

# Highway Landscape Architecture & Outdoor Advertising *Laws and Rules*

- Department of Business and Professional Regulation approved
- FDOT is Provider #0001380
- Course # 0008324
- Instructors are Jeff Caster & .....
- If you signed in *and stay*, you will get two credits

## **Two Continuing Education Credits**

- Students preparing to practice highway landscape architecture will learn about the Federal, State, and local laws pertaining to landscape architecture and outdoor advertising in Florida.
- This course is a pre-requisite for the BOLA approved two hour continuing education class Highway Landscape Architecture & Outdoor Advertising Hands On Training.



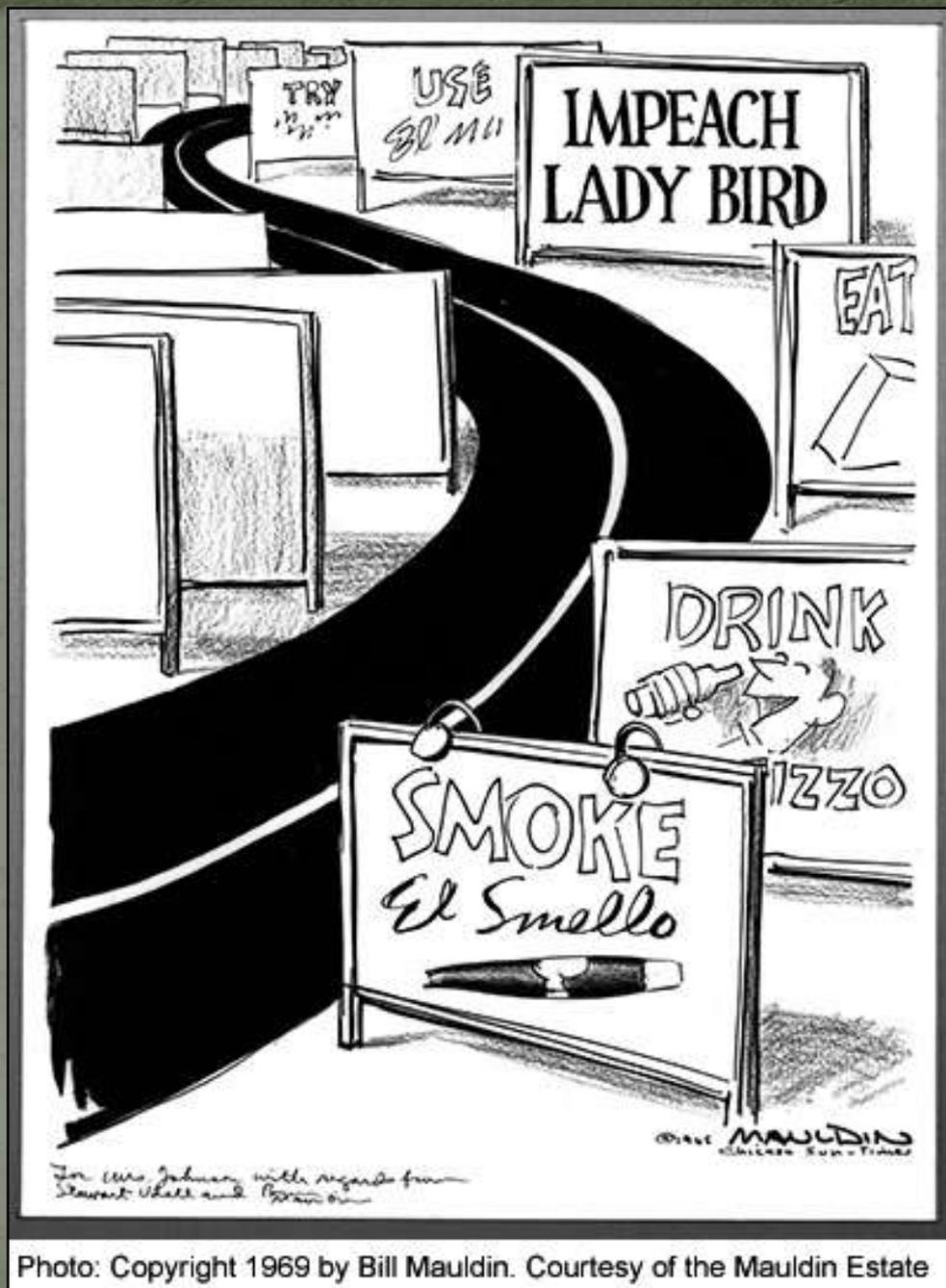


Photo: Copyright 1969 by Bill Mauldin. Courtesy of the Mauldin Estate

# 1965

- The **Highway Beautification Act**, was signed by the President on October 22, 1965. This created "23 USC 131" or **Section 131 of Title 23, United States Code (1965)**, commonly referred to as "Title I of the Highway Beautification Act of 1965"
  - control of **outdoor advertising**, including removal of certain types of signs
  - required certain junkyards to be removed or screened and encouraged scenic enhancement and roadside development.

Lyndon Baines Johnson Library and Museum

National Archives and Records Administration



October 22, 1965



Photo: LBJ Library Photo: by Frank Wolfe

- *“I want to make sure that the America we see from these major highways is a beautiful America.” LBJ*

- The President had surgery to remove his gall bladder and a kidney stone at Bethesda Naval Hospital. ... he had returned to the White House only the day before, ... he recalled the drive from the hospital to the White House along the George Washington Memorial Parkway:

- *“I saw Nature at its purest. The dogwoods had turned red. The maple leaves were scarlet and gold . . . And not one foot of it was marred by a single unsightly man-made obstruction--no advertising signs, no junkyards. Well, doctors could prescribe no better medicine for me.” He added:*

- *“We have placed a wall of civilization between us and the beauty of our countryside. In our eagerness to expand and improve, we have relegated nature to a weekend role, banishing it from our daily lives. I think we are a poorer nation as a result. I do not choose to preside over the destiny of this country and to hide from view what God has gladly given. Beauty belongs to all the people.”*



*Section 131 of Title 23, United States Code (1965) is commonly referred to as Title I of the Highway Beautification Act of 1965*

The Congress hereby finds and declares that the erection and maintenance of outdoor advertising signs, displays, and devices in areas adjacent to the Interstate System and the primary system **should be controlled** in order to protect the public investment in such highways, to promote the safety and recreational value of public travel, and to preserve natural beauty.

