

70:01:02:17. Charles Mix County. The following are the maximum speeds on certain highways in Charles Mix County:

(1) ~~State Trunk Highway 50 beginning 0.5 mile northwest of the junction of State Trunk Highway 50 and State Trunk Highway 46 in Wagner, then southeast for 0.5 mile, 40 miles per hour; then east on State Trunk Highway 46 beginning 1.20~~ 1.2 miles west of the junction of State Trunk Highway 46 and State Trunk Highway 50 Walnut Avenue in Wagner, then east 0.69 mile, 55 miles per hour; then east 0.25 mile, 40 miles per hour; then east 1.62 miles, 30 miles per hour; the east 0.25 mile, 45 miles per hour;

(2) State Trunk Highway 50 beginning one-half mile east of the intersection with Charles Mix County Highway GL29BM and ending at the intersection, 35 miles per hour;

(3) U.S. Highway 18 and U.S. Highway 281 from the west Charles Mix County line, then east for 1.75 miles past Pickstown to the junction with State Trunk Highway 46, 45 miles per hour;

(4) State Trunk Highway 44 through Platte beginning 0.6 mile west of the junction with State Trunk Highway 45, then east for 0.25 mile, 45 miles per hour; then east for 0.95 mile, 30 miles per hour; then east for 0.43 mile, 45 miles per hour;

(5) State Trunk Highway 45 through Platte beginning at the junction of State Trunk Highway 44 and State Trunk Highway 45, then north for 0.32 mile, 20 miles per hour; then north for 0.46 mile, 30 miles per hour; then north for 0.55 mile, 45 miles per hour;

(6) ~~U.S.~~ United States Army Corps of Engineers roads located in the Fort Randall Dam Tailrace Area, beginning at U.S. 18-281 in the northwest quarter of section 8, township 95 north, range 65 west of the fifth principal meridian, extending southerly throughout the entire area, 35 miles per hour, as posted;

(7) ~~U.S.~~ United States Army Corps of Engineers roads located in the Fort Randall Dam Spillway Area, beginning at U.S. 18-281 in the northwest quarter of section 9, township 95 north, range 65 west of the fifth principal meridian, extending southerly to and throughout the entire area, 35 or 25 miles per hour, as posted;

(8) ~~U.S.~~ United States Army Corps of Engineers roads located in the Fort Randall Dam North Point Area, bounded on the south by Lake Francis Case, on the east by U.S. 18-281, on the north and west by the U.S. government boundary, extending to and throughout the entire area, 15, 20, 25, 30, 35, and 45 miles per hour, as posted;

(9) ~~U.S.~~ United States Army Corps of Engineers roads located in the Fort Randall Dam White Swan Area, beginning approximately 3,290 feet south of the northwest corner of section 33, township 96 north, range 66 west of the fifth principal meridian, extending southerly toward Lake Francis Case, 25 miles per hour;

(10) ~~U.S.~~ United States Army Corps of Engineers roads located in the Fort Randall Dam Pease Creek Area, beginning at the west line of section 11, township 96 north, range 67 west of the fifth principal meridian, extending westerly and southerly throughout the entire area, 15 and 20 miles per hour, as posted;

(11) ~~U.S.~~ United States Army Corps of Engineers roads located in the Fort Randall Dam North Wheeler Area, beginning at the north line of section 1, township 96 north, range 68 west of the fifth principal meridian, extending southerly throughout the entire area, 25 miles per hour;

(12) ~~U.S.~~ United States Army Corps of Engineers roads located in the Fort Randall Dam Turgeon Wells Area, beginning at the U.S. government boundary line in the northwest quarter of section 25, township 100 north, range 71 west of the fifth principal meridian, extending southerly toward Lake Francis Case, 25 miles per hour;

(13) ~~U.S.~~ United States Army Corps of Engineers roads within the ~~U.S.~~ United States government townsite of Pickstown, located in sections 4 and 9, township 95 north, range 65 west of the fifth principal meridian, 25 miles per hour;

(14) U.S. Highway 18 and U.S. Highway 281, beginning 0.75 mile southwesterly of Third Avenue in Lake Andes, then north and easterly for 0.5 mile, 50 miles per hour; then easterly for 0.75 mile, 40 miles per hour; then east for 0.4 mile, 50 miles per hour;

(15) State Trunk Highway 50, beginning 0.45 mile west of Third Avenue in Lake Andes, then east 0.2 mile to Pickstown Avenue, 50 miles per hour; then for 0.35 mile through Lake Andes to the intersection of U.S. Highway 18 and U.S. Highway 281, 35 miles per hour;

