

REMOVAL OF ADVERTISING DEVICES FROM RIGHTS OF WAY

BOARD ACTION TAKEN ON SEPTEMBER 22, 1992

Commissioner Trunt moved to adopt the MnDOT Specific Service Signing Specifications for Itasca County and approve the Removal of Advertising Devices from Rights-of-Way Policy as recommended by the Public Works Division. Also, prioritize the removal of signs from right-of-ways as follows with the removal of signs to be completed by October 1, 1993:

- a) First Priority - From CSAH's with known rights of way in ascending order beginning with CSAH 3, 4, 5, 7, 8 etc.
- b) Second Priority - From CSAH's with unknown right-of-ways, again in ascending order.
- c) Third Priority - Paved CR's in ascending order.
- d) Fourth Priority - Gravel CR's in ascending order.

Commissioner Braford seconded the motion. Motion carried.

REMOVAL OF ADVERTISING DEVICES FROM RIGHTS OF WAY

POLICY

ITASCA COUNTY ROAD AND BRIDGE DEPARTMENT

Effective Date: October 1, 1992
Policy Number: Operations 92-2
Distribution: Commissioner's Office - 1
Engineer's office -1
All Garages -16

Number of Pages: 2

PURPOSE

To establish a uniform policy for removal of advertising devices (signs) from County Highway rights-of-way.

APPLICABLE STATUTES

M.S. 160.27, PARTICULAR USES OF RIGHT-OF-WAY, MISDEMEANORS, states in part:

Subd. 1. Public Notices. With the approval of the proper road authority, billboards for the use and purpose of displaying public notices only may be erected within the limits of any public highway, including city streets.

Subd. 5. Misdemeanors. Except for the actions of the road authorities, their agents, employees, contractors, and utilities in carrying out their duties imposed by law or contract, and except as herein provided, it shall be unlawful to: (8) Place or maintain any advertisement within the limits of any highway.

Subd. 6. Removal of unauthorized advertisements, buildings or structures in or on a public highway. The road authorities may take down, remove, or destroy any advertisement, building or structure in or upon any highway in violation of this section.

POLICY

1. Category One Advertising Devices (Signs), DEVICES SITUATED IN OR UPON HIGHWAYS. Such signing, located in or upon the highway, so placed as to cause an imminent risk of injury to the motoring public, as determined by the County Engineer or his designated representative, may be removed by the County Road and Bridge Department without notice for the purpose of eliminating said risk. Photo and measurement documentation

REMOVAL OF ADVERTISING DEVICES FROM RIGHTS OF WAY

should be obtained when feasible prior to removal of sign. For purpose of this policy, any sign located on the traveled way or within 10 feet of the shoulder of the roadway and 300 ft. of an intersection with another public road will be considered a Category One Device. Reasonable care will be taken to minimize damage to sign being removed. The removed sign will be stored at the nearest county maintenance garage and the owner, if known, notified in writing to reclaim sign within 30 days. Such notification will provide right of appeal procedures pursuant to Item 5 of the NOTICE TO COMPLY included as an attachment and integral part of this policy.

2. For Category Two advertising devices. DEVICES WITHIN HIGHWAY RIGHTS-OF-WAY not creating an imminent danger, the procedures specified in the attached NOTICE TO COMPLY govern. For such signs the following procedures will be used in uniformly effecting removal of such signs from county rights-of-way:
 - a. Signs located beyond 10 feet from the shoulder of the roadway to the "limits of the highway" and 300 Ft. of an intersection with another public road are considered Category Two Devices. Such limits are as defined by right of way easement or Final Road Order on roadways having such documentation. For roads established by use (M.S. 160.05), such right of way limits are defined as the width of actual use. This width includes the maintained driving surface plus the ditch and backslope.

Upon verification of location of Category Two signs, the County Engineer shall present such documentation to the county board. As the County Board determines the signs are to be removed, the owners of the signs shall be notified by completed NOTICE TO COMPLY via certified mail, of the need for such removal.
 - b. Appeals received within 30 days of receipt of Notice To Comply shall be heard by the county board pursuant to section 5, Right of Appeal, of said notice.
 - c. Following the appeal hearing, the County Board shall make the final determination as to whether the Category Two advertising device is to be removed or not. Should removal be ordered, such will be accomplished in accordance with article 6 of the Notice To Comply.
 - d. For Category Two signs not removed by owner nor appealed upon notification to remove, said removal may be done by

REMOVAL OF ADVERTISING DEVICES FROM RIGHTS OF WAY

the county, such action also being in accordance with Article 6 of the Notice to Comply.

REMOVAL OF ADVERTISING DEVICES FROM RIGHTS OF WAY

NOTICE TO COMPLY

TO:

RE: ADVERTISING DEVICE WITHIN HIGHWAY RIGHT OF WAY; MINNESOTA
STATUTE 160.27

1. NOTICE: Please take notice that an inspection shows that your advertising device is situated in whole or in part within the right of way of the below described highway in violation of Minnesota Statute 160.27, Subd. 5. That Section makes it unlawful to . . . (7) place or maintain any building or structure within the limits of any highway; (8) place or maintain any advertisement within the limits of any highway; (9) paint, print, place or affix any advertisement or any object within the limits of any highway. Violation of that Section is punishable as a misdemeanor.
2. DESCRIPTION OF ADVERTISING DEVICE:
3. LOCATION OF ADVERTISING DEVICE:
4. NOTICE TO COMPLY: Said advertising device must be removed entirely or otherwise moved into compliance with the above described Sections of law by _____.
5. RIGHT OF APPEAL: If you object or disagree with this Notice for any reason, including but not limited to mistake, error, reasonableness or legality, you may appeal the determination made in paragraph 1 of this Notice to the Itasca County Board of Commissioners. Said appeal shall be made in writing and shall be addressed: Clerk of County Board, Itasca County Board of Commissioners, Itasca County Courthouse, 123 N.E. 4th Street, Grand Rapids, MN 55744-2600. Said Notice of Appeal shall set forth the basis of your objection or disagreement, your name, address and your telephone number. YOUR APPEAL MUST BE RECEIVED BY THE CLERK OF COUNTY BOARD PRIOR TO THE DATE SET FORTH IN PARAGRAPH 4 OF THIS NOTICE. Upon receipt of your Appeal, the Clerk of the County Board shall schedule the matter for hearing within thirty (30) days, and shall provide written notice of the date and time of the scheduled hearing to the Highway Engineer and the Appellant(s) which notice shall be provided not less than ten (10) days (+ 3 mailing days) prior to said hearing. The County Board shall determine questions of law and fact. The County Board's determinations on questions of

REMOVAL OF ADVERTISING DEVICES FROM RIGHTS OF WAY

fact and law shall be reduced to writing, which writing shall be served by mail upon the Appellant(s).