# Regulation of Outdoor Advertising

*Section 131 of Title 23 continued*

- ...any State which the Secretary determines has not made provision for effective control of the erection and maintenance along the Interstate System and the primary system of those additional outdoor advertising signs, displays, and devices which are more than six hundred and sixty feet off the nearest edge of the right-of-way, located outside of urban areas, visible from the main traveled way of the system, and erected with the purpose of their message being read from such main traveled way, **shall be reduced by amounts equal to 10 per centum** of the amounts which would otherwise be apportioned to such State ....

# Regulation of Outdoor Advertising

*Section 131 of Title 23 continued*

- size, lighting and spacing
- within **six hundred and sixty feet** of the nearest edge of the right-of-way within areas adjacent to the Interstate and primary systems which are zoned industrial or commercial under authority of State law
- Any State highway department which has, ... entered into an **agreement with the Secretary** to control the erection and maintenance of outdoor advertising signs, ... in areas adjacent to the Interstate System shall be entitled to receive the bonus payments as set forth in the agreement, but no such State highway department shall be entitled to such payments unless the State maintains the control required under such agreement



A G R E E M E N T

THIS AGREEMENT, made and entered into this 27<sup>th</sup> day of January, 1972, by and between UNITED STATES OF AMERICA, represented by UNITED STATES DEPARTMENT OF TRANSPORTATION, acting by and through the FEDERAL HIGHWAY ADMINISTRATOR, hereinafter referred to as the "Administrator," and the STATE OF FLORIDA, acting by and through the GOVERNOR, hereinafter referred to as the "State," for the purposes of carrying out national policy relative to control of outdoor advertising in areas adjacent to the National System of Interstate and Defense Highways and the Federal-aid Primary System, as authorized by Chapter 479, Florida Statutes, and Title 23, Section 131, United States Code.

### Section III. State Control

The State hereby agrees that, in all areas within the scope of this agreement, the State shall effectively control, or cause to be controlled, the erection and maintenance of outdoor advertising signs, displays, and devices erected subsequent to the effective date of this agreement, other than those advertising signs permitted under the terms and provisions of Florida Statutes 479.16 as of the date of this agreement, in accordance with the following criteria:

IN WITNESS WHEREOF, the parties hereto have executed this agreement  
this 27<sup>th</sup> day of January, 1972.

UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION

By [Signature]  
Federal Highway Administrator

STATE OF FLORIDA

By [Signature]  
Governor of the State of Florida

ATTEST: \_\_\_\_\_ (SEAL)

ATTEST: \_\_\_\_\_  
STATE OF FLORIDA  
COUNTY OF LEON



I hereby certify that the above and foregoing is a true and correct copy of the original presented to me this 28 day of Jan, 1972.

[Signature]  
NOTARY PUBLIC, State of Florida at 1

# CONSTITUTION OF THE STATE OF FLORIDA

## ARTICLE II GENERAL PROVISIONS

### SECTION 7. Natural resources and scenic beauty.--

(a) It shall be the policy of the state to conserve and protect its natural resources and scenic beauty



# Chapter 479, Florida Statutes

- **479.015 Legislative intent with respect to regulation of signs in areas adjacent to state highways.**--The control of signs in areas adjacent to the highways of this state is declared to be necessary to protect the public investment in the state highways; to attract visitors to this state by conserving the natural beauty of the state; to preserve and promote the recreational value of public travel; to assure that information in the specific interest of the traveling public is presented safely and aesthetically; to enhance the economic well-being of the state by promoting tourist-oriented businesses, such as public accommodations, vehicle services, attractions, campgrounds, parks, and recreational areas; and to promote points of scenic, historic, cultural, and educational interest.



# Chapter 479, Florida Statutes

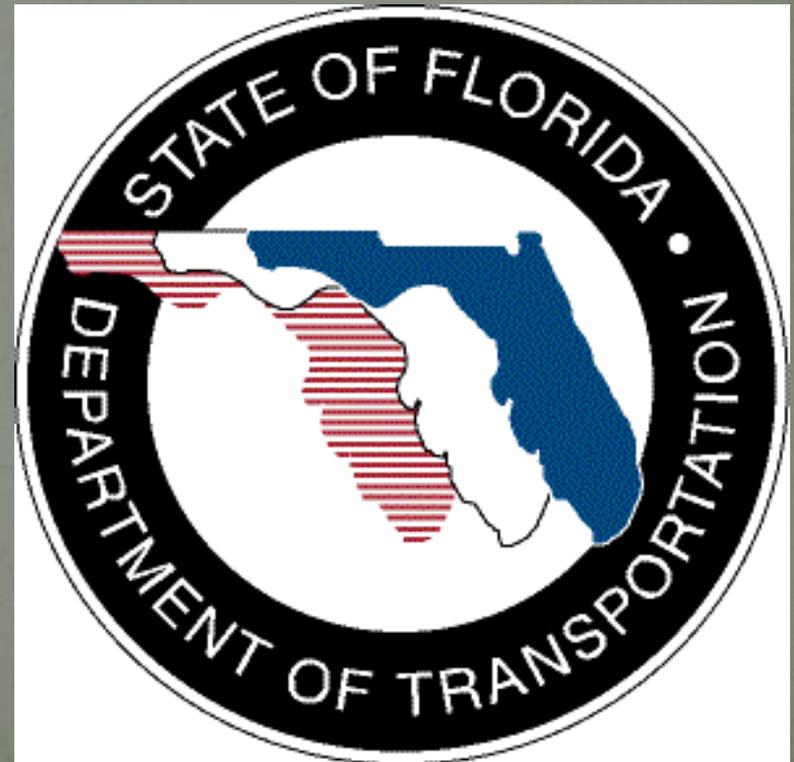
- **479.02 Duties of the department.**--It shall be the duty of the department to:
- Administer and enforce the provisions of this chapter and the agreement between the state and the United States Department of Transportation relating to the size, lighting, and spacing of signs in accordance with Title I of the Highway Beautification Act of 1965 and Title 23, United States Code, and federal regulations in effect as of the effective date of this act.
- Regulate size, height, lighting, and spacing of signs permitted in ... commercial areas and ... industrial areas on the interstate highway system and the federal-aid primary highway system.
- Adopt such rules as it deems necessary or proper for the administration of this chapter .....



