

**BOARD OF SUPERVISORS  
COUNTY OF NEW KENT  
VIRGINIA**

**R-17-16**

At the regular meeting of the Board of Supervisors of the County of New Kent, in the Boardroom of the Administration Building in New Kent, Virginia, on the 29<sup>th</sup> day of June, 2016:

Present:	Vote:
Thomas W. Evelyn	Aye
C. Thomas Tiller, Jr.	Aye
Patricia Paige	Aye
W.R. Davis, Jr.	Aye
Ron Stiers	Aye

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Motion was made by Mr. Evelyn, which carried 5:0, to adopt the following resolution:

**A RESOLUTION REGARDING  
PINE FORK PARK  
RECREATIONAL ACCESS ROAD**

WHEREAS, the Pine Fork Park is owned and is to be developed by the New Kent Parks and Recreation Department of the County of New Kent as a recreational facility serving the residents of The County of New Kent and adjoining localities; and

WHEREAS, the existing public road network does not provide for adequate access to this facility and it is deemed necessary that improvements be made to Pine Fork Road Route 610; and

WHEREAS, the procedure governing the allocation of recreational access funds as set forth in section 33.2-1510 of the *Code of Virginia* requires action by the Director of the Department of Conservation and the Commonwealth Transportation Board; and

WHEREAS, a statement of policy agreed upon between the said Director and Board approves the use of such funds for the construction of access roads to publicly-owned recreational or historical areas; and

WHEREAS, the County of New Kent Board of Supervisors has duly adopted a zoning ordinance pursuant to Article 7 (section 15.2-2280 et seq), Chapter 22, Title 15.2 of the *Code of Virginia*; and

WHEREAS, it appears to the County of New Kent Board of Supervisors that all requirements of the law have been met to permit the Director of the Department of Conservation to designate the Pine Fork Park as a public recreational facility and further permit the Commonwealth Transportation Board to provide funds for appropriate access to this public recreation/historical area in accordance with section 33.2-1510 of the *Code of Virginia*; and

WHEREAS, the County of New Kent Board of Supervisors agrees, in keeping with the intent of section 33.2-406 of the *Code of Virginia*, to use its good offices to reasonably protect the aesthetic or cultural value of this access leading to or within areas of historical, natural or recreational significance; and

WHEREAS, the County of New Kent acknowledges that no land disturbance activities may occur within the limits of the proposed access project without the consent of the Department of Transportation as a condition of the use of the Recreational Access Fund.

WHEREAS, the County of New Kent hereby guarantees that the necessary environmental analysis, mitigation, and fee simple right of way for this improvement, and utility relocations or adjustments, if necessary, will be provided at no cost to the Virginia Department of Transportation; and

WHEREAS, the County of New Kent hereby acknowledges that the Virginia Department of Transportation's Recreational Access Program may provide up to a maximum of \$250,000 (unmatched) and \$100,000 (matched) for a project and if necessary, requires matching funding, up to \$100,000, from The County of New Kent, for estimated eligible project costs over \$250,000, up to \$450,000 for a project; and

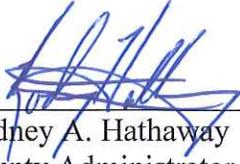
WHEREAS, the County of New Kent hereby guarantees that financing of all ineligible project costs, project costs exceeding the project allocation under the Recreational Access Program, any Program-required locality matching funds, if applicable, and all costs exceeding this Program allocation will be provided by the County of New Kent.

NOW, THEREFORE BE IT RESOLVED, that the County of New Kent Board of Supervisors hereby requests the Director of the Department of Conservation and Recreation to designate the Pine Fork Park as a public recreational area and to recommend to the Commonwealth Transportation Board that recreational access funds be allocated for an adequate access road to serve said park area; and

BE IT FURTHER RESOLVED, that the Commonwealth Transportation Board is hereby requested to allocate the necessary recreational access funds to provide a suitable access road as hereinbefore described.

BE IT FURTHER RESOLVED, that the County Administrator and/or his designee(s) be authorized to act on behalf of the County of New Kent Board of Supervisors to execute any and all documents necessary to secure the funding sought through the Recreational Access Program up to, but not exceeding, \$350,000 state funds.

BE IT FURTHER RESOLVED THAT: The County of New Kent and the County of New Kent Board of Supervisors hereby agree that the new roadway so constructed will be added to and become a part of the County of New Kent secondary system of highways.



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Rodney A. Hathaway  
County Administrator



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Ron Stiers  
Chairman