



**MVCCA COUNCIL MEETING**

June 24, 2009 8 p.m.

Walt Whitman School, Jack Knowles Lecture Hall

**PRESIDING:** **ATTENDING:** Co-chairs Pat Rea, Katherine Ward; Committee Chairs Queenie Cox, Kahan Dhillon, Judy Harbeck, David Plummer, Catherine Voorhees, David Voorhees; FCFA Rep Karen Pohorylo; SFDC Reps Jim Davis, Tom Hook; Treasurer Tonda Phalen; Secretary Carol Coyle.

Representatives from Collingwood on the Potomac, Engleside, The Fairfax, Hollin Glen, Hollin Hall, Hollin Hills, Huntington, Huntington Club, Marlan Forest, Mount Vernon Civic, Mount Zephyr, New Gum Springs, Newington, Newington Forest, Stratford Landing, Stratford on the Potomac IV, Sulgrave Manor, Wellington, Wellington Heights, Wessynton, Williamsburg Manor North, Woodley Hills, Woodley Hills Estates.

**MINUTES** – Larry Zaragoza offered clarification of his comments regarding development in the flood plain: Mary Ann Gardner made a presentation regarding Comprehensive Plan and amendments thereto. Larry Zaragoza noted that the MVCCA has passed a number of resolutions that have not opposed development in the flood plain and recommended that the committee reconsider its planning guidance (#12) that eliminated development in the flood plain. Co-chair Ward requested he provide his detailed concerns so they can be addressed by the full Committee at their meeting on June 8. This change will be made to the minutes in The Record. Approved as amended.

**TREASURER'S REPORT** – Accepted as published. Co-chair Ward asked for Council approval for a budget item for supplies for the charrettes (work sessions) to be held by Special Committee for Long-Range Strategic Planning, amount not to

*continued page 2...*

**MVCCA BOARD**

Co-Chairs	David Dale .....	703-765-8247
	Patrick Rea .....	703-385-3322
	Katherine Ward.....	703-627-8782
Treasurer	Tonda Phalen .....	703-768-7091
Secretary	Carol Coyle.....	703-780-7955
Editor	<i>vacant</i> .....	
BUDG	David Voorhees .....	703-765-7551
COAF	Queenie Cox.....	703-360-2414
EDUC	Judy Harbeck.....	703-780-1883
E&R	David Plummer .....	703-360-7964
H/HS	Louise Cleveland .....	703-780-9151
PL/Z	<i>vacant</i> (David Dale, <i>Acting</i> ) .....	703-765-8247
PSAF	Dallas Shawkey .....	703-360-2185
TRANS	Catherine Voorhees.....	703-765-7551
SCAWH	John Jeszenszky .....	703-799-9635
LRSP	Kahan Dhillon .....	703-768-8437
FCFA	Karen Pohorylo.....	703-780-7825
SFDC	Jim Davis.....	703-799-3278
	Tom Hook .....	703-765-6869

Webmaster Karen Keefer ..... 703-660-6699

**ANNOUNCEMENTS**

**Area Plan Review-Comprehensive Plan (APR-CP) Charrette**

MVCCA hit a home run on Saturday July 11, 2009. Over 60 participants joined MVCCA members to provide comments and suggestions for the MVCCA proposed nominations to this years Comprehensive Plan. The group mix included SFDC, Mt Vernon Lee Chamber of Commerce, South County Federation, non-profits, developers/landowners, as well as MVCCA Association Presidents.

The interaction was engaging and harmonious while the group shared their ideas about Route 1 revitalization as well as other land use opportunities within the Mt Vernon Planning District.

**The next APR-CP event will be Aug. 22, 2009. Watch the MVCCA website for more details as to time and location of this event.**

**Board Vacancies:** Contact co-chair if interested in applying.

- Planning and Zoning Chair
- Editor of the Record

# Council Minutes

exceed \$500 and subject to approval by the Board.  
Approved 17-0-0.

## COMMITTEE REPORTS

**Budget and Finance** – See minutes. Next meeting will be August 5.

**Consumer Affairs** – No meeting this month. Next meeting July 7 will deal with a 'tree butchers resolution.

**Education** – See minutes. No meetings in July or August unless a special meeting is required to deal with smart services. Chair reports that the shift of students from Fort Belvoir to Woodlawn Elementary is a 'done deal.'

**Environment and Recreation** - See minutes. Next meeting July 31 with a speaker from the Cole Waste Water Facility. One resolution.

**Health and Human Services** – See minutes. Co-chair Rea reports that the meeting was joint with Affordable Housing. Next month's meeting will be joint with Human Services AND the Public Safety Committees on TUESDAY, July 7 at 7:30 PM in Inova Mount Vernon Hospital's 2nd floor Conference Room C/D. There is also a need for Volunteers to assist with preschool physicals for uninsured kids Saturday August 8 at the South County Government Center.

**Planning and Zoning** - Minutes not available ("written in disappearing ink"). Cell tower application has been postponed to September 17. One resolution.

**Public Safety** – See minutes. Next month's meeting will be joint with Human Services AND the Public Safety Committees on TUESDAY, July 7 at 7:30 PM in Inova Mount Vernon Hospital's 2nd floor Conference Room C/D.

**Transportation** – See minutes. Delegates Amundson and Sickles and Senator Toddy Puller sent a letter to VDOT stressing that the community does not want speed on Route One lowered to 35 MPH. (State) Transportation Secretary Pierce Homer sent a letter stating that the decision has been reversed, for now. Next meeting July 6.

**Special Committee on Long-Range Strategic Planning** – See minutes. Two meetings since the published minutes. Committee has 45 sites/issues to consider. Next meeting Tuesday, June 30. Saturday July 11 and August 22 will be quasi-public meetings which neighborhood presidents are invited to attend. Co-Chair Ward provided the membership with the process for this years APR nominations. MVCCA nominations must be for site specific properties, that MVCCA must formally notify the land owner (s) of our nomination, and that since our process is totally transparent any member or non member can stay abreast of what we are recommending by attending our meetings to observe. Furthermore, MVCCA committee chairs are encouraged to participate in the charrette's where we will discuss the nomination recommendations.

Discussion included request that neighborhoods be notified when a designated site is in their neighborhood; recommendations should be parcel-specific;

**FCFCA** – Next meeting is September 17. Federation has prepared a resolution in favor of Gerry Connolly's bill HR1635 directing extension of the Metropolitan Transit System. Karen will prepare a similar resolution to be presented to Council.

**SFDC** – See minutes. Representative Tom Hook reports that new Executive Director Debi Sandlin is "fantastic"; and new Marketing Manager Loretta Mayfield started this week. They will be selecting a Business Improvement District from either Beacon Mall or Hybla Valley.

Co-chair Ward has had productive meetings with Debi Sandlin, executive director for SFDC and Katy Fike, Chairperson of the Board of the Mt Vernon - Lee Chamber.

## RESOLUTIONS

### ER-2009-01: PROPOSED NORTH HILL WALL

Committee chair David Plummer described the proposed wall. The resolution is asking the Supervisor to direct RHA to put specifics on the website and extend the time for public comment. There was some discussion by informed members of the quality of materials to be used and the responsibility for failure (County and RHA).

Approved 20-0-1.

