget Public Hearing - 3 p.m.
April 18	–	Budget Committee, 1 p.m. (Pre-Markup)
April 22	–	Board of Supervisors meeting: FY 2015 Board Budget Markup and Approval of FY 2014 Third Quarter Review
April 29	–	Budget Adoption
May 22		School Board Adopts Budget
July 1		Beginning FY 2015

Discussion ensued with input from Mr. Long and Susan Datta, Chief Financial Officer and Director, Department of Management and Budget, regarding:

- Public safety positions
- Election staff and a progress report from the Electoral Board
- Advertisement of the budget
- Impact of a tax increase on residential homeowners
- Property tax increases
- Employee compensation
- Consolidated Community Funding Pool
- School transfer
- Sewer Service charge

- Storm water utility fee
- Tysons Service District

Supervisor Smyth asked unanimous consent that the Board direct staff to provide information regarding:

- The average cost to the homeowner including all of the typical fees
- Savings from reduction of leased space

Without objection, it was so ordered.

Chairman Bulova explained the process for submitting budget questions and receiving answers.

Discussion continued regarding:

- The increase in spending versus the increase in homeowner taxes
- The impact of a healthy and strong commercial tax base
- Market Rate Adjustment (MRA)
- School Aged Child Care (SACC) fee structure and the large waiting lists
- School readiness
- Public Safety capacity issues and personnel increases
- Library support
- Capital facilities investment

Supervisor McKay referred to revitalization funds, economic development and fire marshal positions. He noted that there was no reference to any adjustments to the fee structure for those positions.

Therefore, Supervisor McKay asked unanimous consent that the Board direct staff to report with information regarding the status of the Board's target of cost recovery for review procedures regarding development proposals and whether an adjustment is needed. Without objection, it was so ordered.

Discussion ensued regarding:

- Revenue increases

- The revenue forecast
- Budget Guidelines
- Intellectual Disability Graduates
- Shift of E-911 revenues
- Economic Development Authority (EDA) and improvement of commercial tax base

Supervisor Foust asked unanimous consent that the Board direct staff to return to the procedure whereby the County's Executive's proposed budget is provided to Board Members earlier. Without objection, it was so ordered.

Supervisor Foust asked unanimous consent that the Board direct staff to report with the projected revenue increase in the advertised budget this year versus what was shown as the anticipated revenue in the 2015 portion of the two year budget last year. Without objection, it was so ordered.

Discussion continued regarding income taxes.

With regard to the General County employee market study impacting 65 job classes, Supervisor Gross asked unanimous consent that the Board direct staff to identify those classes. Without objection, it was so ordered.

Discussion ensued regarding the:

- Stormwater tax increase
- \$27 million State funding for schools

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to report with information explaining the make-up of the entire General Fund budget. Without objection, it was ordered.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

The following is a schedule of budget forums and town meetings:

- Providence Community Budget meeting - Tuesday, March 18 at 7 p.m. at the Dunn Loring Admin Center, in conjunction with the Providence District Council meeting

- Springfield District Council jointly with Supervisor Herrity - Monday, March 11* [sic] at 7 p.m. at the West Springfield Government Center (* The meeting is Monday, March 10.)
- Lee District - to be announced at the next Board meeting
- Dranesville District Town Hall meetings - Wednesday, March 5 at 7 p.m. in the Great Falls Library, Thursday, March 13 at 7 p.m. at the Herndon Town Council Chamber, and Thursday, March 20 at 7 p.m. in the McLean Community Center
- Mason District meeting - Tuesday, March 18 at 7 p.m. at Annandale High School's Lecture Hall
- Mount Vernon District meeting - Thursday, February 27
- Braddock District Council meeting - Wednesday, March 12 at 7:30 p.m. in the Kings Park Library and Tuesday, April 1 at Robinson Secondary School at 7:30 p.m.
- Sully District - to be announced
- Hunter Mill District Community Summit - Saturday, March 1 at 9 a.m.

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(APPTS)
(BACs)

11:40 A.M. – APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS, AND ADVISORY GROUPS (12:32 p.m.)

Supervisor Gross moved approval of the appointments and reappointments of those individuals identified in the final copy of "Appointments to be Heard February 25, 2014," as distributed around the dais. Supervisor McKay seconded the motion.

Supervisor Hyland asked to amend the motion to defer the reappointment of the At-Large #1 Representative to the Wetlands Board, and this was accepted.

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

Appointments are as follows:

A. HEATH ONTHANK MEMORIAL AWARD SELECTION COMMITTEE

Reappointment of:

- Mr. Clifford L. Fields as the At-Large Chairman's Representative

The Board deferred the appointment of the Mason and Mount Vernon District Representatives.

ADVISORY PLANS EXAMINER BOARD

Confirmation of:

- Mr. Paul B. Johnson as the Professional Engineer/Surveyor #2 Representative
- Mr. Henry G. Bibber as the Citizen Member Representative

ADVISORY SOCIAL SERVICES BOARD

The Board deferred the appointment of the At-Large Chairman's Representative, and the Mount Vernon and Sully District Representatives.

AFFORDABLE DWELLING UNIT ADVISORY BOARD

The Board deferred the appointment of the Builder (Single Family) Representative, and the Citizen and Lending Institution Representatives.

AIRPORTS ADVISORY COMMITTEE

The Board deferred the appointment of the Mason District Representative.

ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD (ASAP)

The Board deferred the appointment of the At-Large #4 and #5 Representatives.

ANIMAL SERVICES ADVISORY COMMISSION

Reappointment of:

- Mr. Philip S. Church as the At-Large Chairman's Representative
- Ms. Linda Bartlett as the Braddock District Representative
- Ms. Lucinda Stewart as the Hunter Mill District Representative
- Mr. Larry Jackson as the Lee District Representative
- Ms. Barbara Hyde as the Mason District Representative
- Ms. Allison Volpert as the Providence District Representative
- Mr. Harley Methfessel as the Springfield District Representative

- Mr. Robin Kasten-Daryanani as the Sully District Representative

The Board deferred the appointment of the Dranesville and Mount Vernon District Representatives.

