

SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION
SOUTH DAKOTA TRANSPORTATION COMMISSION
NOTICE OF PUBLIC HEARING

Pursuant to the authority vested in the South Dakota Transportation Commission by South Dakota Codified Law chapter 1-26, the commission will hold a public hearing in the Commission Room of the Becker Hansen Building at 700 East Broadway Avenue in Pierre, South Dakota, on Thursday, **July 23, 2020**, at 9:00 a.m. (Central Time) to consider proposed changes to the following rules:

70:01:02:17- Charles Mix County speed zone rule. Due to the realignment of State Trunk Highway 50 west of Wagner, South Dakota, the South Dakota Department of Transportation is eliminating a limited speed zone on this highway. The department is also re-defining the starting point of the speed zones on State Trunk Highway 46 in and around Wagner. The purpose of these speed zone changes is to correct location references for speed zones on State Trunk Highway 46 in Wagner and eliminate a speed zone on State Trunk Highway 50 that is no longer necessary due to the re-construction of State Trunk Highway 50.

70:01:02:21- Custer County speed zone rule. On U.S. Highway 16 adjacent to the Jewel Cave National Monument, the department proposes to shorten the current 35 miles per hour speed zone and introduce a 45 miles per hour zone on each end of the 35 miles per hour zone. The purpose of this speed zone change is to eliminate a drastic speed zone change from 65 miles per hour to 35 miles per hour by creating a transition speed zone of 45 miles per hour.

70:01:02:28- Faulk County speed zone rule. A proposed rule change would correct the starting point reference for the 50 miles per hour speed zone on U.S. Highway 212 in Faulkton, South Dakota. The purpose of this speed zone change is to eliminate the reference to a railroad crossing that no longer exists and replace it with a street reference.

70:01:02:38- Hyde County speed zone rule. A proposed rule change would extend the 45 miles per hour speed limit on U.S. Highway 14 in Highmore, South Dakota. The purpose of this speed zone change is to enhance safety by better accommodating truck and heavy farm machinery turning movements to and from U.S. Highway 14.

70:01:02:44- Lincoln County speed zone rule. A proposed rule change would extend the 45 miles per hour speed zone on South Dakota Highway 11 west of Canton, South Dakota. The purpose of this speed zone change is to enhance safety.

Chapter 70:04:06 – Mowing of Highway Rights-of-Way. To improve management of the state trunk highway system, the department is amending the rules governing the mowing of state trunk highway rights-of-way. The amendments will clarify the meaning of the rules, facilitate administration of the rules, expand the counties affected by mowing restrictions, further define limitations on mowing operations, increase liability insurance requirements, and re-define liability for permittees and contractors performing mowing operations.

Interested persons who wish to listen to the hearing or offer amendments, data, opinions, and arguments during the hearing, may appear at the hearing in person or call the Inter-call conference number 1-(866)410-8397 and enter the conference code 128 918 2255. During the hearing, interested persons will be given a reasonable opportunity to submit amendments, data, opinions, and arguments, either orally or in writing, or both. Interested persons may mail amendments, data, opinions, and arguments to the South Dakota Department of Transportation, 700 East Broadway Avenue, Pierre, South Dakota 57501-2586 or transmit the information by e-mail to Darin.Bergquist@state.sd.us. Information submitted by mail or e-mail must reach the Department of Transportation on or before **July 20, 2020**, to be considered.

After the hearing, the commission will consider all written and oral comments it receives on the proposed rules. The commission may modify or amend a proposed rule at that time to include or exclude matters that are described in this notice.

Notice is further given to individuals with disabilities that this hearing is being held in a physically accessible place. Any individuals with disabilities who will require a reasonable accommodation in order to participate in the hearing should submit a request to the department's ADA Coordinator at 605-773-3540 or 1-800-877-1113 (Telecommunication Relay Services for the Deaf). Please request the accommodations no later than 2 business days prior to the meeting in order to ensure accommodations are available.

A copy of the proposed rules may be obtained without charge from:

Secretary of Transportation
Becker-Hansen Building
700 East Broadway Avenue
Pierre, South Dakota 57501-2586

The proposed rules are also posted on the following website: <http://open.sd.gov>

Published at the approximate cost of \$_____.