

# County of Fairfax, Virginia

# MEMORAN DUM

DATE: 5/4/2017

TO:

Distribution List

FROM:

Tracy D. Strunk, AICP

Acting Director, Zoning Evaluation Division

Department of Planning and Zoning

SUBJECT:

Special Exception Application Analysis

REFERENCE:

Application Number: SEA 89-C-047-02 (CM & Dom, LLC)

#### **Case Information**

Staff Coordinator: Sharon Williams

Pre-Staffing Date: 6/5/17

Staffing Date:

7/20/17

Tentative PC Date: 9/28/17

Tentative BOS Date: TBD

Memo Includes Full-Size Development Plans for Noted (●) Addressees: Yes □ 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 (5/29/2017) to be considered in preparing staff's recommendation on this application. Information addressees may also submit any comments by the same date.

#### **Action Addressees**

- DPZ Planning Division Chief, Env. & Dev. Review Br. Attn: Denise James
- DPWES Site and Addressing Attn: Crystal Hamrick
- DPWES Sanitary-Sewer Attn: Lana Tran
- VDOT Attn: David Jordan
- Dept. of Transportation Transportation Planning Chief, Site Analyst Section Attn: Michael Davis
- Fairfax County Park Authority Planning & Development Div. Plan Review Coordinator Attn: Lynne Johnson 4th fl
- Planning Commission Board of Supervisors Sully District
- Office of Community Revitalization/Reinvestment Attn: Barbara Byron
  \*CRD/CRA or Tysons only\*

- Planning Commission Executive Director Attn: Jill Cooper
- Economic Dev. Authority Dir. Real Estate Services Attn: Curtis Hoffman

Clerk to Board of Supervisors Attn: Cathy Chianese

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

Dept. of Health Div. of Environmental Health Technical Review and Information Resources Attn: Kevin Wastler

Northern Va Soil and Water Conservation District Attn: Willie Woode

Dept. of Family Services Adult Aging Services AAA, B-3-708 Attn: Jacquie Woodruff

Dept. of Facilities Mgmt. Analyst, Property Mgmt. Div. Attn:Marguerite Guarino

**DPZ-ZED Division Director** 

Attn: Tracy Strunk

DPZ-ZED Asst. Director Attn: William Mayland

DPZ-ZED Attn: Branch Chiefs

DPZ-ZED Chief, Proffer Interp. Branch Attn: Suzanne Wright

Admin. Asst., Legal Notices Attn: Rachael Locke

DPZ Chief Zoning Inspector Attn: Mavis Stanfield

Southeast Fairfax Dev. Corp. Attn: Tony Fontana \*MV or LEE only\*

Information Addressees

Department of Planning and Zoning

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**

APPLICATION No: <u>SFA 89-C-047</u>-02 (Staff will assign)

#### 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

RECEIVED Department of Planning & Zoning

MAR 28 2017

## APPLICATION FOR A SPECIAL EXCEPTION

		(PLEASE TYPE	E or PRINT	N BLACK INK)	Zoning Evaluation Division			
	NAME C	M & Dom, LLC						
	MAILING ADDRESS 2530 Riva Road, Suite 400							
A REGION IN COLUMN			nnapolis, V					
APPLICANT	PHONE	HOME (		WORK (410	) 074 0005			
	IHONE	HOME (	,	WOME (410	) 271-9825			
	PHONE	MOBILE (	)					
		V. I DDDEGG						
	PROPERT	Y ADDRESS	3035 Ce	ntreville Road, Herndon, VA 2	20171			
DIA (DISTORY)	TAX MAP	NO.		SIZE (ACRI	ES/SQ FT)			
PROPERTY INFORMATION	24-4-((5))-3			1.78 ac/77,6				
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	ZONING O	RDINANCE	SECTION	,				
SPECIAL	9-014							
EXCEPTION REQUEST	PROPOSEI	D USE						
INFORMATION	Request for a special exception amendment to add area to SEA 89-C-047 to permit an							
COLOMA CONTROL	additional fast food restaurant with drive-thru							
	NAME Sheri L. Akin, Land Use Planner; David R. Gill, Esquire							
	MAILING ADDRESS McGuireWoods LLP							
AGENT/CONTACT				Boulevard, Suite 1800 er, VA 22102				
INFORMATION	PHONE	HOME (	)		3 ) 712-5483			
	PHONE	MODILE			- 7712 0100			
	PHONE	MOBILE	( )					
MAILING	Send all cor	respondence t	to (check o	one): Applicant —or- 🗸 🛭	Agent/Contact			
				provided on the affidavit				
				ower to authorize and doe to enter the subject proper				
process the application		o vii viiivial	Dusiness	o enter the subject proper	ty as necessary to			
Sheri L. Akin, Land Use F	lanner '			Alexa SAlin				
TYPE/PRINT NAME	OF APPLIC	CANT/AGEI	NT	SIGNATURE OF APPI	LICANT/AGENT			
	- Comment	~			120 A			

SEA 2017-0032 DO NOT WRITE IN THIS SPACE 4/4/2017 he Application Fee Paid: \$ 16,375 Date Application accepted:

# CM & Dom, LLC – Taco Bell McLearen Square Shopping Center Tax Map No. 24-4-((5))-3

#### STATEMENT OF JUSTIFICATION

Department of Planning & Zoning

RECEIVED

MAR 28 2017

Zoning Evaluation Division

March 27, 2017

#### Introduction:

Pursuant to Section 9-014 and 9-500 of the Fairfax County Zoning Ordinance, dated August 14, 1978, as amended (the "Ordinance"), CM & Dom, LLC ("Taco Bell")("Applicant"), as lessee, hereby requests approval of a Special Exception amendment to permit construction of a 2,100 square foot fast food restaurant with drive-thru. The property is located on Tax Map 24-4-((5))-3, which is a subdivided parcel within the McLearen Square Shopping Center (the "Property").

The McLearen Square Shopping Center contains approximately 12.42 acres and is currently zoned C-6, Community Retail Commercial District. It has been developed as a shopping center since the 1980's with a variety of in-line stores and restaurants. The proposed pad site is surrounded by existing commercial and office uses. Residential properties exist to the south and east of the shopping center.

#### Overview of Application Request:

The Applicant proposes to construct a new restaurant with drive-thru on an undeveloped portion of the subject parcel. An existing fast-food restaurant with drive-thru currently exists immediately adjacent to the proposed pad site area, which was previously approved under SEA 89-C-047. A special exception amendment will be necessary to permit an additional fast food restaurant with drive-thru. The new Taco Bell will total 2,100 square feet and contain 40 interior seats.

The following information is provided pursuant to Section 9-011 of the Fairfax County Zoning Ordinance:

- A. Type of operation: Fast Food Restaurant with Drive-Thru
- B. Hours of operation: 6:00 am to 2:00 am (Sunday Thursday) 6:00 am to 4:00 am (Friday & Saturday)
- C. <u>Estimated number of patrons</u>: Based on Taco Bell's experience, approximately 650 patrons per day will visit the restaurant (Drive-thru = 425; Dine In/Carry Out = 225). In addition, a significant portion of the customers will be existing patrons to the shopping center.
- D. <u>Proposed number of employees</u>: The Applicant anticipates 10-15 employees per shift during peak hours.

- E. <u>Estimate of traffic impact</u>: A drive-thru of this size is expected to generate a total of 1,638 average daily trips. Actual traffic impacts of the new pad site will be less due to the capture of internal site trips.
- F. <u>Vicinity or general area to be served by the use</u>: The use will serve the surrounding area within an approximate 10 mile radius.
- G. <u>Architectural compatibility</u>: The design of the restaurant will be compatible with the existing commercial uses at the site.
- H. <u>Hazardous and toxic substances</u>: To the best of the Applicant's knowledge, there are no known or proposed hazardous or toxic substances to be generated, utilized, stored, treated, and/or disposed of on site.
- I. <u>Statement of conformance</u>: To the best of the Applicant's knowledge, the proposed use conforms to the provisions of all applicable ordinances, regulations, adopted standards, and any applicable conditions.

The additional standards of Section 9-505 will be met in that the architectural features for the proposed building will be the same on all four sides and will be compatible with the surrounding shopping center. Further, the site's parking, vehicular, and pedestrian movements will be coordinated with the adjacent fast food restaurant and designed to promote safety and convenience for all patrons.

#### **Conformance with the Comprehensive Plan:**

The subject Property is located in the UP7 West Ox Community Planning Sector of the Upper Potomac Planning District. Plan language recommends that the northeast and southeast quadrants of the Centreville Road and McLearen Road intersection be developed comprehensively with a mix of employment, commercial, recreational, and residential uses. To date, it appears this area has been developed in accordance with Plan language, and the proposed new drive-thru pad site is consistent with the local serving retail activity of the shopping center. As such, the proposed use will meet the intent of the Plan.

