MACHINE TRANSCRIPT · CORAGGIO CONSULTING

Fairfax County Board of Supervisors, Tuesday, June 25, 2024

Date	Tuesday, June 25, 2024
Place	Fairfax County Board of Supervisors, Virginia
Length	5h 13m (video)

- Official meeting video (Fairfax County): https://video.fairfaxcounty.gov/player/clip/3425
- Official Board of Supervisors page (Fairfax County): https://www.fairfaxcounty.gov/boardofsupervisors/

> Machine transcript (speech-to-text) produced by Coraggio Consulting. Not an official county record. Names and numbers may be misspelled; check the video at the timestamp before quoting.

Speech-to-text: whisper.cpp, model large-v3-turbo. Produced 2026-11-01. Each paragraph starts with its time [HH:MM:SS] in the meeting video.

[00:00:03] Good morning, everyone, and welcome to our board meeting of June 25th, 2024, and we are going to begin our board meeting as we always do, which is asking my colleagues if they have anyone they would like to keep in their thoughts and prayers. After that, we will rise for a moment of silence to be followed by the Pledge of Allegiance, and I'm going to begin this morning to recognize Feyre Desiree Benia Ruby, 26-year-old of Springfield. And for those of you who've followed this tragic news, the Fairfax County Police Department continues to investigate the circumstances of her death. And our hearts go out to her

[00:00:43] family and to all those who have been impacted. I know that Feyre was a graduate of John Lewis High School, and this has affected a lot of her classmates. And so if we could keep her and her family and our thoughts and prayers this morning. That would be appreciated. Supervisor Pouchik.

[00:01:06] Thank you, Mr. Chairman. On Wednesday, June 12th, our community lost a true culinary visionary with the passing of Josh Plant. He was the owner of the fermented pig. Josh touched countless people through his love of food, moreover, serving others in Ferex County. His unbridled success in our community at countless farmer's markets, selling his products to neighbors, families, and friends. And then when he was asked by Wolf Trap to take over the ovation, serving guests before concerts and employing over 45 people to run the venue each night.

[00:01:42] In 2022, Josh partnered with a team from Settle Down Easy Brewing to open the Oakton Tasting Room and quickly built a place for the community to gather, share stories, and celebrate life. Josh Plant, a passionate leader and a Vienna local, was a beloved mentor, father, cherished member of the Fairfax County culinary community and he will be deeply missed Thank You Supervisor Pouchek Supervisor Lusk Thank You mr. chairman I just want to echo some comments you made regarding Farah I just want to note that she was

[00:02:17] certainly beloved throughout the community and I just want to acknowledge that one of the comments from mother made about her which I felt resonated very strongly with me was that she was a girl who made herself of service to others if you needed help she would help you right away that says a lot about her and her character and i just know there's a lot of grief in the community several have reached out to me to talk about this and i just appreciate the work that our police department are doing with regard to this issue and i just want to acknowledge to the family that we have you in our thoughts and

[00:02:54] prayers and i also just want to acknowledge that there is a go fund me page that was set up by the family to cover funeral costs uh if anyone here or anyone that's watching is interested in helping the family just wanted to acknowledge that as well and then last mr sherman just acknowledging also the great work of our fire and rescue departments with regard to townhome fire in the franconia district they were able to address what ended up being a 10 townhome fire three with exterior fire and damages and seven with excuse me three with interior and seven with exterior

[00:03:31] damages thankfully there were no injuries to any of the firefighters or any of the civilians so i'm grateful for the service the men and women in our fire department and keeping our community safe thank you mr chairman thank you uh very much supervisor lusk and and on that last point um I had an opportunity to go there last night and to see the damage.

[00:03:53] And I think another thing for our community to be aware of, especially with the type of heat that we have in the community now, is how quickly that heat can cause fires to occur. And this fire started on the exterior of the homes.

[00:04:09] And so obviously a very tragic situation yesterday, but because of the speed of our fire department, a lot of people's properties and potentially a lot of people's lives were saved. And so we can all be diligent in spreading the message about preventing the 911 call, especially in these extreme heat conditions.

[00:04:29] That would be most welcome. Supervisor Alcorn. Thank you very much, Mr. Chairman. I regret to announce the passing of Leanne Arnold. She was a very accomplished and active member of our community. Following her graduation from the University of Virginia School of Law in 1973, she spent five decades working as an attorney.

[00:04:49] While she initially aspired to be a small-town lawyer, she established her practice in Vienna. She became a force in real estate and estate planning law. She also contributed to the public sector. She served on the Fairfax County Industrial Development Authority since 1985, when this district was called the Centerville District.

[00:05:09] And she most recently chaired the IDA and served as the Hunter Mill appointee to this body. She was known to be intensely funny and with an often satirical sense of humor. She was a passionate

softball player, competed with the Golden Girls Senior Women's Softball League well into her 60s, and was an active member of the Metropolitan Community Church of Northern Virginia.

[00:05:32] She will be deeply missed, and I send my thoughts and prayers to her family. Thank you, Supervisor Alcorn. Anyone else who would like to be recognized, seeing and hearing no one, if all who are able could please rise for a moment of silence to be followed by the Pledge of Allegiance. Face the flag.

[00:06:13] I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation, under God, indivisible, with liberty and justice for all. So we have an exciting morning this morning as we recognize our Fairfax County Public Schools Spring Athletics Champions.

[00:06:42] And as usual, we have a long list of champions, many of which who are here with us this morning, which is fantastic. But we also know that because school is out, summer vacations, jobs, internships, all of those things have already begun.

[00:06:57] and not all of our champions are able to be here with us today but we are certainly grateful for all those who have taken the time out of their schedule to come forward this morning to celebrate their great accomplishments over this past season and we have with us this spring we're going to be the spring sports we're going to be recognizing first and before I announce those I am going to ask Bill Curran to say a few words I think everybody knows Bill I've heard he's retired or close to or maybe already retired, but he's still serving the community and his passion for our great student-athletes.

[00:07:35] Bill, if you want to say a few words, welcome. Thank you, sir. Good morning. Chairman McKay, Fairfax County Board of Supervisors, Fairfax County Executive Hill. On behalf of the superintendent, Dr. Michelle Reed, and the Fairfax County School Board, we thank you for recognizing these student-athletes and their great accomplishments, their coaches as well.

[00:07:55] It's been a long season. Every season is a long season, and they work tremendously hard to come to this culmination of their work. They truly represent the best of Fairfax County in their sportsmanship and their play and their day-to-day.

[00:08:13] I know many of you have been out there. Jeremy McKay, I've stood next to you at games, and we've watched it. It's just great to watch these things and watch our student-athletes play, both on the field and in the classroom. We have been very, very successful across the state for years, and this is, again, just the culmination of our spring season.

[00:08:32] I thank you for this opportunity to recognize these fine student-athletes and look forward to the future as well. And thank you for your kind words. Thank you very much, Bill. And, Bill, you're a champion too. I know we're going to have other opportunities to recognize your many, many years of service, but you've done an exemplary job supporting all of our schools and all of our student-athletes in the county.

[00:08:52] It's a very difficult job, but you've done it so well, And so you're a champion as well. Thank you, sir. Thank you. And so we are going to recognize in this order the McLean High School Highlanders baseball team, the Langley High School girls tennis team, the West Springfield boys outdoor track team, the West Springfield girls and boys crew teams, the Robinson boys lacrosse team, and the Lake Braddock girls and boys crew teams.

[00:09:20] And first up is the McLean High School boys baseball team. And I believe Coach John Dowling is here. If you could please come on down and anyone who's here with you, anyone who's here with you is also welcome to join you. And at this time, I am going to recognize Supervisor Bierman for a motion.

[00:09:39] Thank you. I am going to read our resolution. Whereas in early June, the McLean Highlanders baseball team won the Virginia High School League Class 6 state championship for the first time in the program's history, defeating the Southlake Seahawks at Deep Run High School.

[00:09:56] Sorry, Walter. Whereas the team battled through early season challenges, including injuries, coming together to win 14 of its last 18 games under the guidance of head coach John Dowling. And whereas the Highlanders made their way to the championship game with decisive tournament victories against Lake Braddock and Glen Allen.

[00:10:17] And whereas the Highlanders rallied to score an incredible 15 runs in the finals, The second highest run total in VHSL Class 6 history and the most since 1975, holding the Seahawks to just five for the 15-5 victory. And whereas these oppressive 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 the McLean High School Highlanders baseball team and Coach John Dowling for their outstanding accomplishments and championship victory.

[00:10:52] I'm happy to second that motion. Is there any further discussion on the motion? Supervisor Beerman? You know, around here, 19 and 31 is a pretty important number, but I know that with the McLean High Baseball team, you guys were at 5 and 6 and then came back to win the state championship, so that's a big deal.

[00:11:11] Go Highlanders. Thank you. Thank you very much. Supervisor Beerman, any other further discussion, seeing and hearing none? all those in favor of the motion, please say aye. Aye. Aye. Any opposed? Any abstentions? And that motion carries. And Coach Dowling, welcome. The floor is yours. Thank you. Thank you for the opportunity to be recognized today. I need to thank our administration, Dr. Riley and Greg Miller. I can't imagine working for better administrators and our families as well, who we ask a lot of, and our kids. We just had a really good, hardworking group this year, so hardworking that almost all of them are either in Cary, North Carolina currently or East Cobb, Georgia.

[00:11:50] But thanks again for the opportunity to be recognized and thank you to our families. Thank you very much. And congratulations to all of you. And even though the team is not here, we send our congratulations to them and I think a testament to how skilled they are, the fact that they're still at it.

[00:12:08] So with that, I think we're ready for a photo. If you want to come forward, if anyone else is here with you that would like to be in the photo, please, please come on down. And if you could come forward and

[00:12:21] face the audience and Supervisor Bierman and I will join you. Next up, we have the Langley Saxons

[00:13:31] Boys Tennis Team. And if Joe, Coach Jack Porter is here, is Coach Porter here? Do not see Coach Porter. Assistant Coach Sontran, don't see them here. And if anyone is here representing the Langley Saxons boys tennis team if you could come on down I see I see one person which is excellent if you could come on down and while you're making your way down I'm going to recognize

[00:14:03] Supervisor Beerman. Whereas in early June the Langley Saxon boys tennis team completed a successful season by taking home the Virginia High School League Class 6A state championship and whereas this victory is the second straight state championship for the Saxons boys team who emerge victorious against rivals McLean after an undefeated season and whereas the Saxons were ahead four to two at the end of singles matches and sealed the championship with a hard-fought doubles match that came down to a tiebreaker and whereas the team's successful season culminated in the

[00:14:39] championship thanks to the dedication and teamwork of the athletes and longtime coach Jack Porter and assistant coach Sun Tran 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 the Langley Saxons Boys High School tennis team for their outstanding accomplishments and championship victory. I'm happy to second that motion, along with Supervisor Palczyk.

[00:15:08] Any discussion on the motion, Supervisor Beerman? Well, you know, in sports, nobody really likes the person who uh likes both rivals you can't be a commanders fan and a cowboys fan or you can't like the capitals and the penguins um nobody likes that person but you know as a as a politician that's my cross to bear because uh i'm a big highlanders fan but i'm a big saxons fan too so uh congratulations uh on on your incredible accomplishment uh going back to back uh and uh thank you for all the work you do. Thank you, Supervisor Beerman. I get to be a fan of every one of our Fairfax County public schools, so I understand the cross you bear.

[00:15:48] But if there's 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, and we have a representative here from Langley High School, if you could introduce yourself, and we'd be glad to have you share a few words with us. Thank you. I'm Jeff Netto, Director student activities and coach porter and the boys couldn't make it there a lot of traveling a lot of tennis actually right now this summer so on behalf of them thank you for the recognition it was a great season um back-to-back state champions and amazing opponent in mclean i think we played them four or five times throughout the year um all matches were super competitive and uh next year

[00:16:28] i think both teams have a lot of talent coming back so hopefully one of us will be standing up here again next year so thank you for the recognition thank you very much uh thank you you for joining us here this morning and and i often say the dsa's position is the hardest job in any high school and so trust me when i tell you i recognize that and so i want to thank you also for your service especially to our student athletes much much appreciated if there's no further discussion i think we are ready for a photo and actually before we do the photo why don't we also do the girls resolution at the same time supervisor beerman whereas in early

[00:17:05] June, the Langley Saxons girls tennis team completed a successful season by taking home the Virginia High School League Class 6 state championship, and whereas this victory is the third straight state championship for the Saxons girls team and capped an undefeated season, and whereas after the Saxons tied in singles play during the championship tournament, the win was decided in a hard-fought doubles match, doubles matches, with Langley emerging victorious, and whereas the team's successful season culminated in the championship thanks thanks to the dedication and teamwork of the athletes and coaches Stefan Henriksen and Karis Gibbs, and whereas these impressive achievements bring honor

[00:17:43] 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 the Legley Saxons Girls High School Tennis Team for their outstanding accomplishments and championship victory.

[00:17:59] And I'm happy to second that, along with Supervisor Palczyk. Discussion on the motion? Only thing I'll say is I love the Washington Post article that said this was going to be a rebuilding year. And then you just went and won a third straight championship. So, you know, may they all be rebuilding years.

[00:18:15] Thank you. Thank you, Supervisor Beerman. And I'll just point out the girls have shown up and the boys didn't. Classic. Classic. A little obvious, but I figured I'd point it out anyway. All those in favor of the motion, please say aye.

[00:18:32] Aye. Any opposed? any abstentions and that motion carries and welcome please uh introduce yourself um hi i'm cars gives and i'm happy to be coach of langley for third year running and these are my daughters so i get a special mom job and and coach job so i'm very excited for them that they got to be sisters it's her uh kai's last year so i'm very exciting to have them as our state title as doubles as well as team not that we're being competitive but it's back to back to back for us so it's our third year. And we're very excited to, you know, have the girls together for this special honor

[00:19:10] today. And also, you know, just just in general, just the girls being together for their final season. Outstanding. Thank you. Thank you very much. And congratulations to all of you. And I think we're ready for a photo. If Supervisor Beerman could join me, you all could come forward.

[00:20:21] And next we have the West Springfield Spartans boys track and field team. And is Chris Pellegrini here? Okay, excellent. If you could come on down. Anyone who's here with you is welcome to come down and join you near the podium as well. And while that is happening, I am going to recognize Supervisor Herity. Yes, Mr. Chairman, I have a resolution to move. Whereas in May, the West Springfield Spartans Boys Track and Field Program completed a successful season by taking home the Virginia High School League Class 6 State Championship. And whereas the Spartans meet

[00:20:56] was highlighted by victories in the four by 400 meter relay and the four by 100 meter relay in which a new state record was established. And whereas the Spartan team also recorded victories at the meet in the high jump by state champion Paris Johnson and in the shot put by state champion Brady Echols. And whereas the team successfully culminated in the championship victory thanks to the dedication of the athletes and Coach Pellegrini and the team's tight bond.

[00:21:29] 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 residents of Fairfax County does hereby congratulate the West Springfield Boys outdoor track team and Coach Chris Pellegrini for their outstanding accomplishments and championship victories so i'm happy to second that motion discussion on the motion supervisor harry yes just an incredible job i see you guys uh running down rolling road all the time uh getting ready and and and i know a lot of practice coached a couple of state

[00:22:07] champions individual state champions incredible just an incredible job could make me prouder being a spartan so thank you for uh thank you for your accomplishments that's something you guys will be able to take with you uh wherever you go because state champions don't are a rarity so thank

you thank you supervisor harry and uh let me also congratulate uh all of you and um you know this this particular sport uh is a lot harder than most and most people don't realize that but as you see them out there running um the amount of time that you put in uh to the work you do is outstanding

[00:22:44] And I think is also appropriate for us not only to thank the coaches and the administrators at the school, but also all of your parents, guardians, for the contributions they make to allow you to be able to participate in such an important activity and to do it at such an exceptional level is just outstanding.

[00:23:04] So congratulations to all of you. With that, I think we're ready for a vote. All those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? And that motion carries. And Coach Pellegrini, welcome. The floor is yours. First, I just wanted to say thank you all so much for letting us come here and receive the recognition.

[00:23:26] And really, it's been an incredible year. And our team performed well in all of our meets. And sort of to my surprise, it all came together at the state meet. We pretty much got everything we wanted. It was pretty much a dream weekend for us.

[00:23:42] And I couldn't be more proud of them. And like you just referenced, we have an outstanding administration and an unbelievable parent base, and I'm just so proud of everybody. Thank you. Thank you very much, Coach, and congratulations again. We're really proud of all of you and your accomplishments.

[00:24:00] I think we're ready for a photo. If you want to come forward and face the audience, and Supervisor Herdy will join me.

[00:25:39] And next we have the West Springfield Girls and Boys Crew Teams. And if Boosters President Dessa Elwell is here, if you could come on down. And it looks like a lot of folks with you, which is great. Anyone who's here for this presentation could come on down.

[00:25:55] And while you are doing that, Supervisor Herity has a resolution. Yes, Mr. Chairman. Actually, I have two resolutions, one each. You want me to do them at the same time? Please. Okay.

[00:26:11] So whereas in early June, the West Springfield Spartans girls crew team completed a successful season by taking home the Virginia Scholastic Rowing Association Championship, and whereas the team swept all three Varsity Four categories with first-place finishes in the first Varsity Four, the second Varsity Four, and the junior Varsity Four, and whereas the team went on to play second at the Stonesbury Cup Regatta and ended the season fifth in the nation at the Scholastic Rowing Association of America's National Championships Regatta,

[00:26:44] And whereas the team's successful season culminated in the championship thanks to the dedication and teamwork of the athletes and coaches, 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 the West Springfield Spartans girls crew team for their outstanding accomplishments and championship victory.

[00:27:14] so moved i'm happy to second that motion uh discussion on the motion supervisor herity um when i read the second one and do well i'll go ahead and comment on this one again proud to be a spartan this is uh this is an incredible accomplishment especially to finish fifth in the nation and as i was reading

the resolution the the part that it left out it brings honor to certainly to you all that certainly to your school to your families but also to all of fairfax county when fairfax county teams go compete on the national stage and and get recognized i understand

[00:27:51] you are also um the fastest uh if i get that right the fastest public high school team in the country so you went up you went up against uh went up against some pretty tough competition uh when when you go up against private schools so uh congratulations for being i'm going to call you the first in the nation for public high school champions.

[00:28:20] So thank you, and congratulations again. Thank you, Supervisor Herity. All those in favor of that motion, please say aye. Aye. Any opposed? Any abstentions? That motion carries. Supervisor Herity. All right. The second one is, whereas in early June, the West Springfield Spartans boys crew team completed a successful season by taping home a Virginia Scholastic Rowing Association championship, and whereas the men's first varsity eight placed first for the first time in West Springfield Spartans crew history, and whereas the team's successful season culminated in a championship thanks to the dedication and teamwork of the athletes and coaches,

[00:28:59] 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 residents, hereby congratulate the west springfield spartans boys crew team for their outstanding accomplishments and championship victory and the chair will second that motion uh discussion on the motion supervisor harry and the boys also not in the resolution went up and competed nationally and came in 10th in the nation which is a pretty incredible accomplishment for a pretty big country

[00:29:34] full of crew and in in general crew is just an incredible takes an incredible amount of dedication from from the school from parents because you've got to travel to practice most most practices happen right on the school right after school and it's it's easy but you guys have to do the travel down to uh down to the bull run and uh and get the practices done so uh you guys So a big debt of gratitude to your school and to your parents.

[00:30:04] And thank you for, again, representing well. And you make me proud to be a Spartan. Thank you, Supervisor Herity. Any further discussion? Seeing and hearing none. All those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions?

[00:30:20] That motion two carries. And with us is Dessa Elwell, who is president of the Boosters Club, which is also a very tough position to be in. But welcome. The floor is yours. thank you i'll keep it short and sweet um i do first off want to thank all the parents the school um principal mukai and our athletic i saw her this morning leah conte our athletic director um for supporting us and being there and being flexible when our kids have to travel for our different regattas one thing i did want to mention and this is really proud for

[00:30:59] We practice on the Occoquan. This is the first time since an Occoquan school won both the men's trophy and the women's trophy since 2008. That's a culminating points trophy from the season. So I'm really proud of these kids, and I'm sad that only a small portion of our group could be here.

[00:31:20] But thank you. Thank you very much, Ms. Elwell. and we are too and and you know this is a tough time of year as was mentioned before to get our spring celebrations in before everybody takes off for

the summer but we track these things in the paper i think all of our offices really closely and the minute we know we want to make sure we get all of our state champions at least an opportunity to come before the board and most importantly to have our coaches be able to say a few words about them too and our booster clubs And so congratulations to all of you, as has been mentioned before, you've made Fairfax County very proud.

[00:31:58] With that, I think we're ready for a photo. And if all of you could come forward, and Supervisor Herity, you'll join me for a photo.

[00:33:28] Okay, next up we have the Robinson Rams boys lacrosse team. And if anyone is here representing Robinson Rams boys lacrosse team, if you could come on down to the podium.

[00:33:48] And there is not. But we are going to read this resolution and vote on it anyway. And unfortunately, we don't have anyone here representing the Robinson Rams boys lacrosse team, but certainly want to recognize this moment.

[00:34:03] I'm going to hand the gavel to Supervisor Smith so that I can read this into the record. Whereas in early June, the Robinson Rams boys lacrosse team capped off an undefeated season, beating Battlefield High School. That's the best when they beat a school in Prince William County. That's not in the resolution, but 15-7 to win the Virginia High School Class 6 State Championship.

[00:34:26] And whereas the team opened the championship game by scoring four unanswered goals, the first just a minute into the game and took a six-goal lead into halftime, adding another six in the second half with goals from eight different players throughout the game. And whereas the Rams fought their way back to the championship after two difficult seasons, losing in the championship game in 2022, and then in the semifinals in 2023.

[00:34:52] And whereas the team's successful season culminated in a championship victory, thanks to the team's dedication, tight bond, and the guidance of coach Matt Curran, 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, behalf of all Fairfax County residents does hereby congratulate the Robinson Rams boys lacrosse team and coach Matt Curran for their outstanding accomplishments and championship victory so moved seconded by Supervisor

[00:35:28] Harrity any discussion just briefly madam chairman I want to recognize these young men their coach in school even though they're not present here today for the reasons we mentioned earlier but state championships are a big deal and and we want to make sure on the record our board is recognizing this school community coaches parents and players of the boys lacrosse team and congratulate them and remind them also that they have made fairfax county proud thank you seeing no further discussion all those in favor of the motion say aye aye anyone opposed any abstentions that motion passes thank you very

[00:36:05] much vice chair smith and now we have the lake braddock let me see here make sure i have this right we have the lake braddock i want to make sure i get the right sport there's a lot of them here in front of me we are recognizing the lake braddock girls and boys crew teams and i believe janice pritchett student activities director is here to speak is she here she is here if you could come on down. And while you're coming down, I'm going to recognize Supervisor Walkinshaw.

[00:36:44] Thank you, Mr. Chairman. I have two resolutions here. I'll start with the girls team. They seem to be coming down quickly. Whereas in early June, the Lake Braddock Bruins girls crew teams competed in the Virginia State Rowing Championship. And whereas the Bruins girls junior eight crew team won the state championship and earned a spot at nationals. And whereas the Bruins girls second four team went on to place first at the Stoatsbury Cup Regatta and whereas these impressive achievements bring honor to the individual athletes their coaches and their school now

[00:37:20] therefore be it resolved that the Fairfax County Board of Supervisors on behalf of all Fairfax County residents does hereby congratulate the Lake Braddock Bruins girls crew team for their outstanding accomplishments and championship victory. And you've heard the motion I'm happy to second that along with supervisor beer man uh discussion on the motion supervisor walkinshaw thank you mr chairman and congratulations to you all and really an incredible accomplishment and supervisor harry touched on it but crew is a challenging sport uh challenging for a lot of reasons i think um folks who do crew probably accomplish more before 8 a.m than most of us do

[00:37:58] all day uh because you got to get an early start and i want to congratulate all of you your coaches Your parents and guardians for helping you through this incredible accomplishment this season. So wonderful job. We're so proud of you. Thank you, Supervisor Walkinshaw.

[00:38:14] All those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? That motion carries. And I know you have another resolution, Supervisor Walkinshaw. Whereas in early June, the Lake Braddock Bruins boys crew teams competed in the Virginia State Rowing Championship.

[00:38:31] and whereas the Bruins boys' third varsity four team won the state championship title, 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 the Lake Braddock Bruins boys' crew team for their outstanding accomplishments and championship victory.

[00:38:56] I'm happy to second that motion. Any discussion on the motion? Supervisor Walker. I'll just say again, congratulations to the boys team as well. We're so proud of all of our Lake Braddock athletes for your accomplishments this year. Great job. So the obvious question is, does the West Springfield boys and girls crew teams ever play the Lake Braddock girls and boys crew teams?

[00:39:20] Every single week. Every single week. So there's literally something in the water. Okay. With that being said, all those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? That motion carries, and we are delighted to have with us Janice Pritchett, Student Activities Director, who is here with us.

[00:39:43] And it looks like we have two speakers here with us. If you all would introduce yourselves, then welcome. We only have one. I'm Janice Pritchett. I'm the DSA at Lake Braddock, but I'm going to pass the mic off to our head coach, Megan. Excellent. Good morning. I'm Megan Jorgensen.

[00:39:58] This is my first year as head coach at Lake Braddock, And I could not be more proud of my kids and my coaches and our parents. Absolutely outstanding year. We fought back from a whole bunch of adversity and completely smashed it.

[00:40:15] Very good. Well said. Indeed you did. So congratulations. I think with that, we're ready for a photo. And if all of you could come forward and Supervisor Walkinshaw will join me for a photo.

