



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 # 3

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

September 17, 2024

MOTION

Made By: Mr. Good, **Seconded By:** Mr. Lawson

Action: Motion Carried, Unanimously

Title: Limited Access Control Changes (LACCs) for the Realignment of Route 17/50/522 (Millwood Avenue) for Additional Lanes and Intersection Improvements City of Winchester

WHEREAS, on February 19, 1981, the State Highway Commission designated the Proposed Southern Loop from Millwood Avenue (Routes 17/50/522) at Route 81 to Amherst Street (Route 50) at Wood Avenue in the City of Winchester be a Limited Access Highway in accordance with then Article 4, Chapter 1, Title 33.1 of the 1950 *Code of Virginia*, as amended, and in accordance with the State Highway and Transportation Commission Policy; and

WHEREAS, on April 17, 2013, the CTB approved LACCs for the Proposed Southern Loop along the Jubal Early Drive corridor, which has since been renamed Millwood Pike east of the Jubal Early Drive and Millwood Avenue intersection, to accommodate proposed access management improvements pursuant to the Millwood Avenue Public Improvement Plan dated June 4, 2012, and in accordance with what is now § 33.2-401 of the *Code of Virginia*; and

WHEREAS, on October 20, 2021, the CTB approved LACCs for Millwood Avenue (Route 17/50/522) that realigned Route 17/50/522 along the north side of the roadway for the proposed bridge replacement over Interstate 81 and to provide a new shared use path in accordance with § 33.2-401 of the *Code of Virginia* and 24 VAC 30-401-10 *et seq.*; and

WHEREAS, State Highway Project U000-138-R43 P101, R201, C501; UPC# 116867 provides an additional left turn lane onto Apple Blossom Drive, an additional

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Realignment of Route 17/50/522 (Millwood Avenue)
Additional Lanes and Intersection Improvements
City of Winchester
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eastbound lane from Apple Blossom Drive to the Interstate 81 southbound on-ramp, as well as realignment and intersection improvements at Mall Boulevard (the “Project”); and

WHEREAS, the realignment of Millwood Avenue requires a change of the limited access line on the south side of Route 17/50/522 and a minor adjustment to the limited access line on the north side of the right of way shown on the Limited Access Line Exhibits and the Limited Access Control Point Stations and Offsets Table (attached); and

WHEREAS, a Design Public Hearing (“Hearing”) was held for the Project, including the current and proposed locations of the limited access lines, on January 24, 2023, between 4:00 pm and 6:00 pm at Rouss City Hall, 15 North Cameron Street, Winchester, Virginia 22601, 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, a public notice was posted in the Winchester Star newspaper on December 23, 2022, and January 17, 2023, advertising the opportunity to express opinions and recommendations for or against the Project and associated LACC; 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, the Virginia Department of Transportation (VDOT) Staunton District Office has reviewed and approved the traffic analysis report completed in March 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 Programmatic Categorical Exclusion was prepared under an agreement between VDOT and the Federal Highway Administration (FHWA) and approved on May 31, 2024; and

WHEREAS, the Project is located within an attainment area for all the National Ambient Air Quality Standards and will not have an adverse impact on air quality; and

WHEREAS, the Project is in the City of Winchester and the proposed LACCs are supported by a letter from the City Manager dated July 11, 2024; and

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WHEREAS, the Project is not changing any interstate limited access, and therefore FHWA approval is not required; 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 Route 17/50/522 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 attached exhibits.

BE IT FURTHER RESOLVED, the location of the shared use path within the area designated as limited access and its construction and maintenance is approved as proposed and presented at the Hearing by the City of Winchester, as the same may be modified during ongoing design review.

BE IT FURTHER RESOLVED, that pedestrians and bicyclists are authorized to use the proposed shared use path along Route 17/50/522, within the areas designated as limited access.

