



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

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Agenda item # 11

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

September 18, 2013

MOTION

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

Title: Land Disposition – Old Franklin Residency

WHEREAS, by Deed dated May 14, 1941 and recorded in Book 83, Page 128 in the Clerk's Office of the Circuit Court of Southampton County, Virginia, the Commonwealth of Virginia is the owner of a certain tract of land located at 904 Pretlow Street in the City of Franklin, Virginia containing approximately 1.816 acres, more or less, with all improvements thereon (the "Property"); and,

WHEREAS, the Commonwealth of Virginia, Department of Transportation (the "Department") is the Commonwealth agency in possession of the Property; and,

WHEREAS, the Department has vacated the Property; and

WHEREAS, the Department no longer has a need for the Property, and it is the desire of the Department to dispose of the Property as surplus property; and,

WHEREAS, Section 2.2-1153 of the Code of Virginia provides that the cognizant board or the governing body of a department or agency that possesses the surplus property "shall approve, in writing, the designation of the property as surplus"; and

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WHEREAS, Section 4-5.09(b) of Chapter 806 of the Virginia Acts of Assembly - 2013 Reconvened Session, provides that the cognizant board or governing body of an agency shall approve the proposed conveyance of surplus real property.

NOW, THEREFORE, except for any portion(s) of the Property that were acquired as, or have become, highway right-of-way, the Board does hereby declare the Property to be surplus to the needs of the Department and hereby approves the designation of the Property as "surplus". In addition, in accordance with the provisions of Section 4-5.09(b) of Chapter 806 of the Virginia Acts of Assembly - 2013 Reconvened Session, the conveyance of the Property is approved, and the Department of Transportation is hereby authorized to dispose of the Property pursuant to the Code of Virginia and with the approval of the Governor or his designated representative.

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