



FAIRFAX COUNTY

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**OFFICE OF THE CLERK
BOARD OF SUPERVISORS**
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V I R G I N I A

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October 8, 2003

Gregory A. Riegler, Esquire
McGuire, Woods, LLC
1750 Tysons Boulevard, Suite 1800
McLean, Virginia 22102-4215

RE: Rezoning Application Number RZ 2003-PR-014
(Concurrent with PCA 2002-PR-008)

Dear Mr. Riegler:

Enclosed you will find a copy of an Ordinance adopted by the Board of Supervisors at a regular meeting held on September 15, 2003, granting Rezoning Application Number RZ 2003-PR-014 in the name of Briarwood Trace Associates, L.L.C. to rezone certain property in the Providence District from the R-1 District and Highway Corridor Overlay District to the PDH-5 District and Highway Corridor Overlay District, located on the east side of Nutley Street, south of I-66, north and south sides of Hideaway Road, Tax Map 48-2 ((7)) (34) 7, subject to the proffers dated August 19, 2003, and waiver of the minimum district size requirement of two acres for a PDH District for Rezoning Application RZ 2003-PR-014, consisting of approximately 10,197 square feet of land.

The Conceptual Development Plan was approved; the Planning Commission having previously approved Final Development Plan FDP 2003-PR-014 on July 24, 2003, subject to the Board's approval of RZ 2003-PR-014.

Sincerely,

Patti M. Hicks
Deputy Clerk to the Board of Supervisors

PMH/ns

RZ 2003-PR-014

October 8, 2003

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cc: Chairman Katherine K. Hanley
Supervisor Connolly, Providence District
Janet Coldsmith, Director, Real Estate Div., Dept. of Tax Administration
Michael R. Congleton, Deputy Zoning Enforcement Branch
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
Department of Highways - VDOT
Joyce Evans, Land Acqu. & Planning Div., Park Authority
District Planning Commissioner
James Patteson, Director, Facilities Mgmt. Div., DPWES
Barbara J. Lippa, Executive Director, Planning Commission
Gary Chevalier, Office of Capital Facilities, Fairfax County Public Schools

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 15th day of September, 2003, the following ordinance was adopted:

AN ORDINANCE AMENDING THE ZONING ORDINANCE
PROPOSAL NUMBER RZ 2003-PR-014
(CONCURRENT WITH PCA 2002-PR-008)

WHEREAS, Briarwood Trace Associates, L.L.C. filed in the proper form an application requesting the zoning of a certain parcel of land herein after described, from the R-1 and Highway Corridor Overlay District to the PDH-5 District and Highway Corridor 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 Providence District, and more particularly described as follows (see attached legal description):

Be, and hereby is, zoned to the PDH-5 District and Highway Corridor Overlay District, and said property is subject to the use regulations of said PDH-5 District and Highway Corridor 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 15th day of September, 2003.



Patti M. Hicks

Deputy Clerk to the Board of Supervisors