



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
October 18, 2016**

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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, October 18, 2016, at 9:36 a.m., there were present:

- Chairman Sharon Bulova, presiding
- Supervisor John C. Cook, Braddock District
- Supervisor John W. Foust, Dranesville District
- Supervisor Penelope A. Gross, Mason District
- Supervisor Patrick S. Herrity, Springfield District
- Supervisor Catherine M. Hudgins, Hunter Mill District
- Supervisor Jeffrey C. McKay, Lee District
- Supervisor Kathy L. Smith, Sully District
- Supervisor Linda Q. Smyth, Providence District
- Supervisor Daniel G. Storck, Mount Vernon District

Others present during the meeting were Edward L. Long Jr., County Executive; Elizabeth Teare, 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; Denise A. Long, Chief Deputy Clerk to the Board of Supervisors; Ekua Brew-Ewool and Dianne E. Tomasek, Administrative Assistants, Office of the Clerk to the Board of Supervisors.

BOARD MATTERS1. **MOMENT OF SILENCE** (9:36 a.m.)

Chairman Bulova asked everyone to keep in thoughts the family of Ms. Martha Sargent, who recently died. She and her husband, Dick, were long-standing friends of Lake Accotink Park and very active in the Ravensworth Farms community before retiring to Greenspring.

Supervisor L. Smyth asked everyone to keep in thoughts the family of Mr. Norman Neiss, who recently died. A pillar of the Mantua community, he was very active in the association and the mainstay of its Neighborhood Watch Program; chaired the Area Plans Review (APR) Task Force; and served on the Airport Advisory Committee for years, which was of particular interest to him because he was a retired naval aviator.

Supervisor Storck asked everyone to keep in thoughts the family of Mr. Michael Skinner, who recently died. An “ever-ready bunny rabbit” of Mount Vernon High School for more than four decades, he started as a history teacher; was a basketball coach; served as the sub school principal from 1955 to 1983; and the gym is named after him.

Supervisor Storck said there was a catastrophe, and thankfully not a tragedy, at River Towers Apartments in the Mount Vernon District a couple weeks ago. One of the buildings columns partially collapsed and firefighter units responded. As a result of the collapse, 32 units were evacuated and many residents were displaced while damages are being assessed and repairs being made. Supervisor Storck said the County response was tremendous and thanked the Office of Emergency Management, Police Department, Fire Department, the County Building Division, Department of Code Compliance, Department of Neighborhood and Community Services, the Red Cross, and the County Executive’s Office for their support.

2. **AWARDS ANNOUNCEMENT AND CONGRATULATIONS** (9:41 a.m.)

Chairman Bulova announced the following awards:

- Mr. Gary Ambrose was honored with the Joseph V. Gartlan Award for his leadership and advocacy with Diversion First. The award is a Virginia Association of Counties (VACo) Service Boards award, named in honor of former Senator Gartlan who was a dedicated legislator and advocate for Virginians with mental health disorders, intellectual disabilities, and substance use disorders.
- Anne Cahill, Manager, Economic, Demographic, and Statistical Research, Department of Neighborhood and Community Services, received the 2016 Association of Public Data Users Data Viz Award in State and local agencies.

On behalf of the Board, Chairman Bulova congratulated the award recipients.

AGENDA ITEMS**3. PRESENTATION OF THE ENVIRONMENTAL EXCELLENCE AWARDS (9:43 a.m.)**

(BACs) Stella Koch, Chairman, Environmental Quality Advisory Council, gave a presentation on the history of the awards which are divided into the following categories: resident; business; organization; and County employee. Ms. Koch and Chairman Bulova presented the Environmental Excellence Awards to:

- *County Resident* – John Houser
- *County Resident* – Randy Sayles
- *Organization* – Rebuild Warehouse
- *Organization* – Town of Vienna Community Enhancement Commission
- *County Business* – Booz Allen Hamilton
- *County Business* – Freddie Mac
- *County Employee* – Katherine Edwards, Wildlife Management Specialist

4. PRESENTATION OF THE 2016 EXCEPTIONAL DESIGN AWARDS (9:57 a.m.)

Joseph J. Plumpe, Architectural Review Board Member and Chairman of the 2016 Exceptional Design Awards Jury, gave a presentation regarding the history of the program. He announced the recipients of the 2016 Exceptional Design Awards, as follows:

- *Honorable Mention:* Clermont Elementary School
Category: Institutional
Architect: MTF Architecture
Owner/Developer: Fairfax County Public Schools
Year Built: 2015
District: Lee
- *Honorable Mention:* McLean Police Station and Governmental Center
Category: Institutional
Architect: Moseley Architects
Owner/Developer: Department of Public Works and Environmental Services (DPWES)
Year Built: 2015
District: Dranesville

- *Honorable Mention:* Merrifield Center
Category: Institutional
Architect: Noritake Associates, Incorporated
Owner/Developer: DPWES
Year Built: 2014
District: Providence

- *Merit Award:* LMI Headquarters
Category: Commercial Interiors
Architect: Gensler
Owner/Developer: LMI
Year Built: 2014
District: Providence

- *Merit Award:* OG Systems
Category: Commercial Interiors
Architect: FOX Architects
Owner/Developer: OG Systems
Year Built: 2015
District: Sully

- *Merit Award:* Woodrow Wilson Library
Category: Institutional
Architect: Bowie Gridley Architects
Owner/Developer: DPWES
Year Built: 2014
District: Mason

- *Honor Award:* Bailey's Upper Elementary School for the Arts and Sciences: Office to School Conversion
Category: Institutional
Architect: Cooper Carry
Owner/Developer: Fairfax County Public Schools
Year Built: 2014
District: Mason

- *Honor Award:* The Potomac Intermediate School
Category: Institutional
Architect: Cox Graae and Spack Architects
Owner/Developer: Potomac Intermediate School
Year Built: 2013
District: Dranesville

- *Honor Award:* Washington Gas, Springfield Operations Center
Category: Commercial
Architect: FOX Architects
Owner/Developer: Washington Gas
Year Built: 2012
District: Mason

5. **PROCLAMATION DESIGNATING OCTOBER 15, 2016, AS "WHITE CANE DAY" IN FAIRFAX COUNTY** (10:20 a.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved approval of the Proclamation designating October 15, 2016, as "*White Cane Day*" in Fairfax County and urged all residents to support projects and services that facilitate the independence of those who are blind or visually impaired. Supervisor Herrity seconded the motion and it carried by unanimous vote.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

6. **PROCLAMATION DESIGNATING OCTOBER 2016 AS "DYSAUTONOMIA AWARENESS MONTH" IN FAIRFAX COUNTY** (10:26 a.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved approval of the Proclamation designating October 2016 as "*Dysautonomia Awareness Month*" in Fairfax County and urged all residents to learn more about this disorder. Supervisor Foust seconded the motion and it carried by unanimous vote.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

7. **RESOLUTION OF RECOGNITION PRESENTED TO MR. ED BATTEN** (10:33 a.m.)

Supervisor McKay moved approval of the Resolution of Recognition presented to Mr. Edward Batten for his years of distinguished and noteworthy service on the Park Authority Board. Supervisor Foust seconded the motion and it carried by unanimous vote.

8. **RESOLUTION OF RECOGNITION PRESENTED TO MR. DAVID WEST** (10:55 a.m.)

Supervisor McKay moved approval of the Resolution of Recognition presented to Mr. David West for more than four decades of service on the Health Care Advisory Board. Supervisor Foust and Supervisor Gross jointly seconded the motion and it carried by unanimous vote.

9. **RESOLUTION OF RECOGNITION PRESENTED TO THE NORTHERN VIRGINIA TECHNOLOGY COUNCIL (NVTC)** (11:09 a.m.)

Supervisor Herrity moved approval of the Resolution congratulating the NVTC for its twenty-fifth anniversary, outstanding accomplishments, and noteworthy importance in the region. Supervisor Cook and Supervisor Gross jointly seconded the motion and it carried by unanimous vote.

10. **PROCLAMATION DESIGNATING OCTOBER 2016 AS "DOMESTIC VIOLENCE AWARENESS MONTH" IN FAIRFAX COUNTY** (11:21 a.m.)

Supervisor Cook moved approval of the Proclamation designating October 2016 as "*Domestic Violence Awareness Month*" in Fairfax County, recognizing the impact of domestic violence in the community and urged all residents to become involved in efforts to prevent and respond to domestic violence. Supervisor Gross and Supervisor McKay jointly seconded the motion and it carried by unanimous vote.

Supervisor Cook thanked Sandy Bromley for her service to the County and stated that he will present a Board Matter later in the meeting regarding her service. He announced that the annual meeting of the Domestic Violence Prevention, Policy, and Coordinating Council will meet on October 28 and will recognize her service then as well.

Supervisor Cook invited the Board and the community to join him for his Annual Domestic Violence Awareness and Prevention Event on Wednesday, October 26, at 4:30 p.m., at Chuy's Restaurant in Fairfax, in the Braddock District.

(NOTE: Later in the meeting, Supervisor Cook presented a Board Matter regarding Sandy Bromley. See Clerk's Summary Item #28.)

11. **PROCLAMATION DESIGNATING OCTOBER 2016 AS "BREAST CANCER AWARENESS MONTH" IN FAIRFAX COUNTY** (11:36 a.m.)

Supervisor Hudgins moved approval of the Proclamation designating October 2016 as "*Breast Cancer Awareness Month*" in Fairfax County and urged all residents to celebrate survivors of breast cancer and encouraged all women and men to be proactive in seeking health care, diagnosis, treatment, and support services. Supervisor Gross seconded the motion and it carried by unanimous vote.

12. **PRESENTATION OF THE 2016 BARBARA VARON AWARD** (11:46 a.m.)

(BACs) The Honorable Emilie Miller, Chair of the Barbara Varon Volunteer Award Selection Committee, gave a presentation regarding the history of the award, noting that it is given annually to a County resident whose dedication to

improving the community through volunteer service honors the memory of Barbara Varon, former Chairman of the County's Electoral Board.

Nicole Rawlings, Office of Human Rights and Equity Programs, read an excerpt regarding the award which was presented to Mr. Robert Marro.

EBE:ebe

13. **10:10 A.M. – APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS, AND ADVISORY GROUPS (BACs)** (12:01 p.m.)

(APPTS)
(BACs)

Supervisor Gross moved approval of the appointments and reappointments of those individuals identified in the final copy of "Appointments to be Heard October 18, 2016," as distributed around the dais. Supervisor McKay seconded the motion.

Supervisor Storck asked to amend the motion to appoint Ms. Kimberly Vanness Larkin as the At-Large #1 Representative to the Wetlands Board. This was accepted.

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

The full list of Appointments is as follows:

ADVISORY SOCIAL SERVICES BOARD

The Board deferred the appointment of the Braddock, Lee, and Mount Vernon District Representatives.

AFFORDABLE DWELLING UNIT ADVISORY BOARD

The Board deferred the appointment of the Builder (Single Family), Engineer/Architect/ Planner #2, and the Lending Institution Representatives.