# Rule Chapter 14-10, F.A.C.

## Outdoor Advertising Sign Regulation and Highway Beautification

- Licenses
- Permits
- Fees
- Violations
- Junkyards



# Chapter 479, Florida Statutes

- "**Business of outdoor advertising**" means the business of constructing, erecting, operating, using, maintaining, leasing, or selling outdoor advertising structures, outdoor advertising signs, or outdoor advertisements.
- "**Controlled area**" shall mean 660 feet or less from the nearest edge of the right-of-way of any portion of the State Highway System, interstate, or federal-aid primary system and beyond 660 feet of the nearest edge of the right-of-way of any portion of the State Highway System, interstate, or federal-aid primary system outside an urban area.
- "**Nonconforming sign**" means a sign which was lawfully erected but which does not comply with the land use, setback, size, spacing, and lighting provisions of state or local law, rule, regulation, or ordinance passed at a later date or a sign which was lawfully erected but which later fails to comply with state or local law, rule, regulation, or ordinance due to changed conditions.

# Chapter 479, Florida Statutes

- "Sign" means any combination of structure and message in the form of an outdoor sign, display, device, figure, painting, drawing, message, placard, poster, billboard, advertising structure, advertisement, logo, symbol, or other form, whether placed individually or on a V-type, back-to-back, side-to-side, stacked, or double-faced display or automatic changeable facing, designed, intended, or used to advertise or inform, any part of the advertising message or informative contents of which is visible from any place on the main-traveled way. The term does not include an official traffic control sign, official marker, or specific information panel erected, caused to be erected, or approved by the department.
- "Sign direction" means that direction from which the message or informative contents are most visible to oncoming traffic on the main-traveled way.
- "Sign face" means the part of the sign, including trim and background, which contains the message or informative contents.
- "Sign facing" includes all sign faces and automatic changeable faces displayed at the same location and facing the same direction.

# Chapter 479, Florida Statutes

- No person shall engage in the business of outdoor advertising in this state without first obtaining a **license**...
- ... a person may not erect, operate, use, or maintain, or cause to be erected, operated, used, or maintained, any sign on the State Highway System outside an incorporated area or on any portion of the interstate or federal-aid primary highway system without first obtaining a **permit**...
- The annual permit fee for each sign facing shall be established by the department by **rule** in an amount sufficient to offset the total cost to the department for the program, but shall not exceed \$100.

# Chapter 479, Florida Statutes

## Spacing, Height, and Size

- One thousand five hundred feet from any other permitted sign on the same side of the highway, if on an interstate highway.
- One thousand feet from any other permitted sign on the same side of the highway, if on a federal-aid primary highway.
- The minimum spacing provided in this paragraph does not preclude the permitting of V-type, back-to-back, side-to-side, stacked, or double-faced signs at the permitted sign site.
- Exceeds 50 feet in sign structure height above the crown of the main-traveled way, if outside an incorporated area;
- Exceeds 65 feet in sign structure height above the crown of the main-traveled way, if inside an incorporated area; or
- Exceeds 950 square feet of sign facing including all embellishments.



## Billboards (Bulletins)

[Details](#) | [PDF](#)

Delivers high frequency. Located on highly visible, heavy traffic locations such as expressways, highways and major intersections.

### Cost

Space: Avg. \$1,500 - \$5,000/mo each.  
High demand units \$10,000+/mo.  
Market, location, # of units and contract length influence pricing  
Production: Avg. \$1,200 each unit



## 30-Sheet Posters

[Details](#) | [PDF](#)

Purchased in multiples, these provide efficiencies to media plans by lowering cost per thousand impressions. Ideal for new product or service campaigns within a market.

### Cost

Space: Avg. \$4,500/mo. for 5 posters  
Market, location, # of units and contract length influence pricing  
Production: Avg. \$100 each poster



## 8-Sheet Posters

[Details](#) | [PDF](#)

Purchased in multiples, offers versatility for short-term seasonal and regional campaigns. Great for targeting ethnic areas.

### Cost

Space: Avg. \$5,000/mo. for 20 posters  
Market, location, # of units and contract length influence pricing  
Production: Avg. \$50 each poster



## Mobile Billboards

[Details](#) | [PDF](#)

Flexibility is the main advantage of this unique "mobile billboard." This product can be used to achieve market saturation, or be skewed to reach a specific demographic target.

### Cost

Avg. \$1,000 a day.



## Premiere Panel

[Details](#) | [PDF](#)

Targets desired consumers demographically and geographically. Combines the creative impact of a bulletin with the reach and frequency of a poster program.

### Cost

Space: Avg. \$2,500 - \$3,500/mo each.



## Premiere Square

[Details](#) | [PDF](#)

Unusual size creates a dramatic impact. Ideal for targeting specific market segments within a marketplace.

