



ARLINGTON COUNTY, VIRGINIA

**County Board Agenda Item
Meeting of December 15, 2007**

SUPPLEMENTAL REPORT – Revised Condition

DATE: December 14, 2007

SUBJECT: U-3130-05-1 USE PERMIT AMENDMENT, to amend Condition #12 to permit the installation of new utility poles and/or retention of existing utility poles associated with undergrounding of utilities; 2312 Shirlington Road (RPC #31-022-003, -004, -005, -006, 099).

REVISED CONDITION:

12. The developer agrees to remove or place underground all existing aerial utilities within or along the periphery of the entire use permit site as shown on the final site development and landscape plan and the final engineering plan approved by the County Manager, except that existing or relocated poles may be located along Shirlington Road at or near the intersections of 23rd Street South and 24th Street South. Any utility improvements necessary to provide adequate utility services to this development or utility work necessary to provide a terminus to the underground facilities shall be paid for by the developer and shall not result in the installation of any additional utility poles, or aerial devices, except as indicated above. ~~All utility relocation shall be completed prior to the issuance of the Shell and Core Certificate of Occupancy.~~ The developer agrees to post a letter of credit **or acceptable bond**, within 90 days of the approval of this condition, with a banking institution and in a form acceptable to the County Manager, in the amount of \$1.64 million, which shall guarantee completion of the undergrounding project within 3 years of the issuance of the final Certificate of Occupancy for the building. The letter of credit shall only be released by the County upon the satisfactory completion of the undergrounding project.

County Manager: _____

Staff: Richard Tucker, DCPHD
Robert Gibson, DES
Abe Bibizadeh, DES

PLA-4842