



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**MONDAY
January 8, 2001**

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

Supervisor Kauffman arrived at 9:45 a.m.

Others present were Anthony H. Griffin, County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant to the County Executive; Christina M. Manning, Assistant to the County Executive; Nancy Vehrs, Clerk to the Board of Supervisors; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

BOARD MATTER

1. **WELCOME TO MERNI FITZGERALD, NEW DIRECTOR OF THE OFFICE OF PUBLIC AFFAIRS** (Tape 1)

Chairman Hanley welcomed Merni Fitzgerald, the new Director of the Office of Public Affairs, to the Board meeting.

2. **ORDERS OF THE DAY** (Tape 1)

Chairman Hanley stated that there would be a change in the Orders of the Day for Agenda Items and that the presentation to the Centreville High School Girls' Lacrosse Team would be awarded upon their arrival.

(NOTE: Later in the meeting, this presentation took place. See Clerk's Summary Item CL#8.)

ADDITIONAL BOARD MATTER3. **MOMENT OF SILENCE** (Tape 1)

Chairman Hanley asked everyone to remember in thoughts and prayers, Joyce Doughty, Director, Division of Solid Waste Disposal and Resource Recovery, whose husband, Steve, died January 5, 2001.

Supervisor Hyland asked everyone to remember in thoughts and prayers the family of Elizabeth Hartwell, a strong environmentalist in the County, who died December 14, 2000.

AGENDA ITEMS4. **CERTIFICATE OF RECOGNITION PRESENTED TO MR. JAY JORGENSEN** (Tape 1)

Supervisor Hyland moved approval of the Certificate of Recognition presented to Mr. Jay Jorgensen for his many years of service to the County with the Park Authority. Supervisor Connolly seconded the motion and it carried by a vote of eight, Supervisor Hudgins being out of the room, Supervisor Kauffman not yet having arrived.

5. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. ALLYN ANDERSON-SODOWSKY** (Tape 1)

Supervisor Frey moved approval of the Certificate of Recognition presented to Ms. Allyn Anderson-Sodowsky for receiving the Nystrom award naming her Virginia Social Studies Teacher of the Year. Chairman Hanley seconded the motion and it carried by a vote of eight, Supervisor Hudgins being out of the room, Supervisor Kauffman not yet having arrived.

6. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. DIANE BARRETT** (Tape 1)

Supervisor McConnell moved approval of the Certificate of Recognition presented to Ms. Diane Barrett for her service to the Net Teen Center, the Police Department's West Springfield District Neighborhood Policing Unit and the youth of Fairfax County. Chairman Hanley seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

Supervisor McConnell introduced Captain Dorian Portee, the new commander of the West Springfield District Police Station.

(NOTE: Later in the meeting there was an additional presentation. See Clerk's Summary Item CL#8.)

7. **10 A.M. – BOARD ORGANIZATION AND APPOINTMENT OF BOARD MEMBERS TO VARIOUS REGIONAL AGENCIES, COMMITTEES, AND SUBCOMMITTEES** (Tape 1)

Supervisor Connolly moved the appointment of Supervisor Gerald W. Hyland as Vice-Chairman to the Board of Supervisors. Supervisor Hudgins seconded the motion and it carried by unanimous vote.

Supervisor Hyland moved approval of the list of Appointments of Board Members to Various Regional Agencies, Committees and Subcommittees for Calendar Year 2001 as distributed. Supervisor Connolly seconded the motion and it carried by unanimous vote.

The entire list is as follows:

APPOINTMENTS OF BOARD MEMBERS TO VARIOUS REGIONAL AGENCIES, COMMITTEES, AND SUBCOMMITTEES FOR CALENDAR YEAR 2001

INTERJURISDICTIONAL COMMITTEES

ALEXANDRIA

Gerald Hyland - Chairman
Penelope Gross
Dana Kauffman

ARLINGTON

Penelope Gross - Chairman
Gerald Connolly
Stuart Mendelsohn

DISTRICT OF COLUMBIA

Katherine Hanley - Chairman
Gerald Connolly
Gerald Hyland
Dana Kauffman

FAIRFAX CITY

Gerald Connolly - Chairman
Sharon Bulova
Michael Frey
Katherine Hanley

FALLS CHURCH

Penelope Gross - Chairman
Gerald Connolly
Stuart Mendelsohn

FORT BELVOIR

Dana Kauffman - Chairman
Gerald Hyland
Katherine K. Hanley

HERNDON

Stuart Mendelsohn – Chairman
Catherine Hudgins

LOUDOUN COUNTY

Stuart Mendelsohn – Chairman
Michael Frey
Catherine Hudgins

PRINCE WILLIAM

(includes UOSA, City of Manassas, and City of Manassas Park)
Michael Frey – Chairman
Gerald Hyland
Elaine McConnell

INTERGOVERNMENTAL BOARDS AND COMMITTEES

(including Federal and State)

COMMUNITY CRIMINAL JUSTICE BOARD

Catherine Hudgins

METROPOLITAN WASHINGTON COUNCIL OF GOVERNMENTS (COG)

COG BOARD OF DIRECTORS

Penelope Gross – Principal
Gerald Connolly – Principal
Catherine Hudgins– Principal
Sharon Bulova – Alternate
Michael Frey – Alternate
Dana Kauffman – Alternate

COG METROPOLITAN WASHINGTON AIR QUALITY COMMITTEE

Dana Kauffman – Principal
Katherine Hanley – Principal
Gerald Hyland – Principal
Sharon Bulova– Alternate (for any member)

COG COMMITTEE ON NOISE ABATEMENT AT NATIONAL AND DULLES AIRPORTS

Stuart Mendelsohn – Principal
Gerald Hyland – Principal
Michael Frey – Alternate (for either member)

COG CHESAPEAKE BAY POLICY COMMITTEE

Penelope Gross – Principal

Gerald Hyland – Principal

**COG HUMAN SERVICES AND PUBLIC SAFETY
POLICY COMMITTEE**

Penelope Gross – Principal

**COG METROPOLITAN DEVELOPMENT POLICY
COMMITTEE**

Michael Frey – Principal

Penelope Gross – Principal

Dana Kauffman – Principal

**COG TASK FORCE ON REGIONAL WATER
SUPPLY ISSUES**

Penelope Gross

COG TRANSPORTATION PLANNING BOARD

Katherine Hanley – Principal

Dana Kauffman – Principal

Gerald Connolly – Alternate

Stuart Mendelsohn – Alternate

ENDZONE PARTNERSHIP

Sharon Bulova

FAIRFAX PARTNERSHIP FOR YOUTH, INCORPORATED

Stuart Mendelsohn

Katherine Hanley

INOVA HEALTH SYSTEMS BOARD

Elaine McConnell

IHS HOSPITALS BOARD

Penelope Gross

Michael Frey

**LIAISON WITH CENTRAL FAIRFAX CHAMBER OF
COMMERCE**

Sharon Bulova

NORTHERN VIRGINIA REGIONAL COMMISSION

(NVRC)

(Formerly the Northern Virginia Planning District Commission -
NVPDC)

Sharon Bulova

Gerald Connolly

Penelope Gross
Catherine Hudgins
Katherine Hanley
Elaine McConnell
Stuart Mendelsohn

NORTHERN VIRGINIA TRANSPORTATION COMMISSION (NVTC)

(including WMATA and VRE Representatives)
Sharon Bulova – Principal (VRE Operation)
Gerald Connolly
Katherine Hanley – Alternate (WMATA)
Dana Kauffman – Principal (WMATA) and Principal (VRE Operation)
Elaine McConnell – Principal (VRE Operation)

POTOMAC WATERSHED ROUNDTABLE

Penelope Gross

ROUTE 28 HIGHWAY TRANSPORTATION IMPROVEMENT DISTRICT COMMISSION

Katherine Hanley
Michael Frey
Catherine Hudgins
Stuart Mendelsohn

TRANSPORTATION COORDINATING COUNCIL (TCC)

Sharon Bulova
Gerald Connolly
Katherine Hanley
Catherine Hudgins
Gerald Hyland
Dana Kauffman
Stuart Mendelsohn
Elaine McConnell

WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA)

(Appointed by NVTC. The Board of Supervisors will make recommendations for consideration.)
Dana Kauffman – Principal
Katherine Hanley – Alternate

VACo BOARD OF DIRECTORS (REGIONAL DIRECTORS)

Gerald Connolly
Penelope Gross
Catherine Hudgins
Stuart Mendelsohn

INTRAGOVERNMENTAL AND OTHER COMMITTEES

AUDIT COMMITTEE

Katherine Hanley – Chairman
Sharon Bulova
Elaine McConnell

BOARD PROCEDURES COMMITTEE

Gerald Connolly – Chairman
Stuart Mendelsohn

BUDGET POLICY COMMITTEE

(Committee of the Whole)
Sharon Bulova – Chairman
Elaine McConnell – Vice-Chairman

DEVELOPMENT PROCESS COMMITTEE

(Committee of the Whole)
Michael Frey – Chairman
Penelope Gross – Vice-Chairman

ECONOMIC ADVISORY COMMITTEE

Elaine McConnell – Chairman
Gerald Connolly
Catherine Hudgins

ENVIRONMENTAL COMMITTEE

(Committee of the Whole)
Stuart Mendelsohn – Chairman
Sharon Bulova – Vice Chairman

