



NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

NCDOT Proposed Rules Changes for Bicycle Lane Construction Planning

North Carolina Administrative Code (NCAC)

19A NCAC 06D .0203

Public Hearing

Formal Presentation 3 p.m.

Monday, October 16, 2017
Greenfield Parkway Building
NCDOT Transportation Mobility and Safety Unit
Conference Room 161
750 N. Greenfield Parkway, Garner

PURPOSE OF PUBLIC HEARING

The public hearing is an opportunity for you, the public, to be involved in the rule making process, and is being held to solicit comments regarding the request to amend, adopt or repeal portions of the NC Administrative Code per the rules process.

YOUR PARTICIPATION

You are encouraged to participate by making your comments and/or questions a part of the public record. This can be done by having them recorded at the Formal Public Hearing or by providing them in writing. Several representatives of the North Carolina Department of Transportation are present. They will be happy to talk with you and answer your questions. You may leave your written comments and/or questions with one of the representatives or submit them via mail or email **by November 14, 2017** to the following:

Attn: Jammie Robbins
NCDOT – EAU
1598 Mail Service Center
Raleigh, NC 27699-1598
Email: jarobbins@ncdot.gov

Everyone present is urged to participate in the proceedings. It is important, however, that **THE OPINIONS OF ALL INDIVIDUALS BE RESPECTED REGARDLESS OF HOW DIVERGENT THEY MAY BE FROM YOUR OWN.** Accordingly, debates are out of place at public hearings. Also, the public hearing is not to be used as a popular referendum to determine the location and/or design by a majority vote of those present.

WHAT IS DONE WITH THE INPUT?

All input received through the public hearing process will be reviewed by the Administrative and Engineering staffs of NCDOT prior to adoption of the proposed temporary rules. The Department will then submit the adopted proposed temporary rules to the Rules Review Commission with the Office of Administrative Hearings for review.

FOR MORE INFORMATION

Please go to <http://www.ncdot.gov/about/regulations/rules/> for more information about the rules change process.

SUMMARY OF PROPOSED RULE CHANGE

- Pursuant to G.S. 150B-21.3A, Periodic Review and Expiration of Existing Rules, all rules are reviewed at least every 10 years or they shall expire. As a result of the periodic review of Subchapter 19A NCAC 06C, this rule was determined as "Necessary With Substantive Public Interest" thus necessitating readoption. Upon review for the readoption process, the agency deemed the rule to be unnecessary and is recommending repeal.
- The rule "Designing for Bicycles and Bikeways" has been in effect since 1979; all rules are reviewed at least every 10 years.
- While conducting its latest review, the N.C. Department of Transportation determined the rule is unnecessary as the department is required to follow the design criteria in federal and state requirements for designing for bicycles and by its [Complete Streets](#) policy.

19 A NCAC 06D.0203

1 *19A NCAC 06C .0203 is proposed for readoption as a repeal as follows:*

2

3 **19A NCAC 06D .0203 DESIGNING FOR BICYCLES AND BIKEWAYS**

4 ~~*Bicycle transportation facilities shall be designed in conjunction with state and federal highway projects, consistent with the*~~
5 ~~*following guidelines:*~~

6 ~~*(1) New bridges, grade separated interchanges, tunnels, and viaducts are to be designed to give safe access to*~~
7 ~~*bicycles.*~~

8 ~~*(2) All improvements to bridges, grade separated interchanges, tunnels, and viaducts are to be designed to give*~~
9 ~~*safe access to bicycles where feasible.*~~

10 ~~*(3) Secondary bicycle facilities shall be designed to be within highway rights of way.*~~

11 ~~*(4) Paved shoulders shall be designed in a manner which will accommodate bicycle traffic.*~~

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14 *History Note: Authority G.S. 136-71.10; 136-71.11; 143B-350(f);*

