



# COMMONWEALTH of VIRGINIA

## *Commonwealth Transportation Board*

Shannon Valentine  
Chairperson

1401 East Broad Street  
Richmond, Virginia 23219

(804) 786-2701  
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*Agenda item # 3*

### RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

January 15, 2020

#### MOTION

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

**Title: Locality Land Conveyance,**  
**Aberdeen Road (Formerly Newport News Connector) and Pine Avenue,**  
**City of Hampton**

**WHEREAS**, Section 33.2-907 of the *Code of Virginia* allows 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, which constitutes a section of public road, and upon such transfer, such section of road shall cease being a part of the State Highway System; and

**WHEREAS**, the City of Hampton has requested by resolution dated November 13, 2019 the conveyance of the real estate for a portion of Aberdeen Road (Formerly Newport News Connector) and Pine Avenue, which is in the City's street system and was acquired as a part of State Highway Project 0064-114-000, N-1 (Hampton Roads Project), and is depicted on the attached *Hampton Roads Project Newport News Connector Contract N-1* (Exhibit A); and

**WHEREAS**, the proposed conveyance has been reviewed and approved by the Director of Right of Way and Utilities.

**NOW, THEREFORE, BE IT RESOLVED**, that in accordance with the provisions of Sections 33.2-907 of the *Code of Virginia*, as amended, conveyance of the real estate requested and shown on Exhibit A is approved as set forth and upon conveyance, the roads shall no longer be a part of the State Highway System.

Resolution of the Board  
Proposed Locality Land Conveyance  
Aberdeen Road and Pine Avenue  
City of Hampton  
January 15, 2020  
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**BE IT FURTHER RESOLVED,** the Commissioner of Highways 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 and to take such other actions as necessary to implement such conveyance.

**CTB Decision Brief**  
**Locality Land Conveyance**  
**Aberdeen Road (Formerly Newport News Connector) and Pine Avenue**  
**State Highway Project 0064-114-000, N-1 (Hampton Roads Project)**  
**City of Hampton**

**Issue:** Section 33.2-907 of the *Code of Virginia* allows 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, which constitutes a section of public road, and upon such transfer, such section of road shall cease being a part of the State Highway System.

The City of Hampton has petitioned by Resolution dated November 13, 2019, for the transfer and conveyance to the City of the right of way for Aberdeen Road (Formerly Newport News Connector) and Pine Avenue acquired and constructed as a part of State Highway Project 0064-114-000, N-1 (Hampton Roads Project) and the requested conveyance requires approval by the CTB.

**Facts:** The City of Hampton is maintaining, as part of the City's urban street system, the portion of Aberdeen Road (Formerly Newport News Connector) and Pine Avenue that is set forth in the attached *Hampton Roads Project Newport News Connector Contract N-1* (Exhibit A) and is the subject of the requested transfer/conveyance.

This proposed conveyance has been reviewed and approved by the Director of Right of Way and Utilities.

**Recommendations:** VDOT recommends that the land be conveyed to the City of Hampton for public street purposes and continued inclusion and maintenance of this portion of Aberdeen Road (Formerly Newport News Connector) and Pine Avenue by the City as part of the City's urban street system.

**Action Required by CTB:** The *Code of Virginia* requires a majority vote of the Commonwealth Transportation Board (CTB) approving the conveyance and authorizing the Commissioner of Highways to execute the deed. The CTB will be presented with a resolution for a formal vote.

**Result, if Approved:** If said resolution is approved, the Commissioner of Highways will be authorized to execute a deed to convey the property.

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

**Public Comments/Reactions:** None





COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF HIGHWAYS

CONTRACT	SHEET	TOTAL SHEETS
N-1	1A	77

LIMITED ACCESS AS DESIGNATED BY HIGHWAY COMMISSION AT ITS MEETING ON MAY 16, 1956

CONTRACT N-1

From Victoria Blvd. in Newport News - Highway Approaches, Relocated Pine Ave., Interchange at Aberdeen Rd., Relocated Salters Creek, & Special Design Structures over Shell Rd. Rte. 351 & C. & O. R.R., Aberdeen Rd & West Queen St. - to Approx. 1000 ft. N.E. of West Queen St. in Hampton.

