

ENGINEERING DIRECTIVES AND STANDARDS

Volume	Chapter	Section	Directive Number	Effective Date
II	2	1	3	5/10/2017

SUBJECT: FENCING: CONSTRUCTION OR REPLACEMENT OF FENCE

- 1. PURPOSE:** To establish uniform guidance for construction or replacement of fence.
- 2. SCOPE:** This directive covers the details of the policy of the Department of Transportation and Development, (DOTD) on the construction or replacement of existing fence.
- 3. POLICY:** It shall be the policy of the DOTD, to rebuild, reconstruct, replace or otherwise provide compensation for fencing to enclose all remaining property previously enclosed when constructing or reconstructing a highway. It shall be the responsibility of the permittee to replace fence permitted on highway right-of-way.

When a right-of-way acquisition entails the breaking of a livestock fence enclosure which is of such quality as to actually enclose livestock, rebuilt fence or new fence is to be included in the contract for construction on the owner's property to restore the enclosure. This policy shall prevail regardless of the right-of-way acquisition by negotiation or by expropriation. The property owner will be paid only for that portion of cross fencing which is removed and not replaced due to the reduction in size of the remaining property caused by the Department's right-of-way acquisition.

With the exception of livestock fence, if the fencing is to be replaced on-site, negotiations for the purchase of right-of-way are to include the cost for the property owner to replace the existing fencing.

During construction, any existing fence will be removed by DOTD's contractor. In no instance will the property owner adjacent to the highway right-of-way or the permittee be compensated for the value of fence placed by permit.

In rare cases when DOTD's contractor is required to rebuild or replace the fence, (such as Parish Off-System Bridge project), it will be built off the highway right-of-way and maintained by the property owner.

All fences constructed for the purpose of controlling access will be built and maintained by the DOTD. No other fence will be allowed to be placed on highway right-of-way except by duly executed project permit issued in accordance with DOTD policies. When such permits are issued, the fence shall be placed in the location or locations as shown in Standard Plans FN-01 and FN-02 for control of access fence, or as directed by the District, and shall be maintained by the permit holder. Any fence improperly located will be required to be corrected prior to acceptance of the work by the DOTD. Any fence placed on highway right-of-way without permit will be considered as an encroachment and shall be removed in accordance with DOTD policies.

Exceptions to this policy must be approved by the Road Design Engineer Administrator.

- 4. OTHER ISSUANCES AFFECTED:** All directives, memoranda or instructions issued heretofore in conflict with this directive are hereby rescinded.
- 5. EFFECTIVE DATE:** This policy will become effective immediately upon issuance.

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