County of Fairfax, Virginia, tho ez wild

## MEMORANDUM

DATE: 2/1/2019

## Distribution List

FROM:
Tracy D. Shrunk, AICP
Director, Zoning Evaluation Division
Department of Planning and Zoning


## SUBJECT:

Zoning Application Analysis

## REFERENCE: Application No. RZ/FDP 2007-SP-013 (E. James and Anne R. Souvagis)


*NOTE: The applicant has amended the previous proposal from the PDH-3 District to the PDH-2 District, which leads to a reduction of two units.
Memo Includes Full-Size Development Plans for Noted (©) Addressees: Yes $\square$ No
Attached for your review and comment is the zoning case information for the subject application.
Action addressees are requested to provide written comments to the staff coordinator by $(\mathbf{3 / 1 3 / 2 0 1 9 )}$ to be considered in preparing staff's recommendation on this application. Information addressees may also submit any comments by the same date.

## Action Addressees

(3) DPZ Planning Division Chief, Inv. \& Lev. Review Br. Attn: Denise James
(3) DPWES Site and Addressing Attn: Lori Ramsey
(1) DPWES Sanitary-Sewer Attn: Sharad Regmi
(1) VDOT

Attn: David Jordan

- Fire Prevention Div

Plans Review Section Attn:Mike Paruti
(1) Fairfax County Public Schools Facilities \& Transportation Sics Facilities Planning Svcs Attn: Jessica Gillis
(1) Dept. of Transportation Transportation Planning Chief, Site Analyst Section Attn: Jeff Hermann
(1) Dept. of Housing \& Comm. Dev. Housing Development Div. Housing Development Officer

Attn: Abdirazak Hamud
(1) Fairfax County Park Authority Planning \& Development Div. Plan Review Coordinator Attn: Lynne Johnson th fl.

- Northern Va Soil and Water Conservation District Attn: Willie Woode
(1) Planning Commission Board of Supervisors Springfield District
(1) Office of Community Revitalization/Reinvestment Attn: Barbara Byron *CRD/CRA, Reston or Tyson only*
- Fairfax County Water Authority Planning \& Engineering Div. Manger, Planning Dept. Attn: Greg Prelewicz Attn: Ross Stilling

Dept. of Tax Administration Real Estate Division Director Attn: Tim Shirocky
Dept. of Health Div. of Environmental Health

Technical Review and

Information Resources Attn: Kevin Waster

Fairfax County Public Schools Facilities \& Transportation Svcs Office of Design \& Construction Services
Attn: Eric Pruner
Fire \& Rescue Dept. Information \& Technology Attn: Eric Fisher

DPWES Site and Nev Sics Chief, Urban Forestry Branch Attn: Craig Herwig
Information Addressees
(1) Economic Lev. Authority

Director, Real Estate Services Attn: Curtis Hoffman

- Planning Commission

Executive Director
Attn: Jill Cooper
Clerk to Board of Supervisors
Attn: Cathy Chianese
DPZ-ZED Division Director
Attn: Tracy Strunk, AICP

DPZ-ZED Asst. Director
Attn: William Mayland
DPZ-ZED
Attn: Branch Chiefs
DPZ-ZED
Chief, Proffer Intern. Branch
Attn: Suzanne Wright
DPZ-ZED
Admin. Asst., Legal Notices
Attn: Rachael Pendergraph
DPZ Chief Zoning Inspector Attn: Mavis Stanfield

Dept. of Information Technology Technology Infrastructure Div. Attn: Steve Brundage

Dept. of Family Services
Adult Aging Services
AAA, B-3-708
Attn: Jacque Woodruff
Southeast Fairfax Nev. Corp. Attn: Tony Fontana
*MV or LEE only*

## EXEMPT

COUNTY OF FAIRFAX
Department of Planning and Zoning Zoning Evaluatión Division

APPLICATION\#:
(Staff will assign)

## ZONING APPLICATION

AMENDED
RECEIVED Department of Planning \& Zoning


TO: THE BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA
Zoning Evaluation Division
(We), E. James and Anne R. Souvagis the applicant(s) petition you to adopt an ordinance amending the Zoning Map of Fairfax County, Virginia, by reclassifying the below noted property from the R-1 District to the PDH-2 District.
(PCA) This application proposes to amend the proffers approved pursuant to
(case) in order to permit
Is this a partial PCA? $\qquad$ (Y/N) If Yes, please identify affected acreage:

TAX MAP PARCEL(S):

