



# COMMONWEALTH of VIRGINIA

## Commonwealth Transportation Board

W. Sheppard Miller, III  
Chairperson

1401 East Broad Street  
Richmond, Virginia 23219

(804) 482-5818  
Fax: (804) 786-2940

*Agenda item # 1*

### RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

May 21, 2025

#### MOTION

**Made By:** Dr. Smoot, **Seconded By:** Mr. Laird

**Action:** Motion Carried, Unanimously

**Title: Discontinuance – Secondary System of State Highways**  
**Route 863 in Roanoke County**

**WHEREAS**, a segment of Route 863, located in Roanoke County, measuring approximately 0.19 of a mile, is no longer necessary for the uses of the Secondary system of state highways, and therefore no longer provides a public convenience that warrants maintenance at public expense, rendering it eligible for discontinuance; and

**WHEREAS**, the Roanoke County Board of Supervisors has approved a resolution on April 8, 2025, attached hereto as Exhibit A, requesting the discontinuance described as the 0.19 of a mile length of Route 863, as seen in the map attached hereto as Exhibit B; and

**WHEREAS**, pursuant to § 33.2-908 of the *Code of Virginia*, a section of highway may be discontinued from the Secondary system of state highways by the Commissioner of Highways, with the approval of the Commonwealth Transportation Board, if the highway is deemed to be no longer necessary for the uses of the Secondary system of state highways when a part of the highway no longer provides a public convenience that warrants maintenance at public expense; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Commonwealth Transportation Board approves the discontinuance of the roadway segment identified below and as depicted on Exhibit B attached hereto, as part of the Secondary system of state highways, pursuant to §33.2-908, *Code of Virginia*, as the roadway is no longer necessary for the uses of the Secondary system of state highways and is no longer providing sufficient public convenience to warrant maintenance at public expense.

**Secondary System of State Highways**

**Discontinuance**

Salem District

Roanoke County

- Route 863 0.19 Mi.

**Total Mileage Discontinued from the Secondary System: 0.19 Mi.**

####

## CTB Decision Brief

### Discontinuance - Secondary System of State Highways: Route 863 in Roanoke County

**Issue:** The Roanoke County Board of Supervisors has requested the discontinuance of a portion of Route 863 in Roanoke County. Pursuant to §33.2-908 of the *Code of Virginia*, said discontinuance must be approved by the Commonwealth Transportation Board (Board).

**Facts:** Upon review of the area, VDOT staff determined that a 0.19 of a mile portion of Route 863 should be discontinued as a part of the Secondary System of State Highways, pursuant to §33.2-908 of the *Code of Virginia*, as it no longer provides a public convenience that warrants maintenance at state expense.

The Roanoke County Board of Supervisors requested, by resolution on April 8, 2025 (Exhibit A, attached), the discontinuance of the 0.19 of a mile segment of Route 863 (road noted in “Yellow” on Exhibit B, attached).

In accordance with §33.2-908, notice of the discontinuance was published in the *Roanoke Times* on March 6 and 23, 2025 (Exhibit C, attached). Section 33.2-908 requires that notice be provided to the County Board of Supervisors and property owners with land abutting the section of roadway considered for discontinuance.

**Recommendation:** VDOT recommends the Board approve the discontinuance of the 0.19 of a mile segment of Route 863 referenced above.

**Action Required by CTB:** The *Code of Virginia* requires a majority of the Board’s members to approve the proposed discontinuance. A resolution describing the proposed road to be discontinued is provided for the Board’s consideration.

**Result if Approved:** If approved, VDOT will suspend all of its maintenance activity on the roadway segment.

**Options:** Approve, Deny or Defer

**Public Comments/Reaction:** There was no request for a public hearing made to the Roanoke County Board of Supervisors regarding this proposed discontinuance and there were no requests for a public hearing received by VDOT in response to the notices provided.

**Exhibit A**  
**Roanoke County Resolution**

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF ROANOKE  
COUNTY, VIRGINIA, HELD AT THE ROANOKE COUNTY ADMINISTRATION  
CENTER ON APRIL 8, 2025

**RESOLUTION 040825-6 AUTHORIZING THE DISCONTINUANCE OF A  
0.19 MILE PORTION OF STATE ROUTE 863, DUTCH OVEN ROAD,  
WHICH IS CURRENTLY IN THE VIRGINIA DEPARTMENT OF  
TRANSPORTATION'S SECONDARY STATE HIGHWAY SYSTEM,  
CATAWBA MAGISTERIAL DISTRICT**

WHEREAS, Roanoke County has notified the Virginia Department of Transportation (VDOT) of its desire to discontinue a portion of Dutch Oven Road, Route 863, depicted within the sketch "Dutch Oven Road (Route 863) Proposed Discontinuance Exhibit March 6, 2025" to reduce the potential for illegal activities to take place on a portion of the roadway leading to a closed bridge, which sketch is incorporated herein by reference; and

WHEREAS, the portion of the road identified to be discontinued is deemed to no longer serve public convenience warranting maintenance at public expense;


NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors does hereby request the Commonwealth Transportation Board's discontinuance from the Secondary System of State Highways of the portion of road identified on the attached sketch, pursuant to Virginia Code § 33.2-908;

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Resident Engineer of the Virginia Department of Transportation.

