

1 redevelopment of state roads, rail beds and waterways including the
2 incorporation of bicycle, pedestrian and transit ways into state,
3 regional and local plans and programs.

4 (b) In or within five miles of an urban area or rural
5 municipality, bicycle, pedestrian and transit ways shall be
6 established in conjunction with the construction, reconstruction or
7 other change of any state road, rail bed or waterway including:

8 (1) In pavement resurfacing projects that widen or narrow the
9 existing traveled way to provide stabilized shoulders, rail beds
10 and waterways; or

11 (2) Bicycle, pedestrian and transit ways may be included in
12 pavement resurfacing and stabilization projects when local support
13 is evident and bicycling, walking and contemporary low cost, low
14 emission vehicles for transit ways can be added within the overall
15 scope of the original or redesigned roadwork, rail bed or waterway.

16 (c) The Department of Transportation shall establish design
17 and construction standards for bicycle, pedestrian and transit
18 ways. Beginning July 1, 2011, this section shall apply to
19 planning, training, redesign and reengineering work. Beginning
20 July 1, 2012, this section shall apply to construction and
21 reconstruction projects along state roadways, rail beds and
22 waterways.

23 (1) Beginning July 1, 2011, the Division of Transportation
24 shall allocate a minimum of \$500,000 per annum from a proportionate

1 fifty-fifty share of federal and state funds to municipalities
2 located within five miles of an urban area or rural municipality
3 located on a state road, railway bed or waterway. Municipalities
4 or local governments shall use these funds to create a minimum of
5 two full-time positions within local community development,
6 community association or other locally recognized and authorized
7 organizations where local support is evident.

8 (2) Locally employed full-time employees shall serve as
9 liaison officers between urban and rural municipalities and the
10 Department of Transportation to develop and implement community
11 approved plans for engineering design, redesign and construction of
12 state roads, rail beds and waterways.

13 (d) Notwithstanding any other provision of this code,
14 community approved plans solely shall determine standards and
15 limits for vehicle size and weights and shall also determine
16 standards and system designs to contain and remove air, water,
17 dust and noise pollution along state roads, rail way beds and
18 waterways locally identified for construction and reconstruction
19 design. These standards and system designs shall include coal haul
20 trucks, coal tipples, rail cars used to transport coal, chemicals
21 and timber, and barges used to transport coal, chemicals and other
22 combustible liquids.

23 (e) County, municipal and state law-enforcement agencies shall
24 share equal responsibility for enforcing compliance with approved

1 community standards and system designs implemented on state
2 roadways, rail beds and waterways.

NOTE: The purpose of this bill is to include bicycle, pedestrian and transit ways in consideration in the planning, development and redevelopment of state roads, railways and waterways. It provides that bicycle, pedestrian and transit ways shall be established in conjunction with the construction, reconstruction or other changes of any state road, rail bed or transit way, with special emphasis to projects in or within five miles of an urban area or rural municipality.

§17-4-36a is new; therefore, it has been completely underscored.