



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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February 12, 2009

Mr. Speaker:

The Government Operations Committee reports a favorable recommendation on **H.B. 141**, BILLBOARD AMENDMENTS, by Representative C. Frank, with the following amendments:

1. *Page 2, Line 34:*

(1) As used in this section, "clearly visible" has the same meaning as defined in Subsection 72-7-510.5(4).

34 {~~(1)~~} **(2)** (a) A municipality is considered to have initiated the acquisition of a billboard

2. *Page 2, Line 38:*

38 (ii) except as provided in Subsection {~~(1)~~} **(2)** (c), relocating or rebuilding a billboard

3. *Page 2, Line 58:*

58 {~~(1)~~} **(2)** (a)(iii) or relocating the billboard under Subsection
 {~~(1)~~} **(2)** (a)(iv):

4. *Page 3, Line 61:*

61 (I) **(Aa)** to a height [~~that is at least the same as, but no higher than,~~] of up to
 {~~65~~} **45** feet or the

5. *Page 3, Lines 63 through 65:*

63 ordinances allow or the municipality consents to a higher structure; {~~and~~} **or**
(Bb) if the street or highway for which the sign is intended is an interstate, to a height of up to 65 feet or the height of the previous use or structure, whichever is higher, unless the municipality's ordinances allow or the municipality consents to a higher structure; or

64 (II) to a height and angle to make it clearly visible {~~to traffic on the main~~}

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~~traveled way~~

65 ~~of the street or highway on which the billboard is located~~ } ; and

6. *Page 3, Line 73:*

73 Subsection ~~{(1)}~~ (2) (a) if the mistake in placement or erection of the billboard is determined by clear

7. *Page 3, Line 77:*

77 ~~{(2)}~~ (3) Notwithstanding Subsection ~~{(1)}~~ (2) and Section 10-9a-512, a municipality may remove

8. *Page 3, Line 88:*

88 or more of the conditions listed in Subsections ~~{(2)}~~ (3) (a)(i) and (ii);

9. *Page , Line 90 through Page 4, Line 91:*

90 (i) except as provided in Subsection ~~{(2)}~~ (3) (c)(ii), 90 days following the billboard owner's

91 receipt of written notice under Subsection ~~{(2)}~~ (3) (b); or

10. *Page 4, Lines 95 through 96:*

95 Subsection ~~{(2)}~~ (3) (b); and

96 (d) following the expiration of the applicable period under Subsection ~~{(2)}~~ (3) (c) and after

11. *Page 4, Line 104:*

104 ~~{(3)}~~ (4) A municipality may not allow a nonconforming billboard to be rebuilt or replaced

12. *Page 4, Line 106:*

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106 {~~(4)~~} (5) A permit issued, extended, or renewed by a municipality for a
billboard remains

13. Page 4, Line 116:

(1) As used in this section, "clearly visible" has the same meaning as defined in Subsection 72-7-510.5(4).

116 {~~(1)~~} (2) (a) A county is considered to have initiated the acquisition of a
billboard structure

14. Page 4, Line 120:

120 (ii) except as provided in Subsection {~~(1)~~} (2) (c), relocating or rebuilding a
billboard

15. Page 5, Line 140:

140 {~~(1)~~} (2) (a)(iii) or relocating the billboard under Subsection
 {~~(1)~~} (2) (a)(iv):

16. Page 5, Line 143:

143 (I) (Aa) to a height [~~that is at least the same as, but no higher than,~~] of up to
 {~~65~~} 45 feet or the

17. Page 5, Lines 145 through 147:

145 allow or the county consents to a higher structure; {~~and~~} or
 (Bb) if the street or highway for which the sign is intended is an interstate, to a
 height of up to 65 feet or the height of the previous use or structure, whichever is
 higher, unless the county's ordinances allow or the county consents to a higher
 structure; or
146 (II) to a height and angle to make it clearly visible {~~to traffic on the main~~
 traveled way
147 of the street or highway on which the billboard is located } ; and

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18. Page 6, Line 155:

155 {~~(1)~~} (2) (a) if the mistake in placement or erection of the billboard is determined
by clear and

19. Page 6, Line 159:

159 {~~(2)~~} (3) Notwithstanding Subsection {~~(1)~~} (2) and Section
17-27a-511, a county may remove a

20. Page 6, Line 170:

170 more of the conditions listed in Subsections {~~(2)~~} (3) (a)(i) and (ii);

21. Page 6, Lines 172 through 173:

172 (i) except as provided in Subsection {~~(2)~~} (3) (c)(ii), 90 days following the
billboard owner's
173 receipt of written notice under Subsection {~~(2)~~} (3) (b); or

22. Page 6, Lines 177 through 178:

177 {~~(2)~~} (3) (b); and
178 (d) following the expiration of the applicable period under Subsection
{~~(2)~~} (3) (c) and after

23. Page 7, Line 186:

186 {~~(3)~~} (4) A county may not allow a nonconforming billboard to be rebuilt or
replaced by

24. Page 7, Line 188:

188 {~~(4)~~} (5) A permit issued, extended, or renewed by a county for a billboard
remains valid

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25. Page 8, Lines 215 through 216:

215 without obstruction from a distance of 500 feet {~~on the main-traveled way of the~~
~~highway by the~~
216 ~~traffic for which intended~~} from the base of the sign by an occupant of a vehicle
traveling on a street or highway until the point where the vehicle and the sign are on
a plane that is perpendicular to the street or highway .

Respectfully,

Craig A. Frank
Committee Chair

Voting: 6-2-2

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