

1 19A NCAC 02E .0221 is readopted as published in 33:18 NCR 1886-1889 with changes as follows:

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3 **19A NCAC 02E .0221 LOGO PROGRAM FEES**

4 (a) All ~~logo-signs~~ signs, to which individual Logo Signing Program business panels are attached, shall be ~~constructed~~
5 constructed, owned, and maintained by the Department. ~~These logo signs shall be owned by the Department.~~ The
6 participating logo business shall pay an annual fee as set forth in this Rule. ~~established by the Board of Transportation.~~
7 ~~All logo contracts existing under prior administrative code provisions are terminated in accordance with the terms of~~
8 ~~those contracts. However, existing participants shall not be required to reapply, but shall be required to sign an~~
9 ~~appropriate contract in accordance with the new regulations in order to continue their participation.~~

10 (b) ~~[Owners, operators, or lessees of fuel, gas, food, lodging, camping, and attraction facilities who wish to place a~~
11 ~~logo identifying their business or service on a sign as part of the Logo Signing Program may access, at no cost, the~~
12 ~~following website for program administration information: [https://connect.ncdot.gov/resources/safety/Pages/Signing-](https://connect.ncdot.gov/resources/safety/Pages/Signing-and-Delineation.aspx)~~
13 ~~and-Delineation.aspx.]~~ The annual fee for participation in the Logo program ~~is~~ shall be as follows: Mainline,
14 ~~[mainline,] ramp, and trailblazer panels are~~ shall be ~~billed an annual fee of three hundred dollars (\$300.00)~~ \$300 for
15 ~~per each mainline, ramp~~ ramp, and trailblazer panel. ~~The initial payment of the fee shall be paid prior to installation.~~
16 ~~The contract [shall run] runs for one year from the date of installation. Contracts shall be renewed annually [annually,]~~
17 ~~and the fee is~~ shall be ~~due at the contract renewal date.~~ Every participating business ~~that meets program requirements~~
18 ~~has~~ shall have a valid contract ~~and pays all required fees shall be that~~ automatically ~~[renewed.]~~ renews annually.
19 ~~renewed except for provisional contracts which shall be reviewed by the Department annually prior to renewal.~~

20 (c) The participating logo business shall provide a new or renovated business panel when necessary due to damages
21 caused by acts of vandalism, accidents, or natural causes including natural deterioration. If the Department replaces
22 a business panel on a logo sign or removes or masks a business panel because of seasonal operation, there shall be no
23 additional charge to the business.

24 (d) The fee shall be paid by check or money order and ~~is~~ shall be due in advance of the period of service covered by
25 the fee. Failure to pay a fee when due ~~is~~ shall be grounds for removal of the business panels and termination of the
26 contract.

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28 *History Note:* Authority G.S. 136-89.56; 136-137; 136-139; 143B-346; 143B-348; 143B-350(f); 23 C.F.R. 750,
29 Subpart A; 23 U.S.C. 131(f);
30 Eff. April 1, 1982;
31 Amended Eff. July 1, 2000; August 1, 1998; April 1, 1994; October 1, 1993; December 1, 1992;
32 September 1, 1990;
33 Temporary Amendment Eff. October 13, 2003;
34 Amended Eff. February 1, 2004;
35 Readopted Eff. August 1, 2019.

19A NCAC 02E .1103 is readopted as published in 33:18 NCR 188-1889 as follows:

19A NCAC 02E .1103 LOCATION OF TODS

The Department shall ~~control~~ administer the erection and maintenance of official signs giving specific information of interest to the traveling public in accordance with this Rule, following ~~criteria.~~ criteria:

(1) The Department shall limit the placement of TODS panels to highways, other than fully controlled access highways that are either in rural unincorporated areas or in towns or cities with a population of less than 40,000.

(2)(1) The Department shall only erect panels at at-grade intersections, ~~intersections (at grade)~~. An at-grade intersection is an intersection ~~which is~~ that is controlled by stop signs or traffic signals. A TODS Trailblazers Trailblazer shall be installed ~~when an attraction is not located on a state highway and if further direction is needed to guide the tourist from the intersection to the attraction.~~

(3)(2) ~~Panels~~ Panel placement shall be determined by the Department according to the ~~located in a manner to take advantage of natural terrain and to~~ shall not block scenic vistas, have the least impact on the scenic environment.

