

A Regular Meeting of the County Board of Arlington County, Virginia, held in Room 307 of #1 Courthouse Plaza thereof on Saturday, April 19, 2008 at 8:30 a.m.

PRESENT: J. WALTER TEJADA, Chairman
BARBARA A. FAVOLA, Vice-Chairman
JAY FISETTE, Member
MARY HUGHES HYNES, Member
CHRISTOPHER ZIMMERMAN, Member

ALSO PRESENT: RON CARLEE, County Manager
STEVE MacISAAC, County Attorney
MARIA VOULTSIDES, Clerk

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*** PUBLIC COMMENT**

Robert Atkins spoke about sewer leaks in Bluemont Park.

Wayne Kubicki spoke about County fiscal trends.

Suzanne Bolton spoke about the Longbridge swimming pool and the need for a new pool.

William Lawson spoke about residential unified projects.

Charles Walter spoke about rezoning of single family residential homes.

Chris Kasniskee spoke about the Boy Scout activities of Troop 167. The Chairman recognized Troop 167 and the Troop Leader, Joe Mann.

Virginia Geoffrey spoke about Arlington's sense of neighborhood and encouraged residents to join with young people to interact outdoors during after school hours.

Nancy Iacomini asked the Board to reiterate to staff the importance of historic preservation in the County.

Jim Hurysz spoke about ineffective flu vaccines.

Sydney Shea spoke about the displacement of Taylor Place residents.

Bethany Potter spoke about unfair and dangerous living conditions at Taylor Place.

John Swallow spoke about police modeling safe driving behavior for the community.

Mary Hughes Hynes announced her declaration of personal interest in the Taylor Place apartment complex.

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*** CONSENT ITEMS (ITEMS 1-26) CITIZENS INTERESTED IN REMOVING AN ITEM FROM THE CONSENT AGENDA MUST SUBMIT A SPEAKER SLIP TO THE CLERK AT THE SATURDAY, APRIL 19, 2008, MEETING BEFORE 9 A.M. PUBLIC TESTIMONY ON REMOVED ITEMS WILL OCCUR AT THE RECESSED MEETING ON TUESDAY, APRIL 22, 2008, AT 6:30 P.M. (NO TESTIMONY TAKEN ON SATURDAY).**

On motion by J. WALTER TEJADA, Chairman, seconded by CHRISTOPHER ZIMMERMAN, Member and carried by a vote of 5 to 0, the voting recorded as follows: J. WALTER TEJADA, Chairman - Aye, BARBARA A. FAVOLA, Vice-Chairman - Aye, JAY FISETTE, Member - Aye, MARY HUGHES HYNES, Member - Aye, CHRISTOPHER ZIMMERMAN, Member - Aye, the Board approved all consent agenda items except for items #1, #2 and #14 which were pulled from the consent

agenda and scheduled for hearing at the April 22, 2008 County Board Recessed Meeting.

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SITE PLANS/AMENDMENTS/REVIEWS

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1. SP #105 SITE PLAN AMENDMENT (CARRY-OVER): CLPF - METROPOLITAN ONE VENTURE, LP, AMEND COMPREHENSIVE SIGN PLAN; 550 S. 14TH ROAD (RPC #35-003-004).

The item was removed from the consent agenda and will be heard at the April 22, 2008 County Board Recessed Meeting.

[Board Report #1](#)

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2. ARLINGTON GATEWAY

- A. SP #331 Site Plan Amendment: JBG/Fairfax Drive, LLC, modify conditions, including but not limited to, site plan expiration date, inflationary adjustment to monetary contributions, and applicable development standards; 4420 Fairfax Drive (RPC #14-051-019).

This item was removed from the consent agenda and will be heard at the April 22, 2008 County Board Recessed Meeting.

[Board Report #2A](#)

- B. Enactment of an ordinance to amend and reenact an ordinance to vacate Parcel "1" of North Vermont Street between North Glebe Road and North Fairfax Drive, adjacent to Parcel "C" (RPC# 14-051-358), Arlington Gateway at Ballston II; vacate Parcel "2" of North Vermont Street between North Glebe Road and North Fairfax Drive, adjacent to Parcel "C" (RPC# 14051019), property of Dominion Investments, Inc.; vacate the remaining portion of an existing 11.5 foot easement for public street and utilities purposes on Parcel "C" (RPC# 14-051-019), property of Dominion Investments, Inc., along the east side of North Vermont Street; and, vacate a portion of an easement for street purposes on Parcel "C" (RPC# 14-051-019), property of Dominion Investments, Inc., along the south side of North Fairfax Drive, each with conditions; and Enactment of an ordinance to amend and reenact an ordinance to vacate a portion of an easement for street purposes on Parcel "C" (RPC# 14-051-019), property of Dominion Investments, Inc., along the south side of North Fairfax Drive, with conditions.

This item was removed from the consent agenda and will be heard at the April 22, 2008 County Board Recessed Meeting.

[Board Report #2B](#)

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USE PERMITS REQUEST/REVIEWS/AMENDMENTS

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3. U-3018-01-1 USE PERMIT REVIEW: LIVE ENTERTAINMENT AND DANCING; 3249-3253 COLUMBIA PIKE (SPORTS HOUSE GRILL, RPC #25-012-015).

On the consent agenda vote, after a duly advertised public hearing, the Board adopted the following ordinance:

BE IT ORDAINED that, pursuant to application U-3018-01-1 on file in the Office of the Zoning Administrator for renewal of a special exception for a use permit for live entertainment and dancing for the parcel of real

property known as 3249-3253 Columbia Pike (Sports House Grill) (RPC #25-012-015), approval is granted and the parcel so described shall be used according to the use permit approval requested by the application, subject to all previously approved conditions and the following new condition, with a review by the County Board in six (6) months (October 2008):

8. The applicant agrees to work with the Arlington Police Department and ensure that all restaurant staff complete the State Training Intervention Procedures (TIPS) program. The applicant further agrees that a representative from Sports House restaurant will meet with the Police Department as required to address potential issues associated with the live entertainment use.

[Board Report #3](#)

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4. U-3092-04-2 USE PERMIT AMENDMENT: FIT KIDS, LLC, EXPAND CHILDREN'S ACTIVITY CENTER; 2425, 2499, 2503, 2509 N. HARRISON ST. (RPC #02-073-084).

On the consent agenda vote, after a duly advertised public hearing, the Board adopted the following ordinance:

BE IT ORDAINED that, pursuant to application U-3092-04-2 on file in the Office of the Zoning Administrator for a special exception for a use permit to expand the children's tumbling, fitness, and activity center for the parcel of real property known as 2425, 2499, 2503, 2509 North Harrison Street (RPC #02-073-084), approval is granted and the parcel so described shall be used according to the use permit approval requested by the application, subject to all previously approved conditions and the following two (2) new conditions, with a review by the County Board in one (1) year (April 2009):

4. The applicant agrees that the total number of children enrolled in the studio classes shall not exceed 400 children and that the maximum number of children on site at one time is 40 in classes and 45 for birthday parties.

5. The applicant agrees to provide information to patrons that encourages parking in the underground parking garage and describes the location of the garage entrance and hours of operation.

[Board Report #4](#)

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5. U-3113-04-3 USE PERMIT AMENDMENT: TKD LIFE SKILLS, INC., EXPAND TAE KWON DO STUDIO, ADDITIONAL HOURS, ALLOW CHILDREN AGED 2 YEARS AND UP; 2425, 2499, 2503, 2509 N. HARRISON ST. (RPC #02-073-084).

On the consent agenda vote, after a duly advertised public hearing, the Board adopted the following ordinance:

BE IT ORDAINED that, pursuant to application U-3113-04-3 on file in the Office of the Zoning Administrator for a special exception for a use permit for a Tae Kwon Do Studio for the parcel of real property known as 2425, 2499, 2503, 2509 North Harrison Street (RPC #02-073-084), approval is granted and the parcel so described shall be used according to the use permit approval requested by the application, subject to all previously approved conditions, with the following revised conditions #2 and #3, and a review by the County Board in one (1) year (April 2009):

2. The applicant agrees that parents of students attending the program shall escort their students aged eight (8) and under to and from the facility at all times. Additionally, the applicant agrees that parents of students under the age of four (4) attending the program shall remain on site during class.

3. The applicant agrees that the hours of operation of the program for classes and/or special events shall be limited to Monday through Friday from 6 a.m. to 9 p.m. and Saturday from 8 a.m. to 9 p.m., and Sunday from 9 a.m. to 9 p.m.

[Board Report #5](#)

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6. U-3122-05-1 USE PERMIT: ARLINGTON COUNTY OFFICE OF EMERGENCY MANAGEMENT, SINGLE POLE ANTENNA; 4805 WILSON BLVD. (FIRE STATION #2, RPC # 14-057-007, -015).

On the consent agenda vote, after a duly advertised public hearing, the Board adopted the following ordinance:

BE IT ORDAINED that, pursuant to application U-3122-05-1 on file in the Office of the Zoning Administrator for renewal of a special exception for a use permit for a single pole antenna for the parcel of real property known as 4805 Wilson Boulevard (Fire Station #2) (RPC #14-057-007, 015), approval is granted and the parcel so described shall be used according to the use permit approval requested by the application, subject to all previously approved conditions, with a County Board review in five (5) years (April 2013).

[Board Report #6](#)

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7. U-3150-06-1 USE PERMIT REVIEW: SECONDARY PARKING FOR OFF-SITE USERS; 1600 N. GLEBE ROAD (MOUNT OLIVET CHURCH, RPC #07-029-013).

On the consent agenda vote, after a duly advertised public hearing, the Board adopted the following ordinance:

BE IT ORDAINED that, pursuant to application U-3150-06-1 on file in the Office of the Zoning Administrator for renewal of a special exception for a use permit for secondary parking for 100 parking spaces for off-site users for the parcel of real property known as 1600 N. Glebe Road (RPC #07-029-013), approval is granted and the parcel so described shall be used according to the use permit approval requested by the application, subject to all previously approved conditions, with a County Board review in three (3) years (April 2011).

[Board Report #7-Revised](#)

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8. U-3170-07-1 USE PERMIT REVIEW: ISABEL TORRICO, FAMILY DAY CARE FOR 9 CHILDREN; 5809 S. 5TH ROAD (RPC #21-028-077).

On the consent agenda vote, after a duly advertised public hearing, the Board adopted the following ordinance:

BE IT ORDAINED that, pursuant to application U-3170-07-1 on file in the Office of the Zoning Administrator for renewal of a special exception for a use permit for a family day care for nine (9) children for the parcel of real property known as 5809 S. 5th Road (RPC #21-028-007), approval is granted and the parcel so described shall be used according to the use permit approval requested by the application, subject to all previously approved conditions, with a review by the County Board in three (3) years (April 2011).

[Board Report #8](#)

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VACATIONS, EASEMENTS, RIGHTS OF WAY, ENCROACHMENTS & LEASES

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9. ROSSLYN CENTRAL PLACE:

- A. Enactment of six ordinances to vacate portions of easements within parcels located between North Moore Street and North Lynn Street, RPC No. 16038001 through RPC No. 16038005, related to Central Place, SP #335, as follows

1. Enactment of an ordinance to vacate the portions of public sidewalk and public street and utilities easements located within RPC No.16038001, (as identified in the staff report) with conditions;
2. Enactment of an ordinance to vacate portions of an easement for public street and utilities purposes within RPC No.16038002, with conditions;
3. Enactment of an ordinance to vacate a 5.0' sanitary sewer easement within RPC No.16038003, with conditions;
4. Enactment of an ordinance to vacate portions of easements for public street and utilities purposes and a ten (10) foot wide easement for public street and utilities purposes within RPC No. 16038003, with conditions.
5. Enactment of an ordinance to vacate portions of easements for public street, utilities and walkway purposes within RPC No.16038004, with conditions.
6. Enactment of an ordinance to vacate portions of a permanent right-of-way and easement for public street and utilities purposes within RPC No. 16038005, with conditions.

On consent agenda vote, after a duly advertised public hearing, the Board took the following actions:

1. Enacted an Ordinance To Vacate: A) two portions of an Easement For Public Sidewalk Purposes: 1) one portion running south from the shared property line with RPC No. 16038002, parallel to N. Lynn Street, toward its intersection with Wilson Boulevard; and 2) another portion located in the southwestern corner of RPC No. 16038001, near the intersection of Wilson Boulevard and N. Moore Street; and B) two portions of an Easement For Public Street And Utilities Purposes: 1) one portion running south from the shared property line with RPC No. 16038002, parallel to N. Lynn Street, toward its intersection with Wilson Boulevard; and 2) another portion located in the southwestern corner of RPC No. 16038001, near the intersection of Wilson Boulevard and N. Moore Street; both Easements located on a parcel known as 1213 Wilson Boulevard, Rosslyn (RPC No. 16038001), with conditions, as set forth in the document entitled "Addendum 4-19-08-A – Vacation of Public Sidewalk, Public Street, and Utilities Easements - RPC No. 16038001" attached for the public record to these minutes.
2. Enacted an Ordinance to Vacate: A) one portion running south from the shared property line with RPC No. 16038003, parallel to N. Lynn Street; and B) another portion running south from the shared property line with RPC No. 16038003, parallel to N. Moore Street, of an Easement for Public Street and Utilities Purposes on a parcel owned by Washington Metropolitan Area Transit Authority, Rosslyn (RPC No. 16038002), with conditions, as set forth in the document entitled "Addendum 4-19-08-B – Vacation of Public Street and Utilities Easement - RPC No. 16038002" attached for the public record to these minutes.
3. Enacted an Ordinance to Vacate a 5.0' Sanitary Sewer Easement running east to west along the shared property line with RPC No.16038002 from N. Lynn Street to N. Moore Street on a parcel known as 1730 N. Lynn Street, Rosslyn (RPC No. 16038003), with conditions, as set forth in the document entitled "Addendum 4-19-08-C – Vacation of 5.0' Sanitary Sewer Easement - RPC No. 16038003" attached for the public record to these minutes.
4. Enacted an Ordinance to Vacate: A) one portion of an Easement for Public Street and Utilities Purposes running south from the shared property line with RPC No.16038004, parallel to N. Lynn Street; and B) another portion of a Ten (10) Foot Wide Easement for Public Street and Utilities Purposes running south from the shared property line with RPC No.16038004, parallel to N. Moore Street on a parcel known as 1730 N. Lynn Street, Rosslyn (RPC No. 16038003), with conditions, as set forth in the document entitled "Addendum 4-19-08-D – Vacation of Easements for Public Street and Utilities Purposes – RPC No. 16038003" attached for the public record to these minutes.
5. Enacted an Ordinance to Vacate: A) portions of an Easement for Public Street and Utilities Purposes: 1) one portion running south from the shared property line with RPC No. 16038005, parallel to N. Lynn Street; and 2) another portion running south from the shared property line with RPC No. 16038005, parallel to N. Moore Street; and B) portions of an Easement for Walkways located primarily in the southern and eastern portions of RPC No. 16038004 on a parcel owned by Rosslyn Center Associates, Rosslyn (RPC No. 16038004), with conditions, as set forth in the document entitled "Addendum 4-19-08-E – Vacation of Easements for Public Street, Utilities and Walkway Purposes – RPC No. 16038004" attached for the public record to these minutes.

6. Enacted an Ordinance to Vacate: A) one portion running north to south, parallel to N. Lynn Street; and B) another portion running north to south, parallel to N. Moore Street, of a Permanent Right-of-Way and Easement for Public Street and Utilities Purposes on a parcel known as 1801 N. Moore Street, Rosslyn (RPC No. 16038005), with conditions, as set forth in the document entitled "Addendum 4-19-08-F – Vacation of Permanent Right-of-Way and Easements for Public Street and Utilities Purposes – RPC No. 16038005" attached for the public record to these minutes.

7. Authorized the Real Estate Bureau Chief, Engineering and Capital Projects Division, Department of Environmental Services, to execute, on behalf of the County Board, all Deeds of Vacation and other documents necessary to effectuate the Ordinances of Vacation set forth in the above referenced addendums (attachments 1 through 6 of the County Manager's March 28, 2008 report), subject to approval as to form by the County Attorney.

[Addendum 4-19-08-A – Vacation of Public Sidewalk, Public Street, and Utilities Easements – RPC No. 16038001](#)

[Addendum 4-19-08-B – Vacation of Public Street and Utilities Easement – RPC No. 16038002](#)

[Addendum 4-19-08-C – Vacation of 5.0' Sanitary Sewer Easement – RPC No. 16038003](#)

[Addendum 4-19-08-D – Vacation of Easements for Public Street and Utilities Purposes – RPC No. 16038003](#)

[Addendum 4-19-08-E – Vacation of Easements for Public Street, Utilities, and Walkway Purposes – RPC No. 16038004](#)

[Addendum 4-19-08-F – Vacation of Permanent Right-of-Way and Easements for Public Street and Utilities Purposes – RPC #16038005](#)

[Board Report #9A](#)

B. Enactment of an ordinance to permit the encroachment of a portion of a below-grade electrical vault into the County right-of-way of North Moore Street, abutting the western boundary of the parcel known as 1213 Wilson Boulevard, Rosslyn (RPC No. 16038001), with conditions; and Enactment of an ordinance to permit the encroachment of: 1) Below- grade parking garage and mechanical room structure; and 2) an above grade parking structure, both into the County right-of-way of North Lynn Street; both abutting the eastern boundary of the parcel known as 1213 Wilson Boulevard, Rosslyn (RPC #16038001), with conditions.

On consent agenda vote, after a duly advertised public hearing, the Board took the following actions:

1. Enacted an ordinance to permit the encroachment of a portion of a below grade electrical vault into the County right-of-way of North Moore Street, abutting the western boundary of the parcel known as 1213 Wilson Boulevard, Rosslyn (RPC No. 16038001), with conditions, as set forth in the document entitled "Addendum 4-19-08-G – Encroachment of Below Grade Electrical Vault– RPC No. 16038001" attached for the public record to these minutes.

2. Enacted the ordinance to permit the encroachment of: a) below grade parking garage and mechanical room structure; and b) an above grade parking structure, both into the County right-of-way of North Lynn Street; both abutting the eastern boundary of the parcel known as 1213 Wilson Boulevard, Rosslyn (RPC #16038001), with conditions, as set forth in the document entitled "Addendum 4-19-08-H Encroachment Below Grade Parking, Mechanical Room Structure, and Above Grade Parking – RPC No. 16038001" attached for the public record to these minutes.

[Addendum 1-19-08-G – Encroachment of Below Grade Electrical Vault – RPC No. 16038001](#)

[Addendum 4-19-08-H – Encroachment Below Grade Parking, Mechanical Room Structure, and Above Grade Parking – RPC No. 16038001](#)

[Board Report #9B](#)

10. ENACTMENT OF AN ORDINANCE TO PERMIT THE ENCROACHMENT OF AN UNDERGROUND ELECTRICAL TRANSFORMER VAULT INTO A PORTION OF AN EASEMENT FOR PUBLIC PURPOSES, AND INTO A PORTION OF SOUTH WAYNE STREET RIGHT-OF-WAY, ABUTTING THE WEST SIDE OF SOUTH WAYNE STREET, NORTH OF COLUMBIA PIKE, ADJACENT TO PARCEL "A-1," WOODFIELD SIENA PARK, KNOWN AS 2301 COLUMBIA PIKE (RPC #25-017-098), WITH CONDITIONS.

On consent agenda vote, after a duly advertised public hearing, the Board took the following actions:

1. Enacted the ordinance to permit the encroachment of an underground electrical transformer vault into a portion of an easement for public purposes, and into a portion of South Wayne Street Right of Way, abutting the west side of South Wayne Street, North of Columbia Pike, adjacent to Parcel "A-1," Woodfield Siena Park, known as 2301 Columbia Pike (RPC #25017098), with conditions, as set forth in the document entitled "Addendum 4-19-08-I – Encroachment of Underground Electrical Transformer Vault – RPC No. 25017098" attached for the public record to these minutes.

2. Authorized the Real Estate Bureau Chief, Engineering and Capital Projects Division, Department of Environmental Services, or his designee, to execute, on behalf of the County Board, all documents necessary to effectuate the ordinance, subject to approval as to form by the County Attorney.

[Addendum 4-19-08-I – Encroachment of Underground Electrical Transformer Vault – RPC No. 25017098](#)

[Board Report #10](#)

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11. AUTHORIZATION TO ACCEPT DEEDS OF EASEMENT FOR A DEPARTMENT OF ENVIRONMENTAL SERVICES PROJECT ON THE PROPERTIES LOCATED AT 819 & 909 NORTH IVY ST.

On consent agenda vote, the Board authorized the Real Estate Bureau Chief, or his designee, to accept, on behalf of the County Board, two Deeds of Easement ("Deeds"), attached to the County Manager's March 24, 2008 report as Exhibits 1 and 2, for permanent easements on portions of the properties known as 819 and 909 North Ivy Streets, subject to approval of such deeds as to form by the County Attorney.

[Board Report #11](#)

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12. APPROVAL OF A DEED OF EASEMENT AND A TEMPORARY EASEMENT AND CONSTRUCTION AGREEMENT FOR THE DEPARTMENT OF ENVIRONMENTAL SERVICES PROJECT ON THE PROPERTY LOCATED AT 5400 LEE HIGHWAY, RPC # 09002001.

On consent agenda vote, the Board took the following actions:

1. Approved the deed of easement and temporary easement and construction agreement (attached to the County Manager's March 17, 2008 report and referred to as the "Deeds") between Lee & Harrison Plaza Limited Partnership and Lee and Harrison II LLC and the County Board of Arlington County, Virginia, for temporary and permanent easements on a portion of the property located at 5400 Lee Highway, RPC # 09002001.

2. Authorized the Real Estate Bureau Chief, Engineering and Capital Projects Division, Department of Environmental Services, to accept, on behalf of the County Board, the Deeds and all related documents necessary for the acquisitions, subject to the approval as to form of all documents by the County Attorney.

[Board Report #12](#)

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13. APPROVAL OF AN AMENDED MEMORANDUM OF UNDERSTANDING AMONG THE GENERAL SERVICES ADMINISTRATION, THE DEPARTMENT OF STATE AND THE COUNTY BOARD OF

ARLINGTON COUNTY, VIRGINIA FOR THE TEMPORARY JOINT RECREATIONAL USE OF THE PARCEL OF FEDERAL PROPERTY WEST OF GEORGE MASON DRIVE AND A PORTION OF THE PARCEL OF FEDERAL PROPERTY EAST OF GEORGE MASON DRIVE AT THE SITE OF THE NATIONAL FOREIGN AFFAIRS TRAINING CENTER.

On consent agenda vote, the Board took the following actions:

1. Approved the amended Memorandum of Understanding (attached to the County Manager's April 2, 2008 report as Exhibit A) among the General Services Administration and the Department of State and the County Board of Arlington County, Virginia for the temporary joint recreational use of the parcel of federal property west of George Mason Drive and a portion of the parcel of federal property east of George Mason Drive at the site of the National Foreign Affairs Training Center.
2. Authorized the County Manager, or his designee, to execute, on behalf of the County Board, the amended MOU and all related documents, subject to approval as to form by the County Attorney.
3. Authorized the County Manager, or his designee, to execute, on behalf of the County Board, all documents necessary to extend the amended MOU for additional five (5) periods, on the same terms specified in the amended MOU, subject to approval as to form by the County Attorney.

[Board Report #13](#)

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14. **ORDINANCE TO AMEND, REENACT, AND RECODIFY SECTION 20 "CP-FBC," COLUMBIA PIKE - FORM BASED CODE DISTRICTS (APPENDIX A) OF THE ARLINGTON COUNTY ZONING ORDINANCE TO MOVE THE PROVISIONS FOR PUBLICLY OWNED "CIVIC BUILDINGS" IN SECTION II. DEFINITIONS, TO A NEW PROVISION, WITH MODIFICATIONS, IN SECTION III. REGULATING PLANS, IN ORDER TO ALLOW PUBLICLY OWNED CIVIC BUILDINGS, PUBLICLY OWNED PUBLIC ART, OR CIVIC BUILDINGS WITH PUBLIC USES ON COUNTY PROPERTY TO HAVE RELIEF FROM THE PRESCRIPTIONS OF THE FORM BASED CODE.**

The item was removed from the consent agenda and will be heard at the April 22, 2008 County Board Recessed Meeting.