(16) Pickstown Avenue in Lake Andes from State Trunk Highway 50 south 0.43 mile to U.S. Highway 18 and U.S. Highway 281, 50 miles per hour;

(17) State Trunk Highway 1804 beginning at milepost 86.01, then north 3.79 miles to the end of State Trunk Highway 1804 at the intersection with State Trunk Highway 50, 55 miles per hour;

(18) State Trunk Highway 1804 beginning at the resume of State Trunk Highway 1804 at milepost 112.13, then north 8.04 miles to the end of State Trunk Highway 1804 at the intersection with State Trunk Highway 44, 55 miles per hour;

(19) State Trunk Highway 46, beginning at the intersection with U.S. Highway 18 at Pickstown, then east 0.23 mile, 45 miles per hour.

Source: SL 1975, ch 16, § 1; 3 SDR 10, effective August 11, 1976; 7 SDR 25, effective September 22, 1980; 8 SDR 45, effective October 28, 1981; 8 SDR 154, effective May 26, 1982; 10 SDR 7, effective July 31, 1983; 13 SDR 179, effective June 1, 1987; 13 SDR 129, 13 SDR 134, effective July 1, 1987; 14 SDR 85, effective December 23, 1987; 18 SDR 134, effective February

24, 1992; 22 SDR 165, effective June 2, 1996; 28 SDR 24, effective August 29, 2001; 28 SDR 129, effective March 24, 2002; 30 SDR 22, effective August 25, 2003; 34 SDR 135, effective November 19, 2007; 44 SDR 184, effective June 25, 2018.

General Authority: SDCL 32-25-7.

Law Implemented: SDCL 32-25-7.

70:01:02:21. Custer County. The following are the maximum speeds on certain highways in Custer County:

(1) State Trunk Highway 36 beginning at the junction of U.S. Highway 16A near the east gate of Custer State Park, then northeasterly for 0.7 mile, 35 miles per hour; then northeasterly for 8.51 miles to the State Trunk Highway 79 junction, 50 miles per hour;

(2) U.S. Highway 16 beginning 1.08 miles west of the junction with U.S. Highway 385 in the city of Custer, then east for 0.3 mile, 45 miles per hour; then east for 0.78 mile to the junction with U.S. Highway 385, 35 miles per hour;

(3) U.S. Highway 16A beginning at the junction with U.S. Highway 16-385 in Custer, then easterly for 0.37 mile, 25 miles per hour; then easterly for 0.25 mile, 35 miles per hour; then easterly for 0.49 mile, 45 miles per hour; then easterly for 2.8 miles to the west border of Custer State Park, 55 miles per hour;

(4) U.S. Highway 16A commencing at the Pennington-Custer county line, then southeasterly along a circuitous route in Custer County to a point 2.9 miles northwest of the north boundary of Custer State Park, 25 miles per hour; then southeasterly for 2.9 miles to the north boundary of Custer State Park, 35 miles per hour;

(5) U.S. Highway 16A and State Trunk Highway 87 within the boundary of Custer State Park, 35 miles per hour;

(6) State Trunk Highway 89 beginning at the junction with State Highway 87 near Sylvan Lake, then south 3.8 miles, 35 miles per hour, then south to the junction with U.S. Highway 16A near Custer, 45 miles per hour;

(7) U.S. Highway 385 within the boundaries of Wind Cave National Park, 45 miles per hour;

(8) State Trunk Highway 40 beginning at the north junction of State Trunk Highway 79 at the west edge of Hermosa, then east for 0.7 mile, 35 miles per hour; then east for 0.2 mile, 50 miles per hour;

(9) State Trunk Highway 87 beginning at the north boundary line of Custer County to the west boundary of Custer State Park, 45 miles per hour;

(10) U.S. Highway 385 and State Trunk Highway 89 beginning at the junction with U.S. Highway 16 in Custer, then south for 0.2 mile, 35 miles per hour, then south for 0.23 mile, 45 miles per hour;

(11) U.S. Highway 385 beginning 0.3 mile north of the junction with State Trunk Highway 89 by Pringle, then south and east 6.37 miles, 45 miles per hour;

(12) U.S. Highway 16 and U.S. Highway 385 beginning at the junction of U.S. Highway 16 and 385 in the west part of the city of Custer, then easterly to the intersection of Fifth Street, 25 miles per hour; then northerly for 0.5 mile, 25 miles per hour; then northerly for 0.5 mile, 35 miles per hour; then north for 0.2 mile, 45 miles per hour; then northerly for 5.91 miles to the Pennington County line, 60 miles per hour;