#### Conclusion:

With approval of this Special Exception request, the proposed use will conform to the provisions of all applicable ordinances, regulations, standards, and conditions. Furthermore, the proposed use conforms to the spirit and intent of the Zoning Ordinance and the recommendations of the Comprehensive Plan. Therefore, for the reasons set forth herein, the Applicant respectfully requests the approval of this application.

Respectfully submitted,

McGUIREWOODS LLP

Sheri L. Akin, AICP Agent for Applicant

85055442\_1.DOC

# Special Exception Amendment SEA 89-C -047-02

Applicant: CM & DOM, LLC

Accepted: 04/04/2017

Proposed: AMEND SEA 89-C-047 TO PERMIT FAST FOOD

RESTURANT WITH DRIVE-THRU

Area: 1.78 AC; DISTRICT - SULLY

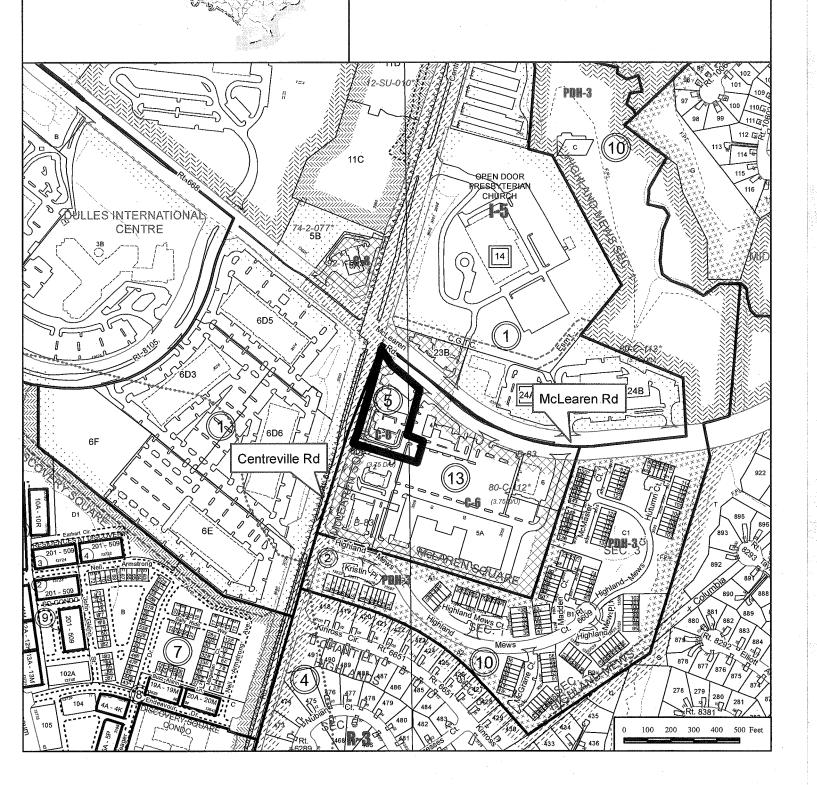
Zoning Dist Sect: 04-0604

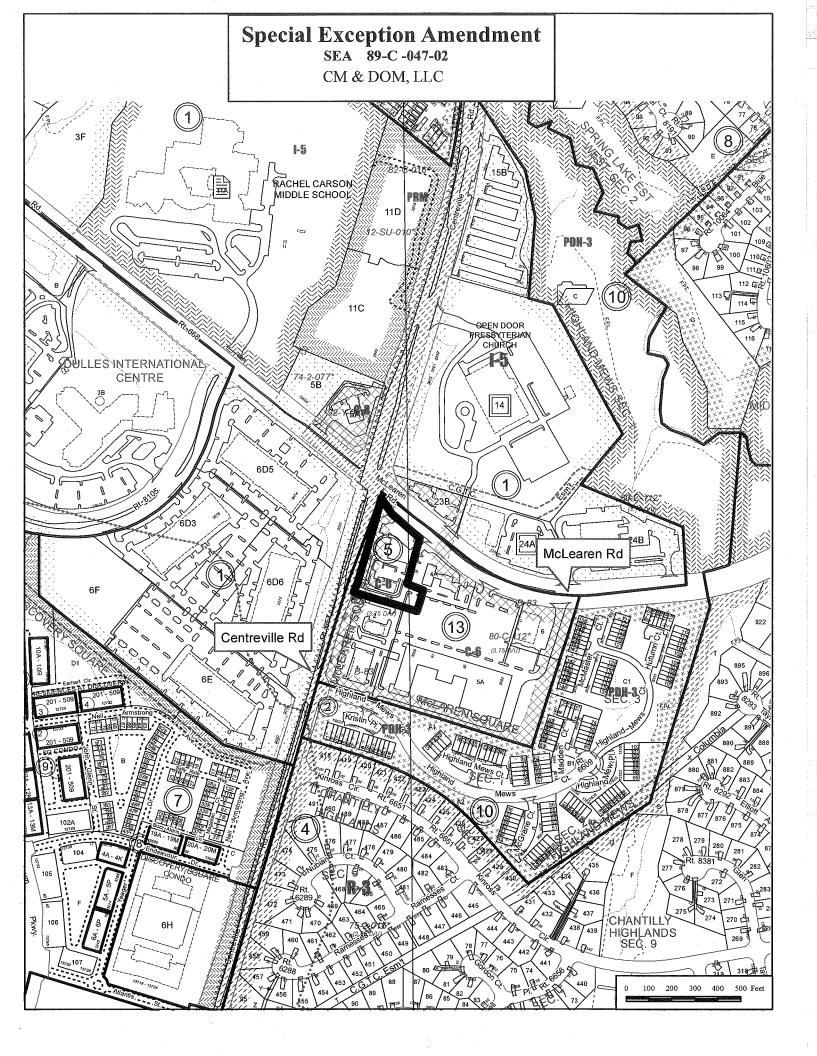
Located: 3035 CENTREVILLE, ROAD, HERNDON, VA 20171

Zoning: C- 6 Plan Area: 3,

Overlay Dist:

Map Ref Num: 024-4- /05/ /0003





# SEA 89-C-047-1 SPECIAL EXCEPTION AMENDMENT PLAT FOR

TACO BELL

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APR 0.4 2017

Zoning Evaluation Division

LOCATION OF SITE 3035 CENTREVILLE ROAD HERNDON, FAIRFAX COUNTY, VA SULLY DISTRICT TAX MAP # 0244-05-0003



SHEET TITLE	SHEET NUMBER
COVER SHEET	G-1
EXISTING CONDITIONS PLAN	C-2
SPECIAL EXCEPTION PLAT	c-3
OVERALL SHOPPING CENTER	0.4
EXISTING VEGETATION MAP	0.5
LANDSCAPE PLAN	C-8
PRELIMINARY STORMWATER MANAGEMENT PLAN	C-7
VRRIL SPREADSHEET	C-8
SWM FY SKEETS	C-9 - C-11
DETAILS	C-12

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NOT APPROVED FOR CONSTRUCTION

