

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 1549 Session of  
2003

INTRODUCED BY STABACK, BLAUM, BELARDI, McCALL, BEBKO-JONES,  
CAPPELLI, COSTA, CREIGHTON, DeWEESE, FABRIZIO, FRANKEL,  
GEIST, GERGELY, GOODMAN, HERSHEY, JAMES, KIRKLAND, LAUGHLIN,  
LESCOVITZ, MARKOSEK, MELIO, PHILLIPS, READSHAW, ROBERTS,  
BELFANTI, CLYMER, COY, DALEY, EACHUS, FICHTER, GABIG, GEORGE,  
GODSHALL, GRUCELA, HORSEY, KELLER, KOTIK, LEDERER, LEVDANSKY,  
McGEEHAN, MUNDY, PISTELLA, REICHLEY, SCRIMENTI, SOLOBAY,  
TIGUE, WANSACZ, YOUNGBLOOD, PALLONE, SHANER, SURRA, WALKO,  
WOJNAROSKI, YUDICHAK AND HASAY, JUNE 5, 2003

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,  
JULY 18, 2003

## AN ACT

1 Amending Title 74 (Transportation) of the Pennsylvania  
2 Consolidated Statutes, providing for the designation of the  
3 Governor Robert P. Casey Highway as a scenic byway; AND <—  
4 DESIGNATING A CERTAIN PORTION OF STATE ROUTE 120 AS A SCENIC  
5 BYWAY.

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 Section 1. Title 74 of the Pennsylvania Consolidated  
9 Statutes is amended by adding ~~a section~~ SECTIONS to read: <—

10 § 8303. Designation of the Governor Robert P. Casey Highway as  
11 scenic byway.

12 (a) General rule.--Because of its outstanding scenic,  
13 historic, recreational, cultural and archeological  
14 characteristics, the portion of U.S. Route 6, between the  
15 intersection of U.S. Route 6 with Route 81 in Dunmore Borough,

Lackawanna County and the intersection of Business Route 6 in Carbondale Township, Lackawanna County, totaling 15.53 miles, commonly known as the Governor Robert P. Casey Highway, is designated as a scenic byway.

(b) Effect of designation.--No outdoor advertising device, as defined in section 3 of the act of December 15, 1971 (P.L.596, No.160), known as the Outdoor Advertising Control Act of 1971, may be erected if the sign is visible from the main-traveled way of the scenic byway and the purpose of the sign is that its message be read from the main-traveled way of the scenic byway, except:

(1) the official signs and notices which are required or authorized by law and which conform to the national standards promulgated by the Secretary of Transportation of the United States pursuant to 23 U.S.C. § 131 (relating to control of outdoor advertising);

(2) outdoor advertising devices advertising the sale or lease of the real property upon which they are located;

(3) outdoor advertising devices advertising activities conducted on the property on which they are located, including devices which display a message that may be changed at reasonable intervals by electronic process or remote control; and

(4) directional signs, including, but not limited to, signs pertaining to natural wonders, scenic and historical attractions and other points of interest to the traveling public which conform to the national standards promulgated by the Secretary of Transportation of the United States pursuant to 23 U.S.C. § 131.

§ 8304. DESIGNATION OF STATE ROUTE 120 AS SCENIC BYWAY.

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1     (A) GENERAL RULE.--BECAUSE OF ITS OUTSTANDING SCENIC,  
2     HISTORIC, NATURAL, RECREATIONAL AND ARCHEOLOGICAL  
3     CHARACTERISTICS AND QUALITIES AND BECAUSE OF OPPORTUNITIES FOR  
4     ECONOMIC DEVELOPMENT AND TOURISM AND FOR CONSERVATION OF THE  
5     OUTSTANDING QUALITIES ALONG THE ROAD, STATE ROUTE 120 IN CLINTON  
6     COUNTY FROM LOCK HAVEN TO THE JUNCTION OF U.S. ROUTE 219 IN ELK  
7     COUNTY IS DESIGNATED AS A SCENIC BYWAY.

