

**CM:cm**

The meeting was called to order at 9:30 a.m., with all Members being present, and with Chairman Hanley presiding.

Others present were Robert J. O'Neill, Jr., County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant to the County Executive; Barbara M. Jenkins, 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 MATTERS**

2. **BIRTHDAY RECOGNITION FOR CHAIRMAN KATHERINE K. HANLEY AND CATHERINE A. CHIANESE, ASSISTANT TO THE COUNTY EXECUTIVE**  
(Tape 1)

Supervisor Hyland acknowledged the recent birthdays of Chairman Katherine K. Hanley and Catherine A. Chianese, Assistant to the County Executive.

3. **MOMENT OF SILENCE FOR MR. DAVID ALBRECHT** (Tape 1)

Supervisor Mendelsohn asked everyone to remember in their thoughts and prayers the family of Mr. David Albrecht who was killed recently.

(NOTE: Later in the meeting, the Board addressed the issue of gang violence. See Clerk's Summary Item CL#24.)

**AGENDA ITEMS**

4. **PROCLAMATION DESIGNATING THE WEEK OF MARCH 8-14, 1998 AS "GIRL SCOUT WEEK" IN FAIRFAX COUNTY** (Tape 1)

Supervisor Gross moved approval of the Proclamation presented to Ms. Debbie Pearce and Ms. Barbara Coates of the Girl Scouts Council of the Nation's Capital (GSCNC) designating the week of March 8-14, 1998 as "**Girl Scout Week**" in Fairfax County. This motion was seconded by Supervisor Mendelsohn and carried by unanimous vote.

5. **CERTIFICATE OF RECOGNITION PRESENTED TO LAURA HEINER, CENTREVILLE HIGH SCHOOL** (Tape 1)

Supervisor Frey moved approval of the Certificate of Recognition presented to Laura Heiner, Centreville High School, for earning a place on the United States (US) Team competing at the Junior Women's World Cross Country Championships. This motion was seconded by Supervisor Dix and carried by unanimous vote.

6. **PROCLAMATION DESIGNATING APRIL 1998 AS "NATIONAL IMMUNIZATION MONTH" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation presented to Dr. Martin Forman, Chairman, Department of Pediatrics, Reston Hospital Center, Dr. Robert Stroube, Director, Fairfax County Health Department, and Marlene Blum, Chairman, Health Care Advisory Board, designating April 1998 as "**National Immunization Month**" in Fairfax County. This motion was seconded by Vice-Chairman Hyland and carried by a vote of nine, Supervisor Connolly being out of the room.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

7. **PROCLAMATION DESIGNATING THE WEEK OF MARCH 16-22, 1998 AS "BRAIN INJURY PREVENTION WEEK" IN FAIRFAX COUNTY** (Tape 1)

Supervisor Kauffman moved approval of the Proclamation presented to Dr. Arthur Trask, President of the Traumatic Brain Injury (TBI) Consortium; Judy Worthington, President of the Brain Injury Services Board of Trustees; and Tom Russell, Executive Director of the Brain Injury Services Board, designating the week of March 16-22, 1998 as "**Brain Injury Prevention Week**" in Fairfax County. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

8. **PROCLAMATION DESIGNATING MARCH 9, 1998 AS "ARTS APPRECIATION DAY" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation presented to Tom Waldrop, Chairman, Board of Directors of the Fairfax County Arts Council, and Toni McMahon, President, Fairfax County Arts Council, designating March 9, 1998 as "Arts Appreciation Day" in Fairfax County. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Frey being out of the room.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

9. **10:00 A.M. - PRESENTATION BY THE TRANSPORTATION ADVISORY COMMISSION (TAC) OF THE TRANSPORTATION ACHIEVEMENT AWARDS** (Tape 1)

Lester Schoene, Jr., Chairman, Fairfax County Transportation Advisory Commission (TAC) presented the Transportation Achievement Awards to Master Police Officer William Knost and Mr. Charles Strunk, Office of Transportation.

10. **10:00 A.M. - PRESENTATION BY THE ECONOMIC DEVELOPMENT AUTHORITY (EDA) OF ITS ANNUAL REPORT** (Tape 2)

Patricia M. Woolsey, Chairman, Fairfax County Economic Development Authority (EDA) Commission, presented the EDA Annual Report.

A discussion followed the presentation.

11. **10:30 A.M. - REPORT ON GENERAL ASSEMBLY ACTIVITIES** (Tapes 2-3)

Supervisor Connolly outlined the 1998 Legislative Report and moved that the Board accept the report, as circulated. This motion was seconded by Supervisor Dix.

Following discussion regarding Temporary Assistance for Needy Families (TANF) funds, Supervisor Mendelsohn asked to amend the motion to send a letter, signed by the Chairman, to the Budget conferees:

- Encouraging the General Assembly to utilize all available funds, including State general funds, to draw down Federal matching funds for Welfare-to-Work programs; and
- Emphasizing the importance of the Private Industry Councils' (PICs) role in public-private partnerships.

This was accepted.

Following further discussion, Supervisor Dix asked to amend the motion to direct staff to:

- Draft a joint letter to the General Assembly, signed by the Chairman of the Board of Supervisors and the Chairman of the Fairfax County School Board, in support of local school boards' being able to make decisions regarding when the school year begins;
- Draft a letter, signed by the Chairman, emphasizing the environmental benefits that could accrue if a measure were passed and an incentive created for people to purchase cleaner burning vehicles; and
- Draft a letter to the General Assembly suggesting that the \$500,000 set aside for another transit study in the Dulles Corridor would be better utilized if it was applied to buses and bus service in the Corridor.

This was accepted.

Following further discussion, with input from Shiva K. Pant, Director, Office of Transportation, Supervisor Connolly asked to amend the motion to direct staff to prepare a letter, signed by the Chairman, reaffirming the Board's position on the transportation issues, and this was accepted.

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

Supervisor Dix asked unanimous consent that the Board direct staff to provide Board Members with regular briefings on these issues. Without objection, it was so ordered.

#### **AM:am**

#### 12. **ADMINISTRATIVE ITEMS** (Tape 4)

Supervisor Frey moved approval of the Administrative Items. This motion was seconded by Supervisor Connolly.

Supervisor Dix called the Board's attention to Administrative Item 9 - Supplemental Appropriation Resolution (SAR) as 98054 for the Department of Family Services to Receive Additional Funding from Work/family Directions, and a brief discussion ensued.

Supervisor Dix asked to amend the motion to consider separately:

- Administrative Item 19 - Authorization to Advertise a Public Hearing on Proposed Amendments to the Code of the County of Fairfax, Chapter 67.1 (Sanitary Sewers and Sewage Disposal), Article 10, Charges, to Revise the Sewer Service Charges and the Availability Fees; and
- Administrative Item 20 - Authorization to Advertise Publication of the Fiscal Year (Fy) 1999 Budget and Required Tax Rates,

and this was accepted.

The question was called on the motion to approve the Administrative Items, as amended, which carried by a vote of eight, Supervisor Bulova, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Connolly and Supervisor Mendelsohn being out of the room.

#### **ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM (LEE DISTRICT)**

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated March 9, 1998 be recommended into the State Secondary System:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Potters Glen	Lee	Potters Lane Old Franconia Road, Route 5288, Additional right-of-way only

#### **ADMIN 2 - EXTENSION OF REVIEW PERIOD FOR PUBLIC FACILITY REVIEW APPLICATIONS**

Authorized the extension of the review period for the five 2232 Public Facility Review Applications listed in the Memorandum to the Board dated March 9, 1998 until September 9, 1998 to ensure compliance with the 60-day review requirement mandated by Section 15.2-2232 of the *Code of Virginia*.

**ADMIN 3 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 95-V-031, CHARLES E. HARDISON, INCORPORATED (MOUNT VERNON DISTRICT)**

- (AT) Approved the request for 36 months of additional time to commence construction for Special Exception Application SE 95-V-031 until April 30, 2001, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

**ADMIN 4 - ADDITIONAL TIME TO RECORD THE SUBDIVISION APPROVED UNDER SPECIAL EXCEPTION APPLICATION SE 93-Y-043, OX MEADOW PROPERTIES, INCORPORATED (SULLY DISTRICT)**

- (AT) Approved the request for 18 months of additional time to record the subdivision approved under Special Exception Application SE 93-Y-043 until October 11, 1999, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

**ADMIN 5 - DESIGNATION OF PLANS EXAMINERS STATUS UNDER THE EXPEDITED LAND DEVELOPMENT REVIEW PROGRAM**

Designated the following 12 individuals, identified with their registration numbers, as Plans Examiners to participate in the Expedited Land Development Review Program and designated one current Plans Examiner as inactive pursuant to the adopted criteria and the recommendations of the Advisory Plans Examiner Board:

Designate Plans Examiner Status

Jeff Abravesh	(159)	Paul Noursi	(165)
Han Chey	(164)	William Putman	(169)
Kim Gallifant	(162)	Gregory Rodgers	(167)
Charles Lucas III	(168)	David Shacochis	(160)
Hassein Malayeri	(166)	Jessica Strother	(158)
Abbas Movahed	(161)	Hunter Young	(163)

Designate Inactive Status

R. Lin Lemon	(6)
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**ADMIN 6 - AUTHORIZATION FOR THE OFFICE OF TRANSPORTATION TO APPLY FOR A GRANT APPLICATION FOR THE FISCAL YEAR (FY) 1999 MARKETING PROGRAM OF RIDESHARING AND TRANSIT SERVICES TO THE VIRGINIA DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION (VDRPT) (COUNTYWIDE)**

Authorized the Office of Transportation to apply to the Virginia Department of Rail and Public Transportation (VDRPT) for a grant application in the amount of \$277,800 for the RIDESOURCES Marketing Program to continue certain ridesharing and transit marketing activities for Fiscal Year (FY) 1999. The required local cash match for this grant is \$55,560.

**ADMIN 7 - AUTHORIZATION FOR THE ECONOMIC DEVELOPMENT AUTHORITY (EDA) TO SUBMIT A GRANT APPLICATION TO THE UNITED STATES (US) DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR THE ECONOMIC DEVELOPMENT INITIATIVE GRANT**

Authorized the Economic Development Authority (EDA) to submit a grant application to the United States (US) Department of Housing and Urban Development (HUD) in the amount of \$1,000,000 for the Economic Development Initiative Grant. There is no local cash match requirement for this grant.

