

RESOLUTION NO. 20260324-06

Amending Road Specifications and Grandfathering Currently Pending Road Projects

Whereas, the Lawrence County Board of County Commissioners previously adopted certain minimum specifications for new road construction before a newly constructed road may be accepted as a county road; and

Whereas, this Body and its appointed Highway Department from time to time reviewed and amended its minimum road specifications to ensure that newly constructed roads accepted into the county road system are built to standards appropriate for public use, maintenance, safety, and long-term county responsibility; and

Whereas, upon the recommendation of the Lawrence County Highway Department, the County Road Superintendent, and the Highway Committee, this Body finds it appropriate to amend the County's road specifications by adopting the updated road specifications attached hereto as Exhibit 1; and

Whereas, certain road projects are currently pending or have already begun review, planning, engineering, construction, or approval steps under the County's prior road specifications; and

Whereas, this Body finds it fair and appropriate to grandfather those currently pending road projects so that they may continue to be reviewed and considered under the road specifications in effect before adoption of this Resolution, provided that any such project remains subject to review and approval by the appropriate County officials and does not create an obligation for Lawrence County to accept any road that is unsafe, incomplete, or otherwise unsuitable for public acceptance;

NOW, THEREFORE, BE IT RESOLVED, by the Lawrence County Legislative Body meeting in Regular Session on this 26th day of May 2026, that:

SECTION 1. Adoption of Amended Road Specifications. The Lawrence County road specifications attached hereto as Exhibit 1 are approved, adopted, ratified, and confirmed as the minimum specifications required for new road construction before a new road may be accepted as a county road and added to the county road list.

SECTION 2. Replacement of Prior Specifications. The amended road specifications adopted by this Resolution shall replace and supersede any prior minimum road specifications to the extent those prior specifications conflict with Exhibit 1.

SECTION 3. Grandfathering of Currently Pending Projects. The road projects that are currently pending as of the date of adoption of this Resolution, as set out in Exhibit 2 attached hereto, may continue to be reviewed and considered under the road specifications in effect immediately before adoption of this Resolution, provided that the project was already submitted to, known by, or under active review by the Lawrence County Highway Department, County Road Superintendent, or other appropriate County official before adoption of this Resolution.

SECTION 4. No Automatic Acceptance. Nothing in this Resolution shall require Lawrence County to accept any road as a county road. All pending and future road projects shall remain subject to final review, approval, and acceptance by the Lawrence County Legislative Body, and any other approval required by law or County policy.

SECTION 5. Authority to Administer. The County Road Superintendent, Lawrence County Highway Department, and other appropriate County officials are authorized to apply and administer the amended road specifications and the grandfathering provision set forth herein.

SECTION 6. Effective Date. This Resolution shall take effect upon its passage, the public welfare requiring it.

Passed this 26th day of May 2026.

Shane Eaton, Chair
Lawrence County Legislative Body

David A. Morgan, County Executive

ATTEST:

Russ Brewer, County Clerk

SPONSOR: Highway Committee and Highway Department