## 55-2 ((3)) E2, E3

TOTAL ACREAGE: Approximately 5.1676 acres CURRENT ZONING DISTRICT: R-1
LEGAL DESCRIPTION: Deed Book: 2371 Page No.: 123
POSTAL ADDRESS OF PROPERTY (INCLUDING ZIP CODE):
12816 and 12820 Westbrook Drive, Fairfax, Virginia 22030
ADVERTISING DESCRIPTION: (Ex.:North side of Lee Highway approx. 1000 feet west of its intersection with Newgate Blvd.)

| North side of Westbrook Drive East of its intersection with Lincoln Drive |  |  |  |
| :--- | :--- | :--- | :--- |
| EXISTING USE: | Residential | PROPOSED USE: | Residential |
| MAGISTERIAL DISTRICT: | Springfield | OVERLAY DISTRICT(S): | WS |

Waiver/Modification of Submission Requirements Requested: $\square$
The name(s) and address(es) 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 representative on official business to enter on the subject property as necessary to process the application.

| Applicant Contact Name: |  |  | Agent Name: |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| E. James Souvagis |  |  | Lynne J. Strobel |  |  |
| Address: |  |  | Address: Walsh, Colucci, Lubeley \& Walsh, P.C. |  |  |
| Street:20889 Ashburn Road |  |  | Street: 2200 Clarendon Boulevard, 13th Floor |  |  |
| City: Ashburn | State: VA | Zip: 20147 | City: Arlington | State:VA | Zip: 22201 |
| Phone Number: |  |  | Phone Number: |  |  |
| (W):703-919-9191 | (C): |  | (W): 703-528-4700 | (C): |  |
| E-mail: |  |  | E-mail: |  |  |
| jim@jimsouvagis.com |  |  | Istrobel@thelandlawyers.com |  |  |
| Signature: Hypune of trabeh |  |  | Date: $1 / 25 / 19$ |  |  |
| DO NOT WRITE IN THIS SPACE |  |  | mapubsto | h2 209-0016 Feop 2019-00 |  |
| Date Application Accepted: Januay 31,20,9 |  |  | Application Fee Paid: $\$ 12,615.00$ |  |  |

Departactiaf inamine \& Zoning
JAN 292019
Zoring Exaluation Division

January 29, 2019

## Via Hand Delivery

Tracy D. Strunk, Director
Zoning Evaluation Division
Fairfax County Department of Planning \& Zoning
12055 Government Center Parkway, Suite 801
Fairfax, Virginia 22035

Re: RZ/FDP 2007-SP-013<br>Applicants: E. James and Anne R. Souvagis Fairfax County Tax Map Reference: 55-2 ((3)) E2 and E3

Dear Ms. Strunk:
Please accept this letter as a revised statement of justification for the rezoning of property identified among the Fairfax County tax assessment records as 55-2 ((3)) E2 and E3 (the "Subject Property"). The Subject Property is located within the Springfield Magisterial District and zoned to the R-1 District. The total area of the Subject Property is approximately 5.17 acres. The Applicants propose a rezoning of the Subject Property to the PDH-2 District to permit the development of nine (9) single-family homes and the preservation of an existing house. Please note that a rezoning application was previously submitted on Parcel E3. Since the original submission, the Applicants amended the rezoning application to consolidate Parcel E2, and more recently, amended the requested zoning classification from PDH-3 to PDH-2.

Existing residential development surrounds the Subject Property. To the north, east and west, the adjacent communities are zoned to the R-2 District. Across Westbrook Drive, the property is zoned and developed to the PDH-2 District. The Applicants propose a development of the same residential density as adjacent lots with lot sizes that are comparable to the size of adjacent lots.

The PDH-2 District permits residential development up to two dwelling units per acre. Developments zoned to the PDH District are expected to provide high-quality site design and open space in order to create well-designed residential communities. The Applicants have designed a layout that preserves existing mature vegetation, especially around the periphery of the Subject Property. Approximately 29\% of the Subject Property is open space, which well exceeds the $20 \%$ requirement in the PDH-2 District. In addition, the Applicants are preserving an existing house with historic value known as the Woodaman House.

Page 2

The Subject Property is located within the Fairfax Center Area of the Area III Fairfax County Comprehensive Plan (the "Plan"). The Plan divides the Fairfax Center Area into Land Units, which include a mix of uses. Specifically, the Subject Property is located within Sub-unit R2 of Land Unit R. The Plan recommends Sub-unit R2 to be developed with residential use at a density of 1 to 2 dwelling units per acre. In addition, the Plan recommends that any new development be compatible with Willowmeade and other residential subdivisions. The Applicants' development proposal of 10 homes results in a density of 1.94 dwelling units per acre. The layout, design, density, and lot sizes are compatible with surrounding communities. Therefore, the proposed rezoning is in conformance with the recommendations of the Plan.