ARCHITECTURAL REVIEW BOARD

The Board deferred the appointment of the Professional Group #5 Representative.

ATHLETIC COUNCIL

Reappointment of:

- Mr. Chip Chidester as the Member At-Large Alternate Representative

The Board deferred the appointment of the Braddock District Alternate Representative.

BARBARA VARON VOLUNTEER AWARD SELECTION COMMITTEE

Appointment of:

- Ms. Judith Fogel as the Mason District Representative

BOARD OF BUILDING AND FIRE PREVENTION CODE OF APPEALS

Reappointment of:

- Ms. Gita Amiri as the Design Professional #6 Representative

The Board deferred the appointment of the Alternate #2 Representative.

BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS

The Board deferred the appointment of the Professional #2 Representative.

CHESAPEAKE BAY PRESERVATION ORDINANCE EXCEPTION REVIEW COMMITTEE

The Board deferred the appointment of the Sully District Representative.

CHILD CARE ADVISORY COUNCIL

The Board deferred the appointment of the At-Large Chairman's Representative and the Dranesville and Providence District Representatives.

CITIZEN CORPS COUNCIL

The Board deferred the appointment of the Providence District Representative.

CIVIL SERVICE COMMISSION

Appointment of:

- Ms. Lee Ellen Helfrich as the At-Large #9 Representative

COMMISSION ON ORGAN AND TISSUE DONATION AND TRANSPORTATION

The Board deferred the appointment of the At-Large Representative, the Lee and Providence District Representatives, and the Medical Community Representative.

COMMUNITY ACTION ADVISORY BOARD

Reappointment of:

- Mr. Rodney Scott as the Hunter Mill District Representative
- Mr. Jim Edwards-Hewitt as the Mason District Representative

COMMUNITY REVITALIZATION AND REINVESTMENT ADVISORY GROUP

Appointment of:

- Mr. Van T. Foster as the Hunter Mill District Representative
- Mr. Thomas B. Kiler as the Providence District Representative

CRIMINAL JUSTICE ADVISORY BOARD (CJAB)

The Board deferred the appointment of the Sully District Representative.

DULLES RAIL TRANSPORTATION IMPROVEMENT DISTRICT ADVISORY BOARD, PHASE II

Confirmation of:

- Mr. Peter D. Johnston as the BOS At-Large #1 Representative
- Mr. Kevin Dougherty as the BOS At-Large #2 Representative

ENVIRONMENTAL QUALITY ADVISORY COUNCIL

The Board deferred the appointment of the Braddock District Representative.

FAIRFAX AREA DISABILITY SERVICES BOARD

The Board deferred the appointment of the At-Large #1 Business Community Representative and the Sully District Representative.

FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD

Appointment of:

- Ms. Lynn Miller as the Braddock District Representative

(Nomination announced on January 28, 2014.)

HEALTH CARE ADVISORY BOARD

The Board deferred the appointment of the Sully District Representative.

HEALTH SYSTEMS AGENCY BOARD

Appointment of:

- Dr. Richard T. Hartman as the Consumer #1 Representative

The Board deferred the appointment of the Consumer #4 and #6 Representatives and the Provider #1 Representative.

HUMAN RIGHTS COMMISSION

The Board deferred the appointment of the At-Large #6 Representative.

HUMAN SERVICES COUNCIL

The Board deferred the appointment of the Braddock District #1, Lee District #1, Providence District #2, and Sully District #1 Representatives.

INDUSTRIAL DEVELOPMENT AUTHORITY

The Board deferred the appointment of the At-Large #5 Representative.

JUVENILE AND DOMESTIC RELATIONS COURT CITIZENS ADVISORY COUNCIL

The Board deferred the appointment of the Braddock and Mason District Representatives.

LAUREL HILL PROJECT ADVISORY CITIZEN OVERSIGHT COMMITTEE

The Board deferred the appointment of the At-Large #1, #2, and #3 Representatives.

MOSAIC DISTRICT COMMUNITY DEVELOPMENT AUTHORITY

The Board deferred the appointment of the Community Representative.

OVERSIGHT COMMITTEE ON DRINKING AND DRIVING

Appointment of:

- Mr. Kyle D. Green as the Sully District Representative

The Board deferred the appointment of the At-Large Chairman's Representative, and the Hunter Mill, Lee, and Springfield District Representatives.

ROAD VIEWERS BOARD

The Board deferred the appointment of the At-Large #2 and #4 Representatives.

TENANT LANDLORD COMMISSION

Appointment of:

- Ms. Paula Park as the Landlord Member #3 Representative

The Board deferred the appointment of the Condo Owner Representative, and the Tenant Member #2 and #3 Representatives.

TRAILS AND SIDEWALKS COMMITTEE

Appointment of:

- Mr. Kenneth Comer as the At-Large Chairman's Representative

The Board deferred the appointment of the Mason, Mount Vernon, and Providence District Representatives.

TRESPASS TOWING ADVISORY BOARD

The Board deferred the appointment of the Citizen Alternate Representative.

WETLANDS BOARD

The Board deferred the appointment of the At-Large #1 Representative.

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11. **ADMINISTRATIVE ITEMS** (12:33 p.m.)

Supervisor Gross moved approval of the Administrative Items. Supervisor Foust seconded the motion.

Supervisor Smyth called the Board's attention to Admin 4 - Authorization to Advertise a Public Hearing on Proposed Amendments to the Code of the County of Fairfax, Chapter 67.1 (Sanitary Sewers and Sewage Disposal), to Revise the Sewer Service Charges and Base Charges and to Maintain the Availability Charges.