[00:41:45] This morning, we have track and field, and this is a big group. I'm going to read all the names of our champions, and I understand, obviously, a number of these are not going to be able to be with us today. If you are here when I read your name, please come on down, and if there are any coaches in the room for students in this last category, they're welcome to come on down to the podium as well.

[00:42:09] And I'm going to begin by reading the names of our champions. Blake Thompson from Langley High School, the boys' discus state champion. Followed by Niles Brigman from Hayfield Secondary School, the boys' 200-meter dash state champion.

[00:42:28] James Long from Hayfield Secondary School, the boys' 400-meter dash state champion. Joanna Stewart from Westfield, the girls' high jump champion. Parrish Johnson from West Springfield, the boys' high jump champion.

[00:42:45] Brady Echols from West Springfield, the boys' shot put champion. The South Lakes High School girls' 4x800-meter relay team champions. The Lake Braddock boys' 4x800-meter relay team champions.

[00:43:02] Caroline Elliott from South Lakes, the girls' 800 and 1,600-meter run champion. Junior Allen from Oakton, the boys' 1,600-meter run champion. The South County girls' 4x100-meter relay team champions.

[00:43:20] The West Springfield Boys 4x100 Meter Relay Champions. The South County Girls 4x400 Meter Relay Champions. And finally, the West Springfield Boys 4x400 Meter Relay Champions.

[00:43:36] And if I called any of your names or your schools, if you could come on down, and we have certificates for each one of you. We do not have a resolution to read, but we have certificates for each one of our folks who are getting an award.

[00:43:52] And I would ask if there are any coaches who are here with us, if there's anything you would like to share with us, you're welcome to. Seeing and hearing. Sure, please. My name is Pat Full. I'm the DSA at Oakton High School. I'm representing Junior Allen today, who is not here today because he's at the Air Force Academy, and he'll be running there in the fall.

[00:44:14] But I would also like to say as a DSA, I get to see what these men and women do every day to practice, to work, to be able to achieve. And so I want to say congratulations to all of our state champions today. Excellent. Thank you very much. Thank you very much.

[00:44:34] And we congratulate each and every one of you. All the names that I've read and the schools that they represent, including the teams, very proud of all the accomplishments of our young people. With that, I think we're ready for a photo. And if you all can come forward and face the audience, I'll join you.

[00:44:50] And if the board could rise.

[00:45:56] That was a lot to get through, but that's a good thing. A lot of exceptional student athletes in Fairfax County public schools and appreciate all the work that was done by our Office of Public Affairs and FCPS to coordinate and make sure that we could publicly recognize the achievements of so many that have been here before us this morning.

[00:46:18] Next, we are going to move on to a presentation of the A. Heath On Thank Award. And I believe I saw, did I see John Towns of the Civil Service? There he is, John Towns of the Civil Service Commission.

[00:46:33] John, if you could come on down to the podium. Anyone who is here with you that would like to come down to the podium is welcome to do that as well. And at this time, I'm going to turn the microphone over to Mr. Towns again from the Civil Service Commission.

[00:46:50] Welcome. Thank you so much, Chairman McKay. This is one of my joys as chair of the Civil Service Commission that I get to stand up here and just honor the Fairfax County's best. So I want to welcome everyone to the 57th presentation of the A. Heath Onthank Memorial Award for Merit.

[00:47:09] This is the highest award given or granted to county employees. The award was created by the Board of Supervisors in 1996 to honor the memory of Colonel A. Heath Onthank, the first chairman of Fairfax County's Civil Service Commission.

[00:47:25] and the creator of the county's merit system under which these employees work today. The purpose of the ONFAC award is to grant recognition for the accomplishments of outstanding worth and advancing and improving public service in the Fairfax County government and school system.

[00:47:46] These three employees join the ranks of 354 prior recipients of the award. They represent the best of the county and of the school system, and I'm so proud to honor them today. I want to introduce Mr. Paul Davis, Jr., chairman of the OnThink Selection Committee, who will introduce his fellow committee members.

[00:48:12] Good morning. It's my pleasure to be with you this morning and assist with the OnThink, Aheath OnThink Award presentation. My name is Paul Davis. I'm the chairman of the OnThink Selection Committee. I will take this opportunity to introduce my fellow committee members.

[00:48:28] If any are present today, please stand Michael Coyle, Jane Gwynn, Ernestine Hestey, Suzanne Holland, Rinko Hardison, Philip Rodenthal, Wesley Spear, and Carrie Wilson.

[00:48:44] Thank you. Good morning and thank you.

[00:49:00] I'm Linnea Jablonski, the Human Resources Director for Fairfax County. I wanted to start off by thanking the OnThink committee members for their work in selecting today's winners. I am pleased to help honor these deserving employees. Recipients, please come forward and stand with the presenters after I call your name.

[00:49:20] Unfortunately, I believe our first recipient is not available. They are on vacation, I believe. So unfortunately, they are not here, but I will go ahead and read their award. So Officer Taj Beaufort. Officer Beaufort has improved police recruitment thanks to his outstanding leadership and initiative.

[00:49:41] After developing new police hiring expos, he added onto the program by expanding the expos and focusing on the 30 by 30 initiative, which aimed at recruiting female applicants, and then launched the Fairfax Experience, an initiative targeted at hiring diverse groups of future law enforcement leaders, focusing on college students.

[00:50:04] His efforts are improving the recruitment and hiring process, and as a result, the Fall Police Academy had its largest and diverse cohort ever. That's all. Next, we have Lila Gordon.

[00:50:26] I thought she might get a couple rounds of applause. So Lila is a passionate advocate for the arts, using her zill to create a collaborative, multifaceted art scene.

[00:50:42] In addition to leading the Reston Community Center, which reaches close to 100,000 community members in the arts programming every year, Lila chaired the Fairfax County Master's Arts Plan Facilities Task Force from 2011 to 2023 and is the current chair of the Fairfax County Public Arts Master Plan.

[00:51:07] Last year, Lila's community engagement efforts in collaboration with the Department of Public Works staff accumulated in the acceptance of a proffer of land for the Arts Center. As chair of the Fairfax County Arts Committee, Lila led the efforts to develop a county COVID memorial and provided input and support on ways for the original Mount Vernon High School Theater's renovation to meet its arts goals.

[00:51:35] Congratulations, Lila. I'm going to pause for pictures here real quick.

[00:52:15] Our next recipient is actually a legacy within the Fairfax County.

[00:52:36] Her mother won the OnThink Award in 1979 for her work as a reference librarian. Kim DeWild Young, through exceptional dedication, community outreach, and resource utilization, Kim dramatically expanded the native planting as well as public education about native plants at Hidden Oaks Nature Center.

[00:53:06] Kim ordered plants by using bond funds, donations, grants, and targeted site funds and coordinated volunteers, students, and staff for planting and maintaining native gardens. Her education and outreach efforts included collaboration with local communities, hosting native backyard tours, coordinating stewardship sections of the center's meaningful watershed education experience for close to 2,000 elementary and middle school students, webinars, and local garden clubs with the Eagle Scouts candidates and master gardeners.

[00:53:45] Acreage of the native plants have increased by 1,000% in the last five years and over 150% in the last 18 months, thanks to Kim's work. Congratulations. And if there is anyone that would like a program for the OnThink Awards, we do have those available.

[00:54:34] Congratulations again to our OnThink Award winners and all the folks who came here to support them.

[00:55:06] Much, much appreciated. We did inadvertently skip one of our student-athletes who, as a result now, gets a personal presentation, but we did want to make sure we had an opportunity also to honor Mariana Primatova from Fairfax High School.

[00:55:25] Mariana, if you're here, if you could come on down, if anyone is here with you, they're welcome to join you as well. And this, again, is for Outstanding Performance and Virginia High School League Class 6 Girls Tennis Singles Championship.

[00:55:44] And if you could come on down for a photo, and anyone who's here with you for this is welcome to come join you for a photo as well. And if the board could rise.

[00:57:01] Okay, next we have appointments to boards, authorities, commissions, and advisory groups.

[00:57:25] And at this time, let me recognize Supervisor Smith. Thank you, Mr. Chairman. I move approval of the appointments to board's authorities and commissions in the final copy dated June 25, 2024. You've heard that motion. I'm happy to second that.

[00:57:42] Before we vote on the package, let me ask if there are any individuals we'd like to vote on separately or any discussion on any of these. Supervisor Walkinshaw. Thank you, Mr. Chairman. I'd like to have a separate vote on the Springfield District representative to the Criminal Justice Advisory Board.

[00:57:59] Okay. Any others that we would like a separate vote on or discussion? Okay, and that is on page... Page 16. Page 16. So we are voting on the entire package, except for the Springfield District Representative to the Criminal Justice Advisory Board.

[00:58:19] All those in favor of that motion, please say aye. Aye. Any opposed? Any abstentions? And before we vote on the Springfield District Representative, Craig Trainor, let me ask if there's any discussion. Any discussion? Seeing and hearing none. All those in favor, please say aye. Any opposed, please say nay. Nay. Division, we're going to do a roll call vote.

[00:58:47] Let me start with Supervisor Herity. Calchick, nay. Smith, nay. Beerman, nay. Walkinshaw, nay. Lusk, nay. Humanas, nay. And the chair votes nay and that motion fails. Okay, that brings us to board matters. And as we normally have, our board matters have been distributed electronically, and I will recognize board members alphabetically by district following myself and Vice Chairman

[00:59:23] Smith. And I'm going to turn the gavel. I'm not even going to turn the gavel over to Vice Chairman Smith because I've done something remarkable, and that is that I have no board matters this morning. So with that, I will recognize Vice Chairman Smith. Thank you, Mr. Chairman, this is an authorization of an amendment to Chapter 115 of the County Code.

[00:59:44] Mr. Chairman, agricultural and forestal districts help to protect close to 3,000 acres of significant open space, agricultural land, and environmentally sensitive areas in Fairfax County. Chapter 115 of the County Code governs local agricultural and forestal districts.

[01:00:01] It was adopted on May 9, 1983, and has not been amended since. A recent review of Chapter 115 identified that the term freeholder is used to define property ownership and, by extension, membership on the Agricultural and Forestial District Advisory Committee, AFDAC.

[01:00:19] The term landowner is also defined in Chapter 115. The One Fairfax policy commits Fairfax County to a more inclusive future, which also means being intentional about the words that are used to guide the policy of the county. The term freeholder is a colonial era term used to refer to a person who owned an estate of land free of debt in a time before property ownership was available to women or people of color.

[01:00:44] This language is easily modernized with the term landowner to better reflect the values of the county and is consistent with the language used in the Code of Virginia, Title 15.2-4300 through 15.2-4314, Agricultural and Forestal Districts Act.

[01:01:05] Therefore, Mr. Chairman, I move that the Board of Supervisors direct the Department of Planning and Development, the Office of the County Attorney, and other appropriate staff to amend Chapter 115 of the County Code to remove the term freeholder, align the membership of the Agriculture and Forestal District Advisory Committee with Title 15.2-4304 of the Code of Virginia, and make other editorial changes as may be appropriate, including adding RE to the Group B criteria consistent with the criteria for Group A.

[01:01:38] I'm happy to 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. Supervisor Smith. Thank you, Mr. Chairman. Supervisor Walkinshaw.

[01:01:53] Thank you, Mr. Chairman. I have just one board matter, which is a joint board matter for you. a request for information from staff related to the Fairfax County Recreational Facilities Authority. The Public Recreational Facilities Authorities Act allows local jurisdictions in Virginia to establish authorities dedicated to entertainment, arts, sports, and other recreational needs. Across the Commonwealth, these authorities have been instrumental in building new facilities, facilitating partnerships with neighboring jurisdictions and local institutions, and fostering economic diversification. Public recreational authorities in Virginia have

[01:02:29] among other things, the legal authority to acquire property, construct, operate, and maintain projects, lease property, collect fees, rents, and other charges for the use of those projects. In recent years, several groups have expressed interest in partnering with Fairfax County to establish entertainment, sports, and other recreational facilities. Currently, Fairfax County has specifically defined formal mechanisms to explore public-private partnerships that benefit residents and ensure adequate public involvement in project planning and community use of new facilities. We propose evaluating the creation of a public recreational facilities authority in

[01:03:04] Fairfax County to determine whether such an authority could better facilitate collaboration on and construction of new facilities, foster partnership with neighboring jurisdictions or institutions, and generate opportunities that benefit Fairfax County residents. The following elements should be included in the evaluation process, and I won't read the description of each element. One, role in oversight. Two, partnerships. Three, transparency and community involvement. Four, resident and or student use. Five, scope and geography. Six, private entity

[01:03:39] engagement. Seven, establishment and oversight. Therefore, Mr. Chairman, I move that the Board of Supervisors direct the county executive to conduct a review and study on the establishment of a recreational facilities authority for the purposes listed above. Staff should report back to the Board of Supervisors with recommendations for board consideration related to a proposed authority structure, scope, benefits, and revenue impacts for a committee discussion later this year.

[01:04:06] I'm happy to second that motion. Is there discussion on the motion? Looks like discussion on the motion. Let me start with Supervisor Walkinshaw. Thank you, Mr. Chairman. And one thing I maybe should have put in big, bold letters here is that one of the things that a public recreational facilities authority cannot do is construct a casino.

[01:04:26] So the statue is pretty clear on what it can do. That was not my question, but thank you. That was my question, actually. Yeah, just want to be clear about that. And look, this is not about any particular project or something that is before us.

[01:04:48] I think it makes sense for us to have this information, to be prepared if an opportunity presents itself where such an authority would make sense. If there is an entity or an institution who is interested in using this as a tool to partner with us, we don't want to have to tell them, come back in six months while we study the authority itself.

[01:05:13] So I think it makes sense to have this work done. And if we decide it makes sense, if there's a particular project or partnership in the future where this tool would be valuable, we can pull it off the shelf and then utilize it. So I don't want anyone to think this is a way to construct any kind of specific project that we have in mind right now.

[01:05:34] It isn't. It's a tool that other jurisdictions have. And I think it would make sense for us to do the spade work now, have our staff do that work and come back to us so that if it makes sense in the future, we have it ready to go.

[01:05:50] Thank you, Supervisor Walkinshaw, for that explanation. And we're not going to settle all these issues here. This is a request for information, and I'm supporting it. And I think the important point that you made is most relevant, which is this is absent any current proposal or project that's out there.

[01:06:07] And frankly, the establishment, should the board decide to establish an authority like this, would be a tool in our toolbox if something like that did come about in the future. And to me, setting this up absent a project or proposal is the right thing to do because we're setting it up not in response to something, but we're setting it up for the future so that we have a tool in our toolbox that we are allowed to have, and we've done the legwork to make sure that we have that in place should we need it.

[01:06:35] Supervisor Beerman. yeah so just a quick question i fully support this as well and i fully support finding tools in our toolboxes and i also support the fact that this tool seems to have an emphasis on public private partnerships which can be you know very useful for us especially when it comes to recreational facilities my only question is a sort of generalized matter given what we know about other entities that have uh have utilized this authority is um what's the main distinction between say the park authority and a public recreational facilities authority because some

[01:07:11] of our parks are public recreational facilities so what's the sort of overall distinction there so so you know i'll try not to stray too far into the legal aspects of this but park authorities are established under a separate section of the code of virginia there's a very specific public recreational facilities authorities act and other jurisdictions that have used it in virginia have used it for purposes that are complementary to or entirely separate from their park department or park authority.

[01:07:43] So some have created museums between two jurisdictions. Some have created sports and recreational facilities in partnership with their sports and rec departments and or authorities. So they can be complementary and or completely separate. But it's a separate code section, and only we, as a governing body, have the authority to create the Public Recreational Facilities Authority.

[01:08:05] And let's make sure that when the information comes back to us that it contains that analysis that you've asked for so the board is clear on the differences between the two. Just one quick comment. That's very interesting that you said cross jurisdictions because that's a really unique opportunity.

[01:08:22] Thanks. I'm going to recognize people in the order in which I think I saw them. Supervisor Alcorn. very much uh there we go now it's working thank you mr chairman um and uh thank you supervisor walkinshaw for clarifying the intent is not to facilitate a casino with this uh with this motion i i do i did go back and i i read the authorizing authority both for the park authority and the public recreation acts and there are a number of things that i don't think uh beyond casinos that that you're not looking to do or we're not looking to do here.

[01:09:00] For example, racetracks, stadiums. There are a number of specific recreational facilities. Is that correct? I mean, we're not looking at those broader ones? Well, yeah, I mean, the act allows a whole list of things, I think, are highly unlikely in Fairfax County.

[01:09:22] But a casino is not one of those. So I don't know at this stage in the process whether it makes sense for us to start saying we would want this kind of facility or that kind of facility of those that are listed in the statute okay yeah and i think to that point my understanding is the board can structure this within what we're allowed to do but we can restrict it in any way that we want and so again there's no actual proposal here i just want to make sure we don't get ahead of ourselves here with the information coming back about you know what what it is that this authority could do and what the benefit pros and cons of it are supervisor alcorn yeah thank you and i i do have just some more information i think would be helpful when it comes back

[01:10:03] you mentioned other jurisdictions that have implemented this authority i think it would be very helpful to understand how they've done it maybe some examples particularly on the financing part because i think it would be i would certainly want to know that because there's a lot in the authorizing statute that talks about bonding authority um i'd be interested in how those are being done in other jurisdictions and frankly i'd love to have our finance folks take a look at how this could potentially affect our bond rating uh one way or another uh so we would go in you know with with that uh completely sort of uh understanding and the last piece of information

[01:10:42] i'd like to have is what could this do that the park authority could not um that we've covered already that's going to be part of why why this is different than a park authority and inherent in that is you wouldn't need it if the park authority could do all these things if i could if i could ask the county attorney uh to come back with that information because it looks like the statute for the park authority is pretty darn broad uh so i i would be interested in understanding why we would need to create a new authority to do this as well as i mean perhaps for public private partnerships but we do those now and maybe that's maybe that's the role i don't know yeah i don't

[01:11:20] want to get too technical here i think what we need to know i wouldn't even limit it to the park authority if the county attorney could just come back to us and tell us what things this authority could do that are different than what any other county entity that we recognize right now or that has an agreement with the county can do just to make sure that that we're looking at that comprehensively and again you know this is why we request the information this motion it says the following element should be included in the evaluation process but is not limited to these things so we expect the staff to come back to us with a full presentation of all the elements

[01:11:56] that are in here in addition to that the things the board has discussed here if there's anything that after this meeting this is going to take a while for the staff to come back to us anything after this meeting you think in particular we should look at uh we can be doing that too we don't have to do all that here today this is step one to say staff hey look at this yeah supervisor last thing so yeah park authority potential you know what they couldn't do and also ncs because that's why i said any other county i said any other county entity that has an agreement with the county because i there could be 15 we're not thinking of here this is why we don't want to solve this problem here today uh we want to make sure we comprehensively look at this and i would

[01:12:34] extend to any entity that what things could this authority do that any entity that has a relationship with the county right now can't do as part of the legal research that comes back because I don't know sitting here today all those ones that might fall into that category right supervisor Pouchek then supervisor Herdy thank you mr. chairman I also agree that clearly we're at the beginning steps and appreciate the research I was going to bring up other authorities so definitely including another visit Fairfax Authority I think my other question I believe is in there to address the geography question whether

[01:13:11] we're looking at countywide or if it makes sense to have it be more targeted you know I want to make sure I think this could be useful tool but want to make sure it does not impede the work in our urban areas or other areas that may be looking at different tools so that's number five yeah so I just think I know know it's a scope and so I think that's what it means it wasn't clear so thank you okay supervisor Harity yeah yeah I'm happy to see this brought forward since the Sports Tourism Task Force identified the best opportunities for sports facilities including indoor track and others on tourism and community use it's

[01:13:48] worked primarily has been on this issue which is governance we always struggled which which comes first the facility or the governance piece of it and this is the governance piece of it so I'm happy to see it for the new members the sports tourism task force includes at Fairfax County Public Schools visit Fairfax the Park Authority NCS youth leagues athletic council member members school board members supervisor Smith and other board offices and county staff this proposed operating models consistent with the recommendations of the Park authorities consultants report and the sports tourism task force's

[01:14:26] recommendations. So thankfully, many of the elements in this have already been addressed in collaboration with staff and those groups as part of the task force and in the consultant's report. So I hope when we go forward, we'll utilize the expertise and recommendations from the task force as we move this forward. For example, partnerships and private entity engagement has been addressed, including how to do those cost-benefit analysis. We've selected as a county the revenue generating calculator method so but I'm real happy to see this move forward

[01:15:04] sports tourism has been we've been slow to address that so I am looking forward to supporting this motion thank you supervisor and I understand this is bigger than just sports tourism yeah it is as the motion includes a lot of scope and of course we get to define that scope if we are interested in setting up such an authority entirely the board's prerogative any other questions about their request for information again I would just encourage folks if they have additional things they would like to have included that they submit those to staff to the county executive so that we

[01:15:43] can make sure those questions are addressed as part of the information that comes back to us and we have plenty of time here where this is suggested that this come back to a committee discussion later this year, so it's not imminent, but let's make sure we get any questions that we have, and we can submit them in writing.

[01:16:03] Supervisor Alcorn. My last question, the way that this is worded, it's actually asked not just for information, but for recommendations. So could I suggest that the information come back first to the committee and then the staff come back with recommendations uh i mean i i'm not sure how we could really you know understand get the sense of the board for what we want to do until we get a lot of this information back but um i mean it's it's more than just asking for information you're asking we're asking for

[01:16:42] recommendations we are um i think i think the point is for staff just to be inclusive and and also we're interested in their opinion about some of the elements of this i don't you know i i think None of us would make a decision until we one had the information that we had and that we also have the benefit of staff's opinion About whether or not this would be a useful tool for the county to have and so I You know we won't act on this until we have all of that information And I just I just want to make sure the flow of information coming from the county executive is Unobstructed in terms of you know whether we get a formal recommendation or not

[01:17:19] It may be that they don't have a recommendation, but I think we benefit from having not only the information but also county staff's opinion about whether or not this would be useful to the county and elements of it that they might have a strong opinion about before we would be asked to take any action on creating such an authority.

[01:17:38] Okay, I'll drop my request for a separate meeting, but we are asking for recommendations for board consideration. Correct. Recommendations, yes, we are asking for recommendations and also for information that led to those recommendations so that we can get a complete package.

[01:17:56] Supervisor, I would have no objection to a friendly amendment to the motion to say information and recommendations. And I also would have no objection to us receiving information in writing first. And then if it's appropriate to receive a recommendation. Personally, I prefer to have a recommendation at a committee meeting and then we can discuss it and dismiss it or change it.

[01:18:17] I just think it makes for a more productive conversation in a committee meeting. I have no problem with getting information in writing prior to that. So, you know, I have no problems changing the motion to information and recommendations for the understanding that we'll get some written information. And if staff has a recommendation or a committee meeting, we can discuss that recommendation and dispense with it or move forward with it at that time.

[01:18:41] I think that's inherent in the motion. I would just suggest that, you know, my other concern with this is that staff may have recommendations about elements of this. that's different than a recommendation on whether or not to stand up the authority and I want to make sure as we go through the process each step of this that we get an opportunity to hear from staff as to what their recommendations are with each element of this and whether we get a recommendation for them at the end on the overall question is less concerning to me right now than making sure that when we get the information we get that we're also getting staff's opinion about

[01:19:15] each of these elements before the board would be asked to take any formal action on this okay with that all those in favor of the motion please say aye aye any opposed any abstentions and that motion carries supervisor walkenshaw that's it thank you thank you supervisor walkenshaw supervisor beerman thank you mr chairman one board matter um for the economic uh for an economic opportunity to reserve nomination in the mclean commercial revitalization district um background the revitalization of downtown mclean a commercial revitalization district

[01:19:54] established by this board in 1998 is critical to the drainsville district and to helping diversify our county's tax base in june of 2021 this board adopted a new comprehensive plan for downtown mclean that seeks to retain its community serving business area function while encouraging quality redevelopment with a focus on walkability public infrastructure open space and public parks there have been several key projects approved in recent years designed to advance McLean is a great place to go to,

not just drive through, including an expansion of the headquarters of Mars Incorporated and three new multifamily residential buildings, all of which will bring more foot traffic and vibrancy to McLean's businesses. The Signet was

[01:20:33] a key project that's helped spur redevelopment interest in downtown McLean that predates the changes to the comp plan. This seven-story condo building located in area plan for dense walkable development was approved for rezoning in 2014 and constructed in 2018. In addition to 123 residential units, the building also contains 5,000 square feet of retail space and a publicly accessible park. Despite the successful sale of all the residential units, the retail space has been vacant since delivery almost six years ago. A vacant storefront in the heart of downtown McLean hinders revitalization efforts underway. Furthermore, it's a missed opportunity as the

[01:21:08] retail space sits on one side of the park that is currently often vacant, directly across from where the new Mars headquarters and new 130-unit multifamily building will be located. The McLean Project for the Arts has negotiated to purchase this vacant resale space and turn the retail area and outdoor patio into a cultural landmark in downtown McLean. The MPA of 501c3, founded in 1962, provides art exhibitions and educational and enrichment to the community, to the McLean community they have been a key tenant in the mclean community center since 1990 and since 2019 have been seeking to expand and create a new arts and education center in downtown mclean to

[01:21:48] better meet community demands programming for the new retail space includes two galleries a state of the art teaching space a ceramic studio a cafe and retail displays for gift and artwork the space will be set up to host events such as gallery openings jazz nights and fundraisers i'm looking forward to a jazz night in downtown mcclain a successful installation this specific retail space will generate more activity and potentially stimulate additional investment in the area vacant the mpa is in the midst of a capital fundraising campaign to purchase the signet location build out their new exhibition space to date the mpa has collected almost two million dollars for this project demonstrating strong community and donor support for this project

[01:22:27] but has not yet reached its final funding goal to create the multi-purpose space and unlock all the possibilities of the site. While the MPA Arts and Education Center will be a valuable cultural amenity in downtown McLean, it is my belief that it has the potential to also serve as an economic development catalyst for downtown McLean, attracting new business and revitalization efforts to the area. For this reason, I would like to evaluate the appropriateness of a contribution to this project to ensure delivery of the Arts and Education Center and to promote vibrancy and economic development in downtown McLean that will generate new sources of revenue for the county. Therefore, Mr. Chairman, I move that the Board of Supervisors direct the county executive to prepare an initial project evaluation

[01:23:06] of a potential investment in this project under the guidelines adopted for the Economic Opportunity Reserve for review at a future Economic Initiatives Committee and direct the county executive that no investment from the Economic Opportunity Reserve will be made until the board has approved the use of funds for that purpose. And I'm happy to second that along with Supervisor Palchek. Any discussion on the motion mr chairman i'll take a page out of your book and uh make very clear that this is an ask for information it's an ask for the county executive to look into this process uh sorry this

[01:23:41] project and uh to prepare an evaluation for us to look at um i i probably shouldn't go into the merits so i won't i'll just say i really do think this is an economic opportunity in the center of McLean to do

something that's really going to help the community. And so that's why I would love for us to give it a look. Thank you, Supervisor Beerman. If there's no further discussion, oh, sorry, Supervisor Walkinshaw. Yeah, thank you, Mr. Chairman. And I was just looking at the Economic Opportunity Reserve guidelines, and maybe it's implicit, but I just

[01:24:18] want to make sure that part of the evaluation is an evaluation, and I have no reason to expect that that they would would not be able to but mpa's ability long term to fund the operating costs of the facility because that that is not specifically in our opportunity reserve guidelines maybe maybe it should be but i just want to make sure that that that is part of this because obviously if we're in for two million dollars we want to make sure that they can run it right setting it up is one thing but running it longer term is a more significant cost yeah i think absolutely i believe that's included. I mean, looking at the efficacy of the group is one of the things that our staff

[01:24:58] will do and coming back and recommending to us what we should or should not do with regard to this issue. So we'll definitely make sure that becomes a part of it. I think it is already part of what staff will evaluate, but thank you for making that clear. Absolutely. It's more than a friendly amendment. Yeah. Sorry, it's a friendly amendment, but yes, absolutely. We want to look at that and look at the ongoing opportunities for success of this space thank you supervisor bierman if there's no other discussion all those in favor of the motion please say aye aye any

[01:25:33] opposed any abstentions that motion carries supervisor bierman that's all that's all i have thank you supervisor bierman supervisor lusk thank you mr chairman my first board matter acknowledges the service of the franconia district representative to the fairfax county Health Care Advisory Board, Maya Ciceri.

