

## COUNTY OF FAIRFAX, VIRGINIA

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

DONOVAN L. HUMPHRIES, SP 2010-MA-023 Appl. under Sect(s). 8-922 of the Zoning Ordinance to permit reduction of certain yard requirements to permit construction of addition 5.3 ft. from side lot line. Located at 5315 Dublin Ave. on approx. 14,167 sq. ft. of land zoned R-3. Mason District. Tax Map 80-2 ((2)) 222. Mr. Hammack 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 owners of the property.
2. The applicant met the six required standards set forth in Sect. 8-922 of the Zoning Ordinance.
3. The applicant proposes to build a carport over an existing driveway immediately adjacent to his residence.
4. There is no additional impervious surface.
5. It is a modest addition to the development that already exists on the property.
6. The staff recommends approval, and the Board adopts the recommendations contained in the staff report.

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. This special permit is approved for the location and size of a proposed carport addition as shown on the plat prepared by Paul A. Garcia, dated and signed March 13, 2010, submitted with this application and is not transferable to other land.
2. The addition shall be consistent with the architectural renderings and materials included in 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 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

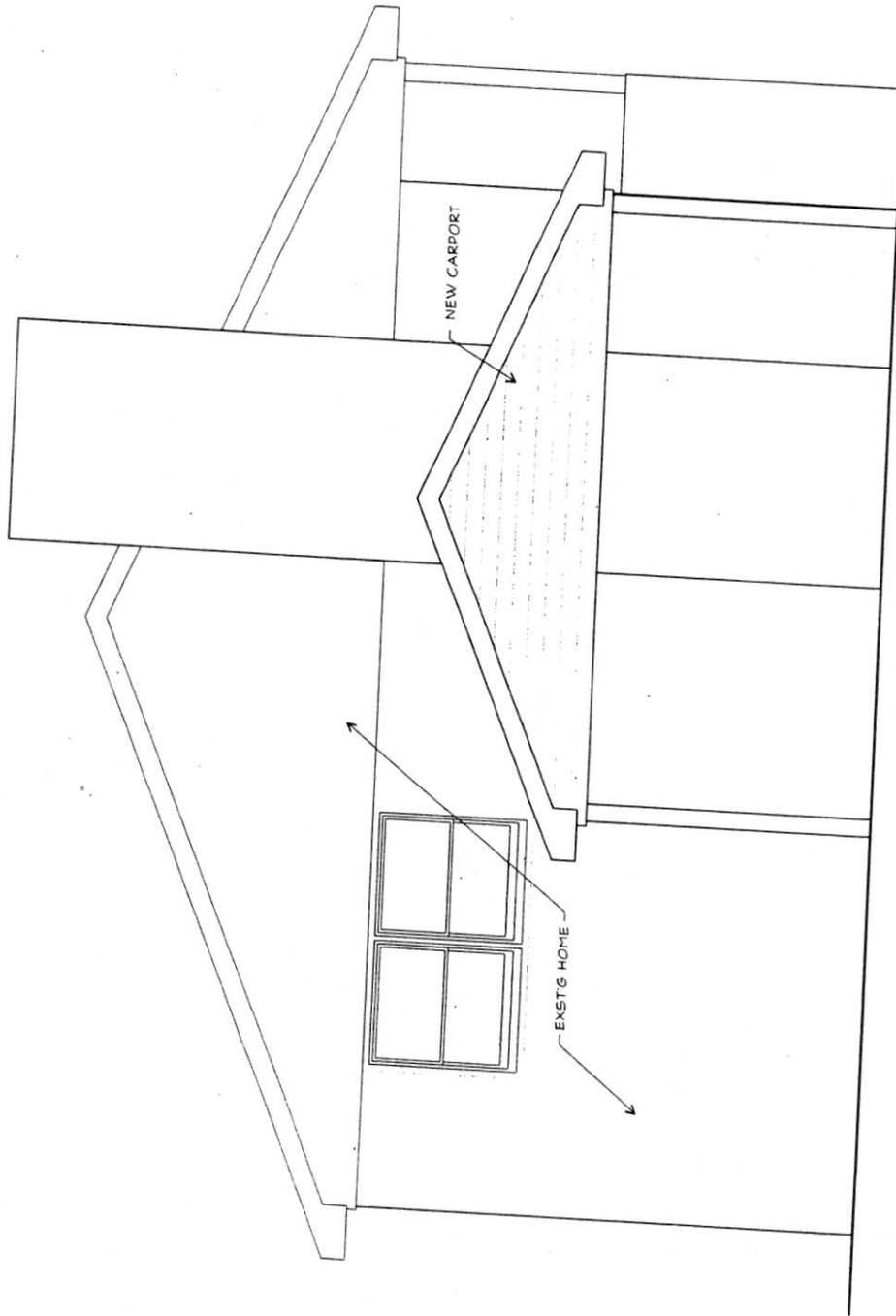
date of expiration of the special permit. The request must specify the amount of additional time requested, the basis for the amount of time requested, and an explanation of why additional time is required.

