



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

TUESDAY
February 8, 2022

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At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the Government Center at Fairfax, Virginia, on Tuesday, February 8, 2022, at 9:33 a.m., there were present:

- Chairman Jeffrey C. McKay, presiding
- Supervisor Walter Alcorn, Hunter Mill District
- Supervisor John W. Foust, Dranesville District
- Supervisor Penelope A. Gross, Mason District
- Supervisor Patrick S. Herrity, Springfield District
- Supervisor Rodney Lusk, Lee District
- Supervisor Kathy L. Smith, Sully District
- Supervisor Daniel G. Storck, Mount Vernon District
- Supervisor James Walkinshaw, Braddock District

Others present during the meeting were Bryan J. Hill, County Executive; Elizabeth Teare, County Attorney; Jill G. Cooper, Clerk for the Board of Supervisors; Dottie Steele, Chief Deputy Clerk for the Board of Supervisors; Nathaniel Strathearn, Management Analyst II, Kecia Kendall, Deputy Clerk, and Bobby Vaught, Administrative Assistant, Department of Clerk Services.

Supervisor Dalia Palchik, Providence District, was absent from the entire meeting.

BOARD MATTERS1. **MASKS REQUIRED** (9:33 a.m.)

Chairman McKay stated that, in accordance with CDC guidance, masks continue to be required for everyone who enters a County facility. Therefore, everyone in the Board Auditorium today must wear a mask at all times, including while speaking or taking photos.

2. **ABSENCE OF SUPERVISOR DALIA PALCHIK (PROVIDENCE DISTRICT)** (9:34 a.m.)

Chairman McKay stated that Supervisor Palchik will not be participating in the meeting today and announced her family is doing well following the birth of her first child.

3. **AVAILABILITY OF SPANISH CLOSED CAPTIONING ON CHANNEL 16** (9:34 a.m.)

Chairman McKay announced that Channel 16 will now provide Spanish closed captioning for all public meetings and live events. Public meetings that will be captured in Spanish include Board of Supervisors meetings, Board Committee meetings, meetings of the Planning Commission and Board of Zoning Appeals; other lives events such as programs like the Mount Vernon Town Hall meeting and District Budget Town Hall meetings.

This is an important step, as we work to expand access to public meetings for the entire community. Investigations are underway to explore how these services may be able to expand to even more languages in the future.

Chairman McKay thanked Channel 16 and the Office of Public Affairs for all its work to make this happen.

4. **MOMENT OF SILENCE** (9:34 a.m.)

The Board asked everyone to keep in thoughts the family and friends of:

- Two campus officers who were killed last Tuesday during an active shooter situation at Bridgewater College in Virginia – Campus Police Officer John Painter, a former chief of police with a lifetime of service, and Campus Safety Officer J.J. Jefferson, who previously worked as a Sergeant at Shenandoah University. They were beloved by students, faculty, and staff
- Three Baltimore City firefighters – Lieutenant Paul Butrim, EMT/firefighter Kenny Lacayo, and Firefighter/paramedic Kelsey Sadler – who were killed while battling a fire in a vacant rowhouse on January 24. A fourth firefighter, EMT/firefighter John McMaster, was also hospitalized

The four have served a collective 44 years with the department. Representatives from the Fairfax County Fire Department attended a ceremony honoring these heroes last week

- The Nativity Catholic Church in Burke, which recently had four statues at a grotto outside of its church vandalized. This destruction of property and disrespect to the Catholic community is alarming because, at its core, it makes people feel unsafe. Any attack on a religious group in the County is an attack on all of us. It is driven by hate and discrimination, which cannot, and will not, be tolerated. In Fairfax County, diversity is our strength, and we always look to bring more people into our community and make sure they are heard and represented
- Dorothy Cook, mother of former Supervisor John Cook, passed away on January 30 after a long illness. She was a teacher in Walton, New York, and co-founded Christian Playschool in 1968. After her husband passed away, she moved to Springfield in 2004 to be closer to family. She enjoyed the company of her dogs, along with tending to her gardens. Most of all, she loved teaching and caring for children
- Dr. Ardwin Barsanti, who was 96 years old, and lived in the Mason District for the last 60 years. Born to Italian immigrants in New Jersey just before the Great Depression; he became a doctor at the age of 20 and did a lot of work in pediatric cardiology and founded the first private practice in the County, Annandale Pediatrics; he was also one of the founders of Fairfax Hospital

NS:ns

AGENDA ITEMS

5. **RESOLUTION OF RECOGNITION PRESENTED TO POHICK EPISCOPAL CHURCH** (9:41 a.m.)

Supervisor Storck moved approval of the Resolution of Recognition presented to Pohick Episcopal Church for hosting its 75th annual Pohick County Fair. Chairman McKay seconded the motion and it carried by a vote of nine, Supervisor Palchik being absent.

6. **RESOLUTION OF RECOGNITION PRESENTED TO TURNING POINT SUFFRAGIST MEMORIAL ASSOCIATION** (9:49 a.m.)

Chairman McKay relinquished the Chair to Vice-Chairman Gross and moved approval of the Resolution of Recognition presented to the Turning Point Suffragist Memorial Association to celebrate the opening of the memorial. Vice-Chairman Gross seconded the motion and it carried by a vote of nine, Supervisor Palchik being absent.

Vice-Chairman Gross returned the gavel to Chairman McKay.

7. **RESOLUTION OF RECOGNITION PRESENTED TO NALLS PRODUCE**
(10:15 a.m.)

Chairman McKay relinquished the Chair to Vice-Chairman Gross and moved approval of the Resolution of Recognition presented to Nalls Produce for its 60th anniversary of doing business in the County. Supervisor Lusk seconded the motion and it carried by a vote of nine, Supervisor Palchik being absent.

Vice-Chairman Gross returned the gavel to Chairman McKay.

8. **PRESENTATION OF THE CONFEDERATE NAMES TASK FORCE**
(CNTF) RECOMMENDATIONS REPORT (10:30 a.m.)

Evelyn Spain, Chairperson, CNTF, presented the Recommendation Report reflecting the recommendation to change the name of Lee Highway and Lee-Jackson Memorial Highway.

