



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Shannon Valentine
Chairperson

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Agenda item #1

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

December 8, 2021

MOTION

Made By: Dr. Smoot **Seconded By:** Mr. Brown

Action: Motion carried, unanimously

Title: Discontinuance – Secondary System of State Highways Route 799 in Giles County

WHEREAS, Route 799, located in Giles County, measuring approximately 0.19 of a mile, is no longer necessary for the uses of the Secondary state highway system, and therefore no longer provides a public convenience that warrants maintenance at public expense, rendering it eligible for discontinuance; and

WHEREAS, the Giles County Board of Supervisors has approved a resolution, attached hereto as Exhibit A, supporting the discontinuance described as the 0.19 mile length of Route 799, as seen in the map attached hereto as Exhibit B; and

WHEREAS, pursuant to § 33.2-908 of the *Code of Virginia*, a section of highway may be discontinued from the Secondary state highway system by the Commissioner of Highways, with the approval of the Commonwealth Transportation Board, if the highway is deemed to be no longer necessary for the uses of the Secondary state highway system when a part of the highway no longer provides a public convenience that warrants maintenance at public expense; and

December 8, 2021

Resolution of the Commonwealth Transportation Board

Discontinuance – Secondary System of State Highways – Route 799 in Giles County

Page Two

NOW, THEREFORE, BE IT RESOLVED, that the Commonwealth Transportation Board approves the discontinuance of the roadway segment identified below and as depicted on Exhibit B attached hereto, as part of the Secondary system of state highways, pursuant to §33.2-908, *Code of Virginia*, as the roadway is no longer necessary for the uses of the Secondary state highway system and is no longer providing sufficient public convenience to warrant maintenance at public expense.

Secondary System of State Highways

Discontinuance

Salem District

Giles County

- Route 799

0.19 Mi.

Total Mileage Discontinued from the Secondary System:

0.19 Mi.

#####

CTB Decision Brief

Discontinuance - Secondary System of State Highways: Route 799 in Giles County

Issue: The Giles County Board of Supervisors approved a resolution which supports the discontinuance of Route 799 in Giles County that is 0.19 of a mile in length. Pursuant to §33.2-908 of the *Code of Virginia*, said discontinuance must be approved by the Commonwealth Transportation Board (Board).

Facts: Upon review of the area, VDOT staff determined that the 0.19 mile length of Route 799 should be discontinued as a part of the Secondary System of State Highways, pursuant to § 33.2-908 of the *Code of Virginia*, as it no longer provides a public convenience that warrants maintenance at public expense.

The Giles County Board of Supervisors supported, by resolution on November 18, 2021 (Exhibit A, attached), the discontinuance of the 0.19 mile length of Route 799 (road noted in “Blue” on Exhibit B, attached).

In accordance with §33.2-908, notice of the discontinuance was published in the *Roanoke Times* and the *Virginia Leader* newspapers on September 29, 2021 (Exhibit C, attached). The Giles County Board of Supervisors and property owners with land abutting the section of roadway considered for discontinuance received notice via registered mail.

Recommendation: VDOT recommends the Board approve the discontinuance of Route 799 referenced above.

Action Required by CTB: The *Code of Virginia* requires a majority of the Board’s members to approve the proposed discontinuance. A resolution describing the proposed road to be discontinued is provided for the Board’s consideration.

Result if Approved: If approved, VDOT will suspend all of its maintenance activity on the roadway segment.

Options: Approve, Deny or Defer

Public Comments/Reaction: There were no public comments made at the Giles County Board of Supervisors meeting regarding this proposed discontinuance and there were no requests for a public hearing.

**Exhibit A
Giles County Resolution**

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF GILES, VIRGINIA:

- I. That the Giles County Board of Supervisors supports the discontinuance of a portion of VDOT Secondary Route 799, unnamed, Giles County, Virginia, as follows:

WHEREAS, the Virginia Department of Transportation has notified the Giles County Board of Supervisors of its intent to discontinue Route 799 from the intersection of Route 799 and US460 to the terminus of Route 799, a distance of 0.19 miles; and

WHEREAS, the sketch attached and incorporated herein as a part of this resolution, defines the adjustment required in the secondary system of state highways as a result of the discontinuance of said portion of Route 799; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF GILES COUNTY, VIRGINIA:

That the Giles County Board of Supervisors hereby concurs with and supports the Commonwealth Transportation Board's changes to the secondary system of state highways as identified on the attached sketch, pursuant to §33.2-908.B of the Code of Virginia; and

BE IT FURTHER RESOLVED:

That a certified copy of this resolution be forwarded to the Residency Engineer of the Virginia Department of Transportation Christiansburg Residency.