SPECIAL EXCEPTION PLAT

TACO BELL

LOCATION OF SITE 3035 CENTREVILLE ROAD CENTREVILLE FAIRFAX COUNTY, VA SULLY DISTRICT





COVER SHEET

C-1

APPLICANT

CM DOM, LLC 2530 RIVA ROAD, SUITE 400 ANNAPOLIS, MD 21401 C/O RJP CONSULTING

OWNER

KING OF NORTHERN VIRGINIA PO BOX 1547 ATTN MARILYN M GARDNER SAN RAMON, CA 94583

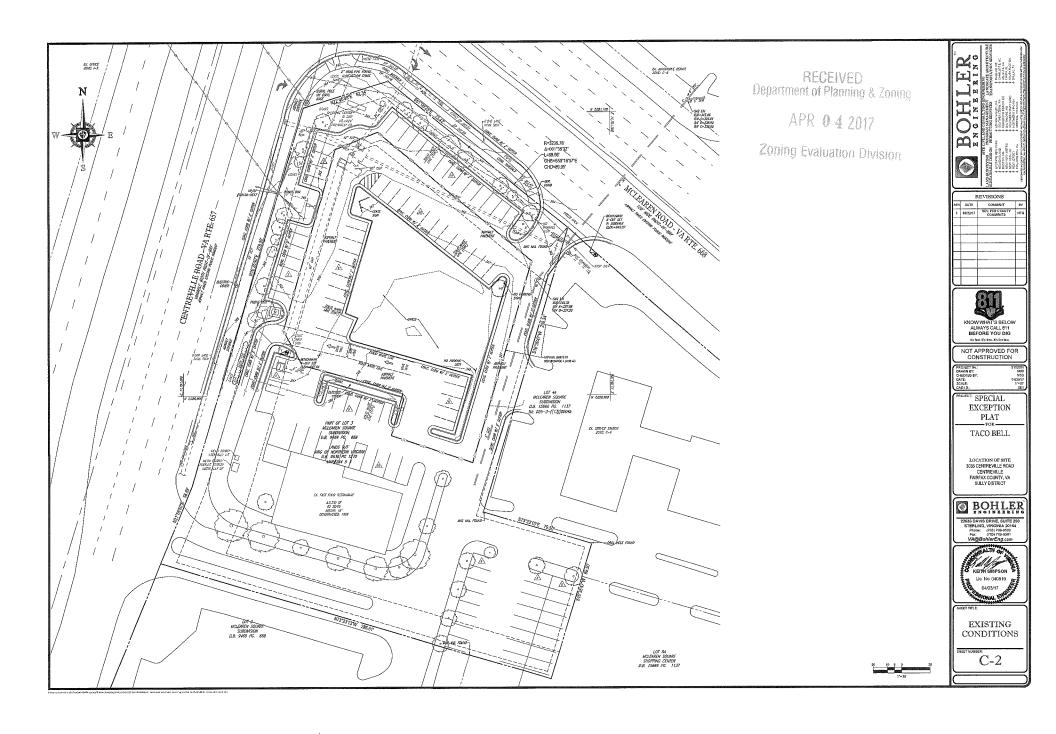
ATTORNEY

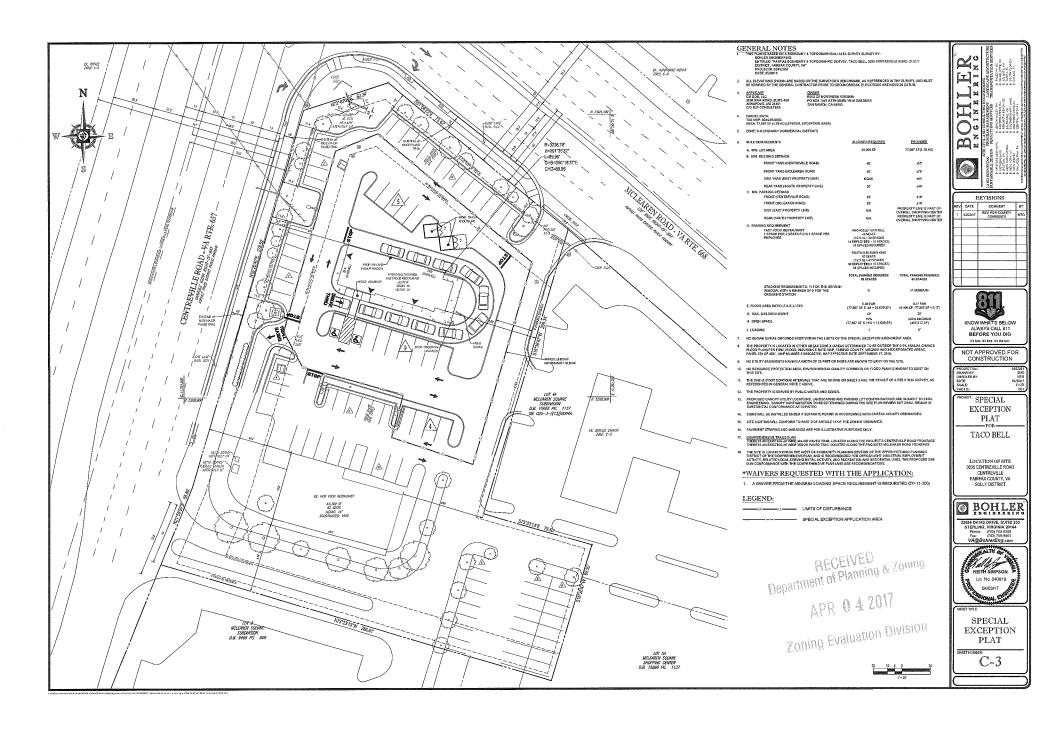
McGUIRE WOODS, LLP 1750 TYSONS BOUELEVARD; SUITE 1800 TYSONS CORNER, VA 22102 CONTACT: SHERI AKIN PHONE: 703-712-5483