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

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CTB Decision Brief
Limited Access Control Changes (LACCs) for the
Realignment of Route 17/50/522 (Millwood Avenue)
for Additional Lanes and Intersection Improvements
Project U000-138-R43;
UPC# 116867
City of Winchester

Issues: The area designated as limited access previously approved for the City of Winchester Millwood Avenue Public Improvement Plan needs to be modified to accommodate the new alignment to the proposed bridge replacement over Interstate 81 to the south and to provide a wider right of way to accommodate an additional left turn lane onto Apple Blossom Drive and an additional eastbound lane to Interstate 81. 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:

- On February 19, 1981, limited access control for the Proposed Southern Loop from Millwood Avenue (Route 17/50/522) at Route 81 to Amherst Street (Route 50) at Wood Avenue in the City of Winchester was established by the State Highway Commission, predecessor to the CTB, in accordance with then Article 4, Chapter 1, Title 33.1 of the 1950 *Code of Virginia*, as amended, and in accordance with the State Highway and Transportation Commission Policy.
- On April 17, 2013, limited access control for the Proposed Southern Loop along the Jubal Early Drive corridor, which has since been renamed Millwood Pike east of the Jubal Early Drive and Millwood Avenue intersection, was revised by the CTB to accommodate proposed access management improvements under the Millwood Avenue Public Improvement Plan dated June 4, 2012, in accordance with what is now § 33.2-401 of the *Code of Virginia*.
- On October 20, 2021, limited access control for Route 17/50/522 was revised in a Resolution of the CTB that realigned Route 17/50/522 along the north side of the roadway for the proposed bridge replacement over Interstate 81 and provided a new shared use path in accordance with § 33.2-401 of the *Code of Virginia* and 24 VAC 30-401-10 *et seq.*
- State Highway Project U000-138-R43 P101, R201, C501; UPC# 116867 provides for improvements along Route 17/50/522 including an additional left turn lane onto Apple Blossom Drive, an additional eastbound lane from Apple Blossom Drive to the Interstate 81 southbound on-ramp, as well as realignment and intersection improvements at Mall Boulevard (the “Project”). 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).
- A Design Public Hearing (“Hearing”) was held for the Project, including the current and proposed locations of the limited access lines, on Tuesday January 24, 2023, between 4:00 pm and 6:00 pm at Rouss City Hall in Winchester, Virginia, 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.
- A public notice was posted in the Winchester Star newspaper, December 23, 2022, and January 17, 2023, advertising the opportunity to express opinions and recommendations for or against the Project and associated LACC.
- 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 (VDOT) Staunton District Office has reviewed and approved the traffic analysis report completed in March 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 Programmatic Categorical Exclusion was prepared under an agreement between VDOT and the Federal Highway Administration (FHWA) and approved on May 31, 2024.
- The Project is located within an attainment area for all the National Ambient Air Quality Standards and will not have an adverse impact on air quality.
- The Project is in the City of Winchester and the proposed design features and LACCs are supported by a letter from the City Manager dated July 11, 2024.
- The Project is not changing any interstate limited access. Therefore, FHWA approval is not required.
- VDOT's Chief Engineer has determined that the proposed LACCs will not adversely affect the safety or operation of the highways.
- The proposed LACCs comply 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: VDOT recommends, pursuant to § 33.2-401 of the *Code of Virginia*, and 24 VAC 30-401-10 *et seq.*, that the Route 17/50/522 corridor in Winchester continue to be designated as a limited access highway with the LACCs modified and/or established as shown on the attached exhibits. This action will modify the limited access line and right of way previously approved by

CTB Decision Brief
Limited Access Control Changes
Realignment of Route 17/50/522 (Millwood Avenue)
Additional Lanes and Intersection Improvements
City of Winchester
September 17, 2024
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the CTB on October 20, 2021 and April 17, 2013, and the State Highway Commission, predecessor to the CTB, on February 19, 1981.

Action Required by CTB: The *Code of Virginia* § 33.2-401 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 Project will move forward.

Options: Approve, Deny, or Defer.

Public Comments/Reactions: The Hearing was held on January 24, 2023, between 4:00 pm to 6:00 pm at Rouss City Hall, 15 North Cameron Street, Winchester, Virginia 22601. There were seventeen (17) citizens that attended the Hearing. There were five (5) written comments received for the record, none of which opposed the Project or proposed limited access changes.



