



HERNDON BOARD OF ZONING APPEALS
Regular Meeting Minutes
Thursday, October 24, 2024

1. Call to Order

Chair Pierce called the October 24, 2024, Board of Zoning Appeals meeting to order at 7:00 p.m. in the Herndon Council Chambers Building, 765 Lynn Street, Herndon, Virginia. In attendance were: Chair Carilyn Pierce, Vice Chair Stevan Porter; and Board Members Stephanie Frye, Yung Kim, and Stephen Mundt.

Staff present during the meeting: Lauri Sigler, Deputy Town Attorney; David Stromberg, Zoning Administrator; and Collin J. Okoniewski, Planning Operations Manager

Chair Pierce determined there was a quorum with all members present.

2. Approval of Minutes

a. September 26, 2024, Board of Zoning Appeals Regular Meeting Minutes

Board Member Mundt motioned to approve the September 26, 2024, Board of Zoning Appeals regular meeting minutes. Motion seconded by Board Member Kim. The question was called on the motion, which was approved by a 5-0 roll call vote. Board Members Frye, Kim, Mundt, Vice Chair Porter, and Chair Pierce voted "Aye."

3. Comments

a. Comments from the Staff Members

No comments were offered.

b. Comments from the Board Members

No comments were offered.

c. Comments from Citizens

Greg Morgan, 702 Nash Street

4. Public Hearing

- a. **BZA #24-004, 641 Nash Street - Appeal of a Zoning Administrator's Decision. An appeal of the Zoning Administrator's decision issued on July 30, 2024, declaring the Town Plan SLDP #23-03 to be withdrawn, pursuant to Section 780-153.1(c)(2), submittal of revised application and time limit for resubmission.**

Certifications of Publications from the Editor of the Fairfax County Times Newspapers were filed, showing that notices of the following public hearing item were duly advertised in the October 4 and October 11, 2024, issues.

Chair Pierce recognized Vice Chair Porter and Board Member Mundt to read their disclosure statement related to BZA #24-004, 641 Nash Street - Appeal of a Zoning Administrator's Decision. They indicated that they are able to participate in the discussion and consideration of the appeal fairly, objectively, and in the public interest. The disclosure statement has been recorded in the Town Attorney's Office.

Chair Pierce recognized Ms. Sigler to provide information on the applicant's request for a continuance. Ms. Sigler stated that on October 15th, 2024, the applicant's attorney requested a continuance of the appeal to the November 21, 2024, Board of Zoning Appeals, which has been agreed to by the parties. Further, Ms. Sigler stated that the matter continues to move positively towards settlement of the issue. Ms. Sigler stated that should the board approve the continuance, the public hearing will not be opened and no testimony will be taken this evening. As the item has been publicly advertised, the Board must take action to continue the item.

Board member Mundt reiterated his shared frustration on the matter, and stressed that the Town should provide better answers to the community.

Ms. Sigler stated that the Town understood, and reiterated that things were moving forward between the Town, the applicant, and the applicant's legal representative.

Vice Chair Porter made a motion to continue the public hearing to November 21, 2024. The motion was seconded by Board Member Frye. The question was called on the motion, which was approved by a 5-0 roll call vote. Board members Frye, Kim, Mundt, Vice Chair Porter, and Chair Pierce voted "Aye."

5. Adjournment

There being no further business, and without objection, Chair Pierce adjourned the October 24, 2024 Board of Zoning Appeals meeting at 7:12 PM.

A handwritten signature in black ink that reads "Aaron Zoellick". The signature is written in a cursive, flowing style.

Aaron Zoellick
Clerk of Boards and Commissions

Minutes approved by the Board of Zoning Appeals: November 21, 2024