

CONSIDER WAIVER OF ZONING ORDINANCE SECTION 7-302.1.A.2 TO ALLOW A PRIVATE STREET THAT DOES NOT CONNECT DIRECTLY TO A STATE MAINTAINED STREET

Mr. Atherton moved to adopt the following resolution. Mr. Graham seconded and, following discussion, the vote for the motion was unanimous as follows:

Ayes: Mr. Harry F. Atherton; Mr. William G. Downey; Mr. Raymond E. Graham; Mr. Richard W. Robison; Mr. Chester W. Stribling
Nays: None
Absent During Vote: None
Abstention: None

RESOLUTION

A RESOLUTION TO APPROVE A WAIVER ALLOWING A PRIVATE STREET THAT DOES NOT CONNECT DIRECTLY TO A STATE MAINTAINED STREET

WHEREAS, Mermah Payandeh, owner and applicant, is seeking a waiver of Zoning Ordinance Section 7-302.1.A.2 to allow a subdivision on a private street that does not connect directly to a State maintained street; and

WHEREAS, the applicant wishes to create eight (8) large lots from three (3) parcels, including a 213-acre parcel identified as PIN 6032-17-7831-000, a 152-acre parcel identified as PIN 6022-94-5679-000, and a 121-acre parcel identified as PIN 6022-86-6327-000, with access via an existing network of private streets that connect to Apple Manor Road, a private street; and

WHEREAS, the proposed access streets connect to a private street (Apple Manor Road) rather than a public road; and

WHEREAS, the use of these existing streets to serve the additional eight (8) lots will not have significant impact to property owners who use these streets; and

WHEREAS, the parcels are subject to a Virginia Outdoors Foundation Easement that restricts further subdivision; and

WHEREAS, on June 29, 2006, the Fauquier County Planning Commission unanimously recommended denial of the proposed Zoning Ordinance waiver; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 10th day of May 2007, That a waiver of Zoning Ordinance Section 7-302.1.A.2 for Mermah Payandeh to create eight (8) large lots on the above-referenced parcels on private streets that do not connect directly to a State-maintained street, be, and is hereby, **approved** subject to the following condition:

1. That the preferred means of access be by a private street that connects to Apple Manor Road and runs across the 100-acre parcel owned by Mermah Payandeh known as PIN

6022-98-3780-000, shown on the revised waiver plat prepared by Carson Ashley and Associates, dated May 10, 2007.

A RESOLUTION TO AUTHORIZE THE FAUQUIER COUNTY HEALTH DEPARTMENT TO CHARGE \$150.00 TO REVIEW PROPOSED BOUNDARY LINE ADJUSTMENT PLATS

Mr. Downey moved to postpone a decision on this matter until the next regular meeting on June 14, 2007. Mr. Graham seconded and, following discussion, the vote for the motion was unanimous as follows:

Ayes: Mr. Harry F. Atherton; Mr. William G. Downey; Mr. Raymond E. Graham; Mr. Richard W. Robison; Mr. Chester W. Stribling
Nays: None
Absent During Vote: None
Abstention: None

SUPERVISORS' TIME

- Mr. Graham stated that on May 15, 2007, he will testify at the Federal Energy Regulatory Commission hearings to speak in opposition to the National Interest Electric Transmission (NIET) Corridor designation proposed through Fauquier County, and he encouraged citizens to speak against the location of new high voltage transmission lines in the County. Mr. Graham expressed kudos to the Department of Community Development's Directed Assistance Review Team (DART) for the positive citizen feedback which he has received. Mr. Graham stated he intends to work on a method of providing for SPCA capital improvements as well as providing affordable housing funding through proffer packages. Mr. Graham announced that Lance Corporal Kyle Riley, a resident of Catlett, was wounded in the line of duty in Iraq as a result of an explosion, and he is currently recovering in Bethesda Medical Center.
- Mr. Atherton stated that if any other Board member wishes to have specific comments relayed on behalf of Fauquier County during the Federal Energy Regulatory Commission hearings on May 15, 2007, please let Mr. Graham know.
- Mr. Stribling stated that earlier today the Board received an update from the Virginia Department of Transportation regarding the proposed Opal interchange at the intersection of Routes 17/29, and that the cost of land acquisition will most likely exceed the cost of construction. Mr. Stribling stated that he recently enjoyed attending a reunion at the old Sumerduck one-room schoolhouse. Mr. Stribling encouraged citizens to attend the Remington Fire Department annual parade and carnival on June 1-2, 2007. Mr. Stribling announced that an expansion project is underway at Cedar Lee Middle School for an addition to the school library. Mr. Stribling encouraged citizens to visit the Goldvein Farmer's Market at Monroe Park on Saturday morning.