

ARLINGTON NATIONAL CEMETERY SOUTHERN EXPANSION PROJECT

AUTHORIZATION FOR FEDERAL AGREEMENTS

Nicholas J. Roper, P.E., Northern Virginia District



Arlington National Cemetery Southern Expansion



Primary objective and effect of the project is to increase the space for interment and inurnment of Veterans at Arlington National Cemetery to ensure that those who give their life for the United States are honored in a dignified manner on the most sacred ground that the government can provide.

The Southern Expansion Project will enable the Army to continue the honored tradition of laying to rest our veterans. This will be accomplished by seamlessly expanding Arlington National Cemetery and creating a culturally rich and thoughtfully designed corridor encompassing the surrounding memorials. This project will extend the lifespan of the cemetery and enhance the visitor experience while providing substantial benefits to the surrounding areas.



DEFENSE ACCESS ROAD (DAR) PROJECT

Realign Columbia Pike and Modify the Interchange at Columbia Pike/S. Washington Blvd



Upcoming Actions by the CTB for ANCSE

**Completed,
March 2020**

Authorization for the Commissioner to enter into a Federal-Aid Project Agreement with FHWA-EFLHD for VDOT to provide services such as project design reviews and construction inspections.

**Completed,
April 2020**

Limited Access Control Change (LACC) for the interchange at Route 27 (Washington Boulevard) and Route 244 Columbia Pike.

**Pending,
December 2020**

Authorization for the Commissioner to enter into an agreement with the US Army/Arlington National Cemetery, FHWA-EFLHD, and Arlington County to coordinate the design and construction of transportation improvements (Defense Access Road (DAR) project MOA) to accommodate the ANCSE project.

**Pending,
December 2020**

Authorization for the Commissioner to enter into an agreement (Contract for Relocation or Alteration of Facilities) with the US Government for the alteration of existing facilities to accommodate the ANCSE project.

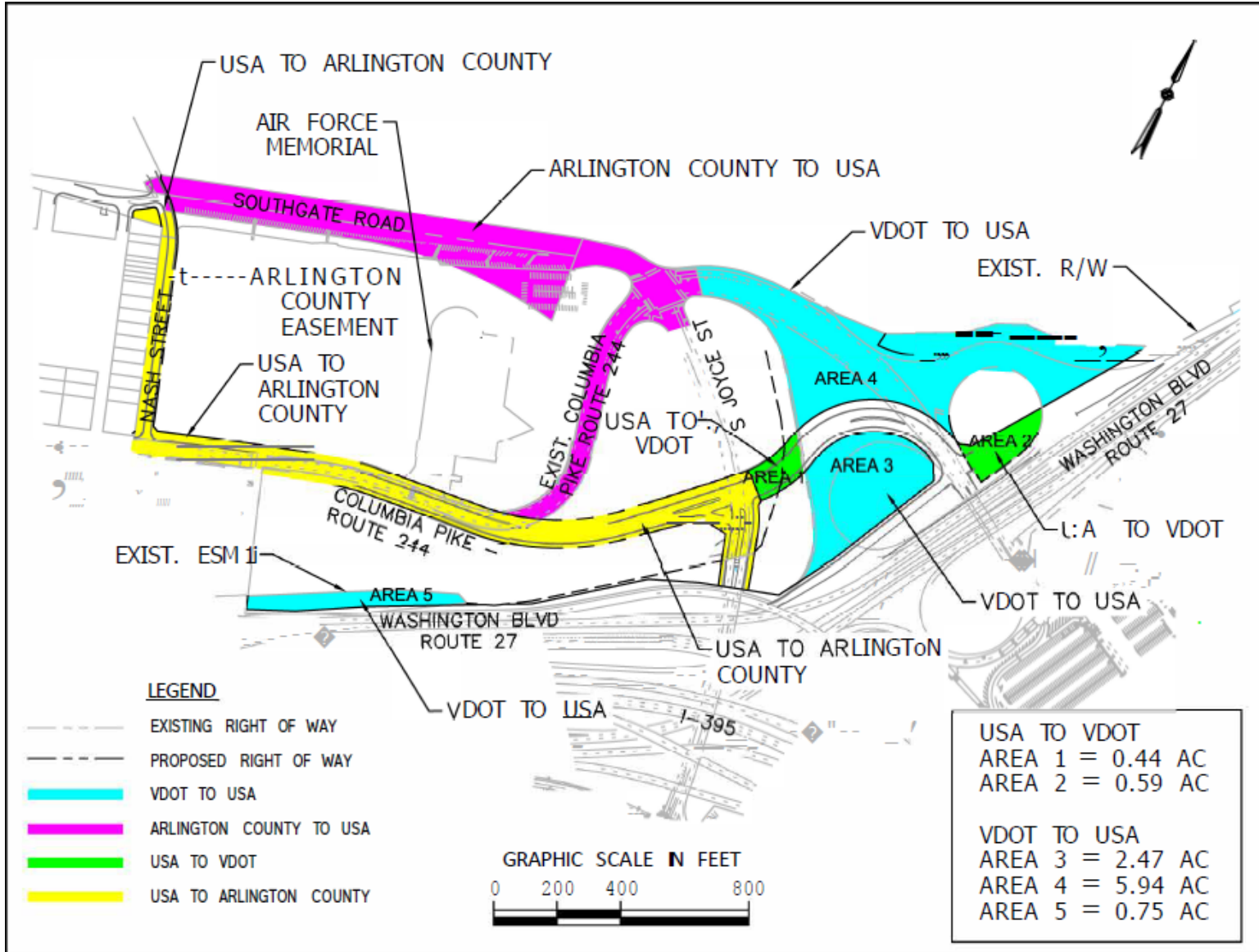
Defense Access Road (DAR) Project Memorandum of Agreement

