

**DRAFT MINUTES**  
**Commission on Local Government**  
**Public Hearing**  
**Town of Herndon - Loudoun County**  
**Voluntary Settlement Agreement**  
**7:00 p.m., July 14, 2014**  
**Herndon Council Chambers Building**  
**765 Lynn Street**  
**Herndon, Virginia 20170**

**Members Present**

John T. Stirrup, Jr., Chairman  
Bruce C. Goodson, Vice-Chairman  
Cole Hendrix  
John G. Kines, Jr.  
Victoria L. Hull

**Members Absent**

**Staff Present**

Zachary Robbins, Local Government Policy Manager  
Edward Lanza, Senior Public Finance Analyst

**I. Call to Order**

**A. Welcome**

Commission Chairman John T. Stirrup, Jr. called the meeting to order at 7:00 p.m. on July 14, 2014 in the Herndon Council Chambers Building in Herndon, Virginia. Mr. Stirrup explained that the Commission is present to review a proposed voluntary settlement agreement between the Town of Herndon and Loudoun County. He further explained that the proposed agreement provides for the immediate annexation to the Town of Herndon of approximately 2.5 acres of territory located in Loudoun County; for the waiver by the Town of certain extraterritorial subdivision regulation rights; for the joint exercise of certain zoning rights; and for other matters.

**B. Introduction of Commission Members and Staff**

Next, Mr. Stirrup introduced the members of the Commission and provided biographical information on each member. He also introduced the Commission staff.

**II. Commission's Review**

Mr. Robbins explained that the Commission on Local Government is directed by law to review proposed annexations and other local boundary change and transition issues – as well as negotiated agreements settling such matters – prior to their presentation to the courts for ultimate disposition. Upon receipt of notice of such proposed action or agreement, the Commission is directed to “hold hearings, make investigations, analyze local needs and make findings of facts and recommendations” regarding the issue to the affected local governments. With respect to a proposed agreement that is negotiated under the authority of Section 15.2-3400 of the Code of Virginia – such as the one proposed here – the Commission is required to report, in writing, its findings and recommendations as to whether the proposed settlement is in the best interest of the Commonwealth.

Mr. Robbins indicated that the public hearing was advertised by notice published in the Loudoun Times Mirror on Wednesday, June 18, 2014 and again on Wednesday, June 25, 2014 and also in the Fairfax County Times on Friday, June 20, 2014 and Friday, June 27, 2014. In addition, notice of the oral presentations was mailed to the local governments contiguous to, or sharing functions, revenue or tax sources with the Town and County. Mr. Robbins advised those in attendance that the public hearing is intended to afford the public an opportunity to comment on the proposed voluntary settlement agreement. He added that the Commission has agreed to keep its record open for the receipt of additional written citizen comment through July 28, 2014 and will close its record as of that date. Mr. Robbins said that the Commission will endeavor to render its report to the affected local governments prior to the end of September 2014, and advised the audience that the Commission is scheduled to meet on September 8 in the Richmond area to present its findings.

**III. Receipt of Testimony**

Mr. Stirrup indicated that those who pre-registered would first have the opportunity to speak, followed by those who signed up at the meeting, followed by any others. He asked that any groups choose a spokesperson so as to avoid repetitious remarks, and to limit comments to no more than five minutes per speaker.

Of the approximately 7 persons who attended the public hearing, the following 2 citizens addressed the Commission during the public hearing:

- Mr. Richard Downer of the Town of Herndon spoke in support of the agreement.
- Mr. Les Sidell of the Town of Herndon spoke in support of the agreement and cited that the Town would have compatible development with Loudoun County.

**IV. Closing Remarks**

Mr. Stirrup expressed the Commission's appreciation to the speakers for the comments they provided and to the community for its hospitality to the Commission. He noted that the Commission should issue its report by the end of September 2014.

**V. Adjournment**

Mr. Goodson made a motion to adjourn, which was seconded by Mr. Kines. Such motion was unanimously adopted, and the meeting was adjourned at 7:10 p.m.

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John T. Stirrup, Jr.  
Chairman

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Zachary Robbins  
Local Government Policy Manager