# HAMPTON ROADS PROJECT

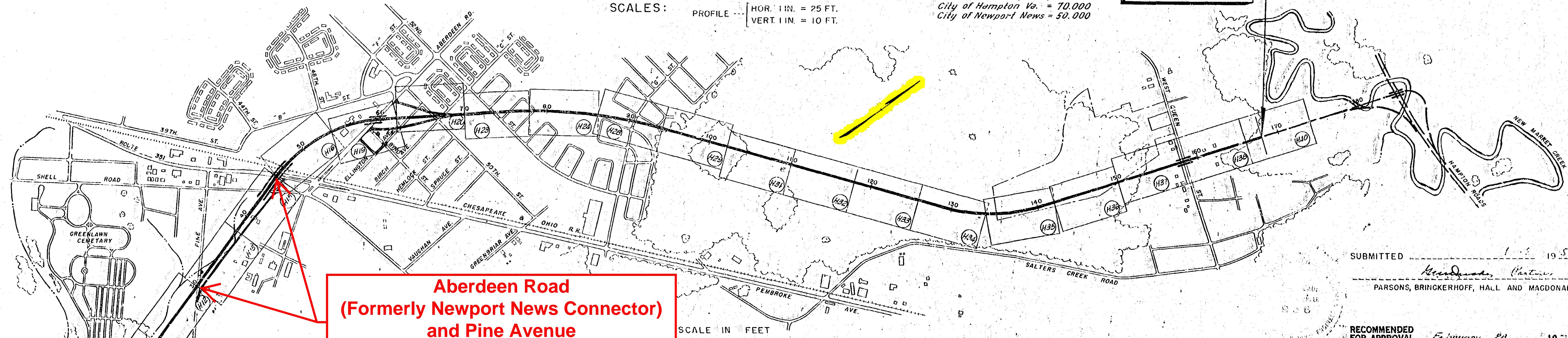
## NEWPORT NEWS CONNECTOR

### CONTRACT N-1

SCALES: PLAN 1 IN. = 25 FT.  
PROFILE HOR. 1 IN. = 25 FT.  
VERT. 1 IN. = 10 FT.

Population (1950)  
City of Hampton Va. = 70,000  
City of Newport News = 50,000

END CONTRACT N-1  
STA. 168+00



**Aberdeen Road  
(Formerly Newport News Connector)  
and Pine Avenue  
Approximate Right of Way  
Conveyance Limits**

NOTES  
OF AND ADDITIONAL SPECIFICATIONS AND PROVISIONS AND SPECIAL OR STD. DESIGNS AS PROVIDED IN THE BIDDING PROPOSAL & CONTRACT.  
DESIGN OF SPECIAL DESIGN STRUCTURES HAS BEEN BASED ON DIV. 3 OF THE 6TH EDITION OF THE STD. SPECIFICATIONS FOR HWY. BRIDGES ADOPTED BY A.A.S.H.O. DATED 1953 & THE VIRGINIA DEPT. OF HWYS. ROAD & BRIDGE SPEC'S. DATED APRIL 1, 1954.  
ALL COORDINATES SHOWN IN PLANS ARE BASED ON THE VIRGINIA STATE PLANE COORDINATE SYSTEM.

SUBMITTED 1957  
*W. B. Parsons*  
PARSONS, BRINCKERHOFF, HALL AND MACDONALD

RECOMMENDED FOR APPROVAL February 28, 1957  
*M. R. ...*  
ASSISTANT CHIEF ENGINEER  
DEPARTMENT OF HIGHWAYS

APPROVED July 29, 1957  
*J. L. Davis*  
DEPUTY COMMISSIONER & CHIEF ENGINEER  
DEPARTMENT OF HIGHWAYS

BEGIN CONTRACT N-1  
STA. 9+02

CONVENTIONAL SIGNS

- STATE LINE
- COUNTY LINE
- CITY, TOWN OR VILLAGE
- RIGHT OF WAY LINE
- FENCE LINE
- UNFENCED PROPERTY LINE
- FENCED PROPERTY LINE
- TRAVELED WAY
- GUARD RAIL
- RETAINING WALL
- RAILROADS
- BASE OR SURVEY LINE

- LEVEE OR EMBANKMENT
- BRIDGES
- CULVERTS
- DROP INLET
- TROLLEY POLES
- POWER POLES
- TELEPHONE OR TELEGRAPH POLES
- MARSH
- HEDGE
- WOODS
- GROUND ELEVATION
- GRADE ELEVATION
- POLES WITHIN CONSTRUCTION LIMITS

