



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

1401 East Broad Street
Richmond, Virginia 23219

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

Agenda item #10-D

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

July 14, 2010

MOTION

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

Title: Surplus Land Conveyance, Interstate 264, City of Norfolk

WHEREAS, in connection with Interstate 264, State Highway Project 0264-122-101, RW-204, the Commonwealth acquired certain land from the City of Norfolk, by Deed dated December 12, 1967, recorded in Deed Book 1116, Page 649, in the Office of the Clerk of the Circuit Court of the City of Norfolk; and

WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the land containing 1.394 acres, more or less, and lying south of and adjacent to the southwest revised proposed right of way line of Frontage Road FR-1 from a point 74.84 feet opposite Station 0+96.09 (Frontage Road FR-1 centerline) to a point 31.24 feet opposite Station 7+62.71 (Frontage Road FR-1 centerline) was acquired incidental to the construction, reconstruction, alteration, maintenance and repair of Interstate 264 and does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the Interstate 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 City of Norfolk has requested that the surplus land be conveyed for use as a parking lot in conjunction with the Norfolk Light Rail Project; and

WHEREAS, Section 33.1-49 of the *Code of Virginia* (1950) grants the Commonwealth Transportation Board the authority and power relative to the Interstate System as is vested in it relative to highways in the primary system.

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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 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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