



# COMMONWEALTH of VIRGINIA

## *Commonwealth Transportation Board*

Sean T. Connaughton  
Chairman

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*Agenda item #5-C*

### RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

February 17, 2010

#### MOTION

**Made By: Mr. Koelemay Seconded By: Ms. Pandak  
Action: Motion Carried, Unanimously**

**Title: Surplus Land Conveyance, Route 110, Arlington County, Pentagon  
Renovation Program, Pentagon Secure Bypass Project**

**WHEREAS**, in connection with Interstate 95, State Highway Project 0095-000-103, RW-201, the Pentagon Roadway Network Transfer, the Commonwealth acquired certain lands and perpetual easements from the United States of America (USA), through the Department of Commerce by deed dated January 31, 1967, recorded in Deed Book 1641, Page 366, recorded in the Office of the Clerk of the Circuit Court of Arlington County, Virginia; and

**WHEREAS**, the Commonwealth acquired certain lands, being former railroad right of way, from the Rosslyn Connecting Railroad Company by deed dated September 14, 1962, recorded in Deed Book 1495, Page 149, recorded in the Office of the Clerk of the Circuit Court of Arlington County, Virginia; and

**WHEREAS**, the United States of America (USA), through the Department of Defense initiated a project to redesign, realign and reconstruct a segment of Route 110 lying between Interstate 395 and Route 27 to enhance security of the Pentagon; and

**WHEREAS**, both the Virginia Department of Transportation (VDOT) and the USA agreed at the inception of the project, that at the completion of construction, a reciprocal exchange of property rights would occur to conform with the revised alignment and usage of Route 110; and

**WHEREAS**, the Federal Highway Administration (FHWA) has concurred with the exchange of said property rights; and

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**WHEREAS**, all costs of engineering and construction, including all necessary safety improvements for the said realignment of Route 110 will be borne by the USA; and

**WHEREAS**, all right of way, engineering, construction, and necessary safety improvements resulting from the said realignment of Route 110, shall meet all VDOT standards and requirements prior to the exchange of property; and

**WHEREAS**, upon completion of the said realignment by USA, and the acceptance of same by VDOT, all work, roadway construction, improvements and equipment for realigned Route 110 will become the property of the Commonwealth; and

**WHEREAS**, a section of old Route 110 is no longer necessary as a public road since the new location of Route 110 serves the same citizens as the old location; and

**WHEREAS**, in accordance with Section 33.1-148 of the *Code of Virginia* (1950), as amended, the Commonwealth Transportation Board at its meeting held November 19, 2009, abandoned a section of old Route 110; and

**WHEREAS**, the Acting Commonwealth Transportation Commissioner has certified in writing that the property containing 5.929 acre, more or less, shown as Area 1 on Sheets 1D(2) and 1D(3) of the “As Built” plans dated May 9, 2005, by Robert S. Schwenger, Land Surveyor, titled Pentagon Renovation Program Pentagon Secure Bypass, and described by metes and bounds on Sheet 1D of said plans does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System; and

**WHEREAS**, this conveyance is to be made in accordance and compliance with the provisions and notice requirements of Sections 33.1-149 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended; and

**WHEREAS**, the realignment and construction of the aforesaid Route 110 is now complete and the Department of Defense has requested the said property be conveyed.

**NOW, THEREFORE, BE IT RESOLVED**, in accordance and compliance with the provisions and notice requirements of Sections 33.1-149 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended, the conveyance of the said property, so certified, is approved and the Acting Commonwealth Transportation Commissioner is hereby authorized to execute, in the name of the Commonwealth, any and all documents needed to comply with this resolution and

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to convey said property for a consideration satisfactory to the State Director, Right of Way Division, subject to such restrictions as may be deemed appropriate.

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