

BRIEF

FAIRFAX COUNTY NOTICE

April 16, 2024

Public hearings before the Board of Supervisors of Fairfax County, Virginia, to be held in the Board Auditorium of the Fairfax County Government Center, 12000 Government Center Parkway, Fairfax, Virginia 22035.

TIME SUBJECT

3:00 p.m. Public hearing, pursuant to authority granted by Code of Virginia §§ 15.2-107, §33.2-1224, §33.2-1225, and an Agreement Between the Virginia Department of Transportation and the Board of Supervisors of Fairfax County, Virginia, for enforcement of laws regarding illegal signs and advertising within the limits of the highway, an increase to the administrative fee related to the removal and abatement of illegal signs is proposed. The increase shall be from \$10.00 to \$50.00 per illegal sign collected. The full text of the amendments can be made available for review at the Herrity Building, Fairfax County Department of Code Compliance, 12055 Government Center Parkway Suite 1016, Fairfax, Virginia 22035. If you have questions regarding the details of this amendment or to make arrangements to view the documents may be directed to the Signs in the Right of Way Program at 703-246-1300.

3:00 p.m. Public hearing, pursuant to authority granted by the Code of Virginia §§ 15.2-107 and 58.1-3830, on proposed amendments to Chapter 4, Article 11 of the Fairfax County Code, to increase the excise tax rate from one and one-half cents (\$0.015) to two cents (\$0.02) for each cigarette sold, stored, or received. The Code of Virginia §58.1-3830 authorizes counties to levy a cigarette tax at a maximum rate of two cents (\$0.02) per cigarette sold. Fairfax County Code Section 4-11-3 sets the county's rate at one and one-half cents (\$0.015) per cigarette sold. Based on the current quantity of packs being sold, it is estimated that increasing this rate by one-half cent (\$0.005) to the maximum amount allowed would generate roughly \$1.3 million in additional annual revenue. Presently, the enforcement and collection of the cigarette tax in Fairfax County is administered by the Northern Virginia Cigarette Tax Board. Questions regarding the proposed amendment to Chapter 4 (Taxation and Finance) may be directed to Greg Bruch of the Department of Tax Administration at 703-324-2550.

3:00 p.m. Public hearing, pursuant to authority granted by Virginia Code §§ 15.2-107, 27-97 and 27-98, on proposed administrative amendments to Chapter 61 (Building Provision) Appendix Q, Section H, and Chapter 62 (Fire Protection) will increase fees associated with plan review, inspections, operational permits, and witnessed testing of fire protection systems by up to 33 percent (0-33%). Specifically, Hourly fees for review will increase from \$156 to \$208. Flat fees for permit and inspections will rise from \$150 to \$195, except as follows:

- a. 5601.2, Explosives, from \$180 to \$234
- b. 2401.3, Floor Finishing, 3501.2(e), Torch Operations, 6101.2 LP-Gas from \$78 to \$104
- c. 5601.2 Pyrotechnics and Fireworks, Outdoor, from \$480 to \$624
- d. 5601.2 Pyrotechnics and Fireworks, Retail Sales, from \$720 to \$936
- e. 5001 Hazardous Materials Facility Emergency Response Plan, from \$100 to \$133
- f. 5001 Tier II submissions and 107.10 County and State Licensing Inspections, from \$25 to \$33

The full text of the amendments can be made available for review at the Fairfax Public Safety Headquarters, 12099 Government Center Parkway, 3rd Floor, Office of the Fire Marshall Permit Counter, Fairfax, Virginia 22305. If you have questions regarding the details of this amendment or to make arrangements to view the documents may be directed to the Office of the Fire Marshal at 703-246-4753.

