

MINUTES
OF
MEETING OF STATE HIGHWAY AND TRANSPORTATION COMMISSION

Salem, Virginia

June 9, 1982

Following a public hearing on tentative allocations of Interstate, Primary and Urban Construction Funds for the Fiscal Year 1982-83, the Highway and Transportation Commission met in regular monthly meeting at the Department's Salem District Office in Salem on June 9, 1982. The chairman, Mr. Harold C. King, presided.

Present: Messrs. King, Bane, Guiffre, Hooper, Mohr, Robinson, Smalley, Vaughan and Watkins.

Absent: Messrs. Brydges and Smith.

On motion of Mr. Hooper, seconded by Mr. Mohr, the minutes of the meeting of May 12, 1982, were approved.

On motion of Mr. Hooper, seconded by Mr. Mohr, permits issued from May 12, 1982, to June 8, 1982, inclusive, as shown by records of the Department, were approved.

Motion was made by Mr. Hooper, seconded by Mr. Mohr, that cancellation of permits from May 12, 1982, to June 8, 1982, inclusive, as shown by records of the Department, be approved. Motion carried.

Moved by Mr. Hooper, seconded by Mr. Mohr, that the Commission approve additions to the Secondary System from May 12, 1982, to June 8, 1982, inclusive, as shown by records of the Department. Motion carried.

Following presentation of Mr. Wray, on motion of Mr. Mohr, seconded by Mr. Hooper, the Commission approved the Proposed Budget for the Richmond-Petersburg Turnpike for Fiscal Year 1982-83, as attached.

Virginia Department of Highways & Transportation
RICHMOND-PETERSBURG TURNPIKE

BUDGET OF CURRENT EXPENSES
FISCAL YEAR JULY 1, 1982 - JUNE 30, 1983

GENERAL ADMINISTRATION

Salaries & Wages	\$	228,500			
Travel Expense		500			
Stationery Supplies & Printing		85,000			
Heat, Light & Water		22,000			
Telephone & Postage		32,000			
Public Relations		500			
Office Furniture & Equipment		5,500			
Equipment Rental		14,000			
Paying Agent Fee		4,000			
Miscellaneous		1,000			
		\$	393,000		\$ 393,000

OPERATION

Accounting & Toll Audit

Salaries & Wages	\$	246,000			
Materials & Supplies		10,000			
Equipment Maintenance		3,500			
Money Handling Services		176,500			
Computer Rental		4,500			
Equipment Rental		4,900			
Miscellaneous		500			
		\$	445,900		

Toll Supervision & Collection

Salaries & Wages	\$3,781,500				
Materials & Supplies	27,500				
Uniforms & Personal Supplies	40,000				
Heat, Light & Water	132,000				
Rental of Automatic Machines	171,500				
Equipment Rental	25,000				
Miscellaneous	1,000				
	4,178,500				

Safety

First Aid Materials & Supplies	\$	500			
Fire Prevention & Control		2,000			
		2,500		\$4,626,900	

MAINTENANCE

Highway Lighting

Salaries & Wages	\$ 17,000	
Materials & Supplies	13,000	
Energy	100,000	
Contractual Services	35,000	
Equipment Rental	<u>13,000</u>	\$ 178,000

Turnpike Maintenance

Salaries & Wages	\$ 564,000	
Materials & Supplies	220,000	
Equipment Rental	244,500	
Expendable Equipment & Tools	5,000	
Parts, Gas & Oil	2,000	
Shop Personnel Labor	40,000	
Miscellaneous	<u>500</u>	1,076,000

Toll Equipment Maintenance

Salaries & Wages	\$ 126,500	
Parts & Supplies	25,000	
Equipment Rental	25,500	
Miscellaneous	<u>500</u>	177,500

Grounds & Buildings

Salaries & Wages	\$ 121,000	
Materials & Supplies	22,000	
Equipment Service & Repairs	9,000	
Contractual Services	10,000	
Equipment Rental	15,000	
Miscellaneous	<u>500</u>	177,500

Radio System Maintenance

Salaries & Wages	\$ 500	
Parts & Supplies	2,500	
Contractual Services	<u>3,000</u>	<u>6,000</u>
		\$1,615,000

OTHER COSTS

Service by Others

Auditor's Fees	\$ <u>10,500</u>	\$ 10,500
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Miscellaneous

Social Security	\$ 340,000	
Employees Retirement Program	168,500	
Employees Insurance Program	258,000	
Contingencies	<u>25,000</u>	<u>791,500</u>
		<u>802,000</u>

Total Administration, Operation & Maintenance and Other Costs \$7,436,900

Note: Salaries and wages in all categories are computed on the basis of normal merit increases and 4% increase effective July 1, 1982.