[Board Report #14](#)

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15. **AMENDMENTS TO THE ARLINGTON COUNTY ZONING ORDINANCE, SECTION 27. "C-3" GENERAL COMMERCIAL DISTRICTS TO MODIFY THE SPECIAL EXCEPTION SITE PLAN REGULATIONS FOR PROPERTIES DESIGNATED "MEDIUM DENSITY MIXED-USE" AND WITHIN THE "CLARENDON REVITALIZATION DISTRICT" ON THE GENERAL LAND USE PLAN TO CHANGE THE MAXIMUM DENSITY FROM 4.0 FAR TO 3.0 FAR; REMOVE THE 0.25 FAR DENSITY PROVISION FOR BUILDING PRESERVATION AND OTHER DENSITY ALLOWANCES; INTRODUCE USE MIX REQUIREMENTS INCLUDING A MINIMUM PERCENTAGE OF COMMERCIAL USES ON SOME BLOCKS; MODIFY THE MAXIMUM BUILDING HEIGHT REGULATIONS TO INCLUDE A MAXIMUM BUILDING HEIGHT (IN FEET) AND A MAXIMUM NUMBER OF FLOORS FOR ALL BLOCKS; MAINTAIN THE EXISTING TAPERING REGULATIONS; INTRODUCE NEW STEPBACK REQUIREMENTS FOR CERTAIN FRONTAGES WHEN BUILDING HEIGHTS EXCEED 60 FEET; MODIFY COVERAGE REQUIREMENTS; ESTABLISH A MINIMUM STRUCTURAL CLEAR HEIGHT FOR RETAIL USES OF 15 FEET; MODIFY THE STANDARDS FOR STREETSCAPES; MODIFY THE PARKING REQUIREMENTS WITH RELIEF FOR SMALL SITES AND FOR BUILDINGS IDENTIFIED FOR PRESERVATION; MODIFY URBAN DESIGN REQUIREMENTS; AND ENSURE CONSISTENCY WITH THE GOALS AND POLICIES SET FORTH IN THE ADOPTED 2006 CLARENDON SECTOR PLAN FOR THE CLARENDON METRO STATION AREA.**

On consent agenda vote, after a duly advertised public hearing, the Board adopted the ordinance to amend, reenact, and recodify the provisions in Section 27 of the Arlington County Zoning Ordinance, as set forth in the document entitled "Addendum 4-19-08-J – Section 27" attached for the public record to these minutes, to ensure consistency with the goals and policies set forth in the adopted 2006 Clarendon Sector Plan for the

Clarendon Metro area.

[Addendum 4-19-18-J – Section 27
Board Report #15](#)

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APPROPRIATIONS, GRANT APPLICATIONS & OTHER CONTRACTS

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- 16. AUTHORIZE THE ACCEPTANCE OF AND THE ALLOCATION OF \$500,000 FROM THE GOVERNOR'S OPPORTUNITY FUND (GOF) OF THE COMMONWEALTH OF VIRGINIA TO BE TRANSFERRED TO THE INDUSTRIAL DEVELOPMENT AUTHORITY OF ARLINGTON COUNTY, VIRGINIA (THE AUTHORITY) AND THEN TO GRIDPOINT, INC. (GRIDPOINT) SUBJECT TO THE TERMS AND CONDITIONS OF THE AGREEMENT AMONG ARLINGTON COUNTY, THE AUTHORITY, AND GRIDPOINT.**

On consent agenda vote, the Board took the following actions:

1. Authorized the County Manager to sign the Performance Agreement (attached to the County Manager's April 19, 2008 report) on behalf of the Arlington County Board among Arlington County, the Authority, and GridPoint that outlines the disbursement and management terms and conditions of this Governor's Opportunity Fund (GOF) grant.
2. Authorized the acceptance of \$500,000 from the GOF that will eventually be transferred to the Authority and to GridPoint, subject to the terms and conditions of the Agreement among Arlington County, the Authority and GridPoint.
3. Allocated the \$500,000 received from the GOF for inducing said company to locate in Arlington County, sign a 10-year lease for 2801 Clarendon Blvd. and employ a significant number of persons creating new jobs and investment in Arlington County, subject to the terms and conditions of the Agreement among Arlington County, the Authority, and GridPoint.

[Board Report #16](#)

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- 17. ALLOCATION OF FISCAL YEAR (FY) 2008 AFFORDABLE HOUSING INVESTMENT FUND (AHIF) FUNDS TO ARLINGTON PARTNERSHIP FOR AFFORDABLE HOUSING (APAH) TO ASSIST WITH THE REHABILITATION AND REFINANCE OF COLUMBIA GROVE APARTMENTS AT 1010 S. FREDERICK STREET.**

On consent agenda vote, the Board took the following actions:

1. Acknowledged the receipt of a loan repayment in the amount of \$1,309,183 and appropriated that amount to the FY 2008 Affordable Housing Investment Fund (AHIF/HOME).
2. Allocated up to \$3,000,000 in FY 2008 AHIF/HOME funds to Arlington Partnership for Affordable Housing (APAH) or its designated County-approved ownership affiliate of which \$450,000 will be placed in a County-held contingency account while other financing sources are pursued, to assist in the refinancing and renovation of Columbia Grove Apartments. This financing assistance would be in the form of a subordinated residual receipts loan subject to the terms and conditions outlined in the County Manager's March 31, 2008 report.
3. Authorized the County Manager to execute the required documents for a loan of up to \$3,000,000 to APAH or its County-approved affiliate, and authorized and directed the trustees for the County's deed of trust to execute the required loan and subordination documents subject to approval by the County Attorney.
4. Authorized the County Manager, with the concurrence of the County Attorney, to act as the County Board's representative in approving financing or program revisions that are necessary to remove any ambiguity or inconsistency or which improve the County's financial security or financial position, and which changes do not adversely affect the County financially, prior to or after execution of the County's financing documents.

[Board Report #17](#)

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18. APPROVAL OF PARTICIPATION IN THE VIRGINIA DEPARTMENT OF CRIMINAL JUSTICE SERVICES (DCJS) SPONSORED LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM (LETPP), PERSONAL PROTECTIVE EQUIPMENT (PPE) - PHASE II GRANT.

On consent agenda vote, the Board took the following actions:

1. Authorized the County Manager to accept \$4,963 in competitive grant funds from the Virginia Department of Criminal Justice Services (DCJS) under a Department of Homeland Security grant program.
2. Contingent upon approval, appropriated \$4,963 in grant fund revenue from the Virginia Department of Criminal Justice Services to the Police Department for costs associated with the DCJS program in FY 2008.

[Board Report #18](#)

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19. FY 2008 GRANTS FOR THE DEPARTMENT OF HUMAN SERVICES.

On consent agenda vote, the Board took the following actions:

1. Appropriated \$72,032 in FY 2008 from Pathway Homes acting as regional fiscal agent for State Recovery Funds (101.364501) to the Department of Human Services (DHS) (101.52101) for three mental health-focused recovery projects.
2. Appropriated \$278,116 in FY 2008 from Fairfax County acting as fiscal agent for the Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services (DMHMRSAS) (101.364528) to DHS (101.52134) for the Regional Discharge Assistance Project.
3. Appropriated \$25,000 in FY 2008 from Fairfax County acting as the regional fiscal agent for DMHMRSAS (101.364529) to DHS (101.52139) for a one-time grant for County priorities in the mental health forensic case management program.
4. Reduced \$20,000 in FY 2008 from the revenue and expense Budgets for DHS (101.52215) to reflect the re-distribution of funding that originally was supposed to pass through Arlington, but will now go directly to the Cornerstones treatment facility in Fairfax County.
5. Appropriated \$401,530 in FY 2008 from the Virginia Department of Education (101.365401) to DHS (101.56520) for Comprehensive Services for Youth at Risk (CSA).
6. Appropriated \$30,000 in FY 2008 from the Virginia Department of Social Services (DSS) (101.374701) to DHS (101.56503) for Special Needs Adoption.
7. Appropriated \$30,000 in FY 2008 from DSS (101.374701) to DHS (101.56102) for Virginia Initiative for Employment not Welfare (VIEW) Day Care services.
8. Appropriated \$119,000 in FY 2008 from DSS (101.374701) to DHS (101.56102) for Head Start day care services.
9. Appropriated \$6,000 in FY 2008 from DMHMRSAS (101.364501) to DHS (101.53601) to reimburse the cost of laptops purchased to participate in the new Supports Intensity Scale assessment instrument pilot.
10. Appropriated \$25,774 in FY 2008 from the Part C office within DMHMRSAS (101.374514) to the Public Health Division (101.55201) for contracted evaluations for children in the Parent Infant Education program.
11. Appropriated \$8,315 in FY 2008 from Virginia Department of Health (VDH) (101.364100) to DHS (101.55001) for a Cities Ready Initiative Grant.

12. Appropriated \$6,234 in FY 2008 from VDH (101.364100) to DHS (101.55001) for Pandemic Influenza Preparedness.

[Board Report #19](#)

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20. ACCEPT AND APPROPRIATE URBAN AREA SECURITY INITIATIVE FUNDS FROM THE WASHINGTON D.C. STATE ADMINISTRATIVE AGENT TO SUPPORT PUBLIC HEALTH EMERGENCY PLANNING.

On consent agenda vote, the Board appropriated \$83,333 in FY 2008 from the Washington D.C. State Administrative Agent from the Urban Area Security Initiative to the Department of Human Services to conduct training and planning activities for emergency preparedness.

[Board Report #20](#)

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21. APPROVAL OF THE COUNTY'S ANNUAL CONSOLIDATED PLAN FOR FISCAL YEAR (FY) 2009, WHICH INCLUDES THE FY 2009 ANNUAL CONSOLIDATED PLAN FOR THE CITY OF FALLS CHURCH. (PUBLIC TESTIMONY ON ALLOCATIONS HAS CONCLUDED.)

On consent agenda vote, the Board took the following actions:

1. Approved the FY 2009 Annual Consolidated Plan for Arlington (Attachments 1 and 2 of the County Manager's March 26, 2008 report).
2. Approved the FY 2009 Annual Consolidated Plan for the City of Falls Church (Attachment 3 of the County Manager's March 26, 2008 report) and the allocation of CDBG and HOME funds for the City of Falls Church.
3. Authorized the County Manager to submit the approved FY 2009 Annual Consolidated Plan and its required certifications to the U.S. Department of Housing and Urban Development and sign contracts and documents required for the approval and implementation of the Annual Consolidated Plan and its component programs.
4. Appropriated \$9,071 from the HOME American Down Payment Initiative to the Affordable Investment Housing Fund to be used for the Moderate Income Purchase Assistance Program.

[Board Report #21](#)

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REQUESTS TO ADVERTISE

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22. REQUEST TO ADVERTISE A GENERAL LAND USE PLAN AMENDMENT TO DESIGNATE A "SPECIAL AFFORDABLE HOUSING PROTECTION DISTRICT" AND ADD NOTE 13 FOR THE PROPERTY GENERALLY BOUNDED BY CLARENDON BOULEVARD TO THE NORTH, 16TH ROAD NORTH TO THE SOUTH, NORTH OAK STREET TO THE EAST AND NORTH ODE STREET TO THE WEST, WITH THE EXCEPTION OF THE PARCELS LOCATED IN THE SOUTHWEST AND SOUTHEAST CORNERS OF THE BLOCK (1509, 1521, AND 1523 16TH ROAD NORTH; 1524, 1520, 1516, 1512, AND 1508 CLARENDON BOULEVARD; AND 1628 NORTH OAK STREET).

On consent agenda vote, the Board authorized advertisement of public hearings on the subject amendment to a date concurrent with future public hearings by the Planning Commission and County Board for the associated site plan application.

[Board Report #22](#)

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- 23. **REQUEST TO ADVERTISE PUBLIC HEARINGS FOR THE PLANNING COMMISSION AND COUNTY BOARD ON A GENERAL LAND USE PLAN AMENDMENT TO MODIFY NOTE 20 TO DESIGNATE ADDITIONAL DEVELOPMENT DENSITY TO THE MONUMENT VIEW SITE PLAN APPLICATION (SP #400) SITE AREA WITHIN THE "NORTH TRACT SPECIAL PLANNING DISTRICT" WHICH IS AN AREA GENERALLY BORDERED BY SHIRLEY HIGHWAY INTERSTATE 395 ON THE WEST, THE GEORGE WASHINGTON MEMORIAL PARKWAY ON THE NORTH AND EAST, AND THE SOUTHERN EDGE OF 10TH STREET SOUTH.**

On consent agenda vote, the Board authorized the advertisement of public hearings on the subject General Land Use Plan Amendment by the Planning Commission and the County Board to a date concurrent with future public hearings on the associated site plan and rezoning applications scheduled for the Monument View Site Plan project (SP #400).

[Board Report #23](#)

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- 24. **REQUEST TO ADVERTISE AMENDMENTS TO THE ARLINGTON COUNTY COMPREHENSIVE PLAN - MASTER TRANSPORTATION PLAN MAP - TO ADD NEW SEGMENT OF 9TH STREET SOUTH BETWEEN SOUTH DINWIDDIE STREET AND SOUTH ARLINGTON MILL DRIVE AND TO DELETE A SEGMENT OF SOUTH ARLINGTON MILL DRIVE FROM COLUMBIA PIKE TO A POINT APPROXIMATELY 200 FEET TO THE NORTH**

On consent agenda vote, the Board authorized advertisement of amendments to the Arlington County Comprehensive Plan - Master Transportation Plan Map - to add a new two-lane neighborhood-minor-street segment of 9th Street South between South Dinwiddie Street and South Arlington Mill Drive, and to delete a segment of South Arlington Mill Drive from Columbia Pike to a point approximately 200 feet to the north. The public hearings by the Planning Commission and the County Board to consider the proposed amendments will be concurrent with the public hearings for the use permit for the Arlington Mill Community Center development.

[Board Report #24](#)

[Board Report #24-Attachment](#)

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OTHER

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- 25. **DEFERRAL OF A PUBLIC HEARING TO CONSIDER THE REQUEST OF CAVALIER IP TV, LLC ("CAVALIER") FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR CABLE TELEVISION.**

On consent agenda vote, after a duly advertised public hearing, the Board deferred a public hearing and consideration of granting a Cable Television Franchise to Cavalier IP TV, LLC ("Cavalier"), from the April 19, 2008, meeting to the September 13, 2008, Board Meeting.

[Board Report #25](#)

[Attachment to Report #25](#)

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26. MINUTES.

On consent agenda vote, the Board approved the minutes from the February 25, 2008 Work Session with Congressman Moran; February 28, 2008 Special Meeting for Closed Meeting; March 6, 2008 Budget Work Session; March 13, 2008 Budget Work Session; March 15, 2008 Regular Meeting; March 18, 2008 Recessed Meeting; March 20, 2008 Morning Budget Work Session; March 20, 2008 Afternoon Budget Work Session; March 25, 2008 Budget Work Session; March 25, 2008 Budget Hearing; March 27, 2008 Budget Work Session; March 27, 2008 Tax Rates Hearing; April 1, 2008 Budget Work Session; April 3, 2008 Budget Work Session; April 8, 2008 Budget Work Session; and April 10, 2008 Budget Work Session.

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REGULAR HEARING ITEMS

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27. APPROVAL OF THE FISCAL YEAR 2009 BUDGET (PUBLIC HEARINGS FOR THESE ITEMS HAVE CONCLUDED.)

A. Adopt the Fiscal Year 2009 County Budget and Appropriations Resolution.

On consent agenda vote, the Board approved the minutes from the February 25, 2008 Work Session with Congressman Moran; February 28, 2008 Special Meeting for Closed Meeting; March 6, 2008 Budget Work Session; March 13, 2008 Budget Work Session; March 15, 2008 Regular Meeting; March 18, 2008 Recessed Meeting; March 20, 2008 Morning Budget Work Session; March 20, 2008 Afternoon Budget Work Session; March 25, 2008 Budget Work Session; March 25, 2008 Budget Hearing; March 27, 2008 Budget Work Session; March 27, 2008 Tax Rates Hearing; April 1, 2008 Budget Work Session; April 3, 2008 Budget Work Session; April 8, 2008 Budget Work Session; and April 10, 2008 Budget Work Session.

Board Report #27 A

B. Adopt the proposed real estate tax rate.

Board Report #27 B

C. Adopt the Chain Bridge Road Service District tax rate as part of the real estate tax rate.

Board Report #27 C

D. Adopt the 2nd Road North Service District tax rate as part of the real estate tax rate.

Board Report #27 D

E. Adopt the Rosslyn Business Improvement Service District ("Rosslyn BID") tax rate as part of the overall real estate tax rate.

Board Report #27 E

F. Adopt the Crystal City Business Improvement Service District ("Crystal City BID") tax rate as part of the overall real estate tax rate.

Board Report #27F

G. Adopt the proposed real estate tax rate on properties used for or zoned to permit commercial and industrial uses.

[Board Report #27 G](#)

- H. [Adopt the personal property tax rate and the allocation method of the State's vehicle tax relief provided to Arlington County.](#)

[Board Report #27 H](#)

- I. Adopt the FY 2009 Household Solid Waste Rate.

[Board Report #27-I](#)

- J. Adopt the proposed amendments to the Utilities Ordinance related to water/sewer rates.

[Board Report #27J](#)

- K. Adopt the proposed amendments to the Utilities Ordinance related to water service connection charges.

[Board Report #27K](#)

- L. Adopt the amendments to Section 34. Nameplates, Signs, and Other Displays or Devices to Direct, Identify, and Inform and to Section 36. Administration and Procedures of the Zoning Ordinance to increase zoning fees to adjust for inflation.

[Board Report #27L](#)

- M. This item was removed. No changes are recommended. Adopt the Housing Grants for Needy Persons.
- N. Adopt the Department of Parks, Recreation and Cultural Resources' Fees for Fiscal Year (FY) 2009.

[Board Report #27 N](#)

- O. Adopt an amendment to the Fire Prevention Code, Chapter 8, Section 8-10.1.11 of the Code of Arlington County, Virginia, concerning the inspection fee for witnessing fire protection systems tests.

[Board Report #27-O](#)

- P. This item was removed. No changes are recommended. . Adopt enactment of an ordinance to amend, reenact and recodify Chapter 25 (Taxicabs), Section 25-9, Subsections 25-9 (2) (c), (d), and (e), and Subsections 29-9 (3) and (4) of the Arlington County Code relating to Taxicab Drivers License Application, Renewal, Retest, Duplicate License, and Inspection Fees, to become effective on July 1, 2008
- Q. Adopt the proposed amendment to Chapter 33-14 of the Code of Arlington County, Virginia, to increase fees for false alarm responses.

[Board Report #27Q](#)

[Attachment to #27Q](#)

- R. Adopt an increase in the Emergency Medical Services (EMS) ambulance transport fees.

[Board Report #27 R](#)

- S. Adopt amendment and reenactment of a non-codified ordinance amending the Arlington Transit ("ART") passenger fare schedule by adding and increasing certain fares, to become effective on July 1, 2008.

[Board Report #27 S](#)

- T. Adopt enactment of an ordinance to amend, reenact and recodify Chapter 22 (Street Development and Construction), Section 22-9, of the Code of Arlington County, Virginia, concerning the penalty for violation of Chapter 22.

[Board Report #27 T](#)

- U. Adopt the ordinance (attached to the staff report) to amend, reenact and recodify Chapter 3, Building Code; Chapter 7, Electrical Code; and Chapter 18 Plumbing and Gas Codes of the Code of Arlington County, Virginia, concerning the fees charged for construction and related permits.

[Board Report #27 U](#)

- V. [Adopt the proposed sanitary district tax of \\$0.010 per \\$100 of assessed real property value to pay for operating and capital costs necessary to upgrade and expand the County's stormwater drainage and sewer infrastructure.](#)

[Board Report #27 V](#)

- W. Adopt the amendment to the Fire Prevention Code, Chapter 8, Section 8-10.1.11 of the Code of Arlington County, Virginia, to start charging an inspection fee for required inspections prior to issuing permits.

[Board Report #27 W](#)

- X. [Adoption of the School Transfer Resolution.](#)

[Board Report #27 X](#)

- Y. Adoption of Fiscal Year 2009 Pay Scale.

[Board Report #27 Y](#)

[Board Report #27 Y-Attachment 1](#)

[Board Report #27 Y-Attachment 2](#)

[Board Report #27 Y-Attachment 3](#)

[Board Report #27 Y-Attachment 4](#)

[Board Report #27 Y-Attachment 5](#)

- Z. Adoption of the Community Development Program and budget for Fiscal Year (FY) 2009, including allocation of Affordable Housing Investment Fund (AHIF) Housing Services funds.

[Board Report #27 Z](#)

[Board Report #27 Z-Attachment 1](#)

[Board Report #27 Z-Attachment 2](#)

- AA. Adopt financial and debt policies.

[Board Report #27 AA](#)

[Board Report #27 AA - Attachment](#)

BB. Adopt amendments to the County Purchasing Resolution clarifying the basis for adjustment of the required wage rate under the Service Contract Wages ("Living Wage") Policy.

[Board Report #27 BB](#)

On motion by J. WALTER TEJADA, Chairman, seconded by BARBARA A. FAVOLA, Vice-Chairman and carried by a vote of 5 to 0, the voting recorded as follows: J. WALTER TEJADA, Chairman - Aye, BARBARA A. FAVOLA, Vice-Chairman - Aye, JAY FISETTE, Member - Aye, MARY HUGHES HYNES, Member - Aye, CHRISTOPHER ZIMMERMAN, Member - Aye, after a duly advertised public hearing, at which the public spoke, the Board adopted the proposed Calendar Year 2008 real estate tax rate of \$0.838 using the resolution, as set forth in the document entitled "Addendum 4-19-08-K – Real Estate Tax Levy" attached for the public record to these minutes; and amended Chapter 26 of the Code of Arlington County, Virginia to impose a sanitary district tax rate in the amount of \$0.01 per \$100 of assessed real property value by adopting the ordinance amendment, as set forth in the document entitled "Addendum 4-19-08-L – Chapter 26" attached for the public record to these minutes; and appropriated \$2,868,941 from the proposed tax revenue and expenses for FY 2008 to the stormwater fund (321) for stormwater management initiatives.

[Addendum 4-19-08-K – Real Estate Tax Levy](#)

[Addendum 4-19-08-L – Chapter 26](#)

On motion by CHRISTOPHER ZIMMERMAN, Member, seconded by J. WALTER TEJADA, Chairman and carried by a vote of 5 to 0, the voting recorded as follows: J. WALTER TEJADA, Chairman - Aye, BARBARA A. FAVOLA, Vice-Chairman - Aye, JAY FISETTE, Member - Aye, MARY HUGHES HYNES, Member - Aye, CHRISTOPHER ZIMMERMAN, Member - Aye, after a duly advertised public hearing, at which the public spoke, the Board adopted a Calendar Year 2008 personal property tax rate of \$5.00 per \$100 of assessed value and \$0.838 per \$100 of assessed value for public service corporations using the resolution, as set forth in the document entitled "Addendum 4-19-08-M – Personal Property Levy" attached for the public record to these minutes; and adopted a Calendar Year 2008 resolution, as set forth in the document entitled "Addendum 4-19-08-N – Personal Property Tax Relief Monies" attached for the public record to these minutes, fixing the methodology that shall be utilized in distributing the State's fixed block grant, including additional relief provided to qualifying clean special fuel vehicles of 100 percent of the vehicle tax bill up to \$20,000 in assessed value; and adopted the County Board policy to implement a reduction of the exemption for clean special fuel vehicles to 50 percent of the vehicle tax bill up to \$20,000 in assessed value, phased-in over the next five years.

[Addendum 4-19-08-M – Personal Property Levy](#)

[Addendum 4-19-08-N – Personal Property Tax Relief Monies](#)

On motion by MARY HUGHES HYNES, Member, seconded by CHRISTOPHER ZIMMERMAN, Member and carried by a vote of 4 to 1, the voting recorded as follows: J. WALTER TEJADA, Chairman - Aye, JAY FISETTE, Member - Aye, MARY HUGHES HYNES, Member - Aye, CHRISTOPHER ZIMMERMAN, Member - Aye, BARBARA A. FAVOLA, Vice-Chairman - No, the Board adopted the amendment, as set forth in the document entitled "Addendum 4-19-08-O – Chapter 20" attached for the public record to these minutes, to impose a real estate tax of \$0.125 per \$100 of assessed value on properties used for or zoned to permit commercial and industrial uses in CY 2008 for transportation purposes; and appropriated \$10,418,820 from the proposed tax in revenue and expenses for FY 2008 from the June 2008 real estate payment to the transportation investment fund (331) for transportation initiatives.

[Addendum 4-19-08-O – Chapter 20](#)

On motion by JAY FISETTE, Member, seconded by CHRISTOPHER ZIMMERMAN, Member and carried by a vote of 5 to 0, the voting recorded as follows: J. WALTER TEJADA, Chairman - Aye, BARBARA A. FAVOLA, Vice-Chairman - Aye, JAY FISETTE, Member - Aye, MARY HUGHES HYNES, Member - Aye, CHRISTOPHER ZIMMERMAN, Member - Aye, after a duly advertised public hearing, at which the public spoke, the Board

adopted the recommendations contained in each of the reports in Item 27, except for Items 27.B., 27.G., 27.H., 27.V., and 27.X.:

27.A. Fiscal Year 2009 County Budget Resolution and Appropriations Resolution

1. Adopted the following FY 2009 County Board Budget Resolution:

FISCAL YEAR 2009 COUNTY BUDGET RESOLUTION

Be it resolved by the County Board of Arlington County, Virginia, that the following Budget is hereby adopted for the Fiscal Year 2009 and that any surplus for general County purposes remaining at the end of the Fiscal Year shall return to the General Fund of the County.

