

By: Senator(s) Kirby

To: Highways and  
Transportation

SENATE BILL NO. 2457

1 AN ACT TO AMEND SECTION 65-3-137, MISSISSIPPI CODE OF 1972, TO  
2 CLARIFY THAT THE REQUIREMENT UNDER SECTION 65-1-8, MISSISSIPPI  
3 CODE OF 1972, THAT CERTAIN SMALL MUNICIPALITIES SHALL NOT BEAR THE  
4 COST OF UTILITY RELOCATION FROM THE RIGHTS-OF-WAY OF STATE HIGHWAY  
5 AND THAT THE DEPARTMENT OF TRANSPORTATION SHALL BEAR THE COST IF  
6 UTILITY RELOCATION APPLIES TO CERTAIN PROJECTS; AND FOR RELATED  
7 PURPOSES.

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

9 **SECTION 1.** Section 65-3-137, Mississippi Code of 1972, is  
10 amended as follows:

11 65-3-137. SECTION 1. (1) The following highway is  
12 designated as a state highway and is placed under the jurisdiction  
13 of the Mississippi Transportation Commission for construction and  
14 maintenance when the City of Flowood provides necessary  
15 rights-of-way, including utility adjustments and relocations:

16 **Central District - Rankin County:**

17 Mississippi 468 - That two-lane portion of Mississippi  
18 468 (Flowood Drive) beginning at Fourth Street in  
19 Flowood and extending northeasterly to Mississippi  
20 Highway 475, a distance of approximately two and  
21 two-tenths (2.2) miles.

22 (2) The segment described in subsection (1) of this section  
23 shall be a four-lane facility built to the design standards of the  
24 Mississippi Department of Transportation.

25 (3) The requirements under Section 65-1-8 related to the  
26 cost and expense of removal and relocation of utilities in the  
27 rights-of-way of state highways in municipalities with a  
28 population of ten thousand (10,000) or less shall apply to this  
29 section.

30 SECTION 2. (1) The Mississippi Department of Transportation  
31 shall number, maintain, take over and assume jurisdiction of the  
32 following described highway segment, subject to the conditions  
33 prescribed in subsection (2) of this section.

34 **Central District - Rankin County:**

35 West Rankin Parkway (New Route) - Beginning at  
36 Mississippi 25 in the City of Flowood, thence south to  
37 U.S. 80 at Pearson Road in the City of Pearl, all in  
38 Rankin County.

39 (2) The Mississippi Department of Transportation may  
40 construct the highway segment described in subsection (1) of this  
41 section as a four-lane facility in accordance with current design  
42 standards; however, the City of Flowood, the City of Pearl, Rankin  
43 County and any private corporation jointly shall provide necessary  
44 engineering and rights-of-way, including utility adjustments and  
45 relocations.

46 (3) The requirements under Section 65-1-8 related to the  
47 cost and expense of removal and relocation of utilities in the  
48 rights-of-way of state highways in municipalities with a  
49 population of ten thousand (10,000) or less shall apply to this  
50 section.

51 SECTION 3. The following highway is designated as a state  
52 highway and is placed under the jurisdiction of the Mississippi  
53 Transportation Commission for construction and maintenance; and  
54 such highway, together with the highways designated in Section  
55 65-3-3, and all other laws adding links to the designated state  
56 highway system, are declared to be the state highway system of  
57 Mississippi:

58 **Southern District - Jones County:**

59 Mississippi 590 - Beginning at Mississippi 11 and  
60 extending easterly to Mississippi 29, a distance of  
61 approximately 1.3 miles.

62 SECTION 4. (1) The following highway is designated as a  
63 state highway and is placed under the jurisdiction of the  
64 Mississippi Transportation Commission for construction and  
65 maintenance; and such highway, together with the highways  
66 designated in Section 65-3-3, and all other laws adding links to  
67 the designated state highway system, are declared to be the state  
68 highway system of Mississippi:

69 **Central District - Newton County:**

70 Decatur Street beginning on the north side of the  
71 intersection of Third Street and Decatur Street, and  
72 proceeding northward to the beginning of state  
73 maintenance south of U.S. Highway 80, all within the  
74 City of Newton.

