



APPLICATION ACCEPTED: October 14, 2011
BOARD OF ZONING APPEALS: December 14, 2011
TIME: 9:00 a.m.

County of Fairfax, Virginia

December 7, 2011

STAFF REPORT

SPECIAL PERMIT APPLICATION NO. SP 2011-SP-091

SPRINGFIELD DISTRICT

APPLICANTS: Robert F. Norrell
Arlene E. Norrell

SUBDIVISION: Rolling Valley

STREET ADDRESS: 7121 Bridgeport Court

TAX MAP REFERENCE: Tax Map 89-3 ((06)) 212

LOT SIZE: 10,489 square feet

ZONING DISTRICT: R-3 Cluster, Residential

ZONING ORDINANCE PROVISIONS: 8-922

SPECIAL PERMIT PROPOSAL: To permit reduction of certain yard requirements to permit construction of addition 5.6 feet from side lot line such that side yards total 16.3 feet.

STAFF RECOMMENDATION: Staff recommends approval of SP 2011-SP-091 for the addition with adoption of the proposed development conditions contained in Appendix 1.

It should be noted that it is not the intent of staff to recommend that the Board, in adopting any conditions, relieve the applicant/owner from compliance with the provisions of any applicable ordinances, regulations, or adopted standards.

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Rebecca Horner

It should be further noted that the content of this report reflects the analysis and recommendations of staff; it does not reflect the position of the Board of Zoning Appeals.

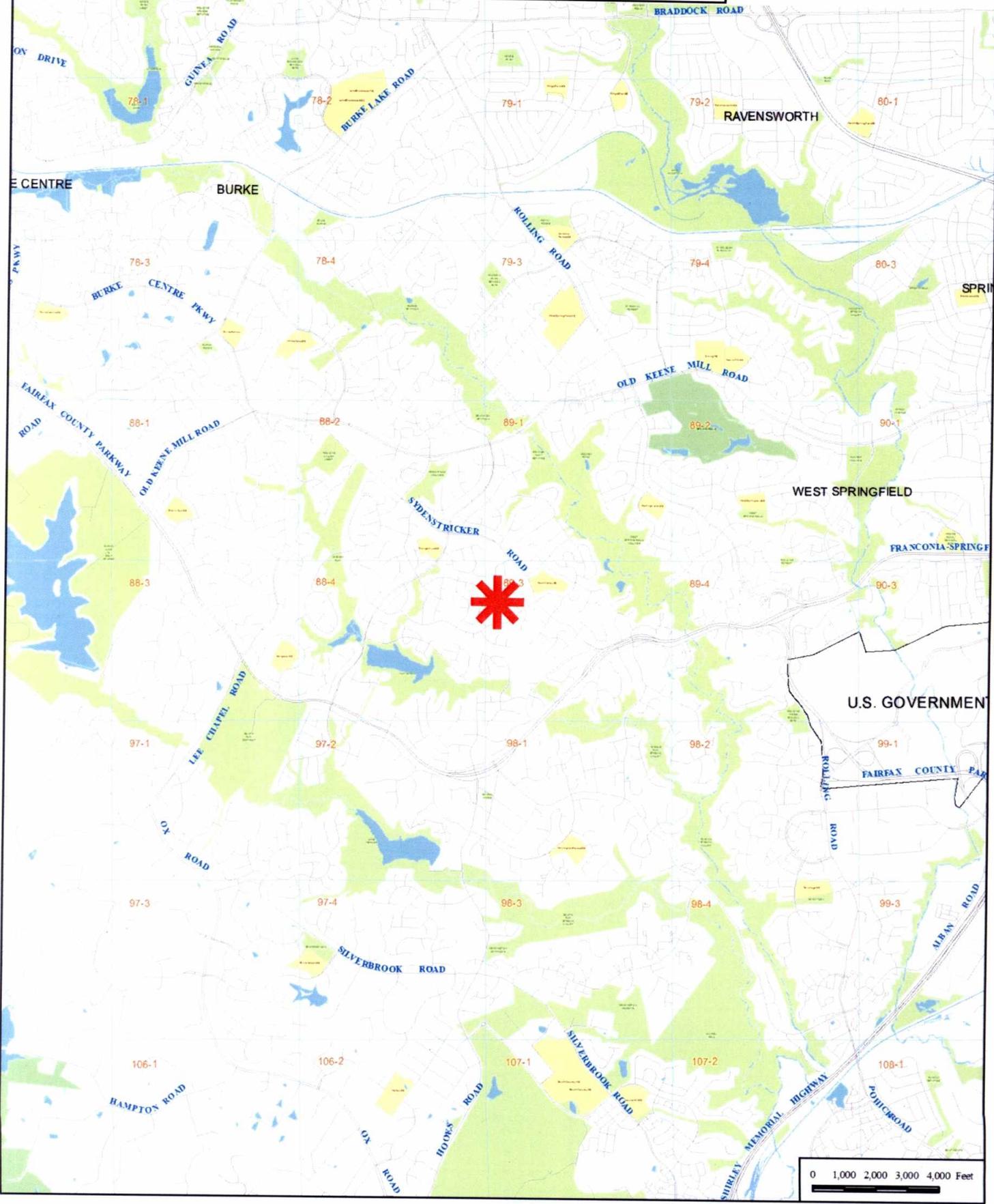
The approval of this application does not interfere with, abrogate or annul any easements, covenants, or other agreements between parties, as they may apply to the property subject to the application.

For additional information, call Zoning Evaluation Division, Department of Planning and Zoning at 703-324-1280, 12055 Government Center Parkway, Suite 801, Fairfax, Virginia 22035. **Board of Zoning Appeals' meetings are held in the Board Room, Ground Level, Government Center Building, 12000 Government Center Parkway, Fairfax, Virginia 22035-5505.**

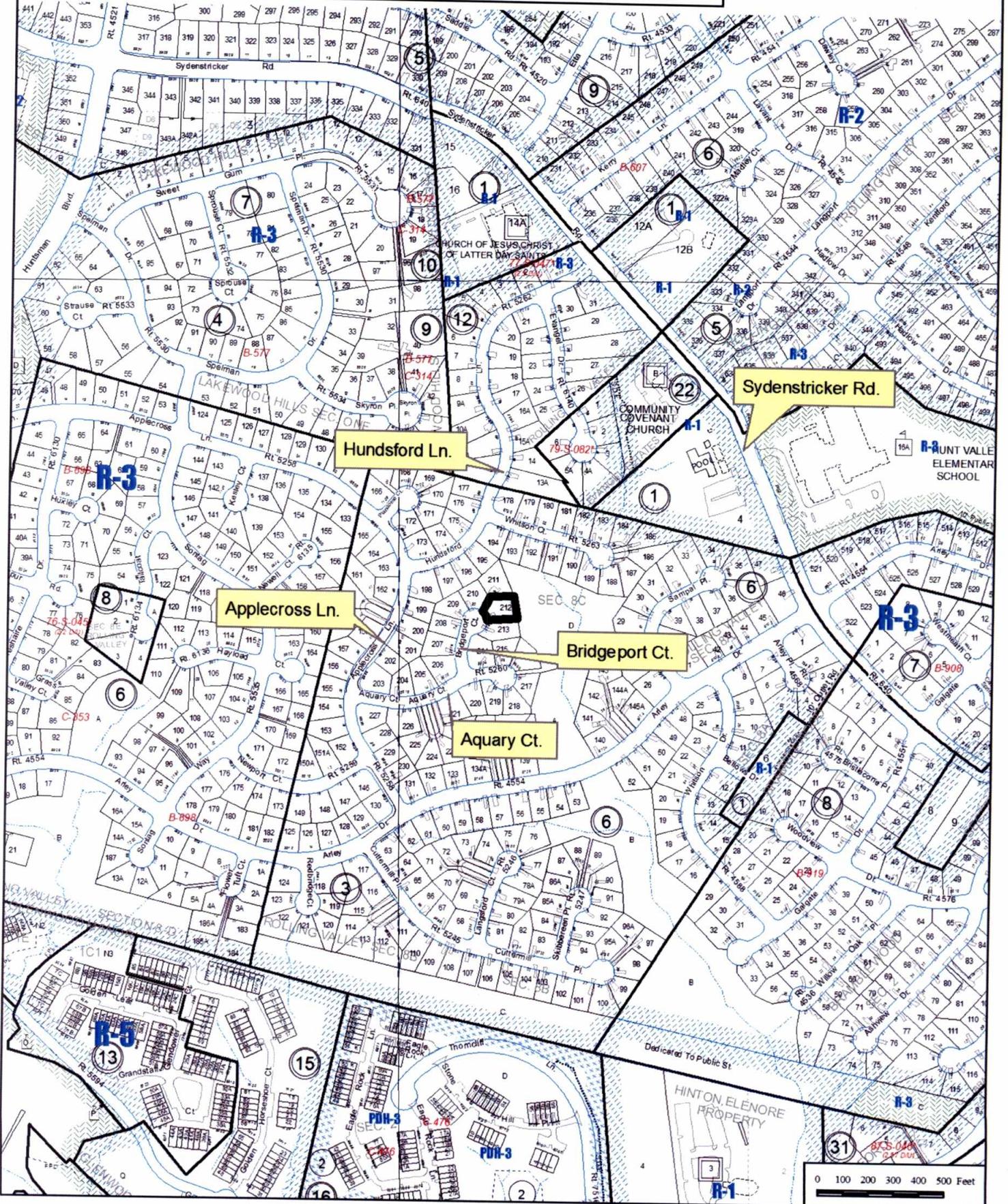


Americans with Disabilities Act (ADA): Reasonable accommodation is available upon 7 days advance notice. For additional information on ADA call (703) 324-1334 or TTY 711 (Virginia Relay Center).

Special Permit
SP 2011-SP-091
ROBERT F. & ARLENE E. NORRELL



Special Permit
SP 2011-SP-091
ROBERT F. & ARLENE E. NORRELL



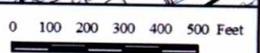
Sydenstricker Rd.

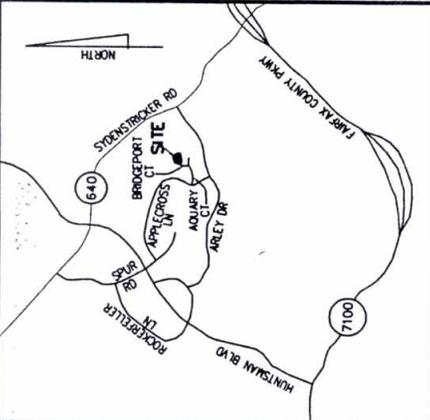
Hundsford Ln.

Applecross Ln.

Bridgeport Ct.

Aquary Ct.





VICINITY MAP
SCALE: 1" = 2000'

- LEGEND
- OH OVERHANG
 - CH CHIMNEY
 - GM GAS METER
 - EM ELECTRIC METER
 - LP LAMP POST
 - AC AIR CONDITIONER
 - DI DOWNSPOUT
 - CSW CONCRETE SIDEWALK
 - PF PAVEMENT FINISH
 - PF BRON PIPE FOUND
 - FENCE

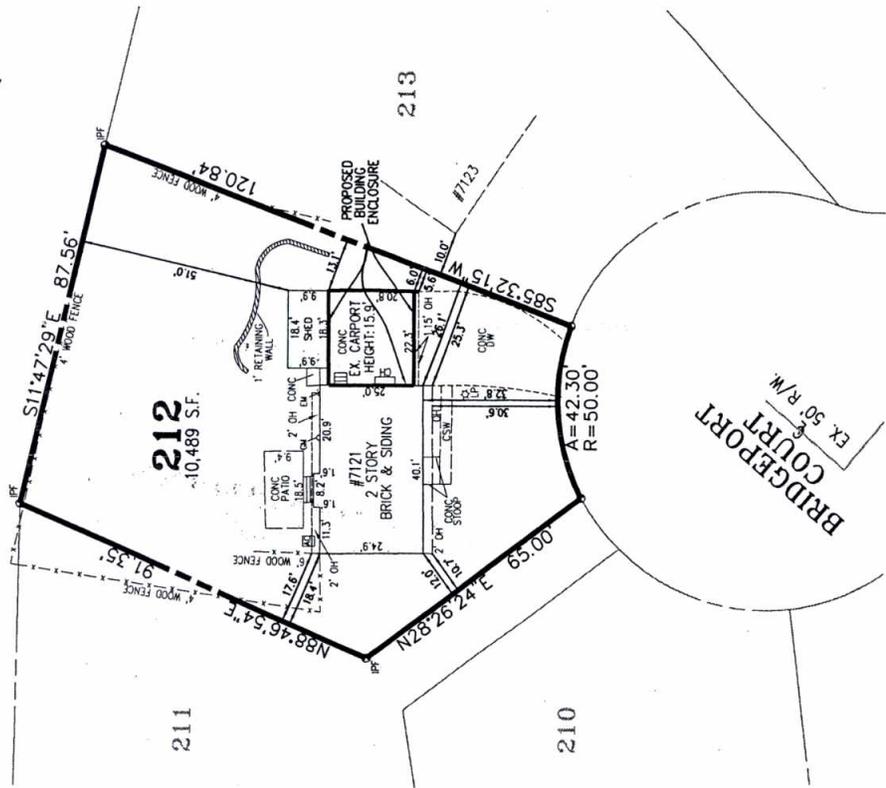
VARIANCE PLAT
LOT 212
SECTION 8-C
ROLLING VALLEY
DB.3566 PG.479
SPRINGFIELD DISTRICT
FAIRFAX COUNTY, VIRGINIA
SCALE: 1" = 20'
DATE: AUGUST, 2011



NOTES

1. THE PROPERTY DELINEATED HEREON IS LOCATED ON FAIRFAX COUNTY TAX MAP #089-3-06-0212 AND IS CURRENTLY ZONED R-3C (CLUSTER).
2. THE PROPERTY SHOWN HEREON IS LOCATED IN A ZONE "X" DESIGNATION AREA WHICH IS DETERMINED TO BE OUTSIDE THE 500 YEAR FLOOD PLAIN IN ACCORDANCE WITH FLOOD INSURANCE RATE MAP OF FAIRFAX COUNTY, VIRGINIA COMMUNITY PANEL NUMBER 51552500750, EFFECTIVE DATE, MARCH 3, 1990.
3. NO VISIBLE EVIDENCE OF CEMETERIES OR BURIAL GROUNDS ON THE SURVEYED PREMISES WERE FOUND.
4. THERE ARE NO EXISTING PUBLIC EASEMENTS WITH A WIDTH OF 25' OR GREATER ON THE SUBJECT PROPERTY.
5. THE SUBJECT PROPERTY IS SERVED BY PUBLIC SEWER AND WATER.
6. FLOOR AREA:
EXISTING GROSS FLOOR AREA HOUSE & SHED 1,198
PROPOSED GROSS FLOOR AREA ADDITION 487
TOTAL FLOOR AREA 1,685
PROPOSED FLOOR AREA RATIO: 0.161

PARCEL "D"



ZONING REQUIREMENTS

- ZONED: R-3C - (RESIDENTIAL WITH CLUSTER DEVELOPMENT)
MAXIMUM BUILDING HEIGHT
• SINGLE FAMILY DWELLINGS 35 FEET
- MINIMUM YARD REQUIREMENTS
- SINGLE FAMILY DWELLINGS - CLUSTER SUBDIVISION LOT
FRONT YARD: 20 FEET
SIDE YARD: 8 FEET BUT A TOTAL MIN. OF 20 FEET
REAR YARD: 25 FEET
 - ALL OTHER STRUCTURES
FRONT YARD: 40' ANGLE OF BULK PLANE, NOT LESS THAN 30 FEET
SIDE YARD: 35' ANGLE OF BULK PLANE, NOT LESS THAN 10 FEET
REAR YARD: 35' ANGLE OF BULK PLANE, NOT LESS THAN 25 FEET
- FOR ADDITIONAL INFORMATION, ON ZONE R-3 REFER TO ARTICLE 3 PART 301-311, FAIRFAX COUNTY ZONING ORDINANCE

