

**RESOLUTION OF BOARD OF SUPERVISORS OF LOUDOUN COUNTY, VIRGINIA,
AUTHORIZING AND DIRECTING THE DIRECTOR OF BUILDING OF
DEVELOPMENT TO ESTABLISH INTERIM TECHNICAL STANDARDS THROUGH
TECHNICAL AND PROCEDURAL NEWSLETTERS AS NECESSARY
TO IMPLEMENT ZOAM-2020-0001, ZONING ORDINANCE REWRITE**

WHEREAS, on December 13, 2023, the Board of Supervisors of Loudoun County, Virginia (Board), following a public hearing, adopted an Ordinance Approving and Adopting ZOAM-2020-0001, Zoning Ordinance Rewrite, resulting in the adoption of a new Loudoun County Zoning Ordinance (“Zoning Ordinance”); and

WHEREAS, the Loudoun County Facilities Standards Manual (“FSM”) provides technical standards that are necessary for the implementation of federal, state, and local regulations, including without limitation the Zoning Ordinance and the Loudoun County Land Subdivision and Development Ordinance (“LSDO”); and

WHEREAS, under FSM Sections 1.200.A and E, and LSDO Sections 1241.02, 1241.09, 1242.03, and 1242.13, the Director of the Loudoun County Department of Building and Development (“Director”) is the designated official charged with the administration of the FSM and LSDO and has general authority to provide interpretations, resolve conflicts between the FSM and LSDO and other local, state, and federal laws, and promulgate administrative rules for the processing of plats or plans, which general authority includes without limitation issuing interim technical standards; and

WHEREAS, existing FSM or LSDO standards may not conform to or be consistent with certain regulations of the new Zoning Ordinance, and there may be new regulations in the Zoning Ordinance for which corresponding FSM standards do not yet exist.; and

WHEREAS, in order to implement the Zoning Ordinance, such standards must be addressed on an interim basis during the time period between the adoption of the Zoning Ordinance and adoption of amendments to the FSM and LSDO necessary to address such standards; and

WHEREAS, the Board desires for the Director to issue interim technical standards as necessary to implement the Zoning Ordinance; and

WHEREAS, such interim technical standards are necessary to prevent delays in processing land development applications.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors hereby authorizes and directs the Director to issue interim technical standards as necessary to address inconsistencies between Zoning Ordinance regulations and FSM standards and LSDO regulations, and/or develop FSM standards, as needed, for new or amended regulations in the Zoning Ordinance.

BE IT FURTHER RESOLVED that the Director shall issue such interim technical standards by Technical and Procedural Newsletter (“Tech Memo”) and provide a copy of each Tech Memo to the Board as an information item following its issuance.

BE IT FURTHER RESOLVED that the direction to provide interim standards pursuant to this resolution is in furtherance of the orderly subdivision of land and its development, and the public necessity, convenience, and general welfare.

Phyllis J. Randall, Chair

Board of Supervisors of Loudoun County, Virginia

The undersigned Clerk of the Board of Supervisors of Loudoun County, Virginia, certifies that the foregoing Resolution was adopted by the Board of Supervisors on December 13, 2023.

WITNESS my signature and the seal of the Board of Supervisors of Loudoun County, Virginia, this 13th day of December 2023.

Clerk, Board of Supervisors of
Loudoun County, Virginia