



# COMMONWEALTH of VIRGINIA

## *Commonwealth Transportation Board*

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Chairman

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*Agenda item # 10*

### RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

September 18, 2008

#### MOTION

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

**Title: Authorization to Enter into a Memorandum of Agreement between the Virginia Department of Transportation (VDOT), the United States Army and the Federal Highway Administration for the Defense Access Road Projects**

**WHEREAS**, the Army is the owner of certain real property located in Fairfax County, Virginia, which comprises Fort Belvoir and has proposed the design and construction of ramps from I-95 and the Fairfax County Parkway Extension to the Engineering Proving Grounds at Fort Belvoir Project in Fairfax County, Virginia, (DAR Project), in order to effectively implement the requirements of the Base Closure and Realignment Act (BRAC); and,

**WHEREAS**, VDOT is the State agency with administrative oversight, maintenance and jurisdictional authority for I-95 and the connecting ramps once the DAR Project is completed and the improved roadways off Fort Belvoir are accepted into the systems of state highways; and,

**WHEREAS**, the Army and VDOT have agreed that the FHWA, using funds provided by the Army, will design and construct the defense access roads in accordance with FHWA, VDOT, and AASHTO road construction standards and specifications, including construction on non-federal property off the Engineer Proving Ground necessary to complete the DAR Project; and,

**WHEREAS**, the Federal Highway Administration has agreed to administer the final design and construction of the DAR Project; and,

**WHEREAS**, the United States Army has agreed to provide the necessary right of way for the DAR Project through the Engineering Proving Grounds at Ft. Belvoir ("EPG") and indicates the right of way has been certified by the Environmental Protection Agency as being suitable for road construction; and,

Resolution of the Board  
September 18, 2008  
Defense Access Road Projects  
Page Two of Two

**WHEREAS**, VDOT has agreed to use DAR Project funds to acquire title to property not owned by the Army but necessary for construction of the DAR Project and to pay for other VDOT costs and expenditures relating to the DAR Project, and shall permit FHWA such access as needed for roadway construction; and,

**WHEREAS**, all Parties have agreed to cooperate to ensure the satisfactory and timely completion of the DAR Project with the goal of completing design, construction, and acceptance of the DAR Project into the Commonwealth's systems of State highways by September 30, 2011; and,

**WHEREAS**, the Virginia Department of Transportation, the United States Army and the Federal Highway Administration jointly drafted a Memorandum of Agreement indicating the responsibilities of each party in executing the DAR Project, a draft of which is attached hereto.

**NOW, THEREFORE BE IT RESOLVED**, that pursuant to the § 33.1-12 of the *Code of Virginia*, the Commonwealth Transportation Board hereby authorizes the Commissioner to enter into a Memorandum of Agreement, with such additions and changes as necessary, with United States Army and the Federal Highway Administration for the execution of the DAR Project.

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