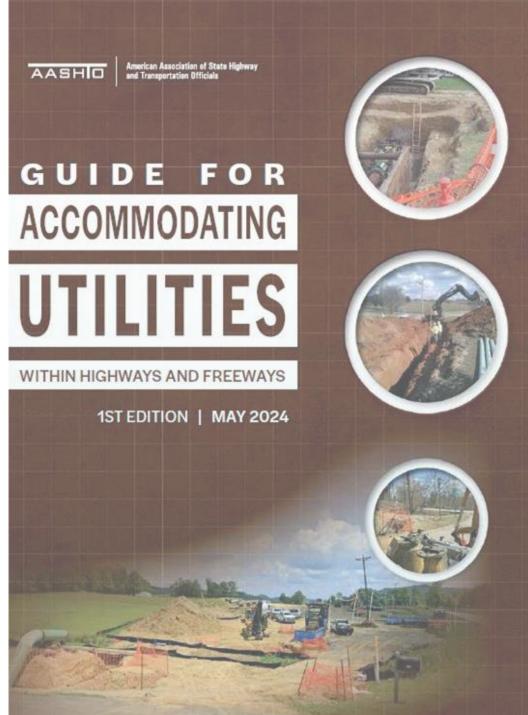
Jennifer McCleve Utilities and Rail Branch Manager Kentucky Transportation Cabinet jennifer.mccleve@ky.gov







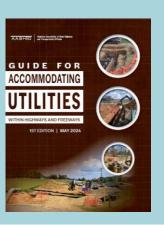




# What is this Guidance?

- Where did it originate?
- What does it contain?
- How can it help KYTC?







# What is the guidance? Where did it originate?









#### American Association of State Highway Transportation Officials

 Nonprofit, nonpartisan association representing highway and transportation departments

# Goals

- Foster development, operation, and maintenance of an integrated national transportation system.
- Educate about the role that transportation plays in securing a good quality of life and sound economy.
- Liaison btwn state DOT & Federal government.
- International leader in setting technical standards.
- Standards issued for many technical areas.
- Catalyst for excellence by offering:
- Smart solutions and promising practices;
- Critical information, training and data;
- Direct technical assistance to states; and
- <u>Unchallenged expertise.</u>







A Policy on the

Accommodation of Utilities Within Freeway Right-of-Way

Octobor 200E

Accommodating
Utilities Within
Highway
Right-of-Way

2019 by the **AASHTO Utilities Technical** Subcommittee

Update

Update content and add new technologies

Consider renewable energy and broadband (2021 FHWA **Guidance Memo)** 

2021 turned over to the NCHRP

Accommodation of Utilities Within Freeway Right-of-Way **Policy** 

9 Pages

**Technical** Committee on Geometric Design

Accommodating **Utilities Within** Highway Rightof-Way Guide

20 Pages

Highway Committee on Design

Unify

A Guide for Accommodating **Utilities Within** Highways and **Freeways** 

51 Pages

Committee on Right of Way **Utilities** and Outdoor Advertising Controls

eliver



## Updates

- Broadly discuss
   Renewables
   Broadband/Small Cell
   EV Charging
   Note CFR and USC
- Defer to state:
  - Consideration as a Utility
  - Rules, laws, and regulations
- Alternative uses of ROW (treatment as utility vs ROW)
  - 2021 FHWA CEC Guidance Memo

