

LIMITED ACCESS ESTABLISHMENT AND CHANGE GUIDELINES

Background/Policy*

[24VAC30-73-10](#) provide the following definition: "Limited Access Highway" means a highway especially designed for through traffic over which abutting properties have no easement or right of light, air, or access by reason of the fact that their property abuts upon the limited access highway.

Section [33.2-401](#) provides the Commonwealth Transportation Board (CTB) with the power and authority to designate and regulate the use of limited access (L/A) highways.

By resolution, the CTB designates a section or all of a proposed or existing highway or street as a limited access facility within the limits described in the resolution, less any access breaks that may be excepted in the resolution.

The actual width of the limited access portion of the right of way is established by the Chief Engineer as a part of the design approval process. The Right of Way Division is responsible for the actual acquisition of the right of way and limited access rights and the disposal of same when authorized by the CTB.

[24VAC30-401-20](#), Section C.3, 3a state: "Prior to review by the department, requestors shall: pay for expenses associated with the departments posting of a Willingness for Public Comments notice to allow public input to be collected concerning the request prior to CTB action. If the requestor is a locality making a request for change in limited access control for public transportation purposes, the Chief Engineer may waive the requirement to pay for the posting."

Virginia Administrative Code (VAC) Section [24VAC30-401-10](#) requires CTB action on any limited access control changes that "occur" after a project is completed, finalized and serving in its intended capacity."

* 7/16