

A bill for an act

relating to highways; distinguishing between frontage road and ramp for controlled access highways; authorizing municipal road authorities to issue permits for driveway access to frontage roads and ramps for controlled access highways; amending Minnesota Statutes 2010, section 161.38, subdivision 3.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2010, section 161.38, subdivision 3, is amended to read:

Subd. 3. **Frontage road.** (a) The commissioner for and on behalf of the state may enter into agreements with municipalities for the construction, improvement, and maintenance of trunk highways within the limits of said municipalities, including but not limited to agreements for the construction and maintenance of frontage roads upon and along trunk highways within the limits of said municipalities. Such frontage roads may be constructed along the main-traveled lanes of the trunk highway, or they may be constructed a reasonable distance out from the limits of the right-of-way acquired for the main-traveled lanes if in the considered judgment of the commissioner such location is necessary to eliminate unreasonable circuitry of local travel or to provide access to properties otherwise denied access to public highways by the establishment and construction of the trunk highway. Such frontage roads shall connect, at least at one terminal, either with the main lanes of the trunk highway or with another public highway. The municipalities are authorized to enter into such agreement with the commissioner for the performance and responsibility of the work upon such terms as may be agreed upon. Where a segment of a frontage road serves as a ramp for a controlled access highway, the terminal of the frontage road is located 50 feet from the divergence between the ramp and the highway.

(b) Notwithstanding section 160.18 and rules adopted under that section, authority to issue a permit to construct or alter a driveway giving access to a frontage road within a

H.F. No. 1526, as introduced - 87th Legislative Session (2011-2012) [11-2737]

2.1 municipality belongs exclusively to the municipality in which the frontage road is located.
2.2 The municipal road authority shall not deny reasonable driveway access to a frontage
2.3 road. A driveway affords reasonable access when it is a first or second point of access to
2.4 the frontage road that is at least 100 feet, or a distance equivalent to the minimum stopping
2.5 sight distance, from the nearest intersection. Driveway access on that segment of a ramp
2.6 that is not a part of the frontage road under paragraph (a) is reasonable when it is located
2.7 on the opposite side of the road from the ramp and appropriate measures exist to prevent
2.8 traffic from crossing from the driveway to the ramp.