The Applicants have designed a community that includes the preservation of an existing historic house; preservation of existing mature trees to the greatest extent possible; and improvements to Westbrook Drive. In addition, the Applicants have incorporated comparable lot sizes, sufficient parking, and on-site stormwater management into the design.

In addition to compliance with the recommendations of the Plan, the Applicants' proposal complies with the Residential Development Criteria listed in Appendix 9 of the Policy Plan as follows:

## 1. Site design

The Applicants have consolidated the two remaining lots in the area zoned to the R-1 District. The site layout allows for a logical extension of single-family detached homes at a similar density to surrounding developments in accordance with the recommendations of the Plan. The proposed conceptual/final development plan (the "CDP/FDP") incorporates an existing home with historic value, orients each of the proposed homes toward an interior cul-de-sac, and provides ample open space including tree preservation for residents and adjacent neighbors. In addition, a large community amenity area is shown on the CDP/FDP in the center of the development and adjacent to the existing Woodaman House.

The Applicants have designed the community so that all of the proposed homes have front yards facing the proposed internal public street. Although the PDH-2 District does not have minimum yard requirements, the lots will include 20 foot front yard setbacks, 10 foot side yards, and 20 foot rear yards. The proposed average lot area is 13,125 square feet, with the largest lot consisting of 18,997 square feet. The proposed houses will be served by public water and public sewer, as generally shown on the CDP/FDP.

A single access to the proposed community is located in the middle of the Subject Property at an existing high point along Westbrook Road. This access design ensures adequate sight distance in both directions. The Applicants are working with a traffic engineer to investigate lowering the high point in Westbrook Drive to address community concerns.

The proposed layout results in approximately 1.57 acres of open space, or almost $29 \%$, which well exceeds the $20 \%$ requirement in the PDH-2 District. The development will meet and exceed the tree canopy requirement through preservation of mature trees and supplemental plantings. In addition, the Applicants propose a conservation easement around the perimeter of the Subject Property to preserve existing mature trees as a buffer to adjacent communities. The conservation area will complement the existing tree buffer currently provided around the Heatherbrook community.

## 2. Neighborhood Context

The development is surrounded by existing single-family detached homes with a density of up to two dwelling units per acre. The proposed development is designed to complement the adjacent neighborhoods and integrate the proposed houses into the fabric of the existing community. The proposed lots are similar to the lot sizes of the surrounding communities. The architectural design and the quality of materials will also be compatible with the surrounding area. The building materials will include brick, stone and/or hardie plank siding. In order to facilitate pedestrian connectivity, the Applicants are providing a five foot wide interior sidewalk along the proposed internal public street and the Westbrook Drive frontage.

## 3. Environment

To the best of the Applicants' knowledge, the Subject Property does not include any environmentally sensitive features that require preservation. The Subject Property is not located within the 100 year floodplain or in a Resource Protection Area, and there are no wetlands located on the site. The soil characteristics and topography of the Subject Property do not present any challenges for the proposed development. The Applicants will cap and remove existing septic fields and wells in accordance with applicable Health Department regulations.

The development has been designed and graded to ensure that the natural environment will be maintained to the extent feasible. As shown on the CDP/FDP, the layout includes two large areas of existing mature trees that will be supplemented with landscaping. The development will provide stormwater management through an on-site infiltration trench that will address water quality and quantity. The development improves an existing stormwater conveyance with proposed underground closed storm sewers. The stormwater criteria and design will follow the stricter II-B criteria and will provide 1,2 and 10 -year controls.

The proposed homes will incorporate energy efficiency measures for either electric or gas energy systems, as applicable.

## 4. Tree Preservation and Tree Cover Requirements

The development includes large tree save areas in the southeast and northwest corners of the Subject Property and the Applicants will grant a conservation easement around the perimeter of the Subject Property. Proposed plantings will supplement existing vegetation to meet tree canopy requirements.

## 5. Transportation

The Applicants propose safe and adequate access to the existing road network with a single access to Westbrook Drive. An additional three feet will be dedicated along the Subject Property's frontage that will result in a total dedication of 28 feet from the existing centerline. The Applicants will construct improvements approximately 18 feet from the existing centerline along the entire frontage of the Subject Property as shown on the CDP/FDP. The proposed dedication and construction are consistent with existing right-of-way proximate to the Subject Property. An internal public street and cul-de-sac, as depicted on the CDP/FDP, will conform to the standards of the Fairfax County Public Facilities Manual (the PFM"). The Applicants have engaged a traffic engineer to investigate lowering the horizontal crown of Westbrook Drive at the proposed entrance to the Subject Property to address community concerns.

