



County of Fairfax, Virginia

To protect and enrich the quality of life for the people, neighborhoods and diverse communities of Fairfax County

March 19, 2007

Frank Stearns
Venable LLP
8010 Towers Crescent Drive, Ste. 300
Vienna, VA 22182

RE: Rezoning Application Number RZ 2006-SU-021

Dear Mr. Stearns:

Enclosed you will find a copy of an Ordinance adopted by the Board of Supervisors at a regular meeting held on January 8, 2007, granting Rezoning Application Number RZ 2006-SU-021 in the name of NCL XXX, LLC. The Board's action permits rezoning certain property in the Sully District from R-1 and WS Districts to the PDH-5 and WS Districts. The subject property is located on the east side of Louise Avenue approximately 450 feet south of its intersection with Lowe Street on approximately 23, 291 square feet of land in the Sully District, Tax Map 34-4 ((3)) 5. Rezoning Application Number RZ 2006-SU-021 is subject to the proffers dated December 6, 2006.

The Board also:

- **Waived the minimum district size.**

The Conceptual Development Plan was approved; the Planning Commission having previously approved Final Development Plan Application FDP 2006-SU-021 on December 6, 2006, subject to the Board's approval of RZ 2006-SU-021

Sincerely,

Nancy Velts
Clerk to the Board of Supervisors

NV/cwb

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium in the Government Center at Fairfax, Virginia, on the 8th day of January 2007, the following ordinance was adopted:

AN ORDINANCE AMENDING THE ZONING ORDINANCE
PROPOSAL NUMBER RZ 2006-SU-021

WHEREAS, NCL XXX, LLC filed in the proper form an application requesting the zoning of a certain parcel of land herein after described, from the R-1 and WS Districts to the PDH-5 and WS Districts, and

WHEREAS, at a duly called public hearing the Planning Commission considered the application and the propriety of amending the Zoning Ordinance in accordance therewith, and thereafter did submit to this Board its recommendation, and

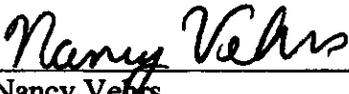
WHEREAS, this Board has today held a duly called public hearing and after due consideration of the reports, recommendation, testimony and facts pertinent to the proposed amendment, the Board is of the opinion that the Ordinance should be amended,

NOW, THEREFORE, BE IT ORDAINED, that that certain parcel of land situated in the Sully District, and more particularly described as follows (see attached legal description):

Be, and hereby is, zoned to the PDH-5 and WS Districts, and said property is subject to the use regulations of said Sully District, and further restricted by the conditions proffered and accepted pursuant to Va. Code Ann., 15.2-2303(a), which conditions are in addition to the Zoning Ordinance regulations applicable to said parcel, and

BE IT FURTHER ENACTED, that the boundaries of the Zoning Map heretofore adopted as a part of the Zoning Ordinance be, and they hereby are, amended in accordance with this enactment, and that said zoning map shall annotate and incorporate by reference the additional conditions governing said parcel.

GIVEN under my hand this 8th day of January, 2007.



Nancy Veirs
Clerk to the Board of Supervisors