<b>Treasurer's Report</b>			
<b>For Period January 1, 2009 through July 9, 2009</b>			
	<b>Budget 2009</b>	<b>Actual to Date</b>	<b>Budget/Actual</b>
<b>Balance Beginning Period</b>		<b>\$8,746.67</b>	
<b>RECEIPTS</b>			
Dues	\$4,000	\$3,943.00	-\$57.00
- Dues from new member drive	\$250	\$84.00	-\$166.00
Record Subscriptions	\$250	\$0.00	-\$250.00
Gala Income	\$4,100	\$4,625.00	\$525.00
Drawn from reserves <sup>1</sup>	\$500	\$0.00	-\$500.00
<b>TOTAL RECEIPTS</b>	<b>\$9,100<sup>1</sup></b>	<b>\$8,652.00</b>	<b>-\$448.00</b>
<b>DISBURSEMENTS</b>			
Record Production	\$3,470	\$696.31	\$2,773.69
Record Postage	\$200	\$0.00	\$200.00
Administrative	\$300	\$153.58	\$146.42
Gala Expenses	\$3,200	\$2,570.00	\$630.00
Web Site	\$520	\$0.00	\$520.00
Miscellaneous	\$0	\$0.00	\$0.00
New Member Marketing	\$250	\$299.65	-\$49.65
Insurance	\$660	\$660.00	\$0.00
Strategic Planning Meetings <sup>1</sup>	\$500	\$0.00	\$500.00
<b>TOTAL DISBURSEMENTS</b>	<b>\$9,100<sup>1</sup></b>	<b>\$4,379.54</b>	<b>\$4,220.46</b>
<b>ENDING BALANCE</b>		<b>\$13,019.13</b>	

<sup>1</sup> On June 24, 2009, the General Council voted to approve \$500 in previously unbudgeted expenditures for use in Strategic Planning Meetings. These funds must be drawn from reserve funds as no additional receipts were established to cover the expenditure. The revised budget's total receipts and total disbursements now reflect the approved change, as do the itemized notations.

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### **PZ-2009-05 RE: BRAC APR NOMINATION 09-IV-95**

Sheldon Hoenig presented the resolution as proposed by the P&Z Committee, then deferred to Cindy Smith, representative of Newington, who presented her community's proposed substitute resolution. After much discussion it was decided to ask Planning Commissioner Earl Flanagan and Supervisor Gerry Hyland to ask the Planning Commission to delay consideration of the BRAC request. Vote on the resolution was tabled so that P&Z can reconsider its stand and also (per Ms. Smith) to give the developer time to reconsider some of its proposals.

Vote to defer approved 23-0-0.

### **BF-2009-02: REQUESTING CHANGES TO THE BPOL TAX RATES**

Committee Chair David Voorhees explained that the reason for this resolution is an attempt to develop funding sources other than residential real estate taxes. This new tax scale would bring Fairfax County more in line with surrounding jurisdictions. Points for discussion included that this action might discourage new businesses from coming to Fairfax County; businesses will have to raise prices; this will also negatively impact hiring; that rates were raised randomly and not across-the-board. When asked if they knew how much the increase BPOL tax would be on their businesses, a non-MVCCA members/small business spokesperson did not know the cost; B&F chair David Voorhees advised that the tax increase on \$1 million dollars of gross receipts amounts to approximately \$200.00 per year.

Supervisor Hyland noted that the rates, as set by the Legislature, don't make sense. The BOS has a retreat next month at which he will ask the other supervisors if they would support raising BPOL taxes (needs 6 votes). In that there needs to be an overhaul of the whole structure, he suggests that we contact other Councils in the County to support this.

Vote to table approved 17-5-1.

### **SUPERVISOR'S TIME**

If the Saudi Academy gets approval for a school on Popeshead Road, they will be leaving their present location in about 3 years. Letter from State DOT Pierce Homer says Route One speed limit will not be lowered "at this time."

On the infill issue, the public hearings proved that this issue needs to be dealt with; don't give up on it.

On a couple of personal notes, Supervisor Hyland announced that he will be getting a new hip the middle of next month. And rumors of his retirement are premature. He HAS NOT DECIDED whether he will run for another term, and he does not need to make that decision until January 2011. Decision will be made based on his health, whether he feels challenged, and whether he is satisfied with the job he is doing. If he does decide to retire, he knows of 5 or 6 people already who will vie for the job.

In a discussion of landfills, someone mentioned that County agencies (DPW) are doing stuff behind our backs.

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### **MEMBER ASSOCIATIONS' TIME**

Judy Hart was introduced as the new President of Marlan Forest association.

John Skudlarek (Mount Vernon Manor) gave a plug to the Friday Night concerts at Grist Mill Park

— Carol Coyle, Secretary

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## Committee Reports

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### **BUDGET AND FINANCE**

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No meeting was held for July.

The committee has invited a speaker from RHA to the next meeting.

The next meeting for the Budget and Finance Committee is scheduled for August 5, 2009 at 7:30 at the Walt Whitman Middle School Principal's conference room.

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### **CONSUMER AFFAIRS**

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Regular members of the committee were not able to attend the July 7th meeting because of planned vacations. The only action required by COAF was to review and vote on comments received from the E&R committee for the joint tree workers license and certification resolution. The COAF original resolution was revised based on E&R's suggested changes. The revised resolution was sent to all members of the committee for review and comment. Committee members and others provided comments. Overall, both Committees agreed on the language for the resolution, which appears elsewhere in the Record. Final action will be taken by the Presidents during the general membership meeting on July 22nd.

Next meeting will be held on Tuesday, September 1st at 7:30 p.m. at Walt Whitman Middle School in the Principal's Conference Room.

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### **EDUCATION**

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Next meeting: September 2009.

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### **ENVIRONMENT & RECREATION**

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The committee met on 1 July 2009, at 7:00 p.m. in Room 217 of the South County Building. Present were David Plummer (chair), MVCCA Co-Chair Katherine Ward, Collingwood-on-the-Potomac,

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Hollin Hall Village, Newington Civic, Newington Forest Civic Association, Potomac Valley – Riverbend, Stratford Landing, Sulgrave Manor, Wessynton Homes, Williamsburg Manor, and Woodley Hills Community Association.

The Chair called the meeting to order at 7:05 p.m.

**Noman Cole Wastewater Treatment Plant:** Mike McGrath of the Fairfax County DPWES presented the plans for the Noman Cole Wastewater Treatment Plant. Some upcoming major capital improvements will help solve some upcoming challenges – new regulatory requirements, infrastructure, and capacity. The main objective is to ensure the plant's Capital Improvement Program is on target with the needs of the facility and values of Fairfax County. The next five years will see the following improvements – enhanced nutrient removal (ENR), phosphorus removal system rehabilitation, and backup power improvements. In years 6-10, we can expect continued ENR, incinerator rehabilitation, disinfection system rehabilitation and a replacement of the electrical distribution system. The improvements will cost \$180 million over the next 5 years and increased funding will be required. If the budget permits, they will consider recycling processed water to the resource recovery facility as a washing agent. Addenda: Fairfax County Water received an award from the National Association of Clean Water Agencies for having consistently met all standards for 11 straight years.

