

A Regular Meeting of the County Board of Arlington County, Virginia, held in Room 307 of 2100 Clarendon Boulevard thereof on Saturday, April 16, 2011 at 8:30 a.m.

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

ALSO PRESENT: BARBARA M. DONNELLAN, County Manager
STEPHEN MacISAAC, County Attorney
HOPE L. HALLECK, Clerk

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PUBLIC COMMENT

John Swallow commented on the origin of Arlington County and recommended that September 17th be made a County holiday, Constitution Day.

Robert Atkins questioned the use of a condemned building in the north end of Crystal City the County continues to use for storage.

Shawneece Hennighan, president of Nauck United Inc., asked for the replacement and relocation of the park hours sign at the Drew Playground. The current sign is faded and not displayed by the entrance. She also asked for increased visibility of Police Department officers in the area and have them actually walk the neighborhood.

Michael Nugent presented the County Board with a framed photograph that he personally took of an American bald eagle landing at its nest in Arlington.

Audrey Clement suggested for the County Board to identify a philanthropist to give the Artisphere to and, therefore, remove it from the County's budget.

Jim Hurysz remarked about the need for repaving the roads in Fairlington and upgrading street signs.

Peter Owen encouraged the County to look at different funding strategies for making entrance improvements to the Courthouse Metro Station.

Bowen Boyack expressed his gratitude to the County Board for the ice time provided to the NOVA Cool Cats ice skating team at the Kettler ice rink.

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ANALYSIS OF CONTINGENT ACCOUNTS.

The Board received a Summary of Fiscal Year 2011 Contingent Accounts showing balances of \$1,000,000 in General and \$10,177,321 in Affordable Housing Investment Fund as of April 11, 2011.

CONSENT ITEMS (ITEMS 1-31) CITIZENS INTERESTED IN REMOVING AN ITEM FROM THE CONSENT AGENDA MUST SUBMIT A SPEAKER SLIP TO THE CLERK AT THE SATURDAY, APRIL 16, 2011, MEETING BEFORE 9 A.M. PUBLIC TESTIMONY ON REMOVED ITEMS WILL OCCUR AT THE RECESSED MEETING ON TUESDAY, APRIL 26, 2011, AT 6:30 P.M. (NO TESTIMONY TAKEN ON SATURDAY).

On a motion by CHRISTOPHER ZIMMERMAN, Chairman, seconded by BARBARA A. FAVOLA, Member and carried by a vote of 5 to 0, the voting recorded as follows: CHRISTOPHER ZIMMERMAN, Chairman - Aye, MARY HYNES, Vice Chairman - Aye, BARBARA A. FAVOLA, Member - Aye, JAY FISETTE, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board approved the County Manager's recommendation for consent items #1 through #6, #8 through #23, #25, and #27 through #31. Requests for full hearing were submitted for items #7, #24, and #26 A-C, and these items are scheduled for hearing at the April 26, 2011 County Board recessed meeting.

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SITE PLANS/AMENDMENTS/REVIEW

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1. SP #11 SITE PLAN AMENDMENT REVIEW FOR EDUCATION USE IN RETAIL SPACE (UNIVERSITY OF OKLAHOMA) LOCATED AT 2221 SOUTH CLARK ST., AND 2231 JEFFERSON DAVIS HIGHWAY (RPC# 34-020-003).

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

BE IT ORDAINED that, pursuant to application SP #11 on file in the Office of the Zoning Administrator for renewal of the site plan amendment for the parcel of real property known as 2221 South Clark St., and 2231 Jefferson Davis Highway (RPC# 34-020-003), approval is granted and the parcel so described shall be used according to the approval requested by the application, subject to one (1) revised condition, which applies solely to this request and with County Board review in five (5) years (April 2016).

Revised Condition:

1. The applicant agrees that the 1,945 square feet of retail space shall be converted to school use through April 2016 ~~April 2011~~ for the sole use of the University of Oklahoma. The use shall be reviewed by the County Board in April 2016 ~~April 2011~~ at which time, if appropriate, the applicant could request continuation of the conversion.

Board Report #1

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2. SP #163 SITE PLAN AMENDMENT REVIEW TO RENEW A CONVERSION OF 3,400 SQUARE FEET OF RETAIL SPACE TO OFFICE; PROPERTY KNOWN AS PARK PLACE; LOCATED AT 1655 N. FORT MYER DRIVE (RPC# 17-002-004).

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

BE IT ORDAINED that, pursuant to application SP #163 on file in the Office of the Zoning Administrator for renewal of the site plan amendment for a conversion of 3,400 s.f. of retail space to office for the parcel of real property known as Park Place, 1655 N. Fort Myer Drive (RPC# 17-002-004), approval is granted and the parcel so described shall be used according to the approval requested by the application, subject to all previously approved conditions and an amended Condition #1, and with a County Board review in five (5) years (April 2016).

Amended Condition #1

1. The applicant agrees that 3,400 square feet of existing retail on the ground level may be used for offices and meeting rooms until April 2016, at which time this use shall revert to a

retail use. The applicant also agrees to develop a marketing plan including strategies for retail users in all retail designated spaces in the subject office building. The Plan shall include an interest survey demonstrating efforts made to date to lease the property to retail users. The Plan shall be submitted for review by the Department of Economic Development and the Department of Community Planning, Housing and Development on or before December 2015, which date is four (4) months prior to the ~~five (5) year~~ County Board review of the space in (April ~~2011~~ 2016).

[Board Report #2](#)

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3. SP#189 SITE PLAN AMENDMENT FOR A ROOFTOP SIGN AMENDMENT, TO ALLOW ADDITIONAL SIGN COLORS, LOCATED AT 2800 AND 2900 CRYSTAL DRIVE (RPC# 34-027-028, 34-027-027).

On the consent agenda vote, after a duly advertised public hearing, the Board adopted the following ordinance to approve the subject site plan amendment request to amend the approved comprehensive sign plan, subject to revised Condition #1 of the sign plan:

WHEREAS, an application for a Site Plan Amendment dated February 4, 2011, for Site Plan #189 was filed with the Office of the Zoning Administrator: and

WHEREAS, as indicated in Staff Report[s] provided to the County Board for its April 16, 2011 meeting, and through comments made at the public hearing before the County Board, the County Manager recommends that the County Board approve the Site Plan Amendment subject to all previous conditions and new or revised conditions; and

WHEREAS, the County Board held a duly-advertised public hearing on that Site Plan Amendment on April 16, 2011, and finds, based on thorough consideration of the public testimony and all materials presented to it and/or on file in the Office of the Zoning Administrator, that the improvements and/or development proposed by the Site Plan as amended:

- Substantially complies with the character of master plans, officially approved neighborhood or area development plans, and with the uses permitted and use regulations of the district as set forth in the Zoning Ordinance.
- Functionally relates to other structures permitted in the district and will not be injurious or detrimental to the property or improvements in the neighborhood; and
- Is so designed and located that the public health, safety and welfare will be promoted and protected.

NOW THEREFORE, BE IT ORDAINED that, as requested by an application dated February 4, 2011, for Site Plan #189, and as such application has been modified, revised, or amended to include the drawings, documents, conditions and other elements on file in the office of Zoning Administration (which drawings are hereafter collectively referred to as "Revised Site Plan Application"), for a Site Plan Amendment to allow additional rooftop sign colors known as RPC# 34-027-028, 34-027-027, at 2800 and 2900 Crystal Drive, approval is granted and the parcel so described shall be used according to the Revised Site Plan Application, subject to all previous conditions (Site Plan conditions 1 – 57), and one (1) revised condition (Condition #1 of the sign plan) as follows:

Revised Condition #1 (of the sign plan).

1. The developer agrees that all project signs shall be consistent with the comprehensive sign plan prepared for 2800/2900 Crystal Drive Property, LLC dated June 18, 2010 and approved

by the County Board on July 10, 2010, and as revised and approved by the County Board on April 16, 2011. The developer further agrees that all signs shall be of the number, type, size, location, and structure shown on the comprehensive sign plan. Sign lighting shall conform to the requirements of the Zoning Ordinance. The total project sign area shall not exceed 191 square feet for 2800 Crystal Drive and 107 square feet for 2900 Crystal Drive, excluding the signs that do not count toward the sign area, such as "Fire Control Room" signs, temporary signs, and rooftop signs. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-A-SP #189" attached for the public record to these minutes.]

[Board Report #3](#)

[Addendum 4-16-11-A-SP #189](#)

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4. SP #412 SITE PLAN AMENDMENT JBG/ROSSLYN COMMONS, LLC FOR COMPREHENSIVE SIGN PLAN FOR TEMPORARY CONSTRUCTION SIGNS LOCATED AT 1509, 1521, AND 1523 16TH ROAD N.; 1524, 1520, 1516, 1512, AND 1508 CLARENDON BLVD.; AND 1628 N. OAK ST. (RPC# 17-005-002, -003, -004, -006, -007, -008, -009, -010, AND -011). MODIFICATIONS OF ZONING ORDINANCE REQUIREMENTS INCLUDE SIGN AREA AND OTHER MODIFICATIONS AS NECESSARY TO ACHIEVE THE PROPOSED DEVELOPMENT PLAN.

On the consent agenda vote, after a duly advertised public hearing, the Board adopted the following ordinance to approve the subject site plan amendment subject to all previously approved conditions and one (1) revised Condition #50:

WHEREAS, an application for a Site Plan Amendment dated February 4, 2011 for Site Plan # 412, was filed with the Office of the Zoning Administrator: and

WHEREAS, as indicated in Staff Report[s] provided to the County Board for its April 16, 2011 meeting, and through comments made at the public hearing before the County Board, the County Manager recommends that the County Board approve the Site Plan Amendment subject to numerous conditions as set forth in the Staff Report[s]; and

WHEREAS, the County Board held a duly-advertised public hearing on that Site Plan Amendment on April 16, 2011 and finds, based on thorough consideration of the public testimony and all materials presented to it and/or on file in the Office of the Zoning Administrator, that the improvements and/or development proposed by the Site Plan as amended:

- Substantially complies with the character of master plans, officially approved neighborhood or area development plans, and with the uses permitted and use regulations of the district as set forth in the Zoning Ordinance and modified as follows:
 - **Sign area approved to permit up to 665 square feet for temporary construction signs instead of 120 square feet permitted under Section 34 of the Zoning Ordinance.**
- Functionally relates to other structures permitted in the district and will not be injurious or detrimental to the property or improvements in the neighborhood; and
- Is so designed and located that the public health, safety and welfare will be promoted and protected.

