



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

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Agenda item # 9

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

April 17, 2013

MOTION

**Made By: Mr. Dana Martin Seconded By: Mr. Ellis
Action: Motion Carried**

**Title: Proposed Limited Access Control Change (LACC)
Route 460 (East Lynchburg Salem Turnpike)
County of Bedford**

WHEREAS, Route 460 East Lynchburg Salem Turnpike (Old Route 297), State Highway Project 6297-009-103, RW-203, in Bedford County was designated as a Limited Access Highway by the State Highway Commission, predecessor to the Commonwealth Transportation Board, on July 18, 1968; and,

WHEREAS, in connection with the said Route 297 project, the Commonwealth acquired certain limited access control easements from W. H. Mitchell, by Deed dated October 22, 1968, recorded in Deed Book 350, Page 735, in the Office of the Clerk of the Circuit Court of the County of Bedford; and,

WHEREAS, in accordance with the CTB resolution the landowner from which the limited access control easements were acquired retained unto himself, his heirs, assigns, or successors in title the right of ingress and egress, 50 feet in width, at two locations, from his remaining lands to the traveled way of the then proposed westbound lane of the above mentioned Route 297; and,

WHEREAS, the current adjoining landowner, F. Dale Hull, has requested that one of the existing breaks in limited access control be relocated fifty (50) feet to the west in order to attain

Resolution of the Board
Proposed Limited Access Control Change
Route 460 East Lynchburg Salem Turnpike (old Route 297)
County of Bedford
April 17, 2013
Page Two

the required stopping distance for a right in and right out low-volume commercial entrance for access to and from the property located 0.31 miles west of Route 825 (Twin Lakes Drive) and 0.42 miles east of Route 777 (Shiloh Church Road); and,

WHEREAS, being a proposed relocation of the limited access break along the north existing right of way and proposed limited access line of Route 460 (old Route 297), as shown on the plans for the State Highway Project 6297-009-103, RW-203, from a point opposite Station 114+23 (proposed westbound lane centerline), to a point opposite Station 114+73 (proposed westbound lane centerline), for a distance of 50.00 feet to the west to begin at a point 113+73 (proposed westbound lane centerline) and end at a point opposite Station 114+23 (proposed westbound lane centerline), with right in and right out only turning movements, and with no median break or crossover along this section of the divided highway; and,

WHEREAS, the County of Bedford, by letter from the Bedford County Department of Community Development dated March 20, 2013, supports the limited access control change; and,

WHEREAS, the VDOT Southwest Regional Traffic Engineer has determined that as there will be no impact to the operation of Route 460, Old Route 297, and the said Limited Access Control Change (LACC) is appropriate from a safety and traffic control standpoint; and,

WHEREAS, the Salem District has determined there will be no adverse environmental impacts; and,

WHEREAS, VDOT determined a public notice was not required due to the proposed change being a minor shift in limited access control; and,

WHEREAS, VDOT has determined that in lieu of any monetary compensation due, the requestor will be required to dedicate to VDOT, by deed, the limited access easement necessary to close the current break in the limited access control located along the north existing right of way and proposed limited access line of Route 460 (old Route 297) between Station 114+23 and Station 114+73; and,

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

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

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

Resolution of the Board
Proposed Limited Access Control Change
Route 460 East Lynchburg Salem Turnpike (old Route 297)
County of Bedford
April 17, 2013
Page Three

NOW, THEREFORE, BE IT RESOLVED, in accordance and in compliance with the provisions and notice requirements of Section 33.1-58 of the *Code of Virginia* (1950), as amended, the CTB hereby finds and concurs with the determinations made by VDOT and approves the said LACC for the relocation of an existing break in limited access control as set forth and subject to the above conditions.

BE IT FURTHER RESOLVED, the Commissioner of Highways is authorized to execute any and all documents necessary to implement such changes.

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