6. NOTICE TO REMOVE: You are further notified that upon your failure to comply with paragraph 4 hereof, or alternatively, your failure to appeal pursuant to and within the time specified in paragraph 5 hereof, may result in the removal and disposal of said advertising device by County Authorities. Minnesota Statute 160.27, Subd. 5 and Minnesota Statute 163.02. The County reserves all rights to recover any and all costs and expenses incurred to inspect, notify, remove and dispose offending advertising devices as may be authorized by law against any and all responsible parties.

Dated: _____ SIGNED: _____
ITASCA COUNTY HIGHWAY ENGINEER
(218) 327-2853

I:\USERS\CHR\wpdata\Itcopol new\Removal of Ad Devices from ROW.doc

160.283 RESORT INFORMATION SIGNS; PURPOSE.

Subdivision 1. It is hereby found and declared that the development and promotion of the tourist industry is important to the economic welfare of the state. It is further found that the control and regulation of outdoor advertising and the consequential removal of certain advertising devices has adversely affected many resorts though such regulation and control of outdoor advertising is in the general interest of the people and is necessary to conserve the natural beauty of areas adjacent to highways and roads of the state. The legislature finds that in order to alleviate hardships on the tourist industry caused by limitations imposed on the use of outdoor advertising along certain local highways and roads and to also conserve the natural beauty of areas adjacent to such local highways and roads, it is necessary that devices, directional in nature, be erected on certain local highways and roads as hereinafter provided for the purpose of guiding tourists and other travelers to their destination, and that such directional devices be standardized and the design therefor and distribution thereof be controlled by the department of transportation with the counties participating therein.

Subd. 2. The provisions of sections 160.283 to 160.285 only apply to directional devices or signs that may be erected pursuant to the provisions of sections 160.283 to 160.285 on those county state-aid highways, county highways and town roads within one-half mile of areas that have restrictions on the erection of advertising devices along or adjacent thereto imposed under the applicable provisions of chapter 173.

Subd. 3. For the purposes of sections 160.283 to 160.285 the term "resort" shall be as defined in section 157.01 or a golf course, restaurant, or motel as defined in section 157.01 or recreational camping area as defined in section 327.14, subdivision 8.

HIST:1971 c 675 s 1; 1976 c 166 s 7; 1982 c 617 s 1; 1984 c 417 s 5; 1987 c 384 art 1 s 18

160.285 COUNTY PARTICIPATION.

Subdivision 1. Any county of this state is authorized to expend county road and bridge funds for the purchase of signs under section 160.283, and for the erection of such signs along or adjacent to highways under their jurisdiction or along and adjacent to town roads within the county, provided that the cost of the signs to the counties must be 100 percent reimbursed by the requester.

Subd. 2. Counties may erect and maintain these signs at the expense of the requester on those county state-aid highways, county highways and town roads designated in section 160.283, subdivision 2 provided that these signs shall not be erected closer than 500 feet from trunk highways forming a part of the interstate system as provided in section 173.16, subdivision 4, clause (4), or closer than 300 feet from other trunk highways as provided in section 173.16, subdivision 4, clause (5).

Subd. 3. All money received from the purchase of signs from any county must be deposited in the state treasury and credited to the trunk highway fund.

HIST:1971 c 675 s 3; 1973 c 35 s 33; 1976 c 166 s 7; 1984 c 417 s 6

160.29 MS 1953 Repealed, 1957 c 943 s 72

160.292 INFORMATION SIGNS FOR RESORTS AND RECREATIONAL CAMPING AREAS; DEFINITIONS.

Subdivision 1. For the purposes of sections 160.292 to 160.296 the terms defined in this section have the meanings given them.

Subd. 2. "Specific service sign" means a rectangular sign panel not greater than 1-1/2 feet by six feet displaying a motel, restaurant, resort or recreational camping area business name and, where appropriate, the direction to and distance to the camping area, motel, restaurant, or resort.

Subd. 3. "Specific service sign assembly" means a combination of specific service sign panels not to exceed four panels to be placed within the right-of-way on appropriate approaches to an intersection.

Subd. 4. "Specific service sign cluster" means a grouping of specific service sign assemblies on appropriate approaches to an intersection.

Subd. 5. "Nonfreeway type highway" means all roadways with crossing traffic at grade intersections except the roadway may have an isolated interchange.

Subd. 6. "Resort" has the meaning given it in section 157.01.

Subd. 7. "Motel" has the meaning given to the word "hotel" in section 157.01.

Subd. 7a. "Restaurant" has the meaning given it in section 157.01.

Subd. 8. "Recreational camping area" has the meaning given it in section 327.14, subdivision 8.

Subd. 9. "Local road" means any nontrunk highway.

Subd. 10. "Specific service" means restaurants, motels, resorts or recreational camping areas that provide sleeping accommodations for the recreational traveler.

HIST:1980 c 413 s 1; 1981 c 55 s 1; 1984 c 417 s 7

160.293 INTENDED USE.

Subdivision 1. **Purpose.** Specific service signs are to be used to create and implement a system of signing for the purpose of displaying motel, restaurant, resort and recreational camping area information to the traveling public on nonfreeway type trunk highways in rural areas.

Subd. 2. **Specific service signs on nonfreeway highways.** A specific service sign may be erected at the intersection of a trunk highway with a local road, on bypasses of outstate municipalities, and subject to prior approval of the federal highway administration at the intersection of two trunk highways. A specific service sign may not be erected if the place of business is readily visible or effective directional advertising is visible or the sign can be legally and effectively located near the intersection.

Subd. 3. **Number of trunk highway intersections.** A specific service sign for a restaurant, motel, resort or recreational camping area is limited to one intersection on the trunk highway system.

Subd. 4. **Trailblazing.** Appropriate signing on local roads between a trunk highway intersection and a specific service shall be the responsibility of the specific service and the local road authority.

Subd. 5. **Signing standards.** Placement of specific service sign assemblies shall be in accordance with sections 160.292 to 160.296 and existing traffic control device standards.

Subd. 6. **Rural road markings.** Rural roads, named and marked in accordance with resolutions from their road authority, shall continue to be identified.

HIST:1980 c 413 s 2; 1981 c 55 s 2-4; 1984 c 417 s 8,9

160.294 SIGN DETAILS.

Subdivision 1. Construction of sign. Specific service sign panels shall be made of reflective sheeting and shall be on blue background with white letters, arrows and border. The directional arrow and mileage shall be displayed on the same side of the panel as the direction of turn. Signing for straight ahead movement shall not be permitted.

Subd. 2. Specific service sign assemblies. Left directional panels shall be placed on top of the right directional panels. A gap shall separate a left panel from the right panel. An assembly shall be spaced preferably 300 feet, but a minimum of 200 feet from other required signing. If no other signing is located at an intersection, the assembly shall be placed 300 feet in advance of the intersection. Assemblies within a cluster shall not be placed closer than 300 feet. No specific service sign or assembly shall be placed at a location that will interfere with other necessary signing.

