



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

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Agenda item #8-D

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

July 16, 2009

MOTION

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

Title: Land Conveyance, Route 633, Roanoke County

WHEREAS, in connection with Route 633, the Commonwealth acquired certain land from Mountain State Bank, et al., by Deed dated December 14, 1990, recorded in Deed Book 1335, Page 1106, in the Office of the Clerk of the Circuit Court of Roanoke County; and

WHEREAS, a section of old Route 633 is no longer necessary as a public road since the new location of Route 633 serves the same citizens as the old location; and

WHEREAS, in accordance with Section 33.1-155 of the *Code of Virginia* (1950), as amended, a section of old Route 633 was abandoned by the Board of Supervisors of Roanoke County by resolution dated January 23, 2007; and

WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the land containing 0.164 acre, more or less, and lying between the existing right of way lines of old Route 633, as shown on the plans for State Highway Project 0633-080-237, C-501, from approximate Station 28+80 (Old Route 633 centerline) to approximate Station 31+98 (Old Route 633 centerline) does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the Secondary System of State Highways; and

WHEREAS, this conveyance is to be made in accordance and compliance with the provisions and notice requirements of Sections 33.1-154 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended; and

WHEREAS, the adjacent landowner has requested that the surplus land be conveyed.

Resolution of the Board
Conveyance – Route 633
County of Roanoke
July 16, 2009
Page Two

NOW, THEREFORE, BE IT RESOLVED, in accordance and compliance with the provisions and notice requirements of Sections 33.1-154 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended, the conveyance of the said land, so certified, is approved and the Commonwealth Transportation Commissioner is hereby authorized to execute, in the name of the Commonwealth, a deed conveying the land for a consideration satisfactory to the State Director, Right of Way Division, subject to such restrictions as may be deemed appropriate.

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