**ADMIN 8 - AUTHORIZATION FOR THE DEPARTMENT OF COMMUNITY AND RECREATION SERVICES TO SUBMIT THE FAIRFAX COUNTY LOCAL GOVERNMENT CHALLENGE GRANT APPLICATION TO THE VIRGINIA COMMISSION FOR THE ARTS**

Authorized the Department of Community and Recreation Services to submit a grant application to the Virginia Commission for the Arts in the amount of \$5,000 for participation in the Local Government Challenge Grant Program. The grant program requires a 100 percent local match; however, this requirement has already been met through local contributions to various community arts programs.

**ADMIN 9 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 98054 FOR THE DEPARTMENT OF FAMILY SERVICES TO RECEIVE ADDITIONAL FUNDING FROM WORK/FAMILY DIRECTIONS**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 98054 in the amount of \$25,462 from Work/Family Directions, Incorporated, which serves as a funding conduit for corporations needing elder care services for their employees. This funding will provide an additional 15,666 home-delivered meals to 78 unserved home-bound frail and elderly individuals in the Alexandria and McLean areas of the County and to develop additional volunteer capacity.

**ADMIN 10 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE PROPOSED APPROVAL OF A REPLACEMENT PROMISSORY NOTE TO BE ISSUED BY THE ANNANDALE VOLUNTEER FIRE DEPARTMENT, INCORPORATED (MASON DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **March 30, 1998 at 3:30 p.m.** on proposed approval, for federal tax purposes, of the issuance and/or incurrence by the Annandale Volunteer Fire Department, Incorporated, of its tax-exempt Replacement Promissory Note in an aggregate principal amount not to exceed \$331,150.

**ADMIN 11 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), ARTICLE 5A, RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), APPENDIX G, TO EXPAND THE LANGLEY RPPD, DISTRICT 20 (DRANESVILLE DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **April 27, 1998 at 4:00 p.m.** to consider a proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking District (RPPD), Appendix G, to expand the Langley RPPD, District 20, to include Jarvis Court (no Route Number) from Georgetown Pike (Route 193) to its terminus.

**ADMIN 12 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSAL TO PROHIBIT THROUGH TRUCK TRAFFIC ON PORTIONS OF COMPTON ROAD AND BULL RUN POST OFFICE ROAD (SULLY DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **April 27, 1998 at 4:30 p.m.** to consider requesting the Virginia Department of Transportation (VDOT) to restrict through truck traffic on Compton Road (Route 658) between Centreville Road (Route 28) and Bull Run Post Office Road (Route 621), and Bull Run Post Office Road between Compton Road and Lee Highway (Route 29).

**ADMIN 13 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING REGARDING THE LEASING OF COUNTY-OWNED PROPERTY AT THE RESTON FIRE STATION NUMBER 31 TO WASHINGTON, DC SMSA LIMITED PARTNERSHIP (HUNTER MILL DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **April 27, 1998 at 5:00 p.m.** regarding the proposed leasing of County-owned property at the Reston Fire Station Number 31, 2610 Reston Parkway, Tap Map Number 026-3 ((01))-0022 to Washington, DC SMSA Limited Partnership for the purpose of installing a cellular communications base station.

**ADMIN 14 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE EXECUTION OF AN EXCHANGE AGREEMENT IN REGARD TO SIX DEDICATED LOTS AT WINDSOR MEWS (SULLY DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **April 27, 1998 at 4:00 p.m.** to consider the execution of an exchange agreement executed by Trafalgar House Residential and the Fairfax County Redevelopment and Housing Authority (FCRHA) for the exchange of six dedicated townhouse lots for two finished townhouse units to be developed within Windsor Mews.

**ADMIN 15 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE LEEHIGH VILLAGE CONSERVATION PLAN (SULLY DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **March 30, 1998 at 3:30 p.m.** on the adoption of the Leehigh Village Conservation Plan.

**ADMIN 16 -AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON SPOT BLIGHT ABATEMENT PLAN NUMBER SB-1998-PR-001 (2628 WOODLEY PLACE, PROVIDENCE DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Planning Commission on March 26, 1998 and before the Board on **April 27, 1998 at 4:30 p.m.** on Spot Blight Abatement Plan Number SB-1998-PR-001 concerning the removal of blighted conditions for property located at 2628 Woodley Place.

**ADMIN 17 -AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON SPOT BLIGHT ABATEMENT PLAN NUMBER SB-1998-PR-002 (5600 INVERCHAPEL ROAD, BRADDOCK DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Planning Commission on March 26, 1998 and before the Board on **April 27, 1998 at 4:30 p.m.** on Spot Blight Abatement Plan Number SB-1998-PR-002 concerning the removal of blighted conditions for property located at 5600 Inverchapel Road.

**ADMIN 18 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING FOR THE CREATION, ENLARGEMENT OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE AND LEAF COLLECTION SERVICE (DRANESVILLE AND PROVIDENCE DISTRICTS)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **April 27, 1998 at 3:30 p.m.** to consider the following changes to small sanitary districts for refuse and leaf collection service in accordance with the Board's adopted criteria for the Creation/Enlargement/Withdrawal of Small or Local Sanitary Districts:

<u>Sanitary District</u>	<u>Action</u>	<u>Service</u>	<u>Recommendation</u>
Local District A-1-1 within Small District 1 within Dranesville District (Forest Lane)	Enlarge	Refuse	Approve and Leaf
Small District 3 within Dranesville District (Briar Ridge Court)	Create	Refuse	Approve and Leaf
Small District 2 within Providence District (Colesbury Place)	Enlarge	Leaf	Approve

**ADMIN 19 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 67.1 (SANITARY SEWERS AND SEWAGE DISPOSAL), ARTICLE 10, CHARGES, TO REVISE THE SEWER SERVICE CHARGES AND THE AVAILABILITY FEES (COUNTYWIDE)**

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#13.)

**ADMIN 20 - AUTHORIZATION TO ADVERTISE PUBLICATION OF THE FISCAL YEAR (FY) 1999 BUDGET AND REQUIRED TAX RATES**

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#14.)

**ADMIN 21 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX H (CABLE TELEVISION FRANCHISE) AND AN UNCODIFIED ORDINANCE RELATING TO CABLE TELEVISION SERVICE PROVIDED BY MEDIA GENERAL CABLE OF FAIRFAX COUNTY, INCORPORATED (NORTH AND SOUTH COUNTY FRANCHISE AREAS)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **March 30, 1998 at 4:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Appendix H (Cable Television Franchise) and an uncodified Ordinance relating to Cable Television Service provided by Media General Cable of Fairfax County, Incorporated, in the north and south County franchise areas.

13. **ADMIN 19 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 67.1 (SANITARY SEWERS AND SEWAGE DISPOSAL), ARTICLE 10, CHARGES, TO REVISE THE SEWER SERVICE CHARGES AND THE AVAILABILITY FEES (COUNTYWIDE)** (Tape 4)

- (A) Following discussion, with input from Richard J. Gozikowski, Acting Director, Department of Public Works, Supervisor Bulova moved that the Board authorize the advertisement of a public hearing on proposed amendments to the Code of the County of Fairfax, Chapter 67.1 (Sanitary Sewers and Sewage Disposal), Article 10, Charges, to be held before the Board on **March 30, 1998 at 3:30 p.m.** to:
- Reduce the previously adopted sewer service rate for Fiscal Year (FY) 1999 of \$2.76 per 1,000 gallons to \$2.70 per 1,000 gallons. The previously adopted service rates for FY 2000 and FY 2001 would also be reduced proportionately;
  - Make the availability fee rates for FY 1999 the same as FY 1998 rates. The subsequent availability fee rates for FY 2000 and FY 2001 will be increased four percent annually, which will be less than rates previously adopted; and
  - Maintain a five year (FY 1998-FY 2002) rate schedule. Outdated FY 1997 rates will be deleted, and new FY 2002 rates will be added.

Decision on the sewer rate revisions will coincide with markup and adoption of the FY 1999 Advertised Budget Plan and will become effective on July 1, 1998.

This motion, the second to which was inaudible, carried by a vote of nine, Supervisor Connolly being out of the room.

14. **ADMIN 20 - AUTHORIZATION TO ADVERTISE PUBLICATION OF THE FISCAL YEAR (FY) 1999 BUDGET AND REQUIRED TAX RATES** (Tape 4)

(A) Following discussion, with input from Edward L. Long, Jr., Director, Office of Management and Budget (OMB), Supervisor Bulova moved that the Board authorize the advertisement of the publication of the Fiscal Year (FY) 1999 Budget and required tax rates to include:

- A brief synopsis of the FY 1999 Budget and a notice of proposed adoption of a resolution appropriating funds for FY 1999, to be advertised during the week ending March 20, 1998;
- The notice required by *Virginia Code* Section 58.1-3321 regarding the effective tax rate in FY 1999 that has increased because the assessed value of existing property has increased more than one percent; and
- Public hearings on the proposed Capital Improvement Program for Fiscal Years 1999 through 2003.

This motion was seconded by Supervisor Connolly.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to direct staff to schedule a public hearing on the effective tax rate to be held **March 30, 1998 at 3:30 p.m.**, and this was accepted.

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

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

15. **A-1 - REFUNDING OF VIRGINIA RAILWAY EXPRESS (VRE) REVENUE BONDS (COUNTYWIDE)** (Tape 4)

Bonds

(R) Supervisor Bulova moved that the Board concur in the recommendation of staff and:

- Adopt the Resolution approving issuance of Refunding Bonds for Virginia Railway Express (VRE); and
- Authorize the Chairman of the Board and staff to execute and deliver the agreements, instruments, and certificates, as may be necessary, to accomplish the refinancing.

The second to this motion was inaudible.

Supervisor Dix asked to amend the motion that the approval of the Resolution approving issuance of Refunding Bonds be on the condition of the implementation of the consolidation of the Northern Virginia Transportation Commission (NVTC) and the Potomac and Rappahannock Transportation Commission (PRTC). This motion was seconded by Supervisor Frey and **FAILED** by a recorded vote of five, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

Following further discussion, with input from Tom Biesiadny, Head, Liaison and Contract Services Section, Office of Transportation (OT), the question was called on the main motion which **CARRIED** by a recorded vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Dix and Supervisor Mendelsohn voting "NAY."

