



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

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Agenda Item #7

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

December 5, 2012

MOTION

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

Title: Rail Industrial Access – BleachTech LLC

Location: Petersburg, VA

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 commercial sites; and

WHEREAS, Petersburg City Council has, by resolution dated September 18, 2012, shown support for the application of up to \$40,000 in Industrial Access Railroad Track funds for assistance in construction of track to extend the BleachTech, LLC rail spur at the facility in Petersburg and served by CSX Transportation, Inc. (CSXT); and

WHEREAS, CSXT has, by letter dated September 17, 2012, shown support for the project and the application for rail access funds; and

WHEREAS, BleachTech LLC's proposed expansion is located in Petersburg, 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;

NOW THEREFORE, BE IT RESOLVED, that the Board hereby approves that \$40,000 of the Industrial, Airport, and Rail Access Fund with no requirement for local match, be provided to construct 100 feet of track to expand the BleachTech LLC rail facility in Petersburg, Virginia contingent upon the following:

1. All necessary right of way and utility adjustments being provided at no cost to the Commonwealth.
2. All costs above \$40,000 which is allocated herein as an industrial rail access grant, being borne by BleachTech LLC 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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