75 (2) The Mississippi Transportation Commission shall  
76 maintain, construct, take over and assume jurisdiction of the  
77 highway designated in subsection (1) of this section in the same  
78 manner and upon the same terms and conditions as set out in  
79 Sections 65-1-75, 65-9-1 and 65-9-3. However, the City of Newton  
80 shall not be required to provide to the Mississippi Department of  
81 Transportation any right-of-way with a width any greater than the  
82 width of right-of-way that existed at the time that the highway  
83 segment described in subsection (1) of this section was returned  
84 to the jurisdiction of the City of Newton.

85 SECTION 5. The following highways are deleted from the state  
86 highway system, removed from the jurisdiction of the Mississippi  
87 Transportation Commission and returned to the jurisdiction of the  
88 governing authorities of the City of Newton:

89 **Central District - Newton County:**

90 (a) That section of old Mississippi 15 beginning south  
91 of Interstate 20 at the intersection of old Mississippi  
92 15 and present Mississippi 15 and extending  
93 southwesterly for approximately .033 miles, all within  
94 the City of Newton; and

95 (b) That section of old Mississippi 15 located  
96 between U.S. Highway 80 and Decatur Street, all  
97 within the City of Newton.

98 SECTION 6. (1) The Mississippi Department of Transportation  
99 may construct to department design standards, may perform such  
100 reconstruction as may be required to existing highways and may  
101 acquire by gift, purchase or eminent domain proceedings such  
102 property as may be necessary to provide four (4) lanes for traffic  
103 on and along the following location:

104 **Central District - Lauderdale County:**

105 Old U.S. Highway 45 beginning in the City of Meridian at  
106 or near the old Coca Cola Company and extending  
107 northerly approximately two (2) miles to just beyond the  
108 Town of Marion.

109 (2) Lauderdale County, the City of Meridian and the Town of  
110 Marion shall provide required right-of-way, remove all  
111 encroachments and bring up to Transportation Department standards  
112 existing roads and bridges along the route described in subsection  
113 (1) of this section.

114 (3) The mileage of highway specifically designated in  
115 subsection (1) of this section shall be under the jurisdiction of  
116 the Mississippi Transportation Commission for construction and  
117 maintenance and, together with the highways designated in Section  
118 65-3-3, and all other laws adding links to the state designated  
119 highway system, are declared to be the state highway system of  
120 Mississippi.

121 SECTION 7. (1) (a) That portion of Mississippi Highway 25  
122 from south of Becker, Mississippi, to the Monroe/Itawamba County  
123 line shall be known as the "Monroe County Parkway."

124 (b) The Mississippi Department of Transportation shall  
125 erect and maintain appropriate signs along and approaching that  
126 portion of Mississippi Highway 25 described in this subsection.

127           (2) The portion of Mississippi Highway 25 described in  
128 subsection (1) of this section shall be constructed by the  
129 Mississippi Department of Transportation as a fully controlled  
130 access road. The Mississippi Department of Transportation is  
131 authorized to landscape the right-of-way of the portion of  
132 Mississippi Highway 25 described in subsection (1) of this  
133 section.

134           (3) It shall be unlawful to construct or erect any  
135 advertisement or advertising structure within one thousand (1,000)  
136 feet of the right-of-way of the portion of Mississippi Highway 25  
137 described in subsection (1) of this section. This subsection  
138 shall not apply to areas located within a municipality or to  
139 signs, displays or devices located on a building which carry only  
140 advertisements strictly related to the lawful use of the building.

141           (4) Mississippi Highway 25 shall intersect with U.S. Highway  
142 278 at least five hundred (500) feet west of the eastern city  
143 limits of the City of Amory as such city limits existed on January  
144 1, 2000.

145           (5) The Mississippi Department of Transportation is  
146 authorized to construct a four-lane connector road at a point at  
147 or near the northern city limits of the City of Amory between old  
148 Mississippi Highway 25 and the portion of Mississippi Highway 25  
149 described in subsection (1) of this section.

150           **SECTION 2.** This act shall take effect and be in force from  
151 and after its passage.