With regard to the potential changes, Chairman McKay noted that, in an effort to mitigate the impacts on the homeowners and businesses along the two corridors, the Department of Transportation (DOT) will be conducting strategic outreach efforts and will share the results with the Board at its June 14, 2021, Transportation Committee meeting.

Discussion ensued, with input from Tom Biesiadny, Director, DOT, regarding routes versus highways, noting that the existing route numbers would not be affected.

Chairman McKay recommended that Board Members provide any technical questions to DOT as Budget Q&A (questions and answers).

Discussion continued, with input from Ms. Spain, regarding the directive given to the CNTF, outreach efforts, and the final recommendations.

Chairman McKay announced that comments can be submitted to the following email address: DOTConfederateNamesTaskForce@fairfaxcounty.gov.

9. **REPORT ON GENERAL ASSEMBLY ACTIVITIES** (11:02 a.m.)

Supervisor Walkinshaw, Chairman of the Board's Legislative Committee, presented the report on General Assembly activities, noting the following:

- The Legislative Committee received the following status updates on the Board's County initiatives this year:

1. The Bill which would allow the Fairfax County Park Authority to resell electricity through electric vehicle charging stations moved out of the House Commerce and Energy Committee and awaits consideration by the House of Delegates
 2. The Bill which would reduce barriers for localities seeking to participate in virtual net metering through the State's Municipal Net Metering Pilot Program will be heard by the House Commerce and Energy Committee later today
- The Legislative Committee also received updates on, and discussed, bills related to temporary detention orders, transportation, and land use
 - The crossover date of the 2022 General Assembly is scheduled for February 15, 2022. Crossover is the deadline for bills to pass its originating chamber and crossover to the opposite chamber. Following crossover, both chambers will continue to work on its individual revenue bills as well as the State budget
 - A key area of focus during the latter half of this session will be the 2022-2024 biennium budget

Supervisor Walkinshaw thanked his colleagues who made the trip to Richmond on February 3, 2022, for Virginia Association of Counties Day, during which they had the opportunity to discuss County issues and priorities with its Delegation.

Supervisor Walkinshaw noted that the:

- Annual reception will be held in Richmond at the Credit Union House of Virginia on February 16, 2022, at 5:30 p.m.
- Next meeting of the Legislative Committee will be held in the Board Auditorium on February 11, 2022, at 4 p.m.

Supervisor Walkinshaw moved adoption of Legislative Committee Report Number Two. Chairman McKay seconded the motion. Following discussion regarding Delegate Watts' bill on muffler noise, the question was called on the motion and it carried by a vote of eight, Supervisor Herrity voting "NAY," Supervisor Palchik being absent.

DMS:dms**ADDITIONAL BOARD MATTERS****10. CERTIFICATE OF RECOGNITION REQUEST FOR ARC OF NORTHERN VIRGINIA (11:07 a.m.)**

Chairman McKay relinquished the Chair to Vice-Chairman Gross, and jointly with Supervisor Foust, asked unanimous consent that the Board direct staff to prepare a Certificate of Recognition, recognizing the Arc of Northern Virginia's 60th Anniversary in March, to be presented in the Board Room. Without objection, it was so ordered.

11. RESOLUTION OF RECOGNITION REQUEST FOR THE REDISTRICTING ADVISORY COMMITTEE (11:07 a.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition, recognizing the contribution by the members of the Redistricting Advisory Committee, to be presented in the Board Room. Without objection, it was so ordered.

12. PROCLAMATION REQUEST DESIGNATING MARCH 2022, AS "DEVELOPMENTAL DISABILITIES INCLUSION MONTH" (11:07 a.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Proclamation designating March 2022 as "*Developmental Disabilities Inclusion Month*" in the County, to be presented out of the Board Room. Without objection, it was so ordered.

13. REQUEST FOR A COVID-19 MEMORIAL (11:07 a.m.)

Chairman McKay stated that exactly 23 months ago today, he joined representatives from the Virginia Department of Health, the City of Fairfax, and the Fairfax County Health Department to announce the first presumptive positive cases of COVID-19 in Virginia. Since that time, life has not been the same.

As discussed at the last Board meeting, residents have embraced and encouraged multiple mitigation measures – including vaccinations, masking, physical distancing, testing, and quarantine – to keep both themselves and the community protected. As of February 1, 2022, more than 80 percent of all County residents have received one vaccine dose and there are more than 300 vaccination sites across the County. School age kids who have received at least one vaccine dose include: 46.7 percent of children ages 5-11 years, 90.1 percent of those ages 12-15 years, and 94.6 percent of those ages 16-17 years.

While this is positive progress, the County still feels the impact of the significant loss of life the community has experienced throughout the pandemic. There have

been more than 170,000 COVID-19 cases within the Fairfax Health District. Sadly, this has resulted in more than 4,400 hospitalizations and 1,284 deaths. As the Board will recall, many Northern Virginia public officials joined the Board at the Government Center to remember the lives lost across the region last June.

Still, the County knows that everyone has been affected by COVID-19 in some way or another and knows these impacts will be with the community forever. Chairman McKay stated that this is why his office has already been working with the Senior County team on the creation of a COVID-19 memorial in honor of all those lost and impacted these last two years.

Therefore, Chairman McKay moved that the Board direct staff from the Facilities Management Department, Park Authority, and other relevant agencies to begin working on a cost estimate, timeline, and design options for a COVID-19 memorial on County or park property and provide the information to the Board in a memo no later than May 1, 2022. Vice-Chairman Gross seconded the motion and it carried by a vote of nine, Supervisor Palchik being absent.

14. **BOARDS, AUTHORITIES, AND COMMISSIONS (BACS) WEBPAGES**
(11:11 a.m.)

(BACs) Chairman McKay stated that the County BACs are one of the immensely valuable ways community members can get involved in local government and advise on issues affecting residents. The County has over 1,000 appointees across 84 BACs, each one of these appointees serving as an extension of, and voice for, diverse community members.

To that end, it is important to ensure that residents are not only able to find information on the work of BACs but know who represents them on these matters. When browsing the County website, the information available for each BACs and its members is inconsistent. Some of the BACs have thorough pages, with photos, positions, and contact information for each of its members. Others may just have a mission statement and names of members.