GENERAL FUND:

County Board	\$1,101,821
County Manager	4,386,558
Management and Finance	5,762,237
Technology Services	14,275,152
Human Resources	7,475,331
County Attorney	2,235,177
Circuit Court	3,309,808
General District Court	358,092
Juvenile and Domestic Relations Court	5,527,336
Commonwealth's Attorney	3,882,368
Sheriff	34,982,446
Commissioner of the Revenue	5,045,177
Treasurer	6,020,055
Electoral Board	921,863
Office of Emergency Management	8,114,045
Police	55,957,352
Fire	47,788,770
Environmental Services	67,420,739
Human Services	106,621,338
Libraries	13,712,255
Economic Development	3,361,168
Community Planning, Housing & Development	9,340,565
Parks, Recreation & Cultural Resources	34,376,489

Non-Departmental	50,755,154
Debt Service	52,858,996
Regionals / Contributions	8,054,810
METRO	20,000,000
TOTAL GENERAL FUND BUDGET:	<u>\$573,645,102</u>

OTHER OPERATING FUNDS:

Travel & Tourism Promotion	\$1,379,987
Utilities	69,488,747
Rosslyn Business Improvement District	3,000,000
Crystal City Business Improvement District	2,173,657
Community Development	1,753,876
Section 8 Housing Assistance	16,018,100
Automotive Equipment	500,456
CPHD Development Fund	12,273,386
Stormwater Fund	5,853,183
Transportation Fund	20,837,641
Printing	240,699
Jail Industries	-
Ballston Parking Garage	4,618,859
Ballston Parking Garage - 8th Level	40,000
TOTAL OTHER OPERATING FUNDS BUDGET:	<u>\$138,178,591</u>

Utilities Capital Outlay	\$14,781,000
General Capital Outlay	17,790,259
Subtotal	<u>\$32,571,259</u>

TOTAL COUNTY GOVERNMENT BUDGET: \$744,394,952

For the operation and maintenance of Public Schools and Community Activities
Facilities to be expended on order of the School Board

School Operating Fund	\$350,561,423
School Comprehensive Services Act Fund	3,650,000
School Capital Projects Fund	10,341,262
School Debt Service Fund	33,374,607

School Food Services Fund	6,038,793
School Grants & Restricted Programs Fund	<u>14,970,163</u>

Total School and other funds appropriations **\$418,936,248**

Total Community Activities Fund \$13,639,837

TOTAL BUDGET FOR COUNTY \$1,176,971,037

GENERAL FUND REVENUES:

Real Estate Tax	\$486,170,344
Personal Property Tax	97,206,000
Business License Tax	55,384,500
Other Local Taxes	124,505,000
Licenses, Permits and Fees	7,827,940
Fines	9,614,100
Interest, Rents	15,276,443
Charges for Services	40,715,990
Miscellaneous	961,998
State Revenue	64,184,370
Federal Revenue	19,946,582
Other Transfers In	3,450,660
Prior Year Balance	<u>16,827,839</u>

TOTAL GENERAL FUND REVENUES: **\$942,071,766**

Total Other Operating Fund Revenues **\$234,899,271**

TOTAL REVENUES FOR COUNTY \$1,176,971,037

2. Adopted the following FY 2009 County Appropriations Resolution:

FISCAL YEAR 2009 COUNTY APPROPRIATIONS RESOLUTION

Be it resolved by the County Board of Arlington County, Virginia, that the following appropriations are hereby made for the Fiscal Year 2009, and that any surplus for general County purposes remaining at the end of the Fiscal Year shall return to the General Fund of the County.

GENERAL FUND:

County Board	\$1,101,821
County Manager	4,386,558
Management and Finance	5,762,237

Technology Services	14,275,152
Human Resources	7,475,331
County Attorney	2,235,177
Circuit Court	3,309,808
General District Court	358,092
Juvenile and Domestic Relations Court	5,527,336
Commonwealth's Attorney	3,882,368
Sheriff	34,982,446
Commissioner of the Revenue	5,045,177
Treasurer	6,020,055
Electoral Board	921,863
Office of Emergency Management	8,114,045
Police	55,957,352
Fire	47,788,770
Environmental Services	67,420,739
Human Services	106,621,338
Libraries	13,712,255
Economic Development	3,361,168
Community Planning, Housing & Development	9,340,565
Parks, Recreation & Cultural Resources	34,376,489
Non-Departmental	50,755,154
Debt Service	52,858,996
Regionals / Contributions	8,054,810
METRO	20,000,000
TOTAL GENERAL FUND APPROPRIATIONS:	\$573,645,102

OTHER OPERATING FUNDS:

Travel & Tourism Promotion	\$1,379,987
Utilities	69,488,747
Rosslyn Business Improvement District	3,000,000
Crystal City Business Improvement District	2,173,657
Community Development	1,753,876
Section 8 Housing Assistance	16,018,100
CPHD Development Fund	12,273,386
Stormwater Fund	5,853,183
Transportation Fund	20,837,641
Automotive Equipment	500,456
Printing	240,699
Jail Industries	0
Ballston Parking Garage	4,618,859
Ballston Parking Garage - 8th Level	40,000

IT IS FURTHER ORDERED that such taxes charged to the Chain Bridge Road Service District for the aforesaid intended purposes, whether appropriated or not and otherwise unused to defray the Cost of the Project, shall return to the General Fund of the Chain Bridge Road Service District to be used to defray the Cost of the Project for the next fiscal year.

Maria Voultides, Clerk
Arlington County Board

27.D. Adopt the 2nd Road North Service District tax rate as part of the real estate tax rate.

Adopted a Calendar Year 2008 tax rate for the 2nd Road North Service District of \$0.144 that is in addition to the current real estate rate using the following resolution:

RESOLUTION FIXING 2nd ROAD NORTH SERVICE DISTRICT TAX LEVY

BE IT RESOLVED AND ORDERED by the County Board of Arlington County, Virginia, acting as the governing body of the 2nd Road North Service District, that there is hereby levied for the tax year (CY) 2008, a tax of \$0.144 per one hundred dollars of assessed valuation of all taxable real estate located in the 2nd Road North Service District.

IT IS FURTHER ORDERED that such taxes, when and if appropriated by the County Board acting as the governing body of the 2nd Road North Service District, shall be used to defray the Cost of the Project as incurred by the County during construction of the sanitary sewer line in 2nd Road North.

Maria Voultides, Clerk
Arlington County Board

27. E. Adopt the Rosslyn Business Improvement Service District (“Rosslyn BID”) tax rate as part of the overall real estate tax rate

Adopted a Calendar Year (CY) 2008 tax rate for the Rosslyn Business Improvement Service District (“Rosslyn BID”) of \$0.082 that is in addition to the current real estate rate, using the following resolution:

RESOLUTION ESTABLISHING A 2008 TAX LEVY RATE FOR THE ROSSLYN BUSINESS IMPROVEMENT DISTRICT (“ROSSLYN BID”)

RESOLVED, that the County Board of Arlington County, acting as the governing body of the Rosslyn Business Improvement Service District (“Rosslyn BID”), does hereby establish a calendar year 2008 tax levy for the District in the amount of \$0.082 per one hundred dollars of assessed value of all taxable real estate located within the boundaries of the Rosslyn Business Improvement Service District (“Rosslyn BID”), and;

BE IT FURTHER RESOLVED, that such taxes, when and if appropriated by the County Board, acting as the governing body of the Rosslyn Business Improvement Service District (“Rosslyn BID”), shall be used solely to fund the Budget and Work Program of the District as adopted by the County Board for the purposes of the District.

Maria Voultides, Clerk
Arlington County Board

27.F. Adopted the Crystal City Business Improvement Service District (“Crystal City BID”) tax rate as part of the overall real estate tax rate.

Adopted a Calendar Year (CY) 2008 tax rate for the Crystal City Business Improvement Service District (“Crystal City BID”) of \$0.043 that is in addition to the current real estate rate, using the following resolution:

RESOLUTION ESTABLISHING A 2008 TAX LEVY RATE FOR THE CRYSTAL CITY BUSINESS IMPROVEMENT DISTRICT (“CRYSTAL CITY BID”)

RESOLVED, that the County Board of Arlington County, acting as the governing body of the Crystal City Business Improvement Service District (“Crystal City BID”), does hereby establish a calendar year 2008 tax levy for the District in the amount of \$0.043 per one hundred dollars of assessed value of all taxable real estate located within the boundaries of the Crystal City Business Improvement Service District (“Crystal City BID”), and;

BE IT FURTHER RESOLVED, that such taxes, when and if appropriated by the County Board, acting as the governing body of the Crystal City Business Improvement Service District (“Crystal City BID”), shall be used solely to fund the Budget and Work Program of the District as adopted by the County Board for the purposes of the District.

Maria Voultsides, Clerk
Arlington County Board

27.I. Adopt the FY 2009 Household Solid Waste Rate.

Adopted the following amendment to Chapter 10, Article I (Refuse) of the Code of Arlington County, Virginia, increasing the annual Household Solid Waste Rate to \$306.56, effective July 1, 2008:

AN ORDINANCE TO AMEND, REENACT, AND RECODIFY CHAPTER 10 (GARBAGE, REFUSE AND WEEDS) OF ARLINGTON COUNTY CODE RELATING TO INCREASE IN HOUSEHOLD SOLID WASTE RATE, EFFECTIVE JULY 1, 2008 BE IT ORDAINED that Chapter 10, Article 1 of the Arlington County Code is amended, reenacted, and recodified as follows, effective July 1, 2008:

10-8. Refuse collection and disposal charges; relief from such charges.

(a) There is hereby imposed for each single-family residential dwelling and each unit of duplex residential dwelling an annual charge of ~~two hundred ninety-five dollars and eighty cents (\$295.80)~~ three hundred six dollars and fifty-six cents (\$306.56) billed quarterly, beginning with the quarter of July 1, ~~2007~~ 2008, through September 30, ~~2007~~ 2008, for refuse collection and disposal and recycling by Arlington County.

27.J. Adopt the proposed amendments to the Utilities Ordinance related to Water/Sewer Rates.

Adopted the following amendments to Chapter 26, Article I (Utilities Ordinance) of the County Code to increase the water rate by \$0.01, from \$3.34 to \$3.35 per thousand gallons, and the sewer rate by \$1.33, from \$5.86 to \$7.19 per thousand gallons, to be effective May 1, 2008:

AN ORDINANCE TO AMEND, REENACT, AND RECODIFY CHAPTER 26, ARTICLE I, SECTION 26-7, OF THE ARLINGTON COUNTY CODE, RELATING TO AN INCREASE IN THE WATER/SEWER RATES AND FEES EFFECTIVE MAY 1, 2008.

BE IT ORDAINED that Chapter 26, Article I of the Arlington County Code is amended, reenacted, and recodified as follows, effective May 1, ~~2007~~ 2008.

Chapter 26

UTILITIES

ARTICLE 1. IN GENERAL

* * *

§ 26-7. Water/sewer rates and fees.

BASE: The charge for water/sewer service shall be based on the consumption of water as reflected by periodic readings of water meters serving the property.

RATES: (a) The rate for properties which use both shall be ~~\$9.20~~ \$10.54 per thousand (1,000) gallons

of water furnished. The rate for these services is set forth as follows:

- (1) Water Services – ~~\$3.34~~ \$3.35 per one thousand (1,000) gallons of water furnished.
- (2) Sewer services - ~~\$5.86~~ \$7.19 per one thousand (1,000) gallons of water furnished.
- (b) The rate for properties which are served by the County water system only shall be ~~\$3.34~~ \$3.35 per one thousand (1,000) gallons of water furnished.
- (c) The rate for properties which are served by the County sewer system only shall be ~~\$5.86~~ \$7.19 per one thousand (1,000) gallons of water furnished based on the periodic water or sewer meter reading by the utility serving the property.

The rates for water and sewer service become effective with water used on May 1, ~~2007~~ 2008. The rates for the late charge and the water service activation/reactivation became effective July 1, 1992. The charges for ~~cap-offs, drainage fixture unit inspections, and fire flow tests~~ became effective July 1, 1993 become effective July 1, 2008.

27.K. Adopt the proposed amendments to the Utilities Ordinance related to Water Service Connection Charges.

Adopted the following amendments to Chapter 26, Article I (Utilities Ordinance) of the County Code to increase charges for water service connections, fire flow tests, and drainage fixture unit inspections; impose charges for meter installations, water service discontinuations and meter box relocations; and remove charges for fire line installations, to be effective on July 1, 2008:

AN ORDINANCE TO AMEND, REENACT, AND RECODIFY CHAPTER 26, ARTICLE I, SECTIONS 26-7 AND 26-12 OF THE ARLINGTON COUNTY CODE RELATING TO WATER/SEWER FEES AND SERVICE CONNECTION CHARGES, EFFECTIVE JULY 1, 2008

BE IT ORDAINED that Chapter 26, Article I of the Arlington County Code is amended, reenacted, and recodified as follows, effective July 1, 2008.

Chapter 26

UTILITIES

Article I. In General

* * *

§ 26-7. Water/sewer rates and fees.

- (f) ~~The charges for drainage fixture unit inspections shall be for one (1) to twenty-four (24) fixtures,~~

~~The charges for drainage fixture unit inspections shall be seventy-five dollars (\$75.00) one hundred seventy five dollars (\$175.00) for one (1) to twenty-four (24) fixtures, one hundred twenty-five dollars (\$125.00) for twenty-five (25) to forty-nine (49) fixtures, and one hundred seventy-five dollars (\$175.00) for fifty-plus fixtures. two hundred seventy five dollars (\$275.00) for twenty-five-plus fixtures.~~

- (g) The charge for fire flow tests shall be ~~two~~ three hundred dollars (\$200.00-\$300.00).

§ 26-12. Service connection and disconnection charges.

Water Connection Charges

Service Connection Size (inches)	Meter Size (inches)	Connection Charge
1	3/4	\$ 1,600.00 \$3,200.00
1 1/2	1 1/2	2,000.00 4,600.00
2	2	3,600.00 4,800.00
3	3	10,600.00 19,800.00
4	4	11,500.00 21,200.00
6	6	13,500.00 23,200.00
8	8	15,500.00 25,300.00

Fire Line Size (inches)	Connection Charge
4	\$2,000.00
6	2,100.00
8	2,500.00
12	3,500.00

Meter Installation Charges

Meter Size (inches)	Installation Charge
<u>3/4</u>	<u>\$100.00</u>
<u>1-1/2</u>	<u>300.00</u>
<u>2</u>	<u>600.00</u>
<u>3</u>	<u>1,800.00</u>
<u>4</u>	<u>2,000.00</u>
<u>6</u>	<u>2,200.00</u>
<u>8</u>	<u>3,000.00</u>

Water Service Discontinuation Charge

The charge to discontinue a public water service shall be \$500.00.

Meter Box Relocation Charge

The charge to relocate a meter box (for services 2-inches and smaller) five feet or less shall be \$1,000.00.

These charges became effective ~~July 1, 1990~~ July 1, 2008.

27.L. Amendments to Section 34. Nameplates, Signs, and Other Displays or Devices to Direct, Identify, and Inform and to Section 36. Administration and Procedures of the Zoning Ordinance to increase zoning fees to adjust for inflation.

Adopted the following ordinance to amend, reenact and recodify Section 36 and Section 34 of the Arlington County Zoning Ordinance to increase zoning fees necessary to provide for efficient administration of the County's review process; to encourage economic development; and to promote the health, safety, and general welfare of the public:

AN ORDINANCE TO AMEND, REENACT AND RECODIFY SECTION 34. NAMEPLATES, SIGNS, AND OTHER DISPLAYS OR DEVICES TO DIRECT, IDENTIFY, AND INFORM, AND SECTION 36. ADMINISTRATION AND PROCEDURES, OF THE ARLINGTON COUNTY ZONING ORDINANCE TO INCREASE FEES FOR SIGNS, REZONING, COMPLIANCE LETTERS, VARIANCES, USE PERMITS, SITE PLANS, BUILDING PERMITS, CERTIFICATES OF OCCUPANCY AND SUBDIVISION PLAT REVIEWS.

Be it ordained that Section 34 and Section 36 of the Arlington County Zoning Ordinance is hereby amended, reenacted and recodified as follows to increase zoning fees necessary to provide for efficient administration of the County's review process; to encourage economic development; and to promote the health, safety, and general welfare of the public:

SECTION 34. NAMEPLATES, SIGNS, AND OTHER DISPLAYS OR DEVICES TO DIRECT, IDENTIFY, AND INFORM

* * *

A. Administration.

1. A sign permit shall be obtained from the Zoning Administrator before any sign or advertising is erected, displayed, replaced, or altered so as to change its overall dimensions (except any sign listed in subsection E. of this section). Every application for a sign permit shall be accompanied by plans showing the area of the sign, the size, and design proposed; the method of lighting, if any; and the exact location proposed for the sign. A sign permit for a permanent sign shall be approved or rejected within five (5) work days. Upon request, a statement of the reasons for denial of a sign permit shall be provided within thirty (30) days after rejection. A sign permit for any temporary sign that requires a permit shall be approved or rejected within twenty-four (24) hours of the receipt of a sign permit application. If the permit is denied, the reason for the denial will be given orally, with a written reason provided within five (5) days, if requested. Every sign for which a permit is issued, except temporary signs, shall have the permit number and the date of issuance affixed thereon in letters one (1) inch high at the bottom right-hand corner. A fee of ~~sixty (\$60.00)~~ one hundred (\$100.00) dollars shall be paid for a sign permit for a permanent sign, plus one dollar and ~~ten~~ fifteen cents (~~\$1.10~~ 1.15) per square foot for any sign exceeding one hundred (100) square feet in size.
2. Prohibited signs and other signs not identified in this section shall not be permitted by variances.
3. Special exceptions: A comprehensive sign plan may be approved by use permit or site plan approval as provided in Section 36. The comprehensive sign plan shall establish the placement of signs, the hours of lighting, the height of signs, the total number of square feet of sign surface, and the number of signs to be placed on a site. Every application for a comprehensive sign plan shall be accompanied by a fee of one thousand six hundred ~~thirty dollars (\$1,630.00)~~ eighty-four dollars (\$1684.00). In addition, every application for an administrative review request for signs shall be accompanied by a fee of one hundred ~~ten dollars (\$110.00)~~ fourteen dollars (\$114.00).

* * *

SECTION 36. ADMINISTRATION AND PROCEDURES

* * *

B. Interpretation and General Administration.

* * *

The Zoning Administrator may provide a written statement of the current classification of a property, the uses permitted in said classification, and verification of compliance with the Zoning Ordinance. The application for such a statement from the Zoning Administrator shall be accompanied by a fee of three hundred ~~ten~~ dollars (\$310.00) (\$300.00). Applications for letters to the Virginia Department of Motor Vehicles regarding new and used motor vehicle sales and rental lots shall be accompanied by a fee of five hundred ~~seventeen~~ dollars \$517 (\$500). Requests for special agreement letters and supplemental documentation for financing, settlements, court cases, and the like shall be accompanied by a fee of two thousand ~~sixty-six~~ dollars (\$2,066) (\$2,000). Requests for determination of lot buildability shall be accompanied by a fee of fifty ~~two~~ dollars (\$52) (\$50).

(Ord. No. 89-10, 5-13-89; Ord. No. 92-13, 4-25-92; Ord. No. 95-9, § 4-29-95; Ord. No. 98-11, 7-1-98; Ord. No. 01-8, 4-21-01; 4-24-04; 10-1-07)

C. Permits.

* * *

4. Every application for a building permit that is required under this section of the Zoning Ordinance

shall be accompanied by a fee as follows:

a. *New Construction:*

New single-family, townhouses, duplexes (by-right and site plan)	\$500 <u>\$517</u> per dwelling unit
By-right development, including apartments, retail, and offices	\$200 <u>\$207</u> plus \$100 <u>\$104</u> per 10,000 square feet gross floor area or fraction thereof
Site plan projects, including office, residential, hotel, commercial and institutional uses (excluding townhouses)	\$500 <u>\$517</u> plus \$200 <u>\$207</u> per 5,000 square feet gross floor area or fraction thereof
New parking structures and lots (by-right and site plan)	\$200 <u>\$207</u> plus \$100 <u>\$104</u> per 5, 000 square feet gross floor area or fraction thereof

b. *Modifications to Existing Structures:*

Exterior Additions	
Single-Family, town houses, duplexes	\$100 <u>\$104</u>
All Other	\$300 <u>\$310</u> flat fee
Exterior mechanical equipment	\$50
Interior Alterations:	\$50 <u>\$52</u>
Single-family dwellings, town houses, duplexes, apartments	\$100 <u>\$104</u>
All Other	\$150 <u>\$155</u> per 10,000 square feet gross floor area or part thereof

c. *Other Types of Building Permits:*

- Footing and foundation, and excavation – by-right...~~\$50~~ \$52
- Footing and foundation, and excavation single –family – site plan...~~\$100~~ \$104
- Footing and foundation, and excavation all other – site plan...~~\$1000~~ \$1,033
- Retaining walls ~~\$50~~ \$52
- Decks and fences ~~\$50~~ \$52
- Detached garages and accessory buildings ~~\$50~~ \$52
- Demolition Plans:
 - By-right construction, per site ~~\$100~~ \$104
 - Site plan construction, per site ~~\$1000~~ \$1,033
- Swimming pools ~~\$50~~ \$52
- Satellite dish, antennae, temporary structures (e.g. fireworks stands) ~~\$75~~ \$78
- Driveways, on-grade patios ~~\$50~~ \$52
- Revisions to approved by-right and site plan new construction only projects ~~\$50~~ \$52
- Revisions to approved site plan new construction only projects ~~\$200~~ \$207
- Uses not elsewhere specified ~~\$50~~ \$52
- Requests for sink letters shall be accompanied by a fee of twenty-five dollars..... (~~\$25~~ \$26)

d. The following additional fee shall apply to each permit:

1. A 10% automation enhancement surcharge.

(10-1-07)

D. Certificates of Occupancy.

* * *

Type I. Flat Fees:

1. Swimming pools: ~~\$200~~ \$207
2. Parking lots: ~~\$200~~ \$207 .
3. Motor vehicle dealerships: New, Used- and Rentals: ~~\$1000~~ \$1,033
4. Uses not elsewhere specified: ~~\$200~~ \$207 .
5. Re-inspection fee: ~~\$150~~ \$155 for each re-inspection.

