



# COMMONWEALTH of VIRGINIA

## *Commonwealth Transportation Board*

Aubrey L. Layne, Jr.  
Chairman

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*Agenda item # 1*

### **RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD June 18, 2014**

#### **MOTION**

**Made By: Mr. Garczynski    Seconded By: Mr. Cole**

**Action: Motion Carried, Unanimously**

**Title: Locality Land Conveyances, Route 50 Frontage Road,  
City of Fairfax**

**WHEREAS**, Sections 33.1-149 and 33.1-154 of the Code of Virginia (1950) allow the Commonwealth Transportation Board to transfer (convey) to the locality, upon petition of the said locality's governing body, real estate acquired incidental to the construction, reconstruction, alteration, maintenance or repair of the State Highway System or Secondary System of State Highways, which constitutes a section of public road, and upon such transfer, such section of road shall cease, if required, being a part of the State Highway System or Secondary System of State Highways; and

**WHEREAS**, the City of Fairfax has requested by resolution dated January 28, 2014 the conveyance of the real estate for a portion of Route 50 (Fairfax Boulevard) frontage road, which is in the City's street system and was acquired as a part of Route 50, Project 501E; and

**WHEREAS**, the existing shared used path between Fairfax Circle and Pickett Drive is contained within the right of way limits requested by the City of Fairfax; and

**WHEREAS**, the City shall maintain ASHTO standards for State Highways with Shared Use Paths in this location; and

**WHEREAS**, the right of way being conveyed shall not be used for commercial development; and

**WHEREAS**, if any portion of the lands being conveyed is determined by the City to be no longer necessary for transportation purposes and is to be sold, fair market value must be obtained and credited to another transportation project; and

**NOW, THEREFORE, BE IT RESOLVED** that in accordance with the provisions of Sections 33.1-149 and 33.1-154 of the Code of Virginia (1950), as amended, said conveyance of the said real estate is approved as set forth and upon conveyance, the roads shall no longer be a part of the State Highway System or the Secondary System of Highways, and the Commonwealth Transportation Commissioner is hereby authorized to execute, in the name of the Commonwealth, a deed or deeds conveying the real estate subject to such restrictions as may be deemed appropriate.

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