**APR Update:** Betsy Martin (Stratford Landing) talked about work on the Area Plan Review (APR). While the review does not include parks, revision of the environmental section is considered "in scope". Examples could include additions to the Hunting Creek and Potomac Path trails. The main focus is to encourage attractive development along the Richmond Highway corridor. Katherine Ward noted that meetings will be held in Mount Vernon High School cafeteria on 11 July and 22 Aug for public input. These will be "charrette" style meetings with small round table discussions focusing on specific areas. Formal invitations will be sent to encourage broad participation (i.e., individuals outside the Mount Vernon Council), but citizens of neighborhood associations can attend and should be encouraged to sign up. Later work will be on changes to policy documents. Gerry Hyland has announced Full Vision Committee meetings for fall.

**Motorcycle Noise Resolution:** A revised resolution on motorcycle noise was well received and obtained a provisional unanimous vote subject to a requested revision.

**South County Waste Disposal:** Neal McBride (Newington Forest) reported the county has been taking steps to open a new county-operated multi-program solid waste facility within the former Lorton Prison property to handle construction and demolition debris as well as to host potentially several other waste management and disposal activities, under the guise of activating the Fairfax County Park Authority's proposed Laurel Hill Sportsplex. This contradicts

an earlier agreement to keep the former I-95 municipal waste facility closed and a separate 2004 BOS-approved Solid Waste Management Plan that forbids any county-operated construction and demolition debris (CDD) landfill within Fairfax County. No MVCCA E&R action was requested at this time.

The meeting was adjourned at 9:06 p.m.

**Next Meeting:** The next meeting of the E&R committee will be held on Wednesday, September 2nd, in Room 217 of the South County Government Center at 7:00 p.m.

### Joint Meeting HEALTH & HUMAN SERVICES PUBLIC SAFETY

Two MVCCA committees, Health and Human Services (HHS) and Public Safety, met jointly on July 7, 7:30 PM, at Inova Mount Vernon Hospital (Conf. Room C/D), to hear reports on two critical programs that are operating under reduced funding in the current FY 2010 Fairfax County budget plan (which began July 1).

Representatives of the following associations, joined by MVCCA Co-chair Pat Rea, were among 18 persons participating: (for HHS) Belle Haven Terrace, Collingwood on Potomac, Hollin Glen, Stratford on Potomac-Sec. 4, Tauxemont, Wellington; (for PS) Hollin Hills, Mount Zephyr, Riverside Gardens, Southwood, Stratford on Potomac-Sec. 4, Waynewood. Others from the community included 2 representatives from the citizen Advisory Board for the Mount Vernon Center for Community Mental Health.

#### CSB Diversion to Detoxification

*Michael Lane, BS, CSAC, Program Coordinator for the Detoxification Diversion Outreach Team and Assistant Director, Fairfax Detoxification Center* reported on the Community Services Board (CSB) Diversion Project that includes an Alcohol and Drug Services Detox Outreach Team as well as a Mental Health Services Jail Diversion Team. These CSB programs arise from extensive collaboration among agencies and stakeholders such as the Fairfax County Sheriff's Office, advocates for Homeless persons, and criminal justice agencies. The Detox Center has 32 beds, with 5 set aside for Outreach Team admissions from homeless hangouts and shelters. For adults who could be arrested for minor, nonviolent offenses including "drunk in public" (DIP), these programs offer diversion from arrest (as there is no treatment available in the jail) to appropriate, effective treatment. In the evening there are two vehicle teams available to go to the location of officers who have apprehended a DIP or other non-violent person suffering from drug or mental illness who has chosen to go to services rather than to jail. The program has proven that it (1) saves law enforcement time and public expense by returning officers to their assignments quickly and (2) reduces expensive "frequent flyers" (in hospital Emergency Services and County jail) by offering individuals with

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mental illness and substance abuse disorders an opportunity to receive effective services designed to begin, and support, their recovery process. Treatment is chosen voluntarily, except in a few cases of highly repeating offenders who may be court-mandated. A July 2 statistical report of FY 2009 admissions shows 646 Detox Diversion/Outreach Team admissions, including 352 with coexisting mental health and substance abuse disorders.

The tragic side of the report is that numbers of those served in the program has declined from FY 2008 levels of service (according to a report compiled July 2 and including FY 2006 to FY 2009), despite growing need in hard times. The decline results from budgetary demand to cut spending in FY 2009, by leaving staff vacancies unfilled, reducing late night hours, even reducing training for police officer use of the program as a resource. The report shows that in FY 2009 318 persons who were in need of medical detox were turned away when no beds were available at the Center. For FY 2010, the picture is worse, with a contract for additional hospital bed space (out of the County) now eliminated.

Although the entire budget for the Outreach Team was eliminated for FY 2010, staff are hoping for a mid-July reprieve: the CSB has applied for a federal Dept. of Justice Byrne Memorial grant which if approved will provide funding for 2 years. Liaison with the Dept. of Justice indicates the application will be approved shortly.

### JDR Supervised Visitation and Exchange

*Laura Harris, Director of Domestic Relations Services, Juvenile and Domestic Relations (JDR) Court* defined the goal of the JDR's model program for court-ordered visits of children with a parent as "to provide a neutral setting" (above all a safe setting) for (1) "a supervised visit of a parent with a child" or (2) "a supervised exchange" of a child from one parent to another, protecting the parents from direct confrontation with each other as well as protecting the child from being involved in a confrontation. Unfortunately, "children who come from a violent setting will emulate violence," so a carefully monitored and secure setting establishes the basis for a program atmosphere in which staff and volunteers model calm and appropriate adult behavior for these children and earn their trust over the typical 12 to 16 week period of court-supervised visitation. The Fairfax County JDR Court handles 5,000 separation/divorce cases a year, ordering supervised parental visitation in many of the most difficult situations. Parental bitterness and separation may be complicated by a history of domestic violence, substance abuse, and mental health issues. The Program is always filled to capacity, with the judges wanting to refer more families. Yet in FY 2010, Program funding is reduced to 2 staff persons, with up to 3 volunteers needed for 1.5 hour sessions for up to six families, handling up to 50 families per month. (The 5,000 divorce cases in the Circuit Court are NOT currently eligible for the JDR "Supervised Visitation and Exchange" Program, simply for lack of staffing capacity, although cases involving domestic violence, among both adults and children, are growing in this time of economic stress. About 800 protective orders are issued annually.) Though it seems

clear to everyone that court-supervised visitation is critical to the well-being of children, motivates continuing good faith effort to pay child support, and is key to parental striving to recover from addiction and mental illness, nevertheless funding is ever in jeopardy for this critical prevention program. The Program is sorely in need of expansion, and the Mount Vernon/Route 1 area (second only to Mason/7 Corners area in numbers of cases referred by the JDR Court) would be a strong candidate for a new site, if funding can be obtained. A site for this program has been identified in the South County Governmental Center. Harris expressed great pride in this model program, which has attracted volunteers and support for a grant application from nonprofit entities such as the Women's Center and "the faith community," and which has been invited by the Federal "Safe Haven" program to represent Virginia in applying for a major 3-year grant. The invitation could not come at a better time.

