

**RULES
OF
TENNESSEE DEPARTMENT OF TRANSPORTATION**

**CHAPTER 1680-3-4
TOURIST-ORIENTED DIRECTIONAL SIGNS**

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1680-3-4-.01 PURPOSE AND SCOPE OF THE TODS PROGRAM..

(1) Purpose of Chapter.

The purpose of this Chapter is to supplement the *Manual on Uniform Traffic Control Devices* (MUTCD), which the Department has adopted and incorporated by reference in Chapter 1680-3-1, by establishing criteria for participation in and administration of a Tourist-Oriented Directional Signs (TODS) program within the rights-of-way of state highways in the State of Tennessee.

(2) Purpose of TODS Program.

In accordance with the MUTCD, TODS signs are guide signs to be used on conventional highways in rural areas to display business identification and directional information for tourist-oriented businesses that attract highway users from outside the immediate area of the business. Under the MUTCD and this Chapter, TODS signs are a type of traffic control device and are not considered advertising.

(3) Scope of TODS Program.

(a) The TODS program in the State of Tennessee shall be available to lawful cultural, historical, recreational, agricultural, educational, or entertainment activities, state and national parks, and commercial activities which are unique and local in nature, where the major portion of income from or visitors to such activity are derived during its normal business season from highway users not residing in the immediate area of the business.

(b) The scope of the TODS program in the State of Tennessee shall be limited to tourist-oriented businesses that are not located on a state highway.

Authority: T.C.A. §§ 54-5-1301 and 54-5-1303. **Administrative History:** Original rule filed April 8, 1996; effective August 28, 1996. Rule has been assigned a new control number from 1680-11-1-.01 filed and effective February 1, 2003. Repeal and new rule filed August 2, 2005; effective December 29, 2005.

1680-3-4-.02 DEFINITIONS.

(1) "Commissioner" means the Commissioner of the Tennessee Department of Transportation.

(2) "Conventional highway" means a highway with at-grade intersections and without control of access.

(3) "Department" means the Tennessee Department of Transportation.

(Rule 1680-3-4-.02, continued)

- (4) "Eligibility distance" means the total roadway distance from the turn on the state highway where the TODS sign is located to the entry driveway of the tourist-oriented business; and, if necessary to break a tie between two otherwise eligible businesses, the eligibility distance shall also include the distance from the beginning of the entry driveway to the entry door of the business.
- (5) "Expressway" means a divided highway with partial control of access and some grade-separated interchanges rather than at-grade intersections.
- (6) "Freeway" means a divided highway with full control of access and grade-separated interchanges rather than at-grade intersections.
- (7) "Immediate area of the business" means the area within a twenty-mile radius of the business.
- (8) "Local road" means a city street or county road not on the state highway system.
- (9) "MUTCD" means the United States Department of Transportation, Federal Highway Administration, *Manual on Uniform Traffic Control Devices for Streets and Highways*, which is adopted and incorporated by reference in Chapter 1680-3-1 of the Rules of the Tennessee Department of Transportation.
- (10) "Rural" means an area outside the limits of an incorporated municipality having a population of 5,000 or more according to the most recent decennial census of the United States Bureau of Census.
- (11) "State highway" means a highway designated by the Department as part of the state highway system of the State of Tennessee.
- (12) "TODS sign" means an official sign structure placed along the right-of-way of a state highway that contains one or more TODS sign panels.
- (13) "TODS sign panel" means an individual sign panel on a TODS sign that identifies the name of a participating tourist-oriented business, the direction of turn to reach the business, and the distance to the business from the turn off of the state highway.
- (14) "Tourist-oriented business" means a private or public entity, including a publicly owned park, which offers lawful cultural, historical, recreational, agricultural, educational, entertainment and/or commercial activities, services or products to the general public, and the major portion of whose income or visitors are derived during its normal business season from highway users residing outside the immediate area of the business.
- (15) "Trailblazer sign" means a secondary sign placed on the right-of-way of a local road that indicates the need for and direction of an additional turn necessary to reach a participating tourist-oriented business identified on a TODS sign.

Authority: T.C.A. §54-5-1303. **Administrative History:** Original rule filed April 8, 1996; effective August 28, 1996. Rule has been assigned a new control number from 1680-11-1-.02 filed and effective February 1, 2003. Repeal and new rule filed August 2, 2005; effective December 29, 2005.

