



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Shannon Valentine
Chairperson

1401 East Broad Street
Richmond, Virginia 23219

(804) 786-2701
Fax: (804) 786-2940

Agenda item # 8

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

December 8, 2021

MOTION

Made By: Mr. Fowlkes Seconded By: Dr. Smoot

Action: Motion carried, unanimously

**Title: Limited Access Control Changes (LACCs) for the Interstate 81 Southbound
Widening from Mile Marker 8.1 to Mile Marker 9.7
Washington County and the City of Bristol**

WHEREAS, on October 4, 1956, the State Highway Commission, predecessor to the Commonwealth Transportation Board (CTB), designated the Interstate Highway System, including I-81, to be Limited Access Highways in accordance with then Article 3, Chapter 1, Title 33 of the 1950 *Code of Virginia*, as amended, and established the limited access line locations and limits as “the final locations of said routes, including all necessary grade separations, interchanges, ramps, etc.”; and

WHEREAS, State Highway Project 0081-095-094, P101, R201, C501 (UPC# 116170) provides for the widening of I-81 Southbound from two lanes to three lanes from mile marker 8.1 to mile marker 9.7 to include the extension of the I-81 Northbound merge lane near Exit 7 to address safety and congestion issues (the “Project”); and

WHEREAS, the widening of I-81 Southbound requires the construction of two new stormwater management facilities. These improvements will impact the existing limited access control lines, as shown on the Limited Access Line Exhibits and the Limited Access Control Point Stations and Offsets Table (attached); and

Resolution of the Board
Proposed Limited Access Control Change (LACCs)
Interstate 81 Southbound Widening from Mile Marker 8.1 to Mile Marker 9.7
Washington County and the City of Bristol
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WHEREAS, the Virginia Department of Transportation (VDOT) held a Design Public Hearing (“Hearing”) for the Project, including the current and proposed locations of the limited access lines, on Thursday, October 21, 2021, between 4:00 pm and 6:00 pm at Holiday Inn & Suites – Bristol Convention Center, 3135 Linden Drive, Bristol, VA 24202, and allowed public input to be collected concerning the request; and

WHEREAS, proper notice of the Hearing was given in advance, and all those present were given a full opportunity to express their opinions and recommendations for or against the Project as presented, their statements being duly recorded; and

WHEREAS, the economic, social, and environmental effects of the Project have been duly examined and given proper consideration and this evidence, along with all other relevant evidence, has been carefully reviewed; and

WHEREAS, VDOT’s Bristol District Office has reviewed and approved the traffic analysis report completed September 29, 2021, and found that it adequately addresses the impacts from the Project and the proposed LACCs; and

WHEREAS, the Project is in compliance with National Environmental Policy Act requirements, and a Categorical Exclusion was prepared under an agreement between VDOT and the Federal Highway Administration (FHWA) and approved on November 22, 2021; and

WHEREAS, The Project is located within an attainment area for all the National Ambient Air Quality Standards, and therefore the regional conformity requirements do not apply; and

WHEREAS, the Project is in Washington County and the City of Bristol. The Project and proposed LACCs are supported by a letter from the County Administrator dated September 29, 2021, and the Project is supported by the City Manager dated September 10, 2021 (attached). There are no proposed LACCs in the City of Bristol.

Resolution of the Board
Proposed Limited Access Control Change (LACCs)
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WHEREAS, FHWA provided approval for State Highway Project 0081-095-094, P101, R201, C501 (UPC# 116170) and the proposed LACCs on October 29, 2021; and

WHEREAS, VDOT's Chief Engineer has determined that the proposed LACCs will not adversely affect the safety or operation of the highways; and

WHEREAS, VDOT has reviewed the requested LACCs and determined that all are in compliance with § 33.2-401 of the *Code of Virginia* and that the requirements of 24 VAC 30-401-20 have been met; and

WHEREAS, VDOT recommends approval of the LACCs as shown on the Limited Access Line Exhibits and the Limited Access Control Point Stations and Offsets Table (attached).

NOW, THEREFORE, BE IT RESOLVED, in accordance with § 33.2-401 of the *Code of Virginia*, and 24 VAC 30-401-10 *et seq.*, that the CTB hereby finds and concurs in the determinations and recommendations of VDOT made herein, and directs that the I-81 corridor continue to be designated as a limited access control area, with the boundaries of limited access control being modified from the current locations as shown on the Limited Access Line Exhibits and the Limited Access Control Point Stations and Offsets Table (attached).

