



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

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Agenda item # 3

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

January 19, 2011

MOTION

Made By: Mr. Layne Seconded By: Mr. Rich

Action: Motion Carried, Unanimously

**Title: Economic Development Access to Wood Fuel Developers, LLC
(Rescinding June 16, 2010 CTB Action and Project 0740-040-720, M501)
Project 0740-040-723, M501, Greensville County**

WHEREAS, Section 33.1-221 of the *Code of Virginia* provides a fund to "...be expended by the Board for constructing, reconstructing, maintaining or improving access roads within counties, cities, and towns to economic development sites on which manufacturing, processing, research and development facilities, distribution centers, regional service centers, corporate headquarters, or other establishments that also meet basic employer criteria as determined by the Virginia Economic Development Partnership in consultation with the Virginia Department of Business Assistance will be built under firm contract or are already constructed and to licensed, public-use airports;" and

WHEREAS, the Virginia Economic Development Partnership, in consultation with the Virginia Department of Business Assistance, has determined that the proposed Wood Fuel Developers facility and operation meets with the qualifying establishment criteria under the Economic Development Access Program; and

WHEREAS, by resolution of June 16, 2010, the Commonwealth Transportation Board allocated \$227,000 from the Economic Development, Airport and Rail Access Fund to construct access, Project 0740-040-720, M501, to Wood Fuel Developers, LLC off Route 608, in Greensville County, west of the Town of Jarratt, subject to certain contingencies; and

WHEREAS, Greenville County has, due to substantial plan change for providing access to Wood Fuel Developers, LLC, requested the approved Project 0740-040-720, M501 be cancelled; and

WHEREAS, the Greenville County Board of Supervisors has, by appropriate resolution, requested Economic Development Access Program funds for a project off Route 610 to serve Wood Fuel Developers, LLC

WHEREAS, it appears that this request falls within the intent of Section 33.1-221 of the *Code of Virginia* and complies with the provisions of the Commonwealth Transportation Board's (CTB) policy on Economic Development Access.

NOW, THEREFORE, BE IT RESOLVED, that the aforementioned action of the Commonwealth Transportation Board on June 16, 2010 allocating Economic Development, Airport and Rail Access funds for the access Project 0740-040-720, M501 off Route 608, is hereby rescinded and the \$227,000 project allocation to be returned to the Economic Development, Airport, and Rail Access Fund; and

BE IT FURTHER RESOLVED, that the Board hereby approves that \$285,000 of the Economic Development, Airport and Rail Access Fund be allocated to provide adequate access off Route 610 to Wood Fuel Developers, LLC located west of the Town of Jarratt, Project 0740-040-723, M501 contingent upon:

1. All right of way, environmental assessments and remediation, and utility adjustments being provided at no cost to the Commonwealth; and
2. Execution of an appropriate contractual agreement between the County of Greenville (LOCALITY) and the Virginia Department of Transportation (VDOT), to provide for the:
 - a. design, administration, construction and maintenance of this project; and
 - b. payment of all ineligible costs, and of any eligible costs in excess of this allocation, from sources other than those administered by VDOT; and
3. Provision by the LOCALITY of documentation for at least \$1,425,000 of eligible capital outlay by Wood Fuel Developers, LLC on the site served by this project; and
4. Determination by VDOT of eligible capital outlay in accordance with current policy and procedures for administering the Economic Development Access Program.

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