

GREENE VALLEY SECTION 7 IMPROVEMENT ASSOCIATION
P. O. BOX 726
STANARDSVILLE, VA 22973-0726

May 13, 2010

To GV7IA Property Owners:

The GV7IA is responsible for normal maintenance of the roads in Section 7. Last summer, the Association redid all four roads in the Section and road maintenance will continue. We request your cooperation in maintaining the roads by minimizing damage and performing some routine tasks to keep costs down for the Association.

Any entry onto a road shall be from an established driveway. Driving through ditches onto a road surface may damage the ditch by causing a partial collapse and may also damage the road surface by pulling up mud onto the gravel surface. Anyone found to purposefully damage a road in this manner will be charged for the cost of repairs to avoid incurring maintenance costs to the Association as a whole.

We also ask that you maintain any ditches and the edges of your property alongside the roads. If there is a ditch at the end of your driveway, a culvert pipe is required to avoid blocking the ditch. Any small trees or shrubs growing in ditches on your property should be removed. In the fall and winter, ditches should be kept clear of leaves and debris to allow water to drain properly and not be diverted into the road. Additionally, trees and bushes on your property leaning over the road should be kept trimmed to avoid blocking passage. If the Association were to perform this maintenance work higher dues would be required from all property owners.

Please note that all roads in Section 7 have been designated as "highways" under Greene County's law and ordinances since January 9, 2001 (see Attachment 1). Under County law, operating unlicensed vehicles such as All Terrain Vehicles (ATVs) or off-road motorcycles is prohibited (see Attachment 2). Signs to this effect will be posted shortly. Following the posting of these signs, the Sheriff's Department will take appropriate action against those found operating any such vehicles on the roads.

The operation of ATVs or off-road motorcycles on the roads is a safety concern in terms of their visibility to other motorists and is also a maintenance concern because they tend to disrupt the gravel surfaces and inconsiderate operation can cause ruts to form.

Thank you for your cooperation in maintaining our shared roads and keeping costs down.

Attachments: 2

ARTICLE I. IN GENERAL

Sec. 70-1. Private roads and streets designated as highways.

(a) This section is enacted pursuant to the authority contained in Code of Virginia, §§ 46.2-1305, 46.2-1313, and 46.2-100, as amended.

(b) The provisions of Code of Virginia, §§ 18.2-266—18.2273, as amended, and as hereafter amended, are hereby adopted by reference, and are in full force and effect as ordinances of the county within the areas of all residential subdivisions and other areas now existing in the county, whose roads are not part of the state secondary road system, and which subdivisions and other areas are listed in subsection (f) of this section for the purpose of reference.

(c) The provisions of Code of Virginia, §§ 46.2-800—46.2-946, as amended, and as hereafter amended, are hereby adopted by reference as provided by Code of Virginia, § 46.2-1313, and are in full force and effect as ordinances of the county within the areas of all residential subdivisions and other areas now existing in the county, whose roads are not part of the state secondary road system, and which subdivisions and other areas are listed in subsection (f) of this section for the purposes of reference.

(d) The provisions of this section shall apply mutatis mutandis to any future subdivision in the county during the period between the recording of the plat of the subdivision and the acceptance of the road in such subdivision into the state secondary highway system.

(e) The entire width between the boundary lines of all private roads and private streets in the subdivisions and other areas listed in subsection (f) of this section are hereby specifically designated as "highways" for law enforcement purposes:

(f) The following nonstate-maintained roads in subdivisions and other areas are designated as "highways" for law enforcement purposes:

Enderly Acres Subdivision	12/08/87
Greene Acres Subdivision	1/10/89
Hord's Subdivision	5/12/92
Twin Lakes Subdivision	10/13/92
Wildwood Valley Subdivision	5/13/93
Cedar Grove Mobile Home Park	11/09/93
Daniel's Mobile Home Parks	1/25/94
Greene Mountain Lake Subdivision	11/11/97
Riverdale Subdivision (Chapman Mountain Circle to Spring Branch Trail, Spring Branch Trail and Glade Road	9/26/00
Rippin Run Road	6/12/01
Greene Valley Subdivision (Thisdell Trace, Bird Lane, Ramsey Lane and Rocky Road)	1/09/01

(Ord. of 5-28-96, §§ 2—6; Ord. of 1-9-01)

Secs. 70-2—70-30. Reserved.

[prev](#) | [next](#)

§ 46.2-915.1. All-terrain vehicles and off-road motorcycles; penalty.

A. No all-terrain vehicle shall be operated:

1. On any public highway, or other public property, except (i) as authorized by proper authorities (ii) to the extent necessary to cross a public highway by the most direct route, or (iii) by law-enforcement officers, firefighters, or rescue squad personnel responding to emergencies;
2. By any person under the age of 16, except that (i) children between the ages of 12 and 16 may operate all-terrain vehicles powered by engines of no more than 90 cubic centimeters displacement and (ii) children less than 12 years old may operate all-terrain vehicles powered by engines of no more than 70 cubic centimeters displacement;
3. By any person unless he is wearing a protective helmet of a type approved by the Superintendent of State Police for use by motorcycle operators;
4. On another person's property without the written consent of the owner of the property or as explicitly authorized by law; or
5. With a passenger at any time, unless such all-terrain vehicle is designed and equipped to be operated with more than one rider.

B. Notwithstanding subsection A, all-terrain vehicles may be operated on the highways in Buchanan County if the following conditions are met:

1. Such operation is approved by action of the Buchanan County Board of Supervisors for operation along the Pocahontas Trail on Bill Young Mountain and across Virginia Route 635 in Buchanan County;
2. Signs, whose design, number, and location are approved by the Virginia Department of Transportation, have been posted warning motorists that all-terrain vehicles may be operating on the highway;
3. Such all-terrain vehicles are operated during daylight hours on the highway for no more than one mile between one off-road trail and another;
4. Signs required by this subsection are purchased and installed by the person or club requesting the Board of Supervisors' approval for such over-the-road operation of all-terrain vehicles;
5. All-terrain vehicles operators shall, when operating on the highway, obey all rules of the road applicable to other motor vehicles;
6. Riders of such all-terrain vehicles shall wear approved helmets; and
7. Such all-terrain vehicles shall operate at speeds of no more than 25 miles per hour.

No provision of this subsection shall be construed to require all-terrain vehicles operated on a highway as provided in this subsection to comply with lighting requirements contained in this title.

C. Any retailer selling any all-terrain vehicle shall affix thereto, or verify that there is affixed thereto, a decal or sticker, approved by the Superintendent of State Police, which clearly and completely states the prohibition contained in subsection A of this section.

D. A violation of this section shall not constitute negligence, be considered in mitigation of damages of whatever nature, be admissible in evidence or be the subject of comment by counsel in any action for the recovery of damages arising out of the operation, ownership, or maintenance of an all-terrain vehicle or off-road motorcycle, nor shall

anything in this section change any existing law, rule, or procedure pertaining to any such civil action, nor shall this section bar any claim which otherwise exists.

E. Violation of any provision of this section shall be punishable by a civil penalty of not more than \$500.

F. The provisions of this section shall not apply:

1. To any all-terrain vehicle being used in conjunction with farming activities; or
2. To members of the household or employees of the owner or lessee of private property on which the all-terrain vehicle is operated.

G. For the purposes of this section, "all-terrain vehicle" shall have the meaning ascribed in § 46.2-100.

(1989, c. 290, § 46.1-172.04; 1995, c. 670; 2001, c. 147; 2003, c. 313; 2006, c. 896.)

[prev](#) | [next](#) | [new search](#) | [table of contents](#) | [home](#)