RICHMOND-PETERSBURG TURNPIKE
RESERVE MAINTENANCE
Proposed Expenditures FY 1982-83

Insurance

Boiler & Machinery	\$ 1,400	
Broad Form Money & Securities	7,000	
Property Damage & Use and Occupancy	<u>50,000</u>	\$ 58,400

Equipment

New:

1 Riding lawn mower - large	\$ 5,200	
1 Walkie-talkie radio	<u>800</u>	6,000

Replacement:

Treadles, key boxes, register panels and treadle panels	\$ 50,000	
2 Tickometers	8,000	
50 Toll booth stools	2,500	
20 Hand traffic counters	2,285	
3 Typewriters	2,000	
1 Sign washer	2,000	
1 Scales for mail room	1,500	
1 500 gal. chemical spray tank	1,200	
20 Commuter desk counters	800	
5 Adding machines	750	
3 Weed Eaters	675	
3 Desk chairs - Toll Adm. Bldgs.	450	
1 Portable generator	<u>445</u>	72,605

Paving Roadway and Structures

Pavement overlay and drainage - Various locations between Interchange 2 (Petersburg) and Interchange 9 (Richmond)	\$ 990,000	990,000
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Bridge Painting

Clean and paint structural steel on eight bridges	\$ 70,000	70,000
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Bridge Repairs

Appomattox River bridge deck repair/ replacements	\$3,300,000	
Major repairs by State Forces	10,000	
Bridge inspections by Richmond District	<u>7,000</u>	3,317,000

Continued:

Grounds & Buildings

Construct salt storage shed - Interchange 2	\$ 20,000	
4 Heat pumps for toll booths	5,000	
Administration Bldg. - Replace floor tile - First level and modify commuter sales office	2,000	
Replace toll plaza window shades	<u>1,250</u>	\$ 28,250

Fencing & Guardrail

Guardrail and major sign repairs	\$ <u>2,500</u>	2,500
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Miscellaneous

Safety project - Broad St. Interchange to Rte. 301 North	\$1,100,000	
Repair/replace concrete lanes at toll plazas - Colonial Heights, Falling Creek and Belvidere	<u>85,000</u>	<u>1,185,000</u>
		<u>\$5,729,755</u>

6/9/82

Moved by Mr. Hooper, seconded by Mr. Mohr, that the Commission confirm letter ballot action rejecting bids received November 17, 1981, and April 20, 1982, on the following projects and authorize readvertisement:

Projects 8595-965-804, RW-241; 8595-964-804, RW-241

Removal of Nonconforming Outdoor Advertising Signs, Various Locations, Richmond and Suffolk District. It is felt that better bids may be obtained by the readvertisement of this project.

Route 9000, Project 9000-013-182, B-627

Bridge over Slate Creek at Int. Rte. 83, Buchanan County. It is felt that better bids may be obtained by the readvertisement of this project.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Mohr, that the Commission confirm letter ballot action on the following resolution:

WHEREAS, under authority of Section 39.1-43 of the Code of Virginia of 1950, as amended, request is made by the Town of Altavista for maintenance payments on an additional street meeting required standards;

NOW, THEREFORE, BE IT RESOLVED, that quarterly payments be made to the Town of Altavista on an additional street, length 0.27 mile, which meets the required standards under the aforementioned section of the Code, effective April 1, 1982, for the quarterly payment due after June 30, 1982. The additional street mileage eligible for payment is described as follows:

Eudora Lane	From 16th Street to 16th Street	0.27 Mi.
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This "Other Streets" addition of 0.27 mile increases the total "Other Streets" mileage in the Town of Altavista from 25.09 miles to 25.36 miles of approved streets subject to payment.

MOTION CARRIED

6/9/82

Moved by Mr. Hooper, seconded by Mr. Mohr,
that the Commission confirm letter ballot action on the following
resolution:

WHEREAS, under authority of Section 33.1-43 of the Code
of Virginia of 1950, as amended, request is made by the City
of Hampton for maintenance payments on additional streets
meeting required standards;

NOW, THEREFORE, BE IT RESOLVED, that quarterly payments
be made to the City of Hampton on additional streets, totaling
0.26 mile, and meeting required standards under the aforementioned
section of the Code, effective April 1, 1982, for quarterly
payment due after June 30, 1982. The additional streets and
mileage eligible for payments are described as follows:

Admiral Court	From Howe Road Northeast 85' to Dead End	0.02 Mi.
Budweiser Drive	From 60' North of Pembroke Avenue north 410' to Dead End	0.08 Mi.
Drummond's Way	From 150' Northwest of Admiral Court to Howe Road	0.14 Mi.
Drummond's Way	From Howe Road Northeast 110' to Dead End	0.02 Mi.

