

**177.077 Limited supplemental guide signs -- Administrative regulations -- Criteria for approval -- Hearings -- Effect on pre-existing signs.**

- (1) No later than February 1, 1999, the commissioner of the Department of Highways shall establish standards, procedures, and forms for the making and approval of applications for a limited supplemental guide sign by the promulgation of administrative regulations in accordance with KRS Chapter 13A.
- (2) The criteria for the approval of a limited supplemental guide sign application for an historical site or for a tourist area or attraction shall be based upon average annual attendance and distance from a fully controlled access highway interchange.
- (3) At a fully controlled access highway interchange in a rural area, the standards for approval shall be the lesser of:
  - (a) Tourist areas and attractions that have an average annual attendance of ten thousand (10,000) visitors and are located within fifty (50) miles of a fully controlled access highway;
  - (b) Tourist areas and attractions that are located within fifty (50) miles of a fully controlled access interchange and have an annual visitation equal to or greater than the average annual daily traffic count of the fully controlled access highway at the interchange from which the attraction is served.
- (4) At a fully controlled access highway interchange in a city, the standards for approval shall be the lesser of:
  - (a) Tourist areas and attractions that have an average annual attendance of seventy-five thousand (75,000) visitors and are located within fifty (50) miles of a fully controlled access highway interchange;
  - (b) Tourist areas and attractions that are located within fifty (50) miles of a fully controlled access highway interchange and have an annual visitation equal to the average annual daily traffic count of the fully controlled access highway at the interchange from which the attraction is served.
- (5) Historical sites that are located in either a rural area or a city shall have an average annual attendance of five thousand (5,000) and shall be located within fifty (50) miles from a fully controlled access highway interchange.
- (6) The identification of a tourist area or attraction on a specific service sign pursuant to KRS 177.0736 shall not affect its eligibility for a limited supplemental guide sign.
- (7) Upon receipt of an application, the commissioner of the Department of Highways shall within thirty (30) days provide written notification to the applicant of any hearings pertaining to the application. The commissioner of the Department of Highways shall make a determination on whether to approve the erection of a limited supplemental guide sign within ninety (90) days after the receipt of an application and shall provide written notification to the applicant of his decision.
- (8) Supplemental guide signs, including but not limited to limited supplemental guide signs, erected prior to July 1, 1998, shall not be removed due to the site selection criteria contained in KRS 177.076 to 177.079.

**Effective:** July 14, 2000

**History:** Amended 2000 Ky. Acts ch. 353, sec. 2, effective July 14, 2000. -- Created 1998 Ky. Acts ch. 526, sec. 2, effective July 15, 1998.

**Legislative Research Commission Note (7/14/2000).** Section 2 of 2000 Ky. Acts ch. 353 (House Bill 693) made no changes to this statute. The changes to KRS 177.077 contained in the General Assembly version of House Bill 693 were eliminated by Senate Committee Amendment 1, which was adopted by the Senate and concurred in by the House of Representatives. This left the existing text of KRS 177.077 unchanged.