16. **A-2 - AUTHORIZATION TO EXECUTE A LEASE WITH THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) REGARDING THE SITE FOR THE EXPANSION OF THE LEWINSVILLE CENTER RESIDENCES (DRANESVILLE DISTRICT)** (Tape 4)

Supervisor Mendelsohn moved that the Board concur in the recommendation of staff and authorize the execution of a lease with the Fairfax County Redevelopment and Authority (FCRHA) consistent with terms as further delineated in this item regarding the site for the expansion of the Lewinsville Center residences. This motion was seconded by Supervisor Hyland.

Following discussion, with input from Walter D. Webdale, Director, Department of Housing and Community Development (HCD), the question was called on the motion which carried by unanimous vote.

17. **C-1 - APPROVAL OF AN INCREASE OF THE AGGREGATE PRINCIPAL AMOUNT FOR ISSUANCE AND SALE OF BONDS BY THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) FOR THE FINANCING OF THE GRAND VIEW APARTMENTS (MASON DISTRICT)** (Tape 4)

(Bonds)

Supervisor Gross moved approval of an increase of the aggregate principal amount for issuance and sale of bonds by the Fairfax County Redevelopment and Housing Authority (FCRHA) for the financing of the Grand View Apartments. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

18. **I-1 - COMMENT LETTER TO THE VIRGINIA HOUSING DEVELOPMENT AUTHORITY (VHDA) ON THE GREEN APARTMENTS (HUNTER MILL DISTRICT)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated March 9, 1998 requesting authorization for staff to sign the letter regarding the Green Apartments to be forwarded to the Virginia Housing Development Authority (VHDA) for its consideration with the tax credit application.

Following discussion, with input from David P. Bobzien, County Attorney, and Michael J. Scheurer, Director, Development and Real Estate Finance Division, Department of Housing and Community Development (HCD), Supervisor Dix moved that the Board support the letter to the VHDA. This motion was seconded by Supervisor Hyland.

Supervisor McConnell asked to amend the motion to direct staff to provide at the end of one year information on what has happened to the families, whether they were placed in areas where they could get transportation, health care, and support in jobs, and this was accepted.

Supervisor Mendelsohn asked to amend the motion to direct staff to report with an Information Item as to the cost of acquiring the Affordable Dwelling Units (ADUs). This motion was seconded by Supervisor Frey and **FAILED** by a recorded vote of eight, Supervisor Frey and Supervisor Mendelsohn voting "AYE."

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

Supervisor Frey asked unanimous consent that the Board direct staff to review the Board's adopted policy in connection with the ADU Ordinance. Without objection, it was so ordered.

Supervisor Mendelsohn asked unanimous consent that the Board direct staff to circulate a list of the cost of ADUs. Without objection, it was so ordered.

19. **I-2 - COMMENT LETTER TO THE VIRGINIA HOUSING DEVELOPMENT AUTHORITY (VHDA) ON THE WEXFORD MANOR APARTMENTS (HUNTER MILL DISTRICT)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated March 9, 1998 requesting authorization for staff to sign the letter on the Wexford Manor Apartments for Wesley Housing to be forwarded to the Virginia Housing Development Authority (VHDA) with its application.

The staff was directed administratively to proceed as proposed.

20. **I-3 - 1997 ANNUAL REPORT FOR THE MUNICIPAL SEPARATE STORM SEWER SYSTEM OF FAIRFAX COUNTY, VIRGINIA (COUNTYWIDE)**  
(Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated March 9, 1998 requesting authorization for staff to forward the 1997 Annual Report for the Municipal Separate Storm Sewer System of Fairfax County, Virginia to the Department of Environmental Quality.

The staff was directed administratively to proceed as proposed.

There was a brief discussion on this item.

21. **I-4 - CONTRACT AWARD - WOODS OF ILDA SANITARY SEWER EXTENSION AND IMPROVEMENT (BRADDOCK DISTRICT)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated March 9, 1998 requesting authorization for staff to award a contract to Granja Contracting, Incorporated in the amount of \$200,838.60 for the construction of Woods of Ilda Sanitary Sewer Extension and Improvement, in Project X00826, Extension Projects Fiscal Year (FY) 96, in Fund 402, Sewer Bond Extension and Improvements.

The staff was directed administratively to proceed as proposed.

### **ADDITIONAL BOARD MATTERS**

22. **FAIRFAX COUNTY HOUSING PROGRAM** (Tapes 4-5)

(NOTE: Earlier in the meeting, this was discussion of this item. See Clerk's Summary Item CL#18.)

Chairman Hanley circulated to the Board copies of information regarding the Fairfax County Housing Program.

23. **LOCAL GOVERNMENT FINANCING** (Tape 5)

Chairman Hanley said that recently the issue of how local government is financed in Virginia made the news again. In addition to yesterday's *Washington Post* article, there are letters from the Fairfax County Federation of Citizens Associations and the Northern Virginia Building Industry Association (NVBIA) regarding their interest in this issue and a recent *Fairfax Times* editorial all calling on Fairfax County to take a closer look at its tax structure.

Chairman Hanley stated that, on a number of occasions, the County has studied the various sources of revenue available to the County, which include the Smith Commission Report (1988), the Citizens Budget Overview Committee (CBOC) Final Report (1989), the Cole Commission Report (1992), the County Government Committee (1993), and the County Revenue and Expenditure Task Force Report (CREx) (1996).

Chairman Hanley noted that all of these reports conclude that Fairfax County, like all Counties in Virginia, is limited by State law in its ability to diversify its revenue base, which is so heavily dependant on property taxes.

Chairman Hanley said that the State has also studied this issue, which includes the JLARC Report on State/Local Relations and Service Responsibilities (1993), the Report of the Joint Subcommittee Studying Local Revenue Sources (1995), and two reports from the Joint Legislative Committee studying State and local responsibilities and taxing authority.

The debate over local responsibilities and taxing authority this year has been drowned out by the need to address the issue of the State's paying for an exemption of some portion of the local personal property tax on cars.

Chairman Hanley said that Fairfax County has covered this topic thoroughly and comprehensively and defined the problem as one that is not unique to Fairfax and requires a solution that must come from the State level. The Commonwealth has also studied this topic extensively, and more than one commission has issued recommendations for improving not only the tax structure, but the very nature of the relationship between State and local governments.

Therefore, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board request the Governor to convene a Blue Ribbon Commission on tax reform, made up of state and local government leaders, along with business and citizen representatives from around the Commonwealth, charged with assimilating all of this study data and to craft a comprehensive solution to the financing of state and local government operations in Virginia and to include a review of transportation funding. This motion was seconded by Supervisor Kauffman and carried by unanimous vote.

24. **FAIRFAX COUNTY POLICE DEPARTMENT'S CRIMINAL INVESTIGATIONS BUREAU, YOUTH SERVICES DIVISION, AND THE GANG INVESTIGATIONS UNIT** (Tape 5)

(NOTE: Earlier in the meeting, the Board observed a moment of silence for Mr. David C. Albrecht. See Clerk's Summary Item CL#2.)

Chairman Hanley stated that residents recently received an unpleasant and tragic reminder that while the community remains one of the safest in the country, the County is still not immune from violent crime. David C. Albrecht lost his life earlier this month on the grounds of Marshall High School, where he had fled believing he had found a safe place to hide from his attackers.

Chairman Hanley further stated that those allegedly responsible for this heinous act were quickly apprehended, thanks largely to the work of the Fairfax County Police Department's Criminal Investigations Bureau, the Youth Services Division, and its Gang Investigations Unit.

Chairman Hanley said that the federal grant which funds significant portions of the gang

unit's positions will expire during Fiscal Year (FY) 1999, and it is not yet clear how those funds will be replaced. It is extremely important that this unit continue to operate in Fairfax County. Not only was it instrumental in making swift arrests after this incident, there is no way of measuring how many similar incidents have been avoided because of the diligent work of the police officers assigned to this unit.

Therefore, Chairman Hanley moved that the Board direct staff to consider this matter and return to the Board with a plan that will ensure continued funding of the Youth Services Division and its Gang Investigations unit. This motion was seconded by Supervisor Mendelsohn and carried by unanimous vote.

25. **SCHOOL RESOURCE OFFICERS** (Tape 5)

Chairman Hanley said that in the report of the Fairfax County Initiative on Youth Violence, the Initiative identified seven key areas to be developed by the newly established organization, the Fairfax Partnership for Youth, to reduce youth violence. In several of the areas identified, much needed attention is given to prevention as a strategy for addressing the issue. However, area seven, Advocacy for Youth, again raises the need to support additional School Resource Officers (SROs) in the school and community.

Therefore, Chairman Hanley moved that the Board direct staff to provide information as part of the Fiscal Year (FY) 1999 budget process on how the County will meet the goal of providing SROs in all middle and high schools as part of the continuing effort to reduce youth violence. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

Supervisor Mendelsohn asked unanimous consent that the Board direct staff to:

- Consider ways that the County and the schools can work together on preventing youth violence; and
- Provide information as to the cost per day of the middle school late buses.

Without objection, it was so ordered.

Supervisor Gross asked unanimous consent that the Board direct staff to provide information on providing middle School Age Child Care (SACC) Programs. Without objection, it was so ordered.

26. **ESTABLISHMENT OF A GANG INFORMATION HOTLINE** (Tape 5)

Chairman Hanley stated that in the Report of the Fairfax County Initiative on Youth Violence was the Steering Committee's special program with gang members where the young people spoke openly about their gang involvement. Chairman Hanley further stated that Supervisors Connolly and Mendelsohn have discussed the possibility of a hotline to allow young people interested in sharing or seeking information to do so confidentially.

Therefore, Chairman Hanley moved jointly with Supervisor Connolly and Supervisor Mendelsohn that the Board direct the Police Department to provide a recommendation on the feasibility of establishing and implementing such a hotline. The second to this motion was inaudible.

Supervisor Dix asked to amend the motion to include a broader concept of a hotline for youth issues to include obtaining information and who the information might be shared with, and this was accepted.

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

27. **PUBLIC SCHOOL AND LOCAL GOVERNMENT COLLABORATION IN VIRGINIA 1997, A COMPENDIUM OF EXISTING PROGRAMS** (Tape 5)

Chairman Hanley circulated a booklet distributed by the Institute of Government titled *Public School and Local Government Collaboration in Virginia 1997, a Compendium of Existing Programs*, and asked unanimous consent that the Board direct staff to contact the Institute of Government to request enough copies for the entire Board. Without objection, it was so ordered.