BE IT FURTHER RESOLVED, the Commissioner of Highways is authorized to take all actions and execute any and all documents necessary to implement such changes.

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CTB Decision Brief
Proposed Limited Access Control Changes (LACCs)
Interstate 81 Southbound Widening from Mile Marker 8.1 to Mile Marker 9.7
Project 0081-095-094, P101, R201, C501
UPC# 116170
Washington County and the City of Bristol

Issues: The area designated as limited access previously approved for the I-81 southbound at this location needs to be modified to accommodate the construction of two new stormwater management facilities that will be placed within the limited access area and accessed for maintenance through the existing limited access control line. These changes require the approval of the Commonwealth Transportation Board (CTB) pursuant to § 33.2-401 of the *Code of Virginia*, and 24 VAC 30-401-10 *et seq.*

Facts:

- Limited access control for I-81 was previously established on October 4, 1956, by the State Highway Commission, predecessor to the CTB, which designated the Interstate Highway System, including I-81, to be Limited Access Highways in accordance with then Article 3, Chapter 1, Title 33 of the 1950 *Code of Virginia*, as amended, and established the limited access line locations and limits as “the final locations of said routes, including all necessary grade separations, interchanges, ramps, etc.”.
- State Highway Project 0081-095-094, P101, R201, C501 (UPC# 116170) provides for the widening of I-81 Southbound from two lanes to three lanes from mile marker 8.1 to mile marker 9.7, to include an extension of the I-81 Northbound merge lane near Exit 7 to address safety and congestion issues. The widening requires the construction of two new stormwater management facilities, which will impact the existing limited access control lines, as shown on the Limited Access Line Exhibits and the Limited Access Control Point Stations and Offsets Table (attached).
- A Design Public Hearing (“Hearing”) was held for the Project, including the current and proposed locations of the limited access lines, on Thursday, October 21, 2021, between 4:00 pm and 6:00 pm at Holiday Inn & Suites – Bristol Convention Center, 3135 Linden Drive, Bristol, VA 24202, and allowed public input to be collected concerning the request.
- Proper notice of the Hearing was given in advance, and all those present were given a full opportunity to express their opinions and recommendations for or against the Project as presented, their statements being duly recorded.
- The economic, social, and environmental effects of the Project have been duly examined and given proper consideration and this evidence, along with all other relevant evidence, has been carefully reviewed.
- The Virginia Department of Transportation’s (VDOT’s) Bristol District Office has reviewed and approved the traffic analysis report on September 29, 2021, and found that it adequately addresses the impacts from the Project and the proposed LACCs.

- The Project is in compliance with National Environmental Policy Act requirements and a Categorical Exclusion was prepared under an agreement between VDOT and the Federal Highway Administration (FHWA) and approved on November 22, 2021.
- The Project is located within an attainment area for all the National Ambient Air Quality Standards, and therefore the regional conformity requirements do not apply.
- The Project is in Washington County and the City of Bristol. The Project and proposed LACCs are supported by a letter from the County Administrator dated September 29, 2021, and the Project is supported by the City Manager dated September 10, 2021 (attached). There are no proposed LACCs in the City of Bristol.
- FHWA provided the approval for State Highway Project 0081-095-094, P101, R201, C501 (UPC# 116170) and the proposed LACCs on October 29, 2021.
- VDOT's Chief Engineer has determined that the proposed LACCs will not adversely affect the safety or operation of the highways.
- The proposed LACCs are in compliance with § 33.2-401 of the *Code of Virginia* and with the policies and requirements of the CTB contained in 24 VAC 30-401-10 *et seq.*

Recommendations: It is recommended, pursuant to § 33.2-401 of the *Code of Virginia*, and 24 VAC 30-401-10 *et seq.*, that the I-81 corridor continue to be designated as a Limited Access Highway with the LACCs modified and/or established as shown on the Limited Access Line Exhibits and the Limited Access Control Point Stations and Offsets Table (attached). This action will modify the limited access line and right of way previously approved by the CTB's predecessor, the State Highway Commission, on October 4, 1956.

Action Required by CTB: § 33.2-401 of the *Code of Virginia*, and 24 VAC 30-401-10 *et seq.* require a majority vote of the CTB to approve the recommended LACCs. The CTB will be presented with a resolution for a formal vote to approve the LACCs for the Project and to provide the Commissioner of Highways the requisite authority to execute all documents necessary to implement the LACCs.

