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[00:00:07] Good morning, everyone, and welcome to our board meeting of May 7th, 2024. Thank you all for hearing that buzzer. This is the quickest I've seen a room full of mostly high school kids get quiet, so well done, guys. We are here this morning, obviously, to do something new in a moment, which is to celebrate our student-athletes.

[00:00:28] But before we do that, we're going to begin this meeting, as we always do, with a moment of silence to be followed by the Pledge of Allegiance. and at this time i'm going to ask my colleagues to think about anyone they would like to recognize this morning to keep in our thoughts and prayers and i'm just going to start by mentioning one and that is donald craig i think a lot of board members knew donald passed away last month after a long bout with cancer donald was a decades-long member of the orange county california naacp before moving here to fairfax county to be near his grown children and live out

[00:01:05] his golden years as he would often tell me. He immediately got active here joining the Fairfax County NAACP advisory board as well as the board of directors of the Faith Alliance for Climate Solutions and of course the Communities of Trust Committee working closely with our partners at the Fairfax County Police Department. He was a resident of the Springfield District and there will be a service to celebrate Donald's life on May 16th at 11 a.m. at the First Baptist Church of Vienna and if we could keep Donald our NAACP and his family this morning in our thoughts and prayers

[00:01:42] would be appreciated and at this time let me recognize others Supervisor Stork. Thank you Mr. Chair and and we all remember people in our community that really made a difference that aren't maybe public figures but have been just there day in and day out and and and particularly I wanted to recognize on March 29th that Dee Bodkin lost her battle to cancer.

[00:02:05] Dee was a beloved Mount Vernon community member. She lived in Holland Hall with her husband, Buddy. Many will know her from when she worked at Straight from the Crate, Holland Hall Pastry Shop, and maybe most importantly for her many years at the variety store. Anybody who lives in our area knows the variety store. So Dee loved to dance, had a wonderful singing voice, and was known for greeting everyone with her warm hugs and big smiles.

[00:02:27] So I just wanted to make sure we all remember the people that have made a difference in so many lives. Thank you. Thank you. Supervisor Stork, others who would like to be recognized, seeing and hearing no one, if all those who are able could rise for a moment of silence

[00:02:42] to be followed by the Pledge of Allegiance. Please face the flag. I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one

[00:03:14] nation, under God, indivisible, with liberty and justice for all. And before we begin our presentations, I do have a quick announcement. Today is National Fentanyl Awareness Day across the country and in recognition of this day, which of course is to raise awareness about the dangers of illicit fentanyl. The Fairfax County Prevention Coalition is here right outside the entrance to

[00:03:50] the board auditorium. You may have seen them when you came in. They're available today to answer questions and share substance use prevention services and resources that we have throughout Fairfax County and of course in our schools. And I'd encourage anyone to stop by, visit with them, pick up information on things we can be doing in the community, including how to detect misuse and also how to recognize and act and intervene in the reversing of an overdose.

[00:04:23] And so, unfortunately, still a challenge in this community and across the country. I do want to thank our Fairfax County Prevention Coalition, which is led by our CSB as part of the county's opioid response. And the Fairfax Prevention Coalition is a partnership of parents, youth, schools, health care providers, government agencies, law enforcement, faith-based organizations, media, nonprofits, businesses, policymakers, and volunteers working together to combat substance misuse in our community. And I was asked to mention their webpage, which is www.fairfaxpreventioncoalition.com.

[00:05:03] A lot of resources and information available on their webpage. I want to thank them not only for being here today, but for what they do every single day, literally saving lives and something that we need to reflect on, particularly during National Fentanyl Awareness Day. And so thank them again for being here and all their work year round on our behalf. With that, we are going to try something brand new today. This has never been done in Fairfax County before, so everyone in the auditorium is history making today. And that is we are going to recognize the Fairfax

[00:05:38] County Public Schools 2023 winter sports teams and individual champions all together in one day today. We've done this individually in the past and we're trying something new that we think is will be something that will repeat moving forward. We will be recognizing our next set of spring sports teams and individual champions in June. And so this is an exciting time of year, I know, for all of our young people and their families. And what a great way to start our day today to recognize all of you and for your

achievements. So because this is our first time, I'm going to run through how this is going to work very briefly. First, we're going to invite

[00:06:18] Fernando Belli from FCPS to come down and say a few words about all of our countywide athletes that are being recognized here today. And this is a little different because there aren't individual speakers for each presentation like the board might be used to, but one overall speaker at the beginning then we're going to go through the team recognitions in the following categories and there are two south lakes championship teams girls indoor track and field team and the boys basketball team the three consecutive repeat lake braddock championship gymnastics team

[00:06:52] and two langley championship teams the high school boys swim and dive team and the langley ice hockey team who are northern virginia school hockey league champions and so to begin with we're first going to bring down, the South Lakes teams, and if you all could come on down. Actually, before we do that, before we do that, let me first, before we bring them down, let me first ask our speaker to come forward first, Fernando. If you want to come forward and say a few words about all of those who we are recognizing today, and then if the South Lakes teams could be ready, we will be

[00:07:29] calling you first at the conclusion of our speaker's remarks. Welcome. Thank you very much, chairman mckay county executive hill and the fairfax county board of supervisors my name is fernando belli i'm the activities administrator in the office of student activities and athletics for fairfax county public schools and just on behalf of the fairfax county school board superintendent dr michelle reed and executive director for athletics and activities bill curran we are honored to be here to celebrate the accomplishments of these student athletes and coaches these teams and athletes represent that are being recognized

[00:08:05] today represent months of hard work and dedication not only to their area of play but also in the classroom as well they have represented their schools communities and fairfax county with class and dignity and and have displayed a tremendous amount of hard work to get here we thank you for recognizing them today and that we appreciate it thank you thank you very much fernando thank you for being here today and for what you do and for all of our dsas and staff across fairfax county our coaches teachers parents who have made major contributions to ensure that all of our award

[00:08:42] winners can be here today being recognized we appreciate all of you with that let us bring on down the and when i say bring on down if you could come on down here along the front of the the dais here. In fact, there will be people here who will help you get in order. We're going to bring down our South Lakes teams first. Then we'll read resolutions and have remarks from board members in their districts. Then we'll take a photo. Then followed by that will be the Lake Braddock and Langley teams. And if you all could come on down. And at this time, while you are

[00:09:22] coming down making your way down i am going to recognize supervisor alcorn who has our south lakes recognitions all right thank you very much mr chairman it's a good day for south lakes today whereas in february the south lakes girls seahawks girls indoor track and field team brought home the virginia class 6 championship the team's first in 36 years and whereas the seahawks talent and long-distance prowess helped them earn the title along with their dedicated dedication to common goals and support for each other. And whereas, under the guidance of Southlake's coach Scott

[00:10:00] Roscoe, the team also earned multiple individual and event championships, including smashing the record in the 4x800 relay 11 seconds faster than the previous speed setback in 2007. And

whereas the team beat its second closest contender, West Springfield, by more than six points to take home the 2024 championship title, the best finish in program history, and whereas these impressive achievements bring honor to the individual athletes, their coaches, and their school, now therefore be it resolved that the Fairfax County Board of Supervisors, on behalf of all

[00:10:39] Fairfax County residents, does hereby congratulate Southlake's Seahawks Girls Indoor Track and Field team and coach scott roscoe for their outstanding accomplishments and championship victory i'm happy to second that motion is there discussion on the motion supervisor alcorn so yes this is uh i'm not going to make everybody stand here too long uh this is the first of two for south lake should i go right into the second one at this point or should we vote uh we're let's uh go through this one vote and then we'll do the second one okay right uh any further discussion uh congratulations

[00:11:16] to all of those uh in front of us you can't see us right now but we are all smiling and congratulating uh you and if the yeah if there's no further discussion all those in favor of the motion please say aye aye any opposed any abstentions and that motion carries and i think we're ready for a photo with this group first and so if Supervisor Alcorn can join me well actually we can we can we'll do the photo at the end of the second one that's fine yep actually why don't we go ahead and you can read resolution number two all right resolution number two for South

[00:11:52] Lakes today whereas for the first time in South Lakes High School's 46 year history the South Lakes Seahawks boys basketball team brought home the Virginia High School class six state championship defeating Patriot High School 65 to 39 at Virginia Commonwealth University on March 9th, which I attended. That was a great game. And whereas the Seahawks turned in a dominant performance led by Jordan Scott and Brian Kennedy, who had scored as many points at halftime as the entire Patriot team combined. And whereas the South Lakes defense also dominated, outscoring

[00:12:30] the Patriot team in every quarter and holding them to just two points in the fourth after losing to the Patriots by double digits just three months earlier. And whereas, thanks to the guidance of head coach Mike Desmond and the dedication and talent of his entire team, Southlakes can now proudly claim a boys basketball state championship. And whereas these impressive achievements bring honor to the individual athletes, their coaches, and their school, now therefore be it resolved that the Fairfax County Board of Supervisors, on behalf of all Fairfax County residents, does hereby congratulate Southlake Seahawks boys basketball team and Coach Mike Desmond

[00:13:10] for their outstanding accomplishments and championship victory. So moved. I'm happy to second that motion. Is there discussion on the motion? Supervisor Alcorn, no discussion? Let's just very quickly, both these teams, you guys did amazing stuff this year.

[00:13:27] It really is a testament to your dedication for everything that you've done, and we're all so incredibly proud of you. So thank you very much, Mr. Chairman. Thank you, Supervisor Alcorn, and thank you, Supervisor Alcorn.

[00:13:52] And as I mentioned at the beginning, I'll mention again, we want to especially recognize the DSAs, the coaches, the parents, the managers, student managers of a lot of these teams, the folks who do a lot of work to make sure that our all-stars here could be in front of us this morning.

[00:14:10] This is a major team effort, and we recognize the entire school community and their contributions and congratulate each and every one of the people behind us. And with that, I think we're

ready for a photo. And if Supervisor Alcorn could join me down on the floor, and if the rest of the board could rise.

[00:14:43] No, I don't care. We'll be short and pink in the weather.

[00:15:10] So I mentioned a moment ago this is the first time we've done it this way and so that we can prevent a legal challenge.

[00:16:04] I know this might be a close call vote but we did vote for the girls indoor track and field team but I'm not sure we voted on the resolution for the boys basketball team. So it was moved by Supervisor Alcorn, seconded by myself. All those in favor of the motion please say aye.

[00:16:21] Aye. Any opposed? Any abstentions? And that motion carries. I want to make sure that's an official certificate. I doubted anyone would object to it, but I just wanted to make sure. All right. Next up, we have a resolution to recognize the Lake Braddock gymnastics team, if the Lake Braddock gymnastics team could come on down.

[00:16:45] And while they are on their way down, I am going to recognize Supervisor Walkinshaw for this resolution. Thank you, Mr. Chairman. I'll wait until they get down. Okay, Supervisor Walkinshaw.

[00:17:13] Okay, whereas in February, the Lake Braddock Secondary School Gymnastics team traveled to Ocean Lakes High for the state championships, taking home their third straight Virginia High School League championship title, and whereas the championship capped another dominant season for the Bruins under coach Mike Cooper, who has led the team to victory for three straight years and who also coached at Lake Braddock in the 1990s,

[00:17:38] And whereas the Lake Braddock Bruins third straight title marks the first time a class six program has won three gymnastics titles in a row since 1999, when coach Mike Cooper led the Bruins to a fifth straight title.

[00:17:53] And whereas Lake Braddock demonstrated exceptional skill and athleticism, easily, easily defeating the second place Battlefield High Bobcats with outstanding performances in all four events. And whereas these impressive achievements bring honor to the athletes, their coaches and their school.

[00:18:11] Now, therefore, be it resolved that the Fairfax County Board of Supervisors, on behalf of all residents of Fairfax County, does hereby congratulate the Lake Braddock Bruins varsity gymnastics team and coach Mike Cooper for their outstanding season and championship title.

[00:18:28] You've heard the motion. It's been you've heard the motion. It's been multiply seconded. Discussion on the motion. Supervisor Walkinshaw. thank you mr chairman congratulations to you all incredible incredible season uh gymnastics is um very difficult uh it is very difficult um and you all are incredible athletes and congratulations to you uh coach cooper uh for your success and thank you for coming back after your success in the 1990s

[00:19:06] to do it again and you you you won five straight in the 1990s so we're counting on you to do that again so you got two more to go but congratulations to you all and thank you to all of the coaches the teachers the parents that make the program so successful congratulations thank you supervisor walkinshaw supervisor harry wow i would say you got three more to go to beat the record of five so you're gonna get six but uh you know what while it takes a great organization as the chairman's mentioned

everything from bill curran it's you know in central office all the way down to the asas i mean this just shows the value of a coach and how they can bring young people together and

[00:19:45] get more out of them so i really want to thank you that's an incredible record to win five go away for a while come back and win three more and hopefully we see you next year for three hope we get to hear about the chick-fil-a when you uh when you make your comments but uh but anyway congratulations to all you girls and your uh your accomplishments you make fairfax county proud Thank you, Supervisor Herity. And again, congratulations to all of you. I know you beat a lot of teams in Fairfax County, but I know you're like me and it feels especially good when you beat teams in Loudoun and Prince William County, doesn't it?

[00:20:24] And so, you know, we're really proud of all of you and what you've been able to accomplish. With that, all those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? And that motion carries. And let me at this time, I will ask, this is not in my script.

[00:20:45] And again, we're trying to do this differently this year, but we were not going to have individual speakers for these. But if the coach did want to say a word or two, we would welcome that. First of all, Chairman, thank you so much for really thank you so much.

[00:21:03] but it's really you know you talk about five in the 90s three now it's really the gymnast my assistant coach Aaron Flair and of course my admin from Lake Braddock that puts it all together and especially my gymnast that has all the talent but thank you so much really appreciate it thank you coach congratulations to you as well and with that I think we're ready for a photo and if any of those folks you mentioned would also like to come down for the photo they're welcome to do that if

[00:21:38] you all could come forward towards us and face the audience and next up we have a resolution for

[00:23:38] the Langley swim and dive team if Langley swim and dive team is here if you all could come on forward swim and dive team and while they're making their way down let me recognize supervisor beerman for a resolution thank you mr chairman uh whereas in february the Langley boys swim and dive team won the virginia high school league class six state championship the team's second consecutive year taking the state crown and whereas the Langley Saxons defeated the Robinson

[00:24:18] Rams with 216 points to the runner-ups 161 points and whereas the victory is the team's third in school history having also won in 2018 and whereas the team also took district and regional championships including a third 60 northern region title in four years on the way to the state title

[00:24:38] And whereas the Langley-Saxons used a balanced attack to score in every swimming event of the championship, scoring particularly well with close second-place finishes in the 200 medley relay and the 400 freestyle relay, and whereas these impressive achievements bring honor to the athletes, their coaches, and their school, now therefore, be it resolved that the Fairfax County Board of Supervisors, on behalf of all residents of Fairfax County, does hereby congratulate the Langley Saxons boys swim and dive team and coach Megan Overend for their outstanding accomplishments and championship victory. Thank you. You've heard the motion I'm

[00:25:16] happy to second that. Any discussion on the motion? Supervisor Beerman. I'll just say I know that swimming is an individual sport and I know that some folks on your team may have been

disappointed in their individual performances but I think it's really incredible and shows a testament to your team that you won this championship and did not actually have an individual first place finisher.

[00:25:39] It's all about the team coming together, feeding off of each other. And so congratulations for all the work that the coaches here do and that the kids do and the parents. And I know that swimming is also one of those sports where your swim meets last a long time and the parents get to hang around all day to see a few minutes of action.

[00:26:00] And it's great to see that you guys put it together to win a second consecutive championship. We're expecting a three-peat, no pressure. Thank you, Supervisor Beerman. And sometimes those practices are really early in the morning, too. That, too. If there's no further discussion, all those in favor of the motion, please say aye.

[00:26:19] Aye. Any opposed? Any abstentions? And that motion carries. And I know we have a coach with us. If you'd like to say a few words. And I also want to thank Principal Greer for being here as well. I just want to say thank you for recognizing our boys.

[00:26:36] Unfortunately, they are taking AP exams this morning, so they were not able to come, but are really appreciative of the recognition. And it's all thanks to their hard work and the leadership of a really strong senior class. So thank you very much.

[00:26:51] Absolutely. Thank you. And we're glad they're taking their AP exams. We're wishing them luck here from the dais this morning. With that, I think we're ready for a photo, and if you all could come forward and face the audience, and Supervisor Beerman will join me.

[00:28:20] And next, hopefully some of the Langley folks didn't go far. Next up, we have a resolution for the Langley hockey team, and at this time, I'd recognize Supervisor Herity. Yes, Mr. Chairman, I have a resolution to move jointly with Supervisor Beerman.

[00:28:35] Whereas in February, the Langley-Saxons ice hockey team defeated the Stonebridge Bulldogs 4-1 to win its third consecutive Northern Virginia Scholastic High School League championship. And whereas the championship is the Saxons' fourth title in six years.

[00:28:52] And whereas on its way to the title, the team powered through a 13-0 season and extended its winning streak to 34. And whereas Saxons' senior forward Noah Schneerman and goalie Harrison Smith were We're both named All League and Smith, who made 27 sames during the game, captured the NVSHL Player of the Year honors.

[00:29:16] And whereas the Saxons kept the third period of the game scoreless before celebrating the extension of their street and yet another championship, and whereas these impressive achievements bring honor to the athletes, their coaches, and their community, Now, therefore, be it resolved that the Fairfax County Board of Supervisors, on behalf of all residents of Fairfax County, does hereby congratulate the Langley-Saxon ice hockey team and Coach Patrick Keogh for their outstanding accomplishments and championship victory.

[00:29:47] So moved. Happy to second that motion along with Supervisor Beerman. Is there any discussion on the motion? Any discussion on the motion? Supervisor Herdy. Very briefly. It's great to have you back again, Coach Keogh. It's, you know, four championships in six years is a testament to the players, to the coaches, to the school, and the support that they get.

[00:30:11] So congratulations, and also congratulations on the annual showcase win. I know you took three players and kind of won a national championship, so that's a pretty cool thing for Fairfax County players to be able to do and something that will stay with them.

[00:30:29] But thank you for all the life lessons you teach our kids and the great work you all did on the ice. You've made Fairfax County proud, so thank you. Supervisor Behrman. I just wanted to say, again, great job beating a Loudoun County team in the finals.

[00:30:49] In fact, I got a special place in my heart for Stonebridge. When I was in high school their first year, we beat them at homecoming. But you can look it up. But honestly, it's just great to see another team coming together.

[00:31:06] You guys have a three-peat, so we're expecting a four-peat. With the number of capitals who live in McLean, there's probably also a lot of good osmosis going on there with you all. And again, we mentioned early morning practices for swimming.

[00:31:24] I know ice time is an early morning issue as well. So thanks to the parents, thanks to all the students, to the coaches, to the athletes who put in so much time and hard work. Great job. Thank you. Thank you, Supervisor Bierman. Supervisor Palczyk.

[00:31:44] Thank you. I just want to say we had the Stanley Cup here a few years ago. I'm more excited to see this one. So congratulations. Thank you so much. Great work. Thank you, Supervisor Palczyk. And we do appreciate you bringing that. It is intimidating for any other hockey teams that are watching this morning.

[00:32:01] this presentation so thanks for bringing that and at this time I think we're ready for a vote all those in favor of the motion please say aye aye any opposed any abstentions that motion carries and coach if you'd like to say a word or two you're welcome to and if we can please have the the rest of the Langley folks come on over as well we also have everybody taking AP exams this morning as it be Langley's way I would like to add that I think we had eight players on the national showcase team from Fairfax County so it wasn't just Langley players and also the Langley hockey team went to the USA hockey national championship and unfortunately we were eliminated

[00:32:39] in the quarterfinals but we ended up being rated the sixth highest hockey team in the United States of America high school hockey team I think that's pretty good so again thank you to everybody who supports the program Mr. Herity you've always been a big supporter of hockey we appreciate that we have a special gift for you in particular and hopefully that you'll continue to support hockey unfortunately this is my last appearance here I'm taking over the hockey program at James Madison University moving on but I hope this is not Langley's last appearance here so

[00:33:17] it's been an honor the Langley player, the Langley support you get great support from the school and I say all the time coaches don't win championships that's not our job coaches are there to build champions players win championships and this has been a great honor for me and my son to coach at Langley bittersweet to say goodbye but I'm ready for the next challenge so thank you for your support thank you very much coach thank you very much coach appreciate all your dedication glad your son

[00:33:57] is here carrying on your legacy and good footsteps and we wish you all the best in Harrisonburg Virginia so with that I think we're ready for a photo if you all could come forward and

[00:34:08] Supervisor Bierman and Herity will join me. Next we're going to recognize the individuals and event

[00:35:42] champions and I will read the names for their certificates. We're not voting on these. We're going to recognize them each individually and we're going to start with wrestling and if the folks when I call your name could come on down and receive a certificate and stand out here just like the groups did before and then we will pose together for a photo. First is Caden Smith and

[00:36:06] Tristan Corbin from Robinson Secondary School. Soren Perhoun from Marshall High School. Lucas Matheny from Lake Braddock Secondary School. Cross Cassidy from Fairfax High School. Carter

[00:36:42] Shin and Ezekiel Keel from Chantilly High School. Ethan Osborne from Hayfield Secondary School.

[00:37:12] Congratulate each and every one of you, and at this time, if you all can come forward and face the audience like the groups did before us, we are going to take a group photo, and if the board could rise.

[00:38:41] Champions, and again, I'm going to call the names individually down in front of us the same way we did before. From Southlakes High School, we have Miles Jackson, Finn Middleton, Joe Redican, and Marcus Coker.