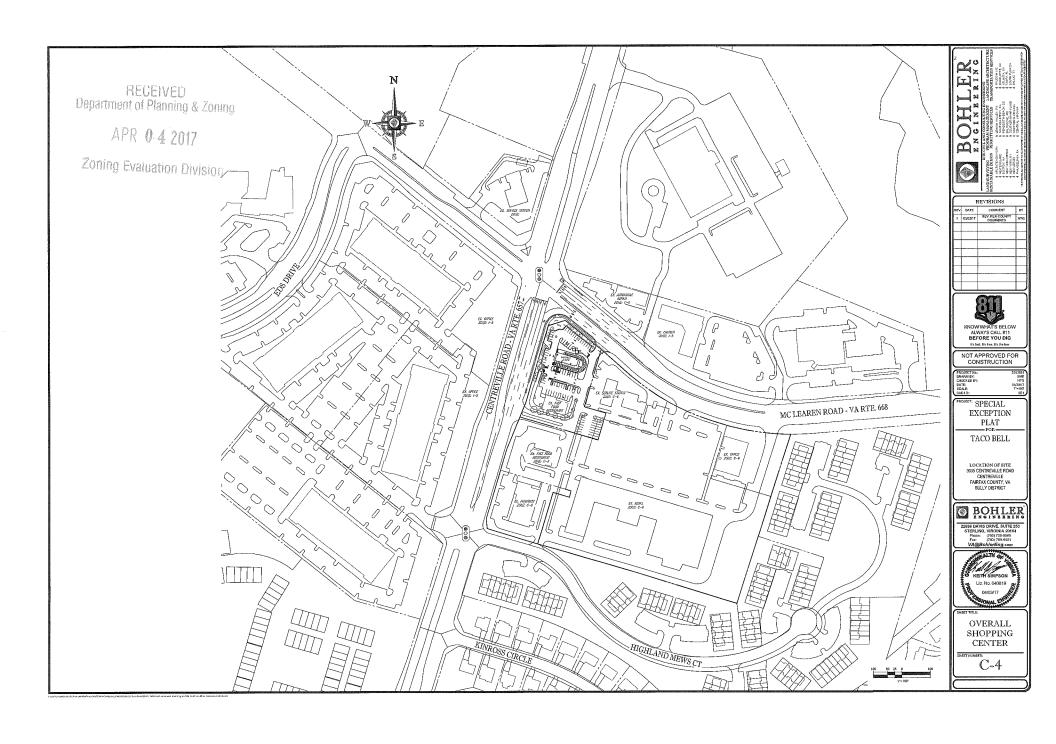


22636 DAVIS DRIVE, SUITE 250 STERLING, VIRGINIA 20164 Phone: (703) 709-9500

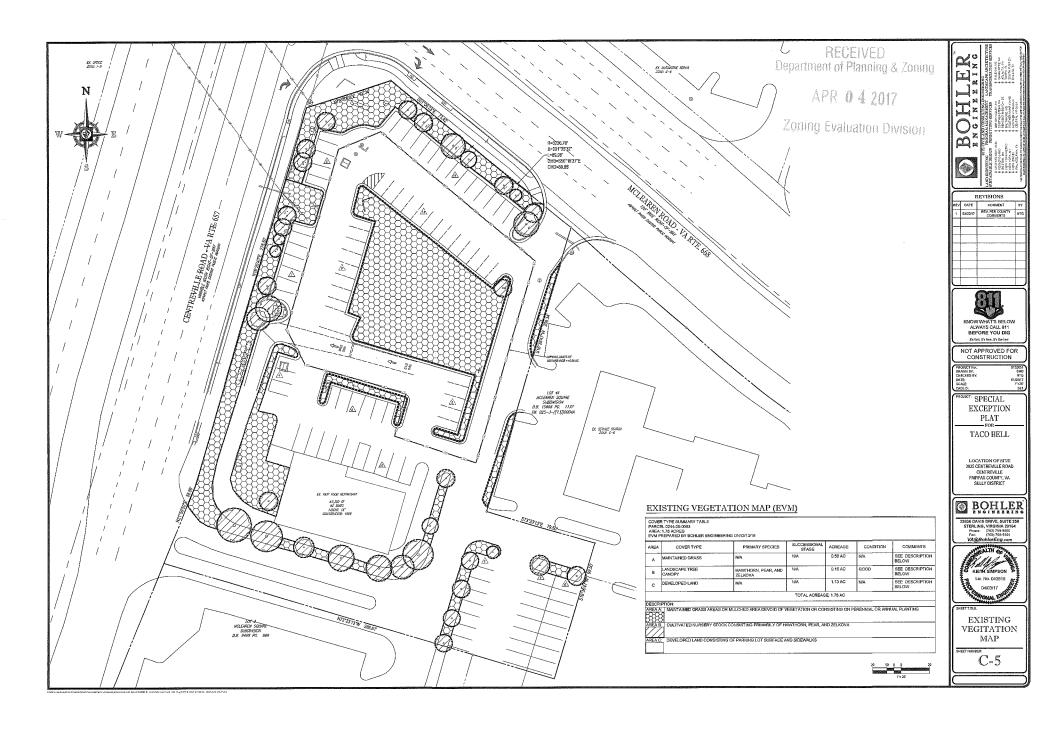
(703) 709-9501 VA@BohlerEng.com



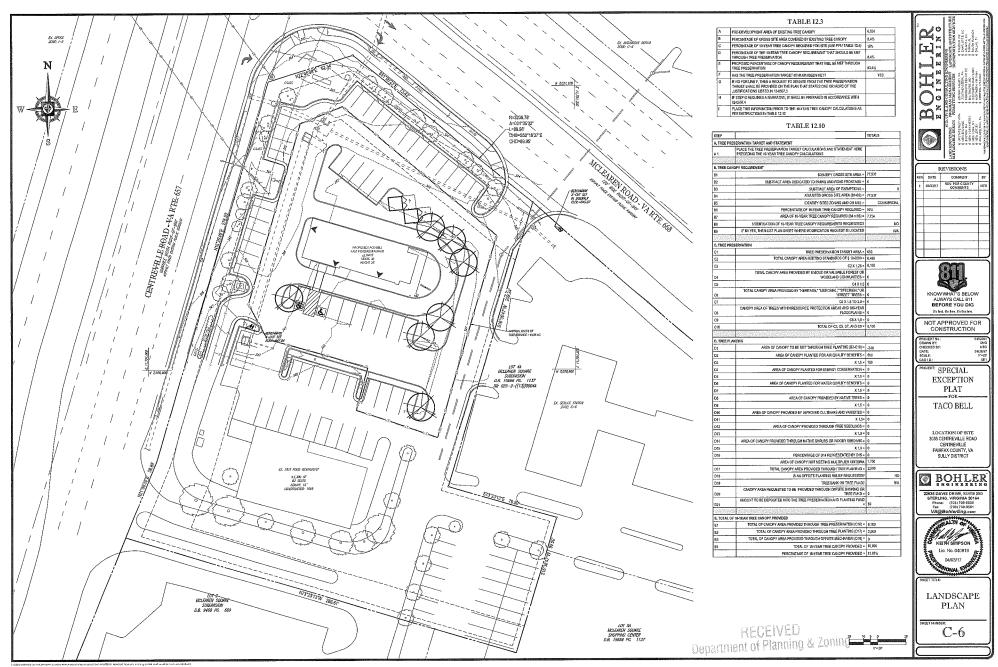




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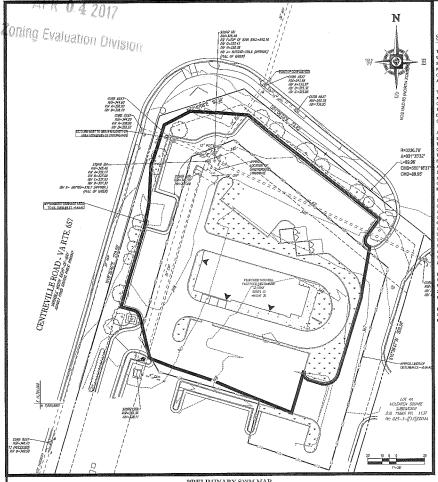


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APR 0 4 2017

Zoning Evaluation Division



#### PRELIMINARY SWM MAP

#### ADEQUATE OUTFALL ANALYSIS

THE EXISTING DEVELOPMENT OUTFALLS TO THE NORTH OF THE SITE, AND TRAVELS APPROXIMATELY 1/400 PEET WHEREIT LITERATELY DUTFALLS INTO AN EXISTING OFFSITE DETENTION POND, AT WHICH POINT IT REACHES THE KKY-YEAR FLOODFLAIN. STORMWATER IS RELEASED

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#### COVER LEGEND

PERVIOUS COVER: ±0.19 AC

#### STORMWATER MANAGEMENT NARRATIVE

THE SUBJECT SITE CONSISTS OF AN EXISTING COMMERCIAL DEVELOPMENT, WITH SEVERAL RETALERS, FAST-FOOD RESTAURANTS WITH DRIPK-TRIVES, AND A GROCEN'S TOKE. THE PRODUCED BEFOREVERS TO THE SUBJECT SITE NOLINE A DETACHED. STANDALOUR, EXOCEL FAST FOOD RESTAURANT WITH A DRIPK THRU, PROVIDED DUTHINES, AND ASSOCIATED LANGSCAPAGE. THE ROBOSED TACO BY LIRESTALIRANT SHALL BE DEVELOPED WITHIN THE LIMITS OF AN EXISTING GRASS PAD TO THE NORTHWEST NORTH OF THE COMMERCIAL DEVELOPMENT, THE SUBJECT SITE IS LOCATED AT THE SOUTHEAST QUADRANT OF THE INTERSECTION TO CENTERVILLE ROAD (VARITE, SET) AND INCLEAREN ROAD.

THE LINTS OF DISTURBANCE ASSOCIATED WITH THESE INFOVENENTS IS APPROXIMATELY 16.58 AC. AND PROVIDES AND INCREASE OF NACE A LOCKES IN METERODIS AREA. IT IS WITHOUT HIS PROPRESSIONAL CIPICATION OF THE FIRM THAT THE SULECT SITE COMMENTS. AS COMMENTALITIED AND QUESTION STORMANTER HANGELISMY CHOMINACE, (SWO) CHAPTER THE CHAPTER FER FOR SOME SECTION NEWSTRIP, IN ACCORDANCE WITH PREVIOUSLY APPROVED THAT PROSPERS AND CHITTLES VILLEMENT SOURCE SHOPPING CHITTER. NATED SEPTEMBER 11, 1902, AS A REGEVELOPMENT LINDER SWO SECTION 124-5-1, AND IN ACCORDANCE WITH THE NEW WRONIA DEC TORKSWATER REGULATIONS, A MINIMUM PHOSPHOROUS REMOVAL EFFICIENCY OF 10% IS REQUIRED.

AS DEPOTED ON SUBSCILECTUR PAPROVED PLAY THIS SPO-14, BITTLED YILD EARTH SOURCE SHEPPING CENTER LOT1 - OHS, "THE SUBJECT SHE WAS DESCRIBED WITH A PROPOSED PAIL BOX PROPOSED OF THE LOCATION OF THE CURRENTLY DESTROY GARSES FOR, DANSON OF THE PAPROVED FOR THE PROPOSED PLAY HE REMANDES AND FOR THE SUBJECT SHE SHE PAPROVERS LIVE AN EXCEPT HE REMAYS FOR THE SUBJECT SHE SHE PAPROVERS LIVE AND EXCEPT HE REMAY THE SUBJECT SHE SHE PAPROVERS LIVE AND EXCEPT HE REMAY THE SHE PAPROVED AND EXCLUSIVE THE SUBJECT SHE SHE PAPROVED AND EXCLUSIVE THE BOX PAPROVED AND EXCLUSIVE THE BOX PAPPOVED AND EXT HOWN IN THE VARIA SPREADSHEET ON SHEET C-8, THE 10'S REQUIRED POST-DEVELOPMENT TP LOAD REDUCTION IS ACHIEVED VIA THE 0.10 DECREASE IN IMPERVIOUS AREAS, IN COMPLIANCE WITH SWO SECTION 1245-4(A)(3). THEREFORE, IT IS THE PROFESSIONAL PINION OF THIS FIRM THAT BEST MANAGEMENT PRACTICES (BMP'S) ARE NOT REQUIRED FOR WATER QUALITY PURPOSES FOR THE PROVEMENTS SET FORTH IN THIS SPECIAL EXCEPTION AMENDMENT.

NOWATER BUILDING FROM THE SUBJECT SITE SHALL BE CAPTURED VIA EXISTING CURB INLET LOCATED AT THE NORTHWEST CORNER SIGNAMENTARHUMOFF FINDA THE SUBJECT STEE SHALL BE CAPUTATION OF EXCENSION CURRENT TOWNS THE CONTINUENT CONFIDENCE OF THE RANGESTOON CAPE FOR CONFIDENCE AND THE CONFIDENCE OF PRINCIPLE OF THE CONVETER CHARGET AND DETERMINING COMPLITATIONS DEMONSTRATING ADEQUACY WILL BE PROVIDED AT THE IME OF SITE PLAN, IN COMPLIANCE WITH SWO SECTION 124-4-4(D). SEE PRE TO POST SWIM SUMMMARY ON THIS SHEET FOR RE-DEVELOPMENT TO POST-DEVELOPMENT CALCULATIONS.

