



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

W. Sheppard Miller, III
Chairperson

1401 East Broad Street
Richmond, Virginia 23219

(804) 482-5818
Fax: (804) 786-2940

Agenda item # 2

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

October 22, 2024

MOTION

Made By: Mr. Davis, **Seconded By:** Ms. Sellers

Action: Motion Carried, Unanimously

**Title: Abandonment – Primary System of State Highways: Previously Discontinued
Portion of Route 156 Located in Charles City County**

WHEREAS, upon reconstruction of Route 156 in Charles City County, the State Highway Commission, predecessor to the Commonwealth Transportation Board, relocated segments of existing Primary system roadways to new alignment, causing the previous segments to no longer provide a public convenience that warranted maintenance at public expense; and

WHEREAS, the State Highway Commission passed a resolution on October 26, 1972, discontinuing a segment of Route 156 as part of the highway system changes resulting from the construction of VDOT Project 0156-018-002, P-401; and

WHEREAS, pursuant to §33.2-902, *Code of Virginia 1950*, as amended, the Commissioner of Highways was provided with a petition to abandon from the Primary System of State Highways that portion of Route 156 discontinued in 1972, as seen in the map attached hereto as Exhibit B, in Charles City County. The 0.04 of a mile road segment proposed for abandonment is:

- (a) no longer necessary as a public road, and
- (b) no longer provides a public convenience that warrants maintenance at public expense; and

WHEREAS, the Charles City County Board of Supervisors supports the abandonment of this portion of Route 156 from the Primary System of State Highways, as documented in the letter of support; and

WHEREAS, notice was posted of the intent to abandon these segments, attached hereto as Exhibit C, and such posting was completed in accordance with § 33.2-902, and no requests were received for public hearing on the matter; and

WHEREAS, a Primary roadway for which no public necessity exists may be abandoned by the Board, pursuant to § 33.2-902, *Code of Virginia* 1950, as amended.

NOW THEREFORE, BE IT RESOLVED, that the roadway segment identified below, and as depicted in Exhibit B, is hereby ordered abandoned as part of Primary system of state highways, pursuant to § 33.2-902, *Code of Virginia*, 1950, as amended.

Primary System of State Highways Abandonment

Richmond District

Charles City County

- Route 156 0.04 Mi.

Total Mileage Abandoned from the Primary System: 0.04 Mi.

#####

CTB Decision Brief

Abandonment – Primary System of State Highways: Previously Discontinued Portion of Route 156 Located in Charles City County

Issue: An interested landowner has requested the abandonment of a total of 0.04 of a mile of Route 156 in Charles City County and the County Board of Supervisors supports this abandonment and its approval by the Commonwealth Transportation Board (Board).

Facts: The State Highway Commission, predecessor to the Commonwealth Transportation Board, passed a resolution on October 26, 1972, discontinuing this portion of Route 156, upon the relocation of the road. The segment totaling 0.04 of a mile currently being requested for abandonment was included in the discontinuance approved in 1972.

The Charles City County Board of Supervisors supports the abandonment of the segment totaling 0.04 of a mile of Route 156 (segment identified as “A – B” in “Blue” on Exhibit B, attached). The letter of support from the County, dated August 5, 2024, is attached as Exhibit A.

Upon review of the area, VDOT staff determined that the segment totaling 0.04 of a mile of Route 156 may be abandoned as a part of the Primary System of State Highways, pursuant to § 33.2-902 of the *Code of Virginia*, since no public necessity exists for the continuance of the segment as a public roadway.

Pursuant to and in accordance with § 33.2-902 of the *Code of Virginia*, the Virginia Department of Transportation published a “Notice of Proposed Road Abandonment” in the *Richmond Times-Dispatch* publication on June 19 and July 3, 2024 (Exhibit C, attached). No request was received to hold a public hearing.

Recommendations: VDOT recommends the Board approve the abandonment of the segment totaling 0.04 of a mile of Route 156 referenced above.

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

Result if Approved: If approved, the segment of discontinued highway will no longer be available for use by the public. The right of way will be declared surplus and may be conveyed upon request.

Options: Approve, Deny or Defer

Public Comments/Reactions: A public hearing was not requested to be held.

Exhibit A
Charles City County Letter of Support



CHARLES CITY COUNTY

☎ 804-652-4701 ✉ www.charlescityva.us 📍 10900 Courthouse Road, Charles City, Virginia 23030

Chairman, Mr. Byron Adkins, Sr. (District 3) Vice
Chairman, Mr. Ryan Patterson (District 1) Board
Member, Mr. Michael Hill (District 2)

County Administrator, Ms. Michelle Johnson

August 5, 2024

RE: Abandonment of a Segment of Old Ferry Road

To Whom It May Concern:

Charles City County and the Virginia Department of Transportation received a petition from an interested landowner to abandon a portion of Old Ferry Road.

The property owner of Parcel ID 49-1-1 is seeking the abandonment of the road so that they can proceed with acquiring the right-of-way. This would allow the property owner to develop the land currently split by Old Ferry Road.

In my capacity as the Charles City County Administrator and on behalf of the Charles City County Board of Supervisors, the County supports this abandonment of the portion of Old Ferry Road pursuant to §33.2-902 of the Code of Virginia, agreeing that no public necessity exists for the continuance of this section of road as a public roadway.