Result, if Approved: The Commissioner of Highways will be authorized to execute any and all documents needed to comply with the resolution, and the I-81 Project will move forward.

Options: Approve, Deny, or Defer.

Public Comments/Reactions: There were ten (10) citizens that attended the Hearing per the sign

CTB Decision Brief

Proposed Limited Access Control Changes (LACCs)

Interstate 81 Southbound Widening from Mile Marker 8.1 to Mile Marker 9.7

Washington County and the City of Bristol

December 8, 2021

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in sheets. Five (5) written comments were received at the Hearing. There were zero (0) oral comments recorded by the court reporter at the Hearing. Four (4) comments supported the Project and one (1) comment was neutral. There were zero (0) emailed comments or mailed-in comments received by VDOT.

Re: LACC UPC 116170 I-81 SOUTHBOUND WIDENING FROM MM 8.1 TO MM 9.7

Snider, Lori

Mon, Oct 18, 12:02
PM (1 day ago)

to Neil, me

I approve this LACC from a Right of Way & Utilities perspective.

Lori

On Mon, Oct 18, 2021, 11:39 AM Hord, Neil <neil.hord@vdot.virginia.gov> wrote:
Lori,

I have received the attached LACC item from L&D; I have reviewed and have no comments. I recommend your approval from a R/W and Utilities perspective. If you concur, please reply to George Rogerson, who is included here. Thank you.

Neil

Neil M. Hord
Program Manager Property Management
Right of Way & Utilities Division
1401 E. Broad Street, 5th Floor
Richmond, Virginia 23219
Phone: (804) 786-4079
Fax: (804) 786-1706
<http://pmi.vdot.virginia.gov/>

----- Forwarded message -----

From: **Rogerson, George** <george.rogerson@vdot.virginia.gov>
Date: Tue, Oct 12, 2021 at 10:03 AM
Subject: Fwd: LACC UPC 116170 I-81 SOUTHBOUND WIDENING FROM MM 8.1 TO
MM 9.7
To: Hord, Neil <neil.hord@vdot.virginia.gov>
Cc: Vernon Heishman <vernon.heishman@vdot.virginia.gov>

Neil,

I have attached the LACC documents for the above-mentioned project for your review and comments for the **December 8, 2021 CTB Meeting**. If you have no comments, please send an email to Lori recommending your approval of the LACCs. Please reply by the COB **October 19, 2021**. I have another coming your way in early November for the December 8, 2021 CTB Meeting as well.

If you have any questions or concerns, please contact me.

Thank you,

George T. Rogerson, Jr.
Policies & Procedures Section Manager
Location & Design Division / Central Office
Virginia Department of Transportation
804-350-1571 (cell)
george.rogerson@vdot.virginia.gov

----- Forwarded message -----

From: **Rogerson, George** <george.rogerson@vdot.virginia.gov>

Date: Tue, Oct 12, 2021 at 9:48 AM

Subject: LACC UPC 116170 I-81 SOUTHBOUND WIDENING FROM MM 8.1 TO MM 9.7

To: Jo Maxwell <joanne.maxwell@vdot.virginia.gov>, Michael Garrett <michael.garrett@vdot.virginia.gov>, Ellen Porter <ellen.porter@vdot.virginia.gov>, Vernon Heishman <vernon.heishman@vdot.virginia.gov>, Joseph Koscinski <joseph.koscinski@vdot.virginia.gov>

Mike,

I have attached the LACC documents for the above-mentioned project for your review and comments for the **December 8, 2021 CTB Meeting**. Please provide me with comments by the COB **October 19, 2021**. I have another coming your way in early November for the December 8, 2021 CTB Meeting as well.

I will remove the language in **red** and **yellow** highlights before finalizing the documents.

1. Decision Brief
2. Resolution
3. Limited Access Line Exhibit
4. Limited Access Control Point Stations and Offsets Table
5. Location Map
6. Original Resolution - Oct. 4, 1956
7. Letter of Support from Washington County and the City of Bristol (2)
8. FHWA Approval - **Forthcoming**

Thank you for your review and comments.