FIRE COMMISSION

Gerald Hyland

GOVERNMENT REORGANIZATION COMMITTEE

(Committee of the Whole)
Gerald Connolly – Chairman
Stuart Mendelsohn – Vice-Chairman

HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

(Committee of the Whole)
Dana Kauffman – Chairman
Catherine Hudgins – Vice-Chairman

HUMAN SERVICES COMMITTEE

(Committee of the Whole)
Catherine Hudgins – Chairman
Penelope Gross – Vice-Chairman

INFORMATION TECHNOLOGY COMMITTEE

(Committee of the Whole)
Katherine Hanley – Chairman
Catherine Hudgins – Vice-Chairman

LEGISLATIVE COMMITTEE

(Committee of the Whole)
Gerald Connolly – Chairman

PERSONNEL COMMITTEE

(Committee of the Whole)
Penelope Gross – Chairman
Stuart Mendelsohn – Vice-Chairman

REVITALIZATION COMMITTEE

Gerald Hyland – Chairman
Penelope Gross
Dana Kauffman

TRANSPORTATION COMMITTEE

(Committee of the Whole)
Elaine McConnell – Chairman
Catherine Hudgins – Vice-Chairman

8. **CERTIFICATE OF RECOGNITION PRESENTED TO CENTREVILLE HIGH SCHOOL GIRLS' LACROSSE TEAM**
(Tape 1)

Supervisor Frey moved approval of the Certificate of Recognition presented to Centreville High School Girls' Lacrosse team for winning the Virginia State championship. Supervisor McConnell seconded the motion and it carried by unanimous vote.

DS:ds

9. **ADMINISTRATIVE ITEMS** (Tape 2)

Supervisor Connolly moved approval of the Administrative Items with the exception of Admin 5 – Authorization to Advertise a Public Hearing on Proposed Amendments to the Code of the County of Fairfax by Enacting Chapter 9.1 (Communications) and Repealing Chapter 9 (Cable Communications). Supervisor Hyland seconded the motion, and it carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland,

Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

**ADMIN 1 – STREETS INTO THE SECONDARY SYSTEM
(HUNTER MILL, LEE, PROVIDENCE, SPRINGFIELD, AND
SULLY DISTRICTS)**

(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>
Reston/Town Center Parkway	Hunter Mill	Town Center Parkway Route 7414
Symphony Meadows		Symphony Meadow Lane Beulah Road Route 675 Addl ROW Only
Kingstowne/King Centre Drive	Lee	King Centre Drive
Oakton Estates	Providence	Copper Court Hibbard Street Route 784 Addl ROW Only
Cocks Cove	Springfield	Louis Edmond Court Tuttle Road Route 824 Addl ROW Only
Lee Overlook Phase 2	Sully	Lee Overlook Road
Lee Overlook Section 2 & 3		Lee Overlook Road

ADMIN 2 – INSTALLATION OF "\$200 ADDITIONAL FINE FOR SPEEDING" SIGNS AT VARIOUS LOCATIONS

(Rs) Adopted the Resolutions requesting the Virginia Department of Transportation install "\$200 Additional Fine for Speeding" signs at the following locations:

- Electric Avenue between Woodford Road and the Vienna Town Line (Providence District)

- Huntington Avenue between US Route 1 and Blaine Drive
(Mount Vernon District)

ADMIN 3 – EXTENSION OF REVIEW PERIOD FOR PUBLIC FACILITY 2232 REVIEW APPLICATION (SPRINGFIELD DISTRICT)

Authorized the extension of review period for Public Facility 2232 Review Application 2232-S00-38 to April 30, 2001.

ADMIN 4 – BOARD OF SUPERVISORS' MEETING SCHEDULE FOR CALENDAR YEAR 2001

Adopted the Board of Supervisors meeting schedule for January through December 2001 as recommended by staff in the Memorandum to the Board dated January 8, 2001.

ADMIN 5 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX BY ENACTING CHAPTER 9.1 (COMMUNICATIONS) AND REPEALING CHAPTER 9 (CABLE COMMUNICATIONS)

(NOTE: Later in the meeting action was taken on this item. See Clerk's Summary Item CL#10.)

10. **ADMIN 5 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX BY ENACTING CHAPTER 9.1 (COMMUNICATIONS) AND REPEALING CHAPTER 9 (CABLE COMMUNICATIONS)** (Tape 2)

- (A) Supervisor Connolly moved that the Board authorize the advertisement of a public hearing to be held before the Board on **January 22, 2001, at 4:30 p.m.** to consider proposed amendments to the Code of the County of Fairfax by enacting Chapter 9.1 (Communications) and repealing Chapter 9 (Cable Communications). Supervisor Hudgins seconded the motion.

Following discussion, with input from Michael Long, Senior Assistant County Attorney, the question was called on the motion and it carried by unanimous vote.

11. **A-1 – VIRGINIA DEPARTMENT OF TRANSPORTATION ENHANCEMENT PROGRAM PROJECTS FOR FISCAL YEAR 2002** (Tape 2)

(Rs) Supervisor Connolly moved that the Board concur in the recommendation of staff and:

- Endorse the enhancement projects for which applicants have identified a source for the required minimum 20 percent match.
- Direct the County Executive to execute a Project Endorsement Resolution for each project endorsed by the Board as contained in the Memorandum to the Board dated January 8, 2001.

Supervisor Kauffman seconded the motion. Discussion ensued with input from Anthony H. Griffin, County Executive, Young Ho Chang, Director, Department of Transportation (DOT), and Christopher D. Wells, DOT.

Supervisor Connolly asked unanimous consent that the Board direct staff to return with a response regarding the matching funds for the Fairfax County Park Authority - Accotink Gateway Connector Trail project. Without objection, it was so ordered.

The question was called on the motion and it carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

12. **A-2 – ADJUSTMENT TO FAIRFAX CENTER ROAD FUND CONTRIBUTION RATE, ADJUSTMENT OF RATES USED IN TYSONS AND CENTREVILLE FOR SIMILAR PURPOSES AND IDENTIFICATION OF PROJECTS FOR IMPLEMENTATION UTILIZING DEVELOPER-CONTRIBUTED FUNDS (SULLY, PROVIDENCE, BRADDOCK, SPRINGFIELD, DRANESVILLE, AND HUNTER MILL DISTRICTS)** (Tape 2)

Supervisor Kauffman moved that the Board concur in the recommendation of staff and:

- Adopt the revised Procedural Guidelines for the Fairfax Center Area as outlined in the Memorandum to the Board dated January 8, 2001, including a 2.5 percent adjustment of the existing contribution rates in the Fairfax Center Area from \$4.08 to \$4.18 per gross square foot on non-residential building structures and from \$906 to \$928 per

residential unit, with the new rates to become effective January 9, 2001.

- Adjust the rates used in other areas of the County for similar purposes (e.g. Centreville and Tysons) by 2.5 percent, as outlined in the Memorandum to the Board dated January 8, 2001, to become effective January 9, 2001.
- Authorize staff to proceed with work on the recommended projects in the Fairfax Center, Centreville, and Tysons Corner areas, as outlined in the Memorandum to the Board dated January 8, 2001.

Supervisor Hyland seconded the motion.

Discussion ensued with input from Robert Moore, Chief, Transportation Planning Division, Department of Transportation (DOT), and Young Ho Chang, Director, DOT.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to provide the correct contribution rates for the record, and this was accepted. Vice-Chairman Hyland returned the gavel to Chairman Hanley.

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

13. **C-1 – ISSUANCE AND SALE OF BONDS BY THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) FOR THE REFINANCING AND REHABILITATION OF THE HUNTERS WOODS FELLOWSHIP HOUSE (HUNTER MILL DISTRICT)** (Tape 2)

Bonds
(R)

The Board next considered an item contained in the Memorandum to the Board dated January 8, 2001, regarding the issuance of tax-exempt Housing Revenue Bonds by the FCRHA for refinancing and rehabilitation of the Hunters Woods Fellowship House.

Supervisor Hudgins moved adoption of the Resolution approving the issuance of the tax-exempt revenue bonds in an amount not to exceed \$10,000,000 for the purpose of complying with Section 147(f)(2)(B) of the Internal Revenue Code of 1986, as amended, and only for that purpose. Supervisor Connolly seconded the motion and it carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

14. **I-1 – LOCAL COMMENT LETTER TO THE VIRGINIA HOUSING DEVELOPMENT AUTHORITY (VHDA) ON WESTGATE APARTMENTS I AND II (SULLY DISTRICT)** (Tape 2)

The Board next considered an item contained in the Memorandum to the Board dated January 8, 2001, requesting authorization for staff to sign a letter regarding Westgate Apartments I and II, and forward it to VHDA for consideration with the tax credit application.

15. **I-2 – LOCAL COMMENT LETTER TO THE VIRGINIA HOUSING DEVELOPMENT AUTHORITY (VHDA) ON ARMISTEAD APARTMENTS PHASE II (MOUNT VERNON DISTRICT)** (Tape 2)

The Board next considered an item contained in the Memorandum to the Board dated January 8, 2001, requesting authorization for staff to sign a letter regarding Armistead Apartments Phase II, and forward it to VHDA for consideration with the tax credit application.