*Lori Wymore-Kirkland, Coordinator of Supervised Visitation and Exchange*, described the security protocols protecting the Program and the warm, comfortable day-to-day atmosphere inside the visitation sessions, and she urged everyone to spread the word about the joy and satisfaction of volunteers who can commit 4 hrs. per month to playing with the children, modeling appropriate adult behavior, and establishing a calm approach to play and to problem-solving for child and parent. She offers to visit community and faith groups to explain the program and hopes to recruit much-needed volunteers for the careful screening and training required (703-246-2378).

The committees are concerned about the long term impact of the budget reductions on these and other prevention programs. It is obvious that the loss of these programs will require more public safety personnel including police, sheriff's deputies, and court services to handle the increase in crime. The Detox program removes mentally ill and substance abuse victims from our criminal justice system and provides services that can return them to productive lives. Similarly, the Supervised Visitation and Exchange Program provides a safe environment for families to begin healing. Without such programs, violence grows, with physically and mentally battered children and long term adverse impacts on the County and its budget. These impacts will extend well beyond the time we get our finances back in order, along with the continuing funding necessarily associated with them.

### Next HHS Meeting:

**Tuesday, September 8, 7:30 PM**, Inova Mount Vernon Hospital (Engl Rm): IMVH CEO Barbara Doyle will present an update on planning for both IMVH and Lorton Healthplex, as well as on hospital operations. Chair Louise Cleveland, 703 780-9151.

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## PLANNING AND ZONING

The The July 2009 Planning and Zoning Committee meeting was called to order at 7:35pm and was attended by representatives from the following member associations: Engleside, Hollin Hall Village, Hollin Hills, Huntington, Mount Zephyr, Newington Civic, Newington Forest, Spring Bank, Wellington Heights, and Williamsburg Manor North. There were four land use discussions, two from the agenda and two presented by members. Two resolutions were passed.

The first case was a return presentation on the BRAC related Comprehensive Plan nomination 08-IV-9S. The Council tabled the P&Z resolution from June pending modification requested by the Newington Civic Association. The applicant has agreed to the requests for screening & buffering, and a restriction that only emergency vehicles use the access from Cinderbed Road. Additionally, the guidance on use percentages has been removed, so the sixth whereas has changed from "approximately 75 percent office use and 25 percent industrial" to "both office use and light industrial use". The Committee voted, again, to not oppose.

The second case was on the proposed Zoning Ordinance Amendment that, for single family home construction, defines the grade level used for measuring building height as the lower of the pre-construction grade and the post construction grade. This is a first step in controlling looming by eliminating the extra height gained by adding a small mountain of fill to a lot before construction begins. The Committee voted to support the amendment.

Next, the acting Chair David Dale explained the upcoming charrette being hosted by the Strategic Planning Committee and encouraged P&Z representatives to attend.

Co-Chair Katherine Ward presented for consideration a resolution requesting "No More Wal-Marts" on Richmond Highway. Representatives were supportive of the concept of finding some way to restrict or eliminate "low class" development along the corridor and preferred higher quality retail. However, there were concerns about identifying one specific store rather than a type of store, like "big box" retailers. But would that then deny a Wegmans? If done correctly a big box retailer might not be all bad and could possibly kick start some economic activity on the Highway.

Lastly, Newington Forest representative Neil McBride updated the Committee on some behind-the-scenes plans by County staff to put the planned FCPA sportsplex on 150 acres of woodlands and use the earlier-planned sportsplex area (at the former prison's youth center) for a large new solid waste facility to include, among other things, a solid waste landfill dump, recycling center, emergency debris site, tractor trailer training site, transfer station, and an equipment yard. The solid waste management staff has also hired a PR contractor apparently to "sell" the benefits of allowing a new

dump. Since the Lorton area residents have been fighting for years to close the existing landfills, they are not too pleased by this discovery.

The meeting adjourned at 9:00. There will be no meeting in August. The next meeting is TUESDAY September 8 (Monday is Labor Day) at 7:30pm in the Jack Knowles lecture hall of Whitman Middle School.

## PUBLIC SAFETY

See minutes under Health & Human Services.

### Next Public Safety Meetings:

**Thursday, September 3, 7:30 pm**, Mount Vernon Governmental Center (Community Rm. #3): CAPT David Moyer and LT Mike Wall will update us on Mount Vernon District crime trends and the impact of budget reductions on their operations.

**Thursday, October 1**, MVGC (Supervisory Hyland's Conference Rm.): There will be a presentation by the Motor Traffic Safety Patrol, Chair Dallas Shawkey, 703 760-2185.

## TRANSPORTATION

The MVCCA Transportation Committee met on Monday, July 6, 2009 in the Library of the Walt Whitman Middle School. The meeting was chaired by Catherine M. Voorhees. Attending were J. Douglas Koelemay, Northern Virginia member of the Commonwealth Transportation Board, Frank Cohn Mt. Vernon Transportation Commissioner, Katherine Ward, MVCCA co-chair and representatives of 11 member citizen associations (Engleside, Hollin Hall Village, Montebello, Mt. Zephyr, Potomac Valley-Riverbend, Southwood, Stratford Landing, Tauxemont, Waynewood, Woodland Park, Woodley Hills).

The June minutes of the Transportation Committee, as written in the Record, were approved.

### Guest Speaker: J. Douglas Koelemay of the Commonwealth Transportation Board, Northern Virginia District

The Commonwealth Transportation Board (CTB) is a 17 member body, whose members are appointed by the Governor to represent one of the 9 districts, or 3 Urban-At Large and 2 Rural-At Large. In addition, the Secretary of Transportation, Commissioner of the Department of Transportation and Director of the Department of Rail and Public Transportation are members. The CTB is not an appeals court, but is a professional board that allocates money from the Va. Transportation Trust Fund (TTF). That is, the CTB allocates highway funding to specific projects, locates routes and provides funding for airports, seaports and public transportation, as

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well as establishes the administrative policies for Virginia's transportation system.

The CTB receives direction from the Virginia Assembly and governs VDOT according to legislation. Currently, about 17% of the Va. TTF goes to mass transit and Northern Virginia gets 80% of that money. The CTB does long-range planning for interstates, highways, high-speed passenger rail, bus service and improvements to our seaports and airports. But, the CTB does not micro-manage. VDOT handles the specifics of what is needed for our roads.

Historically, regarding US 1 plans that were made, the funding failed so the plans were never implemented. The transportation funding issue is complicated because the current sources of revenue are dropping due to the economic downturn. For example, Tonnage Equivalent Units at the Port of Virginia (how freight is taxed through the Port) are down 22.1% from April 2008 to April 2009; original vehicle registration is down 11.4%, diesel tax collections is down 14.5%, and motor vehicle sales tax collections are down 28.2% in the same time period. Recordation tax revenue estimates for FY10 is down 47% from 2007 estimates and the Congressional Budget Office predicts \$13.5 billion reduction in federal funds (33% decline). Thus, transportation funding is down in the Commonwealth and the current funding may be necessary for Highway Maintenance. In other words, the TTF "construction money" is now maintenance funds.