IT IS IN THE PROFESSIONAL OPERION OF THIS PRUTHANT THE PROPOSED SITE SHALL QUALIFY AS A GRANDFATHERED PLAN INDER STORMANTER MANAGEMENT ORDINANCE BRAND DEL-123, A DELINISTRATION HERRICH HER MARRANTER. DAN 1998-59-74-1 DEPREZEDED IT THE MONDESSEAR, FOR THE SOUTHER ONE QUENTIAN BEST EMPROPHEN SETTEMBER IT, 1926 PRIOR TO JULY 1, 2012 NOT THERE VILL NOT BE AN INCREASE IN PROSPHOROUS, RUNGEY VOLUME, OR RATE OF FRINCIPE LEARNING EACH ISCOMRIGE POINT FROM THE PREVIOUSLY APPROVED DESIGNED CONDITION.

, DUE TO DESIGN CONSTRAINTS, MODIFICATIONS NEED TO BE MADE, THE APPLICANT RESERVES THE RIGHT TO PROVIDE A TORMALITER OR EQUIVALENT STRUCTURE WITH A SIMILAR BUP TREATMENT WHICH WILL STILL PROVIDE THE 16% MINIMALM HOSPHOROUS REMOVAL REQUIREMENT OR AS OTHERWISE MODIFIED BY THE VIRM SPREADSHEET.

#### MINIMUM STORMWATER INFORMATION FOR REZONING, SPECIAL EXCEPTION, SPECIAL PERMIT AND DEVELOPMENT PLAN APPLICATIONS

The following information is required to be stross or provided in all zooling applications, or a waiver request of the substrictsion requirement with justifications shall be abstracted. Note: Waivers will be actived upon separately. Failure to adequately softens the required substraction information many insuff in a delay in processing this application.

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Snecial Parmits (Sect. 8-811 23 & 2L) Chester Study Science (Sect. 96:15 1G & 1N)

Development Plans PRC District (Sect. 18-302 3 & 4L)

FDP P Districts (Sect. 18-502 1A (6) & (17))

Amendments (Sect. 18-202 10 f & 11)

Special Exceptions (Sect. 9-011 2J & 2L)
Commercial Revitalization Districts (Sect. 9-622 2A (12) & (14))

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REVISIONS COMMENT REV. PER COUNTY COMMENTS

Piat is at a minimum scale of 1"=50" (Unless it is depicted on one sheet with a minimum scale of 1"=100")

B 2. A graphic depicting the stremaster management facility(ies) and limits of clearing and grading accommodate the stormwater management facility(ins), storm divinage pipe systems and outed posterion, pand splikeups, access coats, site outsides, energy disciplination devices, and steepes substitution measures as shown on Sheetigh Manascrip. used the soils should be lasted for suitability prior to submission of the development plan and results ion test provided as part of the description of the facility.

Facilty Name/ Type & No.	On-site area served (acres)	Off-site area served (acres)	Oreinage area (acras)	Footprint srea (sf)	Storage volume (cl)	If pond, dam height (fl.)
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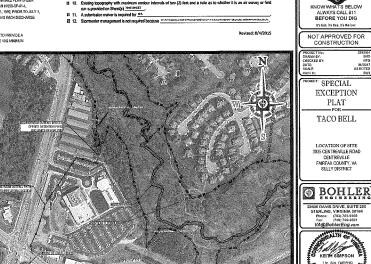
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SMD NTG 01/20/17 AS NOTED SWI

PRELIMINARY

SWM PLAN

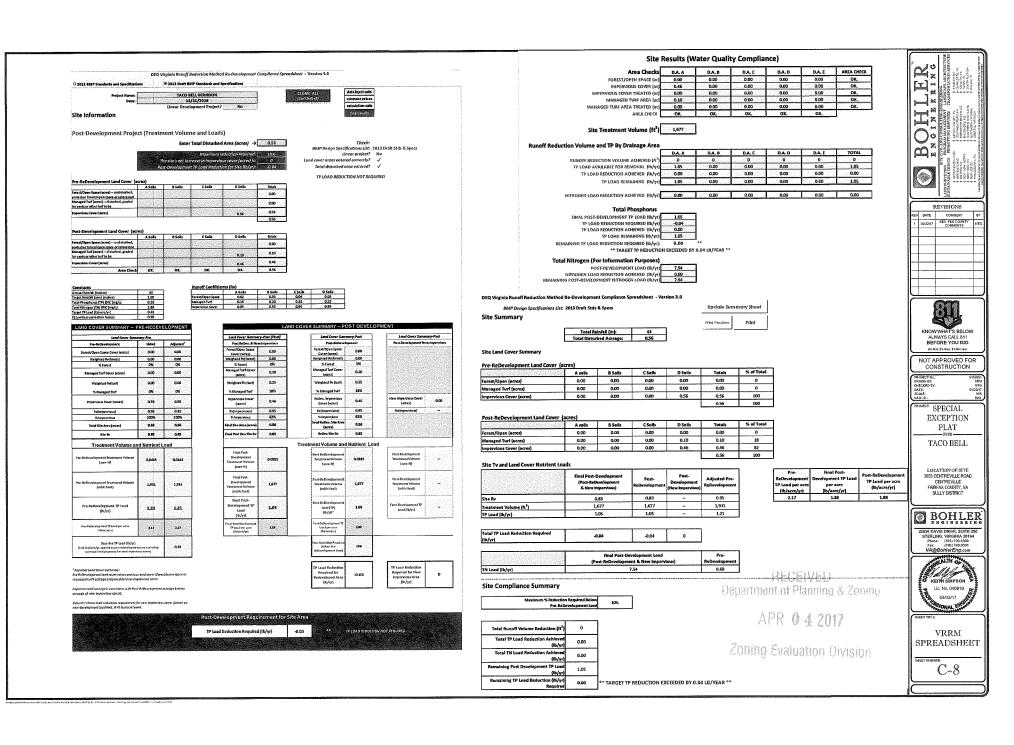
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PEAK FLOW TO C-5 NOFF COEFFICIENT (C) (10-YR EVENT) PROPOSED CONDITION 0.60 . 0.80 3.25 "SEE SHEET C-9 FOR STORM COMPUTATIONS FROM APPROVED PLAN 7693-SP-422

OUTFALL MAP



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Department of Planning & Zonunu REGENE

Zoning Evaluation Division

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OMERCE ECH. G = CA (2 gh/5, G = 0.4
TRAMSTROW PEROIT = 0.5 FT
WE'H ECH! G = CI, (H) '', G = 0.1

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STORMWATER INLET COMPUTATIONS (PUBLIC SYSTEM)

THE LENGTH (e.1.)

