



**A RESOLUTION OF THE COUNCIL FOR THE TOWN OF ABINGDON
FOR A SEPARATE BIKEWAY AT THE ABINGDON SPORTS COMPLEX**

WHEREAS, the Abingdon Sports Complex is owned by the Town of Abingdon and is to be developed by the Town of Abingdon as a recreational facility serving the residents of the Town of Abingdon, adjoining localities, and the Commonwealth; and

WHEREAS, the facility is in need of adequate bicycle access; 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 joint action by the Director of the Department of Conservation and Recreation/Department of Historic Resources 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 facilities to publicly-owned recreational or historical areas; and

WHEREAS, the Council 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 Council that all requirements of the law have been met to permit the Director of the Department of Conservation and Recreation/Department of Historic Resources to designate the Abingdon Sports Complex as a public recreational area 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 right of way of the proposed bicycle access is provided by the Town of Abingdon at no cost to the Virginia Department of Transportation; and

WHEREAS, the Town of Abingdon hereby guarantees that the necessary environmental analysis, mitigation, and fee simple right of way for this bikeway access project, and utility relocations or adjustments, if necessary, will be provided at no cost to the Virginia Department of Transportation; and

WHEREAS, the Council acknowledges that, pursuant to the provisions of section 33.2-1510 of the *Code of Virginia*, this bikeway, once constructed, shall be regulated and maintained by the Town of Abingdon; and

WHEREAS, the Town of Abingdon 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; and

WHEREAS, the Town of Abingdon hereby guarantees that financing of all ineligible project costs, project costs exceeding the Recreational Access Program project allocation, Recreational Access Program required locality matching funds, if applicable, and all costs exceeding the Recreational Access Program allocation will be provided from sources other than those administered by the Virginia Department of Transportation; and

WHEREAS, the Town of Abingdon hereby acknowledges that the Virginia Department of Transportation's Recreational Access Program may provide up to a maximum of \$60,000 (unmatched) and up to an additional \$15,000 matching funds for a bikeway access project and requires matching funding up to \$15,000, from the Town of Abingdon, for estimated eligible project costs over \$60,000, up to \$90,000; and

NOW, THEREFORE BE IT RESOLVED, that the Council for the Town of Abingdon hereby requests the Director of the Department of Conservation and Recreation/Department of Historic Resources to designate the Abingdon Sports Complex as a public recreational area and to recommend to the Commonwealth Transportation Board that recreational access funds be allocated for a bikeway to serve said recreational area; and

BE IT FURTHER RESOLVED, that the Commonwealth Transportation Board is hereby requested to allocate the necessary Recreational Access Program funds to provide a suitable bikeway as hereinbefore described; and

BE IT FURTHER RESOLVED, that the Town Manager and/or his designee(s) be authorized to act on behalf of the Town of Abingdon to execute any and all documents necessary to secure the maximum amount of funding eligible under the Recreational Access Program.

TOWN OF ABINGDON, VIRGINIA

By: J. Wayne Craig
Mayor

By: Kimberly F. [Signature]
Town Manager

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The undersigned Clerk of the Town of Abingdon, Virginia (the "Town") hereby certifies that the foregoing constitutes a true and correct copy of a resolution duly adopted at a meeting of the Council held on Wednesday, February 20, 2019. I hereby further certify that such meeting was a regularly scheduled meeting and that, during the consideration of the foregoing resolution a quorum was present. I further certify that the minutes of such meeting reflect the attendance of the members and the voting on the foregoing resolution was as follows:

Member	Attendance	Vote
Wayne Craig, Mayor	Yes	aye
Cindy Patterson, Vice Mayor	Yes	aye
Al Bradley	Yes	aye
Donna Quetsch	Yes	aye
Derek Webb	Yes	aye

WITNESS my hand and seal of the Town of Abingdon as of February 20, 2019.

(SEAL) 
Kimberly Kingsley, Clerk