NOW THEREFORE, BE IT ORDAINED that, as originally requested by an application dated February 4, 2011 for Site Plan # 412, and as such application has been modified, revised, or amended to include the drawings, documents, conditions and other elements designated in Condition 50 below (which

drawings, etc. are hereafter collectively referred to as "Revised Site Plan Application"), for a Site Plan Amendment for temporary construction signs, for the parcel of real property known as RPC # 17-005-002, -003, -004, -006, -007, -008, -009, -010, and -011 and 1509, 1521, and 1523 16th Road North; 1524, 1520, 1516, 1512, and 1508 Clarendon Blvd.; and 1628 North Oak St., approval is granted and the parcel so described shall be used according to the Revised Site Plan Application, subject to all previous conditions (#1 through 84) with condition 50 revised as follows:

Comprehensive Sign Plan

50. The developer agrees to develop and submit a comprehensive sign plan and that all exterior signs (including identification and directional signage) shall generally be consistent with the guidelines contained in "Sign Guidelines for Site Plan Buildings" and with Section 34 of the Zoning Ordinance for each phase of the project. No sign permits will be issued for the respective phase of the project until a comprehensive sign plan is approved for that phase. The developer agrees to obtain approval from the Zoning Administrator of the comprehensive sign plan before the issuance of the first Certificate of Occupancy for each phase. Consistent with Condition #6, the comprehensive sign plan for each phase may also include project specific signs and graphics to be shown on sidewalk enclosures or fencing. All proposed rooftop signs, defined as all signs that are 35 feet or more above the ground, shall require a site plan approval or amendment.

Temporary Construction Signs

The developer agrees that all temporary construction signs shall be consistent with the drawings prepared by Art Display Co dated March 30, 2011 and approved by the County Board on April 16, 2011. The developer further agrees that all signs shall be of the number, size, location, design, materials, and structure shown on the drawings and that total sign area for temporary construction signs shall not exceed 665 square feet, not including blank fabric banners screening the fence. A temporary construction sign plan for each phase may be approved prior to the comprehensive sign plan by the County Manager. The temporary construction sign plan may contain more than 100 square feet, as long as the signs only include reference the Radnor Ft. Myer Heights Civic Association, Rosslyn Renaissance and the Rosslyn BID in addition to project information (including leasing, identification, directional, financial, and construction information) and graphics. The developer agrees that should any graffiti and/or other damage occur on the signs, the applicant shall immediately (within ten (10) calendar days) repaint and/or replace the signs (or any portion of the sign) to eliminate such damage. In addition, the developer agrees to inspect the signs daily to determine whether such damage has occurred. The developer agrees that all such signs placed on construction fencing are temporary in nature and shall be removed at or before the time of issuance of first partial certificate of occupancy for tenant occupancy. Consistent with Condition #6, the comprehensive sign plan for each phase may also include project specific signs and graphics to be shown on sidewalk enclosures or fencing. All proposed rooftop signs, defined as all signs that are 35 feet or more above the ground, shall require a site plan approval or amendment. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-B-SP #412" attached for the public record to these minutes.]

Retail Tenant Signs

Retail tenant signs shall be permitted for the new construction as follows:

- a. Final locations of all signs located in or adjacent to the public sidewalks shall be indicated on street engineering plans and are subject to approval by the Department of Environmental Services prior to issuance of all sign permits. All such signs shall be located so as not to obstruct pedestrian movement or the views of motorists.
- b. Minor modifications to signs, including changes in the information provided and changes in design and location in response to the Department of Environmental Service's review, shall be subject to review and approval by the County Manager prior to issuance of all sign permits.

- c. Retail tenant signs shall conform to either the standards of Section 34 of the Zoning Ordinance or the following criteria, and shall generally be consistent with the Comprehensive Sign Plan as reviewed and approved by the County Manager:
1. Up to three (3) building wall signs, for a maximum total sign area of 60 square feet, are permitted for each retail tenant with 60 linear feet of frontage or less; up to four (4) building wall signs, for a maximum total sign area of one (1) square foot per linear foot of the tenant's frontage, are permitted for each retail tenant with more than 60 linear feet of frontage.
 2. Additional sign area shall be permitted to accommodate awnings, except any text, logo, graphic, or other image on awnings shall count toward the total allowable sign area for that tenant. This additional sign area on awnings shall be applied only toward graphic images with abstract or stylized patterns that contain no clearly understood images or message content.
 3. For building wall signs, the distribution of the sign area and the location and number of signs shall be approved as part of a unified design approach for the individual retail tenants, and shall be subject to administrative review and approval by the County Manager.
 4. Blade signs which exceed six (6) square feet of total sign area may be permitted up to a maximum total sign area of 15 square feet per retail unit. The difference between six (6) square feet and the actual total blade sign area shall be calculated as part of the maximum permitted sign area for the retail unit to which the blade sign is attached. In no event shall such difference increase the maximum permitted sign area for any retail unit.
 5. Window signs the size of which exceeds the Zoning Ordinance standard of 20 percent of window area may be permitted, subject to administrative review and approval by the County Manager. The amount of sign area in excess of 20 percent of the window area shall be calculated as part of the maximum permitted sign area for the retail tenant unit. In no event shall such excess increase the maximum permitted sign area for any retail unit.
 6. The colors and materials of retail tenant signs shall harmonize with and complement the exterior materials and design of the individual retail storefronts and be consistently treated so as to present a unified design approach for the individual retail unit. The colors and materials of such signs are subject to review and approval by the County Manager.
 7. In order to ensure a coordinated approach to the various tenant signs and the sign designs on the building, while at the same time maintaining the individuality of each tenant and unit within the building, the developer shall submit a prototypical sign plan for each building, which plan includes sign options for the retail tenants. This plan shall be administratively reviewed and approved by the County Manager prior to the issuance of the first tenant build-out permit and any tenant sign permits for that building.
 8. The types of retail signs that shall be permitted shall be consistent with the types of signs permitted by Section 34 of the Zoning Ordinance, and shall include: building wall signs; blade signs; window signs; carved, painted or sculptural signs; canopy or awning signs; logo signs; and, permanent quotes on building walls and blade signs.
 9. The retail tenant signs shall be illuminated only during the hours of operation of the retail business.
 10. The retail signs shall not exceed 35 feet in height on the building.

[Board Report #4](#)

[Board Report #4-Supplemental](#)

[Addendum 4-16-11-B-SP #412](#)

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5. SP #415 SITE PLAN TO CONSTRUCT SEMI-DETACHED DWELLING UNITS (2 UNITS) AT 4210 WASHINGTON BLVD. (RPC# 14-023-010).

On the consent agenda vote, after a duly advertised public hearing, the Board deferred the site plan for two (2) semi-detached dwelling units to the June 11, 2011, County Board meeting.

[Board Report #5](#)

[Board Report #5-Supplemental \(Revised Recommendation\)](#)

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USE PERMITS REQUEST/REVIEWS/AMENDMENTS

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6. U-2999-01-1 USE PERMIT REVIEW FOR A VEHICLE SERVICE ESTABLISHMENT, LOCATED AT 2427 SHIRLINGTON ROAD (RPC# 31-034-019).

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-2999-01-1 on file in the Office of the Zoning Administrator for renewal of the use permit for a vehicle service establishment, for the parcel of real property known as 2427 Shirlington Road (RPC# 31-034-019), approval is granted and the parcel so described shall be used according to the approval requested by the application, subject to all previously approved conditions, with an administrative review in six (6) months (October 2011) and a County Board review in one (1) year (April 2012).

[Board Report #6](#)

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8. U-3170-07-1 USE PERMIT REVIEW FOR A FAMILY DAY CARE FOR NINE (9) CHILDREN; LOCATED AT 5809 5TH ROAD S. (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 the use permit for a family day care for nine (9) children for the parcel of real property known as 5809 5th Road S. (RPC# 21-028-077), approval is granted and the parcel so described shall be used according to the approval requested by the application, subject to the conditions in the staff report, with a County Board review in five (5) years (April 2016).

[Board Report #8](#)

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9. U-3202-08-2 USE PERMIT AMENDMENT FOR NEW CINGULAR WIRELESS ANTENNAS AND GROUND EQUIPMENT ON AN EXISTING TELECOMMUNICATIONS FACILITY AT 2305 S. WALTER REED DRIVE (RPC# 29-002-029).

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-3202-08-2 on file in the Office of the Zoning Administrator for renewal of the use permit to locate antennas and additional ground equipment on an existing telecommunications facility for the parcel of real property known as 2305 S. Walter Reed Drive (RPC# 29-002-029), approval is granted and the parcel so described shall be used according to the approval requested by the application, subject to all previous conditions and one (1) revised condition, with an administrative review in six (6) months (October 2011) in order to monitor the existing landscaping that is on the site.

Revised condition #1:

1. The applicant of the use permit approved on October 18, 2008, New Cingular Wireless, agrees that the monopole will be designed as a low-profile, slender monopole, as shown on plans dated October 3, 2008, and, the applicant of the use permit amendment, approved on January 23, 2010, T Mobile Northeast, LLC agrees that the nine (9) total antennas will be installed as shown on plans dated October 7, 2009 at a height of 52 feet. The applicant of the second use permit amendment, approved on November 13, 2010, Clearwire US LLC, agrees to construct antennas as shown on the plans dated February 3, 2010. The applicant of the third use permit amendment, approved on April 16, 2011, New Cingular Wireless PCS, LLC, agrees to construct antennas as shown on the plans dated August 30, 2010. Any additional antennas will require a use permit amendment. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-C-U-3202-08-2" attached for the public record to these minutes.]

[Board Report #9](#)

[Addendum 4-16-11-C-U-3202-08-2](#)

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10. U-3224-09-1 USE PERMIT AMENDMENT ETHIOPIAN COMMUNITY DEVELOPMENT COUNCIL, INC., FOR MODIFICATION OF CONDITION #44; LOCATED AT 1036, 1100 AND 1106 S. HIGHLAND ST. (RPC# 32-007-167, -168 AND -022).