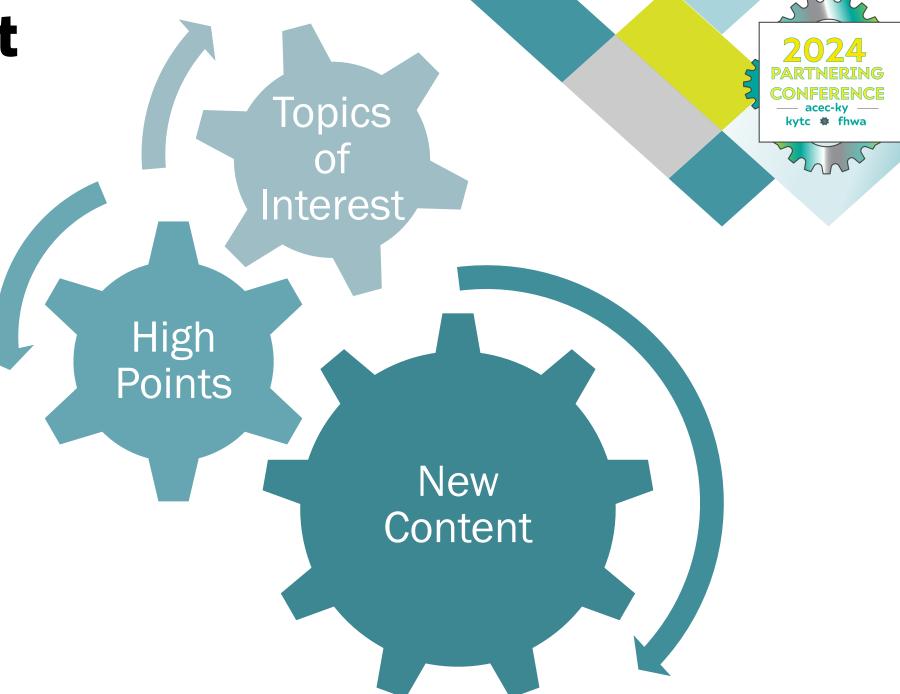


## Unify

- 2005 documents
  - A Policy on the Accommodation of Utilities Within Freeway Right-of-Way
  - A Guide for Accommodating Utilities Within Highway Right-of-Way
- Include additional resources
- Add pertinent data for users including:
  - Ch. 6 References
  - Ch. 7 Additional Resources
     Sources: CFR, USC, AASHTO, API, APWA, ASCE, FHWA, IEEE, TRB, State DOTs



What does it contain?





## Contents

- Introduction
- General Accommodation Factors
- Utility Accommodation on Fully Controlled-Access Highways
- Utility Accommodation on Highway Rightof-Way (Non-Controlled Access)
- Utility Accommodation on Multi-Access
   Right-of-Way (Partially Controlled Access)



# **Chapter 1: Introduction**

Background

#### <u>Purpose</u>

Scope

#### Applicability

- 1. Functional Classification of Roads
- 2. Level of Access Control
  - 1. Freeways (Fully Controlled Access)
  - 2. Highways (Non-Controlled Access)
  - 3. Multi-Access Highways (Partially Controlled Access)
- 3. <u>Differences in Utility Accommodation due to Functional Class</u>

#### Other Relevant Documents

- <sub>1.</sub> Federal Rules
- 2. Standards
- 3. Resources



#### 1.2. PURPOSE

Uniform guidelines are needed to <u>establish the conditions under which public and</u> <u>private utilities may be accommodated on the public right-of-way</u>. The intent of this Guide is to establish procedures whereby the individual state transportation agencies may uniformly administer the accommodation of utilities on public highways.

#### 1.4.2. Level of Access Control

- The functional classification defines the role that the road plays in serving traffic flow, <u>limiting the level of access that vehicles and permitted facilities</u>, including <u>utilities</u>, have to occupy the facility...
- <u>Utility occupancy is also limited due to the progressive need to promote through movement mobility through the corridor and limit hazards</u>.

#### 1.4.3. Differences in Utility Accommodation due to Functional Class

• Rules for the accommodation of utilities differ based on the functional class of the roadway. Interstates, freeways, and expressways have fully controlled access and are designed specifically for through movement mobility.



# Chapter 2: General Accommodation

# Safety

- Highway Safety
- Design and Placement of Utilities
- 3. Protection
- 4. Encasements
- **5.** Emergency Maintenance Operations

# Permits and Agreements

- 1. Utility Permits
- 2. Utility Agreement
- 3. Utility Joint Use Agreement



Responsibilities of the Utility Owner

Responsibilities of the Transportation Agency

#### 3D Design

#### Standards and Requirements

- 1. Pipelines
- 2. Power and Communication Lines
- 3. Irrigation and Drainage Pipes

#### Location

- 1. Clear Zone
- 2. Compatibility with Existing and Approved Future Utility Facilities
- 3. Provisions for Expansion of Utilities
- 4. Locating Existing Underground Utilities



# 2024 PARTNERING CONFERENCE — acec-ky kytc \* fhwa

#### Preservation and Restoration

- 1. Erosion and Sediment Control
- 2. Restoration
- з. Drainage
- 4. Trees
- 5. Maintenance

#### **Construction Plans**

#### As-Built Documentation

- 1. Minimum Required Content
- 2. Records
- з. Digital As-Builts

#### Aesthetics

- 1. Visual and Environmental Impacts
- 2. New Aerial Installations in Scenic Areas

#### Construction and Maintenance

- 1. Responsibilities
- 2. Notifications
- 3. Relocations
- 4. Utility Crossings
  - 1. Trenchless Construction
  - 2. Trenched Construction
  - 3. Utility Tunnels and Bridges
- **5.** Reimbursement of the Transportation Agency
- 6. Vegetation and Site Cleanup
- 7. Protection of Trees
- 8. Settlements
- 9. Traffic Control
- 10. Utility Construction Included in Highway Contract



# Change of Ownership or Function

- 1. Change of Ownership
- 2. Change of Function

#### Abandoned and Out of Service Facilities

- 1. Terms
- 2. Idling of Facilities
- 3. Abandonment in Place
- 4. Abandonment Costs and Restoration of Public ROW
- 5. Record Keeping of Abandoned Facilities

Alternative Uses of Right-of-Way



### 3D Design

- Aim to <u>support emerging digital project design</u> standards and delivery practices, including three-dimensional (3D) design and modeling.
- Improved decision making during the project design process...lead to fewer unnecessary utility relocations.