- **Establishes the roles, responsibilities, funding, and procedures by which the Army/Arlington National Cemetery (ANC), Eastern Federal Lands Highway Division (EFLHD), Virginia Department of Transportation (VDOT), and the County of Arlington, Virginia will jointly participate in the environmental planning, design, and construction of a project at Arlington National Cemetery in Arlington County, Virginia.**
- **Core provisions of the Agreement**
 - **Army/ANC – Transfer \$60M for DAR and \$50M for Southern Expansion to EFLHD; lead agency for compliance with the National Environmental Policy Act (NEPA) and National Historic Preservation Act (NHPA); perform design reviews, construction inspection, & final acceptance for facilities on Army land; convey interest in property to VDOT & the County for use as right of way & related purposes**
 - **EFLHD – project administrator for design and construction**
 - **VDOT – perform design reviews, construction inspection, & final acceptance for VDOT-maintained roadways; convey interest in property to the Army as defined by the Relocation Contract**
 - **Arlington – Transfer \$500k to the project for design of a multi-use trail along Route 27; perform design reviews, construction inspection, & final acceptance for County-maintained roadways**

Contract for Relocation or Alteration of Facilities

- Involves the Commonwealth of Virginia (represented by VDOT) and the US Government (represented by the US Army Corps of Engineers)
- Contract defines the VDOT Right of Way within the limits of the Route 27/Route 244 interchange that will be conveyed to the US Government for the ANCSE project and the compensation VDOT will receive.
- In exchange for VDOT Right of Way, the US Government will construct an equivalent Substitute Facility for the interchange, including replacement land and utility easements.
- Compensation is based on *Substitute Facility Doctrine*
 - According to the U. S. Supreme Court in Brown v. United States, 263 U.S. 78 (1923) and more than a dozen cases that followed it, it is constitutionally permissible for a condemnor [*the United States*] to provide just compensation in the form of a substitute facility instead of cash as means of compensating public entities [*VDOT*] where the condemnor is acquiring property owned by that public entity and presently dedicated to public use, and for which the public entity is required to provide a functional substitute. A full equivalent must be provided in exchange for the property taken. The substitute facility must meet all current requirements for such facilities.

Property Transfer



Changes to VDOT Right of Way Route 27/244 Interchange

Existing RW	11.36 acres
VDOT to Army	- 8.41 acres
Army to VDOT	+ 1.03 acres
Proposed RW	3.98 acres

Route 27

Existing Easement	0.75 acres
VDOT to Army	- 0.75 acres
Proposed RW	0 acres

