



# COMMONWEALTH of VIRGINIA

## *Commonwealth Transportation Board*

Shannon Valentine  
Chairperson  
2940

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Richmond, Virginia 23219

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*Agenda item # 2*

### **RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD**

**January 15, 2020**

#### **MOTION**

**Made By: Mr. Stinson, Seconded By: Mr. Rucker**

**Action: Motion Carried, Unanimously**

#### **Title: Abandonment – Primary System of State Highways**

**WHEREAS**, upon reconstruction of Route 58 in Washington County in the 1960's, the State Highway Commission, predecessor to the Commonwealth Transportation Board, relocated a segment of an existing primary system roadway to a new alignment, causing the segment identified to no longer provide a public convenience that warrants maintenance at public expense; and

**WHEREAS**, the State Highway Commission passed a resolution on July 8, 1963, discontinuing a portion of old Route 58, including the identified segment; and

**WHEREAS**, the Washington County Board of Supervisors wishes to have this previously discontinued segment of old Route 58 abandoned; and

**WHEREAS**, the Washington County Board of Supervisors has approved a resolution, attached hereto as Exhibit A, requesting the abandonment of a certain 0.28 mile segment of old Route 58, as seen in the map attached hereto as Exhibit B, which is the same segment discontinued in 1963; and

**WHEREAS**, the Virginia Department of Transportation (VDOT) posted notice of the intent to abandon such segment, attached hereto as Exhibit C, and such posting was done in accordance with § 33.2-902, and VDOT received no requests for public hearing on the matter; and

**WHEREAS**, the primary roadway that is no longer providing sufficient public convenience to warrant maintenance at public expense may be abandoned by the Board, pursuant to § 33.2-902, *Code of Virginia* 1950, as amended

**Primary System of State Highways**

**NOW THEREFORE, BE IT RESOLVED**, that the roadway segment identified below, by Construction District, is hereby ordered abandoned as part of primary system of state highways, pursuant to § 33.2-902, *Code of Virginia*, 1950, as amended.

**Abandonment**

**Bristol District**

Washington County

Project: 0058-095-101, C501

- Route 58 – Segment A – B 0.28 Mi.

**Total Mileage Abandoned from the Primary System: 0.28 Mi.**

####

## CTB Decision Brief

### Abandonment of a Previously Discontinued Portion of old Route 58 Located in Washington County

**Issue:** The Washington County Board of Supervisors has requested the Virginia Department of Transportation (VDOT) abandon a 0.28 mile segment of a previously discontinued portion of old Route 58 in Washington County.

**Facts:** The State Highway Commission, predecessor to the Commonwealth Transportation Board, passed a resolution on July 8, 1963, discontinuing a portion of old Route 58, upon the reconstruction of Route 58 nearby. The 0.28 mile segment currently being requested for abandonment is the same portion of roadway, which was discontinued in 1963.

The Washington County Board of Supervisors requested, by resolution on November 12, 2019 (Exhibit A, attached), the abandonment of the 0.28 mile segment of old Route 58 (segment identified as “A – B” noted in “Blue” on Exhibit B, attached).

Upon review of the area, VDOT staff determined the 0.28 mile segment of old Route 58 should be abandoned as a part of the Primary System of State Highways, pursuant to § 33.2-902 of the *Code of Virginia*, since no public necessity exists for the continuance of the segment as a public road.

Pursuant to and in accordance with § 33.2-902 of the *Code of Virginia*, VDOT published a “Notice of Intent to Abandon” in the *Bristol Herald Courier* publication (Exhibit C, attached). No requests for public hearing were submitted during the requisite 30-day time frame.

**Recommendations:** VDOT recommends the Board approve the abandonment of the 0.28 mile segment of old Route 58 referenced above.

**Action Required by CTB:** The *Code of Virginia* requires a majority of the Board’s members to approve the change proposed in this brief. A resolution describing the proposed segment to be abandoned is provided for the Board’s consideration.