COMMONWEALTH of VIRGINIA

DEPARTMENT OF TRANSPORTATION

Stephen C. Brich, P.E.
Commissioner

1401 East Broad Street
Richmond, Virginia 23219

(804) 786-2701
Fax: (804) 786-2940

December 1, 2021

The Honorable Shannon Valentine
The Honorable Stephen C. Brich, P. E.
The Honorable Jennifer Mitchell
The Honorable Jerry L. Stinson
The Honorable Mary Hughes Hynes
The Honorable Alison DeTuncq
The Honorable Bert Dodson, Jr.
The Honorable W. Sheppard Miller, III
The Honorable Carlos M. Brown
The Honorable Cedric Bernard Rucker
The Honorable Stephen A. Johnsen
The Honorable Mark H. Merrill
The Honorable E. Scott Kasprowicz
The Honorable Raymond D. Smoot, Jr.
The Honorable Marty Williams
The Honorable Frederick T. Stant, III
The Honorable Greg Yates

Subject: Approval of Limited Access Control Changes (LACCs) for the Interstate 81 Southbound Widening from Mile Marker 8.1 to Mile Marker 9.7 in Washington County and the City of Bristol.

Dear Commonwealth Transportation Board Members:

The Department has initiated the above request for LACCs for your consideration. The proposed LACCs on State Highway Project 0081-095-094, P101, R201, C501 have been determined as a necessary design feature and recommended for approval by the Department's staff.

I have reviewed the staff's recommendations and determined that approving these LACC's will not adversely affect the safety or operation of the affected highway network. I have determined that this request should be considered by the Board.

Sincerely,

Barton A. Thrasher, P.E.
Chief Engineer

**Minutes of the Meeting of the State Highway
Commission of Virginia, held in
Richmond
October 4, 1958**

The Commission met in the Central Office Building, Richmond, Virginia, at 9:00 A.M., Thursday, October 4, 1958. The following members were present: Messrs. E. P. Barrow, S. S. Flythe, S. D. May, Burgess E. Nelson, Wm. A. Wright and J. A. Anderson.

The meeting was called to order by the Chairman.

The Chairman read a letter from Mr. Howard O. Rogers stating that he would not be able to attend because of illness.

On motion made and seconded, the minutes of the August 9-10 meeting were approved.

Moved by Mr. May, seconded by Mr. Barrow, that the permits issued from the August 9-10 meeting to date, inclusive, as recorded in the Auditing Division, be approved. Motion carried.

Moved by Mr. May, seconded by Mr. Barrow, that the permits cancelled by the Commissioner from the August 9-10 meeting to date, inclusive, as authorized June 25, 1947, and recorded in the Auditing Division, be approved. Motion carried.

Moved by Senator Nelson, seconded by Senator Wright, that the Commission confirm award of contract on bids received August 15 for the construction of Project 1887-15-18, Route 615, Bridge and Approaches Three Creek, Southampton County, to the low bidder, Norfolk Contracting Co., Norfolk, Va., at the bid of \$102,949.41, that 10% additional be set aside to cover the cost of engineering and additional work and \$1,064.54 for work by the A. & D. Railroad, making a total of approximately \$114,500.00 chargeable to this project; to be financed 50/50 State and Federal. Motion carried.

Moved by Senator Wright, seconded by Mr. Barrow, that the Commission confirm award of contract on bids received August 15 for the construction of Project 1307-24, Route 600, S. End of Bridge over Claytons Mill Creek-0.864 Mile N. Rockbridge County Line, Augusta County, to the low bidder, Bohls Brothers, Inc., Staunton, Va., at the bid of \$67,435.15 and that 10% additional be set aside to cover the cost of engineering and additional work, making a total of approximately \$74,180.00 chargeable to this project; to be financed 50/50 State and Federal. Motion carried.

Moved by Mr. Barrow, seconded by Mr. Flythe, that the Commission confirm award of contract on bids received August 15 for the construction of Project 1881-10, Routes 681, 640, 0.01 Mile E. of W. Int. Route 661, (E. of Pizarro)-Franklin County Line, Floyd County, to the low bidder, D. E. Worley Construction Co., Rocky Mount, Va., at the bid of \$127,856.70, that 10% additional be set aside to cover the cost of engineering and additional work and \$1,226.60 for work by State Forces (not included in contract), making a total of approximately \$141,960.00 chargeable to this project; to be financed with \$71,580.00 State and \$70,520.00 Federal Funds. Motion carried.

