



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

1401 East Broad Street - Policy Division - CTB Section - #1106
Richmond, Virginia 23219

(804) 786-1830
Fax: (804) 225-4700

Agenda item #10

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

June 18, 2009

MOTION

Made By: Mr. Koelemay **Seconded By:** Dr. Davis **Action:** Motion Carried, Unanimously

Title: Limited Access Control Changes (LACC) for Interstates 95/395 to Accommodate High Occupancy Travel (HOT) Lanes in Arlington, Fairfax, Prince William, and Stafford Counties and the City of Alexandria

WHEREAS, all Interstate Highways located within the Commonwealth were designated as a Limited Access Highways by the State Highway Commission, predecessor to the Commonwealth Transportation Board (CTB), on October 4, 1956; and

WHEREAS, Interstates 95/395, located in Arlington, Fairfax, Prince William, and Stafford Counties and the City of Alexandria, were designated as Limited Access Highways by the State Highway Commission, predecessor to the CTB or by the CTB, on various projects; and

WHEREAS, in connection with Interstates 95/395, the Commonwealth acquired certain lands and limited access easements from various landowners on various projects; and

WHEREAS, pursuant to the Public Private Transportation Act (PPTA) of 1995, the CTB approved Fluor-Transurban's proposed concept for the design of HOT lanes along Interstates 95/395 on January 20, 2005; and

WHEREAS, as a result of continued design development and refinement of the conceptual plans for the Interstates 95/395 HOT lanes, it has been determined numerous changes to the existing Interstates 95/395 limited access controls shall be required; and

WHEREAS, the Interstates 95/395 HOT Lanes Project has been subject to a National Environmental Policy Act (NEPA) study, which resulted in a Categorical Exclusion (CE); and

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WHEREAS, the Concessionaire for the said Project will have the responsibility for compliance with NEPA under the terms of a Comprehensive Agreement; and

WHEREAS, approval by the CTB of the various proposed changes for limited access control for said project is required as part of the project development process; and

WHEREAS, VDOT shall ensure that the various LACC for said project will enhance public travel and are appropriate for the said proposed project from a design and traffic control standpoint subject to further review and approval by VDOT and the Federal Highway Administration (FHWA); and

WHEREAS, all right of way, engineering, construction, and necessary safety improvements shall be made to the specifications, standards and plans approved by VDOT; and

WHEREAS, VDOT and the FHWA staff have determined there will be no adverse environmental impacts; and

WHEREAS, all costs of engineering and construction, including all necessary safety improvements, will be borne in accordance with the PPTA Project Agreement; and

WHEREAS, no compensation shall be due to the Department in consideration of the proposed LACC; and

WHEREAS, Location and Design public hearings for the project were held on February 9, 10, and 11, 2009, to include the proposed LACC, with opportunity for public comments in compliance with VDOT and FHWA guidelines; and

WHEREAS, upon completion of the proposed project, to include the LACC and acceptance by VDOT, all work, roadway construction, improvements and equipment will become the property of the Commonwealth.

NOW, THEREFORE, BE IT RESOLVED, that the CTB hereby approves the LACC to Interstates 95/395, as determined by VDOT to be necessary for the construction, maintenance and operation of the Interstates 95/395 HOT Lanes as set forth and subject to the above referred to conditions. The Commonwealth Transportation Commissioner is hereby authorized to execute any and all documents needed to comply with this resolution.

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