

**A G E N D A**  
**JAMES CITY COUNTY POLICY COMMITTEE**  
**REGULAR MEETING**  
**Building A Large Conference Room**  
**101 Mounts Bay Road, Williamsburg, VA 23185**  
**October 10, 2019**  
**4:00 PM**

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**A. CALL TO ORDER**

**B. ROLL CALL**

**C. MINUTES**

**D. OLD BUSINESS**

1. Consideration of Amendments to the Zoning Ordinance Regarding Inoperative Motor Vehicles and Oversized Commercial Vehicles (Phase 2)

**E. NEW BUSINESS**

**F. ADJOURNMENT**

**ITEM SUMMARY**

DATE: 10/10/2019

TO: The Policy Committee

FROM: Christy H. Parrish, Zoning Administrator

SUBJECT: Consideration of Amendments to the Zoning Ordinance Regarding Inoperative Motor Vehicles and Oversized Commercial Vehicles (Phase 2)

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**ATTACHMENTS:**

	Description	Type
☐	Memorandum	Cover Memo
☐	Additional Samples of Other Locality Regulations	Backup Material
☐	Definitions	Backup Material
☐	Classification of Vehicles	Backup Material

**REVIEWERS:**

Department	Reviewer	Action	Date
Policy	Rosario, Tammy	Approved	10/4/2019 - 8:39 AM
Policy	Holt, Paul	Approved	10/4/2019 - 8:45 AM
Publication Management	Daniel, Martha	Approved	10/4/2019 - 9:03 AM
Policy Secretary	Secretary, Policy	Approved	10/4/2019 - 9:11 AM

## MEMORANDUM

DATE: October 10, 2019

TO: The Policy Committee

FROM: Christy H. Parrish, Zoning Administrator

SUBJECT: Consideration of Amendments to the Zoning Ordinance Regarding Inoperative Motor Vehicles and Oversized Commercial Vehicles (Phase 2)

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At its August 8, 2019 meeting, the Policy Committee reviewed and discussed amendments to the Zoning Ordinance regulating inoperative motor vehicles and oversized commercial vehicles.

### INOPERABLE VEHICLES

As discussed, the recent amendment to the County Charter grants additional authority to regulate inoperative motor vehicles for properties zoned agricultural and less than two acres and for those vehicles which do not display a valid license plate or valid inspection. This change will allow staff to more effectively address citizen complaints and will better enhance and protect the visual character of the community.

Staff has drafted the proposed changes to Section 24-37 of the Zoning Ordinance for the Committee's review. Due to formatting and numbering changes, staff is recommending striking and rewriting the entirety of the section. The substantive changes are summarized below:

#### **Summary:**

- Separated the inoperative motor vehicle definition into two subsections and added properties zoned for agricultural less than two acres.
- Redefined language for inoperative motor vehicles to mean any motor vehicles which is not in operating condition or does not display valid license plates or does not display any inspection decal that is valid for more than 60 days for properties less than two acres in size and zoned for agricultural, residential, or commercial purposes.
- Added definition of "shielded or screened from view" to mirror State Code.
- Clarified that the civil penalty applies only to inoperable motor vehicles located on properties zoned for residential or commercial purposes.

#### **Proposed Changes:**

- (a) ~~It shall be unlawful for any person, firm or corporation to keep, except within a fully enclosed building or structure or otherwise shielded or screened from view, on any property zoned for residential or commercial purposes any motor vehicle, trailer or semitrailer, as such is defined in section 46.2-100 of the Code of Virginia, which is inoperative; provided, however, no more than one such inoperative vehicle may be kept outside of a fully enclosed building or structure if shielded or screened from view by covers. An inoperative motor vehicle shall mean any motor vehicle which is not in operating condition or which for a period of 60 days or longer has been partially or totally~~

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~~disassembled by the removal of tires and wheels, the engine or other essential parts required for the operation of the vehicle or on which there are displayed neither valid license plates nor a valid inspection decal. The provisions of this act shall not apply to a licensed business which on June 26, 1970, is regularly engaged in business as an automobile dealer, salvage dealer or scrap processor.~~

- (b) ~~The owners of property zoned for residential or commercial purposes shall, at such time as the county or its agent may prescribe, remove therefrom any such inoperative motor vehicles, trailers or semitrailers that are not kept within a fully enclosed building or structure. If, after reasonable notice, the owner of the premises has failed to remove such vehicles, the county, through its own agent or employees, may remove them. The county, through its own agent or employees, may dispose of such motor vehicles, trailers or semitrailers after giving additional notice to the owner of the vehicle.~~
- (c) ~~The cost of any such removal and disposal shall be chargeable to the owner of the vehicle or premises and may be collected by the county as taxes and levies are collected. Every cost authorized by this section with which the owner of the premises shall have been assessed shall constitute a lien against the property from which the vehicle was removed, the lien to continue until actual payment of such costs have been made to the county.~~

*(a) Keeping of inoperative vehicles in certain zoning areas*

- i. *On any property zoned for residential or commercial purposes, it shall be unlawful for any person, firm or corporation to keep, except within a fully enclosed building or structure or otherwise shielded or screened from view, any motor vehicle, trailer or semitrailer, as such is defined in section 46.2-100 of the Code of Virginia, which is inoperative; provided, however, no more than one such inoperative vehicle may be kept outside of a fully enclosed building or structure if shielded or screened from view by covers.*

*An “inoperative motor vehicle” shall mean any motor vehicle: which is not in operating condition; or which for a period of 60 days or longer has been partially or totally disassembled by the removal of tires and wheels, the engine or other essential parts required for the operation of the vehicle; or on which there are displayed neither valid license plates nor a valid inspection decal. The provisions of this act shall not apply to a licensed business which on June 26, 1970, is regularly engaged in business as an automobile dealer, salvage dealer or scrap processor.*

*Any person who fails to comply with this subsection shall be subject to penalties set forth in [section 24-22](#) of this chapter.*

- ii. *On any property two acres in area or smaller and zoned for agricultural, residential or commercial purposes, it shall be unlawful for any person, firm or corporation to keep, except within a fully enclosed building or structure or otherwise shielded or screened from view, any motor vehicle, trailer or semitrailer, as such is defined in section 46.2-100 of the Code of Virginia, which is inoperative; provided, however, no more than one such inoperative vehicle may be kept outside of a fully enclosed building or structure if shielded or screened from view by covers.*

*An “inoperative motor vehicle” shall mean any motor vehicle: which is not in operating condition; or does not display valid license plates; or does not display any inspection decal that is valid; or does display an inspection decal that has been expired for more than 60 days.*

*This provision of this act shall not apply to a licensed business that is regularly engaged in business as automobile dealer, salvage dealer or scrap processor.*

*iii. As used in this section, notwithstanding any other provision of law, general or special, “shielded or screened from view” means not visible by someone standing at ground level from outside of the property on which the subject vehicle is located.*

*iv. The owners of property zoned for agricultural, residential or commercial purposes shall, at such time as the county or its agent may prescribe, remove therefrom any such inoperative motor vehicles, trailers or semitrailers that are not kept within a fully enclosed building or structure. If, after reasonable notice, the owner of the premises has failed to remove such vehicles, the county, through its own agent or employees, may remove them. The county, through its own agent or employees, may dispose of such motor vehicles, trailers or semitrailers after giving additional notice to the owner of the vehicle.*

*The cost of any such removal and disposal shall be chargeable to the owner of the vehicle or premises and may be collected by the county as taxes and levies are collected. Every cost authorized by this section with which the owner of the premises shall have been assessed shall constitute a lien against the property from which the vehicle was removed, the lien to continue until actual payment of such costs have been made to the county.*

Staff looks forward to receiving any comments or suggestions at the meeting to the above proposed changes.

