



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Shannon Valentine
Chairperson

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Agenda item # 1

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

March 17, 2020

MOTION

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

Title: Recreational Access to Pittsylvania Wayside Park
Project RECR-071-828, Pittsylvania 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 Pittsylvania County Board of Supervisors has, by appropriate resolution, requested Recreational Access funds to provide roadway access to adequately serve a publicly-operated recreational area located therein off of Main Street (U.S. Highway 29-Business), and said roadway 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

WHEREAS, it is anticipated that the Director of DCR will designate Pittsylvania Wayside Park as a public recreational area and recommend the construction of the aforementioned access; and

NOW, THEREFORE, BE IT RESOLVED, that from the Recreational Access Fund \$250,000 (unmatched) be allocated for roadway construction to provide adequate access to Pittsylvania Wayside Park from Main Street just west of the Town of Hurt, Project RECR-071-828, contingent upon:

1. The Director of DCR designating Wayside Park as a public recreational area and recommending the use of the Recreational Access Fund for the construction of the access roadway improvement; 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 Pittsylvania (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 allocation amount for the roadway access project from sources other than those administered by VDOT.

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CTB Decision Brief

Recreational Access – Pittsylvania County Pittsylvania Wayside Park

Issue: Pursuant to § 33.2-1510 of the *Code of Virginia*, the Pittsylvania County Board of Supervisors has requested funds from the Recreational Access Program to provide adequate roadway access to existing facilities within the Pittsylvania Wayside Park.

Facts: Section 33.2-1510 of the *Code of Virginia* provides that the Commonwealth Transportation Board (CTB) shall expend funds set aside for the construction of access roads and bikeways to public recreational areas and historical sites. 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 locality 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.

Pittsylvania County owns and operates Pittsylvania Wayside Park and plans to renovate the existing facilities within the 53.4 acres of recreational area located just east of the Town of Hurt off of Main Street (U. S. Highway 29-Business). Existing facilities include a swinging bridge over Sycamore Creek, wood pavilion, and stone picnic grills. New facilities and improvements planned include upgrades to existing trails and construction of new trails, a playground, two pickleball courts, restrooms, picnic shelters and additional picnic tables and grills, and a new pavilion. The improvements to the recreational facility are underway and are expected to increase the volume of visitors. VDOT will administer the design and construction of the proposed road access 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 Pittsylvania Wayside Park as a public recreational area and will recommend utilization of Recreational Access funds to provide adequate access to the park.

Recommendations: The roadway access project recommended by staff as adequate to serve existing and proposed facilities within Hurt Wayside Park involves construction of an 20-foot wide asphalt roadway, with appropriate shoulders and ditches, from Main Street (U. S. Highway 29-Business), including guardrail installation at this proposed entrance radius, and continuing north approximately 0.17 mile to the existing parking area. Lynchburg 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 (unmatched) for the construction of roadway 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 the County of Pittsylvania will proceed with the recreational access roadway project.

Options: Approve, Deny, or Defer.

Public Comments/Reaction: None

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
RESOLUTION # 2020-01-03**

**FUNDING FOR THE PITTSYLVANIA WAYSIDE PARK RECREATIONAL ACCESS
ROAD**

WHEREAS, At a regularly scheduled meeting of the Pittsylvania County Board of Supervisors (the "Board") held on January 27, 2020, on a motion by Mr. Davis, seconded by Mr. Ingram, the following Resolution was adopted by a vote of 7 to 0:

WHEREAS, the Pittsylvania Wayside Park is owned by Pittsylvania County, Virginia (the "County"), and is to be developed by the County as a recreational facility serving County residents, adjoining localities, and the Commonwealth of Virginia; 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 Main Street/ Business Route 29; and

WHEREAS, the procedure governing the allocation of recreational access funds as set forth in § 33.2-1510, Code of Virginia, 1950, as amended, requires action by the Director of the Department of Conservation and Recreation ("DCR") and the Commonwealth Transportation Board ("CTB"); and

WHEREAS, a statement of policy agreed upon between the DCR Director and the CTB 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 County Zoning Ordinance pursuant to Article 7 (§ 15.2-2280 *et seq.*), Chapter 22, Title 15.2, Code of Virginia, 1950, as amended; and

WHEREAS, it appears to the Board that all requirements of the law have been met to permit the DCR Director to designate Pittsylvania Wayside Park as a public recreational facility and further permit the CTB to provide funds for appropriate access to this public recreational area in accordance with § 33.2-1510, Code of Virginia, 1950, as amended; and

WHEREAS, the Board agrees, in keeping with the intent of § 33.2-406, Code of Virginia, 1950, as amended, 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 acknowledges that no land disturbance activities may occur within the limits of the proposed access project without the consent of the Virginia Department of Transportation ("VDOT") as a condition of the use of the Recreational Access Fund; and

WHEREAS, the County 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 VDOT; and

WHEREAS, the County hereby acknowledges that VDOT's Recreational Access Program may provide up to a maximum of \$250,000 unmatched funds and up to an additional \$100,000 in matching funds for an access road project (if necessary); and

WHEREAS, the County 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; and

NOW, THEREFORE BE IT RESOLVED, that the Board hereby requests the DCR Director to designate Pittsylvania Wayside Park as a public recreational area and to recommend to the CTB that recreational access funds be allocated for an adequate access road to serve said park area; and

BE IT FURTHER RESOLVED, that the CTB is hereby requested to allocate the necessary recreational access funds to provide a suitable access road as hereinbefore described; and

BE IT FURTHER RESOLVED, that the County Administrator, and his designee, are authorized to act on behalf of the County to execute any and all documents necessary to secure the maximum amount of funding eligible under the Recreational Access Program.