HIST:1980 c 413 s 3

160.295 CRITERIA FOR SPECIFIC SERVICE SIGNS.

Subdivision 1. Conformity with law. A specific service identified on a specific service sign shall be in conformity with all applicable laws and rules concerning the provisions for public accommodation without regard to race, religion, color, sex or national origin.

Subd. 2. Distance to specific service. A specific service sign may be placed on a nonfreeway type road if the specific service is located within 15 miles of the qualifying site.

Subd. 3. Motel, restaurant, and resort warrant. Motels, restaurants, and resorts served by the specific service signing shall be licensed by the state department of health as required by section 157.03.

Subd. 4. Recreational camping area. Recreational camping areas shall possess a state department of health license as required by section 327.15 and the following:

- (1) A minimum of 15 camping spaces;
- (2) Modern sanitary facilities (flush, chemical, or incinerator toilets) and drinking water; and
- (3) Services available 24 hours a day.

HIST:1980 c 413 s 4; 1981 c 55 s 5; 1984 c 417 s 10,11; 1985 c 248 s 70

160.296 SIGNS; ADMINISTRATION; RULES.

Subdivision 1. Procedure. A person who desires a specific service sign panel shall request the commissioner of transportation to install the sign. The commissioner of transportation may grant the request if the applicant qualifies for the sign panel and if space is available. All signs shall be fabricated, installed, maintained, replaced and removed by the commissioner of transportation. The applicant shall pay a fee to the commissioner of transportation to cover all costs for fabricating, installing, maintaining, replacing and removing. The requests for specific service sign panels shall be renewed every three years.

Subd. 2. Seasonal services. All sign panels for seasonal services shall be covered or removed when the service is not available.

Subd. 3. Communications. Any new or participating specific service business shall respond to any communication from the commissioner of transportation within 30 days or an in place sign panel will be removed.

Subd. 4. Sign removal. The specific service sign panels shall be removed by the commissioner of transportation if any of the requirements in sections 160.292 to 160.296 are not continually met.

HIST:1980 c 413 s 5

160.297 OTHER LAWS.

Sections 160.292 to 160.296 provide additional authority to erect signs on nonfreeway type highways and do not limit the authority to erect highway signs provided by other law or rule.

6-7.00 (Continued)

section are itemized by type of motorist service and/or adds to that stated in the MMUTCD, which covers completely those services not listed in this manual.

Fabrication and installation costs for specific service signs (LOGO) are paid by the requestor and general motorist service signs are furnished and installed by Mn/DOT at no cost to the requestor.

6-7.04.01 Wayside Rest - Conventional Highways.

Wayside Rests (Mn/DOT facilities only) are those rest stop facilities, located on conventional highways in rural areas, that offer only limited services. Consequently, the signing requirements are less stringent. Typical signing is shown in Figure 6.36.

1. "Wayside Rest" advance sign (D5-X1) is used at the 1/2 mile advance point. When appropriate D5-X1A supplemental signs are used—fireplaces, toilets, water, and/or telephone—they shall be placed below the D5-X or the D5-X2 sign. If the Wayside Rest has only picnic tables, no supplemental signs will be used.
2. "Wayside Rest" with arrow sign (D5-X2) is used approximately 200 feet in advance of the point of turn.

6-7.04.02 Resorts and Camping Signs - Conventional Highways.

General "RESORT" (D9-X3) and "CAMPING" (D9-X4) motorist service signs on conventional trunk highways in rural areas, are intended to aid tourists in finding their destinations. This type of signing directs the motorist to campgrounds or resorts in areas where the Advertising Regulation Law has restricted the installation of private advertising signs off the highway right-of-way. Typical signing is shown in Figures 6.37 through 6.40.

Normally, these signs are placed where specific services signs are not erected (see 6-7.04.04 Specific Service Signs).

Guidelines concerning placement on Conventional Trunk Highways are as follows:

1. Where the access to resorts or private campgrounds is via county, township, or other public road, the appropriate signs should be positioned as follows:
 - a. Where the county road intersection is presently identified by county number only, the signs shall be located approximately 500 feet in advance of the intersection. (See Figure 6.37)
 - b. Where a numbered road is supplemented by a name identification or destination, the sign or signs may be mounted directly below this installation in advance of the intersection (See Figure 6.38). Minimum height to the bottom of a combination installation shall be 7 feet.

c. Where a township road is identified only by name, the sign may be positioned in the same manner as item b. above (See Figure 6.39)

d. Where public road is not identified, the signs shall be located approximately 500 feet in advance of the intersection. (See Figure 6.40)

2. Resort and Camping Signs at Private Roads or Entrances

Mn/DOT will erect one guide sign, from each direction (see Figure 6.40) in advance of a private road or entrance, when the following conditions exist:

- a. The main access from the trunk highway is via a private road or entrance.
- b. The resort or campground located near the trunk highway is not visible from that highway
- c. The sign located on private property cannot be effectively seen by approaching drivers because of the width of the highway right of way and/or growth of vegetation.

3. Definitions and Criteria

Resorts and campgrounds served by motorist service guide signing shall meet the following criteria:

- a. Resorts shall have a State Department of Health license as required by Minnesota Statutes 157.03. A resort is defined in Minnesota Statutes 157.01
- b. Private Campgrounds shall have:
 - A State Department of Health license as required by Minnesota Statutes 327.15
 - Modern sanitary facilities (flush, chemical, or incinerator toilets).
 - No restrictions on type of camping (Tent, RV, Trailer, etc.)

6-7.04.03 Resort Information "Slat-Type" Signs on Local Roads.

The 1971 Session of the Legislature passed a law governing the installation of resort information signs, and stipulating certain responsibilities of Mn/DOT as well as the counties in carrying out the provisions of this law. This signing program applies to non-trunk highway roads, and has been commonly referred to as the "County Slat Sign" program, even though the law does not use the terms "slat sign" or "slat type sign" at all.

The original law included only resorts in this program, but has subsequently been expanded to include golf courses, motels, restaurants, and other

6-7.00 (Continued)

ational camping areas. Statutory reference is MS 160.283 through 160.285.

These signs are to be installed only on local roads, as specified in the law. They have no application on any trunk highway.

The basic intent of these directional "slat" signs is to give additional guidance to tourists after they have turned off a trunk highway and onto a local road. Standard guide signs and route markers would be utilized for the turn-off point.

Application:

County "slat" signs are to be used only on "those county state-aid highways, county highways and city roads within one-half mile of areas that have restrictions on the erection of advertising devices along or adjacent thereto imposed under the applicable provisions of MS 173."