## **PARKING OF OVERSIZED COMMERCIAL VEHICLES IN AREAS ZONED FOR RESIDENTIAL**

Also the August meeting, staff discussed the parking of oversized commercial vehicles in areas zoned for residential. Since that time, staff has completed additional research and has provided the following:

- Additional regulation samples from other localities including regulations along streets/rights-of-way. Please note that staff focused on counties rather than cities since enabling legislation is often different. (Attachment No. 1)
- Definition examples from various sources including from the Code of Virginia. (Attachment No. 2)
- Classification of vehicles information from the Federal Highway Administration and size examples. (Attachment No. 3)

Staff met with the Assistant County Administrator, Chief of Police, and Assistant County Attorney and discussed the parking of oversized commercial type vehicles along streets in residential districts. Currently, Chapter 13 Motor Vehicles and Traffic of the County Code permits the County Administrator to classify vehicles and restrict parking upon County-owned property, County-maintained roads and streets, and roads that are part of the state secondary system. Signs or markers must be erected when any regulations are made for a particular area.

An amendment to Chapter 13 will be necessary to prohibit the parking of certain types of vehicles along residential streets County-wide. Staff will provide a copy of the attached research and any feedback received from the Policy Committee to the Assistant County Administrator. Staff will then assist with drafting such changes to Chapter 13 for the Board of Supervisors consideration concurrent with the Zoning Ordinance revision.

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In the meantime, staff looks forward to discussing the next steps in drafting Zoning Ordinance language to address the parking of oversized commercial vehicles in areas zoned residential on private property. One possible avenue would be to incorporate language to Section 24-37 and rename the Section as follows:

Sec. 24-37. Keeping of inoperative vehicles *and oversized vehicles in agricultural residential or commercial districts.*

*(a) Keeping oversized vehicles in certain zoning areas*

*On any property zoned for residential purposes, except on a farm, it shall be unlawful for any person, firm or corporation to keep any oversized vehicle designed for \_\_\_\_\_.*

In addition, the Committee discussed concerns that any proposed language should not intend to over-regulate to the extent possible or cause unintended situations. To this end, staff recommends drafting language based on type (i.e., dump truck, semi-trailer, etc.) and weight of vehicles (i.e., vehicles that exceed a certain weight) in residential areas and to exclude typical sized work vehicles residents may drive to and from work.

## CONCLUSION

Staff looks forward to the Committee's input on these discussion item in advance of finalizing the draft Ordinance revisions.

CHP/nb

InoprOvszVeh-Ph2-mem

### Attachments:

1. Additional Samples of Other Locality Regulations
2. Definitions
3. Classification of Vehicles

## Prince William County

Parking along Streets/ Rights-of- Way	<p>(a) <i>Restricted parking.</i> No person shall park or leave unattended any commercial vehicle on any public highway in any residence district as defined in Code of Virginia, § 46.2-100.</p> <p>(b) <i>Commercial vehicles defined.</i> For the purposes of this section, a commercial vehicle is defined as any of the following:</p> <ul style="list-style-type: none"><li>(1) Any solid waste collection vehicle, tractor truck or tractor truck/semitrailer or tractor truck/trailer combination, dump truck, concrete mixer truck, towing and recovery vehicle with a registered gross weight of 12,000 pounds or more, and any heavy construction equipment, whether located on the highway or on a truck, trailer, or semitrailer.</li><li>(2) Any trailer, semitrailer, or other vehicle in which food or beverages are stored or sold.</li><li>(3) Any vehicle licensed by the Commonwealth for use as a common or contract carrier or as a limousine, except one resident of each single-family dwelling unit zoned for residential use may park one vehicle licensed as a taxicab or limousine on such highways, provided other vehicles are permitted to park thereon.</li><li>(4) Any trailer or semitrailer, regardless of whether such trailer or semitrailer is attached to another vehicle.</li><li>(5) Any vehicle with three or more axles.</li><li>(6) Any vehicle that has a gross vehicle weight rating of 12,000 or more pounds.</li><li>(7) Any vehicle designed to transport 16 or more passengers including the driver.</li><li>(8) Any vehicle of any size that is being used in the transportation of hazardous materials as defined in Code of Virginia, § 46.2-341.4.</li></ul> <p>(c) <i>Exceptions.</i> The provisions of this section shall not apply to (i) any commercial vehicle when taking on or discharging passengers or when temporarily parked pursuant to the performance of work or service at a particular location or (ii) utility generators located on trailers and being used to power network facilities during a loss of commercial power.</p> <p>(d) The provisions of sections <a href="#">13-335</a>, <a href="#">13-343</a>, <a href="#">13-344</a> and <a href="#">13-345</a> shall apply in the enforcement of this section.</p> <p>Note - 46.2-100. Definitions- "Residence district" means the territory contiguous to a highway, not comprising a business district, where 75 percent or more of the property abutting such highway, on either side of the highway, for a distance of 300 feet or more along the highway consists of land improved for dwelling purposes, or is occupied by dwellings, or consists of land or buildings in use for business purposes, or consists of territory zoned residential or territory in residential subdivisions created under Chapter 22 (§ 15.2-2200 et seq.) of Title 15.2.</p>
Zoning Regulations	<p><b>Definition section</b></p> <p><i>Commercial vehicle</i> shall mean any vehicle with a gross vehicle weight registered with the Virginia Department of Motor Vehicles or any other state or government agency as 10,100 pounds or more and used for commercial purposes, or any vehicle, regardless of capacity, which displays advertising thereon or which is licensed as a "for hire" vehicle, or any limousine used as a common or contract carrier. For the purpose of this chapter, commercial vehicles shall not be deemed to include any of the following: police vehicle; emergency vehicle, commuter van, farm vehicle or farm equipment located on property used for agricultural purposes; motor home, camping trailer, tent trailer, boat trailer, horse trailer or similar recreational equipment used as personal property and not for hire; school van or bus.</p>

**Sec. 32-300.02. - Accessory uses.**

Accessory uses shall be permitted in all agricultural and residential districts, subject to the following limitations:

1. Motor vehicle parking and storage. Vehicles and motor vehicles shall be permitted in the agricultural, residential and residential portions of planned development districts as follows:

(a) Commercial vehicles on lots of three or more acres. Except for the prohibited vehicles listed in subsection (e) below, commercial vehicles may be parked in any agricultural, residential or residential portion of a planned district on lots greater than or equal to three acres in size provided the occupant of the dwelling unit is the operator of the vehicle.

(b) Commercial vehicles on lots of less than three acres. Except for the prohibited vehicles listed in subsection (e) below, not more than one commercial vehicle may be parked in any agricultural, residential, or residential portion of a planned district on lots less than three acres in size provided the occupant of the dwelling unit is the operator of the vehicle.

(c) All permitted commercial vehicles must be kept in a garage, accessory building, or in designated improved parking spaces within off-street parking areas which meet or exceed standards and regulations of this chapter and the Design and Construction Standards Manual.

