

**EDMUNDS COUNTY HIGHWAY DEPARTMENT
APPLICATION FOR PERMIT TO CONSTRUCT ACCESS APPROACH**

Application made by _____ for an approach to be located along Edmunds County Road _____ Avenue/Street in Edmunds County, South Dakota:

_____ Quarter _____ Section _____ Township _____ Range

Road located in _____ Township

For the purpose of serving: _____

The approach is to be constructed to a width of not less than 24 feet at the tops of the approach with a slope of 6:1 ratio. A _____ (inch) diameter x _____ (foot) length culvert will be required if so designated by the Edmunds County Highway Department Superintendent. (A culvert will be required unless the approach is located on a hill (breakpoint)). **The culvert will be obtained and purchased by Applicant from Edmunds County. Said cost shall be paid to Edmunds County before Applicant takes possession of the same.**

Other requirements: _____

All approach work must be completed within one (1) year from the date of application or a new application must be completed.

I, the undersigned, request permission to construct an access approach on a public right-of-way at the above location and as shown on the attached layout sheet. In consideration for this permission, I agree to abide by all conditions as herein stated:

1. To furnish all materials, labor, and incidentals and pay all costs involved with this occupancy including restoration of any damage to the roadway and right-of-way to equal or better condition than existed prior to the occupancy covered by this permit. All work shall be in a workmanship like manner and using materials acceptable to the Edmunds County Highway Department Superintendent.
2. To provide protection to highway traffic during occupancy by the use of proper signs, barricades, flag persons and lights as prescribed in the "Manual of Uniform Traffic Control Devices."
3. To indemnify, hold and save harmless the Edmunds County Highway Department, its officers and employees, from any and all suits, actions or claims of any kind or nature brought because of any injuries or damages received or sustained by any person or property on account of the use or occupancy of highway right-of-way designated in this application.

Submitted: Date _____, 20_____

Signature

Print Name

_____ Work/Home phone number _____
Address

_____ Cell phone number _____
City, State, Zip

Culvert Required: Yes _____ No _____ Size: _____ X _____

EDMUNDS COUNTY HIGHWAY DEPT.

By _____ Date _____
Its Superintendent

Remarks:

EDMUNDS COUNTY COMMISSIONERS

By _____ Date _____
Its Chairman

This approach permit is granted with the conditions stated herein this _____ day of _____, 20____.

Minimum Entrance Specifications sheet attached.

APPLICANTS MUST NOTIFY THE EDMUNDS COUNTY HIGHWAY DEPARTMENT SUPERINTENDENT WHEN THE APPROACH IS FINISHED SO IT CAN BE INSPECTED.

SDCL 31-24-1 Duty of highway authorities to provide access to abutting property at public expense--New construction.

If the construction, improvement, and repair of any public highway by the state, or by any county or township, leaves a ditch or elevation along the roadside and deprives any abutting landowner of easy and convenient access from the owner's land to the highway, the highway authority, except as provided by chapters 31-7 and 31-8, shall provide the owner of the abutting tract or farm, as well as each church, school, park, playground, or other public building or ground, with one point of easy and convenient access to a public highway by constructing at the public expense, such grades, approaches, bridges, culverts, or other structures as may be necessary for

that purpose. However, the provision authorizing construction of entrances at the expense of the authority having charge of the maintenance only applies to new construction.

SDCL 31-24-2 Approaches necessitated by highway construction--Maintenance.

Approaches required by § 31-24-1 shall be built by the highway authority constructing the highway if the building of such approach becomes necessary as a result of highway construction. In all cases any such structure, culvert, bridge, or approach so constructed shall be maintained and kept in repair by the highway authorities who are charged with the maintenance of the highway.

SDCL 31-24-3 Limitation on number of farm entrances--Additional entrances at owner's expense.

The owner, as a matter of right, is not entitled under § 31-24-1 to the construction of more than one farm entrance on any one tract or parcel of land at the expense of the public authority whose duty it is to maintain the highway. However, the owner may at the owner's expense upon making application to and receiving written consent of the authority construct other entrances if the entrances are constructed at the place and in the manner designated by the authority in its written permit.

SDCL 31-24-6 Entrance to existing highway at owner's expense--Permit--Construction in accordance with approved plans.

If any public highway as already constructed is of such character as to deprive the owner of the abutting land of easy and convenient access from the owner's land to the highway, the owner of the land may, at the owner's expense, except as provided by chapters 31-7 and 31-8, construct an entrance to the abutting land. However, no entrance may be constructed until the landowner has obtained a permit from the authority whose duty it is to maintain the highway for the construction of the entrance. The entrance shall be constructed in accordance with plans approved by the authority. The authority shall fix the width and location of the entrance and the entrance shall be constructed in accordance therewith.

SDCL 31-24-7 Interference with drainage--Obstruction of right-of-way.

No entrance may be so constructed pursuant to § 31-24-6 as to interfere with the proper and necessary drainage of the highway. No portion of the right-of-way of the highway other than that necessary for the entrance shall be occupied or used for business purposes.

SDCL 31-24-8 Repealed by SL 2010, Ch. 145 Section 120.

EDMUNDS COUNTY MINIMUM ENTRANCE SPECIFICATIONS

The following information and diagrams will guide you when constructing your entrance. These are minimum specifications required by Edmunds County. If you have any questions, please contact the Edmunds County Highway Department at 605-426-6761.

- A. Minimum entrance driving surface width to right-of-way line = 24'
- B. Minimum culvert size and length = 18" diameter x 40' length with safety ends.
Depth of ditch will determine actual culvert length. Size and length will be determined by the Edmunds County Highway Department prior to approval.
- C. Minimum entrance side slopes = 6:1 – no headwalls will be allowed at the ends of the culverts.
- D. Minimum distance from edge of county road to the culvert shall be 15'
- E. Normal county road driving surface width = 24'-30'
- F. Normal county road ditches bottoms are 6' to 10' wide, but vary with terrain.