8     (B) EFFECT OF DESIGNATION.--NO OUTDOOR ADVERTISING DEVICE,  
9     AS DEFINED IN SECTION 3 OF THE ACT OF DECEMBER 15, 1971  
10    (P.L.596, NO.160), KNOWN AS THE OUTDOOR ADVERTISING CONTROL ACT  
11    OF 1971, MAY BE ERECTED:

12         (1) WITHIN 660 FEET OF THE NEAREST EDGE OF THE RIGHT-OF-  
13         WAY; OR

14         (2) MORE THAN 660 FEET FROM THE NEAREST EDGE OF THE  
15         RIGHT-OF-WAY, OUTSIDE OF URBAN AREAS, IF THE SIGN IS VISIBLE  
16         FROM THE MAIN-TRAVELED WAY OF THE SCENIC BYWAY AND THE  
17         PURPOSE OF THE SIGN IS THAT ITS MESSAGE BE READ FROM THE  
18         MAIN-TRAVELED WAY OF THE SCENIC BYWAY, EXCEPT:

19                 (I) THE OFFICIAL SIGNS AND NOTICES WHICH ARE  
20                 REQUIRED OR AUTHORIZED BY LAW AND WHICH CONFORM TO THE  
21                 NATIONAL STANDARDS PROMULGATED BY THE SECRETARY OF  
22                 TRANSPORTATION OF THE UNITED STATES PURSUANT TO 23 U.S.C.  
23                 § 131 (RELATING TO CONTROL OF OUTDOOR ADVERTISING);

24                 (II) OUTDOOR ADVERTISING DEVICES ADVERTISING THE  
25                 SALE OR LEASE OF THE REAL PROPERTY UPON WHICH THEY ARE  
26                 LOCATED;

27                 (III) OUTDOOR ADVERTISING DEVICES ADVERTISING  
28                 ACTIVITIES CONDUCTED ON THE PROPERTY ON WHICH THEY ARE  
29                 LOCATED, INCLUDING DEVICES WHICH DISPLAY A MESSAGE THAT  
30                 MAY BE CHANGED AT REASONABLE INTERVALS BY ELECTRONIC

1        PROCESS OR REMOTE CONTROL;

2            (IV) DIRECTIONAL SIGNS, INCLUDING, BUT NOT LIMITED  
3        TO, SIGNS PERTAINING TO NATURAL WONDERS, SCENIC AND  
4        HISTORICAL ATTRACTIONS AND OTHER POINTS OF INTEREST TO  
5        THE TRAVELING PUBLIC WHICH CONFORM TO THE NATIONAL  
6        STANDARDS PROMULGATED BY THE SECRETARY OF TRANSPORTATION  
7        OF THE UNITED STATES PURSUANT TO 23 U.S.C. § 131; AND

8            (V) SIGNS APPROVED BY THE DEPARTMENT DESIGNATING THE  
9        ROUTE AS A SCENIC BYWAY INSTALLED IN ACCORDANCE WITH  
10       DEPARTMENT REQUIREMENTS.

11       (C) PUBLIC USE MAPS.--ALL PUBLIC USE MAPS PRODUCED BY THE  
12       DEPARTMENT FOR TRAVEL, TOURISM AND BUSINESS INTERESTS SHALL GIVE  
13       SPECIAL IDENTIFICATION OF ROUTES DESIGNATED AS SCENIC BYWAYS AND  
14       BRIEFLY SUMMARIZE THAT THE GENERAL ASSEMBLY ESTABLISHED THE  
15       DESIGNATION BECAUSE OF THE OUTSTANDING SCENIC, HISTORIC,  
16       NATURAL, RECREATIONAL AND ARCHEOLOGICAL CHARACTERISTICS AND  
17       OUTSTANDING QUALITIES AND OPPORTUNITIES FOR ECONOMIC  
18       DEVELOPMENT, TOURISM AND CONSERVATION OF THE SIGHTS ALONG THE  
19       ROUTE.

20       Section 2. This act shall take effect in 60 days.