



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

1401 East Broad Street
Richmond, Virginia 23219

(804) 786-2701
Fax: (804) 786-2940

Agenda item 1

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

December 5, 2012

MOTION

Made By: Mr. Cole Seconded By: Mr. Miller

Action: Motion Carried, Unanimously

**Title: Limited Access Control Changes (LACC)
Route 144 (Temple Avenue), City of Colonial Heights**

WHEREAS, Route 144 Temple Avenue, State Highway Project 0144-106-101, RW-201, C-501, in the City of Colonial Heights was designated as a Limited Access Highway by the State Highway and Transportation Commission, predecessor to the Commonwealth Transportation Board, on June 22, 1979; and,

WHEREAS, in connection with the said Route 144 project, the Commonwealth acquired certain limited access control easements from Louise C. Cole, et al, by Instrument dated November 18, 1982, recorded in Deed Book 81, Page 366, concluded by Final Order dated May 1, 1984, recorded in Deed Book 86, Page 543, both recorded in the Office of the Clerk of the Circuit Court of the City of Colonial Heights; and,

WHEREAS, the Colonial Heights City Council, by resolution approved May 18, 2010, authorized the City Manager to request CTB approval of the proposed break in limited access control; and,

Resolution of the Board
Limited Access Control Changes
Route 144
City of Colonial Heights
December 5, 2012
Page Two

WHEREAS, The City of Colonial Heights, City Manager, by letter dated March 22, 2012, has requested a limited access control break on the Route 144 (Temple Avenue) to install a right in and right out commercial driveway entrance for access to and from the property located in the Southpark Shopping Center onto Temple Avenue into the limited access right of way of State Route 144 approximately 625 feet east of Southpark Boulevard and 1,175 feet west of Charles Dimmock Parkway and being a break of approximately 100 feet, along the south proposed right of way and limited access line (7-28-82) of Route 144, as shown on the plans for State Highway Project 0114-106-101, RW-201, C-501, from a point approximately 68 feet (right) opposite approximate Station 80+50 (Route 144 [Temple Avenue] EBL construction centerline) to a point approximately 68 feet (right) opposite approximate Station 81+50 (Route 144 [Temple Avenue] EBL construction centerline) for a connection to said eastbound lane (EBL), with right in and right out only turning movements, no median break, and the construction of an approximately 200 feet eastbound right turn lane on Temple Avenue and a 200 feet taper; and,

WHEREAS, the Richmond District has determined that as there will be no impact to the operation of Route 144, and the said Limited Access Control Change (LACC) is appropriate from a safety and traffic control standpoint. This is based upon the Global Traffic Analysis prepared by Ramey Kemp & Associates of Richmond, Inc., dated December 16, 2011; and,

WHEREAS, VDOT has determined the location of the proposed LACC is within an air quality maintenance or non-attainment area, however, the proposed project does not qualify as being regionally significant, and there will be no adverse environmental impacts; and,

WHEREAS, a public notice was posted in the *Richmond Times Dispatch* newspaper, on July 15, 2012 and July 24, 2012, and closed on July 31, 2012, with no comment received; and,

WHEREAS, VDOT has determined no compensation shall be due in consideration of the proposed LACC as no value will be added to the adjoining land due to the LACC, however, compensation in an amount satisfactory to the State Director Right of Way and Utilities Division shall be required as an administrative fee for the review and preparation of the LACC documents; and,

WHEREAS, all right of way, engineering, construction, and necessary safety improvements shall meet all VDOT standards and requirements; and,

WHEREAS, all costs of any engineering and construction or necessary safety improvements, will be borne by the City; and,

Resolution of the Board
Limited Access Control Changes
Route 144
City of Colonial Heights
December 5, 2012
Page Three

WHEREAS, the Land Use Permit application and liability forms are to be completed and submitted to the Richmond District prior to any activity within the Route 144 right of way; and,

WHEREAS, the proposed LACC is in compliance with Title 24, Section 30, Chapter 401 of the Virginia Administrative Code; and,

WHEREAS, upon completion of the proposed changes by the City and acceptance by VDOT, all work and improvements within the Route 144 (Temple Avenue) right of way and limited access lines as shown on the said plans will remain the property of the City or as currently titled.

NOW, THEREFORE, BE IT RESOLVED, in accordance and compliance with the provisions and notice requirements of Section 33.1-58 of the *Code of Virginia* (1950), as amended, the CTB hereby finds and concurs with the determinations made by VDOT, and approves the said LACC for public street purposes as set forth and subject to the above conditions. The Commissioner of Highways is hereby authorized to execute, in the name of the Commonwealth, any and all documents needed to comply with this resolution subject to such restrictions as may be deemed appropriate.

###