

2001 SESSION

INTRODUCED

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SENATE BILL NO. 1345

Offered January 16, 2001

A BILL to amend and reenact § 33.1-223.2:4 of the Code of Virginia, relating to maintenance of drainage easements by the Virginia Department of Transportation.

Patron—Reynolds

Referred to Committee on Agriculture, Conservation and Natural Resources

Be it enacted by the General Assembly of Virginia:

1. That § 33.1-223.2:4 of the Code of Virginia is amended and reenacted as follows:

§ 33.1-223.2:4. Department to maintain drainage easements.

Whenever, in connection with or as a precondition to the construction or reconstruction of any highway, the Department shall have acquired any permanent drainage easement, the Department shall, until such time as such easement shall have been terminated, perform *all* repairs required, *including ditches, culverts, underground pipes, and other associated structures*, to *clear the channel to permit proper water flow*, protect *both the roadway and private property*, and ~~to~~ ensure the proper function of the easement ~~within the right-of-way~~ and within the boundaries of such easement, *both on and off highway right-of-way*.

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SB1345