(d) Location and area of vehicle parking and storage on lots less than one acre. All vehicles that are permitted to be parked or stored on residential properties of less than one acre shall be parked or stored only on an improved parking surface, meaning an area surfaced with asphalt, poured or precast concrete, brick, pavers, or other similar material commonly used for parking surfaces. In no event shall a vehicle be parked or stored on a gravel, grass, dirt, or other unimproved surface. Gravel shall not constitute an improved parking surface. If pervious material is used, it must be permanently distinguishable from the adjacent grass/landscaped areas. Such parking or storage areas and similarly improved driveways shall not occupy more than 35 percent of or 720 square feet of the minimum required front yard, whichever is greater. When the parking (excluding driveway) area exceeds 720 square feet, the parking (excluding driveway) area in excess of 720 square feet shall be constructed with a pervious pavement improved surface material as outlined above (gravel is not an acceptable pervious surface for the purposes of this requirement). The improved surface must be under the entire vehicle. Improved parking surfaces only under each tire or partially under a vehicle does not meet the definition of an improved parking surface for the purposes of this section. Modification of the pervious pavement requirement for parking areas exceeding 720 square feet may be requested at time of site plan, provided the applicant demonstrates why pervious pavement will not work in a specific location.

(1) In the case of pipestem lots, areas that are contained within the ingress and egress easement shall not be included when calculating the coverage of the front yard by parking areas and driveways.

(2) This maximum coverage requirement may be varied as a part of the consideration of a modified dwelling unit type requested pursuant to subsection 32-306.12.2. or 32-306.12.5.

(e) Prohibited vehicles regardless of weight. Except as permitted by section 13-327 of the County Code and subsections (g) and (h) below, the following types of vehicles shall not be parked or stored in any residential district or residential portion of a planned district, or on lots of less than ten acres in agricultural districts:

(1) Cement trucks.

(2) Construction equipment.

(3) Dump trucks.



	<p>(4) Garbage, refuse or recycling trucks.</p> <p>(5) Passenger buses (excluding school buses).</p> <p>(6) Tractors or trailers of a tractor-trailer truck.</p> <p>(7) Tow trucks.</p> <p>(f) Prohibited vehicles. Except as permitted by section 13-327 of the County Code and subsections (g) and (h) below, the following vehicles registered with the Virginia Department of Motor Vehicles or any other state or government agency as having a gross vehicle weight of 10,100 pounds or more, shall not be parked or stored in any residential district or residential portion of a planned district, or on lots of less than ten acres in agricultural districts:</p> <p>(1)Box trucks.</p> <p>(2)Flatbed trucks.</p> <p>(3)Stake bed trucks.</p> <p>(4)Step vans.</p> <p>(5)Trailers.</p> <p>(g)Construction equipment. Construction equipment and construction-related vehicles shall not be parked or stored in any agricultural, residential, or residential portion of a planned district except during the tenure of construction, and only when being used for construction purposes on the lot where parked or stored. Valid building and/or site development permits and continuous pursuit of completion of the permitted construction or development shall be required to demonstrate the existence of bona fide construction activity.</p> <p>(h)Agricultural uses and service to residential properties. The provisions of the foregoing subsections 1(a) through (f) shall not be construed to prohibit the parking in any agricultural district of any vehicle or equipment used in bona fide agricultural operations, nor shall the provisions be construed to prohibit the use of any vehicle for deliveries or pick-ups of goods or intermittent home services in residential or agricultural districts.</p>
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**-See next page-**

## Isle of Wight

<p>Parking along Street/ Rights-of- Way</p>	<p><b>Sec. 11-45. - Parking prohibited or restricted in specified places.</b></p> <p>(a) Vehicle classifications. .... For purposes of this section 11-45, the classification of vehicles shall be as follows:</p> <p>(1) Commercial vehicle:</p> <ul style="list-style-type: none"><li>(i) Any vehicle with a gross vehicle weight of ten thousand pounds or more, or a length of twenty-one feet or more, including trailers or other attachments;</li><li>(ii) Any vehicle, regardless of size, used in the transportation of hazardous materials as defined in Section 103 of the Federal Hazardous Materials Transportation Act (49 C.F.R. Part 172, Subpart F);</li><li>(iii) Any heavy construction equipment, whether located on the street or on a truck, trailer or semi-trailer;</li><li>(iv) Any solid waste collection vehicle, tractor truck or tractor truck/semi-trailer or tractor/truck combination, dump truck, concrete mixer truck, or towing or recovery vehicle; or</li><li>(v) Any trailer, semi-trailer or other vehicle in which food or beverages are stored or sold.</li></ul> <p>(2) Passenger-carrying vehicle:</p> <ul style="list-style-type: none"><li>(i) Any vehicle designed to carry sixteen or more passengers, including the driver; or</li><li>(ii) Any vehicle licensed by this commonwealth for use as a common or contract carrier or as a limousine.</li></ul> <p>(3) Recreational vehicle: ..... A self-propelled device designed or used for transporting persons or property for or in connection with recreation, as distinguished from mere transportation, having a gross vehicle weight of ten thousand pounds or more, a length of twenty-one feet or more, including motor homes and campers.</p> <p>(4) Trailers or other attachments: ..... A device, whether or not self-propelled, designed or used for transporting property including such things as motorcycles, travel trailers, campers, boats and automobiles.</p> <p>(b) Designation of specific vehicle classification and areas subject to restriction: ..... No person shall park any commercial vehicle, passenger-carrying vehicle, recreational vehicle or trailers or other attachments on any road, highway or street within the state's secondary system of highways in any of those areas or subdivisions in the county described below:</p> <p>(1) Gatling Pointe (North and South).</p> <p>In the case of subdivisions, the areas governed by this <a href="#">section 11-45</a> shall be those areas commonly known by the names listed above and designated on the plats of subdivision recorded in the Isle of Wight County Circuit Court Clerk's Office. Such restrictions shall have no application to any privately owned street, or any street owned by a property owners' association within the listed areas. In the event a street serves as the dividing line between a designated residential subdivision and an adjoining commercial zoning district, the parking restrictions shall apply only on the residentially zoned side of the street.</p> <p>(c) Procedure for consideration and establishment of designated areas:</p> <p>(1) The determination of streets and areas to be subject to such parking restrictions shall be based on characteristics including, but not necessarily limited to:</p>
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	<p>(i) Location within a residential zoning classification area with special characteristics or features that could be adversely impacted by on-street parking of large vehicles;</p> <p>(ii) Density of development, with primary focus on residential subdivisions with a typical lot size of one acre or less;</p> <p>(iii) Predominant lot width and street frontage characteristics, with primary focus on subdivision settings where typical lot widths are one hundred fifty feet or less;</p> <p>(iv) Location-specific safety issues including, but not limited to, consideration of traffic volumes, street surface width, sight distance, and use characteristics; or</p> <p>(v) Documentation or determination of inappropriate parking of classified vehicles or the potential for such parking to occur.</p> <p>(d) Applicability: ..... The prohibitions and restrictions set forth in this section 11-45 shall have no application when a vehicle is parked or stopped in compliance with the order of a law enforcement officer or a traffic control device, or during a permitted period of time in officially-designated parking areas, or in the case of a vehicular breakdown, or in an emergency which renders it necessary. In addition, the prohibitions and restrictions contained herein shall have no applicability to any vehicle while such vehicle is in actual use for loading or unloading or while actually engaged in the provision of goods or services.</p> <p>(e) Penalty for violation: ..... Any person who violates any provision of this section 11-45 shall be guilty of a traffic infraction, punishable as a Class 4 misdemeanor (two hundred fifty dollars). (12-21-06; 10-18-07; 9-21-17.)</p> <p><b>Sec. 11-51. - Parking limit for certain commercial vehicles in specified districts.</b></p> <p>(a) No person shall park or leave unattended, for more than two continuous hours, on or alongside the roads, highways or streets of the county or state in any residentially zoned area of the county or in any residential subdivision of three or more lots located in an agricultural zoned area, any road tractor, tractor-truck, tractor-truck and trailer, semi-trailer or any truck or motor vehicle with gross weight in excess of ten thousand one hundred pounds, where any such vehicle listed above is used for rent or for hire or for other commercial purposes.</p> <p>(b) This section shall not apply to any vehicle, when it is picking up or delivering merchandise or household goods at any location, or when such vehicle is parked or is left unattended in a zone set forth above in connection with the delivery of persons or material to a work site therein. For purposes of this section, the term "work site" shall mean any location where workmen are engaged in the construction, repair or maintenance of any real estate or personal property. Nor shall this section apply to any bus, either privately or publicly owned, or to motor vehicles carriers when picking up or discharging passengers. (10-1-92; 9-21-17.)</p>
Zoning Regulations	<p><b>Sec. 2-1002. – Definitions</b></p> <p><b>Commercial vehicle.</b> A vehicle designed to have more than two (2) rear wheels on a single axle. This shall not apply to pick up body type trucks, passenger van type vehicles, or to vehicles essential for an agricultural use associated with the premises.</p> <p><b>Article V – Supplementary Use Regulations</b></p> <p><b>Sec. 5-1002. - Prohibited uses in certain residential districts.</b></p> <p>The following activities are prohibited in the RR, NC, SE, SR, UR, PD-R, PD-MH and residential areas zoned PD-MX districts:</p> <p>A. Parking of a commercial vehicle overnight shall be prohibited, unless otherwise expressly permitted by this ordinance.</p> <p>B. No construction machinery or similar equipment shall be parked overnight unless the machinery is incidental to improving the premises. (7-7-05; 9-17-15; 7-19-18; 11-15-18.)</p>

