



DUMFRIES, VIRGINIA  
Virginia's Oldest Continuously Chartered Town  
CHARTERED 1749 INCORPORATED 1961

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## MEMORANDUM

TO: Mayor and Town Council  
FROM: Daniel E. Taber, Town Manager  
DATE: August 7, 2012  
RE: Town Manager's Report

During the month of July, 2012, staff and I continued to spend a significant amount of time dealing with issues related to Zoning and Property Code violations and Business License Related issues as well. Integral to these efforts were an increase in actual drive-by inspections of areas in violation and an increase in issuing official notices for these violations. I am pleased with the fact that in several instances, staff was able to simply advise the tenant or landowner at the time the violation was noted and immediate corrective action was taken by them. Delinquent notices were mailed to known businesses that had not renewed their business licenses and since the deadline for compliance on the delinquency notices has passed, staff will begin enforcing the criminal violation with misdemeanor summonses for court appearances and trial.

### **Ginn Park Project**

As a result of some weather-related delays and the need to back-order some equipment for the basketball court, there has been a two-week set-back in estimated completion time for Phase One of this project. The Ginn Memorial Park Committee has continued to meet and is looking forward to bringing their recommendations for implementation of Phase Two forward to Council for information and approval.

### **Potomac Landfill**

Potomac Landfill has asked that they be allowed to do an open session presentation to Council concerning the two options they have available to them. This presentation is currently scheduled to take place at the August 21, 2012 Town Council meeting and will be scheduled on the agenda for that night. I have attached a copy of the most recent correspondence from John Foote, attorney for the landfill, for your review. I encourage you to contact me with any questions you may have in this regard as soon as possible so I can provide you specific information prior to that presentation.

### **First Town Center Project**

Town staff has met with Mr. Singh concerning the First Town Center Project and have discussed timeline and other related issues with him. Staff will be sending him a letter summarizing that discussion and requesting additional actions and items that have been previously requested from him.

### **Refunding the 2003 Bond**

We are still on track to complete this refunding effort on schedule.

### **Random Drug Testing**

On June 9, 2012, the Town held its first random drug screening for Town employees for FY 13. The Personnel Policy requirements were followed in the administration of these random tests.

### **Farmer's Market**

I attended the opening of the Town's Farmer's Market on July 14, 2012 and was very pleased with its organization and the number of people attending. Cydney Neville has briefed you on this event and will continue to do so throughout the 2012 market season.

### **New Council Orientation**

On July 14, 2012, a New Council Orientation briefing was held from 0900 – 1400 hours. During this presentation Department Heads and I briefed those in attendance on the various responsibilities and duties of our positions and provided insight into current ongoing projects.

### **Grand Openings**

I, along with several Council and Staff, attended the grand openings for *Bowhead* and *Engility* on July 18, 2012. Both events were very well attended with representation from the Town Council and staff.

### **Town Tour for Council**

On July 20, 2012, Councilwomen Reynolds and Washington took advantage of an opportunity afforded new Council Members to visit the various work locations utilized by Town Staff. They toured Town Hall, the Community Center, the Police Department, and the Town Shop and had many questions and appeared to learn a lot from the endeavor.

### **Cigarette Tax Board Meeting**

On July 25<sup>th</sup>, representatives of the Virginia Cigarette Tax Board met with me and Dumfries Police Department officials to discuss their cigarette tax enforcement program. They left handouts and training resources for use by the Department.

### **Dumfries Business Association (DBA)**

On July 26, 2012, I attended the DBA meeting held at 7:30 that morning. The meeting was well attended by members and staff and I was available to answer several questions that were brought forward.

### **Virginia Unemployment Commission Conference Call**

On July 27, 2012, I participated in a conference call regarding a claim for unemployment benefits filed by a previous employee. Although the employee did not participate as was expected, the process was held and lasted about thirty minutes. It might be months before a final determination is made in this matter.

### **Other Various Town Manager Activities for July**

- Daily Administrative Responsibilities
- Staff Meetings
- Regular Council Meeting

- Briefings and Meetings with Town Attorney On Several Issues
- Individual Meetings with Staff
- Individual Meetings and Telephone Conversations with Council Members
- Individual Meetings and Conversations with Citizens
- Senior Citizen's Luncheon
- Meetings with County Elected Officials and Staff
- Various Committee Meetings
- Personnel Related Meetings
- Weekly Drive-Through of the Town

Should you have any questions or concerns, please contact me.



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July 23, 2012

Mr. Daniel Taber  
Town Manager  
Town of Dumfries  
101 South Main Street  
Dumfries, Virginia 22026

Re: Potomac Landfill Expansion

Dear Dan:

As you know, this firm represents Potomac Landfill, Inc., in connection with aspects of its operations in the Town. Over the past several months, PLI has broached with the Town its expansion plans, within the limits of the authority to expand that it possesses as a consequence of the 1987 Stipulation and Order, and pursuant to Virginia law and regulations of the Department of Environmental Quality. As you also know, Ms. Sanders and I had a long and cordial meeting regarding these issues in early May of this year and I am sure that the Town was ably briefed. I know, too, that you have spoken directly with Mr. Leake.

PLI has essentially two options for continuation of its operations. It may expand outwards, or it may expand upwards. PLI believes that there are compelling reasons the Town should prefer upward expansion, not the least of which is that it promises successful closure of the operation in a decidedly shorter time, with concomitant additional benefits.

As I have discussed with Ms. Sanders, PLI does not believe that the current limitation is an operational restriction, but rather a requirement for ultimate closure. As we have reported, if the Town agrees to an expansion upwards, then the area presently used for landfill operations would be closed and would not be available for future development. Such an upward expansion would, however, mean that presently undisturbed area within the confines of the Stipulation and Order could be developed for alternative uses. While there are as yet no plans for development, and it could be a number of years before redevelopment occurs, such an upward expansion would create the ability to provide a desirable mixed use development on the undisturbed land. If the Landfill were required to expand laterally, this could not occur.

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With upward expansion, and as Mr. Leake has said, PLI would be able to, and would commit to, closure of the Landfill within a much shorter time. If outward expansion is the only course, then it is fair to say that the Landfill possesses many more years of active operations.

Thus, the specific points to be emphasized are that:

1. The height of the upward expansion would approximate that of the existing water tower (310 feet) and closure would be accomplished at the new height. It would not be closed at or near Lorton's 412 feet.

2. There would be no further lateral Landfill disturbance and operations, and the limits of landfilling would remain at the existing 39 acres in use, and not the 58 acres authorized in the Stipulation and Order.

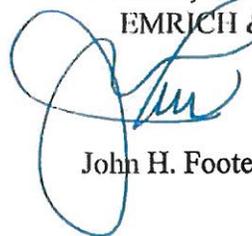
3. Final Landfill closure would occur fifteen years from the date of necessary approvals by the Town and DEQ.

4. As noted, the PLI property that would otherwise have been used for lateral Landfill expansion could be put to mutually agreeable development that, if the market so dictates, could commence before the fifteen years have expired.

PLI is motivated to reach agreement with the Town with regard to the points that have been raised with you and others, and we would respectfully request that detailed discussions with the Town be concluded no later than this coming November. PLI needs to know the direction that the Town wishes to go, so that it may make its business decisions accordingly.

Very truly yours,

WALSH, COLUCCI, LUBELEY,  
EMRICH & WALSH, P.C.



John H. Foote

JHF/jf

cc: Dennis Leake  
Burwin Reed