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

September 1, 2024

The Honorable W. Sheppard Miller, III
The Honorable E. Scott Kasprovicz
The Honorable Raymond D. Smoot Jr.
The Honorable Frederick C. Stant III
The Honorable Tom Fowlkes
The Honorable Burwell Wayne Coleman
The Honorable H. Randolph Laird
The Honorable Thomas Moore Lawson
The Honorable Darrell R. Byers
The Honorable Laura A. Sellers
The Honorable Joel "Rex" Davis
The Honorable Linda Green
The Honorable DJ Gribbin
The Honorable Becky Norton Dunlop
The Honorable John P. Good, Jr.
The Honorable Stephen C. Brich, P. E.
The Honorable Zach Trogdon

Subject: Approval of Limited Access Control Changes (LACCs) for Millwood Avenue Traffic Improvements in the Town of Winchester.

Dear Commonwealth Transportation Board Members:

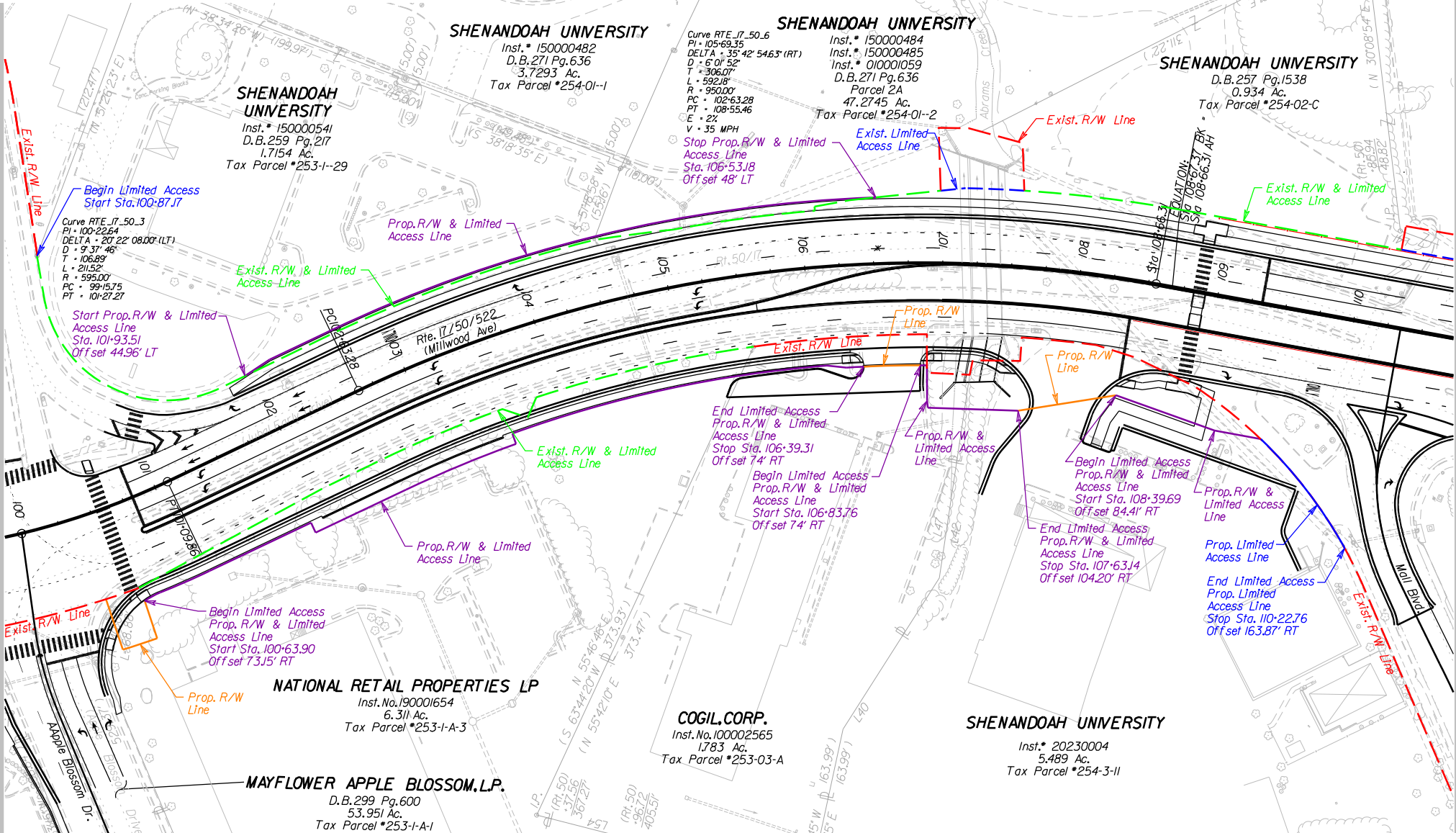
The Department has initiated the above request for LACCs for your consideration. The proposed LACCs on State Highway Project U000-138-R43,M501, P101, R201 have been determined as a necessary design feature and recommended for approval by the Department's staff.