28. **LETTER INVITING THE BOARD TO ATTEND A SEMINAR TITLED "KIOSK PAST, PRESENT, AND FUTURE"** (Tape 5)

Chairman Hanley shared a letter she had received from the Interactive Public Service Task Force inviting the entire Board to attend a seminar on March 13, 1998 called "Kiosk, Past, Present, and Future."

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

29. **TOWN MEETINGS FOR THE DRANESVILLE DISTRICT** (Tape 5)

Supervisor Mendelsohn announced a series of town meetings to be held at 7:30 p.m. as follows:

- March 11, 1998 at the Herndon Library;
- March 18, 1998 at the Grange in Great Falls; and
- March 25, 1998 at the McLean Government Center.

(NOTE: Later in the meeting, additional town meetings were announced. See Clerk's Summary Items CL#36 and CL#66.)

30. **LANGLEY HIGH SCHOOL GIRLS SWIM AND DIVE TEAMS** (Tape 5)

Supervisor Mendelsohn stated that during the weekend of February 21-22, 1998, the Langley High School Girls Swim and Dive Teams competed in and won their first state swimming and diving championship held in Virginia Beach, Virginia. Two weeks earlier, the Langley Saxons won both the Northern Region and Liberty District Titles, completing the triple crown of high school swimming.

Therefore, Supervisor Mendelsohn moved that the Board direct staff to invite the team to appear before the Board on March 30, 1998 for recognition and congratulations. This motion was seconded by Supervisor Dix and carried by unanimous vote.

31. **CONCURRENT PROCESSING FOR THE THRALL PROPERTY, RIVER BEND GOLF AND COUNTY CLUB, INCORPORATED, AND THE ROKEBY FARMS SUBDIVISION** (Tape 5)

Supervisor Mendelsohn moved that the Board authorize the Acting Director of the Department of Environmental Management (DEM) to concurrently process the:

- Preliminary Plan and the Subdivision Plan for the Thrall property, located on tax map 21-2((1)), parcel 43c. This proposal is to subdivide approximately five acres into three lots under current R-1 zoning;
- Site Plan, minor Site Plan, or Rough Grading Plan for the River Bend Golf and County Club, Incorporated with application Special Permit Amendment Application SPA 82-D-101-6. This motion is for the concurrent processing of the golf practice facility plans only, and does not include other amendments for which the Club is applying; and
- Preliminary Subdivision Plan and a final Subdivision Plan for the Rokeby Farms Subdivision.

This motion does not relieve the applicants from complying with provisions of all applicable conditions, regulations or adopted standards relative to the subdivision plan, nor does it in any way anticipate or guarantee approval of the final subdivision plan. This motion was seconded by Supervisor Frey and carried by unanimous vote.

32. **IMMANUEL PRESBYTERIAN CHURCH, MCLEAN AND GARDEN MEMORIAL PRESBYTERIAN CHURCH, ANACOSTIA** (Tape 5)

Supervisor Mendelsohn mentioned that the February issue of the *Washingtonian Magazine* had a lengthy article spotlighting a church in the Dranesville District that has distinguished itself as one that acts to build bridges and fill gaps between communities. The Immanuel Presbyterian Church, McLean, under the leadership of congregation member John Niels and the blessing of John Sonnenday, Immanuel's minister, espoused the "I have a Dream" program and formed a partnership with Garden Memorial Presbyterian Church in Anacostia. Together, these two churches adopted the incoming sixth-grade class at Ketcham Elementary School in Anacostia where 80 percent of the children qualified for the free school lunch program. They have been extremely successful in their efforts to mentor and tutor youngsters and support them emotionally through their education.

Therefore, Supervisor Mendelsohn moved that the Board direct staff to invite representatives of the Immanuel Presbyterian Church to appear before the Board on March 30, 1998 to recognize them for their outstanding contribution to children. This motion was seconded by Supervisor Dix and carried by unanimous vote.

**PMH:pmh**

33. **SPECIAL EXCEPTION APPLICATION SE 97-L-065 (EXXON CORPORATION)**  
(Tape 6)

Supervisor Kauffman moved that the Board direct staff to schedule a public hearing to be held before the Board on **May 11, 1998 at 4:00 p.m.** on Special Exception Application SE 97-L-065 (Exxon Corporation). This motion was seconded by Supervisor Mendelsohn and carried by unanimous vote.

34. **SUPERIOR RATING FOR MURRAYGATE APARTMENTS** (Tape 6)

Supervisor Kauffman announced that the Department of Housing and Community Development (HCD) has indicated that the Murraygate Apartments have received a superior rating from the United States (US) Department of Housing and Urban Development (HUD).

35. **CULMORE RESIDENTIAL PERMIT PARKING DISTRICT (RPPD)** (Tape 6)

Supervisor Gross said that she has forwarded to the Office of Transportation a petition signed by the residents of Glenmore Drive and Vista Drive, requesting an extension of the existing Culmore Residential Permit Parking District (RPPD), to include the portion of Vista Drive between Freedom Place and Glenmore Drive, and Glenmore Drive between Vista Drive and Knollwood Drive.

Therefore, Supervisor Gross moved that the Board waive the:

- Minimum requirement of 100 contiguous or nearly contiguous parking spaces; and
- \$10 per household application fee.

This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Kauffman being out of the room.

36. **BUDGET TOWN MEETING** (Tape 6)

(NOTE: Earlier in the meeting, there was an announcement made regarding town meetings in the Dranesville District. See Clerk's Summary Item CL#29.)

Supervisor Gross announced that she is hosting a Town meeting on Monday, March 16, 1998 at 7:00 p.m. at the Jewish Community Center of Northern Virginia located at 8900 Little River Turnpike. The topic will be the proposed budget for Fiscal Year (FY) 1999, and there will also be time for discussion of other issues of concern.

Supervisor Gross said that the guests for the meeting will be:

- Robert J. O'Neill, Jr., County Executive; and
- Edward L. Long, Jr., Director, Office of Management and Budget (OMB).

(NOTE: Later in the meeting, additional town meetings were announced. See Clerk's Summary Item CL#66.)

37. **HISTORY DISPLAY IN THE GOVERNMENT CENTER** (Tape 6)

Supervisor Gross suggested that everyone visit the history display in the lobby of the Government Center. She noted that it was well worth a visit.

38. **NOBEL EDUCATION DYNAMICS, INCORPORATED - SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 86-D-059** (Tape 6)

Supervisor Dix said that Nobel Education Dynamics, Incorporated, the operator of the Town and Country School of Vienna located at 9525 Leesburg Pike, has submitted Special Exception Amendment Application SEA 86-D-059 for the addition of four classrooms in two modular buildings on the School property.

Supervisor Dix moved that the Board direct staff to accept the Site Plan for concurrent processing with the Special Exception Amendment request. This motion does not relieve the applicant from complying with the provisions of any applicable conditions, regulations or adopted standards, and it does not prejudice the consideration of the Special Exception Amendment Application in any way. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

39. **TOWNES OF WATERFORD SUBDIVISION IN RESTON** (Tape 6)

Supervisor Dix said that he has been asked to assist with a Site Plan revision related to the Townes at Waterford in Reston. The approved development plan for this project showed 48 townhouse units. A Preliminary Plan was approved allowing for the development of 143 lots, including the lot which is the focus of this request (Lot 23). However, due to the existence of a Virginia Power utility box on the property, the lot was deleted prior to the approval of the Site Plan by in January 1997, and a small portion of that area (0.0178 acre) was designated as open space. Virginia Power has since removed the utility box, and the developer, Stanley Martin, proposes to develop the subject lot as was shown on the previous Development Plan and Preliminary Plan. A Site Plan revision was submitted to add Lot 23 back into the site and has been approved pending plat recordation. This revision is in accord with all applicable zoning and Site Plan requirements. Further, none of the units have been constructed in this section of the development.

Supervisor Dix said that during the review of the proposed deed of resubdivision, it was determined that the Zoning Ordinance prohibits the disposition of common open space without first offering to dedicate such land to the County. Given that the area in question is located between homeowner owned open space and townhouse units, and the fact that it is less than two-hundredths of an acre, the County would have no interest in the property. Approval of a motion to reject the offer of dedication of the property in question by the Board would enable subdivision to occur.

Supervisor Dix moved that the Board decline to accept dedication of the 0.0178 acre parcel of land in the Townes at Waterford as referenced in the February 3, 1998 letter from Jo Anne Bitner on behalf of Stanley Martin Communities, L.L.C. This motion was seconded by Supervisor Frey and carried by a vote of nine, Supervisor Hyland being out of the room.

40. **BUDGET CONSIDERATION ITEM - YOUTH SPORTS SUBSIDY** (Tape 6)

Supervisor Dix moved that the Board direct staff to include a Consideration Item in the upcoming budget discussions regarding a Youth Sports Subsidy increase in the amount of \$60,000. This motion was seconded by Supervisor Frey and carried by a vote of nine, Supervisor Hyland being out of the room.

41. **NATIONAL COUNTY GOVERNMENT WEEK** (Tape 6)

On behalf of Chairman Hanley, Supervisor Hyland and himself, Supervisor Dix moved that Board direct staff to:

- Prepare a Proclamation designating April 19-25, 1998 as "National County Government Week" in Fairfax County; and
- Invite representatives from the National Association of Counties (NACo) to accept the Proclamation.

This motion was seconded by Chairman Hanley and carried by a vote of nine, Supervisor Hyland being out of the room.

42. **SURPLUS COUNTY COMPUTERS** (Tape 6)

Supervisor Dix said that in the process of implementing the State and local computer replacement initiative in Fairfax County there are surplus 486 computers. He asked unanimous consent that the Board direct the County Executive to examine the opportunity to provide additional surplus 486's to the Take Earned Computers Home Tech - Component of the Computer Learning Center Program. Without objection, it was so ordered.

43. **JAMES MADISON HIGH SCHOOL GIRLS BASKETBALL TEAM** (Tape 6)

Supervisor Dix announced that the James Madison High School Girls Basketball Team recently won the Northern Region Girls Basketball Championship and is competing in the State tournament. He asked unanimous consent that the Board direct staff to invite the team and the coaching staff to appear before the Board to recognize their achievement. Without objection, it was so ordered.

