

8820.2900 TURNBACK AND TOWN BRIDGE ACCOUNT EXPENDITURES.

Subpart 1. **Eligibility; former trunk highways.** The funds in the county and municipal turnback accounts must be spent only as payments to a county or urban municipality for the approved repair and restoration or reconstruction and improvement of those former trunk highways that have reverted to county or urban municipal jurisdiction after July 1, 1965, and that are a part of the county state-aid highway or municipal state-aid street system, except when the commissioner makes a lump sum payment under part 8820.2300, subpart 6a.

For trunk highways released after December 31, 1992, approval of plans for the construction of a turnback project is limited to a period of 15 years from the date of reversion. Each approved project must be advanced to construction status within one year after notification to the county or urban municipality that sufficient funds are available for constructing the project. Payment for repair and restoration or reconstruction and improvement of a section terminates eligibility for repair and restoration or reconstruction and improvement of that section with turnback funds.

Subp. 1a. [Repealed, 20 SR 1041]

Subp. 2. [Repealed, 20 SR 1041]

Subp. 2a. **Eligibility; town bridges.** The town bridge account may be used to pay the cost to replace or reconstruct a town bridge, or to abandon an existing bridge that is deficient and in need of replacement but where no replacement will be made. It may also be used to pay the costs to construct a road or street to facilitate the abandonment of an existing bridge determined by the commissioner to be deficient if the commissioner determines that construction of the road or street is more cost efficient than replacing the existing bridge. A town bridge is eligible for replacement, reconstruction, or abandonment after the county board reviews the pertinent data supplied by local citizenry, local units of government, the regional development commission, or the metropolitan council, and adopts a formal resolution identifying the town bridge or bridges to be replaced or reconstructed. Except as otherwise provided by law, payment to the counties is limited to the cost of the bridge and must be made in accordance with part 8820.2300, subpart 7.

Subp. 3. **Plan approval and construction requirements.** Plans for county or municipal state-aid turnback or town bridge projects must be submitted to the commissioner and be approved before reconstruction or improvement work is undertaken, except when the commissioner makes a lump-sum payment under part 8820.2300, subpart 6a. State-aid rules consistent with the turnback regulations apply to projects to be financed from the county or municipal turnback accounts or the town bridge account.

Subp. 4. **Construction authorization.** As soon as the plans for a state-aid turnback or town bridge project are approved, the county or urban municipality must be furnished

either an authorization to proceed with construction or a notice that sufficient funds are not available within the applicable turnback account or town bridge account and that a priority has been established for the project for construction authorization as soon as funds are available. When funds are advanced by the county or urban municipality to construct an approved project for which sufficient funds are not available in the turnback account or town bridge account, authorization to proceed with construction will be notification that the agreement for reimbursement of funds, in accordance with part 8820.1500, subpart 8, 8a, 9, 10, or 10b, has been approved by the commissioner.

Statutory Authority: *MS s 161.082; 161.083; 162.02; 162.09; 162.155; L 1983 c 17*

History: *8 SR 2146; 15 SR 2596; 20 SR 1041; 23 SR 1455*

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