**Result if Approved:** If approved, VDOT will suspend all its maintenance activity on the roadway segment.

**Options:** Approve, Deny or Defer

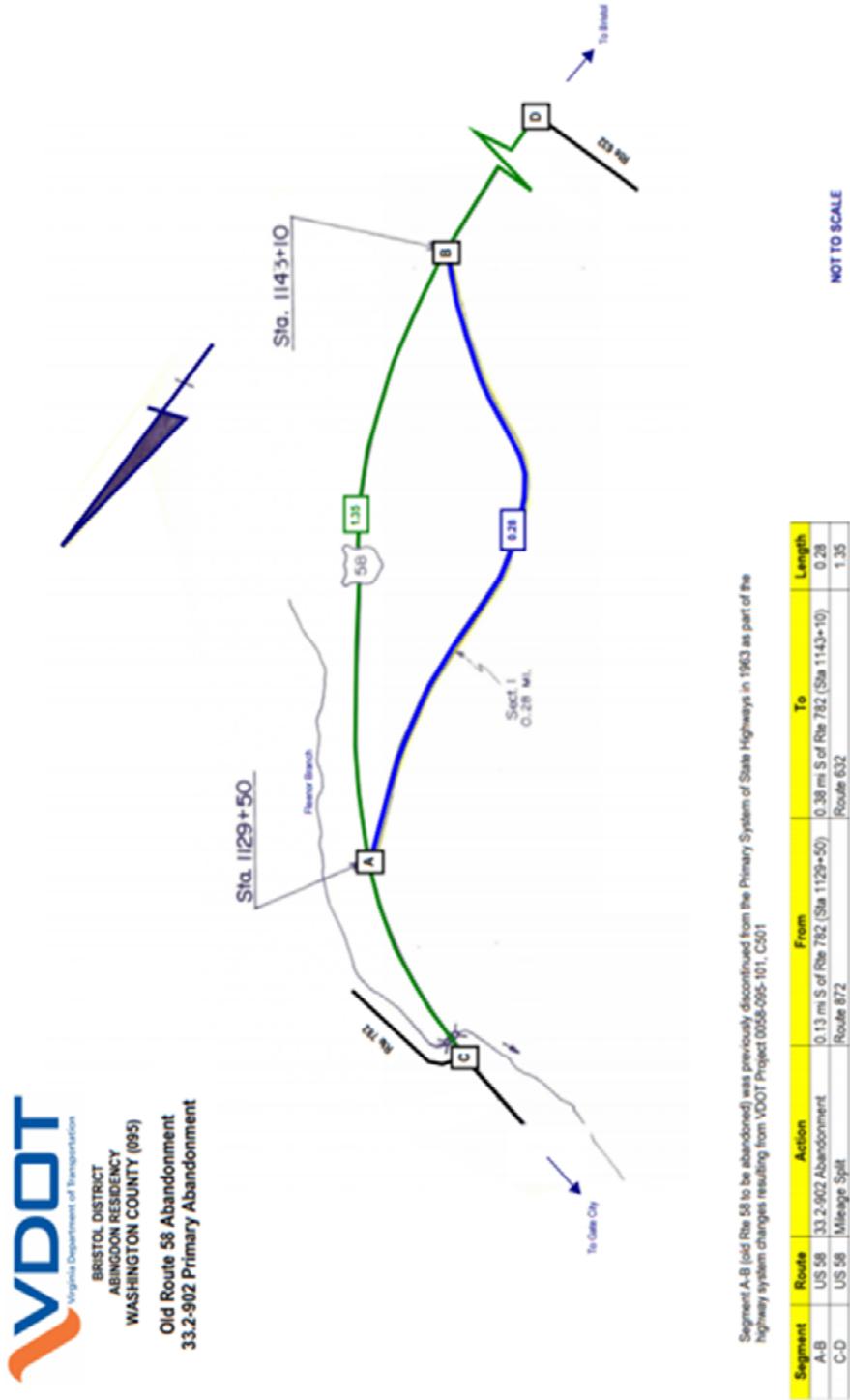
**Public Comments/Reactions:** A public hearing was not requested during the requisite time frame.

