



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Aubrey L. Layne, Jr.
Chairman

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Agenda item # 3

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

April 19, 2017

MOTION

Made By: Mr. Williams, Seconded By: Mr. Rosen
Action: Motion Carried, Unanimously

**Title: Locality Land Conveyance, Old Pouncey Tract Road (Route 271),
County of Henrico**

WHEREAS, Section 33.2-907 of the *Code of Virginia* allows the Commonwealth Transportation Board to transfer (convey) to the locality, upon petition of the locality's governing body, real estate acquired incidental to the construction, reconstruction, alteration, maintenance or repair of the Primary State Highway System, which constitutes a section of public road, and upon such transfer, such section of road shall cease being a part of the Primary State Highway System; and

WHEREAS, the 0.13 mile segment of right-of-way shown shaded on Exhibit A was formerly a portion of Pouncey Tract Road (Route 271) maintained by the Virginia Department of Transportation (VDOT) as part of the Primary State Highway System; and,

WHEREAS, this road segment is currently maintained by VDOT, but became known as Old Pouncey Tract Road with the realignment of Pouncey Tract Road with the Nuckols Road project; and,

WHEREAS, the County of Henrico has requested by resolution dated January 24, 2017 the transfer of this portion of Old Pouncey Tract Road in order to add the right-of-way to the County road system.

Resolution of the Board
Locality Land Conveyance
Old Pouncey Tract Road (Route 271),
County of Henrico
April 19, 2017
Page Two

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of Section 33.2-907 of the *Code of Virginia*, conveyance of said real estate is approved as set forth and upon conveyance, the road shall no longer be a part of the Primary State Highway System, and the Commissioner of Highways is hereby authorized to execute, in the name of the Commonwealth, a deed or deeds conveying the real estate subject to such restrictions as may be deemed appropriate.

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CTB Decision Brief
Locality Land Conveyance
Old Pouncey Tract (Route 271)
County of Henrico

Issue: Pursuant to Section 33.2-907 of the *Code of Virginia*, Henrico County has requested the transfer/conveyance of the right of way for a 0.13 mile portion of Old Pouncey Tract Road (Route 271). Approval of the Commonwealth Transportation Board for said transfer/conveyance is required.

Facts: Section 33.2-907 of the *Code of Virginia* allows the Commonwealth Transportation Board to transfer (convey) to the locality, upon petition of the locality's governing body, real estate acquired incidental to the construction, reconstruction, alteration, maintenance or repair of the Primary State Highway System, which constitutes a section of public road, and upon such transfer, such section of road shall cease being a part of the Primary State Highway System;

The County of Henrico has petitioned by resolution for the transfer and conveyance of the right of way for a 0.13 mile portion of Old Pouncey Tract Road (Route 271) to add this portion of right-of-way to the County road system for maintenance because it serves four property owners and functions as a subdivision street. This road segment was formerly a portion of Pouncey Tract Road maintained by the Virginia Department of Transportation (VDOT) as part of the primary highway system and is currently maintained by VDOT. It became known as Old Pouncey Tract Road with the realignment of Pouncey Tract Road with the Nuckols Road project

This proposed conveyance has been reviewed and approved by the Director of Right of Way and Utilities.

Recommendations: VDOT recommends that the land be conveyed to the County of Henrico for public street purposes.

Action Required by CTB: The *Code of Virginia* requires a majority vote of the Commonwealth Transportation Board (CTB) to approve the transfer/conveyance and to authorize the Commissioner of Highways to execute the deed to effectuate the conveyance. The CTB will be presented with a resolution for a formal vote.

Result, if Approved: If the resolution is approved, the transfer will be authorized and the Commissioner of Highways will be authorized to execute a deed to convey the property.

Options: Approve, Deny, or Defer

Public Comments/Reactions: None