



# COMMONWEALTH of VIRGINIA

## *Commonwealth Transportation Board*

Pierce R. Homer  
Chairman

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*Agenda item # 3-C*

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

**April 19, 2007**

#### **MOTION**

**Made By: Mr. Koelemay    Seconded By: Mrs. Connally  
Action: Motion Carried, Unanimously**

**Title: Limited Access Control Changes  
Route 267, Fairfax County**

**WHEREAS**, Route 267, between Interstate 66 and Interstate 495, in Fairfax County, was designed and built as Federal Highway Project 34-5(6) by the United States Department of Transportation, Federal Aviation Administration (FAA), and was designated as a Limited Access Highway as a design feature of the project; and

**WHEREAS**, in connection with a section of Route 267, which is located between the aforesaid locations, the Virginia Department of Highways and Transportation, predecessor to the Virginia Department of Transportation (VDOT), acquired certain maintenance and operations responsibilities for said Route as part of an Agreement executed on July 6, 1981, between VDOT and FAA; and

**WHEREAS**, in accordance with said maintenance responsibilities the number and location of points of public access and egress, both to and from the said Route will not be altered by VDOT without the written concurrence of the FAA; and

**WHEREAS**, the United States of America, acting by and through the Secretary of Transportation, leased the land rights to the Metropolitan Washington Airports Authority (MWAA) by lease dated March 2, 1987, therefore, assuming the activities formerly of the FAA; and

**WHEREAS**, due to continued design refinement of the Dulles Metrorail Project, the land on the west side of the west right of way and limited access fence lines of the said Route 267 EBL, as shown on the plans for said Federal Highway Project and additionally depicted on the Department of Rail and Public Transportation (DRPT)

drawing number SK-K99-Redfield, has been identified by the DRPT, Dominion Virginia Power (DVP), and VDOT for the location of an entrance for an access road from Route 267 EBL for the sole uses of DRPT to maintain a storm water management facility, and DVP to maintain a substation; and

**WHEREAS**, DPRT, DVP, and VDOT have identified and requested a limited access control change of approximately 74 feet, more or less, on the west side of the Route 267 EBL west right of way and limited access fence lines (approximately 37 feet, more or less, on either side of approximate Station 1007+00), as shown on the aforesaid plans, and drawing to accommodate ingress, egress, with right in and right out only turning movements, being a gated non-signalized entrance without additional lanes on Route 267, with safety improvements, as required; and

**WHEREAS**, VDOT has determined that the proposed limited access control change of approximately 74 feet, more or less, on the west side of the Route 267 EBL west right of way and limited access fence lines (approximately 37 feet, more or less, on either side of approximate Station 1007+00), as shown on the aforesaid plans, and drawing, and being a restricted use, gated, non-signalized entrance with no additional lanes, allowing right in and right out only turning movements, as required, is appropriate for said proposed entrance to include any safety improvements as required, from a design standpoint subject to further review and approval; and

**WHEREAS**, use of said access for other than emergency purposes or required maintenance of the aforesaid facilities shall not be permitted, and the parties agree to and shall keep the gate locked at all times except when DRPT, DVP, and VDOT personnel are present, and use of this property for access to any other properties is strictly prohibited; and

**WHEREAS**, VDOT has determined that the said proposed limited access control change for the restricted use entrance, as defined, is appropriate from a safety and traffic control standpoint subject to additional review or approval as may be required; and

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

**WHEREAS**, VDOT staff has determined there will be no adverse environmental impacts; and

**WHEREAS**, all costs of engineering and construction, including all necessary safety improvements, gates and locking devices, will be borne by DRPT and DVP; and

**WHEREAS**, the installation and maintenance of the gate and locking device(s) shall be the responsibility of DRPT and DVP, with the means to operate the gate locking devices provided to VDOT free of charge and in perpetuity by DRPT and/or DVP; and

**WHEREAS**, the proposed limited access control change is in compliance with the Commonwealth Transportation Board Policy; and

**WHEREAS**, upon completion and acceptance of the proposed entrance and changes by VDOT, all work, roadway construction, improvements and equipment will become the property of the FAA with land rights and maintenance responsibilities within Route 267 remaining as previously defined.

**NOW, THEREFORE, BE IT RESOLVED**, in accordance with the provisions of Section 33.1-58 of the *Code of Virginia* (1950), as amended, the CTB hereby conditionally approves the said limited access control change for public street purposes as set forth, pending the approval of the location of the point of access and egress by MWAA, and subject to the above referred to conditions. The Commonwealth Transportation Commissioner is hereby authorized to execute any and all documents needed to comply with this resolution.

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