Other Provisions:

- 1 Mn/DOT shall design a sign of such size and dimension and of a type sufficient to provide directional information, on slats designed for that purpose, for at least five individual qualifying businesses. All such signs shall be of a standard size and design. (See Figure 6.41.)
- 2 Any county is authorized to expend county road and bridge funds for the purchase of signs, and for the erection of such signs along or adjacent to highways under their jurisdiction or along and adjacent to city roads within the county, provided that the cost of the signs to the counties must be 100 percent reimbursed by the requester.
- 3 Counties may erect and maintain these signs at the expense of the requester on those county state-aid highways, county highways and city roads designated in M.S. 160.283, subdivision 2, provided that these signs shall not be erected closer than 500 feet from the nearest ramp of trunk highways forming a part of the interstate system, or closer than 300 feet from other trunk highways.

The County should install signs grouping no more than 7 names on any one assembly. Individual "slats" should be arranged in alphabetical order, reading from top to bottom. Trailblazer "heading slats" should be installed on each assembly.

Where separate assemblies are required, they should be spaced a minimum of 200 feet. All blank material used in any one assembly should be of the same type of material.

- 4 Counties may fabricate their own signs.

5. Definitions:

- "Resort" shall be as defined in M.S. 157.01
- "Golf course, restaurant, or motel" as defined in MS157.01.
- "Recreational camping area" as defined in M.S.327.14, subdivision 8.

6-7.04.04 Specific Service Signs (non-freeway only).

1. LEGISLATIVE REFERENCE:

Officially entitled "Information signs for resorts and recreational camping areas", these devices are more commonly referred to as "Specific Service Signs".

This type of signing was mandated by the 1980 Legislature, for resorts and recreational camping areas, and is covered under Minnesota Statutes 160.292 to 160.297. Refer to these statutes for complete legislative intent. The 1981 Legislature amended the Statutes to permit the inclusion of motels, the 1984 Legislature permitted the inclusion of restaurants, and the 1988 Legislature added "rural agricultural businesses" and "places of worship." The 1989 Legislature added "tourist-oriented businesses".

2. PURPOSE:

Specific service signs are intended to display information to the traveling public on non-free-way trunk highways in rural areas. The law includes "by-passes of outstate municipalities", and permits signing at the "intersection of two trunk highways", as well as the intersection of a trunk highway with a local road.

No other service or business facility is to be signed under the specific services signing provisions.

3. DEFINITIONS:

- "Specific service sign" means a rectangular sign panel not greater than 6 feet by 15 feet displaying the name of the specific service, the direction to, and where appropriate, the distance to the facility
- "Specific service sign assembly" means a combination of specific service sign panels not to exceed four panels, to be placed within the right-of-way on appropriate approaches to an intersection.
- "Specific service sign cluster" means a grouping of specific service sign assemblies on appropriate approaches to an intersection.

6-7.00 (Continued)

Minimum spacing between assemblies shall be 300 feet.

- "Specific service" means restaurants and rural agricultural or tourist-oriented businesses, places of worship, and motels, resorts, or recreational camping areas.
- "Local road" means any nontrunk highway.
- "Nonfreeway type highway" means all roadways with crossing traffic at grade intersections, except the roadway may have an isolated interchange.
- "Resort" has the meaning given it in M.S. 157.01.
- "Motel" has the meaning given to the word "hotel" in M.S. 157.01.
- "Restaurant" has the meaning given it in M.S. 157.01.
- "Recreational camping area" has the meaning given it in M.S. 327.14, subdivision 8.
- "Tourist-oriented business" means a business, service, or activity that receives the major portion of its income or visitors during the normal business season from motorists not residing in the immediate area of the business or activity. "Tourist-oriented business" includes, but is not limited to: (1) a greenhouse or nursery, (2) a bait and tackle shop, (3) a marina, and (4) a gift or antique shop.
- "Rural Agricultural Business" (No Legislative Definition Provided)

The Mn/DOT definition of a "rural agricultural business," for purposes of the Specific Services Sign program, shall be as follows:

Any commercial activity engaged in as a means of livelihood or profit, located completely outside any urban district or suburban area or residence district or business district, which provides goods, services, commerce, trade, or industry directly related to agriculture. "Agriculture" is defined as the science or art of cultivating the soil, producing crops, or raising livestock of any kind, and in varying degrees preparing these products for marketing and consumer use. A "rural agricultural business" should be the type of facility which requires space in a rural environment and cannot be located within developed areas of a city or town.

- "Places of Worship" (No Legislative Definition Provided)

The Mn/DOT definition of a "place of worship", for purposes of the Specific Services Sign program, shall be as follows:

Any church, chapel, temple, synagogue, building, area, space, plaza or dwelling wherein or whereat respect, reverence, or devotion is paid to a Divine Being. There is no restriction on time or frequency of devotional activities. However, the "place" or structure should be primarily intended for such purpose, and may not be a private home or school or any other site which is not primarily a "place of worship."

4. GENERAL CRITERIA.

To be considered for specific services signing the following criteria must be met.

- a. Conformity with all applicable laws and rules concerning the provisions for public accommodation without regard to race, religion, color, sex, or national origin.
- b. Located within 15 miles of the signed intersection.
- c. Motels, Resorts and Restaurants shall be licensed by the State Department of Health, as required by M.S. 157.03.
- d. Recreational camping areas shall possess a State Department of Health license, as required by M.S. 327.15 and the following:
 - A minimum of 15 camping spaces.
 - Modern sanitary facilities (flush, chemical or incinerator toilets) and drinking water, and
 - Services available 24 hours a day.

Note: "Recreational Camping Areas", by implication, accept all forms of campers (tent, trailer, motor home, etc) An applicant for a campground sign which is restrictive in nature must be able to include such restriction in the official name, i.e. "Smith's Tent Camping" or "Joe's RV Camping." Mn/DOT will not knowingly install signing which misinforms the travelling public

- e. A "rural agricultural" or "tourist-oriented" business must be open a minimum of eight hours per day, six days per week, and 12 months per year. However, a seasonal business may qualify if it is open eight hours per day and six days per week during the normal seasonal period.

6-7.00 (Continued)

Examples of Rural Agricultural and Tourist Oriented Businesses:

Due to legislative ambiguity of what precisely constitutes a "rural agricultural business" and "rural tourist-oriented business", the following listing of generally acceptable "rural agricultural businesses" and "tourist-oriented businesses" is offered for guidance. The listing is not all-inclusive, and individual cases should be discussed with OTE.

Rural Agricultural Businesses

Agricultural equipment
Commodity storage/elevators
Farm Implement dealers
Feed, seed, fertilizer stores
Greenhouses
Orchards/Produce sales
Tree Farms, Nurseries
Welding & Machine Shops for Agricultural equipment

Rural Tourist-Oriented Businesses

Bait and tackle shops
"Camps"
Deer parks
Fee boat launch sites
Golf courses
Houseboat rentals, etc.
Recreational centers
Riding stables
Winter activities
Zoos

5. LOCATION CRITERIA:

- a. All intersections to be signed must be located in a rural area;
- b. All specific services may be located in either a rural or urban environment. (The exceptions are "Rural Agricultural Business," and "Rural Tourist Oriented Business" which must be located on a rural site only.)
- c. Specific service signs may be placed only on Mn/DOT right of way.