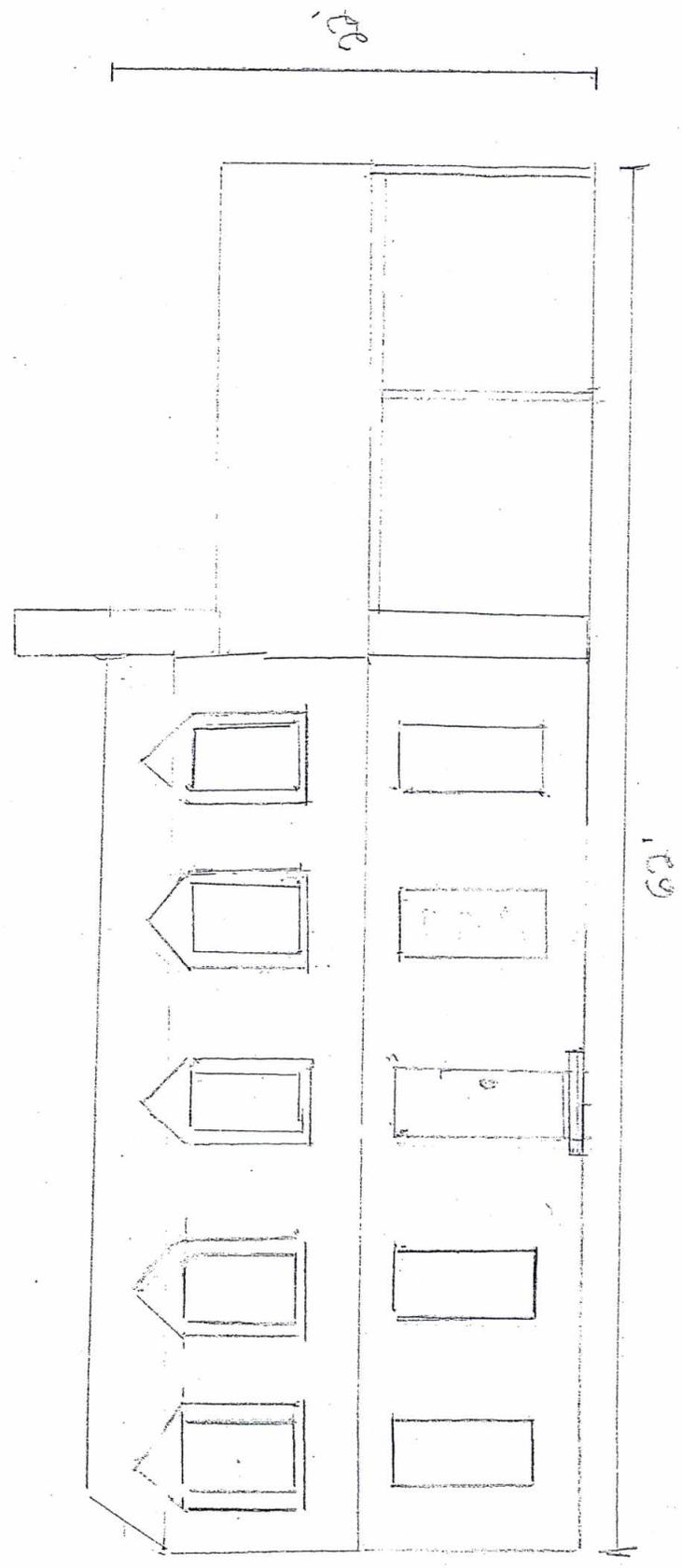
BUILDING HEIGHTS (FROM FIELD AS-BUILTS)

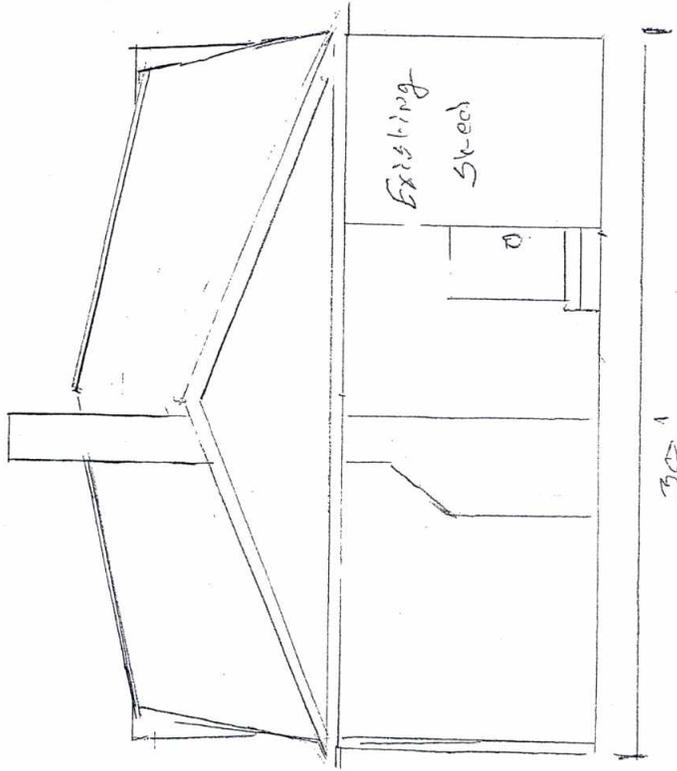
- EXISTING BUILDING HEIGHT=21.1'
- EXISTING CARPORT HEIGHT=15.9'
- PROPOSED ENCLOSURE=15.9'

OWNER
ROBERT F. AND ARLENE E. NORRELL
7121 BRIDGEPORT COURT
SPRINGFIELD, VA 22153
DB-3720 PG.614

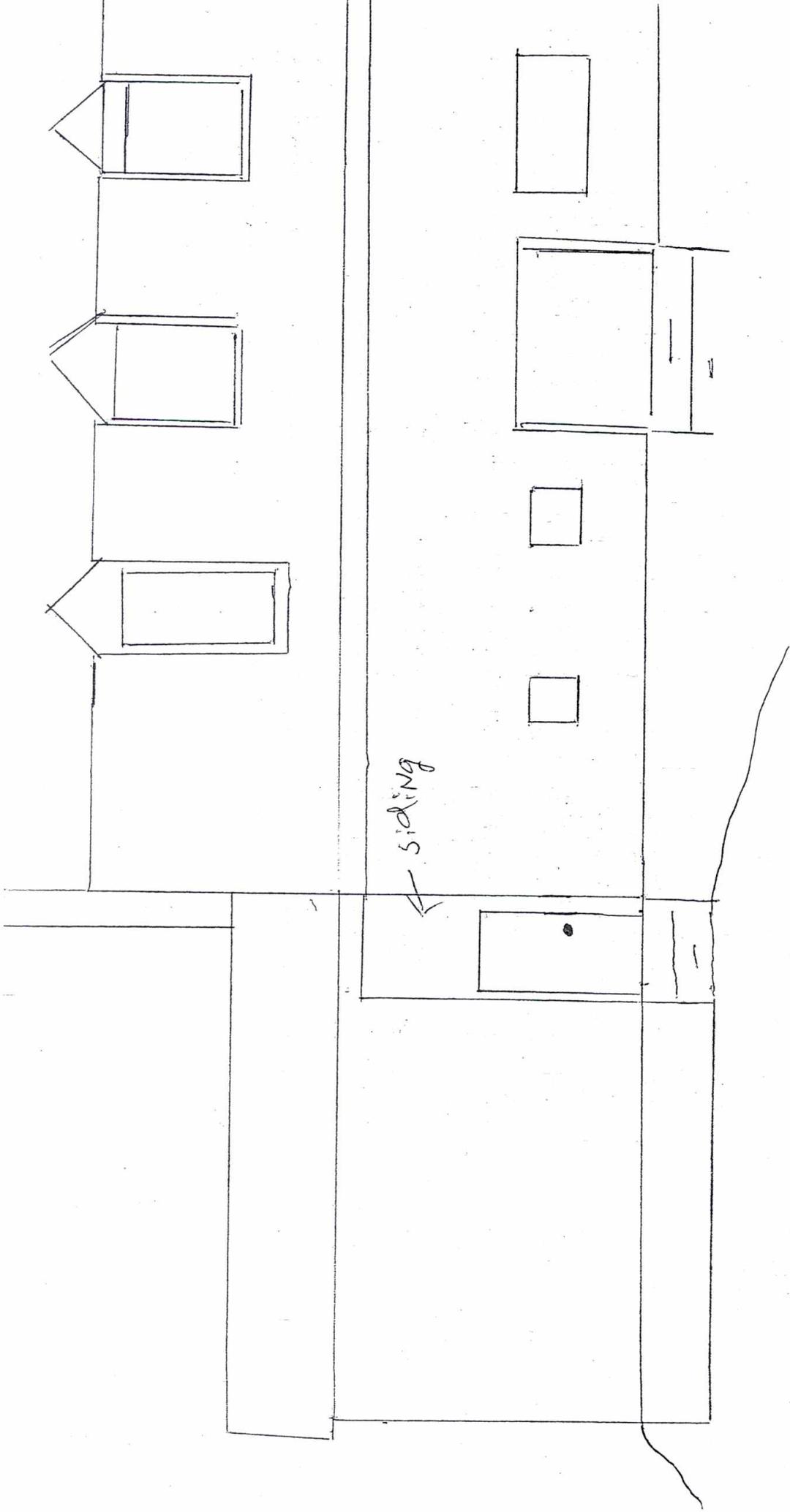


Existing Front Elevation
7120 Bridgeport Ct
Springfield VA 22153





Existing
Side elevation



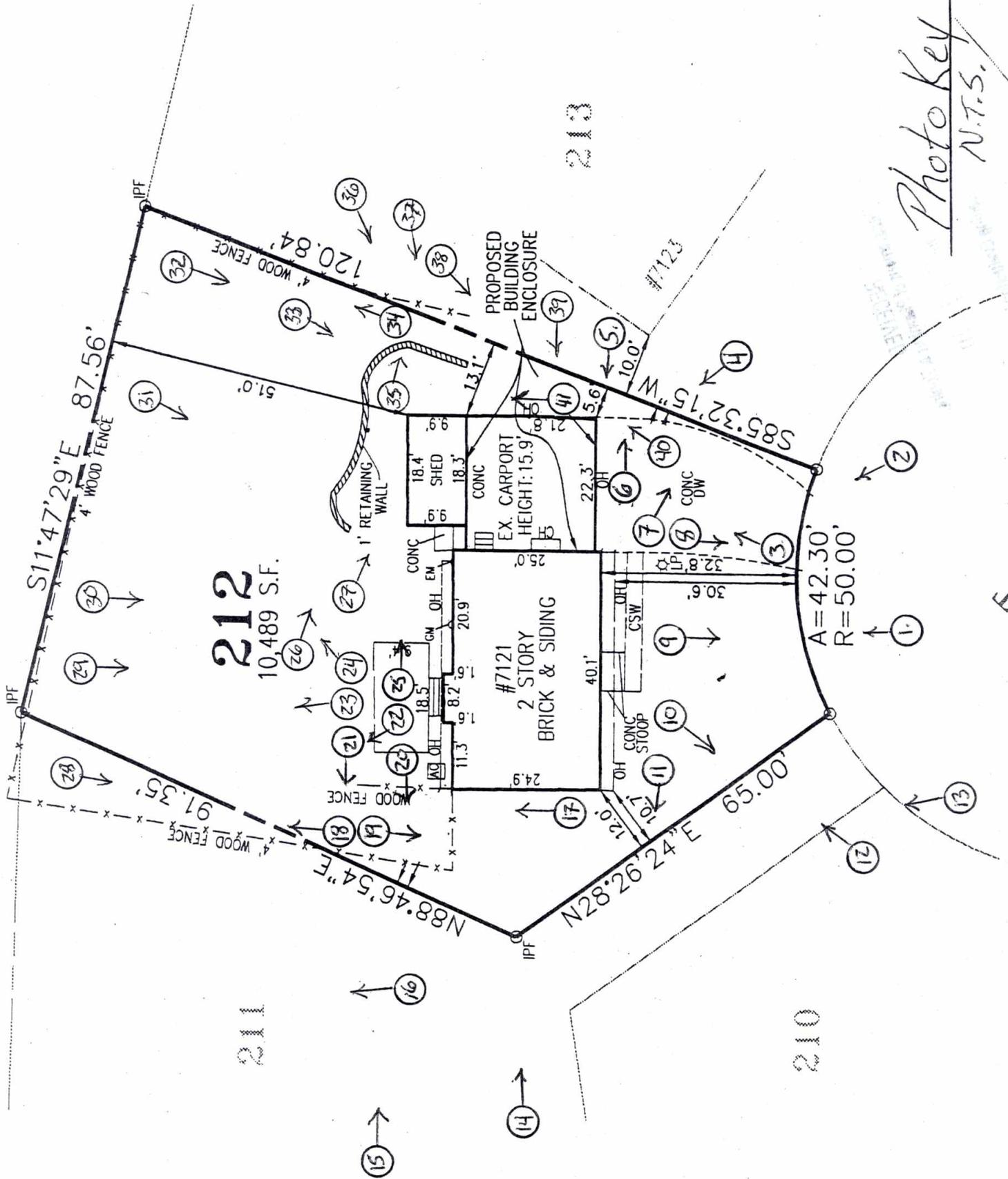
New Rear Elevation

RECEIVED
Department of Planning & Zoning

SEP 23 2011

Zoning Evaluation Division

PARCEL "D"



212
10,489 S.F.

213

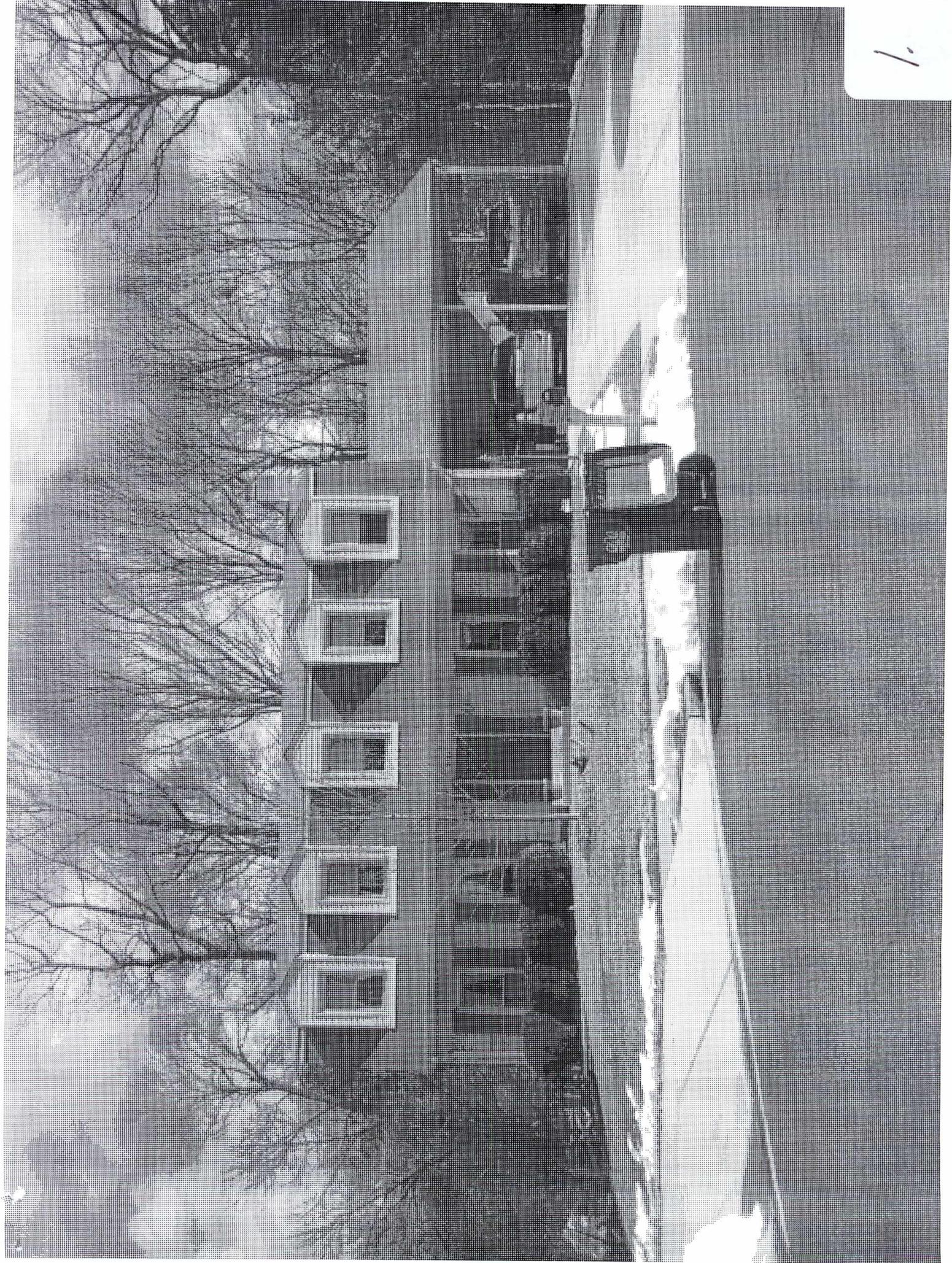
211

210

Photo Key
N.T.S.

