



REGULATORY REDUCTION PROGRAM & PROPOSED REGULATORY AMENDMENTS

General Rules and Regulations of the Commonwealth Transportation Board (24VAC30-21), Rules and Regulations for the Administration of Waysides and Rest Areas (24VAC30-50), and Rules and Regulations for the Administration of Parking Lots and Environs (24VAC30-100)

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Periodic Regulatory Review/Regulatory Reduction Program

- In July, to fulfill regulatory periodic review requirements and to further regulatory reduction and streamlining efforts, the CTB approved the Notices of Intended Regulatory Action (NOIRAs) for the following regulations:
 - General Rules and Regulations of the Commonwealth Transportation Board (24VAC30-21),
 - Rules and Regulations for the Administration of Waysides and Rest Areas (24VAC30-50), and
 - Rules and Regulations for the Administration of Parking Lots and Environs (24VAC30-100).
- VDOT filed the NOIRAs and they were published in the Virginia Register in August for a 30-day public comment period – no comments were received.
- Filing the Proposed stage is the next step of the regulatory process.

General Rules and Regulations of the CTB - Background

General Rules and Regulations of the Commonwealth Transportation Board

- Provide for the Commonwealth Transportation Board (CTB) to regulate generally the activities that occur on highway right of way under the jurisdiction of the CTB and the Virginia Department of Transportation (VDOT):
 - Dictate that uses other than travel are subject to the land use permit framework
 - Dictate that access/entrances are subject to the access management framework
 - Provide for regulation of other uses of the highway systems.
- CTB actions outlining rules and regulations on this topic date to nearly the beginning of the state highway system, which was established in 1918. Adopted as regulation in 1995.
- Last periodic review was in 2021. Last substantive amendments were in 2011 to update statutory references and eliminate provisions duplicative of provisions in other regulations.

General Rules and Regulations of the CTB - Proposed Significant Amendments

Summary of Significant Amendments

- Remove redundant or obsolete language, add clarity, and achieve regulatory reduction and streamlining in accordance with Executive Order 19.
- Remove text which is duplicative of that contained in other CTB or VDOT regulations.
- Add clarity to several definitions and to restrictions applying to activities occurring on bridges forming a part of the system of state highways.
 - New exception for fire and law enforcement vehicles or vessels.

Administration of Waysides and Rest Areas - Background

Rules and Regulations for the Administration of Waysides and Rest Areas

- Establish overall policies, procedures, and conditions under which waysides and rest areas under the control of the CTB may be used.
 - Address subjects such as operating hours and prohibited and restricted activities.
- Earliest CTB policy (now repealed and archived) on waysides in the same form as the regulation dates to 1942. Rest areas were added to the policy in 1965. Adopted as regulation in 1995.
- Last periodic review was in 2021. This regulation has never been substantively amended.

Administration of Parking Lots and Environs - Background

Rules and Regulations for the Administration of Parking Lots and Environs

- Establish the rules and conditions governing the use of, and activities that may be conducted in, parking lots and related environs under the control of the CTB.
 - Address subjects such as restrictions on parking, prohibited activities, and activities that may be performed under a permit.
- Earliest CTB policy in the same form as the regulation dates to 1973. Adopted as regulation in 1995.
- Last periodic review was in 2021. Last substantive amendments were made in 2018 to address mobile food vending.

Waysides, Rest Areas, and Parking Lots and Environs - Proposed Significant Amendments

Summary of Significant Amendments

- **Combine the two regulatory chapters into a new Chapter 51 to remove the overlapping requirements currently duplicated in both regulations.**
 - **Overlapping requirements will be consolidated into one section within the new regulatory text. The unique provisions of each current chapter will be retained as new standalone sections.**
- **New allowance for state government entities to request permission for activities at and uses and occupation of rest areas not otherwise prohibited by state or federal law.**

Waysides, Rest Areas, and Parking Lots and Environs - Proposed Significant Amendments

Summary of Significant Amendments (cont.)

- **New allowance for permitting of events in parking lots on weekends.**
- **Expansion of allowance for mobile food vending to parking lots outside of Planning District 8.**
- **Achieve administrative updates, add clarifying language, and bring the text in line with current practice.**

Next Steps

- **If amendments are approved by the CTB at a subsequent meeting, VDOT staff will file the proposed regulations on Town Hall.***
- **The amendments will then go through executive branch review, after which they will be published in the Virginia Register for the public to review.**
- **Public comment will be received for 60 days.**
- **Proposed Regulations may be adopted as Final Regulations with or without further amendments or not at all.**

* Text of proposed amendments and proposed Town Hall documentation is included in CTB package.