1690-3-4-.03 GENERAL REQUIREMENTS FOR THE TODS PROGRAM.

In general, the TODS program shall be in compliance with:

- (1) The MUTCD;
- (2) Local zoning and local zoning authorities; and

(Rule 1680-3-4-.03, continued)

- (3) All laws and regulations for scenic highways and scenic parkways, in accordance with Tennessee Code Annotated, Title 54, Chapter 17, Parts 1 and 2.

Authority: T.C.A. §§ 54-5-1302 and 54-5-1303. **Administrative History:** Original rule filed April 8, 1996; effective August 28, 1996. Rule has been assigned a new control number from 1680-11-1-.03 filed and effective February 1, 2003. Repeal and new rule filed August 2, 2005; effective December 29, 2005.

1680-3-4-.04 ELIGIBILITY FOR PARTICIPATION IN PROGRAM.

- (1) Required Characteristics of a Tourist-Oriented Business.

In general, participation in the TODS program of this State is open to tourist-oriented businesses that are unique and local in nature and located in a rural area. More specifically, to be eligible for identification on a TODS sign panel, a tourist-oriented business shall have each of the following characteristics:

- (a) It shall offer lawful cultural, historical, recreational, agricultural, educational, entertainment, or commercial activities, services and/or products to the general public.
- (b) It shall be unique and local in nature, and not part of a chain of businesses having a common name under common ownership and management or under a franchise arrangement.
- (c) It shall derive the major portion of its income or visitors, during its normal business season, from highway users residing outside the immediate area of the business.
- (d) It shall have a permanent location:
 1. In a rural area, as defined in this Chapter; and
 2. On a local road within ten (10) miles of the nearest intersection with a state highway where a TODS sign may be located in accordance with Rule 1680-3-4-.06 of this Chapter.
- (e) It shall be open to the public on a regular schedule, at least five (5) days per week and eight (8) hours per day (holidays excepted), throughout the year; provided, however, that a tourist-oriented business open on a seasonal basis may be eligible for participation in the TODS program, as provided in Rule 1680-3-4-.08 of this Chapter.
- (f) It shall have a telephone, restrooms and drinking water available to visitors; provided, however, that this requirement shall not apply to seasonal tourist-oriented businesses offering agricultural activities, services or products.
- (g) If any general admission is charged, the costs of admission shall be clearly displayed to the prospective visitors at the entrance to the business.

- (2) Legal Requirements.

In addition, to be eligible for participation in the TODS program, a tourist-oriented business shall comply with each of the following legal requirements:

- (a) It shall comply with all applicable laws and regulations concerning the provision of public accommodations without regard to race, religion, color, age, sex, national origin, disability or other category protected by Federal, State or local law.

(Rule 1680-3-4-.04, continued)

- (b) It shall have all licenses required by any governmental agency having authority to regulate the business.
 - (c) It shall comply with all applicable local zoning ordinances and regulations.
 - (d) It shall comply with all applicable Federal, State and/or local regulations for public accommodations with respect to health, sanitation and safety.
 - (e) It shall not have any illegal advertising signs on or along any state highway, as provided in the Federal Highway Beautification Act of 1965, 23 U.S.C. § 131, the Tennessee Billboard Regulation and Control Act of 1972, T.C.A. § 54-21-101, et seq., and regulations promulgated thereunder for the control of outdoor advertising.
- (3) Multiple Signing Prohibited.
- (a) A tourist-oriented business offering multiple activities, services and/or products to the public shall not be eligible for separate TODS sign panels for separate portions of the business but only as a single entity.
 - (b) Any tourist-oriented business for which the Department has erected a supplemental guide sign in accordance with Chapter 1680-3-2 of the Rules of the Tennessee Department of Transportation shall not be eligible for participation in the TODS program under this Chapter.
 - (c) A tourist-oriented business for which the Department has erected a logo sign in accordance with Chapter 1680-3-3 of the Rules of the Tennessee Department of Transportation, but which is eligible for a TODS sign under this Chapter, shall not be permitted to have a Logo Program trailblazer sign under Chapter 1680-3-3 at the same intersection.

Authority: T.C.A. §§ 54-5-1301, 54-5-1302, 54-5-1303 and 54-5-1306(d). **Administrative History:** Original rule filed April 8, 1996; effective August 28, 1996. Rule has been assigned a new control number from 1680-11-1-.04 filed and effective February 1, 2003. Repeal and new rule filed August 2, 2005; effective December 29, 2005.

