

**6. HIGHWAY MATTERS****A. TRUCK PROHIBITION - ROSE VALLEY ROAD**

As you may recall, last year, VDOT imposed a “No-Through Trucks” prohibition on the southern end of Rose Valley Road from Enviva Way to Dogwood Bend Road in response to a resolution from the Board of Supervisors. The intent was to direct all of Enviva’s truck traffic along General Thomas Highway and onto Rose Valley Road between General Thomas Highway and Enviva Way.

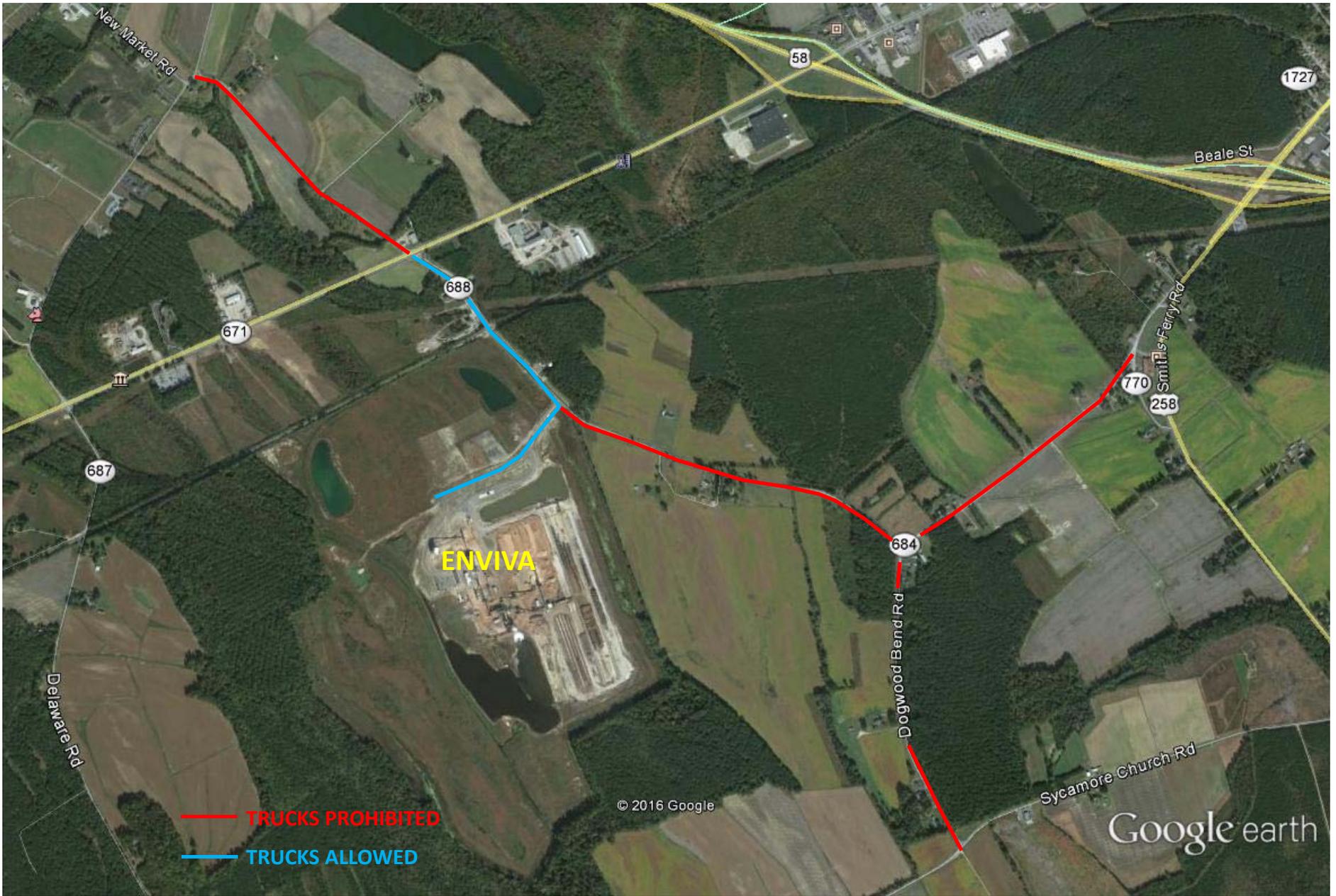
I was recently advised by VDOT that traffic citations issued by the Sheriff’s Office for trucks accessing/departing Enviva along the southern end of Rose Valley Road from/towards Dogwood Bend Road may be unenforceable because the trucks are not technically passing “through” Rose Valley Road - they’re turning onto Enviva Way before going all the way through.

