

## COUNTY OF FAIRFAX, VIRGINIA

### SPECIAL PERMIT RESOLUTION OF THE BOARD OF ZONING APPEALS

JOHN G. PROVOST, SP 2010-BR-021 Appl. under Sect(s). 8-924 of the Zoning Ordinance to permit certain additions to an existing single family detached dwelling to permit construction of second story addition 8.6 ft. from the front lot line of a pipestem lot. Located at 5957 Burnside Landing Dr. on approx. 9,600 sq. ft. of land zoned PRC. Braddock District. Tax Map 77-4 ((7)) 10. Mr. Byers moved that the Board of Zoning Appeals adopt the following resolution:

WHEREAS, the captioned application has been properly filed in accordance with the requirements of all applicable State and County Codes and with the by-laws of the Fairfax County Board of Zoning Appeals; and

WHEREAS, following proper notice to the public, a public hearing was held by the Board on June 9, 2010; and

WHEREAS, the Board has made the following findings of fact:

1. The applicant is the owner of the property.
2. The present zoning is PRC.
3. The area of the lot is 9,600 square feet.
4. Staff recommends approval, and the Board adopts its rationale.

AND WHEREAS, the Board of Zoning Appeals has reached the following conclusions of law:

THAT the applicant has presented testimony indicating compliance with the general standards for Special Permit Uses as set forth in Sect. 8-006 and the additional standards for this use as contained in the Zoning Ordinance.

NOW, THEREFORE, BE IT RESOLVED that the subject application is **APPROVED** with the following limitations:

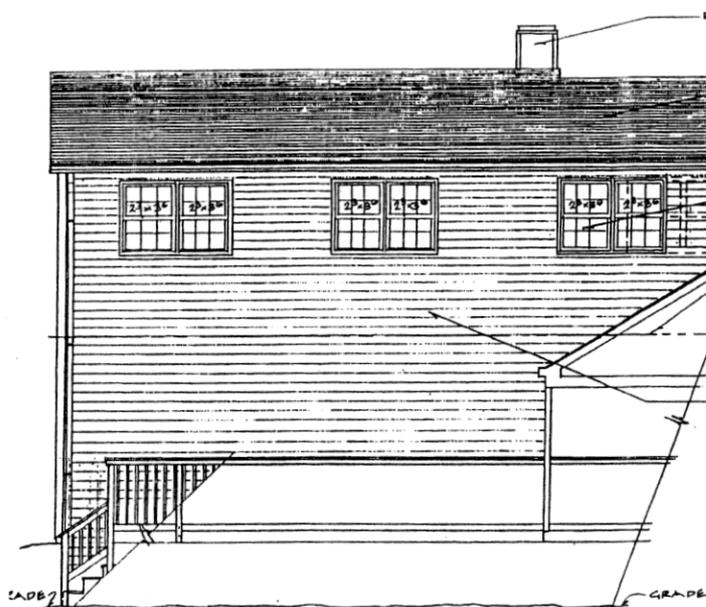
1. These conditions shall be recorded by the applicant among the land records of Fairfax County for this lot prior to the issuance of a building permit. A certified copy of the recorded conditions shall be provided to the Zoning Permit Review Branch, Department of Planning and Zoning.
2. This special permit is approved for the location and size of a second story addition (479 square feet), as shown on the plat prepared by Stephen L. Moore Land Surveying, Inc., dated March 1, 2010, as submitted with this application and is not transferable to other land.
3. Pursuant to Paragraph 4 of Section 8-924 of the Zoning Ordinance, the resulting gross floor area of an addition to the existing principal structure may be up to 150 percent of the gross floor area of the dwelling that existed at the time of the first expansion (2,564 square feet existing + 3,846 square feet (150%) = 6,410 square feet maximum permitted on lot) regardless of whether such addition complies with the minimum yard requirement or is the subject of a subsequent yard reduction special permit. Notwithstanding the definition of gross floor area as set forth in the Ordinance, the gross floor area of a single family dwelling for the purpose of this paragraph shall be deemed to include the floor area of any attached garage. Subsequent additions that meet minimum yard requirements shall be permitted without an amendment to this special permit.

4. The addition shall be consistent with the architectural renderings and materials as shown on Attachment 1 to these conditions.