[01:25:55] Maya has served on the Health Care Advisory Board since 2019 and consistently participated in all matters of the board, providing good judgment, thoughtful and compassionate perspective with a strong interest in ensuring access to health care for all and reducing community health disparities.

[01:26:12] Maya has also demonstrated strong support for the vital work of the health department and its role to protect and improve the health and safety of all who live, work, and play here in Fairfax County. Maya represented the Healthcare Advisory Board on the Fairfax County Opioid and Substance Use Task Force and on the Task Force's Prevention Coalition that advanced the county's opioid response plan and engaged the community in this work. Therefore, Mr. Chairman, I move without objection that the Office of Public Affairs be directed to prepare a proclamation to recognize Maya Ciceri for her dedicated service to the community, the Healthcare Advisory Board,

[01:26:51] and the Franconia district to be presented either inside or outside of this boardroom and without objection that is so ordered Supervisor Lusk thank you mr. chairman this board matter is to recognize Keith Fox the Franconia district representative to the Fairfax County Library Board of Trustees Keith recently informed us that he would be stepping down it is important to thank him publicly for his diligent work and to recognize him for taking on the responsibility at a difficult time for the libraries he has served on the library board for several years he and the other trustees and many others had to work very successfully and diligently to bring our

[01:27:30] libraries back from the challenges of covet 19. we're grateful for his and their service fortunately we get to keep mr fox with his experience and knowledge as he has recently been appointed to the transportation advisory committee where i know he will continue to do an exceptional job so with that

mr chairman i would like to move without objection to the board of supervisors direct the office of public affairs to prepare a proclamation for mr keith fox in honor of his service to be presented either inside or outside of this boardroom without objection it is so ordered

[01:28:03] supervisor let's thank you um so madam vice chairman um as you and our colleagues on this board know a parent's top priority is to ensure their children are healthy and safe too often Parents in our community have their worst fears realized when a doctor tells them that their child has cancer.

[01:28:23] As devastating as this news is for parents, we can only imagine how their child feels as they navigate such a difficult experience. In 2024, according to the National Cancer Institute, NCI, in the United States, an estimated 9,620 new cases of cancer will be diagnosed amongst children from birth to 14 years.

[01:28:46] and about 1,040 children are expected to die from the disease. Although cancer death rates for this age group have declined by 70% from 1970 through 2020, cancer remains the leading cause of death from disease among children.

[01:29:04] The most common types of cancer diagnosed in children 14 and under are leukemia, brain, and other central nervous system tumors and lufomas. Raising awareness about childhood cancer can lead to increased funding for research and the development of new treatments, ultimately saving children's lives.

[01:29:28] As a community, as a board, it is our duty to be a source of comfort and support to our kids, especially for those experiencing cancer. I, along with Chairman McKay, Supervisor Walkinshaw, Supervisor Powtech, moved that the board authorized the Office of Public Affairs to prepare a proclamation to officially establish September as Childhood Cancer Awareness Month in Fairfax County to coincide with National Childhood Cancer Awareness Month.

[01:29:54] I also move that the board direct the county executive to assign the appropriate staff public affairs to create a childhood cancer awareness campaign for the month of September 2024 and to publicize childhood cancer information, services, and resources on the county's website.

[01:30:14] I'm happy to second that motion, along with Supervisor Palchuk, Supervisor Walkinshaw. 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.

[01:30:29] Supervisor Lusk. Thank you, Mr. Chairman. That concludes my motions. Thank you, Supervisor Lusk. Supervisor Alcorn. Thank you, Mr. Chairman. I have one board matter. We've had beaver problems in the Hunter Mill District. So while scientists cannot know for certain, it's estimated that there were once 60 to 400 million beavers throughout North America until they were trapped almost to extinction in the 19th century.

[01:30:54] By the early 1900s, beavers were believed to be extinct in Virginia, but were reintroduced by the state by the Commission on Game and Inland Fisheries in the 1930s. Today, they are found in every county in the Commonwealth and are considered native wildlife to the area.

[01:31:11] As nature's engineers, beaver dams can deliver ecological benefits such as creating new habitats that attract other wildlife and insects, which support increased biodiversity. Beaver wetlands also replenish groundwater, aid in carbon capture, and their dams can also trap sediment and keep nutrients like nitrogen and phosphorus from polluting our streams, rivers, and the Chesapeake Bay.

[01:31:34] Beavers can also cause problems when they take up residence in ponds or streams in developed areas. As they fell trees for food, dams, and lodges, they can destroy established and expensive ornamental landscaping. Their dams can also block stormwater drains and culverts, causing flooding of roads, residential yards, and commercial properties.

[01:31:55] They can cause soil erosion by cutting down trees along the banks of waterways, as well as raise the water temperature along shorelines affecting existing aquatic organisms. Relocating beavers is prohibited under Virginia law, but options exist to help us coexist with them, including wrapping trees with metal wire, planting beavers' less preferred trees, and installing exclusion, water leveling, and flow devices.

[01:32:20] There are also organizations that offer cost-share programs to help property owners pay for these mitigation measures. The county's excellent wildlife management team currently provides excellent one-on-one support to private property owners who need assistance in developing a plan to manage beaver activity on their property.

[01:32:38] Sharing this information more widely throughout the county's website and social media channels will help residents learn more about this industrious animal and how we can coexist with them. Therefore, Mr. Chairman, without objection, I would ask the Office of Public Affairs work with the county's wildlife management team to develop updated educational outreach materials that outline applicable laws related to beaver relocation or removal, provide guidance and resources for human beaver coexistence, and describe the county's role and responsibilities in the guidance as it relates to beavers and beaver activity on private property.

[01:33:14] and without objection uh that is so ordered uh supervise former supervisor elaine mcconnell would be really proud of you right now she used to single-handedly handle this for us she did and she single-handedly relocated a few she did she did they they got in a town car and went to page county yes but the statute of limitations has passed that's right that's right So it's time to update our information, and without objection, that is so ordered.

[01:33:44] Supervisor Alcorn. Thank you, Supervisor Alcorn. Supervisor Jimenez. Mr. Chairman, I have no board matters today. Thank you, Supervisor Jimenez. Supervisor Stork. Thank you, Mr. Chairman. The first item I have is the approval of the performance auditor to the board FY 2025 study plan.

[01:34:04] As a June 18, 2024 audit committee meeting, the Board of Supervisors received the performance auditor to the Board's FY 2025 study plan. The committee reviewed and recommends them moving forward with the following studies. First quarter, we have a P-CARD study, detailed data study, as well as in the first quarter, the FCDOT cash proffers follow-up study.

[01:34:27] Second quarter would be Fairfax volunteer management system study, as well as the county facilities energy efficiency study. Third quarter would be County Facilities Energy Efficiency Study, Mutual Aid Agreement Billing Follow-Up Study, and Emergency Medical Services Billing Follow-Up Study.

[01:34:45] And the fourth quarter, which would be from April through June of 2025, Funding Reimbursement Study Series Part 1, as well as the FY2026 Study Plan Presentation. The auditor of the board has also recommended for alternate studies that could be done If time allows or if one if one of the plan studies is not possible These include a study of the utilization of large fire apparatus on EMS calls Supplier to the diversity data management study

[01:35:17] Metro rail parking system study and surveying the survey tools and assessment of how survey data is collected and aggregated Therefore, I move that the Board of Supervisors approve the attached performance audit to the board's FY 2025 study plan. I'm happy to second that motion along with Supervisor Beerman.

[01:35:35] 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. Supervisor Stork. And I want to thank our performance auditor to the board, Jennifer Girard, who's off to a great start and has a great team.

[01:35:54] it's tough kind of getting the wheels moving again but i think we're doing that and and we're i think looking at some at some appropriate things for the board and i think we'll see far more of that over the next year as that kind of interaction with all of us so stay tuned the second item i have is rachel flynn joined fevers county in february 2019 during her tenure with us she has provided visionary leadership with strategic initiatives that have significantly advanced the county's goals in urban development and community enhancement with the focus on creating vibrant Connected communities Rachel has championed several key projects and policies the rest and station development Rachel led the implementation efforts for rest and station

[01:36:33] Transforming really at really Boulevard and rest and row into a dynamic pedestrian friendly spaces her initiatives are Enhancing community livability and attracting investment to the area collaborative policy development working closely with local partners and agencies like VDOT Rachel spearheaded development of progressive policies that align the Fairfax County's long-term objectives these policies such as alternative level of service criteria ensure sustainable growth and infrastructure development economic development initiatives rachel oversaw the creation of the department of economic

[01:37:08] initiatives which provided a critical small business support during covid she also recognized the potential of data centers as a key economic driver for the county and partnered with the economic development authority eda and the planning department to explore this opportunity and i would say absolutely including with the county executive who's been very involved in that leader on this item as well the richmond highway corridor rachel recognized the need and advocated for reduced lanes on the bus rapid transit system on richmond highway she also continues to collaborate with many entities to find a solution for the huntington metro site which is ongoing and

[01:37:43] concerning still lorton redevelopment rachel was instrumental in providing resources and was deeply and supportive of the lorton visioning study and the workhouse master plan and work closely with the workhouse advisory committee here for mr chairman i ask with unanimous consent the board of supervisors direct the office of public affairs to prepare a proclamation to be presented to rachel flan outside the boardroom for services to fairfax county without objection that is so ordered supervisor stork and that's it uh thank you mr chairman thank you supervisor stork Supervisor Palczyk no board matters chairman Thank You Supervisor Palczyk Supervisor Harrity yes mr. chairman I've got one written and two unwritten

[01:38:23] board items the first one is Fairfax Center area land unit K comprehensive plan amendment work program the comprehensive plan amendment work program includes two active site-specific amendments for residential mixed-use near Fair Oaks corporate Center off Waples Mill Road both of these

sites are located within landing unit K at the Fairfax Center area which is situated at the top of a sewer shed and served by two pump stations since the adoption of the work program two other proposals have also come forward to repurpose office buildings

[01:38:56] and propose new residential infill including the nra building and at 3702 pender drive indicating this area is evolving into the type of mixed use node envisioned under under the the Fairfax Center area plan. During the review of the SSPAs, we've identified a sewer capacity issue and expanding the study to consider the future land uses in the area served by the pump stations will allow for enhancements to the pump station that are adequate to serve the long-term needs of the area. This study can and should run concurrently with the review of the individual

[01:39:32] SSPAs. I have spoken with staff and there are resources available to begin work on this amendment given the ongoing work in the area therefore mr chairman i move comprehensive plan amendment work program be revised to include a planning study for the land unit k of the fairfax center area in the areas served by its sewer pump station with specific consideration for future land uses open spaces inter-parcel access the surrounding transportation network and supporting infrastructure as a tier one item so moved and the chair will second that motion is there any

[01:40:07] discussion? Seeing and hearing none. All those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions? That motion carries. Supervisor Herity. Yes, I'm excited to introduce Springfield office summer intern Christopher Roberts. He grew up in Fairfax County attending Georgetown Prep School. He's a rising senior at Boston College where he's pursuing a bachelor's degree in history with a minor in German studies. He is conversational in German and Chinese, which is pretty incredible for somebody who speaks one language.

[01:40:43] At Boston College, he's a member of the International Studies Student Association, Boston College Model UN, John Quincy Adams Society, American Constitutional Society, and Boston College Young Americans for Liberty. Last summer, he interned on the Hill for Congressman Ronnie Jackson, and he now joins us and our team to learn more about local government.

[01:41:06] Please join me in welcoming Christopher. my last unwritten board item which I wasn't planning to do because I had no idea what was happening this morning in my 16 years on the board I've never seen an appointment get voted down I want to think that it's common courtesy that if someone has an issue with an appointment that they would call that supervisor

[01:41:43] before the meeting and let them know since it is kind of a perfunctory thing I would I would like I still I'm still don't know the reason why my appointee got voted down by a vote of nine to one but I I would think we would want to mr. chairman and you control board protocol make it board protocol that if somebody has trouble with an appointment that's in the appointment list that goes out that they let the supervisor know ahead of the meeting I think that's just common courtesy and should be board protocol so I would make that not a motion but just a simple ask because i think it it's common decency and common courtesy

[01:42:21] yes supervisor herity and you know we we all struggle with that um i think it's there's a lot of things i'd like to make board protocol like making motions that only pertain to the magisterial districts that which you represent and so there's a lot of issues and if we started to make protocol about everything we'd be here all day but i think it's also common courtesy to only appoint people and to make motions about geographic areas that board members represent.

[01:42:48] And so there's a lot to be learned here. And I think every member of this board would be happy to give you an explanation for their vote, but frankly I don't think it's necessarily appropriate for us to do that in a public forum either with respect to your appointee who, you know, deserves the dignity of not having their reputation slandered or misrepresented by anyone on this board.

[01:43:13] And so also I think it's the responsibility of individual board members when they're making appointments to individuals to confirm those appointments with their colleagues if they have any concerns about those. And so we don't make board protocol here, and I'm not going to start doing that.

[01:43:29] But I think common decency is expected of every member of this board, and so is consistency. And so with that, did you have any other? I was going to say, so this is because he did live in my district? That's not what I said, Supervisor Harry.

[01:43:44] You've made a routine practice of making motions of involving things in geographic areas that you have no representation in. That's a common thing that you do to members of this board. I would disagree with that. I don't think I've ever done that without advance notice.

[01:44:00] I know I did recognize the hockey team that was a Langley Heights team, but I reached out to Supervisor Behrman on that. I think we're done with discussion on that. I want to wrap up before we go to county executive members.

[01:44:17] And by the way, I just, since you represented the vote as 9 to 1, I just want to clarify, it was an 8 to 2 vote, just for the record, because that's what the record shows. Wrapping up on that, I want to recognize also a summer intern in the chairman's office.

[01:44:33] And behind me is Mahad Syed Ahmad, who recently graduated from Emory and Henry College with a major in political science and civic innovation. She attended South Lakes High School in Reston, Virginia, and is excited to move back home to Fairfax County.

[01:44:51] Enthusiastic about working here this summer, driven by a strong interest in local government and a desire to find ways to help her community by learning how local government works. Maha has extensive experience working with various nonprofits in Southwest Virginia, where she lived during her undergraduate studies and made it a point to get involved in the local community.

[01:45:13] And so we are delighted to have Maha in our office interning this summer. And if you could please welcome her to the county. And with that, we are going to move on to our administrative items.

[01:45:30] And let me ask Supervisor Smith if you have a motion. I move approval of admin items 1 through 12. You've heard the motion. I'm happy to second that, along with, I heard, Supervisor Palchuk, Supervisor Lusk as well. Any discussion or any items that the board would like pulled for a separate vote?

[01:45:48] Mr. Chairman, I have staff wanted me to make a friendly amendment to administrative item 1. You want me to make that real quick? Yes, why don't you make that friendly amendment? Mr. Chairman, I have a friendly amendment to amend the approval motion for administrative item 1 to reflect that St. Augustine Lane is located in the Springfield District, not the Providence District.

[01:46:07] Thank you, Supervisor Herity, and I'm sure the person who made the motion agrees, as do all the seconders, that that is a friendly amendment. Any other discussion on the admin items 1 through 12? Seeing and hearing none, all those in favor of admin items 1 through 12, please say aye.

[01:46:25] Aye. Any opposed? Any abstentions? And that motion carries and takes us to action items. Action Item 1 is approval of vacation of parking reductions for the Reston Town Center, Phase 1 and Block 4 in the Hunter Mill District.

[01:46:41] Supervisor Alcorn. Thank you, Mr. Chairman. I move the county executive's recommendation. I do have a quick comment after. I'm happy to second that motion. Supervisor Alcorn. Yeah, thank you. This is, we did a similar one a couple months ago, I think, and the applicant or the property owner is going to be coming back through for some changes in their approved zoning in terms of the development plan.

[01:47:05] So the parking is going to be reviewed in context of that. So this is not an automatic, it just resets the parking so that that can be reviewed during the rezoning process. Thank you for that clarification, Supervisor Alcorn.

[01:47:20] Any further discussion on action one? Seeing and hearing none. All those in favor, please say aye. Aye. Any opposed? Any abstentions? That motion carries. Action item two is amendment of the board's policy governing remote participation of board members in public meetings.

[01:47:37] Vice Chair Smith. I move approval of the policy for remote participation in meetings that is amending the board's existing policy. I'd be happy to second that motion. Is there 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 action three is approval of the 2024 fairfax county bicycle parking guidelines i'm going to turn to our transportation chair supervisor beerman i move approval of action item three approval of the fairfax county bicycle parking guard guidelines

[01:48:15] you've heard the motion i'm happy to second that along with supervisor lusk any discussion on the motion yes Supervisor Herity just a very quick question for staff just to just a clarification these are recommendations not requirements morning Greg Stevenson acting director of Fairfax County Department of Transportation yet their guidelines they're not standards but they're not requirements and that requires okay there's owning staff won't use them as requirements okay Supervisor Palachuk thank you mr. chairman and thank you I think this is

[01:48:54] an incredible document very helpful especially as we're working through applications I'm wondering for our smaller businesses for smaller applications is it possible to get this and like a easy guide format especially working with DI and our sort of people not going through the formal process to have an easier guide to work with yeah let me see what I can do I'll talk with our marketing communications folks and see if we can set something up that works in that way excellent thank you thank you Supervisor Pouchek and I want to

[01:49:30] revisit for a moment the question about guidelines, because these are guidelines, but just like with any land use application to the county, the county staff reviews a lot of guidelines, and while a single guideline may not deem a recommendation of denial, certainly a collection of guidelines that are not followed by an applicant could very well lead to a recommendation for denial. So I just want to be clear that it is in fact the guideline singularly unlikely to be the trigger that recommends denial for a particular case but is one of the criteria that county staff reviews in

[01:50:08] order to make their determination as to whether they're recommending approval or not and I just want to make sure we get an acknowledgement of that that's a fair point I appreciate that clarification thanks okay thank you Supervisor Alcorn yeah thank you Mr. Chairman for clarifying that's very helpful

and I'd also just point out these are not new guidelines these are this is an update to existing guidelines that have been on the books for a long time so um but thank you for clarifying thank you supervisor alcorn and and finally on that point there are a lot of people implementing the elements of these guidelines unprovoked by the county as well and so i

[01:50:41] appreciate all the staff work that went into these all those in favor of action three please say aye aye any opposed any abstentions and that motion carries and takes us to action four which is adoption of a resolution approving the issuance of industrial development authority health care revenue bonds from the ANOVA health system project series 2024 and before a motion is entertained I want to say as you all know because you appointed me to the position earlier this year

[01:51:14] I serve without compensation on the ANOVA Health System Board of Trustees, and out of an abundance of caution, and not because it is legally required, I am voluntarily recusing myself from action item number four and will not be voting on the matter.

[01:51:32] So, therefore, I am also turning the gavel over to Supervisor Vice Chair Smith. Thank you, Mr. Chairman. I recognize Supervisor Bierman. You all know about the chairman. You probably don't all know that earlier this year, the board appointed me to serve on the Innova Healthcare Quality and Reliability Committee.

[01:51:53] I receive no compensation for this service and about out of an abundance of caution and not because it's legally required. I am also voluntarily recusing myself from action item number four, and I will not be voting on the matter. Thank you. Thank you, Supervisor Beerman.

[01:52:09] now do I have a motion for action number four madam vice-chairman I move approval of action item number four per the county executive's recommendation it's been seconded by supervisor Harrity and pal check any discussion on the motion hearing none all those in favor of the motion please say aye aye anyone opposed any abstentions that motion passes unanimously with supervisor Beerman and and chairman mckay recused thank you i will now turn this back over to chairman mckay thank you

[01:52:49] very much uh vice chair smith and finally we have action item number five approval of the fall 2024 bond referenda for transportation facilities metro and public safety uh i am going to recognize vice chair smith you have a motion on action five um i'm sorry i move approval of the county executive's recommendation. Second. I'm happy to second that along with Supervisor Lusk and Supervisor Palchuk. Is there any discussion on action five? Any discussion? Seeing and hearing none. All those in favor of the motion please say aye. Aye. Any opposed? Any abstentions? And that

[01:53:28] motion carries and that brings us to a closed session. Before I turn to Supervisor Smith for a motion let me ask the county attorney how long we need for closed session. Mr. Chairman I estimate approximately 30 minutes 30 minutes and our first public hearing today is scheduled at 3 30 so that puts us in closed session at three o'clock uh that uh so if board members can make sure uh we can almost take some beavers to page county and um if uh if if this motion uh does pass uh the

[01:54:06] board will report back at 3 p.m promptly at 3 p.m for closed session so that we can be Again, our public hearings on time at 3.30. Supervisor Smith. 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.

[01:54:31] And in addition, one is permitted by Virginia Code Section 2.2-3711A7 and 8. Legal analysis regarding the following. Shang v. Board of Supervisors, Fairfax County Circuit Court, case number CL-2023-8569.

[01:54:49] N.S. Reston v. Board of Supervisors, Fairfax County Circuit Court, case number CL-2019-15831, and the National Opioid Litigation. And number two is permitted by Virginia Code Section 2.2-3711A1N8, legal analysis and personnel discussion regarding constitutional officer salaries you've heard the motion i'm happy to second that motion is there discussion on the motion uh before we vote let me just verify i should have asked this before there are no items this afternoon that board

[01:55:24] members intend to defer for public disclosure okay all those in favor of the motion please say aye aye any opposed any abstentions that motion carries and the board will return uh following

[01:55:38] closed session. The board will return for closed session at 3 p.m. Okay, welcome back. The board

[02:02:40] has completed closed session. At this time, I will turn to Supervisor Smith for a motion. 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 I'm happy to second that motion. Is there any discussion on the motion seeing and hearing none all those in favor of the motion?

[02:03:14] Please say aye aye any opposed any abstentions and that motion passes and I know we have at least One motion two motions coming out of closed session. Let me start with Supervisor Jimenez. Thank you. Mr. Chairman. I have three motions coming out as required by virginia's code section 17.1 slash 287 i move that the board adjusts the fairfax county clerk of the court's annual salary to 184 141 effect of july 1st 2024.

[02:03:51] i've heard the motion it's been seconded by supervisor palchek 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 Jimenez. Thank you, Mr. Chairman. As required by Virginia's Code Section 15.2-1627.1B, I move that the Board adjusts the Fairfax County Commonwealth Attorney's annual salary to $204,274.49 effective July 1, 2024.

[02:04:25] You've heard the motion. Is there a second? Seconded by Supervisor Lusk. Any discussion on the motion? Seeing and hearing none. All those in favor, please say aye. Aye. Any opposed? Any abstentions? That motion carries. Supervisor Jimenez. Thank you, Mr. Chairman. As required by Virginia Code Section 15.2-1609.2F, I move that the board adjust the Fairfax County Sheriff's annual salary to $259,158.99, effective July 1st, 2024.

[02:04:58] for the motion it's been seconded by Supervisor Smith any discussion on the motion I will just add point out the obvious that all three of these motions as mentioned in the motion are required by state code 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 thank you Supervisor Jimenez Supervisor Smith mr. chairman I move that the Board of Supervisors for Fairfax County, Virginia, adopt the attached resolution approving of the county's participation

[02:05:34] in the proposed settlement of opioid-related claims against Kroger and its related corporate entities, and directing the county attorney and or the county's outside counsel to execute the documents necessary to effectuate the county's participation in the settlements.