16. **I-3 – CONTRACT AWARD - ANNUAL CONTRACT FOR GEOTECHNICAL ENGINEERING SERVICES (COUNTYWIDE)** (Tape 2)

The Board next considered an item contained in the Memorandum to the Board dated January 8, 2001, requesting authorization for staff to award a contract to LawGibb Group, Incorporated in the amount of \$200,000 for geotechnical engineering services on County projects which are being designed by County staff and/or when geotechnical engineering services are not part of a design contract with an outside consulting firm.

The staff was directed administratively to proceed as proposed.

17. **I-4 – CONTRACT AWARD - INSTALLATION OF ATHLETIC FIELD IRRIGATION AT STRINGFELLOW PARK AND CHANTILLY LIBRARY SITE (SULLY DISTRICT)** (Tape 2)

The Board next considered an item contained in the Memorandum to the Board dated January 8, 2001, requesting authorization for staff to award a contract to KT Enterprises, Incorporated, in the amount of \$179,625 for the installation of athletic field irrigation at Stringfellow Park and Chantilly Library Site as part of Project 475598, Community Park Development in Fund 370, Park Authority Bond Construction, and Project 004750, Park Proffers in Fund 371, Park Capital Improvement Fund.

The staff was directed administratively to proceed as proposed.

18. **I-5 – PLANNING COMMISSION ACTION ON PUBLIC FACILITIES APPLICATION 2232-D00-30, COX COMMUNICATIONS, INCORPORATED (DRANESVILLE DISTRICT)** (Tape 2)

The Board next considered an item contained in the Memorandum to the Board dated January 8, 2001, announcing the Planning Commission's approval of Public Facilities Application 2232-D00-30.

19. **I-6 – PLANNING COMMISSION ACTION ON PUBLIC FACILITIES APPLICATION 2232-V00-31, COX COMMUNICATIONS, INCORPORATED (MOUNT VERNON DISTRICT)** (Tape 2)

The Board next considered an item contained in the Memorandum to the Board dated January 8, 2001, announcing the Planning Commission's approval of Public Facilities Application 2232-V00-31.

20. **I-7 – CREATION OF LANGUAGE COORDINATOR POSITIONS** (Tape 2)

The Board next considered an item contained in the Memorandum to the Board dated January 8, 2001, requesting authorization for the County Executive to dedicate two positions from the position pool for the purpose of creating two language coordinator positions, one for the Courts and one to be located in the Office of the County Executive.

Discussion ensued with input from Anthony H. Griffin, County Executive.

The staff was directed administratively to proceed as proposed.

ADDITIONAL BOARD MATTERS

21. **AUDIT COMMITTEE'S MEETING SCHEDULE FOR CALENDAR YEAR 2001** (Tape 2)

(BACs) Chairman Hanley distributed copies of the Audit Committee's meeting schedule for calendar year 2001 to the Members of the Board.

22. **AFRICAN AMERICAN HISTORY MONTH** (Tape 2)

Chairman Hanley announced that the month of February is nationally recognized as African American History Month. She noted that in conjunction with federal observances, the Office of Equity Programs requests that Fairfax County observe February as African American History Month.

Accordingly, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board direct staff to invite representatives

from the African American community and the Office of Equity Programs to appear before the Board at the January 22, 2001, meeting to receive a proclamation declaring February as African American History Month in Fairfax County. Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor Hudgins being out of the room.

23. **OFFICE OF PARTNERSHIPS' 2000 ADOPT-A-FAMILY PARTNERSHIP** (Tape 2)

Chairman Hanley said that the Office of Partnerships contacted her office to request recognition for the 2000 Adopt-A-Family Partnership sponsors. During December 2000, 108 sponsors from civic groups, businesses, County agencies, the faith community, and private citizens were involved in the program. As a result, 106 families were assisted during the holidays.

Therefore, Chairman Hanley asked unanimous consent that the Board direct staff to invite representatives from the Office of Partnerships and the sponsoring organizations to appear before the Board to be recognized for their generous contributions. Without objection, it was so ordered.

24. **LETTER FROM THE FAIRFAX COUNTY SCHOOL BOARD REGARDING THE ADULT AND COMMUNITY EDUCATION FACILITY RECOMMENDATIONS** (Tape 2)

Chairman Hanley called the Board's attention to a letter she had received from Robert E. Frye, Chairman, Fairfax County School Board, addressing two recommendations made by the Adult and Community Education General Advisory Committee.

The first was identifying two 2,000-square-foot warehouse facilities - one in the Culmore/Bailey's area and one in the western part of the County. The second involved an analysis of the cost to refurbish the Willston Multicultural Center, a County-owned facility.

Chairman Hanley asked unanimous consent that the Board direct staff to review and comment on the letter. Without objection, it was so ordered.

25. **APPOINTMENT TO THE COMMUNITY REPRESENTATIVE DULLES AREA TRANSPORTATION ASSOCIATION** (Tape 2)

(APPT) Chairman Hanley moved the appointment of Mr. Jeffrey M. Parnes as the Community Representative to the Dulles Area Transportation Association. Supervisor Frey seconded the motion and it carried by unanimous vote.

26. **NORTHERN VIRGINIA TRANSPORTATION COMMISSION'S (NVTC) FUNDS AVAILABLE FOR FAIRFAX CONNECTOR BUS REPLACEMENT** (Tape 2)

Chairman Hanley said that at the September 11, 2000, Board meeting, after completion of the Carryover Budget review, staff was asked to examine the NVTC's available balances for use for Fairfax Connector bus replacement, in light of the fact that there were no funds allocated for the Connector bus replacement fund in the Fiscal Year (FY) 2000 or FY 2001 budgets. Chairman Hanley announced that staff has indicated that there is \$4.8 million available at NVTC in FY 2001 to purchase 17 Fairfax Connector buses. She said that there is a continuing need to replace aging Connector buses.

Therefore, Chairman Hanley moved that the Board direct staff to place \$4.8 million in Fund 100, County Transit System, so that staff can expedite the purchase of 17 replacement buses. Supervisor Connolly seconded the motion and it carried by unanimous vote.

27. **LETTER FROM LOUDOUN COUNTY GOVERNMENT REGARDING IMPROVEMENTS TO ROUTE 28 UNDER THE PUBLIC-PRIVATE TRANSPORTATION ACT (PPTA)** (Tape 2)

Chairman Hanley called the Board's attention to a letter from Scott York, Chairman of the Loudoun County Board of Supervisors, to Thomas Ford, Virginia Department of Transportation (VDOT), regarding two detailed proposals for improvements to Route 28 under the PPTA.

Chairman Hanley moved that the Board:

- Authorize her to respond to VDOT that the Board has received the two detailed proposals to the Route 28 improvements under the PPTA.
- Delegate staff to make technical comments appropriate to either submission.

Supervisor Frey asked to amend the motion to include in the letter wording similar to that in the last paragraph of Mr. York's letter which stated support of PPTA's proposals as a means of accelerating the process. This was accepted.

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

28. **COMMENTS REGARDING LAND USE DECISIONS IN LOUDOUN COUNTY** (Tape 2)

Chairman Hanley called the Board's attention to an issue that the Board discussed several months ago regarding comments in Loudoun County's staff report of land use decisions. Chairman Hanley said the comments stated that Fairfax County supported the land use issue.

Chairman Hanley asked unanimous consent that the Board direct staff to work through how the County communicates its concerns so that its comments are not misconstrued. Without objection, it was so ordered.

29. **LETTER FROM MR. LOUIS KRISER REGARDING PUBLIC HEARINGS BEFORE THE BOARD OF SUPERVISORS** (Tape 2)

(BACs) Chairman Hanley said that she had received a letter from Mr. Louis Kriser of Oakton, regarding public hearings before the Board. She said the letter stated that it may be appropriate to provide citizens with the opportunity to rebut comments from the applicant during the public hearings.

Chairman Hanley asked unanimous consent that this matter be referred to the Procedures Committee. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

PMH:pmh

30. **LETTER OF COMMENDATION REQUESTED FOR ANIMAL CONTROL OFFICER** (Tape 3)

Supervisor Hyland said that he received a letter from a citizen concerning an experience with a squirrel who entered the citizen's home and the effective assistance she received from Fairfax County Animal Control Officer Brian Haines, who not only set a trap to capture the squirrel, but answered questions and conducted a follow-up call to ensure there were no further problems.

Supervisor Hyland asked unanimous consent that the Board direct staff to prepare a letter of commendation for the Chairman's signature on behalf of Officer Haines congratulating him for a job well done and that this letter be placed in his personnel file. Without objection, it was so ordered.

There was a brief discussion of this item.

31. **JOINT BOARD MATTER REQUESTING RECOGNITION OF MR. BOB LOWREY** (Tape 3)

Supervisor Hyland said that he and Supervisor Kauffman received a letter addressed to Police Chief Thomas Manger from Mr. Bob Lowrey who, after 22 years of serving on the Mount Vernon Citizens Advisory Committee and the Chief's Advisory Council for the Fairfax County Police Department, is submitting his resignation effective January 9, 2001.