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

Sincerely,

Bart Thrasher

Barton A. Thrasher, P.E.
Chief Engineer



Notes Legend Project Location

Limited access control modifications approved by the Commonwealth Transportation Board by resolution dated February 19, 1981.

Disclaimer
 These plans are unfinished and unapproved and are not to be used for any type of construction or the acquisition of right of way. Additional easement for right of way may be required beyond the proposed right of way shown on these plans.

	Exist. R/W & Limited Access Line
	Exist. R/W Line
	Exist. Limited Access Line
	Prop. Limited Access Line
	Prop. R/W Line
	Prop. R/W & Limited Access Line

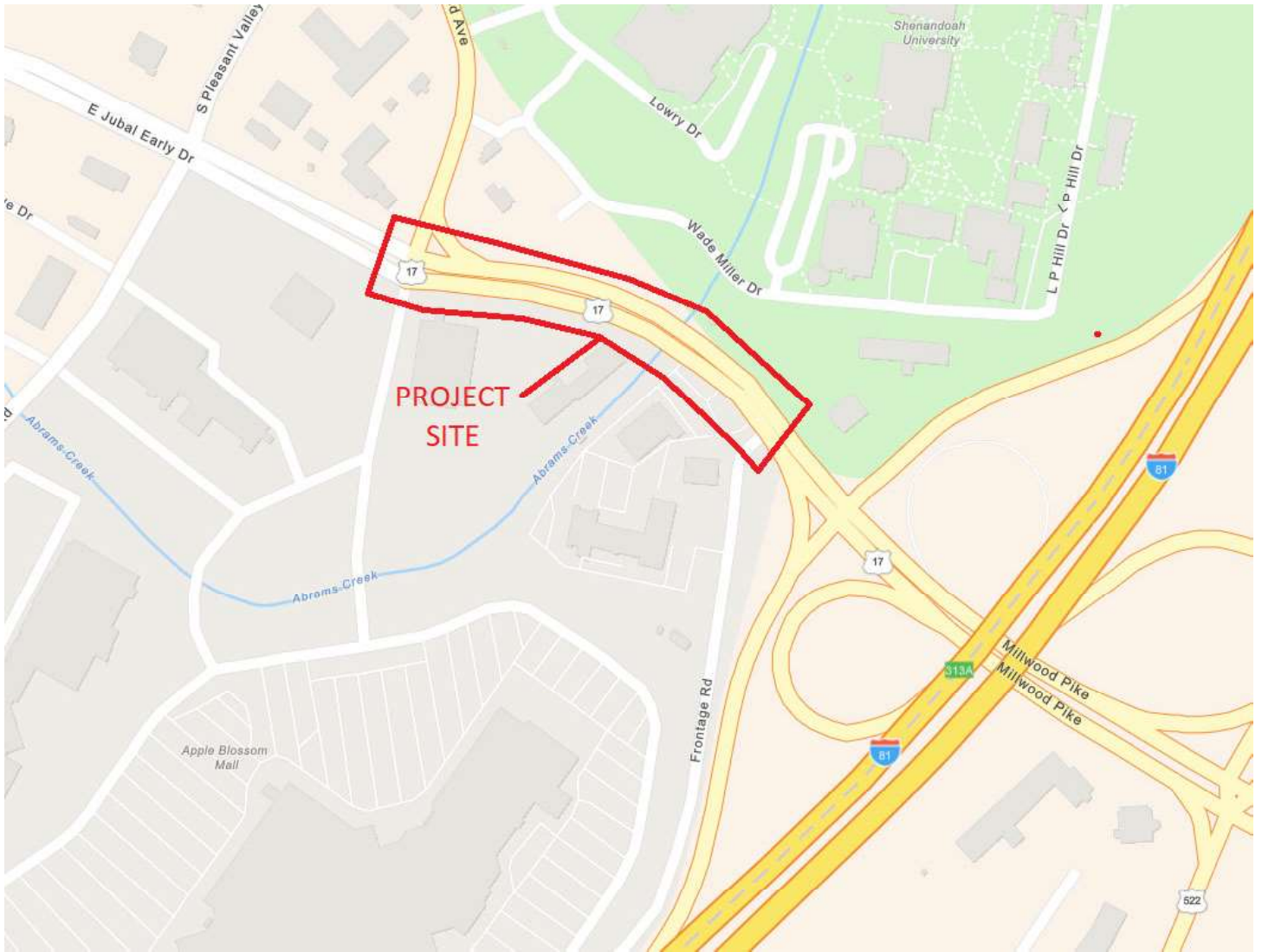
City of Winchester
 Frederick County

North Arrow and Scale

Virginia Department of Transportation

Millwood Avenue Improvements
 VDOT Project # U000-138-R43, RW201, C501
 (UPC# 116867)

08/16/2024



**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, Bridges 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 \$127,855.70, that 10% additional be set aside to cover the cost of engineering and additional work and \$1,228.60 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 10.512 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.

MINUTES
OF
MEETING OF STATE HIGHWAY AND TRANSPORTATION COMMISSION

Richmond, Virginia

February 19, 1981

The monthly meeting of the State Highway and Transportation Commission was held at the Central Highway Office in Richmond, Virginia, on February 19, 1981, at 10 a.m. The chairman, Mr. Harold C. King, presided.

Moved by Mr. Delmer Robinson, seconded by Mr. Frahn,
that

WHEREAS, in accordance with the provisions of Section 128 of Title 23 - Highways, United States Code, and FHPM 7-7-5, a location public hearing was held in the War Memorial Building on Cork Street in Winchester, Virginia, on September 4, 1980, at 7:30 p.m., for the purpose of considering the location corridor of the Proposed Southern Loop from Millwood Avenue - Routes 17, 50, and 522 (at Route I-81) to Amherst Street - Route 50 (at Wood Avenue) in the City of Winchester, State Project U000-138-102, C-501; Federal Project M-5138(104); and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the location of this project be approved in accordance with the plan for Line C as proposed and presented at the said location public hearing by the Department's engineers; and

