

1 19A NCAC 02B .0152 is proposed for repeal through readoption as follows:

2

3 **19A NCAC 02B .0152 SIGNALIZATION OF EXISTING GRADE CROSSING**

4 ~~(a) For purposes of this Rule the term "separated" means the travelways of two transportation facilities, such as two~~
5 ~~highways or a highway and a railroad, are physically separated by means of a bridge so that traffic on one will not~~
6 ~~conflict with traffic on the other.~~

7 ~~(b) For purposes of this Rule the term "separation structure" is the bridge structure which physically separates the~~
8 ~~travelways of the two transportation facilities.~~

9 ~~(c) For purposes of this Rule "grade point" is the point where the new construction of a facility ties into and terminates~~
10 ~~at the existing facility.~~

11 ~~(d) Where a grade crossing which was in existence prior to December 3, 1966, is separated, the railroad will be~~
12 ~~required to pay five percent of the cost of the separation structure and approaches from grade point to grade point.~~
13 ~~Where a grade crossing is signalized, the railroad will not be charged with any of the costs of the signal installation.~~

14

15 *History Note: Authority G.S. 136-18(5); 136-18(11); 136-20; 150B-21.3A;*

16 *Eff. July 1, 1978;*

17 *Amended Eff. December 1, 1993.*

18 *Repealed Eff. _____*