These "Other Streets" additions, totaling 0.26 mile, increase
the total "Other Streets" mileage in the City of Hampton from
314.11 miles to 314.37 miles of approved streets subject to
payment.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Mohr,
that the Commission confirm letter ballot action on the following
resolution:

WHEREAS, under authority of Section 33.1-43 of the Code of
Virginia of 1950, as amended, request is made by the City of
Poquoson for maintenance payments on additional streets meeting
required standards;

NOW, THEREFORE, BE IT RESOLVED, that quarterly payments be
made to the City of Poquoson on additional streets, totaling
0.22 mile, and meeting required standards under the aforemen-
tioned section of the Code, effective April 1, 1982, for
quarterly payment due after June 30, 1982. The additional
streets and mileage eligible for payments are described as
follows:

6/9/82

Oakmoore Drive	From Yorktown Road Southeast to End	0.12 Mi.
Foxtown Road	From Oakmoore Drive North to End	0.10 Mi.

These "Other Streets" additions, totaling 0.22 mile, increase the total "Other Streets" mileage in the City of Poquoson from 35.26 miles to 35.48 miles of approved streets subject to payment.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Mohr, that the Commission confirm letter ballot action on the following resolution:

WHEREAS, under authority of Section 33.1-43 of the Code of Virginia of 1950, as amended, request is made by the City of Winchester for maintenance payments on an additional street meeting required standards;

NOW, THEREFORE, BE IT RESOLVED, that quarterly payments be made to the City of Winchester on an additional street, length 0.08 mile, which meets required standards under the aforementioned section of the Code, effective April 1, 1982, for quarterly payment due after June 30, 1982. The additional street mileage eligible for payment is described as follows:

Roosevelt Boulevard	From End of Existing Street to Papermill Road	0.08 Mi.
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This "Other Streets" addition of 0.08 mile increases the total "Other Streets" mileage in the City of Winchester from 65.84 miles to 65.92 miles of approved streets subject to payment.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Mohr, that the Commission confirm letter ballot action on the following resolution:

WHEREAS, Route 42 in Rockingham County has been altered and reconstructed as shown on plans for Project 0042-082-108, C-501; and

WHEREAS, one section of the old road is no longer necessary as a public road, the new road serving the same citizens as the old;

6/9/82

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Section 33.1-148 of the Code of Virginia of 1950, as amended, 0.14 mile of old Route 42, shown in blue and designated as Section 1 on the plat dated February 26, 1982, Project 0042-082-108, C-501, be abandoned as a part of the State Highway System.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Mohr, that the Commission confirm letter ballot action on the following resolution:

WHEREAS, Route Alternate 58 in Wise County has been altered and reconstructed as shown on plans for Project 6058-097-109, C-503; and

WHEREAS, one section of the old road, designated as Section 1 on the plat dated May 29, 1974, is no longer necessary as a public road, the new road serving the same citizens as the old; and

WHEREAS, at its meeting on October 10, 1974, this Commission authorized the discontinuance of said section of road as provided in Section 33.1-144 of the Code of Virginia of 1950, as amended;

NOW, THEREFORE, BE IT RESOLVED, that the action at the October 10, 1974, meeting authorizing discontinuance of the aforementioned Section 1 of Route Alternate 58 in Wise County be rescinded; and

BE IT FURTHER RESOLVED, that pursuant to Section 33.1-148 of the Code of Virginia of 1950, as amended, 0.16 mile of old Route Alternate 58 shown in blue and designated as Section 1 on the plat dated May 29, 1974, Project 6058-097-109, C-503, be abandoned as a part of the State Highway System.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Mohr, that the Commission confirm letter ballot action on the following resolution:

WHEREAS, Route Alternate 58 in Wise County has been altered and reconstructed as shown on plans for Project 6058-097-109, C-502; and

6/9/82

WHEREAS, one section of the old road, designated as Section 6 on the plat dated October 8, 1975, is no longer necessary as a public road, the new road serving the same citizens as the old; and

WHEREAS, at its meeting on December 16, 1976, this Commission authorized the discontinuance of said section of road as provided in Section 33.1-144 of the Code of Virginia of 1950, as amended;

NOW, THEREFORE, BE IT RESOLVED, that the action at the December 16, 1976, meeting authorizing discontinuance of the aforementioned Section 6 of Route Alternate 58 in Wise County be rescinded; and

