

A G R E E M E N T

FOR CARRYING OUT NATIONAL POLICY RELATIVE TO CONTROL OF OUTDOOR ADVERTISING IN AREAS ADJACENT TO THE NATIONAL SYSTEM OF INTERSTATE AND DEFENSE HIGHWAYS AND THE FEDERAL-AID PRIMARY SYSTEM.

THIS AGREEMENT, made and entered into this 7 day of September, 1967, by and between the UNITED STATES OF AMERICA represented by the Secretary of Transportation acting by and through the Federal Highway Administrator, hereinafter referred to as the "SECRETARY OF TRANSPORTATION" and the DISTRICT OF COLUMBIA, a municipal corporation, hereinafter referred to as the "DISTRICT",

WITNESSETH:

WHEREAS, Section 131(d) of Title 23, United States Code provides for agreement between the SECRETARY OF TRANSPORTATION and the several States to determine the size, lighting, and spacing of signs, displays, and devices, consistent with customary use, which may be erected and maintained within 660 feet of the nearest edge of the right-of-way within areas adjacent to the Interstate and primary systems which are zoned industrial

or commercial under authority of State law or in unzoned commercial or industrial areas, also to be determined by agreement; and

WHEREAS, the DISTRICT has established standards which are more restrictive with respect to signs, displays and devices on the Federal-aid highway systems than those established under Section 131 of Title 23, United States Code; and

WHEREAS, the DISTRICT elects to implement and carry out the provisions of the Highway Beautification Act of 1965, and the National policy in order to remain eligible to receive the full amount of all Federal-aid highway funds to be apportioned to the DISTRICT on or after January 1, 1968, under Section 104 of Title 23, United States Code.

NOW THEREFORE, the parties hereto do mutually agree as follows:

I. Definitions

- A. The term "Act" means Section 131 of Title 23, United States Code (1955) commonly referred to as Title I of the Highway Beautification Act of 1965.
- B. Commercial or industrial zone means those areas which are reserved for business, commerce, or trade pursuant to local zoning regulations.
- C. Sign means an outdoor sign, light, display, device, figure, painting, drawing, message, placard, poster, billboard, or other thing which is designed, intended, or used to advertise or inform, any part of the advertising or informative contents of which is visible from any place on the main traveled way of the Interstate or Federal-aid primary highway.

D. Traveled Way means the portion of the roadway for the movement of vehicles, exclusive of shoulders and auxiliary lanes.

E. Main Traveled Way means the through traffic lanes exclusive of frontage roads, auxiliary lanes and ramps.

II. Scope of Agreement

This Agreement shall apply to all zoned commercial and industrial areas within 660 feet of the nearest edge of the right-of-way of all portions of the Interstate and primary systems within the DISTRICT in which outdoor advertising signs, displays, and devices may be visible from the main traveled way of said systems.

III. District Control

The DISTRICT hereby agrees that, in all areas within the scope of this Agreement, the DISTRICT shall effectively control or cause to be controlled, the erection and maintenance of outdoor advertising signs, displays, and devices in accordance with the provisions

of Chapter 14 of the Building Code of the District of Columbia as in effect on the date first hereinafter mentioned.

IV. Interpretation

The provisions contained herein shall constitute the acceptable standards for effective control of signs, displays, and devices within the scope of this Agreement.

Nothing contained herein shall be construed to abrogate or prohibit the DISTRICT from exercising a greater degree of control of outdoor advertising than that required or contemplated by the Act or from adopting standards which are more restrictive in controlling outdoor advertising than the provisions of this Agreement.

V. Effective Date

This Agreement shall become effective when signed and executed on behalf of both the DISTRICT and the SECRETARY OF TRANSPORTATION.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

DISTRICT OF COLUMBIA
A Municipal Corporation

By F. E. Ropshaw
Secretary to the Board of
Commissioners, D. C.

APPROVED AS TO FORM:

William Murphy
Assistant Corporation
Counsel, D. C.

UNITED STATES OF AMERICA

By Lowell K. Bridwell
Its Federal Highway Administrator