### Cost

Space: Avg. \$3,500 - \$5,000/mo each.  
High demand units \$10,000+/mo.

# Documenting the Location of an Outdoor Advertising Sign

[lynn.holschuh@dot.state.fl.us](mailto:lynn.holschuh@dot.state.fl.us)

<http://www2.dot.state.fl.us/RightofWay/>

[www.MyFloridaBeautiful.com](http://www.MyFloridaBeautiful.com)



Search Database

Information

Reports and Queries

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## Outdoor Advertising Database

This web site provides a portal for internet users to search the Florida Dept. of Transportation Outdoor Advertising Inventory Management System Database. The database contains an inventory of outdoor advertising structures, permits and other related information maintained by the Department. Click the Reports and Queries tab above for additional search options.

Search the Database	
Enter Tag #:	<input type="text"/>
-or-	
Select a County:	<input type="text" value="Please Select..."/>
-or-	
Enter Section #:	<input type="text"/>
<input type="button" value="Search"/>	
Enter a Tag#, or select a County, or enter a Section# and click the search button	

Please note that the conformity status of a sign may change. Although the Department endeavors to update this section of its records as often as possible, there may be reasons why a sign has become nonconforming that are unknown to the Department. Before taking any action on the assumption your sign is conforming, you should check with Department personnel (contact information listed below)

This site is maintained by the Florida Department of Transportation Office of Right of Way, located at 605 Suwannee Street, MS22, Tallahassee, FL, 32399-0450.

For additional information, please e-mail questions or comments to [juanice.hagan@dot.state.fl.us](mailto:juanice.hagan@dot.state.fl.us) or [lynn.holschuh@dot.state.fl.us](mailto:lynn.holschuh@dot.state.fl.us)



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Search the Database	
Enter Tag #:	<input type="text"/>
-or-	
Select a County:	<input type="text" value="Leon"/>
-or-	
Enter Section #:	<input type="text"/>
<input type="button" value="Search"/>	
Enter a Tag#, or select a County, or enter a Section# and click the search button	

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### Outdoor Advertising Structures on Section: 55002000

This page provides section detail and lists the structures on the section. The information displayed on this page is from the Florida Dept. of Transportation Outdoor Advertising Inventory Management System.

#### Section Detail:

County: [Leon](#) US Route:    State Route: 263  
Region: 1    Local Name: **Capital Circle NW**  
Direction: **North**    Class: **Primary**  
Start: **SR 363 WEST AND NORTH**  
End: **SR 63 / US 27**

\*\*\* Designated Scenic Highway; No NEW Outdoor Advertising Permits \*\*\*

Click the Milepost, Tag, Status or Account column header to change the sort order

<u>Milepost</u>	<u>Side</u>	<u>Sign Reads</u>	<u>Tag</u>	<u>Status</u>	<u>Conforming</u>	<u>Account</u>	<u>Picture</u>
0.265	Right	Right	<a href="#">CF541</a>	Active	Yes	<a href="#">SUMMIT OUTDOOR ADVERTISING, INC.</a>	<a href="#">View</a>
0.265	Right	Left	<a href="#">CF542</a>	Active	Yes	<a href="#">SUMMIT OUTDOOR ADVERTISING, INC.</a>	<a href="#">View</a>
0.528	Right	Right	<a href="#">BR563</a>	Void	Yes	<a href="#">BOARDWORKS OUTDOOR ADV CO</a>	<a href="#">View</a>
0.528	Right	Right	<a href="#">BR562</a>	Void	Yes	<a href="#">BOARDWORKS OUTDOOR ADV CO</a>	<a href="#">View</a>
0.580	Right	Left	<a href="#">BV418</a>	Active	Yes	<a href="#">LAMAR OF TALLAHASSEE</a>	<a href="#">View</a>
0.580	Right	Right	<a href="#">BV422</a>	Active	Yes	<a href="#">LAMAR OF TALLAHASSEE</a>	<a href="#">View</a>
1.248	Left	Right	<a href="#">CB482</a>	Void	Yes	<a href="#">LAMAR OF TALLAHASSEE</a>	<a href="#">View</a>
1.248	Left	Left	<a href="#">CB483</a>	Void	Yes	<a href="#">LAMAR OF TALLAHASSEE</a>	<a href="#">View</a>
1.372	Right	Left	<a href="#">AR282</a>	Active	Yes	<a href="#">LAMAR OF TALLAHASSEE</a>	<a href="#">View</a>
1.372	Right	Right	<a href="#">AR283</a>	Active	Yes	<a href="#">LAMAR OF TALLAHASSEE</a>	<a href="#">View</a>
1.785	Right	Right	<a href="#">CA305</a>	Active	Yes	<a href="#">INSITE MEDIACOM, LLC</a>	<a href="#">View</a>
1.785	Right	Left	<a href="#">CA306</a>	Active	Yes	<a href="#">INSITE MEDIACOM, LLC</a>	<a href="#">View</a>



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### Outdoor Advertising Database - Sign Detail - CF541

This page lists detail information about the permit, facing, sign and section for the selected tag. The information displayed on this page is from the Florida Dept. of Transportation Outdoor Advertising Inventory Management System.