BE IT FURTHER RESOLVED, that pursuant to Section 33.1-148 of the Code of Virginia of 1950, as amended, 0.17 mile of old Route Alternate 58 shown in blue and designated as Section 6 on the plat dated October 8, 1975, Project 6058-097-109, C-502, be abandoned as a part of the State Highway System.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Mohr, that the Commission confirm letter ballot action on the following resolution:

WHEREAS, by proper resolution, the Board of Supervisors of Rockingham County has requested that a certain road which no longer serves as a public necessity be discontinued as a part of the Secondary System of Highways;

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Section 33.1-150 of the Code of Virginia of 1950, as amended, the following road be discontinued as a part of the Secondary System of Highways, effective this date:

Rockingham County Section 1 of old location Route 839 0.01 Mi.
from Route 726 to the ECL Harrisonburg,
Project 0011-115-101, C-501

MOTION CARRIED

6/9/82

Moved by Mr. Mohr, seconded by Mr. Hooper,
that

WHEREAS, Chapter 601, Item 640 of the Acts of the General Assembly of 1981 provides \$600,000 in fiscal year 1982 for financial incentives to local governing bodies and transportation district commissions for the development, implementation and promotion of experimental mass transportation and ride-sharing projects; and

WHEREAS, \$60,041 is currently available in the allocation; and

WHEREAS, Russell County has submitted a proposal to the Department for funding a project under this program; and

WHEREAS, their governing body has certified that, if its proposal is approved, it shall use the funds in accordance with the requirements of the appropriations act; and

WHEREAS, the staff of the Department has evaluated the proposal with regard to need, reasonableness, local support, implementation capability of the applicant, and potential for success and continuation; and

WHEREAS, the Department has received approval for a Federal Highway Administration demonstration ridesharing grant which requires matching funds from the Department; and

WHEREAS, the Commission shall approve the projects and allocate the funds designated for the program;

NOW, THEREFORE, BE IT RESOLVED, that this Commission hereby directs that the following amounts be allocated to support the cost for one year of operation of experimental mass transportation and ridesharing projects from funds established by Chapter 601, Item 640 of the Acts of the General Assembly of 1981 to aid mass transportation:

<u>Jurisdiction</u>	<u>Project Description</u>	<u>Grant Funds</u>
Russell County	Ridesharing Program	\$47,941
Virginia Department of Highways and Transportation	Federal Demonstration Ridesharing Grant (Matching Funds)	12,100
Total		\$60,041

MOTION CARRIED

6/9/82

Moved by Mr. Vaughan, seconded by Mr. Bane,
that

WHEREAS, the Highway and Transportation Commission has the responsibility for allocating UMTA Section 5 funds among the urbanized areas with populations between 50,000 and 200,000; and

WHEREAS, such allocations of federal funds typically are paid by UMTA directly to recipients and are not reflected in the Department's budget; and

WHEREAS, such allocations are to be based upon the documented needs in each area, and the allocations are to be presented in an annual Program of Projects which will be revised as needed during the program year; and

WHEREAS, the Department's Public Transportation Division has obtained documentation of the funding needs for public transportation in the small urbanized areas of the Commonwealth, and such needs require an amendment to the current program;

NOW, THEREFORE, BE IT RESOLVED, that this Commission hereby directs that the Program of Projects for UMTA Section 5 funds for the Commonwealth's small urbanized areas for fiscal year 1983 be amended to include a capital project for the Greater Roanoke Transit Company in the amount of \$838,570.

MOTION CARRIED

Moved by Mr. Robinson, seconded by Mr. Mohr,
that

WHEREAS, Charles S. Hooper, Jr. has served as the rural at-large member of the Virginia Highway and Transportation Commission since 1974; and

WHEREAS, he has fulfilled his duties faithfully, and with vision and exceptional leadership qualities; and

WHEREAS, all citizens of the Commonwealth benefit from his commitment of his time, energy and ability toward safe, modern highways and related transportation facilities;

6/9/82

NOW, THEREFORE, BE IT RESOLVED, that his colleagues on the Highway and Transportation Commission extend to Charles S. Hooper, Jr. their high commendation and appreciation for his outstanding service, and express to him their deep and lasting affection and respect.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Robinson,
that

WHEREAS, Waverly L. Brittle, Jr. joined the Virginia Department of Highways and Transportation in December 1941; and

WHEREAS, he has served in a series of increasingly responsible positions, including those of Location and Design Engineer and Director of Engineering; and

WHEREAS, in these positions he has provided wise leadership for development of much of the Interstate system in the Commonwealth and for improvement to other highway systems; and

WHEREAS, through these efforts he has contributed significantly to the safety and convenience of those who use Virginia's highways; and

WHEREAS, Waverly L. Brittle, Jr. plans to retire from the Department of Highways and Transportation on June 30, 1982, concluding a career of more than 40 years in service to the public;

NOW, THEREFORE, BE IT RESOLVED, that the Highway and Transportation Commission does extend to him its highest commendation and appreciation for his distinguished service, and does express to him its best wishes for much contentment and good health in his years of retirement.