The Applicants propose parking in accordance with the requirements of the Fairfax County Zoning Ordinance (the "Zoning Ordinance"), and anticipate recording a covenant to prohibit the use of garages for anything but the parking of vehicles. Additionally, a five foot wide sidewalk will be provided on both sides of the internal public street that will connect to a sidewalk provided along the Westbrook Drive frontage.

## 6. Public Facilities

The proposed development will be served by public water and sewer, both of which are available to the Subject Property. The Applicants will address the issue of contributions to public parks and/or schools in accordance with formulas adopted by the Board of Supervisors in proffers that will be submitted during the processing of the rezoning application.

## 7. Affordable Housing

As the proposed development is comprised of less than 50 dwelling units, the Affordable Dwelling Unit Ordinance is not applicable. The Applicants will address the issue of a contribution to the Fairfax County Housing Trust Fund in accordance with policies adopted by the Board of Supervisors in the proffers that will be submitted during the processing of the rezoning application.

## 8. Heritage Resources

A Phase III archaeological data recovery excavation has been completed on the Subject Property. The study identifies the Woodaman House as having historic significance and therefore it will be preserved. The second existing house on the Subject Property is not considered a historic structure.

The Applicants' proposal also meets the General Standards for planned development as listed in Section 16-101 of the Zoning Ordinance:

1. The planned development shall substantially conform to the adopted comprehensive plan with respect to type, character, intensity of use and public facilities. Planned development shall not exceed the density or intensity permitted by the adopted comprehensive plan, except as expressly permitted under the applicable density of intensity bonus provision.

As described herein, the Subject Property is located within Sub-unit R2 of the Plan's Fairfax Center Area. The Plan text for Sub-unit R2 recommends residential development at a density up to two dwelling units per acre. The proposed density shown on the CDP/FDP is 1.94 dwelling units per acre, which conforms to the Plan. The development is comprised of single-family homes that will be similar in character, layout and size to the surrounding communities.
2. The planned development shall be of such design that it will result in a development achieving the stated purpose and intent of the planned development district more than would development under a conventional zoning district.

The purpose and intent of the PDH District is to provide innovative and creative design. The proposed PDH-2 District allows the Applicants to maximize the preservation of existing mature trees and to retain the Woodaman House. The proposed open space of almost $29 \%$ well exceeds the $20 \%$ requirements in the PDH-2 District.
3. The planned development shall efficiently utilize the available land and shall protect and preserve to the extent possible all scenic assets and natural features such as trees, streams, and topographic features.

As shown on the CDP/FDP, tree save areas are located at the northwest and southeast corners of the Subject Property. The Applicants propose plantings in those areas where vegetation is lacking. The tree save areas will be placed within a conservation easement to ensure preservation. There are no other natural features, such as streams or topographic features, on the Subject Property worthy of preservation. The Woodaman House is a scenic asset that will be preserved.
4. The planned development shall be designed to prevent substantial injury to the use and value of the existing development, and shall not hinder, deter, or impede development of surrounding undeveloped properties in accordance with the adopted comprehensive plan.

The Applicants have consolidated the two remaining lots in the area zoned to the R-1 District. All of the adjacent properties are developed and zoned R-2, R-2 Cluster, and PDH-2. Therefore, a rezoning of the Subject Property to the PDH-2 District will complete the existing surrounding development pattern and will not adversely affect the value of existing homes.
5. The planned development shall be located in an area in which transportation, police and fire protection, other public facilities and public utilities, including sewerage, are or will be available and adequate for the uses proposed; however, that the applicant may make provision for such facilities or utilities which are not presently available.

The proposed development will be served by public water and sewer, both of which are available to the Subject Property. Safe and adequate access will be provided to the existing road network, and the Subject Property has access to available and adequate public utilities.
6. The planned development shall provide coordinated linkages among internal facilities and services as well as connection to major external facilities and services at a scale appropriate to the development.

The proposed development provides coordinated linkages to internal and external facilities as shown on the CDP/FDP. A single access point is provided to Westbrook Drive and pedestrian connectivity is addressed with the provision of an internal sidewalk and improvements to the Westbrook Drive frontage.