Enter Tag #:

#### Location Information:

Region	1	County	<a href="#">Leon</a>
State road	263	Local name	Capital Circle NW
US Route	-	Class	Primary
RCI Section	<a href="#">55002000</a>	Direction	North
Section begin	SR 363 WEST AND NORTH		
Section end	SR 63 / US 27		

#### Structure Information:

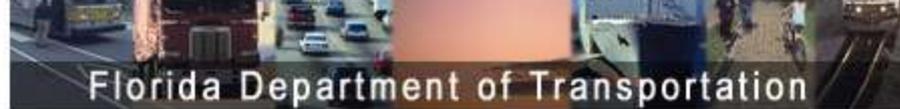
Permits on this Structure: [CF541](#) [CF542](#)

Milepost	0.265	Conforming?	Yes
Section side	Right	Date built	06/24/2008
Latitude	30.3760444444444	Configuration	V-Shaped
Longitude	-84.2744555555556	Material	Steel
Lights	Yes	# Supports	1
Height	50 feet	Date removed	-
Structure is	0.265 miles North of Woodville Highway (SE363)		

#### Permit (facing) Information:

Issue date	09/21/2007	Tag#	CF541
Date built	06/24/2008	Permit status	Active
Sign reads	Right	Square feet	396
HAGL	36 feet	Date removed	-
Inventory picture	<a href="#">View Picture</a>		
Permittee	<a href="#">SUMMIT OUTDOOR ADVERTISING, INC.</a>		

Tag history



Florida Department of Transportation

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http://www2.dot.state.fl.us/RightofWay/ODAIImages/fa056440.jpg - Windows Internet Explorer



http://www2.dot.state.fl.us/RightofWay/ODAIImages/fa056440.jpg



Google

File Edit View Favorites Tools Help



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Page



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Tag history



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## Outdoor Advertising Reports and Queries

This page lists the outdoor advertising reports and queries available from our web site. The information displayed in the reports is from the Florida Dept. of Transportation Outdoor Advertising Inventory Management System.

### Select a Report or Query

- [Active Accounts](#)
- [Licensees](#)
- [Permit Activity by Account Query](#)
- [Permits Issued in the Last 30 Days](#)
- [Regions and Counties](#)
- [Section Report](#)
- [Structure and Active Permit Counts by County](#)
- [Top Accounts by Number of Active Permits Held](#)
- [Transferred Tags Query](#)

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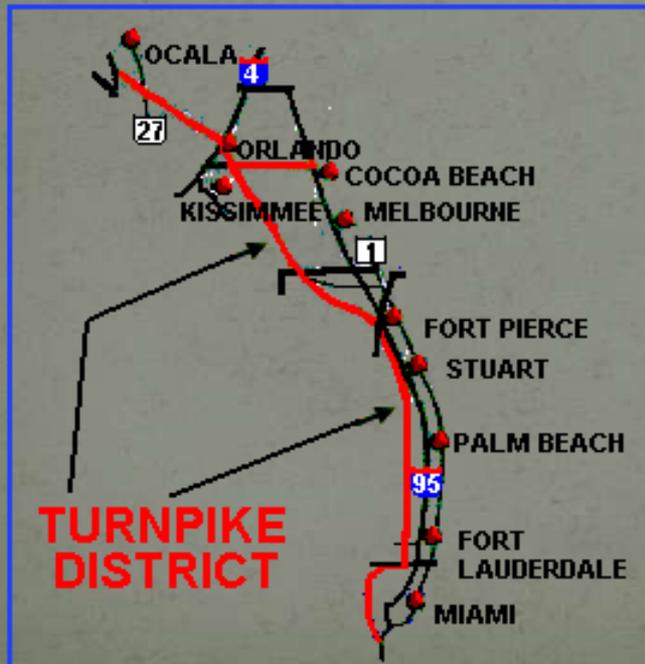
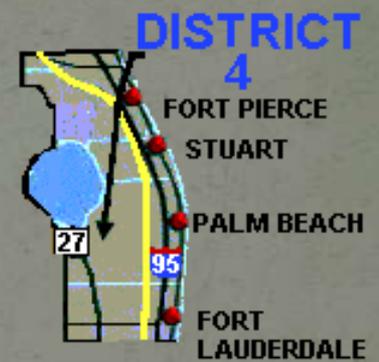
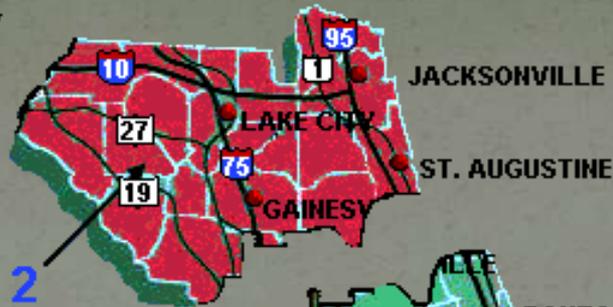
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# What you must know about Highway Landscape Projects Near Billboards

- [www.MyFloridaBeautiful.com](http://www.MyFloridaBeautiful.com)
- **F** or **L**andscape **A**rchitects
- What you must know...



# FDOT District Landscape Architects

- District One. Michael Schulte [michael.schulte@dot.state.fl.us](mailto:michael.schulte@dot.state.fl.us)
- District Two. Kenneth Cheek [kenneth.cheek@dot.state.fl.us](mailto:kenneth.cheek@dot.state.fl.us)
- District Three. Willson McBurney [wsmcburney@pbsj.com](mailto:wsmcburney@pbsj.com)
- District Four. Elisabeth Hassett [elisabeth.hassett@dot.state.fl.us](mailto:elisabeth.hassett@dot.state.fl.us)
- District Five. Susan Preil [slpreil@pbsj.com](mailto:slpreil@pbsj.com)
- District Six. Craig James [steven.james@dot.state.fl.us](mailto:steven.james@dot.state.fl.us)
- District Seven. John Simpson [john.simpson@dot.state.fl.us](mailto:john.simpson@dot.state.fl.us)
- Turnpike. Bruce Mantell [bruce.mantell@dot.state.fl.us](mailto:bruce.mantell@dot.state.fl.us)
- Central Office Jeff Caster [jeff.caster@dot.state.fl.us](mailto:jeff.caster@dot.state.fl.us)