Virginia will receive \$810 million for Stimulus Transportation Projects. Since about \$1 billion may generate 47,000 jobs, the Stimulus Transportation Projects should generate about 35,000 jobs in Virginia. Under the category "Enhancement" (\$20.8 million), projects such as the Mason Neck Trail and the Lorton Cross County Trail are included to receive stimulus funds. BRAC (\$96 million) is another category, which Mr. Koelemay indicated were for road improvements around the Engineering Proving Ground. The chair asked if all of Richmond Highway in Fairfax County would be repaved and re-stripped with stimulus money as small portions were completed but no work is going on now. The response was that all of Richmond Highway should be repaved and re-stripped. (The category for this type of maintenance is "Deficient Pavements" - \$114.6 million.) Other categories receiving stimulus money are: Transit Projects - \$116.1 million; Structurally Deficient Bridges - \$116.1 million; Rail Projects - \$61.7 million; additional highway projects - \$167.7 million and Urban MPO Projects - \$117.8 million.

In order for the CTB to consider a project for funding, it must fall within one or more of the top Core Priorities: Maintenance and operation of existing highway and transit systems (includes safety); match all available federal funds and federal mandates; economic development (e.g., BRAC, Hybla Valley redevelopment); transit and rail initiatives/congestion relief (e.g., expanding the bus service); bridge replacement and repair; public private partnerships initiatives (PPTA)/congestion relief; multimodal improvements; and

coordination between transportation and land use. One example Mr. Koelemay provided correlating transportation with land use was 4 Metro stops may cost \$6 billion dollars, but the resultant retail development could be 10 x 6 billion.

Due to the economic downturn, public private partnerships are important because it the private sector that is financing the projects. However, the government loses some control because it is not bringing the money to the table. In our area, the I-395/95 HOT lanes project was mentioned.

The current transportation plans are included in a 6-year plan. However, the sustainability of the Six Year Improvement Plan is in question - state funds can only meet federal match requirements; - transportation bond issuance has been reduced by 33%; - restricted funding to complete projects phase-by-phase; - eliminate state and federal formula distributions to localities and regions; - 70% reduction in revenue sharing program; and - construction program is increasingly composed of maintenance and replacement projects. Mr. Koelemay did mention that money is moving to Northern Virginia from other localities to improve our roads. A special tax district was established to finance improvements to Route 28 (western Fairfax County) to almost interstate standards.

When the Six Year Improvement Plan was revised due to the economic shortfall, 2 US1 projects were eliminated. Our CTB member commented that forced choices are apt to be bad ones and gave suggestions to package US 1 improvements according to the CTB prioritization scheme: Focus on the economic development due to BRAC and revitalization efforts of SFDC, the safety issue and congestion realities of U.S. 1. Make these known to our elected state officials and our local supervisors (Hyland and McKay). That is, raise the profile of US 1 to folks who make the decisions about allocating funds.

Currently, most of Virginia's transportation funds are being directed to its Interstate highways (because these roads are at the top priority). US1 is a PRIMARY road, which also receives federal funding but it is at a lower priority. Telegraph Road is a SECONDARY road (even lower priority than a Primary road) and improvements to it are apt to be cut. Likewise, other city/county roads are apt to be eliminated because they are of a lower priority. Chair's comment: Since US 1 could be considered the relief valve when an accident occurs on Interstate 95, US 1 should have a higher priority than other roads that do not parallel an Interstate (the interstate connection).

Transportation Bonds have been hard to sell in this economic climate. Therefore, bonds that have been authorized have not been issued.

The lack of funding is compromising CTB's ability to meet all core priorities. Currently, maintenance of highways and transit, match all federal funds and PPTA/Congestion Relief are priorities and

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## Committee Reports

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economic development, transit/rail/congestion relief, bridge repair and replacement and multimodal improvements are considered. The matching of Federal funds is becoming harder and harder for Virginia to meet. Thus, in the future, only maintenance of highways and transit, and bridge repair and replacement are core priorities that may be considered for funding. Consequently, the worst about multi-year priorities is the uncertainty of whether a project will be implemented due to insufficient funds.

Risk Factors moving forward include the uncertain and rapidly declining federal transportation revenue situation, sustainability of the transportation bonds, declining state revenues and ability to match federal funds and implementation of VDOT Blueprint reorganization (that includes lay-offs of 2.5Kworkers).

In view of the tight fiscal schedule, US 1 must compete with other transportation projects in the state for the funding to complete the job within a certain time frame. Using the CTB priorities "sell" redevelopment to US 1 to Richmond. Changes that are coming that mean US 1 should be redeveloped include BRAC, new hospital at Fort Belvoir, and Fairfax County efforts (in obtaining funds). Prince William County is raising money for its section of US 1 through bond initiatives. We should lobby our local officials (Hyland, McKay and Chairwoman Bulova) to coordinate with Prince William County so that bond initiatives could help fund improvements to US 1 and strengthen its priority with respect to on-going projects and developments.

Question from Southwood CA: Is safety not a core priority?

Answer: Safety concerns go up and down (e.g., vehicles miles travel were reduced due to high gas prices and led to a dramatic drop in fatalities. Mr. Koelemay did amend the maintenance and operation of existing highway and transit systems to include safety considerations).

Question from a past transportation committee chair: Regarding \$1M that was leftover from US 1 design work and should have been used for a transit study, how does the money get moved? And can the money be moved back to Richmond Highway (US 1)?  
Answer: In that particular case, the priorities changed as the CTB felt that a study without implementation funding loses priority. As our CTB member recalled that money was sent to another transit study, which was not conducted so the money may still be around. After several questions on this subject and the importance of the transit study, Mr. Koelemay said he would inquire about the \$1million and let us know if money is still available.

Question from Southwood CA: MVCCA transportation committee has 2 priorities.

1) US1 to 6-lanes and 2) transit study.

Answer: Doug Koelemay will track those items.

Question from Mt. Vernon District Transportation Commissioner: Isn't the situation at US 1 a catch 22 because no transit study will

get done because there is no implementation funding, but without the transit study the wrong things get done?

Answer: Money transfers from project to project are tricky and can hurt future plans. Money transfers from one part of a county to another part of the same county are very touchy (citizens feel that the transfer is stealing "our" money). However, with the current economic downturn, money transfers will move from one county to another county because that is where the project with the right prioritization is.

Currently, there is no US 1 construction money from Virginia in the next 6 years. Thus, US 1 will have to compete for the limited construction funds with all other types of construction projects over the Commonwealth.

Transportation bonds are a tough sell now and other sources of revenue have fallen dramatically. The income stream to support bonds is now very unreliable and unpredictable. Consequently, in order to move money to US 1, citizens need to focus their efforts on safety (maintenance and operation of existing highways), economic development and congestion relief and lobby both local and state elected officials.

### Old Business:

The chair distributed a Draft Resolution #2 for widening of, improvements and future transit on US 1. Committee members commented on and modifications were discussed. The chair is to redraft the Draft Resolution #2 incorporating the members' comments.

Discussion followed as committee members who polled their Civic Associations regarding the transportation committee's strategy for US 1 indicated their results. The citizens, for the most part, are in agreement with our strategy of widening US 1 to 6 travel lanes and adding a median with left turn lanes. Katherine Ward and Kahan Dhillon are reaching out to other US 1 stakeholders.

**Strategic Planning Committee** - There have been a number of meetings. The study effort is now 59 pages. Changes will be via nominations and each nomination will be considered. The first charrette (focus groups) will be held July 11, 2009, 8:30 A.M. at the Mt. Vernon High School Cafeteria. The second charrette will be August 22 and Civic Association presidents and/or designated representatives should RSVP to Kahan Dillon. Citizen representatives are needed to offset private entity opinions.

