



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

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Chairman

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Agenda item # 4-C

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

January 19, 2011

MOTION

Made By: Mr. Rich Seconded By: Mr. Garczynski Action: Motion Carried, Unanimously

Title: Surplus Land Conveyance, Route 676 (Riley Road), Fauquier County

WHEREAS, in connection with Route 676, the Commonwealth acquired certain land from Aaron H. Gerber, et al., by deed dated July 16, 1962, recorded in Deed Book 246, Page 666, in the Office of the Clerk of the Circuit Court of Fauquier County; and

WHEREAS, a section of existing Route 676 (Riley Road) is no longer necessary as a public road since the new location of relocated Route 676 (Riley Road) serves the same citizens as the old location; and

WHEREAS, in accordance with Section 33.1-155 of the *Code of Virginia* (1950), as amended, a section of existing Route 676 (Riley Road) was abandoned by the Board of Supervisors of Fauquier County by resolution dated September 10, 2009; and

WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the land containing 0.539 acre, more or less, lying on the northwest corner of the intersection of Route 676 (Riley Road) and Brookside Parkway, between the existing right of way lines of existing Route 676 (Riley Road), as being shown on the plat labeled "Exhibit Showing Abandonment of Right-Of-Way on a Portion of Existing Riley Road", dated November 23, 2009, prepared by The Engineering Groupe, Inc., does not constitute a section of the public road and is deemed by him no longer necessary for the uses of 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 33.1-154 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended; and

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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 33.1-154 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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