



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

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Agenda item # 1

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

March 19, 2009

MOTION

Made By: Mr. Martin Seconded By: Mr. Bowie Action: Motion Carried, Unanimously

Title: Statewide Abandonments, Discontinuances and Transfers in the Primary and the Secondary System of State Highways

WHEREAS, the projects listed below, by construction district, relocated segments of existing primary and secondary system roadways to new alignments, causing the segments identified to be

- (a) no longer necessary as public roads, since a new road serves the same citizens as the old,
- (b) no longer provide a public convenience that warrants maintenance at public expense, or
- (c) transferred to the secondary system of state highway as those segments no longer meet criteria to be part of the primary system of state highways; and

WHEREAS, §33.1-148, *Code of Virginia* 1950, as amended, authorizes the Commonwealth Transportation Board to order abandoned as a public roads elements of the State Highway System that have been replaced by a new road that serves the same citizens as the old road, rendering the existing road no longer necessary for public transportation purposes; and

WHEREAS, the abandonment of a road relieves the land of the public servitude and extinguishes the road as a public way, eliminating the need for further VDOT maintenance and enabling the conveyance of surplus rights of way by the Board or the local government, according to the ownership of the underlying fee title; and

WHEREAS, secondary roadways that no longer provide sufficient public convenience to warrant maintenance at public expense may be discontinued by the Board, pursuant to §33.1-150, *Code of Virginia*, 1950, as amended, causing such roads to remain public roads under the jurisdiction of the local road officials; and

WHEREAS, when construction of a new road relocates an existing road that is to remain in service but the old road no longer meets criteria warranting its continued operation as part of the Primary System, the old road may be transferred to the VDOT maintained secondary system of state highways, pursuant to §33.1-35, *Code of Virginia* 1950, as amended;

NOW, THEREFORE, BE IT RESOLVED, that the roadway segments identified below are hereby ordered abandoned as part of the Primary System of State Highways, effective this date, pursuant to §33.1-148 of the *Code of Virginia*, 1950, as amended.

Primary System of State Highways

Bristol District

Tazewell County

Project: 6019-092-F08, C-504

- Route 19: From 0.14 Mi. West of Route 739
To 0.32 Mi. West of Rte. 739 0.17 Mi.

Salem District

Carroll County

Project: 0094-017-103, C-501

- Route 94 – Link C – D 0.08 Mi.
- Route 94 - Link A – B 0.02 Mi.
- Route 94 – Link B – C 0.04 Mi.

Total Mileage Abandoned from the Primary System: 0.31 Mi.

BE IT FURTHER RESOLVED, that the roadway segments identified below are hereby ordered transferred from the Primary System of State Highways to the secondary system of state highways, and renumbered; pursuant to §33.1-35, *Code of Virginia*, 1950, as amended.

**Inter-System Transfers - Primary System to the secondary system of state highways,
Salem District**

Botetourt County

Project: 0870-011-240, C-501, B-663

- Route 43Y – From Rte. 220 to Rte. 43 0.08 Mi.
(Renumbered as Route 870)

Total Mileage Transferred to the secondary system of state highways: 0.08 Mi.

BE IT FURTHER RESOLVED, that the roadway segments identified below are hereby ordered discontinued as part of the secondary system of state highways, pursuant to §33.1-150, *Code of Virginia*, 1950, as amended.

Secondary System of State Highways

Bristol District

Scott County

Project: 0072-084-104, C-502

- Route 619 – From 0.18 Mi. West of Rte. 72
To 0.05 Mi. West of Rte 72 0.13 Mi.

Total Mileage Discontinued from the Secondary System: 0.13 Mi.

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