On motion of Supervisor Hooker to adopt the resolution; seconded by Supervisor Shepherd and carried by the following roll call and recorded vote:

AYES:	Supervisors Hooker, North, Mahoney, Shepherd, Radford
NAYS:	None

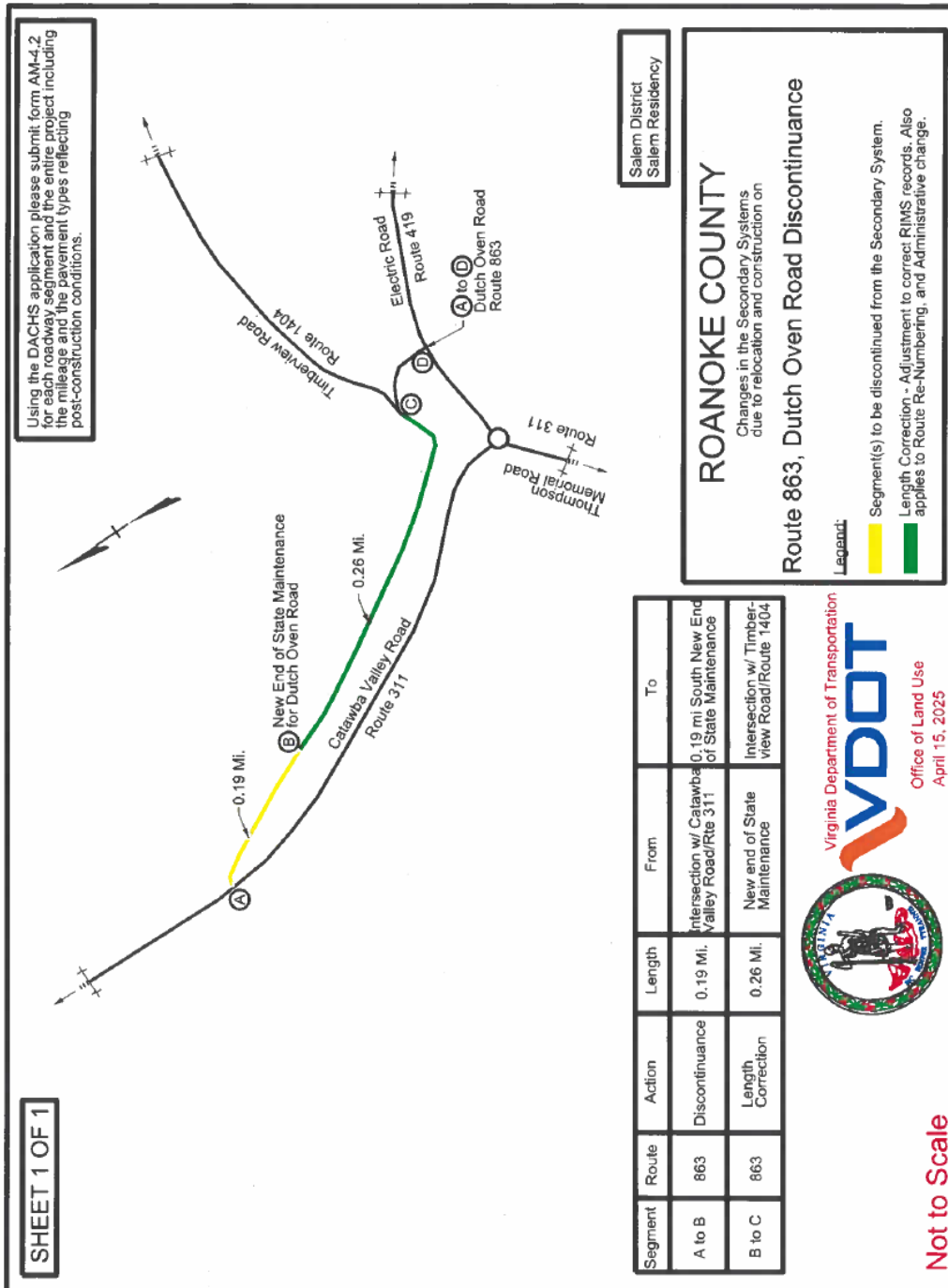
A COPY TESTE:

  
\_\_\_\_\_  
Richard L. Caywood, P.E.  
County Administrator / Clerk to the Board of Supervisors

CC: Megan Cronise, Assistant Director of Planning

# Exhibit B

## Sketch of Proposed Road to be Discontinued



## Exhibit C

### **Public Notice of Discontinuance** **Published in the *Roanoke Times* on March 6 and 23, 2025**

#### **Notice of Public Hearing**

##### **LEGAL NOTICE ROANOKE COUNTY BOARD OF SUPERVISORS PROPOSED DISCONTINUANCE FOR ROUTE 863 DUTCH OVEN ROAD**

Pursuant to §33.2-908 Code of Virginia, the Roanoke County Board of Supervisors will hold a public hearing to consider discontinuance of a portion of Route 863, Dutch Oven Road, on Tuesday, April 8, 2025, at 2 p.m. in the Board Meeting Room of the Roanoke County Administration Center, 5204 Bernard Drive, Roanoke, VA. The roadway segment proposed for discontinuance begins at the closed Dutch Oven Road bridge and extends south for 0.19 mile, or 1,015 feet. This matter is being considered by the Board of Supervisors at the request of area residents to enable a portion of the roadway to be closed to vehicle traffic.

Contact Megan Cronise, Assistant Director of Planning, with questions by phone at (540) 772-2106, by email at [MCronise@RoanokeCountyVA.gov](mailto:MCronise@RoanokeCountyVA.gov) or by mail at 5204 Bernard Drive, P.O. Box 29800, Roanoke, Virginia 24018.

Dated: February 27, 2025  
Rhonda Perdue, Deputy Clerk to the Board  
COL-1001220