On the consent agenda vote, after a duly advertised public hearing, the Board deferred the use permit amendment to the June 11, 2011, County Board meeting.

[Board Report #10](#)

[Board Report #10-Supplemental \(Revised Recommendation\)](#)

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11. U-3243-10-1 USE PERMIT REVIEW OF HOMEMADE PIZZA CO. FOR FOOD DELIVERY SERVICE FOR A CARRY-OUT OPERATION LOCATED AT 4514 LEE HIGHWAY (RPC# 07-003-008).

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-3243-10-1 on file in the Office of the Zoning Administrator for renewal of the use permit for a food delivery service for the parcel of real property known as 4514 Lee Highway (RPC# 07-003-008), approval is granted and the parcel so described shall be used according to the approval requested by the application, subject to the conditions of the staff report with a County Board review in one (1) year (April 2012).

[Board Report #11](#)

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12. U-3278-11-1 USE PERMIT FOR PUBLIC UTILITIES/TELECOMMUNICATION FACILITIES LOCATED AT 2001 N. ADAMS ST. (RPC# 15-004-034).

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-3278-11-1 on file in the Office of the Zoning Administrator for renewal of the use permit for installation of a new telecommunications facility for the parcel of real property known as 2001 N. Adams St. (RPC# 15-004-034), approval is granted and the parcel so described shall be used according to the approval requested by the application, subject to the proposed conditions.

Proposed conditions:

1. The applicant agrees that the telecommunications facility on the existing building at 2001 N. Adams St. will be installed as shown on plans dated January 21, 2011. Any additional antennas on the site will require a use permit amendment. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-D- U-3278-11-1" attached for the public record to these minutes.]
2. The applicant shall identify a community liaison who shall be available to address any concerns regarding the facility operation. The name and telephone number of the liaison shall be provided to the North Highlands Citizens Association and the Zoning Administrator.
3. The applicant agrees that the antennas shall be removed within ninety (90) days after any cessation of use.

[Board Report #12](#)

[Addendum 4-16-11-D- U-3278-11-1](#)

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13. U-3279-11-1 USE PERMIT FOR PUBLIC UTILITY/TELECOMMUNICATIONS FACILITY FOR WILLIAMSBURG SHOPPING CENTER LOCATED AT 6404 WILLIAMSBURG BLVD. (RPC# 01-020-007).

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-3279-11-1 on file in the Office of the Zoning Administrator for renewal of the use permit for an existing telecommunications facility with an existing stealth monopole and an existing cabinet platform for the parcel of real property known as Williamsburg Shopping Center located at 6404 Williamsburg Blvd. (RPC# 01-020-007), approval is granted and the parcel so described shall be used according to the approval requested by the application, subject to the conditions of the staff report.

Conditions:

1. The applicant agrees that all antennas will be installed inside the stealth monopole, and that all associated equipment cabinets will be installed on the existing equipment pad, as shown on the diagrams prepared by Bechtel Corporation labeled "Site Name: Berkshire, Site ID No.: 1993" and dated 11/16/10. The installation of additional antennas for all telecommunications carriers inside the existing stealth pole and additional equipment cabinets (including associated GPS antennas) on the existing equipment platform may be reviewed and approved by the Zoning Administrator. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-E- U-3279-11-1" attached for the public record to these minutes.]
2. The applicant shall identify a community liaison that shall be available to address any concerns regarding the facility's operation. The name and telephone number of the liaison shall be provided to the Williamsburg Civic Association and the Zoning Administrator.
3. The applicant agrees that any AT&T antennas on the site shall be removed within ninety (90) days after any cessation of use. Unused antennas from other telecommunications carriers shall be their respective carriers' responsibility, and shall be removed by their respective carriers within ninety (90) days after any cessation of use.

[Board Report #13](#)

[Addendum 4-16-11-E- U-3279-11-1](#)

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14. U-3280-11-1 USE PERMIT FOR PUBLIC UTILITY/TELECOMMUNICATIONS FOR THREE (3) PANEL ANTENNAS AND ONE (1) GPS ANTENNA; LOCATED AT 5055 CHESTERFIELD ROAD (RPC# 28-018-001).

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-3280-11-1 on file in the Office of the Zoning Administrator for approval of the use permit for addition of three (3) panel antennas and one (1) GPS antenna to an existing telecommunications facility for the parcel of real property known as 5055 Chesterfield Road (RPC# 28-018-001), approval is granted and the parcel so described shall be used according to the approval requested by the application subject to the conditions of the staff report.

Conditions:

1. The applicant agrees that the three (3) AT&T panel antennas and one (1) GPS antenna on the existing building at 5055 Chesterfield Road will be installed as shown on plans dated October 14, 2010 and revised through 1/17/2011. Any additional antennas on the site will require a use permit amendment. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-F- U-3280-11-1" attached for the public record to these minutes.]
2. The applicant shall identify a community liaison who shall be available to address any concerns regarding the facility operation. The name and telephone number of the liaison shall be provided to the Claremont Civic Association and the Zoning Administrator.
3. The applicant agrees that the antennas shall be removed within ninety (90) days after any cessation of use.

[Board Report #14](#)

[Addendum 4-16-11-F- U-3280-11-1](#)

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VACATIONS, EASEMENTS, RIGHTS OF WAY, ENCROACHMENTS & LEASES

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15. SOUTH CLARK STREET VACATIONS

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

- A. Enacted the Ordinance (Attachment 1) to Amend and Reenact an Ordinance to Vacate a portion of South Clark Street between 10th Street South and 6th Street South, Abutting: Parcel 12, Remainder from Subdivision of Parcels 14 and 15, Potomac Yard (RPC# 34-024-345); Parcel 3-A, Resubdivision of Lot 3, Cullinane Subdivision (RPC# 34-025-003); and Parcel 13, RF&P Railroad Property, Zone 123 (RPC# 34-025-004), which adjacent parcels are owned by The County Board of Arlington County, Virginia, with conditions. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-G- South Clark Street" attached for the public record to these minutes.]
- B. Enacted the Ordinance (Attachment 2) to Amend and Reenact an Ordinance to Vacate: 1) a 10' Water Main Easement on Parcel 12, Remainder from Subdivision of Parcels 14 and 15, Potomac Yard, running from South Clark Street to Old Jefferson Davis Highway, parallel to 6th Street South, then running southwest along the southern boundary of Old Jefferson Davis Highway; and 2) a 15' Sanitary Sewer and Force Main Easement on Parcel 12, Remainder from Subdivision of Parcels 14 and 15, Potomac Yard, Running Northwest from South Clark Street to Old Jefferson Davis Highway; both easements located in Arlington County, Virginia (RPC# 34-024-345), with conditions. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-G- South Clark Street" attached for the public record to these minutes.]
- C. Authorized the Real Estate Bureau Chief or his designee to execute the deeds of vacation on behalf of the County Board, accept on behalf of the County Board, easements required by the Ordinance or the deed of vacation to be dedicated or conveyed to the County Board; and to execute other documents necessary to effectuate the Ordinances of Vacation set forth in Attachments 1 and 2, and to sign, on behalf of the County Manager and the County Board, subject to approval of such documents as to form by the County Attorney.

[Board Report #15](#)

[Addendum 4-16-11-G- South Clark Street](#)

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16. AUTHORIZATION TO ACCEPT EASEMENTS OFFERED TO THE COUNTY ON PORTIONS OF THE PROPERTY LOCATED AT 1410 N. QUINN ST. ARLINGTON, VIRGINIA (RPC #17-026-019) AND 1726 16TH ST. N. ARLINGTON, VIRGINIA (RPC #17-026-014).

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

- 1. Approved the attached Deed of Easement for a portion of the property located at 1410 North Quinn Street, Arlington, Virginia (RPC #17-026-019); [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-H- North Quinn and 16th Street" attached for the public record to these minutes.]

2. Approved the attached Deed of Temporary Easement, Construction and Wall Maintenance Agreement for a Portion of the Property Located at 1726 16th Street North, Arlington, Virginia (RPC #17-026-014) [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-H- North Quinn and 16th Street" attached for the public record to these minutes.]; and
3. Authorized the Real Estate Bureau Chief, Department of Environmental Services, or his designee, to accept, on behalf of the County Board, the attached Deeds, subject to approval thereof as to form by the County Attorney.

[Board Report #16](#)

[Addendum 4-16-11-H- North Quinn and 16th Street](#)

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17. AUTHORIZATION TO ACCEPT TWO DEEDS OF EASEMENT FOR THE DEPARTMENT OF ENVIRONMENTAL SERVICES TRAFFIC SIGNALIZATION PROJECT ON PROPERTIES LOCATED AT 4825 OLD DOMINION DRIVE, ARLINGTON, VIRGINIA (RPC #03-061-007) AND 3017 N. GLEBE ROAD, ARLINGTON, VIRGINIA (RPC #03-047-004).

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

1. Approved the attached Deed of Easement on the property located at 4825 Old Dominion Drive, Arlington, Virginia (RPC #03-061-007); [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-H1- Old Dominion and Glebe" attached for the public record to these minutes.];
2. Approved the attached Deed of Easement on the property located at 3017 North Glebe Road, Arlington, Virginia (RPC #03-047-004) [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-H1- Old Dominion and Glebe" attached for the public record to these minutes.]; and
3. Authorized the Real Estate Bureau Chief, Department of Environmental Services, or his designee, to accept, on behalf of the County Board, the attached Deeds of Easement, subject to approval as to form by the County Attorney.

[Board Report #17](#)

[Addendum 4-16-11-H1- Old Dominion and Glebe](#)

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18. AUTHORIZATION TO ACCEPT DEEDS OF EASEMENT FOR VARIOUS PURPOSES ON PORTIONS OF THE PROPERTIES LOCATED AT 1601 AND 1605 N. RANDOLPH ST.(RPC#S 06-014-101 AND 06-014-110); 1609 NORTH RANDOLPH STREET (RPC# 06-014-111); 1613 N. RANDOLPH ST. (RPC# 06-014-112); 1617 N. RANDOLPH ST.(RPC# 06-014-017); 1621 N. RANDOLPH ST. (RPC# 06-014-016); 1627 N. RANDOLPH ST. (RPC# 06-014-095); AND 1631 N. RANDOLPH ST. ARLINGTON, VIRGINIA (RPC# 06-014-015); AND ALL CONCERNING PROJECT# N488.