## Henrico County

<p>Parking along Street/ Rights-of- Way</p>	<p><b>Sec. 22-152. - Designation of limited or prohibited parking areas.</b></p> <p>(a) Notwithstanding any other provisions of this chapter, the county manager or his duly authorized representative is hereby authorized, when in his judgment it is in the public interest so to do, to set apart on any of the highways of the county spaces for loading and unloading merchandise, bus stops, taxistands and other places in which no general parking shall be permitted; and he is further authorized to set aside spaces in which parking time shall be further limited; provided that signs shall be posted within or near such spaces so as to advise the public of such parking prohibitions or regulations. It shall be unlawful for any person to fail to comply with the requirements of such signs. If any such regulation concerns parking on the interstate system or the arterial network of the primary system or any extension thereof of the arterial network, it shall be subject to the approval of the state highway commissioner.</p> <p>(b) Notwithstanding any other provisions of this chapter, upon request of the governing body of any political subdivision, including, but not limited to, the Capital Region Airport Commission, owning property in the county, the county manager or his duly authorized representative is hereby authorized, when in his judgment it is in the public interest so to do, to set apart areas on any of the streets or roads within such property, regardless of whether such streets or roads are part of the county road system, expressly for loading and unloading merchandise, bus stops, taxistands and any other places in which no general parking shall be permitted; and he is further authorized to designate areas on such properties as the exclusive and only areas within which the designated activity is permitted on the property; and he is further authorized to set aside spaces in which parking time shall be further limited; provided that signs shall be posted within or near such spaces so as to advise the public of such parking prohibitions or regulations. It shall be unlawful for any person to fail to comply with the requirements of such signs.</p> <p><b>Sec. 22-154. - Parking for certain purposes prohibited.</b></p> <p>(a) It shall be unlawful for any commercial motor vehicle dealer to park any automobile, truck, trailer or other vehicle upon or in any highway, alley or publicly maintained parking lot for the purpose of selling or offering the vehicle for sale or rent. No sign or lettering shall be attached to or placed upon any automobile, truck, trailer or other vehicle parked in or upon any highway, alley or publicly maintained parking lot in the county indicating that such vehicle is offered for sale or rent by any commercial motor vehicle dealer, leasing or rental firm.</p> <p>(b) It shall be unlawful to park any vehicle upon any highway, alley or publicly maintained parking lot in a district where the property contiguous to the abutting curb or edge of the roadway has been zoned for business, commercial or industrial use for the purpose of offering for sale any merchandise to the public or displaying thereupon or therein advertisements for any article.</p>
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<b>Zoning Regulations</b>	<p><b>ARTICLE V. - R-0, R-0A, R-1, R-1A, R-2, R-2A, R-3, R-3A, R-4 AND R-4A ONE-FAMILY RESIDENCE DISTRICTS; USES</b></p> <p><b>Sec. 24-13. - Accessory uses permitted.</b></p> <p>Accessory uses customarily incidental to a permitted principal or conditional use on the same lot therewith, including among others:</p> <p>(a) Private parking areas, garages, and stables accessory to a dwelling. Parking may be provided for noncommercial vehicles, trucks not exceeding 10,000 pounds gross weight, and one commercial vehicle not exceeding 10,000 pounds gross weight. Parking of any truck or commercial vehicle exceeding 10,000 pounds gross weight, or any commercial trailer or wrecker, is permitted only while loading, unloading, or working at or near the location where it is parked. Parking may be provided for one unoccupied manufactured home in an enclosed garage provided the manufactured home is owned by the occupant of the property. Stables shall comply with the distance requirements of <a href="#">section 24-10(b)</a>.</p> <p><b>Sec. 24-102. - Trailers and trailer parks.</b></p> <p>No trailer of any kind shall be parked or stored in any district except as follows:</p> <p>(1) In an R district, one manufactured home may be parked or stored in an enclosed garage on the same lot with the principal use, provided it shall not be occupied for living or business purposes. The wheels or other transporting devices shall not be removed, except for repairs, nor shall the manufactured home be connected to any utility service or to the ground or another structure in any manner that would prevent its ready removal.</p> <p>(2) In any district used for residential purposes, one travel, utility and/or boat trailer, as an accessory use, may be parked or stored in the rear, side yard or in a carport or garage on the same lot with the principal use, provided it shall not be occupied for living or business purposes. The wheels or other transporting devices shall not be removed, except for repairs, nor shall the trailer be connected to any utility service or to the ground or other structure in any manner that would prevent its ready removal.</p> <p><b>Sec. 24-3. Enumerated.</b></p> <p><a href="#">Commercial use means any use in a business, office, office service, or institutional district as classified and defined in this chapter.</a></p>
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**-See next page-**

## New Kent County

Parking along Street/ Rights-of- Way	<p><b>Sec. 70-136. - County administrator authorized to regulate parking and to erect signs and markers.</b></p> <p>(a) The county administrator may classify vehicles with reference to parking upon county-owned or leased property and <u>county-maintained roads and streets</u> and may designate the time, place and manner such vehicles may be allowed to park thereon. He may make and enforce such additional rules and regulations as parking conditions may require. When any parking regulation is established pursuant to this section, the county administrator shall cause to be erected appropriate signs or markers so that an ordinarily observant person, who may be affected by such regulations, will be aware of such regulation.</p> <p>(b) When any regulation is made pursuant to this section and when appropriate signs and markers have been erected as required by this section, it shall be unlawful for any person to violate any such regulation</p>
Zoning Regulations	<p><b>Sec. 98-10. - Accessory buildings and uses.</b></p> <p>(c) The following accessory uses or structures <u>shall be permitted</u> in conjunction with a residence:</p> <p>(7) Parking or storage of small cargo or utility trailers, recreational vehicles and similar equipment including, but not limited to, boats, boat trailers, motor homes, tent trailers and horse vans, provided that such equipment shall not be used for living, housekeeping or business purposes when parked or stored on the lot, and that wheels or transporting devices shall not be removed except for necessary repairs.</p> <p>(f) The following accessory uses and none other <u>shall be permitted</u> in conjunction with apartment or condominium developments in the R-3 district:</p> <p>(7) Parking or storage of small cargo or utility trailers, recreational vehicles and similar equipment, provided that special separate parking areas are included for the same.</p>