### New Business

Fort Belvoir hospital is to be an advanced state of the art facility. The hospital is due to be opened in 2011. Each hospital room will face open green space so that the hospital is environmentally elegant. With respect to transportation, while Fort Belvoir will not widen US 1 through its grounds, a bridge that is to be replaced will have capacity for 6 lanes of traffic to flow underneath. Likewise, as

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## Committee Reports

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reported in the Mt. Vernon Voice (July 8, 2009), the base will make easements available for the widening of US 1.

All Federal establishments must have a Transportation Demand Management Plan. What is Fort Belvoir's plan? The chair will investigate this concern and report back.

The next Transportation Committee meeting is Tuesday, September 8, 2009 at 8PM in the Walt Whitman Middle School Library.

### SPECIAL COMMITTEE ON AFFORDABLE AND WORKFORCE HOUSING

The last monthly meeting was held on the July 2<sup>nd</sup> at the Mount Vernon District Government Center. Present were representatives from the following community organizations: Hollin Hills, Mason Hill, Stratford on the Potomac Sec. IV, and Woodley Hills Civic Assn.

The Committee first reviewed the ER resolution on the North Hill Wall (ER-2009-01). Members felt it was important to preserve trees in the project area and that contractors installing a retaining wall be instructed in minimizing tree damage but the siting of wall should be set where it has the best effect. In any case members felt strongly about not delaying the work on the project.

The chair introduced yet another version of the draft resolution regarding proposed changes in procedures for obtaining authorization for accessory dwelling. After extended discussion, committee members stressed: that the change in procedures be restricted to accessory units within the structure of single family homes; that the size of the unit be limited to 800 sq ft.; that if additional parking is required it should be on site; and that occupants be any two persons with the owner being required to occupy the principal or accessory dwelling unit. With these provisions, the members agreed to submit the proposed resolution to the MVCCA.

The next Committee meeting will be on **Thursday, July 30, 7:00 pm**, at the Mount Vernon Government Center.

### — LONG RANGE STRATEGIC PLANNING —

#### June Meetings Brief Overview

Post Introductions the Chair Kahan Dhillon called the meeting to order. Present at the meeting were Kahan Dhillon, Martin Tillett, David Dale, John Byers, Scott Taylor, Judy Harbeck, Don Martin, Frank Cihak, Betsy Martin, Marianne Gardner, Aaron Kilbaner, Sheldon Hoenig, Katherine Ward, Bruce Leonard, Eleanor Quigley, and Frank Cohn. The first order of business was to begin discussing planning for the Charrette. The Chair and Co-Chair of the

Council Katherine Ward answered questions from Committee members about the process and encouraged members of the Committee to get out the word. The Chair outlined the many ways the Council would pursue getting the word out. Some of the avenues discussed included were through the following:

1. The Long Range Strategic Planning Members - Who were each tasked with inviting a minimum of 3 members of their respective communities.
2. Council Presidents – An e-mail was to be sent to the President's of Associations who are members of the Council with the Invitation & Overview of the Charrette so it could be distributed throughout their Associations.
3. Council Board – The Council Board was to be encouraged to assist in getting the word out and attend themselves.
4. Council Committee Members – The Invitation & Overview was requested to be communicated through the Board & Committee members, Association President's, posted on the website, and lastly e-mailed through the listserve.
5. Council Committee's- All non-Council members were invited by the individual Council Committee's.

The focus of the Charrette planning was to ensure diversity in input from the Community and strong participation from the Council membership. The Committee discussed an estimated participation of between 30-50 people. The group was notified of the location which was the Cafeteria in the Mount Vernon High School. A special thanks was noted to Principal Nardos King who was worked with at the High School to secure the location.

The Committee then proceeded by beginning to review the Considerations Master List a document created by the Committee which listed all sites, issues, and inconsistencies in the Comprehensive Plan that the Committee members had identified since the previous meeting that they felt should be reviewed by the Committee which had been submitted to the Chair in advance of the meeting. The document at it's peak was 71 pages and contained 45 sites.

The Committee went to work on refining the list of sites it wanted to work on and incorporate into the Charrette which was to be held on July 11<sup>th</sup>, 2009. Present at the meeting were Marianne Gardner and Aaron Kilbaner from the Fairfax County Office of Planning & Zoning who assisted the Committee by discussing each of the items on the list and provided the Committee great insight as to what was eligible to be commented on through the South County APR Process and what wasn't.

The item of the Environment was brought up and the Committee embraced the view that the County's watershed and storm water management plans along with urban design guidelines should be considered as factors when making land use decisions. The Committee refined the list by the conclusion of the meeting to 58 pages and 37 sites and thanked Marianne & Aaron for their work in assisting the Committee with the providing the Committee their

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# Committee Resolutions

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knowledge of the process and preparation of the extensive mapping the Committee would require for the Charrette.

Due to the extensive size and scope of the Considerations Master List document from which the Committee has been working it is requested that any member of the Council who would like to be included on the Committee's public e-mail list which will include receiving updates of the Consideration's Master List document as it is continuously amended please e-mail the Chair at [ksdjr@regentcompany.com](mailto:ksdjr@regentcompany.com) and request to be added to the list. Also the Chair requests that members of the Council visit the Committee's webpage on the Council website for more information about the Committee and the Committee's complete schedule and lastly as always feel free to contact the Chair with any questions.

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## CONSUMER AFFAIRS

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### COAF-2009-04/ER-2009-01J: TREE WORKERS CERTIFICATION AND LICENSING

1. **WHEREAS**, trees are environmentally friendly because they improve air quality by removing dust and other air pollutants from the air we breathe, and improve water quality by slowing and absorbing stormwater runoff and holding the soil thereby preventing erosion of the soil; and
  2. **WHEREAS**, Fairfax County has committed to protect its tree cover, and to restore it to 45% of the land area of Fairfax County by 2037; and
  3. **WHEREAS**, there are no licensing requirements for tree workers in the Commonwealth of Virginia; and
  4. **WHEREAS**, appropriate care for trees requires expert knowledge of individual trees and of best practices for diagnosing and remedying problems which may make them unsafe or unhealthy; and
  5. **WHEREAS**, unlicensed tree workers are permanently destroying trees and making them more hazardous in the Mt. Vernon District by poor practices, such as topping, flush-cut pruning, and unnecessary removal of trees, and proscribed practices, such as removal of healthy trees from Resource Protection Areas; and
  6. **WHEREAS**, some unlicensed tree workers ("woodchucks") prey upon residents by persuading them to do unnecessary tree work and overcharging for it; and
  7. **WHEREAS**, unlicensed tree workers are less likely to adhere to Occupational Safety and Health Administration (OSHA) safety requirements and therefore more likely to suffer injuries or death; and
  8. **WHEREAS**, homeowners should be educated on tree care and maintenance and at least one person at the site trimming the tree (s) should be certified as a tree care specialist to reduce the frequency of poor pruning practices.
- A. THEREFORE, BE IT RESOLVED** that the Mt. Vernon Council of Citizens Associations (MVCCA) support the Consumer Affairs Committee's requested budget and/or expenditures needed to prepare and distribute education packets for its member associations on proper tree care at the proper time of the year (including information about removal of trees in Resource Protection Areas); and
- B. BE IT FURTHER RESOLVED** that the MVCCA urges the Fairfax County Board of Supervisors to determine the existence of enabling legislation to license and/or certify tree workers, and, if available, require such licensing and/or certification for tree workers; and

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## Committee Resolutions

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**C. BE IT FINALLY RESOLVED**, if enabling legislation is required but unavailable, the MVCCA urges our Virginia elected officials to initiate legislation to license and/or certify tree workers in the Commonwealth of Virginia.