[02:05:49] Second. You've heard the motion. It's been seconded by Supervisor Palczyk. 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. At this time we're going to begin our public hearings and just as a reminder folks wishing to testify this afternoon have many options by which to testify. One is obviously here in person. If you are not on the speaker's list and you're here to testify on an individual case please come down and see the clerk and get

[02:06:24] signed in. The second was to submit video testimony which had to have been done several days ago. or the last is to testify by telephone on the number that hopefully will be appearing on this screen. It is on the screen, 703-324-1020. With that being said, our first public hearing today is a public hearing on PRC 80-C-111-02, RZPA 2003-HM-00058, Fairfax County School Board, a body corporate in the 100 mil district and there is no affidavit for this type of application

[02:07:04] so at this time I would recognize county staff for a staff presentation. Good afternoon Mr. Chairman and members of the board I'm Karen Yee from the Department of Planning and Development. The subject property is Armstrong Elementary School located at the Fairfax County Parkway and Lake Newport Road in Ruston. The surrounding uses include residential dwellings, a child care center, and a place of worship. The applicant is proposing three building additions consisting of administrative suite, additional classroom space, and a library addition. In addition, new outdoor spaces for playgrounds, sports courts, and an outdoor classroom are also proposed. The existing

[02:07:43] Kiss and Ride parking lot is also proposed to expand from 80 spaces to 111 spaces. At the front of the school, the bus parking area will contain five bus parking spots. The proposed building additions will match the facade of the existing building. And that concludes staff presentation.

[02:07:58] thank you are there any questions of staff any questions of staff seeing and hearing none this is a public hearing and I have no speakers who have signed up in advance to testify on this matter is there anyone here in the auditorium that wishes to speak on this subject anyone present who wishes to testify this is a public hearing okay let me ask the clerk if anyone has called in no one has called in at this time closing comments and a recommendation from county staff

[02:08:32] On March 13th, 2024, the Planning Commission recommended approval of the application subject to the proposed PRC conditions dated March 12th, 2024, and the requested waivers and modifications listed in the handout dated March 8th, 2024.

[02:08:50] Staff concurs with the recommendation of approval. Okay. Thank you very much. Are there any questions from Board members? Any 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. Could I get a representative applicant to come down and record your agreement to the development conditions dated March 12th, 2024?

[02:09:17] Good afternoon. My name is Jessica Vera from Hunt and Andrews Kurth, and I am the attorney for the applicant Fairfax County School Board. And we agreed to the development conditions dated March 13th, 2024. Are they March 13th or 12th?

[02:09:33] March 12th, 2024. There we go. All right. Thank you very much. Mr. Chairman, I move that the Board of Supervisors approve PRC 80-C-111-02 subject to the PRC conditions dated March 12, 2024, and the requested waivers and modifications contained in the handout dated March 8, 2024.

[02:09:53] You've heard the motion. It's been seconded by Supervisor Palchuk. Any discussion on the motion? Seeing and hearing none, all those in favor, please say aye. Aye. Any opposed? Any abstentions? And that motion carries. Thank you. Next, we have a public hearing on SEA 91-D-016-02, Virginia Restaurants, LLC, in the Drainville District.

[02:10:21] And if we could please have the applicant reaffirm the affidavit. Good afternoon, Mr. Chair and members of the board.

[02:10:37] For the record, Matt Roberts with the Herschel Law Firm on behalf of the applicant. And I reaffirmed the affidavit dated June 4, 2024. Thank you very much. Are there any disclosures from board members? Disclosures from board members. Seeing and hearing none, I will now recognize county staff for presentation.

[02:10:53] Hi, my name is Andrew Stone, and I'm with the Department of Planning and Development. I'm presenting the special exception amendment request for a replacement restaurant with a drive-thru. The 7.86-acre site is located in the Drainsville District near Herndon, adjacent to the intersection with Parcher Avenue and Centralville Road, and just north of Dulles Toll Road.

[02:11:15] The subject site is approximately a mile and a half east of the Innovation Center Metro Rail Station and a mile and a half west of the Herndon Metro Rail Station. It is also zoned to the C8 District. The site consists of two parcels, Parcel 8 and 9.

[02:11:32] Parcel 8 is currently developed with a 175,000 square foot hotel and Parcel 9 is developed with a 2,380 square foot Taco Bell restaurant, a Wendy's restaurant with single drive-thru lane, and a Bar Louis restaurant. No changes are proposed to the hotel, the Bar Louis restaurant, or the Wendy's restaurant.

[02:11:51] The applicant requests approval of a special exception amendment to amend SEA 91D016 to allow site modifications to the existing freestanding restaurant with a drive-thru immediately located to the north of the hotel.

[02:12:08] The Taco Bell is proposed to be replaced with a new freestanding restaurant with two drive-thru lanes. The new restaurant building would be slightly larger than the existing restaurant, with a total gross floor area of 2,710 square feet, and the overall maximum approved floor area ratio on the site would remain 0.58.

[02:12:29] The hours of operation are proposed to be changed from 6 a.m., 12 o'clock midnight, to 7 a.m., to 2 a.m., seven days a week, with a maximum of eight employees per shift, 52 interior seats, and 12 exterior seats.

[02:12:46] The two-lane drive-thru would be designed to wrap around the northwestern side of the building and would have a capacity to stack 11 vehicles. It is designed to reduce some of the impact of drive-thru traffic on the site and would be more efficient.

[02:13:02] There would be no increase in intensity as a result of this expansion because the number of windows for customers to pick their food up from would remain unchanged as the drive-thru would simply be redesigned to allow for improved stacking. This concludes my presentation.

[02:13:18] Thank you very much for that presentation. At this time, we'd welcome an applicant's presentation. So good afternoon again. Mr. Chair, members of the board, Matt Roberts with the Herschel Law Firm on behalf of the applicant.

[02:13:35] Thank you very much for having us. We're excited to walk through this application with you this afternoon. I want to start, as always, by thanking staff for all their efforts on the project. It's always much appreciated, and we are glad to be here today with the Planning Commission's recommendation for approval. This is the applicant's third application in the county under various names, but Summerwood Corporation being the ultimate parent.

[02:13:59] Just by way of quick background, since the 1980s, the applicant has operated a number of quick service retail locations throughout the Mid-Atlantic. One of the primary franchises that they have is Taco Bell, including multiple restaurants in the county. Unlike some of the other applications that have come before the county in the last two years, though, this site, I would point out, is leased and not owned by the applicant, and there are some implications for that that we'll talk about very briefly.

[02:14:24] Next slide, please. Just to provide you a quick walk around the site to give you a sense of how everything is oriented, the site's located off of Centerville Road near Parcher Avenue. As staff mentioned, the block is planned for retail and commercial uses.

[02:14:41] It's Zone C8 today, and we're not proposing to change that. As, again, as staff mentioned in the staff report tonight, you know, it's currently developed with approximately 2,400 square foot restaurant with a single-lane drive-through under the Taco Bell banner. That was under the applications as they were approved in the 1990s and ultimately built in 1993.

[02:15:01] Next slide, please. So, just to give you a couple quick things as to how and what's driving the application, Ultimately, we have two goals here, which is construct a new modern Taco Bell restaurant on the premises and add the additional drive-through lanes to accommodate the increase in the customer traffic.

[02:15:20] Staff mentioned, again, the new facility is slightly larger, but that's not accommodating new restaurant area. It's accommodating mainly kitchen area, which is largely the freezer. Overall hours, as staff mentioned, 7 a.m. to 2 a.m., which is consistent with other hours across the county as we currently operate.

[02:15:35] Again, maximum of eight employees per shift. We are maintaining adequate parking between us and the Wendy's site next door, 34 spaces overall. I do want to point out that it's actually a reduction in the overall parking. So that leads to a slight change in impervious surface. Next slide, please.

[02:15:52] So as part of the application, the applicant did look at the traffic situation in the vicinity of the site. Looking ahead, there is a very minor increase in the traffic, 15 new AM peak hour trips, 11 new PM peak hour trips, and that's taking into account all the background traffic the area including the adjacent commercial hotel and other retail uses so suffice it to say the overall impact is negligible importantly though we are retaining the existing pedestrian connection along centerville road on adding new ada ramps high visibility crosswalks and the like to that existing connection point so i did want to point that out next slide please very briefly this is

[02:16:29] an image of our site plan andrew if you don't mind going one more for me so again as mentioned we are going to increase those drive-through lanes to two lanes uh sufficient queuing capacity

in that stack for up to 11 or more vehicles and one thing i'd like to point out about you know why we're increasing the capacity in those drive-through lanes is it's being driven by customer activity so it wouldn't surprise the board to find that that was happening pre-covid but really accelerated during covid and has lasted through most folks are actually going through the drive-through instead of parking and entering the facility to eat and i've said the statistic before in other applications but approximately 79 percent of our peak hour

[02:17:06] traffic is occurring through the drive-through so realistically this is a great way to accommodate those customers but we are still providing sufficient on-site vehicle parking and bicycle parking next slide please and additionally just to point out a couple of things related to other benefits for the site environmentally there will be improvements to on-site stormwater management with a new bioretention system we are committing to urban soil remediation and it is worth noting that there's a minor impervious surface reduction by about five percent so not insignificant and lastly we will be maintaining that buffer along centerville road and again providing that

[02:17:41] crosswalk connection next slide please just to briefly show you uh the you know proposed restaurant if you've seen it roll out nationwide uh modern design standards for the taco bell including fiber cement siding the bands and the metal and using the franchise's modern color scheme uh as staff also mentioned there is an outdoor cafe area of up to 12 seats next slide please i do last but not least want to mention some primary redevelopment benefits that are coming with the site we are committing to a level 2 ev charging station for the site uh improving that stormwater management urban bioretention and the reduction in impervious surface as i mentioned

[02:18:17] improving those pedestrian connections on site and ultimately as i you know the driving thrust of the application uh in you know meeting that customer demand for the drive-through so with that thank you all very much for your time look forward to any questions that you may have uh thank you very much for that presentation are there any questions of staff or the applicant any questions of staff or the applicant i'm not seeing any uh this is a public hearing i have no speakers who have signed up in advance to testify this is a public hearing is there anyone here present who would like to speak on this subject anyone present who would like to speak this is a public hearing and seeing and hearing no one let me ask the clerk if anyone has called in no one has called in i

[02:18:55] I assume the applicant waives rebuttal. Closing comments and a recommendation from county staff. On April 3rd, 2024, the Planning Commission recommended approval of SEA 91D-01602, subject to the development conditions dated April 9, 2024.

[02:19:17] Staff concurs with this recommendation. Thank you. Any final questions from board members? Seeing and hearing none, I will close the public hearing and recognize Supervisor Bierman for a motion. Thank you, Mr. Chairman. I request that the applicant confirm for the record agreement to the proposed development conditions dated April 9th, 2024.

[02:19:39] For the record, we are in agreement with the development conditions dated April 9th, 2024. I move that the Board of Supervisors approve SEA 91-D-016-02, subject to the development conditions dated April 9th, 2024.

[02:19:57] You've heard the motion. It's been seconded by Supervisor Smith. Any discussion on the motion? Supervisor Beerman. I will resist the urge to make a bunch of jokes about Crunchwrap creams,

but basically say that this looks like it's going to be a great new Taco Bell for the Drainsville District, and I think we should approve it.

[02:20:13] Thank you. Thank you, Supervisor Beerman. 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. Excellent.

[02:20:29] Our next public hearing is a public hearing on RZ 2022-00007, Dulles Center, LLC, in the Drainsville District. And could the applicant please reaffirm the affidavit?

[02:20:49] Good afternoon. Sarah Mariska with Oden Feldman-Pittleman on behalf of the applicant, and I reaffirmed the affidavit dated June 11, 2024. Thank you very much. Disclosures from board members. Any disclosures from board members? Seeing and hearing none.

[02:21:06] At this time, I would recognize county staff for a staff presentation. Thank you, Mr. Chairman. I'm Tabitha Cole with the Department of Planning and Development. Today I'll be presenting the rezone request for Dulles Center, LLC. The 4.7-acre site is located just north of the Central Road and Copper Mine Road intersection.

[02:21:25] The site is zoned PDC and has been partially developed with a drive-through bank. The undeveloped portion of the site is constrained by a resource protection area, environmental quality corridor, floodplain at the northern end of the site and a 100-foot-wide VEPCO easement with existing overhead power lines bisecting the site from east to west. As demonstrated on this slide, the site is surrounded by the Beacon Hill Missionary Church residential uses, the Arrowbrook Park, and across Central Road commercial uses. The applicant requests to rezone the subject

[02:21:59] property from the PDC district to the PDH-12 district to permit 48 stacked townhouses and retain the existing bank as a secondary use. The proposal would result in a density of 11.38 dwelling units per acre, which is consistent with the comprehensive plan recommendation of 8 to 12. Each unit would be constructed with a single vehicle garage, and 38 of those units would include 18-foot driveways. An additional 27 parking spaces would be provided as surface parking central to the site, resulting in an overall 115 parking spaces, which is

[02:22:34] consistent with the zoning ordinance. A single vehicular access point is provided to the site by way of a private road which connects Centerville and Coppermine roads. At the Centerville Road intersection, median striping would be provided to better direct the flow of traffic as well as a pedestrian crosswalk which is currently not provided. Stormwater requirements will be achieved on site through a combination of underground detention facilities, manufactured treatment devices, and the incorporation of LIDs. For the PDH-12 district, 30% open space is required with

[02:23:11] recreational facilities, and this request proposes to provide 40% open space with two recreational areas that would include amenities such as fitness equipment, a gazebo, open lawn, and a designated area for either cornhole or a bocce court. An eight-foot-wide asphalt trail is also proposed, providing a missing connection from the Marybrook Stream Valley Trail to the existing sidewalk along Centerville Road.

[02:23:38] Five-foot-wide sidewalks are proposed throughout the site and along the western side of the private road to provide the residential units with access to features on-site, and the proposed trail connection would also allow for access to neighboring properties and nearby public facilities.

[02:23:56] An existing bus shelter is located adjacent to the site along Centerville Road, as shown on this graphic. The primary materials of the building facades would consist of materials such as brick, sewn, stone, horizontal cementitious siding, shingles, or other similar materials with a consistent architectural theme.

[02:24:17] The applicant has agreed to attain green building certification and will provide an option to initial purchasers for the installation of electrical panels in the garage for electric vehicle charging. The applicant also commits to construct 12% of the units as WDUs.

[02:24:36] Overall, staff finds the proposed application to be in conformance with the comprehensive plan and the zoning ordinance requirements. Thank you. That concludes my presentation. I'd be happy to answer any questions. Thank you very much. At this time, let me recognize the applicant for an applicant's presentation.

[02:24:52] Good afternoon. This site has actually been zoned since 2003 for a mix of commercial uses, but other than the construction of the drive-in bank, it has been completely vacant since that time, So we are very happy to be here today to bring a proposal that's consistent with the comprehensive plan.

[02:25:10] As Ms. Cole outlined, we have made a number of changes throughout the process that I think are going to be significant benefits, including the connection from Centerville Road to the Stream Valley Trail, some right-of-way dedication, maintenance and preservation of RPA, as well as quality open spaces and the provision of affordable workforce housing consistent with the current county policy.

[02:25:33] Staff has recommended approval as well as the Planning Commission, so I ask for your favorable consideration, but I'm happy to answer any questions you might have. Thank you very much. Are there any questions of staff or the applicant? Not seeing any, so thank you. Thank you very much. This is a public hearing.

[02:25:49] I have no speakers who have signed up in advance to testify. Is there anyone here present who would like to speak on this subject? Anyone present that would like to testify, this is a public hearing. Seeing and hearing no one, let me ask the clerk if anyone has called in. No call in. assume the applicant waives rebuttal closing comments and a recommendation from County staff thank you on February 7th the Planning Commission recommended approval of this application and further approved the concurrent final development plan staff concurs with this decision thank you that's all thank you very much last call questions from board members seeing and hearing none at this

[02:26:27] time I will close the public hearing and recognize supervisor Beerman for a motion thank you mr. chairman I move that the board of supervisors approve RZ-2022-DR-00007 and its associated conceptual development plan, subject to the executed prospers dated February 29th, 2024, and I further move that the Board of Supervisors approve the waivers and modifications as listed on the handout dated February 7th, 2024, which will be made part of the record.

[02:27:04] You've heard the motion. It's been seconded by Supervisor Palachuk. Any discussion on the motion? Supervisor Beerman. Just briefly, I think this is a great plan. We have 48 stacked townhomes. Adding housing to this area of the county is really important. It fits into our WDU requirements. We are looking at exceeding the 30% open space requirement by providing 40%.

[02:27:29] We have an eight-foot-wide asphalt trail that completes a trail from Marybrook Stream Valley to the existing sidewalk on Centerville Road. We have the applicants proffered that they'll obtain green

building certification and will offer panels for EV charging.

[02:27:45] You guys know that kind of like that stuff. And it's a good use considering the surrounding development and delivering much-needed housing in the area. and lastly i want to thank the applicant for working with the beacon hill missionary church to relocate trailers there was an issue there uh we got it done they got it done excuse me and thank you to the staff as well for working on this it's a good application thanks thank you supervisor beerman any other discussion seeing and hearing none all those in favor of the motion please say aye aye any opposed any abstentions that motion carries thank you and next we have

[02:28:25] a public hearing on sca 2015-mv-003 claudia c tramontana and first year's learning center llc in the mount vernon district and could we please have the applicant reaffirm the affidavit hello my name is claudia tramontana and i reaffirm the affidavit okay and did you do you have a date on that affidavit we just want to make sure we have the date for the record the date i have is november

[02:29:02] 28, 2023. November. That would be correct. Okay. Very good. Any disclosures from board members? Any disclosures from board members? Not seeing or hearing any, so thank you very much. Let me 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 requests approval of a special exception amendment previously approved for a home daycare facility for nine children to permit an increase to 12 children. The 10,488-square-foot subject property is located at 6614 Winstead

[02:29:41] Manor Court in the Winstead Manor Subdivision, located south of Winstead Manor Lane and north of Telegraph Road. The surrounding properties are also developed as single-family detached dwellings and zoned PDH2. The hours of operation will remain as 6:30 a.m. to 6:30 p.m. Monday through Friday with staggered drop-off and pick-up times. The applicant employs two assistants who work between the hours of 7 a.m. and 6 p.m.

[02:30:08] There are no proposed changes to the number of employees with this application. Winstead Manor Court is a public street which terminates at a cul-de-sac with a pipe-stem driveway that provides access to five dwellings. Parking for drop-off and pickup is available in the driveway, which can accommodate two vehicles parked side-by-side.

[02:30:29] Additional parking is available on Winstead Manor Court. The current conditions require all pickup and drop-off activities to occur within the driveway. The driveway spaces must remain open during business hours, and the pickup and drop-off must be staggered. Development condition 8 requires that the garage be used for parking for the dwelling and may not be converted for other uses.

[02:30:50] These conditions are proposed to be carried forward. The entrance to the home child care and outdoor play areas are located in the rear yard. This completes my presentation. Thank you. Thank you very much. At this time, we welcome the applicant's presentation. Not required, but you're welcome to give us a presentation.

[02:31:10] Thank you so much. Hello, my name is Claudia Tramontana and I'm a small business owner here in Fairfax County where I own and operate a loving, educational, and well-established in-home daycare for over the last 16 years. I'm coming before the board today to request approval to increase my daycare capacity from the current 9 to 12 children. Eight years ago, I came before the board and rules and recommendations were put in place to allow me to operate my daycare for the current nine children.

[02:31:49] Since that time, with a new HOA board, I have had no violations or complaints to the county, with staggered drop-off and pickup occurring in the driveway and or additional parking available on Winston Manor Court, a public road, in order to address the county's provisions that were put in place by the prior supervisors back in 2015. There are some new faces and some familiar faces.

[02:32:20] An extended thank you to those who took the time to meet with me. I am a hard-working business owner who loves children in the county, who provides a much-needed service to its residents. As we all know, there is a high demand for safe professional daycares, not only within the county, but across the country. During the nation's pandemic, our doors remain open to provide care to essential personnel so families could continue to work and service our community. The Fairfax County pillars

[02:32:58] highlight the need for a diverse, adaptive, and supportive workplace. My small business supports this county's pillar as it also supports the pillar of excellence and accountability. I've continuously checked with the HOA and my neighbors periodically to ensure I have maintained the harmony and the home values up.

[02:33:25] As of to date, there has been no founded allegations or complaints made against me or my daycare. I kept my obligations and stayed committed. The HOA does not oppose my application.

[02:33:41] In fact, I resubmitted 22 letters of support.

[02:33:56] Eight years later, there have been questions regarding the pipe stem and maintenance, even parking signs that were alleged to be VDOT signs but not official. All of those hurdles and tactics that have been put in place to prevent me from exercising my right and request.

[02:34:16] Three additional children does not mean that there will be three additional cars. Some may be siblings, some may be walkers, or even carpool in and from the daycare. It is important to note that while I have support of my neighbors, the neighbor who has been leading the opposition directly lives next door to me, who also operated an in-home daycare with up to 12 children from 2007 through 2013.

[02:34:57] You should also know that I was employed by that neighbor and that daycare, which is why all of this is disheartening, unfair, and concerning.

[02:35:15] In an effort to address the privately owned pipe stem between me and my neighbors and the HOA, There only appears to be three homes within the pipe stem. There is a reserve that covers the maintenance of the pipe stem, and there has been no issues within the pipe stem thus far.

[02:35:36] In conclusion, I humbly ask that you approve my request for the three additional children. My application was submitted almost a year ago and has been deferred multiple times as I was supposed to come before you six weeks ago, but a technicality from the county made it impossible. Immensely grateful for all the love and support my previous and current families have

[02:36:08] shown me. Their words of encouragement mean everything to me. And for all those tiny lives I've touched and have filled my heart with so much joy over the last 16 years, you've made it all worth it and gotten me here thus far. Thank you for your consideration. Thank you very much for your presentation. Much appreciated. And you can have a seat. Let me ask if there's any questions of staff or the applicant at this time. Any questions of staff or the applicant at this

[02:36:44] time? Seeing and hearing none. This is a public hearing and I have one speaker who has signed up in advance to testify. And I know she's here, Barbara Draggins. If you could come on down. If anyone

else is here to testify on this matter, if you could please come down and sign in with the clerk at the far right of the dais, your far left, that would be appreciated.

[02:37:06] We will have anyone speak who is here, present, and would like to testify. Ms. Driggins, welcome. You're speaker number one. Thank you. Good afternoon, Chairman McKay and members of the Fairfax County Board of Supervisors. I am Barbara Driggins. My two-year-old grandson is a client of First Year's Learning Center, owned and operated by the awesome Claudia Tramontana.

[02:37:33] First Year's Learning Center should be approved to increase its clients from 9 to 12. The objections of an allegedly adjacent resident due to their concerns regarding parking, bottlenecking, or noise levels are all unfounded, nor have I ever experienced them or witnessed them.

[02:37:59] In preparation for this presentation, I reread the countywide strategic plan. The data analytics studied the framework that, quote, intentionally set the conditions for meaningful change throughout the county.

[02:38:20] Specific and tangible actions are required to advance the plan drivers of equity, community outcomes, data integration, and inclusive engagement, end quote.

[02:38:36] Furthermore, I researched the board's priorities and found that education is the highest priority. Quote, we will continue the investment needed to protect and enhance this primary community asset.

[02:38:55] Our children are our greatest resource. First Year's Learning Center, LLC, it's a minority, female-owned, small business, strategic plan, and highest priority.

[02:39:13] Leaders' actions must match their words. As a retired educator of almost 40 years from Fairfax County Public School with experience in the classroom and in administration, whether the request was from parents, teachers, colleges, college board, NCAA, at some point the impact of early learning opportunities is generally addressed.

[02:39:43] Never did I receive an information request discussing the impact of pipe stems, paving, parking, bottlenecking, or noise levels on child development.

[02:39:59] Nationally, statewide, and locally, the minimum expectation is that all children will be reading at grade level by third grade. Access to nurturing and quality daycare is imperative to attaining this goal.

[02:40:19] The June 14, 2006 House Location Survey of Lot 34 of Winstead Manor indicates a 7-foot fence and 2,400 square feet play area. First Year's Learning Center cannot walk on water or count the number of bubbles in a bar of soap, But expansion from 9 to 12 clients is imperative in supporting the county's strategic plan and the priorities of the Board of Supervisors.

[02:40:53] The Fairfax County Planning Commission voted to recommend approval by you. I respectfully request that Fairfax County Board of Supervisors approve SEA 2015 MV-003, First Years Learning Center, LLC, Claudia Trey, Montana, owner. Thank you.

[02:41:18] Ms. Driggins, and thank you for your service to our school system. Our second speaker is Melissa Ackerman. Melissa Ackerman, you will be speaker number two. If anyone else is here who would like to testify on this matter, please come down and sign up.

[02:41:34] Welcome, Mrs. Ackerman. Thank you. Thank you, Chairman. Thank you, members of the board. That's hard to follow. My name is Melissa Ackerman. I am a mother. I think if you didn't know, I'm the last, I think, parent that has a child in Claudia's daycare to speak to you all, which is a real testament to her and her as a person, but her as a business owner.

[02:41:55] and it just shows how important that she is to this community I will reiterate what some of the other parents have said previously that it's extremely hard to find quality affordable childcare in this area and other areas which is why this is really important and I think limiting the capacity just just really doesn't make sense especially as you've heard it states pretty clearly in sort of Fairfax priorities about uh the importance of children and education and I will say my child has learned more from Claudia than from me uh that says about me as a parent but um she she's

[02:42:34] very important and vital and I obviously strongly support um the approval of this motion um I uh just ask that you afford her the same I mean we've heard expanding restaurants expanding um apartment complex as a spanning townhome. So I just, I ask that you afford her the same consideration to expand her small business. Thank you. Thank you, Ms. Ackerman. Let me ask again, if there's anyone else here who would like to testify on this matter, this is a public hearing.

