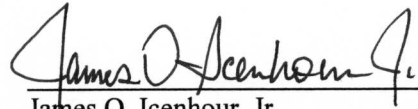


RESOLUTION

INITIATION OF ABANDONMENT OF A PORTION OF THE RIGHT-OF-WAY FOR

JOLLY POND ROAD (ROUTE 633)

- WHEREAS, State Route 633 exists in James City County, Virginia (the "County"), a portion of which lies southeast of the intersection of State Route 611 and southwest of the intersection with State Route 614 and is part of a road known as Jolly Pond Road; and
- WHEREAS, the Commonwealth Transportation Board, by resolution adopted on March 14, 2012, discontinued the following portion of Jolly Pond Road from the Secondary System of Highways: the portion of road located 0.80 miles southeast of the intersection of Route 611 to 1.20 miles southwest of the intersection of Route 614 for a total of 0.13 miles (the "Discontinued ROW"); and
- WHEREAS, upon discontinuance by the Commonwealth of Virginia, the County became responsible for the Discontinued ROW and has jurisdiction over its abandonment; and
- WHEREAS, Mr. William C. Kane, Jr. and Ms. Angelia K. Kane, as Co-Trustees of the William C. Kane, Jr. Revocable Trust Agreement, dated May 14, 2013 (the "Owner") own property located at 2756 Jolly Pond Road, further identified as James City County Real Estate Tax Map ID 3520100007 (the "Property"), a portion of which is crossed by the Discontinued ROW and contains a dam (the "Jolly Pond Dam"); and
- WHEREAS, repairs needed to the Jolly Pond Dam have left the Discontinued ROW in an unsafe condition; and
- WHEREAS, the Owner has options for remediation, repair, alteration, or removal of the dam that are not available while public right-of-way exists across the Jolly Pond Dam; and
- WHEREAS, the County's public safety vehicles do not use the Discontinued ROW and there will be no interruption of public service by abandonment of the Discontinued ROW; and
- WHEREAS, the Board of Supervisors of James City County, Virginia, desires to begin the process of abandoning the Discontinued ROW.
- NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that staff is directed to provide notice for the abandonment of the following section of Jolly Pond Road as a public right-of-way pursuant to Section 33.2-914 et seq. of the Code of Virginia: the portion of road located 0.80 miles southeast of the intersection of Route 611 to 1.20 miles southwest of the intersection of Route 614 for a total of 0.13 miles, being the same portion of highway discontinued by the Commonwealth Transportation Board by resolution adopted on March 14, 2012. Staff is directed to take all actions necessary in order to bring the abandonment to the Board for its consideration.



James O. Icenhour, Jr.
Chairman, Board of Supervisors

ATTEST:



Teresa J. Fellows
Deputy Clerk to the Board

	VOTES		
	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
HIPPLE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
LARSON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SADLER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
MCGLENNON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ICENHOUR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Adopted by the Board of Supervisors of James City County, Virginia, this 8th day of October, 2019.

AbandROWJollyPd-res