BE IT FURTHER RESOLVED, that the Southern Loop (Project U000-138-102, C-501), as herein approved, be designated as a limited access highway in accordance with Article 4, Chapter 1, Title 33.1 of the 1950 Code of Virginia, as amended, and in accordance with State Highway and Transportation Commission Policy.

MOTION CARRIED



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

1401 East Broad Street
Richmond, Virginia 23219

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

Agenda item # 8

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

April 17, 2013

MOTION

Made By: Mr. Garczynski Seconded By: Mr. Layne
Action: Motion Carried, Unanimously

Title: Proposed Limited Access Control Changes (LACC)
Jubal Early Drive, Access Management Improvement Project
City of Winchester

WHEREAS, Jubal Early Drive, formerly Proposed Southern Loop, as depicted on plans for projects U000-138-103, C501 and U000-138-102, C501, in the City of Winchester, was designated as a Limited Access Highway by the State Highway and Transportation Commission, predecessor to the Commonwealth Transportation Board (CTB), on February 19, 1981; and,

WHEREAS, in connection with the projects U000-138-103, C-501 and U000-138-102, C-501, the Commonwealth acquired certain lands and limited access easements from various landowners, and established certain limited access control as a design feature of the said projects; and,

WHEREAS, the City of Winchester, by letter from the City Manager dated August 22, 2012, has requested limited access control changes (LACC) along the Jubal Early Drive corridor to accommodate proposed access management improvements under the Millwood Avenue Public Improvement Plan dated June 4, 2012; and,

WHEREAS, the proposed improvements involves the closure of Millwood Avenue, an urban street under the jurisdiction of the City of Winchester, and the construction of a right turn lane on Jubal Early Drive, a right slip lane from Jubal Early Drive onto Apple Blossom Drive, and a right in/right out entrance on Jubal Early Drive mid-block between Apple Blossom Drive

Resolution of the Board
Limited Access Control Changes
Jubal Early Drive
City of Winchester
April 17, 2013
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and Pleasant Valley Road, and shifting, shortening, and/or extending the existing limited access control along the Jubal Early Drive Corridor; and,

