



# COMMONWEALTH of VIRGINIA

## *Commonwealth Transportation Board*

Sean T. Connaughton  
Chairman

1401 East Broad Street  
Richmond, Virginia 23219

(804) 786-2701  
Fax: (804) 225-2940

*Agenda item # 2*

### RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

**December 8, 2010**

#### MOTION

**Made By: Mr. Rich Seconded By: Mr. Sterling**

**Action: Motion Carried, Unanimously**

**Title: Recreational Access to Lenn Brothers Park  
Project 0815-023-720, N501, Culpeper County**

**WHEREAS**, Section 33.1-223 of the *Code of Virginia* sets forth that the General Assembly of Virginia has found and declared that it is "... in the public interest that access roads and bikeways for public recreational areas and historical sites be provided..." and sets aside highway funds for such purpose, "... when the Director of the Department of Conservation and Recreation has designated a public recreational area as such ... and recommends to the Commonwealth Transportation Board that an access road or bikeway be provided or maintained to that area"; and

**WHEREAS**, the Director of the Department of Conservation and Recreation (DCR) and the Commonwealth Transportation Board (CTB) have adopted a joint policy to govern the use of the Recreational Access Fund pursuant to Section 33.1-223 of the *Code of Virginia*; and

**WHEREAS**, the Culpeper County Board of Supervisors has, by appropriate resolution, requested Recreational Access funds to provide adequate public access to serve the proposed Lenn Brothers Park facilities to be located off of Route 663, north of the Stevensburg community, and said access road is estimated to cost \$207,000; and

**WHEREAS**, this request is under consideration by the Director of DCR for full compliance with the provisions of Section 33.1-223 of the *Code of Virginia*; and

**WHEREAS**, it is anticipated that the Director of DCR will recommend the construction of the aforementioned access road; and

**NOW, THEREFORE, BE IT RESOLVED**, that \$207,000 of the Recreational Access Fund be allocated to provide adequate access to Lenn Brothers Park to be located off Route 663, Project 0815-023-720, N501, contingent upon:

1. The Director of DCR designating Lenn Brothers Park as a public recreational area and recommending the use of the Recreational Access Fund for the construction of the access road; and
2. All right of way, environmental assessments and remediation, and utility adjustments being provided at no cost to the Commonwealth; and
3. Execution of an appropriate contractual agreement between the County of Culpeper (LOCALITY) and VDOT to provide for the:
  - a. design, administration, construction and maintenance of this project; and
  - b. payment of all ineligible project costs, and of any eligible project costs in excess of the \$207,000 allocation for the access road construction from sources other than those administered by VDOT.

#####