**-See next page-**

## King and Queen County

Parking along Street/ Rights-of- Way	<p><b>Sec. 34-1. - Adoption of state law.</b></p> <p>(a) Pursuant to the authority of Code of Virginia, § 46.2-1313, all of the provisions and requirements of the laws of the state contained in Code of Virginia, tit. 46.2 and Code of Virginia, § 18.2-266 et seq., as they may be amended from time to time by the legislature, except those provisions and requirements, the violation of which constitutes a felony, and except those provisions and requirements which by their very nature can have no application to or within the county, are hereby adopted and incorporated in this article by reference and made applicable within the county.</p> <p>(b) References to "highways of the state" contained in the provisions and requirements adopted in this section shall be deemed to refer to the highways and other public ways within the county.</p> <p>(c) The provisions and requirements referred to in subsection (a) of this section are hereby adopted, mutatis mutandis, and made a part of this chapter as fully as though set forth at length in this chapter; and it shall be unlawful for any person within the county to violate or fail, neglect or refuse to comply with any provision of Code of Virginia, tit. 46.2 and Code of Virginia, § 18.2-266 et seq., which is adopted by this section; provided, however, that in no event shall the penalty imposed for the violation of any provision or requirement hereby adopted exceed the penalty imposed for similar offense under Code of Virginia, tit. 46.2 and Code of Virginia, § 18.2-266 et seq.</p>
Zoning Regulations	None found

## City of Williamsburg

Parking along Street/ Rights-of- Way	<p><b>Sec. 11-196. - Buses, trucks, trailers or semitrailers after midnight.</b></p> <p>It shall be unlawful for the owner, operator or driver of any motor passenger bus, camping vehicle, truck (but not including pickup trucks), trailer or semitrailer to park the same or permit the same to be parked on any of the streets, alleys or other public places in the city between the hours of 12:00 midnight and 6:00 a.m. following of any day; provided, however, that the restrictions prescribed by this section in relation to the parking of trucks, trailers or semitrailers shall not be applicable to those portions of the city adjacent to the retail stores receiving goods at night</p>
Zoning Regulations	<p><b>Sec. 21-703. - Prohibition of parking certain kinds of vehicles in residential districts</b></p> <p>(1) The parking and storage of the following types of vehicles on lots in residential districts (RS-1, RS-2, RM-1, RM-2, RDT and PDR) shall be prohibited, except while loading or unloading on the premises:</p> <ul style="list-style-type: none"><li>a. Tractor trucks and semitrailers.</li><li>b. Trucks exceeding a registered gross weight of 7,500 pounds.</li></ul>

## York County

<p>Parking along Street/ Rights-of- Way</p>	<p><b>Classification of Vehicles:</b> For the purposes of this subsection, the classification of vehicles shall be as follows:</p> <p><b>a. Commercial Vehicle:</b></p> <ol style="list-style-type: none"><li>1. Any vehicle with a gross vehicle weight of ten thousand (10,000) pounds or more, or a length of 21 feet or more, including trailers or other attachments;</li><li>2. Any vehicle, regardless of size, used in the transportation of hazardous materials as defined in section 103 of the federal Hazardous Materials Transportation Act (49 C.F.R. Part 172, Subpart F);</li><li>3. Any heavy construction equipment, whether located on the street or on a truck, trailer or semi-trailer;</li><li>4. Any solid waste collection vehicle, tractor truck or tractor truck/semi-trailer or tractor/truck combination, dump truck, concrete mixer truck, or towing or recovery vehicle;</li><li>5. Any trailer, semi-trailer or other vehicle in which food or beverages are stored or sold</li></ol> <p><b>b. Passenger Carrying Vehicle</b></p> <ol style="list-style-type: none"><li>1. Any vehicle designed to carry sixteen (16) or more passengers, including the driver.</li><li>2. Any vehicle licensed by this Commonwealth for use as a common or contract carrier or as a limousine.</li></ol> <p><b>c. Recreational Vehicle</b></p> <p>A device, whether or not self-propelled, designed or used for transporting persons or property for or in connection with recreation, as distinguished from mere transportation, having a gross vehicle weight of ten thousand (10,000) pounds or more, or a length of 21 feet or more, including trailers or other attachments, and including such things as motor homes, travel trailers, campers, boats and boat trailers.</p> <p>(3) Designation of Specific Vehicle Classifications and Areas Subject to Restriction No person shall park any commercial vehicle, passenger-carrying vehicle, or recreational vehicle (all as defined herein) on any road, highway or street within the state secondary system of highways in any of those areas or subdivisions in the County as described below. In the case of subdivisions, the areas governed by this subsection shall be those areas commonly known by the names listed below and designated on the plats of subdivision recorded in the clerk's office of the circuit court of the county. Such restrictions shall have no application to any privately owned street, or any street owned by a property owners association within the listed areas. In the event a street serves as the dividing line between a designated residential subdivision and an adjoining commercial zoning district, the parking restrictions shall apply only on the residentially-zoned side of the street.</p> <p>(39 areas listed)</p>
<p>Zoning Regulations</p>	<p><b>Sec. 24.1-271. Accessory uses permitted in conjunction with residential uses.</b></p> <p>The following accessory uses shall be permitted in conjunction with residential uses. No accessory use, activity or structure, except fences, shall be constructed or conducted until the principal use of the lot has commenced, or the construction of the principal building/structure has commenced and is thereafter diligently and continuously pursued to completion. In the case of an existing lawful nonconforming single-family detached residence located in a non-residential district, the normal and customary accessory uses listed below shall, unless otherwise indicated be deemed permitted as a matter of right, subject to all</p>



	<p>respective performance standards. Land uses not listed in this section and not deemed similar to a listed use pursuant to subsection (q) shall be deemed not allowed as residential accessory uses:</p> <p>(h) Parking or storage of small cargo or utility trailers, recreational vehicles and similar equipment, including, but not limited to, boats, boat trailers, motor homes, tent trailers and horse vans, and also including commercial vehicles having a carrying capacity of 1-ton or less and used as transportation by the occupant of the dwelling to and from their place of employment, provided that the following requirements are observed:</p> <p>(1) such vehicles or equipment may not be parked or stored in front yards except on the driveway;</p> <p>(2) such vehicles or equipment shall not be used for living, housekeeping or business purposes when parked or stored on the lot, provided however, that when the principal structure on the property has been made uninhabitable as a result of a natural disaster for which a local state of emergency declaration has been issued or a fire or other damaging event beyond the control of the owner, motor homes and recreational vehicles may be used for temporary residential occupancy during the time of reconstruction/repair of the principal dwelling. The authorization for such temporary occupancy shall be dependent on issuance of a building permit for the reconstruction/repair of the principal residence and shall expire upon issuance of a Certificate of Occupancy for the principal structure or twelve (12) months from the date of the event that damaged the structure, whichever occurs first. For good cause shown and to recognize extenuating circumstances, the Zoning Administrator may extend the authorization for as much as an additional 12-month period or until a Certificate of Occupancy is issued, whichever occurs first.</p> <p>(3) wheels or other transporting devices shall not be removed except for necessary repairs or seasonal storage.</p>
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## Chesterfield County

