

Rule No.: 941 - 8401 - 05000

Agency: Mississippi Department of Transportation

Agency Effective Date: May 15, 2005

Agency Issued Date: March 8, 2005

Secretary of State Authority Date: May 15, 2005

Supercedes Rule:

Division: Right of Way

Rule Title: Property Management

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**The person to be contacted regarding the proposed rule is:** Facility and Records Management Director

**Name of person originating the proposed rule:** Daniel B. Smith

**Name of supervisor or person who approved the proposed rule:** Daniel B. Smith

**Purpose:**

Describe rules for property management.

**Summary:**

Rules for property management

**The full text of the proposed rule is:**

**All cites herein refer to the most current version of the cited document.**

The MDOT - Right of Way Division, in coordination with or as requested by the MDOT - Environmental Division, shall identify and assess potentially contaminated properties which may be purchased as part of roadway improvement projects in accordance with the National Environmental Policy Act of 1969 (NEPA), 42 U. S. C. 4321 et seq. and any other applicable state and federal laws and regulations as amended.

The Right of Way Division shall establish an inventory of all improvements acquired as a part of the right of way, manage a rodent control program, and clear the right of way in accordance with 23 CFR Part 713, 40 CFR Part 61.145 National Emission Standards for Hazardous Air Pollutants (NESHAP), Mississippi Statute 65-1-123, MCA, 1972, and any other applicable state and federal laws and regulations as amended.

All cites to the Mississippi Code are available at [www.state.ms.us](http://www.state.ms.us) and all cites to the CFR are available at [www.gpoaccess.gov](http://www.gpoaccess.gov).