AIRPORTS ADVISORY COMMITTEE

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

ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD (ASAP)

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

ANIMAL SERVICES ADVISORY COMMISSION

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

ARCHITECTURAL REVIEW BOARD

Reappointment of:

- Mr. Charles R. Bierce as the Architect #1 Representative
- Mr. John Allen Burns as the Architect #2 Representative

The Board deferred the appointment of the Attorney and Landscape Architect Representatives.

ATHLETIC COUNCIL

Reappointment of:

- Mr. Clarke Gray as the Providence District Representative

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

AUDIT COMMITTEE

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

BARBARA VARON VOLUNTEER AWARD SELECTION COMMITTEE

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

BOARD OF BUILDING AND FIRE PREVENTION CODE OF APPEALS

The Board deferred the appointment of the Alternate #4 Representative.

CELEBRATE FAIRFAX, INC. BOARD OF DIRECTORS

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

CHESAPEAKE BAY PRESERVATION ORDINANCE EXCEPTION REVIEW COMMITTEE

Appointment of:

- Ms. Elizabeth Martin as the Mount Vernon District Representative

The Board deferred the appointment of the Lee and Providence District Representatives.

CHILD CARE ADVISORY COUNCIL

Reappointment of:

- Ms. Wynne Busman as the Mason District Representative

The Board deferred the appointment of the Hunter Mill, Mount Vernon, and Springfield District Representatives.

CITIZEN CORPS COUNCIL, FAIRFAX COUNTY

Appointment of:

- Mr. Patrick J. Scott as the Hunter Mill District Representative

The Board deferred the appointment of the Providence and Sully District Representatives.

COMMISSION FOR WOMEN

Reappointment of:

- Ms. Sondra Seba Hemenway as the At-Large Chairman's Representative
- Ms. Emily B. McCoy as the Lee District Representative
- Ms. Cynthia Bhatnagar as the Mason District Representative
- Ms. Barbara Lippa as the Sully District Representative

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

COMMISSION ON AGING

The Board deferred the appointment of the Hunter Mill and Mason District Representatives.

COMMISSION ON ORGAN AND TISSUE DONATION AND TRANSPLANTATION

The Board deferred the appointment of the Lee and Springfield District Representatives.

COMMUNITY ACTION ADVISORY BOARD (CAAB)

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

CONSUMER PROTECTION COMMISSION

The Board deferred the appointment of the Fairfax County Resident #13 Representative.

CRIMINAL JUSTICE ADVISORY BOARD (CJAB)

Reappointment of:

- Mr. Brian D. Leclair as the Mount Vernon District Representative

The Board deferred the appointment of the At-Large and Springfield District Representatives.

FAIRFAX AREA DISABILITY SERVICES BOARD

Appointment of:

- Mr. Thomas Bash as the At-Large Fairfax County Representative

The Board deferred the appointment of the Mason District Representative.

FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD

Nomination of:

- Ms. Daria Akers as the At-Large Chairman's Representative

(NOTE: The Board is scheduled to take action on this appointment on November 1, 2016.)

Reappointment of:

- Mr. Paul Luisada as the Mount Vernon District Representative

The Board deferred the appointment of the Providence District Representative.

GEOTECHNICAL REVIEW BOARD

Confirmation of:

- Mr. J. Christopher Giese as the Alternate #2 Representative

HEALTH SYSTEMS AGENCY BOARD

The Board deferred the appointment of the Consumer #2 and Provider #1 Representatives.

HISTORY COMMISSION

Appointment of:

- Mr. Glenn B. Fatzinger as the At-Large #2 Representative

The Board deferred the appointment of the Citizen #7 Representative.

HUMAN RIGHTS COMMISSION

Reappointment of:

- Mr. Emanuel Solon as the At-Large #5 Representative
- Mr. Ahmed Selim as the At-Large #6 Representative

The Board deferred the appointment of the At-Large #7 Representative.

HUMAN SERVICES COUNCIL

The Board deferred the appointment of the Dranesville District #2, Mason District #1 and #2, and the Mount Vernon District #1 Representatives.

INDUSTRIAL DEVELOPMENT AUTHORITY

Reappointment of:

- Mr. Robert J. Surovell as the At-Large #1 Representative
- Mr. Charles Watson as the At-Large #7 Representative

JUVENILE AND DOMESTIC RELATIONS COURT CITIZENS ADVISORY COUNCIL

The Board deferred the appointment of the Lee and Providence District Representatives.

NOTHERN VIRGINIA REGIONAL PARK AUTHORITY

The Board deferred the appointment of the Fairfax County #2 Representative.

OVERSIGHT COMMITTEE ON DRINKING AND DRIVING

The Board deferred the appointment of the Braddock, Dranesville, Hunter Mill, Lee, Mount Vernon, and Providence District Representatives.

PARK AUTHORITY

The Board deferred the appointment of the Lee District Representative.

POLICE OFFICERS RETIREMENT SYSTEM BOARD OF TRUSTEES

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

REDEVELOPMENT AND HOUSING AUTHORITY

Appointment of:

- Mr. Kevin Greenlief as the Sully District Representative

The Board deferred the appointment of the Springfield District Representative.

ROAD VIEWERS BOARD

The Board deferred the appointment of the At-Large #1 and #4 Representatives.

SOUTHGATE COMMUNITY CENTER ADVISORY COUNCIL

Appointment of:

- Ms. Sandra Deleon as the Fairfax County #2 Representative
- Ms. Emily Huaroco as the Fairfax County #5 Representative
- Mr. Luis Ortiz Lopez as the Fairfax County #9 (Youth) Representative

The Board deferred the appointment of the Fairfax County #7 and #8 Representatives.

TENANT LANDLORD COMMISSION

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

TREE COMMISSION

Appointment of:

- Ms. Catherine C. Ledec as the Mount Vernon District Representative

Confirmation of:

- Mr. John M. Stokely as the Park Authority Representative

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

TYSONS TRANSPORTATION SERVICE DISTRICT ADVISORY BOARD

The Board deferred the appointment of the Residential Owners and HOA/Civic Association #1 Representative.

WETLANDS BOARD

Appointment of:

- Ms. Kimberly Vanness Larkin as the At-Large #1 Representative

The Board deferred the appointment of the Lee District Representative.

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14. **ADMINISTRATIVE ITEMS** (12:03 p.m.)

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

Supervisor K. Smith called the Board's attention to Admin 4 - Authorization to Advertise Public Hearings on Proposed Amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), Articles 3, 9, 18, and 20, Regarding Farm Wineries, Limited Breweries, and Limited Distilleries and asked to amend the motion to consider this item separately. This was accepted.

The question was called on the motion, as amended, and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, and Chairman Bulova voting "AYE," Supervisor Storck being out of the room.

ADMIN 1 – APPROVAL OF “WATCH FOR CHILDREN” SIGNS AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (RTAP) (PROVIDENCE AND SPRINGFIELD DISTRICTS)

- Approved the installation of “Watch for Children” signs on the following streets:
 - Fairview Park Drive (Providence District)
 - Oak Valley Drive (Providence District)
 - Williams Avenue (Providence District)

- Spring Lake Drive (Springfield District)
- Directed the Department of Transportation to schedule the installation of the approved signs as soon as possible.

ADMIN 2 – STREETS INTO THE SECONDARY SYSTEM (MOUNT VERNON DISTRICT)

- (R) Approved the request that the streets listed below be accepted into the State Secondary System:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Huntington Mews Section 1	Mount Vernon	Foley Street
Huntington Mews Section 2	Mount Vernon	Hunting Creek Road

ADMIN 3 – ADDITIONAL TIME TO OBTAIN A NON-RESIDENTIAL USE PERMIT (NON-RUP) FOR SPECIAL EXCEPTION SE 2012-PR-012, TD BANK, NA (PROVIDENCE DISTRICT)

- (AT) Approved the request for 12 months of additional time to obtain a Non-RUP for Special Exception Application SE 2012-PR-012 to December 18, 2017, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 4 – AUTHORIZATION TO ADVERTISE PUBLIC HEARINGS ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE), ARTICLES 3, 9, 18, AND 20, REGARDING FARM WINERIES, LIMITED BREWERIES, AND LIMITED DISTILLERIES

(NOTE: Earlier in the meeting, action was taken to consider this item separately. See page 13.)

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

15. **ADMIN 4 – AUTHORIZATION TO ADVERTISE PUBLIC HEARINGS ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE), ARTICLES 3, 9, 18, AND 20, REGARDING FARM WINERIES, LIMITED BREWERIES, AND LIMITED DISTILLERIES** (12:04 p.m.)

- (A) (R) Supervisor K. Smith, noting that staff has been working closely with the community on this item, moved adoption of the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on

November 16, 2016, and before the Board on **December 6, 2016, at 4:30 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), regarding farm wineries, limited breweries, and limited distilleries, with the following text changes to the Board Agenda Item dated October 18, 2016:

- At the end of paragraph 1C of Section 9-630, add the following sentence: Musical accompaniment or entertainment that is accessory to farm winery, limited brewery, and/or limited distillery sales and tastings as part of the regular course of business shall not be deemed to be a public or private event or activity.
- Section 20-300, definitions of farm winery, limited brewery, and limited distillery:
 - Change the current proposal for not more than one event or activity for over 300 people from one time per month to 12 times per year with the advertised range of 12 to 24 times per year
 - Add the following to all three definitions:
 - Nothing herein shall preclude the establishment of more than one farm winery, limited brewery, and/or limited distillery on a farm as defined herein.
 - Persons visiting the farm winery, limited brewery, or limited brewery, for purposes related to tasting, promotion, or purchasing of agricultural products available on site shall not be included in the maximum number of persons attending such public or private events or activities.

Chairman Bulova seconded the motion and it carried by a vote of nine, Supervisor Storck being out of the room.

16. **A-1 – ADOPTION OF A RESOLUTION APPROVING THE ISSUANCE BY THE ECONOMIC DEVELOPMENT AUTHORITY (EDA) OF ITS REVENUE BONDS FOR THE BENEFIT OF GREENSPRING VILLAGE, INCORPORATED, REFUNDING (LEE DISTRICT)** (12:08 p.m.)

(R)

(BONDS)

On motion of Supervisor Gross, seconded by Supervisor L. Smyth, and carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, and Chairman Bulova voting “AYE,” Supervisor Storck being out of

the room, the Board concurred in the recommendation of staff and adopted a Resolution for the EDA to issue revenue bonds up to \$30 million for the benefit of GreenSpring Village, Incorporated.

17. **A-2 – AUTHORIZATION FOR THE COUNTY EXECUTIVE TO EXECUTE THE AGREEMENT BETWEEN THE UNITED STATES DEPARTMENT OF THE INTERIOR NATIONAL PARK SERVICE (NPS) AND THE COUNTY** (12:08 p.m.)

On motion of Supervisor Gross, seconded by Supervisor Hudgins, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the County Executive to execute an agreement between the NPS and the County to establish the standards, terms, and conditions under which the County will upgrade and repair the existing sewage odor control system in the Carderock recreation area and to provide and maintain electrical services to the upgraded system. The existing odor control system is located on an existing siphon sewer terminal chamber that is owned and maintained by the County but located on the Maryland side of the Potomac River.