On the consent agenda vote, after a duly advertised public hearing, the Board adopted the Motion, attached, designated as Exhibit 1, approving Deeds of Easement for various purposes described in the Motion, and authorizing the acceptance thereof by the Real Estate Bureau Chief, Department of Environmental Services, or his designee, subject to approval as to form by the County Attorney.

[Clerk's note: as set forth in the document entitled "Addendum 4-16-11-I- North Randolph Street" attached for the public record to these minutes.]

[Board Report #18](#)

[Addendum 4-16-11-I- North Randolph Street](#)

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ORDINANCES, PLANS AND POLICIES

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19. NEW LOCAL NORTH / SOUTH STREET BETWEEN 11TH AND 12TH STREET SOUTH

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

1. Amended the Master Transportation Plan (MTP) Map to add a new Urban Center Local street in the block bordered by South Glebe Road and South Monroe Street to connect the planned 11th Street South and planned 12th Street South (see Attachment A). [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-J- New Street" attached for the public record to these minutes.]
2. Adopted the attached ordinance to amend, reenact, and recodify the Arlington County Zoning Ordinance, Section 20 "CP-FBC" Columbia Pike Form Based Code Districts, Section III.C. Regulating Plans to include a new north/south street between the planned 11th Street South and planned 12th Street South on the Town Center Regulating Plan, establish the placement of Required Building Lines with a width of the street space of 65 feet from face-of-building to face-of-building, and designate the frontages as Local (see Attachment B). [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-J- New Street" attached for the public record to these minutes.]

[Board Report #19](#)

[Addendum 4-16-11-J- New Street](#)

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20. ZOA-FBC-12 ZONING ORDINANCE AMENDMENT TO SECTION 20. (APPENDIX A), "CP-FBC" COLUMBIA PIKE FORM BASED CODE DISTRICTS, SECTION IV. BUILDING ENVELOPE STANDARDS, SUBSECTIONS B. MAIN STREET SITES, C. AVENUE SITES, AND D. LOCAL SITES, TO MODIFY BUILDING HEIGHT PERMITTED IN TRANSITIONAL AREAS BETWEEN DIFFERENT FORM BASED CODE BUILDING ENVELOPE STANDARDS AND BETWEEN FORM BASED CODE DEVELOPMENTS AND EXISTING SINGLE-FAMILY DWELLINGS TO 1) PERMIT NO MORE THAN 4 STORIES ON ANY PART OF A MAIN STREET OR AVENUE SITE WITHIN 40 FEET OF A LOCAL OR LOCAL LIVE/WORK SITE, UNLESS THAT PORTION IS NO MORE THAN 70 FEET FROM AN RBL, IN WHICH CASE NO MORE THAN 6 STORIES OR 5 STORIES, RESPECTIVELY; 2) PERMIT UP TO 6 STORIES OR 5 STORIES, RESPECTIVELY, BETWEEN A MAIN STREET OR AVENUE SITE AND A LOCAL LIVE/WORK SITE; 3) PERMIT NO MORE THAN 3 STORIES ON ANY PART OF A MAIN STREET OR AVENUE SITE WITHIN 40 FEET OF A NEIGHBORHOOD SITE; AND 4) PERMIT NO MORE THAN 3 STORIES AND A MAXIMUM HEIGHT OF 32 FEET ON ANY PART OF A MAIN STREET, AVENUE OR LOCAL SITE WITHIN 40 FEET OF AN EXISTING SINGLE-FAMILY LOT.

On the consent agenda vote, after a duly advertised public hearing, the Board adopted the attached ordinance to amend, reenact, and recodify the Arlington County Zoning Ordinance, Section 20.

(Appendix A), "CP-FBC" Columbia Pike Form Based Code Districts, subsection IV, Building Envelope Standards to increase building height permitted in areas between different Form Based Code frontage types and to decrease building height permitted in areas between Form Based Code developments and existing single-family dwellings. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-K-Form Based Code" attached for the public record to these minutes.]

[Board Report #20](#)

[Addendum 4-16-11-K-Form Based Code](#)

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21. APPROVAL OF THE COUNTY'S ANNUAL CONSOLIDATED PLAN FOR FISCAL YEAR (FY) 2012, WHICH INCLUDES THE FY 2012 ANNUAL CONSOLIDATED PLAN FOR THE CITY OF FALLS CHURCH, ADOPTION OF THE COMMUNITY DEVELOPMENT (CD) PROGRAM FOR FY 2012 AND ALLOCATION OF AFFORDABLE HOUSING INVESTMENT FUND (AHIF) HOUSING SERVICES FUNDS.

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

1. Approved the FY 2012 Annual Consolidated Plan for Arlington (Attachment 1), which includes the Community Development Program for FY 2012 (Attachment 2) as described in the Proposed Budget for FY 2012, (Book page 235; Web page 716), and additional allocation of \$10,053 in Community Services Block Grant (CSBG) funds to Employment and Training Programs implemented by DHS Arlington Employment Center. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-L-Consolidated Plan" attached for the public record to these minutes.]
2. Approved the FY 2012 Annual Consolidated Plan for the City of Falls Church (Attachment 3) and the allocation of Community Development Block Grant (CDBG) and HOME funds for the City of Falls Church. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-L-Consolidated Plan" attached for the public record to these minutes.]
3. Authorized the County Manager to submit the FY 2012 Annual Consolidated Plan and execute contracts and documents (1) to make grants in FY 2012 as shown in Attachment 2, and (2) as may be required by U.S. Department of Housing and Urban Development (HUD), including Community Development Block Grant (CDBG) Certifications, and (3) as may be required by Virginia State Department of Social Services (DSS) and the U. S. Department of Health and Human Services (HHS).
4. Approved the allocation of certain revolving loan program income received annually by AHC, Inc. and Enterprise Development Group (EDG), as required by CDBG regulations
5. Allocated \$100,000 from FY 2012 AHIF Housing Services funds (101.495130.91102) to three programs (101.456300.91102): \$10,000 for Friends of Guest House; \$15,000 for Financial Independence Literacy by Doorways and Arlington Partnership for Affordable Housing (APAH); and \$75,000 for collaborative case management services provided by four nonprofits, Doorways (\$16,750), Arlington Street People's Assistance Network (A-SPAN) (\$10,500), Arlington-Alexandria Coalition for the Homeless (AACH) (\$24,250), and Northern Virginia Family Service (NVFS) (\$23,500).
6. Authorized the County Manager to execute the required documents to convey the AHIF grant of up to \$100,000 in total to: Doorways, Friends of Guest House, A-SPAN, AACH, APAH and NVFS.
7. Authorized the County Manager to sign a cooperation agreement to renew, until July, 2014, the Cooperation Agreement with the City of Falls Church, as signed in 1993 and

amended in 1996, and include the City in the County's Community Development Block Grant and HOME grant authorizations received from U.S. Department of Housing and Urban Development (HUD).

[Board Report #21](#)

[Addendum 4-16-11-L-Consolidated Plan](#)

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- 22. THE REQUEST FOR THIS ITEM HAS BEEN WITHDRAWN. Z-2549-10-1 REZONING FROM "RA8-18," APARTMENT DWELLING DISTRICTS TO "RA6-15," APARTMENT DWELLING DISTRICTS;" IN THE 1200 BLOCK NORTH ROLFE STREET (RPC# 17-034-002).**

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CAPITAL PROJECTS

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- 23. APPROVAL OF AWARD OF AGREEMENT NO. 375-10 BETWEEN THE ARLINGTON COUNTY BOARD AND URS CORPORATION AND AUTHORIZATION OF FUNDS TO CONDUCT ALTERNATIVES ANALYSIS, ENVIRONMENTAL PLANNING, AND CONCEPTUAL ENGINEERING FOR THE ROUTE 1 CORRIDOR STREETCAR PROJECT AND APPROVAL OF PROJECT COORDINATION AGREEMENT BETWEEN THE COUNTY BOARD OF ARLINGTON AND THE CITY COUNCIL OF ALEXANDRIA, VIRGINIA.**

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

1. Approved the Award of Agreement No. 375-10 between the Arlington County Board and URS Corporation to conduct alternatives analysis, environmental planning, and conceptual engineering for the Route 1 Corridor Streetcar Project for a total contract amount of \$3,240,000.
2. Authorized an allocation of \$324,000 as a contingency, for a total project authorization of \$3,564,000 with the County's share of the contract and contingency being \$1,782,000, and the City of Alexandria's share being \$1,782,000.
3. Authorized the Purchasing Agent to execute the contract documents for Agreement No. 375-10, subject to legal review by the County Attorney.
4. Approved the Project Coordination Agreement between the County Board of Arlington and the City Council of Alexandria, Virginia, in the form attached as Attachment A, and authorize the County Manager to execute the agreement on behalf of the County Board. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-M-Streetcar" attached for the public record to these minutes.]

[Board Report #23](#)

[Board Report #23-Supplemental](#)

[Addendum 4-16-11-M-Streetcar](#)

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APPROPRIATIONS, GRANT APPLICATIONS & OTHER CONTRACTS

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25. AUTHORIZATION AND APPROPRIATION OF DEPARTMENT OF DEFENSE, OFFICE OF ECONOMIC ADJUSTMENT (OEA) GRANT FUNDS FOR ARLINGTON ECONOMIC DEVELOPMENT (AED).

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

1. Authorized the County Manager to accept \$213,496 in grant funds from the United States Department of Defense, Office of Economic Adjustment.
2. Appropriated in FY 2011, \$213,496 in federal grant fund revenue (101.374900) to Arlington Economic Development (AED) (101.71001) to respond to the Department of Defense’s Base Realignment and Closure (BRAC) 2005 decisions.
3. Re-authorized 2.0 FTEs (Full Time, Grant-Funded) positions.

[Board Report #25](#)

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REQUESTS TO ADVERTISE

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27. REQUEST TO ADVERTISE AN ORDINANCE TO AMEND CHAPTER 20-2 (BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS ESTABLISHED; POWERS; COMPENSATION) AND CHAPTER 20-5 (PROCEDURES GOVERNING DIRECTOR OF REAL ESTATE ASSESSMENTS, GENERAL REASSESSMENT BOARD AND BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS) OF THE CODE OF ARLINGTON COUNTY, VIRGINIA.