LENGTH BASED ON  $\phi$  ROADWAY & BRIDGES

TOTAL ROADWAY LENGTH	15,061.61	Lin. Ft. = 2.853	Miles
TOTAL BRIDGE LENGTH	844.44	Lin. Ft. = 0.160	Miles
TOTAL LENGTH OF PROJECT	15,906.05	Lin. Ft. = 3.013	Miles

A 7503  
DRAWING 354  
A 7502

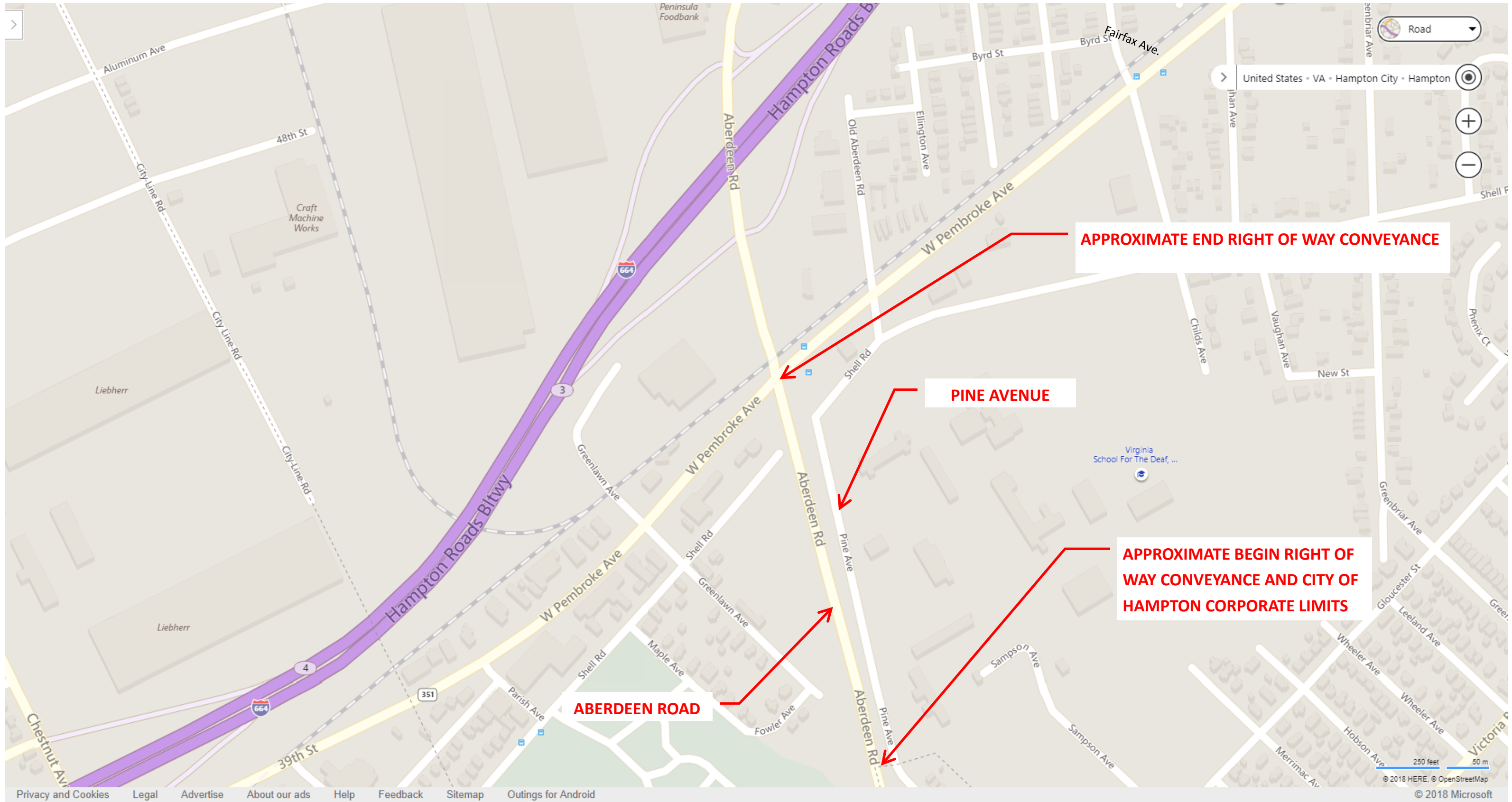
A 7 5 0 3 0 0 1

DESIGNED BY  
REVISED BY

RES. ENGR. ADVANCE PLANS  
CONST. ENGR. COMPLETED PLANS



**ABERDEEN ROAD AND PINE AVENUE LOCATION MAP**  
**Hampton Roads Project, Newport News Connector, Contract N-1**  
**City of Hampton**