Discussion ensued, with input from Shahram Mohsenin, Director, Wastewater Planning and Monitoring Division, Department of Public Works and Environmental Services, concerning:

- Attempts to balance the sewer service charge against the base charge
- Encouraging conservation
- Grandfathering of the availability fee
- Installation of new technology and replacement of old pipes and pumps
- Long-term planning

The question was called on the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE."

ADMIN 1 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONVEY BOARD-OWNED PROPERTY TO THE PARK AUTHORITY (DRANESVILLE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **April 8, 2014, at 4 p.m.**, regarding the conveyance of Board-owned property to the Park Authority.

ADMIN 2 – ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 2011-MA-001, HOMAN SOLEMANINEJAD (MASON DISTRICT)

- (AT) Approved the request for nine months of additional time to commence construction for Special Exception Application SE 2011-MA-001 to October 12, 2014, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 3 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON STORMWATER AGREEMENTS WITH TOWNS OF VIENNA AND HERNDON TO SHARE STORMWATER SERVICE DISTRICT FEES AND RESPONSIBILITY FOR RELATED SERVICES

- (A) Authorized the advertisement of a public hearing to be held before the Board on **March 25, 2014, at 4:30 p.m.** to consider adopting an ordinance approving the execution of agreements between the County and the Town of Vienna, and between the County and the Town of Herndon, to share revenues collected through the Stormwater Service District and to implement a regional approach to meeting State and Federal stormwater requirements.

ADMIN 4 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 67.1 (SANITARY SEWERS AND SEWAGE DISPOSAL), TO REVISE THE SEWER SERVICE CHARGES AND BASE CHARGES AND TO MAINTAIN THE AVAILABILITY CHARGES

- (A) (NOTE: Earlier in the meeting this item was discussed. See page 15.)

Authorized the advertisement of a public hearing to be held before the Board on **April 8, 2014, at 3 p.m.** to consider proposed amendments to the Code of the County of Fairfax, Chapter 67.1, (Sanitary Sewers and Sewage Disposal), to revised the sewer service charges and base charges and to maintain the availability charges.

ADMIN 5 – INSTALLATION OF “WATCH FOR CHILDREN” SIGNS AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (RTAP) (BRADDOCK, MOUNT VERNON, AND SPRINGFIELD DISTRICTS)

Endorsed the installation of “Watch for Children” signs on the following streets as part of RTAP:

- Rust Road (Braddock District) (2)
- 16th Street (Mount Vernon District) (2)
- Greeley Boulevard (Springfield District) (2)
- Meadowfield Drive (Springfield District) (2)
- Woodfair Road (Springfield District) (2)
- Glenbard Court (Springfield District) (1)

ADMIN 6 – AUTHORIZATION FOR THE HEALTH DEPARTMENT TO APPLY FOR AND ACCEPT GRANT FUNDING FROM THE US DEPARTMENT OF HEALTH AND HUMAN SERVICES (DHHS), OFFICE OF THE ASSISTANT SECRETARY OF HEALTH, MOBILIZATION FOR HEALTH: NATIONAL PREVENTION PARTNERSHIP AWARDS PROGRAM

Authorized the Health Department to apply for and accept funding, if received, in the amount of \$499,244 from DHHS, Office of the Assistant Secretary of Health, Mobilization for Health: National Prevention Partnership Awards Program to support implementation of a chronic disease data reporting system and expansion of the County's congregational health infrastructure to support population-based health practices and reduce health disparities in high-risk communities.

12. **A-1 – APPROVAL OF THE CALENDAR YEAR 2014 FOREST PEST MANAGEMENT SUPPRESSION PROGRAM** (12:39 p.m.)

Supervisor Gross, noting that the list gets longer every year, moved that the Board concur in the recommendation of staff and direct staff to take the Actions outlined in the Board Agenda Item concerning the County's Calendar Year 2014 Forest Pest Management Suppression Program. Chairman Bulova noted that the program is funded through a special surcharge on the real estate tax. Supervisor Hyland seconded the motion.

Discussion ensued, with input from Troy Shaw, Urban Forester III, Coordinator, Forest Pest Program, Urban Forest Management, Department of Public Works and Environmental Services, concerning the Hemlock Woolly Adelgid. Chairman Bulova reminded the Board of the gypsy moth problem when this program began.

Supervisor Foust referenced an email he received from Mr. Carl Sivertsen regarding this matter and noted that Mr. Sivertsen has been appointed to the Myrtle Beach Planning Commission.

Discussion continued concerning the location of the Cankerworm Suppression Program in the Mason District, with input from Mr. Shaw.

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

13. **A-2 – APPROVAL OF THE DISEASE CARRYING INSECTS PROGRAM** (12:43 p.m.)

On motion of Supervisor Gross, seconded by Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and directed staff to take the actions as outlined in the Board Agenda Item concerning the County's Disease Carrying Insects Program.

14. **A-3 – APPROVAL TO AWARD \$1,374,641 IN FEDERAL HOME PROGRAM FUNDS TO THREE FAIRFAX COUNTY NONPROFIT HOUSING ORGANIZATIONS** (12:44 p.m.)

Supervisor Gross and Supervisor Hyland jointly moved that the Board concur in the recommendation of staff and award \$1,374,641 in Federal HOME Program funds to three County nonprofit housing organizations. Supervisor McKay seconded the motion and it carried by unanimous vote.

15. **A-4 – ALLOCATION OF TYSONS TRANSPORTATION MANAGEMENT ASSOCIATION FUNDING FROM THE TYSONS AREA ROAD FUND** (12:45 p.m.)

Chairman Bulova announced that this item was withdrawn by staff.

16. **I-1 – PLANNING COMMISSION (PC) ACTION ON PUBLIC FACILITIES APPLICATION 2232-H13-11, NEWPATH NETWORKS, LLC (PROVIDENCE, SULLY, AND HUNTER MILL DISTRICTS)** (12:45 p.m.)

