

RIGHT OF WAY ELIGIBLE FOR STATE AID REIMBURSEMENT

June 2012

- RULES:**
- 8820.0400 Local Highway and Street Departments**
 - 8820.1500 Construction Funds**
 - 8820.3100 General State Aid Limitations**

Specifically Stated Eligible Items:

1. **COST OF LANDS AND PROPERTIES REQUIRED FOR RIGHT OF WAY**

This includes permanent right of way and permanent or temporary easements.

- A. Payment for land and land improvements taken or damaged by taking
- B. Owner's appraisal fees
 - i. Up to the maximum limits allowed by state statutes. (117.036 Subd. 2. (B))
- C. Appraisal costs to the local road authority
 - i. For consultant services.
 - ii. Local agency staff for market research and document preparation.
- D. Title Issues
 - i. Costs to bring abstract up to date for reasons of CURRENT purchase.
but not to correct or update missing data or transactions
- E. Filing Fees, record deed or mortgage satisfaction (unpaid balance of mortgage principle)
 - i. Mortgage satisfaction would be only in the case of a total take or home acquisition.
- F. State Deed Tax

2. **RELOCATION AND MOVING COSTS**

- A. Residential Owner / Occupant -- Total Acquisition
- B. Utility Payment to utility companies for utility relocation required by construction
 - i. If the utility is on the land being purchased.
 - ii. If the utility is on the existing right of way by permit, the utility company is required to move the utility without reimbursement or payment.
- C. Railroad Payment to railroad companies for facility relocation required by construction
 - i. If the railroad is on the land being purchased.
 - ii. If the railroad is on the existing right of way by permit, the railroad is required to move its' facility without reimbursement or payment.
- D. Demolition Expenses

3. **DAMAGES TO OTHER LANDS IF JUSTIFIED**

- A. Clean up contaminated site
 - i. Bill to owner and reimbursement is to go to the State Aid Account.

4. **TITLE SEARCHES**

- i. For consultant services.
- ii. Local agency staff for document research and document prep.

5. **CONDEMNATION COSTS**

A. Trial Expenses

Not to include staff Attorney's fees.

Specifically NOT Eligible:

- Abstract Updating - for property owners to clear issues
- After the Fact needs on Trunk Highway Projects
- Permits
- Taxes
- Work by local forces to complete negotiations

Eligible for Preliminary Engineering and NOT Right of Way:

- Archaeological Digs
- Staking of Right of Way
- Investigation of Contaminated Site