Supervisor Gross inquired as to whether there are other structures of this nature that the County is responsible for, with input from Brad S. Melton, Director, Wastewater Design and Construction Branch, Capital Facilities, Department of Public Works and Environmental Services.

18. **A-3 – AUTHORIZATION FOR THE DEPARTMENT OF TRANSPORTATION (DOT) TO APPLY FOR FUNDING AND ENDORSEMENT FOR THE VIRGINIA DEPARTMENT OF TRANSPORTATION’S (VDOT) FISCAL YEAR (FY) 2018 TRANSPORTATION ALTERNATIVES GRANT PROGRAM (LEE AND PROVIDENCE DISTRICTS)** (12:11 p.m.)

(Rs) On motion of Supervisor McKay, seconded by Supervisor L. Smyth, and carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” the Board concurred in the recommendation of staff and:

- Authorized DOT to apply for funding in the amount of \$1.6 million for the following projects through the VDOT FY 2018 Transportation Alternatives Program:
 - Cinder Bed Bikeway (\$800,000)
 - Van Dorn Street Bicycle and Pedestrian Improvements (\$400,000)
 - Providence District Bike Share (\$400,000)

- Adopted the project endorsement Resolutions

The total required local cash match of \$400,000 is available in Fund 40010, County and Regional Transportation Projects.

19. **A-4 – AUTHORIZATION FOR THE DEPARTMENT OF TRANSPORTATION (DOT) TO APPLY FOR FUNDING AND ENDORSEMENT OF THE VIRGINIA DEPARTMENT OF TRANSPORTATION’S (VDOT) FISCAL YEAR (FY) 2018 BICYCLE AND PEDESTRIAN SAFETY PROGRAM GRANT PROGRAM (SULLY DISTRICT)** (12:11 p.m.)

- (R) On motion of Supervisor K. Smith, seconded by Supervisor Foust, and carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” the Board concurred in the recommendation of staff and:

- Authorized DOT to apply for funding up to an amount of \$500,000 for crosswalks and connectivity along Pleasant Valley Road
- Adopted the project endorsement Resolution

20. **A-5 – ALLOCATION OF TYSONS GRID OF STREETS PROJECT FUNDS TO THE DESIGN OF LINCOLN STREET (PROVIDENCE DISTRICT)** (12:12 p.m.)

Supervisor L. Smyth, noting previous public hearing testimony in support of the development of the Tysons street grid, moved that the Board concur in the recommendation of staff and approve the allocation of \$1.2 million in Tysons Grid of Street project funds for the design of Lincoln Street. Supervisor Foust seconded the motion and it carried by unanimous vote.

21. **A-6 – APPROVAL TO TERMINATE THE DEED OF LEASE FOR BOARD-OWNED PROPERTY AT 1311 SPRING HILL ROAD (DRANESVILLE DISTRICT)** (12:13 p.m.)

On motion of Supervisor Foust, seconded by Supervisor L. Smyth, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized staff to exercise the County’s right of termination provision in the lease for 1311 Spring Hill Road, effective as of midnight on December 31, 2016.

22. **A-7 – ACCEPTANCE OF THE PUBLIC FINANCIAL MANAGEMENT, INCORPORATED (PFM) PUBLIC SAFETY REVIEW, DATED SEPTEMBER 20, 2016, AND ENDORSEMENT OF THE GENERAL RECOMMENDATIONS** (12:14 p.m.)

On motion of Supervisor Gross, seconded by Supervisor Cook, and carried by unanimous vote, the Board concurred in the recommendation of staff and accepted

PFM's Public Safety Review Report and endorsed its general recommendations. The County Executive and senior staff will work with staff from the Police Department, the Sheriff's Office, the Department of Management and Budget, and the Department of Human Resources to develop a phased, multi-year implementation plan for consideration of the PFM recommendations in the Fiscal Year (FY) 2018 Advertised Budget Plan and future fiscal years.

23. **I-1 – PLANNING COMMISSION (PC) ACTION ON APPLICATION 2232-D16-28, SCHOOL BOARD OF THE CITY OF FALLS CHURCH**
(12:14 p.m.)

The Board next considered an item contained in the Board Agenda announcing that the PC approved Public Facilities Application 2232-D16-28, noting that it met the criteria of character, location, and extent, as specified in Section 15.2-2232 of the Code of Virginia and is substantially in accord with the provisions of the adopted Comprehensive Plan based on the applicants' commitments outlined in the Board Agenda Item. The approval does not contemplate any increase in the intensity of this use or any breach of the commitments. Consequently, no further expansion will be permitted without a subsequent 2232 or other required approval. The application sought to expand the Mount Daniel Elementary School facility, located at 2328 North Oak Street, Falls Church, Tax Maps 40-4 ((1)) 22, 40-4 ((15)) A, 40-4 ((19)) (A) 41, Area II, Dranesville District.

ADDITIONAL BOARD MATTERS

24. **REQUEST FOR RECOGNITIONS** (12:15 p.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to:

- Prepare a proclamation to be sent to the Women Impacting Public Policy's (WIPP) Small Business Saturday Coalition declaring Saturday, November 26, 2016, as "*Small Business Saturday*" in Fairfax County.
- Invite the Infant-Toddler Connection of Fairfax-Falls Church, Virginia, to appear before the Board on December 6 to receive a proclamation in celebration of the thirtieth anniversary of the Early Intervention Law.
- Invite this year's recipients of the Best Workplaces/Work Sites for Commuters award to appear before the Board on December 6 to formally receive their awards.
- Invite representatives from the Fire and Rescue Department to appear before the Board on December 6 to receive recognition for its hard work and dedication on the 2016 "Fill the Boot

Campaign.” The County ranked number one in the United States and Canada, raising \$521,509, for the Greater Washington Muscular Dystrophy Association (MDA).

Without objection, it was so ordered.

25. **THE WHITE HOUSE DATA-DRIVEN JUSTICE INITIATIVE** (12:17 p.m.)

Chairman Bulova announced that, according to the White House, more than 11 million people are incarcerated across America every year, many on low-level, non-violent misdemeanors, costing local governments approximately \$22 billion a year. In local jails, the White House estimates that 64 percent of people suffer from mental illness, 68 percent have a substance use disorder, and 44 percent experience chronic health problems. Some individuals repeatedly cycle through jail, hospital emergency rooms, shelters, and other public systems receiving fragmented and uncoordinated care.

To help break the cycle of incarceration, the White House recently launched the Data-Driven Justice Initiative with a bipartisan coalition of local and state governments. Members of the initiative work to implement proven strategies that are effective in reducing unnecessary incarceration in jails such as:

- Facilitating data sharing between criminal justice, health systems, and social service providers to identify people who repeatedly cycle through jail, emergency health, and other public services
- Implementing diversion programs, which the County has already done through its Diversion First program, to help keep people with mental illness out of jail and link them to treatment and support services
- Implementing data-driven risk assessment tools to ensure pre-trial release decisions are made based on the defendant’s risk to the community rather than the ability to pay bond

These strategies, which have measurably reduced jail populations in several areas, help stabilize individuals and families, better serve communities, and save taxpayer dollars.

Chairman Bulova said she recently signed on to the White House Data-Driven Justice Initiative on behalf the County; to date, 120 localities have joined nationwide and the County is one of three in Virginia.

Chairman Bulova moved that the Board endorse the County’s involvement with the White House Data-Driven Justice Initiative which will offer the County valuable support, ongoing technical assistance, and access to important data as the County’s current Diversion First efforts continue. Supervisor Cook seconded

the motion and it carried by a vote of nine, Supervisor McKay being out of the room.

26. **MOTION TO ADOPT THE SEPTEMBER 2016 QUARTERLY REPORT OF THE AUDITOR OF THE BOARD** (12:20 p.m.)

Chairman Bulova announced that the Board has received the Auditor of the Board's Quarterly Report for September 2016. Referring to her written Board Matter, she said the report included the following study areas, observations, recommendations, and managements concurrence:

- Compliance and Investment Performance Review of Pension Plans
- Consultants/Contractors Staff Review
- Contractor Review/Intelligent Transportation Systems
- Internal Service Funds Reviews
- Grant Management Review

Chairman Bulova moved that the Board:

- Adopt the Auditor of the Board's September 2016 Quarterly Report and approve the Audit Committee Work Plan, attached to her written Board Matter, for the upcoming quarter.
- Direct the County Executive to forward a copy of the section of the Report titled "Compliance and Investment Performance Review of Pension Plans" (including appendices) to the chairs of the County's three separate retirement systems for their information.

Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor McKay being out of the room.

27. **JOINT BOARD RETREAT 2016** (12:22 p.m.)

Chairman Bulova stated that on June 14, the Board held a joint retreat with the County School Board at the Fred W. Smith National Library in Mount Vernon. The Boards received presentations on the County's Economic Success Plan, Early Childhood Development, and the work of the joint Successful Children and Youth Policy Team (SCYPT).

The afternoon discussion included developing a Joint Work Program for the remainder of the Boards' current terms. Each Board Member was given three

votes to use to prioritize more than a dozen areas of shared responsibilities then divided into small groups which honed in on the three top vote-getters: children and families; land use policies; and fiscal policies. Background on the specific issues presented by the three breakout groups is attached to her written Board Matter.

To develop recommendations for how the two Boards can work more closely together on shared priorities, Chairman Bulova moved:

- For the priorities under “Fiscal,” in addition to more joint budget meetings through the calendar year, the creation of a Joint Budget Workgroup consisting of the Chairmen and budget chairs of the respective Boards. This Workgroup will prioritize the list of issues, as described at the retreat, and present to both Boards a work plan by January 31, 2017, so that the Boards will have the opportunity to address them beginning with the Fiscal Year (FY) 2018 budget and throughout the remainder of the Board’s four-year term.
- For the priorities under “Children and Families,” that the SCYPT undertake the prioritization of the list of issues as described at the retreat and present to both Boards a work plan by January 31, 2017, so that the Boards will have the opportunity to address them beginning with FY 2018 and throughout the remainder of the Board’s four-year term.
- For the priorities under “Land Use,” that the Planning Commission’s Schools Committee undertake the prioritization of the list of issues, as described at the retreat, and present to both Boards a work plan by January 31, 2017. These issues will be the focus of this Committee throughout the remainder of the Board’s four-year term.

Supervisor Hudgins seconded the motion.

Discussion ensued concerning consideration of the Social Security supplement and whether it could be included as part of the “Fiscal” review.

Chairman Bulova:

- Noted that this has been shared with School Board Chairman Sandy Evans so that both Boards know the proceedings from the retreat recommendations
- Asked unanimous consent that the Board direct the Office of Public Affairs to update the website to reflect this motion

Without objection, it was so ordered.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

28. **REQUEST FOR RECOGNITION OF MS. SANDY BROMLEY (BRADDOCK DISTRICT)** (12:27 p.m.)

Supervisor Cook announced that Sandy Bromley, the County's Domestic Violence Coordinator at the Office for Women, will be moving on after a vibrant six-year career with the County. She helped implement effective policy initiatives; played an important role in the County's mission of fighting domestic violence; and assisted in the implementation of the Lethality Assessment Program, a method of screening for victims of domestic violence, as well as the Intimate Partner Violence/Sexual Assault Screening Action Group, which she helped build with Partnership for a Healthier Fairfax.

