



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

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RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

November 19, 2009

MOTION

Made By: Seconded By: Action:

Title: Rail Industrial Access – ChemSolv, Inc.

Location: Roanoke City

WHEREAS, Section 33.1-221.1:1 of the *Code of Virginia* declares it to be in the public interest that access to railroad tracks and facilities be constructed to certain industrial or commercial sites; and

WHEREAS, the Council of Roanoke City has, by resolution dated April 6, 2009, shown support for the application of \$300,000 in Industrial Access Railroad Track funds for assistance in construction of track to service ChemSolv, Inc.'s facility; and

WHEREAS, the Virginia Economic Development Partnership has, by a letter dated August 31, 2009, shown support for the project and the application for rail access funds; and

WHEREAS, ChemSolv, Inc. is located in Roanoke City, Virginia; and

WHEREAS, this request falls within the intent of Section 33.1-221.1:1 and is in accordance with the provisions of the Commonwealth Transportation Board's policy on the use of Industrial Access Railroad Track funds; and

WHEREAS, in accordance with the funding formula established by said policy, funding may be allocated to this project; and

WHEREAS, pursuant to the 2009 Acts of Assembly funding is provided by the General Assembly for Industrial, Airport, and Rail Access projects; and

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WHEREAS, the Board believes that this project is for the common good of a region of the Commonwealth and serves a public purpose.

NOW THEREFORE, BE IT RESOLVED, that the Board hereby approves that \$300,000 (unmatched) of the Industrial, Airport and Rail Access Fund be provided to construct new track to serve ChemSolv, Inc.'s facility located in Roanoke City contingent upon:

1. All necessary right of way and utility adjustments being provided at no cost to the Commonwealth.
2. All cost above \$300,000 (unmatched), which is allocated herein as an industrial rail access grant, be borne by ChemSolv, Inc. or sources other than those administered by the Virginia Department of Rail and Public Transportation.
3. Execution of an agreement acceptable to the Virginia Department of Rail and Public Transportation.

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