

077857554

HOUSE BILL NO. 1851

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee for Courts of Justice
on February 19, 2007)

(Patron Prior to Substitute—Delegate Wittman)

A BILL to authorize the Governor to convey certain real property to the Rappahannock Area Community Services Board.

Be it enacted by the General Assembly of Virginia:

1. § 1. Upon compliance with the provisions of § 33.1-90 of the Code of Virginia, as amended, and other applicable laws pertaining to real property acquired for transportation projects and the subsequent sale or disposition thereof, and provided there has been no timely exercise of any statutory right to purchase (in the nature of a right of first refusal) available to the prior owner or owners of the subject property or to others afforded such right, and for the fair market value, the Commonwealth Transportation Commissioner is hereby authorized to convey without warranty of title, to Caroline County for the use of the Rappahannock Area Community Services Board all that certain piece or parcel of land, which land was previously acquired by the Department of Transportation for highway right-of-way purposes, located in the County of Caroline, Virginia, and being more particularly described as follows: all of that certain piece or parcel of land, situate in the Reedy Church District, Caroline County, Virginia, containing 0.8709 acres, as shown and described on a certain plat captioned Plat Showing 0.8709 Acres of Land; the Commonwealth of Virginia; dated March 9, 2006, and prepared by Sullivan, Donahoe and Ingalls. The property is further described by metes and bounds as follows: beginning at an iron rod found thirty feet south of the centerline of Golansville Road, then proceeding S68°06'49"E 68.67 feet to an iron rod found; then proceeding S68°06'49"E 16.90 feet to an iron rod set; then proceeding S56°57'10"W 186.59 feet to an iron rod set; then proceeding S58°58'01"W 109.00 feet to an iron rod set; then proceeding N62°49'15"W 99.61 feet to an iron rod found; then proceeding N08°18'34"E 68.18 feet to a point; then proceeding N19°31'44"E 74.33 feet to an iron rod found; then proceeding N89°52'30"E 240.00 feet to the point of beginning.

§ 2. Any such conveyance of the above-described real property to Caroline County, or such other entity, local government or governments as may be deemed appropriate, shall be subject to approval by the Commonwealth Transportation Board, and shall be made in a form approved by the Attorney General. Caroline County shall pay all costs and expenses incurred in the transfer and shall be responsible for the abatement, and related costs, of any currently existing environmental contamination on the property to the extent required by applicable law. The deed of conveyance shall provide that in the event Caroline County transfers or conveys all or any portion of the property to any other person or entity or in the event the Rappahannock Community Services Board ceases to use the property primarily as an adult day-care facility or for mental health, substance abuse and other related services provided by said Community Services Board as a part of its programs and mission, the county's ownership shall cease and fee title to the entire property shall automatically revert to the Commonwealth. The appropriate officials of the Commonwealth are hereby authorized to prepare, execute, and deliver such deed and other documents as may be necessary to accomplish the conveyance.