MOTION CARRIED

8/8/82

Moved by Mr. Hooper, seconded by Mr. Mohr,
that

WHEREAS, Section 33.1-223 of the Code of Virginia sets forth that the General Assembly of Virginia has found and declared that it is "... in the public interest that access roads to public recreational areas and historical sites be provided by using highway funds..."; provides \$1,500,000 from highway funds for such purpose; and further provides that "The State Highway and Transportation Commission and the Commission of Outdoor Recreation are hereby authorized to make regulations to carry out the provisions of this section."; and

WHEREAS, the Commission of Outdoor Recreation and the State Highway and Transportation Commission have adopted a joint policy to govern the use of recreational access funds pursuant to Section 33.1-223 of the Code of Virginia; and

WHEREAS, the Board of Supervisors of York County has by resolution requested the use of recreational access funds to provide access to the New Quarter Park in York County estimated to cost \$180,000; and

WHEREAS, this request has been considered by the Commission of Outdoor Recreation and has been found to fully comply with the provisions of Section 33.1-223; and

WHEREAS, the Commission of Outdoor Recreation has recommended the construction of the aforementioned access;

NOW, THEREFORE, BE IT RESOLVED, that \$180,000 from the 1981-82 recreational access fund be allocated to provide access to the New Quarter Park, Project 1314-099-161, M-501, contingent upon the right of way and adjustment of utilities being provided at no cost to the Commonwealth.

MOTION CARRIED

6/9/82

Moved by Mr. Hooper, seconded by Mr. Vaughan, that

WHEREAS, pursuant to Guidelines adopted by the Highway and Transportation Commission for debarment of contractors, R G K, Inc. was debarred by the Commissioner from the Department's list of prequalified bidders on October 10, 1981, for pleading guilty to violations of the Sherman Antitrust Act in North Carolina, pursuant to Guideline IV (A) (4); and

WHEREAS, R G K, Inc. has reached civil settlement with the State of North Carolina and has been returned to the list of bidders for that State's Department of Transportation; and

WHEREAS, according to testimony offered by R G K, Inc. to the Commissioner, it appears at the present time that R G K, Inc. has not been involved in any collusive bidding activities in the Commonwealth of Virginia;

NOW, THEREFORE, BE IT RESOLVED, that, pursuant to Guideline IV (D), it is in the public interest that R G K, Inc. debarment be modified to permit reinstatement to the Virginia Department of Highways and Transportation's list of prequalified bidders at this time, based upon R G K, Inc.'s degree of culpability, cooperation with law enforcement officials, and restitution to the State of North Carolina.

MOTION CARRIED

Mr. King stated he had had input from the Commission members regarding the Commission's regular monthly meeting date and the possibility of changing it. Taking everything into consideration, it was decided, he said, to continue scheduling meetings on the third Thursday of the month.

6/9/82

Moved by Mr. Robinson, seconded by Mr. Hooper,
that

WHEREAS, in connection with Route 23, State Highway Project 564-A, the Commonwealth acquired certain lands from Lillie Roberson and W. S. Roberson by deed dated December 16, 1935 recorded in Deed Book 216, Page 229 and in connection with State Highway Project 0023-097-110, RW-201, from Wilma Cantrell, et al, by instrument dated January 5, 1966 recorded in Deed Book 393, Page 9, case which has been concluded. These instruments are recorded in the Office of the Clerk of the Circuit Court of Wise County; and

WHEREAS, under Project 0023-097-110, RW-201, a section of Route 23 was relocated in an eastern direction, serving the same citizens as before, which new location has been approved by the State Highway and Transportation Commissioner; and

WHEREAS, the old location of Route 23 from the new location at Station 532+00 southerly 0.13 mile to the new connection opposite Station 527+50 was abandoned by the State Highway and Transportation Commission on March 18, 1982; and

WHEREAS, the adjoining landowner has requested that the Commonwealth convey to him the land lying on the west side of Route 23 at the present Route 23 and Route 823 intersection, so that he may more fully enhance his property; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing the excess land containing 0.60 acre, more or less, and lying between the west normal right of way limits of relocated Route 23 and the west existing right of way line of present Route 23 from a point approximately 55 feet right of approximate Station 527+80 (SBL centerline Route 23) to a point approximately 55 feet right of approximate Station 530+90 (SBL centerline Route 23) does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, the conveyance of the land, so certified, is hereby approved and the State Highway and Transportation Commissioner is authorized to

