



County of Fairfax, Virginia

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

September 29, 2015

CERTIFIED MAIL, RETURN RECEIPT REQUESTED # 70150640000797406354

Nelson Figueroa-Velez
Jackson & Campbell, P.C.
1120 NW 20th Street Suite 301
Washington, DC 20036
Re: SE 2011-MA-014

Dear Mr. Figueroa-Velez:

Reference is made to my letter dated July 24, 2015 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 Kris Abrahamson at (703) 324-1290.

Sincerely,

Barbara C. Berlin, AICP, Director
Zoning Evaluation Division

cc: Penelope A. Gross, Supervisor, Mason District
Julie M. Standlie, Planning Commissioner, Mason District
City Switch LLC, T-Mobile Northeast LLC, Norfolk Southern RA, 1200 Peachtree St, Atlanta GA 22312
Diane Johnson-Quinn, Deputy Zoning Administrator, ZAD, DPZ
Jill G. Cooper, Executive Director, Planning Commission
Shahana Khan, Spatial Analyst, DIT-GIS
Robert Harrison, Administrative Assistant, ZED, DPZ
File: SE 2011-MA-014

Department of Planning and Zoning
Zoning Evaluation Division
12055 Government Center Parkway, Suite 801
Fairfax, Virginia 22035-5509
Phone 703 324-1290
FAX 703 324-3924
www.fairfaxcounty.gov/dpz/





County of Fairfax, Virginia

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

July 24, 2015

CERTIFIED MAIL, RETURN RECEIPT REQUESTED # 70150640000797406347

Nelson Figueroa-Velez
Jackson & Campbell, P.C.
1120 NW 20th Street Suite 301
Washington, DC 20036
Re: SE 2011-MA-014

Dear Mr. Figueroa-Velez:

The referenced Special Exception Application was deferred indefinitely on February 14, 2014. 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 SE 2011-MA-014 being dismissed as of August 14, 2015.

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

Sincerely,

Regina C. Coyle, Assistant Director
Zoning Evaluation Division

cc: Penelope A. Gross, Supervisor, Mason District
Julie M. Standlie, Planning Commissioner, Mason District
City Switch LLC, T-Mobile Northeast LLC, Norfolk Southern RA, 1200 Peachtree St, Atlanta GA 22312
Diane Johnson-Quinn, Deputy Zoning Administrator, ZAD, DPZ
Jill G. Cooper, Executive Director, Planning Commission
Robert Harrison, Administrative Assistant, ZED, DPZ
File: SE 2011-MA-014



RZ / SE APPLICATION RESCHEDULING / DEFERRAL REQUEST FORM

DATE:	October 01, 2015	APPLICATION NUMBER:	SE 2011-MA-014
STAFF COORDINATOR:	Brent Krasner rharr3	CURRENT PC DATE:	CURRENT BOS DATE:
RESCHEDULING, DEFERRAL, WITHDRAWAL & REACTIVATION:			
		Select One...	From indef. To DISMISSAL effective 9/29/2015; applicant neglected to pursue in accordance with ZO 18-209.
REASON FOR DEFERRAL?	APPLICANT REQUEST: (Enter Date & Attach Request Letter)		
	PLANNING COMMISSION MOTION: (Enter Date & Attach PC Action Summary Sheet)		
	AFFIDAVIT ISSUE: (Enter Date & Attach Email from Jo Ellen Groves)		
	ADMINISTRATIVE DEFERRAL BY STAFF: (Enter Date & Attach Correspondence)		
	OTHER: (Enter Date & Attach Correspondence)		
DATE DEFERRAL/WITHDRAWAL/REACTIVATE LETTER RECEIVED BY DPZ:			
APPLICATION ACCEPTANCE DATE:			
IS ZONING CASE EXPEDITED? <input type="checkbox"/> Yes / <input type="checkbox"/> No		DOES BOS DATE NEED TO BE RESCHEDULED / SCHEDULED? <input type="checkbox"/> Yes / <input type="checkbox"/> No	
PREFERRED PC DATE		PREFERRED BOS DATE	
FIRST CHOICE	SECOND CHOICE		
PRE-STAFFING / STAFFING SCHEDULE		REACTIVATION	
EXISTING DATE CHANGE? (CONTACT HARRY) <input type="checkbox"/> Yes / <input type="checkbox"/> No		IF REACTIVATED? (CONTACT MICHELLE) <input type="checkbox"/> Yes / <input checked="" type="checkbox"/> No	
FOR USE BY MICHELLE ONLY			
CONFIRMED BY PC OFFICE: <input type="checkbox"/> Yes / <input type="checkbox"/> No			

Cc:

Barbara Berlin	Regina Coyle	Michelle Cabero
Kris Abrahamson	Terry Heath	Robert (Harry) Harrison
Bill Mayland	Domenic Scavuzzo	Jo Ellen Groves - CAO
Cathy Lewis	Debbie Pemberton (Withdrawal only)	Requesting Staff Coordinator

ATTACH COPY OF APPLICANT'S REQUEST LETTER