



State Information Form- January 2010

SYSTEM OVERVIEW

Name of state Texas

Are you a bonus state Yes No

Total number of road miles in state highway system approximately 72,998 miles

Total number of road miles regulated in ODA program many overlaps

On Interstate system 3,233 miles

On NHS system 13,458 miles

On FAP (6/1/91) system 71,058 miles

Other Rural Roads under state law total 50,284 miles

Does your State have FAP routes that have been transferred to local government control

Yes No

If yes, how many miles are still under HBA control Not calculated

Names of the routes still under HBA control not applicable

SIZE AND HEIGHT

Current maximum size per side 672 square feet

Current minimum size per side allowed before permit is required no minimum

How many sign faces are allowed in each direction 2

Do you allow temporary extension/cutouts on conforming signs Yes No

Current maximum size of extension/cutouts on conforming signs 20% of area

Do you allow temporary extension/cutouts on nonconforming signs Yes No

Current maximum size of extension/cutouts on nonconforming signs 20% of area

What is the maximum height of a sign structure 42-1/2 feet

How do you measure height of the sign structure From the crown of the main traveled way

What is the maximum height of a sign face 25 feet

How do you measure height of a sign face includes border and trim, but excludes the sign structure

FEE STRUCTURE

Application Fee \$ \$96 for permit

Annual Permit Fee \$ \$40

Renewal Fee \$ none every _____ year(s)

Permit Investigation Fee \$ none

Administration Fee \$ none

Transfer Fee \$ \$25 per permit up to a maximum of \$2,500 for a single transaction

Other Fees \$ \$25 replacement plate; \$10 nonprofit sign; \$125 app. for License; \$60 ann. renewal for license

INVENTORY

Total number of sign permits statewide as of January 1, 2010 23,122 HBA, Rural Rds. & Certified Cities
Number of conforming signs statewide as of January 1, 2010 16,501 HBA, Rural Rds. & Certified Cities
Number of nonconforming signs statewide as of January 1, 2010 3,956 HBA, Rural Rds. & Certified Cities
Do you permit sign faces Yes No
Do you permit sign locations Yes No
Do you permit sign structures Yes No

ADMINISTRATION

Under what department and division is your ODA program administered _____
ROW Division with centralized administration effective January 1, 2010 _____
Is your ODA program centralized Yes No
Is your state ODA program divided into districts / regions Yes No
If yes, total number of districts/ regions 4 regions
Total number of employees in ODA program 21 including lead worker as of 2/1/10
Number of ODA employees in Central office 5
Number of ODA employees in district / regional office 15
Number of certified cities in ODA program 60
Names of the cities certified see attachment
Is your ODA program privatized Yes No
If yes, with whom do you have a contract no
When was the program privatized not applicable
How many years does the privatization contract run not applicable

SPACING

When permitting in an unzoned commercial or industrial area, what is the maximum distance
allowed between the qualifying business and sign site 800 feet
How many businesses are required to qualify a sign site 2 in an unzoned commercial or industrial area
What is the minimum spacing on
Interstate see attachment
FAP see attachment
Inside incorporated municipalities see attachment
Outside incorporated municipalities see attachment

ON-PREMISE

Does your program regulate on-premise signs Yes No
Does your state have on-premise animated/video sign regulations Yes No
If yes, how do you regulate on-premise signs for brightness state does not regulate
on-premise signs for brightness _____

CEVMS

Does your state allow electronic signs Yes No

Regarding electronic signs, what is the

Rotation rate 2 seconds Static rate 8 seconds

Additional fee \$ none at this time - expect change with beginning of state fiscal year 2011 on 9/1/10

Did it require new legislation Yes No

How do you measure brightness issues state rules are currently silent on the measurement of brightness

Is spacing different for CEVMS signs Yes No

If yes, what is spacing on CEVMS signs min. to another off-premise LED is 1,500 feet s/s rd

