

IMPROPER ENTRANCES

Should the Department find that an entrance is in violation of these Standards And Regulations For Access To State Highways, the following action shall be taken in order to gain compliance.

1. The District Permit Supervisor shall notify the property owners by registered mail of the nature of the violation. The property owner will be given twenty (20) days from the date of the receipt of the notification to submit to the Department for approval a schedule to correct the violation.

2. In the event that the property owner fails to correct the violation within the time specified or to comply with our request the Permit Supervisor shall notify the Property owner by registered mail that the violation is to be corrected within ten (10) days. Failure to comply to the second notification will result in the Department to seek compliance in accordance with the alternatives permitted by the Delaware Code including the closing of the entrance.

3. All costs incurred by the Department incidental to obtaining compliance with these entrance requirements including the closing of the entrance shall be borne by the Property Owner.

DRAINAGE

Access to commercial property abutting State Highways shall include provision for site drainage. As a minimum the site plan for the project shall show existing and proposed drainage features. The Department may request drainage calculations to support the proposed drainage design and to insure that existing highway drainage facilities are not over taxed.

Should existing drainage appurtenances be found inadequate the Developer will be required to control site drainage to pre development rates or to otherwise reconstruct or replace the highway drainage facility in order to accommodate the total flow in accordance with approved drainage criteria.

TEMPORARY ENTRANCE FOR BUSINESS PURPOSES

When a parcel of land is to be occupied for business purposes for less than 90 days in any contiguous 12 month period a temporary entrance permit may be issued in lieu of a permanent permit.

In order to secure a temporary permit the applicant must show that sufficient off street parking exists on his site as determined by county regulations. The applicant must provide a print showing the parking area and the access point to the roadway. Channelization shall be used to delineate the entrance. The channelization may consist of the following: barricades, cones, prefabricated temporary curbing or other temporary means approved by the Department. The entrance including the shoulder of the roadway may be dirt or stone.

The permit holder shall be responsible for maintenance of his entire entrance, the limits being defined on the temporary permit. The limits shall include the entrance up to the edge of the traveled way. Any ruts, potholes, etc. in the shoulder of the roadway in the vicinity of the entrance shall be the responsibility of the permit holder.

Failure to maintain the entrance area as defined shall cause the Department to make the necessary repairs. The entrance shall be closed by the Department until which time the permit holder reimburses the Department for the repairs and also posts a bond of sufficient amount to cover any future repairs.

A permit shall not be issued to any individual, partnership, corporation, or other until all previous obligations created with the Department are fully satisfied.

ACCESS PERMITS IN MUNICIPALITIES

The purpose of this Section is to set forth the criteria for delegating to the municipalities the authority for the issuance of a Permit for Entrance Construction and a Commercial Entrance permit to a state maintained street or highway within a municipality.

A. Permit to be issued by DelDOT for:

1. Each land development project requiring access to a Principal Arterial or Minor Arterial as defined on the DelDOT Functional Classification Map dated 1979 or latest version thereof attached hereto by reference.
2. Each land development project requiring access to a state maintained street or highway having a projected traffic generation of 1000 trips per day. Each vehicle is counted twice. Once in and once out. Typical land development projects having an ADT of 1000 are as follows:

TYPICAL DEVELOPMENTS WITH DAILY TRAFFIC GENERATION OF 1000 TRIPS

Residential

Single Family	110 dwelling units
Multi-Family	120 dwelling units
DPUD	50 single family, 50 townhouses (or apartments) and 10,000 sq. ft. offices
Multi-Family	150 dwelling units

Free Standing Retail

Discount Stores	22,000 Sq. Ft.
Supermarkets	7,500 Sq. Ft.

Discount Stores with

Supermarket 12,000 Sq. Ft.

Department Stores 27,000 Sq. Ft.

Offices

Medical 20,000 Sq. Ft.

Professional Offices 40,000 Sq. Ft.

General Offices 80,000 Sq. Ft.

Manufacturing

Free Standing General 35 Acres

Manufacturing or 200,000 Sq. Ft.

Industrial Park 14 Acres 110,000 Sq. Ft.

Education

School 550 Students

Hospital

General 70 Beds

Convalescent 300 Beds

Others

Fast Food

Mini Market with gas station 2400 Sq. Ft. GLFA

Mini Market with Delicatessen 2400 Sq. Ft. GLFA

Motel 180 Rooms

B. Permit may be issued by municipality

1. Each land development project requiring access to a Major Collector, Minor Collector or Collector Street as defined on the DelDOT Functional Classification Map dated 1979 or latest version thereof attached hereto by reference provided however

that the projected average daily traffic generations of the proposal is less than 1000 ADT.

2. Land Development projects which have access to local streets or streets not maintained by DeIDOT.
3. The design and construction of entrances and exits to state maintained streets approved by the municipality are to be in accordance with DeIDOT Standards and Regulations for Access to State Highways incorporated herein by reference. The form of the permit may be in accordance with the requirements of the municipality.

C. Definitions

1. Permit for Entrance Construction - DeIDOT permit issued to a property owner setting forth requirements to construct an entrance. Not applicable to permits issued by the municipality.
2. Commercial entrance Permit - DeIDOT permit issued to a property owner following completion of the construction of the entrance in accordance with the Permit for Entrance Construction. Not applicable to permits issued by the municipality.
3. Land Development Projects - Suburban Developments and commercial or institutional land development of one or more parcels of land.

CONSTRUCTION ENTRANCE

A permit for a construction entrance for the purpose of performing site work such as grading, paving or building construction will not normally be granted until the Department has first approved the permanent entrance plan. Obtaining a permit

for a construction entrance does not relieve the applicant of his responsibility of obtaining a permit to construct his permanent entrance facility. The permanent entrance facility shall be complete and accepted prior to opening for business. The requirement to obtain a surety for the construction entrance may be waived at the discretion of the District Permit Supervisor.