



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

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Chairman

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Agenda item # 1-A

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

January 20, 2010

MOTION

Made By: Mr. Bowie Seconded By: Mr. Keen Action: Motion Carried, Unanimously

**Title: Statewide Abandonments, Discontinuances and Transfers
in the Primary and the Secondary System of State Highways**

WHEREAS, the projects listed below relocated segments of existing primary and secondary system roadways to new alignments, causing the segments identified to be either:

- (a) no longer necessary as public roads, since a new road serves the same citizens that were served by the old road,
- (b) no longer provide a public convenience that warrants maintenance at public expense, or
- (c) transferred to the secondary system of state highway as those segments no longer satisfy criteria for them to remain part of the State Highway System; and

WHEREAS, §33.1-148, *Code of Virginia* 1950, as amended, authorizes the Commonwealth Transportation Board to order elements of the State Highway System abandoned as public roads, provided the segment was replaced by a new road that serves the same citizens as the old road served, thereby rendering the existing road no longer necessary for public transportation purposes; and

WHEREAS, the abandonment of a road relieves the land of the public servitude and extinguishes the roadway as a public way, eliminating the need for further VDOT maintenance and enabling the conveyance of surplus rights of way by the Board or the local government, according to the ownership of the underlying fee title; and

WHEREAS, primary roadways that no longer provide sufficient public convenience to warrant maintenance at public expense may be discontinued by the Board, pursuant to §33.1-144, Code of Virginia 1950, and

WHEREAS, Department services and jurisdiction over secondary roadways that no longer provide sufficient public convenience to warrant maintenance at public expense may be discontinued by the Board, pursuant to §33.1-150, *Code of Virginia*, 1950, as amended, returning jurisdiction over such roads, which remain public roads, to the local government; and

WHEREAS, pursuant to §33.1-35, *Code of Virginia* 1950, as amended when construction of a new road relocates an existing road that is to remain in service but the old road no longer satisfies criteria warranting its continued operation as part of the State Highway System, the old road may be transferred to the VDOT maintained secondary system of state highways or, if applicable, to the local road systems of Arlington or Henrico County;

NOW, THEREFORE, BE IT RESOLVED, that the roadway segments identified below are hereby ordered abandoned as part of the State Highway System, effective this date, pursuant to §33.1-148 of the *Code of Virginia*, 1950, as amended.

Bristol District

Lee County

Project: 6058-052-E29, C-501

- Route 58 (Segment C-D1) 0.07 Mi.
From: 0.51 Mi. E. Rte. 773
To: Rte. 728
- Route 58 (Segment F1-F) 0.13 Mi.
From: 0.13 Mi. W. Rte. Alt. 58
To: Rte. Alt. 58
- Route 58 (Segment N-N1) 0.10 Mi.
From: Rte. Alt. 58
To: 0.10 Mi. N. Rte. Alt. 58

NOW, THEREFORE, BE IT RESOLVED, that the roadway segment identified below is hereby ordered discontinued as part of the Primary System of State Highways, pursuant to §33.1-144, *Code of Virginia*, 1950, as amended.

Bristol District

Lee County

Project: 6058-052-E29, C-501

- Route 58 (Segment N1-P) 0.13 Mi.
From: 0.13 Mi. W. Rte. Alt. 58
To: Rte. Alt. 58

BE IT FURTHER RESOLVED, that the roadway segments identified below are hereby ordered transferred from the State Highway System to the secondary system of state highways, and renumbered; pursuant to §33.1-35, *Code of Virginia*, 1950, as amended.

Bristol District

Lee County

Project: 6058-052-E29, C-501

- Route 58 Alt (Segment D1-D2) 0.64 Mi.
From: Rte. 773
To: Rte. 983

(Designated as Route 982)

- Route 58 Alt (Segment D2-J) 1.05 Mi.
From: Rte. 983
To: Rte. 708

(Designated as Route 982)

- Route 58 Alt (Segment J-F1) 0.55 Mi.
From: Rte. 708
To: 0.13 Mi. W. Rte. Alt. 58

(Designated as Route 982)

To: 0.10 Mi. E. Rte. 712

(Designated as Route 712)

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