VEGETATION

Do you have a vegetation removal program Yes No

Is there a participation fee Yes No

Please explain not applicable

Application fee \$ not applicable

Vegetation removal fee structure not applicable

Is the program performed by ODA Maintenance Other not applicable

What are the penalties for illegal vegetation removal cancellation on permit and removal of sign

Have you been successful in revoking a permit for illegal vegetation removal Yes No

Have you been successful in collecting penalties for illegal vegetation removal Yes No

Other Fees \$ none

STAKEHOLDER INVOLVEMENT

Does your state have a task force or focus group comprised of state, federal, environmental, and industry representatives that meet on a regular basis to discuss

ODA / Junkyard/Vegetation issues Yes No

If yes, is the group legislatively mandated Yes No

FEDERAL / STATE AGREEMENT / REGULATIONS

Has your Federal / State Agreement been updated Yes No

Is your Federal / State Agreement available on-line Yes No

Provide the direct web link _____

Are your statutes available on-line Yes No

Provide the direct web link http://www.statutes.legis.state.tx.us

Are your regulations available on-line Yes No

Provide the direct web link http://info.sos.state.tx.us

What year were your state statutes last revised no

What year were your administrative rules last revised 2008

APPEAL PROCESS

What type of appeal process does your state utilize (check all that apply)

- Internal / DOT hearing officer
- Administrative law judge
- Judicial review by circuit / district court
- Other _____

JUNKYARDS

Do you regulate junkyards on non-interstate (FAP) routes Yes No

Number of permitted junkyards, within 1,000 feet of an interstate or FAP not reportable

Application Fee \$ handled by Maintenance Division and not part of the ROW Division ODA Program

Administration Fee \$ handled by Maintenance Division and not part of the ROW Division ODA Program

Renewal Fee \$ handled by Maintenance Division and not part of the ROW Division ODA Program

INTERNET

Official state website http://www.texasonline.com/portal/tol

State ODA website http://www.txdot.gov/business/doing_business/outdoor_signs.htm

State DOT website http://www.txdot.gov/

Other links of interest _____

Submitted by Gus E. Cannon, Director of Resource Mgmt. Section

Date 2/19/10

Name & Title

Spacing of Outdoor Advertising Signs Under the Highway Beautification Act (HBA) Along Interstate Highway System and Primary System

Outside of City Limits

Public Parks
TAC 21.153 (b) (2) signs may not be located within 1,500 feet of a public park that is adjacent to a regulated highway on the side of the highway adjacent to the public park on an interstate or freeway primary system.

Public Parks
Fed/State Agreement (III) (E) (2) signs may not be located within 500 feet of any public park, public forest, public playground or scenic area designated as such by the State Highway Department or other Governmental Agency having and exercising such authority, which is adjacent to the highway.

Interchanges, Rest Areas or Intersections
TAC 21.153 (c) (1) may not be located in areas adjacent to or within 1,000' from interchanges, intersections at grade or rest areas.

Interchanges, Rest Areas or Intersections
Fed/State Agreement (III) (E) (3) signs may not be located adjacent to or within 500' from interchanges, intersections at grade and rest areas.

Ramps
TAC 21.153 (c) (2) may not be located adjacent to or within 1,000 feet of ramps or their acceleration and deceleration lanes.

Ramps
Fed/State Agreement is silent.

To Other OAS
TAC 21.153 (d) signs may not be located closer than 1,500 feet apart on the same side of a regulated highway.

To Other OAS
Fed/State Agreement (III) (E) (4) signs may not be erected closer than 500 feet apart on the same side of the highway.

Inside City Limits

Same

Same

TAC does not reference minimum spacing requirements from interchanges, intersections or rest area inside city limits for Interstate Highway System and Primary System.

Fed/State Agreement does not reference minimum spacing requirements from interchanges, intersections at grade or rest areas inside city limits for Interstate Highway System and Primary System.

TAC does not reference minimum spacing requirements from ramps inside of city limits for Interstate Highway System and Primary System.

Fed/State Agreement is silent.

TAC does not reference minimum spacing requirements from other outdoor advertising signs inside of city limits for the Interstate Highway System and Primary System.

Same