To the best of the Applicants' knowledge, the proposed development conforms to all applicable ordinances, regulations and adopted standards. No waivers are requested with the proposed rezoning, however, the Applicants request a deviation of the tree preservation target in accordance with PFM 12-0508.3A(2). As detailed on the CDP/FDP, the remaining ten-year tree canopy requirement will be met through on-site tree plantings. The plantings are necessary in areas around the perimeter of the Subject Property where vegetation is deficient. Lastly, to the best of the Applicants' knowledge, there are no known hazardous or toxic substances located on the Subject Property, and none will be generated or stored in conjunction with the proposed development.

As described herein and shown on the CDP/FDP, the development of the Subject Property to the PDH-2 District will achieve the goals of the Plan and tie into the existing road network. The proposed ten single-family homes will fit within the fabric of the surrounding existing residential communities and complete the established development pattern.

RECEIVED
Deparment of Planning \& Zoning

Should you have any questions regarding this submission, or require additional information, please do not hesitate to contact me. I would appreciate the distribution of the amended application and its evaluation at your earliest convenience.

As always, I appreciate your consideration.
Very truly yours,
WALSH, COLUCCI, LUBELEY \& WALSH, P.C.


LJS:kae
cc: E. James and Anne R. Souvagis
Rezi Khamesi
Davis Chau
Zach Fountain
\{A0849284.DOCX / 1 Revised Statement of Justification 010211 000003\}


## Final Deveiopment Pian <br> FDP 2007-SP-013

E. JAMES AND ANNE R. SOUVAGIS

## Rezoning Application <br> RZ 2007-SP-013

E. JAMES AND ANNE R. SOUVAGIS


## 12816 AND 12820 WESTBROOK DRIVE

CONCEPTUAL DEVELOPMENT PLAN
FINAL DEVELOPMENT PLAN
(CDP/FDP)

SPRINGFIELD DISTRICT
FAIRFAX COUNTY, VIRGINIA 22030

OCTOBER 10, 2018 REVISED JANUARY 22, 2019


SHEET INDEX
COVER SHEET
NOTRE ANE DETAISS
EXISTING CONDITIONS
2. NOTES AND DETAIIS

EXISTING VEGETATION MAP CDP/FDP LAYOUT
LANDSCAPE PLIN
TRDE CONSERANATION AND INVENTORY PLAN
PRELMMINARY BMP ANALYSIS
PRELMINARY STORMNATER MANAGEMENT ANALYSIS . ADEQUATE OUTFALL ANALERSIS

1. SITE DISTANCE ANAL
2. CORRESPONDENCE







PRELMMINARY WATER QUALTTY (BMP) NARRATIVE:



 usiow





## TRAFFIC IMPACT ANALYSIS (NOT REQUIRED)

| Frome Sent Toit cee | Guthrie, Michelle <Micheile.GuthrieDFairfaxcounty.gov> <br> Friday, July 13, 2018 4.05 PM <br> davisegeoenw,net <br> Abrahamson Kris, Fuller, Gregory, Garcia, Michael W, Hermann, Jeflirey C; lannetta, <br> Elizbeth A; Krasner, Brent M; Lewis, Catherine E; Mayland, Willamc ODonnell, William <br> Pemberton Debbie Wright, Suzanne L. <br> Ch 870 TUA Determination / 12820 Westbrook Dr / Marshall Farms SD |
| :---: | :---: |
| The proposed application to create a 12 lot subdivision for single family homes to be known as Marshall Farms SD (tax map 55-2(3))000E3) does not regulte. ach 870 TAA |  |
| Additional review by fairfax County Transportation (FCDOT) will occur once Zoning distributes the case to county agencies. If additional transportation lssues need to be addressed/discussed, Transportation and Zoning will coordinate and contact you. |  |
| Please inctude this emall correspondence whit your application submittal. I am induding Zoning staff for notification purposes. |  |
| Thanks and have a good day! |  |
| Michelle Guthrie <br> Fairfax County Transportation |  |

Fairfax County Transportation
archamological phase 1 (not required)

| $\begin{aligned} & \text { From: } \\ & \text { Sent } \\ & \text { Te: } \end{aligned}$ Subject | Crowell, Elizabeth A \& Elizabeth Crowellelairfaxcountygov> <br> Wednesday, Jlly 18, 20181148 AM <br> dewisegeoenv.net: Abrahamson Kils <br> FW: Rezoning Application - 12816 and 12820 Westbrook Dr, Fairfax VA 22030 |
| :---: | :---: |

Iforwarsted this request to John Rutherford on our sulf to review. There were Phase III a chreeologkal data recovery excavations dope on the property, The consuitant completed an archaeelolezcil datat tecovery roport and the archueology is connidered to be compmete.
The report identified the hutoricic houss to be potentially eligble for incusion in the National Register of Historic Places, however the house is to be retained under the current plan.
Should there be any charges to the current devetiogment plan, please let ui know.
Sinceraty.
Ur crowell
Elizbeth a crowel, Pho.
Archasobosy nand Coilections stranch Mennaget.

