

**Mayor**

Francis P. Etro, Jr.

**Council**

Mary Anne Graham, Vice Mayor  
Janet Heston  
John W. Heyner  
Carter Marrow  
Scott Ramsey



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**Town Administrator & Clerk**

Bradley Polk

January 6, 2007

Mr. Scott York, Chairman  
County of Loudoun Board of Supervisors  
One Harrison Street  
P.O. Box 7000  
Leesburg, VA. 20177-7000

Ms. Melinda Artman  
County of Loudoun Zoning Administrator  
One Harrison Street  
P.O. Box 7000  
Leesburg, VA. 20177-7000

**RE: Appeal of Zoning Administrator Determination**

This letter is to officially inform the County of Loudoun that the Town of Round Hill and members of the Round Hill Community are aggrieved by the Zoning Administrators determination dated December 8, 2006 in regard to the “Round Hill Aquatic Facility; Proffers 41a and 41b for ZMAP 1989-004”.

At the regularly scheduled January 4, 2007 meeting of the Round Hill Town Council and after receiving public comment and agenda discussion, the Town Council unanimously voted to direct the Mayor to place an appeal of the Zoning Administrators Determination as referenced above for both the Town and the Round Hill Community at large.

The Round Hill Town Council and members of the Round Hill Community are aggrieved with the determination that the applicant has satisfied the requirement of Proffer 41(a) as accepted by the County with ZMAP 1989-004. We are of the opinion that the combined indoor facility as presented through the documentation referenced in the Zoning Administrators determination is not of equal value of the stated proffer which reads:

*“Applicant will comply with the Department of Parks and Recreation Service Plan (dated August 1987) with regard to monetary contribution to Loudoun County Board of Supervisors for a junior Olympic swimming pool. Amount of monetary contribution to be made will be based upon Means Construction Price Guide for the year the contribution is made. Should the Department of Parks and Recreation conclude it would rather have Applicant provide alternative facilities or alternative services to said contribution”*

# Town of Round Hill

Chairman, Mr. Scott York  
County of Loudoun Board of Supervisors  
Ms Melina Artman  
County of Loudoun Zoning Administrator  
Re: Appeal of Zoning Administrator Determination  
January 06,2007  
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The Round Hill Town Council and members of the Round Hill Community are aggrieved with the determination that the applicant has satisfied the requirement of Proffer 41(b) as accepted by the County with ZMAP 1989-004. We are of the opinion that the combined indoor facility as presented through the documentation referenced in the Zoning Administrators determination is not of equal value of the stated proffer which reads:

*“Applicant will comply with the Department of Parks and Recreation Service Plan (dated August 1987) with regard to construction of a community center, and dedicate such to the Loudoun County Board of Supervisors. Should the Department of Parks and Recreation conclude it would rather have the Applicant provide alternative services or have the Applicant provide alternative services or have the Applicant make monetary contribution to a larger facility to be built at said site”*

The Round Hill Town Council and members of the Round Hill Community are aggrieved with the determination that the County can support an FSM waiver to allow this combined indoor facility to use gravel as a finish surface for the parking lot. Based upon the existing facilities located at this County Community Park and the anticipated all year operation of this indoor facility, we are of the opinion that a gravel surface parking lot is inconsistent and inadequate for the parks intended use.

The Round Hill Town Council and members of the Round Hill Community are aggrieved with the determination in regard to the meaning of the term “implemented”. Based upon the documentation provided and the existing needs of the Round Hill Community as impacted by this development, we are of the opinion that the definition of implemented is inadequate and not consistent with the general definition of this term.

Sincerely,

Francis P. Etro  
Mayor, Town of Round Hill  
Copy:

Blue Ridge Supervisor Jim Burton  
Round Hill Town Council  
Town Attorney Maureen Gillmore  
Aggrieved Members of the Round Hill Community