



# COMMONWEALTH of VIRGINIA

## *Commonwealth Transportation Board*

Sean T. Connaughton  
Chairman

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

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

*Agenda item #5-B*

### RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

January 20, 2010

#### MOTION

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

#### **Title: Surplus Land Conveyance, Route 221, Route 870, Bedford County**

**WHEREAS**, in connection with Route 460, State Highway Project 679-CD, the Commonwealth acquired certain land from Melissa W. Dunn, et al., by deed dated December 14, 1933, recorded in Deed Book 167, Page 501, in the Office of the Clerk of the Circuit Court of Bedford County; and

**WHEREAS**, the State Highway Commission, predecessor of the Commonwealth Transportation Board, at its meeting held December 17, 1970, renumbered sections of Route 460 to Route 221; and

**WHEREAS**, a section of Route 221 was transferred from the State Highway System to the Secondary System of State Highways by the Commonwealth Transportation Board at its meeting held June 12, 1997, and renumbered to Route 870; and

**WHEREAS**, in accordance with Section 33.1-151 of the *Code of Virginia* (1950), as amended, a section of Route 870 was abandoned by the Board of Supervisors of Bedford County by resolution dated November 16, 2005, effective December 22, 2005; and

**WHEREAS**, the Commonwealth Transportation Commissioner has certified in writing that the land containing 0.047 acre, more or less, as shown on the plans for State Highway Project 0221-009-110, RW-204, and lying between the existing right of way lines of existing Route 221, and northwest of and adjacent to the proposed right of way line of Route 661 from a point approximately 228 feet opposite approximate Station 20+92 (Route 661 [Homestead Drive] survey baseline) to a point approximately 120 feet opposite approximate Station 22+90 (Route 661 [Homestead Drive] survey baseline) does not constitute a section of the public road

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and is deemed by him no longer necessary for the uses of the State Highway System or the Secondary System of State Highways; and

**WHEREAS**, this conveyance is to be made in accordance and compliance with the provisions and notice requirements of Sections 33.1-149, 33.1-154 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended; and

**WHEREAS**, the adjacent landowner has requested that the surplus land be conveyed.

**NOW, THEREFORE, BE IT RESOLVED**, in accordance and compliance with the provisions and notice requirements of Sections 33.1-149, 33.1-154 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended, the conveyance of the said land, so certified, is approved and the Commonwealth Transportation Commissioner is hereby authorized to execute, in the name of the Commonwealth, a deed conveying the land for a consideration satisfactory to the State Director, Right of Way and Utilities Division, subject to such restrictions as may be deemed appropriate.

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