



# COMMONWEALTH of VIRGINIA

## *Commonwealth Transportation Board*

Shannon Valentine  
Chairperson

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*Agenda item # 9*

### RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

September 18, 2018

#### MOTION

**Made By: Mr. Malbon, Seconded By: Mr. Miller**  
**Action: Motion Carried, Unanimously**

**Title: Limited Access Control Change (LACC)**  
**Aberdeen Road (Formerly Newport News Connector)**  
**City of Hampton**

**WHEREAS**, Aberdeen Road (Formerly Newport News Connector), in the City of Hampton, State Highway Project 0064-114-000, N-1 (Hampton Roads Project), City of Hampton was designated as a Limited Access Highway by the State Highway and Commission of Virginia, predecessor to the Commonwealth Transportation Board (CTB), on May 16, 1956; and

**WHEREAS**, on October 4, 1956, the State Highway Commission, predecessor to the Commonwealth Transportation Board (CTB), designated the Interstate Highway System, including Interstate 664 (I-664), to be Limited Access Highways in accordance with then Article 3, Chapter 1, Title 33 of the Code of Virginia of 1950, as amended, and established the limited access line locations and limits as “the final locations of said routes, including all necessary grade separations, interchanges, ramps, etc.”;

**WHEREAS**, in connection with State Highway Project 0064-114-000, N-1, and 0664-114-102, RW-201, the Commonwealth acquired certain lands and limited access easements from various landowners, and established certain limited access control as a design feature of the said projects; and

**WHEREAS**, the construction of I-664 in the late 1970s resulted in a section of Aberdeen Road from Pembroke Avenue to the Newport News City limits becoming an urban street in the City of Hampton; and

**WHEREAS**, the City of Hampton has requested the removal of limited access control along both sides of Aberdeen Road from Pembroke Avenue to the Newport News City limits to accommodate a proposed light industrial development of the former site of the Virginia School for the Blind, Deaf and Multi-Disabled; and

**WHEREAS**, the City of Hampton, by resolution, R-17-0186, adopted October 25, 2017, endorses the proposed development and requests the LACCs; and

**WHEREAS**, VDOT's Hampton Roads District has determined, with the Chief Engineer concurring, that the removal of the limited access control of Aberdeen Road from Pembroke Avenue to the Newport News City limits will have no impact on the operation of the Aberdeen Road right of way, and the proposed LACCs are appropriate from a safety and traffic control standpoint based upon a Traffic Impact Analysis, dated November 23, 2016, prepared by Kimley-Horn; and

**WHEREAS**, VDOT's Hampton Roads District has determined the location of the proposed LACCs are within an air quality maintenance or non-attainment area, however, the proposed project does not qualify as being regionally significant and no air quality conformity review is required. In addition, the environmental impact analysis was reviewed and approved by the Hampton Roads District and there will be no adverse environmental impacts; and

**WHEREAS**, public notices of willingness for hearings and comment were posted in the *Daily Press* newspaper on October 12, 2017 and October 29, 2017, with no comments or requests for a public hearing received; and

**WHEREAS**, compensation shall be paid in consideration of the LACC and the related easements to be conveyed, as determined by the Commissioner of Highways or his designee; and

**WHEREAS**, all right of way, engineering, construction, and necessary safety improvements shall meet all VDOT standards and requirements; and

**WHEREAS**, all costs of engineering and construction, including all necessary safety improvements, will be borne by the requestor;

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**NOW, THEREFORE, BE IT RESOLVED**, in accordance with Section 33.2-401 of the *Code of Virginia* and 24 *Virginia Administrative Code* 30-401-10 et seq., the CTB hereby finds and concurs with the determinations of VDOT, and approves said LACCs, as set forth herein, subject to the above referenced conditions.

**BE IT FURTHER RESOLVED**, the Commissioner of Highways is authorized to take all actions and execute any and all documents necessary to implement such changes.