As much of the Board will remember, the County undertook a multi-year effort to redevelop the County website into one that is streamlined, easy to navigate, and user-friendly. This website redesign was rolled out in 2017, but still has room to grow. To improve accessibility and increase citizen participation with BACs, the County needs uniform and educational landing pages for its BACs that encourage engagement.

Therefore, Chairman McKay moved that the Board direct the Office of Public Affairs to work with each BACs staff coordinator to review and streamline the existing webpages. This review should include an easy way to get in touch with each group, as well as identify other ways to increase access of the County's constituents to the BACs. This may include optional photos or other ways to better highlight the work of its appointed leaders and ways to collect input from residents.

Chairman McKay stated that he realizes this may need to be done in phases but hopes this can be completed in 2022. Supervisor Alcorn and Supervisor Lusk jointly seconded the motion.

Following discussion regarding other possible improvements, the question was called on the motion and it carried by a vote of nine, Supervisor Palchik being absent.

Vice-Chairman Gross returned the gavel to Chairman McKay.

15. **NO BOARD MATTERS FOR SUPERVISOR GROSS (MASON DISTRICT)**
(11:15 a.m.)

Supervisor Gross announced that she had no Board Matters to present today.

16. **NO BOARD MATTERS FOR SUPERVISOR WALKINSHAW (BRADDOCK DISTRICT)** (11:15 a.m.)

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

17. **NO BOARD MATTERS FOR SUPERVISOR FOUST (DRANESVILLE DISTRICT)** (11:15 a.m.)

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

18. **CERTIFICATE OF RECOGNITION REQUEST FOR THE JAMES MADISON HIGH SCHOOL GIRLS SWIM AND DIVE TEAM** (11:15 a.m.)

Supervisor Alcorn stated that James Madison High School had a notable number of State championships in the last two years, including baseball, marching ensemble, field hockey and girls basketball. Supervisor Alcorn stated that one State championship that came to his attention was the 2020 Girls Swim and Dive team, who won the Virginia Class 6 Championship. The Warhawks Girls Swim and Dive team has won multiple State championships, a notable feat.

Therefore, jointly with Supervisor Palchik and Supervisor Smith, Supervisor Alcorn moved that the Board direct staff to prepare a Certificate of Recognition for James Madison High School Girls Swim and Dive Team, in honor of them winning the 2020 State Championship. This certificate, as well as certificates for the teams that won state championships, will be presented at James Madison High School within the next several weeks. Supervisor Smith seconded the motion and it carried by a vote of nine, Supervisor Palchik being absent.

19. **POSSIBLE CHANGES TO THE PRINCE WILLIAM COUNTY COMPREHENSIVE PLAN** (11:16 a.m.)

Supervisor Alcorn asked unanimous consent that the Board direct staff in the Department of Transportation and the Department of Planning and Development to monitor the possible impacts on County transportation and water quality. Without objection, it was so ordered.

20. **“NEIGHBORS IN TENTS” INITIATIVE** (11:17 a.m.)

Supervisor Alcorn announced that the “Neighbors in Tents” initiative, hosted by RestonStrong, brings awareness to homelessness and advocates for long-term affordable housing for the most vulnerable neighbors.

21. **DE-ESCALATION TACTICS UTILIZED BY THE FRANCONIA DISTRICT POLICE STATION (LEE DISTRICT)** (11:18 a.m.)

Supervisor Lusk announced that on January 28, 2022, police officers responded to a call for service, which involved a man with a loaded firearm. He applauded the police officers for utilizing de-escalation tactics and non-lethal force on the man in question.

22. **2022 FAIRFAX COUNTY TEEN JOB FAIRS** (11:20 a.m.)

Supervisor Herrity stated that his office, the Fairfax County Public Schools (FCPS) and *The Connection Newspapers*, along with business and community organizations including local chambers, have hosted very successful teen job fairs and career-building workshops for over the past seven years. These events focused on students and young job seekers looking for a variety of employment opportunities; full time, after-school, seasonal positions, internship opportunities, and volunteer positions. The fairs have provided thousands of teenagers the opportunity to get in front of employers and for County employers to find talented County students to fill their positions. Even during the pandemic last year, the County was able to host two virtual fairs that were very successful.

Supervisor Herrity stated that he is glad to say that the fairs will be transitioning to in-person again and he will once again be teaming up with *The Connection Newspapers*, and FCPS, as well as local chambers and organizations, to bring the community two County Teen Job Fairs and Career-Building Workshops. The fairs are scheduled for Saturday, March 12, 2022, from 1 to 3 p.m. and Saturday, March 19, 2022, from 11 a.m. to 1 p.m.

The fairs will be open to all teens in the County looking for employment, volunteer opportunities, or tips on building a resume. Free booth space will be provided to registered businesses and organizations to advertise their available positions. Supervisor Herrity stated that there will be resume and career building sessions with County Chamber of Commerce partners. Beginning February 8, 2022, both

students as well as employers may register to attend by visiting the following link: <https://www.fairfaxcounty.gov/springfield/teenjobfairs>.

First jobs are important, and these events help connect teens with employers and prepare youth for the workforce. This year especially, students and employers are eager for the opportunities provided by the fair.

Therefore, Supervisor Herrity asked unanimous consent that the Board direct the Office of Public Affairs to help publicize the 2022 County teen job and opportunity fairs to the local community. Without objection, it was so ordered.

23. **REDISTRICTING AND COMMUNITY PARKING DISTRICTS (CPDs)**
(11:26 a.m.)

- (A) Supervisor Herrity stated that, with the former Virginia Attorney General's recent certification of the redistricting changes, he requested clarification from the County Attorney's office as to how and when the existing CPDs in the affected precincts would be updated. The Board was copied on the response which stated that the changes to the CPDs are not automatically incorporated and are not effective until 30 days after the Board holds a public hearing to adopt them. Supervisor Herrity stated his understanding that since his request, staff has been working on the revisions and a public hearing has been tentatively scheduled for May 10, 2022.