Parking along Street/ Rights-of- Way	<p><b>Sec. 13-42. - Parking trucks on residential roads.</b></p> <p>No truck having wheels of the dual-tire type in excess of 6,000 pounds and no trailer, semitrailer or cab for such trailer shall be parked on any road in the county within any residential district as defined in the zoning ordinance.</p>
Zoning Regulations	<p>Permitted with Restrictions -</p> <p>Commercial vehicle parking with associated residential use, excluding school bus parking</p> <p>R-88, R-40, R-25, R-15, R-12, R-9, R-7, R-C Districts R-TH, R-MF Districts MH-2, MH-3 Districts:</p> <p>a. Vehicle does not exceed 10,000 pounds;</p> <p>b. Vehicle has no more than two axles; and</p> <p>c. Vehicle is not one which tows or hauls disabled, wrecked or junked vehicles.</p>

**-See next page-**

## Stafford County

<p>Parking along Street/ Rights-of- Way</p>	<p><b>Sec. 15-55. - Definitions.</b></p> <p><i>Commercial vehicles</i> means any of the following:</p> <ol style="list-style-type: none"><li>(1) Any solid waste collection vehicle, tractor truck or tractor truck/semitrailer or tractor truck/trailer combination, dump truck, concrete mixer truck, towing and recovery vehicle with a registered gross weight of twelve thousand (12,000) pounds or more, and any heavy construction equipment, whether located on the highway or on a truck, trailer, or semitrailer;</li><li>(2) Any trailer, semitrailer, or other vehicle in which food or beverages are stored or sold;</li><li>(3) Any vehicle licensed by the commonwealth for use as a common or contract carrier or as a limousine, except one resident of each single-family dwelling unit zoned for residential use may park one vehicle licensed as a taxicab or limousine on such highways, provided other vehicles are permitted to park thereon;</li><li>(4) Any trailer or semitrailer, regardless of whether such trailer or semitrailer is attached to another vehicle;</li><li>(5) Any vehicle with three (3) or more axles;</li><li>(6) Any vehicle that has a gross vehicle weight rating of twelve thousand (12,000) or more pounds;</li><li>(7) Any vehicle designed to transport sixteen (16) or more passengers including the driver; or</li><li>(8) Any vehicle of any size that is being used in the transportation of hazardous materials as defined in Code of Virginia, § 46.2-341.4.</li></ol> <p><i>Exceptions.</i> The provisions of this section [definition] shall not apply to:</p> <ol style="list-style-type: none"><li>(1) Any commercial vehicle when taking on or discharging passengers or when temporarily parked pursuant to the performance of work or service at a particular location;</li><li>(2) Utility generators located on trailers and being used to power network facilities during a loss of commercial power;</li><li>(3) Any federal, state, or local government vehicle that is parked while on government business;</li><li>(4) Any federal, state, or local law enforcement or emergency vehicle; or</li><li>(5) Any school bus.</li></ol> <p><b>Sec. 15-56. - Designation of restricted parking areas.</b></p> <ol style="list-style-type: none"><li>(a) No person shall park or leave unattended any watercraft, boat trailer, motor home, or camping trailer on any public highway within any restricted parking area set forth in subsection (f) in violation of the terms of the restricted parking area.</li><li>(b) No person shall park or leave unattended any commercial vehicle on any public highway in any residence district located within any restricted parking area set forth in subsection (f) in violation of the terms of the restricted parking area.</li><li>(c) No person shall park any motor vehicle, trailer, or semitrailer for commercial purposes on any public highway in the county located within any restricted parking area set forth in subsection (e) in violation of the terms of the restricted parking area, except for (i) utility generators located on trailers and being used to power network facilities during a loss of commercial power, (ii) when taking on or discharging passengers or when temporarily parked pursuant to the performance of work or service at a particular location; (iii) any federal, state, or local government vehicle that is parked while on government business; (iv) any federal, state, or local law enforcement or emergency vehicle; or (v) any school bus.</li></ol>
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(d) The entirety of the public highways located within any restricted parking area under subsection (e) and set out in subsection (f) below shall constitute restricted parking areas and shall be subject to the provisions of this section.

(e) Petition to create restricted parking area.

(1) The board of supervisors may designate areas for restricted parking for watercraft, boat trailers, motor homes, camping trailers, and commercial vehicles, and the parking of any motor vehicle, trailer, or semitrailer for commercial purposes upon any public highway within the county if it deems appropriate upon:

(A) The board's own initiative after a public hearing; or

(B) Receipt of a petition addressed to the supervisor representing that election district and signed by a majority of the residents and/or owners of affected property and after a public hearing.

(2) For the purposes of this subsection, "a majority of the residents and/or owners of affected property" shall mean:

(A) The owners or residents of at least fifty-one (51) percent of properties with frontage on, immediately adjacent to, or within five hundred (500) feet of a road or any portion thereof proposed as a restricted parking area. The owners or residents of properties which do not have frontage [on] or are not immediately adjacent to such a road cannot be included in the computation unless their primary motor vehicle egress from that property is over a road or portion of a road proposed as a restricted parking area; or

(B) The board of directors of a property owners' association having the power to enforce covenants on properties meeting the description set forth in subsection (e)(2)(A). A written request from the board of directors of such a property owners' association shall be construed as the petition of the owners of all properties under the control of the association meeting the description set forth in subsection (e)(2)(A), provided the request is accompanied by an approved resolution of the board of directors requesting establishment of a restricted parking area; and stating that the request was approved by the board of directors in accordance with the association's bylaws and during a meeting that was held in conformance with any and all requirements of the association's bylaws. The resolution must be certified by the secretary of the property owners' association.

(3) Each designation shall include a description of the restricted parking area.

(4) After the board of supervisors establishes a new restricted parking area under this subsection, the majority of the residents and/or owners of affected property submitting the petition shall make reasonable and good-faith efforts to notify residents and property owners in the new restricted parking area that:

(i) The new restricted parking area was established, and

(ii) The geographical area included within the new restricted parking area.

However, the failure of a majority of the residents and/or owners of affected property submitting the petition to do so shall not affect the validity of the restricted parking area or the sheriff's ability to enforce this division.

(5) The director of the department of planning and zoning or his designee, shall maintain maps of all restricted parking areas, and shall make the maps available for public inspection upon request. The maps shall also be made available and maintained on the county website.