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**CTB Decision Brief**  
**Aberdeen Road (Formerly Newport News Connector)**  
**City of Hampton**  
**Limited Access Control Change**

**Issues:** The City of Hampton has requested the removal of limited access control along both sides of Aberdeen Road from Pembroke Avenue to the Newport News City limits to accommodate a proposed light industrial development of the former site of the Virginia School for the Blind, Deaf and Multi-Disabled. This limited access control change requires approval of the Commonwealth Transportation Board (CTB) pursuant to § 33.2-401 of the *Code of Virginia* and 24 VAC 30-401-20 of the *Virginia Administrative Code*

**Facts:**

- Aberdeen Road (Formerly Newport News Connector), in the City of Hampton, State Highway Project 0064-114-000, N-1 (Hampton Roads Project), was designated as a Limited Access Highway by the State Highway Commission of Virginia, predecessor to the Commonwealth Transportation Board (CTB), on May 16, 1956.
- October 4, 1956, the State Highway Commission, predecessor to the Commonwealth Transportation Board (CTB), designated the Interstate Highway System, including Interstate 664 (I-664), to be Limited Access Highways in accordance with then Article 3, Chapter 1, Title 33 of the Code of Virginia of 1950, as amended, and established the limited access line locations and limits as “the final locations of said routes, including all necessary grade separations, interchanges, ramps, etc.”.
- In connection with State Highway Project 0064-114-000, N-1, and 0664-114-102, RW-201, the Commonwealth acquired certain lands and limited access easements from various landowners, and established certain limited access control as a design feature of the said projects.
- The construction of I-664 in the late 1970s resulted in a section of Aberdeen Road from Pembroke Avenue to the Newport News City limits becoming an urban street in the City of Hampton.
- This change is not covered by the General Rules and Regulations of the CTB or by the Land Use Permit Regulations, thus requiring action by the CTB.
- The written determination of the Chief Engineer regarding this proposed project is attached for your consideration.
- The City of Hampton, by resolution, R-17-0186, adopted October 25, 2017, endorses the proposed development and requests the LACCs.
- VDOT’s Hampton Roads District has determined, with the Chief Engineer concurring, that the removal of the limited access control of Aberdeen Road from Pembroke Avenue to the Newport News City limits will have no impact on the operation of the Aberdeen Road right of way, and the proposed LACCs are appropriate from a safety and traffic control standpoint based upon a Traffic Impact Analysis, dated November 23, 2016, prepared by Kimley-Horn.
- VDOT’s Hampton Roads District has determined the location of the proposed LACCs are within an air quality maintenance or non-attainment area, however, the proposed project does not qualify as being regionally significant and no air quality conformity review is required. In addition, the environmental impact analysis was reviewed and approved by the Hampton Roads District and there will be no adverse environmental impacts.
- Public notices of willingness for hearings and comment were posted in the *Daily Press* newspaper on October 12, 2017 and October 29, 2017, with no comments or requests for a public hearing received.

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- WHEREAS, compensation shall be paid in consideration of the LACC and the related easements to be conveyed, as determined by the Commissioner of Highways or his designee; and
- All right of way, engineering, construction, and necessary safety improvements shall meet all VDOT standards and requirements.
- All costs of any engineering, construction or safety improvements will be borne by the requestor.