Therefore, Supervisor Herrity moved that the Board direct staff to:

- Schedule and advertise a public hearing to amend the Springfield, Lee, Mason, and Mount Vernon large area CPDs to remove/include the relocated precincts as required by County Code
- Notify former Springfield District residents in the Irving Precinct whose addresses will no longer be within a large area CPD and share information on the processes associated with establishing petition-based and large area CPDs

Supervisor Walkinshaw seconded the motion.

Supervisor Gross clarified that this item will be authorized by the Board at its meeting on April 12, 2022, and the public hearing will be scheduled for May 10, 2022.

Supervisor Walkinshaw expressed concern with sending a letter to all residents regarding CPDs and asked to amend the second part of the motion to include direction to: "the Braddock District Supervisor's office to communicate with its residents regarding the process with CPDs." The was accepted. This question was called on the motion, as amended, and it carried by a vote of nine, Supervisor Palchik being absent.

24. **2022 PATRIOT DISTRICT INDOOR TRACK CHAMPIONSHIP**
(11:30 a.m.)

Supervisor Herrity congratulated the West Springfield High School's track teams on their accomplishments at the championship.

25. **TREE COMMISSION 2021 ANNUAL REPORT** (11:31 a.m.)

(BAC) Supervisor Storck stated that on November 17, 2021, the Tree Commission transmitted its 2021 Annual Report to the Board. The Commission's 2021 Report provides an overview of what is happening with respect to tree preservation, planting and related activities across the County. This is the first consolidated annual report of the Tree Commission and is based on the reporting requirements as defined in the 2019 Tree Action Plan, Fairfax Green Initiatives Item #5A and the Tree Commission Charter. It makes specific recommendations to the Board, including actions to support Fairfax Green Initiative Item #5A, a Community of Practice matrix and improving the Land Development Process.

Therefore, Supervisor Storck moved that the Board direct the County Executive to charge the Office of Environmental and Energy Coordination, with support from relevant County agencies, to:

- Prepare a response to the Tree Commission's 2021 Annual Report
- Prioritize its recommendations
- Report to the appropriate Board Committees at a future meeting

Supervisor Foust seconded the motion.

Supervisor Gross asked to amend the request to direct staff to explore the possibility and cost implications associated with addressing the dead tree issues in the County. This was accepted.

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

26. **NO BOARD MATTERS FOR SUPERVISOR SMITH (SULLY DISTRICT)**
(11:36 a.m.)

Supervisor Smith announced that she had no Board Matters to present today.

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AGENDA ITEMS27. **ADMINISTRATIVE ITEMS** (11:36 a.m.)

Supervisor Gross moved approval of the Administrative Items. Chairman McKay seconded the motion and it carried by a vote of nine, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE,” Supervisor Palchik being absent.

ADMIN 1 – EXTENSION OF REVIEW PERIOD FOR 2232 APPLICATION (BRADDOCK DISTRICT)

Authorized the extension of review period for the following Public Facility 2232 Review Application to the date noted:

<u>Application Number</u>	<u>Description</u>	<u>New Date</u>
2232-2021-BR-00026	Fairfax County Public Schools Bonnie Brae Elementary School Renovation and Addition Tax Map No. 077-2 ((2)) A 5420 Sideburn Road, Fairfax, VA Braddock District	May 19, 2022

ADMIN 2 – DESIGNATION OF PLANS EXAMINER STATUS UNDER THE EXPEDITED LAND DEVELOPMENT REVIEW PROGRAM

Designated the following individual, identified with a registration number, as Plans Examiner:

- William Tully Saul (345)

ADMIN 3 – APPROVAL OF TRAFFIC CALMING MEASURES AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM – HIBBLING AVENUE (LEE DISTRICT)

- (R)
- Adopted the Resolution endorsing traffic calming measures consisting of three speed humps on Hibbling Avenue (Lee District)

- Directed staff to request the Virginia Department of Transportation schedule installation of the approved measures as soon as possible

ADMIN 4 – APPROVAL OF TRAFFIC CALMING MEASURES AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM – WOODLEY DRIVE (MOUNT VERNON DISTRICT)

- (R)
- Adopted the Resolution endorsing traffic calming measures consisting of four speed humps on Woodley Drive (Mount Vernon District)
 - Directed staff to request the Virginia Department of Transportation schedule installation of the approved measures as soon as possible

ADMIN 5 – APPROVAL OF A “WATCH FOR CHILDREN” SIGN AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM- WOODLAND ROAD (MASON DISTRICT)

- Authorized the installation of one “Watch for Children” sign on Woodland Road (Mason District)
- Directed staff of the Department of Transportation to schedule the installation of the approved measures as soon as possible

ADMIN 6 – APPROVAL OF A “WATCH FOR CHILDREN” SIGN AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM - ELK POINT DRIVE (HUNTER MILL DISTRICT)

- Authorized the installation of one “Watch for Children” sign on Elk Point Drive (Hunter Mill District)
- Directed staff of the Department of Transportation to schedule the installation of the approved measures as soon as possible

ADMIN 7 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF ROUTE 28 WIDENING FROM PRINCE WILLIAM COUNTY LINE TO ROUTE 29 (SULLY DISTRICT)

- (A)
- Authorized the advertisement of a public hearing to be held before the Board on **March 8, 2022, at 4 p.m.**, regarding the acquisition of certain land rights necessary for the construction of Route 28 widening from Prince William County line to Route 29, Project 2G40-189-000, Fund 40010, County and Regional Transportation Projects.

ADMIN 8 – STREETS INTO THE SECONDARY SYSTEM (SULLY DISTRICT)

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

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Reserve at Timber Lake	Sully	Northview Trail
		Stream Vista Court

ADMIN 9 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE PROPOSED ONE-YEAR ACTION PLAN FOR FISCAL YEAR (FY) 2023

- (A) Authorized the advertisement of a public hearing to be held before the Board on **March 22, 2022, at 4 p.m.**, regarding the proposed One-Year Action Plan for FY 2023.

28. **A-1 – REQUEST TO ESTABLISH A CEREMONIAL BYWAY FOR VALLUVAR WAY ON BRENTWALL DRIVE (SULLY DISTRICT)** (11:37 a.m.)

- (R) Supervisor Smith moved that the Board concur in the recommendation of staff and adopt a Resolution requesting the General Assembly to designate Brentwall Drive as Valluvar Way. Chairman McKay seconded the motion.