(f) The following constitute the restricted parking areas within Stafford County where the provisions of this section are in full force and effect:

**Many streets / subdivision are named**

Zoning Regulations	Definitions -Vehicle, commercial. Any truck-tractor, trailer, semi-trailer, garbage truck, dump truck, cement truck, or similar vehicles or equipment with any gross weight; or any vehicle with a gross weight of more than ten thousand five hundred (10,500) pounds which is not owned, leased, or operated by the occupant of the property at which it is parked.
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## Culpeper County

Parking along Street/ Rights-of-Way	Only found limitation and restriction on use of certain parking spaces near courthouse and in jail parking lot
Zoning Regulations	<p><b>ARTICLE 9. - SPECIAL PROVISIONS</b></p> <p>The regulations specified in this ordinance shall be subject to the following special provisions as permitted or otherwise specified in the district classifications.</p> <p>9-1. - Use.</p> <p><i>9-1-1 Parking and storage of recreational, utility, and commercial vehicles in residential areas:</i></p> <p><i>9-1-1.1 Truck Tractors, Trailers, and Large Commercial Vehicles in Residential Areas.</i> Parking of commercial vehicles greater than twenty (20) feet long or greater than eight (8) feet high including appurtenances is prohibited on vacant property or property utilized primarily for residential purposes in A, RA, R and PUD Districts, except on a temporary and non-regular basis not exceeding six hours, and except as exempted below. <i>For the purposes of this section, "commercial vehicle" means any motor vehicle, the principal use of which is the transportation of commodities, merchandise, produce, freight, vehicles, animals, passengers for hire, or which is used primarily in construction, including but not limited to bulldozers, backhoes, tractors and cranes.</i></p> <p>9-1-1.2 Exemptions.</p> <p>(a) One (1) vehicle used principally by the resident of the property which is up to thirty (30) feet long, with no height restriction, may be parked in any district.</p> <p>(b) Pickup or light trucks which are primarily used by the property owner for transportation purposes are exempt.</p> <p>(c) School buses normally associated with transporting students to and from school or religious facilities may be parked on school or religious facility property. One (1) school bus may be parked on a lot with a single family dwelling.</p> <p>(d) Up to three (3) commercial vehicles may be stored on A or RA properties within an enclosed building or in an area entirely screened from view from roads or an adjacent properties, as long as the storage of such vehicles is not done in conjunction with the unauthorized operation of a business from the premises.</p>

	<p>(e) Vehicles used for bona fide agricultural operations which are stored on the same property or directly adjacent property to that upon which the agricultural operation takes place are exempt.</p> <p>(f) Tractor Trailers: Parking of tractor trailers is generally prohibited, however a tractor cab under thirty (30) feet in length may be parked in accordance with 9-1-1.2(a) above. One (1) trailer may be parked on properties of three or more acres if it is in the rear yard and screened from view in accordance with 9-1-1.2(d) above.</p> <p>(g) Any property owner may apply for a conditional use permit in accordance with Article 17 of this ordinance to request additional exemptions, which shall be considered on a case by case basis.</p> <p>9-1-1.3 Recreational and utility vehicles are defined as travel trailers, folding tent trailers, motor homes, truck campers removed from a truck or pickup, horse trailers, stock trailers, boat trailers with or without boats, and utility trailers. Recreational and utility vehicles may be parked on property utilized for residential purposes in A, RA, R and PUD Districts provided the following conditions are met:</p> <p>(a) Vehicles shall not intrude into public rights-of-way or obstruct sight visibility from adjacent driveways.</p> <p>(b) Vehicles shall not be parked in the front building setback unless there is no reasonable access to the building side yards or rear yards because of topography or other physical conditions of the site as determined by the Zoning Administrator.</p> <p>(c) Vehicles shall be maintained in a clean, well-kept state which does not detract from the appearance of the surrounding area.</p> <p>(d) At no time shall parked or stored vehicles be occupied or used as a permanent or temporary dwelling unit except that guests may reside in a recreational vehicle on the host's premises on a temporary basis, not to exceed three (3) weeks in any calendar year.</p>
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### **Definition – “The Complete Illustrated Book of Development Definitions (Fourth Edition)”**

**Commercial Vehicle** – Any motor vehicle licensed by the state as a commercial vehicle.

(Comment – Current practice is to permit only certain types of commercial vehicles in residential zones, such as passenger vehicles licensed as commercial vehicles, or vans or small trucks of up to a certain carrying capacity or gross vehicle weight limitation.)

### **Definitions – Code of Virginia (46.2-100 – Motor Vehicles)**

<https://law.lis.virginia.gov/vacode/title46.2/chapter1/section46.2-100/>

**"Motor vehicle"** means every vehicle as defined in this section that is self-propelled or designed for self-propulsion except as otherwise provided in this title. Any structure designed, used, or maintained primarily to be loaded on or affixed to a motor vehicle to provide a mobile dwelling, sleeping place, office, or commercial space shall be considered a part of a motor vehicle. Except as otherwise provided, for the purposes of this title, any device herein defined as a bicycle, electric personal assistive mobility device, electric power-assisted bicycle, motorized skateboard or scooter, or moped shall be deemed not to be a motor vehicle.

**"Passenger car"** means every motor vehicle other than a motorcycle or autocycle designed and used primarily for the transportation of no more than 10 persons, including the driver.

**"Pickup or panel truck"** means (i) every motor vehicle designed for the transportation of property and having a registered gross weight of 7,500 pounds or less or (ii) every motor vehicle registered for personal use, designed to transport property on its own structure independent of any other vehicle, and having a registered gross weight in excess of 7,500 pounds but not in excess of 10,000 pounds.

**"Tractor truck"** means every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the load and weight of the vehicle attached thereto.

**"Truck"** means every motor vehicle designed to transport property on its own structure independent of any other vehicle and having a registered gross weight in excess of 7,500 pounds. "Truck" does not include any pickup or panel truck.

**"Trailer"** means every vehicle without motive power designed for carrying property or passengers wholly on its own structure and for being drawn by a motor vehicle, including manufactured homes.

**"Semitrailer"** means every vehicle of the trailer type so designed and used in conjunction with a motor vehicle that some part of its own weight and that of its own load rests on or is carried by another vehicle.

**"Utility vehicle"** means a motor vehicle that is (i) designed for off-road use, (ii) powered by a motor, and (iii) used for general maintenance, security, agricultural, or horticultural purposes. "Utility vehicle" does not include riding lawn mowers.

**"Vehicle"** means every device in, on or by which any person or property is or may be transported or drawn on a highway, except electric personal delivery devices and devices moved by human power or used exclusively on stationary rails or tracks. For the purposes of Chapter 8 (§ [46.2-800](#) et seq.), bicycles, electric personal assistive mobility devices, electric power-assisted bicycles, motorized skateboards or scooters, and mopeds shall be vehicles while operated on a highway.

### **Definitions – Code of Virginia (46.2-341.4 – Motor Vehicles – Commercial Driver’s Licenses)**

<https://law.lis.virginia.gov/vacode/title46.2/chapter3/section46.2-341.4/>

**"Commercial motor vehicle"** means, except for those vehicles specifically excluded in this definition, every motor vehicle, vehicle or combination of vehicles used to transport passengers or property which either: (i) has a gross vehicle weight rating of 26,001 or more pounds; (ii) has a gross combination weight rating of 26,001 or more pounds inclusive of a towed vehicle with a gross vehicle weight rating of more

than 10,000 pounds; (iii) is designed to transport 16 or more passengers including the driver; or (iv) is of any size and is used in the transportation of hazardous materials as defined in this section. Every such motor vehicle or combination of vehicles shall be considered a commercial motor vehicle whether or not it is used in a commercial or profit-making activity.

The following are excluded from the definition of commercial motor vehicle:

1. Any vehicle when used by an individual solely for his own personal purposes, such as personal recreational activities;
2. Any vehicle that (i) is controlled and operated by a farmer, whether or not it is owned by the farmer, and that is used exclusively for farm use, as provided in §§ [46.2-649.3](#) and [46.2-698](#); (ii) is used to transport either agricultural products, farm machinery, or farm supplies to or from a farm; (iii) is not used in the operation of a common or contract motor carrier; and (iv) is used within 150 miles of the farmer's farm;
3. Any vehicle operated for military purposes by (i) active duty military personnel; (ii) members of the military reserves; (iii) members of the national guard on active duty, including personnel on full-time national guard duty, personnel on part-time national guard training, and national guard military technicians (civilians who are required to wear military uniforms), but not U.S. Reserve technicians; and (iv) active duty U.S. Coast Guard personnel; or
4. Emergency equipment operated by a member of a firefighting, rescue, or emergency entity in the performance of his official duties.