1680-3-4-.05 DESIGN AND CONTENT OF SIGNS.

- (1) TODS Signs and TODS Sign Panels.
- (a) Each TODS sign shall have from one (1) up to a maximum of four (4) TODS sign panels.
 - (b) Each TODS sign panel shall be constructed as follows:
 - 1. It shall have a standard size of sixty inches (60") wide by fifteen inches (15") high;
 - 2. It shall have a white legend and border on a blue background; and
 - 3. It shall have a sign face fabricated from reflective sheeting that meets the Department's Standard Specifications for Road and Bridge Construction, Section 916.06, Type III, which shall be applied to one-tenth inch (0.10") flat sheet aluminum sign blanks conforming to ASTM-B 209 Alloy 6061-T6 or 5052-H38.
- (2) Sign Legend.

The legend on each TODS sign panel, as illustrated in the Appendix to this Chapter (Rule 1680-3-4-.12), shall be designed as follows:

(Rule 1680-3-4-.05, continued)

- (a) It shall have a message block (48" wide by 15" high) identifying the legal name or "doing business as" name of the eligible tourist-oriented business, which message shall be in upper case letters and shall not exceed two (2) lines nor more than fifteen (15) characters per line (including all letters, symbols and spaces);
 - (b) It shall have a directional information block (12" wide by 15" high) with an arrow pointing in the direction of the turn and a number stating the distance (to the nearest tenth of a mile) to the identified business, which block shall appear on the left side of the panel for left-turn businesses and on the right side of the panel for right-turn businesses; and
 - (c) All letters and numerals in the legend shall be four inches (4") in height.
- (3) Content.

The content of the legend on each TODS sign panel shall be limited to the business identification and directional information described above in this rule. The legend shall not include any type of business logo or any form of promotional advertising.

- (4) Trailblazer Signs.

Any trailblazer sign erected on a local road to indicate the need for an additional turn to reach a tourist-oriented business shall display the same business name as shown on the TODS sign panel installed on the state highway, and it shall display a directional arrow and the distance to the business at the turn. The trailblazer sign shall meet the same specifications and standards described above in this rule for TODS sign panels.

Authority: T.C.A. § 54-5-1303. **Administrative History:** Original rule filed April 8, 1996; effective August 28, 1996. Rule has been assigned a new control number from 1680-11-1-.05 filed and effective February 1, 2003. Repeal and new rule filed August 2, 2005; effective December 29, 2005.

1680-3-4-.06 CRITERIA FOR SIGN LOCATION AND PLACEMENT.

- (1) Location of TODS Signs.

The location criteria for erecting TODS signs are as follows:

- (a) The Department will erect TODS signs along state highways, including conventional highways and expressways, at intersections with local roads where highway users will turn to reach eligible tourist-oriented businesses that have qualified to participate in the TODS program in accordance with Rule 1680-3-4-.07 below.
- (b) The Department will not erect TODS signs on freeways (including ramps) or at interchanges on expressways (including ramps), or on any scenic highway or parkway that is not eligible for TODS program signing under the provisions of Tennessee Code Annotated, Title 54, Chapter 17, Parts 1 and 2.
- (c) The Department will not erect a new TODS sign on any state highway within the limits of an incorporated municipality having a population of 5,000 or more according to the most recent decennial census of the United States Bureau of Census. TODS signs shall not be erected outside of such a municipality for a tourist-oriented business within the limits of such a municipality.

(Rule 1680-3-4-.06, continued)

- (d) In addition, the Department will not erect a new TODS sign, or renew an existing TODS sign, on any state highway within any incorporated municipality without the prior written consent of the municipal government. This written consent must be obtained by the tourist-oriented business seeking to qualify for participation in the TODS program, as provided in Rule 1680-3-4-.07 below, or by a tourist-oriented business seeking to renew participation in the TODS program, as provided in Rule 1680-3-4-.08(3) below.
 - (e) At intersections where TODS signs may be erected, the Department will erect TODS signs for each direction of travel along the state highway. Generally, the Department will erect a separate TODS sign for each direction of turn in each direction of travel, unless the Department decides to erect only one TODS sign in each direction of travel as provided in subparagraph (2)(e) of this rule.
 - (f) TODS signs should be located at least two hundred feet (200') in advance of the intersection, and they should be spaced at least two hundred feet (200') from another TODS sign or any other traffic control sign.
 - (g) The location of other traffic control devices, including regulatory, warning and guide signs, shall take precedence over the location of TODS signs.
- (2) Installation and Placement of TODS Sign Panels.