Following discussion regarding the motion, the question was called on the motion and it carried by a vote of nine, Supervisor Palchik being absent.

29. **A-2 – DESIGNATION OF THE DOMINION SQUARE WEST SITE AS REVITALIZATION AREA (HUNTER MILL DISTRICT)** (11:39 a.m.)

- (R) Supervisor Alcorn moved that the Board concur in the recommendation of staff and adopt a Resolution designating the Dominion Square West Site as a Revitalization Area, for the purpose of facilitating Low Income Housing Tax Credits. Supervisor Foust and Supervisor Lusk jointly seconded the motion.

Discussion ensued, with input from Mr. Fleetwood, regarding use of the term revitalization.

Chairman McKay noted that this is the first Board Item that includes the formal Equity Impact Statement.

The question was called on the motion and it carried by a vote of nine, Supervisor Palchik being absent.

30. **A-3 – APPROVAL OF COMMENTS ON WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY’S (WMATA) PROPOSED FISCAL YEAR (FY) 2023 OPERATING BUDGET AND FY 2023-2028 CAPITAL IMPROVEMENT PROGRAM (CIP)** (11:41 a.m.)

Supervisor Alcorn moved that the Board concur in the recommendation of staff and approve a letter to WMATA conveying the County’s comments on the proposed FY 2023 Operating Budget and the FY 2023-2028 CIP. Chairman McKay and Supervisor Lusk jointly seconded the motion.

Chairman McKay relinquished the Chair to Vice-Chairman Gross and asked to amend the letter by adding the following language: **“It is imperative that WMATA adopt a more proactive culture of communication during this upcoming critical period. Your jurisdictional partners stand ready to work with, and for, WMATA, but only if we have the knowledge and understanding that WMATA is on the path to success in tackling issues I have described.”**

This was accepted.

Vice-Chairman Gross returned the gavel to Chairman McKay.

Discussion ensued, with input from Tom Biesiadny, Director, Department of Transportation, regarding the location of the added language in the letter.

Following further discussion regarding the language and feedback, Chairman McKay relinquished the Chair to Vice-Chairman Gross and asked to amend the letter to also include the following language at the end of the letter: **“We look forward to a formal response regarding the issues raised in this letter.”**

This was accepted.

Vice-Chairman Gross returned the gavel to Chairman McKay.

The question was called on the motion, as amended, and it carried by a vote of eight, Supervisor Herrity being out of the room, Supervisor Palchik being absent.

DMS:dms

31. **RECESS/CLOSED SESSION** (11:47 a.m.)

Supervisor Gross moved that the Board recess and go into closed session for discussion and consideration of matters enumerated in Virginia Code Section 2.2-3711 and listed in the agenda for this meeting as follows:

- (a) Discussion or consideration of personnel matters pursuant to Virginia Code Section 2.2-3711(A) (1).

- (b) Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Virginia Code Section 2.2-3711(A) (3).
- (c) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, and consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel pursuant to Virginia Code Section 2.2-3711(A) (7).
1. *Eric McArthur and Jenny McArthur, proceeding on their own behalf and on behalf of their minor child, M.M. v. Scott Braband, Superintendent of Fairfax County Public Schools, Stella Pekarsky, Chair of the Fairfax County School Board, and Dr. Gloria Addo Ayensu, Director of the Fairfax County Health Department, Case No. 1:21-cv-01435 (E.D.Va.)*
 2. *Pamela Sledge v. Fairfax County, Fairfax County Police Department, Officers Richard Castilon, Michael Scatchard, Michael Comer, Evan Poisson, Michael Rowe, Cassandra Zamora, Marina Anwar, and Stephen Cicinato, Case No. 1:22-cv-15 (E.D.Va.)*
 3. *Lester Ordany Corado Ipina v. Fairfax County Police Department; Case No. CL-2021-0017756 (Fx. Co. Cir. Ct.)*
 4. *Courtney Graves, Esq., Pro Se v. Greystar GP II, LLC, Nicole Loren Zamba Campero, and Fairfax County Police Department Animal Services Division, Case No. CL 2021-0015385 (Fx. Co. Cir. Ct.)*
 5. *Qadeer Manj v. Thomas Mey, Case No. GV21-012087 (Prince William Co. Gen. Dist. Ct.)*
 6. *Mario Corado v. William Fisher, Case No. GV21-014229 (Fx. Co. Gen. Dist. Ct.); Alma Duran v. William Fisher, Case No. GV21-014230 (Fx. Co. Gen. Dist. Ct.)*
 7. *Kimberly Molitor, by GEICO (subrogee) v. Tiffany Hope Horton; Case No. GV21- 003424 (Stafford Co. Gen. Dist. Ct.)*

8. *ZAAKI Restaurant and Café LLC v. State Building Code Technical Review Board, County of Fairfax, Virginia, and Jay Riat, Building Official*, Record No. 0318-21-4 (Va. Ct. App.) (Mason District)
9. *Board of Supervisors of Fairfax County and William Hicks, Director of the Fairfax County Department of Land Development Services v. Adolfo Parina Sandi*, Case No. CL-2021-0007932 (Fx. Co. Cir. Ct.) (Providence District)
10. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Thien Tho Ngoc Nguyen and Kim-Uyen Mai Pham*, Case No. CL-2020-0014216 (Fx. Co. Cir. Ct.) (Braddock District)
11. *Jay Riat, Building Official for Fairfax County, Virginia v. Jose Luis Peredo*, Case No. GV21-015339 (Fx. Co. Gen. Dist. Ct.) (Braddock District)
12. *Jay Riat, Building Official for Fairfax County, Virginia v. Moon S. Park*, Case No. GV21-015858 (Fx. Co. Gen. Dist. Ct.) (Braddock District)
13. *Jay Riat, Building Official for Fairfax County, Virginia v. Judy K. Chisholm*, Case No. GV21-015855 (Fx. Co. Gen. Dist. Ct.) (Braddock District)
14. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Scott M. Hall and Lynn K. Hall*, Case No. GV21-011842 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
15. *Jay Riat, Building Official for Fairfax County, Virginia v. Ahmad Mojarrad and Amaneh Mojarrad*, Case No. GV21-019032 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
16. *Jay Riat, Building Official for Fairfax County, Virginia v. Great Falls Estates, LLC*, Case No. GV22-000447 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
17. *Jay Riat, Building Official for Fairfax County, Virginia v. David R. Lupton and Pratima P. Lupton*, Case No. GV22-000459 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)

18. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Salena Azaad*, Case No. CL-2021-0007584 (Fx. Co. Cir. Ct.) (Hunter Mill District)
19. *Jay Riat, Building Official for Fairfax County, Virginia v Omar R. Sangid and Diana Mazid*, Case No. GV21-014892 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
20. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Mai H. Quach and Bachung T. Tran*, Case No. GV21-014339 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
21. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Lisa Hoffman and Matt Hoffman*, Case No. GV21-019029 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
22. *Jay Riat, Building Official for Fairfax County, Virginia v Mariam Aryoubi*, Case No. GV21-013534 (Fx. Co. Gen. Dist. Ct.) (Lee District)
23. *Jay Riat, Building Official for Fairfax County, Virginia v Imran Hafiz*, Case No. GV21-014871 (Fx. Co. Gen. Dist. Ct.) (Lee District)
24. *Jay Riat, Building Official for Fairfax County, Virginia v Muwaffaq Alradaideh and Samar K. Odeh*, Case No. GV21-017978 (Fx. Co. Gen. Dist. Ct.) (Lee District)
25. *Jay Riat, Building Official for Fairfax County, Virginia v Analise Latoya Fagan*, Case No. GV21-019024 (Fx. Co. Gen. Dist. Ct.) (Lee District)
26. *Jay Riat, Building Official for Fairfax County, Virginia v Hever Joel Rosales and Margarita Rosales*, Case No. GV21-019502 (Fx. Co. Gen. Dist. Ct.) (Lee District)
27. *Jay Riat, Building Official for Fairfax County, Virginia v Julio Montufar and Mia F. Mishan-Rivera*, Case No. GV22-000241 (Fx. Co. Gen. Dist. Ct.) (Lee District)
28. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Edwin W. Espinoza*, Case No. CL-2020-0004415 (Fx. Co. Cir. Ct.) (Mason District)

29. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Maria Khorsandi and Djamshid Khorsandi*, Case No. CL-2022-0000431 (Fx. Co. Cir. Ct.) (Mason District)
30. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Nhung Tuyet T. Tran*, Case No. CL-2022-0000433 (Fx. Co. Cir. Ct.) (Mason District)
31. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Md Bashed Molla and Lima Akter*, Case No. CL-2020-0011753 (Fx. Co. Cir. Ct.) (Mason District)
32. *Jay Riat, Building Official for Fairfax County, Virginia v Bao Quoc Nguyen and Bang Si Nguyen*, Case No. GV21-018611 (Fx. Co. Gen. Dist. Ct.) (Mason District)
33. *Jay Riat, Building Official for Fairfax County, Virginia v MVC Services*, Case No. GV22-000188 (Fx. Co. Gen. Dist. Ct.) (Mason District)
34. *Jay Riat, Building Official for Fairfax County, Virginia v Javier Espinoza Borda and Marizol Mary Arnez Claros*, Case No. GV22-000446 (Fx. Co. Gen. Dist. Ct.) (Mason District)
35. *Jay Riat, Building Official for Fairfax County, Virginia v Osmin H. Rodriguez*, Case No. GV22-000460 (Fx. Co. Gen. Dist. Ct.) (Mason District)
36. *Jay Riat, Building Official for Fairfax County, Virginia v Carlos A. Carcamo Cabrera and Maria A. Castro*, Case No. GV21-015296 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
37. *Jay Riat, Building Official for Fairfax County, Virginia v Charles Randall Gentry*, Case No. GV21-015537 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
38. *Jay Riat, Building Official for Fairfax County, Virginia v Lilian G. Maldonado and Salvador Zelaya*, Case No. GV21-015535 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
39. *Jay Riat, Building Official for Fairfax County, Virginia v Syed Qamer*, Case No. GV21-019115 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

40. *Jay Riat, Building Official for Fairfax County, Virginia v Strickler Holdings, LLC*, Case No. GV21-019036 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
41. *Jay Riat, Building Official for Fairfax County, Virginia v Rana Parveen*, Case No. GV22-000462 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
42. *Jay Riat, Building Official for Fairfax County, Virginia v Jose Roberto Marquez, Jr.*, Case No. GV21-04874 (Fx. Co. Gen. Dist. Ct.) (Providence District)
43. *Jay Riat, Building Official for Fairfax County, Virginia v Mohsin Ijaz and Ayesha Mohsin*, Case No. GV21-015896 (Fx. Co. Gen. Dist. Ct.) (Providence District)
44. *Leslie B. Johnson, Fairfax County Zoning Administrator v. David Morgan and Nyaint Morgan*, Case No. CL-2019-0013580 (Fx. Co. Cir. Ct.) (Springfield District)
45. *Jay Riat, Building Official for Fairfax County, Virginia v Samy Kassar*, Case No. GV21-015891 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
46. *Jay Riat, Building Official for Fairfax County, Virginia v Sultanewas Nahida*, Case No. GV21-006748 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
47. *Jay Riat, Building Official for Fairfax County, Virginia v Sultanewas Nahida and Abdul Awal*, Case No. GV21-020224 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
48. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Devinder Jaitly*, Case No. GV21-020175 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
49. *Jay Riat, Building Official for Fairfax County, Virginia v Maritza Perez Gonzalez and Mariela Barboza*, Case No. GV22-000447 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
50. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Richard L. Hays and Angela S. Hays*, Case No. CL-2021-0013259 (Fx. Co. Cir. Ct.) (Sully District)

51. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Michael Ching*, Case No. GV21-019025 (Fx. Co. Gen. Dist. Ct.) (Sully District)

52. *Jay Riat, Building Official for Fairfax County, Virginia v Pinnacle Education Services, Inc.*, Case No. GV22-000423 (Fx. Co. Gen. Dist. Ct.) (Sully District)

And in addition:

- As permitted by Virginia Code Sections 2.2-3711(A)(7) and (8), legal analysis regarding a potential appeal from the Board of Zoning Appeals' decision in A 2021-DR-021 regarding a proposed natural gas pipeline in the Dranesville District
- As permitted by Virginia Code Section 2.2-3711(A)(1), personnel discussion regarding the annual evaluations of the County Executive and County Attorney

Chairman McKay seconded the motion and it carried by a vote of nine, Supervisor Palchik being absent.