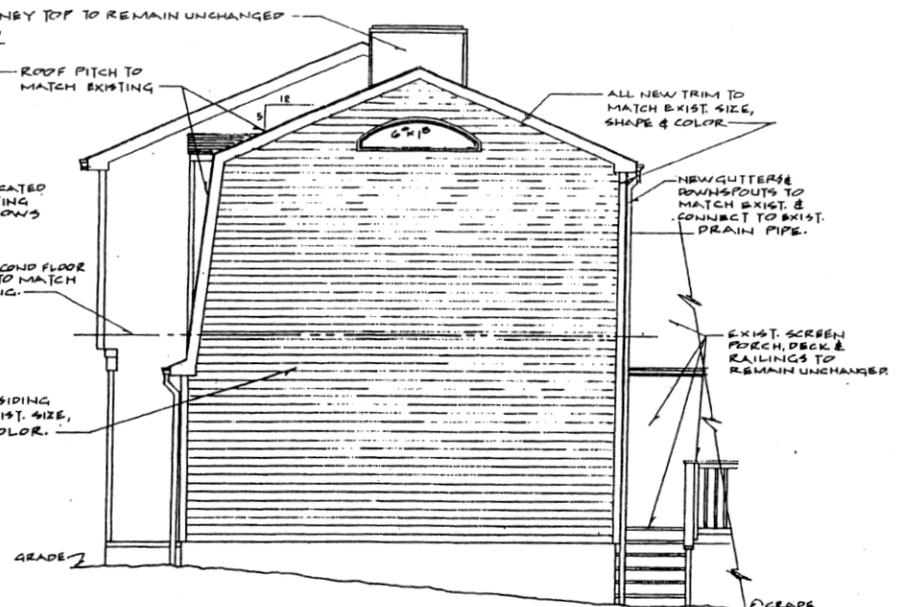
This approval, contingent upon the above-noted conditions, shall not relieve the applicant from compliance with the provisions of any applicable ordinances, regulations or adopted standards.

Pursuant to Sect. 8-015 of the Zoning Ordinance, this special permit shall automatically expire, without notice, thirty (30) months after the date of approval unless construction has commenced and has been diligently prosecuted. The Board of Zoning Appeals may grant additional time to commence construction if a written request for additional time is filed with the Zoning Administrator prior to the date of expiration of the special permit. The request must specify the amount of additional time requested, the basis for the amount of time requested, and an explanation of why additional time is required.

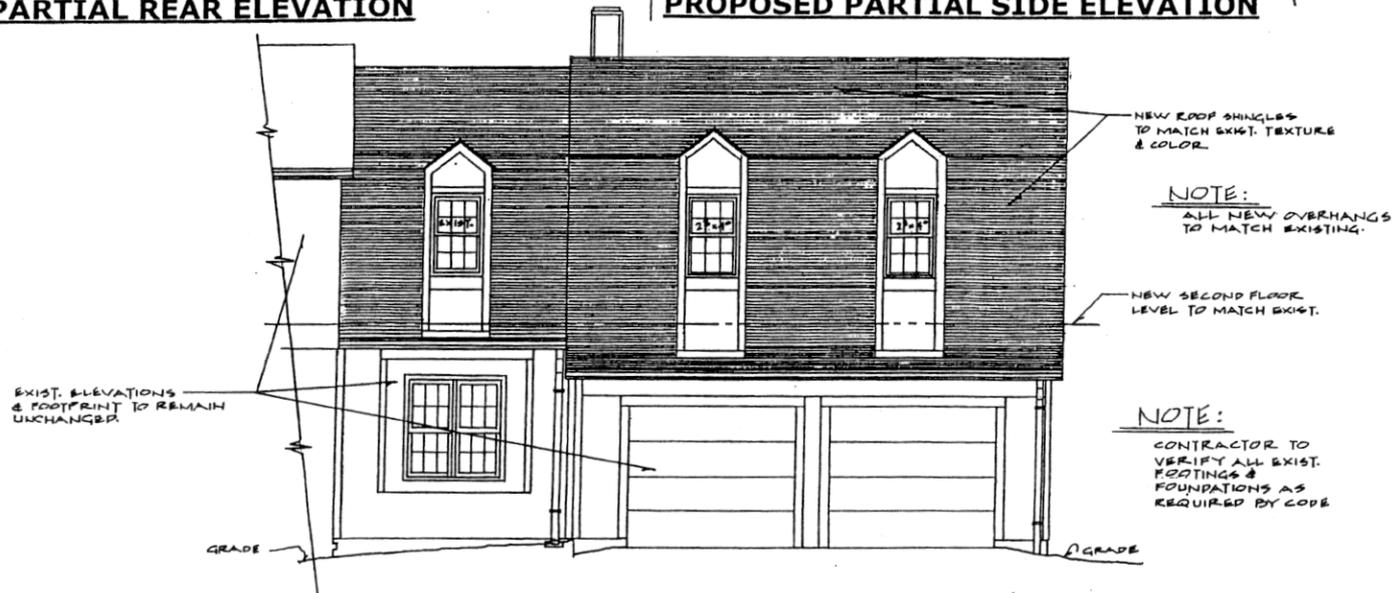
Mr. Hammack seconded the motion, which carried by a vote of 7-0.



**PROPOSED PARTIAL REAR ELEVATION**



**PROPOSED PARTIAL SIDE ELEVATION**



**PROPOSED PARTIAL FRONT ELEVATION**

**Existing Footings:**  
Existing footings and soil conditions to meet all applicable building codes and to be confirmed by Contractor.

**Note**  
All plans and specifications to conform to 2006 Virginia Uniform Statewide Residential Building code (USBC) and in accordance with

**NOTE**  
ALL NEW WINDOWS TO MATCH EXISTING, MATERIAL, COLOR & GRID STYLING