

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to authorize the Department of Conservation and Recreation, lessor, to lease certain land within*
3 *First Landing State Park to the City of Virginia Beach, lessee.*

4 [H 3151]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**

7 **1.** § 1. *That, in accordance with and as evidence of General Assembly approval pursuant to §§ 10.1-104*
8 *and 10.1-109 of the Code of Virginia, the Department of Conservation and Recreation, lessor, is hereby*
9 *authorized to lease on behalf of the Commonwealth, upon terms and conditions the Department deems*
10 *proper, with approval of the Governor and in a form approved by the Attorney General, a portion of*
11 *First Landing State Park in the City of Virginia Beach to the City of Virginia Beach, lessee.*

12 § 2. *The purpose of the lease is to allow certain property currently owned by the Commonwealth*
13 *within First Landing State Park, to be used for a recreational facility not operated under the purview of*
14 *the Department of Conservation and Recreation.*

15 § 3. *The lease shall be subject to (i) the public participation guidelines of the Administrative Process*
16 *Act (§ 2.2-4000 et seq.) and (ii) inclusion in the master plan for the park.*

17 § 4. *Any further subletting of the property by the lessee shall be subject to review and approval by*
18 *the Department, with approval of the Governor, and in a form approved by the Attorney General. Upon*
19 *expiration of the lease, or when the lessee no longer wishes to have the property operated under the*
20 *terms of the lease, the lessee shall return the property to the Department in the condition specified by*
21 *the lease.*

22 § 5. *The lease agreement shall incorporate language that ensures that the property and any facilities*
23 *constructed on the site provide for adequate public access and use to comply with the requirements of*
24 *the federal Land and Water Conservation Act.*

25 § 6. *The provisions of this act shall expire on July 1, 2009, unless the lease agreement as entered*
26 *into by the lessor and lessee on or before July 1, 2009.*

ENROLLED

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