Type II. Residential, Commercial, Office, Hotel and Industrial Buildings:

1. Master Certificate of Occupancy. A master certificate of occupancy (M.C.O.) shall be required for the entire building and site work. Except for certificates for shell and core and

partial occupancy, as defined in paragraphs 2. and 3. below, no other certificate of occupancy is required if the M.C.O. can be approved and issued prior to any occupancy of the building. A request for a certificate for partial occupancy of a building may be made after the filing of the applications for the M.C.O. and the certificates of occupancy described in paragraph 2. below have been issued, if applicable. The fee for the M.C.O. shall be as follows:

- a. New multiple-family dwellings, commercial, office, industrial and hotel buildings with elevators or without elevators: ~~\$2,000~~ \$2,066 plus ~~\$15~~ \$16 per unit.
 - b. New motels, tourist homes, rooming houses and boardinghouses: ~~\$500~~ \$517 plus ~~\$15~~ \$16 per unit.
 - c. One- and two-family dwellings: ~~\$250~~ \$259.
 - d. New town house projects (site work) ~~\$1,000~~ \$1,033.
 - e. Change in ownership of commercial, office and industrial buildings: ~~\$1,000~~ \$1,033
 - f. Change in ownership of multiple-family dwellings with and without elevators and town houses (rental units): ~~\$1,000~~ \$1,033 plus ~~\$20~~ \$21 per unit.
 - g. Change in ownership of hotels, motels, tourist homes, rooming houses and boardinghouses: ~~\$1,000~~ \$1,033 plus ~~\$20~~ \$21 per unit.
 - h. Multiple-family dwellings with and without elevators converting to condominiums or cooperatives: ~~\$1,000~~ \$1,033 plus ~~\$20~~ \$21 per unit.
 - i. Re-inspection fee: ~~\$150~~ \$155 for each re-inspection.
2. Shell and Core Certificate for Elevator Buildings. Prior to any approval of a request for a certificate for partial occupancy of any new elevator building or a multiple-family dwelling with elevator(s) converting to condominiums or a cooperative, the owner shall have filed a request for a master certificate of occupancy and shall have been issued a certificate of occupancy for the shell and core of the building. No shell and core certificate of occupancy shall be issued until the building support systems such as the fire alarm system, elevators, restrooms, ventilating system and exit-ways have been inspected and approved. The fee for a shell and core certificate shall be as follows:
- a. New multiple-family dwellings, commercial, industrial, office and hotel buildings, and multiple-family dwellings converting to condominiums or cooperatives:
 - (1) Up to one hundred fifty thousand (150,000) square feet of gross floor area: ~~\$2,000~~ \$2,066
 - (2) Over one hundred fifty thousand (150,000) square feet of gross floor area: ~~\$2,500~~ \$2,583
 - b. Re-inspection fee: ~~\$150~~ \$155 for each re-inspection.
3. Certificate for Partial Occupancy. A request for a certificate for partial occupancy of a multiple-family dwelling or hotel and tenant space for an office, commercial or industrial building may be made; however, no certificate for partial occupancy shall be issued unless the space is approved for occupancy and the master certificate of occupancy or the shell and core certificates of occupancy for the building have been issued. The fee for certificate for partial occupancy shall be as follows:
- a. Commercial, office and industrial uses:
 - (1) Up to one hundred fifty (150) square feet of gross floor area (desk space): ~~\$200~~ \$207
 - (2) Over one hundred fifty (150) square feet of gross floor area and up to two thousand (2,000) square feet of gross floor area: ~~\$300~~ \$310
 - (3) Over two thousand (2,000) square feet of gross floor area: ~~\$500~~ \$517 per ten thousand (10,000) square feet of gross floor area or fraction thereof.
 - b. Multiple-family dwellings: ~~\$400~~ \$414 plus ~~\$20~~ \$21 per unit.
 - c. Hotels: ~~\$400~~ \$414 plus ~~\$20~~ \$21 per unit.
 - d. Town house units: ~~\$250~~ \$259 plus ~~\$20~~ \$21 per unit.
 - e. Parking structures associated with office, commercial, apartment and hotel: ~~\$500~~ \$517 plus ~~\$50~~ \$52 per 5,000 square feet.
 - f. Re-inspection fee: ~~\$150~~ \$155 for each re-inspection.

Type III. Parking Structures (not associated with other uses): ~~\$100~~ \$104 per 5,000 square feet of gross floor area or fraction thereof.

Type IV. County Owned, Operated and/or Sponsored Facilities and Activities and Short-term Activities of Nonprofit Organizations: No fee.

Type V. Family Day Care Homes for One (1) to Nine (9) Children: ~~\$25~~ \$26

4. Requests for replacement of a lost Certificate of Occupancy shall be accompanied by a fee of twenty five dollars (~~\$25~~ \$26).
5. A 10% automation enhancement surcharge shall be applied to each permit above.

(7-1-73; 2-21-76; Ord. No. 83-17, 7-1-83; Ord. No. 84-4, 2-4-84; Ord. No. 84-16, 6-2-84; Ord. No. 90-7, 7-1-90; Ord. No. 93-15, 7-27-93; Ord. No. 94-12, 4-23-94; Ord. No. 97-5, 4-12-97; Ord. No. 00-10, 4-13-00; Ord. No. 01-13, 6-9-01; 10-1-07)

E. Board of Zoning Appeals; Variances and Appeals.

* * *

2. Every appeal from a determination of the Zoning Administrator and every application for a variance shall be filed in writing with the Zoning Administrator. The time of the public hearing is determined by the Board of Zoning Appeals. The filing fee shall be as follows:
 - a. Appeals from a determination of the Zoning Administrator -- ~~\$500~~ \$517.
 - b. Variances or Use Permits for existing single-family residential -- Three hundred ~~ten~~ twenty-one dollars (~~\$310~~ \$321) for the first subsection of the Zoning Ordinance being modified. Each additional subsection to be modified will be an additional fee of twenty percent (20%) of the base fee.
 - c. Variances or Use Permits for single-family new construction/resubdivision for new construction - Two thousand ~~five hundred forty-two~~ four hundred sixty dollars (~~\$2,460~~ \$2,542) for the first subsection of the Zoning Ordinance being modified. Each additional subsection to be modified will be an additional fee of twenty percent (20%) of the base fee.
 - d. Variance or Use Permit applications from nonprofit organizations and for nonprofit institutional uses -- Two hundred ~~sixty-four~~ fifty-five dollars (~~\$255~~ \$264).
 - e. Variances or Use Permits for a building location error, defined as a request for an "as-built" variance when a new structure is not built in accordance with the approved plans – Three thousand ~~eight hundred twenty-three~~ seven hundred dollars (~~\$3,700~~ \$3,823).
 - f. Variances or Use Permits for all other uses – Three thousand ~~one hundred sixty-seven~~ sixty-five dollars (~~\$3,065~~ \$3,167) for the first subsection of the Zoning Ordinance being modified. Each additional subsection to be modified will be an additional fee of twenty percent (20%) of the base fee.
 - g. A 10% automation enhancement surcharge shall be applied to each application above.

* * *

F. Amendments.

* * *

3. Every application for such amendment shall be accompanied by a filing fee as follows:
 - a. On a request of an owner or contract owner applying for an amendment to be heard at a regular zoning hearing:

An Amendment for Rezoning To:	Site Area 25,000 Sq. Ft. or Less	Site Area More Than 25,000 Sq. Ft.
"R" Districts	\$3,830 <u>\$3,957</u> plus \$1,000 <u>\$1,033</u> DES fee	\$5,085 <u>\$5,253</u> plus \$2,000 <u>\$2,066</u> DES fee
"RA" Districts	\$3,830 <u>\$3,957</u> plus \$1,000 <u>\$1,033</u> DES fee	\$6,340 <u>\$6,550</u> plus \$3,000 <u>\$3,099</u> DES fee
"RA-H," "R-C," "RA-H.3.2" and "RA4.8" Districts	\$8,700 <u>\$8,988</u> plus \$3,000 <u>\$3,099</u> DES fee	\$13,045 <u>\$13,476</u> plus \$5,000 <u>\$5,165</u> DES fee
"S," "C" and "M" Districts	\$6,340 <u>\$6,550</u> plus \$3,000 <u>\$3,099</u> DES fee	\$8,850 <u>\$9,143</u> plus \$3,000 <u>\$3,099</u> DES fee
"C-O" Districts	\$13,045 <u>\$13,476</u> plus \$5,000 <u>\$5,165</u> DES fee	\$13,045 <u>\$13,476</u> plus \$5,000 <u>\$5,165</u> DES fee

- b. For applicants applying to the County Board for an amendment on its own motion: Above fee schedule, plus six thousand ~~three hundred forty~~ five hundred fifty-three dollars (~~\$6,340~~ \$6,550) plus two thousand ~~sixty-six~~ sixty-six dollars (~~\$2,000~~ \$2,066) for the Department of Environmental Services.
 - c. When the County Board proposes an amendment in the public interest: No fee.
 - d. When an application for rezoning requires consideration of a general land use plan amendment: Above fee schedule plus eight thousand ~~two hundred sixty-four~~ two hundred sixty-four dollars (~~\$8,000~~ \$8,264) plus four thousand ~~one hundred thirty-two~~ one hundred thirty-two dollars (~~\$4,000~~ \$4,132) for Department of Environmental Services review.

- e. When an application for rezoning is accompanied by an application for a site plan: Above fee schedule plus the applicable site plan fee.
- f. A 10% automation enhancement surcharge shall be applied to each application.

* * *

(5-1-71; 6-30-71; 2-5-72; 6-5-79; 6-9-79; Ord. No. 89-10, 5-13-89; Ord. No. 91-19, 5-14-91; Ord. No. 92-13, 4-25-92; Ord. No. 95-9, § 4-29-95; Ord. No. 98-11, 7-1-98; Ord. No. 00-13, 5-20-00; Ord. No. 01-7, 4-21-01; Ord. No. 01-8, 4-21-01; 10-1-07)

G. Use Permits.

* * *

- 4. Written application for a use permit shall be filed with the Zoning Administrator. An application for Unified Residential Development approval shall comply with applicable portion of Administrative Regulation 4.11, Unified Residential Development Use Permit Approval Procedure, as amended. Use Permits shall be heard at the first regular meeting of each month, except the County Board may establish, on its own motion, another time for the use permit hearing, which hearing may be at any County Board meeting.
 - a. Requests for family home day care use permits shall be accompanied by a fee of one hundred ~~fourteen ten~~ dollars (~~\$110 \$114~~).
 - b. Schools, including private, elementary, or secondary schools, and kindergartens, nursery schools, child care centers, and any other programs regulated by Chapter 52 of the Arlington County Code with a total enrollment that is equal to, or less than, 100 students shall be accompanied by a fee of one hundred ~~thirty twenty-five~~ dollars (~~\$125 \$130~~).
 - c. Schools, including private, elementary, or secondary schools, and kindergartens, nursery schools, child care centers, and other programs regulated by Chapter 52 of the Arlington County Code with a total enrollment that exceeds 100 students but is equal to, or less than, 250 students shall be accompanied by a fee of three hundred ~~ten~~ dollars (~~\$300 \$310~~).
 - d. Every other application for a noncommercial or commercial use, except requests that include construction of a new building for the purposes of conducting the use and requests for commercial uses that include substantial alteration of structures or sites (which shall include alterations affecting more than fifty (50) percent of the total floor area of the structure, resulting in the expansion of the first floor plan by more than twenty (20) percent or resulting in the disturbance of more than fifty (50) percent of the site), requests for restaurants with drive-through windows, requests for automobile service stations with or without vehicle repair service, or requests for live entertainment, public garages and food delivery services, shall be accompanied by a fee of one thousand six hundred ~~thirty~~ eighty-four dollars (~~\$1,630 \$1684~~).
 - e. Requests for commercial uses that include substantial alteration to structures and site, restaurants with drive-through windows, or automobile service stations with or without vehicle repair services shall be accompanied by a fee of seven thousand ~~one six hundred~~ eight hundred fifty-one dollars (~~\$7,600 \$7,851~~), plus six hundred sixty dollars (\$660) for the Department of Environmental Services review.
 - f. Requests for live entertainment, public garages and food delivery services shall be accompanied by a fee of one thousand one hundred ~~thirty-seven~~ thirty-seven dollars (~~\$1,100 \$1,137~~).
 - g. Requests for use permits of any type that include construction of a new building, excluding one-family dwellings under the Unified residential development, for the purposes of conducting the proposed use shall be accompanied by a fee of seven thousand ~~eight hundred fifty-one six hundred~~ eight hundred fifty-one dollars (~~\$7,600 \$7,851~~).
 - h. Requests for use permits for Unified Residential Development shall be accompanied by a fee of two thousand two hundred ~~seventy-three~~ seventy-three dollars (~~\$2,200.00 \$2,273~~) per use permit, plus five dollars ~~seventy fifty~~ seventy cents (~~\$5.50 \$5.70~~) per dwelling unit plus one thousand three hundred ~~sixty-four twenty~~ sixty-four dollars (~~\$1,320 \$1,364~~) for the Department of Environmental Services review.
 - i. Requests for use permits for Unified Commercial Development or Columbia Pike Form-based Code shall be accompanied by a fee of one dollar and ~~ten fifteen~~ fifteen cents (~~\$1.10 \$1.15~~) per one (1) square foot of the gross floor area of the entire building, not to exceed five thousand ~~five hundred seventy-nine four hundred~~ five hundred seventy-nine dollars (~~\$5,400 \$5,579~~) plus one thousand three hundred ~~sixty-four twenty~~ sixty-four dollars (~~\$1,320 \$1,364~~) for the Department of Environmental Services review.
 - j. Requests for use permits filed by places of worship or lodges permitting secondary use of

parking lots that are accessory to these uses, as specified in Section 33.A.8. of the Zoning Ordinance, shall be accompanied by a fee of two hundred ~~eighty-five~~ ~~seventy-five~~ dollars (~~\$275~~ ~~\$285~~).

k. A 10% automation enhancement surcharge shall be applied to each application above. The time of the hearing shall be the first regular meeting of each month, except the County Board may establish, on its own motion, another time for the use permit hearing, which hearing may be at any County Board meeting.

* * *

H. Site Plan Approval.

* * *

12. *Application Fees:* Every application for a phased development or final site plan approval for any major project or minor site plan amendment shall be accompanied by a fee in accordance with the following schedule:

Phased Development Site Plan	\$18,360 \$18,966 plus \$110 \$114 per acre of site area, plus Department of Environmental Services review fee of \$18,360 \$18,966 plus \$100 \$114 acre of site area
Final Site Plan (R, RA less than 25 units and C-2)	\$2,720 \$2,810 plus \$22 \$23 per 100 square feet of commercial and office space and \$100 \$104 per unit, plus Department of Environmental Services review fee of \$1,000 \$1,033 plus \$10 \$11 per 100 square feet of commercial and office space plus \$50 \$52 per unit
Final Site Plan (All other)	\$8,700 \$8,988 plus \$22 \$23 per 100 square feet commercial and office space and \$100 \$104 per dwelling unit and \$100 \$104 per hotel unit plus Department of Environmental Services review fee of \$4,000 \$4,132 plus \$10 \$11 per 100 square feet of office and commercial space plus \$50 \$52 per unit
Major Site Plan Amendments (R, RA of less than 25 units and C-2)	\$2,720 \$2,810 plus \$22 \$23 per 100 square feet of commercial and office space and \$100 \$104 per dwelling unit and \$100 \$104 per hotel unit, plus Department of Environmental Services review fee of \$1,000 \$1,033 plus \$10 \$11 per 100 square feet of office and commercial space plus \$50 \$52 per hotel unit and dwelling unit
Major Site Plan Amendments (all other)	\$8,700 \$8,988 plus \$22 \$23 per 100 square feet of commercial and office space and \$100 \$104 per dwelling unit and \$100 \$104 per hotel unit, plus Department of Environmental Services review fee of \$4,000 \$4,132 plus \$10 \$11 per 100

	square feet of office and commercial space plus \$50 <u>\$52</u> per hotel unit and dwelling unit
Minor Site Plan Amendment	\$2,180 <u>\$2,252</u> plus \$22 <u>\$23</u> per 100 square feet of commercial and office space and \$100 <u>\$104</u> per dwelling unit and \$100 <u>\$104</u> per hotel unit, plus Department of Environmental Services review fee of \$1,000 <u>\$1,033</u> plus \$10 <u>\$11</u> per 100 square feet of office and commercial space plus \$50 <u>\$52</u> per hotel unit and dwelling unit
Final 4.1 Plan Review	\$1,100 <u>\$1,137</u> plus \$22 <u>\$23</u> per 100 square feet of commercial and office space, and \$100 <u>\$104</u> per dwelling unit and \$100 <u>\$104</u> per hotel unit, plus Department of Environmental Services review fee of \$605 <u>\$625</u> plus \$10 <u>\$11</u> per 100 square feet of office and commercial space plus \$50 <u>\$52</u> per hotel unit and dwelling unit
Additional Review Fee	\$500 <u>\$517</u> per resubmittal after the first resubmittal plus \$10 <u>\$11</u> per unit residential and \$10 <u>\$11</u> per 1,000 square feet of nonresidential space plus Department of Environmental Services review fee of \$250 <u>\$259</u> plus \$5 <u>\$6</u> per unit residential plus \$5 <u>\$6</u> per 1,000 square feet of nonresidential space
Administrative Changes	Five hundred forty-five dollars (\$545 <u>\$563</u>) per request per subsection
Administrative Changes to landscape plans (TH and cluster)	\$50 <u>\$52</u>
Administrative Changes to landscape plan (all other)	\$600 <u>\$620</u>
Administrative Changes to comprehensive sign plans	\$100 <u>\$104</u>
Administrative Changes to parking	\$600 <u>\$620</u>
Administrative Changes to allow dishes and antennas	\$250 <u>\$259</u>
Administrative Changes for temporary uses	\$600 <u>\$620</u>
Administrative Changes for outdoor seating	\$250 <u>\$259</u>
Administrative Changes for tenant changes	\$100 <u>\$104</u>
Administrative Changes for façade changes	\$600 <u>\$620</u>
Administrative Changes for all other and requests with multiple items	\$1,000 <u>\$1,033</u>
Landscape Plan reviews (TH, Cluster and URDs)	\$275 <u>\$285</u> plus \$275 <u>\$285</u> Department of Environmental Services review fee
Landscape Plan Reviews (All other)	\$500 <u>\$517</u> plus \$275 <u>\$285</u> Department of Environmental Services review fee

Final Façade Review	\$500 <u>\$517</u>
Automation Enhancement	A 10% automation enhancement surcharge shall be applied to each application above.

* * *

K. Subdivision Plat Review.

1. Every subdivision plat submitted for review for compliance with the Zoning Ordinance or site plan conditions shall be accompanied by a fee in accordance with the following schedule:
 - a. *Subdivision plat*--Base fee of one hundred ~~forty-one~~ thirty-two dollars (~~\$132.00~~ \$141), plus seventy-seven ~~two~~ dollars (~~\$72.00~~ \$77) per lot.
 - b. *Residential and commercial condominium plats*--Base fee of one hundred ~~forty-one~~ thirty-two dollars (~~\$132.00~~ \$141) for nine (9) units or less; two hundred ~~eighty-one~~ sixty-four dollars (~~\$264.00~~ \$281) for ten (10) or more units.
- (Ord. No. 94-12, 4-23-94; Ord. No. 97-5, 4-12-97; Ord. No. 00-10, 4-13-00)

* * *

27.M. This item was removed from the agenda. There are no recommended changes.

27. N. Adoption of Department of Parks, Recreation and Cultural Resources' Fees for Fiscal Year (FY) 2009.

Adopted the following resolution setting the FY 2009 Department of Parks, Recreation and Cultural Resources program fees:

THE COUNTY BOARD HEREBY RESOLVES that effective July 1, 2008, the fees listed below will be charged for programs and services of the Department of Parks, Recreation and Cultural Resources (DPRCR), with the exception that administrative procedures established by the DPRCR and within County Board-approved guidelines shall be used to mitigate the impact of such fees on eligible families and individuals.

FISCAL YEAR 2009 PROGRAM FEES

PROGRAM	FEE UNIT	FY 2008	FY 2009
TOT CAMPS	Weekly	90.00	104.00
GENERAL PLAYCAMPS			
Base Program	Weekly	115.00	132.00
Extended Hours	Weekly	44.00	50.00
Combined Week	Weekly	159.00	182.00
GENERAL SPORTS CAMP			
Base Program	Weekly	120.00	138.00
Extended Hours	Weekly	44.00	50.00
Combined	Weekly	164.00	188.00
CAMP PATAHONTAS/TEEN PATAHONTAS			
Base Program	Biweekly	397.00/470.00	456.00/540.00
Extended Hours	Weekly	44.00	50.00
Combined	Biweekly	441.00/514.00	496.00/590.00
THEMED PLAYCAMPS			

Base Program	Weekly	125.00	144.00
Extended Hours	Weekly	44.00	50.00
Combined	Weekly	169.00	194.00
SUMMER EXPRESS/THE LAST HURRAH			
Base Program	Weekly	235.00	270.00
Extended Hours	Weekly	44.00	50.00
Combined	Weekly	279.00	320.00

FISCAL YEAR 2009 PROGRAM FEES

PROGRAM	FEE UNIT	FY 2008	FY 2009
TEEN EXPO			
Base Program	Weekly	225.00	259.00
Extended Hours	Weekly	44.00	50.00
Combined	Weekly	269.00	309.00
CREATIVE ARTS			
Base Program	Biweekly	322.00	370.00
Extended Hours	Biweekly	88.00	100.00
Combined	Biweekly	410.00	470.00
CREATIVE ARTS TEENS	Biweekly	425.00	489.00
THERAPEUTIC CAMPS			
	Weekly	115.00	132.00
Transportation	Weekly	30.00	34.00
Extended Hours (P.M. only)	Weekly	27.00	31.00
Combined	Weekly	172.00	197.00
NATURE CAMP PROGRAMS			
Half Day	Weekly	102.00	117.00
Full Day	Weekly	202.00	232.00
CONFERENCE/HOLIDAY CAMP	Daily	46.00	53.00
PRESCHOOL PROGRAMS			
3-yr olds, without aid:			
2day/wk (CH, LRC, MCC, Gun)	Annual	918.00	991.00
3day/wk (CH, LRC, MCC, Gun)	Annual	1,285.00	1,388.00
3-yr olds, with aid:			
3day/wk (Arl. Mill, FCC)	Annual	1,987.00	2,146.00
2day/wk (Arl. Mill, FCC)	Annual	1,340.00	1,447.00
NON-RESIDENT SURCHARGE			
FOR ABOVE ACTIVITIES	Various	50% of Fee	50% of Fee

FISCAL YEAR 2009 PROGRAM FEES

PROGRAM	FEE UNIT	FY 2008	FY 2009
COMMUNITY FITNESS CENTERS (THOMAS JEFFERSON, BARCROFT SPORTS AND FITNESS, GUNSTON, LAI CARVER AND MADISON CENTERS) FEES			

Resident			
Adult (18-55 years)	Yearly	145.00	170.00
Senior Adult	Yearly	95.00	110.00
Guest Fee	Daily	6.00	7.00
Non-resident			
Full Use	Yearly	420.00	485.00
Full Use Senior	Yearly	225.00	260.00
Guest Fee	Daily	12.00	14.00
Corporate/Business Card	Yearly	490.00	565.00
SKATE PARK			
Youth			
Residents/Non-residents	Daily	5.00/8.00	5.00/8.00
Residents	Annual	n/a	n/a
Admission Passes			
Residents	10 Visits	40.00	40.00
Residents	20 Visits	50.00	50.00
Residents	40 Visits	80.00	80.00
Non-residents	10 Visits	70.00	70.00
Adults			
Residents/Non-residents	Daily	6.00/9.00	6.00/9.00
Admission Passes			
Residents	10 Visits	50.00	50.00
Residents	20 Visits	60.00	60.00
Residents	40 Visits	100.00	100.00
Non-residents	10 Visits	80.00	80.00

FISCAL YEAR 2009 PROGRAM FEES

PROGRAM	FEE UNIT	FY 2008	FY 2009
SENIOR ADULT REGISTRATION			
Residents	Annual	15.00	15.00
Non-residents	Annual	40.00	40.00
Non-Resident Couples	Annual	60.00	60.00
ADULT LEAGUE FEES, PER TEAM			
Flag Football	Season	305.00	350.00
Soccer	Season	257.00	275.00
Basketball	Season	327.00	376.00
Fall Softball	Season	312.00	359.00
Non-resident fee, per player for			

League and multiple-use play	Season	30.00	30.00
Effective July 1, 2008, at the league level, membership must consist of 66% Arlington residents. Individual teams within a league will be required to maintain a membership of 51% Arlington residents. Individuals who work in Arlington will count towards meeting this requirement.			
PICNIC SHELTERS	Day	125.00	125.00
SPECIAL PARK EVENTS	Day	100.00	100.00
COMMUNITY GARDENS			
With Water	Season	60.00	60.00
Without Water	Season	50.00	50.00
FARMERS MARKET SITE	Prime Season	320.00	360.00
(No change in rate, longer season)	Winter Season	150.00	150.00

FISCAL YEAR 2009 PROGRAM FEES

PROGRAM	FEE UNIT	FY 2008	FY 2009
TRAVEL			
Residents/Non-Residents			
Day Trip Costing \$0-\$10	Trip	0.00/3.00	0.00/3.00
Day Trip Costing \$11-\$20	Trip	1.00/5.00	1.00/5.00
Day Trip Costing \$21-\$30	Trip	2.00/7.00	2.00/7.00
Day Trip Costing \$31-\$40	Trip	3.00/7.00	3.00/7.00
Day Trip Costing \$41 & up	Trip	4.00/7.00	4.00/7.00
Overnight Trip Costing up to \$500	Trip	13.00	13.00
Overnight Trip Costing \$500-\$1,000	Trip	25.00/50.00	25.00/50.00
Overnight Trip Costing \$1,000 & Up	Trip	50.00	50.00
ATHLETIC FACILITY, EXCLUSIVE USE			
Gunston Bubble			
Affiliate Group	Hourly	50.00	50.00
Non-Affiliate Group	Hourly	60.00	60.00
Diamond Field			
Lighted	Hourly	50.00	50.00
Unlighted	Hourly	30.00	30.00
Rectangular Field			
Lighted	Hourly	50.00	50.00
Unlighted	Hourly	30.00	30.00
Synthetic Rectangular Field			
Affiliate Group			
Lighted	Hourly	75.00	85.00
Unlighted	Hourly	50.00	60.00

FISCAL YEAR 2009 PROGRAM FEES

PROGRAM	FEE UNIT	FY 2008	FY 2009
Non-Affiliate Group			
Lighted	Hourly	90.00	100.00
Unlighted	Hourly	60.00	70.00
Indoor Facility			
Classroom or Equivalent	Hourly	25.00	25.00
Game Room or Equivalent	Hourly	30.00	30.00
Small Gymnasium/Multipurpose Room	Hourly	41.00	41.00
Full size Gymnasium	Hourly	41.00	50.00
Custodial Fee	Hourly	61.00	61.00
Non-resident surcharge	Hourly	100% of Fee	100% of Fee
Facility Monitor	Hourly	17.50	18.50
Athletic Facility Field Prep	Per Field	44.00	46.00
SWIMMING			
Single Admission			
Adult, Resident	1 Swim	4.00	4.00
Adult, Non-Resident	1 Swim	8.50	8.50
Sr. Adult, Resident	1 Swim	2.50	2.50
Sr. Adult, Non-Resident	1 Swim	6.00	6.00
Youth, Resident	1 Swim	0.50	0.50
Youth, Non-Resident	1 Swim	1.50	1.50
High School Age			
Youth, Resident	1 Swim	1.00	1.00
Youth, Non-Resident	1 Swim	3.00	3.00
Swim Tickets			
Adult, Resident	20 Swims	64.00	64.00
Adult, Non-Resident	20 Swims	130.00	130.00
Sr. Adult, Resident	20 Swims	48.00	48.00

FISCAL YEAR 2009 PROGRAM FEES

PROGRAM	FEE UNIT	FY 2008	FY 2009
Sr. Adult, Non-Resident	20 Swims	100.00	100.00
Youth, Resident	20 Swims	10.00	10.00
Youth, Non-Resident	20 Swims	25.00	25.00
Annual Memberships			
Adult, Resident	Annual	242.00	242.00
Adult, Non-Resident	Annual	473.00	473.00

Sr. Adult, Resident	Annual	158.00	158.00
Sr. Adult, Non-Resident	Annual	330.00	330.00
Youth, Resident	Annual	47.00	47.00
Youth, Non-Resident	Annual	100.00	100.00
Rentals			
Pool –Team/Non-team (includes one operator)	Hourly	112.00	100.00
(Requires minimum of 2 lifeguards) Hourly	24.00	24.00	
• Additional guards based on # swimmers (Contract will specify)			
Lane Rental	Hourly	21.00	18.00
DEVELOPMENTAL YOUTH			
SPORTS PROGRAMS	Season	63.00	70.00
(Sat. morning Track & Basketball)			
SUPPLEMENTAL FEES			
Classes/Events	Per Class Per Participant	100% Cost Recovery	100% Cost Recovery
Non-resident Surcharge	Class	\$10.00	\$10.00-\$25.00
(Higher fee applied to high demand classes)			
CULTURAL AFFAIRS SUPPORTED ORGANIZATIONS:			
<i>Theater Productions</i>	<i>Each Ticket</i>	<i>10% Surcharge</i>	<i>10% Surcharge</i>
Classes & Workshops	Each Tuition	10% Surcharge	10% Surcharge
Scene Shop Use	Weekly	35.00	40.00
Theatre Use Fee	Hourly	15.00	15.00

27.O. Amendment to the Fire Prevention Code, Chapter 8, Section 8-10.1.11 of the Code of Arlington County, Virginia, concerning the inspection fee for witnessing fire protection systems tests.

