



FAIRFAX COUNTY

DPZ

**OFFICE OF THE CLERK
BOARD OF SUPERVISORS**
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December 27, 2000

Timothy S. Sampson, Esquire
Walsh, Colucci, Stackhouse, Emrich and Lubeley, P.C.
2200 Clarendon Boulevard – 13th Floor
Arlington, Virginia 22201-3359

RE: Special Exception Application
Number SEA 84-C-076-6
(Concurrent with RZ 2000-SU-032)

Dear Mr. Sampson:

At a regular meeting of the Board of Supervisors held on December 11, 2000, the Board approved Special Exception Amendment Application Number SEA 84-C-076-6 in the name of Inova Health Care Services, located at Tax Map 45-2 ((1)) 25L, 41A; 45-2 ((2)) 38, 39A, 39B, 40A, 40B, 41-50, 51B1 previously approved for use as medical care facilities, including an assisted living facility for the elderly, pursuant to Section 4-304 of the Fairfax County Zoning Ordinance, to permit an expansion of the existing hospital, construction of an office building and other site modifications by requiring conformance with the following development conditions which supersedes all previous conditions for SE 84-C-076. (An asterisk indicates development conditions that have been carried forward from the previous approval.)

General:

1. This Special Exception Amendment is granted for and runs with the land indicated in this application and is not transferable to other land*.
2. This Special Exception Amendment is granted only for the purpose(s), structure(s) and/or use(s) indicated on the Special Exception Amendment Plat approved with the application, as qualified by these development conditions*.

3. This Special Exception Amendment is subject to provisions of Article 17, Site Plans, as may be determined by DPWES. Any plan submitted pursuant to this Special Exception Amendment shall be in conformance with the approved Special Exception Amendment Plat, entitled, "Generalized Development Plan/Special Exception Amendment, Fair Oaks Hospital Campus, prepared by Dewberry and Davis which is dated May 24, 2000 and revised through November 15, 2000. Minor modifications to the approved Special Exception Amendment may be permitted pursuant to Paragraph 4 of Section 9-004 of the Zoning Ordinance.
4. Best Management Practices (BMP) facilities, such as, but not limited to, the existing dry pond, bioretention or other facilities indicated on the Special Exception Amendment Plat, designed to meet the Best Management Practices (BMP) requirements of the Water Supply Protection Overlay District (WSPOD) for runoff from the subject site, shall be provided as determined by the Director, DPWES. These measures may also include contribution to regional pond C-44 as determined by DPWES in accordance with the County's pro rata share program for off-site drainage improvements adopted by the Board of Supervisors. In order to preserve as much as possible of the site in its natural state, the applicant shall explore with DPWES the use of an embankment-only facility or other water quality measure(s) which will cause the least amount of disturbance to the existing vegetation as determined by DPWES*.
5. Erosion and sediment control measures shall be implemented during and after construction in accordance with methods recommended by the Virginia Soil and Water Conservation Commission and shall be approved by DPWES. These methods shall include but not be limited to redundant siltation fencing that can be designed and maintained to achieve sediment trapping efficiencies of 85%. The intent of these measures is to achieve greater erosion and sediment control than achieved by the minimum design standards set forth in the Public Facilities Manual and the Virginia Erosion and Sediment Control Handbook as determined by DPWES*.
6. Mobile and land based telecommunications facilities may be permitted on site in accordance with Section 2-514 of the Zoning Ordinance.*
7. At the time the parking lot adjacent to Rugby Road is expanded, a staggered row of six (6) foot tall evergreen trees, consisting of mixed native species, shall be planted east of the main parking areas to provide screening to the area along Rugby Road. The number, height and species to the evergreen trees shall be subject to the approval of the Urban Forestry Division.

Assisted Living:

8. The assisted living facility shall be limited to a maximum of 112 residents*.
9. A sidewalk shall be provided along the west side of Joseph Siewieck Drive from Alder Woods Drive to a sidewalk connection at the Assisted Living Facility*.
10. The applicant shall participate in the Virginia Department of Social Services Auxiliary Grant Program by providing access to the proposed assisted living facility to a minimum of four residents who participate in the Auxiliary Grant Program*.

This approval, contingent on the above noted conditions, shall not relieve the applicant from compliance with the provisions of any applicable ordinances, regulations, or adopted standards. The applicant shall be himself responsible for obtaining the required Non-Residential Use Permit through established procedures, and this Special Exception Amendment shall not be valid until this has been accomplished.

Pursuant to Section 9-015 of the Zoning Ordinance, this Special Exception Amendment shall automatically expire, without notice, thirty (30) months after the date of approval unless one of the proposed uses has been established or construction has commenced and been diligently prosecuted. The Board of Supervisors may grant additional time to establish the use or 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 Exception Amendment. 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.

The Board also:

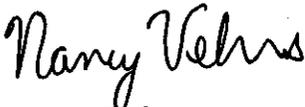
- **Modified the transitional screening yard requirement along the eastern boundary and modified the barrier requirement along the eastern boundary in favor of that show on the Generalized Development Plan and the Special Exception Plat.**
- **Reaffirmed the previously granted modification of the transitional screening requirement and the previously granted waivers of the barrier requirements on the other boundaries of the application property.**

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If you have questions regarding the expiration of this Special Exception or filing a request for additional time they should be directed to the Zoning Evaluation Division in the Department of Planning and Zoning at 703-324-1290. The mailing address for the Zoning Evaluation Division is Suite 801, 12055 Government Center Parkway, Fairfax, Virginia 22035.

Sincerely,



Nancy Vehrs
Clerk to the Board of Supervisors

NV/ns

cc: Chairman Katherine K. Hanley
Supervisor - Sully District
Janet Coldsmith, Director, Real Estate Div., Dept. of Tax Administration
Michael R. Congleton, Deputy Zoning Administrator
John Crouch, Assistant Chief, PPRB, DPZ
Audrey Clark, Director, BPRD, DPW&ES
Barbara A. Byron, Director, Zoning Evaluation Div., DPZ
Robert Moore, Trnsprt'n. Planning Div., Department of Transportation
Charles Strunk, Project Planning Section, Department of Transportation
Michelle A. Brickner, Director, Site Development Services, DPW&ES
DPW&ES - Bonds & Agreements
Department of Highways, VDOT
Land Acqu. & Planning Div., Park Authority
District Planning Commissioner

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DEPARTMENT OF PLANNING AND ZONING
JAN 4 2001

ZONING EVALUATION DIVISION