1"=30 FEET
1"=10 FEET
1"=25 FEET

SE



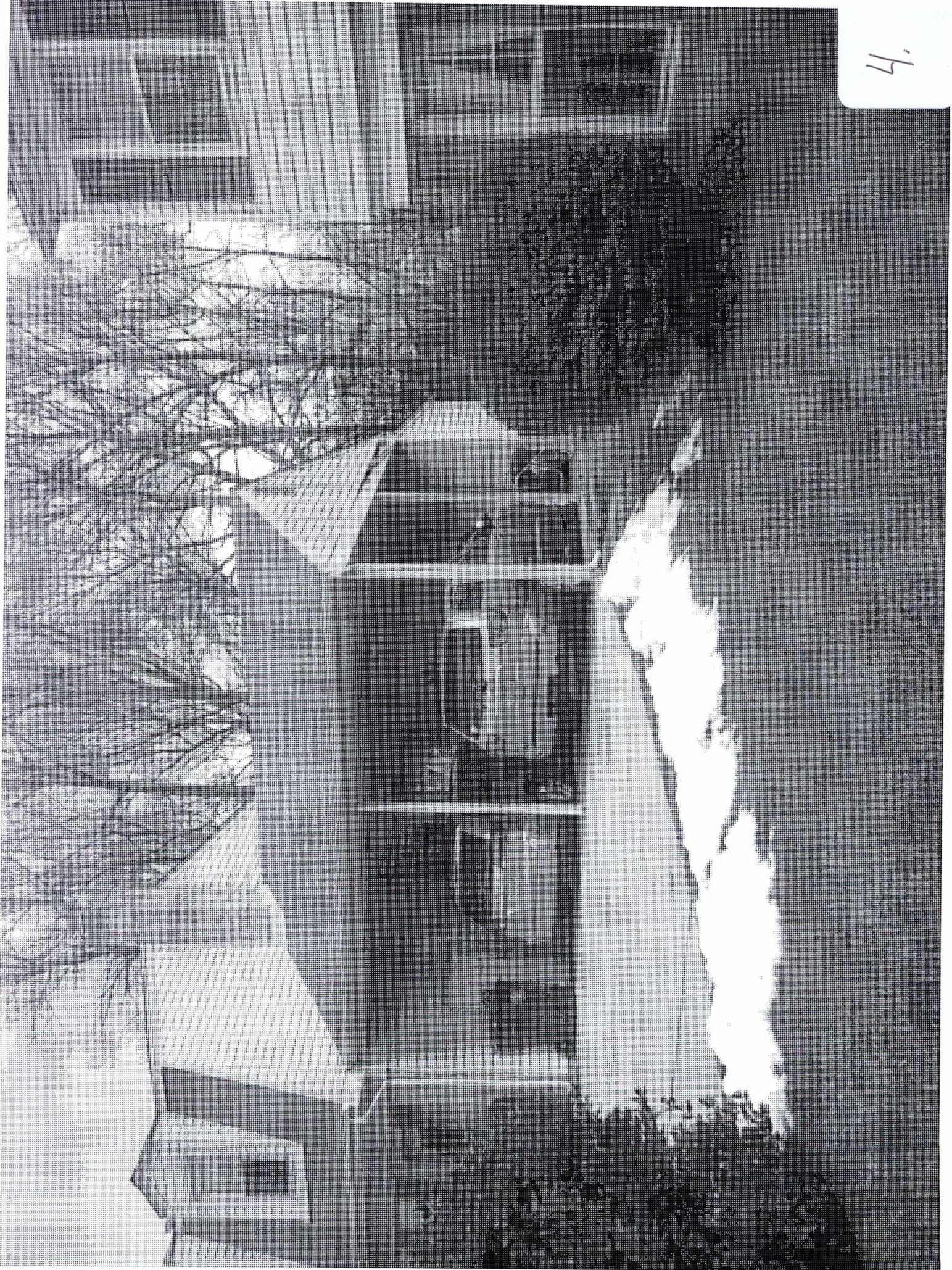
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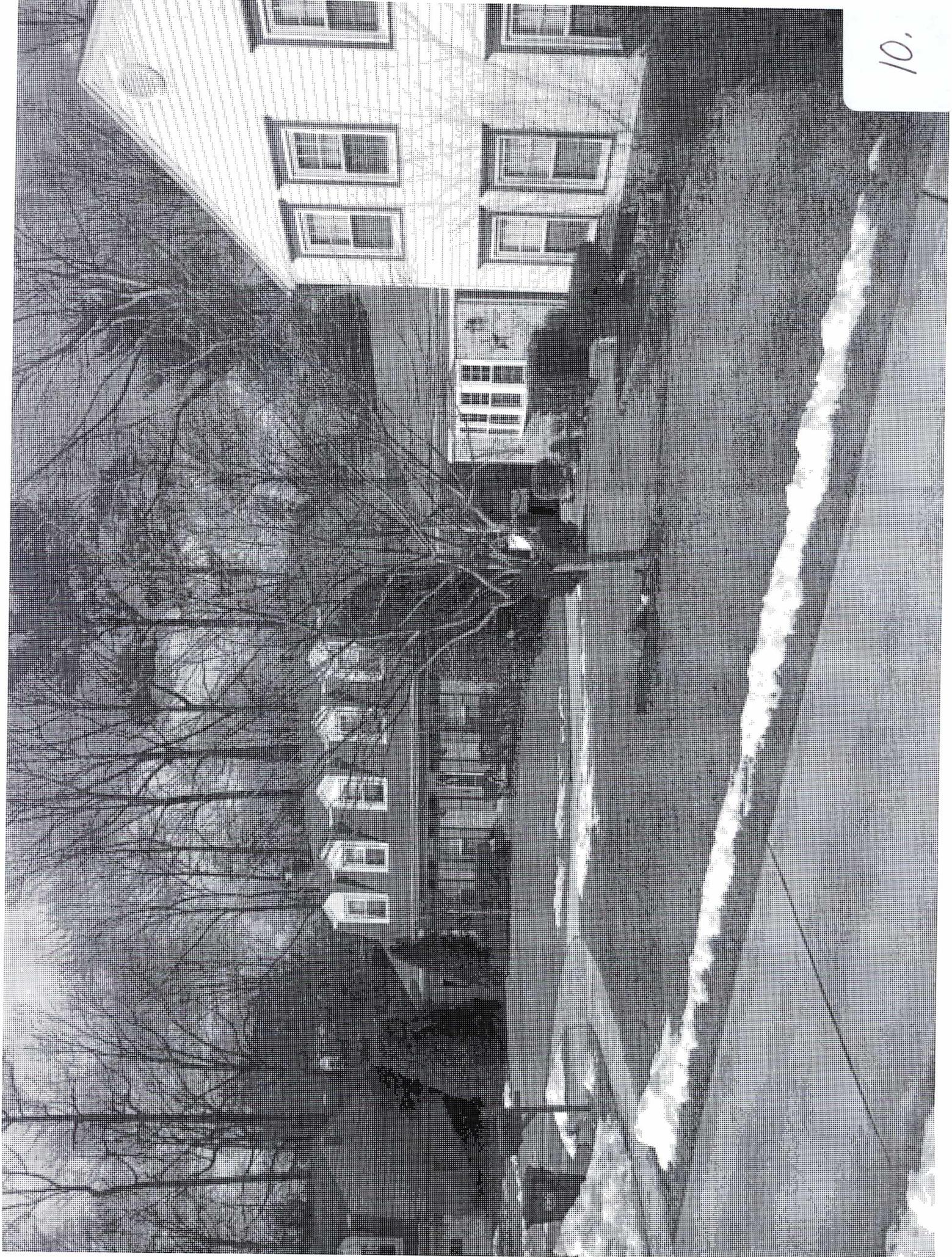
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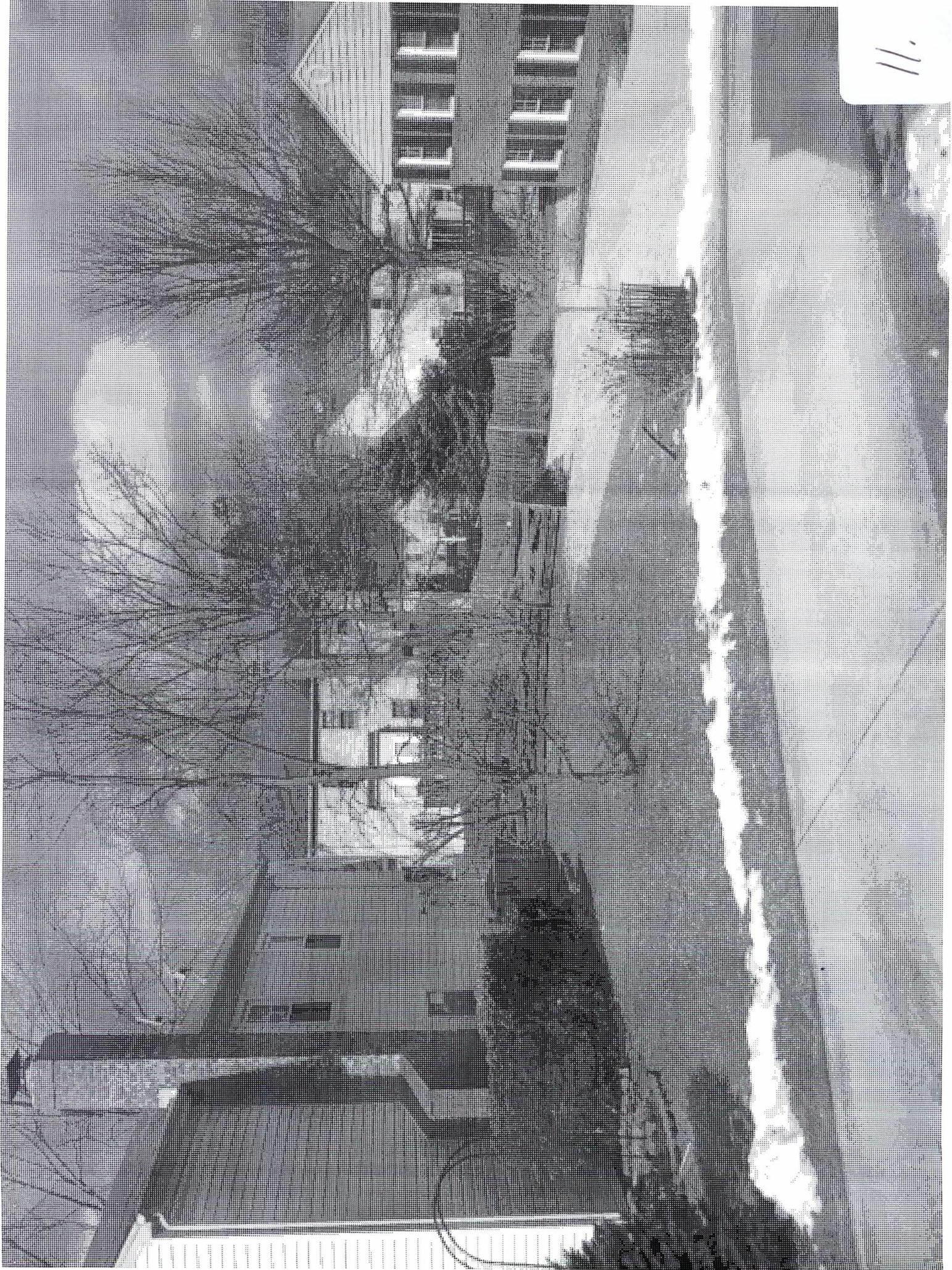
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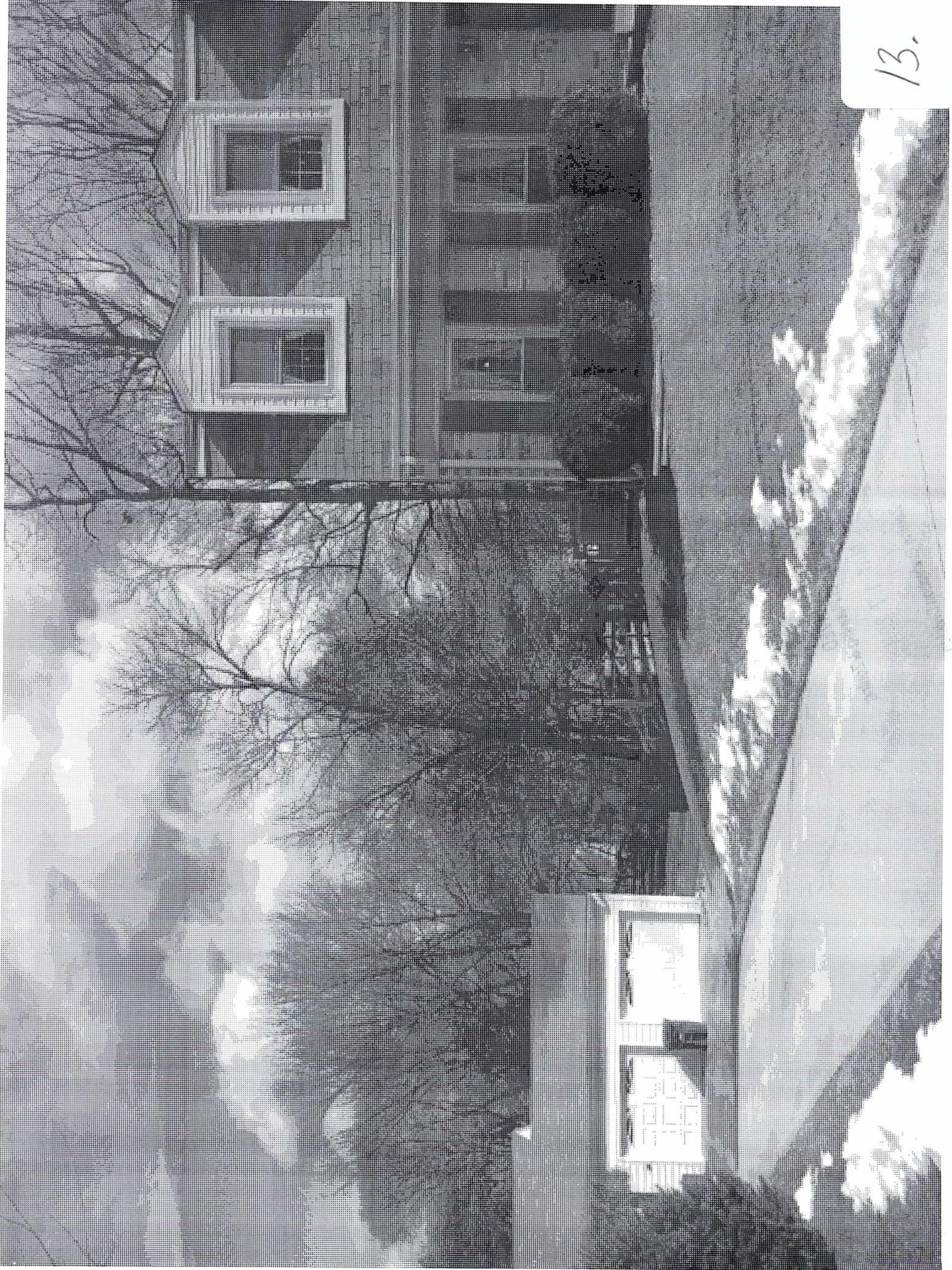
