



COMMONWEALTH of VIRGINIA

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MEMORANDUM

TO: Richard L. Walton, Jr.
Chief of Policy and Environment

FROM: Christopher D. Eib *CDE*
Senior Assistant Attorney General

SUBJECT: Repeal of *Minimum Standards of Entrances to State Highways* (24 VAC 30-71)

DATE: February 3, 2010

As requested in your memorandum to Jo Anne P. Maxwell, Senior Assistant Attorney General, I have reviewed the current *Minimum Standards of Entrances to State Highways* which are to be repealed. Based on my review, I believe that §§ 33.1-12(3), 33.1-197 and 33.1-198 of the *Code of Virginia* authorize the Commonwealth Transportation Board to repeal the current regulations.

Further, based on your assertion that this repeal of the *Minimum Standards* is expected to be non-controversial, the Department's plans to utilize the fast track rulemaking process as provided in § 2.2-4012.1 appears to be proper and in compliance with the applicable statutory provisions provided the Department complies with all applicable procedural requirements.

If you should have any further questions concerning this matter or if I can be of any further assistance, please let me know.