The criteria for installing and placing TODS sign panels are as follows:

- (a) No more than four (4) TODS sign panels shall be installed on any one TODS sign.
- (b) Subject to space limitations, the Department will install one TODS sign panel for a qualified tourist-oriented business on a TODS sign in each direction of travel at the intersection that provides the shortest eligibility distance to that business.
- (c) In the Department's discretion, a second set of TODS sign panels may be installed for a qualified tourist-oriented business at an additional intersection on a second state highway, but only if the second set of TODS sign panels does not prevent another qualified tourist-oriented business from obtaining a first set of TODS sign panels at that intersection.
- (d) TODS sign panels for qualified tourist-oriented businesses shall be grouped by direction of turn. The placement of TODS sign panels on TODS signs will be as follows, except as provided in subparagraph (2)(e) of this rule:
 - 1. All qualified tourist-oriented businesses that can be reached by turning left will be placed on the TODS sign farthest from the intersection in each direction of travel.
 - 2. All qualified tourist-oriented businesses that can be reached by turning right will be placed on the TODS sign nearest to the intersection in each direction of travel.
 - 3. On each TODS sign, the TODS sign panels for each qualified tourist-oriented business will be placed in order of eligibility distance, with the business having the shortest eligibility distance at the top and the business with the greatest eligibility distance at the bottom.
- (e) If there are not more than four (4) TODS sign panels to be installed for each direction of travel at an intersection, the Department may choose to erect only one TODS sign for each direction of travel. In such case, the TODS sign panels for qualified tourist-oriented businesses that can be reached by turning left will be installed at the top of the TODS sign, in order of eligibility

(Rule 1680-3-4-.06, continued)

distance from shortest to greatest, and the TODS sign panels for businesses that can be reached by turning right will be installed below, in order of eligibility distance from shortest to greatest.

- (f) Where a trailblazer sign is required to reach a tourist-oriented business, the Department will not install a TODS sign panel for that business until the business has erected the trailblazer sign in accordance with paragraph (3) of this rule.

(3) Trailblazer Signs.

The criteria for erecting trailblazer signs on local roads are as follows:

- (a) If it is necessary to erect a trailblazer sign on a local road to indicate the need for an additional turn to reach a tourist-oriented business, it shall be the responsibility of the business to erect the trailblazer sign.
- (b) No trailblazer sign may be erected on any local road within the limits of an incorporated municipality having a population of 5,000 or more according to the most recent decennial census of the United States Bureau of Census.
- (c) The erection of a trailblazer sign on any local road shall be subject to the approval of the local government having jurisdiction over the road. It shall be the responsibility of the tourist-oriented business to obtain the written approval of the local government for the trailblazer sign and to provide a copy of this approval to the Department before the Department will install a TODS sign panel for the business on a state highway.

Authority: T.C.A. §54-5-1303. **Administrative History:** Original rule filed April 8, 1996; effective August 28, 1996. Rule has been assigned a new control number from 1680-11-1-.06 filed and effective February 1, 2003. Repeal and new rule filed August 2, 2005; effective December 29, 2005.

1680-3-4-.07 APPLICATION FOR PARTICIPATION IN PROGRAM.

(1) Application.

To qualify for participation in the TODS program, an eligible tourist-oriented business must complete an application, including business identification and directional information, on a form provided by the Department. The application form may be obtained from and shall be submitted to the following:

Tennessee Department of Transportation
 Maintenance Division, TODS Program
 Suite 400, James K. Polk Building
 505 Deaderick Street
 Nashville, Tennessee 37243
 Telephone: (615) 741-2027

Or through the Department's website, as follows:

www.tdot.state.tn.us/Chief_Engineer/assistant_engineer_operations/maintenance/TODSProgram

(2) Additional Requirements.

- (a) The business shall provide to the Department an affidavit and/or such other evidence as the Department may reasonably request to demonstrate that the major portion of the business's income or visitors are derived during its normal business season from highway users residing outside the immediate area of the business.

