

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 15.2-2011 of the Code of Virginia and to amend the Code of Virginia by*  
3 *adding a section numbered 15.2-2009.1, relating to removal of dangerous roadside vegetation; local*  
4 *option.*

5  
6 Approved

[H 284]

7 **Be it enacted by the General Assembly of Virginia:**

8 **1. That § 15.2-2011 of the Code of Virginia is amended and reenacted and that the Code of**  
9 **Virginia is amended by adding a section numbered 15.2-2009.1 as follows:**

10 **§ 15.2-2009.1. Dangerous roadside vegetation.**

11 *Notwithstanding the provisions of subsection A of § 15.2-2000, any locality may, by ordinance,*  
12 *provide that the owner of any property adjacent to the right-of-way of any street, highway, road, alley,*  
13 *bridge, viaduct, subway, underpass, or other public right-of-way or place shall, at such time or times as*  
14 *the governing body may prescribe, remove therefrom any and all trees, tree limbs, shrubs, high grass,*  
15 *or other substance that might dangerously obstruct the line of sight of a driver, be involved in a*  
16 *collision with a vehicle, or interfere with the safe operation of a vehicle; or may, whenever the*  
17 *governing body deems it necessary, after reasonable notice as defined in subdivision 2 of § 15.2-906,*  
18 *have such trees, shrubs, high grass, and other like substances removed by its own agents or employees.*

19 **§ 15.2-2011. Localities may permit existing encroachments.**

20 *Notwithstanding the provisions of subsection A of § 15.2-2000, localities may authorize owners of*  
21 *property with roadside vegetation described in § 15.2-2009.1 or buildings or structures encroaching*  
22 *under, upon and over any public rights-of-way therein, within such limitations as the localities may*  
23 *prescribe, to maintain such vegetation or encroachments as they exist, until such vegetation, buildings,*  
24 *or structures are destroyed or removed; however, nothing contained in this section shall be construed to*  
25 *relieve the owners of negligence on their part on account of any such vegetation or encroachment.*