

HENRY COUNTY COMMISSION DRIVEWAY POLICY

EFFECTIVE DATE: February 1, 2024

PURPOSE: This policy has been prepared in the interest of public safety, efficient maintenance operations and as a guide for public agencies and private owners in preparing plans and applications for driveway access to roads maintained by the Henry County Commission. Reviewing, inspecting, and authorizing these driveways will be on a case-by-case basis, determined by the Henry County Road and Engineering Departments.

ALLOWABLE MATERIALS: Per this policy, the following driveway pipe materials shall be used. No other materials besides those listed below are approved for installation in driveways accessing Henry County maintained roads and rights-of-way.

- Aluminized Corrugated Metal Pipe (16 Gauge Minimum)
- Reinforced Concrete Pipe

All pipe utilized in the construction of a driveway shall be in NEW condition, no used pipe shall be allowed.

PIPE LENGTHS: Pipe for driveway installation shall be a minimum of 30-ft with a maximum length of 60-feet. All lengths shall be in 10-foot increments. Pipes greater than 60-feet in length must be approved by the County Engineer's Office to ensure that proper roadway drainage is provided.

PROCEDURES: Prior to installing any pipe on the county's right-of-way and as part of the issuance of a Right of Way Permit, the owner of the property requesting a driveway pipe must contact the Henry County Road Department at (334) 585-2735 or go directly to (<https://www.henrycountyal.com/road-department>) to complete the driveway pipe permit form. After the office receives the completed permit form, an employee in the department will review the completed permit and an employee of the department will determine the size of pipe to be installed. An employee of the department will provide the property owner the size of pipe to be installed. Except for parcels solely dedicated to agricultural use, the owner of the property shall be solely responsible for all costs, fees, and expenses arising out of or related to purchasing and installing the pipe. A licensed and insured contractor shall be required to install the pipe. The department will have available a preapproved list of contractors that are authorized to install such pipes. The owner may nominate another contractor to install the pipe, who shall be reviewed for approval by the department.

The owner and contractor are separately and severally responsible for contacting the department once the pipe is delivered and scheduled for installation to allow for the department to inspect said pipe prior to the pipe being installed. The installation of the pipe shall be completed and ready for review on or before 120 days from the date the

Right of Way Permit is issued for the property. If the installation is not completed within the allotted time, the citizen must make a new petition and obtain a new Right of Way Permit. The owner of the property shall be responsible for any changes required by the department arising from the inspection of the installation of the pipe. The department is hereby authorized to remove any pipe on the county's right-of-way installed incorrectly or installed without approval of the department.

CONTRACTOR REQUIREMENTS: A Contractor shall be a licensed and insured contractor. The County Engineer's office will have a preapproved list of contractors that are authorized to install driveway pipes in Henry County. The owner may nominate another contractor to install the driveway, however the nominated contractor shall be reviewed for approval by the County Engineer's office.

DRIVEWAY MAINTENANCE: The Henry County Road Department shall continue to maintain all driveways installed on the County's Right-of-Way before the implementation of this policy. This maintenance shall include the maintenance of the pipe and driveway surface. Also, Henry County Road Department shall repair erosion around the driveway located on the County's right-of-way, except when erosion is caused by stormwater runoff from off right-of-way (i.e. water running down the driveway towards the County Road). **THE COUNTY SHALL NOT MAINTAIN OR REPLACE ANY CONCRETE OR ASPHALT SURFACED DRIVEWAYS.** For any driveway or access installed under this policy (after February 1, 2024) the owner does hereby assume all liability for and save Henry County responsible from any and all claims for damage arising out of the work to be done herein, any damage done by the continued use of the driveway and pipe, and any repairs, maintenance, or upkeep related to the driveway pipe for two years after installation. The owner also agrees to repair any damages to the driveway pipe that create drainage issues on Henry County Rights-of-Way during the two year maintenance period.