On the consent agenda vote, after a duly advertised public hearing, the Board authorized advertisement for a public hearing at the May 14, 2011, County Board meeting an ordinance to amend Chapter 20-2 (Board of Equalization of Real Estate Assessments Established; Powers; Compensation) and Chapter 20-5 (Procedures Governing Director of Real Estate Assessments, General Reassessment Board and Board of Equalization of Real Estate Assessments) of the Code of Arlington County, Virginia (“Code”) to increase the number of members of the Board of Equalization of Real Estate Assessments from five (5) to seven (7) members and allow the Board of Equalization of Real Estate Assessments to sit in panels of at least three (3) members to hear appeals of real estate assessments.

BE IT ORDAINED by the County Board of Arlington, Virginia that Chapter 20, of the Arlington County Code is amended, reenacted and recodified to read in pertinent part as follows:

§ 20-2. Board of equalization of real estate assessments established; powers; compensation.

All duties imposed and all powers conferred by law in the review for equalization of assessments of real estate in the county shall be exercised by a board of equalization, herein called the "board of equalization of real estate assessments," which shall also have the power to review all assessments and changes of assessments previously made by the director of real estate assessments, the general reassessment board or any other assessing officer, board, or authority in the county in accordance with applicable law. Such board of equalization of real estate assessments shall consist of seven (57) members who shall be freeholders in the county and appointed to such board ~~annually~~ by the county board. The board of equalization of real estate assessments shall have the authority, on its own motion or upon protest as herein provided, to change any assessment of real estate in the county, to add to the tax rolls any real estate erroneously omitted, ~~to remove properties from the tax rolls when acquired by owners not subject to taxation,~~ and to correct errors in tax assessment records, in accordance with the policies and procedures prescribed in this chapter. Effective June 1, 2009, the members of the board of equalization of real estate assessments shall receive as compensation the sum of two hundred dollars (\$200.00) per meeting or recessed meeting attended.

§ 20-5. Procedures governing director of real estate assessments, general reassessment board and board of equalization of real estate assessments.

- (d) Hearings shall be scheduled by the board of equalization of real estate assessments with due regard for the convenience of the protestant and with due regard for the time required by the director of real estate assessments to investigate the protest and to ~~prepare justification of~~ respond to the protested assessment. The board of equalization of real estate assessments shall publish notice in a newspaper having general circulation in the county, giving the regular time and place of its hearings. ~~A quorum for meetings of the board of equalization shall be three (3) members.~~ The board of equalization of real estate assessments shall determine and rule upon all protested assessments and all proposed reduced assessments within ninety (90) days of the date of the hearing. All actions of such board affecting assessments of real estate in such county shall ~~require an affirmative vote of at least three (3) members and shall~~ be certified by such board to the director of real estate assessments on forms prepared by and prescribed by the director. The authority of such board shall cease as of October 31 of each year. Notice of the decision of the board of equalization of real estate assessments shall be prepared ~~in triplicate~~, and a copy thereof shall be given to the protestant and affected taxpayer by the department of real estate assessments through the mails promptly after the decision is so certified.
- (e) The board of equalization of real estate assessments may sit in panels of at least three (3) members each under the following terms and conditions:
1. The presence of all members of the panel shall be necessary to constitute a quorum.
 2. The chairman of the board of equalization of real estate assessments shall assign the members to panels and, insofar as practicable, rotate the membership of the panels.
 3. The chairman of the board of equalization of real estate assessments shall preside over any panel of which he is a member and shall designate the presiding member of the other panels.
 4. Each panel shall perform its duties independently of the others.
 5. The board of equalization shall sit en banc (i) when there is a dissent in the panel to which the matter was originally assigned and an aggrieved party requests an en banc hearing with ten (10) days of the decision of the panel or (ii) upon its own motion at any time in any matter in which the majority of the board of equalization of real estate assessments determines it is appropriate to do so. The board of equalization of real estate assessments sitting en banc shall consider and decide the matter and may affirm, overrule or modify any previous decision by any panel.

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28. REQUEST TO ADVERTISE PROPOSED AMENDMENTS TO THE MASTER TRANSPORTATION PLAN (MTP) GOALS AND POLICIES DOCUMENT CONCERNING MTP AMENDMENT PROCESS, STREET TYPOLOGY, AND STREET DESIGN MODIFICATIONS; AND PROPOSED AMENDMENTS TO THE MTP PEDESTRIAN ELEMENT CONCERNING SIDEWALK WIDTH.

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

1. Authorized advertisement of proposed amendments to the County Comprehensive Plan's MTP Goals and Policies Summary to add a section entitled "MTP Plan Amendments" and to amend provisions concerning street typology and street design modifications, to be heard by the Planning Commission at its May 2, 2011 meeting, and by the County Board at its May 14, 2011 meeting.
2. Authorized advertisement of a proposed amendment to the County Comprehensive Plan's MTP Pedestrian Element concerning sidewalk width, to be heard by the Planning Commission at its May 2, 2011 meeting, and by the County Board at its May 14, 2011 meeting.

Part A: Proposed Amendments to the MTP Goals and Policies Document Previously Adopted by the County Board on November 13, 2007

Streets Policies:

1. Utilize the plans typology of arterial and local streets to guide street planning, management, design and construction/reconstruction. The typology identifies categories of ~~arterial~~ streets which are primarily assigned with relation to the types of land use found along them. Each street type should support the general policies of complete streets and the compatibility of transportation design with adjacent land uses.
5. Design neighborhood streets to control travel speeds. Permit those streets with relatively low traffic volumes (under 1,500 vehicles per day) and single family development to be narrowed and operate as "yield streets". Implement additional neighborhood traffic calming, sometimes including street narrowing on streets with defined speeding problems. Involve local residents and neighbors in the design of street modifications (including, but not limited to parking).

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IV. MTP Plan Amendments

The need or a desire to amend or further refine portions of the MTP may arise periodically. The MTP should endeavor to reflect evolving transportation needs, goals and recommendations. Between times of comprehensive plan reviews, plan amendments may be appropriate. As County transportation objectives change, as

the functions of individual transportation facilities change, as relevant transportation principles or guidelines evolve, and as specific facility proposals require adjustment, this plan may be amended. Proposed amendments to this plan must follow the legally required processes of notification and public hearings by the Planning Commission and County Board. In addition, where appropriate, proposed amendments may be considered by the County Transportation Commission, and in neighborhood conservation areas, by the Neighborhood Conservation Advisory Commission, using a thorough and open public participation process.

IV. V. Summary Conclusion

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Part B: Proposed Amendment to the MTP Pedestrian Element Previously Adopted by the County Board on July 22, 2008

Sidewalk Design

Clear Zones

Whenever feasible, sidewalks in low-density residential areas should be at least five feet wide to better accommodate two people walking side-by-side or people traveling in opposite directions to safely pass each other. Sidewalks can be reduced to four feet in width when there is insufficient right-of-way, when installing a five-foot wide sidewalk would require eliminating existing parking, or to minimize impacts to existing trees, slopes or structures.

[Board Report #28](#)

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29. ADVERTISE TECHNICAL AMENDMENTS TO CHAPTERS 21, 35 AND 46 (RETIREMENT ORDINANCES) OF THE ARLINGTON COUNTY CODE TO INCORPORATE RECENT FEDERAL REGULATIONS.

On the consent agenda vote, after a duly advertised public hearing, the Board authorized advertising for a public hearing on May 14, 2011 regarding the proposed amendments to Chapters 21, 35 and 46 (Retirement Ordinances) of the Arlington County Code. [Clerk’s note: as set forth in the document entitled “Addendum 4-16-11-N-Retirement Ordinances” attached for the public record to these minutes.]

[Board Report #29](#)

[Addendum 4-16-11-N-Retirement Ordinances](#)

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OTHER

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30. MODIFICATION OF LOAN TERMS AND CONDITIONS OF THE COUNTY LOAN TO ARLINGTON PARTNERSHIP FOR AFFORDABLE HOUSING (APAH) OR ITS COUNTY-APPROVED OWNERSHIP AFFILIATE FOR BUCHANAN GARDENS APARTMENTS.

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

1. Approved the subordination of the Amended and Restated Affordable Housing Investment Fund (AHIF) loan to Arlington Partnership for Affordable Housing (APAH), or its designated County-approved ownership affiliate (Buchanan Gardens Limited Partnership), to an interim construction loan of up to \$16 million.
2. Approved the subordination of the Amended and Restated Affordable Housing Investment Fund (AHIF) loan to APAH, or its designated County-approved ownership affiliate (Buchanan Gardens Limited Partnership), to a permanent first-mortgage loan of up to \$7.9 million plus an additional ten percent if needed once APAH has paid all of the outstanding principal and interest due on the construction loan.
3. Authorized the County Manager to execute the required documents for a loan of up to \$11,725,000 to APAH, or its designated County-approved ownership affiliate (Buchanan Gardens Limited Partnership), and authorize and direct 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 improves 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 #30](#)

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31. MINUTES

On the consent agenda vote, after a duly advertised public hearing, the Board approved the minutes from the following meetings:

June 23, 2010	Walking Town Meeting in the North Rosslyn Civic Association Area
November 13, 2010	Regular Meeting (revised minutes)
May 22, 2010	Regular Meeting (revised minutes)
February 1, 2011	Special Meeting with the Arlington County Civic Federation
February 8, 2011	Special Meeting for Closed Meeting
February 8, 2011	Budget Work Session
February 22, 2011	Budget Work Session
February 24, 2011	Budget Work Session
March 1, 2011	Budget Work Session

March 3, 2011	Budget Work Session
March 8, 2011	Budget Work Session
March 9, 2011	Budget Work Session
March 12, 2011	Regular Meeting
March 15, 2011	Recessed Meeting
March 17, 2011	Budget Work Session
March 22, 2011	Public Hearing on Proposed Fiscal Year 2012 Budget
March 23, 2011	Special Meeting for Closed Meeting
March 24, 2011	Public Hearing on Proposed Calendar Year 2011 Tax Rates
March 26, 2011	Special Meeting with the Arlington County Civic Federation
March 31, 2011	Budget Work Session
April 1, 2011	Budget Work Session
April 4, 2011	Budget Work Session
April 5, 2011	Budget Work Session

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REGULAR ITEMS

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32. APPROVAL OF FISCAL YEAR 2012 BUDGET (THE PUBLIC HEARINGS FOR THESE ITEMS HAVE CONCLUDED.)

