



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Aubrey L. Layne, Jr.
Chairman

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Agenda item # 11

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

February 18, 2015

MOTION

Made By: Mr. Cole, Seconded By: Ms. Valentine

Action: Motion Carried, Unanimously

**Title: Recreational Access to Horner Park
Project 4286-020-343, N501 (revised), Chesterfield County**

WHEREAS, § 33.2-1510 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 and bikeways to public recreational areas and historical sites be provided..." and sets aside highway funds for such purpose, "... [w]hen the Director of the Department of Conservation and Recreation has designated a public recreational area as such ... and recommends to the [Commonwealth Transportation] Board that an access road or bikeway be provided or maintained to that area"; and

WHEREAS, by resolution of May 15, 2003, the Commonwealth Transportation Board (CTB) allocated \$350,000, from the Recreational Access Fund to construct Project 4286-020-343, N501 for adequate access to serve the planned Horner Park recreational facilities off the proposed extension of Mount Hermon Road, south of Route 604 (Genito Road); and

WHEREAS, the Director of the Department of Conservation and Recreation (DCR) and the Commonwealth Transportation Board (CTB) have adopted a joint policy to govern the use of the Recreational Access Fund pursuant to § 33.2-1510 of the *Code of Virginia*; and

WHEREAS, the Director of DCR, by letter of June 20, 2003, has designated Horner Park as a public recreation area and recommended the use of Recreational Access Program funding to access the park; and

WHEREAS, Chesterfield County notified the Department that the plans for the development of Horner Park have been revised; and

WHEREAS, it appears that Chesterfield County's request, despite revision of its original plan for the development of Horner Park, falls within the intent of § 33.2-1510 of the *Code of Virginia* and complies with the provisions of the CTB Recreational Access Fund Policy.

NOW, THEREFORE, BE IT RESOLVED, that the Commonwealth Transportation Board hereby reaffirms its approval of Project 4286-020-343, N501 and the allocation of \$350,000 (\$250,000 unmatched, \$100,000 matched) of the Recreational Access Fund be allocated to provide adequate access to Horner Park to be located south of Route 604, off Route 606, contingent upon:

1. All right of way, environmental assessments and remediation, and utility adjustments being provided at no cost to the Commonwealth; and
2. Execution of an appropriate contractual agreement between the County of Chesterfield (LOCALITY) and VDOT to provide for:
 - a. design, administration, construction and maintenance of this project; and
 - b. provision of the required \$100,000 matching funds by the LOCALITY for construction of the access road; and
 - c. payment of all ineligible project costs, and of any eligible project costs in excess of the \$350,000 allocation for the access road construction from sources other than those administered by VDOT.

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