

Overview

The Virginia Passenger Rail Authority (VPRA) owns railroad corridors throughout Virginia and in portions of Washington, D.C., and North Carolina. VPRA recognizes that citizens and communities have an ongoing interest in building and utilizing both active and abandoned railroad right-of-way for trail and recreational purposes. In 2009, the General Assembly passed [HB2088](#), resulting in the [Rails with Trails Report](#), which directs that all proposed trail projects on railway property must be processed through the [Department of Conservation and Recreation \(DCR\)](#). DCR will lead the process defined by HB2088 in coordination with the [Department of Rail and Public Transportation \(DRPT\)](#), railroads, VPRA, and other project stakeholders. This document is intended to outline VPRA's legal restrictions and obligations related to trail and recreational use in VPRA-owned Rail Corridors.

Recreational Restrictions

VPRA acquired rights to several rail right-of-way segments (see page 2) to facilitate passenger rail travel. The legal instruments providing VPRA those rights containing stringent restrictions against certain uses, including recreational uses. For example, under the "Restrictive Covenants" section in each respective deed, recreational use of any kind, i.e. biking, hiking, walking, etc. are explicitly prohibited.



The applicable language is as follows: VPRA "acknowledges that the Passenger Rail Corridor has been historically used for railroad industrial operations and is being conveyed for use only for Passenger Rail Operations. Grantee, by acceptance of this Deed, hereby covenants that it, its successors, heirs, legal representatives or assigns shall not use the Passenger Rail Corridor for any purpose other than Passenger Rail Operations and that the Passenger Rail Corridor will not be used for the following (collectively, the "Use Restrictions"):... (c) any recreational purpose (recreational use shall be defined broadly to include, without limitation, use as a public park, hiking or biking trail, athletic fields or courts, or public gathering place)."

Accordingly, VPRA does not have the legal rights to unilaterally authorize the use of portions of Segments 1, 2, or 3 for recreational trails. Rather, proponents of trails over those Segments must obtain the approval of CSX (the "grantee" under the deeds) and work through other legal processes and stakeholders such as DCR, VDOT, and other railroad stakeholders.

Manassas Line: The Manassas Line deeds contain similar restrictive covenants. Still, no such recreational trail can interfere with passenger or freight operations and must be implemented to ensure the safety of trail users, and the safe and efficient operation of trains. Like Segments 1, 2, and 3, VPRA is not able to unilaterally authorize recreational uses over the Manassas Line because NSR has retained certain rights to conduct freight rail operations over the Manassas Line. Accordingly, proponents of trails over the Manassas Line must work with VPRA, NSR, DCR, VDOT, and other railroad stakeholders to advance any desired trails over the Manassas Line.

Segment 1:

This segment (also known as the RF&P corridor) consists of land running in parallel to CSX Transportation, Inc.'s (CSX) tracks. This property spans 144.6 miles from Washington, DC to Dinwiddie County, VA. New tracks will be constructed on much of this land to facilitate increased passenger rail operations between Richmond, VA and Washington, DC.

Segment 2:

Also known as the S-Line, this corridor was abandoned for active rail service roughly 50 years ago – the corridor itself remain but without railroad tracks in most locations. It spans 75.1 miles from Dinwiddie County, VA to Ridgeway, NC. VPRA is working with North Carolina and the federal government to define the improvements required to establish a new, operational rail line in this corridor.

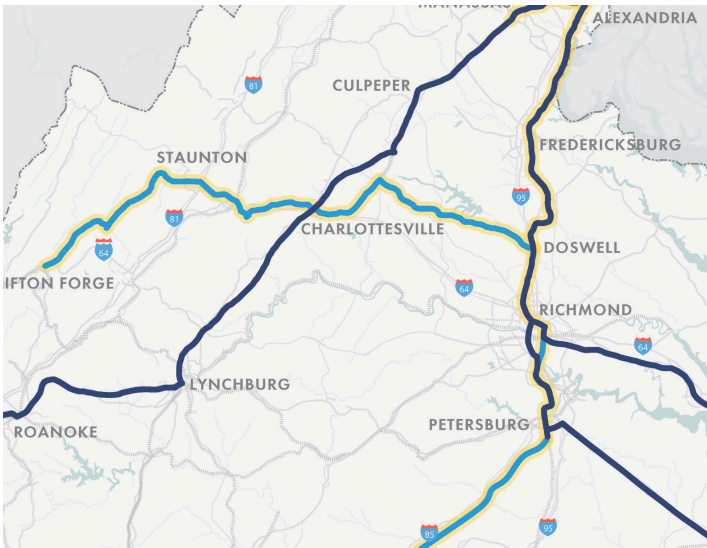
Segment 3:

This segment spans 164.22 miles from Dowell, VA to Clifton Forge, VA. This is an existing freight rail line operated by the Buckingham Branch Railroad Company, with some intercity passenger service over a western portion of the corridor.

Manassas Line:

This line was recently purchased by VPRA from Norfolk Southern Railway Company (NS). The Virginia Railway Express (VRE) operates its Manassas Line commuter rail service on these tracks owned by Norfolk Southern. In the coming years, VPRA will support VRE in enhancing service, including the additions of evenings and weekends service.

Click the Image or Scan the QR Code to View the Map



Contact:

Joshua Lineberger
Real Estate and Asset Senior Manager
realestate@vp.ra.virginia.gov