



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

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Chairman

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Agenda item # 7

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

March 14, 2012

MOTION

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

Title: Limited Access Control Change (LACC), Route 267, Fairfax County

WHEREAS, the Federal Aviation Administration (FAA), on behalf of the United States of America, acquired property, designed and built the Dulles Airport Access Road (DAAR), from I-495 to the Washington Dulles International Airport to serve airport users; and,

WHEREAS, the FAA specifically restricted the number and specifically determined the location of points of public access and egress for the said DAAR; and,

WHEREAS, the United States of America, by and through the Secretary of Transportation, leased the Property for the DAAR to the Metropolitan Washington Airports Authority (MWAA), by lease dated March 2, 1987, therefore, assuming the activities formerly of the FAA; and,

WHEREAS, the Virginia Department of Highways and Transportation, predecessor to the Virginia Department of Transportation (VDOT), entered into an agreement with the FAA on January 10, 1983, to construct, reconstruct, operate and maintain a limited access toll road (Dulles Toll Road [DTR]) along the DAAR corridor; and,

WHEREAS, the State Highway and Transportation Commission, predecessor to the Commonwealth Transportation Board (CTB), by [Resolution dated August 20, 1981](#), and the CTB by [Resolution dated October 26, 1988](#), approved the location and design features of the DTR, now designated as Route 267, including its designation as a limited access highway in Fairfax County; and,

WHEREAS, due to continued design refinement of the Dulles Corridor Metrorail Project (DCMP), MWAA and VDOT have identified and requested a proposed access from within the limited access controlled right of way of DTR for operation and maintenance of proposed sites for pad mounted electric facility switches necessary to serve the Metrorail facilities, as shown on the plan drawings for said Project, and specifically described as:

Route 267 (Dulles Toll Road), DRAWING N06-GR-009, being within the northeast existing limited access control of DTR westbound, with non-signalized access from the ramp between Wiehle Avenue to westbound Route 267 (DCR), in the vicinity of Station 105 (DTR WB baseline) with safety improvements, as required, for operation and maintenance of the said electric facilities; and,

WHEREAS, the design of the proposed rail alignment and the train control facilities have been coordinated with Fairfax County's Comprehensive Plan, and VDOT's SYIP, and does not preclude any planned improvements; and,

WHEREAS, VDOT has determined that the said proposed access from within limited access controlled right of way, as aforesaid, to include any safety improvements, as required, is appropriate from a design, safety and traffic control standpoint subject to further review and approval; and,

WHEREAS, VDOT has determined that the requirements for a global traffic analysis, locality support, environmental and air quality conformity review, and public notices separate from those made for the said Project, as set forth in Title 24, Section 30, Chapter 401 of the Virginia Administrative Code, are not applicable to this request as the said Project does not significantly impact the operation of the DTR; and,

WHEREAS, VDOT has determined that the requirements for compensation in consideration of the said proposed access shall not be required as the access is to accommodate a public transportation project; and,

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

WHEREAS, all costs of engineering and construction, including all necessary safety improvements will be borne by MWAA; and,

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

WHEREAS, upon completion and acceptance of the said proposed access by VDOT, all work, roadway construction, improvements and equipment will remain the

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property of the Commonwealth or become the property of the FAA, as appropriate, with land rights and maintenance responsibilities within Route 267 remaining as previously defined.

NOW, THEREFORE, BE IT RESOLVED, in accordance with the provisions of Sections 33.1-25 and 33.1-58 of the *Code of Virginia* (1950), as amended, the Commonwealth Transportation Board hereby finds and concurs with the determinations set forth herein and approves the said access for Dulles Metrorail facilities, for public street and other transportation purposes as set forth, pending the approval of same by MWAA, and subject to the above referred to conditions and restrictions. The Commissioner of Highways is hereby authorized to execute any and all documents needed to comply with this resolution.

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