Moved by Mr. Flythe, seconded by Senator Nelson, that, Whereas, under authority of Section 33-118.2 of the 1950 Code of Virginia, as amended, request is made by City of Warwick for payment at the base rate of \$500 per Mile annually on additional streets meeting the required standards; Now, Therefore, be it resolved, that quarterly payments at the base rate of \$500 Per Mile annually be made to the City of Warwick on additional streets totaling 11.20 miles, effective beginning the second quarter, October 1, 1956. Motion carried.

Moved by Mr. Flythe, seconded by Senator Nelson, that, Whereas, under authority of Section 33-118.2 of the 1950 Code of Virginia, as amended, request is made by City of Waynesboro for payment at the base rate of \$500 per Mile annually on additional streets meeting the required standards; Now, Therefore, be it resolved, that quarterly payments at the base rate of \$500 Per Mile annually be made to the City of Waynesboro on additional streets totaling 10.612 miles, effective beginning the second quarter, October 1, 1956. Motion carried.

Moved by Mr. Flythe, seconded by Senator Nelson, that, Whereas, under authority of Section 33-118.2 of the 1950 Code of Virginia, as amended, request is made by the Town of Wytheville for payment at the base rate of \$500 Per Mile annually on additional streets meeting the required standards; Now, Therefore, be it resolved, that quarterly payments at the base rate of \$500 Per Mile annually be made to the Town of Wytheville on additional streets totaling 0.984 Mile, effective beginning the second quarter, October 1, 1956. Motion carried.

Moved by Mr. Flythe, seconded by Senator Nelson, that, it so be declared that, Whereas, by action of the Congress of the United States, whereby all routes on the National System of Interstate and Defense Highways are to be constructed to interstate standards and whereas, one of the requirements of interstate standards is the control of access to these routes; Therefore, be it resolved that all routes on the National System of Interstate and Defense Highways within the confines of the Commonwealth of Virginia, upon determining the final location of said routes, including all necessary grade separations, interchanges, ramps, etc., are here and now designated Limited Access Highways, pursuant to Article 8, Chapter 1, Title 33, of the Code of Virginia of 1950, as amended. Motion carried.

On motion made by Senator Nelson, seconded by Mr. Barrow, the Chairman was instructed to report to the Bureau of Public Roads, at a meeting called for October 9, that the Virginia Department of Highways will undertake one-third of the cost of operation and maintenance of the proposed bridge over the Potomac River at Jones Point, with the thought that the other two-thirds shall be borne by the State of Maryland and the District of Columbia. This could be handled by written agreement looking to appropriate Federal legislation.



Office of the
City Manager

City of Bristol, Virginia

300 Lee Street, Bristol, Virginia 24201 (276) 645-7333

FAX: (276) 821-6085

Website: www.bristolva.org



September 10, 2021

M. E. "Gene" Holley, PMP
Bristol I-81 CIP Coordinator / Loc. & Des.
Virginia Department of Transportation
870 Bonham Road
Bristol, VA 24201

RE Interstate 81 Lane Widening, MM 8.1 to 9.7
UPC 116170, Project 0081-095-094, P101, R201, C501

Dear Mr. Holly:

I am writing this letter to express the City of Bristol, Virginia's full support for widening Interstate 81 to three lanes both directions from mile marker 8.1 to 9.7.

We believe this change will be a significant safety improvement for the traveling public.

Sincerely,

A handwritten signature in blue ink that reads "Randall C. Eads".

Randall C. Eads

City Manager



COUNTY OF WASHINGTON, VIRGINIA

COUNTY GOVERNMENT CENTER
1 GOVERNMENT CENTER PLACE, SUITE A
ABINGDON, VIRGINIA 24210

COUNTY ADMINISTRATOR
JASON N. BERRY

OFFICE OF COUNTY ADMINISTRATOR

September 29, 2021

M. E. "Gene" Holley
Virginia Department of Transportation
870 Bonham Road
Bristol, VA 24201

Dear Gene,

I'm writing this letter to express Washington County, VA's full support for the addition of widening of two lanes to three lanes to southbound I-81 between milepost 8.1 to milepost 9.7.

We feel this project will provide a significant safety improvement for those who travel this section of I-81. We support the limited access change proposal.

