

1 19A NCAC 02E .0420 is proposed for readoption without substantive changes as follows:

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3 **19A NCAC 02E .0420 CONSTRUCTION WITHIN ~~RIGHT OF WAY~~ RIGHT-OF-WAY**

4 (a) It shall be unlawful for any person or firm to construct, ~~place place,~~ or erect any of the following, or any  
5 combination thereof, over any road, highway, or right-of-way of the State Highway System, without the written  
6 authorization of the Chief Engineer or the Chief Engineer's authorized agent ~~any power, telephone or other poles,~~  
7 ~~signboards, fences, water, gas, oil, petroleum products, steam, chemicals, sewage, drainage, irrigation or other~~  
8 ~~pipelines, wires or cables or other obstructions in, over, or upon any road, highway or right of way of the State~~  
9 ~~Highway System without the written permission of the Chief Engineer or his authorized agent.~~

10 (1) Power, broadband, telephone, or other poles.

11 (2) Signboards or fences.

12 (3) Water, gas, oil, petroleum products, steam chemicals, sewage, drainage, irrigation, or other  
13 pipelines.

14 (4) Wires, cables, or other obstructions.

15 (b) ~~Note:~~ Rules for the preparation and submission of applications for utility encroachments ~~can~~ shall be found in at  
16 19A NCAC 02B .0500.

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18 *History Note: Authority G.S. 136-18(10); 136-93;*

19 *Eff. July 1, 1978;*

20 *Amended Eff. December 1, 2012.*