Supervisor Cook said he had the pleasure of working with Ms. Bromley for years and witnessed her passion, creativity, and hard work in pursuing whatever project she sets her mind to and thanked her for her service to the County. She has left an impact not only on the Office for Women, but the County as a whole, that will be remembered for years to come.

Supervisor Cook asked unanimous consent that the Board direct staff to prepare a proclamation recognizing Ms. Bromley for her dedication to improving the lives of others to be presented at the annual meeting of the Domestic Violence Policy, Prevention Coordinating Council on October 28. Without objection, it was so ordered.

29. **REPOSITIONING AND REPURPOSING VACANT OFFICE BUILDINGS** (12:28 p.m.)

In a joint Board Matter with Chairman Bulova, Supervisor Cook said that, at last Tuesday's Revitalization Committee meeting, the Board was briefed on the efforts of the Workgroup that was convened to address the repositioning and repurposing of the County's vacant office buildings. The Workgroup developed a number of policy, process, regulatory, and communication initiatives for the Board to consider.

Therefore, Supervisor Cook moved that the Board:

- Direct staff to take the necessary steps to implement the recommendations of the Workgroup
- Authorize a Plan Amendment to incorporate policies related to facilitating building repurposing and repositioning into the Comprehensive Plan

Supervisor Gross seconded the motion.

Discussion ensued concerning the repurposing challenges of 5600 Columbia Pike into an E-Loft concept and the need for changes to the Comprehensive Plan and the Zoning Ordinance to facilitate the recommendations.

Supervisor Foust asked unanimous consent that the Board direct the County Executive to prepare a Budget Consideration Item to focus on the resources needed in the office of the Zoning Administrator. Without objection, it was so ordered.

Supervisor McKay asked unanimous consent that the Board direct staff, for budget consideration purposes, to determine if the Department of Planning and Zoning has the resources available to expeditiously take this on without negatively affecting other matters that need to be addressed on the Zoning Ordinance Amendment Work Plan. Without objection, it was so ordered.

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

30. **CENTREVILLE DAY (SULLY DISTRICT)** (12:43 p.m.)

Supervisor K. Smith noted that, this past weekend, Centreville Day returned to the Centreville Historic District. It took place on Saturday, October 15, and was sponsored by Friends of Historic Centreville. Festivities included a parade, live entertainment, crafters, local businesses, community groups and food vendors, children's activities, and tours of the Historic District.

Friends of Historic Centreville is a non-profit organization; the proceeds from the event will go toward helping Historic Centreville Park and other charitable causes.

Therefore, in the interest of maximizing the benefits from this event, Supervisor K. Smith moved that the Board direct staff to:

- Waive the fees associated with trash disposal
- Work with American Disposal who provided trash removal for the event

Supervisor Herrity seconded the motion and it carried by unanimous vote.

31. **COMPREHENSIVE PLAN AMENDMENT AUTHORIZATION - TAX MAP PARCELS 26-1 ((1)) 5B AND 6 (HUNTER MILL DISTRICT)** (12:44 p.m.)

Supervisor Hudgins said that Tax Map Parcels 26-1 ((1)) 5B and 6 are located on the north side of Pinecrest Road, south of Brown Fox Way, in the Hunter Mill

District. The properties are zoned I-2 Industrial Research District and planned for light industrial/research and development uses at a maximum 0.25 floor area ratio (FAR) as detailed in the Greater Reston Community Planning Sector within the Upper Potomac Planning District of the Comprehensive Plan. Single-family residential uses and private open space surround these parcels.

The adjacent neighborhood, to the north and west, also on the north side of Pinecrest Road, is developed under a plan option for a density of 4-5 dwelling units per acre (du/ac). The parcels were at one time planned for light industrial use and were re-planned and developed to its current residential use on October 31, 1994 (Plan Amendment 94-III-17UP).

There is now an interest to re-plan parcel 5B from light industrial use to residential use that could create a more cohesive neighborhood with the established communities to the north and west. Supervisor Hudgins said she supports the review of the Plan recommendations for parcel 5B to evaluate a residential alternative and asked that parcel 6 also be evaluated to ensure that the alternative could include this parcel, if warranted.

Therefore, Supervisor Hudgins moved that the Board authorize the consideration of a Comprehensive Plan amendment for Tax Map Parcels 26-1 ((1)) 5B and 6 to consider an option for residential use at 4-5 du/ac. The Plan analysis should evaluate land use options that are compatible with the surrounding neighborhood and achieve policy objectives for the area as well as consider transportation, schools, parks, and other impacts while planning for a high-quality design. Chairman Bulova seconded the motion and it carried by unanimous vote.

32. **RESTON COMMUNITY CENTER (RCC) PREFERENCE POLL**
(HUNTER MILL DISTRICT) (12:46 p.m.)

(BACs)
(APPTs)

Supervisor Hudgins announced that the RCC has completed the annual preference poll election for its Board of Governors. A total of 1,568 ballots were entered and Ms. Beverly Cosham, Ms. Michelle A. Moyer, and Mr. Paul Thomas were elected to serve three-year terms.

Therefore, Supervisor Hudgins moved the appointment of:

- Ms. Beverly Cosham
- Ms. Michelle A. Moyer
- Mr. Paul D. Thomas

to serve on the RCC's Board of Governors beginning November 7, 2016. Chairman Bulova seconded the motion and it carried by unanimous vote.

33. **VIENNA VOLUNTEER FIRE DEPARTMENT (VVFD) MEMORANDUM OF AGREEMENT (MOA) (HUNTER MILL DISTRICT)** (12:47 p.m.)

Supervisor Hudgins said that in 2004, the County and the VVFD approved a MOA which provided County bond funds to assist the station with a \$3.8 million renovation project. The agreement with VVFD was to:

- Ensure the renovation project was completed to the County's satisfaction
- Ensure that VVFD maintained the fire station
- Address what would happen to the property in the unlikely event that VVFD, as an organization, should cease to exist

VVFD completed the renovation project in 2005 and since then has successfully retired much of its debt. Plans for the next renovation are already under consideration.

In 2012, VVFD approached a local bank to refinance the balance of the loan to take advantage of more favorable interest rates. While the refinancing was successful, reversionary interests set forth in the MOA created a cloud on the property's title and will likely impact future renovation financing.

In addition, in 2013, the County and VVFD entered into the Management Agreement Committee (MAC) agreement along with the other volunteer fire departments in the County. The MAC agreement addresses many of the same issues of disposition of property as the MOA.

To avoid problems with the next round of renovations, VVFD has requested termination of the MOA. The County Attorney's office has determined that many of the provisions of the MOA are out-of-date as they deal with details of the 2004 renovation project. The MAC agreement covers much of the same ground as the reverter provision in the MOA ensuring that an operational fire station remains at the Vienna location.

Therefore, Supervisor Hudgins asked unanimous consent that the Board direct staff to:

- Request the County Attorney to prepare a Board Action Item to rescind the 2004 MOA between the County and VVFD; this action is to have no bearing on the current MAC agreement signed in 2013
- Return this item to the Board for action before the end of 2016

Without objection, it was so ordered.

34. **VIENNA'S HALLOWEEN PARADE (HUNTER MILL DISTRICT)**
(12:50 p.m.)

Supervisor Hudgins said that in 1946, the Town of Vienna began a tradition that has lived on as a family favorite – the annual Halloween Parade. On Wednesday, October 26, Maple Avenue will shut down as marching bands, floats, youth and adult performers, antique vehicles, and more make their way down the half-mile route for the seventieth annual Halloween Parade.

The theme of this year's parade is "Platinum Edition: Jive Back to the 1940s," commemorating the inaugural year of the parade. The true highlight of each year's parade is the hundreds of children in their Halloween finest who are invited to walk in the parade.

Supervisor Hudgins:

- Encouraged her colleagues and residents to come out and enjoy this hometown tradition
- Shared a Halloween treat – the same treat she shares with hundreds of kids who march in the Halloween Parade

35. **2016 FATHER GERARD CREEDON HOUSING AWARDS** (12:52 p.m.)

Supervisor Hudgins said that at the Catholics for Housing's Gala 2016, the County was one of the recipients of the 2016 Father Gerard Creedon Housing Awards for its work in partnership with Catholics for Housing. She noted that Congressman Gerry Connolly noted this achievement in the *Congressional Record*.

DAL:dal

36. **2016 VIRGINIA ASSOCIATION OF COUNTIES (VACo) VOTING DELEGATES** (12:53 p.m.)

Supervisor Gross said the County has received a request from VACo to designate a voting delegate and alternate voting delegate to represent the County at the VACo 2016 Annual Meeting, to be held in Bath County, Virginia, on November 15, 2016.

Therefore, Supervisor Gross moved that the Board designate:

- Supervisor Gross as the Voting Delegate
- Supervisor McKay as the Alternate Voting Delegate

Supervisor L. Smyth and Chairman Bulova jointly seconded the motion and it carried by unanimous vote.

37. **REQUEST TO PROCLAIM NOVEMBER 17, 2016, AS “WORLD PANCREATIC CANCER DAY” IN FAIRFAX COUNTY** (12:54 p.m.)

Supervisor Gross referred to her written Board Matter regarding World Pancreatic Cancer Day and stated that we can help bring attention to this deadly disease in the community.

Therefore, Supervisor Gross asked unanimous consent that the Board:

- Proclaim November 17, 2016, as “*World Pancreatic Cancer Day*” in Fairfax County
- Direct staff to prepare a signed proclamation to be presented at an off-site event. (A draft proclamation is attached to her written Board Matter.)

Without objection, it was so ordered.

38. **REQUEST TO PROCLAIM NOVEMBER 20, 2016, AS “CHILDREN’S DAY” IN FAIRFAX COUNTY** (12:55 p.m.)

Supervisor Gross referred to her written Board Matter regarding Children’s Day and what the United Nations and the White House have done in support of children’s issues.

It is with the intent of fostering fraternity and understanding between children and promoting the welfare of children throughout our diverse national, racial, and religious communities in the County.

Therefore, Supervisor Gross asked unanimous consent that the Board:

- Proclaim November 20, 2016, as “*Children’s Day*” in Fairfax County
- Direct the Office of Public Affairs to promote activities and events promoting the welfare and rights of children in the County and prepare a signed proclamation to be presented at an off-site event (A draft proclamation is attached to her written Board Matter.)

Without objection, it was so ordered.

39. **HOPKINS HOUSE – PROCLAMATION REQUEST** (12:56 p.m.)

Supervisor Storck said Hopkins House is a world-class, nationally acclaimed community-based organization, supporting education, opportunity, and community by way of its highly rated preschool academies in Alexandria, Southern Fairfax, and Herndon, with successful work-force development programming and basic needs assistance to deserving families. It has served over 51,000 children, youth, and families over the seven decades since its founding in 1939.

Hopkins House, nationally accredited, is a Virginia star-rated preschool academy serving over 420 children, six weeks to five years of age, on three campuses in Northern Virginia. In partnership with Northern Virginia Community College, Hopkins House operates the Early Childhood Learning Institute (ECLI) to assist teens and young adults earn professional credentials, college credits leading toward a degree, and a career in the Early Childhood Education field. While Hopkins House programs are located in Northern Virginia, the organization serves children, youth, and families from communities throughout the Washington, DC, area including military personnel.