Sincerely,

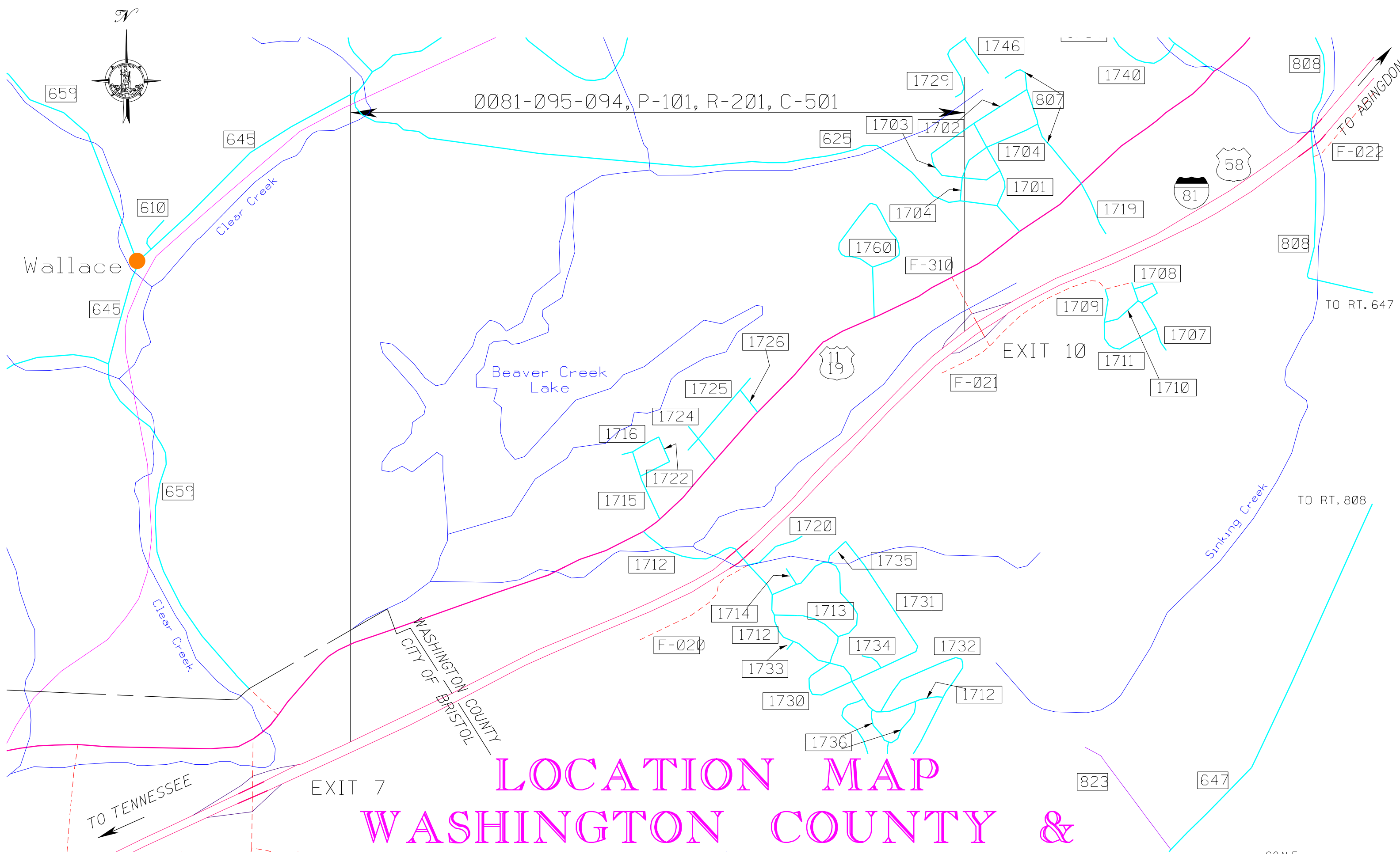
A handwritten signature in blue ink, appearing to read "Jason N. Berry", is written over a light blue horizontal line.

Jason N. Berry
County Administrator

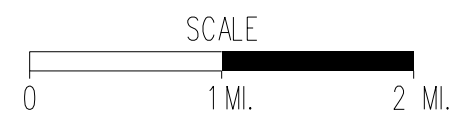
Ec: Members, Board of Supervisors

*I-81 SOUTHBOUND WIDENING
FROM: 0.063 MI. NORTH OF MM 8.0
TO: 0.022 MI. SOUTH OF MM 10.0
LIMITED ACCESS EXHIBIT
PROJECT: 0081-095-094, P-101, R-201, C-501
UPC: 116170*

| BASELINE | STATION | OFFSET (FT.) | LEFT/RIGHT |
|----------|-----------|--------------|------------|
| I-81 SBL | 377+06.00 | 94.36 | LEFT |
| I-81 SBL | 379+15.00 | 94.59 | LEFT |
| I-81 SBL | 384+45.23 | 92.53 | LEFT |
| I-81 SBL | 387+00.00 | 94.62 | LEFT |