- II. That this resolution shall be in force and effect upon adoption.

Adopted this 18th day of November, 2021.

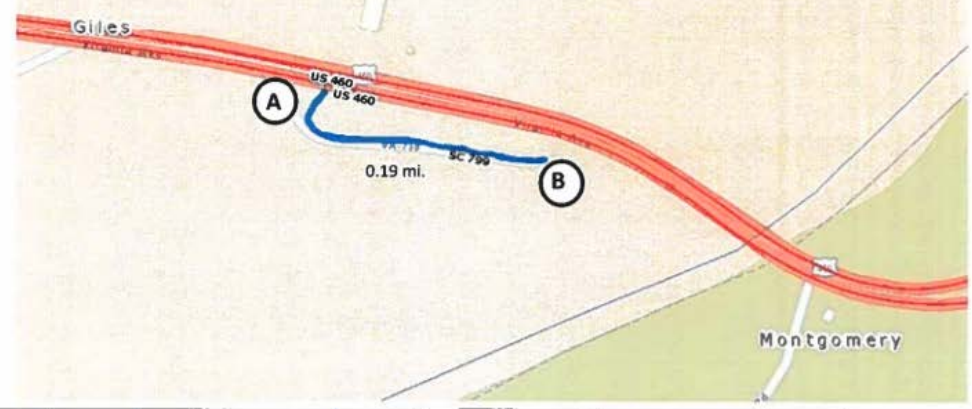
	YES	NO	ABSTAIN	ABSENT
P. Baker	<u>X</u>	_____	_____	_____
J. Lawson	<u>X</u>	_____	_____	_____
P. Martin	<u>X</u>	_____	_____	_____
R. McCoy	<u>X</u>	_____	_____	_____
J. Morris	<u>X</u>	_____	_____	_____


Chris McKlarney, Clerk

SHEET 1 OF 1

UPC:

PLEASE SUBMIT FORM AM-4.2 FOR EACH ROADWAY SEGMENT AND THE ENTIRE PROJECT INCLUDING THE MILEAGE AND PAVEMENT TYPES REFLECTING POST-CONSTRUCTION CONDITIONS.



NOT TO SCALE.


ROUTE	ACTION	SEGMENT	STATION	LENGTH
799	DISCONTINU- ANCE	A-B	From the intersection of Rte. 799 and US-460 (A) to the end of state maintenance at (B)	0.19

Legend

GILES COUNTY

Changes in the VDOT Secondary System on:

Route 799

 Segment of Secondary Road location to be discontinued.



Office of Land Use
Date: 8/16/2021


Salem District -
Christiansburg
Residency

Exhibit B
Sketch of Proposed Road to be Discontinued

Exhibit C

Public Notice of Discontinuance

Published in the *Roanoke Times* and the *Virginia Leader* on September 29, 2021



**Route 799 (Old Virginia Avenue)
Giles County**

Willingness to Hold a Public Hearing
Notice of Intent to Discontinue Maintenance of a Public Road
Segment

Pursuant to the provisions of §33.2-908 of the Code of Virginia, the Virginia Department of Transportation (VDOT) will consider discontinuance of an end segment of Route 799 (Old Virginia Avenue) in Giles County. The total length of the discontinuance is 0.19 mile.

This matter is being considered by VDOT because the road segment does not provide sufficient public service to warrant maintenance at public expense.

VDOT is willing to hold a public hearing prior to considering the discontinuance if the county or one or more landowners whose property is impacted by the discontinuance makes a request. A public hearing may be requested in writing to Ms. Alex Chaney, Land Use Engineer, 105 Cambria Street, Christiansburg, VA 24073 or by email at alexandria.chaney@vdot.virginia.gov on or prior to **October 29, 2021**.

Additional information about the proposed discontinuance is available at VDOT's Christiansburg Residency Office at the address listed above, 540-381-7201, 1-800-367-7623, TTY/TDD 711. Please call ahead so VDOT can make arrangements for personnel to share more information or answer your questions.

VDOT ensures nondiscrimination and equal employment in all programs and activities in accordance with Title VI and Title VII of the Civil Rights Act of 1964. If you need special assistance for persons with disabilities or limited English proficiency, contact VDOT at 540-387-5552, 1-800-367-7623, TTY/TDD 711.