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BMP & STORM SEWER

MCLEAREN SQUARE SHOPPING CENTER

TRI-TEK ENGINEERING



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S offer well SEWER DESIGN

STORMWATER II (PRIVATE SYSTEM) INLET COMPUTATIONS

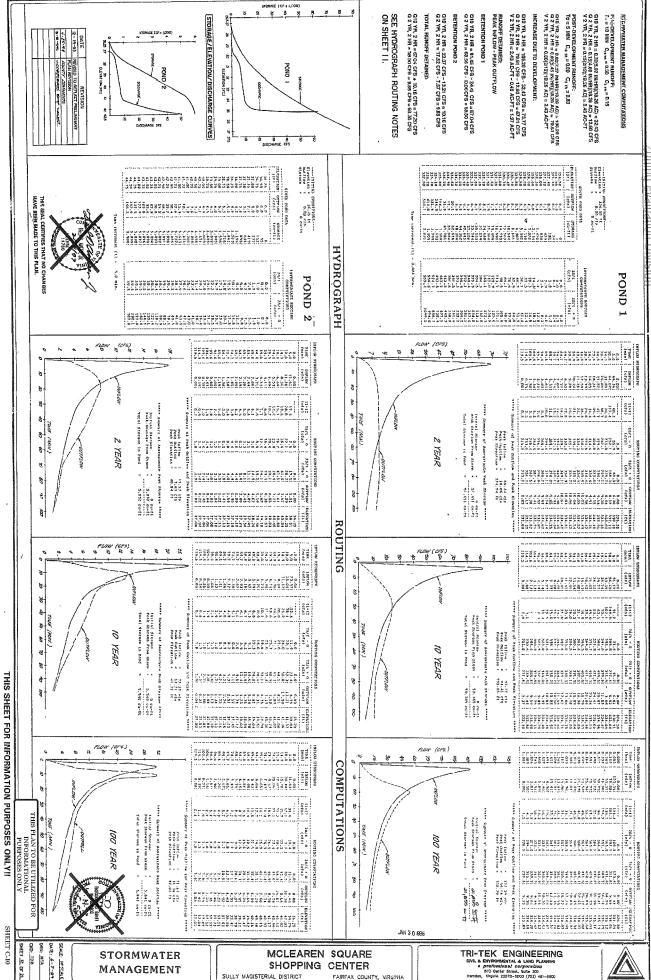
d(FT.) d/n

THIS SHEET FOR INFORMATION PURPOSES ONLY

SHEET C-9 SHEET 11 OF 28

OKD: 1.0 B. DATE -6-2:00 SCALE- IK-SOAE

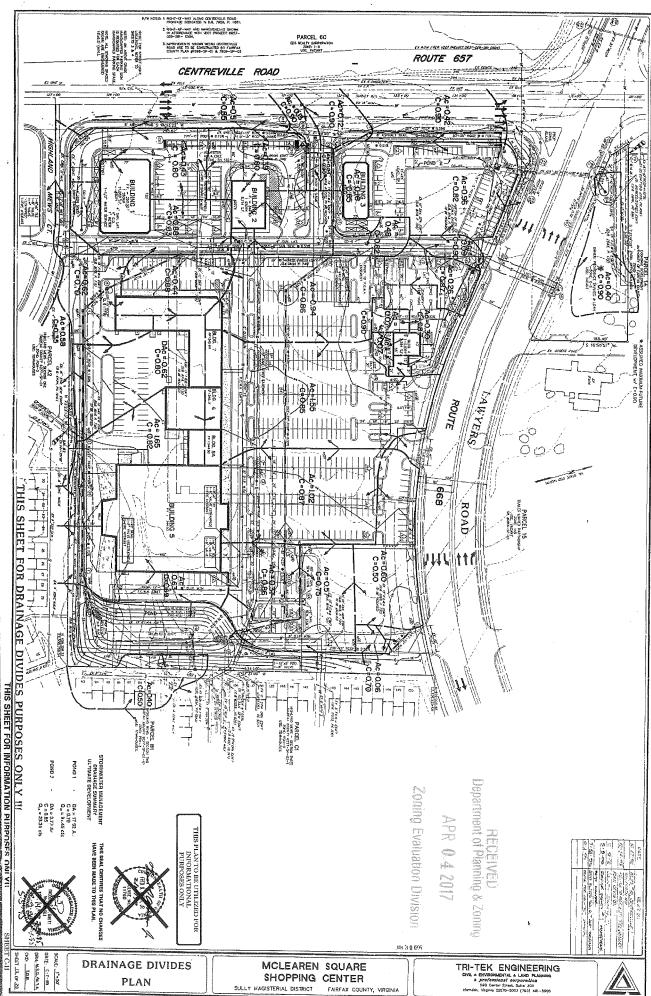
COMPUTATIONS

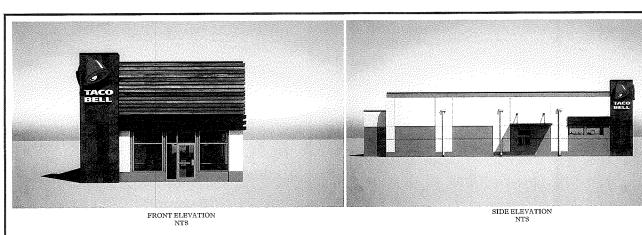


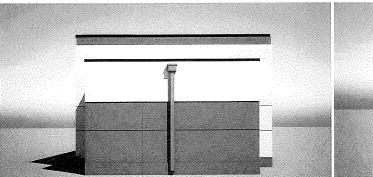
MANAGEMENT

SHOPPING CENTER SULLY MAGISTERIAL DISTRICT FAIRFAX COUNTY.





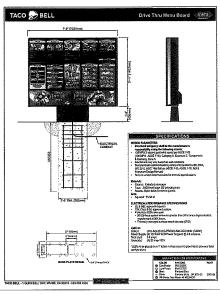








SIDE ELEVATION NTS



REGEIVED
Department of Planning & Zoning

APR 0.4 2017

Zoning Evaluation Division



REV	DATE	COMMENT	BY
1	03/22/17	REV. PER COUNTY COMMENTS	NTG
			L.
			Г
			Т
			1



NOT APPROVED FOR CONSTRUCTION

PROJECT No.: 515205
DRAME BY: 548
CHECKED BY: NTI
DATE: 0,0001
SCALE: NO.
CAPI D.: \$9

PROJECT: SPECIAL
EXCEPTION
PLAT
FOR

TACO BELL

LOCATION OF SITE 3035 CENTREVILLE ROAD CENTREVILLE FAIRFAX COUNTY, VA SULLY DISTRICT



2536 DAVIS DRIVE, SUITE 250 STERLING, VIRGINIA 20164 Phone: (703) 708-9500 Fax: (703) 708-9501 VA@BohlerEng.com



\_\_\_\_

DETAILS

C-12

TO OCA 4/4/17

# SPECIAL EXCEPTION AFFIDAVIT

		DATE:	<b>9, 3</b>	
		-	(enter date affidavit is no	otarized)
I, Sheri L. Akin				, do hereby state that I am an
(enter nam	e of appl	icant or author	orized agent)	
(check one)	[v]	applicant applicant	s authorized agent listed	in Par. 1(a) below
in Application No	.(s):			
		(enter Cou	unty-assigned application	n number(s), e.g. SE 88-V-001)
and that, to the be	st of my	knowledge ar	nd belief, the following is	nformation is true:
1() 701 0 11	•		f the manage and odds	esses of all ADDITCANTS TITLE

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:

(<u>NOTE</u>: All relationships to the application listed above in **BOLD** print 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)	ADDRESS (enter number, street, city, state, and zip code)	RELATIONSHIP(S) (enter applicable relationships listed in BOLD above)
CM & Dom, LLC Agent: Robert E. Carlucci	2530 Riva Road, Suite 400 Annapolis, MD 21401	Applicant/Lessee
King of Northern Virginia Agent: Benjamin F. Jarratt, II	PO Box 1547 San Ramon, CA 94583	Title Owner/Lessor
RJP Consulting Group, LLC Agent: William C. Lewis	100 East Lancaster Avenue, Suite 200 Downington, PA 19335	Real Estate Broker for Applicant
Bohler Engineering VA, LLC Agent: Michael J. Birkland Brian J. Clifford	22636 Davis Drive, Suite 250 Sterling, VA 20164	Engineering/Agent for Applicant

(check if applicable)

- [/] There are more relationships to be listed and Par. 1(a) is continued on a "Special Exception 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: <u>Name of trustee</u>, Trustee for (<u>name of trust, if applicable</u>), for the benefit of: (<u>state name of each beneficiary</u>).

Page	1	of 1
F 6		V 4

Sp	ecial Exception Attachment to Par. 1(a)	
D	ATE: JAN 25 2017 (enter date affidavit is notarized)	
for Application No. (s):(ente	er County-assigned application number (s))	
e o Attorney/Agent, Co	plication are to be disclosed. Multiple relation ntract Purchaser/Lessee, Applicant/Title Ovapplicant/Sitle Ovapplicant/	wner, etc. For a multiparcel
NAME (enter first name, middle initial, and last name)	ADDRESS (enter number, street, city, state, and zip code)	RELATIONSHIP(S) (enter applicable relationship listed in BOLD above)
McGuireWoods LLP Agents: Scott E. Adams David R. Gill Nicholas W. Nunn Jonathan P. Rak Gregory A. Riegle Kenneth W. Wire Sheri L. Akin Lori R. Greenlief Megan C. Rappolt	1750 Tysons Boulevard, Suite 1800 Tysons, VA 22102	Attorney/Agent for Applicant Attorney/Agent Attorney/Agent Attorney/Agent Attorney/Agent Attorney/Agent Planner/Agent Planner/Agent Planner/Agent

(check if applicable)

There are more relationships to be listed and Par. 1(a) is continued further on a "Special Exception Attachment to Par. 1(a)" form.

[]

# SPECIAL EXCEPTION AFFIDAVIT

				DATE:		JAN 25 2	2017		en e		
				DATE.	(enter	date affidav	it is notari	zed)	•		
for Ap	plication 1	No. (s): _		(enter C	ounty-as	signed appl	ication nur	nber(s))			
1(b).	affidavii	who ov	n 10%	or more	of any c	the SHAR lass of stoc a listing of a	k issued by	y said co	rporatio	ations disc n, and who	closed in this ere such
(NOT INVE	E: Includ STMENT	e SOLE TRUST	PROP	RIETOR:	SHIPS,	LIMITED	LIABILIT	TY COM	IPANIES	S, and RE	AL ESTATE
				C	ORPOR	ATION INF	ORMATIO	ON			
NAM code)		m, LLC Road, Sui	te 400	RPORA'	TION:	(enter comp	olete name	and num	ber, stree	t, city, sta	te, and zip
	и						·*				
DES	CRIPTIO [/] [ ]	There ar There ar any clas There ar	e 10 or e <u>more</u> s of sto	less share than 10 sl ck issued than 10 sl	holders, narehold by said c harehold	ck one state and all of the ers, and all corporation ers, but no son, and no should be and and should be an and should be an and should be an and should be an another than the should be an	ne sharehol of the share are listed b shareholder	eholders elow. r owns 10	owning 1 0% or mo	.0% or mo	
NAM	ES OF S	HAREF	HOLDI	ERS: (en	ter first 1	name, midd	le initial an	nd last na	me)		*.
Rober	t E. Carlucci							,			
(chec	k if applic	able)	[ <b>/</b> ]	There is	more co	rporation in	formation nent 1(b)"	and Par. form.	1(b) is co	ontinued or	n a "Special
succe has no CON must benef trust Limit	ssively untion sharehold TRACT PU include a lifectories of owning 109 and liability	l: (a) onler owning RCHASI isting and any trusts or more compani	y indivious 10% of 10% of 10% of 10% of 10% of the 10% of the 10% of 10%	merships, c dual person r more of a ESSEE* of breakdow successive APPLICAL eal estate i	orporations are listed by class of the land of all of breakdown, TITI nivestment	ns, or trusts, ed or (b) the lost stock. In to that is a positive partners wn must also LE OWNER, at trusts and to the lost manufacture of the lost of	to include the case of a cartnership, of its share contraction of the	he names corporation APPLI corporation reholders eakdowns CT PURC tlents are the listed.	CANT, Ton, or true as require of any po HASER, of treated as	ITLE OWN st, such such such above, an artnership, or LESSEE corporation note numbe	CCBStrc Dictardon.

the attachment page.