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

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SPECIAL PERMIT &  
VARIANCE BRANCH

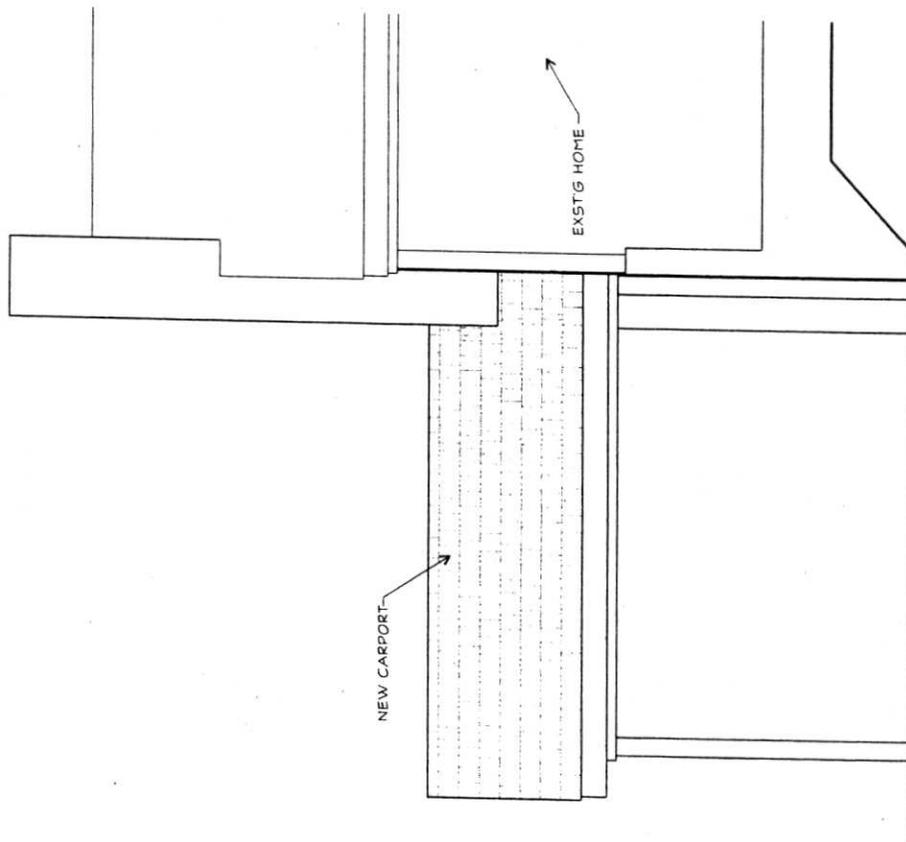


Left (N-West) Elevation 2  
A1  
Scale 1/4" = 1'-0"

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MAY 20 2010

SPECIAL PERMIT &  
VARIANCE BRANCH



1  
A1

Front (S-West) Elevation

Scale 1/4" = 1'-0"