



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

1401 East Broad Street - Policy Division - CTB Section - #1106
Richmond, Virginia 23219

(804) 786-1830
Fax: (804) 225-4700

Agenda item # 8

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

September 18, 2013

MOTION

Made By: Mr. Sterling Seconded By: Mr. Layne

Action: Motion Carried, Unanimously

Title: Limited Access Control Change (LACC), Route 208 County of Spotsylvania

WHEREAS, Route 208 was designated as a limited access highway by the Commonwealth Transportation Board (CTB), on August 21, 1997; and,

WHEREAS, in connection with Route 208, State Highway Project 0208-088-V14, RW-202, the Commonwealth acquired certain lands and limited access easements from Spotsylvania Courthouse Village, LLC by deed dated May 16, 2003, recorded as Instrument 200300027092, Page 1-5, in the Office of the Clerk of the Circuit Court of Spotsylvania County; and,

WHEREAS, the adjoining landowner, as part of a private development project, is re-aligning the main entrance to the development at the intersection of Lake Anna Parkway and Old Battlefield Boulevard; and

WHEREAS, the adjoining landowner has requested, by letter dated May 1, 2013, a change to the limited access control to accommodate the re-alignment and the conveyance of a portion of the said land, which adjoins their property, consisting of approximately 0.06 acre, more or less; and,

WHEREAS, The Spotsylvania County Administrator, by letter dated April 29, 2013, supports the request for the limited access control change at the intersection of Lake Anna Parkway and Old Battlefield Boulevard; and,

WHEREAS, VDOT has determined that the said Limited Access Control Change (LACC) is appropriate from a safety and traffic control standpoint; and,

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

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

WHEREAS, public notices were posted in the *Freelance Star* newspaper, on June 23, 2013 and June 30, 2013, and the public notices closed on July 15, 2013, with no comment received; 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 line; however, compensation in an amount satisfactory to the State Director of Right of Way and Utilities Division shall be required for the surplus land conveyance; and,

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

WHEREAS, a Land Use Permit application and liability forms are to be completed and submitted to the Fredericksburg District Office prior to any construction activity within Commonwealth right of way; and,

WHEREAS, the permittee shall notify the Fredericksburg District Office, in writing, forty eight hours in advance of any construction activities.

NOW, THEREFORE, BE IT RESOLVED, in accordance with the provisions of §33.1-58 of the *Code of Virginia* (1950), as amended, the Commonwealth Transportation Board hereby finds and concurs with the determinations made by the Virginia Department Of Transportation staff and approves the said limited access control change for public street purposes as set forth below, and subject to the conditions referred to above, as shown on Sheet 35 of the plans for Route 208, State Highway Project 0208-088-V14, RW-202, being a revision of the termini of the limited access control along the south proposed right of way and limited access line from a point right of Station 483+69.000 (Route 208 survey centerline), to a point right of Station 483+72.79 (Route 208 survey centerline).

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BE IT FURTHER RESOLVED, the Commissioner of Highways is hereby authorized to execute any and all documents needed to comply with this resolution.

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