# Chapter 479, Florida Statutes

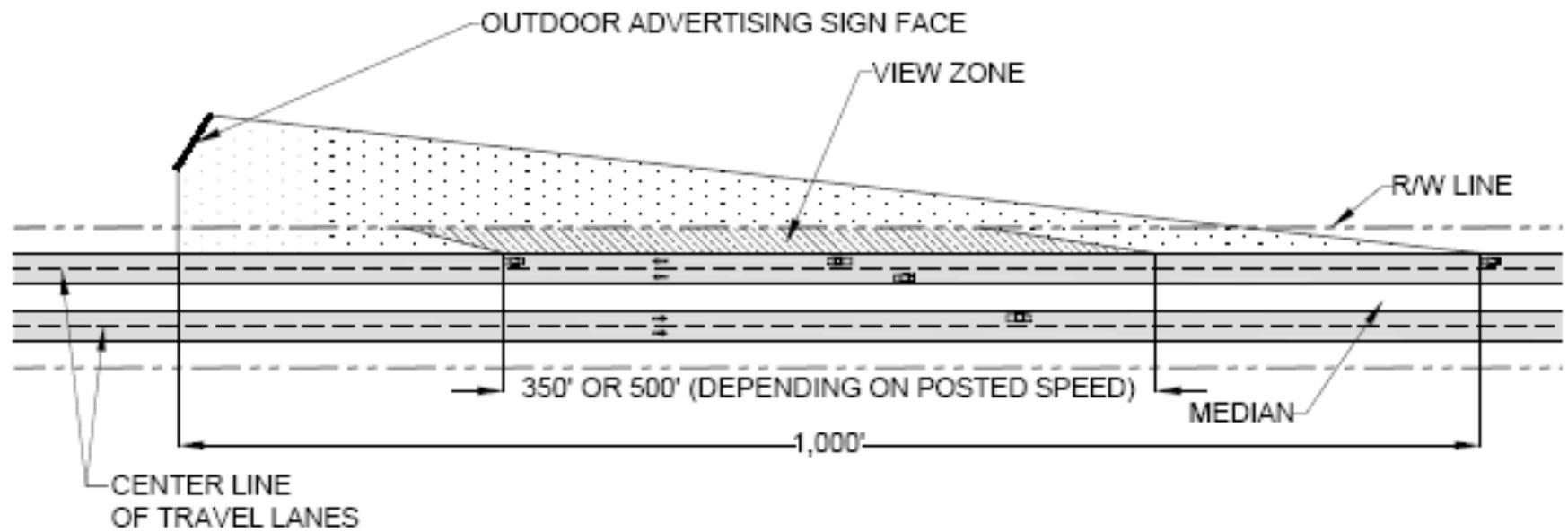
## 479.106 Vegetation management.–

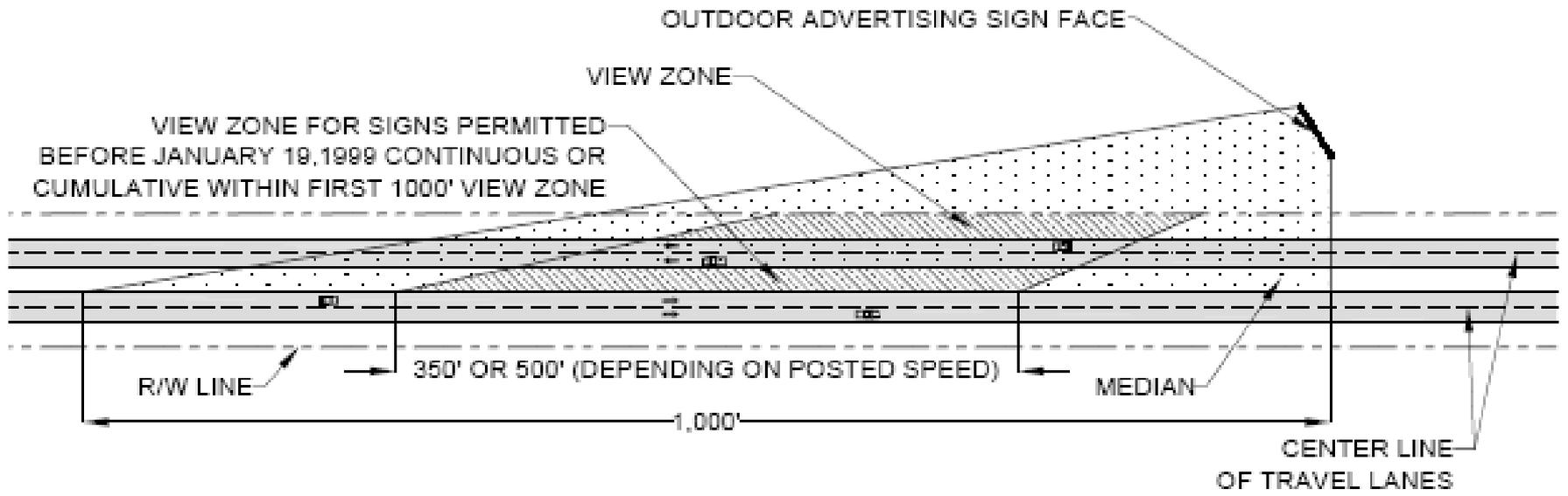
- The removal, cutting, or trimming of trees or vegetation on public right-of-way to make visible or to ensure future visibility of the facing of a proposed sign or previously permitted sign shall be performed only **with the written permission of the department** in accordance with the provisions of this section.
- **Beautification projects, trees, or other vegetation shall not be planted or located in the view zone** of legally erected and permitted outdoor advertising signs which have been permitted prior to the date of the beautification project or other planting, where such planting will, at the time of planting or after future growth, screen such sign from view.

# Chapter 479, Florida Statutes

View zones are established along the public rights-of-way of interstate highways, expressways, federal-aid primary highways, and the State Highway System in the state, excluding privately or other publicly owned property, as follows:

- A view zone of 350 feet for posted speed limits of 35 miles per hour or less.
- A view zone of 500 feet for posted speed limits of over 35 miles per hour.
- The established view zone shall be within the first 1,000 feet measured along the edge of the pavement in the direction of approaching traffic from a point on the edge of the pavement perpendicular to the edge of the sign facing nearest the highway and shall be continuous unless interrupted by existing, naturally occurring vegetation. The department and the sign owner may enter into an agreement identifying the specific location of the view zone for each sign facing. In the absence of such agreement, the established view zone shall be measured from the sign along the edge of the pavement in the direction of approaching traffic as provided in this subsection.





# Chapter 479, Florida Statutes

- If a sign owner alleges any governmental entity or other party has violated this subsection, the sign may file a claim in the circuit court where the sign is located. ... If the circuit court determines a violation of this subsection has occurred, the court shall award a claim for compensation equal to the lesser of the revenue from the sign lost during the time of screening or the fair market value of the sign, and the governmental entity or other party shall pay the award of compensation subject to available appeal. ... A natural person, private corporation, or private partnership licensed under part II of chapter 481 providing design services for beautification or other projects shall not be subject to a claim of compensation under this section when the initial project design meets the requirements of this section.

# Chapter 334, Florida Statutes

- The department shall have the following general powers and duties:
- (26) To provide for the conservation of natural roadside growth and scenery and for the implementation and maintenance of roadside beautification programs, and no less than 1.5 percent of the amount contracted for construction projects shall be allocated by the department to beautification programs.

# Rule Chapter 14-40, F.A.C.

- “Screen” or “Screening” means the planting or installation of any vegetation or other landscape material which will reach a height of the bottom of the lowest sign face as viewed from a height of 3.5 feet above the roadway surface at the edge of the travel lane closest to the outdoor advertising sign.
- “View Zone” means as defined in Section 479.106(6), F.S.

# Rule Chapter 14-40, F.A.C.

- No planting or installation of vegetation or other landscape material for landscape projects, or issuance of permits for such planting or installation, including construction and beautification projects, is allowed on Department right of way which screens or which, when mature, will screen an outdoor advertising sign permitted under Chapter 479, F.S.
  - This prohibition applies to outdoor advertising signs exempt from Department permitting requirements that are on the state highway system and located within incorporated municipalities.
  - This prohibition applies to all landscape, construction, and beautification projects on Department right of way regardless of the source of funds for the project, except for landscape projects approved by the Department prior to the date of the original, state sign permit for the sign.
  - For purposes of this rule, a landscape, construction, or beautification project is approved when it is specifically identified in the Department's five year work program, is a permitted landscape project, is part of an executed agreement between the Department and a local government, or has been approved in writing by the Department for installation at a later date by a local government.

# Rule Chapter 14-40, F.A.C.

- When a landscape project is proposed within 1,000 feet approaching a permitted outdoor advertising sign which does not have an approved application for vegetation management, the landscape architect of record will notify the sign permittee ...that the permittee has 30 days to submit an Application to Permit Vegetation Management at Outdoor Advertising Sign in accordance with Part III of this rule chapter, that proposes the specific location of a view zone.

# Notification Letter

Dear Sign Permittee:

Pursuant to the requirements, of Rule Chapter 14-40.003(3)(b), Florida Administrative Code (copy enclosed), this letter is to notify you that a highway landscape project along State Road XXX in YYY County is proposed within the view zone of your outdoor advertising sign, permit tag number ZZ000/ZZ001. Florida Department of Transportation (FDOT) records indicate that a permitted 500 foot vegetation management zone has not been established for the referenced permit(s). Please note that the rule chapter provides you 30 days, from receipt of this notice, to submit an Application for Vegetation Management with the FDOT. Through that process, a vegetation management zone may be established. This is an important step to assure that the sign facing will not be screened by any part of this landscape project.

At your earliest convenience, I would like to meet with you to explain the community's plan for highway beautification. This information may be helpful to you when determining the best location for the vegetation management zone. With your input, I am confident that the plan can provide maximum visibility of your sign facing, while meeting the objectives of the community.

Please contact me at your earliest convenience. I will look forward to hearing from you.

Respectfully,

E.Z. Doesit, Landscape Architect.

Cc: FDOT District Landscape Manager

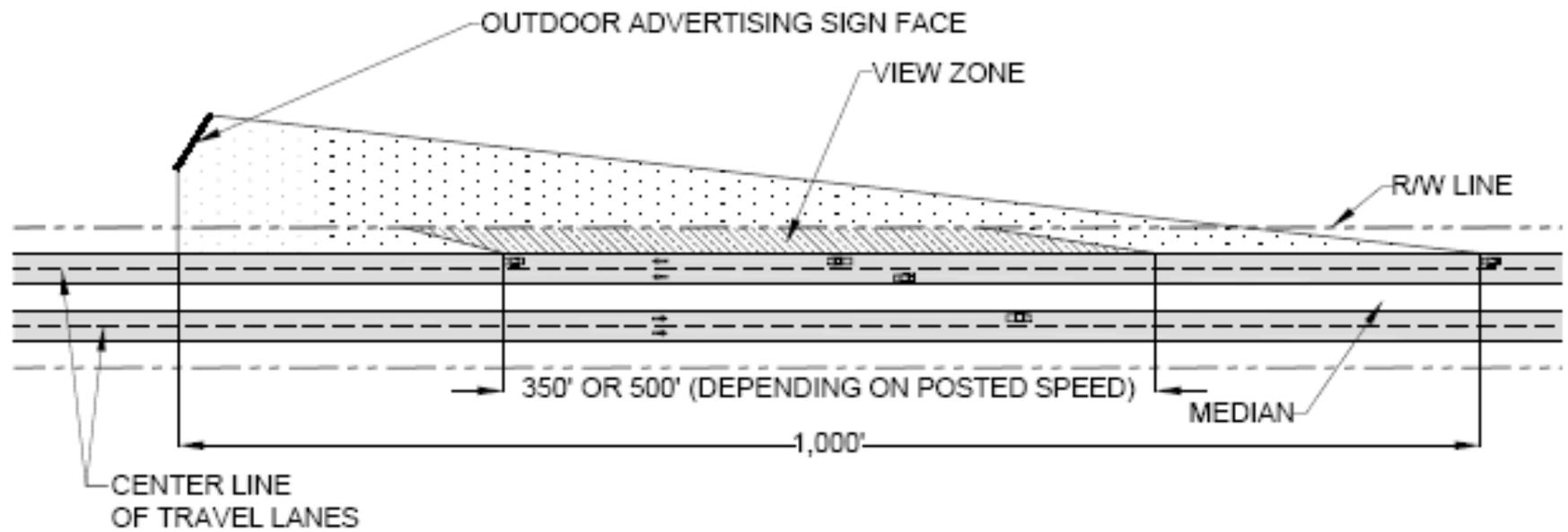
enclosure

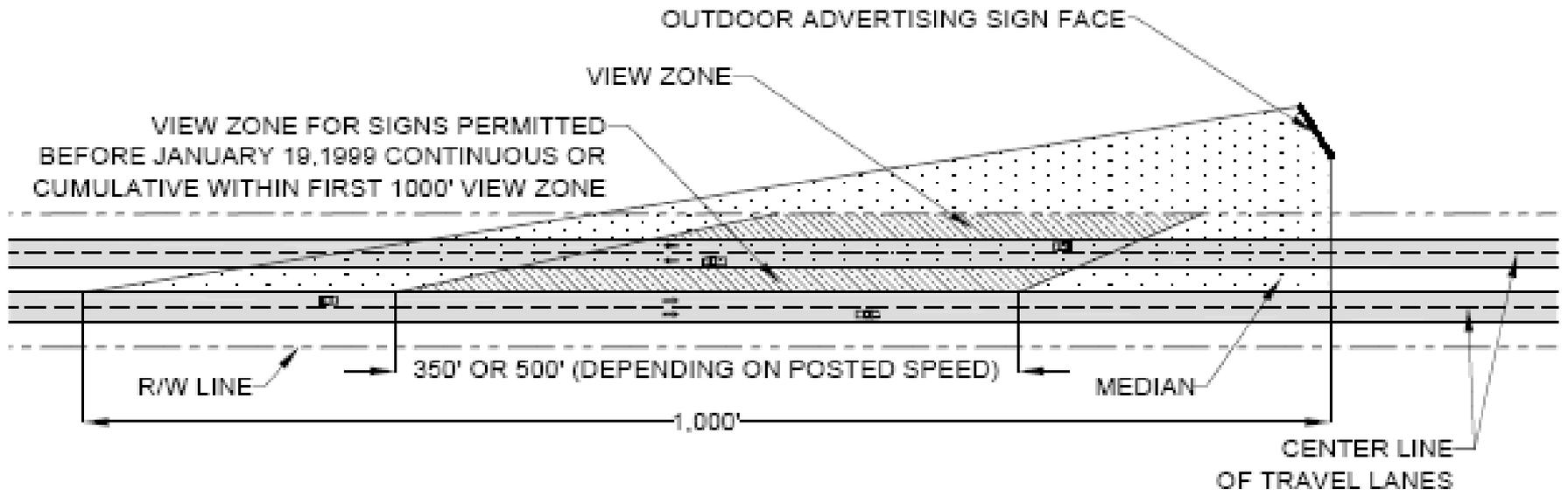
# Rule Chapter 14-40, F.A.C.

- If an application is not submitted by the sign permittee within 30 days of notification, screening will be prohibited as described in paragraph 479.106(6)(b), F.S.

# Chapter 479, Florida Statutes

- The established view zone shall be within the first 1,000 feet measured along the edge of the pavement in the direction of approaching traffic from a point on the edge of the pavement perpendicular to the edge of the sign facing nearest the highway and **shall be continuous unless interrupted by existing, naturally occurring vegetation**. The department and the sign owner may enter into an agreement identifying the specific location of the view zone for each sign facing. **In the absence of such agreement, the established view zone shall be measured from the sign** along the edge of the pavement in the direction of approaching traffic as provided in this subsection.





# Rule Chapter 14-40, F.A.C.

- The limits of the screening prohibition may be adjusted pursuant to a written agreement between the sign permittee and the local government.

# One more time....

*Beautification Projects shall not be located in an area that will screen from view legally erected and permitted outdoor advertising signs which have been permitted prior to the date of the beautification project.*

Section 479.106(6), Florida Statutes

## Section 479.106, Florida Statutes

### Vegetation Management at Outdoor Advertising Signs

- The removal, cutting, or trimming of trees or vegetation on public right-of-way to make visible or to ensure future visibility of the facing of a proposed sign or previously permitted sign shall be performed only with the **written permission** of the department in accordance with the provisions of this section.
- Any person desiring to engage in the removal, cutting, or trimming of trees or vegetation for the purposes herein described shall make written application to the department. The application shall include the applicant's **plan** for the removal, cutting, or trimming and for the management of any vegetation planted as part of a mitigation plan.



## Section 479.106, Florida Statutes

### Vegetation Management at Outdoor Advertising Signs

- the department may require a **vegetation management plan**, approved by the department, which considers **conservation and mitigation**, or contribution to a plan of mitigation, for the replacement of such vegetation.
- A vegetation management plan will not be required for applications submitted exclusively to establish the location of a view zone...

## Section 479.106, Florida Statutes

### Vegetation Management at Outdoor Advertising Signs

- Mitigation
- Determining the Mitigation Value of Roadside Vegetation

Q/A

[jeff.caster@dot.state.fl.us](mailto:jeff.caster@dot.state.fl.us)

[www.MyFloridaBeautiful.com](http://www.MyFloridaBeautiful.com)

850 414 5267