

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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SENATE DRS85396-MA-157 (5/8)

Short Title: Permit Airspace Encroachment.

(Public)

Sponsors: Senator Jenkins.

Referred to:

A BILL TO BE ENTITLED

1
2 AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO
3 PERMIT ENCROACHMENT OF AIRSPACE ABOVE STATE ROAD 1250,
4 SPRINGFIELD ROAD, NEAR ROCKY MOUNT FOR THE CONSTRUCTION
5 OF A MATERIAL CONVEYANCE SYSTEM.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** The Department of Transportation is hereby authorized to
8 permit private use and encroachment upon the airspace above State Road 1250,
9 Springfield Road, near the City of Rocky Mount, for the purpose of construction of a
10 material conveyance system, provided, in the opinion of the Department of
11 Transportation, such material conveyance system will not unreasonably interfere with or
12 impair the property rights or easements of abutting owners nor unreasonably interfere
13 with or obstruct the public use of State Road 1250, Springfield Road. This
14 encroachment shall be subject to all other rules, regulations, and conditions of the
15 Department of Transportation for encroachments. The location, plans, and specifications
16 for the material conveyance system shall be approved by the Department.

17 **SECTION 2.** This act is effective when it becomes law.