	DATE: JAN 25 2017
	(enter date affidavit is notarized)
or Application No. (s): _	(enter County-assigned application number (s))
	(enter County-assigned application number (s))
CJP Consulting Group LLC	CORPORATION: (enter complete name, number, street, city, state, and zip code)
00 East Lancaster Avenue, Suit Downington, PA 19335	te 200
FSCDIPTION OF COL	RPORATION: (check one statement)
[] There are 1	0 or less shareholders, and all of the shareholders are listed below.
	more than 10 shareholders, and all of the shareholders owning 10% or more of any
	ock issued by said corporation are listed below.  nore than 10 shareholders, but no shareholder owns 10% or more of any class of
	d by said corporation, and no shareholders are listed below.
AMES OF THE SHAR	EHOLDERS: (enter first name, middle initial, and last name)
obert J. Peppelman	
	CORPORATION: (enter complete name, number, street, city, state, and zip code)
Sohler Engineering VA, LLC 2636 Davis Drive, Suite 250	
terling, VA 20164	
ESCRIPTION OF COR	PORATION: (check one statement)
[ There are ]	10 or less shareholders, and all of the shareholders are listed below.
[ ] There are <u>i</u>	more than 10 shareholders, and all of the shareholders owning 10% or more of any
	ock issued by said corporation are listed below.  More than 10 shareholders, but no shareholder owns 10% or more of any class
[ ] There are properties of stock is:	sued by said corporation, and no shareholders are listed below.
	ELLOT DEDG. (anter first name, middle initial, and last name)
ohler Engineering, P.C.	EHOLDERS: (enter first name, middle initial, and last name)  David B. Logan
dam J. Volanth	David B. Nemecek
Iark R. Joyce Paniel M. Duke	
check if applicable) [/	There is more corporation information and Par. 1(b) is continued further on a
	"Special Exception Attachment to Par. 1(b)" form.

	DATE:
A 1° 4° NT ()	(enter date affidavit is notarized)
r Application No. (s):	(enter County-assigned application number (s))
AME & ADDRESS O	F CORPORATION: (enter complete name, number, street, city, state, and zip code)
ohler Engineering, P.C. 2636 Davis Drive, Suite 250 erling, VA 20164	
, , , , , , , , , , , , , , , , , , ,	
[] There are [] There are class of s	DRPORATION: (check one statement)  e 10 or less shareholders, and all of the shareholders are listed below.  e more than 10 shareholders, and all of the shareholders owning 10% or more of any stock issued by said corporation are listed below.  e more than 10 shareholders, but no shareholder owns 10% or more of any class of ued by said corporation, and no shareholders are listed below.
AMES OF THE SHA	REHOLDERS: (enter first name, middle initial, and last name)
dam J. Volanth	
AME & ADDRESS OF	F CORPORATION: (enter complete name, number, street, city, state, and zip code)
AME & ADDRESS OI	F CORPORATION: (enter complete name, number, street, city, state, and zip code)
	F CORPORATION: (enter complete name, number, street, city, state, and zip code)  ORPORATION: (check one statement)
ESCRIPTION OF CO  [ ] There are class of second of the control of	PRPORATION: (check one statement)  The 10 or less shareholders, and all of the shareholders are listed below.  The more than 10 shareholders, and all of the shareholders owning 10% or more of any stock issued by said corporation are listed below.  The more than 10 shareholders, but no shareholder owns 10% or more of any class
ESCRIPTION OF CO  [ ] There are class of second of stock	PRPORATION: (check <u>one</u> statement)  The <u>10 or less</u> shareholders, and all of the shareholders are listed below.  The <u>more than 10</u> shareholders, and all of the shareholders owning 10% or more of any stock issued by said corporation are listed below.
ESCRIPTION OF CO  [ ] There are class of second of stock	PRPORATION: (check one statement)  The 10 or less shareholders, and all of the shareholders are listed below. The more than 10 shareholders, and all of the shareholders owning 10% or more of any stock issued by said corporation are listed below. The more than 10 shareholders, but no shareholder owns 10% or more of any class issued by said corporation, and no shareholders are listed below.
[ ] There are class of s [ ] There are class of s [ ] There are of stock	PRPORATION: (check one statement)  The 10 or less shareholders, and all of the shareholders are listed below. The more than 10 shareholders, and all of the shareholders owning 10% or more of any stock issued by said corporation are listed below. The more than 10 shareholders, but no shareholder owns 10% or more of any class issued by said corporation, and no shareholders are listed below.

#### SPECIAL EXCEPTION AFFIDAVIT

	DATE: JAN 25 2017  (enter date affidavit is notarized)	
for Ap	ation No. (s): (enter County-assigned application number(s))	
1(c).	ne following constitutes a listing*** of all of the PARTNERS, both GENERAL and LIMI by partnership disclosed in this affidavit:	TED, in
	PARTNERSHIP INFORMATION	
King of PO Box	ERSHIP NAME & ADDRESS: (enter complete name, and number, street, city, state, and zip rthern Virginia 47 , CA 94583	code)
(check	applicable) [/] The above-listed partnership has no limited partners.	
	AND TITLE OF THE PARTNERS (enter first name, middle initial, last name, and title, eartner, Limited Partner, or General and Limited Partner)	e.g.
General	tners:	
William Patricia	. Jarratt, II Scarbrough Scarbrough	

(check if applicable) [/] There is more partnership information and Par. 1(c) is continued on a "Special Exception Affidavit 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 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.

Page	1	of	4

	DAIE:	JAN 25 ZUI/ e affidavit is notar	izad)
	(enter date	amaavii is notai	izeu)
for Application No. (s):			
(er	nter County-assigne	ed application nun	nber (s))
PARTNERSHIP NAME & ADI McGuireWoods LLP 1750 Tysons Boulevard, Suite 1800 Tysons, VA 22102	PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code) McGuireWoods LLP 1750 Tysons Boulevard, Suite 1800		

(check if applicable) [/] The above-listed partnership has no limited partners.

NAMES AND TITLES OF THE PARTNERS: (enter first name, middle initial, last name, and title, e.g., General Partner, Limited Partner, or General and Limited Partner)

## Equity Partners of McGuireWoods LLP

	Equity ( diciters of 1 leading)	<del></del>
Adams, John D. Allen, Joel S. Anderson, Arthur E., II Anderson, James M., III Anderson, Mark E. Andre-Dumont, Hubert Atty, Lisa A. Bagley, Terrence M. Barger, Brian D.	Barrett, John M. Becker, Scott L. Belcher, Dennis I. Bell, Craig D. Bilik, R. E. Blank, Jonathan T. Boardman, J. K. Brenner, Irving M. Brooks, Edwin E.	Brose, R. C. Burk, Eric L. Busch, Stephen D. Cabaniss, Thomas E. Cairns, Scott S. Capwell, Jeffrey R. Carter, Jean G. Cason, Alan C. Chaffin, Rebecca S.

(check if applicable) [/] There is more partnership information and Par. 1(c) is continued further on a "Special Exception Attachment to Par. 1(c)" form.

	DATE: <b>JAN 25</b> 2017	
	(enter date affidavit is notari	zed)
for Application No. (s):		
	(enter County-assigned application num	iber (s))

PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)

McGuireWoods LLP 1750 Tysons Boulevard, Suite 1800 Tysons, VA 22102

(check if applicable) [1] The above-listed partnership has no limited partners.

NAMES AND TITLES OF THE PARTNERS: (enter first name, middle initial, last name, and title, e.g., General Partner, Limited Partner, or General and Limited Partner)

Chapman, Jeffrey J. Clark, Jeffrey C. Cockrell, Geoffrey C. Collins, Darren W. Covington, Peter J. Cramer, Robert W. Cromwell, Richard J. Culbertson, Craig R. Cullen, Richard (nmi) Daglio, Michael R. De Ridder, Patrick A. Dickerman, Dorothea W. DiMattia, Michael J. Dooley, Kathleen H. Dossa, Mehboob R. Downing, Scott P. Edwards, Elizabeth F. Ensing, Donald A. Evans, Gregory L. Evans, Jason D. Ey, Douglas W., Jr. Farrell, Thomas M. Feller, Howard (nmi) Finger, Jon W.