### ENVIRONMENT & RECREATION

#### E&R-2009-01: REGULATION OF ILLEGAL AND INTRUSIVE MOTORCYCLE NOISE

**1. WHEREAS**, long standing federal Environmental Protection Agency (EPA) laws require that motorcycles be manufactured to be as quiet as a normal automobile, but most owners of street motorcycles install illegal exhaust systems (mufflers) which produce at least 10 to 100 times the noise emissions allowed by EPA, the state of Virginia, and Fairfax County regulations, and in addition, the low frequency noise generated by the use of illegal exhaust systems is particularly intrusive of solid structures such as homes.

**2. WHEREAS**, these illegal modifications, referred to as "tampering" by several federal regulations created to regulate motorcycle noise (Title 40, Volume 24, Part 205, Subpart D and Subpart E / Noise Control Act) and air pollution (Clean Air Act), make newer motorcycles non compliant with EPA regulations governing air emissions; each illegally equipped motorcycle generates more hydrocarbon air pollution than 80 automobiles (in addition to varying amounts of other air pollutants).

**3. WHEREAS**, Fairfax County is densely populated with a great deal of traffic and existing air pollution issues in the Mount Vernon area, and the noise generated by loud motorcycles equipped with illegal exhaust systems is recognized to be particularly intrusive of homes, with acute and chronic exposure to this noise having a variety of negative health effects including hearing damage, increased stress levels leading to cardiovascular disease, decreased rates of learning, lack of sleep, and a large impact on general well-being and quality of life of many people.

**4. WHEREAS**, certain segments of the population are particularly sensitive to this illegal and intrusive noise including but not limited to children with autism, veterans with post traumatic stress disorders, young children, and people who work at night and sleep during the day.

**5. WHEREAS**, all motorcycles and motorcycle mufflers manufactured for sale in the U.S.A for street use must meet the federally set noise limit of 80 decibels, and must be properly labeled (EPA Label Match Up Program) for easy identification by law enforcement (improperly or non-labeled products are subject to a product recall); Fairfax County ordinance Article 6, Section 82-6-26 and VA state law (§ 46.2-1049) state that, "An exhaust system shall not be deemed to prevent excessive or unusual noise if it permits or

allows the escape of noise in excess of that permitted by the standard factory equipment exhaust system."

**6. WHEREAS**, to combat excessive noise pollution, the EPA has codified a motorcycle and a motorcycle exhaust system labeling program, 40C.F.R. §§205.158, 205.169 respectively, which requires motorcycle and motorcycle exhaust system manufacturers to attach a permanent label to their manufactured products stating that the product meets the EPA's noise emission requirements - the purpose of the labels is to ensure that motorcycles and exhaust systems fully comply with their tested noise emission requirements and to provide police with an easy enforcement mechanism.

**7. WHEREAS**, cities including Denver, Boston and NYC have adopted or are considering adopting ordinances which require that motorcycles use EPA labeled mufflers; Denver has a first fine of \$500 and second fine of \$750, Boston has a fine of \$300 per incident, and NYC intends to allow parking enforcement personnel to write tickets starting at \$1000 for improperly labeled motorcycle mufflers.

**8. WHEREAS**, requiring that motorcycles use EPA labeled exhaust systems would allow for easy and flexible enforcement by Fairfax County, and if the same requirement is adopted by the state, would allow inspection stations to easily check for legal mufflers; requiring EPA labeled mufflers made for the motorcycle combined with regular enforcement would result in a very large decrease in both noise and air pollution generated by motorcycles (noting that many motorcyclists will temporarily install legal mufflers for the purpose of an inspection and then put the loud mufflers back on).

**9. WHEREAS**, the Fairfax County Police Department has found the current county law unenforceable, stating that only about 1 in 300 loud motorcycles can be ticketed; Fairfax County Police Department uses a decibel meter to determine the noise level, and decibel readers are widely cited as being an ineffective tool for traffic related noise enforcement, often suggested as an enforcement method by special interests who do not want enforceable laws, are not capable of detecting high intensity / low frequency sound unless the dB(C) standard is used and the test is conducted in a controlled area (impractical).

**10. WHEREAS**, it is commonly acknowledged that many police officers personally own illegally equipped loud motorcycles, county police operate loud motorcycles, and county law enforcement provides an escort each year for "Rolling Thunder" which brings thousands of illegally equipped motorcycles into the Washington DC area.

**11. WHEREAS**, the Noise Control Act allows local jurisdictions to enact their own laws to regulate noise regardless of state law; The "supremacy clause" of the U.S. Constitution gives boroughs, cities

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# Committee Resolutions

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and townships the authority to conflict with state law, if it is Congress's intent and the U.S. Supreme Court has repeatedly touched upon this issue of preemption in other noise and Noise Control Act litigation.

**12. WHEREAS**, according to VA State law (§ 15.2-919), "Any locality may, by ordinance, regulate noise from a motorcycle, moped, or motorized skateboard or scooter, as defined in § 46.2-100, which is not equipped with a muffler and exhaust system conforming to §§ 46.2-1047 and 46.2-1049, if such noise may be hazardous to the health and well-being of its citizens."

**13. WHEREAS**, the National Park Service Soundscape Management Policy 4.9 states that, "The Service will preserve, to the greatest extent possible, the natural soundscapes of parks" the National Park Service Soundscape Program recognizes that loud motorcycles are a widespread problem, that the EPA labeling requirement is probably the easiest way to ensure compliance, and has spoken with the EPA noise abatement office which is heavily involved in helping various local police and governments with enforceable regulations and compliance.

**A. THEREFORE, BE IT RESOLVED**, that the Mount Vernon Council of Citizen's Associations (MVCCA) urges the Fairfax County Board of Supervisors (FCBOS) to change the current county ordinance to include the wording, "No person shall, nor shall the owner allow any person to, operate a motorcycle manufactured after December 31, 1982 that is not equipped with an exhaust muffler bearing the Federal EPA required labeling applicable to the motorcycle's model year, as set out in Code of Federal Regulations Title 40, Volume 24, Part 205, Subpart D and Subpart E."

**B. BE IT FURTHER RESOLVED**, that the MVCCA requests that Fairfax County adopt a fine structure similar to that imposed by the city of Boston - \$300 per incident, and provide consistent enforcement on an ongoing basis throughout warm weather months, noting that residents have suggestions for enforcement strategies.

**C. BE IT FURTHER RESOLVED**, that the MVCCA requests that the Superintendent of the George Washington Parkway amend the park compendium to require that motorcycles use EPA labeled exhaust systems designed for the motorcycle, and ensure that the GW parkway police rigorously enforce this regulation.

**D. BE IT FINALLY RESOLVED**, that the MVCCA requests that the Ft. Belvoir base commander require that all motorcycles accessing the base be equipped with EPA labeled exhaust system designed for the motorcycle, noting that the base already has a stringent list of safety requirements for motorcyclists that reach beyond county and state regulations.