At 4:22 p.m., the Board reconvened in the Board Auditorium with all Members being present, with the exception of Supervisor Palchik, and with Chairman McKay presiding.

ACTIONS FROM CLOSED SESSION

32. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (4:22 p.m.)

Supervisor Gross moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from open meeting requirements and only such public business matters as were identified in the motion by which closed session was convened were heard, discussed, or considered by the Board during the closed session. Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting "AYE," Supervisor Palchik being absent.

KK:kk**AGENDA ITEMS**

33. **3:30 P.M. – PUBLIC HEARING ON RZ 2013-DR-002 (WRIT LP) TO REZONE EXISTING RESIDENTIAL BUILDING FROM PDH-40, SC, HC, AND CRD TO PRM, SC, HC, CRD TO PERMIT MULTIFAMILY RESIDENTIAL DEVELOPMENT WITH AN OVERALL INTENSITY OF 1.95 FLOOR AREA RATIO UP TO 18 ADDITIONAL UNITS AND APPROVAL OF THE CONCEPTUAL DEVELOPMENT PLAN, LOCATED ON APPROXIMATELY 4.28 ACRES OF LAND (DRANESVILLE DISTRICT)**

AND

PUBLIC HEARING ON PCA-C-220 (WRIT LP) TO AMEND THE PROFFERS FOR RZ-C-220, PREVIOUSLY APPROVED FOR RESIDENTIAL DEVELOPMENT, TO PERMIT DELETION OF LAND, LOCATED ON APPROXIMATELY 4.28 ACRES OF LAND ZONED PDH-40, SC, HC AND CRD (DRANESVILLE DISTRICT) (4:24 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of January 21 and January 28, 2022.

The applications property is located at 1350 Beverly Road, McLean, 22101, Tax Map 30-2 ((1)) 30B.

Scott E. Adams, Agent, McGuireWoods LLP, reaffirmed the validity of the affidavits dated January 11, 2022, for the record.

Following discussion, with input from Elizabeth Teare, County Attorney, regarding financial disclosures, Chairman McKay disclosed that he received a campaign contribution in excess of \$100 from:

- Mark M. Viani, who has practiced law with Bean, Kinney and Korman, P.C., since approximately 2014. Mr. Viani is listed in the affidavit as a former partner with the Law Firm of McGuireWoods LLP

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

- Mark M. Viani, who has practiced law with Bean, Kinney and Korman, P.C., since approximately 2014. Mr. Viani is listed in the affidavit as a former partner with the Law Firm of McGuireWoods LLP

Sunny Yang, Planner, Zoning Evaluation Division, Department of Planning and Development, gave a presentation depicting the application and site location.

Mr. Adams 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, Ms. Yang presented the staff and Planning Commission recommendations.

Supervisor Foust moved that the Board:

- Approve Proffered Condition Amendment Application PCA-C-220
- Approve Rezoning Application RZ 2013-DR-002 and its associated Conceptual Development Plan, subject to the proffers dated January 25, 2022
- Approve Parking Reduction Request #3728-PKS-004-1, pursuant to Paragraph 6.B (1)(d), Section 6100 of the Zoning Ordinance, subject to the conditions dated July 21, 2021, which are contained in Appendix 11 of the Staff Report

Supervisor Lusk seconded the motion and it carried by a vote of nine, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE,” Supervisor Palchik being absent.

(NOTE: On February 2, 2022, the Planning Commission approved Final Development Plan Application 2013-DR-002.)

34.

3:30 P.M. – PUBLIC HEARING ON RZ 2021-MV-008 (LMC ALEXANDRIA CROSSING HOLDINGS, LLC) TO REZONE FROM C-8, C-6, R-4, HC AND CRD TO PRM, HC AND CRD TO PERMIT RESIDENTIAL DEVELOPMENT WITH A FLOOR AREA RATIO OF 2.5, INCLUSIVE OF ADUS AND WDUS, AND APPROVAL OF THE CONCEPTUAL DEVELOPMENT PLAN, LOCATED ON APPROXIMATELY 7.61 ACRES OF LAND (MOUNT VERNON DISTRICT) (4:34 p.m.)

Supervisor Storck moved to defer the public hearing on RZ 2021-MV-008 until **February 22, 2022, at 3:30 p.m.** Supervisor Lusk seconded the motion and it carried by a vote of nine, Supervisor Palchik being absent.

35. **3:30 P.M. – PUBLIC HEARING ON SE 2021-HM-00014 (SERVICESOURCE, INC.) TO PERMIT AN ADULT DAY SUPPORT CENTER, LOCATED ON APPROXIMATELY 4.6 ACRES OF LAND ZONED R-1 (HUNTER MILL DISTRICT)** (4:34 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of January 21 and January 28, 2022.

The application property is located at 2739 West Ox Road, Herndon, 20171, Tax Map 25-1 ((1)) 30.

Scott E. Adams, Agent, McGuireWoods LLP, reaffirmed the validity of the affidavit dated December 3, 2021, for the record.

Alexis Robinson, Planner, Zoning Evaluation Division, Department of Planning and Development, gave a presentation depicting the application and site location.

Mr. Adams 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, Ms. Robinson presented the staff and Planning Commission recommendations.

Following a query by Supervisor Alcorn, Mr. Adams confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated January 12, 2022.

Supervisor Alcorn moved that the Board approve SE 2021-HM-00014, subject to the development conditions dated January 12, 2022. Supervisor Smith and Chairman McKay jointly seconded the motion and it carried by a vote of nine, Supervisor Palchik being absent.