44. **EXPEDITED AND CONCURRENT REVIEW OF THE PUBLIC IMPROVEMENT PLAN (9594-PI) AND THE RECORD PLAT FOR THE CORNELSON ESTATE** (Tape 6)

Supervisor Bulova said that White Oaks, formally the Burke School, in Old Burke has been in the Cornelson family for almost 50 years. To maintain and renovate White Oaks, the family has to subdivide and sell two thirds of the property.

Therefore, Supervisor Bulova moved that the Board direct staff to simultaneously and expeditiously review the Public Improvement Plan and Record Plat for the Cornelson Estate. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

45. **LAKE BRADDOCK'S GIRLS GYMNASTICS TEAM WINS AAA STATE CHAMPIONSHIP** (Tape 6)

Supervisor Bulova announced that the Lake Braddock Secondary Schools Girls gymnastics team won the AAA State Championship last month. This is the fourth consecutive year the team has won the State title.

Therefore, Supervisor McConnell and Supervisor Bulova jointly moved that the Board direct staff to invite the members of the Lake Braddock Secondary Schools Girls gymnastics team to appear before the Board to be recognized for their outstanding accomplishment. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

Supervisor Dix announced that the James Madison High School Forensics Team has won the State Championship four times in a row and he is waiting to hear if they won for the fifth straight year.

46. **EARTH DAY/ARBOR DAY CELEBRATION** (Tape 6)

Supervisor Bulova announced that this year's Earth Day/Arbor Day celebration will be held at the Annandale Campus of Northern Virginia Community College (NVCC) on Saturday, April 25, 1998 from 11:00 a.m. until 4:00 p.m.

Supervisor Bulova noted that the event that has been planned will include the following exhibits and activities:

- Raptor Society of Washington, DC;
- Wildlife Rescue League;
- Reston Animal Petting Zoo and Living Rain Forest; and
- Many other exciting games for children.

Supervisor Bulova asked unanimous consent that the Board direct staff to:

- Assist the Earth Day/Arbor Day Committee with the planning of this event where County involvement is needed;
- Draft a press release for this event and provide the Committee with a Proclamation designating April 25, 1998 as Fairfax County Earth Day/Arbor Day celebration; and
- Following this event, prepare Certificates of Recognition to thank the sponsors of the event so that they can appear before the Board to be recognized.

Without objection, it was so ordered.

47. **CODE OF VIRGINIA, SECTION 3.1-796.93:1 - AUTHORITY TO CONTROL DANGEROUS OR VICIOUS DOGS** (Tape 6)

Supervisor Bulova said that she recently met a family living in Burke Centre who has had repeated problems with a neighbor's dog. Attached to her Board Matter is a letter from the family describing incidents where their dog "Pele," while being walked on a leash, was attacked by a larger dog that had gotten loose from her owners. The letter includes a petition, signed by approximately 107 people, calling for changes to the law regarding dog attacks. Also attached is a chronology of attacks and a listing of veterinarian expenses. She circulated pictures of the injuries inflicted on Pele and his owner by the other dog.

Supervisor Bulova said that her constituents pressed charges under the "leash law" against the attacking dog owner by going to a Magistrate. She said that the meeting was constructive, but the current *Code of Virginia* regarding "Dangerous or Vicious Dogs" seemed to be inadequate. Also attached to her Board Matter is a memorandum from Helene Cassell, Acting Director, Department of Animal Control, suggesting a change to the *Code of Virginia* along with language from that chapter.

Therefore, Supervisor Bulova moved that the Board:

- Refer this matter to the Legislative Committee;
- Consider including this matter as part of the Legislative package when the General Assembly meets in 1999; and
- Direct staff to prepare documentation regarding the frequency and severity of this problem, along with a formal recommendation regarding possible changes to this chapter of the *Code of Virginia*.

This motion was seconded by Supervisor Hyland.

Supervisor Frey asked to amend the motion to include input from the Animal Shelter Advisory Commission, and this was accepted.

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

48. **FAITH IN ACTION - WELFARE REFORM UPDATE FOR THE FAITH COMMUNITY** (Tape 6)

Supervisor Bulova said that in October 1996 a "Faith in Action" event was held at Saint Matthews Methodist Church in Annandale. The purpose of the event was to let the religious community know about plans for Welfare Reform and to explore opportunities for partnerships between local government and County churches, synagogues and mosques to better serve people who are in need.

Supervisor Bulova announced that on March 25, 1998 a second Faith in Action event will

take place at Saint Matthews. This will be an action-oriented event for Faith community members and County agencies to learn about the effects of Welfare Reform.

Supervisor Bulova reviewed the events that will take place and she announced that the guest speaker will be Reverend Ronald K. Moore, Director, Faith and Families Program. She invited Board Members and anyone who would be interested in this program to join her for a very interesting morning. To register in advance, please contact Saint Matthew's United Methodist Church at 978-3500 or Supervisor Bulova's office at 425-9300.

Supervisor Bulova also invited Board Members to join members of the Planning Committee and her for dinner the evening before the event to meet the guest speaker and welcome him to Fairfax County. She distributed information about the dinner and the March 25, 1998 event to Board Members.

**NV:nv**

49. **PROFFERED CONDITION AMENDMENT/FINAL DEVELOPMENT PLAN AMENDMENT APPLICATION PCA/FDPA 86-S-071, TRINITY CENTER, LLC**  
(Tape 7)

At the request of the applicant, Trinity Center LLC, Supervisor Frey moved that the Board direct staff to schedule the public hearing to be held before the Board on May 18, 1998 for Proffered Condition Amendment/Final Development Plan Amendment Application PCA/FDPA 86-S-071. He noted that it is currently scheduled for a Planning Commission public hearing on May 13, 1998. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Dix being out of the room.

50. **CIRCUS TO BENEFIT THE CENTREVILLE HIGH SCHOOL WILDCAT BAND BOOSTERS** (Tape 7)

Supervisor Frey announced that the Centreville High School Wildcat Band Boosters Incorporated will be hosting its annual fundraiser on Saturday, May 9, 1998 and Sunday, May 10, 1998 at Bull Run Regional Park. Accordingly, he moved that the Board direct staff to waive all fees associated with the circus to enable the full benefits of the fundraiser to accrue directly to the Boosters, and, in turn, to the young people. This motion was seconded by Supervisor Hyland.

Following brief input from David P. Bobzien, County Attorney, the question was called on motion which carried by unanimous vote.

51. **DULLES AREA TRANSPORTATION ASSOCIATION REQUEST REGARDING METROBUS ROUTE 12R** (Tape 7)

Supervisor Frey called the Board's attention to a letter he had received from the Dulles Area Transportation Association requesting the Office of Transportation (OT) to consider a minor modification of the 12R Metrobus Route to accommodate new businesses in the Westfields area. Accordingly, he asked unanimous consent that the Board refer this request to OT. Without objection, it was so ordered.

52. **INTERNATIONAL BUILDING SAFETY WEEK AND BUILDING SAFETY COMMUNITY PARTNERSHIP AWARD** (Tape 7)

Supervisor Frey stated that for many years International Building Safety Week has been observed across the country to increase public awareness of the importance of building codes and construction safety. This year International Building Safety Week will be observed the week of April 5-11, 1998. To mark the event the Department of Environmental Management (DEM) has scheduled several public outreach efforts in local hardware and construction retail stores.

Accordingly, Supervisor Frey moved that the Board direct staff to prepare a Proclamation to be presented at the March 30, 1998 Board meeting declaring the week of April 5-11, 1998 as "**Building Safety Week**" in Fairfax County. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

In addition, Supervisor Frey stated that as part of the overall effort to encourage the community to engage in activities which result in the construction, improvement, and maintenance of safe residences and buildings, this past year DEM has established a Building Safety Community Partnership Award. The award recognizes private and corporate citizens who advance the mission of protecting the public safety, health, and welfare during the building and development process. DEM has selected the late Everett Long as the first recipient of the Award. Mr. Long had served for over 20 years on the Plumbing Advisory Board.

Accordingly, Supervisor Frey moved that the Board direct staff to invite members of Mr. Long's family to appear before the Board on March 30, 1998 to accept the Building Safety Community Partnership Award on behalf of Everett Long during the Building Safety Week presentation. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

Supervisor Frey expressed his appreciation to Zofia A. Zager, Acting Director, DEM; Edward Jankiewicz, Director, Design Review Division, DEM; Brian Smith, Deputy Director, Inspection Services Division, DEM; and other DEM staff for initiating the award.

53. **RESOLUTION FROM THE FEDERATION OF CITIZENS ASSOCIATIONS REGARDING THE CREATION OF AN OFFICE OF THE ENVIRONMENT**  
(Tape 7)

Supervisor Hyland called the Board's attention to a resolution from the Fairfax County Federation of Citizens Associations requesting the establishment of an "Office of the Environment." The Federation's proposal is the result of the County Executive's efforts to consolidate the Department of Public Works (DPW) and the Department of Environmental Management (DEM) to achieve efficiency and economy. The Federation states that it would find it more purposeful if environmental functions were folded into one single supervised office whose responsibility would be to protect and enhance the natural environment of the County. Supervisor Hyland outlined each of the Federation's recommendations and noted its request for the name of the consolidated department to be the "Department of Environmental Management and Services."

Accordingly, Supervisor Hyland moved that the Board direct the County Executive to review the Federation's recommendations and report with his findings for information, recommendation, and/or action. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

54. **REMOVAL OF PLAYGROUND EQUIPMENT FROM SEVERAL COUNTY PARKS** (Tape 7)

Supervisor Hyland reminded the Board that in regard to an issue raised at a recent meeting, Park Authority Chairman Frank de la Fe responded with a memorandum which carefully outlined the circumstances leading to the removal of playground equipment from several County parks. Supervisor Hyland summarized the rationale presented by Chairman de la Fe and concluded that the Park Authority, in removing unsafe playground equipment, was doing the right thing.

A brief discussion followed regarding the issue of communication with the Board and the communities on this matter.

55. **FUTURE FARMERS OF AMERICA (FFA) SITE** (Tape 7)

Supervisor Hyland stated that the Future Farmers of America (FFA) site is located near the intersection of Richmond Highway and the Mount Vernon Memorial Highway on Tax Map 109-2. He said that a developer has consolidated that property and adjacent parcels and has plans to develop the area in a manner which could help further the revitalization of the Richmond Highway Corridor.