[00:38:56] And I'm not done with Southlakes yet. We have Aya Ryan, Bella Harsanyi, Caroline Elliott, and Catalina Simon as well.

[00:39:18] From Westfield High School, we have Joanna Stewart and Sierra Summers. We have Parrish Johnson from West Springfield High School.

[00:39:39] Kai Bolme from Lake Braddock Secondary School. Justin Anderson from Woodson High School. And James Long from Hayfield Secondary School.

[00:40:40] Everyone has their certificate, if you all could come forward and face the audience for a photo.

[00:41:33] And finally, our biggest group is Swim and Dive, and I'm going to call these names, and

[00:42:11] if they're here, if they can individually come down the same way we just did before. First is from Fairfax High School, Sadie Buckley, Angelina Sagayow, Ava Rice, and Sophia Skadron. And from Justice High School, we have Emma Redmond, Anika Wendland, Claire Coughlin, and Reagan Campshore.

[00:42:42] And from McLean High School, we have Danielle and Catherine Hughes, Eleanor Murphy, and Anna Falzoni. And from Robinson Secondary School, we have a host of athletes, including J.T. Schmid, Liam Hickey, Nicholas Burns, and Jack Fulham.

[00:43:10] And from Lake Braddock High School, we have Ben Tuininga, Charlie St. Louis, Josh Hoat, and Josh Donovan.

[00:43:29] And from Chantilly High School, we have Carly Lahr. From Herndon High School, we have Rian Graham.

[00:43:55] And from Madison High School, Marley Da Silva. And from Woodson High School, Nathaniel Granis.

[00:44:10] As soon as we take this photo, we're going to also do something we've never done in the board auditorium before, which is if you're in the audience, when we're done with this photo, we're going to ask

everyone in the audience to stand and the board is going to go down where our student athletes are now so we can get a picture, try to get an entire group picture of all of you here today.

[00:44:46] So prepare yourselves. If you're leaving, don't leave yet. Hang with us for one more minute. And at this moment, if you all could come forward for a photo and the board could rise.

[00:44:56] So at this at this time, if everyone if everyone in the audience could rise.

[00:52:39] All right. That was exciting. We will continue to recognize our teams in the same manner. We may tweak a couple of little things, but I do want to thank our incredible team at OPA, because what you just saw was an amazing thing to pull off and to pull it off that way.

[00:52:58] And I do think that's probably the largest group photo in board auditorium history. A lot of history made this morning, but looking forward to doing this again in June. And as we recognize the next round of our state tournament winners and individuals.

[00:53:19] With that, next on our agenda is adoption of the FY 2025 budget. I am going to pass the gavel to Supervisor Smith so that I can read a series of individual motions. And we will vote on these motions separately as we move forward.

[00:53:41] And our first one is real property tax rate. I move that the board set the real property tax rate at $1.12.50 per $100 of assessed value. As a result of this action, the real property tax rate for calendar year 2024 will be increased by $0.03 from the present rate of $1.09.50 per $100 of assessed value.

[00:54:02] I'll second that motion. Any discussion? All those in favor of the motion, say aye. Aye. Anyone opposed? Herity, nay. Any abstentions? That motion passes with Supervisor Herity voting nay. Thank you, Supervisor Smith. Our next motion is approval of the FY 2025 tax rate resolution.

[00:54:19] Having established a real property tax rate of $1.12.50 per $100 of assessed value, I move that the Board approve the FY 2025 tax rate resolution adopting tax rates for Fairfax County as detailed in Attachment 2 of the Memorandum to the Board, dated May 6, 2024.

[00:54:37] I'll second that motion. Any discussion? All those in favor of the motion say aye. Aye. Anyone opposed? Herity, nay. Any abstentions? That motion passes with Supervisor Herity voting nay. Thank you, Vice Chair Smith. Third is approval of the FY 2025 appropriation resolutions for county agencies funds and school board funds and the FY 2025 fiscal planning resolution.

[00:55:00] I move board approval of the FY 2025 Appropriation Resolution for County Agencies Funds, the FY 2025 Appropriation Resolution for School Board Funds, and the FY 2025 Fiscal Planning Resolution as set forth in Attachments 3, 4, and 5 of the Memorandum to the Board dated May 6, 2024.

[00:55:21] I'll second that motion. Any discussion? Hearing none, all those in favor of the motion say aye. Aye. Anyone opposed? Any abstentions? That motion passes with Supervisor Harrity voting nay. Thank you. Vice Chair Smith. And finally, I have a motion to increase compensation to Fairfax County Water Authority board members.

[00:55:41] In October of 2023, the Fairfax County Water Authority requested that this board adopt a resolution increasing the compensation paid by the water authority to its board members. Under Virginia law, this board must adopt a resolution setting the compensation paid to the water authority's board members.

[00:55:57] Water Authority Board member compensation is funded by the Water Authority's revenues, not Fairfax County's general fund. As a result, this adjustment has no impact to the county budget. Therefore, as requested by the Water Authority and required by Virginia law, I move that this board adopt the resolution included as attachment 7 of the memorandum to the board dated May 6, 2024.

[00:56:23] This resolution sets the compensation for Water Authority board members at $25,000 annually and for the Water Authority board chairman at $31,250 annually. I'll second that motion. Any discussion? Hearing none. All those in favor of the motion say aye.

[00:56:40] Aye. Anyone opposed? Any abstentions? That motion passes unanimously. Thank you very much, Supervisor Smith, and for folks watching at home, you know that we did markup last week, pre-markup the week before, heard from hundreds of folks throughout the process, including a lot in this auditorium, about this budget.

[00:57:00] And I just want to reiterate again my thanks to my colleagues who participate in the budget process, especially my vice chairs, Supervisor Smith and Supervisor Palchuk. And, of course, most importantly, our budget staff who are here, the team, for all your work.

[00:57:19] It's an intense period of time. But as I mentioned before, our budget staff is working on this stuff year round. It just gets accelerated here in the last couple of weeks. But a fantastic job, as always. Appreciate all the great work you do on behalf of the county and the sacrifices and making sure that work gets done.

[00:57:38] So thank you very much. With that, we're going to move on to board matters. And as is always the case, the clerk has compiled these digitally and will go alphabetically by district following myself and Vice Chairman Smith. And I'm going to turn the gavel over to Vice Chair Smith so that I can read my board matters.

[00:57:59] And before I read them, I first do want to make one announcement, and this is an exciting one. And that is that Fairfax County was awarded the Jamestown Award Locality of the Year by the Virginia Chapter of the American Planning Association, specifically for the affordable and workforce housing initiatives we've completed over the past few years.

[00:58:22] This is a statewide recognition. The Department of Planning and Development and the Department of Housing and Community Development jointly submitted the nomination. And this is a big prestigious honor that serves to recognize and promote the best in planning throughout the entire Commonwealth of Virginia.

[00:58:41] We should all be very proud of the part we played, and I think not only demonstrates our commitment to creative, high-quality, affordable housing that we've been building throughout Fairfax County, but also the huge interagency collaboration that takes place and really makes a difference in Fairfax County, certainly compared to a lot of other jurisdictions, not only for our residents, but also in advancing our countywide strategic plan, our one fairfax principles but again a lot of work by a lot of folks at the department of planning

[00:59:17] and development housing and community development and the work that they do together to make sure that we are building high quality affordable housing it's nice to have that recognized by the commonwealth as a statewide recognition and something that all of our staff both here and our staff who work on these projects watching this board meeting should be very very proud of supervisor alcorn yeah

just to amplify that you know it's important i think to recognize this is not a one-off thing this is not for a project this is not for something you know one initiative this basically is for the whole program and i think it's it's really important for our staff to get

[00:59:56] the recognition and and frankly for us uh to do what you're doing mr chairman and that's that's uh to give credit where credit's due we still got a lot of work to do but um but it's wonderful to to get this outside affirmation that we're on the right track. So thank you. Thank you. Thank you very much. And so again, congratulations to all those who made this award happen. And I have just a few board matters. First, I move to approve without objection the proclamations listed in this document to be presented inside or outside the boardroom as appropriate. And those are

[01:00:33] proclamation jointly with Supervisor Walkinshaw to recognize National Salvation Army Week, Proclamation to recognize Juneteenth holiday, proclamation to recognize Wastewater Professionals Appreciation Day, National Park and Recreation Month.

[01:00:49] A proclamation jointly with Supervisor Stork and Walkinshaw to recognize the Northern Virginia Conservation Trust's 30th anniversary. Resolution jointly with Supervisor Smith to recognize Laura Centuria, fourth grade teacher at Colin Powell Elementary School, for being named as the 2024 Washington Post Teacher of the Year.

[01:01:09] And finally, a resolution to recognize the Northern Virginia Regional Intelligence Center for its 2024 National Fusion Center of the Year Award in honor of its industry-leading intelligence efforts and programs such as FCPD's Threat Assessment and Management TAM Unit and proactive counterintelligence programs that enhance public safety across Virginia.

[01:01:32] Without objection, it's so ordered. Thank you. My next board matter is jointly with Supervisor Lusk and Stork and concerns the Franconia to Lorton Third Track Edition Project. CSX and the Virginia Passenger Rail Authority are in the design phase of the Franconia to Lorton Third Track Edition Project.

[01:01:52] This project will separate passenger and freight operations with an additional track, allowing for expansion of passenger and commuter rail services and enabling more transportation options with lower negative carbon impacts. Fairfax County has gone on record as being very supportive of the project due to its regional and local importance. However, county staff recently received the 60% design plans prepared by CSX and have identified concerns about potential impacts to critical sanitary sewer connections as well as potential adverse impacts to the floodplains of Pohick

[01:02:28] and Akatink Creeks. In particular, there are four critical sewer crossings impacted by the rail expansion that provide daily wastewater service to an estimated 30,000 county residents in addition to important non-residential uses, including the Franconia Springfield Metro Station, the Springfield Town Center, the Lorton Workhouse, and five Fairfax County public schools.

[01:02:52] On the current CSX schedule, construction of the rail project is planned to begin in the fall of 2025. It is not possible for the county to relocate the impacted sewers within this time frame as county staff have communicated to CSX via staff comment letters submitted on March 14, 2024, which is attached to this board matter. The county is asking CSX to include the sewer relocations in its construction contract using designs following county standards and approved by expert county staff. The county would fund the relocation work including design and construction pursuant to previous agreements with CSX.

[01:03:32] This would simplify coordination, not delay the project, and ensure that the ultimate construction contractor would have the necessary resources to protect human health and the environment from any sanitary sewer emergencies that may occur during construction. Therefore, we move that the board authorize me to send the attached letter to CSX that asks the project team to coordinate closely with the county to collaboratively resolve the stormwater and wastewater issues as contained in the March 14th, 2024 letter to CSX.

[01:04:05] Excuse me. I'll second that motion along with Supervisor Lusk. Any discussion? Seeing no discussion, all those in favor of the motion say aye. Aye. Anyone opposed, say nay. Any abstentions? That motion passes unanimously. Thank you very much.

[01:04:23] And with that, that brings me to the end of my board matters. and next up is uh vice chairman smith thank you mr chairman um founded in 1994 the central senior center in centerville is celebrating its 30th anniversary in commemoration of this of the service that the center provides to the community i would ask without objection that the board present a proclamation to the central senior center outside of the board room at a future date heard the motion uh actually without objection that is so ordered supervisor smith i have another one without objection dr high sung lee has been at the helm of the central senior center in

[01:05:02] centerville since its inception in 1994 during this time she has worked tirelessly to provide activities classes and stimulating events to many seniors in our community dr lee will be retiring this year in recognition of this i would ask without objection that the board present a proclamation to dr high sung lee outside of the boardroom at a future date without objection that is so ordered supervisor smith now we get to the long one this is authorization of amendments to chapter 112.1 the zoning ordinance in march 2001 the board culminating a multi-year public process

[01:05:41] voted to adopt a modernized zoning ordinance known as zmod and designated as chapter 112.1 of the county code due to the covet 19 pandemic the board held its public hearing and vote during electronic meetings, relying on legislation passed by the General Assembly in response to the pandemic.

[01:06:01] The Fairfax County Circuit Court had rejected an effort to stop the public hearing and vote, and Chapter 112.1 took effect on July 1, 2021. But on March 23, 2023, the Virginia Supreme Court in Barrie v. Board of Supervisors declared Chapter 112.1 void because it was adopted via electronic means.

[01:06:25] On May 9, 2023, the Board readopted ZMOD as Chapter 112.2, inclusive of all amendments adopted through March 22, 2023, and including a few minor changes for clarity. As part of the adoption of ZMOD 112.2, the Board also included a clause that for any period when Chapters 112.1 and 112.2 are both in effect, Chapter 112.1 would supersede Chapter 112.2.

[01:06:58] That clause anticipated the possibility that Chapter 112.1 might ultimately be validated. Fast forward to today. In April, the governor signed HB 816 and SB 244, both passed unanimously by the General Assembly during the 2024 session.

[01:07:19] These bills, which take effect July 1, 2024, provide relief to public bodies that used electronic communications to hold public meetings and public hearings during the COVID emergency. As a result of this legislation, the Board's action to adopt ZMOD in 2021 is retroactively validated as of July 1, 2024, when Chapter 112.1 will again become the Operative Zoning ordinance and supersede chapter 112.2 since the adoption of zmod on may 9 2023 as chapter 112.2

[01:07:59] the board has adopted seven additional amendments to the zoning ordinance those amendments include parking and loading regulations outdoor lighting around turner farm park observatory Signs Part 2, landscaping and screening, outdoor dining, minor and editorial revisions and changes to reflect Virginia Code updates, and lastly, the recent amendment to increase zoning application fees and planned district recreation minimum expenditure.

[01:08:30] That last amendment was approved to take effect on July 1, 2024. Therefore, in order to ensure that on July 1, 2024, when the original ZMON ordinance goes back into effect, it mirrors Chapter 112.2, inclusive of all subsequent amendments, the Board must re-adopt, as part of Chapter 112.1, all of the amendments I just mentioned, plus the clarifying changes adopted with Chapter 112.2 prior to July 1, 2024.

[01:09:06] To accomplish this, Mr. Chairman and members of the Board, I move that the Board adopt the resolution as Attachment 1, authorizing the advertisement of public hearings before the Planning Commission on June 12, 2024, and before the Board on June 25, 2024, on all changes that have occurred to the zoning ordinance since May 9, 2023.

[01:09:31] In addition, the Board previously authorized advertisement of amendments to Chapter 112.2 with regard to regulation of data centers. Those amendments are expected to be considered by the Planning Commission and Board in June and July of this year.

[01:09:46] To make sure that corresponding amendments are considered for Chapters 112.1, i also move that the board adopt the resolution attached as attachment to authorizing the advertisement of public hearings before the planning commission on june 5 2024 and before the board on july 16 2024 on similar amendments to chapter 112.2 regarding data centers second i think it's 112.1 112.1 i'm sorry regarding similar amendments to chapter 112.1 regarding Actually, can you just repeat the whole motion?

[01:10:22] No, I'm just kidding. You've heard the motion. It was seconded by Supervisor Bierman and by the chairman. Is there any discussion on the motion? I think the motion said it well. Okay.

[01:10:39] All those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? And that motion carries 9-0, Supervisor Herity being out of the room. Supervisor Smith. I'm done. Thank you, Mr. Chairman. Thank you very much. Supervisor Smith, Supervisor Walkinshaw.

[01:10:56] Thank you, Mr. Chairman. I have just two board matters. The first is a joint board matter with you and Supervisor Lusk, recognizing CERT's 20 years of service to our community. The Community Emergency Response Team Program, also known as CERT, began in Fairfax County in 2003 with the primary goal of training residents to respond and assist others in their own communities effectively and efficiently in the event of an emergency.

[01:11:21] The program educates people about preparedness for hazards that might impact their communities and trains them in basic disaster response skills such as fire safety, light search and rescue, team organization, and disaster medical operations. The CERT program is administered by the Fairfax County Fire and Rescue Department and consists of 26 hours of FEMA-authorized training to prepare residents to make decisions and act in the event of a disaster.

[01:11:49] The program volunteers have taken on a leadership role to advance the standing of the program to a nationally recognized entity. The Board of Supervisors, on behalf of all residents of Fairfax

County, wants to applaud, congratulate, and commend the team for their 20 years of noteworthy service to our county.

[01:12:08] Mr. Chairman, I ask without objection that we recognize CERT's 20th anniversary in Fairfax County and that a proclamation be prepared to be presented outside the boardroom at a date later this month. so moved and without objection without objection that is so ordered supervisor walkinshaw uh thank you mr chairman uh my final board matter is uh annual board matter um jointly with you the soldiers of howry field park day mr chairman since 2021 we as a board have taken the time to honor the sacrifice of the six young soldiers from the 77th engineer port construction company

[01:12:44] station at Fort Belvoir, who perished on June 1st, 1967, while assigned to a community service project. The soldiers were working to provide a baseball field for the local Little League at the Howery Field Athletic Complex in Annandale. They died when a flagpole they were erecting was hit by a gust of wind and contacted a high-voltage power line. All of the men were under 25 years of age at the time. Their names were Private Paul T. Briggs from Waco, Texas, Private Anthony B. Evans from Uniontown, Pennsylvania.

[01:13:17] PFC Marvin D. Harrison from Jacksonville, Florida. Private Charles Oliver from Vermilion, Ohio. Specialist 4 Kenneth G. Steiner from St. Ann, Missouri. Private Charles M. Whaley from Aberdeen, Ohio.

[01:13:34] For the past three years, the board has declared June 1st as Soldiers of Howry Field Park Day to honor these six young soldiers. I'm once again requesting that we commemorate this solemn day and express our appreciation for the men who helped to provide us a facility that residents of all ages in our community continue to enjoy.

[01:13:53] Therefore, Mr. Chairman, I move that the board proclaim June 1st, 2024 as Soldiers of Howry Field Park Day in honor of the six soldiers who gave the ultimate sacrifice while helping to build this local facility and that a presentation be made outside of the board auditorium.

[01:14:08] I'm happy to second that motion. Is there any discussion on the motion? Yes, Supervisor Watkins-Jaw. Yeah, I'll just say, you know, for the last couple of years, we've had some of the family members of the soldiers have traveled some pretty significant distances to be part of this event.

[01:14:26] And I think this year it falls on a Saturday? Sunday the first. Sunday. It falls on a Sunday. So we'll distribute that to the board and invite everyone to attend and participate. it's a relatively small event but but is really powerful thank you mr chairman thank you uh very much supervisor walkinshaw and thanks for for doing this annually i remember when it first came up a lot of people had never heard this story before and so it's definitely keeping the memory of those we lost alive in a lot of ways so appreciate that um all those in favor of the

[01:15:00] motion please say aye aye any opposed any abstentions that motion carries supervisor walkinshaw that's it thank you mr chairman thank you supervisor walkenshaw supervisor bearman thank you mr chairman i also have a board matter that's an annual board matter this is a board matter with eight of my colleagues chairman mckay supervisor palchek supervisor alcorn supervisor jimenez supervisor lusk supervisor smith supervisor stork and supervisor walkenshaw this board matter is to for proclaiming june 2024 as lesbian gay bisexual transgender pride month

[01:15:36] LGBTQ Plus Pride Month is celebrated nationwide in June to honor the 1969 Stonewall Uprising in Manhattan, New York. The Stonewall Uprising began in response to a police raid at the Stonewall Inn that was a popular gathering place for the city's LGBTQ Plus community.

[01:15:53] The police had raided gay establishments in the past, but this time the community rose up in protest for six days. The first Pride March was held on June 28, 1970, to give the community a chance to gather and commemorate the one-year anniversary of the Stonewall Uprising.

[01:16:10] Over time, the events grew across the U.S. to include parades, parties, workshops, lectures, concerts, and more over the month of June to celebrate the LGBTQ plus community and their contributions as well, as well as to continue to raise awareness of the ongoing discrimination and barriers to full inclusion and acceptance.

[01:16:30] Each year since 2013, this board has declared June as Lesbian, Gay, Bisexual, and Transgender Pride Month in Fairfax County. It is a celebration of Fairfax County's commitment to promote a culture of inclusiveness and acceptance for all people in the county and recognition that the diversity of our residents makes Fairfax County a better community.

[01:16:49] Fairfax County's commitment to equality, inclusion, and non-discrimination for LGBTQ plus residents is demonstrated by its one Fairfax policy and its score on the Human Rights Campaign's Municipal Equality Index, the MEI. The MEI rates municipalities on a variety of indicators designed to understand how inclusive municipal laws, policies, and services are of LGBTQ plus people who live and work there.

[01:17:17] Fairfax County has earned a 100, the highest possible score, for three years in a row. Therefore, I move that the Board of Supervisors proclaim June 2024 as LGBTQ plus Pride Month in Fairfax County and direct staff to prepare a proclamation recognizing June 2024 as LGBTQ plus Pride Month to be presented to Nova Pride at the June 11, 2024 board meeting.

[01:17:44] I'm happy to second that motion. Is there any discussion on the motion? Supervisor Beerman. I think that the board matter speaks for itself, but I wanted to let the rest of the board know that this year there will not only be a pride celebration in Reston, as there often is, but right next door in Herndon, we are having a pride celebration as well.

[01:18:05] So, you know, Supervisor Stork, I don't get down to South County enough, and I will try to do better. But if you come up to North County, you can hit both Pride celebrations in Reston and Herndon the same day. So I wanted to let you all know that was happening. Thank you.