WHEREAS, a public notice was posted in the *Winchester Star* newspaper, June 15, 2012 and June 29, 2012, in advance of a public hearing that was conducted by the City of Winchester on July 17, 2012; and,

WHEREAS, all those present were given full opportunity to express their opinions and recommendations for or against the proposed improvement and LACC as presented, and their statements being duly recorded; and,

WHEREAS, the City of Winchester has endorsed the proposed improvements and LACC as presented at that public hearing by a resolution of the Common Council of the City of Winchester, adopted July 17, 2012; and,

WHEREAS, the City of Winchester has worked with adjacent property owners to acquire the necessary rights of way to allow the required adjustments in the limited access right of way lines to facilitate the proposed turn lane improvements; and,

WHEREAS, the Virginia Department of Transportation (VDOT) is working with the City of Winchester to transfer right of way ownership to the City of Winchester for the section of Millwood Avenue that is proposed for closure; and,

WHEREAS, VDOT staff has determined there will be no adverse environmental impacts resulting from the proposed LACC; and,

WHEREAS, Staunton District has determined that the proposed improvements and LACC along the Jubal Early Drive corridor are appropriate from a safety and traffic control standpoint and provide for better traffic management than the closure of Millwood Avenue and the utilization of the existing remaining street network without improvements, and,

WHEREAS, to determine the long term improvement needs of the Exit 313 interchange, VDOT is advancing an Interchange Modification Report (IMR) study at I-81 Exit 313, which is located immediately adjacent to this LACC request; and,

WHEREAS, it has been determined no compensation shall be due to VDOT in consideration of the proposed limited access control changes, due to the transportation benefit of the proposed improvements, however, compensation in an amount determined by the State Right of Way and Utilities Director will be required for the new driveway entrance; and,

WHEREAS, the proposed LACC is in compliance with Title 24, Section 30, Chapter 401 of the *Virginia Administrative Code*.

Resolution of the Board
Limited Access Control Changes
Jubal Early Drive
City of Winchester
April 17, 2013
Page Three

NOW, THEREFORE, BE IT RESOLVED, in accordance with the provisions of §33.1-58 of the *Code of Virginia* (1950), as amended, the CTB hereby finds and concurs with the determinations made by VDOT, and approves the said LACC for public street purposes as set forth below, and subject to the above referred conditions:

That the existing limited access control line along the north side of Jubal Early Drive westbound lane be shifted to the north approximately an additional 14 feet, from a point opposite Station 104+50.00 (Prop. Southern Loop construction centerline) and continuing west along the north side of Jubal Early Drive westbound lane to the proposed new end limited access point at a point opposite Station 108+66.73 (Prop. Southern Loop construction centerline), to allow for the construction of a right turn lane for westbound Jubal Early traffic turning right onto Apple Blossom Drive.

That the existing limited access control line along the north side of Jubal Early Drive westbound lane be extended further east from the proposed shifted limited access end point opposite Station 104+50.00 (Prop. Southern Loop construction centerline) as identified above, to a point opposite Station 100+55.30 (Prop. Southern Loop construction centerline), as a result of closing the section of westbound Millwood Avenue at Jubal Early Drive.

That the existing limited access control line along the north side of Jubal Early Drive and the east side of Apple Blossom Drive formerly Relocated Millwood Avenue, from a point opposite Station 10+02.38 (Reloc. Millwood Ave. construction centerline) be shortened to the proposed new end limited access point opposite Station 108+66.73 (Prop. Southern Loop construction centerline), as a result of constructing the right turn lane as identified above.

BE IT FURTHER RESOLVED, in accordance with the provisions of §33.1-58 of the *Code of Virginia* (1950), as amended, the CTB hereby finds and concurs with the determinations made by VDOT, and approves the said LACC as set forth below, and subject to the conditions and compensation described herein:

That there be a break in the existing limited access control line along the north side of Jubal Early Drive westbound lane of from a point opposite Station 113+10.00 (Prop. Southern Loop construction centerline) to a point opposite Station 114+10.00 (Prop. Southern Loop construction centerline), to construct a right in/right out driveway entrance on the north side of Jubal Early Drive.