The Board next considered an item contained in the Board Agenda dated February 25, 2014, announcing the PC's approval of Public Facilities Application 2232-H13-11. The PC noted that the application met the criteria of character, location, and extent, and was in conformance with Section 15.2-2232 of the Code of Virginia. The application sought approval to construct a telecommunications facility (Distributed Antenna System). The property is located within the Virginia Department of Transportation rights-of-way for portions of Hunter Mill Road and Lawyers Road and within a Virginia Power easement (Tax Maps 37-2, 37-4, and 38-1).

17. **I-2 – PLANNING COMMISSION (PC) ACTION ON PUBLIC FACILITIES APPLICATION 2232-P13-13, TINNER HILL HISTORIC SITE (PROVIDENCE DISTRICT)** (12:46 p.m.)

The Board next considered an item contained in the Board Agenda dated February 25, 2014, announcing the PC's approval of Public Facilities Application 2232-P13-13. The PC noted that the application met the criteria of character, location, and extent, and was in conformance with Section 15.2-2232 of the Code of Virginia. The application sought approval to establish a public park for the Tinner Hill Historic Site. The property is located at 106 and 108 Tinner Hill Road, Falls Church, Tax Map 50-2((7)) 1 and 50-2((7)) 2.

Supervisor Smyth announced that the County will be signing legal documents with the City of Falls Church, the Regional Park Authority, and the Tinner Hill Heritage Foundation. There will be a small park at the border of the County and the City honoring the Tinner and Henderson families for their role in the civil rights movement in the area which will be managed by the Regional Park Authority.

ADDITIONAL BOARD MATTERS18. **REQUEST FOR RECOGNITIONS** (12:47 p.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to invite representatives from the following organizations and offices to appear before the Board to be recognized:

- The Northern Virginia Chapter of the National Ovarian Cancer Coalition to accept a proclamation recognizing May 2014 as “*Break the Silence on Ovarian Cancer Month.*” The Coalition and members of the community have fought and are currently fighting ovarian cancer, including the Yeatman Family.
- The Office for Children, the Child Care Advisory Council, and members of the child care community to accept a proclamation recognizing May 4-10, 2014, as “*Child Care Professionals Week.*”
- Sekas Homes, Limited, to accept a certificate congratulating them for being awarded the Northern Virginia Building Industry Association’s 2013 Custom Builder of the Year award.

In addition, Chairman Bulova asked unanimous consent that a proclamation be prepared for Volunteer Fairfax recognizing April 25, 2014, as “*2014 Volunteer Recognition Day.*” Without objection, it was so ordered.

19. **HISTORY COMMISSION AWARDS** (12:48 p.m.)

(BACs) Chairman Bulova announced that on November 8, 2014, the History Commission is hosting its annual symposium at the Sherwood Community Center in Fairfax. The theme this year is “*The War of 1812 and Related 1814 Happenings in Fairfax County.*” Each year, to kick off the event, awards are given to deserving local citizens and historical groups whose research and writing represent the quality and passion so valued in the County.

Honors include the Fairfax Heritage awards, the Distinguished Service Award, the Cultural Heritage Engagement Award, and the Lifetime Achievement award, among many others. Chairman Bulova invited her colleagues to submit their choices prior to the June 1, 2014, deadline. A copy of the application form is attached to her written Board Matter and more information can be found at www.fairfaxcounty.gov/histcomm/awardsprogram.htm.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

20. **REQUEST FOR FURTHER STUDY OF THE 3-2-1 PROPOSAL**
(12:50 p.m.)

Supervisor McKay announced that recently the Board was briefed on a proposal to request a per-square-foot contribution for affordable housing from developers of commercial projects in activity centers, the so-called 3-2-1 proposal. While he supports continuing efforts to expand and diversify the County's affordable housing options, using a Tysons-like program Countywide is not necessarily the best approach.

The model requiring developers of commercial properties to contribute three dollars per square foot to the County's housing trust fund may be the best approach in Tysons: Tysons is a unique area. Not only does it have four new Metro stations, but it benefits from substantial existing commercial development and significant redevelopment potential.

This is far from the case in revitalization areas where the County is struggling to attract more commercial development. It is already difficult to attract commercial development to revitalization areas and to attain the Board's stated fiscal goal of a 25 percent commercial tax base. He noted that the current percent is 19.01 which is the lowest level since Fiscal Year 2007. Attracting residential development is not the problem in many areas such as Route One. What is needed more than anything are incentives for new commercial development to occur rather than placing them at a competitive disadvantage.

Rather than adopting a one-size-fits-all requirement as presented, the County should do an in-depth analysis of the assumptions of this proposal, the potential impacts to other areas of the County outside of Tysons, and the results of actual cases in Tysons, many of which have yet to be built. While it is hoped that the affordable housing strategies in Tysons will be very successful, it is not yet known how successfully they will be implemented.

Affordable housing needs and growing a commercial tax base are far too important to get them wrong. Time is needed to understand how they are working together in Tysons before trying to expand those requirements elsewhere.

Supervisor McKay moved that the Board direct staff to further study this proposal, prepare real case analyses once sufficient new commercial developments in Tysons that proffered to the three dollars per square foot contribution actually come on line, and only then report with recommendations with both possible modifications for Tysons and possible strategies for other areas of the County. He added that he has heard from several members of the community as well as revitalization organizations that have major concerns about this: that it is not opposition to affordable housing, it is about this policy being overlaid County-wide without a lot of information and understanding. This motion was multiply seconded.

