



# COMMONWEALTH of VIRGINIA

## *Commonwealth Transportation Board*

Sean T. Connaughton  
Chairman

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*Agenda item # 10*

### **RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD**

**March 20, 2013**

#### **MOTION**

**Made By: Mr. Layne      Seconded By: Mr. Ellis**  
**Action: Motion Carried, Unanimously**

**Title: Rail Industrial Access – AMAC Leasing, LLC**

**Location: Southampton County, Virginia**

**WHEREAS**, Section 33.1-221.1:1 of the *Code of Virginia* declares it to be in the public interest that access railroad tracks and facilities be constructed to certain industrial commercial sites; and

**WHEREAS**, the Southampton County Board of Supervisors has, by resolution dated November 26, 2012, shown support for the application of up to \$308,000 in Industrial Access Railroad Track funds for assistance in construction the AMAC Leasing, LLC facility tracks for delivery of quarry materials; and

**WHEREAS**, Norfolk Southern Corporation, Inc. has, by letter dated January 9, 2013, shown support for the project and the application for rail access funds; and

**WHEREAS**, AMAC Leasing, LLC's proposed track and new facility is located in Southampton County between the towns of Wakefield and Ivor along U.S. Route 460 and the Norfolk Southern Railway; and

**WHEREAS**, this request falls within the intent of Section 33.1-221.1:1 and is in accordance with the provisions of the Commonwealth Transportation Board's policy on the use of Industrial Access Railroad Track funds; and

**WHEREAS**, in accordance with the funding formula established by the Board's policy, funding may be allocated to this project; and

Resolution of the Board  
Rail Industrial Access – Southampton County  
AMAC Leasing, LLC  
March 20, 2013  
Page Two

**WHEREAS**, pursuant to the 2012 Acts of Assembly, funding is provided by the General Assembly for Industrial, Airport, and Rail Access projects; and

**WHEREAS**, the Board believes that this project is for the common good of a region of the Commonwealth and serves a public purpose;

**NOW THEREFORE, BE IT RESOLVED**, that the Board hereby approves that \$308,000 of the Industrial, Airport, and Rail Access Fund, with an \$8,000 requirement for local match, be provided to construct 2,088 feet of track to serve the proposed cement facility for AMAC Leasing, LLC in Southampton County contingent upon the following:

1. All necessary right of way and utility adjustments being provided at no cost to the Commonwealth.
2. All costs above the \$308,000 allocated herein as an industrial rail access grant, being borne by AMAC Leasing, LLC or sources other than those administered by the Virginia Department of Rail and Public Transportation.
3. Execution of an agreement acceptable to the Virginia Department of Rail and Public Transportation.

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