## REZONING AFFIDAVIT

DATE: $\qquad$
January 10, 2019
(enter date affidavit is notarized)
148310

I, Lynne J. Strobel, attorney/agent , do hereby state that I am an (enter name of applicant or authorized agent)

| (check one) | $\begin{aligned} & {[]} \\ & {[\sqrt{2}]} \end{aligned}$ | applicant <br> applicant's authorized agent listed in Par. 1(a) below |
| :---: | :---: | :---: |
| in Application No.(s): |  | RZ 2007-SP-013 |
|  |  | (enter County-assigned application number(s), e.g. RZ |

and that, to the best of my knowledge and belief, the following information is true:

1(a). The following constitutes a listing of the names and addresses of all APPLICANTS, TITLE OWNERS, CONTRACT PURCHASERS, and LESSEES of the land described in the application,* and, if any of the foregoing is a TRUSTEE,** each BENEFICIARY of such trust, and all ATTORNEYS and REAL ESTATE BROKERS, and all AGENTS who have acted on behalf of any of the foregoing with respect to the application:
(NOTE: All relationships to the application listed above in BOLD print must be disclosed. Multiple relationships may be listed together, e.g., Attorney/Agent, Contract Purchaser/Lessee, Applicant/Title Owner, etc. For a multiparcel application, list the Tax Map Number(s) of the parcel(s) for each owner(s) in the Relationship column.)

NAME
(enter first name, middle initial, and last name)
E. James Souvagis

Anne R. Souvagis

Cardinal Builders, Inc.
Agent: Gholamreza Khamesi

## ADDRESS

(enter number, street, city, state, and zip code)

20889 Ashburn Road
Ashburn, VA 20147

450 Springvale Road
Great Falls, VA 22066

RELATIONSHIP(S)
(enter applicable relationships listed in BOLD above)

Applicant/Title Owners of Tax Map 55-2 ((3)) E2 and E3

Contract Purchaser of Tax Map 55-2 ((3)) E2 and E3
[ $\checkmark$ ] There are more relationships to be listed and Par. 1(a) is continued on a "Rezoning Attachment to Par. 1(a)" form.

* In the case of a condominium, the title owner, contract purchaser, or lessee of $10 \%$ or more of the units in the condominium.
** List as follows: Name of trustee, Trustee for (name of trust, if applicable), for the benefit of: (state name of each beneficiary).
$\qquad$
Rezoning Attachment to Par. 1(a)
DATE: $\qquad$ 148310 (enter date affidavit is notarized)
for Application No. (s): __ RZ 2007-SP-013
(enter County-assigned application number (s))
(NOTE: All relationships to the application are to be disclosed. Multiple relationships may be listed together, e.g., Attorney/Agent, Contract Purchaser/Lessee, Applicant/Title Owner, etc. For a multiparcel application, list the Tax Map Number(s) of the parcel(s) for each owner(s) in the Relationship column.

NAME
(enter first name, middle initial, and last name)

Walsh, Colucci, Lubeley \& Walsh, P.C.
Agents: Martin D. Walsh
Lynne J. Strobel
M. Catharine Puskar

Andrew A. Painter
Robert D. Brant
Nicholas V. Cumings
Kathryn R. Taylor
Elizabeth D. Baker
Bernard S. Suchicital
GeoEnv Engineers \& Consultants, LLC
Agents: Davis Chau
Abraham Chehab

## ADDRESS

(enter number, street, city, state, and zip code)

2200 Clarendon Boulevard, Suite 1300 Arlington, VA 22201

10875 Main Street, Suite 213
Fairfax, VA 22030

RELATIONSHIP(S)
(enter applicable relationships listed in BOLD above)

Attorneys/Planner/Agents
Attorney/Agent
Attorney/Agent
Attorney/Agent Attorney/Agent Attorney/Agent Attorney/Agent Attorney/Agent Planner/Agent Planner/Agent

Engineer/Agent
[ ] There are more relationships to be listed and Par. 1(a) is continued further on a "Rezoning Attachment to Par. 1(a)" form.
$\qquad$ affidavit who own $10 \%$ or more of any class of stock issued by said corporation, and where such corporation has 10 or less shareholders, a listing of all of the shareholders, and if the corporation is an owner of the subject land, all of the OFFICERS and DIRECTORS of such corporation:
(NOTE: Include SOLE PROPRIETORSHIPS, LIMITED LIABILITY COMPANIES, and REAL ESTATE INVESTMENT TRUSTS herein.)