To accommodate the developer's plans to construct a hotel, convert the existing FFA building into commercial office use, establish a continuing care facility for the elderly, and to dedicate land to the Grist Mill for additional parking for the Mount Vernon Estate, Supervisor Hyland moved that the Board:

- Authorize an Out-of-Turn Plan Amendment to permit commercial office use and a continuing care facility to include elderly housing,

assisted living, and medical care facilities on the FFA site, and to permit an eight-story hotel on parcel 109-2((2))10 with the public hearings on this amendment scheduled to accommodate the proposed zoning actions;

- Expedite the rezoning of the office building site so that the public hearing is held before the Board prior to the August recess, presuming that the applicant submits the complete rezoning application within the week;
- Forward to the Development Review Committee a request to authorize the advertisement of an amendment to the Woodlawn Historic Overlay District so that the developer's proposal can be accommodated, with the Zoning Ordinance amendment scheduled for public hearing before the Board in September;
- Expedite the special exception applications for the continuing care facility and for a height increase for the hotel such that public hearings can occur before the Board in September, provided that the applicant files complete applications by the end of March; and
- Direct the staff of the Department of Environmental Management (DEM) to process any required plans simultaneously with themselves and with the zoning actions.

Supervisor Hyland noted that it is understood that these actions do not prejudice the applications, amendments, and plans in any way, nor relieve the applicant from compliance with applicable ordinances and regulations. This motion was seconded by Supervisor Kauffman and carried by unanimous vote.

(NOTE: Later in the meeting, Supervisor Kauffman commended Supervisor Hyland for his efforts in regard to this site. See Clerk's Summary Item CL#57.)

56. **EXECUTIVE SESSION MATTER** (Tape 7)

Supervisor Hyland stated that he had a matter for Executive Session regarding an action the Board of Zoning Appeals (BZA) took relating to a Lorton Landfill issue. David P. Bobzien, County Attorney, replied that this issue will be discussed during Executive Session for the March 30, 1998 meeting of the Board.

57. **ADDITIONAL DISCUSSION REGARDING THE FUTURE FARMERS OF AMERICA (FFA) SITE** (Tape 7)

[NOTE: Earlier in the meeting, the Board took action regarding the Future Farmers of America (FFA) site. See Clerk's Summary Item CL#55.]

Supervisor Kauffman commended Supervisor Hyland for his leadership in regard to the Future Farmers of America (FFA) site, which will enhance revitalization efforts in the area.

58. **INTENT TO DEFER PUBLIC HEARINGS** (Tape 7)

Supervisor Connolly announced his intent to defer, at the appropriate time later in the meeting, the public hearings on:

- Rezoning Application RZ 1997-PR-039, scheduled for 4:00 p.m. this afternoon, until April 27, 1998 at 6:30 p.m.; and
- Special Exception Application SE 97-P-027, Homestead Village Incorporated, scheduled for 4:00 p.m. this afternoon, until May 11, 1998 at 5:00 p.m.

(NOTE: Later in the meeting, these public hearings were formally deferred. See Clerk's Summary Items CL#74 and CL#75.)

59. **SEKAS HOMES** (Tape 7)

Supervisor Connolly stated that Sekas Homes has recently submitted an application to rezone 15.57 acres of land located south of the intersection of Lord Fairfax Road and Wolf Trap Road. This rezoning application seeks to permit the development of 44 dwelling units at a density of 2.83 dwelling units per acre (du/ac). The applicant has determined that the Board is the owner of right-of-way along Lord Fairfax Road that was deeded on August 31, 1936 and recorded on September 22, 1936. The applicant proposed to include a portion of this right-of-way in the rezoning request being made on this property.

Accordingly, Supervisor Connolly moved that the Board authorize the inclusion of right-of-way in the rezoning application being filed on property located on Tax Map Reference 39-1((9)) parcels 12, 13, 13A, 14A, 15, 16, 19, 20, 21A, 21B, 22, 22A, 23, 23A, 24A, and 24B. This motion does not prejudice the consideration of the application in any way. This motion was seconded by Supervisor Gross and carried by unanimous vote.

60. **RECOGNITION OF MOBIL OIL CORPORATION FOR CREATION OF A COMMUNITY PARTNERSHIP** (Tape 7)

Supervisor Connolly stated that Mobil Oil Corporation has just announced an award of \$100,000 to a coalition of three of the County's non-profit organizations in an effort to

better serve the health needs of the children of the County. Northern Virginia Family Services, Reston Interfaith, and United Community Ministries have joined in a partnership to expand the capacity of the Healthy Families Fairfax, which uses the highly successful home-visiting model of Healthy Families America to prevent child abuse in the community. The award from the Mobil Foundation will help those organizations identify high-risk families, promote well-child care, and promote positive parenting.

Therefore, Supervisor Connolly moved that the Board direct staff to invite Ellen McCloy, President of the Mobil Foundation, and representatives of Fairfax Family Services, Reston Interfaith, and United Community Ministries to appear before the Board on May 11, 1998 to honor Mobil Oil Corporation for its role in this important children's health program and its continuing commitment to County citizens. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Frey being out of the room.

61. **EXTENSION OF CONTRACT WITH GOVERNMENT RELATIONS, INCORPORATED** (Tape 7)

Supervisor McConnell reminded the Board that last year, in conjunction with the Intermodal Surface Transportation Efficiency Act (ISTEA) reauthorization process, the County retained the firm of Government Relations, Incorporated, to provide federal liaison services and represent the County's interests in new federal legislation. The ISTEA bills were not dealt with in the last session and only last week Congress has started this process again. She expressed a hope for approval of a multi-year funding bill. She noted the importance of pursuing the County's funding requests as well as coordinating the County's work with the County's Congressional delegation during this process.

Accordingly, Supervisor McConnell moved that the Board authorize the County's Purchasing Agent to extend the current contract with Government Relations Incorporated for an additional year in accordance with the terms and conditions of the current contract.

This motion was seconded by Supervisor Hyland.

Following a brief discussion, with input from Shiva K. Pant, Director, Office of Transportation, the question was called on the motion which carried by a vote of nine, Supervisor Frey being out of the room.

62. **ORGAN AND TISSUE DONATION AWARENESS WEEK** (Tape 7)

Chairman Hanley stated that Organ and Tissue Donation Awareness Week is April 19-26, 1998. She relinquished the Chair to Vice-Chairman Hyland and moved that the Board direct staff to invite representatives on the Commission on Organ and Tissue Donation and Transplantation to appear before the Board on March 30, 1998 to receive a Proclamation declaring April 19-26 as "**Organ and Tissue Donation Awareness Week**" in Fairfax County. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Frey being out of the room.

63. **ASIAN/PACIFIC AMERICAN HERITAGE MONTH** (Tape 7)

Chairman Hanley stated that the month of May is nationally recognized as Asian/Pacific American Heritage Month. In conjunction with federal observances, the Office of Equity Programs requests that Fairfax County observe May as Asian/Pacific American Heritage Month.

Therefore, Chairman Hanley moved that the Board direct staff to invite a representative from the Office of Equity Programs and the Asian-American community to appear before the Board on April 20, 1998 to receive a Proclamation declaring the month of May as “**Asian/Pacific American Heritage Month**” in Fairfax County. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Frey being out of the room.

64. **NATIONAL PUBLIC HEALTH WEEK** (Tape 7)

Chairman Hanley stated that April 6-12, 1998 is National Public Health Week. In recognition of the County’s commitment, Chairman Hanley moved that the Board direct staff to invite representatives of the Health Department and the Health Care Advisory Board (HCAB) to appear before the Board on March 30, 1998 to receive a Proclamation declaring April 6 through April 12, 1998 as “**Public Health Week**” in Fairfax County. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Frey being out of the room.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

65. **SEMINAR ON “FOREST CONSERVATION AND SITE PLANNING IN NORTHERN VIRGINIA”** (Tape 7)

Chairman Hanley noted that Ed Mainland from Fairfax Re-leaf had informed the Board about a one-day seminar entitled “Forest Conservation and Site Planning in Northern Virginia” on March 12, 1998 at the Northern Virginia Community College (NVCC), Annandale Campus.

66. **TOWN MEETINGS** (Tape 7)

(NOTE: Earlier in the meeting, other town meetings were announced. See Clerk’s Summary Item CL#29 and CL#36.)

Supervisor McConnell invited Members of the Board to attend her annual Town Meeting on the Budget on Monday, March 23, 1998 at 7:00 p.m. at West Springfield High School.

Supervisor Bulova announced that she would be holding a budget town meeting on Wednesday, March 11, 1998 at 7:30 p.m. at Chapel Square.

Supervisor Kauffman announced that he would hold his budget town meeting on Saturday, March 21, 1998 at 9:00 a.m. at the Lee District Governmental Center. Chairman Hanley urged citizens to read the budget on the County’s Web site.

67. **RECESS/EXECUTIVE SESSION** (Tape 7)

At 2:05 p.m., Supervisor Connolly moved that the Board recess and go into Executive 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:

- *Wireless PCS Incorporated d/b/a AT&T Wireless Services versus Fairfax County Planning Commission, et al*, Civil Action 97-1620-A;
- *Stanley Martin Companies Incorporated, et al, versus Shirley Contracting Corporation, et al.*, In Chancery Number 153522; and
- In re: Appeal of Monique Smith; (Appeal of Fairfax County Civil Service Commission).

This motion was seconded by Supervisor Hyland.

Following a brief query to David P. Bobzien, County Attorney, the question was called on the motion with carried by a vote of nine, Supervisor Frey being out of the room.

Chairman Hanley announced that Executive Session would convene at 2:30 p.m.

**AR:ar**

At 4:05 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, and with Chairman Hanley presiding.

**ACTION FROM EXECUTIVE SESSION**68. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 8)

Supervisor Bulova moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from the open meeting requirements prescribed by the Virginia Freedom of Information Act and only matters identified in the motion to convene Executive Session were heard, discussed, or considered by the Board during the Executive Session. This motion was seconded by Supervisor Hyland and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

**AGENDA ITEMS**

69. **3:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-I-1J, LOCATED EAST OF ANNANDALE ROAD BETWEEN BRICE STREET AND COSTNER DRIVE (PROVIDENCE DISTRICT)** (Tape 8)

Supervisor Connolly moved to defer the public hearing on Area Plans Review (APR) Item 97-I-1J to Schedule B of the 1997-1998 Area Plans Review. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Gross being out of the room.

