



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 # 7

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

May 21, 2009

MOTION

Made By: Mr. Bowie Seconded By: Mr. Keen

Action: Motion Carried, Unanimously

**Title: Limited Access Control Change
Route 23, Wise County**

WHEREAS, Route 23, between the southernmost intersection of Route 668 along Route 23 and the south corporate limits of Big Stone Gap in Wise County, was designated as a Limited Access Highway by the State Highway Commission, predecessor to the Commonwealth Transportation Board (CTB), on May 21, 1970; and

WHEREAS, in connection with a section of Route 23, State Highway Project 6023-097-113, RW-201, which is located between the aforesaid locations, the Commonwealth acquired certain lands and limited access easements from various landowners, and established certain limited access control as a design feature of the said project; and

WHEREAS, the land on the northwest side of the northwest proposed right of way and limited access line of the said Route 23, as shown on the plans for the said State Highway Project, has been identified by Mountain Empire Community College (College) for the construction of a roadway, as an additional means of ingress and egress for the Mountain Empire Community College campus along Route 23, to be utilized for emergency situations and service vehicles; and

WHEREAS, the College has identified and requested a limited access control change (LACC) of approximately 80 feet, more or less, along the Route 23 northwest proposed right of way and limited access line as shown on the said plans (approximately 40 feet, more or less, on either side of approximate Station 637+62 of the Route 23 SBL

centerline), to accommodate the said roadway, being a non-signalized intersection with left/right turning movements, acceleration/deceleration taper lanes, turn lanes and median break as required; and

WHEREAS, the County, by letter dated September 6, 2007, supports the College's request for the said proposed LACC for the construction of the said proposed roadway intersection; and

WHEREAS, VDOT has identified and determined that the said proposed LACC of approximately 80 feet, more or less, along the said Route 23 northwest proposed right of way and limited access line (approximately 40 feet, more or less, on either side of approximate Station 637+62 of the Route 23 SBL centerline), to accommodate the said non-signalized intersection with left/right turning movements, acceleration/deceleration taper lanes, turn lanes and median break, as required, for the said roadway is appropriate from a design standpoint subject to further review and approval; and

WHEREAS, VDOT has determined that the said LACC and proposed intersection, with safety improvements, is appropriate from a safety and traffic control standpoint subject to further review and approval; and

WHEREAS, all right of way, engineering, construction, and necessary safety improvements shall meet all VDOT standards and requirements; and

WHEREAS, VDOT staff has determined there will be no adverse environmental impacts; and

WHEREAS, all costs of engineering and construction, including all necessary safety improvements, will be borne by the College; and

WHEREAS, VDOT has determined no compensation shall be due in consideration of the proposed LACC for public street purposes; and

WHEREAS, public notices were posted in *The Post* newspaper of Big Stone Gap, Virginia, on April 17, 2008, and *The Coalfield Progress* newspaper of Norton, Virginia, on April 18, 2008, and closed May 15, 2008, with no comment received; and

WHEREAS, the proposed LACC is in compliance with Title 24, Section 30, Chapter 401 of the Virginia Administrative Code; and

WHEREAS, upon completion of the proposed intersection and changes by the College and acceptance by VDOT, all work, roadway construction, improvements and

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equipment within the Route 23 right of way and limited access lines as shown on the said plans will become the property of VDOT.

NOW, THEREFORE, BE IT RESOLVED, in accordance with the provisions of Section 33.1-58 of the *Code of Virginia* (1950), as amended, the CTB hereby approves the said LACC for public street purposes 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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