



**RESOLUTION TITLE: TO AUTHORIZE THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION TO PROCESS ALL PETITIONS FOR ADDITIONS TO THE STATE MAINTAINED SECONDARY ROAD SYSTEM WITHIN GASTON COUNTY**

WHEREAS, Section 136-44.10 of the North Carolina General Statutes requires the North Carolina Board of Transportation to adopt uniform statewide or regional standards and criteria for the Department of Transportation to follow for additions to the State Maintained Secondary Road System; and,

WHEREAS, Section 136-62 of the North Carolina General Statutes requires petitions for additions to the State Maintained Secondary Road System be presented to the Gaston County Board of Commissioners for approval before forwarding to the North Carolina Department of Transportation; and,

WHEREAS, it is the legal responsibility of the North Carolina Department of Transportation to process all petitions for additions to the State Maintained Secondary Road System in accordance with the statewide or regional standards and criteria for roads located within Gaston County's jurisdiction; and,

WHEREAS, there are no requirements or specifications for the County to review upon consideration of the roads for acceptance into the State Maintained Secondary Road System; and therefore, there is no purpose or need for the County to receive the petitions prior to submission to the North Carolina Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners hereby authorizes the North Carolina Department of Transportation to process all petitions for additions to the State Maintained Secondary Road System for roads located in Gaston County's jurisdiction consistent with the statewide or regional standards and criteria for roads adopted by the North Carolina Board of Transportation as provided by law without further approval by Gaston County. Gaston County reserves the right to amend or terminate this resolution upon sixty (60) days notification to the North Carolina Department of Transportation.

DO NOT TYPE BELOW THIS LINE

I, Donna S. Buff, Clerk to the County Commission, do hereby certify that the above is a true and correct copy of action taken by the Board of Commissioners as follows:

NO.	DATE	M1	M2	CBrown	AFraley	BHovis	KJohnson	TKelgher	JPhillbeck	RWerley	Vote
2021-044	02/23/2021	TP	BH	A	AB	A	A	A	A	AB	U

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# Gaston County

Gaston County  
Board of Commissioners  
www.gastongov.com

## County Attorney

## Board Action

File #: 21-047

Commissioner Philbeck - County Attorney - To Authorize the North Carolina Department of Transportation to Process all Petitions for Additions to the State Maintained Secondary Road System Within Gaston County

### STAFF CONTACT

Jonathan Sink - County Attorney - 704-866-3400

### BUDGET IMPACT

N/A

### BUDGET ORDINANCE IMPACT

N/A

### BACKGROUND

The attached Resolution would allow petitions for additions to the State Maintained Secondary Road System to be processed directly by the North Carolina Department of Transportation, eliminating the need for them to pass through Gaston County.

### POLICY IMPACT

N/A

### ATTACHMENTS

Resolution

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