



MISSOURI DEPARTMENT OF TRANSPORTATION

NOTICE TO TERMINATE NONCONFORMING OUTDOOR ADVERTISING

Certified Mail No. CERTIFIED MAIL NO

Date Issued: January 01, 1999

In accordance with 7 CSR 10-6.070, this notice is being issued to OWNER NAME, OWNER ADDRESS, OWNER CITY, OWNER STATE OWNER ZIP to advise you of the determination that reference number PERMIT NUMBER for a STATUS sign in an area of LAND USE use located along ROUTE at county log mile 0.0 on the SIDE OF RD side of the road in COUNTY County on property owned by LAND OWNER NAME, LAND OWNER ADDRESS, LAND OWNER CITY, LAND OWNER STATE LAND OWNER ZIP and identified by the enclosed photograph, has lost its nonconforming status for the following reason(s):

On or after June 11, 1990,

- The sign was classified as a landmark sign and its message has changed as prohibited by 7 CSR 10-6.060 (3)(A)(1).
- The type of materials used in construction of the sign has changed as prohibited by 7 CSR 10-6.060 (3)(B).
- The size of the sign has changed as prohibited by 7 CSR 10-6.060(3)(C).
- The sign has been relocated as prohibited by 7 CSR 10-6.060(3)(D).
- The sign has been repaired after deterioration or damage, after the sign became nonconforming as prohibited by 7 CSR 10-6.060(3)(D).
- The sign has been damaged beyond the limits specified by 7 CSR 10-6.060(3)(D)(1).
- The sign has, for a continuous period of twelve (12) months or more, advertised services or products no longer available to the traveling public because the services or products have been discontinued or cannot be obtained at the destination or by the directions indicated on the sign, as prohibited by 7 CSR 10-6.060(3)(F)(1).
- The sign has been maintained for a continuous period of twelve (12) months or longer without an advertising message or with a message that is partially obliterated so as not to identify a particular service or product, as prohibited by 7 CSR 10-6.060(3)(F)(2).
- Failure to pay biennial renewal fee.
- Other: NA

The following remedial action is suggested and must be taken within sixty (60) days of receipt of this notice.

- Removal of the sign including support structure under Sections 226.500 to 226.600 RSMo as amended.
- Repair the sign.
- Securely attach the sign to a substantial structure.
- Pay the biennial renewal fee. Please remit \$ to the address listed below.
- Other: NA

If the sign owner or the owner of the land disagrees with the determination that the sign has lost its nonconforming status for the specified reason(s), a request may be made for an administrative hearing before the Missouri Highways and Transportation Commission. A hearing examiner will hear evidence under Chapter 536 RSMo on the issue of whether the sign has lost its nonconforming status.

The written request for hearing must be received by the Commission Secretary at PO Box 270, Jefferson City, Missouri, 65102, within sixty (60) days of receipt of the notice. Failure of the sign owner or landowner to request an administrative review or take appropriate remedial action within sixty (60) days after receipt of this notice will result in the sign being removed by the Missouri Highways and Transportation Commission. The sign owner, not the owner or occupant of the land, shall be solely liable to the Commission for the cost of removing the sign.

If an administrative hearing is requested, but the sign is removed prior to the hearing date, the hearing examiner may dismiss the request and terminate any further proceedings under 7 CSR 10-6.090.

PERMIT SPECIALIST
PERMIT SPECIALIST TITLE