CAC:cac

Discussion ensued concerning:

- The fact that the County is experiencing growth in housing but not in commercial revitalization; the County should not disincentivize commercial development
- The balance of housing and jobs
- Use of the Terwilliger Center as a source for the study
- Encouraging the private sector to build affordable housing rather than the County
- Placement of so much cost onto commercial development which could be creating an impediment
- Focusing affordable housing dollars on those without options, i.e. seniors and the disabled
- The fiscal impact on commercial development and why commercial redevelopment is not occurring
- Areas that should not be subject to this type of policy
- The cumulative impacts on zoning applicants and how requests are being balanced

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

DET:det

21. **RECOGNITION OF STEVE TITUNIK, COMMUNICATIONS DIRECTOR, VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) MEGA PROJECTS** (1:06 p.m.)

Supervisor McKay announced that on March 1 Mr. Steve Titunik is retiring. Mr. Titunik has been part of the County, and more specifically Lee District, since 1998 when he was named VDOT's communications director for the Springfield Interchange Project. He handled and directed communications for that huge project from an office in Springfield Mall. At the time, the Interchange Project - or as it was more often called, the Mixing Bowl project - seemed like it would stretch on for years and it was initially feared that it would have a negative effect on local businesses in the Springfield Revitalization District. Thanks to his commitment to disseminating clear and concise information along with his responsiveness to the needs of businesses, local traffic continued to flow smoothly and Springfield remained open for business.

The Mixing Bowl project finished, Mr. Titunik was appointed communications director for the VDOT Megaprojects Program where he directed communications for four different projects including the 495 express lanes.

Supervisor McKay asked unanimous consent that the Board direct staff to invite Mr. Titunik to appear before the Board and be recognized at its April 8 meeting. Without objection, it was so ordered.

22. **OAKTON HIGH SCHOOL – MR. JACK STONEY CAPTURES INDIVIDUAL STATE CROSS COUNTRY TITLE – AND – GIRLS' CROSS COUNTRY TEAM TAKES STATE CHAMPIONSHIP (SULLY DISTRICT)** (1:07 p.m.)

In a joint Board Matter with Supervisor Hudgins and Supervisor Smyth, Supervisor Frey announced that Oakton senior, Jack Stoney, won the 6A Boys' Individual State Cross Country Championship. He is the first Oakton boys' individual State cross country champion since 1978. At the same meet the Oakton's Girls' Cross Country Team won the State Championship.

Supervisor Frey asked unanimous consent that the Board direct staff to invite the Oakton High School Girls' Cross Country Team and Mr. Stoney to appear before the Board to be recognized. Without objection, it was so ordered.

23. **CHANTILLY HIGH SCHOOL BOYS' CROSS COUNTRY TEAM REPEATS AS STATE CHAMPIONS (SULLY DISTRICT)** (1:08 p.m.)

Supervisor Frey said the Chantilly Boys' Cross Country Team won their second consecutive State Championship. It was a very tight race with four teams at the top but on the last day the team came back and won. He added that it was the first time the team won back-to-back State championships.

Supervisor Frey asked unanimous consent that the Board direct staff to invite the Chantilly Boys' Cross Country Team to appear before the Board to be recognized. Without objection, it was so ordered.

24. **NORTHERN VIRGINIA DENTAL CLINIC (NVDC) 20 YEAR ANNIVERSARY** (1:09 p.m.)

Supervisor Gross announced that the NVDC was established in 1993/1994 by members of the Northern Virginia Dental Society (NVDS), County officials (as well as officials from Arlington County and the cities of Alexandria, Fairfax, and Falls Church), and representatives from both public and private social service agencies.

The NVDC program is the first and longest sustained oral health program dedicated to serving the needs of the region's indigent population. Over the past 20 years, the NVDC has established itself as an integral part of the health care safety net for the region's most vulnerable residents. Through the efforts of

NVDS members, services are rendered to tens of thousands of area residents, valued at more than \$3.1 million annually. On average, Society members contribute approximately 5,000 professional service hours each year.

Supervisor Gross asked unanimous consent that the Board applaud this milestone and direct staff to invite Thomas Wilson, Executive Director of the NVDC, Catherine A. Griffanti, Executive Director of the NVDS, and representatives from associated public and private social service agencies to appear before the Board and be recognized with a proclamation for their years of service to the residents of the County and northern Virginia. Without objection, it was so ordered.

PMH:pmh

25. **CONGREGATION OLAM TIKVAH CELEBRATES ITS FIFTIETH ANNIVERSARY (PROVIDENCE DISTRICT)** (1:11 p.m.)

Supervisor Smyth said that Congregation Olam Tikvah was founded on May 24, 1964, and will celebrate its fiftieth anniversary this year. They initially held activities in homes, public schools, and churches. In 1966 they purchased property on Glenbrook Road in the Providence District. They have continued to grow and today Congregation Olam Tikvah is the largest conservative synagogue in the Commonwealth of Virginia serving the congregation's nearly 650 families as well as the greater Fairfax Jewish community.

Therefore, Supervisor Smyth asked unanimous consent that the Board approve a proclamation for Congregation Olam Tikvah for its fiftieth anniversary gala to be held on March 8, 2014. Without objection, it was so ordered.

26. **RECOGNIZING COLONEL GREG GADSON** (1:12 p.m.)

In a joint Board Matter with Supervisor Hyland, Supervisor Herrity announced that Colonel Greg Gadson, has been the commander at Fort Belvoir since June 25, 2012, and will leaving this position two years to the day on June 25, 2014. The Colonel has been an outstanding leader for the base and a great asset to the community and the nation.

Supervisor Herrity referred to his written Board which outlined Colonel Gadson's accomplishments.

Therefore, Supervisor Herrity asked unanimous consent that the Board direct staff to invite Colonel Gadson to appear before the Board to receive a resolution recognizing him for many years of service to the County and the nation. Without objection, it was so ordered.

27. **LYME DISEASE AWARENESS MONTH** (1:15 p.m.)