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

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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 # 4

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

October 20, 2021

MOTION

Made By: Mr. Merrill **Seconded By:** Dr. Smoot
Action: Motion carried, unanimously

**Title: Limited Access Control Changes (LACCs) for the Realignment of Routes
17/50/522 (Millwood Pike) and Bridge Replacement over I-81 (Exit 313)
City of Winchester & Frederick County**

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, on February 19, 1981, the State Highway Commission designated the Proposed Southern Loop from Millwood Avenue (Routes 17/50/522) at Route 81 to Amherst Street (Route 50) at Wood Avenue in the City of Winchester be a Limited Access Highway in accordance with Article 4, Chapter 1, Title 33.1 of the 1950 *Code of Virginia*, as amended, and in accordance with the State Highway and Transportation Commission Policy; and

WHEREAS, on April 17, 2013, the CTB approved LACCs for the Proposed Southern Loop along the Jubal Early Drive corridor, which has since been renamed Millwood Pike east of the Jubal Early Drive and Millwood Avenue intersection, to accommodate proposed access management improvements pursuant to the Millwood Avenue Public Improvement Plan dated June 4, 2012 and in accordance with then Article 4, Chapter 1, Title 33.1 of the 1950 *Code of Virginia*; and

Resolution of the Board

Proposed Limited Access Control Change (LACCs)

Realignment of Routes 17/50/522 (Millwood Pike) and Bridge Replacement over I-81 (Exit 313)
City of Winchester and Frederick County

October 20, 2021

Page 2 of 3

WHEREAS, State Highway Project 0017-034-911, R201, C501, B646 (UPC# 113535) and lineage UPC#'s 115717 and 111632 provides for the realignment of Routes 17/50/522 (Millwood Pike) and the replacement of the existing bridge over I-81 (Exit 313), and will include additional left turn lanes, longer transition lanes, alignment and intersection improvements, and construction of a shared use path along the north side of Millwood Pike, beginning on the western side at Abrams Creek and extending across the new bridge to the Route 522 (Front Royal Pike) intersection to address safety and operations issues (the "Project"); and

WHEREAS, the realignment of Routes 17/50/522 (Millwood Pike) and the replacement of the existing bridge over I-81 (Exit 313) requires an outward shift of the limited access line on the west side of I-81 (Exit 313) and a minor adjustment on the east side of I-81 Exit 313 as shown on the Limited Access Line Exhibits and the Limited Access Control Point Stations and Offsets Table (attached); and

WHEREAS, the Virginia Department of Transportation (VDOT) posted a Notice of Willingness to Hold a Public Hearing ("Willingness") on April 26, 2021, and May 4, 2021, in the *Winchester Star* and the *Northern Virginia Daily* for the proposed LACCs for the Project, including the current and proposed locations of the limited access lines, and allowed public input to be collected concerning the request. The Willingness expired on May 11, 2021, with no request to hold a public hearing; 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 Staunton District Office reviewed and approved the traffic analysis report on February 1, 2019 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 January 25, 2021; and

WHEREAS, the Project is located within an attainment area for all the National Ambient Air Quality Standards and will not have an adverse impact on air quality; and

WHEREAS, the Project is in the City of Winchester and Frederick County and the proposed LACCs are supported by letters from the City Manager and the Interim County Administrator dated August 23, 2021 (attached); and

WHEREAS, FHWA provided approval for State Highway Project 0017-034-911, R201, C501, B646 (UPC# 113535) and lineage UPC#'s 115717 and 111632 and the proposed LACCs on September 24, 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 the VDOT made herein, and directs that Routes 17/50/522 (Millwood Pike) and 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 location of the shared use path along Routes 17/50/522 (Millwood Pike) within the area designated as limited access and its construction and maintenance is approved as proposed as the same may be modified during ongoing design review.

BE IT FURTHER RESOLVED, that pedestrians and bicyclists are authorized to use the proposed shared use path along Routes 17/50/522 (Millwood Pike), within the areas designated as limited access.

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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Rouss City Hall
15 North Cameron Street
Winchester, VA 22601

Telephone: (540) 667-1815

Website: www.winchesterva.gov

July 11, 2024

Mr. David Robinson
Virginia Department of Transportation
811 Commerce Road
Staunton, VA 24401

RE: Support for Millwood Avenue Improvement Project

Dear David:

This letter is to confirm that the City of Winchester is in full support of the project to add additional lanes to Millwood Avenue between the intersections of Apple Blossom Dr. and Mall Blvd. This project is a priority for the City, and we are looking forward to its completion. We support the limited access change per your design.