[02:43:07] Seeing and hearing no one, let me ask the clerk if anyone has called in. We do have a caller, and can you identify that caller? Kimberly Driggins. Can you hear me okay? Yes, can you hear me okay? We can. Welcome. The floor is yours. Fantastic. Thank you for allowing me to speak.

[02:43:30] My name is Kimberly Driggins, and I am a customer and client of First Year's Learning. My two-year-old son has been a client for over a year and a half, and First Year's Learning has always been clean and welcoming. We had to wait, actually, just to get my two-year-old into first year's learning, but now that he is there, he is learning by leaps and bounds.

[02:43:56] Ms. Claudia has done all that she has, all that she can to make sure that drop-offs and pick-ups create no disruption to the community. We stagger our pick-ups. We call her when we're ready to pick up the kids so that there are never more than two cars in the driveway.

[02:44:18] know she's put together a plan to make everything work and so sometimes we're waiting on another street just so there's no disruption to anyone else in the community so i'm here to support this approval of this motion to expand first year's learning by three students in my opinion would not be disrupted to the community or to her business thank you for hearing me thank you very much let me ask if there's any other callers on the line no other callers on the line no reason for rebuttal closing comments and a recommendation from county

[02:44:53] staff on march 13th 2024 the planning commission recommended approval of the subject application staff concurs with that recommendation thank you thank you very much questions from board members are there any questions from board members supervisor palchik thank you mr chairman um i was going to ask this earlier i know it's in the staff report if you could confirm for us that there have in fact been no notices of violation since it was approved in 2015 I believe there's only one inspection that was done due to a complaint and it was determined to be unfounded is that still the case that is correct thank you

[02:45:32] sorry and I have one follow-up question do you you may not have this but are in our county home daycare services are are there other daycares that were limited to nine versus um the more regular

numbers of 12 or or smaller or four are you asking local like in fairfax county and fairfax um sometimes i think it's case dependent um sometimes with with single family attached we limit to eight uh for town homes um but it depends it's site specific

[02:46:07] so it depends but it's typically 12 is approved if there's a single family home and there's adequate outdoor play space and no parking issues those are the kind of the big things we look at when we're making a recommendation on the on the numbers thank you okay any additional questions supervisor stork could you walk through the process that you use if somebody has a complaint how do they go about doing that and what's the response how is that handled so if you have a complaint related to a zoning issue you would call or email the Department of Code

[02:46:46] compliance they would send out an investigator to observe or to investigate the complaint if the complaint is founded based on the investigators investigation then a note of a notice of violation which would outline kind of the remedies to that notice would be given to the property owner or the resident and they would have the opportunity to remedy it depending on the violation can you give some idea of timing of a complaint and then the response to the notice of to

[02:47:25] that complaint and how that's that's followed up on I can't really speak for the Department of Co compliance what their timelines are but I I believe it's it's a pretty reasonable amount of time I'm not exactly sure do you know what hours of the day they typically work I would assume typical business hours county hours for standard 8 to 4:30 I don't know if they do after hours investigations or not if I think that would be a question for DCC but they're they're not here so supervisor Stork let me ask the county executive if he

[02:48:01] wants to respond to that thank you chairman McKay and supervisor Stork we do do after our checks through DCC so if there is a complaint we do have a hotline thank you mr. County executive any additional questions okay that So this is let me close the public hearing and recognize supervisor stork for a motion. Thank you, mr Chairman, I think I know we've had a lot of conversations about this

[02:48:38] I know that I've been involved with this really from the very moments that I became a supervisor in 2016 And it's it's it's definitely a difficult one because it's something that we all support child care We need it. There's never enough of it. I mean probably never will be enough of it but the challenges here have been not only because of one individual as was characterized but multiple individuals and frankly folks who live immediately to the child care and their concerns and issues that they've had over the years the beginning part of the process started with the

[02:49:13] request for a special exception in 2015 to move to increase the child care of the daycare from 7 to 12 children there was lots of conversation some neighborhood opposition immediate and then HOA got involved there's definitely some legal action there was some law enforcement involved there's it was a mess for everybody's concern I think it was a mess and as part of that conversation I know some of you'll remember Earl Flanagan planning Commission got involved and worked with everybody involved to see if there could be some sort of compromise that would

[02:49:48] address not only the needs of Mr. Toronto Montana to operate a daycare but also So the immediate neighbors to be able to enjoy and essentially utilize their driveway, a driveway that while there's some disagreement or some unknowns about it, clearly there's likely to be some cost to them, not only in terms of access and egress and ingress, but also ultimately maintenance.

[02:50:14] So there are real issues, appropriate issues for the immediate neighbors. Those, we all work very hard. My staff and I spent countless hours on this in 2016 to try to come up with something that we thought would be a balance between what the neighbors were sensitive to and, frankly, what Ms. Chamatana wanted to do in terms of expanding her child care.

[02:50:37] And the outcome of that was an agreement. All parties agreed to it, a compromise, to essentially agree to have nine children approved for that versus the 12 that was being asked, and to specify and clarify, if you will, pick up and drop off times and essentially to minimize the impacts not only on the immediate neighbors that live on the pipe stem but also others that might that might be backed up because of the numbers of vehicles coming in and out and that was something I supported because it was it seemed

[02:51:12] like a reasonable approach to take and one that I typically try to do with any situation I'm involved with is looking for a balance that seems reasonable while still meeting the needs of all parties involved um if you will fast forward to today um i've met with miss traumatana i've met with other members of the community uh there's been a lot of testimony not only to the the pc i know that our our staff has reviewed this there's testimony and i know that um in my mind the name

[02:51:47] the the immediate neighbors the pipe stem neighbors if you will um have not really uh done what they did eight years ago they've not been as involved or testified much like they did then but they have written letters and they've identified situations which continue to still um if you will challenge the operation of the of the of the child care traffic accidents potential costs other concerns that they have those are i think those are real i believe those are real i've i've i've tried to

[02:52:22] resolve those i again i met with mr matana in december advised her that looking for some movement on these issues i as she identified the hoa didn't really get involved this time as they previously had i know there's there's legal concerns that that were part of that but the folks on the pipe stem and i i went there this weekend to try to talk with them again to see if there is not some way that we can move this along to change the outcome that we currently have and

[02:52:54] And while I met with a couple of folks, they weren't really the folks that own the house or live in the house permanently. So I really didn't gain much more from those conversations. But the core issue is, I believe, still the same.

[02:53:10] The pipe stem neighbors, three out of five neighbors that are there, Strong Montana is one of the five, do not support this. written strong letters of why they don't in the violations and the things that they see have kept this from working the way that's been characterized um and the other impacts of of whether it's garages or driveways or other things that aren't um aren't open the way they're supposed to be aren't aren't available the way they're supposed to be and the difficulty of of complaining

[02:53:46] and ultimately having a notice of violation followed up on because again typically our staff works at best 8 30 to 5 to 4 30 and the challenges of getting somebody to come out at the time that that's happening there are pictures that have been provided that show some evidence that i agree that that's that's not um conclusive because i realize there's two parties of this but it's not just one neighbor there's others and again i i come back to the core of of the effort that was made eight years ago and the agreement that was garnered eight years ago which is to

[02:54:25] essentially have this operate with nine instead of twelve the small business has a real impact on these neighbors it's a that's a tough one for me as somebody who spent my whole adult professional career advocating for an increasing frankly not only head start as an administrator daycare developer school aged childcare expander which I did throughout a number of different schools home daycare advocate supporter approver this is this is not the position I want

[02:54:59] to take but I recognize that the issues are still there I don't think they've been fully overcome I think there's a little bit of progress but I think this is still an issue that needs further work on before I can support it therefore mr. chairman I move that the Board of Supervisors deny SCA 2015 - MV - 0 0 3 you've heard the motion is there a second mr. chairman I'll second for purposes of discussion seconded by Supervisor Alcorn any further

[02:55:32] discussion any further discussion supervisor store I just to say I appreciate you second the motion I understand where this might go but I I really felt it's important to represent all of my constituents. I realize Ms. Tramachana doesn't feel like I'm representing her, but I've also had many conversations with her and others about what I believe needed to be done to get my support because I think it's critical to the community that they see me as being somebody who's going to work with all parties and honor compromises and agreements that were made.

[02:56:08] Thank you. Any further discussion on the motion? Seeing and hearing none, all those in favor of the motion, please say aye. Any opposed? Nay. Nay. And let's do Division Supervisor Herity.

[02:56:25] Pelchick, nay. Smith, nay. Beerman, nay. Walkenjaw, nay. Lusk, nay. Humanae, nay. And the chair votes nay and that motion fails. Would entertain another motion? Mr. Chairman, thank you.

[02:56:43] I do have a different motion. Mr. Chairman, the Planning Commission recommended approval of this application after finding that it conforms to the county zoning ordinance and comprehensive plan as more fully set forth in the staff report. I agree with our planning commission and our staff. Therefore, I move that the Board of Supervisors approve SCA 2015-MV-003. And the chair will second that motion. Discussion on the motion. Supervisor Palczyk. I'm sorry, Mr. Chairman, for purposes of the motion to approve the application at the end.

[02:57:20] It should say that it's subject to the development conditions, which I believe are dated most recently, May 8th of 2024. And does the applicant need to confirm this? That's a correct date, yes. That's correct, and I would recommend that we ask the applicant to confirm an agreement with those conditions.

[02:57:37] Okay. I reconfirm. Thank you. Do I need to repeat that? I think we can all understand that you've moved for approval of sea 2015 mv003 and the part that i'm adding is subject to the development conditions dated may 8th of 2024 which the applicant has just confirmed her agreement with thank you thank you so much and and i will concur that's the motion that i'm seconding thank you uh discussion

[02:58:12] on the motion um supervisor palcic yeah very briefly i know many of us are new to this board since this was first approved and I appreciate the work that you know supervisor stork and his staff have done to work with the community to work with mr. Montana and and with the families I know I many of us have watched the Planning Commission videos and meetings both from more recent as well as the past ones and mr. stork and I were just this last week on Friday at a

[02:58:46] roundtable with Senator Warner and staff around early childhood and child care. I was sitting there hoping they were about to announce additional support at the federal level that is greatly needed,

both for working families, especially working moms, and for our child care providers who have scraped through the pandemic with the additional support that we and the federal government have been able to give. Those supports are now expired, and there is no plan for continuing them. And we have over 1,600 providers in the county providing both in-home and several

[02:59:24] center providers. And I know many of us could not do our jobs without the work of people like Ms. Tremontana. This is a difficult case, but knowing the absolute need for affordable and high-quality child care in our community, I think it is especially important that in the conclusion and recommendation from staff, it does state that we're going from 9 to 12 children, and they do not expect that this would adversely impact the surrounding properties, neighborhood traffic, or parking, and they have not received any substantiated complaints

[03:00:02] in the past seven-plus years. So I understand this is a difficult case, but I do believe strongly that in this case, I believe in approving the state care facility and appreciate all who have shared their time and will continue to and appreciate the process.

[03:00:23] And that I hope all understand that there is, as was mentioned, a process for code compliance complaints and investigations. But I do hope that we continue and that the neighborhood can continue to work together to support the families in this community.

[03:00:40] Thank you, Supervisor Pouchek. any further discussion supervisor harry and i i also appreciate the difficult position supervisor stork is in but i mean this chalk here is a critical need in our county and we've had three or four cases just in the this year this calendar year come before us where applicants have struggled to get through the process and had to defer and um which is why back in 2012 when we first set the eight by right for single family I was looking to have that higher as long as certain conditions were met and I think if we really are serious about looking

[03:01:19] at childcare we need to probably go back and take a look at those because I think is you know we've heard staff say that if they've got large driveways large backyards they tend to they tend to approve them without having to put applicants through a lot of this process I also understand there are places where they're not okay but I think the fewer people that have to go through this process the more childcare we end up with and from the childcare providers I've talked with during child you know when I did the childcare appreciation month certificate this is a barrier that's keeping additional daycare spots from

[03:01:58] being open so I'm not ready to make that motion now but I may be here in in the near future but I think I am fully supportive of this application thank you supervisor Alcorn thank you mr. chairman I will be supporting the motion but I did want to just similar to what supervisor Herity said we probably do need to put this on the work program for the zoning ordinance because and one of the things if we do that I would like to know from staff how many cases we have seen frankly where the applicants just given up or maybe their inquiries that

[03:02:37] haven't been pursued because of the challenges in the process that said I do appreciate what staff said earlier there are different situations single-family attached you know maybe you know we would want to look at the number a little differently there may be some other things but I think it might be a good time for us as a board to look at that so thank you thank you supervisor Alcorn and let me close by also saying that obviously I support the motion or I wouldn't seconded it I want to begin by thanking supervisor stork for his

[03:03:13] work on this because I know it's been extensive there's no there's no doubt about that my decision is easy it's based on the facts that are before us and the fact that this satisfies the zoning requirements and has the support the Planning Commission, and there are no violations that have been substantiated by the county, would make it very difficult for me to not support this application.

[03:03:37] And I do want to make one thing clear, is that we all feel like we need more child care. That's not what this application is about. This application is an application to decide whether or not this child care fits the land requirements that are in our ordinance and the requirements of the county. We don't make a decision to support a child care based on whether we like child care, just like we don't make a decision earlier on a case on Taco Bell whether we like Taco Bell. That's not the decision that

[03:04:11] we're making. The decision we're making is that we're making a decision based on the criteria that the county has and the criteria here have been met clearly by staff and so that's the decision that we are making here before us and I just want to make that that clear to folks who have testified and then also to the larger community that this is a technical land use determination not a whether someone has a good business or whether we think childcare is needed so appreciate the comments but that's not what the vote is on so with that all those in favor of

[03:04:49] the motion please say aye aye any opposed any abstentions and that vote is approved nine to one with supervisor stork voting nay and i want to just take a moment to thank ms tramantana because i know there's a lot of folks who have been involved in the community i too reviewed the tape i too visited the site i appreciate all the time that supervisor stork and his staff have spent on this and the county, the amount of time that the county has spent on this and the patience, frankly, of all people involved to get to this point. So congratulations

[03:05:25] and thank you. Thank you so much. I'm immensely grateful for all of the time and effort that went into this. A very special thank you to my coordinator and Mrs. Desai, who also represented me back in 2015. It's been a very long road and I'm happy to stand before you today because it has taught me so much. But had I not gone through everything that I've gone through, I wouldn't

[03:05:59] be as appreciative as I am today. So thank you so much. And along with that, as a child care provider. There are a lot of things that I think we could implement and put forth in the actual requirement process. It is very difficult for us as providers to be able to meet the requests that have been made within the last couple years. I know that technology is evolving, but firsthand,

[03:06:36] And I know that we are not just there to meet and greet the parents. Therefore, our first and utter priority are the children, that they are loved, that they are educated. And with that being said, if we could make it easier for those to go through the process, there may be, we would be able to accommodate more constituents within the county.

[03:07:07] Thank you so much. Thank you, Ms. Tramantana. thank you very much. We are going to move on to our next public hearing, which is a public hearing on SE 2023-FR-00033, Innova Healthcare Services in the Franconia District. And before we reaffirm the affidavit, first I think a couple of us might have an announcement to make. As the public and the board knows I serve on behalf of this board without compensation on the Inova Health Systems

[03:07:44] Board of Trustees. And out of an abundance of caution, even though I am not legally required to do this, I am voluntarily recusing myself from the public hearing on this special exception application

and will not be participating in a hearing or voting on this matter. So I will hand the gavel uh to vice chair uh vice chair i almost said gross vice chair vice chair smith thank you mr chairman i i call on supervisor beerman uh thank thank you vice chair smith um again as you know the board appointed me to the anova health care quality and reliability

[03:08:23] committee i receive no compensation for this service out of an abundance of caution and not because it's legally required. I'm voluntarily recusing myself from the board's proceedings on this matter, and I will not be participating in the hearing or voting on the matter either. Thank you. Thank you, Supervisor Beerman. Now, could the applicant please reaffirm the affidavit?

[03:08:46] Good afternoon. I'm Tim Sampson. I represent the applicant and reaffirm the affidavit dated June 11, 2024. Thank you very much. Are there any disclosures from board members? Okay. Seeing none, i'll now recognize staff for a presentation thank you mr vice chairman my name is kevin mcmahon i'm a planner with the department of planning and development and i am presenting a special exceptions for signs for inova healthcare services the subject site is zoned pdc and consists of two

[03:09:19] parcels totaling approximately 21.6 acres on the north side of the franconia springfield parkway between Walker Lane and Bula Street and the site is approved for development of a regional serving hospital and medical campus. The applicant seeks approval of this special exception to permit certain sign modifications and additional signage as part of a sign plan. The proposal includes a total of 111 permanent signs for the campus in order to provide clear identification of the

[03:09:53] hospital and clear and consistent wayfinding to and within the campus. The sign plan includes two types of building mounted brand ID signs. These signs are slightly larger than the maximum size permitted under the zoning ordinance requiring this special exception. In addition, the applicant proposes freestanding site ID signs at the site entrances which require approval of this special exception and the locations are denoted in blue squares in this image in addition to the permanent

[03:10:30] signage the applicant proposes temporary construction signs the temporary construction fence wrap signage is proposed for the six foot tall fence that will encompass the construction area and temporary entry signage is proposed in the locations that are circled and because the the zoning ordinance limits temporary construction signage to one sign a modification of this provision is sought that concludes my provision or presentation thank you very much I'll now ask the applicant for his presentation thank you members of the board very quickly this application has

[03:11:07] the support of the staff it has the support unanimous support of the Franconia District Land Use Committee unanimous support of the Planning Commission I could talk for a long time about signs but I'm going to spare you that because i don't think we'd add too much material information for you um i think it's evident that a facility of this size needs a robust sign plan to get people there and get people around it we're very excited uh construction is soon to begin in the coming weeks on this on this facility we appreciate staff support to get us here and the support of the board in particular of course supervisor lusk uh all along the way i'd be glad to answer any questions you have at the sign plan thank you very much does the board have any questions of staff or the applicant okay i

[03:11:47] don't see any questions this is a public hearing no speakers have signed up for the public hearing um do we have any colons no callers okay anyone want to speak seeing no speakers um i will now recognize oh i already did that with the applicant like they're okay you don't need a rebuttal you can see i don't usually do this um i am going to close the public hearing madam chairman oh i'm I'm doing it wrong.

[03:12:20] Apologies. No, not that you're doing it wrong. I just, um, comment. Chairman McKay has recused himself, but I do want to note for the record that the affidavit does have a disclosure that, um, Paul Messiner, M-I-S-E-N-E-R, a member of the Inova Health System Foundation Board of Trustees made a donation in excess of $100 to, um, McKay for chairman.

[03:12:42] And so I'm just making that disclosure for the record on his behalf since he's already recused himself even though it's probably unnecessary okay thank you very much all right so now i need closing compliment com comments and recommendation from staff thank you on june 5th 2024 the planning commission recommended approval of the requested special exception application subject to the development conditions dated may 29 2024 and staff concurs with this recommendation thank you ms vice chairman thank you very much are there any further questions any questions from

[03:13:17] board members okay seeing none i will now close the public hearing and recognize supervisor lusk for a motion uh thank you very much madam vice chairman uh let me start by asking uh the applicant representative if they can come forward and i will request that the applicant confirm for the record that their agreement to the development conditions dated may 29th 2024. yes sir the applicant uh confirms for the record its agreement with the development conditions dated may 29 2024.

[03:13:46] thank you very much so with that um let me just start by saying that this is a very straightforward application and i'll express my excitement about the process that we're kind of going through with the opportunity to create this hospital in the springfield franconia area this is a part of the process is making sure that they have visible signage that people can see the location of the hospital and then also to be able to navigate because it's going to be a larger facility somewhere in the neighborhood of about 750,000 square feet so we're going to make sure that there is a proper science for

[03:14:22] people to be able to move in and through this new complex and again just thinking about this application conforms with the comprehensive plan it It has support, as we heard from staff, the Front Company and Land Use Committee, which I'll be honest in saying now has become a little bit hard to get unanimous support, so I'll give you a nod for that.

[03:14:47] And then I'll also note having the support of the Planning Commission. So from all standards here, you've lined up, and you also have this board member's support as well. So with that, Madam Vice Chairman, I'd like to make my motion, And that is I move that the Board of Supervisors approve SC 2023-FR-00033 subject to the development conditions that are dated May 29th, 2024.

[03:15:19] Second. Seconded by Supervisor Parity and Palchuk. Is there any discussion? Quick question. Did the applicant confirm the development condition? They did. I missed it. Sorry. That's okay. Okay. Seeing no discussion. All those in favor of the motion say aye.

[03:15:35] Aye. Anyone opposed? Any abstentions? That motion passes with Chairman McKay and Supervisor Behrman recused from the action. Thank you very much. And, Madam Vice Chairman, if I can just say thank you to the staff. And we're continuing to do a couple of other things here, even separate from this application, but acknowledge the work that they've done to get us to this place and just, again, excited about the progress.

[03:16:01] Thank you. Thank you very much. And now we see the chairman reentering. Thank you. Thank you very much, Vice Chairman Smith. And our next public hearing is a public hearing on SC 2023-

MA-00042, DRI-WP, I'm sorry, slash WP, Alta Crossroads LLC in the Mason District. And could we have the applicant please reaffirm the affidavit?

[03:16:33] Hi there. Good evening. Andrew Gregg from Bean, Kinney, and Corman here on behalf of the applicant, and I reaffirmed the affidavit May 21st, 2024. Thank you very much for that. Any disclosures from Board Member Supervisor Walkinshaw?

[03:16:49] Thank you, Mr. Chairman. I'll disclose that Mr. Mark M. Vianney made a donation in excess of $100 to James Walkinshaw for Braddock Supervisor. Thank you very much. Are there any other disclosures? Any other disclosures? Seeing and hearing none.

[03:17:04] yes i'm sorry i feel in abundance of caution i would do the same uh mark viani uh donated more than a hundred dollars to mike stork for supervisor campaign okay thank you very much uh supervisor stork are there any other disclosures um mr chairman that um i need to inquire about the date of that contribution because it's if that's if it was in fact i believe it's more than 12 months but But I just I wasn't certain and then I can double-check the but I I don't have that specifically as a disclosure but I hearing that I wanted to

[03:17:48] Well, we really should we really need to confirm if it was more than 12 months because if it was within 12 months It should have been reflected on the affidavit And it would mean that the affidavit is incorrect. It's more than 12 months ago. My apologies. Excellent. Thank you. Okay

[03:18:06] So, so there is no disclosure to be made other than the disclosure of Supervisor Walkinshaw. Mr. Chairman, we can treat that as a voluntary disclosure. One that was did not need to be reflected on the affidavit. Not required by the affidavit. So this case can proceed. Okay. Thank you. And I believe that was the spirit it was being, being entered anyway. Okay. Any other disclosures? Seeing and hearing none, I will now recognize county staff for a staff presentation.

[03:18:33] Thank you, and good evening, Mr. Chairman, members of the board. My name is Sharon Williams, and I'm with the Department of Planning and Development. This applicant requests a special exception to permit sign modifications to allow additional signage on site. The 3.78-acre subject property consists of two parcels, parcels 5C and 11B, shown here, which are currently under construction to develop the approved multifamily building, the single-family attached dwellings, and two park spaces.

[03:19:01] The site is located at the intersection of Columbia Pike and Montcure Avenue, its zoned plan development commercial and it's located within the commercial revitalization sign control and highway corridor overlay districts as mentioned this applicant seeks approval of a special exception to permit sign modifications to allow additional sign area that exceeds the area height and number of signs allowed for residential areas of a p district specifically this applicant proposes to provide additional building mounted signage to the multi-family building freestanding signage to identify the park spaces and temporary signage for leasing purposes this sc proposes a total of 11 permanent signs and one temporary sign with a

[03:19:41] total sign area of approximately 536.4 square feet seven permanent building mounted signs three freestanding signs and one temporary building mounted banner sign are proposed and shown here is the site plan depicting the proposed locations for each of these proposed sign types i'll quickly walk through the various different signs as i mentioned there are seven building mounted signs proposed and that would include a building mounted address signs which are above the canopies of the building building branding signs which could be found on either corner of the facades and then

[03:20:17] wayfinding signage to provide wayfinding to access to the parking garage as well as to identify the loading dock and the parking garage even further the applicant also proposes three freestanding wayfinding signs to provide information about those two park spaces on site and the applicant will work with the park authority to figure out what the designs of those signs could be to help direct traffic to and from the site and then finally one temporary leasing sign is proposed on the multifamily building and

[03:20:52] that would be proposed to remain for up to 24 months maximum and that concludes my presentation thank you so much thank you very much this time we'd welcome an applicant's presentation. Andrew Gregg for the record on behalf of the applicant. I don't think there's a whole lot I could add to that. I think she did a great job laying out the proposal.

[03:21:17] I will say that I want to thank Sharon Williams for her help on this. She was just a pleasure to work with. I hope I get to work with her again soon. I also want to thank Supervisor Jimenez and his staff for their engagement and support on this project we received we met with the mason district land use committee and received their universal approval we also met with the corners and crossroads community association and we received their approval as well I think that this is a sign plan that ties

[03:21:52] in very well you know the building and the pedestrian activity on the on the ground floor. I think it's a well-designed and right-sized signed plan, and at this point I'll answer any questions you might have. Thank you. Thank you very much. Let me ask if there are 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 speakers who have signed up in advance to testify on this matter, but this is a public hearing. Is there anyone here present who would like to testify on this subject anyone present who would like to testify on this subject this is a public hearing

[03:22:30] seeing and hearing no one let me ask the clerk if anyone has called in no one has called in assume the applicant waives rebuttal closing comments and a recommendation from county staff on june 12th 2024 the planning commission recommended the approval of se 2023-ma-00042 subject to the development conditions dated may 28th 2024 and staff concurs with the planning Commission recommendations. Thank you. Thank you very much. Last check questions from board members seeing and hearing none I will now close the public hearing and recognize Supervisor Jimenez for a motion. Mr. Chairman I request that the applicant confirm for the record their agreement

[03:23:09] for the development conditions dated May 28th 2024. Andrew Gregg for the record the applicant agrees to the development conditions from May 28th 2024. Mr. Chairman I move that the Board of supervisors to approve SC2023-MA-00042, subject to development conditions dated May 28th, 2024.

