



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

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Agenda Item # 12

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

September 21, 2011

MOTION

**Made By: Dr. Davis Seconded By: Mr. Martin
Action: Motion Carried, Unanimously**

Title: Rail Industrial Access – Cycle Systems, Inc..

Location: City of Staunton

WHEREAS, Section 33.1-221.1:1 of the *Code of Virginia* declares it to be in the public interest that access railroad tracks and facilities be constructed to certain industrial or commercial sites; and

WHEREAS, the City of Staunton City Council has, by resolution dated April 14, 2011, shown support for the application of \$175,000 in Industrial Access Railroad Track funds for assistance in construction of track to serve the Cycle Systems, Inc. facility rail spur improvements; and

WHEREAS, the Virginia Economic Development Partnership has, by letter dated May 19, 2011, shown support for the project and the application for rail access funds; and

WHEREAS, the Cycle Systems, Inc. new facility is located in Staunton, Virginia; and

WHEREAS, this request falls within the intent of Section 33.1-221.1:1 and is in accordance with the provisions of the Commonwealth Transportation Board's policy on the use of Industrial Access Railroad Track funds; and

WHEREAS, in accordance with the funding formula established by said policy, funding may be allocated to this project; and

WHEREAS, pursuant to the 2011 Acts of Assembly, funding is provided by the General Assembly for Industrial, Airport, and Rail Access projects; and

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WHEREAS, the Board believes that this project is for the common good of a region of the Commonwealth and serves a public purpose; and

NOW THEREFORE, BE IT RESOLVED, that the Board hereby approves that \$175,000 of the Industrial, Airport, and Rail Access Fund unmatched, be provided to construct 725 feet of track and two in plant switches to serve Cycle System Inc.'s facility located in Staunton, Virginia contingent upon:

1. All necessary right of way and utility adjustments being provided at no cost to the Commonwealth.
2. All costs above \$175,000, which is allocated herein as an industrial rail access grant, being borne by Cycle Systems, Inc. or sources other than those administered by the Virginia Department of Rail and Public Transportation.
3. Execution of an agreement acceptable to the Virginia Department of Rail and Public Transportation.

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