

Planning Commission Meeting
February 18, 2009
Verbatim Excerpt

2232-H08-014 – MWAA AND VDRPT (Wiehle Avenue) (Hunter Mill District)
SE 2008-HM-038 – MWAA AND VDRPT (1860 Wiehle Avenue, 1850 Centennial Park Drive,
and 11400 Commerce Park Drive)

After Close of the Public Hearing

Chairman Murphy: Public hearing is closed; recognize Mr. de la Fe.

Commissioner de la Fe: Thank you very much, Mr. Chairman. I remember that it was in 2002 that the Board of Supervisors chose as its preferred alternative what we are approving, moving ahead today, and at that time, if I remember correctly the Wiehle Station was supposed to open in 2009. Hopefully, we will break ground in 2009 for Phase 1. Therefore, Mr. Chairman, I concur with staff's conclusion that the proposed Wiehle Avenue Station satisfies the criteria of location, character, and extent, as specified in Section 15.2-2232 of the *Code of Virginia*, as amended and therefore, MOVE THAT THE PLANNING COMMISSION FIND 2232-H08-014, AS AMENDED, SUBSTANTIALLY IN ACCORD WITH THE PROVISIONS OF THE COMPREHENSIVE PLAN.

Commissioners Alcorn and Hart: Second.

Chairman Murphy: Seconded by Mr. Alcorn and Mr. Hart. Is there a discussion of the motion?

Commissioner Flanagan: Mr. Chairman?

Chairman Murphy: Yes, Mr. Flanagan.

Commissioner Flanagan: I'd like to - -

Chairman Murphy: Turn your mic.

Commissioner Hart: Your mic.

Commissioner Flanagan: I'd like to move an amendment to Development Condition Number 7.

Commissioner Alcorn: This is the 2232.

Commissioner de la Fe: This is a 2232 and not the SE.

Commissioner Flanagan: Okay.

Chairman Murphy: Further discussion of the motion? All those in favor of the motion to approve 2232-H08-014, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Mr. de la Fe.

Commissioner de la Fe: Thank you, Mr. Chairman. Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF SE 2008-HM-038, SUBJECT TO THE DEVELOPMENT CONDITIONS DATED FEBRUARY 18, 2009, WITH A CHANGE TO DEVELOPMENT CONDITION 16 TO READ AS, "THE PEDESTRIAN BRIDGES SHALL BE A MINIMUM OF 16 FEET WIDE FROM HANDRAIL TO HANDRAIL."

Commissioners Hart and Alcorn: Second.

Chairman Murphy: Seconded by Mr. Hart and Mr. Alcorn. Discussion? All those in favor of the motion, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed?

Commissioner Flanagan: I have an amendment.

Chairman Murphy: Well, okay.

Commissioner Flanagan: Yes, I MOVE THAT THE CONDITION NUMBER 7 READ THAT "THE STORMWATER MANAGEMENT PLAN SHALL BE REVIEWED BY THE PARK AUTHORITY AND REVIEWED AND APPROVED BY THE DEPARTMENT OF CONSERVATION AND RECREATION, DCR."

Chairman Murphy: I don't think the Park Authority reviews that. Listen, I don't think that - - can you clarify that, Mr. Jillson?

Commissioner de la Fe: Could we - - could we see if there's a second to this motion?

Commissioner Litzenberger: I'll second it for discussion purposes.

Chairman Murphy: Okay. Is that within the perimeters of the Park Authority, Mr. Jillson?

David Jillson: They made an initial comment in reviewing the application, just like several other agencies have, but I'm not sure what role they actually would play in any formal review process.

Chairman Murphy: Neither do I.

Mr. Jillson: We can check to see if that's something appropriate for it.

Commissioner Lawrence: Mr. Chairman? Mr. Chairman?

Chairman Murphy: Mr. Lawrence.

Commissioner Lawrence: Point - - just a point of clarification on the amendment. As I understand it, the work we're doing here tonight is subject to the terms and conditions of the Memorandum of Understanding between the State and the County, which Memorandum of Understanding makes it clear that these facilities are State-approved and regulated, so it's DCR and not DPWES or our Park Authority or any other County authority that has a say-so, an approval say-so in this. We could comment on plans.

Commissioner Flanagan: Which is the reason for my motion, only to review and not approve.

Chairman Murphy: All right.

Commissioner de la Fe: Mr. Chairman, I call the question.

Chairman Murphy: All right. All those in favor of the motion and the amendment by Commissioner Flanagan, say aye.

Commissioners Donahue, Flanagan, Litzenberger, and Sargeant: Aye.

Chairman Murphy: Opposed?

Commissioners Alcorn, de la Fe, Hart, Lawrence, Lusk, and Murphy: Nay.

Chairman Murphy: Motion fails. Thank you very much. Okay.

Commissioner Flanagan: Division?

Chairman Murphy: Oh, you want division? Mr. Donahue.

Commissioner Donahue: Aye.

Commissioner Sargeant: Aye.

Chairman Murphy: Hold on.

Commissioner Lawrence: Nay.

Commissioner Lusk: Nay.

Commissioner Alcorn: Nay.

Commissioner de la Fe: Nay.

Commissioner Hart: Nay.

Commissioner Flanagan: Aye.

Commissioner Litzenberger: Aye.

Chairman Murphy: Nay. Motion fails. Thank you very much. Mr. de la Fe.

Commissioner de la Fe: No, we have to move on the other motion.

Chairman Murphy: Yes, all those in favor of the motion articulated by Mr. de la Fe, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner de la Fe: Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND to the Board of Supervisors - -THAT THE BOARD OF SUPERVISORS WAIVE THE TRANSITIONAL SCREENING AND BARRIER REQUIREMENTS ALONG PROPERTY BOUNDARIES OF THIS SITE.

Commissioners Alcorn and Hart: Second.

Chairman Murphy: Seconded by Mr. Alcorn and Mr. Hart. Is there a discussion of the motion? All those in favor of the motion, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner de la Fe: Mr. Chairman, finally I MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS MODIFY THE COMPREHENSIVE PLAN TRAIL REQUIREMENT ALONG WIEHLE AVENUE, IN FAVOR OF THAT SHOWN ON THE SE PLAT.

Commissioner Hart: Second.

Chairman Murphy: Seconded by Mr. Hart. Is there a discussion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner de la Fe: Thank you very much - -

Chairman Murphy: Thank you.

Commissioner de la Fe: - - to everyone. The first one is done, as far as we're concerned. Now it goes to the Board.

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(The first and second motions carried unanimously with Commissioner Hall not present for the votes; Commissioner Harsel absent from the meeting.)

(The amendment to the second motion failed by a vote of 4-6 with Commissioners Donahue, Flanagan, Litzenberger, and Sargeant in favor; Commissioners Alcorn, de la Fe, Hart, Lawrence, Lusk, and Murphy opposed; Commissioner Hall not present for the vote; Commissioner Harsel absent from the meeting.)

(The third and fourth motions carried unanimously with Commissioner Hall not present for the votes; Commissioner Harsel absent from the meeting.)

KAD