In response, VDOT has indicated that it has the authority to specifically prohibit truck traffic (not just “through trucks”) on Rose Valley Road between Dogwood Bend Road and Enviva Way pursuant to §46.2-1104 of the Code of Virginia, in order to promote the safety of travel and to protect the highway. Similar prohibitions could also be imposed along Dogwood Bend Road and the northern end of Rose Valley Road between General Thomas Highway and Delaware Road.

**MOTION REQUIRED:** If the Board is so inclined, a motion is required requesting VDOT to prohibit truck traffic along Dogwood Bend Road and Rose Valley Road to promote the safety of travel and protect the highway, with the exception of that section of Rose Valley Road between General Thomas Highway and Enviva Way.

**B. MONTHLY CONCERNS**

Please come prepared to share any highway concerns that exist within your respective districts.



## § 46.2-1104. Reduction of limits by Commissioner of Highways and local authorities; penalties

The Commissioner of Highways, acting through employees of the Department of Transportation, may prescribe the weight, width, height, length, or speed of any vehicle or combination of vehicles passing over any highway or section of highway or bridge constituting a part of the interstate, primary, or secondary system of highways. Any limitations thus prescribed may be less than those prescribed in this title whenever an engineering study discloses that it would promote the safety of travel or is necessary for the protection of any such highway.

If the reduction of limits as provided in this section is to be effective for more than 90 days, a written record of this reduction shall be kept on file at the central office of the Department of Transportation. In instances where the limits, including speed limits, are to be temporarily reduced, the representative of the Department of Transportation in the county wherein such highway is located shall immediately notify the Chief Engineer for the Department of Transportation of such reduction. The Chief Engineer shall either affirm or rescind the action of reducing such limits within five days from the date the limits have been posted as hereinafter provided. A list of all highways on which there has been a reduction of limits as herein provided shall be kept on file at the central office of the Department of Transportation. Anyone aggrieved by such reduction of limits may appeal directly to the Commissioner of Highways for redress, and if he affirms the action of reducing such limits, the Commonwealth Transportation Board shall afford any such aggrieved person the opportunity of being heard at its next regular meeting.

The local authorities of counties, cities, and towns, where the highways are under their jurisdiction, may adopt regulations or pass ordinances decreasing the weight limits prescribed in this title for a total period of no more than 90 days in any calendar year, when an engineering study discloses that operation over such highways or streets by reason of deterioration, rain, snow, or other climatic conditions will seriously damage such highways unless such weights are reduced.

In all instances where the limits for weight, size, or speed have been reduced by the Commissioner of Highways or the weights have been reduced by local authorities pursuant to this section, signs stating the weight, height, width, length, or speed permitted on such highway shall be erected at each end of the section of highway affected and no such reduced limits shall be effective until such signs have been posted.

Notwithstanding any other provision of law to the contrary, it shall be unlawful to operate a vehicle or combination of vehicles on any public highway or section thereof when the weight, size, or speed thereof exceeds the maximum posted by authority of the Commissioner of Highways or local authorities pursuant to this section.

Any violation of any provision of this section shall constitute a Class 2 misdemeanor. Furthermore, the vehicle or combination of vehicles involved in such violation may be held upon an order of the court until all fines and costs have been satisfied.

Code 1950, §§ 46-340, 46-341; 1952, cc. 137, 237; 1958, c. 600, § 46.1-345; 1966, c. 85; 1968, c.

218; 1989, c. 727; 2005, c. 645; 2013, c. 118.