COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

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Agenda item #5-B

RESOLUTION
OF THE
COMMONWEALTH TRANSPORTATION BOARD

June 21, 2007

MOTION

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

Title: Land Conveyance, Route 47 (old Route 646), Charlotte County

WHEREAS, in connection with Route 646, State Highway Project 0646-019-127, C-501, the Commonwealth acquired certain land from Kyanite Mining Corporation by Deed dated August 26, 1974, recorded in Deed Book 196, Page 117, in the Office of the Clerk of the Circuit Court of Charlotte County; and

WHEREAS, a section of old Route 646 is no longer necessary as a public road since the new location of Route 646 serves the same citizens as the old location; and

WHEREAS, in accordance with Section 33.1-155 of the *Code of Virginia* (1950), as amended, a section of old Route 646 was abandoned by the Board of Supervisors of Charlotte County by resolution dated September 16, 1976; and

WHEREAS, in accordance with Section 33.1-34, of the *Code of Virginia* (1950), as amended, the State Highway and Transportation Commission, predecessor of the Commonwealth Transportation Board at its meeting held September 20, 1979, transferred Route 646 from the Secondary System of State Highways to the Primary System with the roadway to be designated as a portion of Route 47; and

WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the land containing 1.33 acres, more or less, as shown on the plans for State Highway Project 0646-019-127, C-501, and lying northwest of and adjacent to the revised northwest proposed right of way line of present Route 47 (old Route 646) from a point approximately 30 feet opposite approximate Station 364+75 (Route 47 survey centerline) to a point approximately 30 feet opposite approximate Station 372+50 (Route 47 survey centerline) does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System; and

WHEREAS, this conveyance is to be made in accordance and compliance with the provisions and notice requirements of Sections 33.1-149 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended; and

WHEREAS, the adjacent landowner has requested that the surplus land be conveyed.

NOW, THEREFORE, BE IT RESOLVED, in accordance and compliance with the provisions and notice requirements of Sections 33.1-149 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended, the conveyance of the said land, so certified, is approved and the Commonwealth Transportation Commissioner is hereby authorized to execute, in the name of the Commonwealth, a deed conveying the land for a consideration satisfactory to the State Director, Right of Way and Utilities, subject to such restrictions as may be deemed appropriate.

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