

**MINUTES OF
FAIRFAX COUNTY PLANNING COMMISSION
WEDNESDAY, APRIL 19, 2023**

PRESENT: Phillip A. Niedzielski-Eichner, Chairman, Providence District
Evelyn S. Spain, Secretary, Sully District
Timothy J. Sargeant, Vice Chairman, Commissioner At-Large
John C. Ulfelder, Parliamentarian, Dranesville District
Mary D. Cortina, Braddock District
John A. Carter, Hunter Mill District
Daren Shumate, Mason District
Peter F. Murphy, Springfield District
Andres Jimenez, Commissioner At-Large
Candice Bennett, Commissioner At-Large

ABSENT: Daniel G. Lagana, Franconia District
Walter C. Clarke, Mount Vernon District

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The meeting was called to order at 7:30 p.m., by Chairman Phillip A. Niedzielski-Eichner, in the Board Auditorium of the Fairfax County Government Center, 12000 Government Center Parkway, Fairfax, Virginia 22035.

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COMMISSION MATTERS

Chairman Niedzielski-Eichner announced that tonight's Planning Commission meeting would be brief. He added that the County was in the response phase to the Virginia Supreme Court's ruling on a modernized Zoning Ordinance that was part of the Zoning Ordinance Modernization (zMOD) project, adopted by the Board of Supervisors on March 23, 2021. Chairman Niedzielski-Eichner added that the Court's ruling resulted in a number of applications that would have been considered under zMOD were being deferred indefinitely, until further notice.

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Chairman Niedzielski-Eichner announced that tonight's Planning Commission officer's meeting would convene at 7:45 p.m. The meeting was held in the Board Conference room. Chairman Niedzielski-Eichner added that he welcomed any Commissioners who were interested in participating in the meeting. The public was also welcome to attend.

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SE 2022-MA-00032 - THE KINGDOM OF CHILDREN LLC D/B/A THE KINGDOM OF CHILDREN BILINGUAL PRESCHOOL

Commissioner Shumate MOVED THAT THE PLANNING COMMISSION DEFER THE PUBLIC HEARING ON SE 2022-MA-00032 TO A DATE CERTAIN OF JUNE 7, 2023.

Commissioner Murphy seconded the motion, which was carried by a vote of 10-0. Commissioners Clarke and Lagana were absent from the meeting.

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ZONING ORDINANCE AMENDMENT – PARKING REIMAGINED (STATEMENT)

Commissioner Jimenez stated that a public hearing on the Zoning Ordinance Amendment for the Parking Reimagined project had previously been scheduled for this evening’s meeting. However, on March 23, 2023, the Virginia Supreme Court declared zMOD void *ab initio*. Commissioner Jimenez added that because the Parking Reimagined amendment was based on zMOD, staff requested that the public hearing be deferred indefinitely. The public hearing on this amendment has not been advertised. He added that both himself and the staff were in the process of scheduling a work session with Commissioners to discuss the project in more detail before scheduling new public hearings. Commissioner Jimenez noted that because the amendment was not advertised for public hearing, a motion was not required.

There was a discussion between multiple Commissioners on future plans for the Parking Reimagined Zoning Ordinance Amendment. Multiple Commissioners offered suggestions to be considered as part of revisions to the amendment.

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The meeting was adjourned at 7:40 p.m.
Phillip A. Niedzielski-Eichner, Chairman
Evelyn S. Spain, Secretary

Audio and video recordings of this meeting are available at the Planning Commission Office,
12000 Government Center Parkway, Suite 552, Fairfax, VA 22035.

Minutes by: Samantha Lawrence

Approved on: July 12, 2023

Jacob Caporaletti

Jacob L. Caporaletti, Clerk to the
Fairfax County Planning Commission

County of Fairfax
Commonwealth of Virginia

The foregoing instrument was acknowledged before me this 19th day of July 2023, by

Notary Seal

Kevin Jackson

Signature of Notary

Notary registration number: 8018276

Commission expiration: 1/31/2026