15 *Board of Transportation Minutes for November 10, 1978;*

16 *Eff. January 1, 1979;*

17 *Amended Eff. December 1, ~~1993~~-1993;*

18 *Repealed Eff: _____*

19

COMMENT SHEET

Proposed Rules for Bicycle Lane Construction Planning

Public Hearing – October 16, 2017

NAME:

ADDRESS:

COMMENTS AND/OR QUESTIONS:

Submit comments via mail or email by November 14, 2017 to:

Attn: Jamille Robbins
NCDOT – Environmental Analysis Unit
1598 Mail Service Center
Raleigh, NC 27699-1598
Phone: (919) 707-6085
Email: jarobbins@ncdot.gov

Attn: Helen Landi
Interagency Director/APA Coordinator
North Carolina Department of Transportation
1578 Mail Service Center
Raleigh, NC 27699-1598
Phone: (919) 707-2815
Email: hlandi@ncdot.gov



Attn: Jamille Robbins
NCDOT – EAU
1598 Mail Service Center
Raleigh, NC 27699-1598

TITLE VI PUBLIC INVOLVEMENT FORM

Completing this form is **completely** voluntary. You are not required to provide the information requested in order to participate in this meeting.

Meeting Type: Public Hearing for Rules Changes	Date: October 16, 2017
Location: NCDOT Greenfield Parkway Building	
Project Description: Proposed Rule Changes for Bicycle Lane Construction Planning	

In accordance with Title VI of the Civil Rights Act of 1964 and related authorities, the North Carolina Department of Transportation (NCDOT) assures that no person(s) shall be excluded from participation in, denied the benefits of, or subjected to discrimination under any of the Department's programs, policies, or activities, based on their race, color, national origin, disability, age, income, or gender.

Completing this form helps meet our data collection and public involvement obligations under Title VI and NEPA, and will improve how we serve the public. Please place the completed form in the designated box on the sign-in table, hand it to an NCDOT official, or mail it to the PDEA-Human Environment Section, 1598 Mail Service Center, Raleigh, NC 27699-1598.

All forms will remain on file at the NCDOT as part of the public record.

Zip Code: _____	Gender: <input type="checkbox"/> Male <input type="checkbox"/> Female
Street Name: (i.e. Main Street) _____	Age: <input type="checkbox"/> Less than 18 <input type="checkbox"/> 45-64 <input type="checkbox"/> 18-29 <input type="checkbox"/> 65 and older <input type="checkbox"/> 30-44
Total Household Income: <input type="checkbox"/> Less than \$12,000 <input type="checkbox"/> \$47,000 – \$69,999 <input type="checkbox"/> \$12,000 – \$19,999 <input type="checkbox"/> \$70,000 – \$93,999 <input type="checkbox"/> \$20,000 – \$30,999 <input type="checkbox"/> \$94,000 – \$117,999 <input type="checkbox"/> \$31,000 – \$46,999 <input type="checkbox"/> \$118,000 or greater	Have a Disability: <input type="checkbox"/> Yes <input type="checkbox"/> No
Race/Ethnicity: <input type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black/African American <input type="checkbox"/> Hispanic/Latino <input type="checkbox"/> American Indian/Alaskan Native <input type="checkbox"/> Native Hawaiian/Pacific Islander <input type="checkbox"/> Other (please specify): _____	National Origin: (if born outside the U.S.) <input type="checkbox"/> Mexican <input type="checkbox"/> Central American: _____ <input type="checkbox"/> South American: _____ <input type="checkbox"/> Puerto Rican <input type="checkbox"/> Vietnamese <input type="checkbox"/> Chinese <input type="checkbox"/> Korean <input type="checkbox"/> Other (please specify): _____

How did you hear about this meeting? (newspaper advertisement, flyer, and/or mailing) _____

For more information regarding Title VI or this request, please contact the NCDOT Title VI Section at (919) 508-1896 or toll free at 1-800-508-1886, or by email at sddickens@ncdot.gov.

Thank you for your participation!



Attn: Jamille Robbins
NCDOT – EAU
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Raleigh, NC 27699-1598