Supervisor Herrity announced that Lyme disease affects many families in the County and has been on the increase over the last couple of years. Several hundred cases have been reported in the County in the last few years and many also went unreported as many victims do not show obvious symptoms like the “Bulls-eye rash,” or are misdiagnosed. Lyme disease is the fastest growing vector-borne infectious disease in the United States today. According to the US Centers for Disease Control, it is the sixth fastest growing disease in the United States.

Supervisor Herrity noted that it is a terrible disease that can take many forms in its victim from muscle pain to arthritis, to heart disease and Bell's Palsy. Lyme Disease Awareness month is officially recognized in May and offers an opportunity to bring this issue to the public's attention. It also allows the Board to educate the public on the intricacies of the disease, that it is transmitted via ticks, that you may have to get tested more than once due to a false negative of the test, and that the disease can often reflect the same symptoms of other diseases.

When detected early, the disease is considered curable with a limited course of antibiotics; that is why education about Lyme disease is so important.

Therefore, Supervisor Herrity asked unanimous consent that the Board direct staff to invite members of the Health Department to appear before the Board in April to receive a resolution declaring May 2014 as “*Lyme Disease Awareness Month*” in Fairfax County. Without objection, it was so ordered.

28. **NO BOARD MATTERS FOR SUPERVISOR FOUST (DRANESVILLE DISTRICT)** (1:16 p.m.)

Supervisor Foust announced that he had no Board Matters to present today.

29. **CONCURRENT PROCESSING AND EXPEDITED PUBLIC HEARING FOR PROFFERED CONDITION AMENDMENT APPLICATION PCA 2012-MV-007 (MOUNT VERNON DISTRICT)** (1:16 p.m.)

Supervisor Hyland said that pending Proffered Condition Amendment Application PCA 2012-MV-007 is a request to revise the development plan approved in conjunction with Rezoning Application RZ 2012-MV-007 for a mixed use project within the Village of Accotink. The proposed changes will not increase the number of approved units nor decrease the amount of open space relative to the approved development. The changes involve a reorientation of the internal garage and some of the units, the shifting of an access point from Backlick Road to Anderson Lane, and a change in the architectural design. The applicant has appeared twice before the South County Federation Land Use Committee and will return for a vote on the application at a later date, but the concept of concurrent processing was discussed and not opposed by the

Federation. The Planning Commission (PC) public hearing will likely be in mid-May. The applicant has requested permission to begin concurrently processing the necessary site plan and requested that the Board hearing be scheduled as soon as possible after the PC.

Therefore, Supervisor Hyland moved that the Board authorize the Department of Public Works and Environmental Services to concurrently process the site plan and other engineering approvals associated with this pending application and that Proffered Condition Amendment Application PCA 2012-MV-007 be placed on the next possible Board agenda for public hearing after the PC hearing. Approval of this motion shall in no way prejudice or affect any ongoing review and should not be construed as support for this application by the Board. Chairman Bulova seconded the motion and it carried by a vote of nine, Supervisor Smyth being out of the room.

30. **TWENTY-SEVENTH ANNUAL TOWN HALL MEETING (MOUNT VERNON DISTRICT)** (1:18 p.m.)

Supervisor Hyland said that on February 1 he hosted his annual Town Hall meeting at Mount Vernon High School. He added that starting in the early morning, they had an exhibit hall where over 70 County agencies, non-profits organizations, and other groups were able to present information about their group and answer questions from citizens. He expressed his appreciation to all the agencies that were able to attend and who continue to make this event so informative.

Supervisor Hyland thanked Chairman Bulova, County Executive Ed Long, and Superintendent Dr. Karen Garza for their excellent presentations which informed the citizens of the status of major issues in the County and the Mount Vernon District.

Supervisor Hyland also thanked the Channel 16 staff for their continued professionalism and for making the Town Hall meeting an outstanding event.

31. **NO BOARD MATTERS FOR SUPERVISOR COOK (BRADDOCK DISTRICT)** (1:20 p.m.)

Supervisor Cook announced that he had no Board Matters to present today.

32. **SIDEWALK SNOW REMOVAL** (1:21 p.m.)

Supervisor Hudgins said that as the County continues to clean up from the latest winter storm, once again the issue of snow removal on sidewalks has been brought up in the Hunter Mill District. The Board directed staff to work on a sidewalk snow removal policy five different times in the past from 2003 to the present. In the past, there have been discussions on whether to regulate snow removal with an ordinance and there have been coordinated community snow

removal volunteer efforts. However, these measures continue to miss the mark without an ordinance or the structure of a coordinated agreement. The lack of pedestrian access during snow events causes safety issues for school children and transit users throughout the entire community. As portions of the County began to urbanize, the inability of pedestrian travel during snow events causes an unnecessary hindrance to constituents.

Therefore, Supervisor Hudgins moved that the Board direct the County Executive and the Office of Public Affairs to provide a forum for discussion of sidewalk snow removal. The forum should include the Virginia Department of Transportation (VDOT), the Department of Transportation (DOT), Fairfax County Public Schools (FCPS), the Department of Public Works and Environmental Services (DPWES), and community organizations. The goal of the forum is better coordination between these agencies to help provide safe access for school children, pedestrians, and transit customers. Chairman Bulova seconded the motion.

Following a brief discussion regarding snow removal, the question was called on the motion and it carried by unanimous vote.

33. **ROBERT E. SIMON, JR – THE SIMON CENTURY (HUNTER MILL DISTRICT)** (1:28 p.m.)

Supervisor Hudgins said that on April 10, 2014, the Reston community will celebrate the birthday of Reston's founder and premier resident, Robert E. Simon, Jr. The amazing aspect to this important day is not just that it commemorates Mr. Simon's one-hundredth birthday, but rather that he was able to accomplish so much and it only took him a century to do.