Adopted the following amendments to the Fire Prevention Code, Chapter 8, Section 8-10.1.11 of the Code of Arlington County, Virginia, to charge an inspection fee for witnessing fire protection systems tests:

AN ORDINANCE TO AMEND CHAPTER 8 (FIRE PREVENTION) OF THE ARLINGTON COUNTY CODE RELATING TO FIRE INSPECTION FEES, EFFECTIVE JULY 1, 2008:

BE IT ORDAINED that Chapter 8 of the Arlington County Code is amended as follows:

§ 8-10.1.11. Fees.

Permits and fees as required by this article or the Virginia Statewide Fire Prevention Code shall be set forth in Table 8-10.1.11. No permit required by the Fire Prevention Code shall be valid until the prescribed fee has been paid to the Treasurer of Arlington County.

SECTION	TABLE 8-10.11.1. PERMIT & FEE DESCRIPTION	PERMIT INSEPECTION REQUIRED	PERMIT FEE	INSPECTION FEE
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F-402.3.	Candles in assembly & educational occupancies	Yes	N/A	Note e
F-403.4.	Open burning	Yes	\$85.00	Note e
F-404.2.	Remove paint with torch	Yes	\$85.00	Note e
F-601.4.	Assembly & educational occupancies	Yes	Note a	Note e
F-701.1.	Child/daycare facilities	Yes	Note e	Note e
F-801.2.	Airports, heliports & helistops	Yes	\$85.00	Note e
F-901.2.	Flammable liquids, bowling lanes	Yes	\$85.00	Note e
F-1001.2.	Crop ripening & coloring processes	Yes	\$85.00	Note e
F-1101.2.	Dry cleaning	Yes	\$85.00	Note e
F-1201.2.	Dust explosion hazard	Yes	\$85.00	Note e
F-1301.2.	Flammable finishes	Yes	\$85.00	Note e
F-1401.2.	Fumigation-insecticidal	Yes	\$85.00	Note e
F-1501.2.	HPM Facilities	Yes	\$85.00	Note e
F-1601.2.	Lumber yard-woodworking plants	Yes	\$85.00	Note e
F-1701.2.	Matches-bulk storage	Yes	\$85.00	Note e
F-1801.2.	Oil/gas wells	Yes	\$85.00	Note e
F-1901.2.	Organic coatings	Yes	\$85.00	Note e
F-2001.2.	Tents/air-supported structures	Yes	\$85.00	Note e
F-2102.2.	Wrecking yard, junk yard, waste material handling	Yes	\$85.00	Note e
F-2201.2.	Welding or cutting	Yes	\$85.00	Note e
F-2205.2.	Storage of welding cylinders	Yes	\$85.00	Note e
F-2207.1.	Calcium carbide	Yes	\$85.00	Note e
F-2208.1.	Acetylene generators	Yes	\$85.00	Note e
F-2208.7.	Acetylene cylinder storage	Yes	\$85.00	Note e
F-2301.2.	Hazardous materials	Yes	\$85.00	Note e
F-2401.2	Aerosol products	Yes	\$85.00	Note e
SECTION	TABLE 8-10.11.1. PERMIT & FEE DESCRIPTION	PERMIT / INSEPECTION REQUIRED	PERMIT FEE	INSPECTION FEE
F-2501.2.	Cellulose nitrate plastics	Yes	\$85.00	Note e
F-2601.2.	Combustible fibers	Yes	\$85.00	Note e
F-2701.2.	Compressed gases	Yes	\$85.00	Note e
F-2801.2.	Corrosives	Yes	\$85.00	Note e
F-2901.2.	Cryogenic liquids	Yes	\$85.00	Note e
F-3001.2	Blasting/explosives	Yes	\$85.00	Note e
F-3101.2.	Fireworks	Yes	\$85.00	Note e
F-3201.2.	Vehicle repair shop	Yes	\$85.00	Note e
F-3201.2.	Flammable and combustible liquids storage, handling, use, process	Yes	\$85.00	Note e
F-3201.2.	Flammable and combustible liquids tanks and equipment	Yes	Note d	Note e
F-3301.2.	Flammable solids	Yes	\$85.00	Note e
F-3401.2.	Highly toxic and toxic solids and liquids	Yes	\$85.00	Note e
F-3501.2.	Irritants, sensitizers and other health hazards	Yes	\$85.00	Note e
F-3601.2.	Liquefied petroleum gases	Yes	\$85.00	Note e
F-3701.2.	Organic peroxides	Yes	\$85.00	Note e

F-3801.2.	Liquid and solid oxidizers	Yes	\$85.00	Note e
F-3901.2.	Pesticides	Yes	\$85.00	Note e
F-4001.2.	Pyrophoric materials	Yes	\$85.00	Note e
F-4101.2.	Radioactive materials	Yes	\$85.00	Note e
F-4201.2.	Unstable (reactive) materials	Yes	\$85.00	Note e
F-4301.2	Water reactive materials	Yes	\$85.00	Note e
8-10.3.8.	Special events	Yes	\$85.00	Note e
8-10.4.1.	Open burning	Yes	Note b	Note e
8-10.4.2.	Flame producing devices-sweating pipe joints	Yes	\$85.00	Note e
8-10.4.3.	Flame producing devices-roofing applications	Yes	\$85.00	Note e
8-10.5.11.	Periodic retest fire protection systems and cancellation of scheduled test	Yes	Note c	Note c
SECTION	TABLE 8-10.11.1. PERMIT & FEE DESCRIPTION	PERMIT INSEPECTION REQUIRED	PERMIT FEE	INSPECTION FEE
8-10.13.1.2.	Applying flammable/combustible liquids in floor refinishing operations	Yes	\$85.00	Note e
8-10.13.2.1.	Metal refinishing operations	Yes	\$85.00	Note e
8-10.31.1.1.	Sale of fireworks	Yes	\$500.00	Note e
8-10.31.1.2	Display of fireworks	Yes	\$85.00	Note e

Note a--Assembly and education facilities with an approved capacity up to fifty (50) persons is forty-two dollars and fifty cents (\$42.50); fifty-one (51) to five hundred (500) [is] eighty-five dollars (\$85.00); above five hundred (500) is one hundred seventy dollars (\$170.00).

Note b--Special events up to fifty (50) persons is forty-two dollars and fifty cents (\$42.50); fifty-one (51) to five hundred (500) [is] eighty-five dollars (\$85.00); above five hundred (500) is one hundred seventy dollars (\$170.00). The above fees may be waived if an inspection fee is included in the county's special event fee that covers all agencies.

Note c--Periodic retest of fire protection systems is based on a ~~eighty-five dollar (\$85.00)~~ one hundred thirty dollar (\$130.00) hourly rate for each inspector. The minimum fee charged for each inspector is sixty-five dollars (\$65.00). Half Quarter hour rates are ~~forty-two dollars and fifty cents (\$42.50)~~ thirty-two dollars and fifty cents (\$32.50). As defined in Section 8-10.5.9., a ~~eighty-five dollar (\$85.00)~~ one hundred thirty dollar (\$130.00) fee will be assessed for cancellations less than forty-eight (48) hours prior to scheduled inspections and/or retest of fire protection systems.

Note d--Administrative review of flammable and combustible liquid storage tank permit applications and/or on-site inspections of such equipment is based on a eighty-five dollar (\$85.00) per hour rate. Half hour rates are forty-two dollars and fifty cents (\$42.50).

Note e--Annual child/daycare inspections with 1--4 children will be forty-two dollars and fifty cents (\$42.50), 5--9 children will be eighty-five dollars (\$85.00), and 10 or more children will be one hundred seventy dollars (\$170.00). (Ord. No. 98-23, 7-11-98; Ord. No. 02-20, 7-20-02)

27.P. This item was removed from the agenda. There are no recommended changes.

27.Q. Adopt an ordinance to amend, reenact and recodify Chapter 33-14 of the Code of Arlington County, Virginia, to increase fees for false alarm responses.

Adopted the following ordinance to amend, reenact and recodify Chapter 33-14 of the Code of Arlington County Virginia, to increase fees for false alarms responses:

AN ORDINANCE TO AMEND, REENACT, AND RECODIFY CHAPTER 33, ARTICLE III, SECTION 33-14 OF THE ARLINGTON COUNTY CODE RELATING TO EXCESSIVE FALSE ALARM RESPONSE PENALTIES.

BE IT ORDAINED that Chapter 33, Article III of the Arlington County Code is amended, reenacted, and recodified as follows, effective July 1, 2008.

§ 33-14. Excessive false alarm responses prohibited; penalties.

(a) It shall be unlawful for any alarm user in the county to allow an excessive number of false alarm responses to occur at a protected premise for which they are responsible. It is hereby found and determined that false alarm responses to a protected premise in excess of two (2) in a twelve-month calculation period are deemed to be an excessive number and shall be a violation of this chapter. When involving apartment complexes, a protected premise shall be determined on a "per unit" basis. The first twelve-month period shall commence on the date of original registration issuance. Subsequent twelve-month periods shall be established successively.

(b) A false alarm response fee shall be assessed against the alarm user for false alarm responses in excess of two in a twelve-month calculation period, in accordance with the following fee schedule:

- (1) Third response ~~\$50.00~~ \$100.00
- (2) Fourth response ~~\$100.00~~ \$150.00
- (3) Fifth response ~~\$150.00~~ \$200.00
- (4) Sixth response ~~\$200.00~~ \$250.00
- (5) Seventh response ~~\$250.00~~ \$300.00
- (6) Eighth response. ~~\$300.00~~ \$400.00
- (7) Ninth response and each response thereafter. \$500.00

(c) The failure of an alarm user to make payment of any fee imposed under this section within sixty (60) days from the date of receipt may result in the suspension of the alarm user registration and a discontinuance of police response to alarms that may occur at the protected premises described in the alarm user's registration until such time that payment is received.

(d) To ensure that the assessed amounts are representative of the costs incurred by the county to provide alarm responses and to administer this chapter, the amounts contained in the false alarm fee schedule shall be evaluated and amended, as necessary, on an annual basis.

27.R. Increase in the Emergency Medical Services (EMS) ambulance transport fees.

Adopted the following resolution to increase in the EMS ambulance transport fees:

THE COUNTY BOARD HEREBY RESOLVES that effective July 1, 2008, the service charge for ambulance transportation by the Arlington County Fire Department shall be \$400 for Basic Life Support Emergency, \$500 for Advanced Life Support-1 Emergency, \$675 for Advanced Life Support-2 Emergency, and \$10.00 per transport mile. The Fire Chief is authorized to establish regulations and procedures for the collection of these fees and associated direct costs for ambulance service, including payment standards for citizens with lower

incomes.

The charge shall be waived in the following cases:

- a. When service is rendered in connection with any natural disaster or man-made disaster as defined in §44-146.16 of the Code of Virginia;
- b. When service is rendered to a person who is in the custody of the Sheriff’s Department; and
- c. When service is rendered to any child under 18 years of age who is attending school or school-related activities when the need for service arises.

BE IT FURTHER RESOLVED that the local Board of Public Welfare shall pay all ambulance service charges not covered by insurance incurred by residents who at the time of service are enrolled in the Housing Grants or Real Estate Tax Relief Programs administered by the County pursuant to Chapters 43 and 44 of the Arlington County Code.

27.S. Amendment and Reenactment of a Non-Codified Ordinance Amending the Arlington Transit (“ART”) Passenger Fare Schedule By Adding and Increasing Certain Fares, to Become Effective on July 1, 2008.

Adopted the following Non-Codified Ordinance, Amending the Passenger Fare Schedule for the Arlington Transit (“ART”) Transportation System by adding and increasing certain fares, to become effective on July 1, 2008:

AMENDMENT AND RE-ENACTMENT OF A NON-CODIFIED ORDINANCE AMENDING THE PASSENGER FARE SCHEDULE FOR THE ARLINGTON TRANSIT (“ART”) TRANSPORTATION SYSTEM, TO BECOME EFFECTIVE ON JULY 1, 2008.

I. BE IT ORDAINED by the County Board of Arlington County, Virginia, that the non-codified ordinance enacted by the County Board on December 9, 2006 is amended and re-enacted to revise the passenger fare schedule for the Arlington Transit (“ART”) Transportation System, to become effective on July 1, 2008. The passenger fare schedule, as hereby amended and re-enacted, shall be as follows:

ARLINGTON TRANSIT (“ART”)
PASSENGER FARE SCHEDULE

One-way base fare-cash/ <u>token</u>	\$1.25 <u>\$1.35</u>
<u>One-way base fare-SmarTrip card</u>	<u>\$1.25</u>
Bulk Token Sales for ART Route No. 90 only (roll of 25)	\$10.00
Full-Fare Gold Token (bag of 16).....	\$20.00 <u>\$21.60</u>
Transfer Silver Token (bag of 16).....	\$5.00 <u>\$7.20</u>
iRide Youth Token (bag of 20).....	\$10.00
One-way base fare upon presentation of valid Metrorail <u>paper</u> transfer	\$0.35 <u>\$0.45</u>
<u>One-way base Metrorail transfer fare-SmarTrip card</u>	<u>\$0.35</u>
One-way base fare upon presentation of valid regional bus-to-bus transfer or Metrobus Flash Pass	free
One-way base fare upon presentation of valid Virginia Hospital Center-Arlington employees with hospital ID	free
One-way base fare for senior citizens and persons with disabilities, upon presentation of valid WMATA ID or Medicare card	\$0.60
One-way base fare for middle and high school students, upon presentation of valid middle school or high	

school identification \$0.60 or i-Ride token

II. Any remaining portions of the Non-Codified Ordinance Amending and Reenacting A Passenger Fare Schedule for the Arlington Transit (“ART”) Transportation System, enacted by the County Board on December 9, 2006, and effective on January 1, 2007, not amended hereby shall remain in effect as previously adopted.

27.T. Enactment of An Ordinance to Amend, Reenact and Recodify Chapter 22 (Street Development and Construction), Section 22-9, of the Code of Arlington County, Virginia, concerning the penalty for violation of Chapter 22.

Enacted the following Ordinance to Amend, Reenact and Recodify Chapter 22 (Street Development and Construction), Section 22-9, of the Code of Arlington County, Virginia, concerning the penalty for violation of Chapter 22, to become effective July 1, 2008:

AN ORDINANCE TO AMEND, REENACT AND RECODIFY CHAPTER 22 (STREET DEVELOPMENT AND CONSTRUCTION), SECTION 22-9, OF THE CODE OF ARLINGTON COUNTY, VIRGINIA, CONCERNING THE PENALTY FOR VIOLATION OF CHAPTER 22, TO BECOME EFFECTIVE JULY 1, 2008.

I. BE IT ORDAINED by the County Board of Arlington County, Virginia that Chapter 22, Section 22-9, is amended, reenacted and recodified, effective July 1, 2008, to read as follows:

Chapter 22

STREET DEVELOPMENT AND CONSTRUCTION

* * *

§ 22-9. Penalty.

Any person, firm or corporation, who shall violate any provision of this chapter shall be guilty of a Class 4 misdemeanor, and, upon conviction thereof, shall be punished by a fine as provided by law for Class 4 misdemeanors ~~not less than five dollars (\$5.00) or more than fifty dollars (\$50.00)~~ for each offense. Where there is a continuing violation of this chapter from day to day each ~~such~~ violation shall constitute a separate offense.

* * *

II. The remaining sections and subsections of Chapter 22 of the Code of Arlington County, Virginia not amended hereby shall remain in effect as previously enacted.

27.U. Adopt the attached Ordinance to Amend, Reenact and Recodify Chapter 3, Building Code; Chapter 7, Electrical Code; and Chapter 18 Plumbing and Gas Codes of the Code of Arlington County, Virginia, concerning the fees charged for construction and related permits.

Adopted the following Ordinance to amend, reenact and recodify Chapter 3, Building Code; Chapter 7, Electrical Code; and Chapter 18, Plumbing and Gas Codes of the Code of Arlington County, Virginia, to increase fees charged for building and trade permits:

AN ORDINANCE TO AMEND, REENACT AND RECODIFY CHAPTER 3 (BUILDING CODE), CHAPTER 7 (ELECTRICAL CODE), AND CHAPTER 18 (PLUMBING AND GAS CODES) OF THE ARLINGTON COUNTY CODE CONCERNING THE FEES CHARGED

BE IT ORDAINED THAT, Chapters 3, 7 and 18 of the Arlington County Code are hereby amended, reenacted, and recodified as follows effective, July 1, 2008, in order to provide for efficient administration of the Arlington County Code, and to encourage economic development and to promote the health, safety and general welfare of the public:

Chapter 3 BUILDING CODE*

***Cross references:** Electrical code, Ch. 7, fire prevention code, Ch. 8; food code, Ch. 9; licenses generally, Ch. 11; plumbing and gas codes, Ch. 18; real estate assessment, Ch. 20; street development and construction, Ch. 22; subdivisions, Ch. 23; swimming pools, Ch. 24; housing standards, Ch. 29; fair housing, Ch. 34; relocation assistance in real property acquisition, Ch. 37; real estate tax relief for the elderly, Ch. 43; housing grants for needy persons, Ch. 44; flood plain management, Ch. 48; consumer protection, Ch. 50; home improvement, Ch. 51.

- § 3-1. Definitions.
- § 3-2. Availability of building codes.
- § 3-3. Supplemental requirements.
- § 3-4. Reserved.
- § 3-5. Permit fees.
- § 3-6. Effect on other legislation.
- § 3-7. Severability.
- §§ 3-8.1--3-8.3. Reserved.
- § 3-9. Exterior driveways.
- § 3-10. Maintenance.
- § 3-11. Reserved.
- § 3-12. Snow loads and frost line requirements.
- § 3-13. Reserved.
- § 3-14. Unsafe buildings.
- § 3-15. Small appliance replacement program.
- § 3-16. Arlington County Building Code Board of Appeals.

§ 3-1. Definitions.

The following words and phrases, when used in this chapter, shall have the meanings respectively ascribed to them in this section:

Administrative authority . Wherever the words "administrative authority" appear in this code, they shall mean the building official.

Building official. Wherever the term "building official" is used in the building code, it shall be held to mean the inspections services division chief for the county or such other person as is designated by the County Manager to serve as the "building official."

Municipality . Wherever the word "municipality" is used in the building code, it shall be held to mean the county.

(12-8-79; 9-22-81; Ord. No. 82-42, 12-4-82; Ord. No. 86-11, 5-17-86; Ord. No. 97-7, 4-12-97)

§ 3-2. Availability of building codes.

There is hereby made available by the County Board of Arlington County, Virginia, for the purpose of establishing rules and regulations for the construction, alteration, removal, demolition, equipment, use and occupancy, location and maintenance of buildings and structures, including permits and penalties, those certain building codes known as Uniform Statewide Building Code, adopted and promulgated by the Virginia State Board of Housing pursuant to Chapter 6, Title 36, of the Code of Virginia, (1950) as amended, have been and now are filed in the office of the inspection services division, and may be viewed there during their regular business days.

(12-8-79; 9-22-81; Ord. No. 82-42, 12-4-82; Ord. No. 86-11, 5-17-86; Ord. No. 97-7, 4-12-97)

§ 3-3. Supplemental requirements.

Barbed wire and electrically charged fences . Barbed wire shall not be allowed on any fence or wall at a height of less than six (6) feet. Sharp, unfinished, or cut prongs or links of open mesh type fences shall not be allowed on any fence at a height of less than six (6) feet unless the cut prongs or links are placed at the bottom of the fence. The erection or installation of an electrically charged fence is prohibited.

(12-8-79; Ord. No. 82-42, 12-4-82; Ord. No. 86-11, 5-17-86; Ord. No. 88-8, 4-30-88; Ord. No. 94-9, 4-23-94; Ord. No. 97-7, 4-12-97)

§ 3-4. Reserved.

Editor's note: Former § 3-4, which pertained to fire limits and derived from legislation of Dec. 18, 1976, was repealed by Ord. No. 86-11, adopted May 17, 1986.

§ 3-5. Permit fees.

(a) *General*

1. All fees required by this section must be paid prior to release of the permit.
2. A filing fee equal to 25% of the total permit fee must be paid at the time of permit application filing. The filing fee is included in the total permit fee specified in this ordinance. The filing fee amount shall not be refunded if no permit is issued.
3. Permit fees are calculated and collected for each permit application. When an application includes multiple buildings, a separate fee will be assessed for each building on which construction will be done under the permit as defined in the building code, or as identified by a separate mailing address.
4. Plan revisions include any changes made by the applicant to the approved construction documents. The fee for plan revisions shall be the higher of the minimum fee under this ordinance for new work shown in the revised plans, or the revision fees as follows:
 - a. Each single family detached and attached dwelling per square foot of area affected by revision \$~~0.05~~ 0.06
 - b. Revision to other buildings per square foot of area affected by revision \$~~0.06~~ 0.07
 - c. Commercial interior alteration revision fee per discipline (i.e., Building, Mechanical, Plumbing, Electrical, Fire revisions) \$~~50~~ 52.00
5. Re-inspection fee after the first or subsequent disapproval \$ ~~60~~ 62.00
6. Work without permit per occurrence, in addition to all other fees \$~~100~~ 104.00
7. The following additional fees shall apply to each permit covered under this ordinance:
 - a. a ~~1.75%~~ fee levy as authorized by USBC for Code Academy activities,
 - b. a 10% automation enhancement surcharge, and
 - c. a 15% indirect cost surcharge

(a) *Payment required.* Notwithstanding anything in this section, there shall be no fees assessed for the permit required by the building code for the erection or alteration of a building or structure performed by or for the Washington Metropolitan Area Transit Authority in connection with the construction, alteration, repair or maintenance of bus and rapid rail system; or the Northern Virginia Regional Park Authority; the School Board of the County of Arlington, Virginia; or the County of Arlington, Virginia. No permit required by the building code shall be valid until the prescribed fee has been paid to the treasurer of Arlington County.