A. Fiscal Year 2012 County Budget Resolution and Appropriations Resolution

Following a duly advertised public hearing at which there were speakers, on a motion by CHRISTOPHER ZIMMERMAN, Chairman, seconded by BARBARA A. FAVOLA, Member and carried by a vote of 5 to 0, the voting recorded as follows: CHRISTOPHER ZIMMERMAN, Chairman - Aye, MARY HYNES, Vice Chairman - Aye, BARBARA A. FAVOLA, Member - Aye, JAY FISETTE, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board took the following actions:

1. Adopted the attached FY 2012 County Budget Resolution (Attachment I) and the Supplemental Direction. [Clerk’s note: as set forth in the document entitled “Addendum 4-16-11-O-Budget and Appropriations Resolution” attached for the public record to these minutes.]
2. Adopted the attached FY 2012 County Appropriations Resolution (Attachment II). [Clerk’s note: as set forth in the document entitled “Addendum 4-16-11-O-Budget and Appropriations Resolution” attached for the public record to these minutes.]

3. Allocated \$2,463,086 to fund balance to increase the County's General Fund Operating Reserve from 3.75 percent to 4.0 percent.
4. Authorized the County Manager to negotiate and sign grant agreements with non-profits that result from FY 2012 budget appropriations, with the approval of the County Attorney.

JAY FISETTE, Member, made a motion which failed for lack of second, to add language to item #11: Employee Compensation Evaluation, on the Supplemental Direction "These efforts shall be coordinated, to the maximum extent possible..."

[Board Report #32 A](#)

[Addendum 4-16-11-O-Budget and Appropriations Resolution](#)

- B. [Adopt the Calendar Year \(CY\) 2011 real estate tax rate, the sanitary district tax rate, and the commercial real estate tax rate.](#)

Following a duly advertised public hearing at which there were speakers, on a motion by J. WALTER TEJADA, Member, seconded by MARY HYNES, Vice Chairman, and carried by a vote of 5 to 0, the voting recorded as follows: CHRISTOPHER ZIMMERMAN, Chairman - Aye, MARY HYNES, Vice Chairman - Aye, BARBARA A. FAVOLA, Member - Aye, JAY FISETTE, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board took the following actions:

1. Adopted a Calendar Year (CY) 2011 real estate tax rate of \$0.945 per \$100 of assessed value using the attached resolution.
2. Ratified the sanitary district tax for stormwater initiatives at the existing rate of \$0.013 per \$100 of assessed value using the attached resolution.
3. Ratified the commercial real estate tax for transportation initiatives at the existing rate of \$0.125 per \$100 of assessed value using the attached resolution.

RESOLUTION FIXING COUNTY REAL ESTATE LEVY

BE IT RESOLVED AND ORDERED by the County Board of Arlington County, Virginia, that there is hereby levied for the tax year (CY) 2011, a tax of \$0.945 per one hundred dollars of assessed valuation of all taxable real estate located in this County for County and School purposes. The levy hereby ordered is also applicable to real estate of the public service corporations based upon the assessment thereof by Arlington County, the State Corporation Commission, and the State Department of Taxation, and duly certified; and

IT IS FURTHER ORDERED that such taxes, when and if appropriated by the County Board of this County, shall be used to defray the County and School charges and expenses and all necessary charges incident to or arising from the execution of the lawful authority of the County Board of Arlington; and

IT IS FURTHER ORDERED that such taxes for County and School purposes appropriated or unappropriated and unused to defray County and School charges and expenses shall return to the General Fund of the County to be used to defray County and School charges and expenses and all necessary charges incident to or arising from the execution of the lawful authority of the County Board of Arlington County for the next fiscal year; and

IT IS FURTHER ORDERED that the sanitary district tax codified in § 26-13 of the Arlington County Code and the real estate tax on properties used for or zoned to permit

commercial and industrial purposes codified in § 20-6(c) of the Arlington County Code be maintained at the existing rates of \$0.013 and \$0.125 per one hundred dollars of assessed value, respectively.

[Board Report #32 B](#)

C. [Adopt the CY 2011 personal property tax rate and the allocation method of the State's vehicle tax relief provided to Arlington County.](#)

Following a duly advertised public hearing at which there were speakers, on a motion by JAY FISETTE, Member, seconded by MARY HYNES, Vice Chairman and carried by a vote of 5 to 0, the voting recorded as follows: CHRISTOPHER ZIMMERMAN, Chairman - Aye, MARY HYNES, Vice Chairman - Aye, BARBARA A. FAVOLA, Member - Aye, JAY FISETTE, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board took the following actions:

- 1) Adopted a Calendar Year 2011 personal property tax rate of \$5.00 per \$100 of assessed value using the attached resolution (Attachment I) and \$0.945 per \$100 of assessed value for public service corporations.

RESOLUTION FIXING COUNTY PERSONAL PROPERTY LEVY

IT IS HEREBY RESOLVED AND ORDERED by the County Board of Arlington County, Virginia, as follows:

1. That there be levied for the year 2011 a tax of \$5.00 per one hundred dollars of assessed valuation on all taxable tangible personal property as defined in Sections 58.1-3500, 58.1-3501, 58.1-3502, 58.1-3503, 58.1-3506 and on machinery and tools as defined by Section 58.1-3507 of the Code of Virginia, except as otherwise provided in this paragraph. Without any limitation on the foregoing provisions, such property shall be considered to include all automobiles and trucks of public service corporations based upon the duly certified assessment thereof by the State Corporation Commission. Excluded from the levy of this paragraph (1) are the following:

- (a) All other personal property of public service corporations;
- (b) All classes of household goods and personal effects as classified by Section 58.1-3504 of the Code of Virginia; and
- (c) Manufactured homes as defined in Section 36-85.3 of the Code of Virginia.

2. That pursuant to Section 58.1-3506.A.10. there be levied for the calendar year 2011 a tax of \$0.945 per one hundred dollars of assessed valuation on all manufactured homes as defined in Section 36-85.3 of the Code of Virginia and pursuant to Section 58.1-2606 on all other tangible personal property of public service corporations based upon the duly certified assessment of the State Corporation Commission.

IT IS FURTHER ORDERED hereby that such taxes are levied for County and School purposes, and, when and if appropriated by the County Board of this County, shall be used to defray the County and School charges and expenses and all necessary charges incident to or arising from the execution of the lawful authority of the County Board of Arlington; and

IT IS FURTHER ORDERED that such taxes for County purposes appropriated or unappropriated and unused to defray County and School charges and expenses shall return to the General Fund of the County to be used to defray County charges and expenses on all

necessary charges incident to or arising from the execution of the lawful authority of the County Board of Arlington County for the next fiscal year.

- 2) Adopted a Calendar Year 2011 resolution (Attachment II) fixing the methodology that shall be utilized in distributing the State's fixed block grant, including additional relief provided to qualifying clean fuel vehicles of 70 percent of the tax bill from \$3,001 to \$20,000 of value, and additional relief provided to qualifying vehicles equipped to transport the disabled of 50 percent of the tax bill from \$3,001 to \$20,000 of value.

RESOLUTION ALLOCATING STATE PERSONAL PROPERTY TAX RELIEF MONIES

IT IS HEREBY RESOLVED AND ORDERED by the County Board of Arlington County, Virginia, as follows:

1. In accordance with the requirements set forth in Section 58.1-3524(c)(2) and Section 58.1-3912(E) of the Code of Virginia, as amended by Chapter 1 of the Acts of Assembly (2004 Special Session 1) and as set forth in Item 503.E (Personal Property Tax Relief Program) of Chapter 951 of the 2005 Acts of Assembly any qualifying vehicle having situs within the County commencing January 1, 2011, shall receive personal property tax relief in the following manner:

- Qualifying vehicles shall receive 100% tax relief on the first \$3,000 of value, and the balance of relief then being equally distributed for each dollar of value up to \$20,000 in value. For any value of a qualifying vehicle in excess of \$20,000, there shall be no tax relief. The relief to be equally "distributed" shall mean the funds provided by the Commonwealth specifically for such tax relief.
- Qualifying vehicles defined by the State's Department of Motor Vehicles as clean special fuel vehicles shall receive 100% tax relief on the first \$3,000 of value. These vehicles shall also receive 70% tax relief for each dollar of value from \$3,001 to \$20,000. For any value of a qualifying vehicle in excess of \$20,000, there shall be no tax relief.
- Qualifying vehicles defined by the Arlington County Commissioner of Revenue's Office for motor vehicles specially equipped to provide transportation for physically handicapped (language referenced in the State's code) individuals shall receive 100% tax relief on the first \$3,000 of value. These vehicles shall also receive 50% tax relief for each dollar of value from \$3,001 to \$20,000. For any value of a qualifying vehicle in excess of \$20,000, there shall be no tax relief.
- All other vehicles which do not meet the definition of "qualifying" will not be eligible for any form of tax relief under this program.

2. In accordance with Item 503.D.1, the entitlement to personal property tax relief for qualifying vehicles for tax year 2005 and all prior tax years shall expire on September 1, 2006. Supplemental assessments for tax years 2005 and prior that are made on or after September 1, 2006 shall be deemed "non-qualifying" for purposes of state tax relief and the local share due from the taxpayer shall represent 100% of the tax assessable.

[Board Report #32 C](#)

- D. [Adopt the CY 2011 tax rate for the Ballston Business Improvement Service District \("Ballston BID"\) as part of the overall real estate tax rate.](#)

[Board Report #32 D](#)

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

[Board Report #32 E](#)

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

[Board Report #32 F](#)

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

[Board Report #32 G](#)

On a motion by BARBARA A. FAVOLA, Member, seconded by J. WALTER TEJADA, Member and carried by a vote of 5 to 0, the voting recorded as follows: CHRISTOPHER ZIMMERMAN, Chairman - Aye, MARY HYNES, Vice Chairman - Aye, BARBARA A. FAVOLA, Member - Aye, JAY FISETTE, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board took the following actions:

Adopted the proposed Calendar Year (CY) 2011 tax rate for the Ballston Business Improvement Service District ("Ballston BID") of \$0.045 per \$100 of assessed real property value that is in addition to the current real estate rate, using the resolution.

