
SENATE BILL 6208

State of Washington 61st Legislature 2010 Regular Session

By Senators Haugen, Hatfield, and Shin

Read first time 01/11/10. Referred to Committee on Transportation.

1 AN ACT Relating to temporary agricultural directional signs on
2 state highway rights-of-way; and amending RCW 47.42.020.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 47.42.020 and 2005 c 398 s 2 are each amended to read
5 as follows:

6 The definitions set forth in this section apply throughout this
7 chapter.

8 (1) "Department" means the Washington state department of
9 transportation.

10 (2) "Erect" means to construct, build, raise, assemble, place,
11 affix, attach, create, paint, draw, or in any other way bring into
12 being or establish.

13 (3) "Interstate system" means any state highway which is or does
14 become part of the national system of interstate and defense highways
15 as described in section 103(d) of title 23, United States Code.

16 (4) "Maintain" means to allow to exist.

17 (5) "Person" means this state or any public or private corporation,
18 firm, partnership, association, as well as any individual or
19 individuals.

1 (6) "Primary system" means any state highway which is or does
2 become part of the federal-aid primary system as described in section
3 103(b) of title 23, United States Code.

4 (7) "Scenic system" means (a) any state highway within any public
5 park, federal forest area, public beach, public recreation area, or
6 national monument, (b) any state highway or portion thereof outside the
7 boundaries of any incorporated city or town designated by the
8 legislature as a part of the scenic system, or (c) any state highway or
9 portion thereof outside the boundaries of any incorporated city or town
10 designated by the legislature as a part of the scenic and recreational
11 highway system except for the sections of highways specifically
12 excluded in RCW 47.42.025 or located within areas zoned by the
13 governing county for predominantly commercial and industrial uses, and
14 having development visible to the highway, as determined by the
15 department.

16 (8) "Sign" means any outdoor sign, display, device, figure,
17 painting, drawing, message, placard, poster, billboard, or other thing
18 that is designed, intended, or used to advertise or inform, any part of
19 the advertising or informative contents of which is visible from any
20 place on the main-traveled way of the interstate system or other state
21 highway. "Sign" does not include a display authorized under RCW
22 47.36.030(3) promoting a local agency sponsored event that does not
23 include advertising.

24 (9) "Commercial and industrial areas" means any area zoned
25 commercial or industrial by a county or municipal code, or if unzoned
26 or zoned for general uses by a county or municipal code, that area
27 occupied by three or more separate and distinct commercial or
28 industrial activities, or any combination thereof, within a space of
29 five hundred feet and the area within five hundred feet of such
30 activities on both sides of the highway. The area shall be measured
31 from the outer edges of the regularly used buildings, parking lots, or
32 storage or processing areas of the commercial or industrial activity
33 and not from the property lines of the parcels upon which the
34 activities are located. Measurements shall be along or parallel to the
35 edge of the main traveled way of the highway. The following shall not
36 be considered commercial or industrial activities:

37 (a) Agricultural, forestry, grazing, farming, and related

1 activities, including, but not limited to, wayside fresh produce
2 stands;

3 (b) Transient or temporary activities;

4 (c) Railroad tracks and minor sidings;

5 (d) Signs;

6 (e) Activities more than six hundred and sixty feet from the
7 nearest edge of the right-of-way;

8 (f) Activities conducted in a building principally used as a
9 residence.

10 If any commercial or industrial activity that has been used in defining
11 or delineating an unzoned area ceases to operate for a period of six
12 continuous months, any signs located within the former unzoned area
13 become nonconforming and shall not be maintained by any person.

14 (10) "Roadside area information panel or display" means a panel or
15 display located so as not to be readable from the main traveled way,
16 erected in a safety rest area, scenic overlook, or similar roadside
17 area, for providing motorists with information in the specific interest
18 of the traveling public.

19 (11) "Temporary agricultural directional sign" means a sign on
20 private property adjacent to a state highway right-of-way, or on a
21 state highway right-of-way, to provide directional information to
22 places of business offering for sale seasonal agricultural products on
23 the property where the sale is taking place.

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