


*2016 AASHTO Right of Way,
Utilities, Outdoor Advertising Control
& National Alliance of Highway
Beautification Associations Conference*



Sunday, May 1–Thursday, May 5
Rosen Centre Hotel
Orlando, Florida

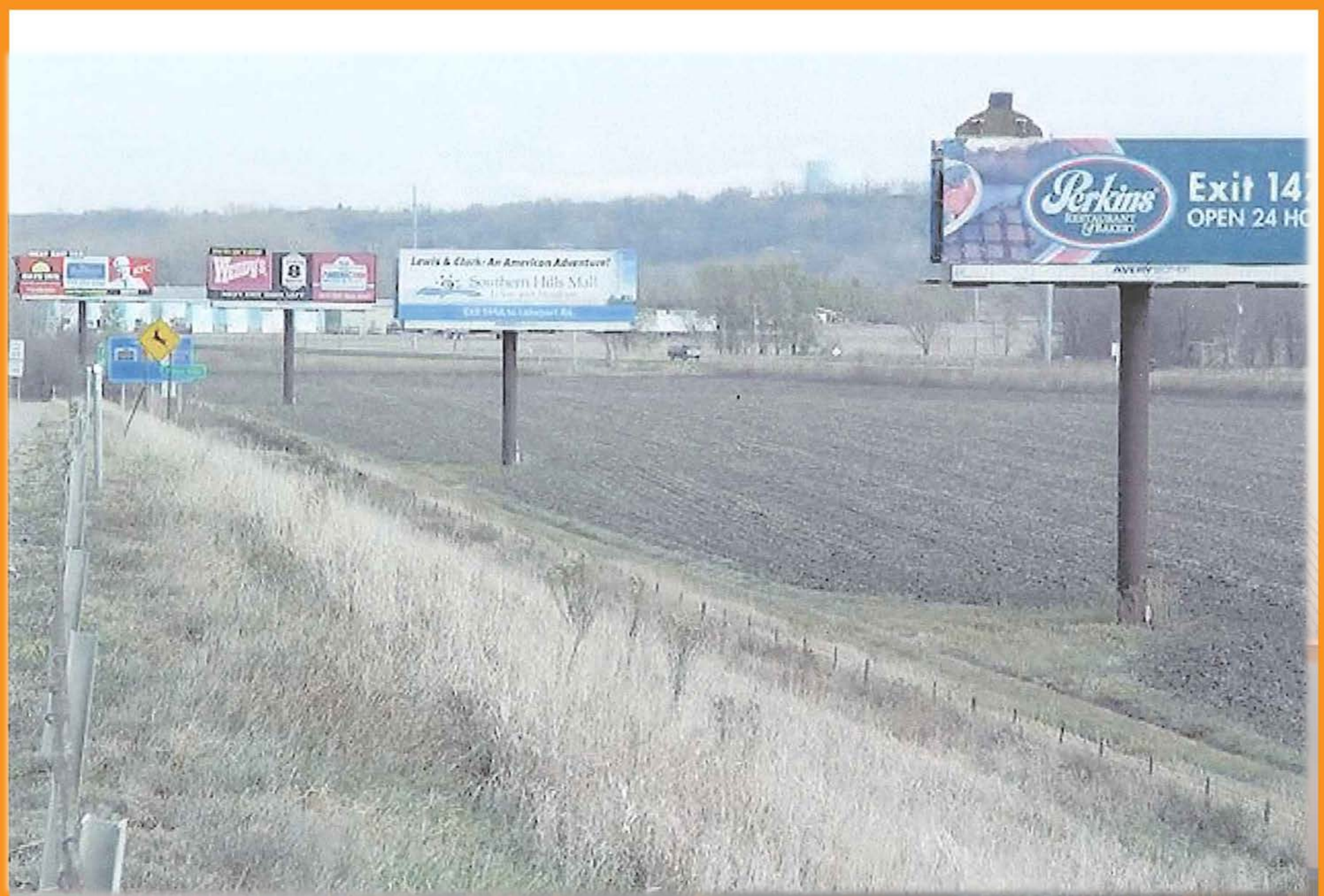



Battleground: Sioux City, Iowa

► 2016 AASHTO ROWUOAC & NAHBA Conference

AASHTO





- 
- **Five Prime Location Billboards I-29**
 - **ROW needed for construction, proper slope and drainage**
 - **Loess Hills National Scenic Byway**

Can we relocate them?

