



# County of Fairfax, Virginia

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

RECEIVED  
Department of Planning & Zoning

Zoning Evaluation Division

February 17, 2016

Andrew Painter  
Walsh, Colucci, Lubeley & Walsh, P.C.  
2200 Clarendon Boulevard, Ste. 1300  
Arlington, VA 22201

Re: Special Exception Application SE 2014-PR-018  
(Concurrent with Rezoning Application RZ 2015-PR-016)

Dear Mr. Painter:

At a regular meeting of the Board of Supervisors held on February 16, 2016, the Board approved Special Exception Application SE 2014-PR-018 in the name of Beyer I Limited Liability Company. The subject property is located at 7113 and 7117 Shreve Road, on approximately 1.25 acres of land, zoned C-8 and I-5, HC in the Providence District [Tax Map 40-3 ((12)) 8A, 11, and 13]. The Board's action permits vehicle storage associated with vehicle sales, rental, and ancillary establishment, and a waiver of the minimum open space requirements, pursuant to Sections 4-804 and 9-612 of the Fairfax County Zoning Ordinance, by requiring conformance with the following development conditions:

1. This Special Exception is granted for and runs with the land indicated in this application and is not transferable to other land.
2. This Special Exception is granted only for the purpose(s), structure(s), and/or use(s) indicated on the Special Exception Plat approved with this application, as qualified by these development conditions.
3. A copy of this Special Exception and the Non-Residential Use Permit (Non-RUP) shall be posted in a conspicuous place on the property of the use and made available to all departments of the County of Fairfax during the hours of operation of the permitted use.

4. This Special Exception is subject to the provisions of Article 17, Site Plans, as may be determined by the Director, Department of Public Works and Environmental Services (DPWES). Any plan submitted pursuant to this Special Exception shall be in substantial conformance with the approved GDP/SE Plat entitled "7113 and 7117 Shreve Road," prepared by Walter L. Phillips, Inc., dated October 10, 2013, as revised through December 21, 2015, consisting of 8 sheets and these conditions. Minor modifications to the approved Special Exception may be permitted pursuant to Paragraph 4 of Section 9-004 of the Zoning Ordinance.
5. There shall be no outdoor storage of wrecked or inoperable vehicles on the site for a period exceeding 72 hours. Any spaces reserved for loading, parking, vehicle storage and vehicle display shall not be used for wrecked or inoperable vehicles, and all non-operating vehicles must be stored away from Shreve Road. All parking of inoperable vehicles shall be located in designated, paved parking spaces.
6. There shall be no outdoor storage or sales of materials on the site, with the exception of vehicles for sale (which may be parked in that area designated on the GDP/SE Plat as "Vehicle Storage").
7. All vehicular service and maintenance shall occur indoors. If such service occurs between the hours of 10:00 p.m. and 8:00 a.m., it shall be in a fully enclosed interior space with no windows or doors open.
8. Approximately 3,012 square feet of right-of-way as depicted on the SE Plat shall be dedicated to the Board of Supervisors, in fee simple, along Shreve Road. The area within 41.5 feet from the existing centerline of Shreve Road shall be reserved for future dedication of right-of-way along Shreve Road as depicted on the SE Plat. Any amount of the 41.5-foot reservation shall be conveyed to the Board of Supervisors, in fee simple on demand. All intensity/density attributable to land area dedicated from the Application Property as designated on GDP/SE Plat and/or conveyed at no cost to the Board or any other public entity pursuant to these conditions, or as may be required at site plan, shall be subject to the provisions of Paragraph 4 of Section 2-308 of the Zoning Ordinance and is hereby reserved to the Application Property.
9. All loading and unloading of vehicles on transport carriers shall be conducted on-site. Absolutely no loading and unloading of vehicles shall take place on Shreve Road.
10. A landscape plan shall be submitted in conjunction with the site plan submitted on the Application Property for the review and approval of UFMD. Plantings shall be installed in general conformance to the GDP/SE Plat and native species shall be incorporated to the extent feasible.

This approval, contingent on the above noted conditions, shall not relieve the applicant from compliance with the provisions of any applicable ordinances,

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regulations, or adopted standards. The applicant shall be responsible for obtaining the required Non-Residential Use Permit (Non-RUP) through established procedures, and this Special Exception shall not be valid until this has been accomplished.

Pursuant to Section 9-015 of the Zoning Ordinance, this Special Exception shall automatically expire, without notice, thirty (30) months after the date of approval unless a new (Non-RUP) has been issued to reflect this Special Exception. The Board of Supervisors may grant additional time to establish the use or to commence construction if a written request for additional time is filed with the Zoning Administrator prior to the date of expiration of the Special Exception. The request must specify the amount of additional time requested, the basis for the amount of time requested and an explanation of why additional time is required.