36. **3:30 P.M. – PUBLIC HEARING ON RZ 2021-LE-015 (AMAZON DATA SERVICES, INC.) TO REZONE FROM C-3 TO I-5 TO PERMIT DATA CENTER WITH AN OVERALL FLOOR AREA RATIO OF 0.23, LOCATED ON APPROXIMATELY 23.59 ACRES OF LAND (LEE DISTRICT)**

AND

PUBLIC HEARING ON SE 2021-LE-010 (AMAZON DATA SERVICES, INC.) TO PERMIT AN INCREASE IN BUILDING HEIGHT FROM 75 FEET UP TO A MAXIMUM OF 100 FEET, LOCATED ON APPROXIMATELY 23.59 ACRES OF LAND ZONED I-5 (LEE DISTRICT)
(4:44 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of January 21 and January 28, 2022.

The Rezoning Application RZ 2021-LE-015 property is located on the east side of Loisdale Road, and the north side of Newington Road, Tax Map 99-2 ((1)) 7A and 8.

The Special Exception Application SE 2021-LE-010 property is located at 7961 Loisdale Road, Springfield, 22150, Tax Map 99-2 ((1)) 7A and 8.

Lynne J. Strobel, Agent, Walsh, Colucci, Lubeley and Walsh, P.C., reaffirmed the validity of the affidavits dated January 27, 2022, for the record.

Curtis Rowlette, Planner, Zoning Evaluation Division, Department of Planning and Development, gave a presentation depicting the application and site location.

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

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

Following a query by Supervisor Lusk, Ms. Strobel confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated December 20, 2021.

Supervisor Lusk moved that the Board:

- Approve Rezoning Application RZ 2021-LE-015, subject to the proffers dated February 7, 2022
- Approve Special Exception Application SE 2021-LE-010, subject to the development conditions dated December 20, 2021
- Modify the requirement for a major paved trail along Newington Road in favor of the proffered escrow contribution

Supervisor Herrity and Supervisor Alcorn jointly seconded the motion and it carried by a vote of nine, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE,” Supervisor Palchik being absent.

37. **4 P.M. - DECISION ONLY ON THE ENLARGEMENT OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE/RECYCLING AND VACUUM LEAF COLLECTION SERVICES (MASON DISTRICT)**
(5:04 p.m.)

(R) (NOTE: On October 5, 2021, the Board held the public hearing on this application and deferred decision indefinitely.)

Following comments, Supervisor Gross moved approval of the County Executive's recommendation for the enlargement of a small and local sanitary district for the purpose of providing County refuse, recycling and vacuum leaf collection service to the Pleasant Ridge area as follows:

<u>Sanitary District</u>	<u>Action</u>	<u>Service</u>
Small District 2 Within Mason District (Pleasant Ridge Area)	Enlarge	Refuse, Recycling, and Vacuum Leaf

Supervisor Lusk seconded the motion. Discussion ensued, with input from Bryan Hill, County Executive, who noted that changes have been made to the process to ensure that it continues to move forward, and staff will monitor the process and report with any new recommendations.

The question was called on the motion and it carried by a vote of seven, Supervisor Storck and Supervisor Herrity being out of the room, ~~and~~ Supervisor Palchik being absent.

38. **4 P.M. - DECISION ONLY ON THE CREATION OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE/RECYCLING COLLECTION SERVICES (BRADDOCK DISTRICT)**
(5:11 p.m.)

(R) (NOTE: On October 5, 2021, the Board held the public hearing on this application and deferred decision indefinitely.)

Discussion ensued, with input from Chris Herrington, Director, Department of Public Works and Environmental Services, who noted that staff will be communicating to the public that any new petitions for the creation or enlargement of sanitary districts will not be recommended for approval, until further notice.

Supervisor Walkinshaw moved that the Board adopt the County Executive's recommendation for the creation of a small and local sanitary district for the purpose of providing County refuse and recycling collection services to the Canterbury Woods area, as follows:

<u>Sanitary District</u>	<u>Action</u>	<u>Service</u>
Small District 3 Within Braddock District (Canterbury Woods Area)	Create	Refuse and Recycling,

Chairman McKay seconded the motion and it carried by a vote of seven, Supervisor Storck and Supervisor Herrity being out of the room, Supervisor Palchik being absent.

39. **4 P.M. - DECISION ONLY ON THE CREATION OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE/RECYCLING AND VACUUM LEAF COLLECTION SERVICES (LEE DISTRICT) (5:13 p.m.)**

(R) (NOTE: On October 5, 2021, the Board held the public hearing on this application and deferred decision indefinitely.)

Supervisor Lusk moved approval of the County Executive's recommendation for the creation of a small and local sanitary district for the purposes of providing County refuse, recycling and vacuum leaf collection services for the Grayson Street area, as follows:

<u>Sanitary District</u>	<u>Action</u>	<u>Service</u>
Local District 1-F Within Lee District (Grayson Street Area)	Create	Refuse, Recycling, and Vacuum Leaf

Chairman McKay seconded the motion and it carried by a vote of seven, Supervisor Storck and Supervisor Herrity being out of the room, Supervisor Palchik being absent.

40. **4 P.M. - DECISION ONLY ON THE ENLARGEMENT AND CREATION OF FOUR SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE/RECYCLING COLLECTION SERVICES (DRANESVILLE DISTRICT) (5:13 p.m.)**

(R) (NOTE: On October 5, 2021, the Board held the public hearing on this application and deferred decision indefinitely.)

Supervisor Foust moved approval of the County Executive's recommendations with regard to the following small and local sanitary districts for refuse and recycling collection service, as follows:

<u>Sanitary District</u>	<u>Action</u>	<u>Service</u>
Small District 9 Within Dranesville District (Haycock Road Area)	Enlarge	Refuse and Recycling
Local District 1-A1 Within Dranesville District (Potomac Hills Area)	Create	Refuse and Recycling
Local District 1-G Within Dranesville District (McLean Manor Area)	Create	Refuse and Recycling
Local District 1-A1 Within Dranesville District (McLean Manor Area)	Enlarge	Refuse and Recycling

Supervisor Lusk and Chairman McKay jointly seconded the motion and it carried by a vote of nine, Supervisor Palchik being absent.

41. **BOARD ADJOURNMENT** (5:15 p.m.)

At 5:15 p.m. the Board adjourned.