[01:18:21] Thank you, Supervisor Beerman, Supervisor Palchik. Thank you. And I'm so glad you brought that up because I'm sitting here so excited knowing that there's so many more celebrations across the county. Mosaic will be doing theirs once again this year, a large celebration. I know some of us will be there, so perhaps if we could work with OPA in our offices to try to compile that as we celebrate Pride Month here on the board and across the county.

[01:18:45] It'll be a whistle-stop tour for Chairman McKay. Thank you. We will try to assemble the complete list of activities that we know about that are happening in the community during the month. Perfect. Okay. Any further discussion? Seeing and hearing none.

[01:19:01] All those in favor of the motion, please say aye. Aye. Any opposed, any abstentions, and that motion carries 9-0, Supervisor Herity not being in the boardroom. Supervisor Beerman. That's all I have for today. Thank you, Mr. Chairman. Thank you very much. Next is Supervisor Lusk.

[01:19:19] Thank you, Mr. Chairman. I've one board matter and two announcements. First, as part of the adoption of the 2023 Conference of Plan work program in April of 2023, the board authorized site-specific plan amendments to consider a daycare use at 6320 Grovesdale Drive and to consider residential mixed use at the Frontier Plaza Shopping Center. Since that time, staff have received more information regarding the proposed use for the Grovedale Drive plan amendment and determined that an amendment is no longer necessary. Separately, the Frontier Drive

[01:19:57] plan amendment is not ready to move forward at the present time so deferring this review will allow us to prioritize other items in the franconia district and work on the proposal in the future as part of the springfield tsa cbc study so with that mr chairman i move that the board of supervisors rescind sspa-2023-roman numeral 4-3s and 6320 grovedale drive the 2023 comprehensive plan work plan and reprioritize sspa dash 2023 dash roman numeral 4

[01:20:36] dash 8s frontier drive by moving it from tier 1 to tier 3 so moved and sorry mr chairman this motion should not be construed as a favorable recommendation on these applications by the board and does not relieve the applicant from compliance with the provisions of any applicable ordinances, regulations, or adoptive standards. This action in no way prejudices the substantive review of the applications. So moved, Mr. Chairman. You've heard the motion. It's been seconded by Supervisor Smith. Any discussion on the motion? Any discussion? Seeing and hearing none. All those

[01:21:12] in favor of the motion, please say aye. Aye. Aye. Any opposed? Any abstentions? And that motion carries 9 to 0. Supervisor Lusk. Thank you, Mr. Chairman. This past Saturday, I had the pleasure of attending the 32nd annual Wreath Lane Ceremony at the National Law Enforcement Memorial in honor of fallen correctional staff across the United States, which is held by the Metropolitan Washington Council of Governments Corrections Chiefs Committee. The ceremony honors those correctional employees who have passed in the line of duty and highlights the important role of corrections and honors corrections officers. This ceremony is held every year during National

[01:21:50] correctional workers week or employees week these officers ensure the safety of staff visitors and incarcerated personnel within correctional facilities and moreover they provide vital rehabilitative services aiming to facilitate successful reintegration to society for those who were once incarcerated when this reef lane ceremony began in 1991 they recognized 12 000 individuals and this year the memorial recognizes approximately 24 so we've had a pretty large

[01:22:24] increase over the last 30 plus years now following the ceremony the honor guard competition was held in celebration of the lives dedication to duty and service and i'm proud proud to say that our very own fairfax county sheriff's office won the competition this year with an impressive display And I want to say congratulations to Sheriff Kincaid and her team.

[01:22:49] I also want to note that the team is relatively new, so being able to pull off this win was pretty interesting. I got to watch some of the other jurisdictions, and I'll make a couple of points. One is Montgomery County did something that was kind of fascinating.

[01:23:06] They actually had these brass keys that were aligning the uniform of their officers. was very nice touch so they won best in kind of show and then I want to give a little prop to the folks in DC they added a little musical compilation with their performance which was very different but appreciated seeing that as well so just wanted to make that point and acknowledge the work of our sheriff department thank you mr. chairman second announcement if I may is at the

[01:23:42] board of supervisors meeting on April 16th, 2024. I requested that the Office of Public Affairs assist in publicizing the Hypo Valley Community Center Spring Fling event. We celebrated that event on April 27th of this year, and it was a very big success. I want to just acknowledge members of the community and many of the young people who actually helped us in painting a very colorful mural on the fence of the Wish Community Garden. We got the opportunity to play games and just celebrate community and listen to music so I wanted to thank the staff

[01:24:17] specifically who supported the event and wanted to thank first the region one neighborhood and community services team and our partners at the wish for their work in organizing and really staffing the event and then I also want to thank the sponsors and the vendors who contributed to the event success they had popcorn and had other opportunities for kids to play video games and to enjoy the day outside and I just want to say if you have the opportunity to come by and take a look at the community center and see the mural it is very

[01:24:53] very impressive and it was designed by a local artist and then last mr. chairman I wanted to notify the board of my intent to defer the towns of Villa Park LLC application. It's RZ 2021-LE-019. I will be moving to defer that item at the appropriate time of its scheduled public hearing to a date certain of June 11th, 2024 at 3.30 p.m. Thank you, Mr. Chairman. That concludes my matters. And your deferral is for a case today and it is,

[01:25:33] Let's see, the 1, 2, 3, 4, 5th, 3.30 here, Towns at Villa Park. That is correct. Okay. Supervisor Alcorn. Thank you, Mr. Chairman. Only one brief announcement today.

[01:25:49] We did have, day before yesterday, the fourth annual tour to Hunter Mill bicycle tour. It went great. I would not say the weather completely cooperated as it rained for a considerable part of it, So I think that did affect the ultimate participation.

[01:26:07] But I did want to, first of all, thank members of the Hunter Mills staff that really did a lot to, well, made that happen, frankly. It was very successful. And I want to give a special shout-out to our Fairfax County Police Department and Captain Cash in particular, who did a great job organizing some of the more potentially dangerous intersections and areas that the route went through, and everything just went fabulous.

[01:26:36] So thank you all for helping make that happen. And next year we won't order the rain, but we'll see. All right, thank you very much, Mr. Chairman. Thank you, Supervisor Alcorn, and unfortunately had to miss that this year due to a family conflict.

[01:26:52] I think Supervisor Stork just didn't want to come out in the rain. But look forward to getting back on our bikes next year for it because it is a great annual event, as is the one that Supervisor Stork arranges. And so just great to see so many bikers come out, rain or shine.

[01:27:10] So thank you. Supervisor Jimenez. I have no board members. Thank you, Mr. Chairman. Thank you, Supervisor Jimenez. Supervisor Stork. Well, thank you, Mr. Chairman. And I was out in the rain,

actually, that morning. I know. And I was bringing in the Lurton Farmer's Market.

[01:27:28] So it was the first day of the Farmer's Market and honoring South County Cares Church, who's been incredibly involved in the community. They're always cooking hot dogs for all the different kind of events. And then I had the opportunity to go to the Mount Vernon Yacht Club and help to bless the fleet and get it ready for the start of the fleet.

[01:27:48] But I do regret not being there. And Supervisor Alcon and I talked earlier about I absolutely want to look for making it next year. Because I know if I'm coming, the weather will be perfect. I'm going to hold you to that next year. I know. It is a great bike ride, so I look forward to it.

[01:28:08] Thank you. My first board matter is with Chairman Jeff McKay regarding the recognition of the Economic Development Week, which is May 6th through 10th. The Fairfax County Economic Development Team is integral to the growth and success of our communities in the county.

[01:28:24] The team includes the Economic Development Authority, the Department of Economic Initiatives, the Vienna and Herndon Economic Development Managers, as well as our local chambers of commerce, colleges and universities and business support organizations and frankly many, many others. These organizations work tirelessly to promote the economic well-being and quality of life for our communities by creating, retaining and expanding jobs that facilitate equitable growth, enhance wealth and support a stable tax base.

[01:28:53] This is done via a variety of initiatives including stimulating entrepreneurism and And for many competitive sectors, retaining our current businesses and recruiting a mix of new businesses, supporting a business-friendly environment, building catalytic projects and vibrant communities, delivering small business assistance, and working with regional partners to help attract and grow talent to support our businesses and create opportunities for residents.

[01:29:17] The result allows Fairfax County to continue to attract and retain high-quality jobs, build prosperous communities, and improve the quality of life for all taxpayers. We celebrate the week, May 6th through May 10th, as Economic Development Week, and remind individuals of the importance of this community of dedicated professionals, which support expanding career opportunities and making lives better.

[01:29:40] Therefore, I move that the Board of Supervisors proclaim May 6th through 10th, Economic Development Week, to recognize, honor, and celebrate the people and organizations who make it their mission to develop and promote business opportunities in Fairfax County. You've heard the motion.

[01:29:55] It's been multiply seconded. Any discussion on the motion? any further discussion seeing and hearing none all those in favor of the motion please say aye aye any opposed any abstentions that motion carries supervisor stork thank you mr chairman and the second item i have is actually a follow-on to one that i did at our last board meeting and this is kind of the other half of it if you will at the april 16th board meeting we approved the comprehensive plan amendment for a consolidation of properties at ox road and hose road as a tier two item on the work program as a result there is a need to re-tier two studies in the mount vernon

[01:30:33] district that are currently listed as tier one items and are not ready to move forward these items are in the northern richmond highway corridor and include the pendop cbc land unit c study and the city side huntington apartments moving these items to tier three and tier two respectively will allow us

to study these sites once there's an additional activity from the nominators and will allow County staff to prioritize the review of active amendments. I've spoken with DPD and they have the resources to accommodate the rebalancing of the studies. Therefore, I move that the Board of Supervisors reauthorize the PennDAS CBC Land Unit C and Cityside Huntington Planning Studies as

[01:31:12] Tier 3 and Tier 2, respectively, on the Comprehensive Plan Amendment Work Program. And as always, this motion should not be construed as a favorable recommendation on future applications by the board does not relieve any applicant from compliance with the provisions of any applicable ordinances, regulations, or adopted standards. This action in no way prejudices the substantive review of future applications. You've heard the motion. I'm happy to second that along with Supervisor Lusk. Any discussion on the motion? Seeing and hearing none. All those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? That motion carries. Supervisor

[01:31:51] Stort. Thank you, Mr. Chairman. That's it. Thank you. Supervisor Palczyk. Thank you, Mr. Chairman. I have two board matters. The first one, and I want to apologize, we had admitted Supervisor Brearman, but it is a joint board matter with all of our board, so I will make it a without objection. Members of the board, after 25 years of dedicated service, Sarah Allen will sadly be retiring this summer. Sarah has been an exceptional leader since her start in Fairfax County in 1998.

[01:32:24] She has shown unwavering commitment to serving our community and has consistently demonstrated outstanding dedication and initiative throughout her tenure, which concludes with her most recent role as Deputy Director of the Department of Neighborhood and Community Services. One of Sarah's many remarkable achievements was her pivotal role in spearheading the creation and implementation of COVID-19 pandemic-related grants and financial support for our most vulnerable community members. This support, which totaled over $140 million, included the basic

[01:32:58] needs funding allocated to community-based organizations, the two non-profit sustainability grants, the Emergency Rental Assistance Program, the Emergency Rental Assistance Bridge Program, the active and thriving communities grant program and the child care provider grant program through sarah's leadership countless individuals and families have been able to access basic and essential resources and maintain stability in their homes additionally utilizing lessons learned during the pandemic sarah has been at the forefront of the county's efforts to address

[01:33:33] housing and stability post-pandemic leading the development of enhanced rental assistance efforts Her proactive approach to connecting at-risk centers with financial resources and legal assistance has been invaluable in protecting the well-being of vulnerable members of our community.

[01:33:49] Sarah has fostered strong partnerships with community-based organizations, significantly enhancing the capacities of our nonprofit and faith community networks to address emerging community needs. Her efforts have facilitated, and I would say her style has truly facilitated, the development of robust infrastructure, resources, and expertise that are vital for effective community response and support.

[01:34:15] Throughout Sarah's career, she has consistently exemplified excellence and dedication. Her tireless efforts and outstanding leadership and warmth have had a profound and lasting impact on our community. Sarah personifies the can-do attitude that is invaluable in every individual, especially among leaders like herself therefore i move without objection to recognize sarah allen for her many years of

dedicated service and for the immense impact she's made on our community and request that the office of public affairs prepare a proclamation to be presented outside

[01:34:50] the boardroom and without objection that is so ordered supervisor palcic thank you mr chairman i know all of us who've had the opportunity to work with sarah over the years and i know as a new board member when we came on just months before the pandemic. Could not have thought of a more capable and warm and supportive member of our leadership team. The next board matters joint with Chairman McKay, Supervisor Alcorn, and Supervisor Smith, celebrating the 50th anniversary of the Women's Center, which is recently relocated from the Hunter Mill District to the Providence

[01:35:28] District. Founded in 1974, the Women's Center has become a leading nonprofit mental health and domestic violence service provider dedicated to enhancing the mental health and well-being of all community members through counseling, education, and support, regardless of the ability to pay.

[01:35:44] The center is committed to ensuring that financial constraints never prevent anyone from accessing care, thus ensuring that everyone has access to resources that promote and protect health equity. In FY22, the center provided an impressive 35,811 hours of direct service to 3,344 individuals.

[01:36:05] These services included counseling, crisis intervention, group therapy, affordable financial education, wellness webinars, and mediation services. One of the Women's Center's most notable achievements is its continued provision of mental health counseling on a sliding scale with fees as low as $5 per session to approximately 1,000 low-income, uninsured, and underserved residents.

[01:36:31] And I know especially today we know just how critical those services are. Additionally, the center offers free domestic violence services, including mental health services, to about 700 victims every year. Furthermore, the center's intern, extern, and pre-licensed therapist program has contributed to increasing the number of mental health providers in our community, with approximately 15 professionals moving on to the next level of practice each year.

[01:36:55] Over the past 50 years, the Women's Center has been dedicated to improving the emotional, psychological, and social well-being of our community, Has worked tirelessly to break the cycle of domestic violence and has established partnerships with other community-based safety net providers to close the gaps that often exist when individuals struggle to locate and access effective and affordable mental health services.

[01:37:18] Therefore, I move again without objection that a proclamation be prepared in recognition of the 50th anniversary of the Women's Center and its invaluable service to the Fairfax County community to be presented during the Center's open house in September.

[01:37:31] And without objection that is so ordered. Thank you. That is all. Mr. Chairman. Thank you. Supervisor Palchuk. Supervisor Herdy. Yes, Mr. Chairman. I've got one written board matter and one unwritten board matter. The first one is to recognize the Springfield South County Youth Club president's retirement. The Springfield South County Youth Club originally named the Springfield Boys Club was founded in August of 1962 as a volunteer organization to provide athletic programs for boys and girls that promote Character Development, Good Sportsmanship, and Exemplary Behavior.

[01:38:07] In 1997, Christopher P. Spira joined the SYC organization. Since then, he has served as a coach, a sports commissioner, a board member, and for the last 17 years as its president. Chris Spira has

dedicated 27 years to the betterment of the community in establishing a nurturing and supportive environment for kids and teenagers to thrive in the community.

[01:38:33] His contributions have made SYC one of the best youth clubs in the area currently, with approximately 10,000 registrations per year, with over 4,500 families participating in 10 sports, ranging from basketball, football, lacrosse, soccer, softball, track, cross-country, volleyball, to field hockey, cheerleading, and rugby.

[01:38:56] Therefore, Mr. Chairman, I ask without objection that we prepare a resolution recognizing Christopher P. Spira's decades of community service and youth sports as president of Springfield South County Youth Club to be presented outside the boardroom. And without objection, that is so ordered, and we'll circulate the date and location once we know that. Supervisor Herity. Yes, Mr. Chairman, this one's a little bit premature, but not too much premature. I want to congratulate a member

[01:39:27] of my staff um who's going to be graduating from uh from gmu on friday anthony amos i made sure he's out here so he could uh so he can get embarrassed uh but he's going to be getting his master's of public policy from george mason university's uh school of char school of management and budget so congratulations anthony may be premature let's make sure it happens

[01:39:57] very good congratulations anthony and uh that that was it supervisor harry excellent thank you very much uh we are now going to move on to admin items uh and let me ask first if there's a motion to approve admin items one through seven i move approval of admin items one through seven i'm happy to second that motion now let me ask if there are admin items that board members would like to pull for discussion or a separate vote i know supervisor stork you would like to pull admin for authorization

[01:40:36] for the fairfax county department of transportation to apply for grant funding from the united states department of transportation's fy 2024 low or no emission grant program and the grants for buses and bus facilities program supervisor stork thank you mr i just wanted to highlight a couple things with it. I'm happy to support it. And we, I think the board may remember that we, years ago, we started actually in 2018, we identified through the Fairfax Green Initiative, then we had our Joint Environmental Task Force. We also then ultimately incorporated into our operational

[01:41:13] energy strategy very specific goals and objectives. The Joint Environmental Task Force, and now what's in the operational energy strategy, has us being net carbon with our transportation, our bus fleet, by 2035. And so this particular item four is important to get us there. One of the key things that we had in the operational energy strategy is we asked the staff to come back to us and really present to us why they needed to purchase non-zero emission buses. And so this really is to ask staff that question and to have them in general just update us or respond to that concern.

[01:41:52] Thank you. Sure. Good morning, members of the board. Greg Steverson, acting director of FCDOT. And I appreciate you bringing up the operational energy strategy, the Joint Environmental Task Force. The reality of this for these buses, and there's 12 that we're looking to purchase that are diesel, is that there are 30-foot buses which aren't actually available in the hybrid electric setup.

[01:42:17] And so that's why we're looking to purchase diesel in that instance. And the other question related to that is I know we've purchased or we've gotten some all 100% non-emission buses. They aren't available to, I know we have 60 that are either hybrid or e-hybrid buses.

[01:42:39] Can you speak to why we aren't able to purchase more electric buses or buses that are non-emitting over and above the 60 that are in here that are hybrid? I'll have to double check on that. I think the real reason is just about, you know, what's up for the life cycle and what is being replaced at this point in time.

[01:43:02] But there's also obviously restrictions and things we have to deal with in terms of infrastructure and the charging that's needed for those types of buses. But I can get back to you. And we'll be back to you in the fall in front of the Board of Transportation Committee to present our strategy and our transition plan so that you all have an understanding of our strategic setup for how we get from today to where we're looking to go in the jet strategies.

[01:43:31] Thank you. And where we're looking to go is 2035 net zero? Because that's what's in the operational energy strategy. Do you still expect that that will be the plan that's presented? It's the goal. We'll give you some of our insight as to some of the things that will be challenges and some of the roadblocks, but that is the goal.

[01:43:51] Thank you. And I think when we get that update, too, I don't know. You might be able to answer this here. But this is a grant application, and so I'm just wondering if, you know, obviously we're going to be competitive and get the grant. I don't know if there are provisions with the grant application itself that might have also steered what it is we're purchasing.

[01:44:14] And if you want to answer that, if you know the answer to that now, you can. Otherwise, you can follow up with the board. But, again, this is not just us going out and purchasing something. This is us applying for grant support, which is competitive. and I don't know what role that might have played.

[01:44:29] Correct. There's two different types of grants we're looking at, and so that did play a part into it for sure. Okay, so we might want to get more information about that in terms of this grant application and then what other ones are on the horizon that we might be applying for that might be more favorable to a zero-emission product if we can identify that as well.

[01:44:52] Supervisor Store. I really didn't. I should have highlighted the $120 million-plus that are being really applied for. It sounds like we have a good chance. This is exactly the kind of work that Transportation OEC, that we want you to be doing.

[01:45:08] I know I've asked a lot of questions about it, so I'm very pleased with where we've gone, and hopefully we can just go to that next level and make them non-mitting. But at this point in time, I think anything we can do, e-hybrid and hybrid, is definitely on the right road.

[01:45:24] So thank you very much. Thank you. Supervisor Stork, is there any other discussion on Admin 4? And I know you weren't asking for a separate vote on that. Are there any other admin items that board members have questions about or would like a separate vote on? Yes, Supervisor Alcorn.

[01:45:39] Just a comment on Admin 3. Admin 3 is authorization to advertise a public hearing to consider proposed amendments to the police officers and Uniform Retirement Systems Ordinances. Supervisor Alcorn. Yeah, thank you. I think this is fine, but I would just ask when this comes to the board for public hearing, if staff could do an analysis of any physical impact that this could have on the retirement systems, that would be helpful.

[01:46:07] As the board is very aware, you know, we depend on these systems performing well financially, and so I want to make sure that this is how this fits into the larger financial performance. So thank you, Mr. Chairman.

[01:46:23] And under the fiscal impact, it says none. But we want to just dig a little bit deeper. Maybe we can get an explanation for why it is that it says none, at least if there isn't a fiscal impact. We'd like to understand why before the public hearing is held.

[01:46:40] Thank you. Okay. Any other questions on admin items? Okay. Seeing and hearing none. All those in favor of admin items 1 through 7, please say aye. Aye. Any opposed? Any abstentions? And that motion carries, and that brings us to action items, and we have four of them.

[01:46:59] Action item number one is approval of vacation of a parking reduction for Reston Gateway, also known as RTC. Next, in the 100-mil district, Supervisor Alcorn. Thank you, Mr. Chairman. I move approval of the county executive's recommendation.

[01:47:16] Happy to second that motion. Is there any discussion on the motion, Supervisor Alcorn? Yeah, thank you, Mr. Chairman. This does take a step towards bringing the parking requirements for this particular project in line with the updated parking ordinance that we adopted fairly recently.

[01:47:36] I would note that there are other things that we're looking at for this particular area of Reston, including over time, longer term improvements to transit.

[01:47:51] I know Boston properties on their own, without any obligation by the county, established a shuttle service from the metro through their properties and around Reston Town Center area, which is great.