### Standards and Requirements

- 1 Pipelines includes petroleum, pressurized lines, water lines, vents, and shut off valves
- 2. Power and Communication Lines includes cited standards

### Locating Existing Underground Utilities

 Underground utilities should be detected and mapped using the American Society of Civil Engineers (ASCE) Standard Guideline for Investigating and Documenting Existing Utilities



#### AS-BUILT DOCUMENTATION

#### Records

• Describe the facility, usage, size, configuration, material, location, and vertical clearance (or depth of cover) ...any special features

#### **Digital As-Builts**

• Should support emerging digital project delivery standards and practices.

#### **CONSTRUCTION AND MAINTENANCE**

#### Reimbursement of the Transportation Agency

- Utility installations that violate or infringe on state and Federal utility accommodation rules could result in charges against the utility.
- Transportation agency utility accommodation rules should specify methods, process, and potential penalties to remedy these situations. These remedies could include the deduction of charges from outstanding accounts from relocation agreements with the utility or the withholding of future utility permits.



#### CHANGE OF OWNERSHIP OR FUNCTION

### Change of Ownership

• Utility should **notify the transportation agency** within a reasonable period of time when ownership changes.

#### ABANDONED AND OUT OF SERVICE FACILITIES

 A utility facility no longer in use can have major impacts during maintenance and construction activities of a transportation agency.

#### **Abandonment in Place**

• If a permanently out of service utility facility is to be left in place in lieu of removal, the **owner should submit a written request** to the transportation agency



# ALTERNATIVE USES OF RIGHT-OF-WAY

- Uses may include renewable energy generation, electrical transmission and distribution projects, broadband projects, vegetation management, inductive charging in travel lanes, alternative fueling facilities, and other appropriate uses.
- Accommodation guided by state rules, while alternative uses on Federal-aid right-of-way must also adhere to Federal rules.



# **Chapter 3: UAP on Fully Controlled Access Highways**

Overview

**Longitudinal Utility Installations** 

**Existing Utilities along Proposed Freeways** 

#### **Utility Crossings**

- 1. Utilities along Roads or Streets Crossing Fully Controlled-Access Highways
- 2. Aboveground Utility Crossings
- 3. Underground Utility Crossings
- 4. Irrigation Ditches and Water Canals

**Bridge Attachments** 

Vehicular Tunnels

**Constructing and Servicing Utilities** 



### LONGITUDINAL UTILITY INSTALLATIONS

Should generally not be permitted longitudinally

### **BRIDGE ATTACHMENTS**

Serviceable while preserving the safety, operations,
 maintenance, aesthetics, and the integrity of the structure.

### CONSTRUCTING AND SERVICING UTILITIES

 Should be located and designed in such a manner that they can be constructed and/or serviced without direct access from the through-traffic or connecting ramp roadways.



# Chapter 4: UAP on Hwy ROW (Non-Controlled Access)

#### Overview

#### **Underground Facilities**

- 1. Location
- 2. Highway Structure Attachments
- з. Depth of Cover
- 4. Separation
- 5. Appurtenances
- 6. Mechanical Protection

#### Aboveground Facilities

- 1. Location and Safety
- 2. Design
- 3. Vertical Clearances

**Ditches and Canals** 



#### **UNDERGROUND FACILITIES**

#### Location

 Should be avoided in deep cuts; near footings of bridges and retaining walls; at highway cross drains

#### **Highway Structure Attachments**

- Attachments to bridge structures should be avoided where it is feasible and reasonable
- Acceptable utility installations are those that will occupy a position beneath the structure's deck, between the outer girders or beams

#### **ABOVEGROUND FACILITIES**

#### **Location and Safety**

• Should be located outside the **clear zone** and as near as practical to the **right-of-way line**.



# Chapter 5: UAP on Multi-Access ROW (Partial Control)

Overview

Longitudinal Utility Installations

Existing Utilities along Proposed Highways

#### **Aboveground Facilities**

- 1. Location and Safety
- 2. Crossings
- з. Vertical Clearances

#### **Underground Facilities**

- 1. Crossings
- 2. Depth of Cover
- з. Separation

Highway Structure Attachments

Ditches and Canals



## 9 new sections added:

Section 1.4.1.

Functional Classification of Roads

Section 2.2.1.

Utility Permits

Section 2.2.2.

Utility Agreement

Section 2.2.3.

Utility Joint Use Agreement

Section 2.3.3.

• 3D Design

Section 2.7.

As-Built Documentation

Section 2.9.10.

• Utility Construction Included in Highway Contract

Section 2.11.

Abandoned and Out of Service Facilities

Section 2.12.

Alternative Uses of Right-of-Way

Section 7

• References

Section 8

Additional Resources

# How can it help KYTC? Steps for Kentucky Implementation



Utility Relocations

KYTC Design KYTC has not adopted fully but guide can support:

Permitting

**FHWA** 



# KYTC Design

Help direct efficient designs

#### **FHWA**

A helpful national guide

# **Utility Relocations**

An additional resource for utility relocation designs

Provided the guidance is not in conflict with KY UAP

# Permitting

A resource for utility permit application review

A resource for valuable changes to KY UAP



