

RESOLUTION

DEDICATION OF STREETS WITHIN THE WILLIAMSBURG WEST SUBDIVISION

WHEREAS, the streets described below currently serve at least three families and were established prior to July 1, 1992, at which time they were used by motor vehicles as a public access; and

WHEREAS, the County has determined its subdivision ordinance satisfies subsection B of § 33.1-72.1, Code of Virginia, and is therefore eligible to make qualifying additions to the secondary system of State highways maintained by the Virginia Department of Transportation (the "Department") and fund necessary improvements as setout therein, except as otherwise prohibited by subsection B of § 33.1-72.2, Code of Virginia; and

WHEREAS, after examining the ownership of all property abutting these streets, including the deeds and related plats, this Board finds no restriction on the use of public funds for improvement of the roads; and

WHEREAS, after examining the ownership of all property abutting these streets, this Board finds that speculative interest does not exist; and

WHEREAS, this Board has identified immediately available funding to make improvements required to qualify the streets for addition to the aforesaid secondary system of State highways, based on the Department's cost estimate of \$400,000.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby requests the following streets be added to the secondary system of State highways maintained by the Department and hereby guarantees the right-of-way of the street to be clear, unencumbered, and unrestricted, which right-of-way guarantee shall be including any necessary easements required for cuts, fills, and drainage pursuant to § 33.1-72.1, Code of Virginia:

Name of Subdivision:

Williamsburg West

Name and Description of Streets:

- Lexington Drive from the intersection of Country Club Drive and Lexington Drive to the proposed T turnaround for a distance of .21 miles with a 50-foot right-of-way.
- Country Club Court from the intersection of Country Club Drive to the cul-de-sac for a distance of .02 miles with a 55-foot right-of-way.
- A portion of Country Club Drive from the intersection of Country Club Drive and Country Club Court for a distance of .09 miles with a 80-foot right-of-way.

Right-of-Way Instrument Reference:

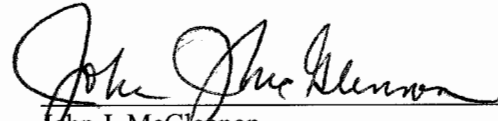
Plat Book: 26 Page: 3 and Date Recorded: June 28th 1968

BE IT FURTHER RESOLVED, this Board requests the Department to improve said streets to the prescribed minimum standards, funding said improvements with \$200,000 of County allocated funds.

BE IT FURTHER RESOLVED, this Board agrees to reimburse, within 45 days of receiving an invoice, all costs that the Department incurs to relocate existing utilities within the right-of-way that are discovered during the course of and in conflict with the construction, drawing such funds from resources other than those administered by the Department.

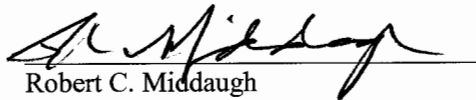
BE IT FURTHER RESOLVED, this Board agrees to reimburse, within 45 days of receiving an invoice, all costs that the Department incurs in the construction of necessary improvements to the road that are over and above the estimated cost of improvements or to otherwise identify an eligible source of funds administered by the Department to cover such costs.

BE IT FINALLY RESOLVED, that a certified copy of this resolution and a County check in the amount of \$ 200,000 be forwarded to the Residency Administrator of the Department.



John J. McGlennon
Chairman, Board of Supervisors

ATTEST:



Robert C. Middaugh
Clerk to the Board

	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
MCGLENNON	<u>X</u>	---	---
JONES	<u>X</u>	---	---
KENNEDY	<u>X</u>	---	---
ICENHOUR	<u>X</u>	---	---
BRADSHAW	<u>X</u>	---	---

Adopted by the Board of Supervisors of James City County, Virginia, this 13th day of August, 2013.

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