70. **3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) AND PUBLIC FACILITIES MANUAL (PFM) REGARDING MISCELLANEOUS STANDARDS** (Tape 8)

- (O) Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of February 24 and March 3, 1998.

Following the public hearing, which included testimony by one speaker, Supervisor Frey moved the Board:

- Adopt the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) and Public Facilities Manual (PFM) regarding miscellaneous standards as recommended by the Planning Commission except for the proposed amendments to PFM Section 2-0403.1 concerning utility corridor locations; and
- Remand the proposed amendments on utility corridor locations to the staff for coordination with the Engineering Standards Review Committee and the Tree Preservation Task Force.

This motion was seconded by Supervisor McConnell and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

71. **3:30 P.M. - PH ON A PROPOSAL TO VACATE A PORTION OF SOUTH PARK STREET (PROVIDENCE DISTRICT)** (Tape 8)

- (O) Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of February 24 and March 3, 1998.

Following the public hearing, Supervisor Connolly moved adoption of the Ordinance vacating a portion of South Park Street. This motion was seconded by Supervisor McConnell and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

72. **4:00 P.M. - PH ON REZONING APPLICATION RZ 1997-HM-020 (HUNTER MILL SOUTH, L.C.) (HUNTER MILL DISTRICT)** (Tape 8)

- (O) Mr. David A. Bryant reaffirmed the validity of the affidavit for the record.

Mr. Bryant 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, Denise James, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Dix moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-HM-020 be amended from the R-E District to the R-1 District subject to the execution of the proffers dated February 23, 1998. This motion was seconded by Supervisor McConnell and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

Supervisor Dix moved waiver of the open space requirement pursuant to Section 2-309 of the Zoning Ordinance in favor of the open space provided on the Generalized Development Plan (GDP). This motion was seconded by Supervisor McConnell and carried by unanimous vote.

Supervisor Dix moved waiver of the minimum 200-foot distance requirement between residential structures and the Dulles Airport Access and Toll Road, pursuant to Section 2-414 of the Zoning Ordinance. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

73. **4:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 79-S-113 AND REZONING APPLICATION RZ 1997-SU-030 (CHANTILLY AMUSEMENTS, L.L.C.) (SULLY DISTRICT)** (Tape 8)

- (O) Mr. William C. Thomas, Jr. reaffirmed the validity of the affidavit for the record.

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

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

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

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

Chairman Hanley disclosed the following campaign contribution which she had received:

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

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.

Following the public hearing, Susan Johnson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Frey moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-SU-030 be amended from the I-3 and Water Supply Protection Overlay Districts to the I-5 and Water Supply Protection Overlay Districts subject to the execution of the revised proffers dated March 5, 1998; and
- Approval of Proffered Condition Amendment Application PCA 79-S-113 subject to the revised proffers.

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

74. **4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 97-P-027 (HOMESTEAD VILLAGE, INCORPORATED, PRUDENTIAL INSURANCE COMPANY OF AMERICA, INCORPORATED, ET AL) (PROVIDENCE DISTRICT)** (Tape 8 )

Supervisor Connolly moved to defer the public hearing on Special Exception Application SE 97-P-027 until **May 11, 1998, at 5:00 p.m.** This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Dix being out of the room.

75. **4:00 P.M. - PH ON REZONING APPLICATION RZ 1997-PR-039 (BRADFORD S. KLINE, TRUSTEE) (PROVIDENCE DISTRICT)** (Tape 8)

Supervisor Connolly moved to defer the public hearing on Rezoning Application RZ 1997-PR-039 until **April 27, 1998, at 6:30 p.m.** This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Dix being out of the room.

76. **4:00 P.M. - PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S97-CW-3CP, FOR (REVITALIZATION OF) THE MCLEAN COMMUNITY BUSINESS CENTER (DRANESVILLE DISTRICT)** (Tape 8)

Certificates of Publication were filed from the Editor of the *Fairfax Journal*, showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of February 19 and February 26, 1998.

Following the public hearing, which included testimony by three speakers, Supervisor Mendelsohn moved approval of Out-of-Turn Plan Amendment S97-CW-3CP as shown in the staff report addendum, Attachment One, and modified by the Planning Commission with two minor changes shown in Attachment Two. In addition, there are two additional modifications recommended by the McLean Planning Committee (MPC) as follows:

- To address the MPC's concern that flexibility is needed in the Plan for sub-area 22a, modify the language in Recommendation Number Three on page 16 of the staff report addendum to read, "...extended-stay inn, hotel, or other mixed-use..."; and
- To address the MPC's concern that references to the draft Design Standards should be provided in sub-area guidelines, reinstate the public space and building envelope categories "A through M" to the sub-area guidelines as shown in part two of the staff report dated February 4, 1998.

Supervisor Mendelsohn noted that the effect of this motion is to modify the McLean Community Center Plan text found on pages 228 to 270 of the Area II Volume of the Comprehensive Plan, and does not include the open space Design Standards recommended by the MPC which the Planning Commission deferred decision on until April 16, 1998, and which will be addressed by the Board on April 27, 1998.

This motion was seconded by Chairman Hanley.

Following discussion, the question was called on the motion which carried by a vote of nine, Supervisor Hyland being out of the room.

77. **4:00 P.M. - PH ON THE CONVEYANCE OF COUNTY-OWNED PROPERTY, TAX MAP NUMBER 067-1((1))-0015-D, SASHER LANE TO MEL D. PATRICK AND NICOLE L. PATRICK (SULLY DISTRICT)** (Tapes 8-9)

Certificates of Publication were filed from the Editor of the *Fairfax Journal*, showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of February 24 and March 3, 1998.

Following the public hearing, Supervisor Frey moved to defer decision on the conveyance of County-owned property on Sasher Lane, Tax Map Number 067-1((1))-0015-D to Mel D. Patrick and Nicole L. Patrick until **May 11, 1998, at 4:00 p.m.** This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

SBE:sbe

78. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 97-Y-053 (LAGUNA AND GUZMAN, INCORPORATED) (SULLY DISTRICT)** (Tape 9)

Mr. Juan Laguna reaffirmed the validity of the affidavit for the record.

Mr. Laguna 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, Brian Davis, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Frey moved approval of Special Exception Application SE 97-Y-053 subject to the development conditions dated January 26, 1998. This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor Hyland and Supervisor McConnell being out of the room.

Supervisor Frey moved:

- Waiver of the open space requirement in favor of the 13 percent proposed on the Special Exception (SE) Plat; and
- Waiver of the interior and peripheral parking lot landscaping requirements in favor of that shown on the SE Plat.

This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor Hyland and Supervisor McConnell being out of the room.

79. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 97-L-051 (BERTRAND A. PAGE) (LEE DISTRICT)** (Tape 9)

Mr. Bertrand A. Page reaffirmed the validity of the affidavit for the record.

Mr. Page 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, Phyllis Wilson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Kauffman moved approval of Special Exception Application SE 97-L-051 subject to the development conditions dated January 27, 1998. This motion was seconded by Supervisor Gross and carried by a vote of six, Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

80. **4:30 P.M. - PH ON REZONING APPLICATION RZ 1997-PR-040 (GRAY STREET L.L.C.) (PROVIDENCE DISTRICT)** (Tape 9)

(O) Mr. John 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 a corporation with which Mr. Scott Herrick is involved.

Following the public hearing, which included testimony by three speakers, Phyllis Wilson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-PR-040 be amended from the R-2 District to the R-3 District subject to the execution of the proffers dated March 2, 1998. This motion was seconded by Chairman Hanley and carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Dix and Supervisor McConnell being out of the room.

81. **4:30 P.M. - PH ON REZONING APPLICATION RZ 1997-DR-034 (ELM STREET DEVELOPMENT) (DRANESVILLE DISTRICT)** (Tape 9)

(O) 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.

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

- In excess of \$200 from Elm Street Development to the Friends of Michael Frey.

Following the public hearing, Denise James, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Mendelsohn moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-DR-034 be amended from the R-1 District to the PDH-12 District subject to the execution of the proffers dated March 2, 1998; the Planning Commission having previously approved Final Development Plan Application FDP 1997-DR-034 on February 4, 1998;
- Waiver of the 600-foot limitation on the length of private streets;
- Waiver of the 200 square foot privacy yard for the 14 stacked townhouse units as shown on the Conceptual Development Plan/Final Development Plan (CDP/FDP); and
- Waiver of the barrier requirements and modifications of screening in favor of that depicted on the CDP/FDP.

This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor Mendelsohn and Vice-Chairman Hyland voting "AYE," Supervisor McConnell and Chairman Hanley being out of the room.

82. **4:30 P.M. - PH ON REZONING APPLICATION RZ 1997-DR-048 (MADISON HOMES, INCORPORATED) (DRANESVILLE DISTRICT)** (Tape 9)

(O) Ms. Erika Bert Johnson reaffirmed the validity of the affidavit for the record.

Ms. Johnson 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, which included testimony by five speakers, Peter Braham, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Mendelsohn moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-DR-048 be amended from the R-3, Highway Corridor Overlay, and Sign Control Overlay Districts to the PDH-12, Highway Corridor Overlay, and Sign Control Districts subject to the execution of the proffers dated February 23, 1998;
- Approval of the Conceptual Development Plan, subject to the following condition: "The locations of the houses along Buena Vista Drive may be shifted to modify the amount of yard space between the individual units and in no case would any of the individual houses be closer than seven feet";
- Modification of the transitional screening and barrier requirements along the southern and northern boundaries;
- Approval of the recommendation that the Virginia Department of Transportation (VDOT) approve a modification of street standards to allow Buena Vista Drive to be improved as shown on the Conceptual Development Plan/Final Development Plan (CDP/FDP), with the curb set 12 feet from centerline and sidewalk meandering, so that the trees along Buena Vista Drive can be preserved; and
- Modification of the standards on Park Street to allow the existing curb from Old Dominion Drive to the existing entrance to remain in place to preserve the existing 40-inch maple tree on Park Street.

This motion was seconded by Supervisor Dix and carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Gross, Supervisor Kauffman, Supervisor Mendelsohn and Vice-Chairman Hyland voting "AYE," Supervisor Frey, Supervisor McConnell, and Chairman Hanley being out of the room.