If you have any questions or need additional information, please contact me at your convenience.

Sincerely,

Dan Hoffman
City Manager

Millwood Avenue (Route 17/50/522)
City of Winchester
Bridge Replacement Project
Design Public Hearing

Tuesday, January 24, 2023, 4-6 p.m.

Rouss City Hall
15 North Cameron Street
Winchester, VA 22601

Find out about the proposed improvements for the section of Millwood Avenue (Route 17/50/522) that extends from Apple Blossom Drive to Mall Boulevard in the City of Winchester. This project will involve a change and/or break in limited access control.

Come see the proposed plans for intersection improvements on Millwood Avenue in the vicinity of Apple Blossom Drive and Mall Boulevard.

Review the proposed project plans and the National Environmental Policy Act document in the form of a Categorical Exclusion (CE) at the public hearing or at VDOT's Staunton District Office located at 811 Commerce Road in Staunton, VA 24401-9029, 540-332-9075 or 1-800-367-7623, TTY/TDD 711. You can also review the project information at VDOT's Edinburg Residency Office located at 14031 Old Valley Pike, Edinburg, VA 22824, (540) 984-5600. Please call ahead to ensure the availability of appropriate personnel to answer your questions. Property impact information, relocation assistance policies and tentative construction schedules are available for your review at the above address and will be available at the public hearing.

In compliance with the National Historic Preservation Act, Section 106 and 36 CFR Part 800, information concerning the potential effects of the proposed project on properties listed in or eligible for listing in the National Register of Historic Places is provided in the environmental documentation.

Give your written or oral comments at the hearing or submit them by Friday, February 03, 2023, to Mr. David Robinson, P.E., Project Manager, Virginia Department of Transportation, 811 Commerce Road, Staunton, VA 24401-9029. You may also email your comments to David.Robinson@VDOT.Virginia.gov. Please reference "PH Millwood Avenue Comment" in the subject line.

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 listed above at 540-332-9075 or 1-800-367-7623, TTY/TDD 711.

State Project: U000-138-R43,M501, P101, R201

UPC: 116867

From: Apple Blossom Drive

To: Mall Boulevard

In case of inclement weather, the meeting will be rescheduled for Tuesday, January 31, 2023, 4-6 p.m. at the same location.

Koscinski, Jr., Joseph P., P.E. (VDOT)

From: Snider, Lori A. (VDOT)
Sent: Wednesday, August 21, 2024 7:49 AM
To: Leckner, Kimberly M. (VDOT)
Cc: Koscinski, Jr., Joseph P., P.E. (VDOT)
Subject: Re: LACC for UPC 116867 Realignment of Millwood Ave Town of Winchester

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

Thank you,
Lori

Sent from my Verizon, Samsung Galaxy smartphone
Get [Outlook for Android](#)

From: Leckner, Kimberly M. (VDOT) <Kimberly.Leckner@VDOT.Virginia.gov>
Sent: Wednesday, August 21, 2024 7:44:31 AM
To: Snider, Lori A. (VDOT) <Lori.Snider@VDOT.Virginia.gov>
Cc: Koscinski, Jr., Joseph P., P.E. (VDOT) <Joseph.Koscinski@VDOT.Virginia.gov>
Subject: Fw: LACC for UPC 116867 Realignment of Millwood Ave Town of Winchester

Lori,

I have received and reviewed the attached project related LACC request from L&D. I recommend your approval from a Right of Way and Utilities perspective. If you concur, please indicate your approval with a response to Joe, who is cc'd. Thank you



Kimberly Leckner
Program Manager / Right of Way and Utilities Division
Virginia Department of Transportation
(o) (804) 786-4079
(c) (703) 853-5619
Kimberly.Leckner@VDOT.Virginia.gov

From: Koscinski, Jr., Joseph P., P.E. (VDOT) <Joseph.Koscinski@VDOT.Virginia.gov>
Sent: Friday, August 16, 2024 12:22 PM
To: Leckner, Kimberly M. (VDOT) <Kimberly.Leckner@VDOT.Virginia.gov>
Subject: RE: LACC for UPC 116867 Realignment of Millwood Ave Town of Winchester

Kim,
Here is the updated Exhibit.
This should satisfy the requirements for a ROW approval from Lori.
Thank you for all your help.
Joe