Therefore, Supervisor Storck asked unanimous consent that the Board offer its congratulations to Hopkins House and direct staff to prepare a proclamation to be presented on November 7, 2016, at the seventy-seventh anniversary of Hopkins House. Without objection, it was so ordered.

40. **IMPLEMENTATION OF A REAGAN WASHINGTON NATIONAL AIR (DCA) FLY QUIET PROGRAM AND IMPLEMENTATION OF A PERMANENT METROPOLITAN WASHINGTON AIRPORTS AUTHORITY (MWAA) NOISE ADVISORY WORKING GROUP** (12:57 p.m.)

Supervisor Storck said that residents in the Bell Haven, Villamay, Marian Forest, Mason Hill, Hollin Hills, Wellington Heights, and other communities of the Mount Vernon District have been subjected to continuous high noise levels since April 2015, created by aircraft departing DCA and turning west five miles south of the airport to pass overhead in climb power at altitudes between 2200-3500 feet.

The current MWAA Working Group is chartered to inject broad-based community input into noise-related discussions and move the noise discussion beyond the airing of individual and neighborhood complaints toward a cooperative effort to identify practical solutions and recommend those solutions to the MWAA for submission to the Federal Aviation Administration (FAA) for consideration and action.

To date, noise complaints north of DCA have resulted in two Working Group recommendations that the FAA revise the current north flow departure procedure

waypoints to maximize the time aircraft spend flying directly over the Potomac River and minimizing the time aircraft spend flying over adjacent communities. The Mount Vernon community is asking for the same consideration to be given to the southern part of the County with recommendations for MWAA and FAA to reduce the excessive noise concentrated on affected communities and not to simply move the problem to other communities both within and beyond the Mount Vernon District. Identifying and rectifying the issues of outgoing and incoming aircraft noise is critical for a complete solution.

In addition, implementation of a DCA Fly Quiet Program provides an opportunity to influence airlines to operate as quietly as possible in the Washington metropolitan area. A successful Fly Quiet Program should reduce both single event and total noise levels around the airport and along the departure and approach flight paths. Fly Quiet reports communicate results in a clear understandable format on a scale of 0-10, zero being poor and ten being good. This allows for an easy comparison between airlines over time. Individual airline scores are computed and reports are generated each quarter. These quantitative scores allow airline management and flight personnel to measure exactly how they stand compared to other operators and how their proactive involvement can positively reduce noise in the Washington metropolitan area. Each Program Element will be graded on a scale of 0-10 with an average score calculated for all the Elements. It is a data driven method for accountability and measurability quieting the skies; both are needed.

Therefore, jointly with Chairman Bulova, Supervisor Storck moved that the Board authorize staff to:

- Prepare a letter to MWAA indicating the Board's support to implement a DCA Fly Quiet Program
- Create a permanent MWAA Noise Advisory Working Group and address noise issues of outgoing as well as incoming aircraft

Supervisor McKay seconded the motion.

Discussion ensued regarding the MWAA Noise Advisory Working Group and whether there was a need for a separate group since the Airport Advisory Commission (AAC) was formed primarily for dealing with noise issues at the airports.

Chairman Bulova noted that an appointee of the AAC also serves on the Working Group and suggested that staff explore integrating the work of the two organizations.

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

41. **REQUEST FOR CONCURRENT PROCESSING AND EXPEDITED REVIEW – M.C. DEAN, INCORPORATED (PROVIDENCE DISTRICT)**
(1:07 p.m.)

Supervisor L. Smyth said M.C. Dean, Incorporated, as part of relocating its corporate headquarters from Loudoun County to Tysons has submitted an application for a Comprehensive Sign Plan (CSP) for the office tower located at 1765 Greensboro Station Place. The application seeks an additional 40 square feet of sign area to allow M.C. Dean to have a 100-square foot sign. The applicant has met with staff from the Department of Planning and Zoning (DPZ) and the Economic Development Authority (EDA) to obtain preliminary feedback. The applicant has a tight time frame for its move, and has requested concurrent processing and an expedited review of the application. In addition, to meet the tight time frame, the applicant has requested that this application be processed irrespective of the timing of any subsequent submittal for the Boro Development's sign plans.

Therefore, Supervisor L. Smyth moved that the Board direct the Director of the Zoning Evaluation Division, DPZ, to provide expedited processing of the applicant's submitted CSP and process it separately from any subsequent submission by the Boro Development. This motion should not be construed as a favorable recommendation by the Board or the Planning Commission on the proposed application and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations, and adopted standards. Supervisor Herrity seconded the motion and it carried by unanimous vote.

42. **NO BOARD MATTERS FOR SUPERVISOR FOUST (DRANESVILLE DISTRICT)** (1:08 p.m.)

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

43. **REQUEST TO RECOGNIZE JANUARY 2017 AS “HUMAN TRAFFICKING AWARENESS MONTH” IN FAIRFAX COUNTY**
(1:09 p.m.)

Supervisor Herrity referred to his written Board Matter and asked unanimous consent that the Board direct the County Executive to prepare a resolution recognizing January 2017 as “*Human Trafficking Awareness Month*” in Fairfax County and invite representatives from Just Ask, the Human Trafficking Task Force, the Commission for Women, and other community groups to the first Board meeting of 2017 on January 24 to receive the resolution. Without objection, it was so ordered.

44. **REQUEST TO RECOGNIZE NOVEMBER 2016 AS “ADOPTION AWARENESS MONTH” IN FAIRFAX COUNTY** (1:09 p.m.)

Supervisor Herrity referred to his written Board Matter and asked unanimous consent that the Board proclaim November 2016 as “*Adoption Awareness Month*” in Fairfax County and invite a representative from the Department of Family Services to appear before the Board on November 1 to raise awareness and show support for those that provide support and services to those in the adoption process. Without objection, it was so ordered.

45. **REQUEST TO RECOGNIZE MR. JACK MUTARELLI (LEE DISTRICT)** (1:10 p.m.)

Supervisor McKay said another great community leader is retiring this year. Mr. Jack Mutarelli is stepping down after more than 10 years of serving as President of the Transportation Association of Greater Springfield (TAGS). Under his leadership, TAGS has played a key role in the transportation improvement plan for Greater Springfield.

As the Senior Executive Vice President of Calibre for many years, he was always on the cutting edge of educating his employees on transportation options and the importance of taking public transit.

Therefore, Supervisor McKay asked unanimous consent that the Board direct staff to prepare a certificate to be signed jointly by the Chairman and himself for presentation to Mr. Jack Mutarelli outside of the Board Auditorium. Without objection, it was so ordered.

46. **RECESS/CLOSED SESSION** (1:11 p.m.)

Following a query to Elizabeth Teare, County Attorney, regarding the amount of time needed for closed session, Supervisor Gross moved that the Board recess and go into closed session for discussion and consideration of matters enumerated in Virginia Code Section (§) 2.2-3711 and listed in the agenda for this meeting as follows:

- (a) Discussion or consideration of personnel matters pursuant to Virginia Code § 2.2-3711(A) (1).
- (b) Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly-held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Virginia Code § 2.2-3711(A) (3).
- (c) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, and consultation with legal counsel regarding specific legal matters

requiring the provision of legal advice by such counsel pursuant to Virginia Code § 2.2-3711(A) (7).

1. Application of Washington Gas Light Company to Increase Rates, PUE-2016-00001 (Va. State Corp. Comm'n) (All Districts)
2. Verizon, Virginia, Inc., Underpayment of Cable Franchise Fees, and Coxcom, LLC, d/b/a Cox Communications, Underpayment of Cable Franchise Fees and Public, Educational, and Governmental Access Grants
3. *Cheri Zosh v. Fairfax County, Virginia*, Case No. 1:16cv910 (E.D. Va.)
4. U.S. Department of Justice Investigation of Sexual Harassment Charge of Jimmy Son La (Department of Vehicle Services)
5. *Harrison Neal v. Fairfax County Police Department and Colonel Edwin C. Roessler, Jr.*, Case No. CL-2015-0005902 (Fx. Co. Cir. Ct.)
6. *Victor Vega v. Larry Collins, Fairfax County Board of Supervisors, Fairfax County Police Department, Fairfax County Department of Risk Management, and Colonel Edwin C. Roessler Jr.*, Case No. CL-2015-0017926 (Fx. Co. Cir. Ct.)
7. *Tarsha S. Warren v. Officer Ryan Wever*, Case No. CL-2016-0006020 (Fx. Co. Cir. Ct.)
8. *Mirsada Karalic-Loncarevic, by GEICO, subrogee v. Jeffrey Dion Cox*, Case No. GV16-018480 (Fx. Co. Gen. Dist. Ct.)
9. *State Farm Mutual Automobile Insurance Company as subrogee of Elizabeth Scott v. Alberto Hernan Reyes Perez and Gary Moore, Jr.*, Case No. GV16-007894 (Fx. Co. Gen. Dist. Ct.)
10. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Beverly K. Lester*, Case No. CL-2016-009115 (Fx. Co. Cir. Ct.) (Braddock District)

11. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia and Leslie B. Johnson, Fairfax County Zoning Administrator v. Shepherd Scott and Marquetta J. Scott*, Case No. CL 2016-0007733 (Fx. Co. Cir. Ct.) (Braddock District)
12. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Michael Katrivanos*, Case Nos. GV16-018345 and GV16-018346 (Fx. Co. Gen. Dist. Ct.) (Braddock District)
13. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Jose Orellana*, Case Nos. GV16-018734 and GV16-018756 (Fx. Co. Cir. Ct.) (Braddock District)
14. In re: July 27, 2016, Decision of the Board of Zoning Appeals of Fairfax County, Virginia; Case No. CL-2016-0012044 (Fx. Co. Cir. Ct.) (Dranesville District)
15. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Shaw M. Tajzai*, Case No. CL-2016-0013141 (Fx. Co. Cir. Ct.) (Lee District)
16. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Santos E. Gomez and Llecica E. Pulex Perez*, Case No. CL-2016-0004086 (Fx. Co. Cir. Ct.) (Lee District)
17. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Manzoor Ul Haq Sheikh and Shagufta A. Sheikh*, Case No. CL-2013-0009607 (Fx. Co. Cir. Ct.) (Lee District)
18. *James W. Patteson, Director, Fairfax County Department of Public Works and Environmental Services, and Brian J. Foley, Fairfax County Building Official v. David J. Laux and Tara K. Laux, a/k/a Tara K. Long*, Case No. CL-2015-0007970 (Fx. Co. Cir. Ct.) (Mason District)
19. *David J. Laux and Tara K. Laux, a/k/a Tara K. Long v. James W. Patteson, Director, Fairfax County Department of Public Works and Environmental Services, and Brian J. Foley, Fairfax County Building Official*, Case No. CL-2016-0009340 (Fx. Co. Cir. Ct.) (Mason District)