If you have any questions related to this abandonment, please do not hesitate to contact me at 804-652-4701 or mjohnson@charlescityva.us

Sincerely,

Michelle Johnson
County Administrator

Exhibit B
Sketch of Proposed Road Segment to be Abandoned
0.04 Mile Portion of Route 156 in Charles City County

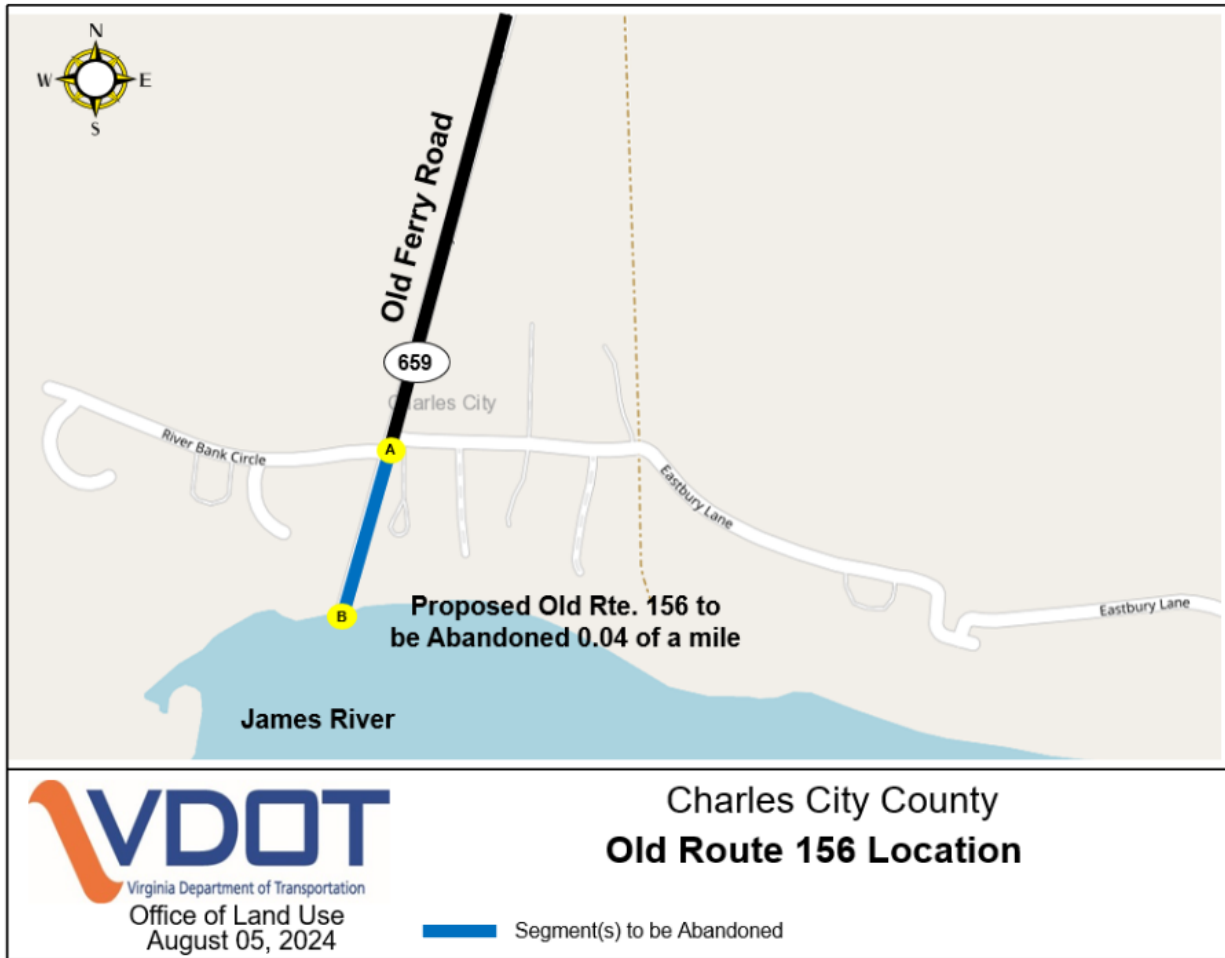


Exhibit C
“Notice of Proposed Road Abandonment”

Published in the *Richmond Times-Dispatch*
June 19 and July 3, 2024



Intent to Abandon
Previously Discontinued Primary Highway Rt. 156
(Old Ferry Road south of Route 659)
Charles City County

Pursuant to the provisions of §33.2-902 of the Code of Virginia, the Virginia Department of Transportation (VDOT) will consider the abandonment of the previously discontinued Route 156. This 0.04-mile segment to be abandoned was discontinued on Oct. 26, 1972 and is located at the southern end of Route 659 in Charles City County.

Additional information about the proposed abandonment is available at the VDOT Ashland office located at 523 N. Washington Highway, Ashland VA 23005-1316. Please call ahead at 804-481-0906, TTY/TTD 711 to make an appointment with the appropriate personnel.

If your concerns cannot be satisfied, VDOT is willing to hold a public hearing. You may request that a public hearing be held by sending a written request to Mr. Adam Moore, Virginia Department of Transportation, 523 N. Washington Highway, Ashland VA 23005-1316 or by email to adam.moore@VDOT.Virginia.gov on or prior to July 19, 2024. If a request for a public hearing is received, notice of date, time and place of the hearing will be posted.

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 the project manager at the phone numbers listed above.