RESOLUTION ESTABLISHING A 2011 TAX LEVY RATE FOR THE BALLSTON BUSINESS IMPROVEMENT DISTRICT ("BALLSTON BID")

RESOLVED, that the County Board of Arlington County, acting as the governing body of the Ballston Business Improvement Service District ("Ballston BID"), does hereby establish a calendar year 2011 tax levy for the District in the amount of \$0.045 per one hundred dollars of assessed value of all taxable real estate located within the boundaries of the Ballston Business Improvement Service District ("Ballston BID"), and;

BE IT FURTHER RESOLVED, that such taxes, when and if appropriated by the County Board, acting as the governing body of the Ballston Business Improvement Service District ("Ballston 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.

Adopted the proposed Calendar Year (CY) 2011 tax rate for the Crystal City Business Improvement Service District ("Crystal City BID") of \$0.043 per \$100 of assessed real property value that is in addition to the current real estate rate using the resolution.

RESOLUTION ESTABLISHING A 2011 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 2011 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 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.

Adopted the proposed Calendar Year (CY) 2011 tax rate for the Rosslyn Business Improvement Service District ("Rosslyn BID") of \$0.080 per \$100 of assessed real property value that is in addition to the current real estate rate and approve the FY 2012 Work Program and Budget for the Rosslyn BID, using the resolution.

**RESOLUTION ESTABLISHING A 2011 TAX LEVY RATE FOR THE ROSSLYN BUSINESS
IMPROVEMENT DISTRICT ("ROSSLYN BID")
AND APPROVING THE FY 2012 WORK PLAN AND BUDGET**

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 2011 tax levy for the District in the amount of \$0.080 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 the County Board of Arlington County, as the governing body of the Rosslyn BID, hereby approves the FY 2012 Work Program and Budget for the 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 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.

Adopted the Calendar Year 2011 tax rate for the 2nd Road North Service District of \$0.159 that is in addition to the current real estate rate using the 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) 2011, a tax of \$0.159 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.

- H. [Adopt the proposed amendments to the Utilities Ordinance related to Water/Sewer Rates.](#)

[Board Report #32 H](#)

- I. Adopt the Fiscal Year 2012 Household Solid Waste Rate.

[Board Report #32 I](#)

- J. Adopt an amendment to Arlington County Code, Chapter 10, Section 8f, to reduce fees associated with the disposal of household appliances from \$20 per item to \$10 per service order at the same address.

[Board Report #32 J](#)

- K. Enactment of An ordinance to amend, reenact and reordain Chapter 14.2 (Motor Vehicles and Traffic), Article I, Division 2, Subdivision D, Section 14.2-44 (b) of the Code Of Arlington County, Virginia concerning parking meter rates to be effective on July 1, 2011.

[Board Report #32 K](#)

- N. Adopt the Department of Parks, Recreation and Cultural Resources' Fees for Fiscal Year (FY) 2012.

[Board Report #32 N](#)

[Addendum 4-16-11-P-PRCR Fees](#)

On a motion by J. WALTER TEJADA, Member, seconded by MARY HYNES, Vice Chairman and carried by a vote of 5 to 0, the voting recorded as follows: CHRISTOPHER ZIMMERMAN, Chairman - Aye, MARY HYNES, Vice Chairman - Aye, BARBARA A. FAVOLA, Member - Aye, JAY FISETTE, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board took the following actions:

Adopted the proposed amendments to Chapter 26, Article I (Utilities Ordinance) of the County Code to increase the water rate by \$0.18, from \$3.50 to \$3.68 per thousand gallons, and the sewer rate by \$0.27, from \$8.24 to \$8.51 per thousand gallons, to be effective May 1, 2011.

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, 2011.

- I. **BE IT ORDAINED** that Chapter 26, Article I, Division 2, of the Arlington County Code is amended, reenacted, and recodified as follows, effective May 1, ~~2010~~2011.

Chapter 26

UTILITIES

ARTICLE 1. IN GENERAL

* * *

DIVISION 2.

* * *

§ 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 ~~\$11.74~~ \$12.19 per thousand (1,000) gallons of water furnished. The rate for these services is set forth as follows:

- (1) Water Services – ~~\$3.50~~ \$3.68 per one thousand (1,000) gallons of water furnished.
- (2) Sewer services - ~~\$8.24~~ \$8.51 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 ~~\$3.50~~ \$3.68 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 ~~\$8.24~~ \$8.51 per one thousand (1,000) gallons of water furnished based on the periodic water or sewer meter reading by the utility serving the property.

- II. The remaining sections and subsections of Chapter 26 of the Code of Arlington not amended hereby shall remain in effect as previously enacted.

Adopted the amendment to Chapter 10, Article 1 (Refuse) of the Code of Arlington County, Virginia. The amendment, as shown, if approved, would decrease the annual Household Solid Waste Rate from \$344.24 to \$325.72.

* * *

AN ORDINANCE TO AMEND, REENACT, AND RECODIFY CHAPTER 10 (GARBAGE, REFUSE AND WEEDS) OF ARLINGTON COUNTY CODE RELATING TO A DECREASE IN HOUSEHOLD SOLID WASTE RATE, EFFECTIVE JULY 1, 2011.

- I. ***BE IT ORDAINED*** by the County Board of Arlington County, Virginia, that Chapter 10, Article 1 of the Arlington County Code is amended, reenacted, and recodified as follows, effective July 1, 2011:

* * *

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 ~~three hundred forty-four dollars and twenty-four cents (\$344.24)~~ three hundred twenty-five dollars and seventy-two cents (\$325.72) billed quarterly, beginning with the quarter of July 1, ~~2009~~ 2011, through September 30, ~~2009~~ 2011, for refuse collection and disposal and recycling by Arlington County.

- II. The remaining sections and subsections of Chapter 10 of the Code of Arlington County, Virginia not amended hereby shall remain in effect as previously enacted.

Adopted the proposed amendment, as shown, to Chapter 10, Article 1 (Refuse) of the Code of Arlington County, Virginia, to decrease the disposal fee for household appliances from twenty dollars (\$20) to ten dollars (\$10), and eliminate the additional fee for more than one item per service order.

AN ORDINANCE TO AMEND, REENACT, AND RECODIFY CHAPTER 10 (GARBAGE, REFUSE AND WEEDS) OF ARLINGTON COUNTY CODE RELATING TO A DECREASE IN DISPOSAL FEE FOR HOUSEHOLD APPLIANCES, EFFECTIVE JULY 1, 2011

- I. ***BE IT ORDAINED*** by the County Board of Arlington County, Virginia that Chapter

10, Article 1 of the Arlington County Code is amended, reenacted, and recodified as follows, effective July 1, 2011:

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

(f) Homeowners requesting pickup and disposal of household appliances shall be charged a fee of ~~twenty dollars (\$20.00)~~ ten dollars (\$10.00) for the first item and ~~ten dollars (\$10.00)~~ no charge for each additional item as part of the same service order at the same address, effective July 1, ~~1998~~ 2011.

II. The remaining sections and subsections of Chapter 10 of the Code of Arlington County, Virginia, not amended hereby shall remain in effect as previously enacted.

Enacted an Ordinance to Amend, Reenact and Reordain Chapter 14.2 (Motor Vehicles and Traffic), Article I, Division 2, Subdivision D, Section 14.2-44 (b) of the Code Of Arlington County, Virginia Concerning Parking Meter Rates to be Effective on July 1, 2011.

AN ORDINANCE TO AMEND, REENACT AND REORDAIN CHAPTER 14.2 (MOTOR VEHICLES AND TRAFFIC), ARTICLE I, DIVISION 2, SUBDIVISION D, SECTION 14.2-44 (b) OF THE CODE OF ARLINGTON COUNTY, VIRGINIA CONCERNING PARKING METER RATES TO BE EFFECTIVE ON JULY 1, 2011.

I. BE IT ORDAINED by the County Board of Arlington County, Virginia that Chapter 14.2, Article I, Division 2, Subdivision D, Section 14.2-44(b) of the Code of Arlington County, Virginia, is hereby amended, reenacted, and reordained, to be effective on July 1, 2011, to read, in pertinent part, as follows:

§14.2-44. Parking time limits; when parking meters operative.

* * *

(b) Parking or standing a vehicle during the hours of meter operation in a designated space or area in a parking meter zone shall be lawful upon the deposit of coin or coins of the United States of America or upon the use of a credit card or other acceptable form of payment or upon the proper designation of time on an in-vehicle parking regulator at the following maximum rates, unless a lower rate is determined by the County Manager after considering, among other factors, volume, duration, and time of day of metered parking space utilization:

(1) *Thirty (30) minute parking meter zone:* One dollar ~~(\$1.00)~~ and twenty-five cents (\$1.25) for each hour parked.

(2) *One (1) hour parking meter zone:* One dollar ~~(\$1.00)~~ and twenty-five cents (\$1.25) for each hour parked.

(3) *Two (2) hour parking meter zone:* One dollar ~~(\$1.00)~~ and twenty-five cents (\$1.25) for each hour parked.

(4) *Four (4) hour parking meter zone:* One dollar ~~(\$1.00)~~ and twenty-five cents (\$1.25) for each hour parked.

(5) *Over four (4) hour meter zone:* ~~Seventy-five cents (\$0.75)~~ One dollar (\$1.00) for each hour parked.

(6) *Tour bus parking zone:* Three dollars (\$3.00) for each hour parked.

* * *

II. The remaining sections and subsections of Article I, Division 2, Subdivision D of Chapter 14.2 not hereby amended shall remain as previously enacted.

III. This Ordinance shall be effective on July 1, 2011

Adopted the resolution (Attachment I) setting the FY 2012 Department of Parks, Recreation and Cultural Resources (DPRCR) program fees. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-P-PRCR Fees" attached for the public record to these minutes.]