[01:48:09] But this is really part of a larger discussion that we're having about the long-term needs of getting people around in that part of Reston. And so just so everyone understands, this is sort of the beginning of that part of the discussion, not the end.

[01:48:28] So thank you, Mr. Chairman. Thank you, Supervisor Alcorn. If there's no further discussion, all those in favor of action item one, please say aye. Aye. Any opposed? Any abstentions? That motion carries. Action item number two is approval of 2024 rate adjustments to Centerville area, Fairfax Center area, Reston, Tyson's, Tyson's Grid of Streets, and Tyson's Wide Road Funds in the Braddock, Drainsville, Hunter Mill, Providence, Springfield, and Sully districts.

[01:49:00] And I'm going to ask our Transportation Chairman Supervisor Beerman if he has a motion. I move approval of the county executive's recommendation on action. Happy to second that with a whole lot of affected folks here. Any discussion on action item two?

[01:49:17] Seeing and hearing none, all those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? That motion carries. Action item number three is approval of a resolution authorizing execution of a project administration agreement with the city of Falls Church for the implementation of the Shreve Road shared use path in the Providence District.

[01:49:39] Supervisor Palchuk. yeah mr chairman this is a very exciting action item before i make the motion i just want to point out number one it's fully funded by mvta funds through uh false church city who will be reimbursing the county for a very very important and necessary connection along shrieve road between Route 7 down to the WNOD Trail.

[01:50:08] In addition to being just such an important multi-use connection, there will be stormwater management. And then last but not least, as some of you may recall, we did have, I believe, a mom who lost her life a few years ago walking along this roadway.

[01:50:27] And so when we talk about the engineering, the enforcement, And the education, the engineering piece of improving pedestrian safety is often the most expensive, timely, but also the most effective. And so I'm very excited in our regionalism and our joint approach here with Falls Church City.

[01:50:48] Every little piece counts. And while it's a small connection, I know one that will benefit both my community, the Drainsville community, the Falls Church City community, and all those who use the WNOD trail along this portion of the county.

[01:51:06] So very, very happy to be making the motion recommending approval of the county executive's recommendation. Okay, you've heard the motion. I'm happy to second it. Discussion on the motion, I just will mention, thank you for pointing out the NVTA funding source on this, having voted in support of this project on behalf of Fairfax County.

[01:51:32] This is another example of why it is important that NVTA funding be used for, yes, road, but also rail, multimodal, pedestrian paths as well. And this is a great, great example of the importance of that, especially when you look at all the things that this is connecting including a middle school a high school a metro rail station just a really important project and and one that we in fairfax county have supported throughout the nvta process so great to see this happening if there's no other discussion all those in favor of

[01:52:08] the motion please say aye aye any opposed any abstentions that motion carries and that brings us to action item number four approval and authorization to execute a project administration agreement amendment with the virginia department of transportation for the route 29 widening phase two project union mill road to buckley's gate drive in the springfield and sully districts and i will recognize again our transportation chair supervisor beerman i move approval of the county executive's recommendation as to action item number four so i've heard the motion it's It's been seconded by myself, Supervisor Herity, and Supervisor Smith.

[01:52:48] Any further discussion on the motion? Seeing and hearing none. All those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? And that motion carries, and that completes our action items this morning.

[01:53:04] And let me ask Supervisor Smith if she has a motion to bring us into closed session. Before you make that motion, it is 1130. Let me ask 1128 to be exact. The county attorney, how long we need in closed session? Mr. Chairman, I estimate approximately 90 minutes.

[01:53:22] 90 minutes, and we start at 1.30, so that puts us in closed session at 2 o'clock. So if this motion should pass, the board will be in recess until 2 o'clock, at which point in time, promptly at 2, we will report for closed session so that we can begin our 3.30 public hearings on time.

[01:53:44] Supervisor Smith. Thank you, Mr. Chairman. I move that the Board of Supervisors recess and go into closed session for discussion and consideration of matters enumerated in Virginia Code Section 2.2-3711 and listed in the attached agenda for this meeting.

[01:53:59] In addition, as permitted by Virginia Code Section 2.2-3711A3, potential acquisition of real property in the Sully District for a public purpose where open discussion would adversely affect bargaining position or negotiating strategy. As permitted by Virginia Code Sections 2.2-3711A8, legal analysis regarding the following, financing arrangements for a county development project and a proposed reconveyance of county property, and as permitted by Virginia Code Sections 2.2-3711A7 and 8,

[01:54:35] Town of Vienna, Virginia, versus Board of Supervisors, case number 1, colon 12-CV-514, U.S. District Court for the Eastern District of Virginia. You've heard the motion. The chair is happy to second that motion. Any discussion on the motion?

[01:54:54] Supervisor Beerman. Mr. Chairman, before my election to the Board of Supervisors, I worked as an attorney at a local law firm then known as Visage Bud PLLC and now known as the Visage Law Group. During that time, other attorneys in the firm were retained to file a lawsuit against Fairfax County.

[01:55:11] I was not personally involved in any aspect of the representation whatsoever. Further, I will not derive any financial benefit or liability from the representation or the lawsuit. Nevertheless, out of an abundance of caution, I am voluntarily recusing myself from the matter.

[01:55:29] Thus, I will not participate in the closed session discussion today regarding Williams v. Fairfax, case number 23-CV-1004, which is pending in the U.S. District Court for the Eastern District of Virginia. Thank you. Thank you, Supervisor Bierman. And to be clear, he will not be participating in that part, but will be participating in the other unrelated matters of closed session.

[01:55:51] Yes, I'm not getting out of the other things. Yes. I was being generous. All right. I don't want you missing any opportunities. All right. Thank you for that announcement. Any other discussion? Okay.

[01:56:07] You've heard the motion and the second. All those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? The board will recess and report to closed session promptly at 2 p.m.

[01:59:58] Okay.

[02:03:37] The board is back from a slight recess and closed session. And at this time, I'm going to ask Supervisor Smith to have a motion to bring us out of closed session. Thank you, Mr. Chairman. I move that the Board of Supervisors certify that to the best of each member's knowledge, only public business matters lawfully exempted from the open meeting requirements by virtue of Virginia Code Section 2.2-3711, and only such public business matters as were identified in the motion by which closed session was convened, were heard, discussed, or considered by the Board of Supervisors during the closed session.

[02:04:10] You've heard the motion. I'm happy to second that, along with Supervisor Palchuk. Discussion on the motion, Supervisor Bierman. Mr. Chairman, as noted before the recess, I did not participate in the closed session discussion today regarding Williams v. Fairfax County. I will vote in favor of this motion with the understanding that I was not in closed session while this lawsuit was being discussed.

[02:04:31] Thank you. Thank you for that statement, Supervisor Bierman. Any further discussion on the motion? Seeing and hearing none. All those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? That motion carries. We have several motions coming out of closed session. I'm going to start with Supervisor Jimenez. Mr.

[02:04:50] Chairman, I move that the Board of Supervisors deny the settlement demand of Edward Williams according to the terms and conditions outlined by the county attorney in closed session. The

Chair will second that along with Supervisor Palchuk. Discussion on the motion? Any discussion on the motion?

[02:05:06] Seeing Supervisor Bierman. Mr. Chairman, again, I'm voluntarily recusing myself from this matter out of an abundance of caution for the reasons I previously outlined. I will not be voting on this motion or participating in any discussions involved regarding this matter. Thank you. Thank you, Supervisor Beerman. Any further discussion?

[02:05:24] Seeing and hearing none, all those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? That motion carries. Supervisor Jimenez. Mr. Chairman, I move that the Board of supervisors authorize the negotiation of possible settlement settlement of the claim of Audrey Glisten according to the terms and conditions outlined by the county attorney in closed session and the chair will second that motion any discussion on the motion seeing and hearing none all those in favor of the motion please say aye aye any opposed any abstentions that motion

[02:05:59] carries supervisor smith i hereby move that the board of supervisors authorize the following One, acquisition by the Fairfax County Development and Housing Authority of certain real property located in the Sully District. Two, expenditure of the FCRHA of American Rescue Plan Act state and local fiscal recovery funds in furtherance of that acquisition.

[02:06:24] And three, related actions that may be reasonably necessary in connection with the foregoing, all on the terms and conditions outlined by staff and the Office of the County Attorney in closed session. I heard the motion. The chair will second that motion along with Supervisor Alcorn. Any discussion on the motion?

[02:06:41] I don't think it's material and it matters, but it's the Fairfax County Redevelopment and Housing Authority, not just the Development and Housing Authority. But I just want to make sure that's what we're voting on with that correction. That being said, all those in favor of the motion, please say aye. Aye. Any opposed?

[02:06:57] Parity, nay. Any abstentions? And that motion carries 9 to 1. Supervisor Alcorn. Thank you, Mr. Chairman. I move that the Board of Supervisors authorize and direct the county executive in accordance with the terms of the December 5, 2012 order entered by the United States District Court for the Eastern District of Virginia in case number 112-CV-514 to notify the Town of Vienna that the county intends to enforce Fairfax County Code Section 65-6-13B, B, which prohibits providers of retail public water service in Fairfax County

[02:07:37] from charging rates that exceed rates charged by the Fairfax Water Authority, except and unless those rates are deemed fair and reasonable by the Fairfax County Board of Supervisors. And the chair will second that motion along with Supervisor Lusk. Any discussion on the motion?

[02:07:55] Seeing and hearing none, all those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? That motion carries, and I believe that is all. The motions we have from closed session, so we're going to move on to our afternoon public hearings. Just a few announcements before we begin.

[02:08:12] Individuals wishing to provide testimony have a number of ways to do that. They can testify here in person, or they can provide testimony by phone or by YouTube video. At the designated point in the public hearing, I will call for any speakers from the speakers list, and they will either come forward, or their video will be shown, or they will be connected by telephone.

[02:08:31] There will then be an opportunity for anyone else who would like to speak to the application, who is present, to come down to the podium or to call in at 703-324-1020. Speakers testifying by video must have signed up and submitted their video no later than 9 a.m. on the day prior to the hearing.

[02:08:50] For all testimony, you are given three minutes to speak as an individual. If you are a spokesperson for a group, you are given five minutes. With that, I'm going to call our first public hearing this afternoon. Which is a public hearing on SE 2024-HM-00002, Jacko-TMG Halley Rise, LLC, in the Hunter Mill District.

[02:09:17] And could we have the applicant please reaffirm the affidavit? My name is Fahim Darab. Good afternoon, Chair, members. I'm with Wired Gill, representing the applicant, and we reaffirmed the affidavit dated March 28, 2024.

[02:09:33] Thank you very much. Disclosures from board members. I will disclose that David R. Gill donated in excess of $100 to the friends of Jeff McKay. Are there any other disclosures from board members? Any other disclosures? Seeing and hearing no others. I will now recognize county staff for a staff presentation.

[02:09:52] Thank you, Mr. Chairman. Mary Antai with the Department of Planning and Development. I'm presenting on behalf of Karen Yee, who's the staff coordinator. The subject property is the Halley Rise Development, which is in Reston on the south side of the Reston Transit Station area. It's developed with two office buildings, a Wegmans grocery store with residential up top, and Block C, which is under construction or nearing construction.

[02:10:15] This is a 36-acre mixed-use development. The application is a special exception for signs, primarily for Block C, for residential signs, retail signs, wayfinding signs, and parking signs. The applicant is proposing three top-of-building signs, each at 150 square feet, retail signs for ground floor retail.

[02:10:38] In addition, the applicant is also proposing a freestanding Wegmans sign to provide directions or better directions to the Wegmans grocery store. In addition, along with Block C signage, there is a freestanding sign to provide directional signage to Block C, as well as associated parking and loading signs.

[02:10:56] That concludes the staff presentation. Thank you, Mr. Chairman. Thank you very much. At this time, we'd recognize the applicant if there's an applicant's presentation. We don't have an application or a presentation, but we just wanted to mention that hopefully it's fairly straightforward.

[02:11:15] It's specifically for Block C and Wegmans. Staff is supportive. PC recommended approval. But we're happy to answer any questions. Thank you very much. Are there any questions of staff or the applicant? Any questions of staff or the applicant? Seeing and hearing none, this is a public hearing.

[02:11:31] I have no speakers who have signed up in advance to testify. Is there anyone here present in the auditorium that would like to speak on this matter? This is a public hearing. Anyone who would like to testify? Seeing and hearing no one, let me ask the clerk if we have any callers. No callers.

[02:11:48] Assume the applicant waives rebuttal. Closing comments and a recommendation from county staff. Thank you, Mr. Chairman. On April 24th, the Planning Commission recommended approval. Staff concurs with the recommendation, along with the development conditions dated April 10th, 2024. Thank you.

[02:12:04] Thank you very much. Last check. Questions from board members? Seeing and hearing none, I will now close the public hearing and recognize Supervisor Alcorn for a motion. Thank you, Mr. Chairman. I request that the applicant confirm for the record their agreement to the development conditions dated April 10th, 2024.

[02:12:21] We agree to those conditions. All right. Thank you very much. Mr. Chairman, I move that the Board of Supervisors approve SC 2024-HM-00002, subject to the development conditions dated April 10, 2024. You've heard the motion. I'm happy to second that.

[02:12:39] Who else second? Supervisor Lusk. Any discussion on the motion? Seeing and hearing none. All those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? That motion carries. Thank you very much. Our next public hearing is a public hearing on SEA 95-Y-024-08, Costco Wholesale Company in the Sully District.

[02:13:07] And as soon as they are ready, if the applicant could please reaffirm the affidavit. Thank you, Mr. Chairman. For the record, David Houston with Bean, Kinney, and Corman, I reaffirm the affidavit dated April 17, 2024.

[02:13:23] Thank you very much. Are there any disclosures of board members? Any disclosures of board members, other than a lot of us are Costco wholesale customers? Seeing and hearing no disclosures at this time, I'd recognize the county staff for a staff presentation.

[02:13:41] Thank you, Mr. Chairman. I'm William O'Donnell, filling in for Tabitha Cole, who's on a well-deserved vacation with the Department of Planning and Development. The site is located at the west corner of the Route 50 and Route 28 interchange and is zoned to the C-8 district.

[02:14:01] 13-acre costco property is located within the 76 acre chantilly crossing shopping center this application however is specific to the existing tire center in the southeast corner of the costco warehouse building the comprehensive plan recommends industrial development for this area but allows a provision for retail use providing the far does not exceed 0.25 with this application the overall site will remain within those recommended limits the applicant requests approval of special exception to permit an expansion of the existing retail

[02:14:36] warehouse building the expansion will allow for the additional vehicle lift and storage area for the tire center the proposed limits of disturbance as outlined in the graphic and red are limited to 4,000 square feet the proposed building expansion would provide just over a thousand square feet to the existing tire center for service updates the building addition would eliminate three parking spaces adjacent to the warehouse which would be relocated to the southeastern corner of the site. This will result in an increase of roughly 800 square feet of impervious surface on the site, but the applicant has agreed to provide additional

[02:15:15] landscaping and a bioretention facility. The proposed architecture for the expansion would be consistent with the materials and colors of the existing warehouse as shown on the slide. No waivers or modifications are requested and no adverse effects to the surrounding prop properties or road systems are anticipated revised development conditions dated may 3rd 2024 were added to the board package to reference a revised sea plat which corrected minor typos in the site tabulations no other substantive changes were made overall staff finds that

[02:15:52] the proposed application to be in conformance with the comprehensive plan and the requirements of the zoning ordinance thank you thank you very much at this time we welcome an applicant's presentation thank you mr chairman again david houston i'll be very brief i'm glad to see so many costco members and now you can get your tires installed faster this application is about adding some storage area and two vehicle lifts to the existing chantilly tire center and it will

[02:16:27] increase the number of customers only from for tire sales from 50 to 60 per day but the average wait time is expected to go down for everybody it's only a tenth of an acre disturbed by this application we have worked with the sully district land use council and have their support and we had planning commission support and staff support and i don't think there's any outstanding issues so all be quiet thank you thank you very much are there any questions of staff or the applicant

[02:17:06] any questions of staff or the applicant seeing and hearing none this is a public hearing i have no speakers who have signed up in advance to testify on this matter is there anyone present who would like to speak this is a public hearing anyone present who would like to speak on this matter seeing and hearing no one let me ask if we have any callers no callers i assume the applicant waves rebuttal. Closing comments and a recommendation from county staff. Thank you, Mr. Chairman. On February 28, 2024, the Planning Commission recommended approval of the application

[02:17:40] subject to development conditions consistent with those now dated May 3, 2024. Staff concurs. Thank you. Last check. Any questions from board members? Seeing none, I will now close the public hearing and recognize Supervisor Smith for a motion. Thank you, Mr. Chairman. I request that the applicant confirm for the record their agreement to the proposed development conditions dated May 3, 2024? Yes, ma'am. We agree to those conditions. Thank you. I move that the Board of Supervisors approve SEA 95-Y-024-08, subject to the development conditions dated May 3, 2024.

[02:18:20] Heard the motion. It's been seconded by Supervisor Palchuk. Any discussion on the motion? Just briefly, Mr. Chairman, we met with the applicant, my planning commissioner, and myself, and part of the discussion was about people driving through the parking lot.

[02:18:36] So I really appreciate the addition of Development Condition 11. The applicant must install traffic calming measures in the travel ways as illustrated in Exhibit A of these conditions. That is, when you are a customer, you know some of the things the public faces. So I support the application. Thank you.

[02:18:51] Thank you, Supervisor Smith. Any further discussion? Seeing and hearing none. All those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? And that motion carries. Thank you. Our next public hearing is a public hearing on SEA 89-S-072-02, Northern Virginia Electric Cooperative in the Springfield District. And as soon as they are ready, if the applicant could please reaffirm the affidavit.

[02:19:24] Good afternoon, Mr. Chairman, members of the Board of Supervisors. I'm Gifford, Hampshire, with the law firm of Blankingship and Keith, and I represent the applicant. And I reaffirm the affidavit dated February 13, 2024. Thank you very much. Are there any disclosures from board members?

[02:19:41] Any disclosures from board members? Seeing and hearing none, I will now recognize county staff for a staff presentation. Thank you, Mr. Chairman. I'm William O'Donnell, again, from the Department of Planning and Development. The applicant, Northern Virginia Electric Cooperative,

requests approval of a special exception amendment to permit the addition of a 95-foot-tall transmission pole to the existing Popes Head substation and telecommunications facility.

[02:20:06] The 4.8-acre site is located east of the intersection of Popes Head Road and Clifton Road. The substation was approved in 1990 by the Board of Supervisors through a special exception. In 2008, the board approved an amendment to the SE to permit the telecommunications facility and the associated site modifications.

[02:20:28] The substation and telecommunications facility are located in the center of the site, enclosed with a 10-foot-high chain-lake fence delineated in red in the picture. There is an existing 140-foot-tall tree monopole shown on the east of the compound area, and that is shown in a purple circle on the aerial.

[02:20:48] The applicant proposes to construct a new electric transmission tower within the substation compound area, shown in blue. Their statement of justification indicates the new tower would enhance their private network communication, which includes distribution control, outage notification, and meter communication.

[02:21:08] The tower is proposed to be designed as the 85-foot-tall steel pole with an additional 10-foot-tall lightning rod on top. Occasional in-person maintenance and repair would be expected from time to time. The site is approximately 80% open space and the applicant, county staff, and neighbors met on site and agreed on a landscaping plan to preserve the existing trees and provide supplemental landscaping around the substation.

[02:21:34] Here are some photographs from the west and east of Pope's Head Road looking towards the proposed transmission pole. And then on Monday, staff circulated revised development conditions requiring additional landscaping around the substation and requiring a new site access gate with materials that would better screen substation compound area from Popes Head Road.

[02:21:57] The applicant has agreed to these conditions and included the new gate and the additional landscaping on the plat. Staff finds the proposals in harmony with the comprehensive plan and the applicable zoning ordinance provisions. Thank you. Thank you very much. At this time, we welcome a presentation from the applicant.

[02:22:15] Thank you, Mr. Chairman. members of the board gifford hampshire again for the applicant and with me is our novac team dan swingle vice president of electric systems operation claire bargerstock manager of systems marketing and we have dewberry alvaro de la vega is our is our engineer i i would like to note first of all that we had unanimous approval from the planning commission it took us a little while to get through the planning commission and and a lot of the things that mr o'donnell mentions were the the reasons why we perfected this application in the Planning Commission and we also have

[02:22:52] unanimous approval from the Springfield Land Use Committee which also hurt us. Next slide please. Mr. Chairman, members of the Board, this is a rural site. This is located in the RC, the Residential Conservation District of Fairfax County near Clifton and you can see here that it's surrounded by not only five acre lots but across the street is the Whitehall Agricultural District which is one of the last farms in Fairfax County at about 200 acres and next slide please and the project as Mr. O'Donnell mentioned is really to

[02:23:27] provide for the public convenience which is an element of zoning practice as you all know from from your county attorney that the provision of matters of public conveniences will improve the

service to Novak customers through what's called advanced metering infrastructure which allows for basically a two-way monitoring of electrical service and also distribution control and also outage repair in a faster manner. This is the last poll, in fact, in the whole region, the whole system. And last September, you all approved another poll at the Moore substation, which is

[02:24:07] across the railroad tracks on the other side of Clifton. Next slide, please. Again, here's a picture. We regard this as one of our best sites in all of the region, if not the best, because of what it has around it, namely the transitional screening, which is exactly what the county encourages over time because this system, this substation has been out there for near 30 years, over 30 years, I guess now, that it has natural screening around it. The houses are few next to it, and they're far away. The one there to the north is 240 feet away, and the one to the west

[02:24:46] is over 100 feet away. Next slide, please. This is a picture of what the pole will look like. This is a substation in Prince William County in Ked Harpen, and you can see it fits in well with the existing infrastructure. It's a narrow pole. It's about three feet in diameter, and it's a single pole doesn't have any guy wires or anything around it next slide please we I mentioned issues in the planning commission and one issue was the crown castle uh existing telecommunications tower which over the years had lost its foliage and also had needed to be repainted and we uh we worked with

[02:25:25] crown castle to get it fixed and you can see that it now has been refoliated and and painted the right color according to the 2008 conditions next slide please another issue in the planning commission was the fence uh excuse me the gate the site gate now this is not the gate around the actual infrastructure this is the gate to the site off of pope's head road and if you any of you all have been on pope's head road you know it's a dangerous road and there's a rise just before you get to this substation if you take your eyes off the road it may be the last time you do so but nevertheless we upgraded this this gate to what you the existing gate to what you see

[02:26:03] here or have agreed to do so and it's a really the best gate in our system it's a sliding gate and it will have these gray slats as you see here next slide please landscaping as i said we have we have supplemented the landscaping that the county encourages through supplemental plantings and next slide please we'll show you a few pictures of those and here you can see it on the plan itself substantial plantings to the north additional plantings to the west there's There's a gas line to the west where, because the gas company had trimmed through its easement,

[02:26:37] it interfered with the white pines that had been there that were planted back in the early 1990s, and we have supplemented those with American hollies and skip laurels, which are species that will survive. We've also made additional plantings along Pope's Head Road.