Exhibit A  
Board of Supervisors' Resolution

 <b>BOARD OF SUPERVISORS</b> SARA A. HERNANDEZ 2-11 "Yield" Election District ALLISON B. MAYS 1-10 "Cane" Election District PHILLIP B. McCALL 3-11 "Hickory" Election District RANDY L. PENNINGTON 2-12 "Ashland" Election District EDDIE COPENHAVER 2-11 "Hickory" Election District MIKE RUSH 2-10 "Cane" Election District DWAYNE BALL 0-10 "Hickory" Election District	<b>COUNTY OF WASHINGTON, VIRGINIA</b>	 <b>COUNTY ADMINISTRATION</b> JASON M. BERRY County Administrator LUCY E. PHILLIPS County Attorney GOVERNMENT CENTER BUILDING 1 GOVERNMENT CENTER PLACE SUITE A ARLINGTON, VIRGINIA 22209 703-515-4388 TELEPHONE 703-515-4389 TELEFAX/MAIL WWW.WASHCOUNTYVA.COM														
<b>RESOLUTION 2019-31</b>																
<b>SUPPORT FOR NON-PROJECT RELATED CHANGES IN THE PRIMARY SYSTEM OF STATE HIGHWAYS</b>																
<p><b>WHEREAS</b>, THE VIRGINIA DEPARTMENT OF TRANSPORTATION HAS NOTIFIED THE WASHINGTON COUNTY BOARD OF SUPERVISORS OF ITS INTENT TO ABANDON A PREVIOUSLY DISCONTINUED SECTION OF OLD ROUTE 58, AND</p> <p><b>WHEREAS</b>, SAID SECTION OF OLD ROUTE 58 WAS DISCONTINUED BY THE COMMONWEALTH TRANSPORTATION BOARD IN 1963 AS PART OF THE HIGHWAY SYSTEM CHANGES RESULTING FROM THE CONSTRUCTION OF VDOT PROJECT 0058-095-101, C501; AND</p> <p><b>WHEREAS</b>, THE SKETCH, ATTACHED AND INCORPORATED HEREIN AS A PART OF THIS RESOLUTION, DEFINES THE ADJUSTMENT REQUIRED IN THE PRIMARY SYSTEM OF STATE HIGHWAYS AS A RESULT OF THE ABANDONMENT OF SAID PREVIOUSLY DISCONTINUED SECTION OF OLD ROUTE 58, AND</p> <p><b>NOW, THEREFORE, BE IT RESOLVED</b>, THIS BOARD HEREBY CONCURS WITH AND SUPPORTS THE COMMONWEALTH TRANSPORTATION BOARD'S CHANGES TO THE PRIMARY SYSTEM OF STATE HIGHWAYS AS IDENTIFIED ON THE ATTACHED SKETCH, PURSUANT TO §33.2-902 OF THE CODE OF VIRGINIA, AND</p> <p><b>BE IT FINALLY RESOLVED</b>, THIS BOARD ORDERS THAT A CERTIFIED COPY OF THIS RESOLUTION BE FORWARDED TO THE RESIDENT ENGINEER FOR THE VIRGINIA DEPARTMENT OF TRANSPORTATION.</p> <p><b>DONE</b> THIS THE 12<sup>TH</sup> DAY OF NOVEMBER 2019.</p> <p>THE FOREGOING RESOLUTION WAS DULY ADOPTED BY THE FOLLOWING VOTE:</p> <table><tr><td>MR. McCALL:</td><td>ABSENT</td></tr><tr><td>MR. PENNINGTON:</td><td>AYE</td></tr><tr><td>MS. MAYS:</td><td>ABSENT</td></tr><tr><td>MR. COPENHAVER:</td><td>AYE</td></tr><tr><td>MR. RUSH:</td><td>AYE</td></tr><tr><td>MR. HERNANDEZ:</td><td>AYE</td></tr><tr><td>MR. BALL:</td><td>AYE</td></tr></table> <p style="text-align: right;"> JASON M. BERRY COUNTY ADMINISTRATOR</p>			MR. McCALL:	ABSENT	MR. PENNINGTON:	AYE	MS. MAYS:	ABSENT	MR. COPENHAVER:	AYE	MR. RUSH:	AYE	MR. HERNANDEZ:	AYE	MR. BALL:	AYE
MR. McCALL:	ABSENT															
MR. PENNINGTON:	AYE															
MS. MAYS:	ABSENT															
MR. COPENHAVER:	AYE															
MR. RUSH:	AYE															
MR. HERNANDEZ:	AYE															
MR. BALL:	AYE															

## Exhibit B

### Sketch of Proposed Segment to be Abandoned



NOT TO SCALE

Segment A-B (old Rte 58 to be abandoned) was previously discontinued from the Primary System of State Highways in 1963 as part of the highway system changes resulting from VDOT Project 0008-095-101, C501

Segment	Route	Action	From	To	Length
A-B	US 58	33.2-902 Abandonment	0.13 mi S of Rte 782 (Sta 1129+50)	0.38 mi S of Rte 782 (Sta 1143+10)	0.28
C-D	US 58	Mileage Split	Route 872	Route 632	1.35

**Exhibit C**  
**“Notice of Intent to Abandon”**

**Published in the *Bristol Herald Courier***  
**October 10 and 17, 2019**



**NOTICE OF PROPOSED ROAD ABANDONMENT**  
**OLD ROUTE 58**

Pursuant to §31.2-902 of the Code of Virginia, the Virginia Department of Transportation will consider abandonment of a previously discontinued section of old Route 58 from 0.13 mile south of Route 872 (Shaffertown Rd) to 0.38 mile south of Route 872, a distance of 0.25 miles. Anyone wishing a public hearing be held by the Virginia Department of Transportation prior to its consideration of this proposed abandonment should contact the Virginia Department of Transportation Abington Residency on or before November 9, 2019 to request a public hearing.

Virginia Department of Transportation  
700 East Main St.  
Abington, VA 24230  
(703) 676-5582