# City of Hampton

22 Lincoln Street  
Hampton, VA 23669  
www.hampton.gov

## Official Record

Resolution: 19-0327

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File Number: 19-0327

**Resolution Authorizing a Petition to the Commonwealth Transportation Board to Transfer Certain Real Property Acquired for the Construction of a Portion of Aberdeen Road and Pine Avenue to the City of Hampton Pursuant to Virginia Code §§ 33.2-1001 and 33.2-907**

**WHEREAS**, in the normal course of right-of-way acquisition for road construction administered by the Virginia Department of Transportation ("VDOT"), the Commonwealth of Virginia (the "Commonwealth") transfers real property of right-of-way projects to the localities upon completion of the projects;

**WHEREAS**, the Commonwealth acquired parcels of real estate for the construction, reconstruction, alteration, maintenance, or repair of a portion of Aberdeen Road (aka Newport News Connector) and Pine Avenue between W. Pembroke Avenue and the Newport News city line as shown on VDOT plans entitled "Hampton Roads Project Newport News Connector, Contract N-1" (the "Project") located in the City of Hampton, Virginia (the "City");

**WHEREAS**, particulars of the Project include:

Commonwealth Project No.: 0064-114-000, N-1  
Years Acquired: 1957-1958  
Number of Parcels Acquired: 5  
Net Length: 1500 feet, more or less;

**WHEREAS**, all aspects of the construction, reconstruction, alteration, maintenance, and/or repair of the Project are complete, and title to the real property encompassed by the Project remains vested in the Commonwealth;

**WHEREAS**, the Project constitutes a section of public roadway and related residual areas acquired, and the City maintains the right of way included in the Project;

**WHEREAS**, in or around 2012, staff became aware that title to a number of right-of-way parcels acquired for projects administered by VDOT were not transferred to the City in the normal course, including the Project; and

**WHEREAS**, the City Council, believing it is in the best interest of the City for title to the right of way acquired in connection with the Project be transferred to the City, petitions the Commonwealth to transfer the real property of the Project to the City pursuant to § 33.2-907 of the Code of Virginia, 1950, as amended.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HAMPTON, VIRGINIA:**

1. That the City Council of Hampton hereby petitions the Commonwealth Transportation Board, pursuant to §§ 33.2-1001 and 33.2-907 of the Code of Virginia, 1950, as amended, to transfer all real estate, property, and interests comprising the right-of-way acquired incidental to the construction, reconstruction, alteration, maintenance, or repair of the Project, to the City of Hampton, and to take such other action as necessary to complete the conveyance of title for the real property of the right of way to the City of Hampton, and upon transfer, such real property shall cease being a part of the State Highway System.

2. That the City Manager, or her authorized designee, is hereby authorized to execute any and all documents to complete the conveyance of title to the right of way of the Project from the Commonwealth to the City, so long as the documents contain such terms, conditions, and modification as may be acceptable to the City Manager and in a form deemed satisfactory the City Attorney.

approved by the Hampton City Council on 11/13/2019.

**Aye:** 6 Councilmember Weston Brown, Councilmember Brown, Councilmember Curtis, Vice Mayor Gray, Councilmember Hobbs and Councilmember Snead

