



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

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Agenda item #2-D

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

April 19, 2007

MOTION

Made By: Mr. Witt Seconded By: Mr. Keen Action: Motion Carried, Unanimously

Title: Land Conveyance, Routes 64, 168 and Frontage Road F-671, York County

WHEREAS, in connection with Route 64, State Highway Project 0064-099-101, RW-201, the Commonwealth acquired certain land from Levinson Livestock Company, Inc., by Deed dated October 1, 1962, recorded in Deed Book 162, Page 71; and Pleasant View Corporation, by Instrument dated February 18, 1963, recorded in Deed Book 164, Page 177, and later concluded by Final Order dated November 19, 1963, recorded in Deed Book 171 Page 360, all recorded in the Office of the Clerk of the Circuit Court of York County; and

WHEREAS, in accordance with Section 33.1-145 of the *Code of Virginia* (1950), as amended, the Commonwealth Transportation Board at its meeting held March 15, 2007, abandoned all of Frontage Road F-671; and

WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the land containing 1.52 acres, more or less, as shown on the plans for State Highway Project 0064-099-101, RW-201, and lying north of and adjacent to the north existing right of way and limited access line of Route 168 from a point approximately 70 feet opposite approximate Station 1141+89 (Route 168 centerline) to a point approximately 70 feet opposite approximate Station 1150+20 (Route 168 centerline) and 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; and

WHEREAS, this conveyance is to be made in accordance and compliance with the provisions and notice requirements of Sections 33.1-149 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended; and

Resolution of the Board
Conveyance – Routes 64, 168 and Frontage Road F-671
York County
April 19, 2007
Page Two

WHEREAS, Section 33.1-49 of the *Code of Virginia* (1950) grants the Commonwealth Transportation Board the authority and power relative to the Interstate System as is vested in it relative to highways in the primary system; and

WHEREAS, the adjacent landowner has requested that the surplus land be conveyed.

NOW, THEREFORE, BE IT RESOLVED, in accordance and compliance with the provisions and notice requirements of Sections 33.1-149 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended, the conveyance of the said land, so certified, is approved and the Commonwealth Transportation Commissioner is hereby authorized to execute, in the name of the Commonwealth, a deed conveying the land for a consideration satisfactory to the State Director, Right of Way and Utilities, subject to such restrictions as may be deemed appropriate.

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