



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Aubrey L. Layne, Jr.
Chairman

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Agenda Item # 7

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

January 15, 2014

MOTION

**Made By: Mr. Miller Seconded By: Mr. Ellis
Action: Motion Carried, Unanimously**

Title: Rail Industrial Access – Bayshore Concrete Products

Location: Cape Charles, Virginia

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, the Accomack-Northampton Transportation District Commission has, by resolution dated November 7, 2013, shown support for the application of up to \$412,382 in Industrial Access Railroad Track funds for assistance in expanding Bayshore Concrete Products Corporation's track facilities to allow for large-scale projects and enable more competitive bidding on projects across the Eastern Seaboard; and

WHEREAS, Bay Coast Railroad, by letter dated November 7, 2013, supports the project and has agreed to serve the facility in its expanded capacity; and

WHEREAS, Bayshore Concrete Products Corporation's proposed track and new facilities are located in Cape Charles, Virginia along the Bay Coast Railroad; 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 2013 Acts of Assembly, funding is provided by the General Assembly for Industrial, Airport, and Rail Access projects; and

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 \$412,382 of the Industrial, Airport, and Rail Access Fund with a \$112,382 requirement for local match, be provided to construct approximately 1,640 feet of track with six turnouts and rehabilitate 1,125 feet of track with upgrades to two road crossings 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 the \$412,382 allocated herein as an industrial rail access grant, being borne by the Bayshore Concrete Products Corporation 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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