[02:26:52] Next slide, please. Here are a couple pictures. This is a scene from Pope's Head Road. Next slide, please. Another picture on the south side, I believe it is, looking at Pope's Head Road. You can see how those plantings over time will supplement the deciduous trees that are there. Next slide, please. Another picture looking from Popeshead Road.

[02:27:10] Next slide, please. And this is to the west. We've planted red cedars and loplolly pines and some other species that will do well there on the north side. Next slide, please. So in all, we've made 136 additional plantings, and you can see the species that are listed there, all designed with the cooperation of Fairfax County, the Conservation Branch, and our arborists to survive over time, and all of which, by the way, have already been planted, taking advantage of the time of year to do so before it gets too hot.

[02:27:40] Next slide. So in conclusion, this will serve the public convenience. It's consistent with a policy plan of co-locating these sorts of facilities. The lights I did not mention were also upgraded to dark sky compliant lights.

[02:27:56] The Crown Castle Tower has been upgraded, and we have certification that there are no RF radio frequency problems with this site, and there are no other adverse impacts. And with that, I'm available to answer any questions. Thank you.

[02:28:12] Thank you very much for that presentation. Are there any questions of staff or the applicant? Any questions of staff or the applicant? Seeing and hearing none, this is a public hearing. I have no one who signed up in advance to testify on this matter. Is there anyone here present who would like to speak?

[02:28:29] This is a public hearing. Anyone who would like to testify on this subject? This is a public hearing. Seeing and hearing no one, let me ask the clerk if we have callers. No callers. Assume the applicant waives their rebuttal rights. Closing comments and recommendation from county staff.

[02:28:46] Thank you, Mr. Chairman. On February 28th, 2024, the Planning Commission recommended approval of the application subject to conditions consistent with those now dated May 3rd, 2024, staff concurs with those recommendations. Thank you for that. Final check. Questions from board members? Seeing and hearing none. I will now close the public hearing and recognize Supervisor Herity for a motion.

[02:29:09] Yes, Mr. Chairman. A couple of quick comments. First, this is a simple poll. I want to thank Novec for all their effort that they had to go through on this above and beyond anything I ever imagined that you'd have to go through for this. But thank you so much.

[02:29:27] I want to also thank Tim Sargent for filling in for Planning Commissioner Murphy on this one. So thank you, Tim. Of course, this has got unanimous support from the Land Use Commission and staff. So with that, again, thank you, Novec.

[02:29:44] And can I get the applicant to please confirm for the record their agreement to the development conditions dated May 3, 2024? We so confirm. Thank you. Mr. Chairman, I move the Board of Supervisors approve SEA 89-S-072-02 subject to the development conditions dated May 3rd, 2024.

[02:30:06] I further move to reaffirm the previously approved transitional screening modification and waiver of barrier requirements that's shown on the SEA plat. So moved. For the motion, the Chair will second that motion. Is there any discussion? Any discussion? Seeing and hearing none.

[02:30:22] All those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? That motion carries. Thank you. Next, we have a public hearing on RZ 2023-DR-00011 concurrent with PCA-C-491-04, RZPA 2023-DR-00065,

[02:30:53] and PCA-C-491-05, RZPA-2023-DR-00066, T&M McLean Venture, LLC, in the Drainville District.

[02:31:10] And can we please reaffirm the affidavit? Thank you, Mr. Chairman and members of the board. My name is Lynn Strobel. I represent the applicant. We have three affidavits associated with this proposal, two PCAs and one RZ. i will reaffirm all of the affidavits that are dated april the 22nd 2024 thank you thank you very much for that are there any disclosures from board members any disclosures from board members seeing and hearing none i will now recognize county staff for a staff presentation thank you mr chairman i'm daniel creed with the department of planning and development the applicant tnm

[02:31:48] mclean venture llc seeks approval of two partial proper condition amendments and a rezoning to permit the redevelopment of a portion of the McLean Professional Park and to permit a portion to remain. The 4.43 acre combined subject property is located in the McLean Central Business Center within the Drainsville Magisterial District. The site is currently Zone C2 and located in the Sign Control Overlay District and the McLean Commercial Revitalization District. The site consists of a single parcel that is proposed to be subdivided into two parcels. The site is currently developed with eight townhouse-style low-rise office buildings

[02:32:26] and associated service parking. The applicant has filed two partial proper condition amendments on the site. With PCAC-491-04, the applicant proposes to remove 2.8 acres from the governing rezoning. The 2.8 acres is then proposed to be rezoned from the C2 to the PRM district to permit the development of a multifamily residential building.

[02:32:53] With the remaining 1.63 acres of the original rezoning area, the applicant proposes partial PCA-PCAC-4901-05 to permit the two existing office buildings to remain. With the exception of the waivers and modifications listed in the handout, the property will continue to meet the provisions of the C2 zoning district.

[02:33:16] Parcel 13 is a part of the McLean Professional Park. This parcel is not included in the application, and the four office buildings associated with this area are to remain. With the rezoning and associated redevelopment, the applicant proposes a single 104-unit multifamily residential mid-rise building.

[02:33:38] The building will have a maximum height of 68 feet or five stories. The total square footage of the building will be 235,000 square feet. The rezoning site is 2.8 acres, which will net a maximum floor area ratio of 1.97. The applicant is proposing a 12,970-square-foot park along the site's Chainbridge Road frontage.

[02:34:00] The corner urban park will include an open lawn area, walking paths, stage structures, and landscaping. The applicant is proposing design improvements to the existing shared vehicular entrance along Chainbridge Road and to complete all recommended streetscape improvements, including the undergrounding of utilities.

[02:34:19] That completes my presentation. Thank you. Thank you very much. At this time we'd welcome an applicant's presentation. Thank you, Mr. Chairman and members of the board. I had a more detailed presentation. I think given staff's description, I don't think I really have to go through all of that.

[02:34:41] I will just say that the applicant has designed a very attractive building that's going to add to the mix of uses in downtown McLean. The single family multifamily building has been thoughtfully designed. It will meet green building standards.

[02:34:57] it also will have electric vehicle parking charging stations within its garage I know that the proffers refer to a minimum of 2% but having looked at this we think we can provide a minimum of 20% and in fact have designed this so that we will have sufficient power to provide as many EV charging stations as needed at such time as a site plan is prepared for this building this proposal implements the recommendations of the comprehensive plan it exceeds open space requirements it exceeds the 10-year tree canopy and tree preservation requirements it meets or exceeds stormwater

[02:35:35] management recommendations and as was described we are providing a public park along the property's frontage on 123. it's almost 13 000 square feet and it'll have a variety of features it'll provide a pleasant walking environment as well as respite areas for pedestrians and we think that's going to add a lot to the downtown working through supervisor beerman's office we were able to do a lot of community outreach associated with this proposal i hope you have a couple of letters in your packet in favor in addition we went before the mclean planning committee and the mca's

[02:36:13] planning and zoning committee i'm pleased to say that the mclean planning committee recommended approval and the mca's planning and zoning committee provided an endorsement resolution so we've got a lot of support for this proposal with that i will just sum up by saying it is recommended for approval by the planning staff it enjoys the favorable recommendation of the planning commission and i would ask for your favorable consideration this afternoon i'd be happy to answer any questions we also have a representative of the owner here as well as a a representative from the civil engineering firm and the transportation consultant should you have more detailed questions.

[02:36:50] So thank you very much. Thank you very much. Ms. Strobel, are there any questions of staff or the applicant? Any questions of staff or the applicant? Not seeing any. Thank you for that. I was all ready for the full presentation. I can still do one.

[02:37:08] Jimmy, if you haven't seen that by now. All right. This is a public hearing. Let me ask if there's anyone here present who would like to speak on this matter. This is a public hearing. I have no speakers signed up in advance. Is there anyone present who would like to speak?

[02:37:25] If you all could come on down, please. And if you could state your name and address for the record. And if you would, when you are finished testifying, if you could just walk over and sign in with the clerk. We'd appreciate that. Welcome. Welcome and thank you.

[02:37:42] My name is Winnie Pisano. I am the vice president of the McLean Planning Committee, and I live in a townhouse development within the Central District of McLean, right down the street from where these new residences will go. As discussed, the McLean Planning Committee has reviewed and recommended the development of residences at the site of the McLean Professional Park.

[02:38:07] And we are pleased with the green space in front, which will be right along Chambridge Road, so it will improve the walking environment of the area. The additional residences that come into McLean will support the development of a revitalization of our downtown area.

[02:38:28] It will provide more professional purchasing power, and it will generate interest in walking past all these services that we hope will be coming. We've been working for many years on the McLean Planning Committee and other groups to improve downtown McLean, and we are beginning to see some positive development in these terms, particularly of residences.

[02:38:51] We reviewed the project, and in the end, there was absolutely no opposition to this project, and we were able to recommend its approval to Supervisor Behrman. As a resident, I look forward to improved streetscapes as well as the park area and the progression towards a more vibrant downtown McLean.

[02:39:15] Thank you. Thank you very much, Ms. Pizzano. Thank you for your testimony and for your work on this. Is there anyone else who would like to speak? Sir, if you could come on down. Welcome. The floor is yours.

[02:39:32] Thank you, Chairman McKay, Supervisor Beerman, Supervisor Busk, Supervisor Pulchik, Supervisor Herdy, and all the other esteemed colleagues. My name is Paul Kolenberger. I reside at 640 Live Oak Drive in McLean. I'm here to convey the support of the Greater McLean Chamber of Commerce for the subject application.

[02:39:49] For over a half century, the Chamber's policy has been to support additional residential densities in downtown McLean and at Tyson's Corner, both to protect the lower-density residential areas outside of them from additional development pressure and also, more importantly, with the idea that, as Winnie said a moment ago, Having additional residents in very close proximity to our restaurants, our retail, our services, and our other businesses will work to sustain said businesses for the long term.

[02:40:17] This project aligns with the community's vision for downtown McLean. It's in general conformance with the comprehensive plan for the McLean CBC and with the zoning ordinance. The applicant has satisfactorily addressed community concerns related to tree preservation, transitions, and internal vehicular circulation.

[02:40:33] And we ask that you join us in supporting the rezoning application before you. Thank you for your time and consideration and reviews and your service to the citizens of Fairwex County. Thank you very much, Paul, for your testimony. Let me ask if there's anyone else present who has not spoken that would like to speak on this matter.

[02:40:49] Anyone else present who would like to speak? Seeing and hearing no one. Let me ask the clerk if we have any callers. There are no callers. There are no callers. Assuming the applicant waives rebuttal. A lot of support there. Closing comments and a recommendation from county staff.

[02:41:06] On March 20, 2024, the Planning Commission recommended approval of the subject applications and the requested waivers and modifications. Staff concurs with these recommendations. Thank you. Thank you. Last call. Any questions from board members? Seeing and hearing none, I will now close the public hearing and recognize Supervisor Behrman for a motion.

[02:41:24] I move that the Board of Supervisors approve PCA-C-491-04. I move that the Board of Supervisors approve PCA-C-491-05, subject to the executed proffers dated February 29th, 2024.

[02:41:44] I move that the Board of Supervisors approve the waivers and modifications associated with PCA-C-491-05 as listed in the handout dated March 18th, 2024. I move that the Board of Supervisors approve RZ-2023-DR-00011 subject to the executed proffers dated March 19, 2024.

[02:42:12] I move that the Board of Supervisors approves the waivers and modifications associated with RZ-2023-DR-00011 as listed in the handout dated March 18th, 2024.

[02:42:30] And the Chair will second that motion along with Supervisor Smith and Supervisor Lusk. Any discussion on the motion? Yes, Supervisor Beerman. I'm really excited about this plan. I think that putting more residential in downtown McLean is absolutely critical to revitalizing the area.

[02:42:49] There are lots of things I love about this application, including the green space, including the park along Chambridge Road, including the undergrounding of utilities in front of the building, things that make it more walkable, more inviting. There are reasons for, I like to say I'm looking forward to a time when McLean is a place to go to, not just go through.

[02:43:11] And having more people living there and being a part of that community is extremely helpful. I said when we met several weeks ago that I wanted to see more electric vehicle charging stations in the parking lot and that I'd make an example of you, and I am.

[02:43:28] Did you hear that? 20% electric vehicle charging stations. Who's going to beat that with the next one? Just looking around here. But really, it's also just a beautiful building. it fits in with the surroundings it you know it's brick it's kind of similar to the sunrise there it's five stories somebody asked me about five stories in mclean i said that's the same height as the state bridge suites on the other side of the mclean it fits in with the surroundings and it looks great and i'm very happy to support uh this application thank you thank you very much uh supervisor beerman any further discussion uh seeing and hearing none all those in favor of the

[02:44:07] motion please say aye aye any opposed any abstentions that motion carries thank you all very much and thank you to our two speakers for joining us and for your work on this thank you our next public hearing um i understand is being deferred uh and that is a public hearing on rz 2021-le-019 towns at villa park llc and the franconia district supervisor lusk thank you mr chairman

[02:44:35] I move the Board of Supervisors defer the May 7, 2024 public hearing for RZ-2019-LE-019 in the name of Towns at Villa Park, LLC to a date certain of June 11, 2024 at 3.30 p.m.

[02:44:55] You've heard the motion. Is there a second? Sorry, excuse me. I think that the case number was misstated. It's RZ-2021-LE. thank you thank you oh pardon i read it off the sheet and i see it as that number but uh so you want me to restate it please okay i move the board of supervisors defer the may 7 2024 public hearing for rz 2021-le-019 to a date certain of june 11 2024 at 3 30 p.m you've heard the motion

[02:45:31] is there a second supervisor walkinshaw has seconded the motion any discussion on the motion any discussion on the motion seeing and hearing none all those in favor of the motion please say aye aye any opposed any abstentions that motion carries and next up we have a public hearing on

[02:45:54] PCA 2011-PR-011-004, CDPA 2011-PR-011, RZPA 2023-PR-00030, City Line Partners, LLC, in the Providence District, and could we please have the applicant reaffirm the affidavit?

[02:46:19] Thank you, Mr. Chairman, members of the board. My name is Lynn Strobel. I represent the applicant. We have two affidavits, one for the PCA, one for the FTP. Both affidavits are dated April 12, 2024. Thank you. Thank you very much for that.

[02:46:36] Are there any disclosures from board members? Any disclosures from board members? Seeing and hearing none, I will now recognize county staff for a staff presentation. Thank you, Mr. Chairman. I'm Sunny Yang with the Department of Planning and Development. I'm joined today by Chris Blount with the Park Authority.

[02:46:54] The 1.7-acre application property is located at the intersection of Dolly-Madison Boulevard and Anderson Road. The site is part of the Scots Run South's mixed-use development and was approved for an office use in 2013.

[02:47:11] And in 2022, an FTP was approved for interim uses, such as park and outdoor commercial recreation. With these applications, the applicant proposes to develop the site with two building areas instead of the one building approved on this block.

[02:47:29] On the eastern portion of the block, the applicant is proposing a hotel. On the western half, the future residential or office building is proposed. The proposed hotel is 225 feet in height with 17 stories made up of a 12-story hotel atop a 5-story parking podium with ground floor retail.

[02:47:53] The future residential or office building is shown to be 125 to 135 feet in height and will still require FDP approval to be implemented. In the interim, the previously approved park and recreational uses would be implemented on building site B, while the hotel would be constructed on the eastern portion.

[02:48:17] In order to address additional park needs generated with this use change, additional park space is provided on the Garfield Block, along with a monetary contribution towards the construction of a trail connection between the existing FCPA Trail in the Westgate Park to the future Highland District Plan sidewalk.

[02:48:40] The primary concern with these applications has been the introduction of new service entrances for trash and loading on Platform Avenue. Platform Avenue was always shown and described as the main street of Scotts Run and an uninterrupted primary production corridor connecting to the metro station.

[02:49:03] As shown on the approved CDP, the site was designed with a single building atop a parking structure with vehicular access only from Anderson Road and South Star Ford Drive. The current proposal deviates from the approved site design by developing only half of the block.

[02:49:23] With this design, only the hotel drop is accessible from Anderson Road to the parking garage. As a result, trash and loading entrances are now placed on Platform Avenue. This results in a site design that precludes the shared use of a single consolidated garage.

[02:49:44] By relocating the trash and loading entrances to Platform Avenue, this impacts the pedestrian realm and safety, the visual appeal and streetscape, architectural coherence, and precludes continued activated ground floor space envisioned in the CDP.

[02:50:03] The proposed site design is a significant change to the character from the origin approval and conflicts with the guidance of the PTC district, the comprehensive plan, and the Tyson's urban design guidelines, which emphasizes substantial parcel consolidation, integrated site layout, and prioritizes creating an active pedestrian realm with vehicular access placed where it is least likely to conflict with pedestrians and ground floor activity.

[02:50:33] Staff suggested several possible remedies for a more cohesive design, such as redesigning the access from Anderson Road to accommodate the services from the one entrance or providing a temporary access from Platform Avenue until the remainder of the block is developed and services could be consolidated.

[02:50:56] These changes have not been implemented. Given the current proposal and for these reasons, staff cannot support the introduction of new vehicular service access on Platform Avenue. That concludes my presentation. Thank you.

[02:51:12] Thank you very much. At this time, we recognize the applicant for an applicant's presentation. Thank you, Mr. Chairman and members of the board. As staff is recommending denial of this application, I do have a presentation that I would like to provide to you all.

[02:51:31] As was mentioned, this is referred to as the Westgate block of Scots Run South. The Westgate block is south of Route 123, and it is adjacent to South Dartford. It's between Anderson Road and South Dartford Drive.

[02:51:47] The parcel is vacant right now. There was a building that was on that site. It has been removed, but this site has not been used as a construction staging area. I think that was just an oversight in the staff report. And I'm sorry, maybe this is not advancing or maybe you there we go The Westgate block is part of a larger development of Scots Run South This provides the parcel kind of in the context of that larger development It is an important location

[02:52:19] It is proximate to the Metro and it is a gateway to Tyson's East the approved CDP and I apologize is this this looks like my presentation from the planning commission?

[02:52:37] terrific thank you so much thank you and i apologize um so on the approved cdp uh what is shown is an 18 story 405 000 square foot office building with first floor retail this building like the rest of the buildings that comprise scotts run station south was a concept it was

[02:53:15] part of a concept development plan that was developed over 11 years ago the world has changed a lot since the approval in 2013, especially with regard to the office market. Instead of a single office building, the proposal results in two building sites with a more attractive urban block form and scale. The result is a more activated ground floor with a variety of retail and building entry points and a new Route 123 streetscape for better pedestrian connectivity

[02:53:51] to the metro. Perhaps most importantly, this proposal does retain a commercial use on this block. I think that we've seen a lot of applications here in the last years converting office space to residential, but this is a hotel proposal. It is a hotel proposal that will complement the existing uses at Scott's Rent South. The construction of the Hemming recently established the western end of Platform Avenue, which is the main street that is through Scott's Run South, and this hotel will

[02:54:26] establish the East End. We believe it will serve as a catalyst for continued development of this important property. The hotel is proposed to be a Hilton, an internationally known hotel with its headquarters in Tyson's, not far away. As was mentioned, it will be 17 stories. There will be podium parking, but that is completely screened and there will be ground floor retail. This proposed hotel will blend two modern concepts in one building. Floors six through nine will be a home

[02:55:01] two suites, which is an extended day concept with modern contemporary accommodations. We also have the canopy, which is floors 11 through 17, which is a modern boutique hotel. We also anticipate that this hotel will have a restaurant and bar area on the roof with extraordinary views of Tyson's and beyond. The one issue that has resulted in staff's recommendation of denial is the trash and loading access on Platform Avenue. As you will see in this graphic, the site only has access points

[02:55:36] on Anderson Road and Platform Avenue. We initially proposed a vehicular exit onto Platform Avenue, but that was removed due to staff's objection and what you're looking at is the initial proposal of the first floor. I just want to make it clear that we explored every suggestion that was made by staff including providing an alley between these properties. The problem with that we don't have access to Route 123. We also looked at trying to share the access to the hotel and loading from

[02:56:10] Anderson Road, but that resulted in vehicular conflicts and safety concerns. What you're looking at now is the revised proposal. Again, we removed that access proposal to platform, and we did

narrow the access of the trash and loading and create a kind of a pedestrian refuge between them. What you may also note, it's kind of hard to see, is a possible breakthrough panel.