[03:23:36] Second. You've heard the motion. It's been multiply seconded. Any discussion on the motion? Any 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.

[03:23:53] Next up, we have a public hearing on SCA 2005-SU-007-03, Korean Central Presbyterian Church, in the Sully District. And as soon as they are ready, if the applicant could please reaffirm the affidavit.

[03:24:13] Back again for more. For the record, Andrew Gregg with Bean, Kinney, and Corman. And I reaffirmed the affidavit from May 21st, 2024. Thank you. Thank you very much. Disclosures from board members, Supervisor Walkinshaw. Thank you, Mr. Chairman.

[03:24:29] I disclose that Mr. Mark M. Vianney made a donation in excess of $100 to James Walkinshaw for Braddock, Supervisor. Thank you, Supervisor Walkinshaw. Are there any other disclosures? Seeing and hearing none, I will now recognize county staff for a staff presentation. Chairman McKay, I'd like to take a second to introduce Ciara Downing.

[03:24:49] She's new to us, roughly five months now, and we stole her from Arizona. Which apparently is cooler than here. Hard to believe right now, but yes. Welcome. We're glad to have you. Thank you.

[03:25:04] Thank you. I'm not sure if it's cooler today, but definitely this weekend it was pretty bad. All righty. Once again, I'm Ciara Downing from the Department of Planning and Development, and I'm here to present a request for a special exception amendment to expand the grade level of the private school at Korean Central Presbyterian Church from K-6 to K-8. The application property is located on the south side of Route 29, just to the east of Bull Run Post Office Road. It's 83.77

[03:25:38] acres, zoned RC, and it is planned at 0.1 to 0.2 dwelling units per acre. The site is currently developed as a church on november 1st 2022 the board approved special exception amendment to increase the land area to incorporate parcel 17 add numerous site modifications and expand the private school grade range to k-6 once again this applicant requests approval to expand the grade level of their previously approved private school from k-6 to k-8 no physical changes to the subject

[03:26:15] property are proposed and the number of school children is to remain at the approved maximum of a hundred children all previous conditions will be carried forward staff finds that the application is in harmony with the comprehensive plan and in conformance with all applicable provisions of the zoning ordinance subject to the proposed development conditions thank you that concludes my presentation thank you very much this time we welcome an applicants presentation again staff did a great job of laying out the application

[03:26:49] i welcome sierra downing and arizona's loss is virginia's gain um you know this is a real straightforward application just changing one development condition to expand the school we met with the virginia-run community association received their approval We received the Planning Commission's approval, and, you know, I'm here to answer any questions you might have.

[03:27:16] Thank you. Thank you very much. Any questions for staff or the applicant? Seeing and hearing none, this is a public hearing, and I have no one who has signed up in advance to testify in this matter. Is there anyone present who would like to speak on this subject? Anyone present who would like to testify, this is a public hearing.

[03:27:35] Seeing and hearing no one, let me ask if we have anyone who has called in. No caller. Assume the applicant waives rebuttal. Closing comments and a recommendation from county staff. On June 12, 2024, the Planning Commission recommended approval of the application subject to development conditions dated May 30, 2024, and recommended approval of the waivers and modifications discussed in the staff report. Staff concurs with those recommendations.

[03:28:05] Thank you very much. Any questions from board members? Any questions from board members? Okay, 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 development conditions dated May 30, 2024.

[03:28:23] Hi, Andrew Gregg for the record, and the applicant agrees to the development conditions from May 30, 2024. Thank you very much. I move that the Board of Supervisors approve SEA 2005-SU-007-03, subject to the development conditions dated May 30, 2024.

[03:28:44] I further move that the Board of Supervisors reaffirm the waivers and modifications listed in the staff report, which include modification of the transitional screening requirements along all property boundaries of the zoning ordinance in favor of that shown on the SEA plat waiver of the barrier requirements along all property boundaries of the zoning ordinance in favor of that shown on the se a plat and waiver of the service drive requirements of the public facilities manual pfm in favor of that shown on the se a plat and the chair will second that motion is there discussion on the motion just supervisor smith you know as was said this is just a very

[03:29:21] simple straightforward application just changing the grade levels and not the number of students So I support this. Thank you. 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? That motion carries. Thank you very much.

[03:29:39] Next, we have a public hearing on SCA 2007-SP-001-03 Costco Wholesale Corporation in the Springfield District. And can we please have the applicant reaffirm the affidavit?

[03:29:59] Thank you, Mr. Chairman. For the record, David Houston, Bean, Kenny, and Carmen, I reaffirmed the affidavit dated June 10, 2024. Thank you very much. Disclosures from board members. Supervisor Walkinshaw.

[03:30:15] Thank you, Mr. Chairman. I disclose that Mr. Mark M. Vianney made a donation in excess of $100 to James Walkinshaw for Braddock. Supervisor. Thank you, Supervisor Walkinshaw. Are there any other disclosures? Seeing and hearing none, I will now recognize county staff for a staff presentation.

[03:30:32] Thank you, Mr. Chairman and members of the board. Again, I'm Tabitha Cole with the Department of Planning and Development, and I will be presenting this special exception amendment for Costco Wholesale Corporation. The 16-acre Costco site is situated between West Ox Road, Piney Branch Road, and Price Club Plaza and is developed with a retail warehouse building, accessory fueling station, and surface parking.

[03:30:55] The site is zoned to the C8 District and within the water supply protection overlay. This site is also located within the H-4 subunit of the Fairfax Center area, which recommends retail use with a maximum FAR of .23. The applicant requests approval of the special exception amendment to permit an 8,500-square-foot addition to the existing retail warehouse.

[03:31:18] The building addition would allow for an upgrade and expansion to the delicatessen and rotisserie areas, an increase in size of the refrigerated meat storage space, the construction of a new produce cooler, and expansion of internal sales aisles. The proposed limits of disturbance would roughly be 28,000 square feet and are limited to the existing parking lot area east of the Costco building.

[03:31:42] Associated improvements with this application include reconfiguration of the parking lot east of the building, associated improvements, sorry, east of the building, resulting in a decrease of impervious area of 6,100 square feet, and consolidation of dry vials to streamline the flow of vehicles, as well as a loss of 40 parking spaces.

[03:32:05] The parking space requirement for this site will remain to be in conformance with the zoning ordinance. Additionally, the applicant proposes to install a buyer retention facility and Filtera unit to meet additional stormwater requirements of the Water Supply Protection Overlay District. These improvements would result in an overall FAR of 0.21, which is consistent with the Comprehensive Plan and Zoning Ordinance.

[03:32:27] The building addition and associated improvements will result in the loss of six existing trees. However, the applicant proposes to plant 22 trees along with shrubs and ground cover. No tree removal is proposed within the site's transitional screening buffer. Other improvements include the addition of two Level 3 EV charging stations and 44 bicycle parking spaces.

[03:32:50] The EV chargers are located on the west end of the site as highlighted in green in this graphic. No changes are proposed to the existing hours of operation, however, there may be an increase of 300 customers per day and 16 employees at any one time. Overall, staff finds the proposed application to be in conformance with the comprehensive plan and the zoning ordinance requirements.

[03:33:12] Thank you. Thank you very much. At this time, we'd welcome an applicant's presentation. Thank you, Mr. Chairman, members of the Board. David Huston, being Kenny and Corman, I'll be very brief.

[03:33:28] This location opened in 1986 as a price club. It is a very popular location, and as with the Costco mantra, everything they do is to make the customer experience better.

[03:33:47] That's true here. We're talking about a 8,300-square-foot building addition to expand their delicatessen area redo their rotisserie chicken area and make larger produce coolers i would like to walk in one right now myself and and some additional sales floor area we have uh we're fortunate to have staff recommendation of approval planning commission unanimous unanimous support and also the springfield district land use committee supports I'd be happy to answer any questions.

[03:34:25] We are in agreement with the conditions. Thank you very much. Are there any questions of staff or the applicant? I'm not seeing any, so thank you very much. This is a public hearing. I have no speakers who have signed up in advance to testify. Is there anyone here present who would like to testify on this matter?

[03:34:42] This is a public hearing. Anyone present who would like to speak? Seeing and hearing no one. Let me ask if anyone has called in. No callers. No one has called in. The applicant waives rebuttal. closing comments and a recommendation from staff thank you on may 15 2024 the planning commission recommended approval to the board of supervisors for this special exception amendment staff concurs with that recommendation thank you very much last call questions from board members seeing and hearing none i will close the public hearing and recognize supervisor herity for a motion

[03:35:16] yes mr chairman um i'm going to do this not because i love costco since that seems to be the starting which i do love costco um but i but i agree with my land use committee i agree with the planning commission and staff that this is in conformance with the comprehensive plan therefore mr chairman i request that the applicant confirm for the record uh their agreement to the proposed development conditions dated may 2nd 2024. yes the applicant is in agreement with those conditions Mr. Chairman, I move the Board of Supervisors approve SCA 2007 SP001-03, subject to the development conditions dated May 2nd, 2024.

[03:35:56] Further, I move that the Board of Supervisors approve the reaffirmation of the waivers and modifications included in the waivers and modification agreement dated May 15, 2024. You've heard the motion. The Chair will second up and seconded by a lot of folks here.

[03:36:11] Let me recognize on the second, Supervisor Lusk and Supervisor Palchuk. Any discussion on the motion? Any discussion on the motion? Seeing and hearing none, all those in favor, please say aye. Aye. Any opposed? Any abstentions? That motion carries.

[03:36:27] Thank you very much. Next is a public hearing on SC 2023-BR-00015, 8003 Forbes Place LLC in the Braddock District. And when they are ready, could we please have the applicant reaffirm the affidavit?

[03:36:48] Good afternoon. Sarah Moresco with Odenfeldman-Pittleman, and I reaffirmed the affidavit dated March 19, 2024. Thank you very much. Any disclosures from board members? Disclosures from board members? Seeing and hearing none, I will now recognize county staff for a staff presentation.

[03:37:16] Thank you, Mr. Chairman. I'm Brandon McCadden from the Department of Planning and Development, and I'll be presenting a special exception for 8003 Forbes Place, LLC. The 2.5-acre site is at the terminus of Forbes Place southwest of the intersection of Braddock Road and the Beltway in the Ravensworth Industrial Park.

[03:37:41] The site includes a 45,000-square-foot, three-level office building with a surface parking lot, and the property is zoned I-5. The applicant requests to establish an adult daycare center in the building with operating hours from 6.30 a.m. to 4.30 p.m. Monday through Saturday.

[03:37:57] A maximum of 175 participants are proposed on site at any one time. The clientele will be adults over the age of 65 who may be healthy or have medical conditions which impact their mobility, and a maximum of 40 employees are anticipated on site. The center will offer programming including social and educational activities, indoor and outdoor recreation, and meals.

[03:38:18] The adult daycare center and the existing office uses require a total of 121 parking spaces and 163 spaces are proposed. Of these, five accessible spaces will be located at the main building entrance and two accessible spaces will be at the southern entrance. Two safe drop-off spaces for loading and unloading of participants are proposed at the main building entrance and will include signage restricting parking to only the adult daycare center at all times.

[03:38:41] ADA-compliant curb ramps will be installed adjacent to these spaces, and an existing accessible ramp connects the parking area to the main entrance. An outdoor recreation area is proposed in the eastern side yard that will include an approximately 1,250-square-foot elevated deck with benches and railings for safety and security.

[03:38:58] Landscaping will be planted along the perimeter of the outdoor recreation area and include a variety of native and non-invasive species. Staff work closely with the Office of the Fire Marshal and Land Development Services Building Division since the use is proposed on the second floor, and some participants will be mobility impaired.

[03:39:15] The recommendations from these agencies are reflected in the proposed site design and floor plan, which include a designated area of refuge for use during an emergency. Supplementing these design features are the applicant's emergency evacuation plan, analysis from the Office of the Fire Marshal, and a sprinkler system inspection report, which were included in the staff report. Staff has also proposed

multiple development conditions to regulate ingress, egress, accessibility, and fire protection. While the second floor introduces some challenges, the applicant has provided an operational plan and supporting information which satisfies staff's concerns that the use can be successfully conducted in this location. This concludes staff's presentation. Thank you very much for that

[03:39:52] presentation. At this time we'd welcome the applicant's presentation. Good afternoon. The applicant is affiliated with Friends Health Care Team which began as a home health service provider and in doing that work observed that many of her clients that were able to live independently or with their family would benefit from structured activities and social interaction and meals and so So, established an adult daycare in the Mason District within an existing place of worship.

[03:40:20] This location is an opportunity to relocate and expand that business that's convenient to the existing clients. So, this proposal is for 175 adult daycare participants. The applicant provides transportation for almost all the individuals that attend this service, and I am very grateful for the time and care that has been put into this application by staff, the Healthcare Advisory Board, the Supervisor's Office, and the Supervisor's Land Use Committee, which really did help make this a better application than where we started.

[03:40:52] So with that, we are here with the support of the Healthcare Advisory Committee, the Product Land Use and Environmental Committee, as well as Planning Commission and staff is supportive as well. So with that, I ask for your support, but I'm happy to answer any questions you might have.

[03:41:08] Thank you very much. Are there any questions of staff or the applicant? I'm not seeing any, so thank you. This is a public hearing, and I have no speakers who have signed up in advance to testify on this matter. Is there anyone here present who would like to speak on this subject? This is a public hearing. Anyone who would like to testify? Seeing and hearing no one. Let me ask if anyone has called in. No one has called in. Assume the applicant waives rebuttal. Closing comments and a recommendation from staff. Thank you. On May 22, 2024, the Planning Commission recommended approval of se 2023-br-00015 subject to the development conditions dated may 22nd 2024

[03:41:48] staff staff concurs with this recommendation and finds that the application is in conformance with the comprehensive plan and the applicable zoning ordinance provisions thank you thank you very much any questions from board members seeing and hearing none i will now close the public hearing and recognize supervisor walkinshaw for a motion thank you mr chairman uh first let me request that the applicant confirm for the record their agreement to the development conditions dated may 22nd 2024 we're in agreement with those conditions thanks thank you mr chairman i move that the board of supervisors approve sc-2023-br-00015 subject to the development conditions

[03:42:25] dated may 22nd 2024 i further move that the board of supervisors approve the modification of transitional screening along the western lot line in favor of the existing vegetation second you've You've heard the motion. It's been seconded by Supervisor Lusk. Discussion on the motion. Supervisor Walkinshaw.

[03:42:43] Thank you, Mr. Chairman. This is relatively straightforward as we sit here today, but it wasn't when we started. A lot of work, as Ms. Morisco indicated, has gone into this application. And it's an important one. We spent some time earlier talking about the need for daycare for children.

[03:43:01] But for those of us who read the 2023 demographic report, you know that this kind of daycare is going to be an increasing need in the county as more and more people choose to age in place right here in Fairfax County.

[03:43:17] And this is a great repurposing of what's now underutilized office space. The process, and I'm going to thank everyone who's involved, we really worked hard to ensure the safety and the overall healthy experience of the clients who will be here.

[03:43:34] And as I noted, pretty significant changes from the original application as a result of all that work. And I want to thank from DPD, Brent Krasner and Brandon McCadden for their great work. Fire Marshal's office really got engaged early on here.

[03:43:51] as my colleagues know you know typically their work is is at site plan and and after our approval but this one was important to have their engagement early on to make sure we got the occupancy right the refuge area right the evacuation right and i want to thank the assistant fire marshal michael perutti who i think is here and put in put in a lot of work thank you mr perutti braddock district planning commissioner mary cortina h cab who has been mentioned the members of the braddock district land use and environment committee and marcia pape from my office who spearheaded a lot of the work thank you mr chairman thank you very much uh supervisor walkinshaw any further

[03:44:28] discussion seeing and hearing none all those in favor the motion please say aye aye any opposed any abstentions and that motion carries thank you very much uh next we have a public hearing on rz 2023-HM-00004, Samir, Amir, and Munah Amir in the Hunter Mill District.

[03:44:54] And as soon as they're ready, if we could please have the applicant reaffirm the affidavit. Good evening.

[03:45:10] This is Ibrahim Shihab. I'm the engineer for the applicant. I confirmed the affidavit date June 11, 2024. Okay. Thank you very much.

[03:45:26] are there any disclosures from board members any disclosures from board members seeing and hearing not i will now recognize county staff for a staff presentation uh good afternoon again mr chairman and members of the board i'm karen ye from the department of planning and development the subject property is located at 2201 laurel ridge road and is presently zoned r1 the site is bounded by laurel ridge road to the north lawyers road to the east single family detached dwellings to the south and west boundaries of the law the applicants request approval to rezone

[03:46:02] 1.91 acres from the R1 to the R2 zoning district to subdivide the lot into two lots as shown on the slide. Lot 1 will contain a 3,550 square foot house and lot 2 will contain the existing two-story dwelling. The above slide shows the proposed front elevation of the dwelling on proposed lot 1. As a part of the proposal, the applicants will be upgrading the existing four foot wide asphalt trail with a 10 foot wide shared use path and dedicating 15 feet of right way along lawyers road for future road improvements the applicants proffers address and resolve issues

[03:46:38] related to the sanitary sewer storm water management landscaping and the existing special permit this concludes staff presentation thank you thank you very much at this time we welcome an applicant's presentation you don't have to if you don't want to give a presentation but you're you're more than welcome to as well okay uh any questions of staff or the applicant any questions of staff or the

applicant. Okay. This is a public hearing, and I do have two speakers who have signed up in advance to testify on this matter, one in person and one calling in. If you are here to

[03:47:16] testify on this matter, if you could please come down and sign in with the clerk on my right and on your left. And our first speaker will be Samuel Logan. Mr. Logan, welcome. Good afternoon. My name is Sam Logan. I live at 2322 Tanglewood Drive, and I am a member of the Tanglewood Community Association HOA. I wish to thank Ms. Ghee for her research help.

[03:47:41] Main point of my testimony is to memorialize the county staff position as related to me. Completion of the requested rezoning process will create an unresolvable violation for the 2018 Home Professional Office permit provided to 2201 Lowell Ridge. By now, the applicant owner should be fully aware of the impact of this zoning process. If they want a home office after rezoning is completed, they must submit a new request which complies with the county's home-based business regulations now effect. Also, I recommend the county evaluation

[03:48:19] of any new request for home-based business will take into consideration the historical violations of the terms of the current special permit. New public hearings may introduce other testimony concerning what constitutes an appropriate level of activity for home-based business, reflecting the actual community's experience for the last five years.

[03:48:40] Granting a new permit for home-based business is not a guarantee. I must note a deficiency in the current process. Greater oversight for special permit compliance is needed. There was a provision of the current permit, which was unenforced for over five years.

[03:48:56] In addition, a home-based business permit of this nature should grant permission for no prior notice visits by county code compliance investigators to check restrictions such as approved business hours and maximum numbers of employees.

[03:49:16] Specific to this rezoning, the most recent changes to the proffered condition would create a toothless enforcement situation for future stormwater management problems. In essence, paragraph 11 of the proffer states that the future owners who are obligated to maintain the stormwater management measures and all future prospective owners will be notified prior to entering a contract for sale.

[03:49:42] A mechanism for this notification enforcement could be memorialized via a homeowners association covenants, which per an earlier version of the proffer would disclose the requirement to maintain privately owned stormwater management facilities to prospective owners, or alternatively would be performed by the HOA itself.

[03:50:05] Now, there is no identified memorialization process stated in the proffer to notify or obligate future owners to maintain stormwater management facilities. The HOA paragraph from the earlier version of the proffer stated it was an option of the applicant to create an HOA or join another HOA.

[03:50:27] I would recommend restoring the former paragraph 7 with one change to maintain HOA membership. This provides a mechanism for long-lasting obligations of the proffer appropriately documented via sale disclosure packings which are binding and enforceable by covenant.

[03:50:46] Thank you for your time and service to the county citizens. Thank you very much, Mr. Logan. Thank you very much for your testimony. Much appreciated. We do have one individual testifying by phone.

[03:51:02] Ms. Crist. Is Ms. Crist on the line? She is. Welcome. the floor is yours. Thank you with a good afternoon to all. I'm sorry I can't be there in person. I'm Lucinda Crist and I've resided on Corsica Street in Vienna since 1998. I'm a member of the Tanglewood Community Association and the current president. When things go on in the neighborhood, believe me, I hear about it. The association did not get a notice of this hearing and learned about it too late to take association action. So I'm speaking as just a concerned member

[03:51:38] of the community. But I would note that our members were not aware of this rezoning proposal because the hearing notice was not placed really where anyone would see it who would be coming through our neighborhood. I would like to thank Supervisor Alcorn's staff for their help in trying to help me to understand the situation. In addition to what Mr. Loebmann has said, I will address two main issues today, the potential impact on our Tanglewood members and zone enforcement in general.

[03:52:09] We find that a rezoning for 2201 Laurel Ridge will involve a new sewer connection to Abbotsford Road that will impact 74 member homes. Our members living on Abbotsford Road, Rhapsody Drive, and Concert Court have only one way to get in and out of Tanglewood onto Lawyers Road, and they are already bracing for the huge Tyson sewer project to run down Abbotsford and Rhapsody through our Tanglewood Park.

[03:52:35] This spring, a critical county sewer repair in Tanglewood Park lasted a month and resulted in unannounced park closures. We're surrounded by sewer issues related to development. It's not that we're anti-development, but we're looking at the history of 2201.

[03:52:53] And when the Amherst home was built, there was stormwater impact on one of our members' homes. And years later, the promised plant screenings were not installed, and we note that the staff report notes deficiencies in tree preservation and reforestation targets that aren't met.

[03:53:15] So another home on the site is a direct concern. It's easy to look at the map and see that 1.9 acres can support two homes. But we do have concerns about zone compliance and enforcement. There have been two zone-compliant situations at other locations in our neighborhood that were not resolved to our satisfaction, and one just keeps going on for years due to lack of enforcement.

[03:53:41] So it appears the owners of 2201 Laurel Ridge have a permit to operate a home business office, but it sure looks like a professional business office is located there. An Internet search shows InterWord Corporation operating at that address with four employees, and another employee is registered as president and director in Virginia corporate records.

[03:54:03] They don't appear to be related to the homeowners. A recent violation that was investigated resulted in no action. But this is not surprising since the homeowners were warned in advance. Interwards business is tax planning and financial advice.

[03:54:19] This is not community service like I heard this afternoon for daycare centers and such. And one sure wonders how busy Laurel Ridge gets with, you know, customers and deliveries to support a business, especially at tax time, and especially when that business is in a clearly residential area.

[03:54:41] A major concern is what goes on in those homes, and I hope if this moves forward, the current owners will need to apply for a new business zoning permit under current regulations. If there is a subdivision, I hope it will not result in an application for a home professional business there as well.

[03:55:01] That little street is too small to support it. I respectfully urge the board to delay consideration for approval until such time as a new zoning determination is made for both properties in the proposed subdivision. And I do thank you all for giving me the opportunity to speak today.

[03:55:20] Thank you. Thank you very much. Ms. Chris, let me ask if there's any other callers. There are no other callers. No other callers. And let me check again. Nobody else present who would like to testify on this matter in addition? Okay. At this time, let me ask the applicant if they would like to.

[03:55:40] You don't want to provide any rebuttal, I'm certain, but let me just verify that. Good afternoon. I am Samir Amir. I'm the applicant. So it seems there is someone in the neighborhood who's campaigning against this application, and I personally don't understand why.

[03:56:04] But there is a reference to the special permit. Several people talked about it. So the special permit was granted to my wife. She's a CPA, and she runs an accounting service from the house.

[03:56:22] It took us a while to get the approval. But in February 2002, she got involved in a car crash, and she almost lost her life. She doesn't work anymore.

[03:56:37] She's like a consultant. She has people helping her now. But that's beside the point. People complain about clients coming into the house. We have a large parking space in our property. None of our clients park on the street.

[03:56:54] And we don't even get clients. People send stuff online. They use phone calls. We hardly see anybody. And then I saw some pictures sent to the planning commission saying, okay, look, how many cars? These cars are my kids.

[03:57:11] They have their friends come and visit, and they just say, okay, look, so there's four or five cars in this parking. But it's my house. I can't invite anybody. So that's one thing. The other thing is the storm management, I don't understand what the issue was about it.

[03:57:29] I mean, we talked to all the county professionals, and they suggested things. The people behind our house, they complained that the rainwater might come into their backyard, and we agreed to build a wall to protect that from coming into their property.

[03:57:49] And then the county came back and said, well, the water is going to pile up somewhere, so we need to drain it. And we said, okay, fine. We suggested draining it. So I don't see how this rezoning application is affecting anybody. I mean, it's a big property, and it's almost two acres.

[03:58:08] So splitting it into two properties or two lands, it's not going to affect anything. And we are at the corner of lawyers and Laurel Bridge. So anybody who comes in the house, they don't go into the neighborhood. They just come from lawyers straight into our property.

[03:58:25] So we're not affecting anything. But somehow people, I don't know, they're not happy about it, and I don't understand why. Thank you. Thank you. Closing comments and a recommendation from staff. On May 22, 2024, the Planning Commission recommended approval of the application subject to the execution of the proffers dated June 18, 2024, and the requested waiver.