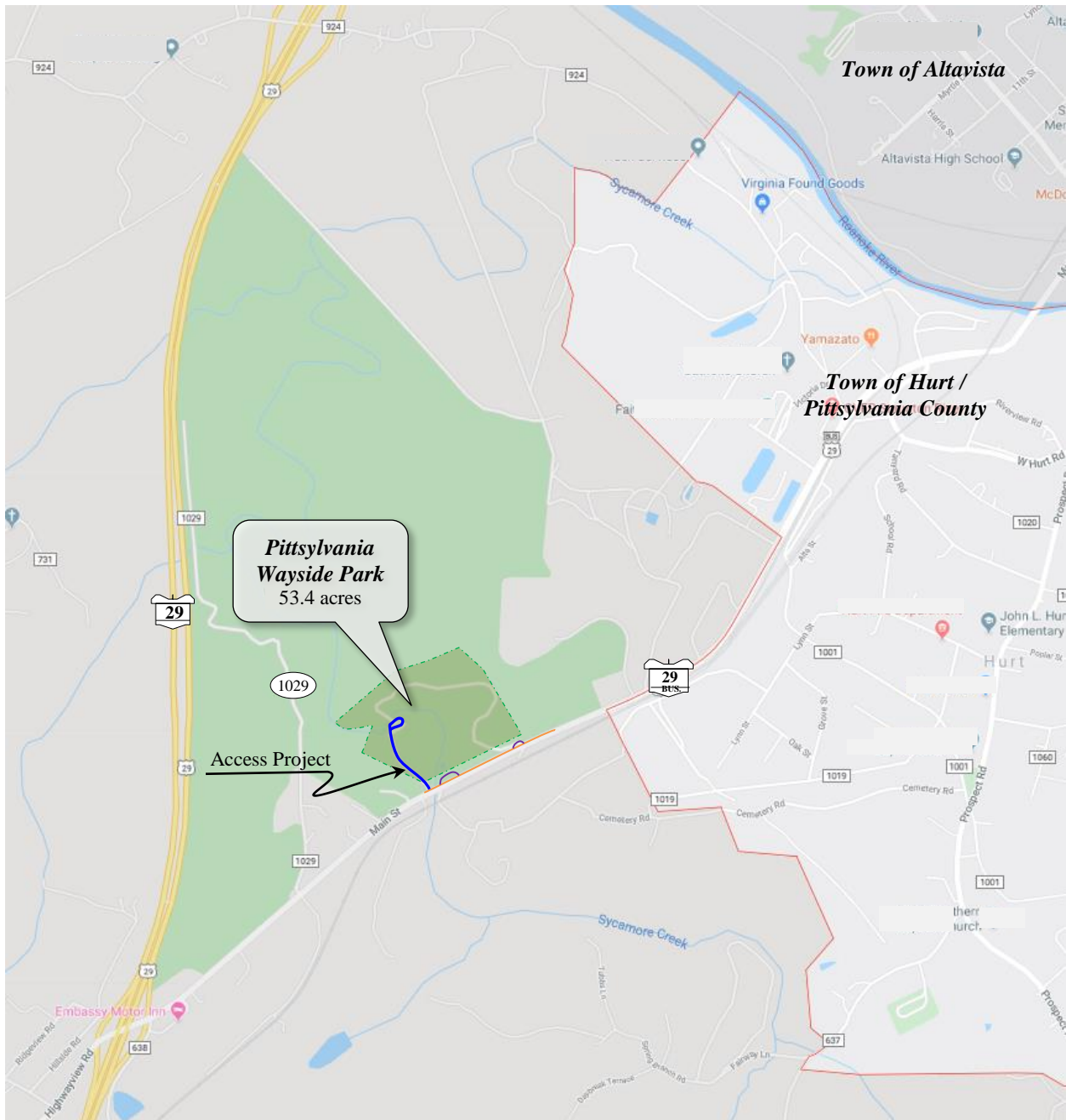
BE IT FURTHER RESOLVED THAT, the County will request the new roadway(s) to be called Wayside Park Road so constructed to be added to receive maintenance payments in accordance with the provisions of § 33.2-366, Code of Virginia, 1950, as amended, and such request for street additions for assistance payments will be submitted, together with a copy of this Resolution and such maps and other documents as may be necessary in the manner prescribed by DCR.



A handwritten signature in black ink, appearing to read "Robert W. Warren".

Robert W. Warren, Chairman
Pittsylvania County Board of Supervisors

A handwritten signature in black ink, appearing to read "David M. Skidmore".
David M. Skidmore, Clerk
Pittsylvania County Board of Supervisors



PROPOSED RECREATIONAL ACCESS PROJECT
Pittsylvania Wayside Park
Project RECR-071-828
Pittsylvania County

Recreational Facility

Existing 53.4-acre recreation area includes a swinging bridge over Sycamore Creek, wood pavilion, stone picnic grills and parking area. Planned facilities include upgrades to existing trails and construction of new trails, a playground, two pickleball courts, restrooms, picnic shelters and additional picnic tables and grills, and a new pavilion.

Anticipated traffic: 400 vpd (2 bus)

Access Facility

Length: 0.17 mile

Roadway width: 20 feet

R/W width: 50 feet & variable

Estimated Cost: \$250,000

Proposed Allocation: \$250,000