(4)(3) A separate sign panel shall be provided on the intersection approach for each eligible ~~attraction~~ attraction in accordance with G.S. 136-140.16. Panels shall be allowed in each direction only when lateral spacing is available. The number of TODS panels shall not exceed a total of six per approach with only one attraction name on each TODS panel.

(5) The center of the mainline TODS intersection shall not be more than five driving miles from the eligible attraction and shall not be placed where prohibited by local ordinance.

(6) If an attraction is not ~~located~~ directly on a State highway, it is ~~shall be~~ eligible for TODS panels only if both of the following requirements are met:

(a) It is ~~the attraction shall be~~ located on a street that directly connects with a state ~~State~~ maintained ~~road; and~~ road.

(b) It is ~~the attraction shall be~~ located so that only one TODS Trailblazer, placed on a state ~~State~~ maintained road, will lead the tourist to the attraction.

(7) Sign panels shall not be placed immediately in advance of the attraction if its on-premise advertising signs are readily visible from the highway.

(8)(4) TODS panels shall be located at least 200 feet in advance of the main intersection. Signs shall be spaced at least 200 feet apart and at least 200 feet from other traffic control devices. TODS panels shall not be located more than one-half (0.5) mile from the center of the main intersection and shall not be placed in the signing sequence for any other prior intersections.

(9)(5) ~~Existing warning, Warning, regulatory, guide~~ guide, or other official highway signs shall take precedence over TODS.

1 *History Note:* *Authority G.S. 136-89.56; ~~136-130;~~ 136-140.15; 136-140.16; 136-140.17; 136-140.18; ~~136-~~*
2 *~~140.17; 136-140.18;~~ 136-140.19; ~~143B-346; 143B-348; 143B-350(f);~~*
3 *Temporary Adoption Eff. January 1, 2003;*
4 *Eff. August 1, 2004;*
5 *Readopted Eff. August 1, 2019.*

1 19A NCAC 02E .1105 is readopted as published in 33:18 NCR 1886-1889 as follows:

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3 **19A NCAC 02E .1105 COMPOSITION OF SIGNS**

4 (a) No TODS panel shall be displayed in a manner which that would mislead or misinform the traveling public.

5 (b) Any messages that No message shall interfere with, imitate, or resemble any official warning or regulatory traffic
6 sign, ~~signal~~ signal, or similar device, ~~device~~ are [shall be prohibited].

7 (c) Each ~~specific~~ TODS panel shall include only information ~~that is~~ related to that ~~specific~~ attraction.

8 (d) TODS panel and trailblazer designs shall be in conformance with the standards as specified in the MUTCD, as
9 defined in G.S. 136-130, and approved by the ~~Department~~ Department, prior to fabrication and shipment.

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11 *History Note: Authority G.S. ~~136-89.56; 136-130; 136-140.15; 136-140.16; 136-140.17; 136-140.18; 136-~~*
12 *~~140.19; 143B-346; 143B-348; 143B-350(f);~~*

13 *Temporary Adoption Eff. January 1, 2003;*

14 *Eff. August 1, 2004;*

15 *Readopted Eff. August 1, 2019.*

1 19A NCAC 02E .1106 is readopted as published in 33:18 NCR 1886-1889 as follows:

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3 **19A NCAC 02E .1106 TODS PROGRAM FEES**

4 (a) The annual fee for each TODS panel or TODS Trailblazer shall be two hundred dollars (\$200.00).

5 (b) All participating businesses shall pay the annual fee prior to installation of the TODS panel(s).

6 (c) The annual fee shall be paid by check or money order and ~~is~~ due in advance of the period of service requested.
7 ~~covered by said fee.~~ Failure to pay a fee when due ~~is~~ shall be grounds for removal of the TODS panel. ~~panel and~~
8 ~~termination of the contract.~~

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10 *History Note: Authority G.S. ~~136-89.56; 136-130; 136-140.15; 136-140.16; 136-140.17; 136-140.18; 136-~~*
11 *~~140.19; 143B-348; 143B-350(f);~~*

12 *Temporary Adoption Eff. January 1, 2003;*

13 *Eff. August 1, 2004;*

14 *Readopted Eff. August 1, 2019.*