



# County of Fairfax, Virginia

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## 2015 Planning Commission

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*Executive Director*

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*Assistant Director*

**John W. Cooper**  
*Clerk to the Commission*

April 17, 2015

David Vogt  
Case Design Remodeling Inc.  
4701 Sangamore Road, Suite N-40  
Bethesda, MD 20816

**Re: SE 2014-MV-071 – BARRY MAGLAUGHLIN/CATHERINE POWELL  
Mount Vernon District**

Dear Mr. Vogt:

At its April 16, 2015 meeting, the Planning Commission voted 8-0 (Commissioners Lawrence, Litzenberger, Sargeant, and Strandlie were absent from the meeting) to **RECOMMEND APPROVAL** on the above-referenced application. A copy of the verbatim transcript is attached.

This letter serves as a record of the Planning Commission's recommendation to the Board of Supervisors and not as the final approval. The application is still subject to final decision by the Board of Supervisors.

This action does not constitute exemption from the various requirements of this county and state. The applicant is responsible for ascertaining if permits are required and obtaining the necessary permits such as Building Permits, Residential Use Permits and Non-Residential Use Permits. Information concerning building permits may be obtained by calling 703-222-0801.

Sincerely,

Jill G. Cooper, AICP  
Executive Director

cc: Gerald Hyland, Supervisor, Mount Vernon District  
Earl Flanagan, Planning Commissioner, Mount Vernon District  
Catherine A. Chianese, Assistant County Executive, Clerk to the Board of Supervisors, County Executive Office  
Carmen Bishop, Staff Coordinator, ZED, DPZ  
Robert Harrison, ZED, DPZ  
April 16, 2015 date file



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Planning Commission Meeting  
April 16, 2015  
Verbatim Excerpt

SE 2014-MV-071 – BARRY MAGLAUGHIN/CATHERINE POWELL

After Close of the Public Hearing

Chairman Murphy: Public hearing is closed – Mr. Flanagan.

Commissioner Flanagan: First of all, I'd like to – the public hearing is closed, but I would like to note that the – both the New Alexandria Homeowners Association – unanimously support this application – as does the Planning and Zoning Committee of the Mount Vernon Council and the Board of Directors of the council. The council doesn't meet, itself, until later – until after this hearing. So consequently, I'm going to – I think you all received in an email with the resolution that was – is pending before the council. And I think that's enough for us to go ahead and support this application. Let's see – do I need to have him once again come forward and –

Chairman Murphy: Yes, please come forward.

Commissioner Flanagan: -confirm that they're in agreement with the proposed conditions?

Chairman Murphy: Now do I understand correctly what we were talking about before – are you going to come up with a development condition before Board time? But that's not part of the application now so can you reaffirm your support or affirm your support for the development conditions that are going to be in the staff report and that you understand them? And part of that – those development conditions will be one you haven't even seen yet? I don't know whether we can do this or not, quite frankly.

David Vogt, Applicant's Agent, Case Design Remodeling Inc.: I think – with the discussion that Mr. Flanagan and I had had that we are on the right direction – that I could affirm that that would be acceptable as – if the front door can remain as a weather stripping issue.

Chairman Murphy: The right direction doesn't mean you understand and then you agree with it.

Mr. Vogt: Well again, if we don't have the solution, it's hard to agree to that. I can understand it. But with Mr. Flanagan's and I's conversation prior to the meeting, we were headed in the right direction to an agreement.

Chairman Murphy: Okay. I'm not trying to be difficult, just legally correct. This is a new rule for us.

Mr. Vogt: I know. Yes, and it's something that I – you know, I don't how to answer if I don't know what the solution is. So it's – it's investigate the solution that we, kind of, previously discussed.

Chairman Murphy: Okay.

Commissioner Hart: Mr. Chairman?

Chairman Murphy: Mr. Hart.

Commissioner Hart: Yes, thank you. Mr. Vogt, just – forgetting the weather stripping of the door for a minute – the other conditions – have you – has your client read the other development conditions?

Mr. Vogt: Yes, we've discussed-

Commissioner Hart: Are they in agreement with those?

Mr. Vogt: -the fence and the trees and – yes.

Chairman Murphy: Okay.

Commissioner Hart: That – that's good.

Commissioner Flanagan: That's actually – and I appreciate your pointing that out.

Chairman Murphy: Just to make sure, yeah.

Commissioner Flanagan: Yes, I appreciate you pointing that out. And based upon that, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF SE 2014-MV-071, SUBJECT TO CONDITIONS DATED MARCH 31, 2015.

Commissioner Hedetniemi: Second.

Chairman Murphy: Seconded by Ms. Hedetniemi. Is there a discussion of the motion? All those in favor of the motion to recommend to the Board of Supervisors that it approve SE 2014-MV-071, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Flanagan: Thank you.

Chairman Murphy: That it?

Commissioner Flanagan: That's it.

Chairman Murphy: Thank you very much.

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(The motion carried by a vote of 8-0. Commissioners Lawrence, Litzenberger, Sargeant, and Strandlie were absent from the meeting.)

JLC