

**10E. PUBLIC HEARING
AUTHORIZATION TO ACQUIRE CERTAIN RIGHT
OF WAY AND EASEMENTS FOR IMPROVEMENTS
TO ROSE VALLEY ROAD, INCLUDING THE
EXERCISE OF EMINENT DOMAIN, IF NECESSARY**

This public hearing is held to consider comments regarding a resolution authorizing the acquisition of certain real property in fee simple and other easements for the widening and improvement of specified portions of Rose Valley Road, including authority for the institution of condemnation proceedings, if necessary, pursuant to § 15.2-1901 of the 1950 Code of Virginia, as amended, and a declaration regarding the necessity of entering upon and taking such property prior to the conclusion of condemnation proceedings as provided in §§ 15.2-1904, 15.2-1905, and 33.1-89, et seq. of said Code, so that Southampton County will be vested with the authority to enter upon and take possession of the real property before the institution and/or conclusion of the condemnation proceedings, as provided in §§ 15.2-1904, 15.2-1905 and 25.2-200 et. seq. and/or 25.1-300 et. seq. of said Code. Southampton County intends to acquire all such real property and easements voluntarily, but will initiate condemnation proceedings after a bona-fide but ineffectual offer to purchase the right-of-way or easement has been rejected or ignored.

I will provide a brief overview of the project prior to opening the public hearing.

MOTION REQUIRED:

If the Board is so inclined, a motion is required to adopt the attached resolution.

