

TRANSPORTATION CABINET
Department of Highways
Division of Maintenance
(Amendment)

603 KAR 5:150. Encroachment permits.

RELATES TO: KRS 176.050(1)(i), 177.047, 177.103, 177.106

STATUTORY AUTHORITY: KRS 176.050(1)(i), 177.047, 177.106

NECESSITY, FUNCTION, AND CONFORMITY: KRS 176.050(1)(i) requires the Department of Highways to promulgate administrative regulations for the care and maintenance of roads after they have been constructed. KRS 177.047 requires that any person who intends to lay conduit, pipes, poles, or wires over or under a city street that is part of the state-maintained system of highways do so in accordance with administrative regulations of the Department of Highways. KRS 177.106 requires any person to obtain a permit for any encroachment to the right-of-way of any state highway. This administrative regulation provides the policies and procedures in maintenance of highways to allow encroachments onto a highway or right-of-way.

Section 1. Incorporation by Reference.

(1) Kentucky Transportation Cabinet, Permits Manual, as revised and effective September 17, 2021 is incorporated by reference.

(2) This material may be inspected, copied, or obtained subject to applicable copyright law Monday through Friday between 8 a.m. and 4:30 p.m. at:

(a) Kentucky Transportation Cabinet, Office of Human Resource Management, Organizational Management Branch, Frankfort, Kentucky 40622;

(b) Kentucky Transportation Cabinet, Division of Maintenance, Permits Branch, 200 Mero Street, 3rd Floor East, Frankfort, Kentucky 40622; or

(c) Any of the twelve (12) highway district offices.

(11 Ky.R. 1100; eff. 3-12-1985; 16 Ky.R. 1413; eff. 3-8-1990; 26 Ky.R. 1034; 1414; eff. 1-13-2000; Crt eff. 4-1-2019; 46 Ky.R. 248, 916; eff. 9-9-2019; 48 Ky.R. 1918; eff. 3-9-2022.)

JIM GRAY, Secretary

JAMES BALLINGER, P.E., State Highway Engineer

APPROVED BY AGENCY: November 12, 2021

FILED WITH LRC: November 15, 2021 at 10:28 p.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held at 10:00 a.m. EST on January 25, 2022, via video teleconference. Members of the public wishing to attend may utilize the following link:

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