[03:58:52] Staff concurs with the recommendation of approval. Thank you. Thank you very much. Let me ask if there are questions from Board Member Supervisor Alcorn. Thank you very much Mr. Chairman. I've got three questions for staff very briefly. First of all I do want to thank Mr. Logan and Ms. Chris both for testifying today and these relate to their testimony. So first of all Mr. Logan testified about the

requirement for a new home professional office. Is he correct that a new application would need to be filed? Staff could comment on that.

[03:59:29] The applicant should be obtaining a special permit amendment to reflect the new land acreage change. Okay, so a new special permit amendment would be required? Yes. Okay, all right, thank you for confirming that. Also, this is a question, I think, for LDS, but about the stormwater management and the fact that there's no HOA now proffered.

[03:59:53] So how does that work on individual homeowner's property? Thank you very much for the question, Supervisor Alcorn. Mr. Chairman, members of the board, the county has a pretty well-honed program to manage stormwater at these small dispersed facilities around the county.

[04:00:11] And what happens is twofold is that once this is ready to be put online and kind of fully approved by the county, two things happen. The homeowner would then sign a perpetual maintenance agreement that's then recorded at the courthouse and runs with the land in perpetuity.

[04:00:30] It binds the homeowner to maintain that indefinitely. And then at year zero, so as it's coming online, and then every fifth year afterwards, DPWS will then go out and inspect and make sure that it's in good compliance.

[04:00:48] So we do have a maintenance program around that private maintenance obligation. Okay. All right. Thank you very much. I appreciate that. And then Ms. Chris also had brought up an issue, and this is for DPD staff, about the new sewer connection that's going to be required for the new home here.

[04:01:08] And I believe it was at the second Planning Commission public hearing that there were changes to the proffers to address that sewer connection. Can staff summarize how that kind of evolved? The proffers were amended to include directional drilling, which was apparently leased land disturbance, and in addition to that, the applicants also added in to proffer notification and to restore the land back to what it was after construction.

[04:01:41] Okay. All right. Thank you very much. And then the last concern expressed by Ms. Christ related to enforcement, and this is just an open thing. we talked about enforcement earlier, but certainly residents that have concern about development conditions or zoning violations, feel free to contact my office for assistance in that.

[04:02:04] It's one of the things we do at the district level. So Mr. Chairman, those are the only questions I have. I do have a final comment. Should I make that now? Why don't you wait until after? Let me make sure there are no other questions first. Any other questions from board members seeing and hearing none i will now close the public hearing and recognize supervisor alcorn for a motion thank you very much mr chairman again appreciate the testifiers tonight mr logan for coming out and miss christ we did also i would just point to a number of

[04:02:36] emails that we received both in my office and in the clerk's office concerning safety of lawyers road and i i do have a follow-on motion to the rezoning which we'll be asking staff to look into that issue i do want before i make a motion i do want to just note for folks watching and for the neighbors that are concerned about this one house rezoning there's actually a much bigger uh potentially bigger impact policy discussion underway both in richmond and in

[04:03:14] some of our surrounding jurisdictions under the name of missing middle the idea is for basically single-family homes like this to have accessory dwelling units allowed by right outside the existing homes in some cases some of our jurisdictions have have looked to expand the ability to turn single-family detached houses into duplexes or triplexes or even quadplexes. I think the testimony tonight underscores how at least in this part of Fairfax County, which was not planned for that type of development, that infrastructure is really

[04:03:53] built around an old country road, which is now used as a major arterial. So certainly I would just encourage everyone to understand sort of the implications of some of those policy discussions but for this this particular case is a proposed rezoning to go from one house to two and I would therefore Mr. Chairman move that the Board of Supervisors approve RZ 2023-HM-00004

[04:04:30] and the associated general development plan subject to the executed proffers dated June 18th, 2024, and move approval of a waiver of subsection 8100-7-E1 of the zoning ordinance for the construction of a sidewalk at the northwest property line along Laurel Ridge Road.

[04:04:49] Seconded for the motion. It's been seconded by Supervisor Palchuk and others. 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?

[04:05:05] And that motion carries. Mr. Chairman? Supervisor Alcorn. Thank you very much. During the Planning Commission hearings and following the Planning Commission recommendation for approval last month, several neighbors have expressed safety concerns about the intersection of Lawyer's Road and Laurel Ridge Road and about Lawyer's Road more generally.

[04:05:21] The issues raised go well beyond this single application, and the crash history at this intersection is not severe enough for FCDOT to prioritize major re-engineering. Nevertheless, the comprehensive plan does call for improvements to Lawyer's Road as a two-lane arterial, and the community's concern about long-term safety issues are valid.

[04:05:42] Therefore, as a following motion, Mr. Chairman, I would move that the Board ask the Fairfax County Department of Transportation to work with VDOT and come back to the board with the proposed process for identifying and ultimately implementing improvements along Lawyer's Road between Hunter Mill Road and the town of Vienna Line, taking into consideration crash history and physical risk factors such as sight lines in order to make this heavily traveled stretch of Lawyer's Road safer for all.

[04:06:10] You've heard the motion. It's been multiply seconded. Discussion on the motion. Supervisor smith um i i appreciate my conversation with uh supervisor alcorn but i am unable to support the follow-on motion we are talking about adding one house and i think having a motion that talks about um looking at a road isn't germane to this case and when we take actions at this board table it it sets an expectation with staff that this has become a priority for us and i know we all

[04:06:45] have issues with roads and things we want to have improved um and i just i don't think this is the way that we deal with those issues so i cannot support the motion thank you supervisor smith any further discussion uh supervisor uh lusk thank you mr chairman um personally as i think about this in my own district and acknowledging that as the vice chairs indicated transportation is a very important issue, I would make the point that what the maker of the motion has asked is that we have VDOT take a look and see what they can come back with in terms of recommendations. I don't

[04:07:23] see anything extraordinarily difficult or declarative about that personally. So I would stand and say that from my own perspective, I see that as an inquiry and a request to VDOT to look at what could be done.

[04:07:40] Thank you, Mr. Chairman. Further discussion? Supervisor Walkinshaw. Yeah, I think the important thing is if there's a plan to make improvements that it is considered alongside all of the other transportation priorities that we might have.

[04:07:57] So presumably, if VDOT and FCDOT can meet and come up with some kind of reasonable set of improvements, that could then be rolled into whenever our next consideration of the transportation priorities plan is.

[04:08:13] So for me, that would be important process-wise that it be in that mix of everything else in the county that exists as a transportation priority, pedestrian, bicycle, vehicular, and not be jumped ahead of the line of any others.

[04:08:30] And I think that's the intent. Thank you, Supervisor Walkinshaw, Supervisor Alcorn. I appreciate my colleagues comments yeah the follow-on motion asked for a process for identifying and ultimately a recommended process so not at this intersection but I have been made aware of other places along the stretch where there have been fatalities these aren't the only this is not the only road in Fairfax County where we've had fatalities obviously but I would like a a process that looks at where there are risks and as supervisor walkenshaw said we have needs all

[04:09:06] over the county it's not the only place where we've got a country road that's used as a major arterial but it's in the comprehensive plan for improvements and i think going through at least hearing from staff on what a process could be to evaluate improvements is a good idea so thank you very much for supporting it thank you supervisor alcorn um i too will support the follow-on motion but i will just make it clear uh once again that while we're having this discussion in concert with this particular case it is not the addition of this one home that is triggering the need to look at this

[04:09:46] and and i you know i think that has added some uh some confusion i think what you're saying is this road beyond just even just this immediate area needs to be reviewed and of course any recommendations should there even be any we don't even want to prejudge that there will be any but if there are recommendations uh for improvements that those would come through our normal uh county process for review and and decision by this board so for those reasons um i will support it uh with that all those in favor of the follow-on motion please say aye aye any opposed any abstentions and that

[04:10:21] motion carries supervisor smith voting nay with that we are going to move on to our next public hearing and bear with me because this one has a long title this is a public hearing to consider an ordinance to amend and readopt fairfax county's code section 7-2-8 7-2-13 and 7-3-2 to consolidate the hummer and woodburn precincts in the mason district relocate the green spring precincts polling place in the Franconia district, rename the polling places for the Woodson No. 1 and Woodson No. 2 precincts in the Braddock district, the Huntley precinct in the

[04:11:01] Franconia district, and the Island Pond precinct in the Springfield district, and remove the voter satellite office at the Jerry Highland Government Center. And all of these combined are in the Mason, Franconia, Braddock, and Springfield districts, and at this time, I would recognize Kate Hanley.

[04:11:21] I think you've summed it up. No, thank you, Mr. Chairman. Before I start, we've just come off another successful election in Fairfax County, and I want to take this opportunity to thank the board and the staff and everybody that works in Fairfax County for the support and help that you give uh to the voters in elections in fairfax county many jurisdictions do not enjoy the support that fairfax countyans do i would i could i could go on all night over that but you're running a

[04:11:57] little late so i won't but thank you on behalf of the voters of fairfax county for the support that you give us you've pretty well summed up the required changes that we need to make these keep happening because people keep changing names of things and the law requires that we change the names of things when you change the names of things so you can see that most of what's before us are the changes in name of the woods in the high school which is a precinct location for two precincts st mark's episcopal church at huntley has changed its name village in green springs they

[04:12:34] have moved back to the original location so that is a notion and oakmar became oakmont and so we needed to change that the only substantial change in location that you see here is in response to a request from the voter the many of the voters and the people who have been working at the fred packard center hummer precinct to say that it was not an adequate site it was not easily you couldn't

[04:13:08] really walk into it even though it was nestled in a community and since the recent redistricting woodburn precinct now in mason district split off from its part that's still in providence district that became bedford is is smaller and votes at a school which you can see on the map would put that school right smack dab in them that's a technical term in the middle of uh the precinct so these are the proposals and i'll be happy to answer any questions um i hope thank you

[04:13:45] very much are there any questions of staff or of miss hanley any questions okay i don't that was a great description uh this is a public hearing and i have no speakers who have signed up in advance If anyone would like to testify on this matter, please come on down.

[04:14:03] And if anyone else is here to testify on a matter later today and has not signed up yet, you can come down and sign up with the clerk on my right. If you could just introduce yourself, if you could just state your name and address, you can do it from the podium and then sign in after.

[04:14:21] If you could just state your name and address for the record, and we would welcome your testimony. Hi. My name is Ariana Catarina Walnut-Gorner DeMeo. My address is 7822 Thor Drive. It's in the Hummer Precinct. I'm a career public servant and trustee of a local independent grade school, and I'm speaking on my own behalf today. I've been a homeowner and voter in the Hummer Precinct for nine and a half years, along with my husband, daughter, mother, father, and mother-in-law.

[04:14:53] That's not an adult daycare or home business. It's just my house. I've been an election officer in Fairfax County for 19 elections since the 2017 general election and served 13 times as chief or assistant chief.

[04:15:10] I'm also the most recent chief election officer for Hummer Precinct and served as Hummer's chief for the last four elections for which I qualified. I wanted to thank each of you for considering this precinct merger and supporting fair access for voters in our county. I especially thank Supervisor Jimenez, the Board of Elections, and the Office of Elections, for considering our existing physical space and for looking for better options.

[04:15:38] And hopefully I thank in advance the Woodburn Precinct for welcoming a few extra neighbors to their elementary school voting location. I know changing voting conditions right before a presidential election isn't ideal. However, in this case, it's the right and fair answer.

[04:15:54] As you can tell, I'm incredibly grateful for this proposed precinct consolidation and super excited to improve voter fairness and accessibility in Fairfax County and for the people in my current precinct. Thank you so much. Thank you very much for your testimony.

[04:16:11] And if there's anyone else present who would like to speak on this matter, is there anyone else present who would like to speak? Seeing and hearing no one. Mr. Chairman, I did forget to mention one thing that I should for the record, which is important. Also in this item is the removal of the Jerry Highland Governmental Center from the satellite list.

[04:16:33] it's important i think that we i we tell you this and explain that um it was put on as you know originally during covet because we were going to do a drive-through it is uh and that was not possible for a number of reasons and it is not an um an accessible particularly accessible place to have a regular satellite because it's required to be on the second floor and the lobby is the line would be in various places and not useful and so i wanted to be sure that the public and you were made aware of that in public so that they would know why we are doing that with the

[04:17:13] lorton coming back online lorton was offline we did that it is now a wonderful community center and library congratulations to all of you that did that and so we use that instead thank you thank Thank you for that clarification, that additional information.

[04:17:29] Let me ask one more time if there's anyone else who would like to speak on this matter. And let me ask the clerk if anyone has called in. There are no callers. Any additional closing comments? I think we've captured it all, but this is something the office supports, clearly. Any questions from board members?

[04:17:48] Wow. Okay. Supervisor Stork. I was going to make the comment that Ms. Hanley really summarized it well, But there's also the Mount Vernon District Governmental Center, which is about two miles away, which kind of serves the northern end.

[04:18:04] And then you have a lower that serves the southern end. So there's plenty of capacity and coverage. A set of access is surely not compromised by this as well. So I just want to make sure that point was clear. Thank you. Thank you, Supervisor Stork. Supervisor Palczyk. Thank you.

[04:18:20] Two very quick comments. number one um you know while it was very sad to lose the woodburton precinct um to mason district but i'm happy that it's provided this opportunity um to be able to have them vote at the same location um i just wanted to confirm on uh looking now page 226 and 228 where it lists the um voters highlight office locations i thought we had updated providence community center to the new

[04:18:54] jim scott community center but i don't that's what we're doing here and the map will be changed it will okay i didn't see it crossed out yes no we wait till you decide before we change them but thank you for noticing okay i thought it would be in the red line okay perfect sure thank you okay any additional discussion uh or questions from board members uh seeing and hearing none i am going to close the public hearing and recognize supervisor smith for a motion i move the county executive recommendation that the board adopt this ordinance i'm happy to second that motion

[04:19:31] is there discussion on the motion discussion on the motion seeing and hearing none all those in favor please say aye aye any opposed any abstentions that motion carries thank you very much we next have a public hearing on adoption of chapter 124.1 erosion and stormwater management ordinance and repeal of chapters 104 erosion and sedimentation control and 124 stormwater management ordinance of the county of the code of the county of fairfax virginia and if we could please recognize staff

[04:20:08] for a presentation good afternoon mr chairman and members of the board for the record my name is john Freedman representing the Department of Land Development Services. For your consideration this afternoon are proposed amendments to the County Code to adopt a new consolidated erosion and stormwater management ordinance and

[04:20:44] repeal the existing erosion and sediment sedimentation control and stormwater management ordinances. The proposed amendments have been prepared in response to changes to the Virginia Code and associated regulations.

[04:21:00] consolidating erosion control and stormwater management programs at the state level the new virginia erosion and stormwater management regulation called vesmer on which the proposed ordinance is based clarifies program requirements eliminates redundancies and corrects inconsistencies between the old regulations but does not make any substantive changes to existing erosion and sediment control minimum standards or to the post-construction stormwater management

[04:21:33] technical criteria. The regulations in the proposed ordinance only apply to land disturbing activities that disturb equal to or greater than 2,500 square feet and land disturbing activities regardless of size that are part of a larger common plan of development or sale. This is unchanged from our current requirements although it is a complete rewrite there is only one provision in the proposed ordinance that staff considers to be a substantive change from current requirements the existing stormwater management ordinance includes a provision exempting development and

[04:22:12] redevelopment of residential lots in existing subdivisions that meet certain criteria from having to meet both water quantity and water quality control requirements vesmer now requires water quantity controls for such lots while retaining a local option to require water quality controls. Because existing requirements in the county's erosion and sedimentation control ordinance protect downstream properties from increases in stormwater runoff, the county is

[04:22:46] already requiring water quantity controls for development and redevelopment on these properties. as a result the new water quantity control requirement does not have a significant impact the proposed amendments include an option to retain the existing exemption for water quality control requirements the optional language can be found at shaded lines 700 through 724 in the proposed ordinance please note that there is a typographical error on line 719 which should

[04:23:19] refer to conditions three and four rather than c and d approximately 15 of the infill lot grading plan submitted in 2023 qualified for the existing exemption and we would expect a similar percentage going forward if the optional language is adopted this is a relatively minimal impact in terms of the number of projects that would be affected by the decision approximately 80 projects per year the pros and cons of the optional language are discussed in the staff report

[04:23:55] the planning commission recommended approval of the proposed amendments without the optional language county staff are not taking a position on the adoption of the optional language which

staff views as a policy question to be determined by the board that concludes my presentation thank you very much are there any questions of staff any questions of staff seeing and hearing none i have no one signed up to testify on this matter is there anyone here in the auditorium who wishes to speak on this matter this is a public hearing is there anyone who wishes to testify seeing and

[04:24:32] hearing no one let me ask if anyone has called in there are no callers no callers any closing comments or recommendation from staff the planning commission recommended adoption of the proposed ordinance without the optional language staff recommends the adoption of the proposed ordinance with or without the optional language and repeal of the existing ordinances which is necessary to meet state law and regulations which become effective the first of july should the board choose to not adopt the optional language staff recommends a six-month grace period for

[04:25:07] infill lot grading plans that would have qualified for the prior exemption and which are accepted for review prior to July 1st, 2024, from having to comply with the water quality control requirements. Thank you. Thank you very much.

[04:25:23] At this time, I am going to close the public hearing and recognize, I'm sorry, we already did that. Let me recognize Supervisor Smith for a motion. Thank you, Mr. Chairman. Mr. Chairman, I move that the Board repeal chapters 104, Erosion and Sedimentation Control, and 124 stormwater management ordinance of the fairfax county code and adopt proposed chapter 124.1 erosion and stormwater management ordinance as set forth in attachment a to the staff report

[04:25:57] dated may 21 2024 without the optional language on line 700 through 724 that would exempt the activities described therein from complying with water quality control requirements i further move that the adoption of chapter 124.1 and the repeal of chapters 124 and 104 become effective on July 1, 2024 at 12.01 a.m., except that for land-disturbing activity that would have

[04:26:29] been eligible for the exemption under section 124-1-7 of the Stormwater Management Ordinance and for which lot grading plans were accepted for review prior to July 1 2024 the effective date of the water quality technical criteria set forth in the erosion and stormwater management ordinance is January 1 2025 second you've heard the motion has been multiply seconded any discussion on the

[04:27:02] motion Supervisor Stork I strongly support this I think it's something that we've been wrestling with deeply particularly in the mount vernon community and there's a couple individuals that especially have been involved i wanted to recognize leo milanowski the mount vernon council the civic association the stormwater committee they've worked a lot with staff try to address and kind of again try to make make a difference with not only the quantity but also the quality of runoff that makes a difference and really creates a lot of stormwater issues in our community so thank you very much

[04:27:37] thank you supervisor stork any other 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 very much next we have a public hearing on amendments to the code of the county of fairfax chapter 82 motor vehicles and traffic and at this time we would recognize county staff for a presentation and as they're making their way uh down i will just say this is not church people can come down in the front rows if you want when we're getting near your item on the agenda please come on down

[04:28:15] closer to us so that we are ready to hear from you good afternoon chairman mckay and members of the board of supervisor i am second lieutenant david duffett and i'm assigned to the planning

and research bureau of the fairfax county police department this public hearing is a housekeeping measure to update the code of the county of fairfax chapter 82 to reflect changes made to

[04:28:50] to the code of Virginia by the 2024 general assembly portions of section 82-1-6 dealing with the adoption of state law have been amended to reflect these changes additional housekeeping changes to chapter 82 have been amended to reflect changes to section 82-5-29 removal and disposal of certain unintended vehicles section 82-6-48 otherwise permissible lights police and firefighting vehicles, emergency vehicles, and section 82-7-1 width of vehicles and exceptions as to size. These proposed amendments are housekeeping changes to conform the language

[04:29:28] of the ordinances with the newly enacted state code. And this concludes my presentation. Thank you very much for that presentation. Are there any questions of staff? Any questions of staff? I'm not seeing or hearing any. This is a public hearing. I have no one who has signed up advance to testify is there anyone here present who wishes to speak on this matter anyone present who wishes to testify on this matter this is a public hearing seeing and hearing no one let me ask staff if there's anyone who has called in there are no callers no one has called in at this time

[04:30:05] final questions from board members seeing and hearing none i will close the public hearing and recognize supervisor lusk the chair of our public safety committee for a motion thank you very much mr chairman i move approval of the county executive's recommendation which supports amendments to the code of the county of fairfax chapter 82 motor vehicles and traffic sections 82-1-6 82-5-29 82-6-48 and 82-7-1 so moved and the chair will second that motion

[04:30:39] is there any discussion on the motion supervisor stork i one of the things that's in here that i'm i i know that i've been looking for for a long time and i think it gives us an opportunity to make a difference for the most dangerous intersections in our community is the ability to or it permits the operation of photo speed monitoring devices at high risk intersections as long as they're within a thousand feet of a school intersection containing a crosswalk and i think that is wonderful and i'm urging us to take a look at where we might have examples of that and to to look to implement those kinds of changes because we know that we have some of those

[04:31:17] all these dangerous center sections whether there's a fatality there or not i'm not clear on but but i clearly want us to keep focused on reducing those risks thank you thank you supervisor stork any other discussion supervisor beerman you're welcome to put those cameras in the drainsville district thank you and you heard it from supervisor beerman uh any other 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 with that uh we are going to move on to our next mr

[04:31:53] chairman i apologize just to add one last point um we are going to have this issue coming back so the point that was raised by supervisor stork we will be having a discussion at a future public safety and security meeting we will talk about this so this is something that is planned and scheduled so thank you uh our next public hearing is on a on two on conveying easements on behalf of the residents at government center 2 development in the braddock district and at this time i would

[04:32:21] recognize county staff for a presentation good afternoon mr chairman and members of the board thank you my name is mark buonavista and i am with the department of housing and community development and i'm joined here this afternoon by director tom fleetwood cynthia bailey from the county

[04:32:55] attorney's office and mike lambert from facilities management department and we are here for a public hearing regarding the granting of various utility and development easements for the residences at the government center to development just a brief recap of this project for many of you are already familiar with the residences at the government center 2 will deliver 279 high quality long-term affordable housing rental units, split between two buildings over structured parking.

[04:33:29] In addition, the project will provide approximately 15,000 square feet of community-serving programs, including a daycare and additional supportive services space. The community will feature both sustainable site and building amenities and a promenade and streetscape accessible to the public.

[04:33:53] To summarize, the general project timeline to date in 2020, as you recall, lots of G&H of the government center just outside were conveyed to the Fairfax County Redevelopment and Housing Authority. Subsequently, in 2021, a request for proposals was advertised, followed by the selection of a developer partner in 2022, LACMVALC, which is a mouthful, a subsidiary of Lincoln Avenue Capital for the project development.

[04:34:27] Both the land use and rezoning or zoning actions were completed in 2023. Following on to that, the permitting and construction documentation process is about wrapping up and permits are imminent.

[04:34:43] As part of that and as one of the last steps prior to the issuance of the land disturbance permit and commencement of construction, the staff are seeking that the board convey certain easements to the housing authority.

[04:35:00] The requested easements, as you can see here, primarily are tied to utilities, general access, site distance, as well as a partial vacation of an existing storm drainage easement to make modifications to connect into stormwater.

[04:35:24] Thank you, and this concludes staff's presentation. Happy to answer any questions. Thank you very much for that presentation. Are there any questions of staff? Seeing and hearing none, this is a public hearing. I have no speakers who have signed up in advance to testify on this matter.

[04:35:40] Is there anyone present who would like to speak on this subject? Anyone present who would like to testify, this is a public hearing. Seeing and hearing no one, let me ask if anyone has called in. There are no callers. No one has called in. Any closing comments or recommendation from county staff?

[04:35:58] No further comments. Staff recommends approval of the proposed easements. Thank you very much. last check questions from board members seeing and hearing none i will now close the public hearing and recognize supervisor walkinshaw for a motion thank you mr chairman i move that the board of supervisors approve the grant of the utility and development easements necessary for the development of the residences at government center 2 project pursuant to the recommendation of the county executive you've heard the motion it's been multiply seconded uh any discussion on the motion any discussion on the motion seeing and hearing none all those in favor of the motion please say

[04:36:31] aye. Aye. Any opposed? Herity, nay. Any abstentions? And that motion carries with Supervisor Herity voting nay. Our next public hearing is a public hearing on a proposed zoning ordinance amendment regarding authorization of amendment to chapter 112.1 of the zoning ordinance. And at this time I would recognize our

[04:36:57] county staff for a staff presentation. Thank you. William Mayland, Department of Planning and Development.

[04:37:18] I'm joined here with Carmen Bishop and Tracy Strunk. We're here tonight to present the amendment to Chapter 112.1, zoning ordinance. As detailed in the staff report, the Board of Supervisors adopted a modernized zoning ordinance known as ZMOD in March 2021, with an effective date of July 1, 2021, as Chapter 112.1.

[04:37:40] In March 2023, the Supreme Court issued an opinion in Berry v. the Board of Supervisors that declared ZMOD void ab initio because the Board held its public hearing and vote during an electronic meeting, relying on uncodified budget language adopted by the General Assembly in response to the COVID pandemic. On May 9, 2023, the Board readopted ZMOD as Chapter 112.2, inclusive of all amendments subject to the Superstition Clause for any period when Chapters

[04:38:11] 112.1 and 112.2 are both in effect chapter 112.1 will supersede chapter 112.2 during the 24 legislative session the general assembly unanimously passed two identical bills that were signed by the governor have the effect of retroactively validating zmod chapter 112.1 and it will become the controlling zoning ordinance on july 1st seven amendments have been adopted by the board since chapter 112.2 which are listed on the slide Those amendments need to be re-adopted as part of Chapter 112.1 to remain valid.