Finkelson, David E.

Foley, Douglas M. Fox, Charles D., IV Franklin, Ronald G. Fratkin, Bryan A. Freedlander, Mark E. Freeman, Jeremy D. Fuhr, Joy C. Gambill, Michael A. Glassman, Margaret M. Gold, Stephen (nmi) Goldstein, Philip (nmi) Goydan, William E. Grant, Richard S. Greenberg, Richard T. Greene, Christopher K. Greenspan, David L. Gresham, A. B. Grieb, John T. Haas, Cheryl L. Hackett, Mary J. Hampton, Charles B. Harmon, Jonathan P. Harmon, T. C. Hartsell, David L. Hatch, Benjamin L.

Hayden, Patrick L. Hayes, Dion W. Hedrick, James T., Jr. Hilton, Robert C. Horne, Patrick T. Hornyak, David J. Hosmer, Patricia F. Howard, Justin D. Hughes, John L., Jr. Jackson, J. B. Jewett, Bryce D., III Jordan, Hilary P. Justus, J. B. Kahn, Brian A. Kanazawa, Sidney K. Kane, Matthew C. Kang, Franklin D. Kannensohn, Kimberly J. Katsantonis, Joanne (nmi) Keeler, Steven J. Kelly, Brian J. Kilpatrick, Gregory R. King, Donald E. Kobayashi, Naho (nmi)

Hatcher, J. K.

(check if applicable) [1] There is more partnership information and Par. 1(c) is continued further on a "Special Exception Attachment to Par. 1(c)" form.

	DATE:	JAN 25 2017		
for Application No. (s):	(en	ter date affidavit is notar	rized)	
	(enter County-	assigned application nur	nber (s))	•

PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)

McGuireWoods LLP 1750 Tysons Boulevard, Suite 1800 Tysons, VA 22102

(check if applicable) [/] The above-listed partnership has <u>no limited partners</u>.

NAMES AND TITLES OF THE PARTNERS: (enter first name, middle initial, last name, and title, e.g., General Partner, Limited Partner, or General and Limited Partner)

Konia, Charles A. Kratz, Timothy H. Kromkowski, Mark A. Krueger, Kurt J. Kutrow, Bradley R. La Fratta, Mark J. Lamb, Douglas E. Lapp, David R. Lias-Booker, Ava E. Link, Vishwa B. Little, Nancy R. Long, William M. Lukitsch, Bethany G. Maddock, John H., III Mandel, Michael D. Manning, Amy B. Marianes, William B. Marshall, Gary S. Marshall, Harrison L., Jr. Marsico, Leonard J. Martin, Cecil E., III Martin, George K. Martinez, Peter W. Mason, Richard J. Mathews, Eugene E., III

Mayberry, William C. McDonald, John G. McFarland, Robert W. McGinnis, Kevin A. McIntyre, Charles W. McKinnon, Michele A. McLean, David P. McLean, J. D. McNab, S. K. McRill, Emery B. Michalik, Christopher M. Milianti, Peter A. Moldovan, Victor L. Muckenfuss, Robert A. Mullins, Patrick T. Murphy, Sean F. Nahal, Hardeep S. Natarajan, Rajsekhar (nmi) Neale, James F. Nesbit, Christopher S. Newhouse, Philip J. O'Grady, John B. Oakey, David N. Older, Stephen E. Oostdyk, Scott C.

Padgett, John D. Perzek, Philip J. Phillips, Michael R. Powell, David C. Pryor, Robert H. Pumphrey, Brian E. Pusateri, David P. Rak, Jonathan P. Reid, Joseph K., III Richardson, David L. Riegle, Gregory A. Riley, James B., Jr. Riopelle, Brian C. Roach, Derek A. Roberts, Manley W. Rogers, Marvin L. Rohman, Thomas P. Rosen, Gregg M. Rusher, Mary Nash K. Russo, Angelo M. Rust, Dana L. Satterwhite, Rodney A. Scheurer, Philip C. Sellers, Jane W. Sethi, Akash D.

D	DATE: JAN 25 2017	
	(enter date affidavit is notarized)	
for Application No. (s):		
	er County-assigned application number (s))	_
PARTNERSHIP NAME & ADDI McGuireWoods LLP 1750 Tysons Boulevard, Suite 1800 Tysons, VA 22102	RESS: (enter complete name & number, street	, city, state & zip code)
(check if applicable) [1] The	above-listed partnership has no limited partner	<u>s</u> .
	PARTNERS: (enter first name, middle initial, , or General and Limited Partner)	last name, and title, e.g.,
Shelley, Patrick M. Simmons, L. D., II Slone, Daniel K. Spahn, Thomas E. Spitz, Joel H. Spitzer, Mark A. Spivey, Angela M. Stallings, Thomas J. Steen, Bruce M. Steggerda, Todd R. Stein, Marta A. Stone, Jacquelyn E. Swan, David I. Symons, Noel H. Tarry, Samuel L., Jr. Taylor, R. T. Thanner, Christopher J. Thornhill, James A. Van Horn, James E. Vance, Robin C. Vaughn, Scott P. Vick, Howard C., Jr. Viola, Richard W. Visconsi Law Corporation, John I. Wade, H. L., Jr.	Walker, Barton C. Walker, John T., IV Walker, Thomas R. Walker, W. K., Jr. Walsh, Amber M. Westwood, Scott E. Whelpley, David B., Jr. White, H. R., III White, Walter H., Jr. Wilburn, John D. Williams, Steven R. Woodard, Michael B. Wren, Elizabeth G.  *Does not own 10% or more of McGuireWoods LLP	

# SPECIAL EXCEPTION AFFIDAVIT

	DATE: JAN 25 2017	
	(enter date affidavit is notarized)	
for Ap	pplication No. (s):	
	(enter County-assigned application number(s))	
1(d).	One of the following boxes <u>must</u> be checked:	
	[ ] In addition to the names listed in Paragraphs 1(a), 1(b), and 1(c) above, the following is a of any and all other individuals who own in the aggregate (directly and as a shareholder, p and beneficiary of a trust) 10% or more of the APPLICANT, TITLE OWNER, CONTE PURCHASER, or LESSEE* of the land:	artnei
÷		
	[/] Other than the names listed in Paragraphs 1(a), 1(b), and 1(c) above, no individual owns in aggregate (directly and as a shareholder, partner, and beneficiary of a trust) 10% or more of APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land	of the
2.	That no member of the Fairfax County Board of Supervisors, Planning Commission, or any mer 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 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 "Special Exception Attachment to Par. 2" form.	

Applic	cation No.(s):	
	(county-assigned application number(s), to be entered by County Staff)	Page Five
	SPECIAL EXCEPTION AFFIDAVIT	
	DATE: JAN 25 2017	
•	(enter date affidavit is notarized)	
3.	That within the twelve-month period prior to the public hearing of this application, no mem Fairfax County Board of Supervisors, Planning Commission, or any member of his or her in household, either directly or by way of partnership in which any of them is a partner, employer attorney, or through a partner of any of them, or through a corporation in which any of the officer, director, employee, agent, or attorney or holds 10% or more of the outstanding bone of stock of a particular class, has, or has had any business or financial relationship, other the ordinary depositor or customer relationship with or by a retail establishment, public utility, including any gift or donation having a value of more than \$100, singularly or in the aggregany of those listed in Par. 1 above.  EXCEPT AS FOLLOWS: (NOTE: If answer is none, enter "NONE" on line below.)	nmediate yee, agent, em is an ls or shares an any or bank,
	NONE	
	NOTE: Business or financial relationships of the type described in this paragraph that a the filing of this application and before each public hearing must be disclosed propublic hearings. See Par. 4 below.)  (check if applicable) [ ] There are more disclosures to be listed and Par. 3 is continued "Special Exception Attachment to Par. 3" form.	ior to the
4.	That the information contained in this affidavit is complete, that all partnerships, corand 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 pand every public hearing on this matter, I will reexamine this affidavit and provide an or supplemental information, including business or financial relationships of the type in Paragraph 3 above, that arise on or after the date of this application.	orior to each ly changed
WIT	TNESS the following signature:	
	(check one) [] Applicant [/] Applicant's Authorized	Agent
	Sheri L. Akin, Senior Land Use Planner	

(check one)

[] Applicant

[] Applicant's Authorized Agent

Sheri L. Akin, Senior Land Use Planner
(type or print first name, middle initial, last name, and & title of signee)

Subscribed and sworn to before me this 25th day of January 2017, in the State/Comm. of Virginia, County/City of Fourfax

Notary Public

My commission expires: 5/31/2020