[02:56:36] Now, I know that we did not commit to that, but we did say it is a possibility when the balance of this property develops that certainly is something that will be explored and again it was an effort to try to address as many concerns as we could through staff one concern that i believe we did address is the visual appearance we spent a lot of time on designing these garage doors we designed them so truly they cannot be distinguished from the building and what you're looking at is platform avenue and what you may or may not be able to see as you go down platform

[02:57:10] are the trash and loading doors this is a better view and what you see is that the architecture and building materials have been brought down to the ground plane and it incorporates the window features and the way that this looks in the appearance it will not compromise the pedestrian experience in addition the applicant proposed a series of development conditions these development conditions require the screening doors to be sent to the providence district planning commissioner

[02:57:42] and supervisor for review it limits deliveries to before 7 a.m and after 9 p.m and these doors will be kept closed except when in use and this will all be monitored by a hotel employee and this is a condition that's not unusual in tyson's we have come up with conditions like that before to ensure that these conditions are complied with and you might ask yourself why did we believe as the applicant that this design was acceptable especially in consideration of the fact of

[02:58:17] that staff talks about that it's not consistent with perhaps the tyson's comprehensive plan guidelines i do acknowledge that platform avenue is a pedestrian as a primary pedestrian corridor i provided this this is a sheet from the approved cdp again it's a little hard to see but but what you can see in the red is a primary pedestrian corridor and that is in fact platform avenue however the proffers that govern the site anticipate that loading trash and serving areas

[02:58:52] can be located on primary pedestrian corridors and i will draw your attention to paragraphs romanette two and three and i'm just going to read a little bit of this it says parking garages and loading trash service areas along the ground floor facade shall incorporate screening composed of architectural and or landscaping treatments designed to mitigate views into the structure from street level or the general facade detailing of the building above such areas may be continued to the ground plane that is exactly what we have done romanette three says

[02:59:31] that loading trash service areas shall be screened to the extent reasonably practicable from public view through the use of roll-down doors, recessed entryways, and or similar treatments. So these are the proffers that govern the site. This is not the policy or the, you know, general plan language. This is what governs. This was approved in 2013. In addition, when you look at Platform Avenue, and this is a graphic that shows the entirety of it, Platform Avenue is 906 linear feet. It is, it's a long

[03:00:07] Street. And we're talking about 36 feet out of 906 that will be this access to Platform Avenue. And I think that it is something that was anticipated because if you look at the Johnson Block, which is next to us, and the building that's, if you're looking at it farthest to the left, you will see that there is an access from Platform Avenue to that Johnson garage. So this was not a concept that was not considered when we put together the CDP. I would say that we have done

[03:00:41] everything possible to address staff's concern and I believe that staff is satisfied with the aesthetics of the doors but it's the policy that they are troubled by and that and because of that policy they don't believe that access should be on a primary pedestrian corridor. As I said I I appreciate that policy, but the site is governed by proffers that specifically allow that.

[03:01:07] I've got a few photographs I just want to share with you just to kind of underscore that the applicant, City Line, has taken enormous care with regard to the design and materials for Platform Avenue. If you haven't been out there lately, I would encourage you to go because it looks fantastic.

[03:01:26] What you're looking at here, you're looking down toward the Hemming and the hotel that is there, the Archer. that's at the end. And so that would be the east end of Platform Avenue. This is the frontage of Hemming. And I think that it becomes clear that Platform Avenue will be a centerpiece of Scott's Run Station South. And our last photograph here is looking down Platform Avenue. And what you're looking at is the Hayden, which is the first residential building that was built. And the hotel will be on the other side of that. So it'll be a little bit closer. And I think that it's clear

[03:02:05] that this proposal will not compromise the character of platform avenue as the design and condition will maintain that important pedestrian experience i will just briefly touch on the parks and open space i know that was another concern that staff had and we were able to resolve that so i won't spend too much time on it i will just say that we do we did come up with a plan that meets the requirements. Parks and open space, when this was done with the CDP, were calculated on the

[03:02:39] whole. It was not done by individual block, so there was no requirement to have open space on each block, but it was done as a whole. So the CDP shows 11.34 acres of parks and open space improved areas, and the CDP requirement was 7.38 acres. One thing that you may recall about this development is the Scotts Run Stream Valley. That's a very important piece of Tyson's that runs between what we call, you know, the east and the west land bays of Scotts Run. And there have

[03:03:16] been a number of improvements made by the applicant to Scotts Run for the benefit not only of the residents of Scotts Run, but also for the larger community of Tyson's. Because one part of the west gate block may be residential the staff believes that there's an additional open space parks requirement we looked at that and suggested well maybe we should include more of the park because we had not included all of the stream valley in the cdp we talked about some different

[03:03:51] features that might go there but at the end of the day the staff came up with a request for an escrow funds to make a trail connection and we do believe that will benefit again not only the residents of you know this site if it's developed residentially but the larger area and so we did end up agreeing to that request I think this is helpful this just shows the approved CDP that shows our calculation of 7.38 acres of open space and the total acres of public open space is outlined in yellow, and that's actually over 11 acres, and these were some of the improvements

[03:04:30] that we had talked about with staff in working with the park authority, so really worked with them collaboratively and came up with, you know, agreeing with their suggestion. So this hotel, we believe, will have a number of benefits. It will extend and complete the development of Platform Avenue and create another active use along its frontage. It will complement existing uses. And as I mentioned, we think it'll be a catalyst for development. We have retail that will activate the ground floor. This use results in a reduction in the number of trips, a reduction

[03:05:06] in traffic. And as I said, it's important because it retains a commercial use on the Westgate block. Some of the benefits of that is that there's no impacts on schools. There's no impacts on parks. We'll have employees. We'll be hiring people here. And it also will make a significant contribution to fairfax county's tax base and i think that's very important in today's times and as i mentioned it is in conformance with the comprehensive plan so in conclusion we have resolved the staff's concerns regarding urban park space should the balance of the westgate block develop as residential

[03:05:44] and i think that we have demonstrated this afternoon that the loading and trash areas on platform avenue do not detract from the pedestrian experience and that such facilities were anticipated along primary pedestrian corridors when the original rezoning application was approved so with that i'd be happy to answer any questions we do have individuals here from the engineering firm and also the traffic consultant and representatives of ownership if you have specific questions I thank you thank you very much questions of staff or the applicant

[03:06:21] supervisor Palcic thank you Mr. chairman and I do have a few questions this has been a challenging application and so we'll have some for you for the applicant as well as for staff first of all I guess this one's for staff you mentioned disagreements both on the construction staging in the report as well as with the proffers allowing for the vehicular access trash versus what's in the in the plan i believe that those were mr will's words could staff respond to that

[03:06:57] um can you so the first disagreement uh mr will mentioned that in the staff report uh the staff mentioned that it's currently being i believe she said it was currently being used as previously had been used i think it the staff report said it had previously been used for construction staging with the hemming and uh that was not correct it wasn't on this site okay so current the sign is vacant currently it is vacant we agree on that yeah thank you i've walked it so i agree unless it's changed overnight um and then the other question and i

[03:07:34] know i believe it's the second time we're we're looking at loading and trash uh in the tyson's area could you please address the point from a strobel about whether or not it's in compliance I believe she's saying it does comply with the proffers while we suffer saying it does not comply with I believe the plan language if I have that correct sure I think staffs interpretation interpretation of the proper language is that these elements can be incorporated but be can be adjusted at time of FTP, those are not must have elements

[03:08:14] and those are like standard language applying to those pedestrian facilities. Well, there's another proffer, number one, states that the application property shall be developed in substantial conformance with the CDP.

[03:08:29] Staff finds that with the addition of the service access on platform avenue, it is not in substantial conformance. So if we're talking about proffers, there can be different interpretation. So that's my staff's interpretation on the staff, on the proffers.

[03:08:49] Thank you. And to follow up, Mr. Reiser, Paucek, Mary Antai, Department of Planning and Development, your question regarding the policy, the comprehensive plan. On the trash and loading, the comprehensive plan talks about the location of where trash and services should be. It talks about it off of the main roads.

[03:09:06] It envisions it on a service alley. And that's where we get our issue, in part, for the location of the trash and loading. That it's not envisioned on our primary pedestrian corridors, it's not envisioned on main streets, it's envisioned along a service alley. So it's more back of house, it's on those secondary streets, not on the primary street.

[03:09:25] And to follow up on what Sunny was saying, the proffer that Ms. Rubble pointed out, it also must be in conformance with the CDP. The CDP shows a vehicular entrance on Platform Avenue because that's the only place it could go. Because on the Johnson Block, it's bound on three sides by roads.

[03:09:43] To the north, it's Dolly Madison, 123. To the west, it's Coleshire Drive. Coleshire Drive has a dual right-turn lane, so you can't put a vehicular access onto dual right lanes. And then on the south side, it's Platform Avenue. That's the only place where we could put a vehicular entrance.

[03:10:01] because to the east is the other side of the Johnson block. So that's the only location for that. And that's the reason that block is the only block within the Scotts Run South development that has a vehicular entrance on platform. May I respond? Yeah, I was going to ask if you could pull up the image because I know it's with a vehicular entrance.

[03:10:22] Sure. And if you could respond to that and explain what the applicant has looked at and everything you have done to try to address those issues. And especially, I know you have a proffer about programming, but for the pedestrian safety, if you could really focus on that, Mr. Will. Sure.

[03:10:38] And I'll start maybe with the proffer, if that's okay. I have the proffer up. And what the proffer says, it says, primary pedestrian corridors shall generally incorporate the following elements, which can be adjusted at the time of FTP submission for each respective building site.

[03:10:57] and a conceptual development plan is just that it is a concept and we had shown this as part of the conceptual development plan in the way of access and with the exception of the Westgate block but you can see that there is access to the Johnson block from platform Avenue and the as I mentioned the Westgate block was originally a very large substantial office building with and I'll just I'm just going to go back to maybe one of these images, but you can see on the left, you know,

[03:11:36] the CDP, it was one very large office building with a parking podium, and it would be quite massive along 123. I think that our proposal, which, you know, again, we've gotten to an FDP stage, which is more refined, breaks up that massing, creates a better scale and kind of urban design along 123 so a conceptual development plan as i say is just that it is a concept but it's not written in stone it means we can come back through the process with an fdp and in this case we're

[03:12:10] doing a pca because it was shown as office and we're changing those uses regarding i believe you talked about pedestrian safety and i'm just going to maybe i'm going to go back to this slide but But you can see that the, you know, all of the pedestrian corridor is at the same level.

[03:12:30] It's all pavers. It all, and maybe I'll go to an actual photograph. If you could choose an aerial, Ms. Shrobel, because I think that's very helpful. Which one? Do you have the aerial just of this block? Don't have. My staff might have that. I think it's just helpful to understand.

[03:12:46] I know it's half of the block, so it's. I don't have the block. I'm sorry. I have this, which maybe gives a better understanding of the platform avenue. Is there something pulled up?

[03:13:05] I mean, I do have the block. I mean, I have it. Oh, I do have, I'm sorry. You did show it earlier, I believe. Yes. Yeah, I do. Okay. Pretty sure I saw it. Okay. Yeah, so if you could just walk us a little bit through what the applicant attempted to do and why in the end, I understand, my understanding is the best possible attempt, I think we all understand what the FTP is and that this is an FTP only on this part and that the CDP is for the full site, and, you know, we're going to be very conscious of what comes in for the next piece should this be approved.

[03:13:36] But if you could just walk us through a little bit of why you weren't able to conform with the policy as described by staff and with the request from staff to try to make additional improvements for that. So when we broke up the Westgate block into two sections, if you will, what happened is that this section where the hotel is has frontage only on Anderson Road and Platform Avenue.

[03:14:01] So those are the choices that we have for access. So we did provide the access to Anderson. We thought that was appropriate and did not think that our main access should be on Platform Avenue. when we did that you know we did initially look at an exit only onto platform vehicular exit staff was not in favor of that so we removed that but we did leave our trash and loading there because basically we don't have another location we did take a look at putting it kind of combined

[03:14:36] at that entry but we were very concerned that it would create some confusion with drivers at that entry point we were concerned that it might result in vehicles backing up onto 123 and also on the interior some safety concerns people getting out of their vehicles but also maybe dealing with a loading vehicle at the same time we had a whole series of drawings that showed turn radiuses and everything like that within this area and it just didn't work so we were left with providing our trash and loading on platform but we believe doing it in a way that's as unobtrusive as

[03:15:15] possible and the way that we did that was things like limiting the hours of use i mean really when you think about it before seven and after nine you know most of the pedestrian traffic is going to be during those hours when it's not in use also i think the design just aesthetically bringing the materials the design down to the ground plane you won't even notice it as you're walking by and we've also kept the uh you know the the pavers uh very uniform in in front of this so

[03:15:48] that there won't be any um you know visual cues if you will that there is trash and loading in that area thank you i think that's helpful i think understanding where you got there one follow-up question for you and then i know parks were brought up and i appreciate that the park authorities here You mentioned that this is similar to other places in Tyson's where we've had this kind of use of the, I believe you meant, of the garage opening.

[03:16:16] Similar use of what they, what is loosely called a dock master, which is having an employee being able to monitor the use of a loading dock or a trash area to make sure that any conditions are complied with regarding, you know, hours of use and things like that.

[03:16:33] So working with staff, they gave us some samples, and we put together a development condition, which I think is fairly stringent to ensure that that will be used appropriately. Could staff just confirm that that's correct, accurate? Yes, the development condition requires to appoint a deck master to just check the activities and for this trash and loading.

[03:17:04] And the operation hours for loading activities are before 7 a.m. and after 9 p.m. Thank you so much. Thank you. And one other thing that I think is helpful, if you could just show it here before I go to

Parks' is I believe you did include all of the vehicular entrances.

[03:17:26] It's inside the building, correct? I think you had some images. If you could just show that briefly again, It reminds you a little bit of some other buildings. I believe the Hyatt is a little bit like that in Tyson's. If you could just, I know, I appreciate that. Are you talking about the entry that I shared?

[03:17:41] The entry, yeah, I think if you could just show that again. Do you mind going back to my presentation? I generally don't spend this long, but I don't like to go against staff approval unless we really have worked through this thoughtfully. And while we're here, to preempt Mr. Bierman, I know it doesn't compete with 20%, but could you just state for us the additional EV charging proffers that were included?

[03:18:07] Yes, and I was waiting for that to come up, but I can get the proffers. Okay, since I'm taking so much time, I figured we can double-task here. I think this is what you were looking for.

[03:18:29] Yes, there we go. And so that is the shared entrance, vehicular and pedestrian entrance, correct, for both hotels? Correct, that's right. And so you would come into this area, and you can see that there's a lobby for the Home 2 Suites, a lobby for the canopy so you would go into those and go take an elevator and when i say lobby i use that kind of loosely it's where elevators are located and you go up to the lobby level of that particular use type excellent i appreciate that and those just to confirm are on the eastern entrance

[03:19:04] uh on anderson i believe correct i'm sorry on anderson road the anderson road that's yes and then thank you and while we're here I know the the parks did come up and and again because this is only an FTP for this half of the block and the block is only part of the larger development if the parks I think it's Chris could just speak to us a little bit about where your discussions and why you did agree with the proffers for the parks here Chris Blau at the Park Authority so our our initial preference is always of course to be providing the urban park space on site in conformance with the urban parks framework in this case that was where

[03:19:43] we started with this applicant and we did have a lot of negotiation over the the park spaces that they could count or would otherwise be providing in this case this case is also i think you could think of it as a legacy case which is one of the more challenging kinds of cases where we're looking for urban park space when they're converting from office to residential uses so definitely thinking about that context in this case uh they are providing some park space on the grant block i believe it's around 7 000 square feet and within the larger approved development area

[03:20:18] that would be one of the larger park sizes within scotts run station south for the trails contribution it is atypical for us to either request or allow for any sort of contribution or cash to be made in lieu of the urban park space and so we don't actually have a calculated formula for doing that but in this case we believe that you know based on really i think sort of more of a qualitative analysis there's some strategic value to the trail connection that this contribution

[03:20:53] would be funding here right now the main pedestrian connection from the scotts run station south development over on the other side of scotts run stream valley park would rely on chain bridge road we also have some trails in the recently restored scotts run stream valley park but the trails on the western side of the stream don't actually connect to a proffered future street grid and pedestrian connection on a sidewalk for grant street and so this contribution would fulfill that need and providing that pedestrian connection and we believe that would

[03:21:30] activate the park space and is consistent with some of the goals of the parks framework to activate those open spaces public particularly public open spaces and provide connectivity between public and publicly accessible park spaces thank you if staff could pull up the the overview of all the park spaces on Scott's run and then if you could just confirm for us Chris that there is an escalation proffer for that escrow contribution yes that's correct there's I believe there's a general proffer from one of the earlier approvals that

[03:22:04] applies escalation to all contributions thank you I will pause there okay I would note that we did increase the number of electric vehicle charging stations from our original approval it's not as good I'm sorry but we we did we did increase them for this application. You're coming back again, so we'll keep that in mind. That's right.

[03:22:29] Okay. We have not started the public hearing yet, but before we do, let me ask if there's any other questions of staff or the applicant at this time. Yes, Supervisor Behrman. Just one question. I'm a little befuddled here. So it sounded to me like you were saying, I mean, it's quite obvious to me that you couldn't do your loading dock on Dolly Madison Boulevard.

[03:22:51] Thank goodness. It sounded to me like you were saying there was another road there that you couldn't do your loading dock on either. Then you sound like there was a another side where you couldn't do your loading your trash loading dock. So where did you expect them to put the trash loading dock? I mean this seems like a good plan to me. Where was it supposed to go? Well thanks for the question. So while the I just started with. Sorry Suzanne Wright Department of Planning and Development. I think what you're referring to is when we're talking about the Johnson block.

[03:23:26] The Johnson block is over at the corner of Kolsher and Route 123, and so there is a vehicular entrance shown on the CDP there for that reason, that there's literally nowhere else that the traffic could accommodate it. I won't go into everything about where all the entrances were, but the proffers that were cited here, when we did these applications back a decade ago, we were tasked with being flexible and providing you know ways that you could improve and refine with FDPs and I think

[03:24:02] that we had our point is that the proffers allow you to refine it we just do not feel that the place that they have put their loading and trash reflects the the character of what was approved that's basically it's just a disagreement of that okay well I like where the loading dock is that's thanks other questions Supervisor Alcorn yeah thank you just very quickly up so I believe it's the Van Buren block across the street on Platform Avenue what's going in there it was approved with FTP was an intern use like park and

[03:24:40] recreational uses on that but not residential anytime soon right it's ultimately yes for the CDP it was approved with residential on that block and also a park well with the trash and the loading dock across the street i would hope at that by that point there's a consolidation of that so that the people across the street that move in there aren't going to hear that before 7 a.m and after 9 p.m every night so is that is that part of the proffers or no maybe that's too far into the future well um for the van buren block

[03:25:13] um the pickup drop off at the i'm sorry the loading was envisioned on um chambering road so it's a separate place and so the the vision for platform avenue is like there's no um vehicle or um entrances so yeah i got that but we would we would have to come back through with an fdp thank you for the van buren block and i'm sure that all right thank you very much addressing that issue okay thanks okay supervisor walkinshaw thank you just um for for the applicant on the on

[03:25:48] On the 7 a.m. to 9 p.m. restriction, I'm assuming that's in the underlying, the existing proffers? Because I don't see it in the proffers dated April 28th. It's in the development conditions. It's in the development conditions that we proposed.

[03:26:03] So, and just so I'm understanding, because you reference how this has worked at other properties. So if there's a delivery headed to the new hotel and they get stuck in traffic on the American Legion Bridge and it's 7.07 a.m., that truck ain't going to make the delivery?

[03:26:23] I mean, is that really how it has worked and how you expect it to work? Well, I mean, that's a hard thing to say. I mean, if it's 7.07, I don't know if there's any. 8.37. Well, then I don't think they'd be able to deliver, no. Okay.

[03:26:40] And just for staff, I mean, along the lines, can you talk through again, you did it in the initial presentation, what you view as the alternative location or layout for the trash and loading dock?

[03:26:59] You mentioned perhaps in the future the possibility of one consolidated garage for both buildings. and i took that to mean the trash and loading dock could be incorporated into that one consolidated garage but i haven't been able to understand the images we've seen exactly how that could or would work uh thanks um let me pull out the plans here okay so so the approved cdp as you can tell from

[03:27:38] here, on the South.4 drive, the loading for the entire block was envisioned on South.4 drive. So potentially in the future, staff would like to see if there is possible to consolidate that loading to South.4 drive or maybe relocate that loading and try to on platform 2 South for Drive with the development of the remainder of the

[03:28:16] block which was which is consistent with the approved CDP okay thanks any other questions at this time seeing and hearing none this is a public hearing believe it or not I have no one who signed up in advance to testify on this matter however is there anyone in the auditorium that would like to speak on this subject this is a public hearing anyone who would like to speak on this matter seeing and hearing no one let me ask if we have any callers there are no callers there are no callers at this time we would welcome any final comments

[03:28:53] from the applicant there's nothing to rebut but okay closing comments and a recommendation from County staff on May 1 2024 the Planning Commission recommended approval of these applications as stated in the presentation. Staff is not supportive of the applications because of policy design functionality and operation concerns with the new service entrances on platform MU. Thank you. Thank you

[03:29:26] very much. Any questions from board members? Any questions from board members? Let me just ask one just following up on what we talked about earlier and I just want to recommit. It's along the lines of what Supervisor Walkinshaw was mentioning.