6. RESTRICTIONS:

- a. Each individual specific service is limited to signing at one intersection on the trunk highway system.
- b. According to the law, signing for straight-ahead movements shall not be permitted. However, depending on certain T-intersections at which concurrent trunk highways intersect, and one sign qualifies, a sign for the other approach may be permitted.
- c. No specific service sign or assembly shall be placed at a location that will interfere with

other necessary signing. If space is unavailable, signs must be denied.

- d. Specific service signing is not permitted if the applicant's place of business meets any of the following conditions:

- Place of business is readily visible* from the trunk highway;

*Interpretation of "readily visible":

This applies to visibility of the business from the approach to the intersection to be signed. Also, if a business cannot be seen from one intersection approach, but is readily visible from the other, specific service signing may be installed on both approaches.

- Effective directional advertising is visible; or

- Business advertising sign(s) can be legally and effectively located near the intersection. Mn/DOT interprets "legally and effectively located" to mean that an existing billboard structure is in place and can be utilized by the business if message space is available. Mn/DOT does not expect a business to have a new billboard constructed, even though zoning permits it.

Note: MS 173, Advertising Devices, allows "religious notices" signs, ("not exceeding eight square feet in advertising area", relating to location of religious services) to be permitted in areas adjacent to trunk highway right-of-way. If this type of signing is permissible and effective, the Specific Services Sign for "places of worship" is not to be installed.

- e. Freeway type bypasses (with grade-separated interchanges) of rural communities;

Specific service signs are not to be installed at grade-separated, freeway-type interchanges, since this involves a mixture of two completely different types and sizes of signs, violates signing standards, and violates the specific services statute.

7. SIGN DETAILS:

Specific service sign panels shall be rectangular in shape with dimensions of 6 feet x 1.5 feet, and shall consist of white legend on a blue background, fully reflectorized. Details are shown in the Standard Signs Manual (D9-X6). One or two lines of legend may be used as needed on a panel, and directions and distance are to be shown as indicated in the drawing. Left directional arrows will be on the left end of the panel, and right arrows on the right end.

6-7.00 (Continued)

Legend size should be 5" Series C- upper case for specific service names, and 4" Series D- modified numerals for distance figures.

Distances are to be shown in one-mile increments, except that those under one mile shall be omitted.

Misleading and inappropriate specific service names which include words such as gas, tavern, bar, or other non-eligible service names, are not to be permitted.

Businesses which have combinations of approved services may combine these names in their sign legend, if possible. Some of the resort owners have asked that "campground" be included as part of the legend on the specific service sign. Examples: First line of legend would show the business name and the second line could show "RESORT-CAMPING", "MOTEL-CAFE", or similar. Legend size must not be reduced.

Abbreviations may be required, but only standard abbreviations are to be used.

There is no standard abbreviation given in the dictionary references for the word "CAMPGROUND". Therefore, it is recommended that the legend for line two in these cases read: "RESORT-CAMPING". This copy can be fitted in with slight squeezing. Of course, proper name abbreviations may also be required on some signs. The specific service owners will have to decide, with DTE assistance, what legend will give the best guidance. There may also be occasions where both service names (i.e., "Resort-Camping") cannot be shown because of space limitations due to proper name text considerations.

8 SIGN ASSEMBLIES AND CLUSTERS:

Each specific service sign assembly consists of not more than four sign panels, mounted one above the other. Left directional panels are to be mounted above right directional panels. A gap of three inches (nominal) will separate left from right panels.

A "grouping" of sign assemblies is called a sign cluster, by statutory definition. More than one "cluster" is permitted on each trunk highway approach to a specific intersection, subject to space limitations and priority of signing types.

9 INSTALLATION GUIDELINES

It will be the District's responsibility to investigate each pertinent intersection to determine specific service sign locations and any need to relocate in-place signing, based on the following guidelines and requirements. The law states that no specific service sign, assembly or cluster shall

be placed at a location where it will interfere with necessary signing.

Basic Signing:

- a. Assemblies within a cluster must be separated by a minimum distance of 300 feet. (Required by Statute.)
- b. Assemblies shall be placed a minimum distance of 200 feet, and preferably 300 feet from other required signing. (Required by Statute.)
- c. If no other signing is located at an intersection, specific service signing installed shall be no closer than 300 feet from the intersection. (Required by Statute.)
- d. If turn lane signs are in place, specific service signs shall not be installed closer than 200 feet in advance of the turn lane signs.
- e. Turn lane signs are considered to be effective and helpful to motorists; in-place signs are not to be removed to accommodate services signing.

Order of Installation:

The following sequence of signs shall apply at intersections on trunk highways, in order that specific service signing is integrated with other traffic signing in a uniform manner. Sequence numbers begin with (1) which indicates the first sign encountered by the approaching motorist (the sign furthest in advance of the intersection). Spacing shall be as indicated previously, and in accordance with existing standards.

- (1) Junction Assembly (if applicable).
- (2) Road Name advance sign (if applicable).
- (3) Directional Sign to cities (if applicable)
- (4) Other guide signing (Hospital, Landfill, etc., if applicable).
- (5) In-place RESORT/CAMPING Motorist Service Signs (D9-X3 and D9-X4).
- (6) Specific Service Sign (D9-X6) or Assembly(s).
- (7) Road Name with arrow sign at or near intersection (if applicable).
- (8) Route Marker Directional Assembly at intersection (if applicable)
- (9) Turn Lane Sign where a turn lane is in place.

Trailblazing

Appropriate trailblazer signing on local roads between a trunk highway intersection and a specific service shall be the responsibility of the specific service and the local road authority, and must be in place prior to installation of specific services signing.

6-7.00 (Continued)

Seasonal Removal

The law states that "all sign panels for seasonal services shall be covered or removed when the service is not available." This will be the responsibility of the District involved. A suggested method would utilize a "CLOSED" plate, to be bolted over the arrow/distance portion of the sign panel, for seasonal businesses. Seasonal businesses are to notify the district office 30 days in advance of opening and closing dates.

10. RELATION TO OTHER POLICIES

- a. "RESORT" and "CAMPING" Motorist Services Signs D9-X3 and D9-X4, in place under preceding policy, will be retained at an intersection where an eligible resort or campground does not apply for, or which may not find space available in, the specific services sign program. This policy will continue as outlined in section 6-7 04 02 of this chapter.