Therefore, Supervisor Hudgins asked unanimous consent that Board:

- Declare April 10, 2014, "*Robert E. Simon, Jr. Day*" in Fairfax County
- Present him with a certificate commending him for 100 years of breathe-taking accomplishments

Without objection, it was so ordered.

34. **RESTON – THE URBAN UTOPIA AT 50 (HUNTER MILL DISTRICT)** (1:28 p.m.)

Supervisor Hudgins said that Reston was founded as the Commonwealth's first planned residential community, the first such modern, post-war community in America. Founded by visionary developer Robert E. Simon, Jr. in 1964, as a place where residents could live, work and play within the same community, it was in contrast to the suburban neighborhoods that required the use of automobiles to access shopping, schools, and entertainment.

Designed and planned by world-renowned architects and planners, Reston introduced the concepts of higher density housing and mixed use development to Virginia, which preserved open space and became models for developments across the globe. For years, many international visitors have traveled to Reston to observe its philosophy applied and to replicate the success in their home countries.

Supervisor Hudgins referred to her written Board Matters and outlined Mr. Simon's seven goals for Reston.

Therefore, Supervisor Hudgins asked unanimous consent that the Board:

- Wish Reston a happy fiftieth birthday
- Direct staff to invite representatives of the Reston Historic Trust to appear before the Board to accept, and preserve on behalf of the community, a proclamation recognizing that Reston has confirmed itself, over the last 50 years, to be the Urban Utopia against which all other planned communities are judged.

Without objection, it was so ordered.

35. **NO CLOSED SESSION** (1:30 p.m.)

Following input from David P. Bobzien, County Attorney, Chairman Bulova announced that there would be no closed session today.

36. **BOARD RECESS** (1:30 p.m.)

At 1:30 p.m. the Board recessed briefly, and at 3:33 p.m. reconvened in the Board Auditorium with all Members being present, and with Chairman Bulova presiding.

EBE:ebe

AGENDA ITEMS

37. **3:30 P.M. – DECISION ONLY ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 2009-DR-008 (OAKCREST SCHOOL) (HUNTER MILL DISTRICT)** (3:33 p.m.)

(NOTE: On January 28, 2014, the Board held a public hearing regarding this item and deferred decision until February 11, 2014. On February 11, 2014, the Board deferred decision until February 25, 2014.)

Following a brief background of the application, discussion ensued with input from Joe Gorney, Planner, Department of Planning and Zoning, regarding changes in the development conditions and their requirements.

Supervisor Hudgins moved:

- Approval of Special Exception Amendment Application SEA 2009-DR-008, subject to the development conditions dated February 21, 2014.
- Reaffirmation of the transitional screening requirements on the east and south to favor existing vegetation and as shown on the special exception amendment plat.
- Reaffirmation of the modification of the location of the required barrier along the eastern and southern boundaries to favor that barrier shown on the special exception amendment plat.

Supervisor Hyland seconded the motion.

Discussion ensued, with input from Mr. Gorney, regarding:

- The development conditions process
- Transportation Management Plan
- Enrollment cap for Oakcrest School
- Trip generation and peak hour restrictions
- County review and enforcement of the development conditions

The question was called on the motion and it **CARRIED** by a recorded vote of eight, Supervisor Foust and Supervisor Smyth voting “NAY.”

Supervisor Hudgins thanked staff for their work and the community for their involvement.

38. **3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 2012-MV-001 (WOODLAWN HOSPITALITY, LCC) (MOUNT VERNON DISTRICT)**

AND

PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 2012-MV-001 (WOODLAWN HOSPITALITY, LLC) (MOUNT VERNON DISTRICT) (4:09 p.m.)

(O) The Proffered Condition Amendment Application PCA 2012-MV-001 property is located in the northwest quadrant of the intersection of Richmond Highway and Woodlawn Court, Tax Map 101-3((1)) 96.

The Special Exception Amendment Application SEA 2012-MV-001 property is located at 8668 Richmond Highway, Alexandria, 22309, Tax Map 101-3((1))96.

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

Megan Duca, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, gave a Powerpoint slide presentation depicting the application and site location.

Following a brief discussion, with input from Ms. Duca, regarding the Floor Area Ratio (FAR) limits and flexibility in handling minor changes, Supervisor McKay asked unanimous consent that the Board direct staff to consider including generic language to accommodate processing minor changes administratively. Without objection, it was so ordered.

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

Supervisor Hyland moved to waive the reading of the staff and Planning Commission recommendations. Supervisor McKay seconded the motion and it carried by unanimous vote.

Supervisor Hyland moved:

- Approval of Proffered Condition Amendment Application PCA 2012-MV-001, subject to the proffers dated January 29, 2014.
- Approval of Special Exception Amendment Application SEA 2012-MV-001, subject to the development conditions dated January 23, 2014.
- Reaffirmation of the previously-approved waivers and modifications as follows:
 - Waiver of the transitional screening and barrier requirements along the southern boundary of the property in favor of that depicted on the GDP/SEA Plat.
 - Waiver of the construction of frontage improvements along the Richmond Highway frontage of the site.
 - Waiver of the service drive requirement along Richmond Highway in favor of the interparcel connections shown on the GDP/SEA Plat.

- Modification of the tree planting requirement along the western property line in favor of that shown on the GDP/SEA Plat.
- Modification of the minimum travel-aisle width requirement to that shown on the GDP/SEA Plat.

Chairman Bulova seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting “AYE.”

39. **3:30 P.M. – PH ON REZONING APPLICATION RZ 2012-PR-002 (GREENSBORO PARK PROPERTY OWNER LLC) (PROVIDENCE DISTRICT)** (4:20 p.m.)

- (O) The application property is located in the northwest quadrant of the intersection of Greensboro Drive and International Drive, Tax Map 29-3 ((15)) 12A and 29-4 ((9)) 12B.

Ms. Jill Parks reaffirmed the validity of the affidavit for the record.

Bob Katai, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, gave a Powerpoint slide presentation depicting the application and site location.