On behalf of Supervisor Kauffman and himself, Supervisor Hyland moved that the Board direct staff to invite Mr. Lowrey to appear before the Board for due recognition and presentation of an appropriate Certificate of Recognition for his contributions to public safety in Fairfax County. Supervisor Kauffman seconded the motion and it carried by a vote of eight, Supervisor McConnell and Supervisor Mendelsohn being out of the room.

32. **RECOGNITION OF THE LATE MS. ELIZABETH HARTWELL** (Tape 3)

(NOTE: Earlier in the meeting Ms. Hartwell's passing was discussed. See Clerk's Summary Item CL#3.)

On December 14, 2000, Ms. Elizabeth Hartwell, a Mount Vernon District resident and environmental leader died. She lead a successful grassroots effort in preserving certain ecologically sensitive land on Mason Neck.

Supervisor Hyland moved that Board direct staff to invite her family to appear before the Board to be presented with an appropriate resolution recognizing Ms. Hartwell's commitment and leadership to preserving certain areas of Mason Neck. Supervisor Kauffman seconded the motion and it carried by a vote of eight, Supervisor McConnell and Supervisor Mendelsohn being out of the room.

33. **WASHINGTON TOWNHOUSES/LORTON TOWN CENTER CONNECTING TRAILS** (Tape 3)

Supervisor Hyland said that he received a letter from the Washington Townhouses Board Member At-Large, Phil Downs, stating the community's support for synchronizing the development and construction of the trail that will exist between that association and KSI, developers for the Lorton Town Center (which includes the VRE train station). As planned to date, these trail sections will be developed independently of each other.

Supervisor Hyland said that it would be more prudent to have the Washington Townhouses' section of the trail (which will be done by Fairfax County) designed and built concurrently with the KSI section. This way the trail would likely be entirely completed at the same time.

Supervisor Hyland moved that the Board direct staff to review the design and construction time lines to determine if both sections of the trail can be built simultaneously making it possible to have both sections completed at the same time. Supervisor Kauffman seconded the motion and it carried by a vote of eight, Supervisor McConnell and Supervisor Mendelsohn being out of the room.

34. **RISK MANAGEMENT** (Tape 3)

Supervisor Hyland referred to the Department of Finance, Risk Management Division, Liability Report to the Board of Supervisors for Fiscal Year 2000. While the report contained comprehensive information as to the actual liabilities and the reduction of liabilities over the past five years, there was no discussion as to how claims and liabilities may be further reduced.

Supervisor Hyland asked unanimous consent that the Board to direct staff to report on measures that have been taken in the past to reduce County liabilities, as well as any additional measures under consideration to further reduce these liabilities. Additionally, he commended the Department of Family Services for having driven a total of 600,000 miles with no accidents. Without objection, it was so ordered.

There was a brief discussion of this item.

35. **RESTON HOSPITAL** (Tape 3)

Supervisor Hudgins said that Reston Hospital currently has pending land use applications for an expansion of its existing facility. The application numbers are: Conceptual Plan Application CP 89-C-025-39, Proffered Condition Amendment Application PCA 91-C-014-2, and Special Exception Application SE 00-H-023. The expansion is planned in phases: the Maternity Center Expansion is scheduled for Phase I; future phases will include the expansion of a full-service community hospital, to include: a one-story addition to the emergency room facility, a two-story addition to the women's center, a six-story medical office building, and a one-level addition to the parking garage.

Supervisor Hudgins moved that the Board approve an expedited Board date and direct staff to advertise a public hearing for February 5, 2001, for Conceptual Plan Application CP 89-C-025-39, Proffered Condition Amendment Application PCA 91-C-014-2, and Special Exception Application SE 00-H-023. This motion does not relieve the applicant from complying with the provisions of any applicable ordinances, regulations, or adopted standards and does not prejudice the consideration of this application in any way. Supervisor Connolly seconded the motion and it carried by a vote of eight, Supervisor Kauffman and Supervisor McConnell being out of the room.

36. **COPPERMINE ASSOCIATES LLC** (Tape 3)

Supervisor Hudgins said that Coppermine Associates LLC (Lincoln Property) has a pending Rezoning Application RZ 1999-UM-022 rezoning 22.12 acres from the R-1 District to the PDC District. The rezoning is for four office buildings and two associated parking structures with a maximum floor area ratio of 0.75.

Supervisor Hudgins moved that the Board approve an expedited Board date and direct staff to advertise a public hearing for February 26, 2001, for Rezoning/Final Development Plan Application RZ/FDP-1999-UM-022. This motion does not relieve the applicant from complying with the provisions of any applicable ordinances, regulations, or adopted standards and does not prejudice the consideration of this application in any way. Supervisor Connolly seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

37. **EXPANSION OF MIDDLETON FARMS OUT-OF-TURN PLAN AMENDMENT** (Tape 3)

Supervisor Hudgins said that the Board authorized an Out-of-Turn Plan amendment for an area known as Middleton Farms, which is located at the southeastern quadrant of Route 28 and Frying Pan Road in Land Unit D-1 of the Dulles Suburban Center. The tax map reference for this property is 24-2 ((1)) 0001.

Supervisor Hudgins said that at 66.25 acres, the parcel comprises 88 percent of the land unit. Supervisor Hudgins moved that the Board authorize consideration of the four additional parcels in Land Unit D-1 [24-2 ((1)) 10, 2, 3 and 4] so that the entire land unit may be considered as a part of the Plan amendment. Chairman Hanley seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

38. **VERIZON WIRELESS** (Tape 3)

Supervisor Hudgins noted that on the Board's agenda for the January 22, 2001, is an appeal filed by Verizon Wireless of a Section 15.2-2232 determination regarding Public Facilities Application 2232-HOO-10. This appeal was originally scheduled for the Board meeting on November 20, 2000, but Verizon requested that the time for the Board to consider this appeal be extended. On October 30, 2000, the Board approved the appellant's request for an extension until January 31, 2001, for the Board to consider this matter. She said that Verizon, through its attorney, Frank W. Stearns, requests an additional extension of 61 days of the time within which the Board may consider this appeal. As a result, the appeal period for this matter would be extended from January 31, 2001, to April 2, 2001, if the Board grants this request by Verizon.

Supervisor Hudgins moved that the Board:

- Approve the request by Verizon Wireless for an extension of 61 days until April 2, 2001, for the Board's consideration of Public Facilities Application 2232-HOO-10.
- Defer its consideration of the appeal of Public Facilities Application 2232-HOO-10 until the Board meeting scheduled for April 2, 2001.

Chairman Hanley seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

39. **WOMEN'S SHELTER FUNDING ISSUES** (Tape 3)

Supervisor Hudgins said that her office has received numerous inquiries and letters of concern regarding the number of beds in the Fairfax Women's Shelter. The Women's Shelter is designed to assist the victims of domestic violence during the crisis intervention period. The shelter provides a vital service to women and their children in offering a place of refuge at a critical time when these domestic violence survivors truly need it.

The Women's Shelter has only 12 beds and at any one time can only accommodate 12 bodies in total. Each domestic violence survivor is given a 21-day stay at the shelter in the crisis intervention period. According to the Census Bureau's estimates, Fairfax County's population is just shy of one million people. The calculations indicate there are roughly 80,000 people for every one bed. As compared to other jurisdictions, including the City of Alexandria, and Arlington, Prince William and Loudoun Counties, Fairfax County's ratio is disproportionate. Fairfax County has an astounding ratio of citizens per bed, and in Fiscal Year 2000 there were 239 persons on the shelter's waiting list.

Supervisor Hudgins moved that if the issue of the Women's Shelter funding is not included in the budget, that the Board direct staff to include it as a Consideration Item. Chairman Hanley seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

40. **GREATER RESTON CHAMBER OF COMMERCE (GRCC)**
(Tape 3)

Supervisor Hudgins said that in November of 1999, the GRCC assumed the responsibility of acting as the Reston Visitors Center when the developer discontinued the Visitors Center services. Since then the Chamber has improved and expanded the available services to include not

only Reston, but also the Dulles Corridor and beyond. The creation, maintenance, and expansion cost of this program to increase the services available to visitors for the 2000-2001 term was estimated at just over \$50,000. In 1999 the Board provided \$20,000, which helped offset the cost absorbed by the Chamber.

Supervisor Hudgins said that the GRCC has also been involved in the "Incubator Program" that provides premium office and conference space, educational and networking programs, and counseling services among other programs at a low cost to participating companies.

The GRCC's mission is to make available services that will help businesses flourish. For the critical services the Chamber provides, and in order to assist them in expanding the scope of their programs to achieve maximum potential, Supervisor Hudgins moved that the Board direct staff to include as a Consideration Item the increase of the monetary support for the GRCC to \$25,000, as well as, provide \$25,000 for the GRCC Incubator Program for the 2001-2002 year. Supervisor Kauffman seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

41. **TREE COMMISSION** (Tape 3)

(BACs) Supervisor Hudgins distributed a copy of a resolution from the Tree Commission urging the Board to include in its 2001 Legislative Agenda support for tree preservation in land development as a priority in Fairfax County.