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## PLANNING & ZONING

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### PZ-2009-05: RESOLUTION ON BRAC APR NOMINATION 08-IV-9S

**1. WHEREAS** Scannell Properties has submitted nomination 08-IV-9S to change the Comprehensive Plan for 118.3 acres roughly located south of the Fairfax County Parkway, west of Telegraph Road, and east of Cinder Bed Road, and

**2. WHEREAS** The current zoning permits by-right development of 786,650 sf of I-6 industrial use plus 81 houses in an R-1 district, and

**3. WHEREAS** The County planning staff has recommended an alternative to the nomination and the alternative is acceptable to the applicant, and

**4. WHEREAS** The alternative nomination proposes to eliminate the housing component, and

**5. WHEREAS** The alternative nomination proposes to spread out the industrial use over land that is currently zoned I-6 and R-1 with the effect of reducing the intensity of the industrial use and reducing building heights, and

**6. WHEREAS** The alternative nomination includes both office use and light industrial use, and

**7. WHEREAS** The alternative nomination results in a total development of 465,000 sf, which is less than allowed by the current zoning, and

**8. WHEREAS** The 58.87 acres that are within a Resource Protection Area would be deeded to the County Park Authority as an addition to the adjacent County parkland, and

**A. THEREFORE, BE IT RESOLVED**, that the Mount Vernon Council of Citizens' Associations does not oppose the recommended staff alternative for BRAC APR nomination 08-IV-9S, as presented.

### PZ-2009-06: RESOLUTION ON ZONING ORDINANCE AMENDMENT ON RESIDENTIAL GRADE HEIGHT

**1. WHEREAS** The Zoning Ordinance of Fairfax County has restrictions based on the building height in residential zones, and

**2. WHEREAS** New residential construction and residential additions where the resulting house is substantially taller than the surrounding existing houses results in the new house looming over the neighbors, and

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## Committee Resolutions

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**3. WHEREAS** A grading plan for residential construction that includes adding fill dirt to raise the elevation of the final building also increases the net height of the building, thereby exacerbating the looming affect, and

**4. WHEREAS** The proposed Zoning Ordinance Amendment "Single Family Detached Dwelling Grade" establishes the grade level to be used for measuring building height as the lower of the pre-construction grade and the post construction grade, and

**5. WHEREAS** The proposed Zoning Ordinance Amendment allows for an exception when the house is in or near a flood plain and must be elevated as a condition of construction,

**A. THEREFORE, BE IT RESOLVED**, that the Mount Vernon Council of Citizens' Associations supports the proposed Zoning Ordinance Amendment "Single Family Detached Dwelling Grade" as advertised.

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### TRANSPORTATION

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#### **TRANS-2009-01: IMPROVEMENT OF TRAFFIC FLOW AND PROVISION FOR MASS TRANSIT ON RICHMOND HIGHWAY**

**1. WHEREAS**, the Fairfax County Board of Supervisors applied the Highway Corridor Overlay District to the land along Richmond Highway (US 1) upon concluding that the major purpose of the Richmond Highway was to carry through traffic; and

**2. WHEREAS**, congestion during rush hours and on weekends is compromising Richmond Highway's ability both to carry through traffic and to host profitable commercial activity; and

**3. WHEREAS**, continued growth of Federal Government employment in the region, the Base Realignment and Closure process, the new Fort Belvoir Hospital and the U.S. Army Museum project will further increase traffic along Richmond Highway; and

**4. WHEREAS**, Richmond Highway is the "relief valve" whenever there is an accident or traffic tie-up on Interstate 95;

**5. WHEREAS**, the Level of Service (LOS) currently is already rated LOS F at certain times and locations along Richmond Highway, such as the stretch of US 1 from Route 235 (S) to the Fairfax County Parkway, and Armistead Road to Interstate 95; and

**6. WHEREAS**, VDOT and FCDOT have conducted extensive planning for widening all of Richmond Highway, from the City of Alexandria to Prince William County, to a minimum of six lanes; and

**7. WHEREAS**, in recognition that obtaining a wider right-of-way (ROW) will impair prospects to widen Richmond Highway now, incremental widening of US 1 should occur to provide 6 free flow

lanes of traffic (3 lanes in each direction with a median for dedicated left turn lanes) while still providing for the retail/businesses that exist along Richmond Highway;

**8. WHEREAS**, citizens have requested a Richmond Highway transit study for the corridor for many years; and

**9. WHEREAS**, the 1997 Richmond Highway Centerline Study determined that long-term demands on Richmond Highway may ultimately require a wider ROW to provide for surface mass transit, six lanes of free-flowing traffic, sidewalks, trails and landscaped buffers;

**A. THEREFORE, BE IT RESOLVED** that the Mount Vernon Council of Citizens' Associations urge the Commonwealth Transportation Board, Fairfax County Board of Supervisors, FCDT, and VDOT to act to secure funding to complete the widening of Richmond Highway to six lanes on Richmond Highway from Buckman Road (North) to Prince William County (This configuration could be about the same as the recently widened stretch near Telegraph and Pohick Roads intersections and include closing excessive curb cuts and adding medians and turn and acceleration lanes where appropriate).

**B. BE IT FURTHER RESOLVED** that VDOT undertake a Richmond Highway Rail Mass Transit Study that would explore and compare the feasibility and utility of all rail mass transit options to include lower cost monorail/moonbeam systems, as well as light rail and current Metrorail options for informed longer term planning of the future of Richmond Highway.

**C. BE IT FURTHER RESOLVED** that the Board of Supervisors retains in the Fairfax County Comprehensive Plan the current future concept of a wider Richmond Highway ROW that includes a wide mass transit median with turn lanes plus six lanes of travel lanes plus sidewalks/trails, landscaping in order to guide planning for a far distant future when regional growth provides both the need and opportunity (revitalization) to further enhance the Richmond Highway Corridor.

## NEXT COUNCIL MEETING

Wednesday, July 22, 8 p.m.  
Walt Whitman Middle School  
Jack Knowles Lecture Hall

### AGENDA

#### Call to Order

Approval of Secretary's Minutes  
Approval of Treasurer's Report  
Committee Reports  
Co-Chair's Report on Board Actions

#### Published Items and Resolutions

#### New Business

Member Association Representatives' Time  
MV Supervisor's Time  
Other Elected Representatives and Public Time

#### Adjournment

## COMMITTEE CALENDAR

### MVCCA Board—No Board Meeting in August

Comm	Date	Time	Place	Chair
AWH	7/30	7:00	MVGC-Rm1/2	Jeszszsky
BUDG	8/5	7:30	WWMS	D. Voorhees
COAF	9/1*	7:30	WWMS	Cox
EDUC	No meeting scheduled			Harbeck
E&R	9/2*	7:00	SCGC-Rm217	Plummer
H/HS	9/8*	7:30	IMVH-Conf.C/D	Cleveland
PL/Z	9/8*	7:30	WWMS-LH	Dale, Acting Chair
PSAF	9/3*	7:30	MVGC	Shawkey
LRSP	7/21	7:00	SCGC-Rm221C	Dhillon
TRAN	9/8*	8:00	WWMS-Lib	C. Voorhees

\* Committee does not meet in August

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