



691-4274

COMMONWEALTH OF VIRGINIA
COUNTY OF FAIRFAX

Office of Comprehensive Planning
Zoning Administration Division
10555 Main Street
Fairfax, Virginia 22030

September 5, 1980.



RS 70-P-104
Amend. F.6

Russell S. Rosenberger, Jr., Esquire
Bettius, Rosenberger and Carter, P. C.
Suite 403
9401 Lee Highway
Fairfax, Virginia 22031

Re: Oakton Village, Section Three
Providence District
Fairfax County, Virginia

Dear Mr. ^{Russ}Rosenberger:

This is in response to your letter dated August 19, 1980 requesting a determination on the grandfathered status of a revised preliminary plan submitted on the subject townhouse development.

Based upon a review of the facts as represented in your letter and a cursory review of the original and revised preliminary plans, it is my determination that your client does enjoy a grandfathered status "for the features shown thereon under prior ordinance and manual provisions". A review of Exhibit A indicates approximately nineteen (19) units located within 200 feet of the right-of-way of Interstate 66. Consequently, it is my determination that any revised plan must contain no more than a like number within the same area.

I would further note that my cursory review of the revised preliminary plan, submitted as Exhibit B, questioned whether the revised plan satisfied all of the conditions proffered at the time of rezoning. Your attention is directed to this concern.

I trust I have adequately responded to your question, although undoubtedly not with the answer you desired. Should you need elaboration, however, or have additional questions, please give me a call.

Sincerely yours,

Philip G. Yates
Zoning Administrator

PGY/cbs

cc: ✓ Sidney R. Steele, Chief
Zoning Evaluation Branch, OCP
Oscar S. Hendrickson, Chief
Site Review Branch, DEM