(b) *New buildings and additions.* For a permit for the construction of a new building or addition to a building or structure except for one- and two-family dwellings, the fee shall be seventy two cents (~~\$0.70~~ 0.72) per gross square foot of total floor area or the minimum permit fee whichever is greater. Permit fee for the construction or replacement of a fence, tower, wall, or other structure not defined as a building shall be fifty two cents (~~\$0.50~~ 0.52) per gross square foot of total area or the minimum permit fee whichever is greater.

The permit fee for new construction and additions to one- and two-family detached and attached buildings shall be fifty two cents (~~\$0.50~~ 0.52) per gross square feet of total floor area. Twenty-five (25) percent of the permit fee shall be paid at the time plans are submitted for review. This amount shall not be refunded if no permit is issued. An applicant must provide building dimensions, square footage, use group, construction type, and numbers of floors including basements, in order for the fee to be calculated.

(c) *Alterations, repairs and tenant layouts except one- and two-family detached and attached buildings.* For a permit for the alteration or repair of a building or structure, ~~the construction or replacement of a fence, tower, wall, or other structure not defined as a building,~~ or tenant layouts, the fee shall be fifty two cents (~~\$0.50~~ 0.52) per gross square foot of total area or the minimum permit fee whichever is greater.

(d) *Alterations, and repairs of one-and-two-family detached and attached buildings.*

(1) ~~Fourteen~~ Fifteen cents (~~\$0.14~~ 0.15) per square or linear foot.

(e) Notwithstanding any provisions of this ordinance, minimum permit and application filing fee for any construction, alteration, addition, or revision (per occurrence) except for one- and two-family detached and attached buildings shall be ~~\$200~~ 207.00. Minimum permit fee and application filing fee for new construction, alteration and addition to one and two-family detached and attached buildings shall be ~~\$75~~ 78.00.

(f) *Removal of building to new location.* For a permit for the removal of a building or structure to a new location, the fee shall be at the same rate as herein established for the alteration or repair of a building or

structure.

(g) Code Modifications and Appeal.

1. The fee for a construction-code-modification request for one- and two-family attached and detached dwellings is ~~\$50~~ 52.00. For one- and two-family attached and detached dwellings the fee for filing an appeal is \$100.00.

2. The fee for a construction-code-modification request for all other buildings, including multi-family dwellings, is ~~\$200~~ 207.00. For all other buildings, including multi-family dwellings, the fee for filing an appeal is \$400.00

(h) Signs. For a permit for the erection of a sign, see Section 34 of the Zoning Code.

(i) Demolitions. For a permit for the demolition of a building or structure, the fee shall be two hundred dollars (~~\$200~~ 207.00).

(j) Elevators :

(1) Permit fees for the installation and repair of an elevator, escalator, dumbwaiter or material/personnel lift, shall be as follows:

Contract cost of the installation multiplied by ~~0.0075~~ 0.0078. Applicant shall submit, with permit application evidence of the contract value.

(2) Periodic inspection fee shall be as follows:

Passenger or freight, per elevator base fee	\$250 <u>259.00</u>
Plus additional per floor fee of	\$10 <u>10.50</u>
Escalator	\$250 <u>259.00</u>
Dumbwaiter	\$30 <u>31.00</u>
(4) For a temporary certificate which shall be valid for six (6) months for each elevator	\$300 <u>310.00</u>

(k) Mechanical equipment permit fees:

1. New single-family dwelling units and one- and two-family townhouses:

The fee for mechanical permit of one (1) HVAC system in new single-family dwelling units or one- and two-family townhouses shall be	\$150 <u>155.00</u>
Additional HVAC systems, each	\$50 <u>52.00</u>

2. Single-family and town house alteration, replacement, and repaired equipment:

The base mechanical fee shall be ~~\$49.00~~ 51.00 plus the equipment fee listed in this section. The following fee schedule applies to each piece of equipment.

a. Heating equipment (includes, but is not limited to, heat pump auxiliary heat, heating capacity of packaged units, duct heaters, VAV box heating elements, gas-fired fireplaces, etc.):

Each 100 MBH or fraction \$20 21.00

b. Cooling equipment (includes, but is not limited to, cooling capacity of heat pumps, packaged units, cooling boxes, cooling equipment with compressors, etc.):

Each five tons of capacity or fraction \$20 21.00

c. Fuel tanks:

Each 500 water gallons or fraction \$40 42.00

d. Expansion tanks:

Each 50 water gallons or fraction \$40 42.00

e. Pre-fabricated fireplace (includes wood stoves)
Each firebox \$~~25~~ 26.00

f. Pre-fabricated chimney
Each chimney \$~~40~~ 10.50

3. *Other buildings*: This fee includes a base mechanical fee and individual equipment fee. Applicant shall submit, with permit application evidence of the contract value and equipment value.
- a) The base mechanical fee is ~~4.5~~ 1.6% of the cost difference between the contract value and the value of listed equipment This fee is in addition to the equipment fee listed below.
- b) New, altered, replacement, and repaired equipment fee:

The following fee schedule applies to each piece of equipment.

a. Heating equipment (includes, but is not limited to, heat pump auxiliary heat, heating capacity of packaged units, duct heaters, VAV box heating elements, gas-fired fireplaces, etc.):
Each 100 MBH or fraction \$~~20~~ 21.00

b. Cooling equipment (includes, but is not limited to, cooling capacity of heat pumps, packaged units, cooling boxes, cooling equipment with compressors, etc.):
Each five (5) ton capacity or fraction \$~~20~~ 21.00

c. Fuel tanks:
Each 500 water gallons or fraction \$~~40~~ 42.00

d. Expansion tanks:
Each 50 water gallons or fraction \$~~40~~ 42.00

e. Pre-fabricated fireplace (includes wood stoves)
Each firebox \$~~25~~ 26.00

f. Pre-fabricated chimney
Each chimney \$~~40~~ 10.50

4. A minimum fee of \$~~75~~ 78.00 applies to all Mechanical Permits.

(l) Residential swimming pool fees . The fee for a permit to construct a swimming pool shall be at the rate of ~~ten eleven~~ seventy-eight cents (\$~~0.10~~ 0.11) per square foot of water surface area.

(m) Refunds. In case of abandonment or withdrawal of any permit or application, seventy (70) percent of the fee shall be refunded to the applicant, provided that he makes a written request before the work is commenced. If work has commenced, the applicant may return the permit with a written request for cancellation and a pro-rata refund of the fee shall be made based on the remaining incompleting work; provided further that such request is made within six (6) months after the date the permit is issued.

(n) Parking lots . For a permit for the construction or enlargement of a parking lot, the fee shall be at the rate of ~~seventy-five~~ seventy-eight cents (\$~~0.75~~ 0.78) per one hundred (100) square feet or fraction thereof.

(o) Modular housing unit inspection \$~~50~~ 52.00

(12-8-79; 10-21-80; 9-22-81; Ord. No. 82-5, 2-27-82; Ord. No. 82-42, 12-4-82; Ord. No. 83-10, 7-1-83; Ord. No. 84-9, 4-28-84; Ord. No. 85-25, 7-13-85; Ord. No. 86-11, 5-17-86; Ord. No. 87-9, 3-21-87; Ord. No. 88-8, 4-30-88; Ord. No. 90-6, 7-1-90; Ord. No. 91-17, 7-1-91; Ord. No. 92-1, 2-1-92; Ord. No. 93-4, 7-1-93; Ord. No. 94-9, 4-23-94; Ord. No. 95-8, 4-29-95; Ord. No. 97-7, 4-12-97; Ord. No. 98-10, 7-1-98; Ord. No. 99-9, § 1, 4-14-99; Ord. No. 03-10, 4-26-03; Ord. No. 04-10, 4-24-04)

§ 3-6. Effect on other legislation.

Nothing in this chapter or in the building code adopted in this chapter shall be held to invalidate any part of the zoning ordinance of the county, dated July 15, 1950, except in cases of direct conflict.

§ 3-7. Severability.

If any part or parts, section, subsection, sentence, clause, or phrase of this chapter is for any reason declared unconstitutional or otherwise invalid, such decision shall not affect the validity of the remaining portions of this chapter, which shall remain in full force and effect as if this chapter had been passed with the unconstitutional or otherwise invalid part or parts, section, subsection, sentence, clause or phrase thereof eliminated.

§ 3-8. Reserved.

§§ 3-8.1--3-8.3. Reserved.

Editor's note: Former §§ 3-8.1--3-8.3, which pertained to safety requirements, were repealed by Ord. No. 86-11, enacted May 17, 1986. The repealed provisions derived from an ordinance of Dec. 8, 1979, and Ord. No. 82-42, enacted Dec. 4, 1982.

§ 3-9. Exterior driveways.

(a) New or replacement driveways and aprons shall be constructed to meet established engineering and construction standards of the inspection services division, zoning and department of environmental services.

(b) Such construction shall require a permit and submission of a set of plans. A fee of thirty-five dollars (\$35.00) will be charged if obtained separately from a building permit.

§ 3-10. Maintenance.

Buildings and structures, permanent or temporary, which are used to store hazardous materials, or occupied or to be used by twenty (20) or more persons who are employed, lodged, housed, assembled, served, entertained or instructed therein, or the common areas of residential structures containing four (4) or more units, including buildings owned by the state or by any of its political subdivisions and the equipment therein may be inspected periodically after completion to ensure that the building code standards at the time of construction are properly maintained. Permanently installed elevators, manlifts, escalators, and similar type equipment shall be inspected annually per maintenance and safety requirements in the current edition of ANSI A-17.1, referenced by the Virginia Uniform Statewide Building Code, New Construction Code. (9-22-81; Ord. No. 86-11, § 5, 5-17-86; Ord. No. 93-25, 12-14-93)

§ 3-11. Reserved.

Editor's note: Former § 3-11, which pertained to smoke detectors and derived from legislation of Sept. 22, 1981, was repealed by Ord. No. 86-11, enacted May 17, 1986.

§ 3-13. Reserved.

Editor's note: Former § 3-13, which pertained to parking garage clearances, and derived from Ord. No. 82-42, enacted Dec. 4, 1982 and Ord. No. 83-18, enacted June 18, 1983, was repealed by Ord. No. 93-25, enacted Dec. 14, 1993.

§ 3-14. Unsafe buildings.

(1) *Abatement or removal of nuisances and recovery of costs.* Whenever the building official believes dangerous, unsafe, or unsanitary conditions exist in any building, and further believes that those conditions menace the health and safety of the building's occupants or the public, then the building official shall declare the building to be a public nuisance, shall order the responsible party to abate, raze, or remove the nuisance, and shall initiate a legal action to compel the responsible party to do so.

(a) Authority to require removal or repair of unsafe buildings and structures and recovery of costs.

(1) The owner of property shall at such time or times as the building official may prescribe, remove, repair, or secure any building, wall, or any other structure which might endanger the public health or safety of other residents. The building official, through its own agents or employees, may remove, repair, or secure any building, wall, or any other structure which might endanger the public health or safety of other residents and the county, when the owner and lien holders of property, after reasonable notice and a reasonable time to do so, have failed to remove, repair, or secure said building, wall, or other structure.

(2) In the event the county, through its own agents or employees, removes, repairs, or secures any building, wall, or any other structure after complying with the notice provisions above, the cost or expenses thereof shall be chargeable to and paid by the owners of such property and may be collected by the county as taxes and levies are collected.

(3) Every charge authorized by this section with which the owner of any such property shall have been assessed and which remains unpaid shall constitute a lien against such property ranking on a parity with liens

for unpaid local taxes and enforceable in the same manner as provided in Articles 3 and 4 of Chapter 39 of Title 58.1 of the Code of Virginia.

(b) Whenever a public nuisance exists in the county, the county manager or designee may maintain an action to compel the responsible party to abate, raze, or remove such public nuisance. If the public nuisance presents an imminent and immediate threat to life or property, then the county may abate, raze, or remove such public nuisance and recover from the responsible party the necessary costs incurred for the provision of public emergency services reasonably required to abate any such public nuisance.

(c) The term "nuisance" shall include, but not be limited to, dangerous or unhealthy substances which have escaped, spilled, been released, or which have been allowed to accumulate in or on any place, and all unsafe, dangerous, or unsanitary public or private buildings, walls, or structure which constitute a menace to the health and safety of the occupants thereof or the public. The term "responsible party" shall include, but not be limited to, the owner, occupier, or possessor of the premises where the nuisance is located, the owner or agent of the owner of the material which escaped, spilled, or was released, and the owner or agent of the owner who was transporting or otherwise responsible for such material and whose acts or negligence caused such public nuisance.

(Ord. No. 82-42, 12-4-82; Ord. No. 83-18, 6-18-83; Ord. No. 90-26, 8-11-90; Ord. No. 93-25, 12-13-93)

(Ord. No. 83-18, 6-18-83; Ord. No. 84-13, 5-12-84; Ord. No. 88-8, 4-30-88; Ord. No. 92-1, 2-1-92; Ord. No. 95-8, 4-29-95; Ord. No. 04-10, 4-24-04)

Chapter 7 ELECTRICAL CODE*

***Editor's note:** Ordinance No. 89-25, adopted Sept. 23, 1989, repealed former Ch. 7 and enacted, in lieu thereof, a new Ch. 7 as herein set forth. The repealed provisions consisted of Arts. I--IV which pertained to general electrical provisions, the National Electrical Code, electrical contractors and electrical permits.

Cross references: Building code, Ch. 3; fire prevention code, Ch. 8; food code, Ch. 9; licenses generally, Ch. 11; nursing homes and child care agencies, Ch. 16; plumbing and gas codes, Ch. 18; subdivisions, Ch. 23; swimming pools, Ch. 24; utilities, Ch. 26; housing standards, Ch. 29; home improvement, Ch. 51; child care centers, preschools, etc., Ch. 52; family day care homes, Ch. 59.

§ 7-1. Title and scope.

§ 7-2. Definitions.

§ 7-3. Availability of codes.

§ 7-4. Administration and enforcement.

§ 7-5. Reserved.

§ 7-6. Permits and fees.

§ 7-7. General provisions.

§ 7-1. Title and scope.

(a) *Title* . This chapter shall be known as the "Arlington County Electrical Code" and may be so cited.

(b) *Scope--New electrical systems* . This code shall apply to electrical systems and to parts thereto which are hereafter installed in buildings of the occupancy classifications enumerated in the Virginia Uniform statewide Building Code.

(Ord. No. 89-25, 9-23-89)

§ 7-2. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Building official . The inspection services division chief of Arlington County, his agent or designee.

Construction code inspector . The qualified person charged with the inspections of all electrical systems and electrical work performed in the county.

(Ord. No. 89-25, 9-23-89; Ord. No. 95-14, 8-8-95; Ord. No. 97-7, 4-12-97)

§ 7-3. Availability of codes.

There is hereby made available by the county board of the County of Arlington, the Virginia Uniform Statewide Building Code, latest edition, of which copies of each are on file in the office of the Inspection Services Division, 2100 Clarendon Boulevard, and may be examined during the hours between 8:00 a.m. and 5:00 p.m. on regular business days.

(Ord. No. 89-25, 9-23-89)

§ 7-4. Administration and enforcement.

(a) *Administrator--Designated* . The administration and enforcement of this code shall be the duty of the building official who is hereby authorized to take such actions, including the promulgation of rules and regulations, as may be reasonably necessary to enforce the provisions of this code. The building official may appoint assistants or agents that are necessary to carry out the provisions of this code.

(b) *Same--Powers and duties* :

(1) The building official or his agent shall have the right and power and it shall be their duty to cause all electrical equipment in or on any building in the county to be inspected from time to time in order to ascertain whether, due to the construction, installation or the condition thereof, such electrical equipment is dangerous to life or property.

(2) When the use of any electrical work shall be found dangerous to health and safety, the building official or a duly authorized agent is hereby authorized to order it removed or made safe as may be deemed necessary.

(c) *Responsibilities of owner or occupant* :

(1) Every building, structure or part thereof shall be kept in good electrical repair by the owner.

(2) No person shall knowingly have any electrical work done on premises under his control or on the premises owned by him, except in accordance with the provisions of this code.

(d) *Compliance required* . No person shall install, alter, maintain, service or repair, or cause or permit the installation, altering, maintaining, servicing or repairing of electrical equipment in or on any building, except in accordance with the provisions of this code.

(e) *Inspections--Request for registered electrical contractor's representative to be present* . The inspection services division may require a representative of the registered electrical contractor to be on the job when inspection is made.

(f) *Same--Notice of defect; failure to comply* . When any electrical equipment is found, upon inspection by a construction code inspector, to be dangerous to life or property because it is defective or defectively installed, the person responsible for the electrical equipment shall be notified in writing and shall make any changes or repairs necessary in the judgment of the building official or a duly authorized agent to place such equipment in safe condition. If any person fails to comply with a notice issued by the building official or a duly authorized agent to correct the violation within a reasonable period stated in the notice, the building official shall order the electric company to disconnect its supply of electricity and such electric company shall thereupon disconnect its lines and discontinue the supply of electricity.

In such cases, the notice to the electric company shall state the reason for the service being ordered disconnected and the party responsible for the violation, if such party is known. Any person failing to make corrections of a violation within the time specified in the notice shall be refused any further permits to do electrical work within the county until such corrections are made.

(g) *Interference with building official* . The occupant or owner of property or premises where any electrical equipment is used or is to be used shall not refuse to allow, interfere with or prevent the discharge of duties hereunder by the building official hereunder, or withhold or refuse to divulge, on request of the building official, the name of the person responsible for doing such work herein or thereon.

(h) *Approval of installation* . No person shall use current in the wiring, fixtures or other electrical lines or equipment falling within the scope of this chapter until approval has been granted by a representative of the inspection services division who shall notify the utility that will supply electrical service to the premises when an installation has been approved and grant it permission to energize its service connection and supply the premises with electric service. Written confirmation of such approval shall be furnished to the utility supplying the electric service by the inspection services division.

(i) *Appeals* . The owner of a building or structure, registered electrical contractor or master electrician may appeal from a decision of the building official on his or her interpretation and enforcement of the provisions of this chapter to the building code board of appeals.

(Ord. No. 89-25, 9-23-89)

§ 7-5. Reserved.

Editor's note: Former § 7-5, which pertained to registration of contractor and certification of worker, was repealed by Ord. No. 95-14, enacted Aug. 8, 1995.

§ 7-6. Permits and fees.

(a) *Permit required* . No electrical work, except minor repair work, shall be performed by any registered electrical contractor, or master electrician, or any owner, owner's agent, architect or engineer until such person has applied for and received a permit from the inspection services division.

(b) *Work in single-family dwellings and townhouses* . Any permit required by this section may be issued to a person, whether registered or not, to do any work regulated by this chapter in a single-family dwelling or townhouse used exclusively for residence purposes, including the usual accessory buildings and quarters in connection with such building, provided that the person is the bona fide owner or agent of the owner of such dwelling.

(c) *Plans required* . Before permits required in this article shall be issued for any electrical work involving a new or renovated commercial or high-rise or multifamily residential building, the prescribed sets of plans must have been submitted to and approved by the inspection services division. Before permits will be issued for major electrical repairs in existing buildings, the registered electrical contractor, owner, owner's agent, architect, engineer or master electrician shall file with the inspection services division detailed sketches of the work proposed to be done. The permit shall not be issued until the plan or sketches have been approved by the construction plan examiner.

(d) *Permit fees*. There shall be no fees assessed for a permit required by this section to do electrical work by or for: the Washington Metropolitan Area Transit Authority in connection with the construction, alteration, repair or maintenance of bus and rapid rail system; the Northern Virginia Regional Park Authority; the School Board of the County of Arlington, Virginia; or the County of Arlington, Virginia.

Nothing in this section shall be construed to alter, amend or modify any rule, regulation, standard or requirement of the National Electrical Code, as adopted by the Virginia Uniform Statewide Building Code, Code of Virginia, 1950, as amended, including standards and amendments previously or subsequently adopted.

No permit shall be issued under the provisions of this chapter until the following fees have been paid:

Base fee per permit for items (1) and (2) of electrical permit . . . ~~49.00~~ 51.00, plus

(1) Circuits:

Each circuit . . . \$ ~~6.00~~ 6.20

(2) Fixtures and Receptacle Outlets:

Each 4, or part of 4, for any portion of a total not producing a whole number when divided by 10 (devices, receptacles, and switch outlets) . . . ~~8.00~~ 8.30

(3) Outdoor and Indoor Electric Signs:

Outdoor, single unit sign, each . . . ~~75.00~~ 78.00

Indoor, single unit sign, each . . . ~~60.00~~ 62.00

(4) Temporary Installations:

60 through 100 amperes service . . . ~~75.00~~ 78.00

101 through 600 amperes service . . . ~~80.00~~ 83.00

Over 600 amperes service . . . ~~120.00~~ 124.00

(5) Service Equipment:

Original installation or replacement of service equipment as follows:

First 500 amperes . . . ~~75.00~~ 78.00

501 through 1600 amperes . . . ~~175.00~~ 181.00

1601 through 3000 amperes . . . ~~250.00~~ 259.00

Over 3000 amperes . . . ~~350.00~~ 362.00

Temporary power (T.P.F.) (prior to final approval) . . . ~~50.00~~ 52.00

Meters (including sub-meters for all new residential and commercial construction), each . . . ~~20.00~~ 21.00

Sub-panels, each . . . 20.00

(6) Commercial site lighting, pole lights, landscape lighting, etc (each device)....~~20.00~~ 21.00

(7) Residential:

a. Fixed appliances (excluding space heating devices); all hard wired fixed appliances, separate or combined circuits:

First appliance . . . ~~20.00~~ 21.00

Each additional (not including circuit) . . . ~~10.00~~ 10.50

Note: Fixed appliances include dishwashers, disposals, dryers, water heaters, ranges, gas burners, air handlers, humidifiers, electronic filters, attic fans, paddle fans, kitchen and bathroom fans, and post and flood lights.

b. Heating:

Each kw (not including circuit) . . . ~~5.00~~ 5.20

Central air conditioners (not including circuit), each . . . ~~20.00~~ 21.00

(8) Commercial:

a. Heating, each kw (not including circuit) . . . ~~6.00~~ 6.20

b. All hard wired commercial cooking units, industrial ovens, appliances, etc. (not including circuits), per unit . . . ~~20.00~~ 21.00

c. Transformers:

1 kva through 50 kva . . . ~~40.00~~ 42.00

Over 50 kva . . . ~~70.00~~ 73.00

(9) Larger Receptacle Outlets:

Greater than 20 ampere capacity, per outlet . . . ~~20.00~~ 21.00

(10) Motors (each):

1/4 hp through 5 hp . . . ~~12.00~~ 12.50

6 hp through 25 hp . . . ~~18.00~~ 19.00
 26 hp through 50 hp . . . ~~25.00~~ 26.00
 51 hp through 75 hp . . . ~~50.00~~ 52.00
 Over 75 hp . . . ~~75.00~~ 78.00
 (11) Generators (each):
 1 to 50 kw . . . ~~75.00~~ 78.00
 Over 50 kw . . . ~~100.00~~ 104.00

(12) Fire Annunciation Alarm Systems, Commercial (including circuits):

Base fee per permit replacing, or setting devices. . . ~~150.00~~ 155.00
 In addition Each actuating device: pull station, gong, bell, flashing light, flow switch, tamper switch, smoke detector, heat detector, door lock, etc. . . . ~~6.00~~ 6.20
 Fire alarm panel, first plan review
 for gross floor area of up to 5000 square feet . . . ~~250.00~~ 259.00 ,
 for floor area of 5001-10000 square feet~~500.00~~ 517.00 ,
 for floor area of 10,001-20000 square feet~~750.00~~ 775.00,
 and for floor area of over 20000 square feet~~1000.00~~ 1033.00.

Subsequent plan reviews, each additional review
 for gross floor area of up to 5000 square feet .. ~~200.00~~ 207.00
 for floor area of 5001-10000 square feet~~400.00~~ 414.00 ,
 for floor area of 10,001-20000 square feet~~600.00~~ 620.00 ,
 and for floor area of over 20000 square feet~~800.00~~ 827.00.

(13) Swimming Pools:

Bonding, pool wiring and motors . . . ~~100.00~~ 104.00

(14) Modular Housing Unit Inspection (not including temporary power, unfinished basements and service) . . . ~~150.00~~ 155.00

(15) Minimum Permit Fee . . . ~~70.00~~ 78.00

The minimum permit fee shall not apply to permits for the installation of a single circuit and fixed appliances not exceeding 20 amperes in existing single-family homes, townhouses or dwelling units in multifamily buildings.

