



# COMMONWEALTH of VIRGINIA

## *Commonwealth Transportation Board*

Pierce R. Homer  
Chairman

1401 East Broad Street - Policy Division - CTB Section - #1106  
Richmond, Virginia 23219

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*Agenda item # 10 -B*

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

**June 21, 2007**

#### **MOTION**

**Made By: Mr. Martin Seconded By: Mr. White Action: Motion Carried, Unanimously**

**Title: Rail Industrial Access – Hardy Management Company, LLC**

**Location: Orange County**

**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 or commercial sites; and

**WHEREAS**, the Orange County Board of Supervisors has, by resolution, shown support for application of \$186,250.00 in Industrial Access Railroad Track funds for assistance in construction of track to serve Hardy Management Company, LLC facility; and

**WHEREAS**, it appears that 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 Appropriation Act, 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.

Resolution of the Board  
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**NOW THEREFORE, BE IT RESOLVED**, that the Board hereby approves that \$186,250.00 of the Industrial, Airport, and Rail Access Fund, unmatched to construct new track to serve Hardy Management Company, LLC's facility located in Orange County contingent upon:

1. All necessary right of way and utility adjustments being provided at no cost to the Commonwealth.
2. All costs above \$186,250.00, which is allocated herein as an industrial rail access grant, being borne by Hardy Management Company, LLC or sources other than those administered by the Department of Rail and Public Transportation.
3. Execution of an agreement acceptable to the Department of Rail and Public Transportation.

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