



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Aubrey L. Layne, Jr.
Chairman

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Agenda item # 15

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

July 19, 2017

MOTION

Made By: Ms. DeTuncq, Seconded By: Ms. Valentine

Action: Motion Carried, Unanimously

**Title: Recreational Access to Louisa Aquatic Center
Project RECR-054-792 – Louisa 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, 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 Louisa County Board of Supervisors has, by appropriate resolution, requested Recreational Access funds to provide road access to adequately serve facilities located off of Loudin Lane (Route 813) within Louisa County and said road access is estimated to cost \$250,000; and

WHEREAS, this request is under consideration by the Director of DCR for full compliance with the provisions of § 33.2-1510 of the *Code of Virginia*; and

NOW, THEREFORE, BE IT RESOLVED, that from the Recreational Access Fund \$250,000 (unmatched) for road construction be allocated to provide adequate access to existing and proposed facilities within the Louisa County Aquatic Facility off of Loudin Lane in Louisa County, Project RECR-054-792, contingent upon:

1. The Director of DCR designating the Louisa County Aquatic Facility as a public recreational area and recommending the use of the Recreational Access Fund for the construction of the access roadway to existing and proposed new facilities within Louisa Aquatic Facility; and
2. All right of way, environmental assessments and remediation, and utility adjustments being provided at no cost to the Commonwealth; and
3. Execution of an appropriate contractual agreement between the County of Louisa (LOCALITY) and the Virginia Department of Transportation (VDOT) to provide for the:
 - a. design, administration, construction and maintenance of this project; and
 - b. payment of all ineligible project costs, and of any eligible project costs in excess of the respective allocation amounts for the roadway access project from sources other than those administered by the VDOT.

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CTB Decision Brief

Recreational Access – Louisa County Louisa Aquatic Facility

Issue: Pursuant to § 33.2-1510 of the *Code of Virginia*, the Louisa County Board of Supervisors has requested funds from the Recreational Access Program to provide adequate road and bikeway access to proposed new facilities within the Louisa County Aquatic Facility.

Facts: Section 33.2-1510 of the *Code of Virginia* provides that the Commonwealth Transportation Board (CTB) shall expend from funds set aside for the construction of access roads and bikeways to public recreational areas and historical sites under this section of the *Code of Virginia*. Further, this section of the *Code of Virginia* grants the CTB the authority to construct access roads and bikeways to public recreational areas and historical sites when the governing body of the county in which the access road is to be provided passes a resolution requesting the road and when the Director of the Department of Conservation and Recreation (DCR) has designated the public recreational area as such and recommends to the CTB that an access road be provided to that area.

Louisa County owns and operates Louisa County Aquatic Facility and plans to develop new facilities within the recreational area off of Loudin Lane (Route 813). The proposed facilities include a pool enclosure for year round activity, a splash pad and zero entry wading area. Currently, the recreational facility is accessed from Industrial Drive (Route 780); however, visitors must navigate the parking lot of the Louisa County Betty Queen Intergenerational Center to access the Aquatic Facility parking lot. Louisa County proposes to more safely access the expanding recreational area off of Loudin Lane. The Locality will administer the design and construction of the proposed road project.

Local Assistance Division has coordinated with DCR staff to confirm support for the project. It is anticipated that the Director of DCR will designate Louisa County Aquatic Facility as a public recreational area and will recommend utilization of Recreational Access funds to provide adequate access to the park.

Recommendations: The road access project recommended by staff as adequate to serve existing and proposed facilities within Louisa County Aquatic Facility involves construction of a 23-foot wide asphalt roadway, within 50 feet of right of way, from Loudin Lane and continuing south, approximately 0.04 mile, to the parking lot. Davis Highway (Route 22/208) will be widened to allow for a left turn lane onto Loudin Lane. Culpeper District staff has estimated the cost of the road access project to be \$250,000. VDOT recommends that Recreational Access Program funding in the maximum amount of \$250,000 for the construction of road access be approved, subject to certain contingencies.

Action Required by the CTB: Prior to expending funds set aside for access roads to public recreational areas and historical sites, the *Code of Virginia* specifies that the CTB shall declare by resolution that the access road project be provided. A resolution is provided for formal vote.