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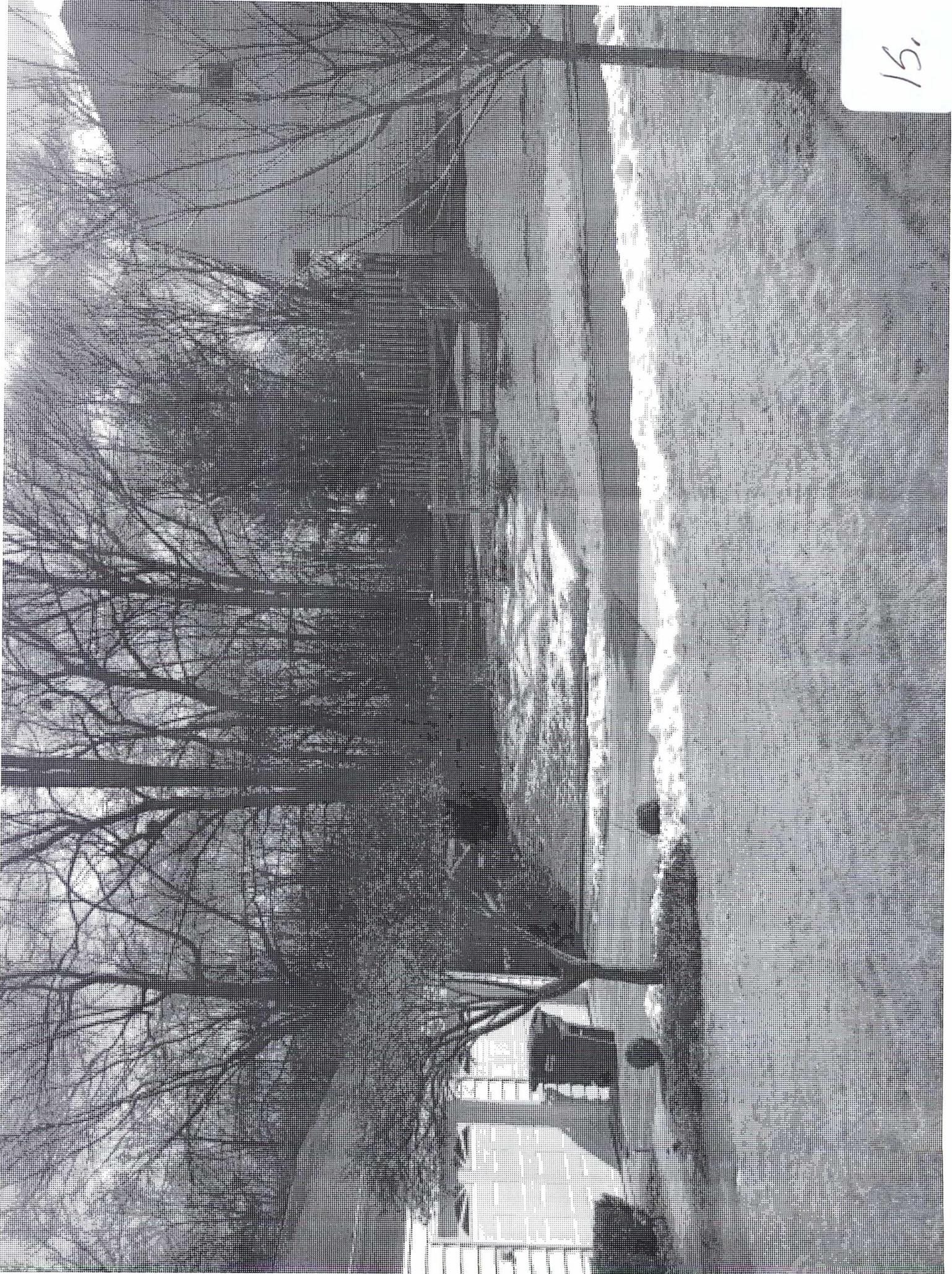
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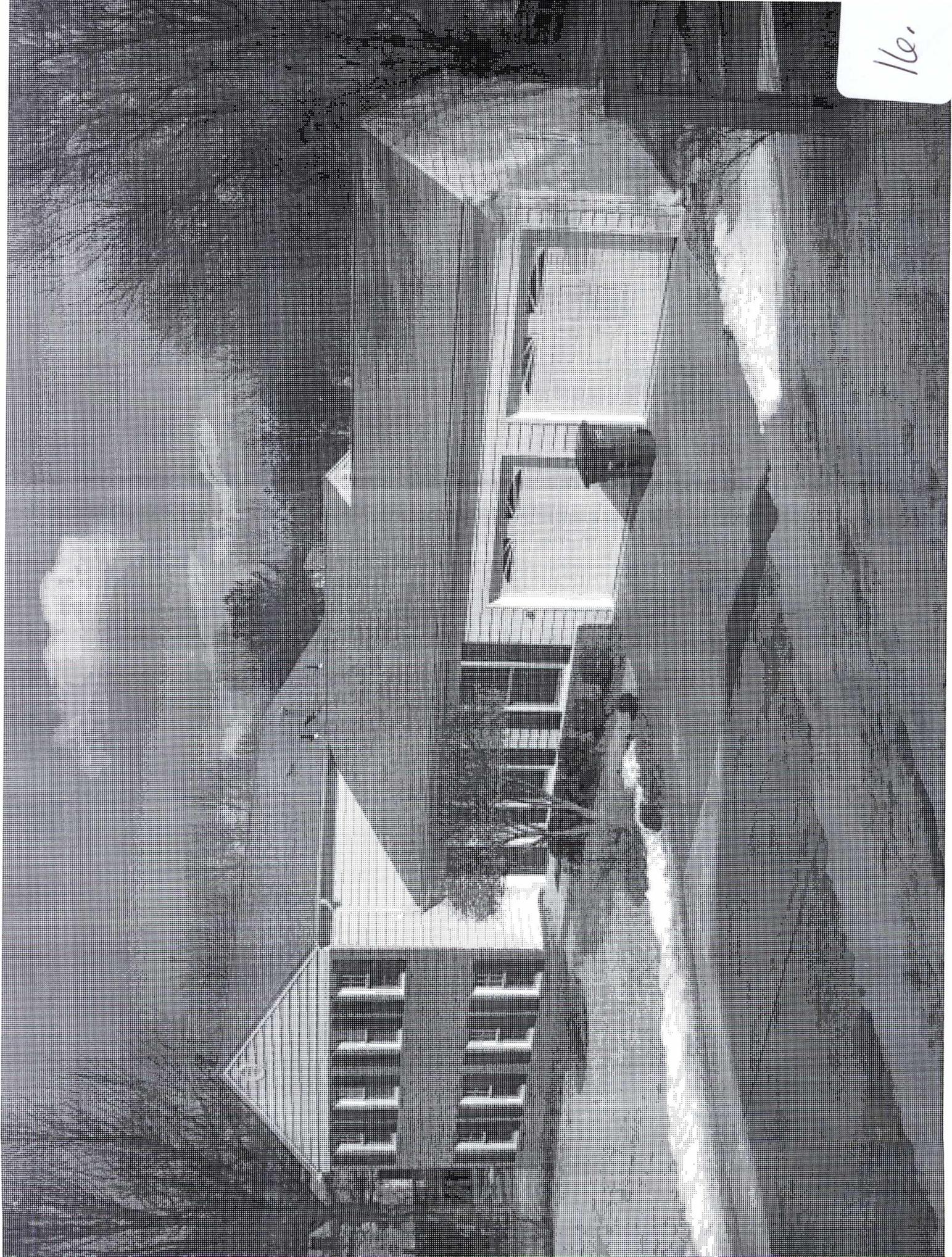
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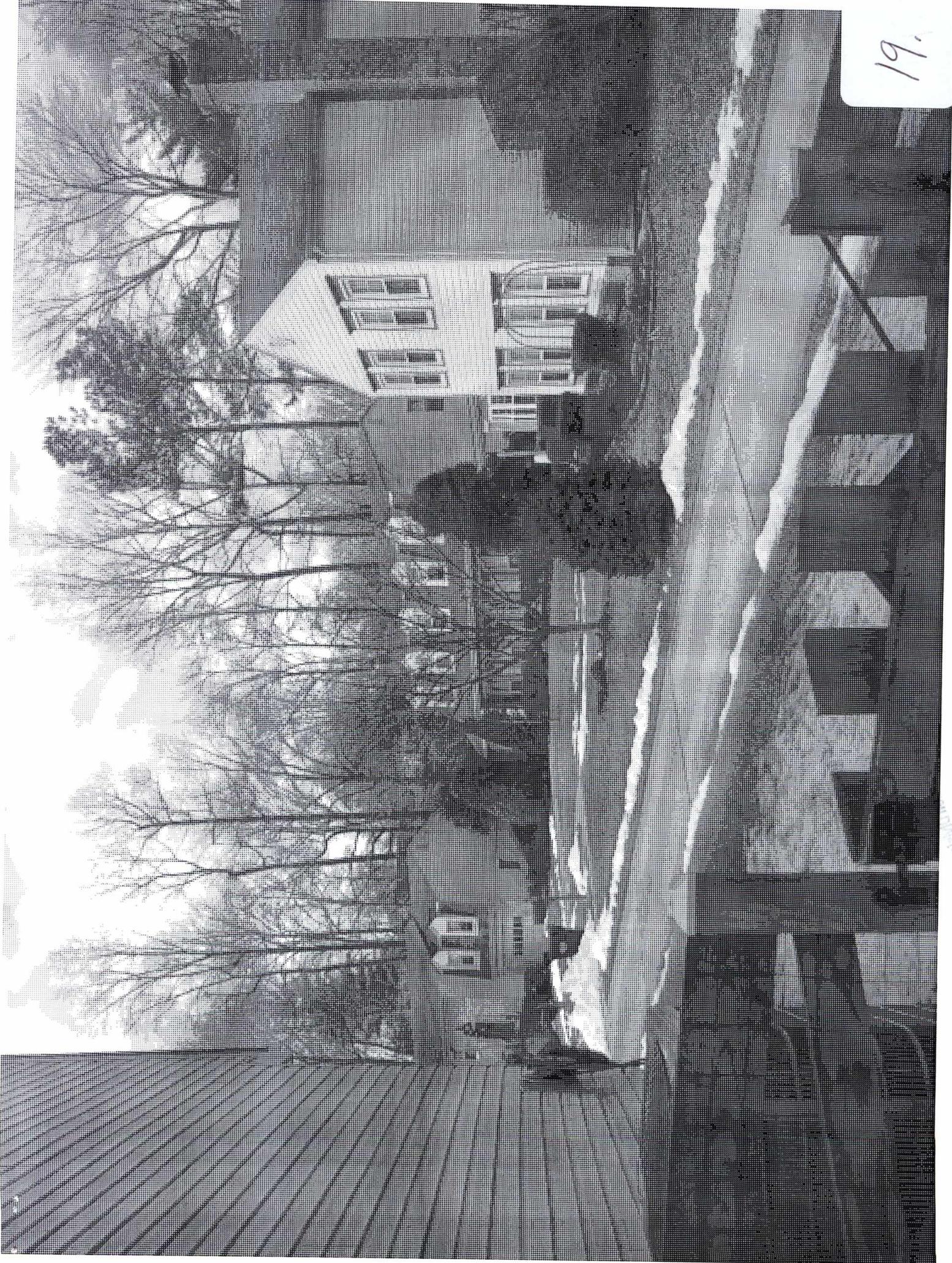
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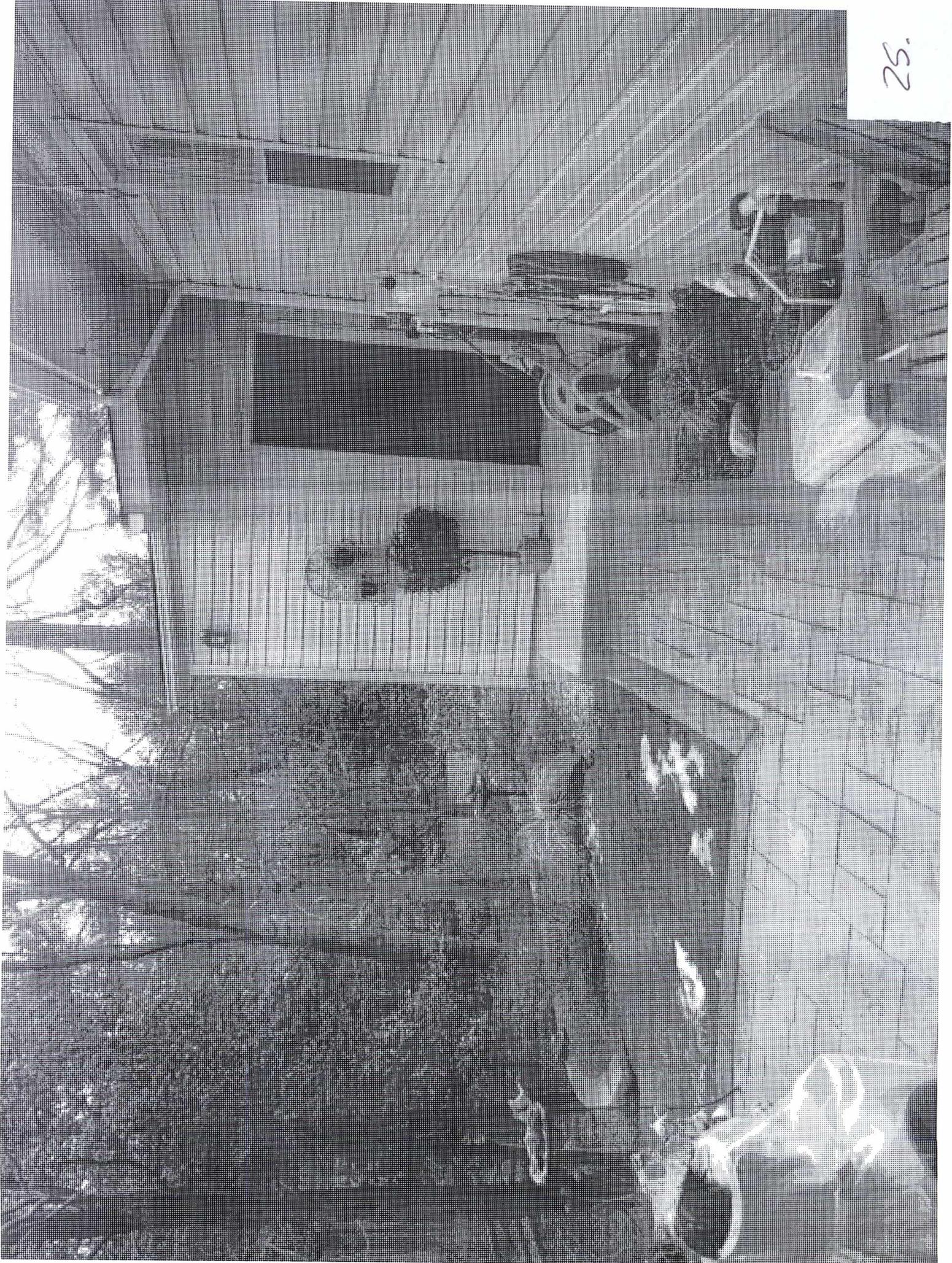






