



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

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Agenda item #4-B

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

February 15, 2012

MOTION

**Made By: Mr. Peake Seconded By: Mr. Koelemay
Action: Motion Carried, Unanimously**

Title: Limited Access Control Changes, Route 460, City of Lynchburg

WHEREAS, Route 460 Lynchburg By-pass (Old Route 297), State Highway Project 6460-015-104, P-404, in Campbell County (now in an annexed area of City of Lynchburg) was designated as a Limited Access Highway by the State Highway Commission, predecessor to the Commonwealth Transportation Board, on October 26, 1967; and,

WHEREAS, in connection with the said Route 460 project, the Commonwealth acquired certain limited access control easements from S. B. Lamonds, et al., by Deed dated November 27, 1973, recorded in Deed Book 475, Page 764, in the Office of the Clerk of the Circuit Court of Campbell County; and,

WHEREAS, Liberty University (LU) has requested the conveyance of a strip of land in the vicinity of the newly constructed intramural soccer fields to be utilized for parking and other improvements, including the extension of Liberty Mountain Drive, consisting of approximately 0.678 acre, more or less land, lying northwest of and adjacent to the southeast proposed limited access line and revised (2/20/2008) proposed right of way line of Route 460, as shown on the plans for the said Project, which would require a northwest shift in the said lines to create a surplus parcel of land; and,

WHEREAS, VDOT has determined that a northwest shift in the said proposed right of way and limited access lines from a point 91.05 feet opposite Station 1058+81.23 (Route 460 office revised EBL centerline); thence to a point 93.34 feet opposite Station 1061+28.94 (Route 460 office revised EBL centerline); thence to a point 95.41 feet opposite Station 1063+24.85 (Route 460 office revised EBL centerline); thence to a point 100.85 feet opposite Station 1064+63.32 (Route 460 office revised EBL centerline); thence to a point 103.80 feet opposite

Resolution of the Board
Limited Access Control Changes
Route 460
City of Lynchburg
February 15, 2012
Page Two

Station 1067+05.51 (Route 460 office revised EBL centerline); thence to a point 102.52 feet opposite Station 1067+48.85 (Route 460 office revised EBL centerline); thence to a point 91.95 feet opposite Station 1068+67.27 (Route 460 office revised EBL centerline); thence tying into the said proposed right of way and limited access lines at a point 119.61 feet opposite Station 1070+56.92, as shown on the plans for State Highway Project 6460-015-104, P-404, would be necessary to create the said surplus parcel and is appropriate from a design standpoint; and,

WHEREAS, the City of Lynchburg, by letter dated June 16, 2011, supports the limited access control change to facilitate the conveyance of the said land; and,

WHEREAS, the Lynchburg District has determined that as there will be no impact to the operation of the Route 460 right of way, and the said Limited Access Control Change (LACC) is appropriate from a safety and traffic control standpoint, and waived the requirement for a Global Traffic Analysis; and,

WHEREAS, all right of way, engineering, construction, and necessary safety improvements shall meet all VDOT standards and requirements; and,

WHEREAS, VDOT staff has determined there will be no adverse environmental impacts; and,

WHEREAS, all costs of any engineering and construction or necessary safety improvements, will be borne by LU; and,

WHEREAS, VDOT has determined no compensation shall be due in consideration of the proposed LACC as no value will be added to the adjoining land solely by shifting the said lines however, compensation in an amount satisfactory to the State Director Right of Way and Utilities Division shall be required for the surplus land conveyance; and,

WHEREAS, a public notice was posted in the *Lynchburg News and Advance* newspaper, on July 11, 2011, and closed on July 26, 2011, with no comment received; and,

WHEREAS, the proposed LACC is in compliance with Title 24, Section 30, Chapter 401 of the Virginia Administrative Code; and,

WHEREAS, upon completion of the proposed shift and acceptance by VDOT, all work and improvements within the said revised Route 460 right of way and limited access lines as shown on the said plans will become or remain the property of VDOT.

Resolution of the Board
Limited Access Control Changes
Route 460
City of Lynchburg
February 15, 2012
Page Three

NOW, THEREFORE, BE IT RESOLVED, in accordance with the provisions of Section 33.1-58 of the *Code of Virginia* (1950), as amended, the CTB hereby finds and concurs with the determinations set forth herein and approves the said LACC to facilitate the said land conveyance as set forth, and subject to the above referred to conditions. The Commissioner of Highways is hereby authorized to execute any and all documents needed to comply with this resolution.

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