**Signed by:** Donnie R. Tuck  
Donnie R. Tuck

**Date** NOV 13 2019

**Attested by:** Katherine K. Glass  
Katherine K. Glass

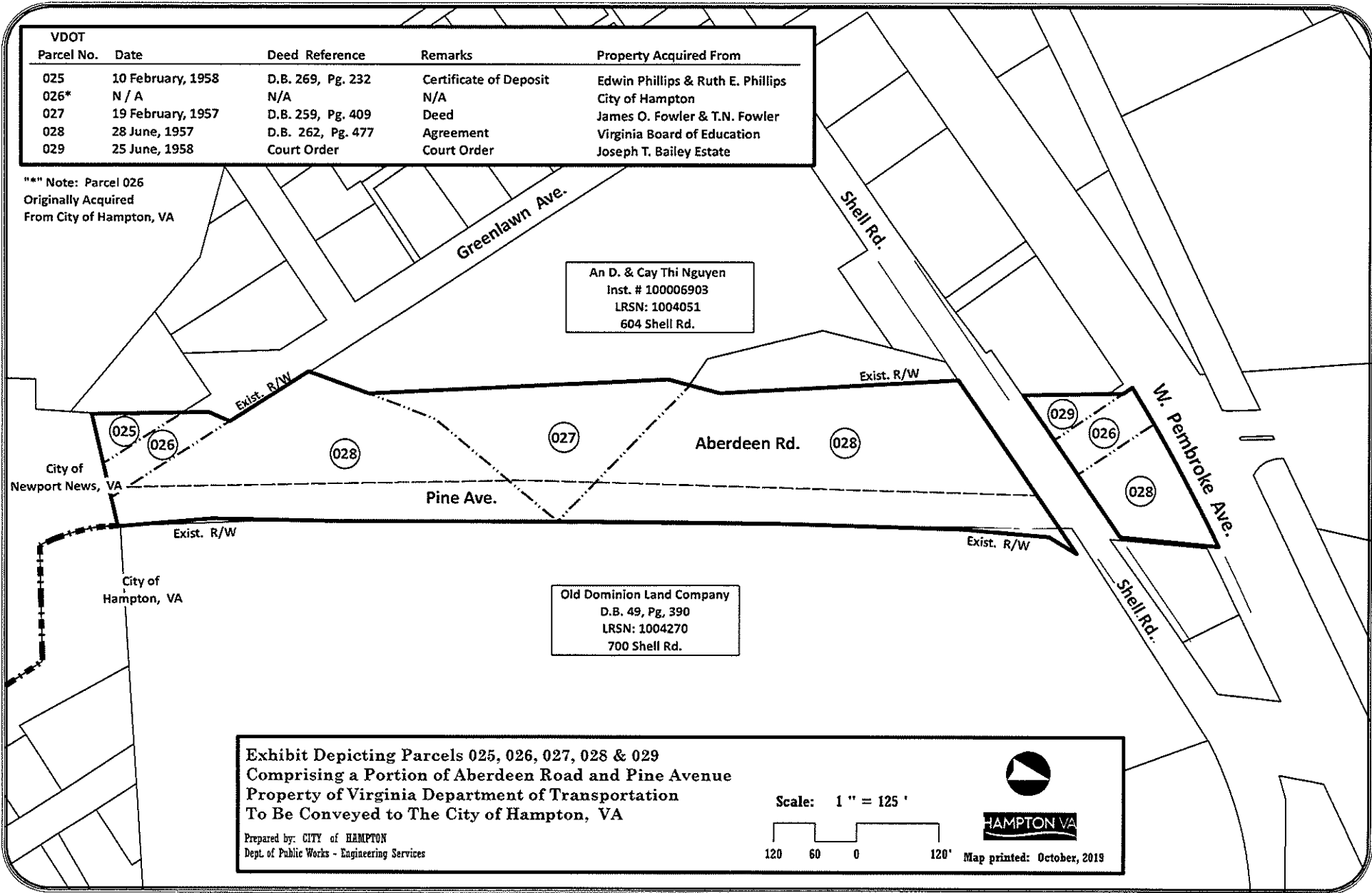
**Date** NOV 13 2019

VDOT				
Parcel No.	Date	Deed Reference	Remarks	Property Acquired From
025	10 February, 1958	D.B. 269, Pg. 232	Certificate of Deposit	Edwin Phillips & Ruth E. Phillips
026*	N / A	N/A	N/A	City of Hampton
027	19 February, 1957	D.B. 259, Pg. 409	Deed	James O. Fowler & T.N. Fowler
028	28 June, 1957	D.B. 262, Pg. 477	Agreement	Virginia Board of Education
029	25 June, 1958	Court Order	Court Order	Joseph T. Bailey Estate

\*\*\* Note: Parcel 026  
Originally Acquired  
From City of Hampton, VA

An D. & Cay Thi Nguyen  
Inst. # 100006903  
LRSN: 1004051  
604 Shell Rd.

Old Dominion Land Company  
D.B. 49, Pg. 390  
LRSN: 1004270  
700 Shell Rd.




**Exhibit Depicting Parcels 025, 026, 027, 028 & 029  
Comprising a Portion of Aberdeen Road and Pine Avenue  
Property of Virginia Department of Transportation  
To Be Conveyed to The City of Hampton, VA**

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

Scale: 1" = 125'

120 60 0 120'

 HAMPTON VA

Map printed: October, 2019