No.

- Scenic byway
- Nonconforming



Can we slide the face over, like a flag-type? No.

- You're changing the location
- You're modifying the structure



Can we acquire the overhang resulting in a reduced-size face? Yes, but company is not interested.



Can we pull in the ROW
to miss the signs? No.
Are you sure? Yes. Can
you change the design of
the project? No.



DOT and
Company are
worlds apart
on valuations



Senate File 201:

Any portion of an interstate highway designated as a scenic byway which is located within the incorporated area of a city shall not be designated as part of the scenic byway, except when such route within the incorporated area possesses intrinsic scenic, historic, recreational, cultural, or archeological features which supports designation of the route as a scenic byway, as determined by the governing body of the city.

Senate File 201

Intended result:

Routes are NOT scenic byways until the city determines that they possess the intrinsic qualities of a scenic byway. There would be no “portions included for the sake of contiguity”.

Only applies to interstates

Only applies in city limits



Senate File 201

Filed by the local state senator

DOT files neutral

Bill fails

**ROW pulled in.
Reinforced
steel slope used**



**ROW pulled in.
Reinforced
steel slope used**





In Temporary Easement

- Disassemble
- Remove & preserve
- Reassemble in same spot, same material, same size





Billboard company owns the land
Long-term lucrative advertising contract
ROW needed (ramp will run right through it)