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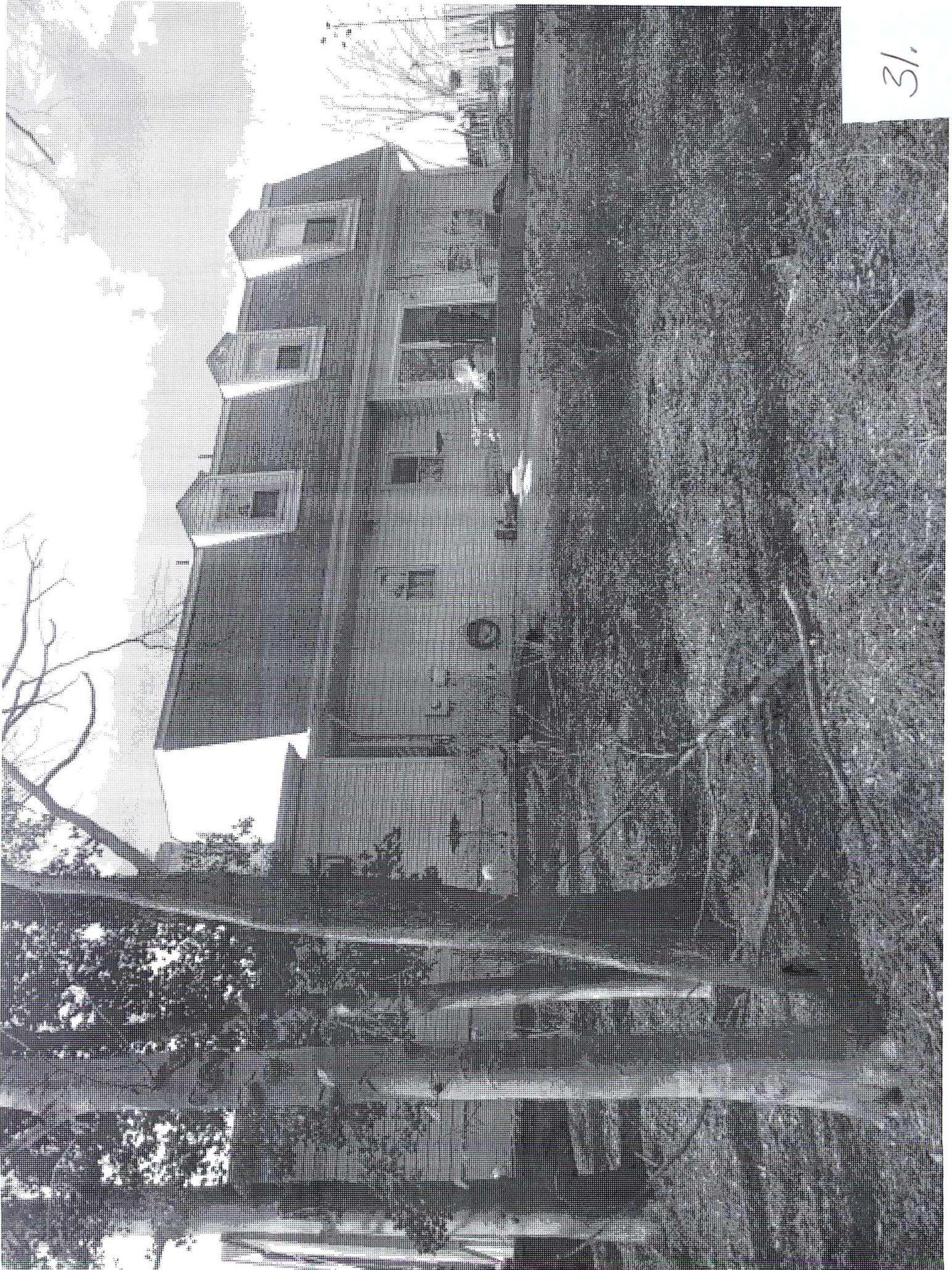




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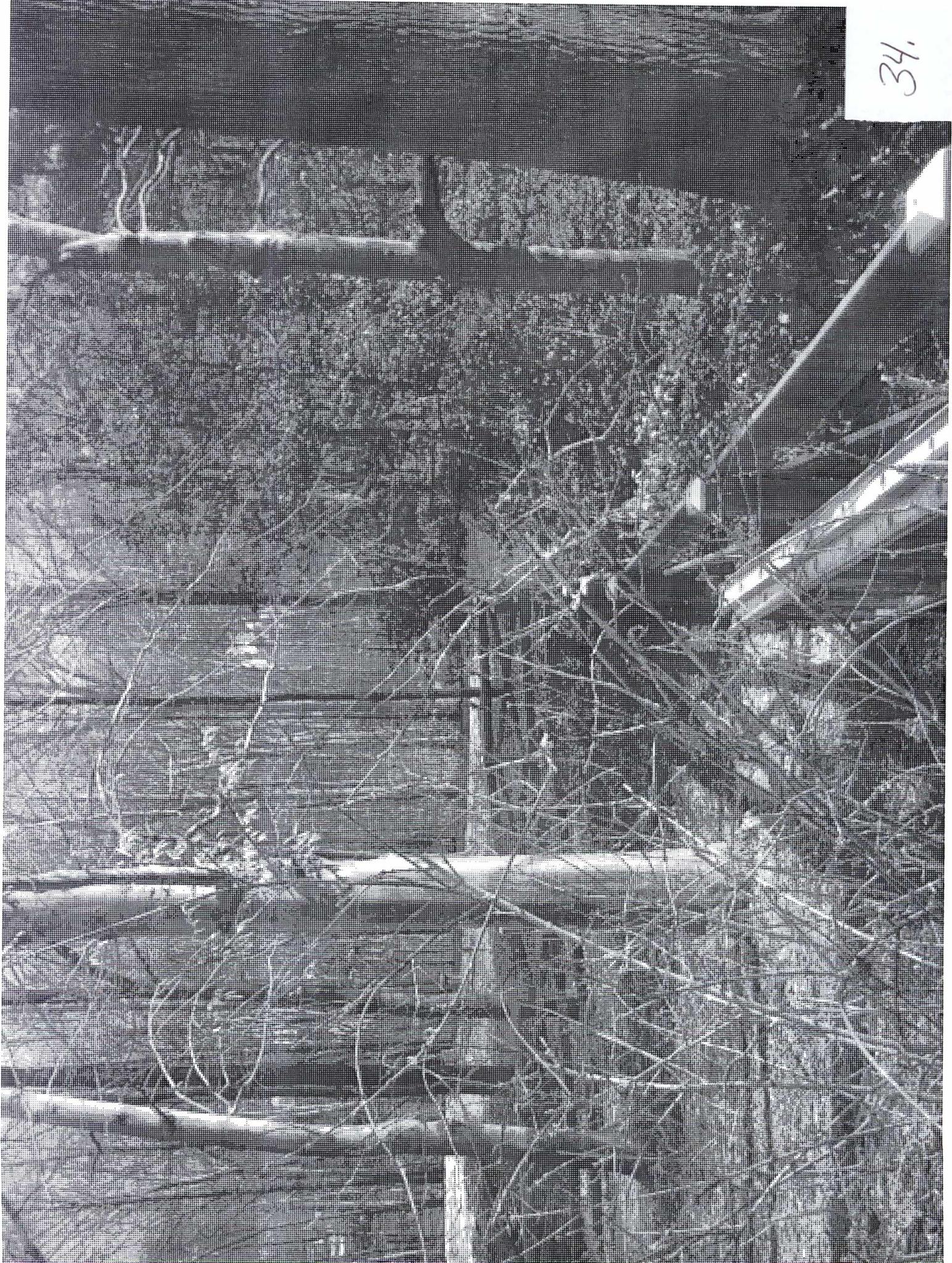








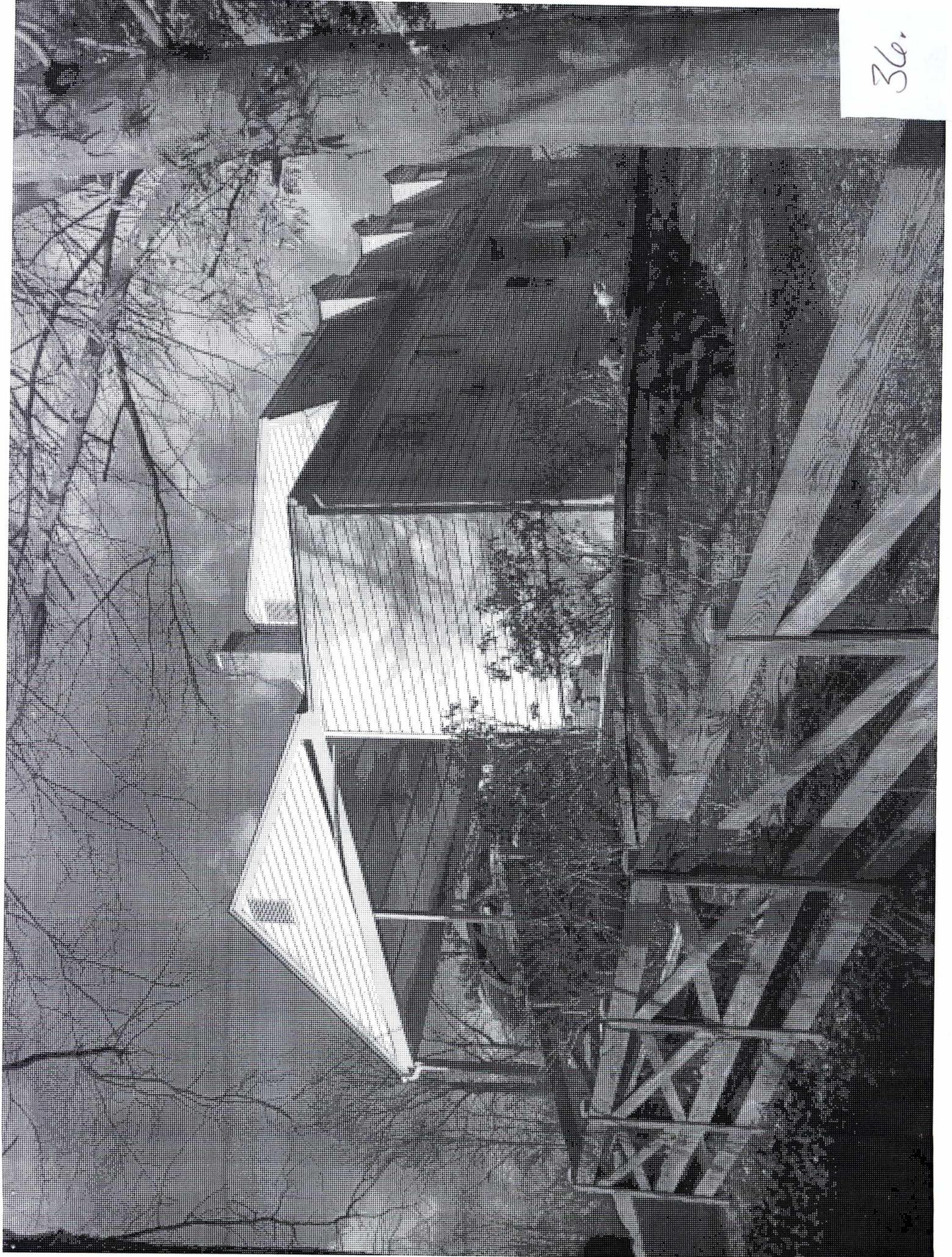
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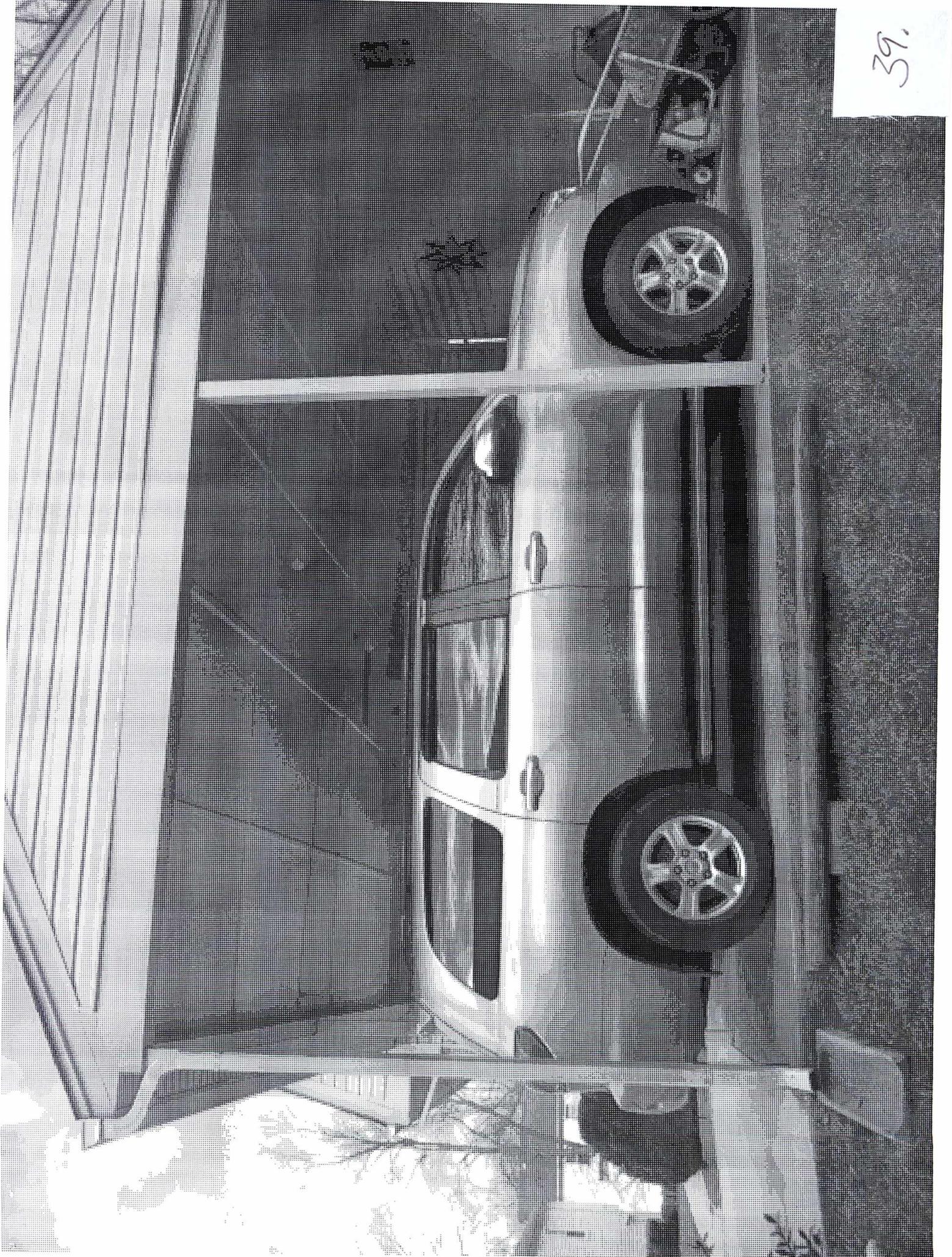


