



RESOLUTION #2286

SUBJECT: Authorize the Execution of Amendments to the CSX Operating Access Agreement and Master Facilities Lease Agreement

WHEREAS: VRE's current Operating Access Agreement with CSX was executed in July of 2011;

WHEREAS: The current Operating Access Agreement defines the train schedules and physical characteristics of the rail corridor in which VRE operates;

WHEREAS: The current train schedules and physical characteristics of the rail corridor need to be modified to include revised train schedules, the addition of a roundtrip train and update the physical characteristics due to adding the Spotsylvania Station to VRE's service corridor;

WHEREAS: VRE has a Master Facilities Lease Agreement with CSX for all stations on the CSX right of way;

WHEREAS: The Master Facilities Lease Agreement needs to be updated to include the Spotsylvania Station platform located in the CSX right of way and update the VRE Crossroads lead track lease;

WHEREAS: VRE is currently constructing a third track between Hamilton and Crossroads interlocks;

WHEREAS: VRE anticipates the third track project to be substantially completed by December 31, 2015;

WHEREAS: Before service to the Spotsylvania Station begins, CSX requires a Completion Agreement to outline a contingency plan if the third track project is not completed within a reasonable time after December 31, 2015; and

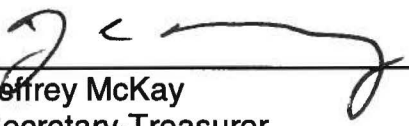
WHEREAS: The VRE Operations Board recommends the following Commission action.

NOW, THEREFORE, BE IT RESOLVED that the Northern Virginia Transportation Commission hereby authorizes the VRE Chief Executive Officer to execute an Amendment to the current CSX Operating Access Agreement in a form approved by legal counsel to 1) revise the current train schedules; 2) add track maintenance responsibilities; and 3) update the physical characteristics of the rail corridor.

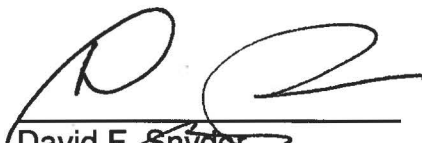
BE IT FURTHER RESOLVED that NVTC authorizes the VRE Chief Executive Officer to execute an Amendment to the current CSX Master Facilities Lease Agreement in a form approved by legal counsel to 1) include the Spotsylvania Station platform; and 2) update the lease of the VRE Crossroads lead track.

BE IT FURTHER RESOLVED that NVTC authorizes the VRE Chief Executive Officer to execute a Completion Agreement with CSX outlining a contingency plan if the Hamilton to Crossroads third track improvements are not completed within a reasonable time beyond December 31, 2015, in a form approved by legal counsel.

Approved this 5th day of November 2015.



Jeffrey McKay
Secretary-Treasurer



David F. Snyder
Chairman