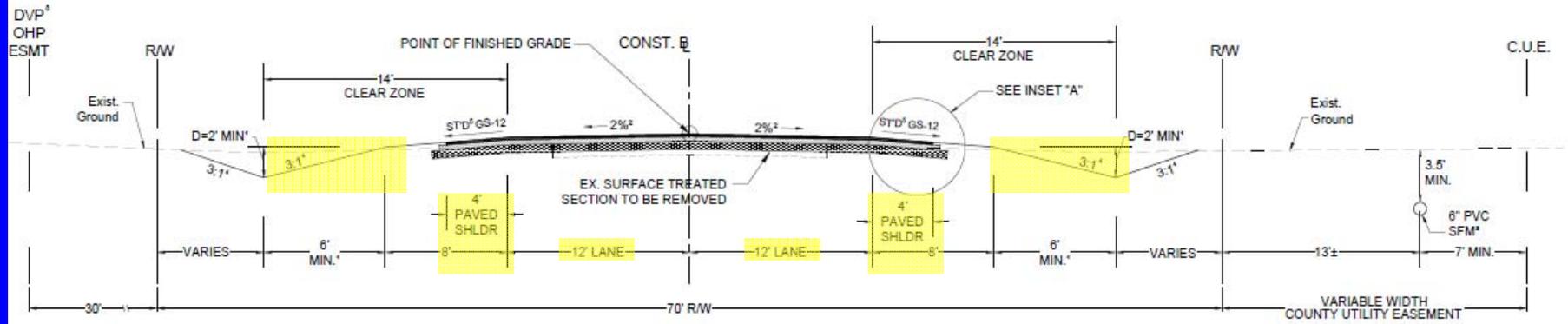
Scope of Project



ROSE VALLEY ROAD - STATE ROUTE 688 IMPROVEMENTS

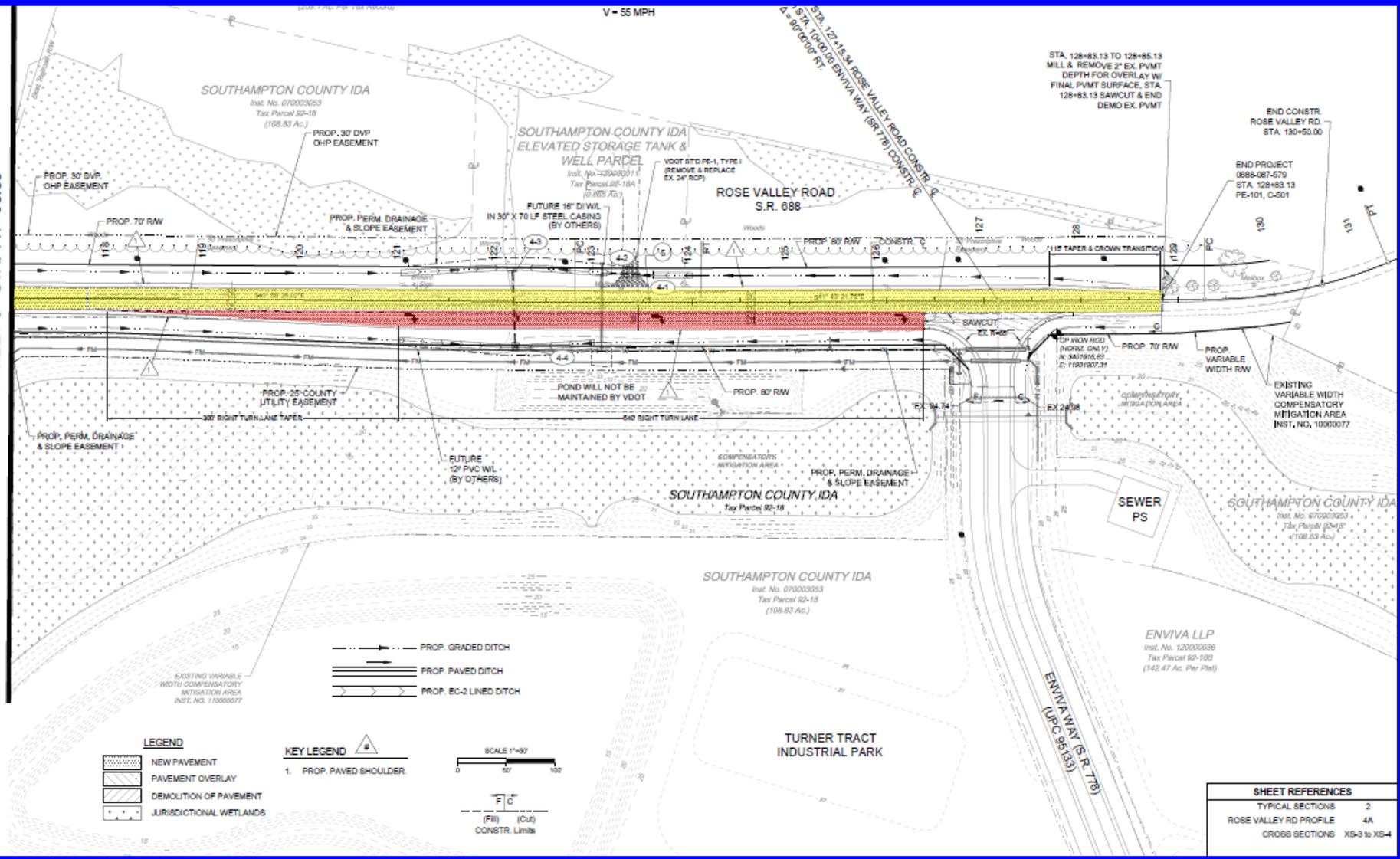
(GS-4 RURAL LOCAL ROAD SYSTEM)

STA. 105+05 TO STA. 115+91.5 AND STA. 116+09.6 TO STA 118+00



MATCH LINE SHEET 3 - STA. 117+00.00

V = 55 MPH

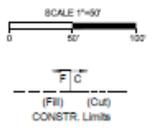


LEGEND

[Yellow Hatched]	NEW PAVEMENT
[Blue Hatched]	PAVEMENT OVERLAY
[Red Hatched]	DEMOLITION OF PAVEMENT
[Dotted]	JURISDICTIONAL WETLANDS

KEY LEGEND

[Triangle]	1. PROP. PAVED SHOULDER
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SHEET REFERENCES

TYPICAL SECTIONS	2
ROSE VALLEY RD PROFILE	4A
CROSS SECTIONS	X5-3 to X5-4

Tentative Project Schedule

- Bids due – February 18, 2014
- Notice to Proceed – March 14, 2014
- Project begins – March 24, 2014
- Substantial completion – June 6, 2014

January							February							March							April								
Su	M	Tu	W	Th	F	Sa	Su	M	Tu	W	Th	F	Sa	Su	M	Tu	W	Th	F	Sa	Su	M	Tu	W	Th	F	Sa		
			1	2	3	4						1			2	3	4	5	6	7	8				1	2	3	4	5
5	6	7	8	9	10	11	12	13	14	15	16	17	18	9	10	11	12	13	14	15	6	7	8	9	10	11	12		
12	13	14	15	16	17	18	19	20	21	22	23	24	25	16	17	18	19	20	21	22	13	14	15	16	17	18	19		
19	20	21	22	23	24	25	26	27	28	29	30	31	23	24	25	26	27	28	29	20	21	22	23	24	25	26			
26	27	28	29	30	31								30	31						27	28	29	30						

May							June							July							August						
Su	M	Tu	W	Th	F	Sa	Su	M	Tu	W	Th	F	Sa	Su	M	Tu	W	Th	F	Sa	Su	M	Tu	W	Th	F	Sa
			1	2	3		1	2	3	4	5	6	7			1	2	3	4	5					1	2	
4	5	6	7	8	9	10	8	9	10	11	12	13	14	6	7	8	9	10	11	12	3	4	5	6	7	8	9
11	12	13	14	15	16	17	15	16	17	18	19	20	21	13	14	15	16	17	18	19	10	11	12	13	14	15	16
18	19	20	21	22	23	24	22	23	24	25	26	27	28	20	21	22	23	24	25	26	17	18	19	20	21	22	23
25	26	27	28	29	30	31	29	30						27	28	29	30	31			24	25	26	27	28	29	30
																				31							