(Rule 1680-3-4-.07, continued)

- (b) The business shall obtain and submit to the Department all required written approvals from local governments for erecting TODS signs within an incorporated municipality and/or trailblazer signs on local roads, as provided in Rule 1680-3-4-.06.
- (c) The business shall, as part of its application, agree to hold the State of Tennessee, the Department and its officers, employees, representatives, contractors and/or agents harmless for any loss of business that may be caused by any damage to or removal of a TODS sign, TODS sign panel or trailblazer sign as a result of highway construction, highway maintenance or any other reason.
- (d) The business shall tender the payment of all fees as required in Rule 1680-3-4-.09 below.

Authority: T.C.A. §54-5-1303. **Administrative History:** Original rule filed April 8, 1996; effective August 28, 1996. Rule has been assigned a new control number from 1680-11-1-.07 filed and effective February 1, 2003. Repeal and new rule filed August 2, 2005; effective December 29, 2005.

1680-3-4-.08 ADDITIONAL CONSIDERATIONS FOR PARTICIPATION.

(1) Availability of Space.

The Department's approval of a tourist-oriented business's application for participation in the TODS program is subject to the availability of space as follows:

- (a) The Department will approve the application only if there is space available to install TODS sign panels for the business as provided in Rule 1680-3-4-.06 above.
- (b) When more than one eligible tourist-oriented business applies for participation in the TODS program at an intersection where there is not sufficient space to install TODS sign panels for more than one business, the Department will award installation:
 1. To the business from which the Department first received a qualified application, or
 2. If the Department received more than one qualified application on the same date, the Department will award installation to the business with the greatest eligibility distance.
- (c) The Department shall refund payment of the Initial Permit Fee (but not the Application Fee), as established in Rule 1680-3-4-.09 below, to a tourist-oriented business whose application for participation in the TODS program has been denied based on insufficient space in accordance with subparagraph (b) above.
- (d) Where, because of insufficient space, the Department has denied an eligible tourist-oriented business's application for a TODS sign panel at the intersection providing the shortest eligibility distance, the Department may approve an application by that business for a TODS sign panel at another intersection having a greater eligibility distance where space is available if, in the judgment of the Department, the signing would provide suitable directional information to highway users.

(2) Seasonal Businesses.

A tourist-oriented business that is open to the public only on a seasonal basis rather than year-round may qualify for participation in the TODS program subject to the following additional considerations:

- (a) In its application to the Department, the business must provide a schedule of its regular seasonal dates of operation when it is open to the public.

(Rule 1680-3-4-.08, continued)

- (b) The business shall pay an additional Seasonal Business Fee each year, as provided in Rule 1680-3-4-.09 below, for the placement and removal of a “Closed” placard over the directional information portion of the TODS sign panel, or for the temporary removal and storage and reinstallation of the TODS sign panel, during the seasons of the year when the business is closed to the public. This additional fee shall be payable to the Department with the business’s initial application for participation in the TODS program and with each annual renewal of participation.
- (3) Annual Renewal of Participation.
- (a) After the Department has approved an application to participate in the TODS program, the qualifying tourist-oriented business may continue to participate in the program on a renewable annual basis thereafter so long as the business remains in compliance with the provisions of this Chapter and pays all applicable fees in accordance with Rule 1680-3-4-.09.
 - (b) The annual term shall begin on the date the Department installs the business’s TODS sign panels on a state highway and shall expire on the anniversary of that date each year thereafter unless timely renewed by payment of all applicable renewal fees.
 - (c) The applicable annual renewal fees are due thirty (30) days prior to the expiration of the annual term.
- (4) Inspections.

The Department may inspect a tourist-oriented business at any time after the business has made application for participation in the TODS program to assure that the business meets all eligibility requirements or other requirements to qualify for continuing participation in the TODS program.

Authority: T.C.A. §§ 54-5-1303 and 54-5-1306. **Administrative History:** Original rule filed April 8, 1996; effective August 28, 1996. Rule has been assigned a new control number from 1680-11-1-.08 filed and effective February 1, 2003. Repeal and new rule filed August 2, 2005; effective December 29, 2005.

1680-3-4-.09 FEES.

(1) Standard Fees.

To cover the cost of erecting signs and administering the TODS program, each participating tourist-oriented business shall pay the Department the following fees:

- (a) Application Fee \$25.00
- (b) Initial Permit Fee (per TODS sign panel) \$200.00
- (c) Annual Renewal Fee (per TODS sign panel) \$50.00

(2) Special Fees.