Supervisor Hudgins moved that the Board forward the Tree Commission's resolution to the Legislative Committee for consideration. Supervisor Kauffman seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

42. **SURVEY REGARDING THE IMMIGRANT-ADJUSTMENT PROCESS** (Tape 3)

Supervisor Hudgins said the Department of Systems Management for Human Services made a presentation to the Human Services Council and the Board on the results of a survey that reflects the immigrant-adjustment process in Fairfax County, Virginia. The document known as "A Community Sampler" focuses on immigrants with children in Fairfax County Public Schools from seven language groups and from more than 40 countries. The document is designed to illuminate barriers and opportunities involved with the immigrant adjustment process. Cultural adjustment in America can be challenging for immigrants to balance the differences between traditions of their country and those of America.

Supervisor Hudgins moved that the Board:

- Commend the Department of Systems Management for Human Services, and its Research, Interview, Planning, and Technical Assistance Teams for their outstanding work on the process and the document.
- Invite the citizens of Fairfax to review this important information.

Supervisor Hyland seconded the motion.

Following discussion, Supervisor Hyland asked to amend the motion to direct staff to send the report to the National Association of Counties, and this was accepted.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to direct staff to include the slide presentation on the website, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

The question was called on the motion, as amended, and it carried by a vote of nine, Supervisor McConnell being out of the room.

There was a brief discussion of this item.

43. **NO BOARD MATTERS TO PRESENT FOR SUPERVISOR MENDELSON** (Tape 3)

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

44. **PULTE - CENTREVILLE FARMS REZONING APPLICATION** (Tape 3)

Supervisor Frey said that Pulte Homes, Incorporated has filed a rezoning application for an assemblage of 70 parcels containing roughly 160 acres of land it proposes to develop in the Centreville Farms area. Rezoning Application RZ 2000-SU-029 proposes to include in the Centreville Farms Road right-of-way, and a small portion of the right-of-way of Shreve Street. Neither of these specific right-of-way areas contains a public road. Due to the County's interest in these rights-of-way, the applicant must obtain consent from the Board for inclusion of these areas in the rezoning application. These rights-of-way are proposed to be vacated to provide a new road plan for a coordinated development of this area.

Supervisor Frey moved that the Board authorize the inclusion of the following right-of-way areas in Pulte's application:

- Approximately 3,201 square feet of the right-of-way in Shreve Street (Route 1020) adjacent to Tax Map Reference 55-3((2))157
- Approximately 22,125 square feet of right-of-way in the Centreville Farms Road adjacent to Tax Map Reference 55-3((2))84A and 85A

This motion does not relieve the applicant from complying with all regulations, ordinances, or adopted standards, and does not prejudice the consideration of the rezoning application or future abandonment/vacation requests in any way. Supervisor Bulova seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

45. **PULTE HOME CORPORATION - WESTBROOK DRIVE
REZONING APPLICATION** (Tape 3)

Supervisor Frey said that Pulte Home Corporation has submitted a rezoning application for approximately 44.45 acres of land on the north side of Westbrook Drive, east of Stringfellow Road. The application proposes to rezone the subject property from the R-1 District to R-2 Cluster and to construct 96 single family detached units and associated affordable dwelling units.

Supervisor Frey said that to accommodate this redesign and to allow what will become unnecessary right-of-way to be included in the application, the applicant is requesting that the Board authorize the inclusion of a 29,148 square foot portion of the right-of-way of Steuben Pike in the rezoning application.

Supervisor Frey moved that the Board authorize inclusion of approximately 29,148 square feet of the right-of-way for Steuben Pike, located on the north side of Tax Map parcels 55-2((2)), parcels 13, 14, 24, and 25 and on the south side of Tax Map parcels 55-2((1))12 and 55-2((4))B, within the land area of the Pulte Home Corporation application. This motion does not relieve the applicant from complying with all regulations, ordinances, or adopted standards, and does not prejudice the consideration of the rezoning application or future abandonment/vacation request in any way. Chairman Hanley seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

46. **REDISTRICTING PROCESS** (Tape 3)

(BACs) Supervisor Frey referred to the census data and asked unanimous consent that the Board direct staff to report with a process for redistricting and the composition of past citizen committees that were established by the Board. This was accepted.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the request to refer the issue to the Legislative Committee and staff, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

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

NV:nv

47. **RESOLUTION ENDORSING LEGISLATION TO GIVE LOCAL JURISDICTIONS THE AUTHORIZATION TO RAISE, THROUGH REFERENDUM, THE LOCAL SALES TAX BY ONE CENT TO BE USED EQUALLY FOR TRANSPORTATION AND EDUCATION PURPOSES** (Tape 4)

(R) Supervisor McConnell raised the issue of funding transportation and education projects through the use of a one-cent increase in the local sales tax, an issue she had presented at the December 8, 2000, meeting of the Board. She reiterated that this proposal requires the General Assembly to enact legislation that would give localities the authority to take such an initiative to referendum. Though Supervisor McConnell had originally proposed that this idea be discussed as part of a year long process, she said that circumstances had changed that necessitated proceeding now. Two similar bills are slated for presentation to the General Assembly and neither includes funding for education nor local control of the revenue raised.

Accordingly, she moved that the Board:

- Adopt the resolution, as circulated to the Board, that supports legislation that gives local governments the authority to raise, through referendum, the local sales tax one percent to be used equally for education and transportation purposes.
- If approved, direct the Chairman to send a letter to Governor Gilmore, with copies to the Northern Virginia Delegation, stating the resolution and support of the Board for such legislative authority.

Supervisor Hyland seconded the motion.

Chairman Hanley clarified that the intent is to include all of Northern Virginia, which would require editing of the Resolution to include "cities that may be surrounded by counties that may be adjacent" in addition to "any city or county adjacent to such county" in the first sentence of the "Therefore, be it resolved" statement.

Following discussion, Supervisor Connolly asked to amend the motion to insert the language, "provided that the governor indicates his willingness to sign such legislation," at the end of the first "Therefore, be it resolved" statement. This was accepted.

Following further discussion, Supervisor Hyland asked to amend the motion to address the communication to the Northern Virginia delegation, with copies to the entire membership of the General Assembly, and this was accepted.

Following further discussion, the question was called on the motion, as amended, which **CARRIED** by a recorded vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Frey voting "NAY."

Supervisor Mendelsohn asked unanimous consent that the Board direct staff to provide a draft of the legislation to the Board and the Board's Legislative Committee as soon as it is available. Without objection, it was so ordered.

Supervisor Connolly announced that the next meeting of the Board's Legislative Committee is scheduled for Friday, January 19, 2001,* at 4 p.m.

(*NOTE: Even though January 19, 2001, is an official County holiday, the Board will still conduct this meeting on that day.)

48. **CHANGES IN REFUSE AND LEAF COLLECTION** (Tape 4)

Supervisor Gross stated that recently the Board expanded sanitary districts to introduce County refuse and leaf collection services to certain communities. She noted that a concern has since been raised that following such actions, the private companies currently providing service may not be aware of the change, potentially causing some degree of confusion for constituents.

Accordingly, Supervisor Gross asked unanimous consent that the Board refer this issue to the County Executive to determine whether a County policy exists for notifying private refuse companies when County sanitary

districts are expanded, and how that policy is implemented. Without objection, it was so ordered.

49. **RETIREMENT OF MS. CARLA PITTMAN** (Tape 4)

Supervisor Gross announced that Ms. Carla Pittman retired last month following an exemplary 27-year career with the County, including service the past 18 years as director of the Fairfax Area Agency on Aging. Accordingly, Supervisor Gross moved that the Board direct staff to invite Ms. Pittman to appear before the Board to be honored at a date to be determined. Supervisor Connolly seconded the motion, which carried by a vote of eight, Supervisor Kauffman and Supervisor Mendelsohn being out of the room.

50. **NATIONAL ORGAN AND TISSUE DONATION AWARENESS WEEK** (Tape 4)

Supervisor Gross stated that April 15-21, 2001, will be commemorated as National Organ and Tissue Donation Awareness Week. She noted that this is a critically important cause deserving Board support. Accordingly, she moved that the Board direct staff to:

- Invite the appropriate individuals and organizations to appear before the Board at a date to be determined to proclaim "*Organ and Tissue Donation Awareness Week*" in Fairfax County.
- Publicize some of the activities associated with this important event.

Supervisor Connolly seconded the motion, which carried by a vote of eight, Supervisor Kauffman and Supervisor Mendelsohn being out of the room.

51. **INTENT TO DEFER THE PUBLIC HEARING ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 98-P-040**
(Tape 4)

Supervisor Connolly announced his intent to defer at the appropriate time later in the day the public hearing on Special Exception Amendment Application SEA 98-P-040, scheduled for a public hearing later in the day, to January 22, 2001, at 3 p.m. This action was requested by the applicant.