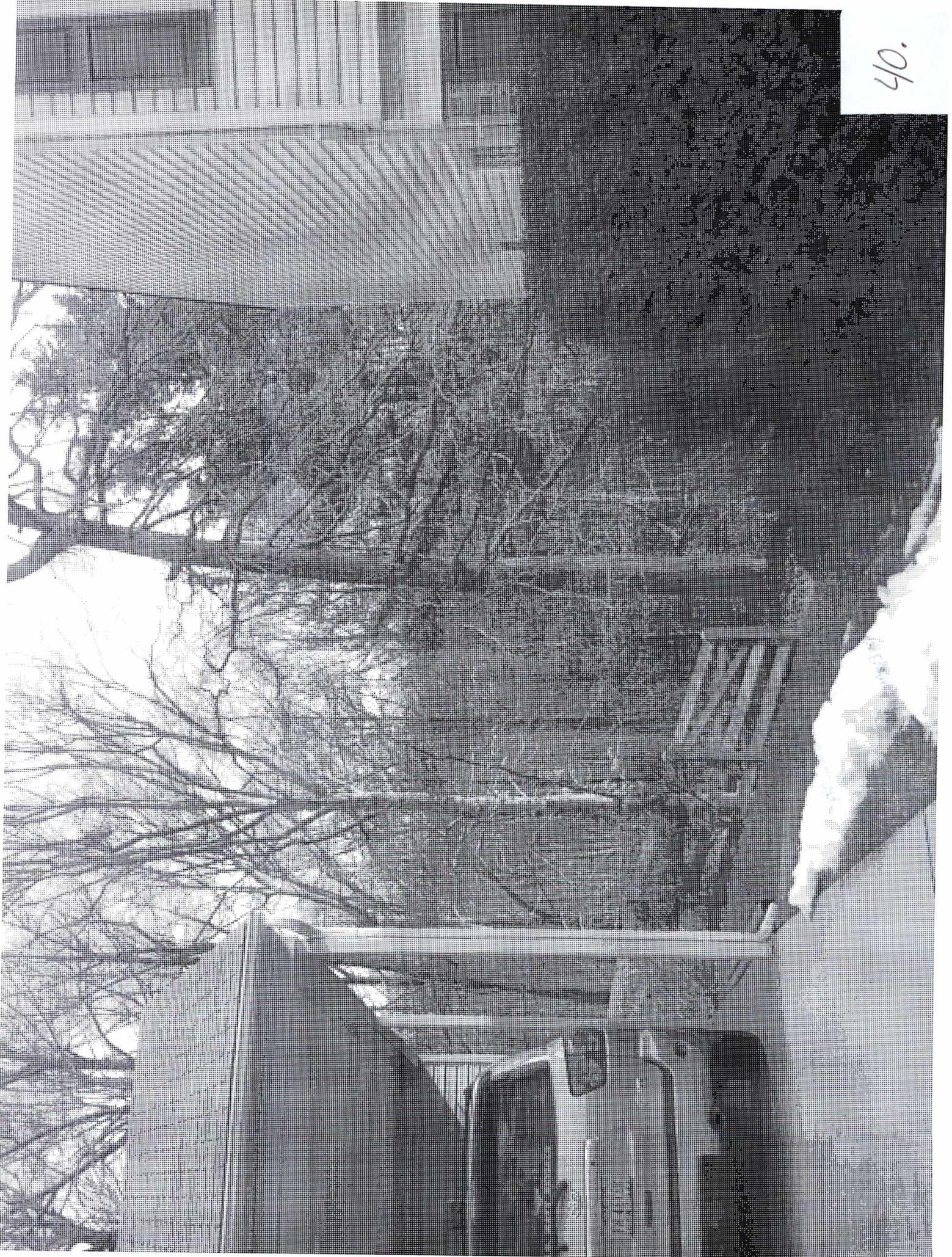
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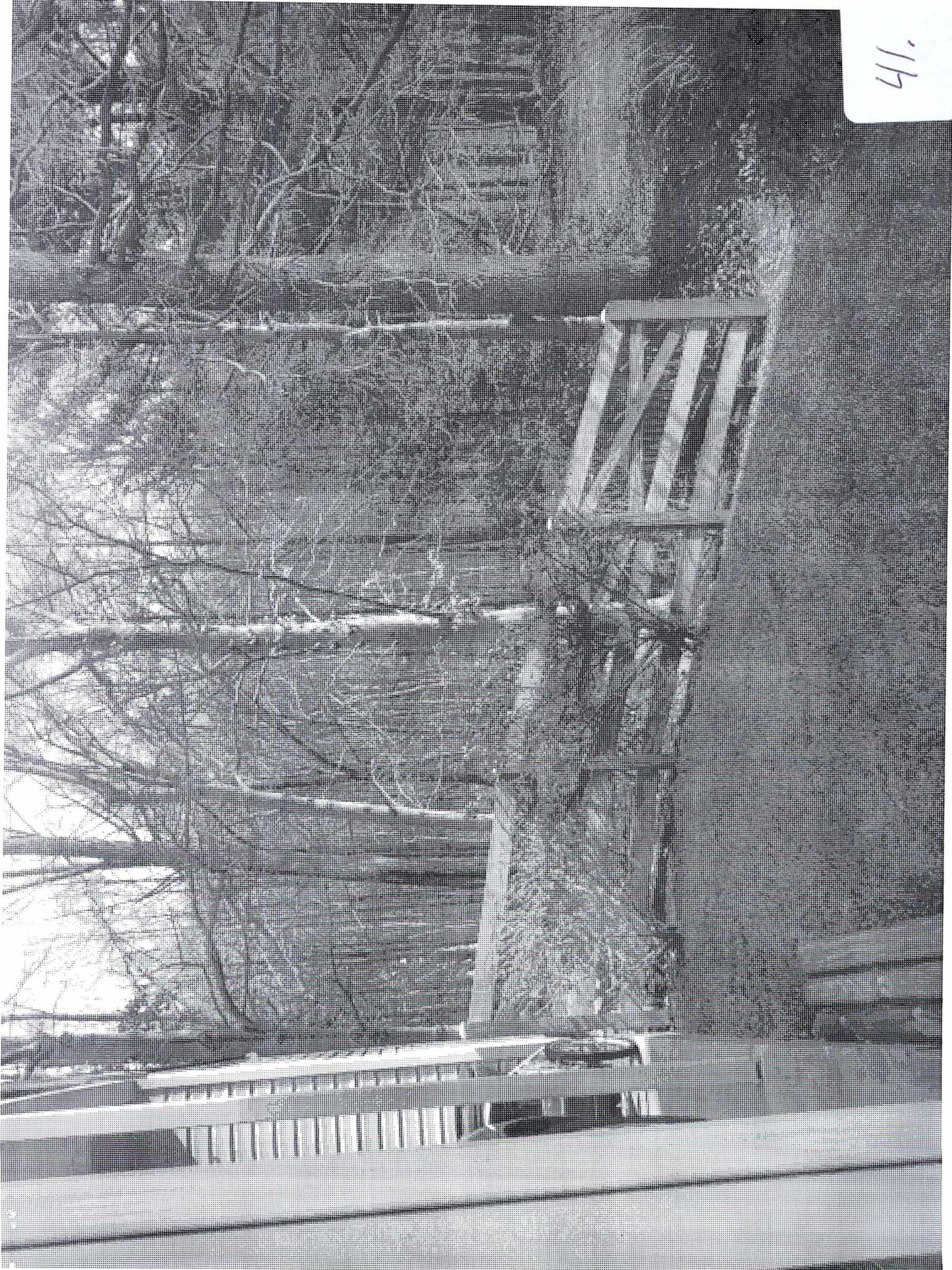


39.





41.



DESCRIPTION OF THE APPLICATION

The applicant is seeking approval of a special permit to permit reduction of certain yard requirements to permit construction of an addition 5.6 ft. from the southern side lot line. The addition will be the enclosure of a carport into a garage.

	Structure	Yard	Min. Yard Req.*	Structure Location	Proposed Reduction	Percent of Reduction
Special Permit	Addition	Side	8.0 feet*	5.6 feet	2.4 feet	30%

* Minimum yard requirement per Section 3-310

EXISTING SITE DESCRIPTION

The 10,489 square foot lot is currently zoned R-3 and developed under the cluster regulations with a two-story, single family detached dwelling. The minimum lot size in an R-3 (cluster) district is 8,500 square feet. There is an existing carport attached to the dwelling that is 5.6 feet (as shown on the surveyor’s drawing) from the side lot line. Carports may extend 5 feet into a required yard but never be closer to a side lot line than 5’. The existing carport meets the setback regulations for permitted carport extensions. The lot slopes gradually away from the street toward the rear of the lot. The property contains mature deciduous and coniferous trees, shrubs and foundation plantings. The rear of the lot abuts a forested outparcel that slopes to a stream corridor. There is no RPA encumbering the subject parcel. A pipe stem lot abuts the northern side lot line of the subject parcel.

Structure	
Floor Area	1,198 square feet*
Year Constructed	1972
Access	hard-surfaced driveway that extends from Bridgeport Court
Site Features	Mature vegetation
Easements	Four foot high wood fencing attached to the northeast corner of the dwelling, extending from the subject property, through Lots 211 and 213, and a one foot high retaining wall located southeast of the dwelling

*According to the stamped drawings provided by the surveyor.

CHARACTER OF THE AREA

	Zoning	Use
North	R-3 Cluster	Single-Family Detached Dwellings
East	R-3 Cluster	Single-Family Detached Dwellings
South	R-3 Cluster	Single-Family Detached Dwellings
West	R-3 Cluster	Single-Family Detached Dwellings

BACKGROUND

The property was zoned R-3 and developed under the cluster regulations, and is not subject to proffers. The dwelling was constructed in 1972, which included the attached carport shown as 5.6 feet from the side lot line. A utility room, attached to the carport was built with a permit in 1973.

Following the adoption of the current Ordinance, the BZA has heard the following special permit and variance applications in the vicinity of the application parcel:

- Variance VC 87-S-080 was approved on September 30, 1987 for Tax Map 89-3((06)) 108, zoned R-3 Cluster, at 8801 Cuttermill Place to permit the enclosure of an existing carport 8.5 feet from the side lot line such that side yards total 17.8 feet.
- Special Permit SP 2006-SP-062 was approved December 12, 2006 for Tax Map 89-3((06)) 201, zoned R-3 Cluster, at 8842 Applecross Lane to permit reduction of certain yard requirements to permit construction of addition 7.1 feet from side lot line such that side yards total 15.5 feet.
- Special Permit SP 2007-SP-056 was approved on August 7, 2007 for Tax Map 89-3((06)) 093, zoned R-3 Cluster, at 7309 Skibbereen Place to permit reduction of certain yard requirements to permit construction of addition 6.0 feet from side lot line such that side yards total 15.7 feet.

PLAT	
Special Permit Plat	Attached
Title of SP Plat:	Variance Plat, Lot 212, Section 8-C, Rolling Valley
Prepared By:	Urban, Ltd., dated August 31, 2011, signed by Chad E. Jernigan

Proposal:

The applicant requests to enclose an existing carport into a garage. The proposed addition will be located 5.6 feet, measured from the edge of the eave, from the side lot line. The Zoning Ordinance requires a minimum side yard of 8 feet in the cluster regulations of the R-3 Zoning District; therefore, a modification of 2.4 feet (30%) for the proposed addition is requested. Renderings provided by the applicant indicate the carport enclosure/home addition will be built with siding.

ZONING ORDINANCE REQUIREMENTS

Applicable bulk regulation(s) and additional location regulations are set forth on Page 1. The application must meet all of the following standards, copies of which are attached as Appendix 4:

- Sect. 8-006 General Special Permit Standards
- Sect. 8-903 Group 9 Standards
- Sect. 8-922 Provisions for Reduction of Certain Yard Requirements

Sect. 8-006 General Special Permit Standards

Staff believes that the application meets all of the 8 General Special Permit Standards with notes regarding General Standards 3.

General Standard 3 requires that the proposed uses be harmonious with and not adversely affect the use or development of neighboring properties in accordance with the applicable zoning district regulations and the adopted comprehensive plan. *The general character of the residential neighborhood is similar; two story homes, with wood and vinyl siding and brick of typical 1970's construction. The proposed addition will be built with siding to match the existing home and neighborhood.*

Sect. 8-922 Provisions for Reduction of Certain Yard Requirements

This special permit application must satisfy all of the provisions contained in Sect. 8-922, Provisions for Reduction of Certain Yard Requirements. Standards 1, 2, 3, 11 and 12 relate to submission requirements and were satisfied at the time of submission. Standard 5 relates to existing accessory structures, which does not apply to this application and Standard 10 allows the BZA to impose development conditions. *Staff*

believes that the application has met all of the remaining standards, specifically Standards 4, 6, 7, 8, and 9.

Standard 4 states that the resulting gross floor area of an addition to an existing principal structure may be up to 150 percent of the total gross floor area of the principal structure that existed at the time of the first yard reduction request. In such instance, if a portion of the principal structure is to be removed; no more than fifty (50) percent of the gross floor area of the existing principal structure at the time of the first yard reduction shall be removed. According to the stamped drawings provided by the engineer, the existing dwelling has 1,198 square feet of living area. Therefore 150% of the total gross floor area could result in an addition up to 1,797 square feet square feet in size for a possible total building size of 2,995 square feet above-grade living area. The proposed addition is approximately 487 square feet in area, thereby realizing a total house size of 1,685 square feet. Therefore the application meets this provision.

Standard 6 states that the BZA shall determine that the proposed development will be in character with the existing on-site development in terms of the location, height, bulk and scale of the existing structure(s) on the lot. The elevation drawings submitted indicate that the materials, size and scale of the proposed addition will be compatible with the existing structure. The addition is clearly subordinate in bulk and scale to the principal dwelling and the proposed addition will not create any additional height to the overall existing structure. Staff believes the application meets this provision.

Standard 7 states that the BZA shall determine that the proposed development is harmonious with the surrounding off-site uses and structures in terms of location, height, bulk and scale of surrounding structures, topography, existing vegetation and the preservation of significant trees as determined by the Director. It appears the proposed improvements are compatible with the surrounding houses in the neighborhood. The surrounding neighborhood contains homes with attached carports and some with enclosed attached garages. The proposed exterior building materials are consistent with the on-site dwelling and compatible with those in the neighborhood. Staff believes the application meets this provision.

Standard 8 states that the BZA shall determine that the proposed development shall not adversely impact the use and/or enjoyment of any adjacent property with regard to issues such as noise, light, air, safety, erosion, and stormwater runoff. The proposed addition will not encroach into the RPA. Because the addition is on the footprint of the existing carport and paved driveway area, no new impervious area is proposed. Staff believes this standard is met.

Standard 9 states that the BZA shall determine that the proposed reduction represents the minimum amount of reduction necessary to accommodate the proposed structure on the lot. Specific factors to be considered include, but are not limited to, the layout of the existing structure; availability of alternate locations for the addition; orientation of the structure(s) on the lot; shape of the lot and the associated yard designations on the lot; environmental characteristics of the site, including presence of steep slopes, floodplains and/or Resource Protection Areas; preservation of existing vegetation and significant trees as determined by the Director; location of a well and/or septic field; location of

easements; and/or preservation of historic resources. *The proposed addition is on the footprint of the existing carport and paved driveway area. It appears there will be no impact to existing vegetation. Staff believes that the application meets this provision.*

CONCLUSION

Staff finds that the subject application is in conformance with the applicable Zoning Ordinance provisions with the implementation of the Proposed Development Conditions contained in Appendix 1 of the staff report.