Scenic Byway and Nonconforming Area Relocation not possible



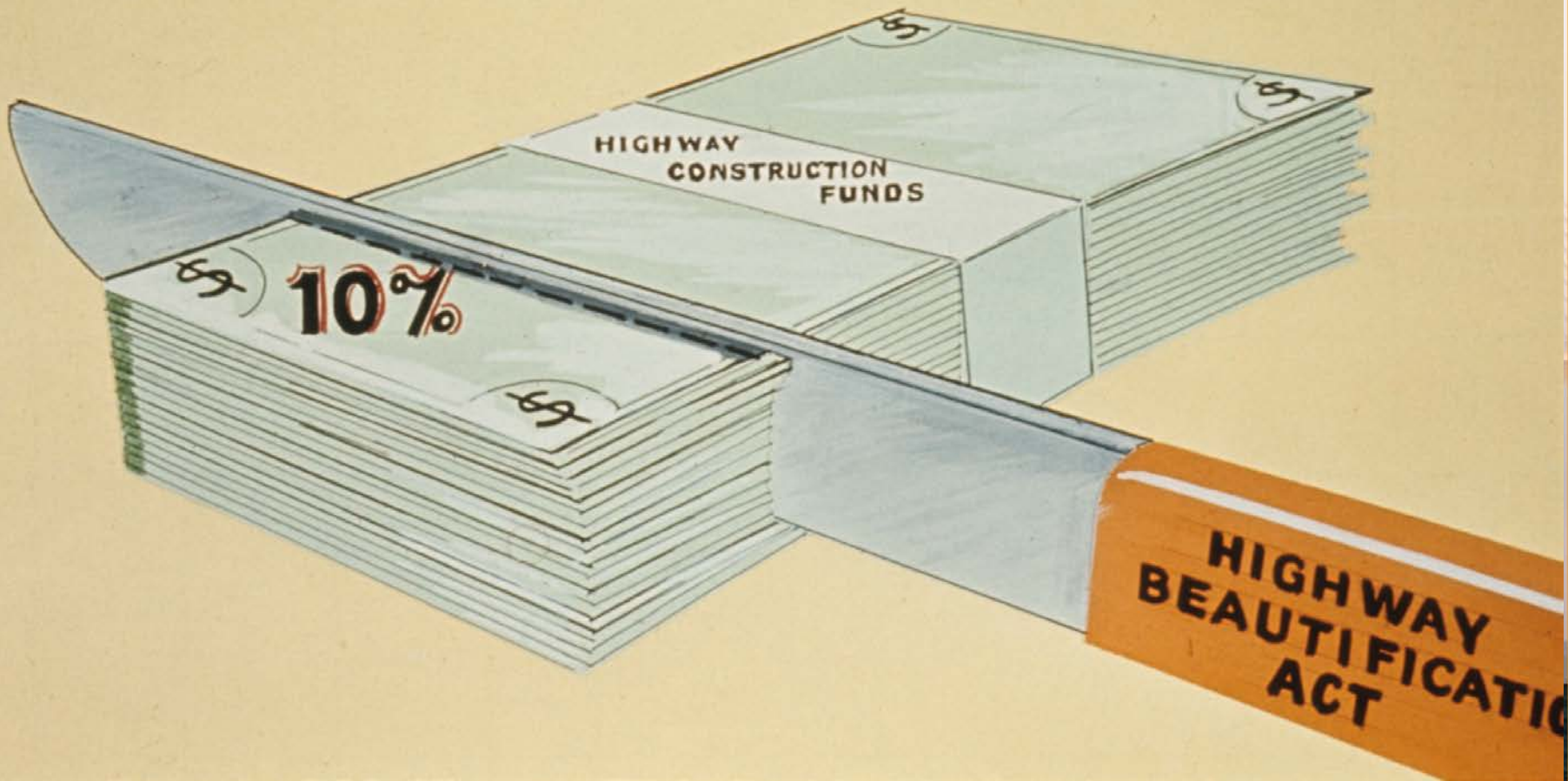
SF 452:

If an advertising device was lawfully erected along an interstate highway within the corporate limits of a city prior to designation of the highway as a scenic byway and the advertising device is subsequently displaced due to the reconstruction, improvement, or relocation of the highway, the advertising device may be erected at the same location or at a location as close to the original location as is practicable that is visible from the main-traveled way, and shall not be considered an erection of a new advertising device, if all of the following apply:

- 1. The location conforms to the [Iowa Code].***
- 2. The location is approved by the governing body of the city***

SF 452:

DOT advises it will file against and there is risk of penalty on road funds



SF 452 (revised):

If an advertising device was lawfully erected along an interstate highway within the corporate limits of a city prior to designation of the highway as a scenic byway and, after such designation occurs, the advertising device is displaced due to the reconstruction, improvement, or relocation of the highway, the advertising device may be relocated to a location determined by the department to be substantially the same location, subject to approval by the federal highway administration, and shall not be considered an erection of a new advertising device, if all of the following apply:

- 1. The location conforms to the [Iowa Code].***
- 2. The materials, number and type of supports, lighting, face size, and height of the advertising device remain the same.***

SF 452 passes, but actual result does not match intended result



SF 452:

*If an advertising device was lawfully erected along an interstate highway within the corporate limits of a city prior to designation of the highway as a scenic byway and, after such designation occurs, the advertising device is displaced due to the reconstruction, improvement, or relocation of the highway, the advertising device may be relocated to a location determined by the department to be **substantially the same location**, subject to **approval by the federal highway administration**, and shall not be considered an erection of a new advertising device, if all of the following apply:*

- 1. **The location conforms to the [Iowa Code].***
- 2. The materials, number and type of supports, lighting, face size, and height of the advertising device remain the same.*

Billboard and land acquired for \$170,000 and....



1-29

Sioux City, Iowa



Street View - Sep 2015

Scenic Byway, but conforming

Upgrade to digital