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

52. **TANK TRUCK ROLL OVER AND FUEL SPILL** (Tape 4)

Supervisor Connolly reminded the Board that those living in the Providence District have a heightened awareness of the dangers posed by the location of a fuel tank farm in the City of Fairfax on Pickett Road. Leaks from that facility often affect his district. He stated that on Friday, December 29, 2000, a tanker being towed from the Pickett Road facility by Henry's Wrecker service rolled over. The tanker had a capacity of 2800 gallons; 900 gallons of diesel fuel were on board and approximately 200 leaked out and began to enter the storm water system. He noted that thanks to the prompt and efficient response by the City of Fairfax Fire and Rescue Services, assisted by the County's HAZMAT unit, the spilled fuel was contained and completely recovered. He also expressed concern that the tanker was not offloaded at the tank farm before being towed.

While noting that he was pleased with the outcome of this particular incident, Supervisor Connolly noted that the County could easily face a repetition of such an incident on County roads given the number of transporters transiting the County on a daily basis. Accordingly, he moved that the Board direct the County Executive to undertake a full review of this incident to determine whether any additional precautions, procedures, policies, or enabling legislation need to be implemented to avoid a repetition or to mitigate the effects of such an incident. Supervisor Bulova seconded the motion, which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

53. **REZONING/FINAL DEVELOPMENT PLAN APPLICATION
RZ/FDP 1999-PR-029, COSCAN WASHINGTON,
INCORPORATED** (Tape 4)

Supervisor Connolly stated that Coscan Washington, Incorporated currently has a pending rezoning application that is scheduled for a public hearing to be held before the Board on February 5, 2001. Because the application to be presented to the Board will be substantially different from the one reviewed by the Planning Commission, Supervisor Connolly moved that the Board remand this application to the Planning Commission. He noted that this action does not prejudice the consideration of this review in any way. Approval of this motion will nullify the need for the February 5, 2001, public hearing. Chairman Hanley seconded the motion, which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

54. **DUNN LORING YOUNG WOMEN'S CHRISTIAN ASSOCIATION
(YWCA) EXPEDITED PROCESSING** (Tape 4)

Supervisor Connolly stated that the YWCA currently operates a child care center at the Dunn Loring location with 60 children. Recently the YWCA submitted Proffered Condition Amendment and Final Development Plan Amendment applications to increase enrollment from 60 students to 84

students. No construction or modification of the building will be required to accommodate the increased enrollment. The quick review of these applications is important to the YWCA because without the additional students, the Child Development Center will operate at a significant financial loss. The YWCA has already initiated discussions with its neighbors and the feedback thus far has been positive.

Accordingly, Supervisor Connolly moved that the Board direct the Office of the County Executive, in consultation with the Department of Planning and Zoning and the Planning Commission, to schedule a public hearing to be held before the Board on March 19, 2001. He noted that this action does not prejudice the consideration of this review in any way. Chairman Hanley seconded the motion, which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

55. **CONCURRENT AND EXPEDITED PROCESSING FOR WEST*GROUP PROPERTIES LLC** (Tape 4)

Supervisor Connolly stated that representatives of West*Group Properties LLC intends to submit a special exception and proffered condition amendment application for a 3.3 acre parcel of land in the Colshire Drive Land Bay of West*Gate. The applications seek an increase in height from 90 to 105 feet and a change in the tabulations. MITRE Corporation representatives wish to expand their existing corporate campus by adding a 180,000 square foot, seven-story building on the subject site, which is contiguous to MITRE's current site.

Accordingly, Supervisor Connolly moved that the Board direct:

- The Director of the Department of Public Works and Environmental Services to concurrently process the site plans, subdivision, easement and record plats, rough grading plans, building permits, and any other plans associated with Proffered Condition Amendment Application PCA 92-P-001-3 and the proposed special exception application for height.
- Staff from the Department of Planning and Zoning and the Office of the County Executive to work with his office to schedule public hearings before the Planning Commission and the Board for the proposed special exception application and Proffered Condition Amendment Application PCA 92-P-001-3 at a date to be determined.

Supervisor Connolly noted that this action does not prejudice the consideration of this review in any way. Supervisor Bulova seconded the motion, which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

56. **RENAMING OF THE WAKEFIELD RECREATION CENTER AS THE AUDREY C. MOORE RECREATION CENTER** (Tape 4)

Supervisor Bulova stated that in the mid 1960s, Wakefield Park was 260 acres of land called the "Webb-Wood" Tract. It was bounded by Route 236 (Little River Turnpike), Braddock Road to the south, and the Capital Beltway to the east. One hundred twenty acres of the tract was in a flood plain, with Accotink Creek running the entire length of the tract. She provided a detailed accounting of the history of this property and how it went from a proposed high-rise apartment site to become a park. She specifically noted that one of the citizen leaders of a drive to create this park was "A. Moore," Audrey Moore. Ms. Moore later was elected to the Board of Supervisors as the Annandale District Supervisor then served as the elected Board Chairman for the last four years of her 20-year political career. Supervisor Bulova took note of Ms. Moore's significant environmental and public transportation achievements during her term of office.

To acknowledge Ms. Moore's contributions to the County and, in particular, her successful efforts to preserve Wakefield Park, Supervisor Bulova moved that the Board formally request the Park Authority to take action to rename the Wakefield Recreation Center the "Audrey C. Moore Recreation Center." She noted that she had coordinated this item with Winnie Shapiro, Braddock District Representative to the Park Authority, and noted that there is strong support on the Park Authority Board for this action. Supervisor Hyland seconded the motion, which carried by unanimous vote.

DAM:dam

57. **INTENT TO DEFER THE PUBLIC HEARING ON REZONING APPLICATION RZ 2000-LE-028** (Tape 5)

Supervisor Kauffman announced his intent, later in the meeting at the appropriate time, to defer the public hearing on Rezoning Application RZ 2000-LE-028 (Caton Family Limited Partnership) until January 22, 2001, at 3 p.m.

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

58. **OUT-OF-TURN PLAN AMENDMENT PROPOSED FOR THE FORT BELVOIR COMMUNITY PLANNING SECTOR** (Tape 5)

Supervisor Kauffman said that the Department of the Army has been studying transportation alternatives on the North Post at Fort Belvoir to replace a segment of existing Beulah Street and Woodlawn Road and to potentially close the North Post to off-site traffic. The Army has been

coordinating with State and County staff on its study, but there are still concerns that remain.

Therefore, Supervisor Kauffman, jointly with Supervisor Hyland, moved that the Board direct staff to consider an Out-of-Turn Plan Amendment for the Fort Belvoir Community Planning Sector to incorporate the roads proposed in the North Post Transportation Study prepared by the Army. This motion does not relieve the Department of the Army from complying with all regulations, ordinances, or adopted standards and does not prejudice the consideration of any of the alternatives recommended in the North Post Transportation Study. Supervisor Kauffman, jointly with Supervisor Hyland, further moved that the Board direct staff of the County Department of Transportation to prepare a letter for the Chairman's signature, addressed to the Army, reiterating staff's concerns over the study's core assumptions. In addition, the letter should also highlight the Board's interest in a new alternative for area traffic management and the Board's apprehension about the Army's proposed road closures at Fort Belvoir.

Supervisor Hyland seconded the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

59. **RECESS/CLOSED SESSION** (Tape 5)

At 12:40 p.m., Supervisor Connolly moved that the Board recess and go into closed session for discussion and consideration of matters enumerated in *Virginia Code* Section 2.1-344 and listed in the agenda for this meeting, and in addition:

- In re: Fairfax City Zoning Administrator's decision regarding the County's Jermantown Road vehicle maintenance facility.

Supervisor Bulova seconded the motion.

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

Chairman Hanley announced that closed session would convene at 1:30 p.m.

DMB:dmb

At 3:20 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman Hanley presiding.

ACTIONS FROM CLOSED SESSION60. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (Tape 6)

Supervisor Bulova 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 Connolly seconded the motion and it carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

61. **AUTHORIZATION TO FILE AN APPEAL OF THE DECISION OF THE FAIRFAX CITY ZONING ADMINISTRATOR REGARDING THE JERMANTOWN ROAD VEHICLE MAINTENANCE FACILITY TO THE FAIRFAX CITY BOARD OF ZONING APPEALS** (Tape 6)

Supervisor Hyland moved that the Board authorize the County Attorney to file an appeal of the December 19, 2000, decision of the Fairfax City Zoning Administrator regarding the Jermantown Road Vehicle Maintenance Facility to the Fairfax City Board of Zoning Appeals, according to the terms and conditions outlined by the County Attorney in closed session. Supervisor Kauffman seconded the motion and it carried by unanimous vote.

62. **CONVEYANCE TO THE SECRETARY OF THE INTERIOR THE MEADOWOOD FARM LOCATED ON MASON NECK** (Tape 6)

Supervisor Hyland moved that the Board agree to convey to the Secretary of the Interior fee simple title to Meadowood Farm located on Mason Neck, which is depicted on the map dated June 2000 on file in the Office of the Director of the Bureau of Land Management, Eastern States, on the terms and conditions outlined by the County Attorney in closed session including, but not limited to, the condition that pursuant to Section 11201(g) of the National Capital Revitalization and Self-Government Improvement Act of 1997, as amended by HR4942, the County will receive from the Administrator of General Services fee simple title to the property located at the Lorton Correctional Complex north of Silverbrook Road, which is identified on the Fairfax County Reuse Plan, dated July 26, 1999, as land available for residential development in Land Units 1 and 2. The County Executive is hereby authorized to execute the contract and any other necessary documents on behalf of the Board and to perform any acts necessary in order to accomplish this action. Supervisor Kauffman seconded the motion and it carried by unanimous vote.