20. *Landmark Homeowners Association, Mark E. Fraser, and Deborah J. Fraser v. Board of Supervisors of Fairfax County, Virginia*, Case No. CL-2016-0009836 (Fx. Co. Cir. Ct.) (Mason District)
21. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Juan F. Hernandez and Maria Hernandez*, Case Nos. GV16-018343 and GV16-018344 (Fx. Co. Gen. Dist. Ct.) (Mason District)
22. *Commissioner of Highways of Virginia v. Mitesh Amin, The Board of Supervisors of Fairfax County, Virginia, and American Tower, L.P.*, Case No. CL-2014-0011771 (Fx. Co. Cir. Ct.) (Mount Vernon District)
23. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Manoj Kumar Ramnani, Ria Ramnani, and Apex Custom Pools LLC*, Case No. CL-2016-0012298 (Fx. Co. Cir. Ct.) (Springfield District)
24. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Stuart E. Supinger and Judy C. Supinger*, Case No. CL-2016-0011132 (Fx. Co. Cir. Ct.) (Sully District)
25. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Steven C. Bryant*, Case No. CL-2009-0005546 (Fx. Co. Cir. Ct.) (Sully District)
26. *Leslie B. Johnson, Fairfax County Zoning Administrator v. James G. Miller, Trustee of the James G. Miller Living Trust, and Atlantic Construction Fabrics, Inc.*, Case No. CL-2009-0002430 (Fx. Co. Cir. Ct.) (Sully District)
27. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Chom Sun Cholihan*, Case No. CL-2013-0012453 (Fx. Co. Cir. Ct.) (Sully District)
28. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. John M. Mitchell and Sandra Dawn Mitchell*, Case Nos. GV16-007972, GV16-007973, GV16-007974, and GV16-007975 (Fx. Co. Gen. Dis. Ct.) (Sully District)
29. *Board of Supervisors of Fairfax County v. Target Marble & Granite, LLC*, Case No. GV16-019559

(Fx. Co. Gen. Dist. Ct.) (Braddock, Mason, Springfield, and Sully Districts)

30. *Board of Supervisors of Fairfax County v. Bruce & Tanya and Associates*, Case No. GV16-019560 (Fx. Co. Gen. Dist. Ct.) (Braddock, Lee, Mason, Mount Vernon, and Springfield Districts)

And in addition:

- Legal analysis regarding the potential adoption of an ordinance pursuant to Virginia Code Section 46.2-9311 [sic]
- Farm Distillery Alcoholic Beverage Control (ABC) License Application for Pohick Creek LLC
- Whitehall Farm ABC License Application for Retail Beer and Wine Sales on Residentially Zoned Property

Chairman Bulova seconded the motion. Following a brief discussion, with input from Ms. Teare, Supervisor Gross clarified that the first bulleted 'And in addition' item is pursuant to Virginia Code Section 46.2-931.

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

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At 3:18 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman Bulova presiding.

ACTIONS FROM CLOSED SESSION

47. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (3:18 p.m.)

Supervisor Gross moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from open meeting requirements and only such public business matters as were identified in the motion by which closed session was convened were heard, discussed, or considered by the Board during the closed session. Supervisor Foust seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE."

48. **WASHINGTON GAS LIGHT COMPANY APPLICATION TO INCREASE RATES** (3:19 p.m.)

Supervisor Gross moved that the Board authorize staff to file a Notice of Participation in the application of Washington Gas Light Company to increase rates, case number PUE-2016-00001, as outlined by the County Attorney in closed session. Supervisor Foust seconded the motion and it carried by unanimous vote.

49. **COUNTY EXECUTIVE AND AUDITOR OF THE BOARD EVALUATIONS** (3:19 p.m.)

Supervisor Gross announced that the Board has completed its annual evaluations of both the County Executive and the Auditor of the Board and moved that their salaries be adjusted as outlined in closed session. Supervisor Foust and Chairman Bulova jointly seconded the motion and it carried by unanimous vote.

50. **WHITEHALL FARM'S ALCOHOLIC BEVERAGE CONTROL (ABC) LICENSE APPLICATION** (3:20 p.m.)

Supervisor Herrity moved that the Board authorize and direct the County Attorney to submit objections to Whitehall Farm's ABC License application for sales of wine and beer off premises. These objections will be submitted on the Board's behalf to the ABC Board based on the legal grounds discussed with the County Attorney in closed session. Supervisor L. Smyth seconded the motion and it carried by unanimous vote.

AGENDA ITEMS

51. **3 P.M. – DECISION ONLY ON PROFFERED CONDITION AMENDMENT APPLICATION PCA B-715 (L & F BOCK FARM LLC) (MOUNT VERNON DISTRICT)**

AND

DECISION ONLY ON REZONING APPLICATION RZ 2015-MV-015 (L & F BOCK FARM LLC) (MOUNT VERNON DISTRICT)

AND

DECISION ONLY ON SPECIAL EXCEPTION APPLICATION SE 2015-MV-030 (L & F BOCK FARM LLC) (MOUNT VERNON DISTRICT)
(3:22 p.m.)

(NOTE: On September 20, 2016, the Board held a public hearing regarding these items and deferred decision until October 18, 2016.)

The applications' property is located approximately 0.1 mile southwest of the intersection of Hinson Farm Road and Parkers Lane, Tax Map 102-1 ((1)) 3C (part).

Following comments concerning a misunderstanding of the 55 and older development conditions associated with the applications and the need to address the resulting confusion, Supervisor Storck moved to defer decision only on Proffered Condition Amendment Application PCA B-715, Rezoning Application RZ 2015-MV-015, and Special Exception Application SE 2015-MV-030 until **November 1, 2016, at 3 p.m.** Supervisor L. Smyth seconded the motion and it carried by unanimous vote.

52. **3 P.M. – DECISION ONLY ON SPECIAL EXCEPTION APPLICATION SE 2015-MV-019 (CHARLES COUNTY SAND AND GRAVEL COMPANY) (MOUNT VERNON DISTRICT)** (3:27 p.m.)

(NOTE: On July 26, 2016, the Board deferred this public hearing until September 20, 2016. On September 20, 2016, the Board held a public hearing and deferred decision until October 18, 2016.)

The application property is located at 9520 Gunston Cove Road, Lorton, 22079, Tax Map 107-4 ((1)) 62A (part).

William Mayland, Assistant Director, Zoning Evaluation Division, Department of Planning and Zoning, gave a brief presentation, noting that copies of the proposed development conditions, which contain two additional conditions, numbers 4 and 29, had been distributed around the dais.

Following brief remarks by William F. Childs, IV, President and Chief Executive Officer of Chaney Enterprises, the owner of Charles County Sand and Gravel, Supervisor Storck discussed challenges of the application to the applicant as well as the community.

Following a query by Supervisor Storck, Mr. Childs confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated October 14, 2016.

Supervisor Storck moved:

- Approval of Special Exception Application SE 2015-MV-019, subject to the development conditions dated March 8, 2016. [sic]
- Modification of Sections 13-303 and 13-304 of the Zoning Ordinance for the transitional screening and barrier requirements to that shown on the special exception plat.

Following input from Mr. Mayland, Supervisor Storck noted that the correct date of the development conditions was October 14, 2016.

Supervisor Cook and Supervisor Herrity jointly seconded the motion and it carried by unanimous vote.

53. **3 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2016-BR-013 (REJNAJ OF TWINBROOKE, LLC) (BRADDOCK DISTRICT) (3:39 p.m.)**

The application property is located at 9581 Braddock Road, Fairfax, VA 22032, Tax Map 69-3((1)) 18A (part).

Mr. Robert D. Brant reaffirmed the validity of the affidavit for the record.

Michael Lynskey, Planner, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

Mr. Brant 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.

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

Following a query by Supervisor Cook, Mr. Brant confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated October 6, 2016.

Supervisor Cook moved:

- Approval of Special Exception Application SE 2016-BR-013, subject to the development conditions dated October 6, 2016.
- Approval of the modifications listed in a handout, dated September 29, 2016, as follows:
 - Modification of the 40,000 square-foot minimum lot area standard of the C-6 Zoning District to permit the 30,245 square foot Special Exception area [Section 4-606 of the Zoning Ordinance (ZO)].
 - Modification of the Transitional Screening and Barrier requirements in favor of the existing site conditions, as supplemented by the proposed plantings shown on the SE Plat (Section 13-302 and 13-304 of the ZO).

- Modification of Required Site Plan Improvements to accept the existing asphalt trail along Braddock Road in lieu of any requirement for a separate concrete sidewalk (Section 17-201, Paragraph 2 of the ZO).
- To direct the Director of the Department of Public Works and Environmental Services to approve a modification of the Parking Geometrics and Standards of the Public Facilities Manual (PFM), to permit the existing 20-foot-wide two-way southern drive aisle, rather than the required 23-foot minimum width (PFM Section 7-0800).

Chairman Bulova seconded the motion and it carried by unanimous vote.

54. **3 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2016-BR-004 (MARCELA MUNOZ D/B/A MARCELA’S DAY CARE) (BRADDOCK DISTRICT)** (3:48 p.m.)

The application property is located 5400 Donnelly Court, Springfield, VA 22151, Tax Map 79-1 ((8)) 66.

Ms. Marcela R. Munoz reaffirmed the validity of the affidavit for the record.

Michael Lynskey, Planner, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

Ms. Munoz 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.

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

Following a query by Supervisor Cook, Ms. Munoz confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated August 31, 2016.

Supervisor Cook moved approval of Special Exception Application SE 2016-BR-004, subject to the development conditions dated August 31, 2016. Chairman Bulova seconded the motion and it carried by a vote of eight, Supervisor McKay and Supervisor Storck being out of the room.

55. **3 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2015-SU-034 (PDG DALY DRIVE, LLC) (SULLY DISTRICT)** (3:53 p.m.)

The application property is located at 4500 Daly Drive, Chantilly, VA 20151, Tax Map 44-1((1)) 13 B2.

Ms. Lori R. Greenlief reaffirmed the validity of the affidavit for the record.

Michael Lynskey, Planner, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

Ms. Greenlief 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. Lynskey presented the staff and Planning Commission recommendations.

Following a query by Supervisor K. Smith, Ms. Greenlief confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated September 21, 2016.

Supervisor K. Smith moved approval of Special Exception Application SE 2015-SU-034, subject to the development conditions dated September 21, 2016. Supervisor L. Smyth seconded the motion and it carried by a vote of nine, Supervisor Storck being out of the room.

56. **3 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2016-HM-017 (MILESTONE TOWER LIMITED PARTNERSHIP III) (HUNTER MILL DISTRICT)** (4:01 p.m.)

Supervisor Hudgins moved to defer the public hearing on Special Exception Application SE 2016-HM-017 until **November 1, 2016, at 4 p.m.** Chairman Bulova seconded the motion and it carried by a vote of eight, Supervisor L. Smyth and Supervisor Storck being out of the room.

57. **3:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX F, LOCAL AGRICULTURAL AND FORESTAL DISTRICTS, AGRICULTURAL RENEWAL APPLICATION AR 83-D-006-04 (CAJOLL CO. AND JOHN W. HANES III SETTLER TRUST) (DRANESVILLE DISTRICT)** (4:01 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 September 30 and October 7, 2016.