Where all qualified resorts and/or campgrounds at a particular intersection decide to enter (and in fact are included in) the Specific Services Sign program, any in place RESORT (D9-X3) and/or CAMPING (D9-X4) signs should be removed and D9-X6 installed.*

- b. Rural roads, named and marked in accordance with resolutions from their road authority, will continue to be identified.
- c. County "stat-type" signs on the local roads are the responsibility of the local authorities and may continue to be utilized, with or without Specific Services Signing on the trunk highway.

11. ADMINISTRATION

- Applicants for specific service signing must contact the individual district office to initiate the application procedure.
- District office should then establish a dated list of applications in order to issue signing to qualifying applicants on a first-come, first-serve basis.
- After investigating the intersections at which signing is requested, the District should respond to the applicant with a cover letter and a standard application form, see Figures 6-42(A) (B), to ensure applicant eligibility, seasonal operation status, to obtain all necessary business location details and to advise applicants of their total cost and responsibilities.
- Applicant should return the completed application form and appropriate fee to the District Traffic Office.

- All signs are to be fabricated, installed, maintained, replaced and removed by Mn/DOT. Sign fabrication and installation should be initiated on a work-schedule basis.

- All applicants must respond to communications from the District within 30 days. (Required by statute.)

- Applicant is required, on the standard application form, to agree to pay Mn/DOT costs for replacement of vandalized or destroyed signs during the life of the sign, and to pay for new signs after the life span of the original sign has been reached.

- Applicant must renew the request for signing at three-year intervals. There will be no additional charge, unless there has been unforeseen maintenance on the sign during the 3-year period.

12. COST ESTIMATE

Cost estimate (subject to change) for installing specific services signs is as follows:

\$25 per square foot, or \$225 per sign panel (9 square feet).

Participant would normally order two panels, for a total cost of \$450. The option of requesting signing on one approach only is also available.

This charge would pay for all costs of initial installation, including the following items:

- a. Furnish and install specific service sign panel.
- b. Repositioning costs of in place signs.
- c. Cost of seasonal "CLOSED" sign if appropriate. Work handled by section crew, or as deemed appropriate by District.
- d. Administrative cost, overhead, 3-year renewal request.
- e. The replacement cost shall be the same as the initial installation cost. This charge is set up for replacement of stolen or severely damaged panels requiring shop work. Minor damage repairs that can be made in the field would not be charged.

NOTE: Travel by Mn/DOT absorbed; arrangement to do other work assumed while making trip. Districts to use photolog for preplanning of required work at an intersection whenever possible.

MINNESOTA DEPARTMENT OF TRANSPORTATION



Application for Installation of Specific Service Signing on Trunk Highways

Applicant Name _____

Street Address _____

City, State and Zip _____ Phone: () _____

Business Name _____

Exact Business Name _____ Line 1
to be shown on sign _____ Line 2 (if needed)

Exact Location of Business _____

_____ County _____ Township _____

Signing Location: Intersection of T.H. _____ and _____

Months of Operation _____ to _____ (seasonal businesses only).

No. of Signs Requested: (circle) 1 or 2. If only one, facing which direction of travel: (circle) east west north south.

Exact Distance from Signed Intersection to Business: _____ miles.

NOTE: Additional guidance (trailblazing) from the trunk highway intersection to the place of business will be the responsibility of the owner and the local road authority, as mandated by Minnesota Statutes.

Applicant must read, complete, and sign the reverse side (Certification of Compliance) prior to sign fabrication and installation.

Individual sign fee: \$225 x _____ signs = \$ _____. Total Fee: \$ _____
(includes fabrication, installation, and overhead)

Make check or money order payable to: Commissioner of Transportation.

Mn/DOT Use Only	
Valid from _____ to _____	Renewal date: _____
Dated _____	Authorized _____
Authorized Signature	
Permit No. _____	Area _____ T.H. _____ M.P. _____ C.S. _____

Text Ref: 6-7.04.04

July 1, 1991

SPECIFIC SERVICES APPLICATION FORM

FIGURE
6.42A

CERTIFICATION OF COMPLIANCE

RESORT: I (we), the undersigned, do hereby certify that this
MOTEL: business establishment is licensed by the State Department
RESTAURANT: of Health as required by Minnesota Statute 57.03.

CAMPGROUND: I (we), the undersigned, do hereby certify that this camping area does possess a State Department of Health license, as required by Minnesota Statutes 327.15, and that the following criteria will be met:

- (1) a minimum of 15 spaces available;
- (2) modern sanitary facilities (flush, chemical, or incinerator toilet) and drinking water available;
- (3) services available 24 hours per day

CHURCH:

AGRI-BUSINESS: Type of business _____

TOURIST ORIENTED BUSINESS: Type of business _____

Further, I (we) do hereby certify that this business conforms with all applicable laws and regulations, concerning the provisions for public accommodations without regard to race, religion, color, sex or national origin.

I (we) also certify, in compliance with Minnesota Statutes, that (1) my place of business is not readily visible from the trunk highway; (2) effective directional advertising is not possible; and (3) no business advertising signs can be legally and effectively located near the intersection.

I (we) agree to accept the sign format and design determined by Mn/DOT, in compliance with all pertinent state signing standards, and to make payment in advance in the amount of \$225.00 per sign installation.

I (we) do also agree to participate in any additional maintenance and/or sign replacement costs for my specific service sign(s) resulting from damage, vandalism and other such occurrences beyond the control of Mn/DOT. I (we) agree to pay Mn/DOT a flat rate of \$100 if shop work is required to repair the sign, \$225 if total replacement is required and that there will be no charge if the repair can be made in the field. In addition, I (we) understand that I (we) will be billed for replacement costs at the time the signs must be refurbished due to natural deterioration, normally a 9 to 12 year period. Insofar as possible, Mn/DOT will furnish advance written notice of sign replacement costs.

I (we) realize that, according to State Law, I (we) must renew my request for specific services signing every three (3) years at no cost. I (we) also realize that, according to State Law, I (we) must respond to communications from the Mn/DOT District within 30 days.

Applicant may obtain the salvaged sign panel within 30 days of removal, on condition that the sign shall not be reinstalled on any public right of way nor shall it be reinstalled in any location so as to be visible to any motoring vehicle on the Mn/DOT trunk highway system. Where specific service signs are in place, and Mn/DOT determines that the highway signing requires upgrading, a credit for the cost will be based on a 10-year depreciation schedule.

I (we), the undersigned, herewith accept the terms and conditions of the regulations of the Commissioner of Transportation and agree to fully comply herewith to the satisfaction of the Minnesota Department of Transportation. Mn/DOT may remove the sign for any failure to comply with these terms and/or non payment of any repair or replacement costs.