63. **CONTRACT WITH PULTE HOME CORPORATION TO ACQUIRE MEADOWOOD FARM ON MASON NECK AND CONVEYANCE OF THE PROPERTY LOCATED AT THE LORTON CORRECTIONAL COMPLEX TO PULTE HOME CORPORATION** (Tape 6)

Supervisor Hyland moved that the Board enter into a contract with Pulte Home Corporation to acquire Meadowood Farm on Mason Neck, which is depicted on the map dated June 2000 on file in the Office of the Director of Land Management, Eastern States, and that the County in return will convey to Pulte Home Corporation the property located at the Lorton Correctional Complex north of Silverbrook Road, which is identified on the Fairfax County Reuse Plan dated July 26, 1999, as land available for residential development in Land Units 1 and 2, all on the terms and conditions outlined by the County Attorney in closed session. The County Executive is hereby authorized to execute the contract on behalf of the Board and any other necessary documents, and to perform any acts necessary in order to accomplish this action. Supervisor Connolly seconded the motion and it carried by unanimous vote.

64. **AUTHORIZATION OF AN APPEAL TO THE SUPREME COURT IN JOHN D. FOWLER VERSUS FAIRFAX COUNTY POLICE OFFICERS RETIREMENT SYSTEM** (Tape 6)

Supervisor Gross moved that the Board authorize an appeal to the Supreme Court in *John D. Fowler versus Fairfax County Police Officers Retirement System*, In Chancery Number 169977, according to the terms and conditions outlined by the County Attorney in closed session. Supervisor Hyland seconded the motion and it carried by unanimous vote.

AGENDA ITEMS

65. **3 P.M. – PH BOARD DECISION ON REZONING APPLICATION RZ 2000-PR-007 (JCE, INCORPORATED) (PROVIDENCE DISTRICT)** (Tape 6)

- (O)(A) (NOTE: On December 11, 2000, the public hearing on this item was held. At the conclusion of the public hearing, the Board deferred decision until January 8, 2001.)

Supervisor Connolly moved that the Zoning Ordinance as it applies to the property which is subject of Rezoning Application RZ 2000-PR-007 be amended from the R-3 District to the PDH-3 District, subject to the development conditions dated January 8, 2001, with the following three new conditions:

- Irrespective of the number of lots shown on the proffered Conceptual/Final Development Plan (CDP/FDP) dated November 30, 2000, and the Final Development Plan (FDP) approved by the Planning Commission on November 30, 2000, a maximum of 21 single-family detached dwellings shall be constructed on the site. The subdivision plan shall be submitted and approved for no more than 21 units. The lot to be deleted shall be at the discretion of the applicant with the area of the deleted lot incorporated into other lots within the subdivision. Minor adjustments to lot lines from those shown on the CDP/FDP may be made to accomplish the foregoing. Proffer three and Proffer eight address tree preservation, open space, and landscape and design aspects relative to certain proposed units. These proffered commitments shall continue to apply relative to any units shown on the subdivision plane proposed in the locations on the CDP/FDP referenced in the proffers.
- Written notice of the pre-construction conference shall be provided to adjacent homeowners in accordance with Paragraph 1 of Section 17-107 of the Zoning Ordinance so that adjacent homeowners may attend said meeting for informational purposes. Such written notice shall be sent by certified mail postmarked a minimum of 15 days before the day of the pre-construction conference. Copies of the written notice shall be provided to the Providence District Supervisor's Office 10 days prior to the pre-construction conference.
- Construction traffic shall be restricted to Center Street.

Supervisor Kauffman seconded the motion and it carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell being out of the room.

Supervisor Connolly further moved:

- Waiver of the fence height limitation for the proposed noise wall pursuant to Paragraph 8 of Section 16-401 to permit a maximum fence height of 16 feet.
- That the Board authorize the advertisement of a public hearing to be held before the Board on **February 26, 2001, at 4:30 p.m.** regarding the vacation of a portion of Center Street.

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

66. **3 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE), REGARDING NEW PRM PLANNED RESIDENTIAL MIXED USE DISTRICT** (Tapes 6-7)

- (O) A Certificate of Publication was filed from the editor of the *Fairfax Journal* showing that notice of said public hearing was duly advertised in that newspaper in the issues of November 22 and November 29, 2000.

Following the public hearing, which included testimony by three speakers, Margaret E. Stehman, Senior Assistant, Department of Planning and Zoning, (DPZ), presented the staff and Planning Commission recommendations. Discussion ensued with input from James P. Zook, Director, DPZ; Jane W. Gwinn, Zoning Administrator, DPZ; and Fred R. Seldon, Planning Division, DPZ.

Following additional discussion, Supervisor Kauffman moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), to establish a new PRM District, as recommended by the Planning Commission, with one change to move the sports arenas and stadiums, being under Category III, Special Exception under Section 6-403, to Section 6-405 to become a Category IV, Special Exception Use, with an effective date of **January 9, 2001, at 12:01 a.m.** Supervisor Hudgins seconded the motion.

Following discussion, Supervisor Mendelsohn moved to amend the motion to limit this district to Transit Station Areas:

- Revise Section 6-401, Purpose and Intent, to read as follows:
 - The Planned Residential Mixed Use (PRM) District is established to provide for high density, multiple family residential development, generally with a minimum density of 40 dwelling units per acre for mixed use development consisting primarily of *multiple family* residential development, generally with a density of at least 20 dwelling units per acre, with secondary office and/or other commercial uses. Planned Residential Mixed Use Districts should be located only in Transit Station Areas. The PRM District regulations are

designed to promote high standards in design and layout, to encourage compatibility among uses with the development and *integration* with adjacent developments, and to otherwise implement the stated purpose and intent of this Ordinance.

To these ends, rezoning to and development under this district will be permitted only in accordance with development plans prepared and approved in accordance with the provisions of Article 16.

- Revise Section 6-406, Use Limitations, to add a new Paragraph 1 to read as follows and renumber the subsequent paragraphs accordingly:
 - The PRM District shall be limited to properties within a Transit Station Area where the station is either existing or programmed for design and construction.

Supervisor Connolly seconded the amendment to the motion.

Following additional discussion, Supervisor Connolly asked to amend the amendment to the motion (6-401, Purpose and Intent) to read:

- Planned Residential Mixed Use Districts should be *limited to properties within* Transit Station Areas *and Urban Centers*.

This was accepted.

The question was called on the amendment as amended, and it **FAILED** by a recorded vote of six, Supervisor Bulova, Supervisor Connolly, and Supervisor Gross, and Supervisor Mendelsohn voting "AYE," Supervisor Frey, Supervisor Hyland, Supervisor Hudgins, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "NAY."

The question was called on the main motion, and it **CARRIED** by a recorded vote of six, Supervisor Frey, Supervisor Hyland, Supervisor Hudgins, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Bulova, Supervisor Connolly, Supervisor Gross, and Supervisor Mendelsohn voting "NAY."

Supervisor Mendelsohn asked unanimous consent that the Board direct staff to review the issue of parking reduction in PRM Districts and

surrounding areas and the effect on neighboring jurisdictions. Without objection, it was so ordered.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff review not only literature but also actual existence currently in the County of parking reduction, with particular focus on transit stations. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Additional discussion ensued.

67. **INTENT TO DEFER THE PUBLIC HEARING ON REZONING APPLICATION RZ 2000-MV-017** (Tape 7)

Supervisor Hyland announced his intent to defer later in the meeting at the appropriate time the public hearing on Rezoning Application RZ 2000-MV-017 until January 22, 2001, at 4 p.m.

(NOTE: Later in the meeting, this public hearing was formally deferred. See Clerk's Summary Item CL#74.)

68. **3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 00-M-047 (STORAGE PARTNERS I, INCORPORATED) (MASON DISTRICT)** (Tape 7)

Mr. William C. Thomas reaffirmed the validity of the affidavit for the record.

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

Supervisor McConnell disclosed the following campaign contribution which she had received:

- In excess of \$200 from Mr. Robert M. Jones

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

- In excess of \$200 from Mr. Bernard M. Fagelson

Following the public hearing, James Albright, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Gross moved approval of Special Exception Application SE 00-M-047, subject to the development conditions dated December 12, 2000. Chairman Hanley seconded the motion and it carried by a vote of eight, Supervisor McConnell and Supervisor Mendelsohn being out of the room.

69. **3:30 P.M. – PH ON REZONING APPLICATION RZ 2000-MV-034 AND SPECIAL EXCEPTION APPLICATION SE 00-V-040 (W & N COMPANY) (MOUNT VERNON DISTRICT)** (Tapes 7-8)

(O) Mr. Frank McDermott reaffirmed the validity of the affidavit for the record.

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

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

- In excess of \$200 from William H. Gordon

Following the public hearing, which included testimony by three speakers, Tracy Swagler, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Hyland moved:

- Amendment of the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 2000-MV-034, from the R-1 District to the I-6 District, subject to proffers dated December 11, 2000.
- Approval of Special Exception Application SE 00-V-040, subject to the development conditions dated January 8, 2001.
- Modification of the transitional screening requirement and waiver of the barrier requirement to that shown on the Generalized Development Plan/Special Exception plat.