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

Following the public hearing, Mr. Katai presented the staff and Planning Commission recommendations.

Supervisor Smyth moved:

- Amendment of the Zoning Ordinance, as it applies to the property which is the subject of Rezoning Application RZ 2012-PR-002, from the C-4 and SC Districts to the PTC and SC Districts, subject to the proffers dated February 19, 2014, and the Conceptual Development Plan Conditions dated February 25, 2014.
- Approval of the modifications and waivers dated February 19, 2014 as distributed around the dais.

Supervisor Hyland and Supervisor Foust jointly seconded the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland,

Supervisor Smyth, and Chairman Bulova voting “AYE,” Supervisor McKay being out of the room.

40. **3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2013-DR-001 (TD BANK NATIONAL ASSOCIATION) (DRANESVILLE DISTRICT)** (4:32 p.m.)

The application property is located at 9901 Georgetown Pike, Great Falls, 22066. Tax Map 13-1 ((1)) 5A.

Ms. Lori K. Murphy reaffirmed the validity of the affidavit for the record.

Mike Lynskey, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, gave a Powerpoint slide presentation depicting the application and site location.

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

Discussion ensued, with input from Mr. Jeffrey L. Leiter, of Leiter and Cramer PLLC, regarding contamination prevention, clean up, environmental issues.

Following the public hearing, which included testimony by one speaker, Mr. Lynskey presented the staff and Planning Commission recommendations.

Supervisor Foust submitted items for the record.

Supervisor Foust moved:

- Approval of Special Exception Application SE 2013-DR-001, subject to the development conditions dated February 25, 2014.
- Waiver of the loading space requirement for the drive-in financial use.
- Modification of Part 8 of Section 11-102 of the Zoning Ordinance, to allow a 9.5-foot parking setback along Walker Road, as shown on the SE Plat, in lieu of the 10-foot setback requirement.
- Modification of the trail requirement along Georgetown Pike, in favor of a 5-foot concrete sidewalk, as shown on the SE Plat.
- Modification of Section 2-505 of the Zoning Ordinance to allow the parking area to encroach on the corner lot restriction, as shown on the SE Plat and as conditioned.

Supervisor Smyth seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor Hyland being out of the room.

41. **4 P.M. – PH ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF ROUTE 29 WIDENING ROAD IMPROVEMENTS (BRADDOCK DISTRICT)** (4:58 p.m.)

- (R) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of February 7 and February 14, 2014.

Richard Finnell, Senior Right-of-Way Agent, Land Acquisition Division, Department of Public Works and Environmental Services, presented the staff report.

Following the public hearing, which included testimony by one speaker, Supervisor Cook moved adoption of the Resolution authorizing the acquisition of certain land rights necessary for the construction of the Route 29 Widening Road Improvements. Chairman Bulova and Supervisor Frey jointly seconded the motion.

Discussion ensued, with input from David P. Bobzien, County Attorney, and Mr. Finnell, regarding the use of the eminent domain authority and when it is used and ongoing negotiations to resolve concerns and issues with property owners.

The question was called on the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting “AYE,” Supervisor Hyland being out of the room.

42. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX R, TO CONSIDER PARKING RESTRICTIONS ON WILLOW OAKS CORPORATE DRIVE (PROVIDENCE DISTRICT)** (5:07 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of February 7 and February 14, 2014.

Maria Turner, Transportation Planner, Department of Transportation, presented the staff report.

Discussion ensued regarding the parking restriction on commercial vehicles and time of the restrictions.

Following the public hearing, which included testimony by one speaker, Supervisor Smyth moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix R, establishing parking restrictions on Willow Oaks Corporate

Drive. Chairman Bulova seconded the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting “AYE,” Supervisor Hyland being out of the room.

43. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX M, TO ESTABLISH THE NORTHERN VIRGINIA COMMUNITY COLLEGE (NVCC) COMMUNITY PARKING DISTRICT (CPD) (BRADDOCK DISTRICT)** (5:13 p.m.)

Supervisor Cook moved to defer the public hearing on the proposed amendments to the Code of the County of Fairfax Appendix M to establish the NVCC, CPD indefinitely. Chairman Bulova seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

44. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX M, TO ESTABLISH THE STRATHMEADE SQUARE COMMUNITY PARKING DISTRICT (CPD) (PROVIDENCE DISTRICT)** (5:14 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of February 7 and February 14, 2014.

Maria Turner, Transportation Planner, Department of Transportation, presented the staff report.

Discussion ensued, with input from Ms. Turner, regarding the time for the parking restrictions, parking district requirements, and the criteria for setting up parking restrictions.

Following the public hearing, which included testimony by two speakers, Supervisor Smyth moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix M, establishing the Strathmeade Square CPD, in accordance with current CPD restrictions. Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting “AYE,” Supervisor Hyland being out of the room.

45. **5 P.M. – PUBLIC COMMENT FROM FAIRFAX COUNTY CITIZENS AND BUSINESSES ON ISSUES OF CONCERN** (5:24 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of February 7 and February 14, 2014.

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 ten speakers will be heard. Speakers may address the Board only once during a six month period.

The public hearing was held and included testimony by the following individuals:

- Ms. Gina Hurtado regarding stormwater management
- Mr. Mark Serrano regarding school security
- Mr. George Becerra regarding school resources
- Mr. Miklos Kiss, Jr. regarding school resources
- Ms. Kimberly Adams regarding school resources

Following the testimony of Ms. Hurtado, Supervisor Hyland stated that he will follow up with her to address the safety issues raised.

Following the testimony of Mr. Serrano, Supervisor Herrity stated that he asked the Deputy County Executive for Public Safety to look into the issue and provide information on what can be addressed on school security.

46. **BOARD ADJOURNMENT** (5:40 p.m.)

The Board adjourned.

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