Date: _____ Applicant's Signature _____

Business Name: _____

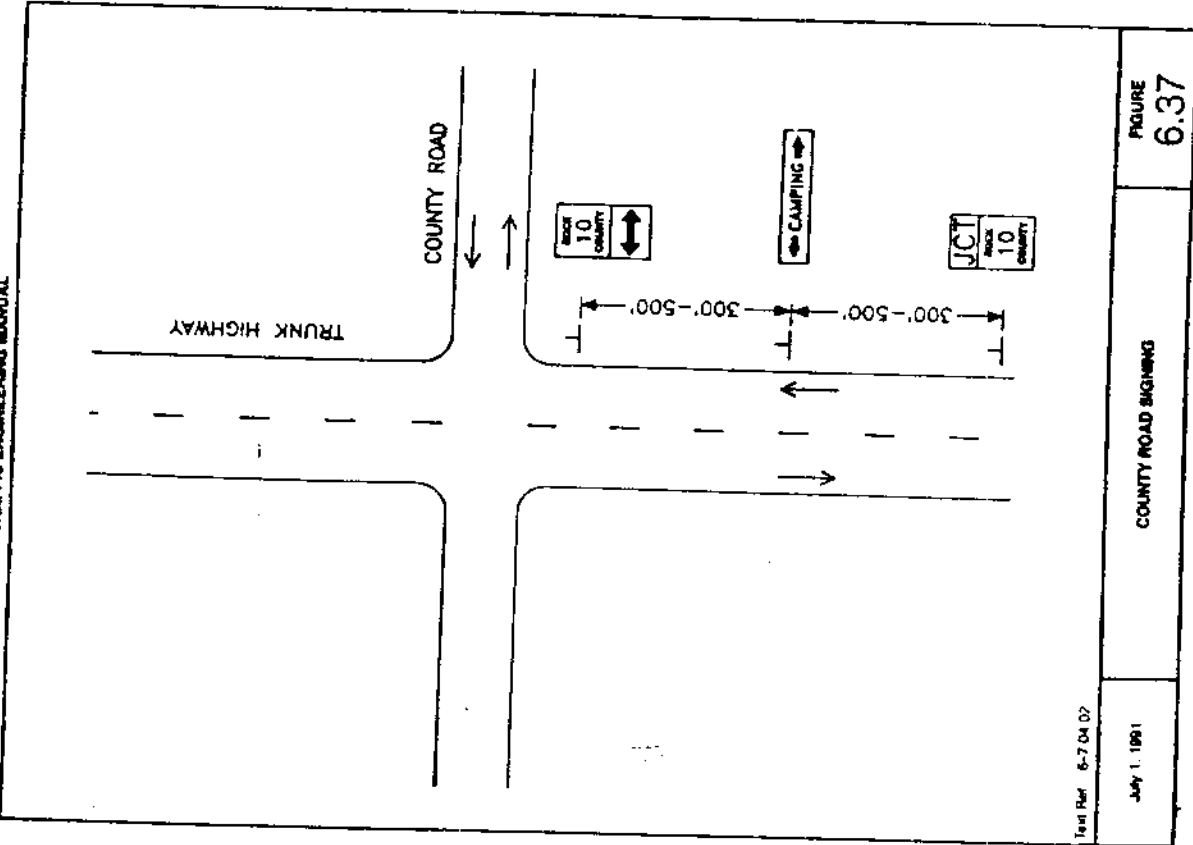
(PLEASE PRINT)

Text Ref.: 6-7.04.04

July 1, 1991	SPECIFIC SERVICES APPLICATION FORM	FIGURE 6.42B
--------------	------------------------------------	-----------------