Result, if Approved: VDOT and Louisa County will proceed with the recreational access road project.

Options: Approve, Deny, or Defer.

Public Comments/Reaction: None

**BOARD OF SUPERVISORS
COUNTY OF LOUISA
RESOLUTION**

At a regular meeting of the Board of Supervisors of the County of Louisa held in the Louisa County Public Meeting Room at 5:00 PM on the 20th day of March 2017, at which the following members were present, the following resolution was adopted by a majority of all members of the Board of Supervisors, the vote being recorded in the minutes of the meeting as shown below:

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Willie L. Gentry Jr., Cuckoo District Supervisor
SECONDER:	Fitzgerald A. Barnes, Patrick Henry District Supervisor
AYES:	Barlow, Barnes, Gentry Jr., Havasy, Wade, Koren, Williams

A RESOLUTION REQUEST FOR FUNDING FOR A RECREATIONAL ACCESS ROAD

WHEREAS, the Louisa County Aquatic Facility is owned and is to be developed by the County of Louisa as a recreational area facility serving the residents of Louisa County and adjoining localities; and

WHEREAS, the property on which this facility is located has no access to a public street or roadway and will require the construction of a new roadway which will connect to Loudin Lane (Route 813); and

WHEREAS, the existing public road network does not provide for adequate access to this facility and it is deemed necessary that improvements be made to Davis Highway (Route 22); and

WHEREAS, the procedure governing the allocation of recreational access funds as set forth in section 33.2-1510 of the *Code of Virginia* requires action by the Director of the Department of Conservation and Recreation and the Commonwealth Transportation Board; and

WHEREAS, a statement of policy agreed upon between the said Director and Board approves the use of such funds for the construction of access roads to publicly-owned recreational or historical areas; and

WHEREAS, the Board has duly adopted a zoning ordinance pursuant to Article 7 (section 15.2-2280 et seq), Chapter 22, Title 15.2 of the *Code of Virginia*; and

WHEREAS, it appears to the Board that all requirements of the law have been met to permit the Director of the Department of Conservation and Recreation to designate the Louisa County Aquatic Facility as a public recreation facility and further permit the Commonwealth Transportation Board to provide funds for appropriate access to this public recreation/historical area in accordance with section 33.2-1510 of the *Code of Virginia*; and

WHEREAS, the Board agrees, in keeping with the intent of section 33.2-406 of the *Code of Virginia*, to use its good offices to reasonably protect the aesthetic or cultural value of this access leading to or within areas of historical, natural or recreational significance; and

WHEREAS, the County of Louisa acknowledges that no land disturbance activities may occur within the limits of the proposed access project without the consent of the Department of Transportation as a condition of the use of the Recreational Access Fund, and

WHEREAS, the County of Louisa hereby guarantees that the necessary environmental analysis, mitigation and fee simple right of way for this improvement, and utility relocations or adjustments, if necessary, will be provided at no cost to the Virginia Department of Transportation; and

WHEREAS, the County of Louisa hereby acknowledges that the Virginia Department of Transportation's Recreational Access Program may provide up to a maximum of \$250,000 (unmatched) and \$100,000 (matched) for a project and, if necessary, requires matching funding, up to \$100,000, from the County of Louisa, for estimated eligible project costs over \$250,000, up to \$450,000; and

WHEREAS, the County of Louisa hereby guarantees that financing of all ineligible project costs, project costs exceeding the project allocation under the Recreational Access Program, any Program required locality matching funds, if applicable, and all costs exceeding this Program allocation will be provided by the County of Louisa.


NOW, THEREFORE, BE IT RESOLVED, on this 20th day of March 2017, that the Louisa County Board of Supervisors hereby requests the Director of the Department of Conservation and Recreation to designate the Louisa County Aquatic Facility as a public recreational area and to recommend to the Commonwealth Transportation Board that recreational access funds be allocated for an adequate access road to serve said recreational area; and

BE IT FURTHER RESOLVED, that the Commonwealth Transportation Board is hereby requested to allocate the necessary recreational access funds to provide a suitable access road as herein before described; and