(16) Reinspection fee after the first or subsequent disapproval. . . ~~60.00~~ 62.00

(17) Working without permit.....~~100.00~~ 104.00

A reinspection fee will be charged for each inspection after the second inspection.

(18) The following additional fees shall apply to each permit:

- d. a ~~1.75%~~ fee levy as authorized by USBC for Code Academy activities,
- e. a 10% automation enhancement surcharge, and
- c. a 15% indirect cost surcharge

(19) Permit Fees Refund:

In case of abandonment or withdrawal of any permit, seventy (70) percent of the fee shall be refunded to the applicant, provided the applicant makes a written request before the work is commenced. If work has commenced, the applicant may return the permit with a written request for cancellation and a pro-rata refund of the fee will be made, based on the remaining, incomplete work; provided further, that such request is made within six (6) months after date of the permit or the last inspection.

(20) Temporary Electrical Permits:

Temporary electrical permits will be issued for sixty (60) days. A temporary permit may be renewed for an additional thirty-day period, if necessary. Applications for temporary permits must be filed under any of the following conditions:

- a. For connection to temporary service drop and for equipment to be used for construction of circuits to be used or number of power units to be installed.
- b. For connection to permanent service or for installation of temporary lighting or power equipment not included in original permit, a separate permit based on the permit fee schedule is required.
- c. For connection to permanent service of heating equipment, a temporary permit will be issued if a regular permit for permanent connection of the heating equipment is issued or is on file at the time the temporary connection is requested.

(21) Procedures Where Work Continued was Started by Another Permittee:

Before proceeding with any electrical equipment installation which has been started by any other permit

grantee, an owner shall request the electrical section of the inspection services division to inspect the installation for which a permit was granted and also to inspect any work performed, and shall also obtain an owner's permit for the remaining part of the installation.

(Ord. No. 89-25, 9-23-89; Ord. No. 90-6, 7-1-90; Ord. No. 91-17, 7-1-91; Ord. No. 92-1, 2-1-92; Ord. No. 93-4, 7-1-93; Ord. No. 95-8, 4-29-95; Ord. No. 97-7, 4-12-97; Ord. No. 98-10, 4-18-98)

§ 7-7. General provisions.

(a) *Preventive maintenance for 1,000 amperes equipment* . It shall be unlawful to perform any work on service equipment, any compartment of a switchboard, a motor control center, a transformer, or a panel for which the ampacity is one thousand (1,000) amperes or larger, or [which has a] voltage rating over two hundred fifty (250) volts regardless of ampacity, without first completely disengaging the electrical power within that piece of equipment or compartment.

Pursuant to the Virginia Uniform Statewide Building Code, Volume II, Building Maintenance Code, it shall be the responsibility of the owner, or his responsible agent, of a switchboard having a capacity of one thousand (1,000) amperes or larger, to have a master electrician disconnect said equipment once every five (5) years or less to perform normal preventive maintenance. The preventive maintenance shall consist of all maintenance normally performed by electrical contractors including by way of illustration:

- (1) Vacuum entire interior of switchboard.
- (2) Clean bus and contacts with a suitable nonconductive solvent.
- (3) Lubricate all moving mechanisms.
- (4) Check all conductors for abrasions.
- (5) Torque bus and conductors' connections to manufacturers' recommended specifications.
- (6) Check calibration of overcurrent trip units and protective devices.
- (7) Megger board to manufacturers' specifications before re-energizing.
- (8) Replace worn, damaged or deteriorating components.
- (9) Submit report of preventive maintenance performed to inspection services division within thirty (30) days.

(b) *Fees:*

Two (2) hour minimum . . . ~~\$100.00~~ 104.00

Each additional hour, per hour, per inspector . . . ~~50.00~~ 52.00

(Ord. No. 89-25, 9-23-89; Ord. No. 92-1, 2-1-92)

Chapter 18 PLUMBING AND GAS CODES*

***Cross references:** Building code, Ch. 3; electrical code, Ch. 7; fire prevention code Ch. 8; food code, Ch. 9; licenses generally, Ch. 11; nursing homes and child care agencies, Ch. 16; subdivisions, Ch. 23; swimming pools, Ch. 24; utilities, Ch. 26; housing standards, Ch. 29; water supply emergency, Ch. 38; home improvement, Ch. 51; child care centers, preschools, etc., Ch. 52; family day care homes, Ch. 59.

§ 18-1. Title and scope.

§ 18-2. Definitions.

§ 18-3. Availability of codes.

§ 18-4. Administration and enforcement.

§ 18-5. Registration of contractors and certification requirements.

§ 18-6. Permits and fees.

§ 18-7. General provisions.

§ 18-1. Title and scope.

(A) *Title* . This chapter shall be known as the "Arlington County Plumbing Code and Gas Code," and may be so cited.

(B) *Scope* :

Plumbing Systems or Gas Systems:

This code shall apply to all plumbing and gas systems and to parts thereto which are hereafter installed in buildings of the occupancy classifications enumerated in The Virginia Uniform Statewide Building Code.

(1) *Plugging, capping and sealing of abandoned sewer laterals*. When a building is razed or a new sewer connection is provided for an existing building, the abandoned sewer lateral shall be plugged or capped at, or outside of, the property line, and tightly sealed with an approved material. A permit for this work must be obtained before the work is started. Where evidence of an abandoned sewer later is found on a vacant lot or in an abandoned building, it shall be plugged and sealed after proper notice to the owner. Should the owner or agent for the premises ordered to perform this work neglect or refuse to comply with the order within thirty

(30) days, it shall be the duty of the inspections division chief to arrange to have this work performed and the cost charged as a recorded lien against the property.
(Ord. No. 89-25, 9-23-89; Ord. No. 95-14, 8-8-95)

§ 18-2. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Building official . The inspection services division chief of Arlington County, his agent or designee.

Construction code inspector . The qualified person charged with the inspections of all plumbing and gas work performed in the county.

Division chief . The building official of Arlington County.

License . The license to engage in the business of plumbing or gasfitting issued by Arlington County.

Thoroughfare . Any street on which the vehicle count exceeds five thousand (5,000) vehicles per day.

(Ord. No. 86-11, 5-17-86; Ord. No. 88-8, 4-30-88; Ord. No. 89-25, 9-23-89; Ord. No. 95-14, 8-8-95)

§ 18-3. Availability of codes.

There is hereby made available by the county board of the County of Arlington, Virginia, the Virginia Uniform Statewide Building Code, latest edition, of which copies of each are on file in the office of the Inspection Services Division, 2100 Clarendon Boulevard, and may be examined during the hours between 8:00 a.m. and 5:00 p.m. on their regular business days.

(Ord. No. 86-11, 5-17-86; Ord. No. 89-25, 9-23-89)

§ 18-4. Administration and enforcement.

(a) *Generally* . The administration and enforcement of this code shall be the duty of the building official who is hereby authorized to take such actions, including the promulgation of rules and regulations, as may be reasonably necessary to enforce the provisions of this code. Such persons may be appointed and authorized as assistants or agents of the building official as may be necessary to carry out the provisions of this code.

(b) *Powers and duties* . It shall be the duty of the building official or a duly authorized agent to cause all plumbing and gas work in or on any building, structure or premises in the County of Arlington to be inspected from time to time, in order to ascertain whether due to the construction, installation or the condition thereof such plumbing and gas work is dangerous to health and safety.

When the use of any plumbing or gas work shall be found dangerous to health and safety, the building official or a duly authorized agent is hereby authorized to order it removed or made safe as may be deemed necessary.

(c) *Responsibility of owner or occupant* :

(1) Every building, structure or part thereof, shall be kept in good plumbing repair by the owner.

(2) It shall be unlawful for any person to knowingly have any plumbing or gas work done on premises under his control or on premises owned by him, except in accordance with the provisions of this code.

(d) *Saving provisions* . Should any clause, sentence, paragraph or part of this code, or the application thereof to any person or circumstance, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair or invalidate the remainder of this code or the application of such provision to other persons or circumstances, but shall be confined in its application to the clause, sentence, paragraph or part thereof, directly involved in the controversy in which said judgment shall have been rendered, and to the person or circumstance involved.

(e) The owner of a building or structure, registered plumbing contractor or master plumber may appeal from a decision of the building official on his interpretation and enforcement of the provisions of this chapter to the building code board of appeals as provided herein.

(Ord. No. 86-11, 5-17-86; Ord. No. 88-8, 4-30-88; Ord. No. 89-25, 9-23-89; Ord. No. 95-14, 8-8-95)

§ 18-5. Registration of contractors and certification requirements.

Registration and certification:

(1) *Street permit bond and financial responsibility*. Any contractor qualified and registered under state law shall file with the inspection services division a street permit bond in the sum of five thousand dollars (\$5,000.00) to permit the cutting of the surface of streets or highways of the county or tunnelling under the same for the purpose of sewer connections. The registered contractor shall file with the inspection services division a public liability insurance policy with minimum limits of forty thousand dollars (\$40,000.00) or furnish satisfactory evidence of financial responsibility to satisfy claims to the extent of forty thousand dollars (\$40,000.00) of damage to person or property suffered by reason of operation in the public highway.

(Ord. No. 86-11, 5-17-86; Ord. No. 89-25, 9-23-89; Ord. No. 90-33, 10-6-90; Ord. No. 95-14, 8-8-95)

§ 18-6. Permits and fees.

(a) *Permit Required* :

(1) *Issuance; compliance, exceptions* . No person shall do plumbing or gas work, except minor repair work as herein defined, until he or she shall have filed an application and received a permit therefore from the inspection services division. No plumbing permits or gas permits shall be issued to any person other than a licensed master plumber or master mechanical worker, except that any permit required by this section may be issued to a person to do any work regulated by this chapter in a single-family dwelling or townhouse used exclusively for residence purposes, including the usual accessory buildings and quarters in connection with such building, provided that the person is the bona fide owner or agent of the owner of such dwelling and the work is done in compliance with all requirements of this code.

(2) *Card* . The plumbing permit card shall be posted on the job in such a manner that it will be clearly visible from the street and shall not be removed, defaced or altered.

(3) *Permit application* . Application for a plumbing or gas permit shall be made on forms furnished by the inspection services division. No person shall present any fraudulent information in making application for a plumbing or gas permit, nor shall he or she use the name of another person in order to secure a plumbing or gas permit, except when regularly employed by and authorized to act as agent for a master plumber or master mechanical worker.

(4) *Plans required* . Plans must be submitted and approved before permits will be issued for any plumbing work involving new buildings. Every plot plan for structures or premises which will have plumbing shall show the location and size of the public water main and also the location, size, and depth of the public sewer. If no sewer is available, the location and size of the private disposal system shall be shown. If no public water supply is reasonably available to the premises, the location and nature of the private source of supply shall be shown on the plot plan. Complete mechanical plans including fixture layout and spacing, size, material and location of all building sewers, building drains, storm sewers, drains, soil, waste, and vent piping and water supply, piping for the installation of, alteration of, or addition of the plumbing, sewage and/or drainage system of any building or premises shall be submitted to inspection services division and approved by the construction plans examiner prior to the issuance of any plumbing permit. The master plumber or master mechanical worker shall file in the inspection services division detailed sketches of the work proposed to be done before permits will be issued for major plumbing alterations or repairs in existing buildings. The permit shall not be issued until the plans or sketches have been approved. A copy of the approved plans shall be on the construction site and available during inspections. All work shall be installed in accordance with the approved plans and any approved amendments thereto.

(5) *Abandoned or discontinued work* :

a. Should any person to whom a permit has been issued for plumbing or gas work abandon the installation for any reason, he or she shall immediately notify the inspection services division.

b. If an installation has been partially completed, the permit grantee, upon abandoning the installation, shall notify the inspection services division and request an inspection. A record shall be kept of the results of the inspection.

c. If a permit grantee abandons an installation after work has been started, the work shall be inspected and a notice of any violations shall be sent to the permit grantee and the bonding company. The master plumber or master mechanical worker, who then proceeds with the installation, shall secure a permit for the entire job and shall be responsible for all work.

d. In case of abandonment or withdrawal of any permit, seventy (70) percent of the fee shall be refunded to the applicant, provided that he or she makes a written request before the work is commenced. If work has commenced, the applicant may return the permit with a written request for cancellation and a pro-rata refund of the fee will be made based on the remaining incomplete work; provided further that such request is made within six (6) months after the date the permit is issued.

e. Before proceeding with any plumbing or gas work which has been started by any other person, an owner or master plumber or master mechanical worker shall make request for an inspection of the installation, and shall secure a permit for the entire job and shall be responsible for all work.

f. An owner who has secured a plumbing or gas permit may transfer said permit to the master plumber or master mechanical worker, provided he or she notified the inspection services division of his or her intention and receives inspection of the work performed to date.

(b) *Fee Schedule*:

(1) *General*:

1. All fees required by this section must be paid prior to release of the permit and before the start of construction.

2. Permit fees are calculated and collected for each permit application. When an application includes multiple buildings, a separate fee will be assessed to each building as defined in the building code, or as identified by a separate mailing address.

8. The following additional fees shall apply to each permit:
 - a. a ~~4.75%~~ fee levy as authorized by USBC for Code Academy activities,
 - b. a 10% automation enhancement surcharge, and
 - c. a 15% indirect cost surcharge

(2) *Plumbing:*

- a. Base fee per address, per permit for new work, additions, remodeling, replacing, or setting fixtures and appliances one base fee per permit include item (3) a . . . ~~49.00~~ 51.00
 Plus, each fixture, drain or appliance . . . ~~18.00~~ 19.00
 Minimum permit fee . . . ~~75.00~~ 78.00
- b. Set fees:
 Building sewer and tap . . . ~~60.00~~ 62.00
 Building sewer; repair, relocate, lower . . . ~~60.00~~ 62.00
 Building drain and vent (commercial); extend or relocate . . . ~~30.00~~ 31.00
 Cap-off sewer . . . ~~45.00~~ 46.50
 Storm manhole . . . ~~45.00~~ 46.50
 Water services; new, replace, repair . . . ~~60.00~~ 62.00
 Fire service . . . ~~70.00~~ 73.0
 Water pipe (inside); new or replacement per dwelling unit in multi-residential of three (3) or more units or per toilet room in non-residential buildings . . . ~~30.00~~ 31.00
 Water pipe (inside) new or replacement per toilet room, bath or kitchen for single family, duplex, or town house . . . ~~15.00~~ 15.50
 Commercial sewage ejector or sump pump, each pump . . . ~~60.00~~ 62.00
 Residential sewage ejector or sump pump . . . ~~60.00~~ 62.00
 Solar heating system . . . No charge

(3) *Gas:*

- a. Base fee (new work); additions, remodeling, replacing, relocating or resetting gas appliances, one base fee per permit include item (2) a . . . ~~49.00~~ 51.00
 Plus, each appliance . . . ~~18.00~~ 19.00
- b. Set fees:
 Extending or relocating gas line or pipe . . . ~~30.00~~ 31.00
 Automatic gas valve (commercial range hood) . . . ~~60.00~~ 62.00
 Emergency generator . . . ~~60.00~~ 62.00

(4) *Any installation not listed . . . ~~70.00~~ 73.00*

(5) *Fee per inspection made necessary by failure to be ready when requested and for reinspections after one (1) . . . ~~60.00~~ 62.00*

(6) *Modular housing unit . . . ~~150.00~~ 155.00*

(7) *Sprinkler permit fees:*

- The base fee a per permit to install, extend, redesign, modify or alter any sprinkler system~~150.00~~ 155.00
 Plus each 25 sprinkler heads or fraction thereof . . . ~~70.00~~ 73.00
 The fee for reinspections made necessary by failure of a fire protection system to operate in a satisfactory manner . . . ~~150.00~~ 155.00
 Standpipe (each) . . . ~~70.00~~ 73.00
 Plus per floor served . . . ~~14.00~~ 14.50
 Fire pump , each . . ~~320.00~~ 330.00
 The review fee for revisions beyond the second review for each additional resubmittal or redesign shall be,

for gross floor area of up to 5000 square feet . . . ~~200.00~~ 207.00
 for floor area of 5001-10000 square feet~~400.00~~ 414.00,
 for floor area of 10001-20000 square feet~~600.00~~ 620.00 ,
 and for floor area of over 20000 square feet~~800.00~~ 827.00.

(8) *Gas-fire suppressions system :*

Installation up to contract cost of \$5,000.00~~350.00~~ 362.00
 Installation over contract cost of \$5,000.00 ~~700.00~~ 724.00

(9) *Hood suppression system ~~250.00~~ 259.00*

(10) Working without permit.....~~100.00~~104.00

(Ord. No. 86-11, 5-17-86; Ord. No. 87-9, 3-21-87; Ord. No. 88-8, 4-30-88; Ord. No. 89-25, 9-23-89; Ord. No. 90-6, 7-1-90; Ord. No. 91-17, 7-1-91; Ord. No. 92-1, 2-1-92; Ord. No. 93-4, 7-1-93; Ord. No. 95-8, 4-29-95; Ord. No. 98-10, 7-1-98)

§ 18-7. General provisions.

(a) *Buildings erected over public sewers.* No building shall be erected over a public storm or sanitary sewer, except in cases of undue hardship, limiting the full use of the property, in which case permission may be granted by the county manager or designee for storm sewers and sanitary sewers, to construct a limited portion of a building over a public storm or sanitary sewer, provided the plans for such buildings are approved by the building official, or a duly authorized agent. Arlington County will not be responsible for damage to any structure built over a public storm or sanitary sewer if it becomes necessary to excavate under or near such structure to maintain the public storm or sanitary sewer.

(b) *Maintenance of Trap Seals, Fixtures and Piping .* The plumbing system of any structure shall be maintained so as to prevent sewer or drain air from entering the building. Vent piping and stacks shall be kept free from stoppages; vacant portions of structures or vacated structures which contain plumbing shall have the normal water seal replaced with nonvolatile, nontoxic liquid, such as waste engine oil or glycerine, or the tapped fixture or device shall be disconnected and its drain opening capped or plugged. Fixtures and devices which discharge to the drainage system, if broken or damaged so liquid seals cannot be maintained, shall be replaced or removed and their drain openings capped or plugged. Broken or deteriorated piping which leaks, or emits soil or waste materials, or drain air, shall be replaced if in service, or if out of service, removed and the system closed until such time as restored use and/or service requires its replacement.

(c) *Connection to public sewer .* All taps into a sanitary sewer shall be made under the supervision of a construction code inspector. The connection of a house sewer to a public sanitary sewer shall be made using an approved saddle. The maximum size house sewer which may be connected to an eight-inch public sanitary sewer shall be five (5) inches. The maximum size house sewer, which may be connected to a ten-inch or larger public sanitary sewer is six (6) inches. All other connections of a house sewer to a public sanitary sewer require the installation of an approved manhole, at the property owner's expense. Taps into the public sanitary sewer shall be at least three (3) feet apart. Taps into sanitary sewer manholes are prohibited, except by permission of the county manager or designee. Such taps will be made at the master plumber's expense. Taps into public storm sewers shall be made as directed by the county manager or designee. Trenches and excavations at taps into public storm or sanitary sewers shall be maintained in a safe condition and shall be kept free from water to permit adequate inspection.

(d) *Work in public right-of-way .* All construction performed within a public right-of-way or easement area shall conform to the requirements contained in the Arlington County Department of Environmental Services Construction Standards and Specifications for Streets, Storm Sewers, Water Mains, and Sanitary Sewers, copies of which are available upon request from the department of environmental services.

(e) *Easements for Sewers .* Unless a right-of-way or easement is recorded with the county clerk of Arlington County, Virginia, no sewer or drain from any building or premises shall be installed on any adjacent property or premises, even though at the time of the proposed installation the adjacent properties are under common ownership. Any plumbing permits hereafter issued without such record of easement for installation as indicated in the previous paragraph shall be null and void, and installations made without such record of easement shall be removed in case of inability on the part or the person desiring right-of-way to secure an easement or right-of-way within thirty (30) days after notice of violation.

(f) *Method of Sewage Disposal :*

(1) For a one- or two-family dwelling, a public sanitary sewer shall be deemed available when such sewer abuts the premises on which the dwelling is located, any part of the building is within three hundred (300) feet of sewer, and a connection may be made lawfully thereto according to local jurisdictional requirements.

(2) For buildings of any other occupancies, a public sanitary sewer shall be deemed available when such sewer is within five hundred (500) feet of the premises on which the building is located, measured along a street, alley or easement, and a connection may be made lawfully thereto according to local jurisdictional requirements. Any extension of public sewer required hereby shall be made at the expense of the owner of the premises to be served. Such extension shall conform to county regulations and will be inspected by the department of environmental services. This section shall not preclude installation of an extension of greater length if required by, or approved by, the county manager or designee.

(3) Disposal of radioactive wastes shall conform to rules and regulations of Title 10 Atomic Energy Commission Part 10--Standards of Protection Against Radiation Paragraph 20-203 Disposal by Release into Sanitary Sewerage System, or as required by administrative authority having jurisdiction.

(4) Sewers required: Every building or separate business establishment having an outside entrance shall have an independent building sewer connection with a public or private sewer, except where one (1) building stands in the rear of another building on the same lot and no public or private sewer is available or can be constructed to the rear building through adjoining alley, court, yard or driveway, the house drain from the

front building may be extended to the rear building and the whole may be considered as one (1) house drain. (5) Cooperative apartments, apartment buildings, condominium apartments or office buildings, and office buildings designed for rental purposes may have one (1) common building sewer, provided that other utilities (water, gas and electricity) are supplied to the building through common meters. In shopping centers and warehouses, each rental unit in one-story buildings to be considered as one (1) building.

Exception : Commercial buildings under one (1) roof containing several different units where the landlord is responsible for the maintenance and repair of plumbing, may be served by one (1) system upon written request by the owner so long as separate units within said buildings are not subdividable under both the zoning and building codes. Semi-detached houses, attached houses, or attached condominium houses, shall have one (1) public sewer connection for each living unit.

(g) *Source of Water Supply* :

(1) For a one- or two-family dwelling a public water supply system shall be deemed available when such system abuts the premises on which the dwelling is located, any part of the building in within three hundred (300) feet of system, and a connection may be made lawfully thereto.

(2) For buildings of any other occupancies, a public water supply system shall be deemed available when such system is within five hundred (500) feet of the premises in which the building is located, measured along a street, and a connection may be made lawfully thereto.

(3) Water service required: Every building or separate business establishment having an outside entrance, shall have an independent water connection with a public or private water main, except where one building stands in the rear of another building on an interior lot and no public or private water supply main is available or can be installed to the rear building through an adjoining alley, court, yard or driveway, the water supply from the front building may be extended to the rear building and the whole maybe considered as one water service. Water service required for buildings under a single covenant, such as garden apartments, cooperative apartments, apartment buildings, condominium apartments or office buildings, and office buildings designed for rental purposes may have one (1) common water service, provided that other utilities (gas and electricity) are supplied to the building through common meters. In shopping centers and warehouses, each rental unit in one-story buildings shall be considered as one (1) building.

Exception : Commercial buildings under one (1) roof containing several different units where the landlord is responsible for the maintenance and repair of plumbing, may be served by one (1) system upon written request by the owner so long as separate units within said building are not subdividable under both the zoning and building codes. Semi-detached houses, attached houses or attached condominium houses shall have separate water service for each living unit.

(h) *Water Conservation*:

(1) Car wash installation: Car wash installation shall be equipped with an approved water recycling system. This clause shall be retroactive and all existing car wash installations shall be equipped with such recycling devices by not later than one (1) year of the effective date of this section.

(2) Coin-operated car washes or similar devices: No coin-operated car wash may be permitted to be installed and used until plans have been submitted to and approved by the administrative authority. The plans must show the method of connection to an approved sanitary sewer system, disposal of rain subsurface water and the protection of the potable water system.

(Ord. No. 86-11, 5-17-86; Ord. No. 88-8, 4-30-88; Ord. No. 99-9, § 1, 4-14-99; Ord. No. 04-22, 10-2-04)

27.W. Amendment to the Fire Prevention Code, Chapter 8, Section 8-10.1.11 of the Code of Arlington County, Virginia, to start charging an inspection fee for required inspections prior to issuing permits.

Adopted the following amendments to the Fire Prevention Code, Chapter 8, Section 8-10.1.11 of the Code of Arlington County, Virginia, to charge an inspection fee for required inspections prior to issuing permits:

AN ORDINANCE TO AMEND CHAPTER 8 (FIRE PREVENTION) OF THE ARLINGTON COUNTY CODE RELATING TO FIRE INSPECTION FEES, EFFECTIVE JULY 1, 2008:

BE IT ORDAINED that Chapter 8 of the Arlington County Code is amended as follows:

§ 8-10.1.11. Fees.

forth in Table 8-10.1.11. No permit required by the Fire Prevention Code shall be valid until the prescribed fee has been paid to the Treasurer of Arlington County.

