

RESOLUTION

CONVEYANCE OF CONSERVATION EASEMENT TO THE

COMMONWEALTH OF VIRGINIA - VIRGINIA CAPITAL TRAIL

WHEREAS, James City County owns a 100-foot conservation easement along Route 5, John Tyler Highway; and

WHEREAS, the Virginia Department of Transportation ("VDOT") has constructed a portion of the Virginia Capital Trail (the "Trail") on the County's conservation easement; and

WHEREAS, VDOT requires 0.381 acres or 16,586.3177 sq. ft. of right-of-way in the conservation area commonly known as 2201 and 2349 John Tyler Highway and designated as Parcel No. (1-1A) on Tax Map No. (44-1) and as Parcel No. (1-4) on Tax Map No. (44-1), respectively; and

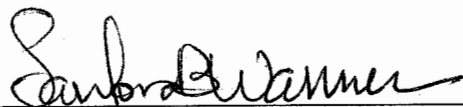
WHEREAS, VDOT will pay the County the sum of \$1,761.47 for the 0.381 acres of easement in the Trail right-of-way; and

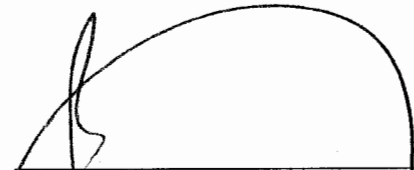
WHEREAS, VDOT agrees to assume all liability for the operation, use, and maintenance of the Trail pursuant to Va. Code § 29.1-509; and

WHEREAS, after holding a public hearing, the Board of Supervisors agrees to convey its property interests in the conservation easement that is needed for the Trail right-of-way.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the County Administrator to execute the appropriate documents to convey to the State the necessary property rights over the County's easement for the Trail right-of-way.

ATTEST:


Sanford B. Wanner
Clerk to the Board


James G. Kennedy
Chairman, Board of Supervisors

SUPERVISOR	VOTE
MCGLENNON	AYE
GOODSON	AYE
ICENHOUR	AYE
JONES	AYE
KENNEDY	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 13th day of April 2010.