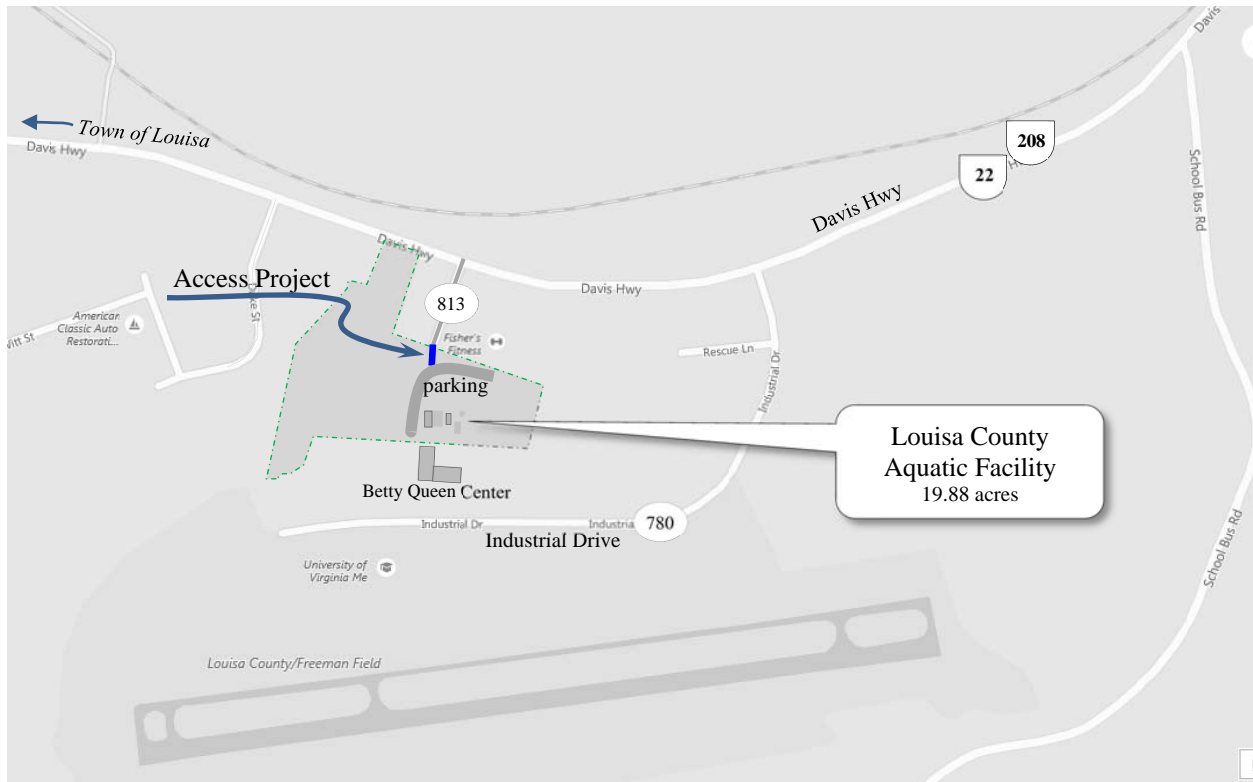
BE IT FURTHER RESOLVED, that the County Administrator and/or his designee(s) be authorized to act on behalf of the Board of Supervisors to execute any and all documents necessary to secure the maximum amount of funding eligible under the Recreational access Program; and

BE IT FURTHER RESOLVED, that the Louisa County Board of Supervisors hereby agrees that the new roadway so constructed will be added to and become a part of the secondary system of highways.

A Copy, teste:



Christian R. Goodwin, Clerk
Board of Supervisors
Louisa County, Virginia



PROPOSED RECREATIONAL ACCESS PROJECT
Louisa County Aquatic Facility
Project RECR-054-792
Louisa County

Recreational Facility

Existing facilities within approximate 20-acre recreational area include a three-pool outdoor complex, a fountain sprinkler for youth, and parking lot. Proposed facilities will include a splash pad, a zero entry wading area, and enclosure of the pool area to provide for year-round aquatic activity.

Estimated Traffic: 60 vpd

Access Facility

Length: 0.03
 Pavement Width: 23 feet
 R/W Width: 50 Feet
 Estimated Cost: \$250,000
 Proposed Allocation: \$250,000