LOCATION MAP
WASHINGTON COUNTY &
THE CITY OF BRISTOL



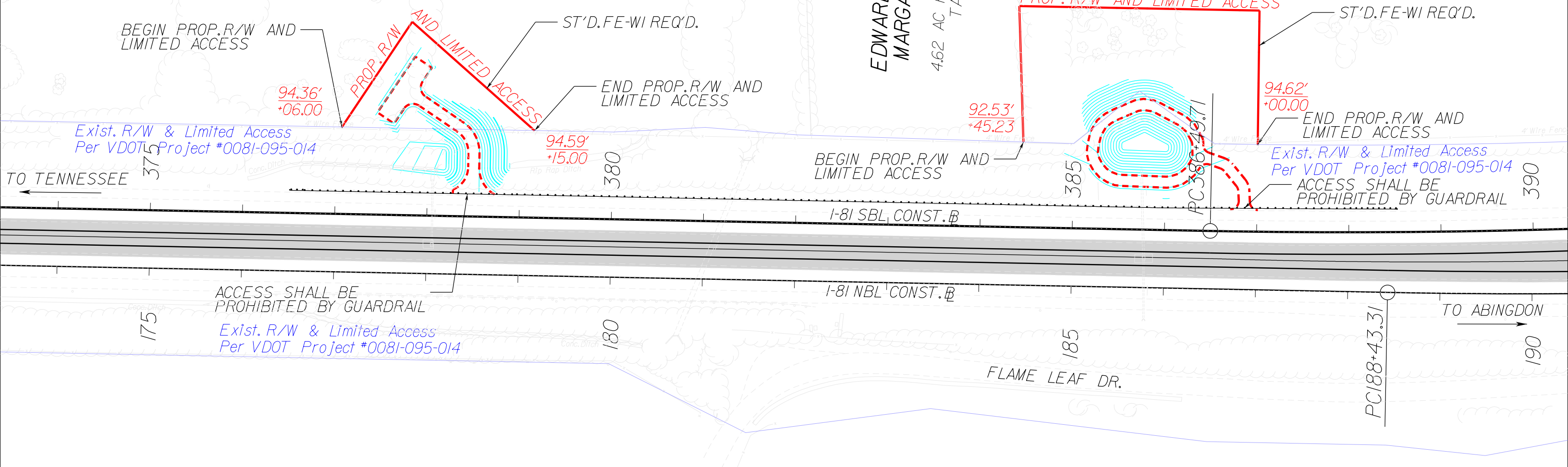
001

HENRY DONALD PRESTON
No Deed Reference
14.00 AC Per Tax Assessor's Office
TAX MAP #142-A-26

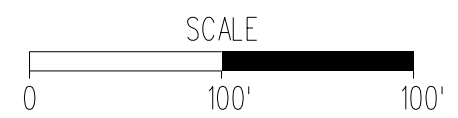
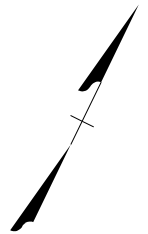
002

IMPACT INTERNATIONAL CHURCH, INC.
Inst.# 2005-930
5.71 AC Per Tax Assessor's Office
TAX MAP #142-A-31

EDWARD P. WHITAKER, III &
MARGARET R. WHITAKER
Inst.# 2012-1643
4.62 AC Per Tax Assessor's Office
TAX MAP #142-A-30A



I-81 SOUTHBOUND WIDENING
 FROM: 0.063 MI. NORTH OF MM 8.0
 TO: 0.022 MI. SOUTH OF MM 10.0
 LIMITED ACCESS EXHIBIT
 PROJECT: 0081-095-094, P-101, R-201, C-501
 UPC: 116170



LEGEND

| | |
|--|--|
| | EXISTING RIGHT OF WAY & LIMITED ACCESS |
| | PROPOSED RIGHT OF WAY & LIMITED ACCESS |
| | PROPOSED SWM POND ACCESS |
| | PROPOSED SWM POND CONTOURS |
| | PROPOSED NEW PAVEMENT |