

According to the Code of Virginia, a county Board of Supervisors may, by resolution, request VDOT to allocate unpaved road funding to other secondary road priorities. While not specifically referred to as a penalty, for each \$250,000 moved, the amount of eligible roadway considered in future allocations is reduced by one mile. Though there are presently no allocations projected through FY 2015, there is about \$1.8 million in funding banked on the Route 606 Dickerson Road project. Moving these funds would reduce the eligible roadway by approximately seven (7) miles.

For your reference, here is the section of Code addressing this issue:

§ 33.1-23.1:1. Unpaved secondary road fund created; allocations.

A. Before funds are allocated for distribution for highway construction pursuant to § 33.1-23.1 B 1, B 2, and B 3, a fund shall be established for the paving of nonsurface treated secondary roads which carry fifty vehicles or more per day. Such fund shall contain 5.67 percent of the total funds available for highway construction under § 33.1-23.1 B 1, B 2, and B 3.

B. Such funds shall be distributed to counties in the secondary system based on the ratio of nonsurface treated roads in each county carrying fifty vehicles or more per day to the total number of such nonsurface treated roads in the Commonwealth.

C. The governing body of any county may have funds allocated to the county under this section added to the county's secondary system construction funds allocated pursuant to § 33.1-23.4. For each \$250,000 or portion thereof added to secondary construction funds under this provision, the amount of the county's nonsurface treated roads used to distribute funds under this section in subsequent years shall be reduced by one mile or proportional part of one mile.

(1979, c. 84; 1985, c. 42.)