RECOMMENDATION

Staff recommends approval of SP 2011-SP-091 for the addition, subject to the Proposed Development Conditions contained in Appendix 1 of the staff report.

It should be noted that it is not the intent of staff to recommend that the Board, in adopting any conditions, relieve the applicant/owner from compliance with the provisions of any applicable ordinances, regulations, or adopted standards.

It should be further noted that the content of this report reflects the analysis and recommendations of staff; it does not reflect the position of the Board of Zoning Appeals.

The approval of this application does not interfere with, abrogate or annul any easements, covenants, or other agreements between parties, as they may apply to the property subject to the application.

APPENDICES

1. Proposed Development Conditions with Attachment 1
2. Applicant's Affidavit
3. Applicant's Statement of Justification
4. Applicable Zoning Ordinance Provisions

PROPOSED DEVELOPMENT CONDITIONS

SP 2011-SP-091

December 7, 2011

If it is the intent of the Board of Zoning Appeals to approve SP 2011-SP-091 located at 7121 Bridgeport Court, Tax Map 89-3 ((06)) 212 to permit reduction of certain yard requirements pursuant to Section 8-922 of the Fairfax County Zoning Ordinance, staff recommends that the Board condition the approval by requiring conformance with the following development conditions.

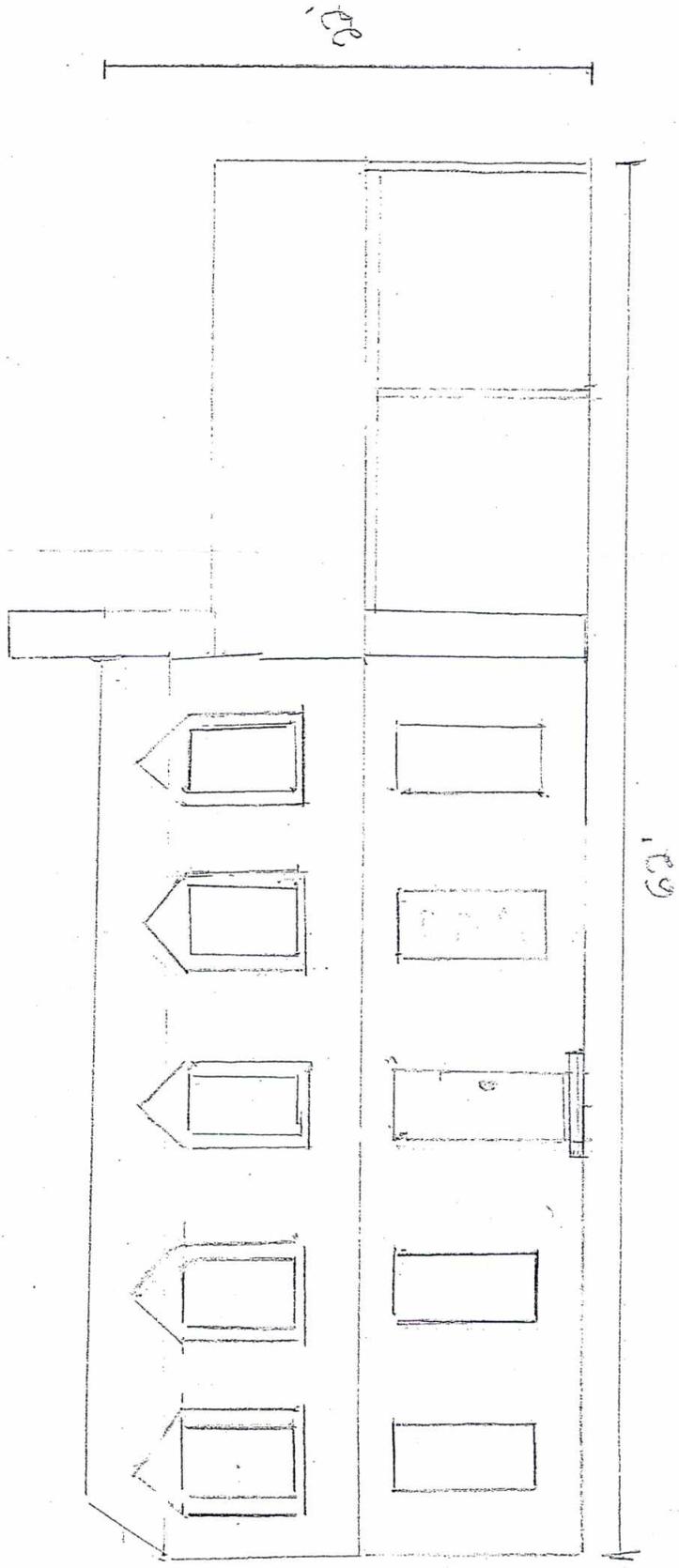
1. These conditions shall be recorded by the applicant among the land records of Fairfax County for this lot prior to the issuance of a building permit. A certified copy of the recorded conditions shall be provided to the Zoning Permit Review Branch, Department of Planning and Zoning.
2. This special permit is approved for the location and size (approximately 487 square feet) of the addition, as shown on the plat prepared by Urban Ltd., dated August 31, 2011, signed by Chad E. Jernigan, Land Surveyor, submitted with this application and is not transferable to other land.
3. Pursuant to Paragraph 4 of Section 8-922 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 (1,198 square feet existing + 1,797 square feet (150%) = 2,995 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 generally be consistent with the architectural renderings and materials as shown on Attachment 1 to these conditions.

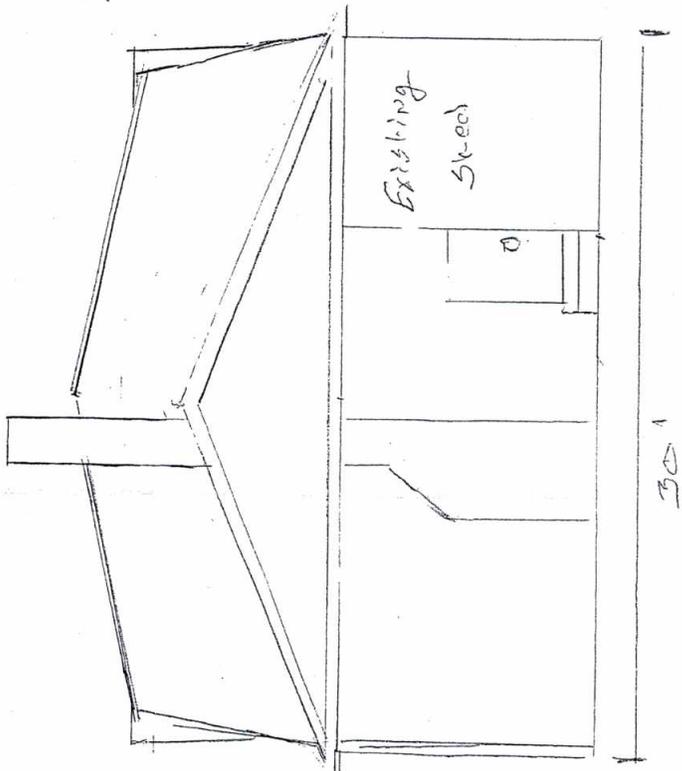
This approval, contingent upon the above-noted conditions, shall not relieve the applicant from compliance with the provisions of any applicable ordinances, regulations or adopted standards.

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.

Existing Front Elevation
7170 Bridgeport St
Springfield VA 22153

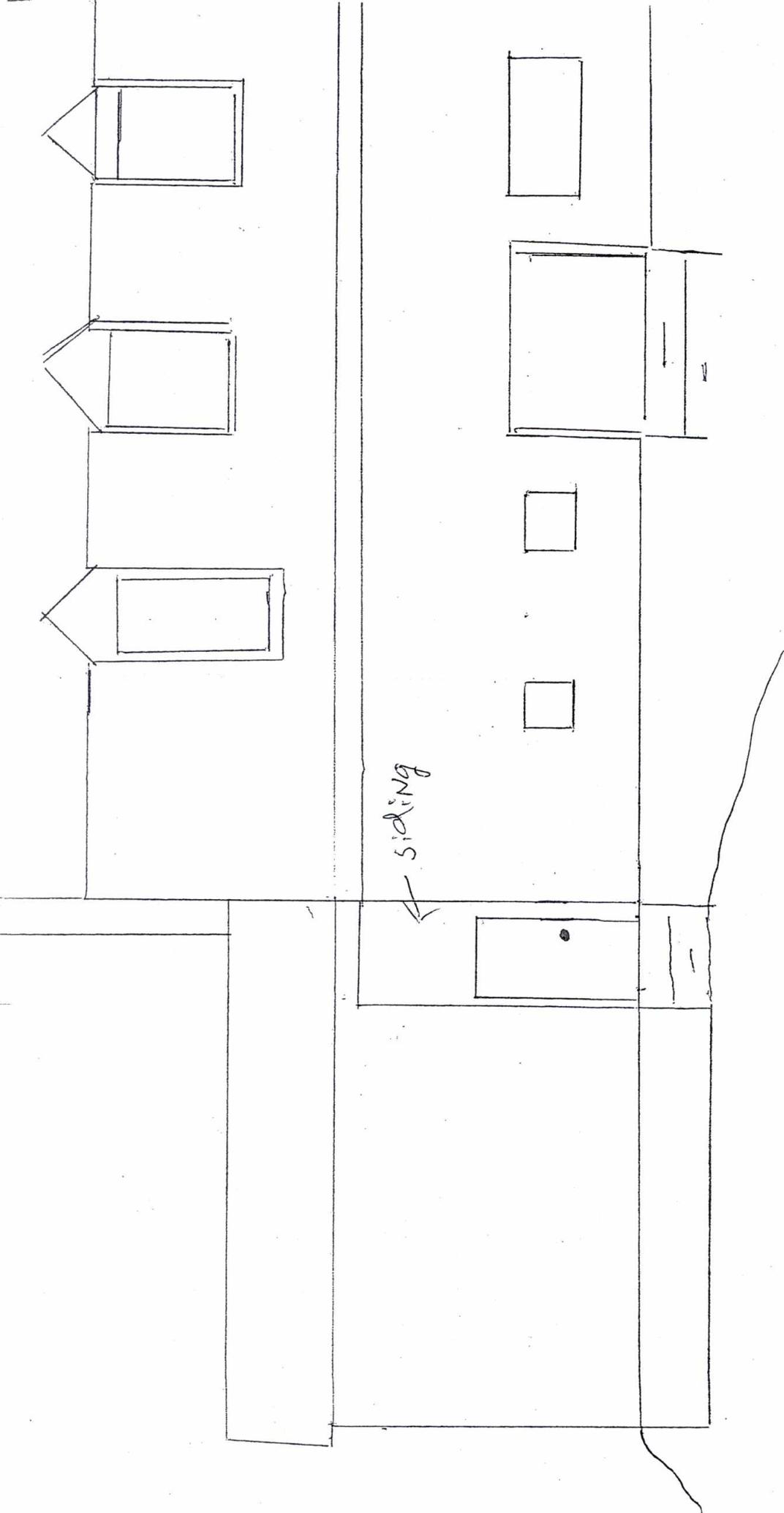




Existing
Shed

30' 1"

Existing
Side elevation



New Rear Elevation

RECEIVED
Department of Planning & Zoning

SEP 23 2011

Zoning Evaluation Division

Application No.(s): _____
 (county-assigned application number(s), to be entered by County Staff)

SPECIAL PERMIT/VARIANCE AFFIDAVIT

DATE: 5/17/2011
 (enter date affidavit is notarized)

I, Schuyler P. Ahrens, do hereby state that I am an
 (enter name of applicant or authorized agent)

(check one) applicant
 applicant's authorized agent listed in Par. 1(a) below 112006

and that, to the best of my knowledge and belief, the following is true:

1(a). The following constitutes a listing of the names and addresses of all **APPLICANTS, TITLE OWNERS, CONTRACT PURCHASERS, and LESSEES** of the land described in the application,* and, if any of the foregoing is a **TRUSTEE,**** each **BENEFICIARY** of such trust, and all **ATTORNEYS and REAL ESTATE BROKERS**, and all **AGENTS** who have acted on behalf of any of the foregoing with respect to the application:

(NOTE: All relationships to the application listed above in **BOLD** print must be disclosed. Multiple relationships may be listed together, e.g., **Attorney/Agent, Contract Purchaser/Lessee, Applicant/Title Owner**, etc. For a multiparcel application, list the Tax Map Number(s) of the parcel(s) for each owner(s) in the Relationship column.)

NAME (enter first name, middle initial, and last name)	ADDRESS (enter number, street, city, state, and zip code)	RELATIONSHIP(S) (enter applicable relationships listed in BOLD above)
Robert F. Norrell	7121 Bridgeport Ct. Springfield VA, 22153	Title Owner/Applicant
Arlene E. Norrell	7121 Bridgeport Ct. Springfield VA, 22153	Title Owner/Applicant
Schuyler P. Ahrens D/B/A Ez Cad Designs	4871 Benecia Lane Dumfries VA, 22025	Agent

(check if applicable) There are more relationships to be listed and Par. 1(a) is continued on a "Special Permit/Variance Attachment to Par. 1(a)" form.

* In the case of a condominium, the title owner, contract purchaser, or lessee of 10% or more of the units in the condominium.
 ** List as follows: Name of trustee, Trustee for (name of trust, if applicable), for the benefit of: (state name of each beneficiary).

Application No.(s): _____

(county-assigned application number(s), to be entered by County Staff)

SPECIAL PERMIT/VARIANCE AFFIDAVIT

DATE: 5/17/2011
(enter date affidavit is notarized)

112006

1(b). The following constitutes a listing*** of the **SHAREHOLDERS** of all corporations disclosed in this affidavit who own 10% or more of any class of stock issued by said corporation, and where such corporation has 10 or less shareholders, a listing of all of the shareholders:

(NOTE: Include **SOLE PROPRIETORSHIPS, LIMITED LIABILITY COMPANIES, and REAL ESTATE INVESTMENT TRUSTS** herein.)

CORPORATION INFORMATION

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)

*Schuyler P. Ahrens D/B/A Ez Cad Designs
4871 Benecia Lane - Dumfries VA, 22025*

DESCRIPTION OF CORPORATION: (check one statement)

- There are 10 or less shareholders, and all of the shareholders are listed below.
- There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
- There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

(Sole proprietorship)

NAMES OF SHAREHOLDERS: (enter first name, middle initial, and last name)

(check if applicable) There is more corporation information and Par. 1(b) is continued on a "Special Permit/Variance Attachment 1(b)" form.

*** All listings which include partnerships, corporations, or trusts, to include the names of beneficiaries, must be broken down successively until (a) only individual persons are listed or (b) the listing for a corporation having more than 10 shareholders has no shareholder owning 10% or more of any class of stock. *In the case of an APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land that is a partnership, corporation, or trust, such successive breakdown must include a listing and further breakdown of all of its partners, of its shareholders as required above, and of beneficiaries of any trusts. Such successive breakdown must also include breakdowns of any partnership, corporation, or trust owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER or LESSEE* of the land. Limited liability companies and real estate investment trusts and their equivalents are treated as corporations, with members being deemed the equivalent of shareholders; managing members shall also be listed.* Use footnote numbers to designate partnerships or corporations, which have further listings on an attachment page, and reference the same footnote numbers on the attachment page.