**"Gross combination weight rating"** means the value specified by the manufacturers of an articulated vehicle or combination of vehicles as the maximum loaded weight of such vehicles. In the absence of such a value specified by the manufacturer, for law-enforcement purposes, the gross combination weight rating shall be the greater of (i) the gross vehicle weight rating of the power units of the combination vehicle plus the total weight of the towed units, including any loads thereon, or (ii) the gross weight at which the articulated vehicle or combination of vehicles is registered in its state of registration; however, the registered gross weight shall not be applicable for determining the classification of an articulated vehicle or combination of vehicles for purposes of skills testing pursuant to § [46.2-341.14](#) or [46.2-341.16](#).

**"Gross vehicle weight rating"** means the value specified by the manufacturer of the vehicle as the maximum loaded weight of a single vehicle. In the absence of such a value specified by the manufacturer, for law-enforcement purposes, the gross vehicle weight rating shall be the greater of (i) the actual gross weight of the vehicle, including any load thereon; or (ii) the gross weight at which the vehicle is registered in its state of registration; however, the registered gross weight of the vehicle shall not be applicable for determining the classification of a vehicle for purposes of skills testing pursuant to § [46.2-341.14](#) or [46.2-341.16](#).

### **Prince William County**

**Commercial vehicle** shall mean any vehicle with a gross vehicle weight registered with the Virginia Department of Motor Vehicles or any other state or government agency as 10,100 pounds or more and used for commercial purposes, or any vehicle, regardless of capacity, which displays advertising thereon or which is licensed as a "for hire" vehicle, or any limousine used as a common or contract carrier. For the purpose of this chapter, commercial vehicles shall not be deemed to include any of the following: police vehicle; emergency vehicle, commuter van, farm vehicle or farm equipment located on property used for agricultural purposes; motor home, camping trailer, tent trailer, boat trailer, horse trailer or similar recreational equipment used as personal property and not for hire; school van or bus.

## **Isle of Wight**

**Commercial vehicle.** A vehicle designed to have more than two (2) rear wheels on a single axle. This shall not apply to pick up body type trucks, passenger van type vehicles, or to vehicles essential for an agricultural use associated with the premises.

## **Stafford**































Definitions -**Vehicle, commercial.** Any truck-tractor, trailer, semi-trailer, garbage truck, dump truck, cement truck, or similar vehicles or equipment with any gross weight; or any vehicle with a gross weight of more than ten thousand five hundred (10,500) pounds which is not owned, leased, or operated by the occupant of the property at which it is parked.

## **Culpeper County**

**Commercial vehicle** - any motor vehicle, the principal use of which is the transportation of commodities, merchandise, produce, freight, vehicles, animals, passengers for hire, or which is used primarily in construction, including but not limited to bulldozers, backhoes, tractors and cranes.

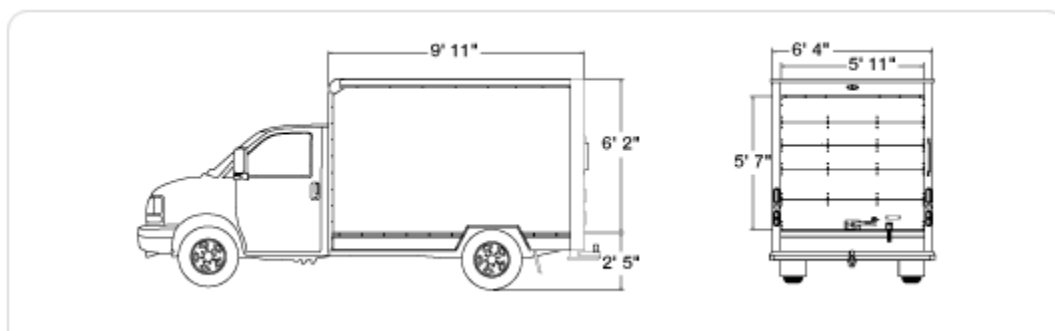


## Federal Highway Administration - Classification of Vehicles

<b>Class 1 - 6,000 lbs &amp; Less</b>			
			
Minivan	Cargo Van	SUV	Pickup Truck
<b>Class 2 - 6,001 to 10,000 lbs</b>			
			
Minivan	Cargo Van	Full-Size Pickup	Step Van
<b>Class 3 - 10,001 to 14,000 lbs</b>			
			
Walk-in	Box Truck	City Delivery	Heavy-Duty Pickup
<b>Class 4 - 14,001 to 16,000 lbs</b>			
			
Large Walk-in	Box Truck	City Delivery	
<b>Class 5 - 16,001 to 19,500 lbs</b>			
			
Bucket Truck	Large Walk-in	City Delivery	
<b>Class 6 - 19,501 to 26,000 lbs</b>			
			
Beverage Truck	Single-Axle	School Bus	Rack Truck
<b>Class 7 - 26,001 to 33,000 lbs</b>			
			
Refuse	Furniture	City Transit Bus	Truck Tractor
<b>Class 8 - 33,001 lbs &amp; Over</b>			
			
Cement Truck	Truck Tractor	Dump Truck	Sleeper

Source - <https://www.energy.gov/sites/prod/files/fotw707.gif.pagespeed.ce.Kgpbxrp68.gif>

## Size Examples –

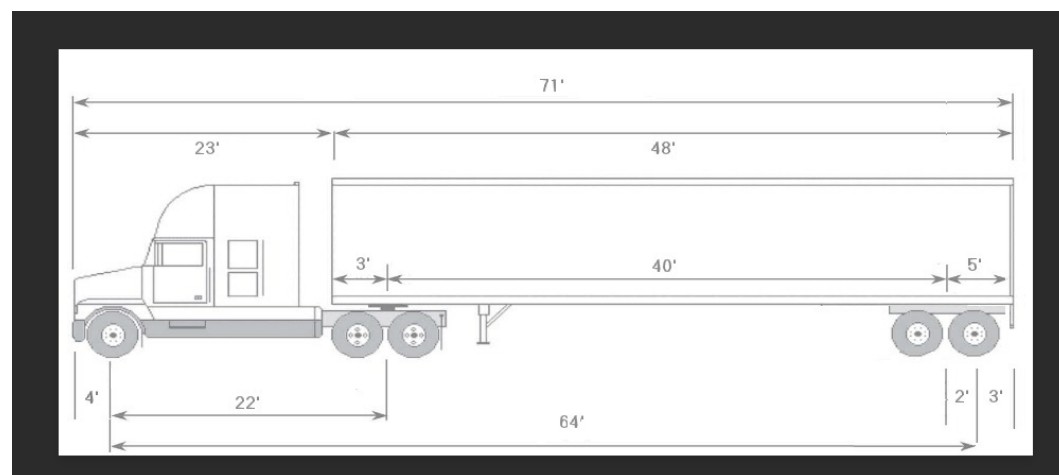


Source - <https://trucksales.uhaul.com/Vehicles/Specs/TM?key=505>



10-Yard Dump Truck Dimensions

Source - [www.sbsg.com/files/images/bg-sand-specs.jpg](http://www.sbsg.com/files/images/bg-sand-specs.jpg)



Source - <http://www.truckscales.com/wp-content/uploads/2017/07/semi48.jpg>