(13) State Trunk Highway 40 beginning at the Pennington-Custer county line, then southeast for 6.48 miles, 55 miles per hour;

(14) U.S. Highway 16 beginning ~~11.5~~ 11.0 miles east of the South Dakota-Wyoming border, then easterly for ~~3.5 miles~~ 0.5 mile, ~~35~~ 45 miles per hour, then easterly for 1.5 miles, 35 miles per hour, then easterly for 2.1 miles, 45 miles per hour;

(15) State Trunk Highway 79 beginning at the Fall River County line, then north to a point 0.50 mile south of the junction with State Trunk Highway 36, 70 miles per hour for those segments of highway which are four lane divided sections; then north for 1.25 miles, 65 miles per hour; then north for 0.90 mile through Hermosa, 55 miles per hour; then north to the Pennington County line, 70 miles per hour;

(16) State Trunk Highway 87 within the boundaries of the Wind Cave National Park, 35 miles per hour.

Source: SL 1975, ch 16, § 1; 7 SDR 100, effective April 27, 1981; 11 SDR 22, effective August 12, 1984; 13 SDR 52, effective November 6, 1986; 13 SDR 129, 13 SDR 134, effective July 1, 1987; 16 SDR 152, effective March 28, 1990; 21 SDR 171, effective April 2, 1995; 22 SDR 165, effective June 2, 1996; 23 SDR 132, effective February 27, 1997; 27 SDR 15, effective August 30, 2000; 32 SDR 109, effective December 26, 2005; 36 SDR 163, effective May 3, 2010; 40 SDR 58, effective October 9, 2013; 43 SDR 87, effective December 13, 2016; 44 SDR 17, effective August 8, 2017; 46 SDR 26, effective September 2, 2019.

General Authority: SDCL 32-25-7, 32-25-7.1.

Law Implemented: SDCL 32-25-7, 32-25-7.1.

70:01:02:28. Faulk County. The following are the maximum speeds on certain highways in Faulk County:

(1) U.S. Highway 212 beginning 0.1 mile west of the Main Street intersection in Zell and ending 0.4 mile east of the Main Street intersection, 45 miles per hour;

(2) U.S. Highway 212 beginning ~~0.3~~ 0.46 mile east of ~~the railroad crossing at~~ 8th Avenue in Faulkton, then west 0.2 mile, 50 miles per hour; then west 0.9 mile, 35 miles per hour; then west 0.2 mile, 50 miles per hour;

(3) State Trunk Highway 20 beginning at the south city limits of Hoven, then south 0.2 mile, 50 miles per hour.

Source: SL 1975, ch 16, § 1; 13 SDR 129, 13 SDR 134, effective July 1, 1987.

General Authority: SDCL 32-25-7.

Law Implemented: SDCL 32-25-7.

70:01:02:38. Hyde County. The following are the maximum speeds on certain highways in Hyde County:

(1) State Trunk Highway 47 beginning 0.2 mile north of the junction of U.S. Highway 14, then south 0.2 mile, 45 miles per hour; then south for 0.3 mile, 40 miles per hour; then south for 0.7 mile, 30 miles per hour; then south for 0.2 mile, 45 miles per hour;

(2) U.S. Highway 14 in Highmore, beginning ~~0.46~~ 0.3 mile west of the junction with State Trunk Highway 47, then east for ~~0.67~~ 0.81 mile, 45 miles per hour.

Source: SL 1975, ch 16, § 1; 7 SDR 25, effective September 22, 1980; 13 SDR 129, 13 SDR 134, effective July 1, 1987; 15 SDR 185, effective June 4, 1989; 22 SDR 165, effective June 2, 1996; 26 SDR 124, effective April 2, 2000; 31 SDR 89, effective December 28, 2004; 44 SDR 184, effective June 25, 2018.

General Authority: SDCL 32-25-7.

Law Implemented: SDCL 32-25-7.

70:04:06:02. Mowing permits or contracts required. ~~A-Except for department mowing operations,~~ a person may not mow or remove any grass from the right-of-way unless the person

has first been issued a permit or contract ~~by the region engineer of the department or an authorized representative~~ as provided by this chapter.

Source: 2 SDR 33, effective November 9, 1975; transferred from § 70:01:10:02, effective November 1, 1986; 13 SDR 129, 13 SDR 134, effective July 1, 1987; 14 SDR 14, effective August 2, 1987.

General Authority: SDCL 31-5-21.

Law Implemented: SDCL 31-5-21.

70:04:06:03.01. Contract for median mowing - Bid proposal -- Minimum bid.

