



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

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Agenda #10

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

MOTION

**MADE BY: Mr. Martin SECONDED BY: Mr. Bowie
ACTION: Motion Carried, Unanimously**

Request for VDOT To Consider An Alternative Alignment For Proposed Interstate 73 In the Martinsville/Henry County Area

WHEREAS, in November, 2007, the Henry County Board of Supervisors approved a resolution asking the Commonwealth Transportation Board and the Virginia Department of Transportation to reconsider its designated route for Interstate 73 through Henry County; and

WHEREAS, the Henry County Board of Supervisors has taken certain actions with respect to the County's economic development plans, including the purchase of a significant additional acreage for the Patriot Centre and the endorsement of a connector road from the Patriot Centre to Route 58; and

WHEREAS, the Board of Supervisors' resolution more specifically requested that any alignment incorporate the proposed Patriot Centre connector road and better access from the Martinsville Speedway and the Martinsville Industrial Park as part of any re-evaluation to consider an alternative alignment; and

WHEREAS, the request to re-evaluate appears to be based on the Board of Supervisors desire to better serve a number of existing and future businesses in Henry County and to make more effective use of a portion of the current Route 58 bypass; and

WHEREAS, there is pending before the United States District Court for the Western District of Virginia a lawsuit styled *Virginians for Appropriate Roads, et al. vs. J. Richard Capka, et al*, which challenges the federal record of decision issued for the proposed Interstate 73; and

Resolution of the Board
Alignment for Proposed Interstate 73
June 19, 2008
Page Two of Two

WHEREAS, while the Commonwealth Transportation Board desires to accommodate the request from the Henry County Board of Supervisors, the Commonwealth Transportation Board does not want to take any action which could prejudice this litigation, the federal funding, and the advancement of the project; and

WHEREAS, the Commonwealth Transportation Board desires that VDOT, work with the Federal Highway Administration and determine an appropriate time when the request from the Board of Supervisors may be considered by VDOT and the Federal Highway Administration.

NOW, THEREFORE BE IT RESOLVED, by the Commonwealth Transportation Board that the Department of Transportation, work with the Federal Highway Administration without prejudicing or otherwise affecting the litigation, the federal funding, and the advancement of the project, to consider the request made by the Henry County Board of Supervisors and report the results of any study to the Commonwealth Transportation Board, including any recommendation whether an alternative alignment should be considered.

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