83. **4:30 P.M. - PH ON REZONING APPLICATION RZ 96-B-021, PROFFERED CONDITIONED AMENDMENT APPLICATIONS PCA 87-A-011 AND PCA 89-A-001, AND SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 87-A-017 [FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA)] (BRADDOCK DISTRICT)** (Tapes 9-10)

- (O) Mr. Jack B. Clark reaffirmed the validity of the affidavit for the record.

Mr. Clark 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, Denise James, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Bulova moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 96-B-021 be amended from the R-1 District to the R-2 District;
- Approval of Proffered Condition Amendment Application PCA 87-A-011; and
- Approval of Proffered Condition Amendment Application PCA 89-A-001 subject to the execution of the proffers dated January 6, 1998.

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

Supervisor Bulova moved approval of Special Exception Amendment Application SEA 87-A-017 subject to the development conditions dated January 6, 1998, but with the deletion of Condition Number 16. This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Kauffman and Supervisor McConnell being out of the room.

Supervisor Bulova moved:

- Reaffirmation of the waiver of the service drive on Route 236; and
- Modification of the screening along Route 236 and Olley Lane and the existing park and modifications of the barriers in favor of those provided on the Generalized Development Plan/Special Exception (GDP/SE) Plat and the proffered conditions.

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

84. **5:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATIONS PCA 95-P-020 AND PCA 80-P-039-5 (BOZZUTO DEVELOPMENT COMPANY) (PROVIDENCE DISTRICT)** (Tape 10)

Ms. Elizabeth D. Baker reaffirmed the validity of the affidavit for the record.

Ms. Baker 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, which included testimony by one speaker, Mary Ann Godfrey, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Following discussion, Supervisor Connolly moved approval of:

- Proffered Condition Amendment Application PCA 95-P-039-5; and
- Proffered Condition Amendment Application PCA 95-P-020, subject to the executed proffers dated March 9, 1998; the Planning Commission having previously approved Final Development Plan Amendment Applications FDPA 80-P-039-5 and FDPA 95-P-020 on December 11, 1997.

This motion was seconded by Supervisor Dix and carried by a vote of six, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Connolly moved:

- Waiver of the loading space requirements for multi-family uses;
- Waiver of the 600-foot maximum length of private streets;
- Reaffirmation of the waiver of the service drive requirement on Lee Highway;
- Modification of paragraph five of Section 6-206 of the Zoning Ordinance to allow dwellings as a secondary use to exceed 50 percent of the gross floor area of all principal uses; and
- Modification of the barrier location along the western side of Land Bay C.

This motion was seconded by Supervisor Dix and carried by a vote of six, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

85. **5:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 97-Y-039 (EBRAHIM A. BABAZADEH) (SULLY DISTRICT)** (Tape 10)

Supervisor Frey moved to defer the public hearing on Special Exception Application SE 97-Y-039 until **May 18, 1998 at 4:00 p.m.** This motion was seconded by Supervisor Gross and carried by a vote of six, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

86. **5:00 P.M. - PH ON REZONING APPLICATION RZ 96-P-009 AND FINAL DEVELOPMENT PLAN APPLICATION FDP 96-P-009 (HUNTING RIDGE ASSOCIATES, L.L.C.) (PROVIDENCE DISTRICT)** (Tapes 10-13)

(O) Mr. Martin D. Walsh reaffirmed the validity of the affidavit for the record.

Mr. Walsh 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 30 speakers, Supervisor Connolly moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Dix being out of the room.

Following discussion, with input from Sterling R. Wheeler, Branch Chief, Policy Planning and Policy Development Branch, Office of Comprehensive Planning, Supervisor Connolly moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 96-P-009 be amended from the R-1 District to the PDH-12 District, subject to the executed proffers dated March 9, 1998. This motion was seconded by Supervisor Kauffman and **CARRIED** by a recorded vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Hyland voting "NAY," Supervisor Dix being out of the room.

Supervisor Connolly moved approval of Final Development Plan Application FDP 96-P-009 subject to the development conditions dated March 9, 1998. This motion was seconded by Supervisor Kauffman and carried by a vote of nine, Supervisor Dix being out of the room

Supervisor Connolly moved:

- Waiver of the 200 square foot privacy yard for the alley-served townhouse units;
- Waiver of the service drive requirement along the Dulles Airport Access Road (DAAR);
- Waiver of the trail requirement along the eastern side boundary of the DAAR and a modification of trail requirements along Chain Bridge Road in favor of the existing sidewalk;
- Modification of the Public Facilities Manual (PFM), standards for right-of-way width and cul-de-sac radius in favor of Virginia Department of Transportation (VDOT) tertiary street standards on Colonial Lane and La Salle Avenue;
- Waiver of the 200 foot setback from the right-of-way of the DAAR, as required by Section 2-414 of the Zoning Ordinance;
- Waiver of the 600 foot maximum length standard for private streets; and
- Modification of transitional screening and waiver of barrier requirements adjacent to R-1 and R-3 zoned properties in favor of proposed landscaping.

This motion was seconded by Supervisor Kauffman and carried by a vote of nine, Supervisor Dix being out of the room.

87. **5:00 P.M. - PH ON REZONING APPLICATION RZ 1997-PR-035 (MADISON HOMES, INCORPORATED) (PROVIDENCE DISTRICT)** (Tape 13)

- (O) Mr. Stephen K. Fox reaffirmed the validity of the affidavit for the record.

Mr. Fox 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. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Dix being out of the room.

Supervisor Connolly moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-PR-035 be amended from the R-1 District to the R-4 District subject to the execution of the proffers dated February 12, 1998. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Dix being out of the room.

88. **5:00 P.M. - PH ON THE ACQUISITION OF A CERTAIN DEDICATION NECESSARY FOR THE CONSTRUCTION OF IMPROVEMENTS TO THE WAPLES MILL ROAD/ROUTE 50 INTERSECTION (PROVIDENCE DISTRICT)** (Tape 13)

- (R) Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of February 24 and March 3, 1998.

Following the public hearing, Supervisor Connolly moved adoption of the Resolution authorizing the acquisition of the necessary property interests for the construction of improvements to the Waples Mill Road/Route 50 intersection. This motion was seconded by Chairman Hanley and carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor :Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Dix and Supervisor Mendelsohn being out of the room.

89. **5:30 P.M . - BOARD DECISION ON PROPOSED AMENDMENTS TO THE PUBLIC FACILITIES MANUAL (PFM) REGARDING STREET STANDARDS (COUNTYWIDE)** (Tape 13)

- (O) [NOTE: On February 23, 1998, the Board held the public hearing on the proposed amendments to the Public Facilities Manual (PFM) regarding street standards, and deferred decision until March 9, 1998.]

Supervisor Frey moved:

- Adoption of the proposed amendments to the Public Facilities Manual (PFM) regarding street standards except for the proposed amendment concerning pavement width; and
- That the Board direct staff to prepare a new amendment reducing pavement widths to Virginia Department of Transportation (VDOT) standards.

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

90. **5:30 P.M. - PH ON REZONING APPLICATION RZ 1997-MV-051 AND SPECIAL EXCEPTION APPLICATION SE 97-V-055 (LYNN E. SCHUTT, D.V.M.) (MOUNT VERNON DISTRICT)** (Tapes 13-14)

(O) Mr. Jonathan P. Rak reaffirmed the validity of the affidavit for the record.

Mr. Rak 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:

- A donation from Artis, Hedrick and Lane to the Sudden Infant Death Syndrome (SIDS) Foundation Golf Tournament and an invitation for him to play golf in the Tournament; and
- A campaign contribution in the amount of \$99 from Artis, Hedrick and Lane.

Following the public hearing, which included testimony by three speakers, Supervisor Hyland moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Acting-Chairman McConnell and carried by a vote of seven, Supervisor Dix, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

Supervisor Hyland moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-MV-051 be amended from the C-3 and R-3 Districts to the C-5 and R-3 Districts subject to the execution of the proffers dated February 12, 1998;

- Approval of Special Exception Application SE 97-V-055 subject to the development conditions dated January 27, 1998 and further revised on March 9, 1998 to include fencing as specified in new Development Condition Number 13 which should read:
  - "Extend six foot tall wrought iron gate from southwest corner of building to the six foot tall masonry wall and install a four foot tall barrier between the covered porch on the front of the building and the proposed pond."
- The addition of Condition Number 14 - No toxic or hazardous material shall be stored on site other than medicine and cleaning materials normally associated with a Veterinary Hospital;
- Waiver of the minimum lot size and width for the C-5 portion of the application site; and
- Waiver of the transitional screening and barrier requirements of the northern, southern and western boundaries of the C-5 portion of the application site in favor of the conditions shown on the Generalized Development Plan (GDP) and Special Exception (SE) Plat.

This motion was seconded by Supervisor Kauffman and carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, and Acting-Chairman McConnell voting "AYE," Supervisor Dix, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

91. **5:30 P.M. - PH ON REZONING APPLICATION RZ 1997-SU-047 (WESTBROOK ASSOCIATES, L.C.) (SULLY DISTRICT)** (Tape 14)

- (O) Mr. Francis A. 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.

Following the public hearing, Leslie Johnson, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Frey moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-SU-047 be amended from the R-1 and Water Supply Protection Overlay Districts to the R-3 and Water Supply Protection Overlay Districts subject to the execution of the proffers dated March 2, 1998. This motion was seconded by Acting-Chairman McConnell and carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, and Acting-Chairman McConnell voting "AYE," Supervisor Dix, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

92. **5:30 P.M. - PH AND ADOPTION OF THE COMMUNITY PLAN FOR THE HOLMES RUN VALLEY COMMUNITY (MASON DISTRICT)** (Tape 14)

- (R) Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of February 24 and March 3, 1998.

Following the public hearing, which included testimony by seven speakers, Supervisor Gross moved adoption of the Resolution for the Holmes Run Valley Community Plan. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Dix and Supervisor Frey being out of the room.

93. **5:30 P.M. - PH AND ADOPTION OF THE COMMUNITY PLAN FOR THE MOUNT VERNON HILLS COMMUNITY (MOUNT VERNON DISTRICT)**  
(Tape 14)

- (R) Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of February 24 and March 3, 1998.

Following the public hearing, Supervisor Hyland moved adoption of the Resolution for the Mount Vernon Hills Community Plan. This motion was seconded by Supervisor Kauffman and carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Dix and Supervisor Frey being out of the room.

94. **BOARD ADJOURNMENT** (Tape 14)

At 10:50 p.m., the Board adjourned.