

(C) (1) THIS SUBSECTION DOES NOT APPLY TO AN INTERSTATE HIGHWAY.

(2) IF AN OWNER OF PROPERTY THAT ABUTS A STATE HIGHWAY WHERE THE STATE OWNS CONTROL OF ACCESS SEEKS TO PURCHASE A RIGHT OF ACCESS TO THE HIGHWAY, THE OWNER MAY PETITION THE ADMINISTRATION TO SELL TO THE OWNER A RIGHT OF ACCESS.

(3) WITHIN 60 DAYS OF RECEIVING A PETITION UNDER PARAGRAPH (2) OF THIS SUBSECTION, THE ADMINISTRATION SHALL ACT ON THE PETITION.

(4) THE ADMINISTRATION SHALL:

(I) APPROVE THE GRANTING OF THE RIGHT TO ACCESS THE STATE HIGHWAY, THE TERMS GOVERNING ACCESS, AND, IF AVAILABLE AT THE TIME, THE COST OF THE RIGHT OF ACCESS; OR

(II) DENY THE PETITION, CITING THE ADMINISTRATION'S REASONS FOR DENIAL.

(5) IF THE ADMINISTRATION IS WILLING TO GRANT ACCESS TO A STATE HIGHWAY TO THE OWNER OF ABUTTING PROPERTY BUT IS UNABLE TO DETERMINE THE COST WITHIN THE TIME REQUIRED UNDER PARAGRAPH (3) OF THIS SUBSECTION, THE ADMINISTRATION SHALL INFORM THE PROPERTY OWNER OF THE COST OF THE RIGHT OF ACCESS WITHIN 60 DAYS AFTER ITS RESPONSE UNDER PARAGRAPH (4)(I) OF THIS SUBSECTION.

(D) IF A PETITIONER IS NOT SATISFIED WITH THE DECISION OF THE ADMINISTRATION ON THE COST OF THE RIGHT OF ACCESS UNDER SUBSECTION (C)(4) OR (5) OF THIS SECTION, THE OWNER MAY APPEAL THE ADMINISTRATION'S DECISION TO THE BOARD.

(E) FOLLOWING RECEIPT OF AN APPEAL UNDER SUBSECTION (D) OF THIS SECTION, THE BOARD SHALL:

(1) REVIEW THE APPLICATION APPEAL AND REQUEST ANY DOCUMENTATION THAT THE BOARD CONSIDERS NECESSARY TO FULLY CONSIDER THE PROPERTY OWNER'S REQUEST TO PURCHASE THE RIGHT OF ACCESS AND THE ADMINISTRATION'S RESPONSE;

(2) HOLD AT LEAST ONE PUBLIC HEARING ON THE APPLICATION APPEAL OF THE PROPERTY OWNER AND RESPONSE OF THE ADMINISTRATION; AND

(3) FULLY EVALUATE THE APPLICATION APPEAL IN TERMS OF THE IMPACT THAT A GRANT OF ACCESS RIGHTS WOULD HAVE ON ~~TRAFFIC FLOW~~, ECONOMIC DEVELOPMENT, ENVIRONMENTAL PROTECTION, AND OTHER POLICY CONSIDERATIONS THAT THE BOARD CONSIDERS RELEVANT.

(F) (1) AT ANY TIME FOLLOWING THE PUBLIC HEARING, BUT WITHIN 6 MONTHS OF THE DATE OF THE PETITION, THE BOARD SHALL RENDER A FINAL DECISION ON THE APPLICATION APPEAL.