The application property is located at 9809 Arnon Chapel Road, Great Falls, VA 22066, Tax Map 8-3 ((1)) 47 Z1, 45Z, 50Z, and 51Z.

Michael Lynskey, Planner, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff report, noting that the 2015 Agricultural and Forestal District Annual Report had been distributed around the dais.

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

Supervisor Foust moved approval of Agricultural Renewal Application AR 83-D-006-04, and adoption of the proposed amendments to the Code of the County of Fairfax, Appendix F, renewing the Cajoll Local Agricultural and Forestal District for an additional eight-year term, subject to the Ordinance provisions dated September 14, 2016. Supervisor Gross and Chairman Bulova jointly seconded the motion and it carried by a vote of six, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor McKay, Supervisor K. Smith, and Chairman Bulova voting "AYE," Supervisor Cook, Supervisor Hudgins, Supervisor L. Smyth, and Supervisor Storck being out of the room.

58. **3:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX F, LOCAL AGRICULTURAL AND FORESTAL DISTRICTS, AGRICULTURAL RENEWAL APPLICATION AR 99-D-002-02 (LAWRENCE A. KROP) (DRANESVILLE DISTRICT)**
(4:07 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 September 30 and October 7, 2016.

The application property is located at 910 Utterback Store Road, Great Falls, VA 22066, Tax Map 7-3 ((1)) 30Z, 35Z, 38Z, 42Z, and 43Z.

Michael Lynskey, Planner, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff report.

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

Supervisor Foust moved approval of Agricultural Renewal Application AR 99-D-002-02 and adoption of the proposed amendments to the Code of the County of Fairfax, Appendix F, renewing the Krop Local Agricultural and Forestal District for an additional eight-year term, subject to the Ordinance provisions dated September 14, 2016. Supervisor Gross seconded the motion and it carried by a vote of eight, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, and

Chairman Bulova voting “AYE,” Supervisor Hudgins and Supervisor Storck being out of the room.

59. **3:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX F, LOCAL AGRICULTURAL AND FORESTAL DISTRICTS, AGRICULTURAL RENEWAL APPLICATION AR 83-S-007-04 (MARY, VICTORIA ANNA, GIFFORD RAY, AND MELISSA HAMPSHIRE) (SPRINGFIELD DISTRICT)** (4:10 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 September 30 and October 7, 2016.

The application property is located at 6295 Newman Road, Fairfax, VA, Tax Map 76-1 ((1)) 1Z and 26Z.

Michael Lynskey, Planner, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff report.

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

Supervisor Herrity moved approval of Agricultural Renewal Application AR 83-S-007-04, and adoption of the proposed amendments to the Code of the County of Fairfax, Appendix F, renewing the Hantslot Local Agricultural and Forestal District for an additional eight year term, subject to the Ordinance provisions dated September 21, 2016. Supervisor Gross seconded the motion and it carried by a vote of eight, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, and Chairman Bulova voting “AYE,” Supervisor Hudgins and Supervisor Storck being out of the room.

60. **3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 2010-PR-022 (TMG SOLUTIONS PLAZA LAND, LP) (PROVIDENCE DISTRICT)** (4:14 p.m.)

- (O) The application property is located between Leesburg Pike and Greensboro Drive, South of Westpark Drive, Tax Map 29-3 ((15)) 7 A2, 7C2, 7 G (part), 7 H (part), 7 J, and 7 K.

Ms. Sara V. Mariska reaffirmed the validity of the affidavit for the record.

Supervisor Cook disclosed that he received a campaign contribution in excess of \$100 from:

- RBDW Avant LLC, which is owned, in part, by Robert C. Kettler who is the member of KI Greensboro Phase I LLC. KI Greensboro

Phase I LLC is the Asset Manager/Consultant for the applicant as disclosed in Section 1(a) of this affidavit. However, RBDW Avant LLC is not a party to this application.

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

Ms. Mariska 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 L. Smyth moved:

- Approval of Proffered Condition Amendment Application PCA 2010-PR-022, subject to the proffers dated August 18, 2016.
- Reaffirmation of all previously approved waivers and modifications.

Supervisor Foust seconded the motion and it carried by a vote of eight, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, and Chairman Bulova voting “AYE,” Supervisor Hudgins and Supervisor Storck being out of the room.

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61. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 33 (PAWNBROKERS AND PRECIOUS METALS AND GEMS DEALER)** (4:20 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 September 30 and October 7, 2016.

Henri McCartney Stein, Chief, Regulation and Licensing Branch, Department of Cable and Consumer Services, presented the staff report.

Following the public hearing, Supervisor K. Smith moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 33 (Pawnbrokers and Precious Metals and Gems Dealer). Chairman Bulova seconded the motion and it carried by a vote of eight, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor McKay,

Supervisor K. Smith, Supervisor L. Smyth, and Chairman Bulova voting “AYE,” Supervisor Hudgins and Supervisor Storck being out of the room.

62. **4 P.M. – PH ON PROPOSED PLAN AMENDMENT 2013-I-MS1 (MERRIFIELD SUBURBAN CENTER) (PROVIDENCE DISTRICT)**
(4:24 p.m.)

Mike D. Van Atta, Planner II, Policy and Plan Development Branch, Planning Division, Department of Planning and Zoning, presented the staff report.

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

Supervisor L. Smyth moved approval of Plan Amendment 2013-I-MS1, as recommended by the Planning Commission, with the additional editorial clarifications listed in the October 18, 2016, handout. Supervisor Foust seconded the motion and it carried by a vote of eight, Supervisor Hudgins and Supervisor Storck being out of the room.

63. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G, TO EXPAND THE CULMORE RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 9 (MASON DISTRICT)** (4:30 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 September 30 and October 7, 2016.

Charisse Padilla, Transportation Planner, Fairfax County Department of Transportation (FCDOT), presented the staff report.

Following the public hearing, which included testimony by three speakers, Supervisor Gross submitted items for the record.

Supervisor Gross moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix G, expanding the Culmore RPPD, District 9. The proposed District expansion includes the following:

- Church Street (Route 2945):

From Courtland Drive to Payne Street, south side only

- Nevius Street (Route 1888):

~~From Knollwood Drive to Leesburg Pike~~

From Beachway Drive to Leesburg Pike, west side only

From the southern property boundary of 3409 Nevius Street to Leesburg Pike, east side only

- Payne Street (Route 2944):

From the southern property boundary of 3452 Payne Street to the northern property boundary of 3426 Payne Street, west side only

From the southern property boundary of 3437 Payne Street to the northern property boundary of 3427 Payne Street, east side only

Chairman Bulova and Supervisor Foust jointly seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE.”

64. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G, TO EXPAND THE SPRINGDALE RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 33 (MASON DISTRICT)** (4:45 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 September 30 and October 7, 2016.

Charisse Padilla, Transportation Planner, Department of Transportation, presented the staff report.

Following the testimony of Ms. Pam Washington (Speaker 2), discussion ensued, with input from Ms. Padilla, regarding parking.

Following the public hearing, which included testimony by three speakers, Supervisor Gross moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix G, expanding the Springdale RPPD, District 33. The proposed District expansion includes the following:

Munson Road (Route 795):

~~From Summers Lane to the north end~~

~~From Arnet Street to Summers Lane~~

~~From Arnet Street to Reservoir Heights Avenue; east side only~~

From Magnolia Lane to the north end; east side only

From Magnolia Lane to the northern property boundary of 3814
Munson Road, west side only

From Reservoir Heights Avenue to the north end, west side only

Chairman Bulova seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE."

Discussion ensued regarding the postal services inability to deliver mail and packages on overcrowded streets and the need to explore ways to rectify the problem.

65. **4 P.M. – PH ON THE CREATION OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE/RECYCLING AND/OR LEAF COLLECTION SERVICE (HUNTER MILL DISTRICT)** (5:01 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 September 30 and October 7, 2016.

Jeffrey Hatterick, Division of Solid Waste Collection/Recycling, Department of Public Works and Environmental Services, presented the staff report.

Following the public hearing, Supervisor Hudgins moved adoption of the Resolution approving changes to small and local sanitary districts for refuse/recycling and/or leaf collection service, effective January 1, 2017, in accordance with the Board's adopted criteria for the Creation/Enlargement/Withdrawal of Small or Local Sanitary Districts, as follows:

<u>Sanitary District</u>	<u>Action</u>	<u>Service</u>
Small District Within Hunter Mill District (Equus Court Area)	Create	Refuse, Recycling, and Vacuum Leaf Collection

Supervisor L. Smyth seconded the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE," Supervisor Gross being out of the room.

66. **4 P.M. – PH ON THE DE-CREATION/RE-CREATION OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE/RECYCLING AND/OR VACUUM LEAF COLLECTION SERVICE (MOUNT VERNON DISTRICT)** (5:04 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 September 30 and October 7, 2016.

Jeffrey Hatterick, Division of Solid Waste Collection/Recycling, Department of Public Works and Environmental Services, presented the staff report.

Following the public hearing, Supervisor Storck moved adoption of the Resolution approving changes to small and local sanitary districts for refuse/recycling and/or leaf collection service, effective January 1, 2017, in accordance with the Board's adopted criteria for the Creation/Enlargement/Withdrawal of Small or Local Sanitary Districts, as follows:

<u>Sanitary District</u>	<u>Action</u>	<u>Service</u>
Small District 1 Within Mount Vernon District (Culver Place Area)	De-Create/ Re-Create	Add Vacuum Leaf Collection

Chairman Bulova seconded the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE," Supervisor Gross being out of the room.

67. **4:30 P.M. – PH ON A PROPOSAL TO PROHIBIT THROUGH TRUCK TRAFFIC ON WASHINGTON DRIVE, TYLER STREET, PAYNE STREET, CHURCH STREET, AND COURTLAND DRIVE (MASON DISTRICT)** (5:06 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 September 30 and October 7, 2016.

Steven K. Knudsen, Transportation Planner, Department of Transportation, presented the staff report.

Following the public hearing, which included testimony by one speaker, Supervisor Gross submitted items for the record.

A brief discussion ensued, with input from Mr. Knudsen, regarding the Virginia Department of Transportation's (VDOT) sign installation process.

Supervisor Gross moved adoption of the Resolution prohibiting through truck traffic on the following streets:

- Washington Drive and Tyler Street between Leesburg Pike and Columbia Pike
- Payne Street, Church Street, and Courland Drive between Leesburg Pike and Columbia Pike

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

68. **4:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE), REGARDING REFERENCE CITATIONS FOR NURSERY SCHOOLS, CHILD CARE CENTERS, AND VETERINARY HOSPITALS; SPECIAL PERMIT SUBMISSION REQUIREMENTS; VARIANCE STANDARDS; AND CLARIFICATION OF THE DEFINITION OF PUBLIC USE**
(5:11 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 September 30 and October 7, 2016.

Andrew B. Hushour, Deputy Zoning Administrator, Department of Planning and Zoning (DPZ), presented the staff report.

Following the public hearing, Mr. Hushour presented the staff and Planning Commission (PC) recommendations.

