

HIGHWAY SIGN OBSTRUCTION

2000 GENERAL SESSION

STATE OF UTAH

Sponsor: John E. Swallow

AN ACT RELATING TO TRANSPORTATION; AMENDING CERTAIN OUTDOOR ADVERTISING PROVISIONS FOR CERTAIN SIGNS EFFECTED BY NOISE ABATEMENT OR SAFETY MEASURES, GRADE CHANGES, CONSTRUCTION, OR WIDENING.

This act affects sections of Utah Code Annotated 1953 as follows:

ENACTS:

72-7-510.5, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **72-7-510.5** is enacted to read:

72-7-510.5. Height adjustments for nonconforming signs.

(1) If the view and readability of a nonconforming sign as defined in Section 72-7-510 is obstructed due to a noise abatement or safety measure, grade change, construction, or widening along an interstate, federal aid primary highway existing as of June 1, 1991, or national highway systems highway, the owner may adjust the height of the sign.

(2) A height adjusted sign under this section does not constitute a substantial change to the sign.

(3) The county or municipality in which the nonconforming sign is located shall, if necessary, provide for the height adjustment by ordinance for a special exception to its zoning ordinance.

(4) (a) The height adjusted sign may be erected to a height and angle to make it clearly visible to traffic on the main-traveled way of the highway and shall be the same size as the previous sign.

(b) The height adjusted sign under this section may not exceed the height permitted under this part.