Mowing of a state highway median may only be done by the department or by a contractor under a contract with the department. The department shall announce in at least three newspapers when it will accept bid proposals for mowing, processing, and removing hay from a state highway median.

Bidders shall identify the areas for which they are submitting a bid by entering the beginning and ending milepost numbers to the tenth of a mile. Areas for which the bidder is an abutting landowner must be identified separately from other areas on which the bidder wishes to bid. Bids shall be submitted on a per mile basis for each area bid. The minimum acceptable bid is \$20 per mile.

Source: 14 SDR 14, effective August 2, 1987.

General Authority: SDCL 31-5-21.

Law Implemented: SDCL 31-5-21.

70:04:06:06. Start of mowing. No mowing of the right-of-way may begin in the west river counties of Dewey, Jones, Stanley, Gregory, Lyman, or Tripp before June 15 and east of

the Missouri River before July 10. All mowing by permit must be completed by September 1 each year, unless an extension is granted in writing by the department.

Mowing of the median by contract may begin on the date the contract is approved and must be performed during the hours between sunrise and sunset. The contractor shall notify the department 24 hours before beginning mowing.

~~The~~ Prior to July 10 in all counties east of the Missouri River and prior to June 15 in the counties of Dewey, Jones, Stanley, Gregory, Lyman and Tripp, the department may mow medians and areas within the rights-of-way prior to July 10 to control noxious weeds and provide increased safety to the traveling public. conduct mowing operations in the following right-of-way locations:

- (1) the median of divided highways up to fifteen feet from the nearest edge of the shoulder;
- (2) in-slopes up to eight feet from the nearest edge of the shoulder;
- (3) areas where mowing will enhance sight distance and other safety factors;
- (4) areas where mowing will enhance noxious weed control or promote grass growth; and
- (5) the area from the right-of-way line up to the nearest edge of the shoulder at interstate rest areas, adjacent to cemeteries, within municipalities, and in developed areas up to one mile outside of municipal boundaries.

Source: 2 SDR 33, effective November 9, 1975; 2 SDR 71, effective May 1, 1976; transferred from § 70:01:10:06, effective November 1, 1986; 13 SDR 129, 13 SDR 134, effective July 1, 1987; 14 SDR 14, effective August 2, 1987; 30 SDR 171, effective May 11, 2004.

General Authority: SDCL 31-5-21.

Law Implemented: SDCL 31-5-21.

70:04:06:07. Restrictions on mowing of newly constructed right-of-way. ~~Mowing~~
Except for department mowing operations to enhance safety, control noxious weeds, or promote grass growth, mowing on newly constructed sections of highway is not allowed for a period of three years or until the grass has become permanently established.

Source: 2 SDR 33, effective November 9, 1975; transferred from § 70:01:10:07, effective November 1, 1986; 13 SDR 129, 13 SDR 134, effective July 1, 1987.

General Authority: SDCL 31-5-21.

Law Implemented: SDCL 31-5-21.

70:04:06:09. Area of right-of-way which may be mowed. The area of the highway right-of-way which may be mowed by permit is limited to the area from the right-of-way line up to the nearest edge of the roadway shoulder and the areas inside interchanges if access to interchange areas is made by other than the main highway.

The medians of divided highways may be mowed by contract.

Source: 2 SDR 33, effective November 9, 1975; transferred from § 70:01:10:09, effective November 1, 1986; 13 SDR 129, 13 SDR 134, effective July 1, 1987; 14 SDR 14, effective August 2, 1987.

General Authority: SDCL 31-5-21.

Law Implemented: SDCL 31-5-21.

70:04:06:11. Removal of hay -- Restrictions on baled hay. All hay harvested under a permit must be removed from the right-of-way within 30 days after being processed or by October 1, whichever is earlier, unless an extension of time is granted in writing by the department. All hay harvested by contract must be removed within 10 days after being processed or by October 1, whichever is earlier, unless an extension of time is granted in writing by the

~~region engineer~~ department. Baled hay ~~shall~~ may not be left within the right-of-way during the specified timeframe closer than 30 feet from the painted shoulder stripe. Any hay not removed within the time limits set in this section ~~or by October 1~~ may be removed and disposed of by the department.

Source: 2 SDR 33, effective November 9, 1975; transferred from § 70:01:10:11, effective November 1, 1986; 13 SDR 129, 13 SDR 134, effective July 1, 1987; 14 SDR 14, effective August 2, 1987; 30 SDR 171, effective May 11, 2004.

General Authority: SDCL 31-5-21.

Law Implemented: SDCL 31-5-21.