JULY 1, 1991

TRAFFIC ENGINEERING MANUAL



Text Ref: 6-7 04 07

JULY 1, 1991

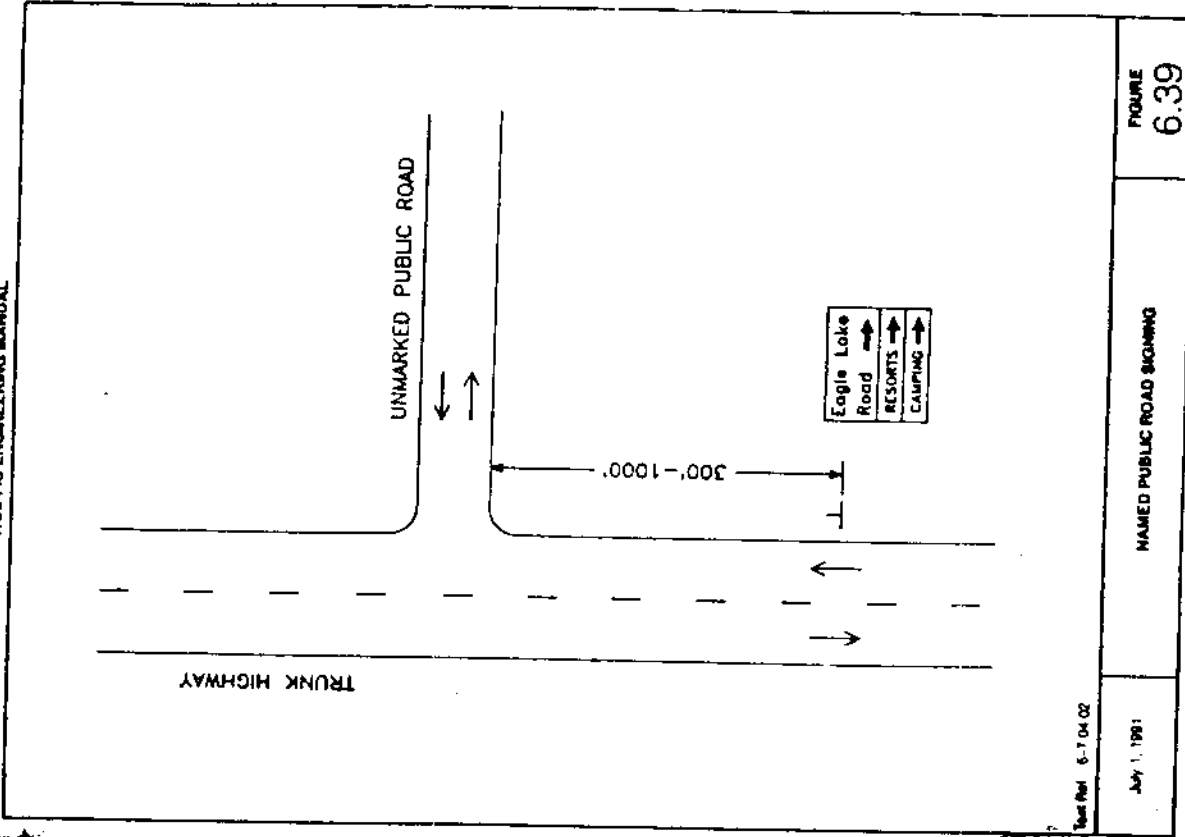
COUNTY ROAD SIGNING

FIGURE 6.37

6-71

JULY 1, 1991

TRAFFIC ENGINEERING MANUAL



Text Ref: 6-7 04 02

JULY 1, 1991

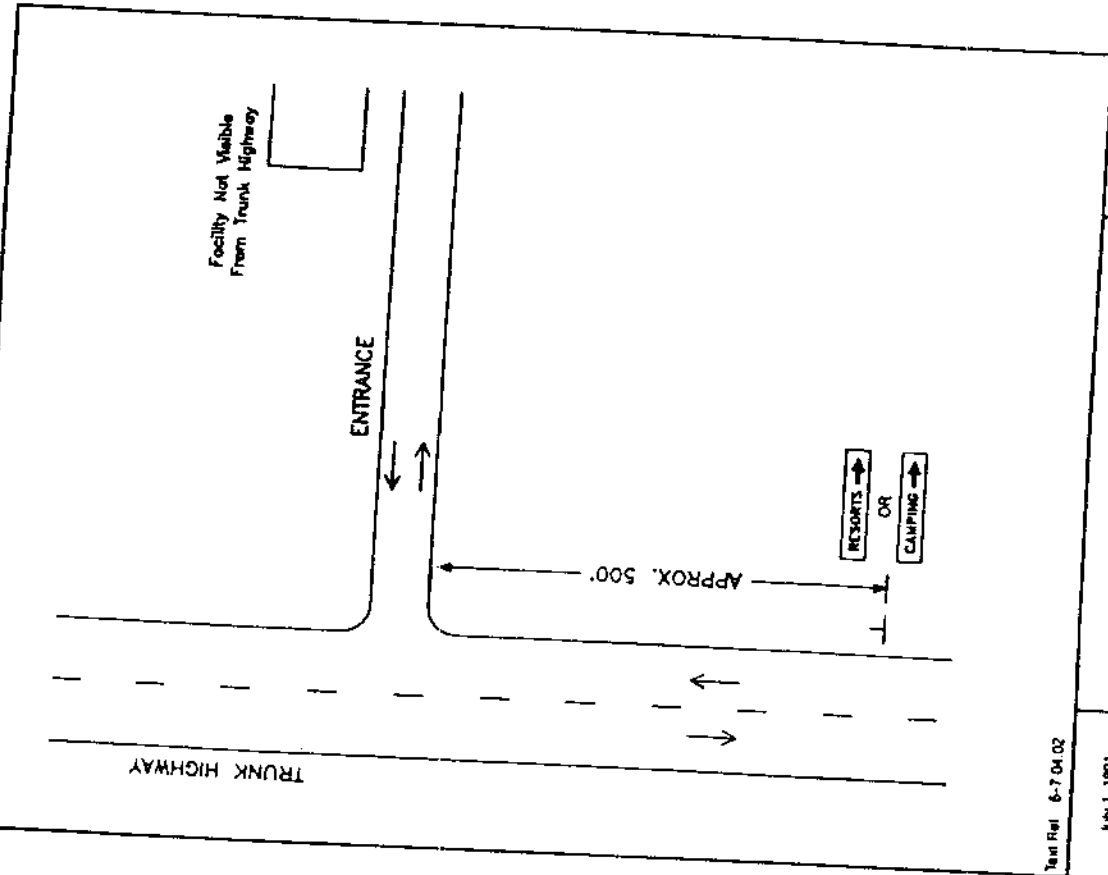
NAMED PUBLIC ROAD SIGNING

FIGURE 6.39

6-72

July 1, 1991

TRAFFIC ENGINEERING MANUAL



Text Ref: 6-7 04.02

July 1, 1991

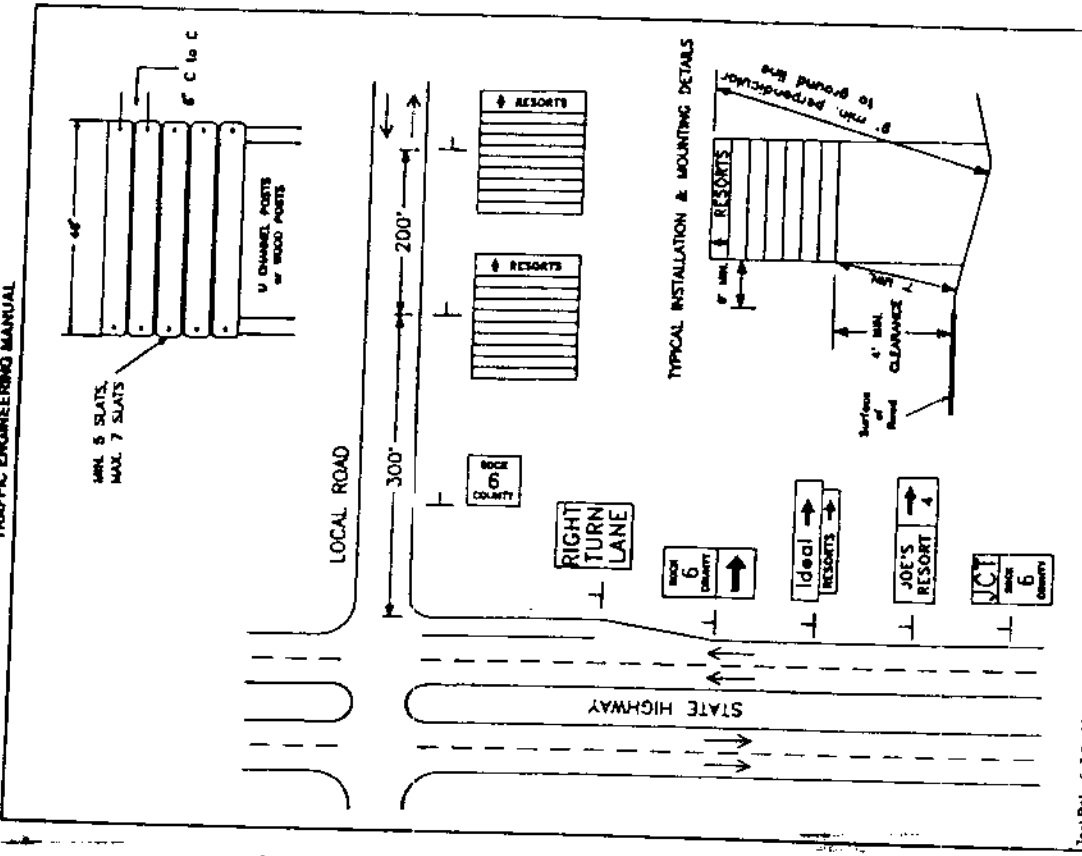
PRIVATE OR UNNAMED PUBLIC ROAD SIGNING

FIGURE 6.40

6-74

July 1, 1991

TRAFFIC ENGINEERING MANUAL



Text Ref: 6-7 04.03

July 1, 1991

RESORT SLAT SIGNING

FIGURE 6.41

6-75