**The Board also:**

- Waived the minimum open space requirement in the C-8 District to five percent as shown on the General Development Plan/Special Exception (GDP/SE) Plat
- Modified the barrier requirements along a portion of Shreve Road to that shown the GDP/SE Plat
- Modified the peripheral parking lot landscaping requirement for all yards to that shown on the GDP/SE Plat

Sincerely,



Catherine A. Chianese  
Clerk to the Board of Supervisors

cc: Chairman Sharon Bulova

Supervisor Linda Smyth, Providence District

Tim Shirocky, Acting Director, Real Estate Division, Dept. of Tax Administration

Barbara C. Berlin, Director, Zoning Evaluation Division, DPZ

Diane Johnson-Quinn, Deputy Zoning Administrator, Dept. of Planning and Zoning

Thomas Conry, Dept. Manager, GIS, Mapping/Overlay

Michael Davis, Section Chief, Transportation Planning Division

Donald Stephens, Transportation Planning Division

Ken Williams, Plans & Document Control, ESRD, DPWES

Department of Highways-VDOT

Sandy Stallman, Park Planning Branch Manager, FCPA

Charlene Fuhrman-Schulz, Development Officer, DHCD/Design Development Division

Jill Cooper, Executive Director, Planning Commission

Karyn Moreland, Chief Capital Projects Sections, Dept. of Transportation



**COUNTY OF FAIRFAX**  
**Department of Planning and Zoning**  
**Zoning Evaluation Division**  
 12055 Government Center Parkway, Suite 801  
 Fairfax, VA 22035 (703) 324-1290, TTY 711  
[www.fairfaxcounty.gov/dpz/zoning/applications](http://www.fairfaxcounty.gov/dpz/zoning/applications)

**APPLICATION No:** SE 2014-PR-018  
 (Staff will assign)

RECEIVED  
 Department of Planning & Zoning

MAY 08 2014

**APPLICATION FOR A SPECIAL EXCEPTION** Zoning Evaluation Division  
 (PLEASE TYPE or PRINT IN BLACK INK)

<b>APPLICANT</b>	<b>NAME</b> Beyer I Limited Liability Company
	<b>MAILING ADDRESS</b> c/o Walsh Colucci Lubeley & Walsh P.C. 2200 Clarend Boulevard, Suite 1300 Arlington, Virginia 22201
	<b>PHONE HOME</b> ( ) <b>WORK</b> (703 ) 528-4700
	<b>PHONE MOBILE</b> ( )
<b>PROPERTY INFORMATION</b>	<b>PROPERTY ADDRESS</b> 7113, 7117 Shreve Road, Falls Church, VA 22043 118 Gordon Road, Falls Church, VA 22046
	<b>TAX MAP NO.</b> 40-3 ((12)) 008A, -0011, -0013 <b>SIZE (ACRES/SQ FT)</b> 1.25 ac./54,254 s.f. (See SE)
	<b>ZONING DISTRICT</b> C-8, I-5 <b>MAGISTERIAL DISTRICT</b> Providence
	<b>PROPOSED ZONING IF CONCURRENT WITH REZONING APPLICATION:</b> N/A
<b>SPECIAL EXCEPTION REQUEST INFORMATION</b>	<b>ZONING ORDINANCE SECTION</b> Section 9-500
	<b>PROPOSED USE</b> Vehicle storage associated with a vehicle sales, rental and ancillary service establishment.
<b>AGENT/CONTACT INFORMATION</b>	<b>NAME</b> Andrew A. Painter, Attorney/Agent
	<b>MAILING ADDRESS</b> Walsh Colucci Lubeley & Walsh P.C. 2200 Clarendon Boulevard, Suite 1300 Arlington, Virginia 22201
	<b>PHONE HOME</b> ( ) <b>WORK</b> (571 ) 209-5775
	<b>PHONE MOBILE</b> ( )
<b>MAILING</b>	Send all correspondence to (check one): <input type="checkbox"/> Applicant -or- <input checked="" type="checkbox"/> Agent/Contact
<p>The name(s) and addresses of owner(s) of record shall be provided on the affidavit form attached and made part of this application. The undersigned has the power to authorize and does hereby authorize Fairfax County staff representatives on official business to enter the subject property as necessary to process the application.</p> <p>Andrew A. Painter, Agent</p> <p>_____  <b>TYPE/PRINT NAME OF APPLICANT/AGENT</b>      <b>SIGNATURE OF APPLICANT/AGENT</b></p>	

DO NOT WRITE IN THIS SPACE

*Deborah Lubeley* SE 2013-0297 mpc  
5/9/14

Date Application accepted: May 9, 2014      Application Fee Paid: \$ 16,375.00