



**COMMONWEALTH of VIRGINIA**  
*Office of the Attorney General*

Jason S. Miyares  
Attorney General

202 North 9th Street  
Richmond, Virginia 23219  
804-786-2071  
FAX 804-786-1991  
Virginia Relay Services  
800-828-1120  
7-1-1

MEMORANDUM

TO: Jo Anne P. Maxwell  
Director, Governance and Legislative Affairs Division

FROM: Chandra D. Lantz  
Senior Assistant Attorney General and Section Chief

DATE: December 22, 2022

SUBJECT: Periodic Review of Traffic Impact Analysis Regulations, 24 VAC 30-155

In my capacity as legal counsel for the Virginia Department of Transportation (VDOT) and the Commonwealth Transportation Board, it is my legal opinion that the Traffic Impact Analysis Regulations does not appear, on its face, to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor does it appear to conflict with federal or state law currently in effect.

Virginia Code § 33.2-210 provides that the Commonwealth Transportation Board has the power and duty to make regulations that are not in conflict with the laws of the Commonwealth for the protection of and covering traffic on and for the use of systems of state highways and shall have the authority to add to, amend, or repeal such regulations. Further, Virginia Code § 15.2-2222.1 requires localities to submit proposed rezoning plans to VDOT for VDOT's review in accordance with VDOT's regulations.

This memorandum addresses legal matters only and is not intended as a comment for or against the merits of the proposed regulations.