SECTION	TABLE 8-10.11.1. PERMIT & FEE DESCRIPTION	PERMIT INSEPECTION REQUIRED	PERMIT FEE	INSPECTION FEE
F-402.3.	Candles in assembly & educational occupancies	Yes	N/A	Note e
F-403.4.	Open burning	Yes	\$85.00	Note e
F-404.2.	Remove paint with torch	Yes	\$85.00	Note e
F-601.4.	Assembly & educational occupancies	Yes	Note a	Note e
F-701.1.	Child/daycare facilities	Yes	Note e	Note e
F-801.2.	Airports, heliports & helistops	Yes	\$85.00	Note e
F-901.2.	Flammable liquids, bowling lanes	Yes	\$85.00	Note e
F-1001.2.	Crop ripening & coloring processes	Yes	\$85.00	Note e
F-1101.2.	Dry cleaning	Yes	\$85.00	Note e
F-1201.2.	Dust explosion hazard	Yes	\$85.00	Note e
F-1301.2.	Flammable finishes	Yes	\$85.00	Note e
F-1401.2.	Fumigation-insecticidal	Yes	\$85.00	Note e
F-1501.2.	HPM Facilities	Yes	\$85.00	Note e
F-1601.2.	Lumber yard-woodworking plants	Yes	\$85.00	Note e
F-1701.2.	Matches-bulk storage	Yes	\$85.00	Note e
F-1801.2.	Oil/gas wells	Yes	\$85.00	Note e
F-1901.2.	Organic coatings	Yes	\$85.00	Note e
F-2001.2.	Tents/air-supported structures	Yes	\$85.00	Note e
F-2102.2.	Wrecking yard, junk yard, waste material handling	Yes	\$85.00	Note e
F-2201.2.	Welding or cutting	Yes	\$85.00	Note e
F-2205.2.	Storage of welding cylinders	Yes	\$85.00	Note e
F-2207.1.	Calcium carbide	Yes	\$85.00	Note e
F-2208.1.	Acetylene generators	Yes	\$85.00	Note e
F-2208.7.	Acetylene cylinder storage	Yes	\$85.00	Note e
F-2301.2.	Hazardous materials	Yes	\$85.00	Note e
F-2401.2.	Aerosol products	Yes	\$85.00	Note e
SECTION	TABLE 8-10.11.1. PERMIT & FEE DESCRIPTION	PERMIT / INSEPECTION REQUIRED	PERMIT FEE	INSPECTION FEE
F-2501.2.	Cellulose nitrate plastics	Yes	\$85.00	Note e
F-2601.2.	Combustible fibers	Yes	\$85.00	Note e
F-2701.2.	Compressed gases	Yes	\$85.00	Note e
F-2801.2.	Corrosives	Yes	\$85.00	Note e
F-2901.2.	Cryogenic liquids	Yes	\$85.00	Note e
F-3001.2.	Blasting/explosives	Yes	\$85.00	Note e
F-3101.2.	Fireworks	Yes	\$85.00	Note e
F-3201.2.	Vehicle repair shop	Yes	\$85.00	Note e
F-3201.2.	Flammable and combustible liquids storage, handling, use, process	Yes	\$85.00	Note e
F-3201.2.	Flammable and combustible liquids tanks and equipment	Yes	Note d	Note e
F-3301.2.	Flammable solids	Yes	\$85.00	Note e

F-3401.2.	Highly toxic and toxic solids and liquids	Yes	\$85.00	Note e
F-3501.2.	Irritants, sensitizers and other health hazards	Yes	\$85.00	Note e
F-3601.2.	Liquefied petroleum gases	Yes	\$85.00	Note e
F-3701.2.	Organic peroxides	Yes	\$85.00	Note e
F-3801.2.	Liquid and solid oxidizers	Yes	\$85.00	Note e
F-3901.2.	Pesticides	Yes	\$85.00	Note e
F-4001.2.	Pyrophoric materials	Yes	\$85.00	Note e
F-4101.2.	Radioactive materials	Yes	\$85.00	Note e
F-4201.2.	Unstable (reactive) materials	Yes	\$85.00	Note e
F-4301.2	Water reactive materials	Yes	\$85.00	Note e
8-10.3.8.	Special events	Yes	\$85.00	Note e
8-10.4.1.	Open burning	Yes	Note b	Note e
8-10.4.2.	Flame producing devices-sweating pipe joints	Yes	\$85.00	Note e
8-10.4.3.	Flame producing devices-roofing applications	Yes	\$85.00	Note e
8-10.5.11.	Periodic retest fire protection systems and cancellation of scheduled test	Yes	Note c	Note c
SECTION	TABLE 8-10.11.1. PERMIT & FEE DESCRIPTION	PERMIT INSEPECTION REQUIRED	PERMIT FEE	INSPECTION FEE
8-10.13.1.2.	Applying flammable/combustible liquids in floor refinishing operations	Yes	\$85.00	Note e
8-10.13.2.1.	Metal refinishing operations	Yes	\$85.00	Note e
8-10.31.1.1.	Sale of fireworks	Yes	\$500.00	Note e
8-10.31.1.2	Display of fireworks	Yes	\$85.00	Note e

Note a--Assembly and education facilities with an approved capacity up to fifty (50) persons is forty-two dollars and fifty cents (\$42.50); fifty-one (51) to five hundred (500) [is] eighty-five dollars (\$85.00); above five hundred (500) is one hundred seventy dollars (\$170.00).

Note b--Special events up to fifty (50) persons is forty-two dollars and fifty cents (\$42.50); fifty-one (51) to five hundred (500) [is] eighty-five dollars (\$85.00); above five hundred (500) is one hundred seventy dollars (\$170.00). The above fees may be waived if an inspection fee is included in the county's special event fee that covers all agencies.

Note c--Periodic retest of fire protection systems is based on a eighty-five dollar (\$85.00) hourly rate for each inspector. Half hour rates are forty-two dollars and fifty cents (\$42.50). As defined in Section 8-10.5.9., a eightyfive dollar (\$85.00) fee will be assessed for cancellations less than forty-eight (48) hours prior to scheduled inspections and/or retest of fire protection systems.

Note d--Administrative review of flammable and combustible liquid storage tank permit applications and/or on-site inspections of such equipment is based on a ~~eighty-five dollar (\$85.00)~~ one hundred thirty dollar (\$130.00) per hour rate. The minimum fee charged for an inspection is sixty-five dollars (\$65.00). ~~Half~~ Quarter hour rates are ~~forty-two dollars and fifty cents (\$42.50)~~ thirty-two dollars and fifty cents (\$32.50) after the first half hour.

Note e--~~Annual child/daycare inspections with 1-4 children will be forty-two dollars and fifty cents (\$42.50), 5-9 children will be eighty-five dollars (\$85.00), and 10 or more children will be one hundred seventy dollars (\$170.00). (Ord. No. 98-23, 7-11-98; Ord. No. 02-20, 7-20-02~~ The inspection fees associated with permits is one hundred thirty dollars (\$130.00) per hour rate. The minimum charge for an inspection is sixty five dollars (\$65.00). After the first half hour the fee charged is thirty-two dollars and fifty cents (\$32.50) per quarter hour. The fee for re-inspections is thirty-two dollars and fifty cents (\$32.50) per quarter hour.

27.Y. Fiscal Year 2009 Pay Schedule

Approved the pay schedule for County employees attached to the County Manager's April 16, 2008 report.

27.Z. Adoption of the Community Development Program and Budget for Fiscal Year (FY) 2009, including allocation of Affordable Housing Investment Fund (AHIF) Housing Services funds.

1. Approved the Community Development Program and Budget for FY 2009 as described in the Proposed Budget for FY 2009, (Section L, Pages 17-26), with reduction of \$108 to DHS/AEC Employment & Training line item to reflect the actual grant amount of \$1,753,768 (Attachment 1 of the County Manager's April 3, 2008 report).
2. Authorized the County Manager to sign contracts and documents (1) to make grants in FY 2009 as shown in the Proposed Budget for FY 2009, and (2) as may be required by U.S. Department of Housing and Urban Development (HUD) for participation in the Community Development Block Grant (CDBG) program, including CDBG Certifications, and (3) as may be required by Virginia State Department of Social Services and the U. S. Department of Health and Human Services for participation in the Community Services Block Grant (CSBG) Program.
3. Approved the allocation of revolving loan program income received annually by AHC, Inc. and Enterprise Development Group (EDG), as required by CDBG regulations.
4. Allocated up to \$100,000 from the FY 2009 Affordable Housing Investment Fund (AHIF) and allocated \$2,200 from the FY 2008 AHIF (101.456300.91102) housing services funds for a total of \$102,200 to four programs: \$12,500 for the Financial Literacy Skills Project by Doorways for Women and Families; \$20,000 for the Transitional Housing by Borromeo Housing; \$50,000 for the Director of Housing Programs by Arlington Street People's Assistance Network (A-SPAN); and \$19,700 for Partnership for Family Stability by Arlington Alexandria Coalition for the Homeless (AACH).
5. Authorized the County Manager to execute the required documents to convey the AHIF grant up to \$102,200 in total to: Doorways for Women and Families, Borromeo Housing, A-SPAN and AACH.
6. Appropriated \$6,000 in FY 2008 Virginia Community Service Block Grant funds to the Department of Community Planning, Housing and Development (CPHD), an increase from \$279,000 CSBG funds appropriated on April 21, 2007, and
 - Allocated \$2,000 in FY 2008 Virginia Community Service Block Grant funds to Virginia Justice Center (101.456300.72409) for Legal Counseling for Employment; and
 - Allocated \$2,000 in FY 2008 Virginia Community Service Block Grant funds to Just Neighbors Ministry (101.456300.72409) for Immigration Legal Services; and
 - Allocated \$2,000 in FY 2008 Virginia Community Service Block Grant funds to Offender Aid and Restoration (OAR) (101.456300.72409) for Community Involvement in Re-Entry.
7. Appropriated \$59,216 in FY 2008 Virginia Community Services Block Grant funds to Department of Human Services (DHS); and
 - Allocated \$39,216 in FY 2008 Virginia Community Service Block Grant funds to Arlington Food Assistance Center (AFAC) (101.52205) for supplemental groceries for low-income Arlington residents; and

- Allocated \$10,000 in FY 2008 Virginia Community Service Block Grant funds to Arlingtonians Ministering to Emergency Needs (AMEN) (101.434000.51106.0000.0000.4130) for furniture bank operations and emergency assistance to prevent evictions; and
- Allocated \$10,000 in FY 2008 Virginia Community Service Block Grant funds to DHS (101.438200.53119) for tax filing and outreach to help low income elder residents receive a federal stimulus rebate.

27.AA. Financial & Debt Management Policies

Approved the following Financial & Debt Management Policies:

ARLINGTON COUNTY, VIRGINIA

FINANCIAL & DEBT MANAGEMENT POLICIES

Budgeting, Planning & Reserves

Balanced Budget: Arlington County will adopt an annual General Fund budget in which the budgeted revenues and expenditures are equal (a balanced budget). Any one-time revenues will be used for one-time, non-recurring expenses such as capital, equipment, special studies, debt reduction and reserve contributions.

Long-Term Financial Planning: The County will annually develop a six year forecast of General Fund revenues, expenditures and will maintain a biennially updated, six-year Capital Improvement Program (CIP). The six-year forecast will incorporate projected reserve levels and impact of the CIP on the County's debt ratios.

General Fund Operating Reserve: An Operating Reserve will be maintained at no less than three percent of the County's General Fund budget, with a goal of increasing the reserve or reserve-equivalent to five percent of the General Fund budget. The Operating Reserve shall be shown as a designation of total General Fund balance. Appropriations from the Operating Reserve may only be made by a vote of the County Board to meet a critical, unpredictable financial need. A "reserve equivalent" may consist of discretionary funds which have been designated by the County for a non-essential purpose and which the County Board could reallocate for the same purposes as the General Fund Operating Reserve.

Self-Insurance Reserve: The County will also maintain a self-insurance reserve equivalent to approximately one to two months' claim payments based on a five-year rolling average.

General Fund General Contingent: Each year's budget will include a General Fund General Contingent appropriation to be used to cover unforeseen expense items or new projects initiated after a fiscal year has begun. Funding may be allocated from this contingent only with County Board approval.

Retirement System Funding: The County will use an actuarially accepted method of funding its pension system to maintain a fully-funded position. The County's contribution to employee retirement costs will be adjusted annually as necessary to maintain full funding. If the County reaches its actuarial-required contribution (defined as County and employee contributions that when expressed as a percent of annual covered payroll are sufficient to accumulate assets to pay benefits when due), the County may reduce its contribution provided that the amount reduced from the annual actuarial requirement will only be used for one-time, non-recurring expenses in order to provide the ability to increase contributions as may be required by future market conditions.

Other Post-Employment Benefits (OPEB) Funding: The County will use an actuarially accepted method of funding its other post-employment benefits to maintain a fully-funded position. The County's contribution to other post-employment benefit costs will be adjusted annually as necessary to maintain full funding. If the County reaches its actuarial-required contribution (defined as County and employee contributions that when expressed as a percent of annual covered payroll are sufficient to accumulate assets to pay benefits when due), the County may reduce its contribution provided that the amount reduced from the annual actuarial requirement will only be used for one-time, non-recurring expenses in order to provide the ability to increase contributions as may be required by future market conditions.

Capital Improvement Program

1. The County Manager will biennially submit a six year Capital Improvement Program (CIP) to the County Board. The CIP will address all known facility and infrastructure needs of the County, including the needs of the Arlington County Public Schools.
2. The CIP shall include a detailed description of each capital project, identifying every source of funding, including pay-as-you-go (PAYG), bond financing, and master lease financing. The source of funding will largely be determined based on the useful life of the project. Bond-funded projects will typically have a useful life at least as long as the period over which the bonds will be repaid (generally twenty years). Master lease-financed projects will generally have useful lives of three to ten years and typically include furniture, equipment, rolling stock and technology purchases. PAYG funds provide greater flexibility and will be appropriated annually from general fund revenues.
3. Each project budget shall identify the financial impact on the operating budget, if any.
4. In general, capital projects estimated to cost \$100,000 or more should be included in the CIP, including technology and equipment purchases.
5. The County will balance the use of debt financing sources against the ability to utilize PAYG funding for capital projects. While major capital facility projects will generally be funded through bonds, the County will attempt to maintain an appropriate balance of PAYG vs. debt, particularly in light of the County's debt capacity and analysis of maintenance capital needs. As part of each biennial CIP process, the County will conduct a comprehensive assessment of its maintenance capital needs.
6. The CIP will include an analysis of the impact the CIP has on the County's debt capacity, debt ratios and long-term financial plan.

Debt Management

The County will prudently use debt instruments, including general obligation bonds, revenue bonds, industrial development authority (IDA) revenue bonds, and master lease financing in order to provide re-investment in public infrastructure and to meet other public purposes, including inter-generational tax equity in capital investment. The County will adhere to the following debt affordability criteria (excluding overlapping and self-supporting debt).

1. The ratio of net tax-supported debt service to general expenditures should not exceed ten percent, within the six-year projection.
2. The ratio of net tax-supported debt to full market value should not exceed four percent, within the six-year projection.
3. The ratio of net tax-supported debt to income should not exceed six percent, within the six-year projection.
4. Growth in debt service should be sustainable consistent with the projected growth of revenues. Debt service growth over the six year projection should not exceed the average ten year historical revenue growth.
5. The term and amortization structure of County debt will be based on an analysis of the useful life of the asset(s) being financed and the variability of the supporting revenue stream. The County will attempt to maximize the rapidity of principal repayment where possible. In no case will debt maturity exceed the useful life of the project.
6. The County will refund debt when it is in the best financial interest of the County to do so. When a refunding is undertaken to generate interest rate cost savings, the minimum aggregate present value savings will be three percent of the refunded bond principal amount.

Variable Rate Debt

1. Unhedged variable rate debt exposure should not exceed approximately twenty percent of total outstanding debt. Cash, short-term investments and variable rate debt for which the County has eliminated or reduced variable rate exposure through the use of derivative products may serve as a hedge for variable rate debt and the County may increase variable rate debt over twenty percent

accordingly.

2. Debt service on variable rate bonds will be budgeted at a conservative rate.
3. Before issuing variable rate bonds, the County will determine how potential spikes in the debt service will be funded.
4. Before issuing any variable rate bonds, the County will determine the impact of the bonds on the County's total debt capacity under various interest rate scenarios; evaluate the risk inherent in the County's capital structure, giving consideration to both the County's assets and its liabilities; and develop a method for budgeting for debt service.

Derivatives

Interest rate swaps and options (Swaps or Derivatives) are appropriate management tools that can help the County meet important financial objectives. Properly used, these instruments can help the County increase its financial flexibility, provide opportunities for interest rate savings or enhanced investment yields, and help the County reduce its interest rate risk through better matching of assets and liabilities. The County must determine if the use of any Swap is appropriate and warranted given the potential benefit, risks, and objectives of the County.

1. The County may consider the use of a derivative product if it achieves one or more of the following objectives:
 - ❖ Provides a specific benefit not otherwise available;
 - ❖ Produces greater than expected interest rate savings or incremental yield over other market alternatives;
 - ❖ Results in an improved capital structure or better asset/liability matching
2. The County will not use derivative products that are speculative or create extraordinary leverage or risk; lack adequate liquidity; provide insufficient price transparency; or are used as investments.
3. The County will only do business with highly rated counterparties or counterparties whose obligations are supported by highly rated parties.
4. Before utilizing a Swap, the County, its financial advisor and legal counsel shall review the proposed Swap and outline any associated considerations. Such review shall be provided to the Board and include analysis of potential savings and stress testing of the proposed transaction; fixed versus variable rate and swap exposure before and after the proposed transaction; maximum net termination exposure; and legal constraints.
5. Financial transactions using Swaps or other derivative products used in lieu of a fixed rate debt issue should generate greater projected savings than the typical structure used by the County for fixed rate debt.
6. The County will limit the total notional amount of derivatives to an amount not to exceed twenty percent of total outstanding debt.
7. All derivatives transactions will require County Board approval.

Special Revenue / Enterprise Funds

It is the general policy of the County to avoid designation of discretionary funds in order to maintain maximum financial flexibility. The County may, however, create dedicated funding sources when there are compelling reasons based on state law or policy objectives, as described below. The Utilities Fund was created as a self-sustaining, fee-based enterprise fund under state code to support and maintain development of the County's water and sewer infrastructure. The Transportation Investment Fund is proposed pursuant to state legislation for new transportation funding. The Stormwater Fund is proposed in lieu of a self-supporting, user fee-based enterprise fund.

Utilities Fund

1. The County will annually develop a six year forecast of projected water consumption, revenue, operating expenditures, reserve requirements and capital needs for the Utilities Fund. The six year forecast will show projected water-sewer rate increases over the planning period.
2. The County will implement water-sewer rate increases in a gradual manner, avoiding spike increases whenever possible.
3. The County will meet or exceed all requirements of any financing agreements or trust indentures.
4. The Utilities Fund will maintain a reserve equivalent to three months' operations & maintenance expenses. The reserve may be used to address emergencies and unexpected declines in revenue. If utilized, the reserve will be replenished over a two year period to the minimum reserve level. This reserve is in addition to any financing agreement-required debt service reserve funds.
5. The Utilities Fund will maintain debt service coverage of at least 1.25 times on all debt service obligations.
6. The Utilities Fund will be self-supporting.

Transportation Investment Fund

1. New revenue shall not be used to supplant existing transportation funding commitments, e.g., Metro Matters. Existing commitments are defined as those obligations made prior to adoption of the commercial real estate tax in April 2008.
2. Operating program enhancements (outside base program) that clearly document transportation benefits may be eligible for support from the Transportation Investment Fund
3. No more than 3-5 percent of annual funding should be used for project administration, indirect & overhead costs to support capital projects.
4. A reserve equivalent equal to ten to twenty percent of annual budgeted revenue will be established.
5. A five to ten year financial plan and model will be developed that integrates project cashflow forecasts, revenue projections, and financial / debt management policies and will factor in other non-County funding sources, including federal, state, regional, and private funding.
6. The County will prudently balance the use of new transportation funding sources between pay-as-you-go funding and leveraging through new bond issuance. Use of leveraging will be dependent on project size, cash flow, and timing projections.
7. If the County chooses to issue debt supported by dedicated transportation funding sources, such debt will be structured to be self-supporting and will not count against the County's general tax supported obligation debt ratios or capacity. Debt service coverage on such debt will range from 1.10 to 1.50 times, depending on the type of debt issued. The term on such bonds will not exceed the average useful life of the assets financed, and amortization will be structured to match the supporting revenue stream.
8. The Transportation Investment Fund will be self-supporting.

Stormwater Fund

1. The County will annually develop a six year projection of stormwater operating and capital expenses.
2. The County will prudently balance the use of new stormwater funding sources between pay-as-you-go funding and leveraging through new bond issuance. Use of leveraging will be dependent on project size, cashflow, and timing projections. If debt is issued for stormwater projects, it will generally follow the debt issuance guidelines contained in this policy.
3. The Stormwater Fund will maintain a reserve equivalent to three months' expenses to be built up over a multi-year period.

- 4. Stormwater financial policies will be reviewed as part of the Municipal Separate Storm Sewer System (MS4) permit renewal cycle (every five years).
- 5. The Stormwater Fund will be self-supporting.

27.BB. Amendment to the County Purchasing Resolution Clarifying the Basis for Adjustment of the Required Wage Rate under the Service Contract Wages (“Living Wage”) Policy.

Adopted the following amendment to the Arlington County Purchasing Resolution, effective July 1, 2008:

AMENDMENT TO
ARLINGTON COUNTY PURCHASING RESOLUTION
TO BE EFFECTIVE UPON ADOPTION BY THE COUNTY BOARD

AMENDMENT TO PURCHASING RESOLUTION

I. The following section of the Purchasing Resolution is amended as follows:

Article 4-103 Service Contract Wages

(1) Required Wage Rate. Except as otherwise provided in this Article, each public contract for the provision of services in excess of \$100,000, awarded after competitive sealed bidding or competitive negotiation, shall require that the contractor pay each employee assigned to perform such services under such public contract an hourly rate to be determined as follows:

- A. The initial Required Wage Rate shall be \$10.98. ~~The County Manager shall annually review the initial Rate, as adjusted, and if appropriate, make a recommendation to the County Board concerning whether the basis for the Rate should be revised through amendment to the Purchasing Resolution.~~ **The Required Wage Rate may be adjusted annually, as proposed by the County Manager and adopted by the County Board during the Budget adoption process.** The annual adjustment shall be no less than that approved as the living wage for County employees. The Required Wage Rate, as adjusted, shall be effective July 1 of each year. The Purchasing Agent shall post the Rate in the Office of the Purchasing Agent and on the County’s website. The adjusted Rate shall be applicable to any contract, to which this Article 4-103 applies, in effect at the time of the adjustment, or any applicable contract awarded during the twelve month period following the adjustment.

* * *

II. The sections and subsections of the Purchasing Resolution not specifically amended above shall remain in full force and effect.

On motion by BARBARA A. FAVOLA, Vice-Chairman, seconded by MARY HUGHES HYNES, Member and carried by a vote of 4 to 0, the voting recorded as follows: BARBARA A. FAVOLA, Vice-Chairman - Aye, JAY FISETTE, Member - Aye, MARY HUGHES HYNES, Member - Aye, CHRISTOPHER ZIMMERMAN, Member - Aye, and J. WALTER TEJADA, Chairman having recused himself, after a duly advertised public hearing, at which the public spoke, the Board adopted the fiscal year 2009 School transfer resolution, as set forth in the document entitled “Addendum 4-19-08-P – School Transfer” attached for the public record to these minutes, transferring \$350,094,250 to the Arlington Public Schools.

[Addendum 4-19-08-P – School Transfer](#)

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28. [AUTHORIZE THE SALE OF GENERAL OBLIGATION PUBLIC IMPROVEMENT AND REFUNDING BONDS - BONDS SERIES 2008.](#)

On motion by J. WALTER TEJADA, Chairman, seconded by CHRISTOPHER ZIMMERMAN, Member and carried by a roll call vote of 5 to 0, the voting recorded as follows:

Member & Vote

Mr. Tejada - Aye
Ms. Favola - Aye
Mr. Fisetto - Aye
Ms. Hynes - Aye
Mr. Zimmerman - Aye

the Board adopted the resolution, as set forth in the document entitled "Addendum 4-19-08-Q – General Obligation Public Improvement and Refunding Bonds" attached for the public record to these minutes, authorizing the sale of General Obligation Public Improvement Bonds and Refunding Bonds in the amount not to exceed \$156.2 million.

[Addendum 4-19-08-Q – General Obligation Public Improvement and Refunding Bonds](#)

[Board Report #28](#)

J. WALTER TEJADA, Chairman

ATTEST:

MARIA VOULTSIDES, Clerk
Approved: May 17, 2008