



County of Fairfax, Virginia

To protect and enrich the quality of life for the people, neighborhoods and diverse communities of Fairfax County

March 12, 2013

CERTIFIED MAIL, RETURN RECEIPT REQUESTED # 70080150000046468715

Stuart Mendelsohn
1600 Tysons Boulevard Suite 700
McLean, VA 22102
Re: RZ 2010-DR-016 / FDP 2010-DR-016

Dear Mr. Mendelsohn:

Reference is made to my letter dated February 01, 2013 notifying you of the intent of this office to dismiss the referenced application due to failure to prosecute the application.

The purpose of this letter is to notify you that, in my capacity as the duly authorized agent of the Zoning Administrator, the referenced application is hereby dismissed under the provisions of Section 18-209 of the Fairfax County Zoning Ordinance.

If you have any questions regarding this matter, please contact Bill Mayland at (703) 324-1290.

Sincerely,

Barbara C. Berlin, AICP, Director
Zoning Evaluation Division

cc: John W. Foust, Supervisor, Dranesville District
Jay Donahue, Planning Commissioner, Dranesville District
Elm Street Residential LLC, 4445 Willard Ave STE 400, Chevy Chase, MD 20815
Diane Johnson-Quinn, Deputy Zoning Administrator, ZAD, DPZ
Barbara Lippa, Executive Director, Planning Commission
Shahana Khan, Spatial Analyst, DIT-GIS
Robert Harrison, Administrative Assistant, ZED, DPZ
File: RZ 2010-DR-016 / FDP 2010-DR-016



County of Fairfax, Virginia

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February 01, 2013

CERTIFIED MAIL, RETURN RECEIPT REQUESTED # 70090960000111218434

Stuart Mendelsohn
1600 Tysons Boulevard Suite 700
McLean, VA 22102
Re: RZ 2010-DR-016 / FDP 2010-DR-106

Dear Mr. Mendelsohn:

The referenced Rezoning Application was deferred indefinitely on August 31, 2011. Since that date, no additional action to prosecute the application has occurred.

Section 18-209 of the Fairfax County Zoning Ordinance states that if an applicant neglects to prosecute an application, the Zoning Administrator may, not less than fifteen (15) days after notice of intention to do so, declare an application dismissed. This Section further states that notice by certified mail to the applicant at the last known address is deemed to be adequate notice. The Zoning Ordinance also states that if the application is dismissed, there shall be no refund of the filing fee.

As the duly authorized agent of the Zoning Administrator, you are hereby notified by this certified letter of my intent to dismiss this application, unless you respond in writing within twenty (20) days of the date of this letter stating your intent to pursue this application. Failure to respond within this time frame will result in RZ 2010-DR-016/FDP 2010-DR-016 being dismissed as of February 22, 2013.

Should you decide to reactivate the application, the application must be diligently prosecuted. If you have any questions, please contact Bill Mayland at (703) 324-1290.

Sincerely,

Barbara C. Berlin, AICP, Director
Zoning Evaluation Division

cc: John W. Foust, Supervisor, Dranesville District
Jay Donahue, Planning Commissioner, Dranesville District
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File: RZ 2010-DR-016/FDP 2010-DR-016

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