



FAIRFAX COUNTY

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**OFFICE OF THE CLERK
BOARD OF SUPERVISORS**
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Fairfax, Virginia 22035-0072

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March 8, 2002

Stephen K. Fox, Esquire
10511 Judicial Drive - Suite 112
Fairfax, Virginia 22030

RE: Rezoning Application Number RZ 2001-SU-034
(Concurrent with RZ 2001-SU-035)

Dear Mr. Fox:

(NOTE: At the January 7, 2002, meeting the Board deferred the public hearing on this item until January 28, 2002.)

Enclosed you will find a copy of an Ordinance adopted by the Board of Supervisors at a regular meeting held on January 28, 2002, granting Rezoning Application Number RZ 2001-SU-034 in the name of Madison Homes, Incorporated to rezone certain property in the Sully District from the R-1 District and Water Supply Protection Overlay District to the R-5 District and Water Supply Protection Overlay District, located on the west side of Rugby Road and south of the Fairfax County Parkway, Tax Map 45-2 ((2)) 17, subject to the proffers dated December 11, 2001, consisting of approximately 1.93 acres.

The Board also:

- Waived the minimum district size for Rezoning Application RZ 2001-SU-035.
- Modified the transitional screening and waived the barrier requirement on all sides of Rezoning Applications RZ 2001-SU-034 and RZ 2001-SU-035 both in favor of that shown on the Generalized Development Plan.

Sincerely,

Nancy Vehrs
Clerk to the Board of Supervisors

RZ 2001-SU-034
March 8, 2002

- 2 -

cc: Chairman Katherine K. Hanley
Supervisor Sully District
Janet Coldsmith, Director, Real Estate Div., Dept. of Tax Administration
Michael R. Congleton, Deputy Zoning Administrator
Barbara A. Byron, Director, Zoning Evaluation Div., DPZ
Thomas Conry, Dept. Mgr. - GIS - Mapping/Overlay
Angela K. Rodeheaver, Section Chief, Trnsprt'n. Planning Div.,
Charles Strunk, Project Planning Section, Dept. of Transportation
Michelle Brickner, Deputy Director, DPWES
Kenny King, Proffer Administrator, Plans & Document Control, OSDS, DPWES
Frank Edwards, Department of Highways - VDOT
Land Acqu. & Planning Div., Park Authority
District Planning Commissioner
James Patteson, Director, Facilities Mgmt. Div., DPWES

RECEIVED
OFFICE OF COMPREHENSIVE PLANNING
MAR 18 2002
ZONING EVALUATION DIVISION

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 28th day of January, 2002, the following ordinance was adopted:

AN ORDINANCE AMENDING THE ZONING ORDINANCE
PROPOSAL NUMBER RZ 2001-SU-034
(CONCURRENT WITH RZ 2001-SU-035)

WHEREAS, Madison Homes, Incorporated filed in the proper form an application requesting the zoning of a certain parcel of land herein after described, from the R-1 District and Water Supply Protection Overlay District to the R-5 District and Water Supply Protection Overlay District, 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

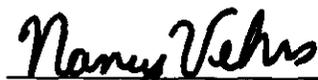
WHEREAS, this Board has today held a duly called public hearing and after due consideration of the reports, recommendation, testimony and facts pertinent to the proposed amendment, the Board is of the opinion that the Ordinance should be amended,

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 R-5 District and Water Supply Protection Overlay District, and said property is subject to the use regulations of said R-5 District and Water Supply Protection Overlay 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 28th day of January, 2002.



Nancy Veirs

Clerk to the Board of Supervisors