CORPORATION INFORMATION
NAME \& ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)

```
Cardinal Builders, Inc.
450 Springvale Road
Great Falls, VA 22066
DESCRIPTION OF CORPORATION: (check one statement)
[ \(\sqrt{ }\) ] There are 10 or less shareholders, and all of the shareholders are listed below.
[ ] There are more than 10 shareholders, and all of the shareholders owning \(10 \%\) or more of any class of stock issued by said corporation are listed below.
[ ] There are more than 10 shareholders, but no shareholder owns \(10 \%\) or more of any class of stock issued by said corporation, and no shareholders are listed below.
```

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)
Sole Shareholder: Gholamreza Khamesi

NAMES OF OFFICERS \& DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)

Gholamreza Khamesi, President
(check if applicable) [ $\checkmark$ ] There is more corporation information and Par. 1(b) is continued on a "Rezoning Attachment 1(b)" form.

[^0]Rezoning Attachment to Par. 1(b)
DATE: $\qquad$ 148310 (enter date affidavit is notarized)
for Application No. (s): $\frac{\text { RZ 2007-SP-013 }}{\text { (enter County-assigned application number (s)) }}$

NAME \& ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code) GeoEnv Engineers \& Consultants, LLC 10875 Main Street, Suite 213
Fairfax, VA 22030
DESCRIPTION OF CORPORATION: (check one statement)
[ ] There are 10 or less shareholders, and all of the shareholders are listed below.
$[\checkmark] \quad$ There are more than 10 shareholders, and all of the shareholders owning $10 \%$ or more of any class of stock issued by said corporation are listed below.
[ ] There are more than 10 shareholders, but no shareholder owns $10 \%$ or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)
Davis Chau
Abraham Chehab

NAMES OF OFFICERS \& DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)

NAME \& ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)
Walsh, Colucci, Lubeley \& Walsh, P.C.
2200 Clarendon Boulevard, Suite 1300
Arlington, VA 22201
DESCRIPTION OF CORPORATION: (check one statement)
[ ] There are 10 or less shareholders, and all of the shareholders are listed below.
$[\checkmark]$ There are more than 10 shareholders, and all of the shareholders owning $10 \%$ or more of any class of stock issued by said corporation are listed below.
[ ] There are more than 10 shareholders, but no shareholder owns $10 \%$ or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)

| Wendy A. Alexander | William A. Fogarty | Charles E. McWilliams | Kathleen H. Smith |
| :--- | :--- | :--- | :--- |
| David J. Bomgardner | John H. Foote | Antonia E. Miller | Lynne J. Strobel |
| E. Andrew Burcher | H. Mark Goetzman | J. Randall Minchew | Garth M. Wainman |
| Thomas J. Colucci | Bryan H. Guidash | Andrew A. Painter | Nan E. Walsh |
| Michael J. Coughlin | Michael J. Kalish | M. Catharine Puskar | Matthew A. Westover |
| Peter M. Dolan, Jr. | Michael R. Kieffer | John E. Rinaldi |  |

NAMES OF OFFICERS \& DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)
(check if applicable) [ ] There is more corporation information and Par. 1(b) is continued further on a
"Rezoning Attachment to Par. 1(b)" form.

## REZONING AFFIDAVIT

DATE: $\qquad$
January 10, 2019
(enter date affidavit is notarized)
for Application No. (s): $\quad$ RZ 2007-SP-013
(enter County-assigned application number(s))
1(c). The following constitutes a listing*** of all of the PARTNERS, both GENERAL and LIMITED, in any partnership disclosed in this affidavit:

