HOUSE BILL 1311

Unofficial Copy R1 HB 352/98 - CGM 2000 Regular Session 0lr2770

By: Delegate Glassman

Introduced and read first time: February 18, 2000 Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 Highways - Placement of Farm-Related Directional Signs

- 3 FOR the purpose of providing that a permit issued by the State Highway
- 4 Administration is not required for the placement of an outdoor sign within a
- 5 certain distance of a State highway if the sign directs motorists to a farm or
- 6 other location where farmers offer for sale produce and other goods derived from
- 7 their farming operations; requiring a farm-related directional sign authorized
- 8 under this Act to meet certain requirements; clarifying that an exemption from
- 9 certain provisions of law that regulate the placement of signs adjacent to
- 10 highways applies to the placement of directional signs for which a permit from
- 11 the State Highway Administration is not required; clarifying language; making
- stylistic changes; and generally relating to the placement of signs along
- 13 highways.
- 14 BY repealing and reenacting, with amendments,
- 15 Article Transportation
- 16 Section 8-714
- 17 Annotated Code of Maryland
- 18 (1993 Replacement Volume and 1999 Supplement)
- 19 BY repealing and reenacting, with amendments,
- 20 Article Transportation
- 21 Section 21-205
- 22 Annotated Code of Maryland
- 23 (1999 Replacement Volume and 1999 Supplement)
- 24 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 25 MARYLAND, That the Laws of Maryland read as follows:

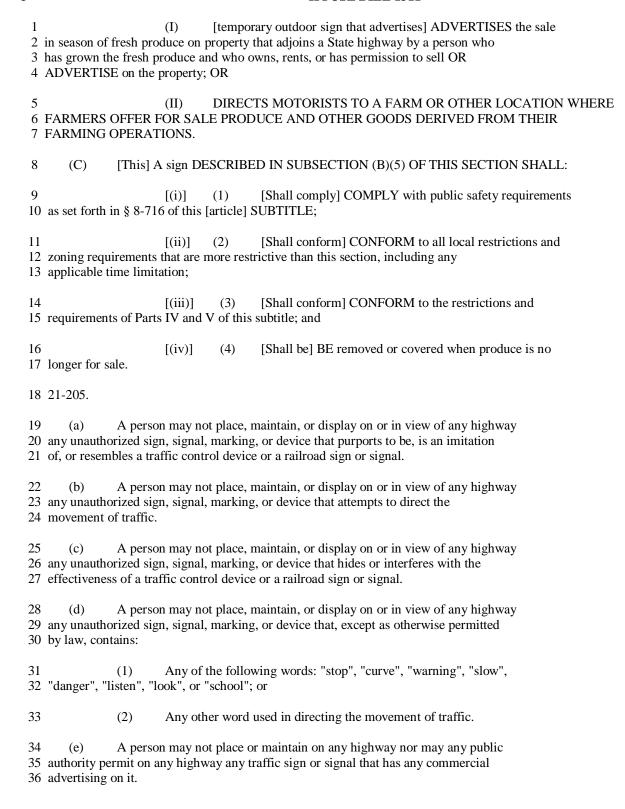
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(5)

That [is only a]:

1 **Article - Transportation** 2 8-714. 3 (a) Whether or not the person must be licensed under Part II of this subtitle, 4 AND SUBJECT TO SUBSECTION (B) OF THIS SECTION, a person may not erect or 5 maintain any outdoor sign outside the limits of any municipal corporation and within 6 500 feet of a State highway, unless the person has a permit issued by the 7 Administration for that sign. A permit is not required under this section to erect or maintain any 8 outdoor sign: 9 10 (1) That is used only to advertise the sale or lease of the property on 11 which it is located; That is on or within 100 feet of any building or the entrance to any 12 (2) 13 building in which the business advertised is carried on; 14 (3) That is used only to advertise: A Maryland historic shrine or institution; or 15 (i) A county or church fair held in [this] THE State; 16 (ii) 17 (4) That advertises a candidate or the support or defeat of any 18 proposition[. This sign] AND: 19 [Shall comply] COMPLIES with all provisions of Article 33 of (i) 20 [this] THE Code; 21 [Shall comply] COMPLIES with public safety requirements as (ii) 22 set forth in [Section] § 8-716 of this [article] SUBTITLE; 23 [Shall conform] CONFORMS to all local restrictions and zoning (iii) 24 requirements which are more restrictive than this section, including any applicable 25 time limitations[. In], EXCEPT THAT IN the absence of an applicable time limitation, 26 the sign: 27 1. May not be erected more than 45 days prior to the election; 28 and 29 Shall be removed within 15 days after the general 2. 30 election, or within 15 days after the primary election if the candidate is not a 31 candidate in the general election; and 32 [Shall conform] CONFORMS to the restrictions and (iv) 33 requirements of Parts IV and V of this subtitle; or

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- 1 (f) This section does not prohibit the placement on private property adjacent
 2 to a highway of a sign giving useful directional information, if the sign [is of a type
 3 that cannot]:

 4 (1) CANNOT be mistaken for an official sign; and

 5 (2)(I) [is] IS placed with the approval of the State Highway

 6 Administration; OR

 7 (II) IS AUTHORIZED UNDER § 8-714(B) OF THIS ARTICLE.
- 8 (g) Each sign, signal, marking, or device prohibited by this section is a public 9 nuisance, and the authority that has jurisdiction over the highway may remove it 10 without notice.
- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 12 October 1, 2000.