3:00 p.m. Public hearing, pursuant to authority granted by Code of Virginia §§ 15.2-107, 15.2-961.1, 15.2-2204, 15.2-2241(A)(9), 15.2-2286(A)(6), 36-98.3, 36-105, 62.1-44.15:28(A), 62.1-44.15:29, and 62.1-44.15:54(J), the amendments propose new fees and amendments to fees charged by Land Development Services (LDS), under Chapter 2, Art. 1, Sec. 2-1-4 (Property Under County Control), Chapter 61, Art. 1, Sec. 61-1-3 (Building Provisions), Chapter 101, Art. 2, Sec. 101-2-9 (Subdivision Provisions), Chapter 104, Art. 1, Sec. 104-1-3 (Erosion and Sedimentation Control), Chapter 112.1, Art. 8, Sec. 8101.1.D (Zoning Ordinance), and Chapter 124, Article 3 (Stormwater Management Ordinance) of the County Code, for plan review, processing of permits, and performing testing and inspection services on amendments to Appendix Q (Land Development Fee Schedule) of The Code of the County of Fairfax, Virginia, (County Code) as follows: Pursuant to authority granted by Code of Virginia §§ 15.2-107, 15.2-961.1, 15.2-2204, 15.2-2241(A)(9), 15.2-2286(A)(6), 36-98.3, 36-105, 62.1-44.15:28(A), 62.1-44.15:29, 62.1-44.15:54(J), the amendments propose new fees and amendments to fees charged by Land Development Services (LDS), under Chapter 2, Art. 1, Sec. 2-1-4 (Property Under County Control), Chapter 61, Art. 1, Sec. 61-1-3 (Building Provisions), Chapter 101, Art. 2, Sec. 101-2-9 (Subdivision Provisions), Chapter 104, Art. 1, Sec. 104-1-3 (Erosion and Sedimentation Control), Chapter 112.1, Art. 8, Sec. 8101.1.D (Zoning Ordinance), and Chapter 124, Article 3 (Stormwater Management Ordinance) of the County Code, for plan review, processing of permits, and performing testing and inspection services. The Building Development Fees charged under Appendix Q, Part I, Section A (Standard Fees) are being changed as follows: 1) Increase all fees by 25%, 2) Eliminate the existing \$0 fee related to radiation, fallout or blast shelter; and 3) Add a Code Academy levy of 2.0% – collected for all building development fees in Section I-A, B, C, D, E, F, G, I, J. The Building Development Fees charged under Appendix Q, Part I, Section B (Building Permit and Other Fees) are being changed as follows: 1) Increase all fees by 25%, 2) Eliminate the Home Improvements line item; 3) Eliminate the line item referring to Roof Repairs, New Roof Structures, Re-siding; and 4) Add fees for pedestrian bridges as follows: flat fee of \$4200 for projects where there is no approved masterfile, fees based on the type of construction listed in Table 1 will apply to projects with approved master files. The Building Development Fees charged under Appendix Q, Part I, Sections C (Mechanical Permit Fees), D (Electrical Permit Fees), E (Plumbing Permit Fees), F (Household Appliance Permit Fees) and J (Building and Fire Prevention Code Modifications and Local Board of Building Code Appeals Fees) are being increased by 25%. The Site Development Fees charged under Appendix Q, Part II, Section A (Plan and Document Review Fees) are being modified as follows: 1) Increase all fees by 10%; 2) Eliminate minor site plans from the Gateway Review Fee and remove language excluding minor site plans from the Minimum Submission Review (MSR) Fee. 3) Add a subsequent MSR Submission Fee of Previous MSR Review Fee + 10%; 4) Add a signature set review cycle fee for Subdivision Plans, Site Plans, and Site Plans for Public Improvements Only, Minor Site Plans, Grading Plans, Subdivision Lot Grading Plans, Site Plan Lot Grading Plans, Infill Lot Grading Plans, and Rough Grading Plans, when the submission consists of 6-20 modified plan sheets to be charged \$135 + \$80 per modified sheet, 5) Add minor revision fee of \$159 for Subdivision Plans, Site Plans, Site Plans for Public Improvements Only, Minor Site Plans, Grading Plans, Subdivision Lot Grading Plans, Site Plan Lot Grading Plans, Infill Lot Grading Plans, Rough Grading Plans; 6) Update parking study and parking adjustment fees and terminology to align with Zoning Ordinance section 6100; 7) Eliminate the \$0 fee related to recycling studies; and 7) Add a \$0 fee for floodplain use determinations. The Site Development Fees charged under Appendix Q, Part II, Section B (Bonding and Agreement Fees) are being increased fees

by 10%. The Site Development Fees charged under Appendix Q, Part II, Section C (Site Inspection Fees) are being increased by 10%. The Site Development Fees charged under Appendix Q, Part II, Section E (Site Permit Fees) are being modified as follows: 1) Increase all fees by 10%; 2) Add a removal/demolition fee of \$407.00 for both overhead and underground installations. The Site Development Fees charged under Appendix Q, Part II, Section F (Waiver, Exception, Modification and Exemption Fees) are being increased by 10%. No change is proposed to items without a fee; these will remain at \$0. The Site Development Fees charged under Appendix Q, Part II, Section G (Permits for Discharges of Stormwater from Construction Activity Fees) are being increased by 10%. The Fees charged under Appendix Q, Part III: Miscellaneous Fees are being modified as follows: 1) Eliminate Digitization Fee; 2) Increase Technology surcharge from 4% to 10%; 3) Eliminate Sheet Substitution fee. Some site and building fees are also being increased or decreased up to an additional 1% for rounding. Miscellaneous text edits and editorial changes are also being proposed. Questions regarding the proposed amendment to Appendix Q (Land Development Fee Schedule) may be directed to Kirsten Munz of Land Development Services at 703-324-7523.

3:00 p.m. Public hearing on the matter of an amendment to Chapter 112.2 (the Zoning Ordinance) of the 1976 Code of the County of Fairfax, as follows **with advertised options in bold**. The following is a descriptive summary only and does not include every detail:

- (1) Increase zoning application and appeal fees set out in Zoning Ordinance Table 8102.1 by **up to 35 percent and rounded to nearest \$5**, as authorized by Virginia Code § 15.2-2286(A)(6).
- (2) Increase the required Planned District recreation minimum expenditure from **\$1,900 to up to \$2,400** per dwelling unit for residential development in the PDH, PDC, PRM, and PTC Districts, as required by Zoning Ordinance subsections 2105.2.B(4)(b), 2105.4.B(4)(b), 2105.5.B(4)(b), and 2105.6.B(3)(b), as authorized by Virginia Code §§ 15.2-1200, -2200, -2280(1), -2283, -2284, and 2286(A)(7) and (9).

Additionally, a copy of the staff report and the full text of the proposed ordinance is available on-line at <https://www.fairfaxcounty.gov/planning-development/zoning-ordinance/amendments> and can be made available for review at the Zoning Administration Division, Department of Planning and Development, 12055 Government Center Parkway, Fairfax, Virginia 22035. If you have questions regarding the details of this amendment or to make arrangements to view the documents, please contact the Zoning Administration Division at 703-324-1314.

3:00 p.m. Public hearing on the Fiscal Year (FY) 2025 effective tax rate increase.

3:00 p.m. Public hearing on proposed amendments to Chapter 67.1 of the Fairfax County Code (Sanitary Sewers and Sewage Disposal), Article 10 (Charges), Section 2. Pursuant to the authority of the Virginia Code, Title 15.2., Chapter 21 (including, without limitation, Sections 15.2-2111, 2119, and 2122), the Board of Supervisors of Fairfax County, Virginia, proposes to amend and readopt Section 67.1-10-2 of the Fairfax County Code by, among other things, changing all references to the unit cost of sewer service and the base charge, updating the availability charge schedule for residential, commercial, and all other users desiring to connect to the County sanitary sewer facilities, the fixture unit rate, and proposed hauled wastewater charge. A detailed listing of the proposed rate changes can be found in the April 2 and April 9, 2024, Washington Times newspapers.

4:00 p.m. Public hearing on the Fiscal Year (FY) 2025 Advertised Budget Plan, FY 2025 proposed tax rates, FY 2025-2029 Advertised Capital Improvement Program (with Future Fiscal Years to 2034), and to amend the current appropriation level of the FY 2024 Revised Budget Plan as proposed in the FY

2024 Third Quarter Review will be held before the Board of Supervisors at 4:00 p.m. on April 16, and at 3:00 p.m. on April 17 and April 18, 2024.

The public hearings are available to view live on Channel 16 and stream live online at <https://www.fairfaxcounty.gov/cableconsumer/channel-16/stream>. Live audio of the meeting may be accessed at 703-324-7700. Those wishing to testify may do so in person, or via phone or pre-recorded YouTube video. Speakers wishing to testify via video must register by signing up online below or by calling the Department of Clerk Services at 703-324-3151, TTY 711, and must submit their video no later than 9 a.m. on the day prior to the hearing. Speakers wishing to testify via phone must sign up to testify no later than 12:00 p.m. the day of the hearing to be placed on the Speakers List. Speakers not on the Speakers List may be heard after the registered speakers have testified. In addition, written testimony and other submissions will be received by mail at 12000 Government Center Parkway, Suite 552, Fairfax, Virginia, 22035 or by email at ClerktotheBOS@fairfaxcounty.gov. More information on the ways to testify can be found at <https://www.fairfaxcounty.gov/clerkservices/ways-provide-public-hearing-testimony>.

Copies of the full text of proposed ordinances, plans and amendments, as applicable, as well as other documents relating to the aforementioned subjects, are on file and available for review at the Office of the Clerk for the Board of Supervisors and on the County's website at www.fairfaxcounty.gov. To make arrangements to view the documents, please contact the Office of the Clerk for the Board of Supervisors at 703-324-3151.

Fairfax County is committed to nondiscrimination on the basis of disability in all county programs, services and activities and supports the Americans with Disabilities Act by making reasonable accommodations for persons with disabilities. All televised government meetings are closed captioned in English and Spanish (los subtítulos en español). Reasonable accommodation is available upon 48 hours advance notice by calling 703-324-3151 or TTY 711.