September							October							November							December													
Su	M	Tu	W	Th	F	Sa	Su	M	Tu	W	Th	F	Sa	Su	M	Tu	W	Th	F	Sa	Su	M	Tu	W	Th	F	Sa							
			1	2	3	4	5	6				1	2	3	4			2	3	4	5	6	7	8					1	2	3	4	5	6
7	8	9	10	11	12	13	5	6	7	8	9	10	11	9	10	11	12	13	14	15	7	8	9	10	11	12	13							
14	15	16	17	18	19	20	12	13	14	15	16	17	18	16	17	18	19	20	21	22	14	15	16	17	18	19	20							
21	22	23	24	25	26	27	19	20	21	22	23	24	25	23	24	25	26	27	28	29	21	22	23	24	25	26	27							
28	29	30					26	27	28	29	30	31	30							28	29	30	31											

**RESOLUTION AS TO ACQUISITION OF REAL PROPERTY IN ACCORDANCE
WITH THE PROVISIONS OF §§ 15.2-1901, *et. seq.*, AND 33.1-89 *et. seq.* OF THE
1950 CODE OF VIRGINIA, AS AMENDED**

By agreement, dated November 23, 2011, by and between the County of Southampton, Virginia, and the Commonwealth of Virginia Department of Transportation, Southampton County and the Commonwealth of Virginia Department of Transportation, have agreed that Southampton County would administer certain work prescribed in Appendix "A" to said agreement and in connection with the improvements to Rose Valley Road. The Board of Supervisors of Southampton County, Virginia has determined that it is necessary and expedient in performing said project for Southampton County to acquire certain real estate, situate in Franklin Magisterial District, by condemnation proceedings, in accordance with the provisions of §§ 15.2-1901 *et. seq.* of the 1950 Code of Virginia, as amended.

The purpose of such acquisitions is the construction, improvement, expansion, maintenance and/or repairing of Rose Valley Road. Such highway improvements necessitate the acquisition of certain land in fee simple and certain easements for the public purpose and benefit.

It is also necessary, in accordance with §§ 15.2-1904, 15.2-1905, and 33.1-89 *et. seq.* of said Code, that the Board of Supervisors declare the necessity of entering upon and taking such property prior to or during such condemnation proceedings so that Southampton County will be vested with the authority to enter upon and take possession of the real property before the institution and/or conclusion of the condemnation proceedings, as provided in §§ 15.2-1904, 15.2-1905 and 25.2-200 *et. seq.* and/or 25.1-300 *et. seq.* of said Code.

NOW, BE IT THEREFORE RESOLVED, by the Board of Supervisors of the County of Southampton, Virginia:

That the Board of Supervisors of Southampton County, in accordance with the provisions of § 15.2-1901 *et. seq.* of said Code, hereby authorizes the institution of condemnation proceedings in order to acquire certain real property,

as listed on the Schedule "A" attached hereto and made a part hereof which also sets forth the *bona fide*, but ineffectual, offers set forth of compensation and damages, if any, offered said real property owners.

BE IT FURTHER RESOLVED, by the Board of Supervisors of Southampton County,

Virginia

That in accordance with § 15.2-190 1 *et. seq.* of said Code, the Southampton County Board of Supervisors, following a public hearing, hereby declares the necessity of acquiring said real property specified in Schedule "A" attached hereto by the institution of condemnation proceedings.

BE IT FURTHER RESOLVED, by the Board of Supervisors of Southampton County,

Virginia

That the Southampton County Board of Supervisors, following a public hearing, declares its intent to enter and take certain specified real property, including, but not limited to, fee simple and easements as listed in Schedule "A" attached hereto, which Schedule also sets forth compensation and damages, if any, offered each property owner representing the *bona fide*, but ineffectual, offers of the Board of Supervisors of Southampton County, Virginia, and the Board of Supervisors of Southampton County hereby declares the necessity of entering upon and taking such real property prior to or during the condemnation proceedings so that the Board of Supervisors of Southampton County shall be vested with the powers as set forth in §§15.2-1904, 15.2-1905, 25.1-200 *et. seq.* and 25.1-300 *ct. seq.* of said Code, in accordance with the procedures set forth in §§ 15.2-1904, 15.2-1905, 25.1-200 *ct. seq.*, 25.1-300 *et. seq.*, and 33.1-119 *et. seq.* of said Code.

SCHEDULE "A"

**REAL PROPERTY, INCLUDING EASEMENTS TO BE
ACQUIRED BY CONDEMNATION**

Name: Lemuel C. Ricks and Shelby W. Ricks;
Tax Map Parcel No. - 92-12 H;
VDOT Universal Project Code No. - (UPC) 94052;
State Project No. - 0688-087-579, PE101,C-501;
Offer: \$36,595.00;

Name: Predell W. Harvey, Fred D. Johnston, Melsie Mitchell and Richard E. Biemiller,
Trustees of Saint Lukes Lodge No. 279 of the Improved,
Benevolent, Protective Order of Elks of the World;
Tax Map Parcel Nos. - 92-12 and 92-13;
VDOT Universal Project Code No.- (UPC) 94052;
State Project No. - 0688-087-579, PE101, C-501;
Offer: \$30,639.00.