6/9/82

execute in the name of the Commonwealth a deed conveying same for a consideration acceptable to the State Right of way Engineer, and subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Robinson, seconded by Mr. Hooper,

that

WHEREAS, in connection with Route 30, State Highway Project 0030-050-107, RM-201, the Commonwealth acquired certain lands from Cornelia W. Littlepage by deed dated July 24, 1974 and recorded in Deed Book 116, Page 483; from Frank Morris Estate by instrument dated November 12, 1974 and recorded in Deed Book 117, Page 488, case which has been concluded; from Mary Montague Whitfield by instrument dated August 18, 1975 and recorded in Deed Book 120, Page 466, case which has been concluded; and from Alberta Nelson Estate by instrument dated November 19, 1974 and recorded in Deed Book 117, Page 491, case which has been concluded. These instruments are recorded in the Office of the Clerk of the Circuit Court of King William County; and

WHEREAS, in order to more fully develop his property, the adjacent landowner has requested that portions of the excess right of way which lie southwest of the normal right of way limits be conveyed to him; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that two (2) parcels of land containing approximately 0.162 acre, more or less, and lying southwest of and adjacent to the southwest normal right of way limits of Route 30 from a point approximately 30 feet left of approximate Station 25+34 (Route 30 centerline) to a point approximately 30 feet left of approximate Station 31+59 (Route 30 centerline) and from a point approximately 30 feet left of approximate Station 44+15 (Route 30 centerline) to a point approximately 30 feet left of approximate Station 51+50 (Route 30 centerline) do not constitute sections of the public road and are deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, the

6/9/82

conveyance of the lands, so certified, is approved and the State Highway and Transportation Commissioner is hereby authorized to execute, in the name of the Commonwealth a deed conveying same to the adjoining landowner of record for a consideration satisfactory with the State Right of Way Engineer, subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Robinson, seconded by Mr. Hooper,

that

WHEREAS, in connection with Route 1403, the Commonwealth acquired a perpetual drainage easement from W. H. Burruss, Jr. by deed dated December 22, 1971 and recorded in Deed Book 375, Page 231 in the Office of the Clerk of the Circuit Court of Bedford County; and

WHEREAS, in order to more fully develop the adjoining lands, the adjoining landowner has requested the Commonwealth to exchange the existing 10-foot drainage easement for one in a more suitable location; and

WHEREAS, the existing easement is of no benefit to the department and the proposed easement will be in the proper location to handle the water from an existing pipe under Route 1403; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the 10-foot perpetual drainage easement extending in a western direction from the western right of way line of Route 1403 for a distance of approximately 200 feet as shown on the subdivision plat for Mountain View Subdivision, does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the secondary system of State Highways.

NOW, THEREFORE, the conveyance of the said easement, so certified, in accordance with the provisions of Section 33.1-154 of the Code of Virginia (1950), as amended, is approved and the State Highway and Transportation Commissioner is hereby authorized to execute in the name of the Commonwealth a deed to the owner of the underlying fee in exchange for a deed to the relocated easement, and subject to such restrictions as may be deemed requisite.

Motion carried.

6/9/82

Moved by Mr. Robinson, seconded by Mr. Hooper,

that

WHEREAS, in connection with the Capron Area Headquarters, the Commonwealth of Virginia, Department of Highways acquired certain lands from Ira H. Barham and Virginia B. Barham by deed dated May 8, 1972 as recorded in Deed Book 201, Page 782 and from Nancy G. Barham, et al, by deed dated October 17, 1956, recorded in Deed Book 125, Page 136. The deeds are recorded in the Office of the Clerk of the Circuit Court of Southampton County; and

WHEREAS, the Virginia Electric and Power Company has requested a 30-foot permanent easement over a portion of the lands of the aforesaid extending in a western direction from their existing overhead power facilities for a distance of approximately 375 feet for the construction and maintenance of additional power line facilities; and

WHEREAS, this easement is being requested in order to extend service to the new office building at Capron Area Headquarters; and

WHEREAS, the State Highway and Transportation Commissioner has certified to the Commission that he deems it expedient to convey to Virginia Electric and Power Company the easement for the said power line.

NOW, THEREFORE, in accordance with the provisions of Section 2.1-6 of the Code of Virginia (1950), as amended, the State Highway and Transportation Commissioner is hereby authorized to execute a deed in the name of the Commonwealth conveying such easement to the Virginia Electric and Power Company in such form and subject to such restrictions and conditions as may be deemed requisite.

Motion carried.