[04:38:50] No changes are proposed to these previously adopted amendments. In addition to these seven amendments, certain dates in Chapter 112.1 need to be updated from July 1st, 2021, when ZMI became effective, to May 10th, 2023, when Chapter 112.2 became effective.

[04:39:10] Members of the public relied upon that date, once meeting building permits, We don't want to create an issue with those approvals. Examples include permitting a larger use when reusing an existing building for goods distribution, health facility, as well as the use of the entire basement for an ALU.

[04:39:28] The amendment will also delete the ALU submission requirements for demonstrating age or disability. One, with adoption of ZMUD, ALU is no longer required or restricted to people 55 or older, and that requirement is retained in error.

[04:39:44] That error is previously addressed with adoption of Chapter 112.2. In addition, the appendix related to previous approvals is supposed to be updated and reorganized. Thank you. Thank you very much for that staff presentation.

[04:40:01] Are there any questions of staff? Any questions of staff? 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 on this subject? This is a public hearing. Anyone who would like to testify?

[04:40:18] seeing and hearing no one let me ask if anyone has called in there are no callers no callers any closing comments or recommendation from county staff yes on june 12th the planning commission unanimously recommended adoption of the amendment of chapter 1 12.1 appendix one as set forth in a staff report dated may 24th as staff concurs with that recommendation with an effective date of july 1st 2024. thank you very much last check any questions from board members seeing and hearing none i am going to close the public hearing and recognize supervisor smith for a motion thank you mr chairman i move the adoption of the proposed zoning ordinance amendment for amendment

[04:40:58] of chapter 112.1 and appendix one related to previous approvals as set forth in the staff report dated may 24 2024 and that the amendment become effective july 1 2024 at 1201 a.m you've You've heard the motion. It's been seconded by Supervisor Palchuk. Any discussion on the motion?

[04:41:19] I just want to thank staff for all their work on this and crossing the I's and T's and all that. Thank you, Supervisor Smith. Any other discussion? Seeing and hearing none. All those in favor of the motion, please say aye. Aye. Any opposed? Any abstentions?

[04:41:35] Parity abstains. Parity abstains. And that motion is approved. Thank you very much. With that, we are going to move on to public comment. And before we begin public comment, I'm going to restate the rules for public comment, as I always do.

[04:41:53] And it's important that we always remind folks of these. The board will hear public comment on any issue except issues under litigation, issues that have been scheduled for a public hearing before the board, and personnel matters and or comments regarding specific individuals.

[04:42:12] Speakers must register in advance, and each speaker is given three minutes for his or her remarks. A maximum of 10 speakers may address the board during any public comment period, and speakers may address the board once during a six-month period of time. Disrupted behavior during public comment will not be tolerated.

[04:42:31] If a disruption occurs, I will call a recess, the board will exit, and we will request security address the disruption that's occurring before resuming the meeting. With that, I do have 10 speakers who have signed up in advance to testify for this matter as a combination of call-ins, videos, and people in person.

[04:42:51] And our first speaker is Claire Reese, and Ms. Reese is here. Speaker number one, welcome. The floor is yours. I'm Claire Rice. I'm a Fairfax resident and a regular voter. Thank you for allowing me to come and talk about the construction of a casino on Route 7 in Tyson's Corner.

[04:43:12] Many families and children reside a short walk from the proposed site at Spring Hill Metro. West Breyer Elementary School and the surrounding peaceful neighborhood are an easy 7 tenths of a mile walk on the Vesper Trail. Some of the homes are separated from the site by only a thin veil of trees.

[04:43:31] Children will see this as they play in their backyards. A casino in close proximity to neighborhoods and stores will add to the normalization of gambling in a community where media is already saturated with advertising for gambling. It's bad for adults, but we also risk having our children drawn into gambling.

[04:43:51] Will the county have a plan and the funding to shield them if this happens? Gambling is an addictive behavior. All the advertising says so right after telling you how much fun it is. Let's be real. The best case is that gambling is entertainment, that transfers to casino owners funds that families might use in a more productive way.

[04:44:11] But the worst case is bankruptcy, divorce, domestic violence, and the exacerbation of problems such as addiction. What message do we send to our children if we fund their education with revenues from an activity that harms their community? Money is critical to provide the quality of life we enjoy in Fairfax.

[04:44:31] But isn't there a way that doesn't take money from citizens to line the pockets of casino owners? How much tax revenue will make this trade-off worth the likely harm? The truth is that the county will never make enough money to compensate for the harm. Fairfax is well known for its educational system, economic opportunities, and peaceful communities.

[04:44:52] Will that continue to be the case? Any casino tax revenues will be offset by a fall in other tax revenues. Property tax revenues will stagnate or fall along with property values. Crime, including human trafficking, will require increased policing.

[04:45:09] Sales taxes will fall as spending diverts into gambling, and people avoid the area due to traffic and crime. Recruitment of new businesses and mixed-use developments will languish. The casino may not even produce the expected tax revenues. When business declines because a few high rollers leave or a newer casino opens nearby, that leaves a shortfall in revenues.

[04:45:32] What then? And don't even get me started on traffic. It's already really bad on Route 7. It will get much worse. State Senator Marsden says he will push casino legislation until you oppose a casino in Tysons or anywhere in Fairfax County.

[04:45:47] As a resident and regular voter in Fairfax, I ask that you send him a strong message that this body opposes his casino proposal and that he and other legislators should drop any plans to bring Fairfax County casino legislation to the 2025 General Assembly session.

[04:46:07] Thank you all very much for listening to my comments. Thank you very much, Ms. Rice, and we see a lot of folks there with you, so thank you all for coming out. I appreciate you attending our public hearing. Speaker number two is Leah Harris, who has submitted video testimony.

[04:46:23] My name is Leah Harris. I'm a Jewish American living in the Hunter Mill District and the proud mom of a kid who just graduated from an FCPS high school. In the 1990s, I traveled to Palestine and witnessed Israel's terrible regime of apartheid and occupation for myself.

[04:46:44] It changed me forever. Now no one need travel there. The genocide is being live streamed. A permanent ceasefire in Gaza is the first step to ending this horror. I'm aware of those in our county claiming to speak on behalf of the Jewish community, urging you not to introduce a ceasefire resolution.

[04:47:07] I'm here to speak for the members of the local Jewish community whose voice is not being heard. and we're not alone. Polling just from May shows that a majority of American Jews supported President Biden's decision to withhold weapons shipments to Israel. In Fairfax County, Jews are organizing with Muslim and Christian Palestinian community members, people from all faiths and backgrounds. We know that true safety for everyone here and there lies in our solidarity with one another. You may have heard that you should not touch a ceasefire resolution because Palestine

[04:47:44] is not a local issue. You will hear today from local Palestinians whose families have been slaughtered by Israel. Their unimaginable pain has been ignored by our county government. The county flew the flag at half staff for a week to honor the Israeli lives lost on October 7th.

[04:48:04] Yet nothing has been done to recognize the over 37,000 Palestinians murdered by Israel, including more than 15,000 children, more than 85,000 people injured, and more than 10,000 missing.

[04:48:19] Palestine is also a local issue because our tax dollars are fueling this nightmare. Where I live, over a million dollars goes each year to fund the death-dealing weapons that Israel uses to destroy

Palestinian lives and futures. That money could keep a hundred local families in public housing for a year, could benefit people in my community in countless other ways. The Board of Supervisors has a track record of engaging in so-called international issues.

[04:48:51] In 1985, this body voted to condemn apartheid in South Africa and later divested from it. In 2022, when the war in Ukraine began, the county sprung into action fundraising for Ukrainian refugees. The double standards are glaring.

[04:49:07] If Fairfax County wants to truly live up to its promise of the One Fairfax Equity Policy, then introduce and pass a resolution calling for an immediate and permanent ceasefire and resumption of the massive humanitarian aid that is required in Gaza now.

[04:49:23] After almost nine months of silence, it is the least you can do. thank you thank you miss harris and speaker number three is laura fader is laura fader here she is welcome the floor is yours my name is laura fader and i have been a resident of fairfax county on and off since i was a child i have been a nurse practitioner since 2017 and an rn since 2008 specializing in pediatric oncology women's health and chronic hematological diseases i've watched babies and children with cancer scream as we simply insert ivs even with numbing

[04:50:03] lidocaine applied to their skin. I've watched children take their last breath. No parent would wish this on any child. Children in Gaza with treatable and curable cancers have no access to life-saving chemo or even simple palliative care to relieve the pain of a stage 4 cancerous tumor in their tiny organs. They're undergoing amputations with no anesthesia. Children are taking their last breath alone with no surviving family members to hold their hand. Many of you may have been fortunate enough to experience the miracle of childbirth and know what it's like to hear your baby's first cry. Childbirth in Gaza is a nightmare if mothers are lucky enough to

[04:50:39] survive. Life-saving treatment including blood transfusions, antibiotics, and even pain relief is inaccessible. Mothers are having c-section with no anesthetic. As a mother who went through two c-sections, I cannot fathom the agony of having my abdomen cut open with a surgical blade without anesthesia. Two million people are at risk of imminent famine. The symptoms of nutritional deficiency can be excruciating and life-threatening. This is all preventable. Israel is blocking medicine, food, nutrition, and water at the border. Every day I care for patients here in Northern Virginia with minimal access to affordable food and medical care, which contributes to

[04:51:17] life-threatening hematological complications. Many of my patients cannot afford their life-saving medications. It's a bleak and vicious cycle in one of the wealthiest counties in our country. Since October 7th, there have been consistent and systematic attacks on health care facilities. Mass graves have been found outside of Al-Shifa and Nassar Hospital.

[04:51:34] At least 500 health care workers have been targeted and killed, hospitals attacked and destroyed. Volunteer medical groups and humanitarian aid organizations like World Central Kitchen targeted and killed. Under international law, hospitals and aid workers are supposed to be protected. I volunteered several times in Haiti, where I never once felt the health care infrastructure was under threat.

[04:51:55] The withholding of life-sustaining necessities is collective punishment and retaliation against the civilian population, both are which clear violations of international law. Dr. Galaria, plastic surgeon

from Virginia who volunteered with MedGlobal in Gaza, said, I have worked in other war zones, and what I witnessed in Gaza was not war, it was annihilation.

[04:52:13] America's support of Israel's assault on Gaza is directly impacting American tax-paying citizens. The U.S. provides an excess of $3.8 billion to Israel annually, much of which goes directly to their military and economy. In Reston, Virginia alone, $1 million is used to fund Israel's weapons, which could instead be used to enable almost 350 children to receive free or low-cost health care and provide the public with 870,000 N95 respirator masks.

[04:52:38] Please introduce and pass a resolution calling for an immediate and permanent ceasefire and resumption of the massive and desperately required humanitarian aid in Gaza. Thank you, Ms. Fader. Our next speaker is speaker number four, is Philip Farrow. Mr. Farrow, can you hear me?

[04:52:54] Is he on the line? Mr. Farrick, can you hear me okay? Yes, I can. Can you hear me? We can. Welcome. The floor is yours. Thank you. Thank you to the board. I'm speaking on behalf of the Palestinian Christian Alliance for Peace, PCAP.

[04:53:10] And I'm also a member of the Virginia Coalition for Human Rights, VCHR. PCAP is a nationwide group that advocates for peace in Israel and Palestine with equal rights for all. Several of us have relatives who were killed in Israel's bombing of the Gaza church of St. Porphyrios, which was a church of my family where my father and uncles and aunts were baptized, where they were sheltering, and that church was bombed, and 18 people were killed.

[04:53:43] My relative, 84-year-old Ms. Ilham Farah, survived that bombing and moved to the church of the Holy Family, only to be shot in the leg by an Israeli sniper several weeks later. She bled for many hours before dying because anyone trying to pull her to safety was shot at.

[04:54:05] The Pope actually mentioned the killing of Elham Farah and others at that Catholic church. Several others of my elderly relatives died because of Israel's severe restrictions on medicine. We know other families in Shetak County have collectively lost many hundreds of their Gaza relatives.

[04:54:26] They attend churches and mosques where people are learning the truth about what is happening, as are the majority of Americans who now support a ceasefire. The coming to Israeli lobbying against a ceasefire does not only mean complicity in a war that has been condemned as genocidal by international authorities.

[04:54:46] It also does not bring security to Israelis. It is irrational to think that it does. For those who consider themselves friends of Israel, if your friend is driving drunk, you do not serve more alcohol. You take away the keys.

[04:55:03] Listening to the opponents of the ceasefire is to side with an insanely extremist Israeli government. It also betrays the hundreds of thousands of Israelis who are in the streets resisting Israel's move to fascism. WHOHR has Jewish members who see this clearly and who resent pro-Israel groups that purport to speak on their behalf in defense of Israelis.

[04:55:28] Non-committed U.S. voters of all faiths are sending messages to politicians all over the U.S. that siding with Israel's genocidal war can cost them at the polls. We call on you to resist pressure from war mongers and war profiteers and to introduce and pass a resolution calling for an immediate and permanent ceasefire. Thank you.

[04:55:52] Thank you, Mr. Farrell, for your testimony. Speaker number five is Paul Norsey. Paul, can you hear me okay? Is he on the phone? Paul, can you hear me okay? Yeah, yeah, can you hear me? Hello?

[04:56:10] We can hear you great, Paul, and welcome. The floor is yours. Great. Thank you very much. I'm here on behalf of the Virginia Coalition for Human Rights, VCHR, a broadly based grassroots all-volunteer coalition based in Fairfax County and representing 23 different diverse organizations and over 10,000 Virginians. On behalf of VCHR, I respectfully request the Fairfax County Board of Supervisors to not remain silenced regarding one of the gravest humanitarian crises of our time. The ongoing attacks against the Gaza Strip have

[04:56:49] already killed over 45,000 Palestinians, mostly women and children, and overwhelmingly civilians, including hundreds, if not thousands, of relatives of Fairfax County citizens. And more innocents are being slaughtered every day at an alarming rate. This is unconscionable, and we have a collective moral, legal, and human rights obligation to call for an end to this massacre.

[04:57:14] Here are five good reasons to pass the resolution calling for a ceasefire. One, we have a moral and humanitarian duty to support a ceasefire because without it, more innocent people, mostly women and children, will continue to be killed and maimed each day. Two, all the major human rights organizations, including Amnesty International and Human Rights Watch and the United Nations Human Rights Council and Israeli human rights groups have called out that the ongoing indiscriminate attacks against Gaza constitute human rights violations, war crimes and crimes against humanity

[04:57:49] and must be stopped immediately. Three, the International Court of Justice, the highest court in the world, has preliminarily determined that the Israeli assault on Gaza is genocide and has issued what amounts to an injunction ordering Israel to stop. Since the U.S. is a signatory to the International Convention Against Genocide.

[04:58:08] It is U.S. law that we must take all possible actions to stop it. Four, we should join in support of over 160 other U.S. communities that have already called for a ceasefire, including Charlottesville, Virginia, and Harrisonburg, Virginia, and major cities like Atlanta, Boston, and Chicago.

[04:58:27] Five, we should join in support the many of our elected leaders that have already called for a ceasefire, including President Biden and all of our own local U.S. representatives, Don Beyer, Jerry Connelly, Jennifer Wexton, and Senators Tim Kaine and Mark Warner.

[04:58:43] In 2021, President Biden said that, quote, silence is complicity regarding other atrocities. This is just as true today in Gaza. Children are being killed and orphaned as we speak. Please break the silence and call for a ceasefire.

[04:59:01] Thank you. Thank you, Paul. Speaker number six is Katie Ackbar, who has also called in. Ms. Ackbar, can you hear me? Yes. Welcome. The floor is yours. Thank you. Mr. Chairman, supervisors, as a Fairfax County businesswoman, former U.S. diplomat, and Democratic activist speaking only in my personal capacity, I will share a couple of stories about why I urge you to introduce and pass a resolution calling for immediate and permanent ceasefire and delivery of the massive humanitarian aid that is required in Gaza.

[04:59:35] In 1993, I traveled to Israel and the Occupied Territories for the first time. There, I got to know a Palestinian who had been imprisoned and tortured for his nonviolent political activities, organizing boycotts and running for student council to represent a progressive Palestinian political party.

[04:59:53] I believe that at that time, the Israelis considered every Palestinian political party a terrorist organization. After being convicted in an Israeli kangaroo military court in which 99% of defendants are found guilty, For seven months, the Israelis beat him, forced him into boxes, interrogated him in painful positions, and threatened to rape him.

[05:00:14] That he was innocent was underscored by the fact that the U.S. government later issued him citizenship after investigating the evidence. But as a result of his mistreatment, he had rage issues that destroyed his marriage to a Fairfax County resident. Today, about 9,500 Palestinian prisoners languish in Israeli prisons, awaiting the hostage prisoner swap.

[05:00:37] And Israel's torture methods are now much more severe and have led to the deaths in custody of 54 Palestinians, including a leading surgeon, since October 7. In 2023, I became Facebook friends with Muhammad. Muhammad lived with his wife, a refugee from inside Israel, and daughter near Gaza City in a small house they shared with his parents.

[05:00:58] In October, his wife, child, and parents left northern Gaza to seek safety in the south, while he stayed behind to prevent the family's total displacement from their ancestral land. Yet his house was soon destroyed by Israel. And then his only brother was killed by Israel when his house was also bombed with U.S. bombs in February.

[05:01:19] Then in March, Mohammed survived Israel's bread massacre to get a bag of flour while starving. In April, his father-in-law was killed by Israel. Then his cousin was killed by Israel while working. Just this morning, I found out he was injured by an Israeli bombing next to the school where he was sheltering.

[05:01:38] And my Palestinian neighbors down the street have had numerous civilian family members killed by Israel in the last nine months. And yet, as Secretary Blinken told Israeli Prime Minister Netanyahu in January, there is no military solution to Hamas in Gaza. The Palestine question must be resolved according to international law.

[05:01:56] The bombing must stop to protect Palestinian civilians and Israeli hostages, dozens of whom have been killed by Israel with U.S. bombs. Are we going to give my friend, all the other civilians, the hostages, and the political prisoners the good news of this act of solidarity?

[05:02:13] Or just listen to the loudest, richest voices until his little girl has her head blown off by a U.S. bomb used on her shelter, or I never hear from him again? Thank you. Thank you, Katie. We are now on speaker number seven, Susan Wilder.

[05:02:29] Welcome, Ms. Wilder. Hello. My name is Susan Wilder. I'm speaking in my personal capacity but giving you some biographical background by way of information. I'm a Presbyterian minister at Grace Presbyterian Church in Springfield, Virginia.

[05:02:50] I'm also the co-moderator of the Israel-Palestine Mission Network of the Presbyterian Church USA. Thank you all for taking the time and giving your attention to my testimony and that of my colleagues. We are asking for you, as the Fairfax County Board of Supervisors, to introduce and pass a resolution calling for an immediate and permanent ceasefire in Gaza and a resumption of the massive humanitarian aid that is needed for Gaza.

[05:03:20] In my capacity as a minister, I've led numerous trips to Israel and to Palestine over the past 18 years. And our church has had a partnership with a Palestinian congregation in Nablus in the West Bank for 17 years.

[05:03:36] Just since October 7th of last year, I have been a part of three delegations to Palestine and Israel, where I've met with church members and officials, Israeli and Palestinian human rights groups, the family of an Israeli hostage, and Palestinian families who have loved ones in Israeli prisons where they are often held without charges and where they are tortured.

[05:04:00] I returned from my most recent trip just 10 days ago, and the bleak and honest truth is that I have never seen the situation there as bad as it is now. Everywhere we went throughout the West Bank, we had to cross Israeli-imposed checkpoints.

[05:04:16] We sailed through as U.S. citizens, but Palestinians were stopped and detained and often turned back. We saw a group of Palestinian men lined up, kneeling beside the road, young Israeli soldiers pointing their guns at them as our bus drove past.

[05:04:35] This image of us gliding by while these men knelt on the pavement is etched in my mind. And as bad as things are in the West Bank, each group we met with stressed that it is far worse in Gaza, and that is where their hearts are, and their hearts are breaking.

[05:04:52] They know and they say very clearly, America is funding this genocide. America is supporting this massacre. America could stop this. Why a resolution in Fairfax County? What do we have to do with foreign policy?

[05:05:10] For two reasons, I beg you to pass a resolution calling for a Gaza ceasefire and humanitarian aid. One, for our children. I want to know and I want to be able to say to them that we stood on the right side of history.

[05:05:31] And two, for our neighbors half a world away in Israel and Palestine, tremendous suffering and injustice. If our county can say no to this overwhelming violence, we can provide hope. We're calling for peace and justice and the flourishing of every child of God, every human being throughout Palestine and Israel.

[05:05:53] Thank you. Thank you, Susan. Speaker number eight is Albert Mockover. Is Albert on the line? Ah, he's here. He's here in person. Welcome. The floor is yours. Thank you, Mr. Chairman and members of the board.

[05:06:10] I'm out of breath. 66 was clogged up. I'm coming neither as a Palestinian nor as a Jewish American, but as a Fairfax County resident where my wife and I have had our four children and where we work, where we played, and where we look to you for your help.

[05:06:40] I'm also a member of the Antiochian Orthodox Church, and we have a group called Orthodox Christians for Palestine because our church, the third oldest in Christendom, as Mr. Farah mentioned earlier, was not only targeted, but was hit several times.

[05:07:02] People have died in this church, and we don't want to see this anymore. We don't want to see it for Jews, for Christians, for Muslims, for Buddhists, for anybody. We're here to speak on behalf of humanity. The little Israeli kids, the little Palestinian kids deserve the right to have peace, to have justice, and to have this war end.

[05:07:28] We, as members of Fairfax County, have neighbors who either came from those areas or whose relatives will one day come here. I happen to be an immigration attorney. I was lucky, lucky to get a family out in October.

[05:07:46] Nobody since. Nobody. And so I ask, I implore, in the name of humanity, that we do the right thing here. It's neither pro-Palestinian or anti-Israeli. This is pro-peace.

[05:08:01] This is pro-humanity. And I think we, as members of the community, this great community of Fairfax County, owe that, as the minister said before us, to our children. And now I'm lucky to have grandchildren just two months ago and two weeks ago.

[05:08:16] Let's do it for them, please. Thank you. Thank you, Albert. Thank you, Albert. We are now on Speaker No. 9, Josh Rubner.

[05:08:32] Is Josh here? Let's see, Josh. How about Sarah Ibrahim? Sarah here. Sarah is here. If you could come on down. And Sarah is Speaker No. 10. When she is completed, I will call Speaker No. 9 again to verify whether or not Speaker No. 9 has arrived.

[05:08:52] Welcome. Hello. My name is Sarah. I was born and raised in the DMV, and I've been a Fairfax resident since I was 10. For years, I volunteered with, learned from, and worked alongside refugees from a number of countries while living here and abroad.

[05:09:11] I've grown a global family of people who understand transformative change comes from collective action and empathy that has historically been denied to marginalized groups. I am a child of a child of genocide. I grew up hearing my mom's stories where she passed her classmates' corpses on the streets while walking to school in Ethiopia, witnessed critics of the government sniped in front of her lived a death-centered reality where all she could think of was when she or a family member would be killed. I can't help but think of her story and the stories of my relatives when I see the atrocities in Gaza, the destruction and murder we've all seen on our phones in a true dystopian

[05:09:49] nature. After years of denying it, Israel admitted to forcing birth control on Ethiopian Jews attempting to live there, denied it for years, despite the birth rate among Ethiopians in Israel dropping 50 percent over 10 years. In 2012, data from the Myers-JDC-Brookdale Institutes showed that poverty levels among Ethiopian Israelis were 39 percent compared to 14 percent of the general Israeli population. Their 2018 report showed Ethiopians earned 40 percent lower incomes than the general population. You cannot paint criticism of Israel as anti-Semitic when Ethiopian Jews are also victims of its white supremacist violence. Fairfax has a growing number of residents who

[05:10:28] have escaped genocide and war. Their children, people like me, are the ones who have learned how to use our privilege to fight in spaces they weren't able to enter, to fight for our global family. While you stand by and allow the number of victims to rise, our community grows. The longer you let this continue, the larger and stronger the movement for Palestine becomes. How can you allow the expansion of Israeli influence when we have our Palestinian brothers and sisters here right now losing family members to the genocide? Provide Israel more power and financial support when they have used this control and decimate populations.

[05:11:00] While Israel shamelessly commits genocide in front of us, it is growing its foundation here to further its access to U.S. money and political power. Currently, more than 40 Israeli companies have offices in Fairfax County. The Virginia Israel Advisory Board, the Byrd Foundation, the Virginia EDA, and

other organizations fuel and incentivize Israel to expand its reach and fund companies to promote Israeli interests, specifically in Fairfax.

[05:11:25] Last year, a group of bipartisan lawmakers introduced the United States-Israel Future of Warfare Act of 2023. Just recently, the U.S. government awarded $73 million to U-Vision, an Israeli supplier of loitering munitions, a.k.a. suicide drones. This government must love refugees the way they're committed to creating them.

[05:11:44] Introduce and pass a resolution for an immediate and permanent ceasefire in Palestine. The majority of voters, the majority of the people that you represent, demand it. and Fairfax's extensive efforts to offer Israel influence and control over our resources. The victims of Israel's genocide and their families will not be ignored or forgotten.

[05:12:01] We won't forget your inaction. We stand here with our Palestinian family and will continue to stand by them. We'll see you at the next meeting, and the next meeting, and the next meeting, and the next meeting, and the next meeting. Thank you, Sarah. Let me ask if Speaker No. 9 has arrived.

[05:12:23] Speaker No. 9, I'm going to call one more time Josh Rubner. and let me verify that he's not on the phone okay very well okay that brings us to the end of our public comment period and I want to thank all the folks who attended tonight we know there's 10 public comment slots at today's board meeting but there were many more people here supporting our various speakers and we thank you all for coming out tonight and with that that brings us to the end of our board meeting of June 25th, 2024.

[05:12:56] And with that, our board is adjourned.

