

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Cannon offered the following:

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3 **Amendment to Amendment (046849) (with title amendment)**

4 Between lines 2430 and 2431, insert:

5 Section 44. Section 479.156, Florida Statutes, is amended
6 to read:

7 479.156 Wall murals.--Notwithstanding any other provision
8 of this chapter, a municipality or county may permit and
9 regulate wall murals within areas designated by such government.
10 If a municipality or county permits wall murals, a wall mural
11 that displays a commercial message and is within 660 feet of the
12 nearest edge of the right-of-way within an area adjacent to the
13 interstate highway system or the federal-aid primary highway
14 system shall be located in an area that is zoned for industrial
15 or commercial use and the municipality or county shall establish
16 and enforce regulations for such areas that, at a minimum, set
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17 forth criteria governing the size, lighting, and spacing of wall
18 murals consistent with the intent of the Highway Beautification
19 Act of 1965 and with customary use. Whenever a municipality or
20 county exercises such control and makes a determination of
21 customary use, pursuant to 23 U.S.C. s. 131(d), such
22 determination shall be accepted in lieu of controls in the
23 agreement between the state and the United States Department of
24 Transportation, and the department shall certify effective local
25 control pursuant to 23 U.S.C. s. 131(d) and C.F.R. s.
26 750.706(c). A wall mural that is subject to municipal or county
27 regulation and the Highway Beautification Act of 1965 must be
28 approved by the Department of Transportation pursuant to ~~and the~~
29 ~~Federal Highway Administration and may not violate~~ the agreement
30 ~~and~~ ~~between the state and the United States Department of~~
31 ~~Transportation or violate~~ federal regulations enforced by the
32 Department of Transportation under s. 479.02(1). The existence
33 of a wall mural as defined in s. 479.01(27) shall not be
34 considered in determining whether a sign as defined in s.
35 479.01(17), either existing or new, is in compliance with s.
36 479.07(9) (a).

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40 **T I T L E A M E N D M E N T**

41 Between lines 4097 and 4098, insert:
42 amending s. 479.156, F.S.; revising provisions for a
43 municipality or county to permit and regulate wall murals;