Moved by Mr. Robinson, seconded by Mr. Hooper,

that

6/9/82

WHEREAS, in connection with Route 151, State Highway Project 6862-01, the Commonwealth acquired certain lands from Hilda Witt Smith and Russell F. Smith by deed dated June 10, 1952 and recorded in Deed Book 84, Page 544 in the Office of the Clerk of the Circuit Court of Nelson County; and

WHEREAS, the adjoining landowner recently had a survey prepared which revealed that a portion of the improvements on his property encroach upon the right of way limits of Route 151 at its intersection with Route 729; and

WHEREAS, in order to correct this situation, the adjacent landowner has agreed to purchase sufficient land to eliminate the encroachment; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the land containing 0.03 acre, more or less, and lying between the west existing right of way line of Route 151 and the west normal right of way limits of Route 151 at the intersection with Route 729, from a point approximately 40 feet opposite approximate Station 45+50 (centerline Route 151) to a point approximately 15 feet opposite approximate Station 1+00 (centerline Route 729) does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, the conveyance of the land, so certified, to the adjoining landowners of record in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, is approved and the State Highway and Transportation Commissioner is hereby authorized to execute in the name of the Commonwealth a deed, without warranty, conveying same for a consideration satisfactory to the State Right of Way Engineer and subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Robinson, seconded by Mr. Hooper,

that

WHEREAS, in connection with Route 237 (Fairfax Drive), State Highway Project 1419-A, the Commonwealth acquired certain lands from Effie H. Moran by deed dated March 29, 1948, recorded in

6/9/82

Deed Book 824, Page 64 and from Alexander Ewing and Jessie Ewing by deed dated March 2, 1948, recorded in Deed Book 821, Page 317. These deeds are recorded in the Office of the Clerk of the Circuit Court of Arlington County; and

WHEREAS, in order to more fully develop the adjacent property, the adjoining landowner has requested that a portion of the lands so acquired be conveyed; and

WHEREAS, this property has been used by the department for a number of years as a site for an information trailer used in connection with the nearby I-66 construction; and

WHEREAS, the Location and Design Division has recommended that this property be retained for this purpose through the month of October, 1982; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the land lying between the north existing right of way line of Route 237 and the north normal right of way limits of Route 237, from a point approximately 102 feet opposite approximate Station 53+22 (eastbound baseline Route 237) to a point approximately 111 feet opposite approximate Station 54+48 (eastbound baseline Route 237) and containing 0.14⁺ acre, more or less, does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, the conveyance of the land, so certified, is approved and the State Highway and Transportation Commissioner is hereby authorized to execute a deed, without warranty, conveying same to the adjoining landowner of record after October 31, 1982 for a consideration satisfactory to the State Right of Way Engineer, subject to such restrictions and conditions as may be deemed requisite.

Motion carried.

Moved by Mr. Robinson, seconded by Mr. Hooper,
that

WHEREAS, in connection with Route 13, State Highway

6/9/82

Project 1654-04 (Old Project 1284A-1), the Commonwealth acquired certain lands, portions of which lie outside the normal right of way from Fred E. Lemmond and Helen E. Lemmond by deed dated March 25, 1942, recorded in Deed Book 754, Page 444 and from Carl S. Frischkorn by deed dated March 25, 1942, recorded in Deed Book 754, Page 442. These deeds are recorded in the Office of the Clerk of the Circuit Court of the City of Chesapeake (formerly Norfolk County); and

WHEREAS, in order to more fully develop their land, the adjoining landowners have requested that the excess lands, so acquired, be conveyed to them; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the lands lying between the north proposed right of way line of Route 13 and the north normal right of way limits of Route 13, from a point approximately 80 feet left of approximate Station 198+18 (Route 13 centerline) to a point approximately 80 feet left of approximate Station 198+70 (Route 13 centerline); also, from a point approximately 80 feet left of approximate Station 201+06 (Route 13 centerline) to a point approximately 80 feet left of approximate Station 201+32 (Route 13 centerline) and containing 4,813 square feet, more or less, do not constitute sections of the public road and are deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, the conveyance of the lands, so certified, is approved and the State Highway and Transportation Commissioner is hereby authorized to execute deeds without warranty, conveying same to the adjoining landowners of record for considerations satisfactory to the State Right of Way Engineer, subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Robinson, seconded by Mr. Hooper,

that

WHEREAS, in connection with Route 64, State Highway Project 0064-114-103, RW-203, the Commonwealth acquired, for a