[03:29:44] I mean, we have seen applications on a much smaller scale than this come forward with commitments like the time frame of the doors being allowed to be open, as mentioned before. And I would strongly encourage the applicant to consider using some form of technology to maintain that.

[03:30:03] I don't know if that's been something that's been thought of before, but managers change, employees change. I can see where this would not be the highest priority of the staff maintaining that, and

I can also see where it would be extraordinarily challenging for our code enforcement to be able to deal with that.

[03:30:23] So if there's an automated way to set in motion that restriction that would have to be overridden somehow, I would just strongly encourage that because while I understand all the work that's been done and I understand exactly where staff is coming from on the policy, I do feel like the applicant has done a very good job addressing a difficult situation.

[03:30:47] I'm actually already forward to the implementation stage and worrying about how we're going to maintain these restrictions from a code enforcement standpoint. And so I do think that's something that if the applicant would commit to continue to converse with her client about a way to automate that, make our life easier after the fact, just a comment as we move forward.

[03:31:12] Any additional questions of staff? Supervisor Palchuk. Could you confirm for us the possible breakthrough panel, why that's been included here and what possible, just to reconfirm what possible uses there could be for that panel, what's the possible vision of being able to connect to the other side?

[03:31:36] Well, thanks for the question. So staff, what staff, staff suggestion is staff maybe the applicant can commit, well, the applicant has identified this possible location for like a knockdown panel for allow, like in theory, allow for a vehicular connection between this half the block and the remainder of the block of the site when it is developed.

[03:32:07] however there's no firm commitment for that to create that connection and there's no commitment to design the structure or circulation of that garage in the future in the way these two attached but separated buildings can be connected so it's just a note on the plan and there's no commitment staff had trying to work with the applicant to -- with the firm commitment, but it's not at the willingness of the applicant.

[03:32:40] But you do see a world of possibility, I'm not an engineer, where it's feasible that -- Yeah, that location, generally it's going to be on the ground floor to connecting the first floor -- the ground floor of the two garages, most likely for the vehicles, for the two -- Pass interview.

[03:32:59] -- two passing the garage, But the possibility of -- it's probably not going to play a lot to -- on that additional trash and loading entrances on Platform Avenue. Commissioner -- I mean, Supervisor Project Mary Ann Tai, Department of Planning and Development.

[03:33:18] The reality is, even though they show the notation of the possible knockout panel, it's not going to happen. We had that discussion with the applicant throughout the review process, and they've told us repeatedly, this the hotel does not prefer vehicles to travel through the garage so we recognize it's an opportunity that vehicles could travel through the garage and it's it's really what was designed with the block that it was designed with one garage under the entire block and that's why there was access only from anderson and from dartford drive but i mean the reality is it's it's not going to happen and like sonny said there's no commitment and i appreciate you share that and my final

[03:33:53] question is if we could go back to that image that has the um two potential fdp um well the cdp including both the retail i think it had the office the the housing the re the residential options on there and the initial application just so we're clear is the reason that this is i think it's come up this is so challenging is that the initial application was for a whole block large one large office building i don't know if you have

that with the three images and that part of the challenge well the main challenge has been um in the current environment they've come forward with a very different

[03:34:31] application for half of the block which blocks off the entrance uh on the other side i'm blanking on the name of that road right now um on south dartford drive um i believe and so that's that's where the main challenge is with access being limited away from platform is that correct um there we go generally yes but um basically this This is a typical block which was envisioned in the CDP with a single building and the size isn't typical.

[03:35:03] While the comprehensive plan calls for possible consolidation, however, this is in the opposite direction. So which -- and also with the change we used and on unified design which creates such kind of disconnection between the two blocks and leave some question for the remainder of the block thank you thank you are there any additional any additional questions uh seeing none i will now close the public hearing and recognize supervisor paul chick for a motion

[03:35:41] uh thank you very much mr chairman and first of all huge thanks to ms yang uh to marianne as well and suzanne and all the staff who worked on this the park authority uh thank you to the applicants for um you know really i believe putting up a best possible effort to try to address some of these challenges. Before I make the motion, there are a couple of things that really stand out on this application, and I appreciate my colleagues for their patience. I don't generally ask as many questions, but I think that this has been a difficult application and just being able to

[03:36:15] understand why it is where it is. First of all, I think the one thing that is very clear is that we're a very different economy than we were over a decade ago, and so I know that as our applicants come forward, we are starting to see some different types of applications that were maybe not envisioned in the original plan.

[03:36:37] Another thing that's important about this is that, as was shared, this is an FTP for about half of the CDP, so about half of the site. The other half is still going to come forward to us, and to me, that gives me a lot of relief that we'll be able to understand once that comes forward, whether it ends up being office or residential that continuing to look at both the circulation the pedestrian experience the park spaces the open spaces and how we continue to build this out both as that really beautiful build-out of the platform Avenue as a

[03:37:13] pedestrian forward area of shared traffic and and more beautiful pavers than we tend to see on some of our county roads that there's a lot that we need to look at it is attractive it does enhance the pedestrian experience a lot of what they've done the sidewalk I know this garage door is gonna come back to us my office and the Planning Commission and I think that chairman had a very creative forward-thinking idea because as we know with code compliance it can be difficult so generally we prefer not to have to rely on programming but I do

[03:37:51] appreciate that the development conditions do apply that programming but a supervisor Alcorn mentioned we're gonna have to be very mindful of the eventual residents will be across the street from there I know many of us have love our noise complaints and want to make sure that we are mindful of that but I am happy that it means you won't have vehicles during daytime hours generally on platform so it is a give-and-take it's not it's not perfect application but there are a lot of good things going for it um the other thing i appreciate is

[03:38:25] that the internal drop-off i think it is very uh pedestrian focused it is a beautiful space for people to be able to walk in or be dropped off in order to enter the two hotels um and i appreciate that the uh the trails the scotts run valley stream park i think is such a jewel of scotts run south and really why we're seeing so many residential applications and a community being built out here and so I think this will add to that community it comes with its challenges and we'll continue to follow it through as the next FTPs come through but there's definitely

[03:39:04] opportunity to continue to enhance those experiences I've learned more about trash loading than I ever wish to in my Tyson's applications and I know it's not ideal but do think that the applicant has been able to find the best possible solution in the constraints of having half of the site for this available I appreciate that the that trail connection while it was not originally envisioned is one that we've been looking at and think would be really important from the trails going up the the stream valley over to the western side the old meadow roadside which are not currently there so I think that is a good approval and

[03:39:42] finally the Planning Commission did approve this vote was seven with four abstentions and so it is not a perfect application but I think in the world of good enough it has passed that bar my applicant and from my point of view I know it does not meet with the staff that one issue with the trash and we will continue to monitor not just that but also what with the Park Authority water the best way to move forward in addition to that I think we're seeing a few applications at this point as the Tyson's comprehensive plan reaches its

[03:40:20] early teen years as to what is working and are there some we're starting to see sort of a few issues whether it's the consolidation of that the 10 acre requirements whether it's how we look with the parks at urban spaces and how we expect those to be here and some other areas just to understand the new nature of the economy and what is viable in this area so I think there are some questions that I will continue to work on with staff as we move forward and better understand the plan and its current implications but all of that

[03:40:56] being said and all of the details on this specific site again while not perfect definitely won't let that be the enemy of the good on this one and I think it is a very good application coming forward with commercial viability which is definitely a challenge right now in Tysons and in urban spaces and I think a good concept for our Hilton headquarters down the road from here to be able to understand how viable they are in this area so all that being said I want on I definitely I apologize want to thank my staff the Planning

[03:41:33] Commissioner and everyone who's worked on this application especially Mike and Devin in my office have spent countless hours with staff and with the applicant so now to that mr. chairman I move that the Board of Supervisors approved PCA 2011-PR-011-04 and CDPA 2011-PR-011, subject to the executed proffers dated April 28, 2024.

[03:42:03] You've heard the motion. I'm happy to second that, along with Supervisor Herity. Discussion on the motion? We've had a lot of discussion already. Let me just say I totally respect the position of staff on this.

[03:42:19] I think this was, as was mentioned, a difficult case. I don't think staff is wrong. I think they're right. I just think this is a tough, tough way to come up with a solution. I have to admit I think the applicant did a very good job, as good a job as I could imagine, in addressing a very difficult situation with a very complex application.

[03:42:41] And so, as was mentioned before, we'll have other bites at the apple, literally, as other pieces of this come together moving forward. But do appreciate everyone's work on this and what I think is a healthy compromise at this stage of development. And these cases and their complexity just seem to get always much, much more difficult.

[03:43:02] And the work that staff puts in to these is just amazing, and I want to recognize that. With that, all those in favor of the motion, please say aye. Aye. any opposed any abstentions and that motion carries thank you very much thank you our next public hearing i understand is being deferred which is a public hearing on pca 2011-pr-023-04

[03:43:30] cdpa 2011-pr-023-03 rzpa 2022-pr-00115 city line partners llc in the providence district Supervisor Palchik. I call you, Mr. Chairman.

[03:43:48] I have it right here. I move that the Board of Supervisors defer the May 7, 2024 public hearing for PCA 2011-PR-023-04 and CDPA 2011-PR-023-03 to a date certain of May 21, 2024 at 3.30 p.m.

[03:44:13] And the Chair will second that motion. is there any discussion on the motion seeing and hearing none all those in favor of the motion please say aye aye any opposed any abstentions that motion carries and that brings us to our first four o'clock item although it is 520 and that is a public hearing to consider an ordinance amending article 9 of chapter 82 of the fairfax county code relating to the right-of-way afforded two pedestrians and at this time obviously we're finished with land use cases at this time i would

[03:44:46] recognize staff for a staff presentation good afternoon uh greg steverson with uh the fairfax

[03:45:30] county department transportation um i don't believe we were doing a staff presentation on this one necessarily um but the concept behind it is basically to um update the fairfax county code to match the state code to work towards stopping for pedestrians at uncontrolled locations and to basically, in a situation where a vehicle is stopped, to not have another vehicle overtake that vehicle. Additionally, this would allow for the county to provide signage to allow

[03:46:09] for fines between $100 and $500 for vehicles that don't stop for pedestrians. Signs that we have up in a number of locations right now that say yield to pedestrians, we'd be able to change those out to match the county code to say stop for pedestrians.

[03:46:27] And so that's the overarching kind of change that we're looking to make to our county code at this moment. Okay. And we did have quite a bit of conversation about this, I believe it committee, but I do remember it here when we authorized the public hearing to be held this evening. So let me ask my colleagues if they have any questions of staff.

[03:46:51] Any questions of staff? Okay. Not seeing any. This is a public hearing. I do have two speakers who have signed up in advance to testify. Our first speaker is joining us by phone. Mike Doyle. Is Mr. Doyle on the line? Yes, I am. Welcome. The floor is yours. Okay. Thank you.

[03:47:12] I am the founder of the Northern Virginia Families for Safe Streets. We're a pedestrian focus group. We have chapters in Alexander Arlington, and that is a very important chapter in Fairfax.

[03:47:28] My colleague, Chris French, will talk about the Fairfax chapter perspective. I'm talking in reference to how this regulation, which we went to Richmond and advocated for over a year ago, is so

important to pedestrian safety and having been a crash survivor of a driver who ran me over in the middle of a crosswalk it really can make a difference it's not the magic bullet but it can

[03:48:02] slow drivers and stop them from from running stop signs or passing another car and then killing somebody so we strongly urge on behalf of all of our chapters because a lot of our members travel in and around fairfax we strongly urge the board to pass this ordinance and then if i may say one other recommendation or suggestion if the board could consider on a remote testimony if you

[03:48:38] you could consider using a virtual Teams or Zoom or something. I think that would help enhance the presentations for people like myself who can't make it in person at the meeting.

[03:48:53] Just a request. Thank you. Thank you very much. Speaker number two is Chris French, who is here. If you could come on down. Welcome. Thank you, Chairman McKay and board members.

[03:49:12] Mike didn't step on too much of what I was going to say, but I will keep it brief. Good afternoon. My name is Chris French, and I'm the president of the Fairfax Chapter of Northern Virginia Families for Safe Streets, again, an all-volunteer pedestrian safety organization. And I come today to speak in support of the amendments with authorization from Richmond and funds already approved by the board and still available.

[03:49:33] I'm not exactly sure what we're debating today, but I'm always happy to come here and speak in support, so I will keep it short. I did note in the board package that under the equity impacts heading, there was one word which said none. And perhaps that means no adverse equity impacts.

[03:49:51] But I will just take a moment to say that I would respectfully disagree with that categorization until the board and the state implement meaningful programs and solutions to reduce, if not eliminate, traffic violence in our county. I will continue to stand here and remind you of the work of your own health department.

[03:50:11] the fairfax county health department recently did a study a very in-depth study stating that pedestrians in black and brown and minority populations in the county are killed or seriously injured at rates two to three times that of the white population so pedestrian safety is an issue in equity as well as a public health concern so as mike said i will concede that this is not this is just but one small piece i think of a much larger toolbox of solutions but it will be beneficial nonetheless particularly i would say if the county conducts corresponding driver education and enforcement campaigns to go along with these changes it's very clear from my

[03:50:51] experience speaking with county residents that pedestrians attempting to cross at uncontrolled crossings feel very much under threat by the drivers that surround them but anecdotes excite i'll share a little bit of data with you and let that speak for itself this morning i took about 425 of the most recent reports submitted to our Near Miss and Dangerous Locations app.

[03:51:15] And out of those 425 reports, 282 of them involved incidents occurring at crosswalks. 222 of those 282 reports noted a driver's failure to yield as the primary behavior of concern in the incident.

[03:51:34] I also fed the data into an analytical tool. Our friend Chad GTP had asked it to summarize the data, and it said, Many comments point out noncompliance issues among motorists, such as failure to yield to pedestrians, ignoring crosswalk signals, or speeding through designated pedestrian zones, indicating the need for enhanced enforcement and public education campaigns.

[03:51:56] Looking specifically at data involving mid-block crossings, the reports are similar. High speeds, posing risk to pedestrians, lack of clear signage, or markings indicating the presence, even the presence of a mid-block crossing, and again, numerous drivers failing to yield.

[03:52:15] So I'm just going to read three excerpts from those reports real quickly, and I'll wrap up my testimony. Teresa Crowley says, crossing Beulah at Abbotsford means you're taking your life into your hands. It doesn't matter if you're in the crosswalk, people speed up, swerve around you, etc.

[03:52:31] Very dangerous when I'm crossing with my disabled son or alone. Colleen Foster, drivers not showing or stopping for pedestrians in the crosswalk. Excuse me, not slowing or stopping for pedestrians in the crosswalk. This morning, my son once again had a driver fly through the intersection while he was trying to safely cross the crosswalk.

[03:52:49] Max Gustafson, there is a crosswalk for my daughter and I to cross Balls Hills Road. However, cars never stop for us and drive 40 plus miles per hour while we're playing Frogger to get across the road. I will not read the other 279 reports involving crosswalks in that data set, but imagine that's three reports.

[03:53:09] This is happening across the county. So thank you for your time. I hope it's kind of a no-brainer for you guys. We look forward to seeing the signs go up, as well as the necessary public outreach and education campaigns, as well as enforcement, crosswalk enforcement. And please let us know how we can help.

[03:53:26] Thank you very much, Chris. always appreciate your testimony and your advocacy so thank you this is a public hearing is there anyone else present who would like to speak okay if you can come on down after this speaker is there anyone else here who wants to speak on this matter this is a public hearing anyone else who would like to speak on this matter I'm not seeing hearing anyone if you could please just state your name and address for the record sure Rachel Shryman 2970 winter jack lane in fairfax which is in the providence district so it sounds like you've had already great testimony but since i rushed here to get here by four o'clock from the gym um i'll give

[03:54:05] you mine so i am a visually impaired disabled resident of fairfax county who became a primary pedestrian five years ago when i lost the ability to drive a car so we live near the mosaic district which was developed, and we moved in part for pedestrian access, but I'm also a pedestrian throughout the county as I rely on public transportation.

[03:54:29] So I experience on a daily basis having to cross a marked crosswalk across Eskridge Road. Supervisor Palchuk has been out to see us, which we truly appreciate it. Cars do not stop when you are in the crosswalk or when you're standing on the corner waiting to cross the crosswalk.

[03:54:52] And even more terrifying, and I've almost been hit multiple times, is the secondary issue, which I think is even more important, which this addresses. When a driver does follow the law and stop for a pedestrian in the crosswalk, very, very frequently a car from behind them will enter the median at high speed.

[03:55:17] they honk their horn, they're angry, they go into the median, and they blow through the crosswalk. So that is terrifying. It's incredibly dangerous. We are very, very lucky that we haven't had a major accident at that intersection.

[03:55:34] There is a middle school involved here as well, so there are not only pedestrians, disabled or not, but there are children who cross with some frequency across that particular intersection. So I urge the board to approve this.

[03:55:52] We have been begging FC.4 signs to better mark the intersection asking exactly what this provision would allow, which are signs that say it is state law to stop for pedestrian and what the fine is.

[03:56:08] And because it hasn't been part of the code, we have not been able to get those signs. And I'm sure there are other communities throughout the county that have the same issues, and I think that adopting this would solve these problems. So as a disabled resident of the county, I urge you to do this for all of us that are forced to be pedestrians, and thank you for considering it.

[03:56:32] Thank you very much, Rachel, for your testimony. and we were all nodding in agreement as we listened to your testimony because we all have seen exactly what you just described here. To your point, this is not one intersection. It's all over the county, and we have all witnessed and some cases been involved in exactly what you just described.

[03:56:54] So if there's no other speakers here present to testify on this matter, let me ask if anyone has called in. No one has called in. Closing comments and a recommendation from county staff. County staff recommends approval. Thank you very much. Questions from board members, Supervisor Palcic.

[03:57:18] Thank you. First of all, big thank you to our Providence residents, Chris and Rachel, for your continued advocacy and work on this. One question and then a comment. Eskridge is a road I spent much time on in the past four years trying to see what can be done. Can you confirm for me while we await sort of the longer engineering proposals working on that these signs really are eligible for signage on those crosswalks on Eskridge Road?

[03:57:49] For unsignalized, uncontrolled location they are, it's a process that has to come through the board. This particular process and the eventual board item that's coming in June is going to be about replacing the signs that currently exist. but for locations in the future, it's something that the board could approve for sure.

[03:58:09] Thank you. And before we vote, I just, I have to mention, I know many of us saw the initial pilot that I know Chris and so many have worked, helped us push along with the school zones and the cameras. We finally got it up on Blake Lane. And we know that education, engineering, and enforcement, right?

[03:58:29] So every little piece helps engineering take so long. I'm just so grateful that we're finally at the day when we have some additional enforcement and some additional both, I think, signs for education and enforcement. So really, really happy to see this.

[03:58:44] Well, I know there's a lot of work ahead. Every little literal step counts. So thank you to the staff who are here and also not here, our legislative teams as well. And I believe Tom Arnold and others who work on this. Thank you for your work. Very, very happy to be voting on this today.

[03:59:01] Okay, any other questions? Seeing and hearing none, I will now close the public hearing and recognize our Transportation Committee Chair, Supervisor Beerman. I move that we adopt the county executive's recommendation and adopt amendments to Sections 82-9-2 and 82-9-7 of the Fairfax County Code.

[03:59:25] I'm happy to second that, along with a whole lot of people, Supervisor Jimenez, Smith, Palchuk, perhaps others. I don't think this will be a close vote based on that. All those in favor of the motion, please say aye. Aye. Any opposed?

[03:59:41] Any abstentions? And that motion carries 9 to 0. Supervisor Herity not being in the room. Thank you very much. Our next public hearing is a public hearing for the enlargements of Panoramic Hills Area 1 and Pleasant Ridge Area 2 sanitary districts for Refuse Recycling Collection Services and the decreation of Linconia Area 1 Sanitary District to remove refuse recycling and vacuum leaf collection services in the Mason District.

[04:00:12] And as soon as staff is ready, we would welcome a staff presentation. Good afternoon, Mr. Chairman and members of the board. My name is Lainey Cook, and I'm with the Department of Public Works and Environmental Services.

[04:00:31] The Solid Waste Management Program has three petitions going forward in the Mason District. The first petition request was received on November 11, 2022, and the petition process started on November 29, 2023, regarding the enlargement of Fairfax County Refuse and Recycling Collection Services in the Panoramic Hills Area 1.

[04:00:52] The petition area includes one property, and they are in favor. The second petition request was received on July 14, 2022, and the petition process started on July 13, 2023, regarding the enlargement of Fairfax County refuse and recycling collection services in the Pleasant Ridge area, too.

[04:01:13] The petition area includes 19 properties with 16 in favor, one opposed, and two were unresponsive or unable to be reached. The third petition request was received on November 30th, 2023, and the petition process started on January 25th, 2024, regarding the decreation of Fairfax County Refuse Recycling and Vacuum Leaf Collection Services in the Linconia Area 1.

[04:01:38] The petition area includes three properties with two in favor, zero opposed, and one was unresponsive or unable to be reached. Okay. Thank you very much for that presentation. Are there any questions of staff? Any questions of staff? Seeing and hearing none, this is a public hearing. I do not have any speakers who signed up in advance to testify on this specific matter. Is there anyone present who would like to speak on this matter? Anyone who would like to testify, this is a public hearing. Seeing and hearing no one, let me ask if anyone has called in.

