

1 **HIGHWAY SIGN OBSTRUCTION**

2 2000 GENERAL SESSION

3 STATE OF UTAH

4 **Sponsor: John E. Swallow**

5 AN ACT RELATING TO TRANSPORTATION; AMENDING CERTAIN OUTDOOR
6 ADVERTISING PROVISIONS FOR CERTAIN SIGNS EFFECTED BY INSTALLATION OF
7 NOISE ABATEMENT MEASURES.

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

9 ENACTS:

10 **72-7-510.5**, Utah Code Annotated 1953

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

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

13 **72-7-510.5. Height adjustments for nonconforming signs due to noise abatement**
14 **measures.**

15 (1) If the view and readability of a nonconforming sign as defined in Section 72-7-510 is
16 obstructed because of the installation of a noise abatement measure along an interstate, federal aid
17 primary highway existing as of June 1, 1991, or national highway systems highway, the owner may
18 adjust the height of the sign.

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

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

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

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

28 this part.

Legislative Review Note
as of 2-7-00 9:08 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel