

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 1277

By: Stipe

COMMITTEE SUBSTITUTE

[Roads, bridges and ferries - Outdoor Advertising
Rehabilitation and Diminishment Act - certain fee -
certain conditions -

emergency]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. This act shall be known and may be cited as the "Oklahoma Beautification through Outdoor Advertising Rehabilitation and Diminishment Act", and may also be cited as the "OK BOARD Act".

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1276 of Title 69, unless there is created a duplication in numbering, reads as follows:

A. After the effective date of this act, owners of two or more legal nonconforming outdoor advertising signs, displays or devices, as defined in Section 1278 of Title 69 of the Oklahoma Statutes, may voluntarily remove such signs, displays or devices and rehabilitate or reconstruct one or more such structures pursuant to the requirements of this section.

B. Owners meeting the requirements of subsection A of this section, after making application to the Oklahoma Department of Transportation, may remove two or more such legal nonconforming signs, displays or devices and shall be authorized to rehabilitate or reconstruct an outdoor advertising sign, display or device in a legal nonconforming location registered to the owner, provided such location meets the spacing requirement in Section 1275 of Title 69 of the Oklahoma Statutes and further provided the facings of such rehabilitated or reconstructed signs, displays or devices do not exceed the sum total of square footage of those nonconforming signs, displays or devices removed by the owner.

C. All outdoor advertising signs, displays or devices rehabilitated or reconstructed pursuant to the provisions of subsection B of this section shall fully comply with the standards set forth in Section 1275 of Title 69 of the Oklahoma Statutes.

D. If the Department, pursuant to Section 1280 of Title 69 of the Oklahoma Statutes, seeks to acquire rehabilitated or reconstructed signs, displays or devices authorized pursuant to this section, and the acquisition occurs within seven years of the owner's application for such rehabilitation or reconstruction, compensation must be based on fair market value.

E. The Transportation Commission shall promulgate rules necessary to effectuate the provisions of this act, including but not limited to the charging and collection of fees for the application required by subsection B of this section. Provided, however, the fee for such application shall not exceed One Hundred Seventy-five Dollars (\$175.00).

SECTION 3. The provisions of Section 1 of this act shall not be codified in the Oklahoma Statutes.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby

declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

46-2-2722

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