Application No.(s): _____
(county-assigned application number(s), to be entered by County Staff)

Page Three

SPECIAL PERMIT/VARIANCE AFFIDAVIT

DATE: 5/17/11
(enter date affidavit is notarized)

112006

1(c). The following constitutes a listing*** of all of the **PARTNERS**, both **GENERAL** and **LIMITED**, in any partnership disclosed in this affidavit:

PARTNERSHIP INFORMATION

PARTNERSHIP NAME & ADDRESS: (enter complete name, number, street, city, state, and zip code)

(check if applicable) The above-listed partnership has no limited partners.

NAMES AND TITLE OF THE PARTNERS (enter first name, middle initial, last name, and title, e.g. **General Partner, Limited Partner, or General and Limited Partner**)

(check if applicable) There is more partnership information and Par. 1(c) is continued on a "Special Permit/Variance Attachment to Par. 1(c)" form.

*** All listings which include partnerships, corporations, or trusts, to include the names of beneficiaries, must be broken down successively until: (a) only individual persons are listed or (b) the listing for a corporation having more than 10 shareholders has no shareholder owning 10% or more of any class of stock. *In the case of an APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land that is a partnership, corporation, or trust, such successive breakdown must include a listing and further breakdown of all of its partners, of its shareholders as required above, and of beneficiaries of any trusts. Such successive breakdown must also include breakdowns of any partnership, corporation, or trust owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land. Limited liability companies and real estate investment trusts and their equivalents are treated as corporations, with members being deemed the equivalent of shareholders; managing members shall also be listed.* Use footnote numbers to designate partnerships or corporations, which have further listings on an attachment page, and reference the same footnote numbers on the attachment page.

Application No.(s): _____
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1(d). One of the following boxes **must** be checked:

In addition to the names listed in Paragraphs 1(a), 1(b), and 1(c) above, the following is a listing of any and all other individuals who own in the aggregate (directly and as a shareholder, partner, and beneficiary of a trust) 10% or more of the **APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE*** of the land:

Other than the names listed in Paragraphs 1(a), 1(b), and 1(c) above, no individual owns in the aggregate (directly and as a shareholder, partner, and beneficiary of a trust) 10% or more of the **APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE*** of the land.

2. That no member of the Fairfax County Board of Zoning Appeals, Planning Commission, or any member of his or her immediate household owns or has any financial interest in the subject land either individually, by ownership of stock in a corporation owning such land, or through an interest in a partnership owning such land.

EXCEPT AS FOLLOWS: (NOTE: If answer is none, enter "NONE" on the line below.)

None

(check if applicable) There are more interests to be listed and Par. 2 is continued on a "Special Permit/Variance Attachment to Par. 2" form.

Application No.(s): _____

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SPECIAL PERMIT/VARIANCE AFFIDAVIT

DATE: 5/17/2011
(enter date affidavit is notarized)

112 006

3. That within the twelve-month period prior to the public hearing of this application, no member of the Fairfax County Board of Zoning Appeals, Planning Commission, or any member of his or her immediate household, either directly or by way of partnership in which any of them is a partner, employee, agent, or attorney, or through a partner of any of them, or through a corporation in which any of them is an officer, director, employee, agent, or attorney or holds 10% or more of the outstanding bonds or shares of stock of a particular class, has, or has had any business or financial relationship, other than any ordinary depositor or customer relationship with or by a retail establishment, public utility, or bank, including any gift or donation having a value of more than \$100, singularly or in the aggregate, with any of those listed in Par. 1 above.

EXCEPT AS FOLLOWS: (NOTE: If answer is none, enter "NONE" on line below.)

None

(NOTE: Business or financial relationships of the type described in this paragraph that arise after the filing of this application and before each public hearing must be disclosed prior to the public hearings. See Par. 4 below.)

(check if applicable) [] There are more disclosures to be listed and Par. 3 is continued on a "Special Permit/Variance Attachment to Par. 3" form.

4. That the information contained in this affidavit is complete, that all partnerships, corporations, and trusts owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land have been listed and broken down, and that prior to each and every public hearing on this matter, I will reexamine this affidavit and provide any changed or supplemental information, including business or financial relationships of the type described in Paragraph 3 above, that arise on or after the date of this application.

WITNESS the following signature:

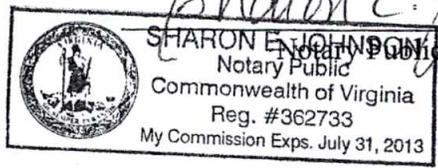
(check one)

Schuyler P. Ahrens
[] Applicant [X] Applicant's Authorized Agent

Schuyler P. Ahrens (Agent)
(type or print first name, middle initial, last name, and title of signee)

Subscribed and sworn to before me this 17 day of MAY 2011, in the State/Comm. of VIRGINIA, County/City of FAIRFAX.

My commission expires: July 31, 2013

Sharon E. Johnson


Statement of Justification

APPENDIX 3

Department of Planning & Zoning

OCT 05 2011

Zoning Evaluation Division

**Re: Robert F. & Arlene E. Norrell
7121 Bridgeport Ct.
Springfield VA, 22153
Proposed Carport Enclosure
Into A Garage**

2. Such reduction shall not result in the placement of a detached accessory structure in a front yard where the placement of such accessory structure is not otherwise permitted in that yard.
3. This special permit shall only apply to the proposed single story- garage addition- encroaching into the side lot property line- in an R-3C zone within 5.6' feet, and a total combined side setback of 16.3' feet .
4. The resulting gross floor area of an addition to an existing principal structure may be up to 150 percent of the total gross floor area of the principal structure that existed at the time of the first expansion request. The resulting gross floor area of any subsequent addition is limited to 150 percent of the gross floor area of the dwelling that existed at the time of the first expansion request, regardless of whether such addition complies with the minimum yard requirements or is the subject of a subsequent yard reduction special permit. If a portion of a single family detached dwelling is to be removed, no more than fifty (50) percent of the gross floor area of the existing dwelling at the time of the first yard reduction shall be removed. Notwithstanding the definition of gross floor area, as set forth in this 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. The existing house is 1,016 SQ. Feet and the existing attached shed is 182 SQ. Feet, totaling an existing floor area of 1,198 SQ. Feet. The proposed floor area of the garage is 487 SQ. Feet, thus giving a total proposed floor area of 1,685 SQ. Feet. The total percentage increase will be 41% percent
5. The resulting gross floor area of an existing accessory structure and any addition to it shall be clearly subordinate in purpose, scale, use and intent to the principal structure on the site. The proposed floor area ratio to the existing dwelling is at 16% percent.
6. The proposed development will be in character with the existing on-site development in terms of the location, height, bulk and scale of the existing structure(s) on the lot. The proposed garage would merely be the enclosing of the existing carport that was built during the construction of the existing house. The garage is to be built of wood on the existing foundation and the existing roof is to remain, and the walls are to be finished with vinyl siding and trim, similar in color and style of the existing house's façade. And as you can see from the plat, the existing rear of the carport has a storage structure attached at the rear, thus making this carport essentially already a third enclosed.

7. The proposed development is harmonious with the surrounding off-site uses and structures in terms of location, height, bulk and scale of surrounding structures, topography, existing vegetation and the preservation of the significant trees as determined by the Director. Other neighbors in the community, also have similar garages of similar style and size. No trees or vegetation will be damaged or removed through this process.
8. The proposed development shall not adversely impact the use and/or enjoyment of any adjacent property with regard to issues such as noise, light, air, safety, erosion and storm water runoff. Because the structure is basically 75% complete of what a standard two car garage needs to be, there would be little difference made in regards to the impact on neighboring properties. Also, we have obtained the support of all the adjacent neighbors and have submitted this support to the BZA.
9. The proposed reduction represents the minimum amount of reduction necessary to accommodate the proposed structure on the lot. Specific factors to be considered include, but are not limited to, the layout of the existing structure; availability of alternate locations for the addition; orientation of the structure(s) on the lot; shape of the lot and the associated yard designations on the lot; environmental characteristics of the site, including presence of steep slopes, floodplains and/or Resource Protection Areas; preservation of existing vegetation and significant trees as determined by the Director; location of a well and/or septic field; location of easements; and/or preservation of historic resources. The carport that is to be enclosed is existing and would not be able to be relocated to any other location. We are basically requesting to just put up on side wall and a front wall with a garage door, in hopes to complete this garage
10. No hazardous or toxic substances will be generated, utilized, stored, treated, and/or disposed of at this residence and the size and contents of any existing or proposed storage tanks or containers.
11. Such reduction will not impair the purpose and intent of this ordinance and will conform to the provisions of all applicable ordinances, regulations and adopted standards or, if any waiver, exception or variance is sought by the applicant, such shall be specifically noted with the justification for such modification.

8-006 General Standards

In addition to the specific standards set forth hereinafter with regard to particular special permit uses, all special permit uses shall satisfy the following general standards:

1. The proposed use at the specified location shall be in harmony with the adopted comprehensive plan.
2. The proposed use shall be in harmony with the general purpose and intent of the applicable zoning district regulations.
3. The proposed use shall be such that it will be harmonious with and will not adversely affect the use or development of neighboring properties in accordance with the applicable zoning district regulations and the adopted comprehensive plan. The location, size and height of buildings, structures, walls and fences, and the nature and extent of screening, buffering and landscaping shall be such that the use will not hinder or discourage the appropriate development and use of adjacent or nearby land and/or buildings or impair the value thereof.
4. The proposed use shall be such that pedestrian and vehicular traffic associated with such use will not be hazardous or conflict with the existing and anticipated traffic in the neighborhood.
5. In addition to the standards which may be set forth in this Article for a particular group or use, the BZA shall require landscaping and screening in accordance with the provisions of Article 13.
6. Open space shall be provided in an amount equivalent to that specified for the zoning district in which the proposed use is located.
7. Adequate utility, drainage, parking, loading and other necessary facilities to serve the proposed use shall be provided. Parking and loading requirements shall be in accordance with the provisions of Article 11.
8. Signs shall be regulated by the provisions of Article 12; however, the BZA, under the authority presented in Sect. 007 below, may impose more strict requirements for a given use than those set forth in this Ordinance.

8-903 Standards for All Group 9 Uses

In addition to the general standards set forth in Sect. 006 above, all Group 9 special permit uses shall satisfy the following standards:

1. All uses shall comply with the lot size and bulk regulations of the zoning district in which located, except as may be qualified below.
2. All uses shall comply with the performance standards specified for the zoning district in which located.
3. Before establishment, all uses, including modifications or alterations to existing uses, shall be subject to the provisions of Article 17, Site Plans, or other appropriate submission as determined by the Director.

8-922 Provisions for Reduction of Certain Yard Requirements

The BZA may approve a special permit to allow a reduction of certain yard requirements subject to all of the following:

1. Only the following yard requirements shall be subject to such special permit:
 - A. Minimum required yards, as specified in the residential, commercial, industrial and planned development districts in Articles 3, 4, 5 and 6, provided such yards are not subject to proffered conditions or development conditions related to yards and/or such yards are not depicted on an approved conceptual development plan, final development plan, development plan, special exception plat, special permit plat or variance plat.
 - B. Yard regulations for pipestem lots and lots contiguous to pipestem driveways set forth in Sect. 2-416.
 - C. Accessory structure location requirements set forth in Sect. 10-104.
 - D. Regulations on permitted extensions into a minimum required yard as set forth in Sect. 2-412.

Approval of a reduction of yard requirements specified in Paragraphs A, B and C above shall not result in any yard that is less than fifty (50) percent of the requirement and shall not result in any yard of less than five (5) feet, as measured from the lot line to the closest point of the proposed structure.

Approval of a reduction of yard requirements specified in Par. D above shall not result in an extension that exceeds the applicable distances set forth in Sect. 2-412 by more than fifty (50) percent. Where no extension is permitted by the provisions of Sect. 2-412, the BZA shall not approve a special permit that results in a structure that extends into a minimum required yard by more than fifty (50) percent.

2. Such reduction shall not result in the placement of a detached accessory structure in a front yard where the placement of such accessory structure is not otherwise permitted in that yard.

3. This special permit shall only apply to those lots that contain a principal structure and use that complied with the minimum yard requirements in effect when the use or structure was established.
4. The resulting gross floor area of an addition to an existing principal structure may be up to 150 percent of the total gross floor area of the principal structure that existed at the time of the first yard reduction request. In such instance, if a portion of the principal structure is to be removed, no more than fifty (50) percent of the gross floor area of the existing principal structure at the time of the first yard reduction shall be removed.
5. The resulting gross floor area of an existing accessory structure and any addition to it shall be clearly subordinate in purpose, scale, use and intent to the principal structure on the site.
6. The BZA shall determine that the proposed development will be in character with the existing on-site development in terms of the location, height, bulk and scale of the existing structure(s) on the lot.
7. The BZA shall determine that the proposed development is harmonious with the surrounding off-site uses and structures in terms of location, height, bulk and scale of surrounding structures, topography, existing vegetation and the preservation of significant trees as determined by the Director.
8. The BZA shall determine that the proposed development shall not adversely impact the use and/or enjoyment of any adjacent property with regard to issues such as noise, light, air, safety, erosion, and stormwater runoff.
9. The BZA shall determine that the proposed reduction represents the minimum amount of reduction necessary to accommodate the proposed structure on the lot. Specific factors to be considered include, but are not limited to, the layout of the existing structure; availability of alternate locations for the addition; orientation of the structure(s) on the lot; shape of the lot and the associated yard designations on the lot; environmental characteristics of the site, including presence of steep slopes, floodplains and/or Resource Protection Areas; preservation of existing vegetation and significant trees as determined by the Director; location of a well and/or septic

field; location of easements; and/or preservation of historic resources.

10. The BZA may impose such conditions as it deems necessary to satisfy these criteria, including, but not limited to imposition of a maximum gross floor area, floor area ratio, lot coverage, landscaping and/or screening requirements.
11. Notwithstanding Par. 2 of Sect. 011 above, all applications shall be accompanied by fifteen (15) copies of a plat and such plat shall be presented on a sheet having a maximum size of 24" x 36", and one 8 ½" x 11" reduction of the plat. Such plat shall be drawn to a designated scale of not less than one inch equals fifty feet (1" = 50'), unless a smaller scale is required to accommodate the development. Such plat shall be certified by a professional engineer, land surveyor, architect, or landscape architect licensed by the State of Virginia. Such plat shall contain the following information:
 - A. Boundaries of entire property, with bearings and distances of the perimeter property lines, and of each zoning district.
 - B. Total area of the property and of each zoning district in square feet or acres.
 - C. Scale and north arrow, with north, to the extent feasible, oriented to the top of the plat and on all supporting graphics.
 - D. The location, dimension and height of any building, structure or addition, whether existing or proposed. In addition, for decks, the height of the finished floor above finished ground level.
 - E. All required minimum yards to include front, side and rear, a graphic depiction of the angle of bulk plane, if applicable, and the distances from all existing and proposed structures to lot lines.
 - F. Means of ingress and egress to the property from a public street(s).
 - G. For nonresidential uses, the location of parking spaces, indicating minimum distance from the nearest property line(s).

- H. If applicable, the location of a well and/or septic field.
 - I. Existing and proposed gross floor area and floor area ratio.
 - J. Location of all existing utility easements having a width of twenty-five (25) feet or more, and all major underground utility easements regardless of width.
 - K. The location, type and height of any existing and proposed landscaping and screening.
 - L. Approximate delineation of any floodplain designated by the Federal Insurance Administration, United States Geological Survey, or Fairfax County, the delineation of any Resource Protection Area and Resource Management Area, and the approximate delineation of any environmental quality corridor as defined in the adopted comprehensive plan, and, if applicable, the distance of any existing and proposed structures from the floodplain, Resource Protection Area and Resource Management Area, or environmental quality corridor.
 - M. Seal and signature of professional person certifying the plat.
12. Architectural depictions of the proposed structure(s) as viewed from all lot lines and street lines to include building materials, roof type, window treatment and any associated landscaping and/or screening shall be provided.