

OR DRAWN ON ANY ROCK OR OTHER NATURAL FEATURE;

(3) IS ERECTED OR MAINTAINED IN A WAY THAT:

(I) OBSCURES OR OTHERWISE INTERFERES WITH THE EFFECTIVENESS OF AN OFFICIAL TRAFFIC SIGN, SIGNAL, OR DEVICE; OR

(II) OBSTRUCTS OR INTERFERES WITH A DRIVER'S VIEW OF APPROACHING, MERGING, OR INTERSECTING TRAFFIC; OR

(4) IS LOCATED WITHIN 250 FEET OF ANY PUBLIC PARK, PUBLIC FOREST, PLAYGROUND, OR CEMETERY THAT IS ADJACENT TO A FEDERAL-AID PRIMARY HIGHWAY.

REVISOR'S NOTE: This section is new language that combines without substantive change Art. 89B, §252(a) and (c) (1).

As to item (1) of this section, see, also, §21-205 of this article. As to item (2) of this section, see, also, §5-407 of the Natural Resources Article.

The General Assembly might want to compare the provisions of this section as to Federal-Aid Primary Highways with the similar, but not fully consistent, provisions of §8-716 of this subtitle as to all highways generally. Compare, e.g., subsection (3)(ii) of this section, which prohibits any sign on a Federal-Aid Primary Highway if it "obstructs or interferes with a driver's view of approaching, merging, or intersecting traffic"; with §8-716(a)(2), which prohibits any sign on any State highway if the sign "might affect adversely the safety of public travel...by dangerously obstructing the clear view of the highway by the driver of a motor vehicle". In any event, those provisions of this section that relate to safety might well be considered for transfer to §8-716 so that they apply to all State highways and not merely Federal-Aid Primary Highways.

8-731. SIZE OF SIGNS.

(A) GENERAL RULE.

THE SIZE OF AN OUTDOOR SIGN ALONG OR NEAR A FEDERAL-AID PRIMARY HIGHWAY SHALL CONFORM TO THE LIMITATIONS SPECIFIED IN THIS SECTION.

(B) MANNER OF MEASUREMENT.

FOR PURPOSES OF THIS SECTION, THE AREA OF A SIGN SHALL BE MEASURED BY ANY COMBINATION OF THE SMALLEST SQUARE, RECTANGLE, TRIANGLE, OR CIRCLE THAT WILL