## PARTNERSHIP INFORMATION

PARTNERSHIP NAME \& ADDRESS: (enter complete name, number, street, city, state and zip code) NONE
(check if applicable) [ ] The above-listed partnership has no limited partners.
NAMES AND TITLE OF THE PARTNERS (enter first name, middle initial, last name, and title, e.g. General Partner, Limited Partner, or General and Limited Partner)
(check if applicable) [ ] There is more partnership information and Par. 1(c) is continued on a "Rezoning Attachment to Par. 1(c)" form.
*** All listings which include partnerships, corporations, or trusts, to include the names of beneficiaries, must be broken down successively until: (a) only individual persons are listed or (b) the listing for a corporation having more than 10 shareholders has no shareholder owning $10 \%$ or more of any class of stock. In the case of an APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land that is a partnership, corporation, or trust, such successive breakdown must include a listing and further breakdown of all of its partners, of its shareholders as required above, and of beneficiaries of any trusts. Such successive breakdown must also include breakdowns of any partnership, corporation, or trust owning $10 \%$ or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE of the land. Limited liabllity companies and real estate investment trusts and their equivalents are treated as corporations, with members being deemed the equivalent of shareholders; managing members shall also be listed. Use footnote numbers to designate partnerships or corporations, which have further listings on an attachment page, and reference the same footnote numbers on the attachment page.

DATE: $\qquad$ 148310
(enter date affidavit is notarized)

1(d). One of the following boxes must be checked:
[ ] In addition to the names listed in Paragraphs 1(a), 1 (b), and I(c) above, the following is a listing of any and all other individuals who own in the aggregate (directly and as a shareholder, partner, and beneficiary of a trust) $10 \%$ or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land:
[ $\checkmark$ ] Other than the names listed in Paragraphs 1(a), 1(b), and 1(c) above, no individual owns in the aggregate (directly and as a shareholder, partner, and beneficiary of a trust) $10 \%$ or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land.
2. That no member of the Fairfax County Board of Supervisors, Planning Commission, or any member of his or her immediate household owns or has any financial interest in the subject land either individually, by ownership of stock in a corporation owning such land, or through an interest in a partnership owning such land.

EXCEPT AS FOLLOWS: (NOTE: If answer is none, enter "NONE" on the line below.)
NONE
(check if applicable) [ ] There are more interests to be listed and Par. 2 is continued on a "Rezoning Attachment to Par. 2" form.

## REZONING AFFIDAVIT

DATE: $\qquad$ January 10, 2019
(enter date affidavit is notarized)
for Application No. (s):
RZ 2007-SP-013
(enter County-assigned application number(s))
3. That within the twelve-month period prior to the public hearing of this application, no member of the Fairfax County Board of Supervisors, Planning Commission, or any member of his or her immediate household, either directly or by way of partnership in which any of them is a partner, employee, agent, or attorney, or through a partner of any of them, or through a corporation in which any of them is an officer, director, employee, agent, or attorney or holds $10 \%$ or more of the outstanding bonds or shares of stock of a particular class, has, or has had any business or financial relationship, other than any ordinary depositor or customer relationship with or by a retail establishment, public utility, or bank, including any gift or donation having a value of more than $\$ 100$, singularly or in the aggregate, with any of those listed in Par. 1 above.

EXCEPT AS FOLLOWS: (NOTE: If answer is none, enter "NONE" on line below.) NONE
(NOTE: Business or financial relationships of the type described in this paragraph that arise after the filing of this application and before each public hearing must be disclosed prior to the public hearings. See Par. 4 below.)
(check if applicable) [ ] There are more disclosures to be listed and Par. 3 is continued on a "Rezoning Attachment to Par. 3 " form.
4. That the information contained in this affidavit is complete, that all partnerships, corporations, and trusts owning $10 \%$ or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land have been listed and broken down, and that prior to each and every public hearing on this matter, I will reexamine this affidavit and provide any changed or supplemental information, including business or financial relationships of the type described in Paragraph 3 above, that arise on or after the date of this application.

WITNESS the following signature:
(check one)


Lynne J. Strobel, attorney/agent
(type or print first name, middle initial, last name, and title of signee)
Subscribed and sworn to before me this $\qquad$ day of Tanuars 2019, in the State/Comm. of Virginia, County/City of Arlington.

My commission expires: $\qquad$ $11 / 30 / 2019$



[^0]:    *** All listings which include partnerships, corporations, or trusts, to include the names of beneficiaries, must be broken down successively until: (a) only individual persons are listed or (b) the listing for a corporation having more than 10 shareholders has no shareholder owning $10 \%$ or more of any class of stock. In the case of an APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land that is a partnership, corporation, or trust, such successive breakdown must include a listing and further breakdown of all of its partners, of its shareholders as required above, and of beneficiaries of any trusts. Such successive breakdown must also include breakdowns of any partnership, corporation, or trust owning $10 \%$ or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land. Limited liability companies and real estate investment trusts and their equivalents are treated as corporations, with members being deemed the equivalent of shareholders; managing members shall also be listed. Use footnote numbers to designate partnerships or corporations, which have further listings on an attachment page, and reference the same footnote numbers on the attachment page.

