

~~(b) (1) Sidewalks shall be constructed at the time of construction or reconstruction of an urban highway, or in response to the request of a local government unless:~~

~~(i) The Administration determines that the cost or impacts of constructing the sidewalks would be too great in relation to the need for them or their probable use; or~~

~~(ii) The local government indicates that there is no need for sidewalks.~~

~~(2) Sidewalks constructed under this section shall be consistent with area master plans and transportation plans adopted by the local planning commission.~~

~~(c) (1) If sidewalks or bicycle pathways are constructed or reconstructed as part of a roadway construction or reconstruction project, the Administration shall fund the sidewalk or bicycle pathway construction or reconstruction as a part of the cost of the roadway project.~~

~~(2) Except as provided in paragraph (3) of this subsection, if sidewalks or bicycle pathways are constructed or reconstructed in response to a request from a local government and the adjacent roadway is not being concurrently constructed or reconstructed, the cost to construct or reconstruct the sidewalk or bicycle pathway shall be shared equally between the State and local governments.~~

~~(3) If sidewalks or bicycle pathways within a designated neighborhood as defined in Article 83B, §§ 4-202 and 4-203 of the Code are constructed or reconstructed in response to a request from a local government and the adjacent roadway is not being concurrently constructed or reconstructed, the cost to construct or reconstruct the sidewalk or bicycle pathway may be funded entirely by the State.~~

~~(4) If sidewalks or bicycle pathways are being constructed or reconstructed in response to a request from a local government and the adjacent roadway is not being concurrently constructed or reconstructed, the local government shall:~~

~~(i) Provide public notice and opportunities for community involvement prior to the construction of a sidewalk or bicycle pathway project; and~~

~~(ii) Secure any necessary right-of-way that may be needed beyond the right-of-way already owned by the State.~~

~~(5) (i) Except as provided in subparagraph (ii) of this paragraph, after sidewalks and bicycle pathways are constructed under this section, they shall be maintained and repaired by the political subdivision in which they are located.~~

~~(ii) Subject to approval and the availability of funds, the Administration promptly shall reimburse a political subdivision for the preapproved and documented costs incurred in reconstructing a segment of a sidewalk or bicycle pathway that has deteriorated to the extent that repair is not practical or desirable for public safety.~~