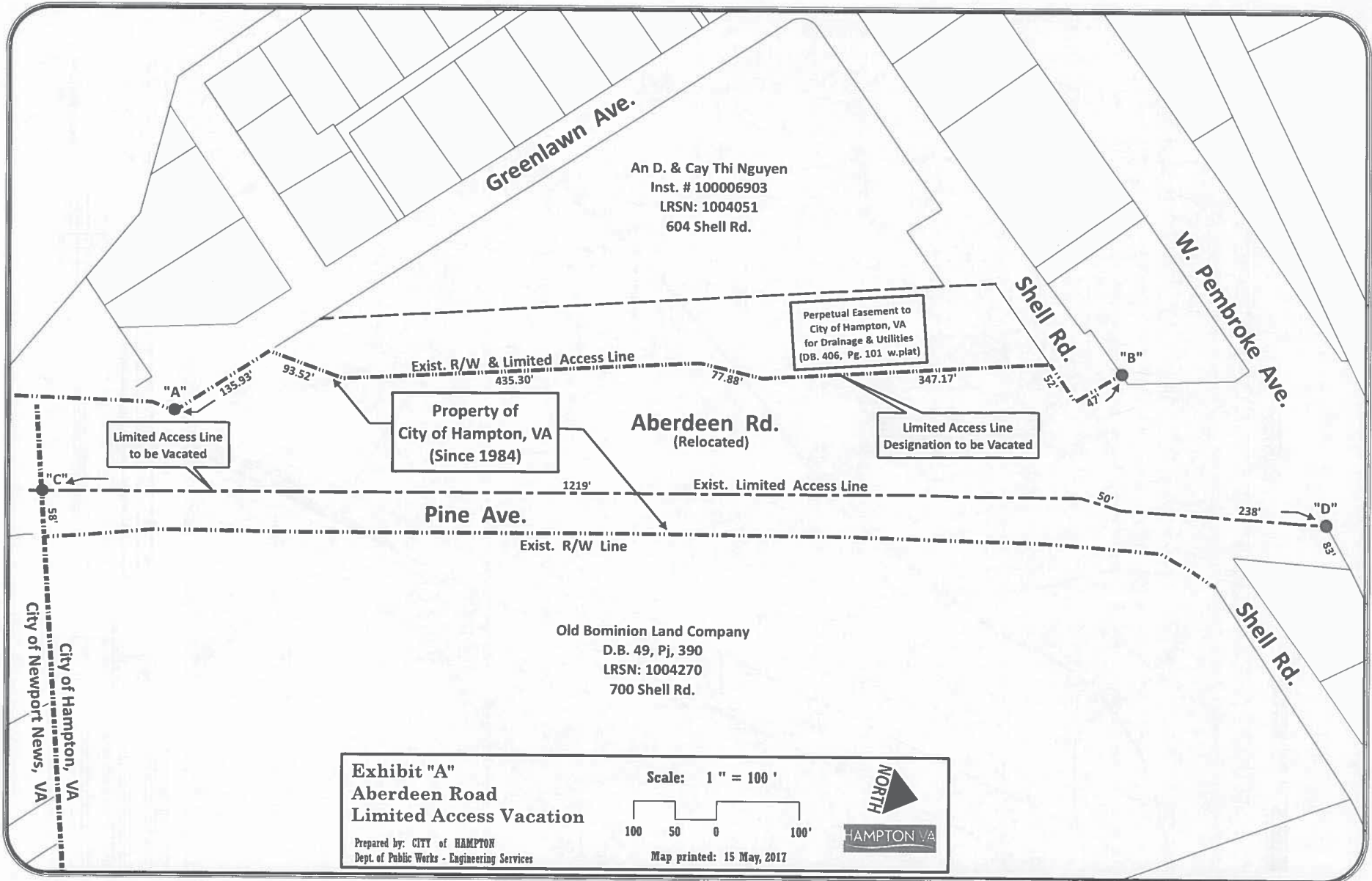
**Recommendation:** VDOT recommends the approval of the proposed LACCs subject to the referenced conditions and facts. VDOT further recommends that the Commissioner be authorized to take all actions and execute all documentation necessary to implement the LACCs.

**Action Required by CTB:** Virginia Code § 33.2-401 requires a majority vote of the CTB approving the recommended LACC. The CTB will be presented with a resolution for a formal vote.

**Result, if Approved:** The project will move forward as proposed and the Commissioner of Highways will be authorized to take all actions necessary to comply with this resolution.

**Options:** Approve, Deny, or Defer.

**Public Comments/Reactions:** None



**Exhibit "A"**  
**Aberdeen Road**  
**Limited Access Vacation**

Prepared by: CITY of HAMPTON  
Dept. of Public Works - Engineering Services