L. [Adopt the proposed amendment to Section 27-18 of the Code of Arlington County, VA, to permit the clerks of the Circuit and District Courts of Arlington County to collect a courthouse maintenance fee of two dollars \(\\$2.00\), as part of the costs in each civil action filed.](#)

On a motion by MARY HYNES, Vice Chairman, seconded by CHRISTOPHER ZIMMERMAN, Chairman and carried by a vote of 5 to 0, the voting recorded as follows: CHRISTOPHER ZIMMERMAN, Chairman - Aye, MARY HYNES, Vice Chairman - Aye, BARBARA A. FAVOLA, Member - Aye, JAY FISETTE, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board did not approve the proposed amendment, as shown on Attachment A, to amend, re-enact, and re-codify Section 27-18, of the Code of Arlington County, Virginia, to permit the clerks of the Circuit and District Courts of Arlington County to collect a courthouse maintenance fee of two dollars (\$2.00), as part of the costs in each civil action filed.

[Board Report #32 L](#)

M. [Adoption of County Board Members Salaries](#)

On a motion by CHRISTOPHER ZIMMERMAN, Chairman, seconded by BARBARA A. FAVOLA, Member and carried by a vote of 5 to 0, the voting recorded as follows: CHRISTOPHER ZIMMERMAN, Chairman - Aye, MARY HYNES, Vice Chairman - Aye, BARBARA A. FAVOLA, Member - Aye, JAY FISETTE, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board adopted a maximum annual compensation ceiling for the period of January 1, 2012, through December 31, 2015, of \$57,337 for Board members and \$63,071 for the Board Chairman.

[Board Report #32 M](#)

O. [Adopt a Fiscal Year 2012 School Transfer Resolution](#)

Mr. Zimmerman, Ms. Hynes and Mr. Tejada each announced their declaration of personal interest pursuant to Section 2.2-3115.G in the School Transfer Resolution (Item #32.O). Mr. Zimmerman’s daughter, Ms. Hynes daughter and Mr. Tejada’s wife are employed by Arlington County Schools; however, under the State and Local Government Conflicts of Interest Act, because they are each a member of a group who are all affected by the approval of the use permit, they are able to participate in the discussions and votes concerning the use permit, and can do so fairly, objectively, and in the public interest.

On a motion by MARY HYNES, Vice Chairman, seconded by BARBARA A. FAVOLA, Member and carried by a vote of 5 to 0, the voting recorded as follows: CHRISTOPHER ZIMMERMAN, Chairman - Aye, MARY HYNES, Vice Chairman - Aye, BARBARA A. FAVOLA, Member - Aye, JAY FISETTE, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board adopted the Fiscal Year 2012 School Transfer Resolution.

SCHOOLS TRANSFER RESOLUTION

WHEREAS, single tax rates of real and personal property for Fiscal Year 2012 budget year have been established; and

WHEREAS, all receipts from these sources are to be deposited in the General Fund of the County together with other sources;

NOW THEREFORE, BE IT RESOLVED that in July 2011 and each subsequent month thereafter, until rescinded, the County Treasurer will transfer monies from the County General Fund in amounts as required to the School Operating Fund, the Community Activities Fund, the School Comprehensive Services Act Fund, the School Debt Service Fund, the Cafeteria Fund and the School Capital Projects Fund, the total amount for the year not to exceed \$385,567,403; and

BE IT FURTHER RESOLVED that transfer shall be made from the sum appropriated for School purposes in a sufficient amount, when added to the School balances, to cover warrant requirements; and

BE IT FURTHER RESOLVED that the County Board authorizes the carryover of surplus School funds from Fiscal Year 2011 to Fiscal Year 2012 in order to provide financing for the Fiscal Year 2012 adopted School budget.

[Board Report #32 O](#)

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REGULAR HEARING ITEMS

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33. EAST FALLS CHURCH

A. [Adoption of the East Falls Church Area Plan;](#)

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

- Aye, and the Board adopted the East Falls Church Area Plan, amended as follows: [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-Q-Falls Church Area Plan" attached for the public record to these minutes.]

1. Include the following after the first sentence in the "Housing Recommendations" language in the Plan on Page 71 of the Plan:

"Housing

As redevelopment occurs in East Falls Church, there is an opportunity to add committed affordable housing units to an area that currently has only a handful. *This plan has a goal of adding 100-250 new and preserved committed affordable units in the greater East Falls Church area through Recommendations 8-10 below, in addition to site plan contributions.*

The affordable housing requirements for site plan projects outlined in the Zoning Ordinance (commonly referred to as the "Affordable Housing Ordinance") apply to all site plan projects with a density greater than 1.0 Floor Area Ratio (FAR) and apply to the density up to the existing GLUP maximum for the site in question. The Ordinance allows developers to choose whether to provide a cash contribution or to provide units based on a percent of the increased gross floor area (GFA) above 1.0 FAR for the density up to the GLUP maximum."

2. Include the following in notes on bottom of Page 99 of the Plan:
"Trees on West side of Sycamore Street are shown to be planted in a staggered pattern; other planting options could be considered depending on final building placement and street wall or façade configuration."
3. Change "Site Specific Guidance / Oil Company Site (Sites A,B)" Section beginning on Page 51 of the Plan to read as follows:

Oil Company Site (Sites A,B). This site includes the Petro Oil Company, veterinary hospital, Mercedes –Benz repair shop, and used car lot.

- Enhanced streetscape along the Lee Highway frontage is required.
- Development should be consistent with the massing provisions set forth in the Design Guidelines section of the Plan.
- Preservation and maintenance of the historic W&OD railroad siding is recommended. An appropriate setback from the railroad siding must be maintained.
- With full consolidation of Site A and Site B, up to six stories of development could be considered is permitted. Enhanced public open space, to include retail and/or support services for trail users on the used car lot (Site B) would be required.
- With full consolidation of Sites A and B, up to eight stories along the Four Mile Run frontage of the site could be considered if a grocery store is incorporated into the development.
- Without full consolidation of Sites A and B or without full consolidation of parcels in Site A, up to five stories of development is recommended, provided that the historic preservation, streetscape and retail ~~and open space~~ goals are met, to the fullest extent possible, on the site. However, up to six stories could be considered if a grocery store is incorporated into the development.

- B. [GP-321-11-1 Adoption of General Land Use Plan \("GLUP"\) Amendments for the East Falls Church area; and C Adoption of Amendments to the Master Transportation Plan \("MTP"\) Map and the Bicycle Element of the MTP.](#)

On a motion by BARBARA A. FAVOLA, Member, seconded by MARY HYNES, Vice Chairman and carried by a vote of 5 to 0, the voting recorded as follows: CHRISTOPHER ZIMMERMAN, Chairman - Aye, MARY HYNES, Vice Chairman - Aye, BARBARA A. FAVOLA, Member - Aye, JAY FISETTE, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board adopted the attached resolution adopting the General Land Use Plan (GLUP) Amendments for the East Falls Church area, incorporating Attachments 1, 2 and 3 by reference. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-R-Resolutions for GLUP & MTP" attached for the public record to these minutes.]

- C. Adoption of Amendments to the Master Transportation Plan ("MTP") Map and the Bicycle Element of the MTP.

On a motion by JAY FISETTE, Member, seconded by J. WALTER TEJADA, Member and carried by a vote of 5 to 0, the voting recorded as follows: CHRISTOPHER ZIMMERMAN, Chairman - Aye, MARY HYNES, Vice Chairman - Aye, BARBARA A. FAVOLA, Member - Aye, JAY FISETTE, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board adopted amendments to the Master Transportation Plan ("MTP") Map and the Bicycle Element of the MTP. [Clerk's note: as set forth in the document entitled "Addendum 4-16-11-R-Resolutions for GLUP & MTP" attached for the public record to these minutes.]

[Board Report #33](#)

[Board Report #33-Attachment \(East Falls Church Area Plan\)](#)

[Board Report #33-Supplemental](#)

[Addendum 4-16-11-Q-Falls Church Area Plan](#)

[Addendum 4-16-11-R-Resolutions for GLUP & MTP](#)

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ADDITIONAL ITEMS

CLOSED MEETING; CERTIFICATION OF CLOSED MEETING DISCUSSIONS

On a motion by CHRISTOPHER ZIMMERMAN, Chairman, seconded by MARY HYNES, Vice Chairman and carried by a vote of 5 to 0, the voting recorded as follows: CHRISTOPHER ZIMMERMAN, Chairman - Aye, MARY HYNES, Vice Chairman - Aye, BARBARA A FAVOLA, Member - Aye, JAY FISETTE-Aye, J. WALTER TEJADA, Member - Aye, the Board met in a closed meeting from 1:23 p.m. to 2:04 p.m., as authorized by Virginia Code sections 2.2-3711.A.7 for the purpose of consultation with the County Attorney and staff concerning the ABC license for the Artisphere restaurant.

On a motion by CHRISTOPHER ZIMMERMAN, Chairman, seconded by MARY HYNES, Vice Chairman and carried by a vote of 5 to 0 by roll call, the voting record as follows:

Member & Vote

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

the Board certified that to the best of each member's knowledge that only public business matters lawfully exempted from open meeting requirements under Chapter 37, Title 2.2 of the Code of Virginia and only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed, or considered by the Board.

ACQUISITION OF AN ALCOHOLIC BEVERAGE CONTROL (ABC) LICENSE AT *HERE*, THE RESTAURANT OF BARROSO, INC., AT THE ARTISPHERE

On a motion by CHRISTOPHER ZIMMERMAN, Chairman, seconded by BARBARA A. FAVOLA, Member, and carried by a vote of 5 to 0, the voting recorded as follows: CHRISTOPHER ZIMMERMAN, Chairman - Aye, MARY HYNES, Vice Chairman - Aye, BARBARA A. FAVOLA, Member - Aye, JAY FISSETTE, Member - Aye, J. WALTER TEJADA, Member - Aye, the Board authorized the County Manager or her designee to take such actions as are necessary to assist Barroso, Incorporated, with the acquisition of a Virginia Department of Alcoholic Beverage Control license for the sale of alcoholic beverages at *HERE*, the restaurant operated by Barroso, Incorporated, at the Artisphere, including, but not limited to, the submission of an Alcoholic Beverage Control Retail License Application with the County Board as a co-applicant.

ADJOURNMENT

Without objection, at 2:05 p.m., the Board recessed until the April 26, 2011 Recessed Meeting.

CHRISTOPHER ZIMMERMAN, Chairman

ATTEST:

HOPE L. HALLECK, Clerk
Approved: May 14, 2011