Supervisor Kauffman seconded the motion and it carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Mendelsohn being out of the room.

70. **3:30 P.M. – PH ON A PROPOSAL TO ABANDON A PORTION OF HORSEPEN ROAD (ROUTE 605) (HUNTER MILL DISTRICT)**
(Tape 8)

A Certificate of Publication was filed from the editor of the *Fairfax Journal* showing that notice of said public hearing was duly advertised in that newspaper in the issues of December 21 and December 28, 2000.

Following the public hearing, Supervisor Hudgins moved to defer decision on the vacation of the abandonment request to **January 22, 2001, at 4 p.m.** Supervisor Connolly seconded the motion and it carried by a vote of seven, Supervisor Frey, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

71. **3:30 P.M. – PH ON THE ACQUISITION OF ADDITIONAL LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF COUNTY ROAD BOND PROJECT - BURKE CENTRE PARKWAY (SPRINGFIELD DISTRICT)** (Tape 8)

- (R) A Certificate of Publication was filed from the editor of the *Fairfax Journal* showing that notice of said public hearing was duly advertised in that newspaper in the issues of December 21 and December 28, 2000.

Following the public hearing, Supervisor McConnell moved adoption of the Resolution authorizing the acquisition of additional interests in real property necessary for the construction of County Road Bond Project 064153 - Burke Centre Parkway. Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Frey and Supervisor Mendelsohn being out of the room.

SBE:sbe

72. **4 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 00-D-036 (WALKER ROAD ASSOCIATES, LLC) (DRANESVILLE DISTRICT)** (Tape 9)

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

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

Following the public hearing, which included testimony by one speaker, Tracy Swagler, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Frey stated that he was out of the room when disclosures were called and wished to disclose the following campaign contribution which he had received:

- In excess of \$200 from Mr. William H. Gordon

Supervisor Mendelsohn moved:

- Approval of Special Exception Application SE 00-D-036, subject to the development conditions dated November 15, 2000.
- Modification of the transitional screening requirement on the northern property boundary.

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

73.

4 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 93-P-044 (STARBUCKS COFFEE COMPANY) (PROVIDENCE DISTRICT) (Tape 9)

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

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

Following the public hearing, Supervisor Connolly moved to waive the reading of the staff and Planning Commission recommendations. Supervisor McConnell seconded the motion and it carried by a vote of nine, Supervisor Bulova being out of the room.

Supervisor Connolly moved approval of Special Exception Application SEA 93-P-044, subject to the development conditions dated December 11, 2000. Supervisor Gross and Supervisor Mendelsohn jointly seconded the motion and it carried by a vote of nine, Supervisor Bulova being out of the room.

74.

4 P.M. – PH ON REZONING APPLICATION RZ 2000-MV-017 (ALD GROUP, INCORPORATED) (MOUNT VERNON DISTRICT) (Tape 9)

Supervisor Hyland moved to defer the public hearing on Rezoning Application RZ 2000-MV-017 until **January 22, 2001, at 4 p.m.** Supervisor Connolly seconded the motion and it carried by a vote of nine, Supervisor Bulova being out of the room.

75. **4 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 98-P-040 (SUN COMPANY, INCORPORATED) (PROVIDENCE DISTRICT)** (Tape 9)

Supervisor Connolly moved to defer the public hearing on Special Exception Amendment Application SEA 98-P-040 until **January 22, 2001, at 3 p.m.** Supervisor Kauffman seconded the motion and it carried by a vote of nine, Supervisor Bulova being out of the room.

76. **4:30 P.M. – PH ON REZONING APPLICATION RZ 2000-LE-028 (CATON FAMILY LIMITED PARTNERSHIP) (LEE DISTRICT)** (Tape 9)

Supervisor Kauffman moved to defer the public hearing on Rezoning Application RZ 2000-LE-028 until **January 22, 2001, at 3 p.m.** Supervisor Connolly seconded the motion and it carried by a vote of nine, Supervisor Bulova being out of the room.

77. **4:30 P.M. – PH ON REZONING APPLICATION RZ 2000-SU-033 (RITA POWELL) (SULLY DISTRICT)** (Tape 9)

Supervisor Frey moved to defer the public hearing on Rezoning Application RZ 2000-SU-033 until **February 5, 2001, at 3 p.m.** Supervisor Kauffman seconded the motion and it carried by a vote of eight, Supervisor Bulova and Supervisor McConnell being out of the room.

78. **4:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 00-V-033 (WILLIAM V. BALDWIN) (MOUNT VERNON DISTRICT)** (Tape 9)

Mr. Louis V. Genuario, Jr. reaffirmed the validity of the affidavit for the record.

Mr. Genuario 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, Supervisor Hyland moved to waive the reading of the staff and Planning Commission recommendations. Supervisor Connolly seconded the motion and it carried by a vote of nine, Supervisor Bulova being out of the room.

Supervisor Hyland moved approval of Special Exception Application SE 00-V-033, subject to the development conditions dated December 19, 2000. Supervisor Kauffman seconded the motion and it carried by a vote of nine, Supervisor Bulova being out of the room.

79. **4:30 P.M. – PH ON REZONING APPLICATION RZ 2000-LE-028 (CATON FAMILY LIMITED PARTNERSHIP) (LEE DISTRICT)**
(No Tape)

(NOTE: Earlier in the meeting this public hearing was deferred. See Clerk's Summary Item CL#76.)

80. **4:30 P.M. – PH ON REZONING APPLICATION RZ 2000-SU-033 (RITA POWELL) (SULLY DISTRICT)** (No Tape)

(NOTE: Earlier in the meeting this public hearing was deferred. See Clerk's Summary Item CL#77.)

81. **4:30 P.M. – PH ON REZONING APPLICATION RZ 2000-MV-038 (LANDMARK PROPERTY DEVELOPMENT, LLC) (MOUNT VERNON DISTRICT)** (Tape 9)

- (O) Mr. John H. Thillmann reaffirmed the validity of the affidavit for the record.

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

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

- In excess of \$200 from Mr. Scott M. Herrick

Supervisor Gross disclosed the following campaign contribution which she had received:

- In excess of \$200 from Mr. Scott M. Herrick
- In excess of \$200 from Mr. John H. Thillmann

Supervisor Bulova stated that she was out of the room when disclosures were called and wished to disclose the following campaign contribution which she had received:

- In excess of \$200 from Mr. Scott M. Herrick

Following the public hearing, which included testimony by two speakers, Supervisor Hyland moved to waive the reading of the staff and Planning Commission recommendations. Supervisor Kauffman seconded the motion and it carried by a vote of eight, Supervisor McConnell and Supervisor Mendelsohn being out of the room.

Supervisor Hyland moved:

- Amendment of the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 2000-MV-038 and the conceptual development plan, from the C-2, C-8, and HC Districts to the PDH-8 and HC Districts, subject to proffers dated December 20, 2000.
- Waiver of the service drive requirement along Richmond Highway.
- Waiver of the 600-foot maximum length requirement for private streets.
- Waiver of the height limitation on fences, pursuant to paragraph 8 of Section 16-401 of the Zoning Ordinance, to permit seven-foot high fencing along Richmond Highway.

This motion, the second to which was inaudible, carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, and Chairman Hanley voting "AYE," Supervisor McConnell and Supervisor Mendelsohn being out of the room.

ADDITIONAL BOARD MATTERS

82. **REMINDERS REGARDING BOARD'S LEGISLATIVE COMMITTEE MEETING AND FINANCIAL DISCLOSURE FORM DEADLINE** (Tape 9)

Chairman Hanley reminded Board Members that there was a Legislative Committee Meeting on January 19, 2001, which is a holiday. Staff had requested this meeting to discuss some critical matters.

Chairman Hanley also reminded the Board that the Financial Disclosures forms are due on January 15, 2001, but since this was a holiday she stated that they were due on January 16, 2001.

83. **DULLES CORRIDOR RAPID TRANSIT PROJECT** (Tape 9)

Supervisor Hudgins stated that she had an additional Board Matter to present. She said that the Washington Metropolitan Area Transit Authority (WMATA), Virginia Department of Rail and Public Transportation, and the Federal Transit Administration has held a series of stakeholder briefings on the Dulles Corridor Rapid Transit Project. While citizens found the briefings informative, many attendees raised issues. A specific concern was raised regarding the location of the Reston Parkway station and the project teams' understanding of planned improvements of

Reston Parkway. While she is assured that stakeholders discussions will continue to address issues surfaced at the initial meeting, some issues require immediate attention.

Therefore, Supervisor Hudgins moved that the Board direct the Department of Transportation staff to review the Comprehensive Plan with regard to the widening of Reston Parkway and share the outcome of the review with the project team to ensure a joint understanding by all parties. This motion, the second to which was inaudible, carried by a vote of eight, Supervisor McConnell and Supervisor Mendelsohn being out of the room.

84. **BOARD ADJOURNMENT** (Tape 9)

At 6:25 p.m., the Board adjourned.

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