Supervisor K. Smith moved:

- Adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), regarding reference citations for Nursery Schools, Child Care Centers and Veterinary Hospitals; Special Permit Submission Requirements; Variance Standards; and Definitions of Public Use and School of General Education, effective at 12:01 a.m. on the date following adoption, subject to the following changes, as noted in the handout dated October 5, 2016:
 - Amend Paragraph 5, of Section 8-305; Paragraph 5, of Section 8-907; and Paragraph 14 of Section 8-918, of the Zoning Ordinance by striking the

proposed language that the dimensioned floor plan shall be certified by an engineer, architect, or similar licensed professional

- Amend Paragraph 5, of Section 8-305; Paragraph 5, of Section 8-907; and Paragraph 14 of Section 8-918, of the Zoning Ordinance, by deleting the last sentence containing the waiver provisions for the certified dimensioned floor plan, as this is no longer necessary given the proposed changes
- To direct staff to re-evaluate the submission of uncertified dimensioned floor plans two years following adoption of the amendment and report the findings, if appropriate

Following a brief discussion regarding submission requirements, the question was called on the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” Supervisor McKay being out of the room.

69. **4:30 P.M. – PH ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF BIRCH STREET SIDEWALK IMPROVEMENTS (DRANESVILLE DISTRICT)** (5:22 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 September 30 and October 7, 2016.

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

Following the public hearing, Supervisor Foust moved adoption of the Resolution authorizing the acquisition of certain land rights necessary for the construction of Birch Street sidewalk improvements. Supervisor L. Smyth seconded the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” Supervisor Herrity being out of the room.

70. **5 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX M, TO EXPAND THE TWINBROOK COMMUNITY PARKING DISTRICT (CPD) (BRADDOCK DISTRICT)** (5:25 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 September 30 and October 7, 2016.

Charisse Padilla, Transportation Planner, Department of Transportation, presented the staff report.

Following the public hearing, Supervisor Cook moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix M, expanding the Twinbrook CPD, in accordance with current CPD restrictions. Chairman Bulova seconded the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE," Supervisor Herrity being out of the room.

71. **ORDERS OF THE DAY** (5:27 p.m.)

Chairman Bulova announced that after the next public hearing, the Board will consider the public hearing on Proffered Condition Amendment Application PCA-B-846-03, Development Plan Amendment Application DPA-HM-117-2, and Planned Residential Community Application PRC-B-846-04.

72. **5 P.M. – PH TO CONSIDER ADOPTING AN ORDINANCE TO ESTABLISH THE McLEAN RIDGE TEMPORARY RESIDENTIAL PERMIT PARKING DISTRICT, DISTRICT T5 (PROVIDENCE DISTRICT)** (5:28 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 September 30 and October 7, 2016.

Charisse Padilla, Transportation Planner, Department of Transportation, presented the staff report.

Following the public hearing, Supervisor L. Smyth submitted items for the record.

Supervisor L. Smyth moved adoption of the Ordinance establishing the McLean Ridge Temporary RPPD, District T5. Supervisor Foust and Supervisor Herrity jointly seconded the motion and it carried by a vote of nine, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE," Supervisor Cook being out of the room.

73. **5:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA-B-846-03 (RP 11720, LLC) (HUNTER MILL DISTRICT)**

AND

PH ON DEVELOPMENT PLAN AMENDMENT APPLICATION DPA-HM-117-02 (RP 11720, LLC) (HUNTER MILL DISTRICT)

AND

PH ON PLANNED RESIDENTIAL COMMUNITY APPLICATION PRC-B-846-04 (RP 11720, LLC) (HUNTER MILL DISTRICT) (5:31 p.m.)

(O) The application property is located on the northwest quadrant of the intersection of Sunrise Valley Drive and Roland Clarke Place, Tax Map 17-4((14)) (1A) 1.

Ms. Lori Greenlief reaffirmed the validity of the affidavit for the record.

A brief discussion ensued, with input from Elizabeth D. Teare, County Attorney, regarding disclosure requirements.

Laura Arseneau, Planner, Zoning Evaluation Division (ZED), Department of Planning and Zoning (DPZ), gave a PowerPoint slide presentation depicting the application and site location.

Discussion ensued, with input from Ms. Arseneau and Barbara Berlin, Director, ZED, DPZ, regarding garage dimensions and accessibility.

Ms. Greenlief 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 Ms. Greenlief, regarding the distance to the metro stations, bike trails near the property and the number of parking spaces provided.

Following the public hearing, which included testimony by two speakers, Supervisor Hudgins submitted items for the record.

Ms. Greenlief presented rebuttal. A brief discussion ensued, with input from Ms. Greenlief, regarding shared open spaces.

Discussion ensued, with input from Elizabeth Ianneta, Planner III, Department of Transportation, regarding street connectivity and the opportunity for an adequate grid of streets in the area.

Ms. Arseneau presented the staff and Planning Commission recommendations.

Following a query by Supervisor Hudgins, Ms. Greenlief confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated September 6, 2016.

Supervisor Hudgins moved:

- Approval of Development Plan Amendment Application DPA HM-117-02 to amend existing Development Plan DP-117.
- Approval of Proffered Condition Amendment Application PCA B-846-03, subject to the proffers dated October 18, 2016.
- Approval of Planned Residential Community Application PRC B-846-04, subject to the development conditions dated September 6, 2016.
- Waiver of Paragraph 2 of Section 6-107 of the Zoning Ordinance, which requires a 200 square foot minimum privacy yard area for single family attached dwellings.
- Waiver of the tree preservation requirement from Section 12-0508.3 of the Public Facilities Manual.

Supervisor McKay seconded the motion. Discussion ensued, with input from Ms. Arseneau, regarding the size of the garages and the Fire Marshall's review of the application.

Supervisor Cook noted that staff should continue to review the issues raised and provide guidance for the width and size of garages in townhouse developments.

Ms. Berlin noted that there is a Committee of Industry working with staff to provide recommendations regarding garage sizes standards.

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

74. **5 P.M. – PH ON PROPOSED PLAN AMENDMENT PA 2014-IV-MV3, LOCATED EAST OF METROVIEW PARKWAY, SOUTH OF CAMERON RUN (MOUNT VERNON DISTRICT)** (6:20 p.m.)

Kenneth Sorrenson, Planner II, Department of Planning and Zoning, presented the staff report.

Following the public hearing, which included testimony by one speaker, Supervisor Storck submitted items for the record.

Mr. Sorrenson presented the staff and Planning Commission recommendations.

Supervisor Storck moved approval of Plan Amendment PA 2014-IV-MV3, as recommended by the Planning Commission, and shown on the handout dated September 15, 2016, which are Attachments I and II of the Board Item. The amendment would add an option for multifamily residential development up to a maximum of approximately 360 dwelling units. Chairman Bulova seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

75. **5 P.M. – PH ON PROPOSED PLAN AMENDMENT PA 2015-IV-MV3, LOCATED ON THE EAST SIDE OF RICHMOND HIGHWAY, NORTH OF FAIRVIEW DRIVE (MOUNT VERNON DISTRICT)** (6:27 p.m.)

Aaron Klibaner, Planner II, Department of Planning and Zoning, presented the staff report.

Following the public hearing, which included testimony by one speaker, Supervisor Storck submitted items for the record.

Mr. Klibaner presented the staff and Planning Commission (PC) recommendations.

Supervisor Storck moved approval Plan Amendment PA 2015-IV-MV3, as recommended by the Planning Commission, and shown on the handout dated September 22, 2016, which are Attachments I and II of the Board Item. The amendment would add an option for a multifamily residential development proximate to a potential bus rapid transit station and would provide amenities that serve both the new residents and larger community. Chairman Bulova seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

76. **5:30 P.M. – PH ON PROPOSED PLAN AMENDMENT PA 2016-CW-1CP, COUNTYWIDE POLICY PLAN** (6:33 p.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved to defer the public hearing on proposed Plan Amendment PA 2016-CW-1CP until **November 1, 2016, at 4 p.m.** Vice-Chairman Gross seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

77. **5:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX R, TO ESTABLISH PARKING RESTRICTIONS ON FAIR RIDGE DRIVE (SULLY DISTRICT)**
(6:35 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 September 30 and October 7, 2016.

Charisse Padilla, Transportation Planner, Department of Transportation, presented the staff report.

Following the public hearing, which included testimony by one speaker, Supervisor K. Smith moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix R, to prohibit commercial vehicles, recreational vehicles, and all trailers as defined in Chapter 82 of the Fairfax County Code from parking on Fair Ridge Drive, north of Lee Jackson Highway from 6 p.m. to 9 a.m., seven days per week. Supervisor L. Smyth seconded the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” Supervisor Hudgins being out of the room.

78. **5:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA-B-846-03 (RP 11720, LLC) (HUNTER MILL DISTRICT)**

AND

PH ON DEVELOPMENT PLAN AMENDMENT APPLICATION DPA-HM-117-2 (RP 11720, LLC) (HUNTER MILL DISTRICT)

AND

PH ON PLANNED RESIDENTIAL COMMUNITY APPLICATION PRC-B-846-04 (RP 11720, LLC) (HUNTER MILL DISTRICT)

(NOTE: Earlier in the meeting, action was taken regarding this item. See Clerk’s Summary Item #73.)

79. **5:30 P.M. – PUBLIC COMMENT FROM FAIRFAX COUNTY CITIZENS AND BUSINESSES ON ISSUES OF CONCERN** (6:39 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public comment was duly advertised in that newspaper in the issues of September 30 and October 7, 2016.

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.

Public comment was held and included the following individuals:

- Mr. Stephen Vanacore, regarding personal property tax
- Ms. Anne W. Patchell, regarding the placement of bus shelter ads impacting driver safety

Discussion ensued regarding the driver distraction caused by the placement of the advertisings.

Supervisor L. Smyth asked unanimous consent that the Board direct staff to research whether there is any information on accidents resulting from drivers distracted by the placement of bus shelter ads. Without objection, it was so ordered.

- Mr. Andrew Roesell, regarding creating a Purchase of Development Rights (PDR) Program for Fairfax County

Discussion ensued regarding programs available in the County regarding land conservations and whether they can be expanded.

- Ms. Michelle Evans, regarding the Fairfax Police Practices Ad Hoc Commission

Discussion ensued regarding the efforts being made to address the recommendations by the Ad Hoc Commission.

Chairman Bulova stated that the Board will discuss, at its Public Safety Committee meeting Tuesday, October 25, 2016, at 1 p.m., the establishment of an independent Citizen Oversight Board and other recommendations by the Ad Hoc Commission.

80. **BOARD ADJOURNMENT** (7:01 p.m.)

The Board adjourned.

Index

AGENDA ITEM	Page
Presentations: Certificates/Awards	3-7
Appointments to Citizen Boards, Authorities, Commissions and Advisory Groups	7-13
Items Presented by the County Executive	
Administrative Items	13-15
Action Items	15-18
Information Items	18
Board Matters	
Chairman Bulova	2, 18-23
Supervisor Cook	22-23
Supervisor Foust	n/a
Supervisor Gross	26-27
Supervisor Herrity	30-31
Supervisor Hudgins	23-26
Supervisor McKay	31
Supervisor K. Smith	23
Supervisor L. Smyth	2, 30
Supervisor Storck	2, 28-29
Actions from Closed Session	35-36
Public Hearings	36-55