6/9/82

borrow area, certain lands from J. Sinclair Selden, Jr. and Sarah D. Selden, by instrument dated June 23, 1978, recorded in Deed Book 522, Page 740; from Susanne Elizabeth Hiden McMurrin, et al, by instrument dated July 17, 1978, recorded in Deed Book 524, Page 252, case which has been concluded; from J. Sinclair Selden, Jr., et al, by instrument dated June 29, 1978, recorded in Deed Book 522, Page 752; from Hans Frank, et al, by instrument dated June 29, 1978, recorded in Deed Book 522, Page 755, case which has been concluded; from Heirs at Law of Augustus Nettles, deceased, by instrument dated June 29, 1978, recorded in Deed Book 522, Page 746, case which has been concluded; from Hunter B. Andrews, Trustee of the Asha Real Estate Trust, by instrument dated April 21, 1978, recorded in Deed Book 517, Page 882, case which has been concluded; and from Virginia National Bank, Trustee of Chisman's Lake Land Trust, by instrument dated June 29, 1978, recorded in Deed Book 522, Page 881, case which has been concluded. These instruments are recorded in the Office of the Clerk of the Circuit Court of the City of Hampton; and

WHEREAS, the City of Newport News has requested a permanent easement and a temporary construction easement (of variable widths - together not exceeding 60 feet) to construct, operate and maintain a 48 inch water main over, across and beneath the aforementioned lands; and

WHEREAS, said easement will lie approximately along and contiguous to the southwestern proposed right of way and limited access line of Route 64 and will extend in a northwestern direction from Big Bethel Road for a distance of approximately 5,000 feet; and

WHEREAS, the State Highway and Transportation Commissioner has certified to the Commission that he deems it expedient to convey to the City of Newport News such easements for municipal purposes.

NOW, THEREFORE, in accordance with the provisions of Section 2.1-6 of the Code of Virginia (1950), as amended, the State Highway and Transportation Commissioner is hereby authorized to execute a deed in the name of the Commonwealth, conveying such permanent and temporary easements to the City of Newport News in such form and subject to such restrictions as may be deemed proper.

Motion carried.

6/9/82

Moved by Mr. Robinson, seconded by Mr. Hooper,
that

WHEREAS, in connection with Route 13, State Highway Project 1664-01 (old Project 574-CW1-31), the Commonwealth acquired certain lands, a portion of which lies outside the normal right of way limits, from Posey L. Early and Mary L. Early by deed dated March 16, 1949, recorded in Deed Book 949, Page 207 and from H. E. Burnett and Christine Burnett by deed dated March 16, 1949, recorded in Deed Book 945, Page 342. These deeds are recorded in the Office of the Clerk of the Circuit Court of the City of Norfolk (formerly Norfolk County); and

WHEREAS, the City of Norfolk is in the process of assembling acreage for a proposed Hilton Motel and Conference Center; and

WHEREAS, the City wishes to acquire a portion of the lands, so acquired, lying north of the north normal right of way limits of Route 13 in exchange for additional right of way required for the future widening of Route 13; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the approximate 10,925 square feet, more or less, land lying between the north normal right of way limits of Route 13 and the north proposed right of way line of Route 13, from a point approximately 80 feet right of approximate Station 412+45 (survey centerline Route 13) to a point approximately 80 feet right of approximate Station 414+70 (survey centerline Route 13) does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, the conveyance of the land so certified is hereby approved and the State Highway and Transportation Commissioner is authorized to execute in the name of the Commonwealth a deed conveying same to the City of Norfolk, in exchange for the lands required from the City for the future widening of Route 13, and subject to such restrictions as may be deemed requisite.

Motion carried.

6/9/82

Moved by Mr. Robinson, seconded by Mr. Hooper,

that

WHEREAS, in connection with Route 295, State Highway Project 0295-043-103, RW-202, the Commonwealth acquired a permanent drainage easement from C. B. Robertson, III and Martha Luck Robertson by deed dated January 20, 1978, recorded in Deed Book 1744, Page 1343, in the Office of the Clerk of the Circuit Court of Henrico County; and

WHEREAS, in order to more fully develop the adjoining lands, the owner of the underlying fee has requested the Commonwealth to exchange a portion of the permanent drainage easement, so acquired, for new permanent drainage easements located in more suitable locations; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that a portion of the existing permanent easement located in the southeast corner at the intersection of Route 1 and Golf Course Road, does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, the conveyance of the said portion of easement, so certified, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, is approved and the State Highway and Transportation Commissioner is hereby authorized to execute in the name of the Commonwealth a deed to the owner of the underlying fee in exchange for a deed to the relocated easements, and subject to such restrictions as may be deemed requisite.

Motion carried.

6/9/82

The next meeting of the Commission will be held on July 15, 1982.

The meeting was adjourned at 10:45 a.m.

Approved:


Chairman

Attested:


Secretary