[04:02:15] There are no callers. There are no callers. Closing comments and a recommendation from county staff. staff recommends approval for all three petitions thank you very much last check questions from board members any questions from board members seeing and hearing none we'll now close the public hearing and recognize supervisor Jimenez for a motion mr. chairman i move for approval of the county's executive recommendation for the enlargement of panoramic hills area one and pleasant ridge area two sanitary districts for the purpose of providing county refuse and recycling collection services in mason district dta local district 1b and the chair will

[04:02:54] second that motion along with supervisor lusk any discussion on the motion seeing and hearing none all those in favor of the motion please say aye aye any opposed any abstentions that motion carries that brings us to our next public hearing which is a public hearing for the creation of Wilton Woods Area 1 Sanitary District for refuse recycling collection services and the decreation recreation of Bush Hill Woods Area 1 Sanitary District to add vacuum leaf collection services in the Franconia District.

[04:03:29] And if we could please get a staff presentation. Good afternoon, Mr. Chairman and members of the board. My name is Lainey Cook, and I'm with the Department of Public Works and Environmental Services. The Solid Waste Management Program has two petitions going forward in the Franconia District.

[04:03:45] The first petition request was received on September 8th of 2022, and the petition process started on September 12th, 2023 regarding the creation of Fairfax County Refuse and Recycling Collection Services and the Wilton Woods Area 1.

[04:04:00] The petition area includes 105 properties with 72 in favor, 8 opposed, and 25 are unresponsive or unable to be reached. The second petition request was received on October 10, 2022, and the petition process started on October 6, 2023, regarding the decreation slash recreation of Fairfax County refuse and recycling and adding vacuum leaf collection services in the Bush Hill Woods Area 1.

[04:04:28] The petition area includes one property with the one property in favor. Thank you very much for that presentation. This is a public, let me ask before we go to public hearing, are there any questions of staff? Seeing and hearing none, this is a public hearing.

[04:04:46] I do have one speaker who has signed up in advance. John Isinger is here. John, if you could come down and provide your testimony. Is anyone else here who would like to testify on this specific matter? Okay. Mr. Isinger, welcome. Good afternoon.

[04:05:02] My name is John Isinger and I live in Mulberry Court within the proposed Wilton Woods Area 1 sanitation district. I've lived there for approximately 10 years, and I've been in Alexandria for about 20. Prior to moving to Wilton Woods, I was on Bellevue Boulevard where we received county services and were quite happy with them.

[04:05:21] We never had problems with paying. We never had problems with scheduling. We were able to set up special collections, even though we had to plan a bit in advance. And I honestly never thought in my life that I'd be testifying before the Board of Supervisors in praise of sanitation services, but here I am.

[04:05:38] We moved to Wilton Woods and first got services from Republic, and after about two years or so, moved to American due to poor service and rising costs. And Americans turned out to be no better and maybe worse, but we have really no alternatives at this point.

[04:05:54] We've had problems where for a couple of weeks we've received no services at all, and I've had a Christmas tree sitting out on the curb for more than a month. This is a particular problem for me because I live at the bottom of a pipe stem off a cul-de-sac. So my collection is all sitting in front of someone else's house, and they're not very happy to have it sitting there for a couple of days, much less for weeks.

[04:06:16] So I have to cart my stuff up and down a large hill repeatedly, hoping that they'll actually collect it. We've had problems with billing. Prices keep going up. Services keep going down. Setting up automatic billing is a pain. Customer service doesn't exist.

[04:06:32] We call, we email, we see no responses, or we get promises that are never kept. We've had three trash cans within the last couple of years get damaged by the trucks. And it takes six to nine months to get them replaced. This has just been a nightmare. We have a lot of kind of community activity within our neighborhood.

[04:06:51] And we have like a Christmas party. We have a party at Fourth of July at Halloween. We just had one for the Kentucky Derby this weekend. So I have a lot of opportunities to speak to other people within my neighborhood. And sadly, we speak a lot about the sanitation situation and our troubles and our frustration at not having an available option.

[04:07:10] So I'd ask on behalf of my family and my neighbors that you approve our request and create Wilton Woods Area 1 Sanitation District and extend the collection services to our neighborhood. Thank you very much for your time. Thank you very much.

[04:07:26] Thank you for your testimony. Appreciate you coming out. Is there anyone else here who would like to testify on this matter? This is a public hearing. Anyone else present who would like to speak? Seeing and hearing no one, let me ask if we have anyone who's called in. There are no callers. There are no callers. Any closing comments or recommendation from county staff?

[04:07:44] Staff recommends approval for both petitions. Thank you very much. Last call, questions from board members. Seeing and hearing none, I will now close the public hearing and recognize Supervisor Lusk for a motion. Thank you, Mr. Chairman. I'll make two motions for the first in light of the comments from the last speaker.

[04:08:03] I move approval of the county executive's recommendation for the creation of Wilton Woods Area 1 Sanitary District for the purpose of providing county refuge and recycling collection services in the Franconia District DTA Small District 1.

[04:08:20] And the chair will second that motion. Is there a discussion on the motion? Seeing and hearing none, all those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? That motion carries. Second motion, Mr. Chairman. I move approval of the county executive's recommendation for the recreation of the Bush Hill Woods Area 1 Sanitary District for the purpose of providing county refuge and recycling and adding vacuum leaf collection services for one customer in the Franconia District, DTA, Local District 1B.

[04:08:56] So moved. And the chair will second that motion as well. Any discussion on the motion? Seeing and hearing none. All those in favor of the motion, please say aye. Aye. Any opposed? any abstentions and that motion carries mr. chairman yes may we return to the preceding public hearing i believe that only half of the motion has been made at this point and we need to address the decreation of linconia area one sanitary district okay and that was supervisor manez it was thank you mr chairman mr chairman i move for approval of the county's

[04:09:31] executive recommendation for the decreation of linconia area one and sanitary district for the purpose of removing county refuse recycling and vacuum leaf collection services in mason district and the chair will second that along with supervisor lusk uh any discussion on that motion seeing and hearing none all those in favor of the motion please say aye aye any opposed any abstentions and that motion carries thank you uh and that brings us to our next uh public hearing which is a public hearing for the creation of mclean manor area six sanitary district and

[04:10:08] enlargements of Bowles Area 1, Churchill Area 2, McLean Manor Area 7, Westmoreland Area 1, and Willow Run Park Area 1 sanitary districts for refuse, recycling, collection services in the Drainville District. And we would welcome a staff presentation.

[04:10:27] Good afternoon, Mr. Chairman and members of the board. My name is Lainey Cook and I'm with the Department of Public Works and Environmental Services. The Solid Waste Management Program has six petitions going forward in the dreamsville district the first petition request was received on october 18 2022 and the petition process started on october 11 2023 regarding the creation of fairfax county refuse and recycling collection services in the mclean manor area six the petition area includes 51 properties plus three vacant lots with 28 in favor four opposed and 19 were

[04:11:01] unresponsive or unable to be reached the second petition request was received on november 4 2022 and the petition process started on november 13 2023 regarding the enlargement of fairfax county refuse and recycling collection services in the balls hill area one the petition area includes 36 properties with 25 in favor one opposed and 10 were unresponsive or unable to be reached the The third petition request was received on November 22, 2022, and the petition process started on December 27, 2023,

[04:11:37] regarding the enlargement of Fairfax County Refuse and Recycling Collection Services in the Churchill area, too. The petition area includes 13 properties with 12 in favor, 0 opposed, and 1 was unresponsive. The fourth petition request was received on November 4, 2022, and the petition process started on November 6, 2023, regarding the enlargement of Fairfax County Refuse and Recycling Collection Services in the McLean Manor Area 7.

[04:12:04] The petition area includes 76 properties, with 41 in favor, 7 opposed, and 28 were unresponsive or unable to be reached. The fifth petition request was received on August 16, 2022, and the petition process started on August 21, 2023, regarding the enlargement of Fairfax County Refuse and Recycling Collection Services in the Westmoreland Area 1.

[04:12:27] The petition area includes five properties with three in favor, zero were opposed, and two were unresponsive or unable to be reached. The sixth petition request was received on September 19, 2022, and the petition process started on September 18, 2023 regarding the enlargement of Fairfax County Refuse and Recycling Collection Services in the Willow Run Park Area 1.

[04:12:51] The petition area includes 23 properties with 14 in favor, 3 opposed, and 6 were unresponsive or unable to be reached. Thank you very much. Are there any questions of staff? This is a public hearing, and I do have one speaker who has signed up in advance to testify, who is here, Jeffrey Steele.

[04:13:11] After Mr. Steele, is there anyone else here who would like to testify? Okay. Welcome, sir. The floor is yours. Jeff Steele, Hazel Lane. Unlike the previous speaker, I've been a satisfied customer for 18 years now.

[04:13:28] I want to just say one thing about our trash collection experience as I've experienced it, and I'd like to go back to the pandemic when there were lots of services that were not working very well, both public services and private services. And I thought I was going to be the trash man for the neighborhood and have to haul it out.

[04:13:47] But it got done, yeah. And even a little bit more impressive was when the recovery from the pandemic came and pretty much anybody who was alive and willing to work was being snapped up all over the place.

[04:14:02] And nobody wanted to work in trash collection, but our trash got done. And so I think it's very unfortunate that the company that's provided my services and more importantly, the workers who do it, who now that I'm retired, I see them when I'm working in the yard.

[04:14:21] and I see them coming home, and I recognize them. It's unfortunate that their business and part of their livelihoods are taken away. So that's all I had to say. Thank you. Thank you very much, Mr. Steele. Is there anyone else present in the auditorium that would like to testify?

[04:14:38] Anyone else present who would like to testify? Seeing and hearing no one, let me ask if we have anyone who's called in. There are no callers. Any closing comments and a recommendation from county staff? Staff recommends approval for all six petitions. Okay. Any questions from board members?

[04:14:56] Seeing and hearing none, I will now close the public hearing and recognize Supervisor Beerman for a motion. Thank you. I move for approval of the county executive's recommendation for the creation of McLean Manor Area 6 Sanitary District for the purpose of providing county refuse and recycling collection services in Drainsville District, DTA, Local District 1A1.

[04:15:20] You've heard the motion. The chair will second that, along with Supervisor Lusk. Any discussion on the motion? Any discussion on the motion? Seeing and hearing none, all those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? And that motion carries.

[04:15:36] Thank you. I have a second motion as well. You do. Supervisor Beerman. Sorry. I move for approval of the county executive's recommendation for the enlargement of five sanitary districts for the purpose of providing county refuse and recycling collection services to the balls hill area one church hill road church hill area two mclean area manor area seven westmoreland area one willow run park area one in the drainsville district dta local district 1a1 and the chair will second that along with supervisor lusk any discussion on the motion

[04:16:14] seeing and hearing none all those in favor of the motion please say aye aye any opposed any abstentions and that motion carries all right that brings us to our final public hearing of the day which is a public hearing on proposed plan amendment 2020-cw-1cp public facilities policy

[04:16:35] plan and as soon as staff is ready we would welcome a staff presentation thank you mr chairman and members of the board of supervisors i'm salem bush i'm joined by chris caperton from the Department of Planning and Development. Also here is Martha Reed from the Department of

[04:17:13] Management and Budget. And we also have Tia Raju and Martha Sansaver from the Department of Public Works and Environmental Services. And the Department of DPWS and Management and Budget, they've been a core team and partners in coordinating this plan amendment update and recommending the revised revisions to the public facilities policy plan, their experience in planning and design and funding for public facilities and infrastructure projects throughout the county has been crucial to the update.

[04:17:45] I'd also like to recognize others who are not here, including Vrishali Oak, Dennis Holder, Michelle Stahlhut, and Leanna O'Donnell, who are also a huge part of the coordination of this plan amendment. I'm very excited to be here this evening and present the proposed revisions to the public facilities element of the policy plan.

[04:18:02] There's been a lot of coordination and planning for the project over the last few years. Tonight, I will present a high-level overview about the coordination, how it's occurred, and how we've arrived at the proposed draft text. More details on the planning process can be found within the staff report dated March 6, 2024.

[04:18:21] In the staff report, Appendix 5 shows the proposed revisions with the edits, additions, and deletions. Appendix 6 shows the proposed text in its clean version. In addition to those, I provided a handout dated March 20th, 2024, that shows the three relatively minor revisions that were recognized after the publishing of the staff report.

[04:18:43] So the full authorization was derived from recommendations from the Planning Commission's Schools Committee, Joint Task Force, and a subsequent recommendation from the Planning Commission to more closely tie the CIP process and selection of public facility projects to the comprehensive plan. Around the same time, the Schools Committee recommendations were forwarded to the board that tie into the policy plan update, and more specifically, the education section within the policy plan.

[04:19:08] Ultimately, on July 14, 2020, the board authorized the plan amendment to update the public facilities element of the policy plan and related updates to the area plans that include the planning districts and special area plans, as well as reviewing the alignment of those updates with the CIP.

[04:19:23] So this evening's subject is the public facilities element of the policy plan and its proposed revisions capture in part that authorization. However, more work will be done by DPD in planning the updates to the area plans. That will include updating the existing inventory of facilities.

[04:19:39] The revisions that are presented in the policy plan have policies directly related to the CIP process and comp plan process and will strengthen the alignment of these coordinating planning processes as well. So DPD will continue to work with the Department of Management and Budget and DPWS during the CIP review process to ensure that the new policies of the plan are implemented.

[04:19:59] So to update this whole plan, staff included various inputs, first coordinating with agencies all across the county, aligning with the larger countywide planning documents such as the One Fairfax policy and strategic plan, countywide strategic plan, as well as input from the community and coordination with the planning commission.

[04:20:20] All these factors resulted in the proposed revisions to the public facilities element of the policy plan. So at this point, staff has been in communication and in some cases held multiple meetings with individual, internal, and external agencies to discuss the public facility policy plan update.

[04:20:36] Conversations have revolved around how agencies are planning for new or expanded facilities. What are some of the trends and factors that may be changing how they are thinking about facilities for the future? Input on their experience and thoughts on future collaboration or co-location of projects.

[04:20:53] Their experience with One Fairfax in equity planning, their experience with the 2232 review, and working through the CIP processes and updating the maps and public facilities list within the conference of plan and other topics related to the update. In many cases, this has been an excellent opportunity for DPD staff to discuss the importance of the conference of plan and how it can be utilized for planning and implementation of public facilities and its relationship with the CIP and 2232 review process.

[04:21:21] So throughout the project, staff has engaged over 40 agencies to be part of the discussion and to get their input. These agencies are experts for customer service needs around the county, and they provide an insight into how to create new policy that continue to create top-tier public facilities throughout the county.

[04:21:42] So throughout this process, staff has provided regular updates to the Planning Commission, including seven meetings with the Planning Commission Land Use Process Review Committee. All of these meetings, staff has presented the plan for the update. Some of these meetings were held with joint agencies to discuss specific topics such as co-location, the public-private partnership, and how that relates to public facilities, as well as the 2232 and CIP processes and how they relate to the overall planning processes for public facilities.

[04:22:10] In addition, staff has given an annual update to the Planning Commission CIP Committee, and of course the project went through Planning Commission public hearing on March 20th. So significant community engagement efforts were established to inform the public of this update, to provide transparency to the public on how the county plans, funds, and reviews and approves public facilities.

[04:22:33] A lot of the initial effort was educating the public on the role of the comprehensive plan and in the CIP and 2232 public facility review of new facilities throughout the county. And, of course, to get input from the public on the plan update and how they can be engaged throughout the process. So a plan amendment was established at the very beginning of the project, and we provided regular updates on information on the website on how to contact staff about the important community and planning commission meetings and provided a series of plan or talk videos that were produced by Channel 16 to communicate the complex process that is facilities planning in Fairfax County.

[04:23:10] In total, we had 21 community engagement meetings. In October through December of 2023, staff held 10 of those public meetings. Three of those were virtual meetings open to the countywide public and stakeholders and staff coordinated with the supervisor district offices to hold those targeted community district meetings.

[04:23:29] Second round of engagement occurred from June 29th, 2023 through June 27th, 2023, involving a similar set of meetings where staff presented the initial draft text and received feedback from the community on that. So there's certainly some larger themes that you'll see sprinkled through the proposed text.

[04:23:47] I wanted to point some of these out. One big part of this plan update was to more closely align the policy plan of the CIP and 2230 to process, so you'll see some policies that aim at doing that. Also, we have significantly updated the references to co-location of facilities and tried to use some qualifiers to help promote the co-location of facilities in the right context.

[04:24:07] Additionally, as the county has grown and land is less available than it ever was, we tried to incorporate some policies that encourage more flexibility to plan and develop public facilities with a more urban design approach, and certainly in other themes to provide better access and services for residents throughout the county. And as I mentioned before, there are a significant number of policies that incorporate the countywide vision of the strategic plan and the One Fairfax policy. Remembering that there have been a few minor updates to this plan over the years, but a lot of the existing plan is still as it was in 1990 when it was originally adopted. So there are a significant number of editorial changes and policy changes. Some sections saw more than others.

[04:24:47] A few notable mentions are that sections of schools and libraries and the inventory facility maps have been removed to focus on the inventory facility maps within the area plans. In closing, I really appreciate the opportunity to work with all the agencies across the county. I appreciated the work with all of them. It has been an incredible opportunity for myself to learn more about the overall planning process

for public facilities and meet the excellent public servants and members of the public all across the county. I also appreciate the support of the planning commission, particularly Commissioner Tim Sargent, who is the planning commissioner liaison. We had

[04:25:24] a lot of meetings to develop the framework for this project and inside expectations for the planning commission along the way as well. And I also want to thank Chairman Delci Eichner too and his leadership in ushering the project through pc uh with that um that is in my presentation i can take comments or questions that you may have uh thank you very much let's start with any questions from board members questions supervisor alcorn thank you just very quickly uh first of all great job uh this is very impressive happy this is moving forward i do have a question on proposed objective 14 and this relates to uh mitigation of impacts to school facilities caused

[04:26:04] by growth and residential development i know some of the language there is similar to what we have in the land use elements of the policy plan and the residential development criteria and and that's i guess that's my question uh for the land for the residential development criteria there were it's been a while since we did that that's uh we're all getting older i'm afraid um But is that plan for review, and this would be that part of the lane use element of the policy plan, the residential development criteria?

[04:26:38] Because there were some assumptions that were put in there about sort of where the county is and what we could do that may have changed, you know, over the last couple of decades. Yeah, thanks for the question, Supervisor Alcorn. So, as I think you might know, our department is currently working on another phase of policy plan element updates, which includes the land use section.

[04:27:02] So, it does include that. Okay. So, we will be coordinating with schools throughout the process, and I believe we'll be looking at that section. So, we're looking at the entire section of the land use element. Fantastic. Okay. Thank you very much. You're welcome. Okay. Any other questions of staff?

[04:27:18] Okay. Seeing and hearing none, this is a public hearing, and I have no one who has signed up in advance to testify on this matter. Is there anyone present here who would like to testify on this subject? This is a public hearing. Anyone who would like to testify? Seeing and hearing no one, let me ask the clerk if we have anyone who's called in.

[04:27:35] There are no callers. Closing comments and a recommendation from county staff. So on March 20th, 2024, the Planning Commission voted 10 to 0 to recommend the Board of Supervisors' adoption of Plan Amendment 2020-CW-1CP, as shown in Appendix 5 of the staff report dated March 6, 2024, and as modified in the handout dated March 20th, 2024, staff concurs.

[04:28:02] Thank you very much. Any questions from board members? Seeing and hearing none, I will now close the public hearing and recognize Supervisor Smith for a motion. thank you mr chairman i'd like to put the motion on the table then make my comments i move that the board of supervisors adopt the planning commission recommendation for plan amendment 2020-cw-1cp i'm happy to second that motion uh discussion on the motion supervisor smith on july 14 2020 the fairfax county board board of supervisors authorized the consideration of a comprehensive plan amendment to update the public facilities element of the policy plan and

[04:28:39] related area plans including reviewing the alignment of those updates with the capital improvement program the project was derived from recommendations from the planning commission schools committee joint task force focused on the topics of long-range student population forecasting

school proffers capital improvement program recommendations co-location of facilities equity and access and economic development in addition to addressing these topics the authorization for the plan amendment recommended a coordinated comprehensive county-wide revision to the public facilities policy plan the public facilities element has been updated in parts over the last

[04:29:17] several decades however it has not been comprehensively analyzed for a full revision since adopted in 1990. the department of planning and development staff coordinated with over 40 agencies conducted 21 public outreach meetings and held seven meetings with the planning commission land use process review committee to receive input on the proposed revisions the focus of the revisions included alignment with the county-wide strategic plans vision and the one fairfax policy the result of the updated policy plan will enhance the efficiency and predictability of the planning and approval process for public facilities specifically this update will improve

[04:29:55] the review process and alignment of the capital improvement plan and the comprehensive plan in addition it will provide improved guidance for agencies planning for facilities access and connectivity for residents to public facilities the appropriate selection of facility sites and prioritization to co-locate facilities for more efficient delivery of services and convenient access to the public i do want to thank salem bush for his leadership in this project and all the staff members that worked a lot of work went into this and i think it's an excellent product so thank you very much thank you supervisor smith and i want to echo those comments to salem

[04:30:31] to the whole team uh for a job really well done on the outreach i mean the fact that there's nobody here testifying i think is is a tribute to the immense amount of outreach that you've done on this very complex subject as well as all of our county team those present those not present who participated in this to make sure that you know we got to this point uh today successfully so really well done thank you uh with that uh all those in favor of the motion please say aye aye aye any opposed any abstentions and that motion carries uh and that also brings us to the end of our

[04:31:08] board meeting of may 7th 2024 and with that the board is adjourned