

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 33.1-221 of the Code of Virginia, relating to access roads to industrial*
3 *sites and airports.*

4
5 Approved

[H 647]

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

7 **1. That § 33.1-221 of the Code of Virginia is amended and reenacted as follows:**

8 § 33.1-221. Funds for access roads to industrial sites and airports; construction, maintenance, etc., of
9 such roads.

10 A. Notwithstanding any other provision of law, there shall be appropriated to the Commonwealth
11 Transportation Board funds derived from taxes on motor fuels, fees and charges on motor vehicle
12 registrations, road taxes or any other state revenue allocated for highway purposes, which shall be used
13 by the Board for the purposes hereinafter specified, after deducting the costs of administration before
14 any of such funds are distributed and allocated for any road or street purposes.

15 Such funds shall be expended by the Board for constructing, reconstructing, maintaining or
16 improving access roads within counties, cities and towns to industrial sites on which manufacturing,
17 processing or other establishments will be built under firm contract or are already constructed and to
18 ~~publicly owned~~ *licensed, public-use* airports; in the event there is no such establishment or airport
19 already constructed or for which the construction is under firm contract, a county, city, or town may
20 guarantee to the Board by bond or other acceptable device that such will occur and, should no
21 establishment or airport acceptable to the Board be constructed within the time limits of the bond, such
22 bond shall be forfeited. Towns which receive highway maintenance payments under § 33.1-41.1 shall be
23 considered separately from the counties in which they are located when receiving allocations of funds
24 for access roads.

25 B. In deciding whether or not to construct or improve any such access road, and in determining the
26 nature of the road to be constructed, the Board shall base its considerations on the cost thereof in
27 relation to the volume and nature of the traffic to be generated as a result of developing the airport or
28 the industrial establishment within the total industrial area. In any industrial park or airport, the total
29 volume of traffic to be generated shall be taken into consideration in regard to the overall cost thereof.
30 No such access road shall be constructed or improved on a privately owned plant site.

31 C. Any access road constructed or improved under this section shall constitute a part of the
32 secondary system of state highways or the road system of the locality in which it is located and shall
33 thereafter be constructed, reconstructed, maintained and improved as other roads in such system.