In addition, a participating tourist-oriented business shall pay the Department the following fees as applicable to that particular business:

- (a) Seasonal Business Fee (annually per TODS sign panel) \$50.00
- (b) Replacement Fee (per TODS sign panel replaced or changed) \$200.00

(Rule 1680-3-4-.09, continued)

(3) Additional Notes.

- (a) Fees will not be pro-rated based on the seasonal closing of any business.
- (b) Fees will not be reimbursed if a business closes during an annual term or if TODS sign panels are removed by the Department based on a violation of the provisions of this Chapter.

Authority: T.C.A. §54-5-1303. **Administrative History:** Original rule filed April 8, 1996; effective August 28, 1996. Rule has been assigned a new control number from 1680-11-1-.09 filed and effective February 1, 2003. Repeal and new rule filed August 2, 2005; effective December 29, 2005.

1680-3-4-10 MAINTENANCE AND FINANCIAL RESPONSIBILITY.

(1) TODS Signs and TODS Sign Panels.

- (a) The Department will install all TODS signs and TODS sign panels on state highway rights-of-way, subject to the payment of all required fees by participating tourist-oriented businesses.
- (b) Each participating tourist-oriented business shall be responsible for the cost of replacing TODS sign panels that have been damaged or destroyed by acts of vandalism, natural causes or accidents. When it is necessary to replace a sign, the Department will assess, and the participating tourist-oriented business shall pay, the required Replacement Fee, as provided in Rule 1680-3-4-.09.

(2) Trailblazer Signs.

When trailblazer signs are required on local roads to provide directional information to a participating tourist-oriented business, it shall be the responsibility of each business to install and maintain the necessary trailblazer signs, at its own expense, subject to the approval of the local government having jurisdiction over the local road where the sign is to be located.

(3) Loss of Business.

The Department shall have no liability for any loss of business that may result because a TODS sign panel is, for any reason, temporarily absent from a TODS sign on a state highway.

Authority: T.C.A. §54-5-1303. **Administrative History:** Original rule filed April 8, 1996; effective August 28, 1996. Rule has been assigned a new control number from 1680-11-1-.10 filed and effective February 1, 2003. Repeal and new rule filed August 2, 2005; effective December 29, 2005.

1680-3-4-11 REVOCATION OF PARTICIPATION IN TODS PROGRAM.

(1) Grounds for Revocation.

The Department may revoke the privilege of participation in the TODS program if it finds that any participating tourist-oriented business:

- (a) Has made a false, deceptive or fraudulent statement in its application or in any other information submitted to the Department;
- (b) Engages in any deceptive or fraudulent business practice;
- (c) Fails to pay any required fee on a timely basis;

(Rule 1680-3-4-.11, continued)

- (d) No longer meets the eligibility requirements set forth in this Chapter;
 - (e) Ceases to operate as a business on a continuing basis in accordance with the schedule submitted to the Department in its application; or
 - (f) Alters or modifies any TODS sign or TODS sign panel erected or installed by the Department.
- (2) Procedure for Revocation.

The procedures for revocation are as follows:

- (a) Prior to revoking the privilege of participating in the TODS program, the Department will notify the tourist-oriented business in writing of the grounds for the proposed revocation. The notice will be sent by certified and regular mail. Notices sent by regular mail will be presumed to have been received by the business within three (3) business days after mailing.
- (b) Within fifteen (15) days after receipt of the notice to correct the condition(s) cited as the ground(s) for the proposed revocation, the business shall either:
 - 1. Correct the condition(s) cited as ground(s) for the proposed revocation, and provide sufficient written proof thereof to the satisfaction of the Department, or
 - 2. If the business denies the cited ground(s) for the proposed revocation, the business shall deliver a written response to the Department stating in detail the bases for the denial and requesting a hearing before the Commissioner or the Commissioner's designee.
- (c) If the business fails to correct the cited ground(s) for revocation or fails to respond within fifteen (15) days, the Department will send the business a written notice of revocation and remove all TODS sign panels for that business from the state highway rights-of-way.
- (d) If the business requests a hearing, an informal hearing will be held before the Commissioner or the Commissioner's designee to consider the matter. The decision of the Commissioner or the Commissioner's designee shall be made in writing to the business and shall be final.

Authority: T.C.A. §54-5-1303. **Administrative History:** Original rule filed April 8, 1996; effective August 28, 1996. Rule has been assigned a new control number from 1680-11-1-.11 filed and effective February 1, 2003. Repeal and new rule filed August 2, 2005; effective December 29, 2005.

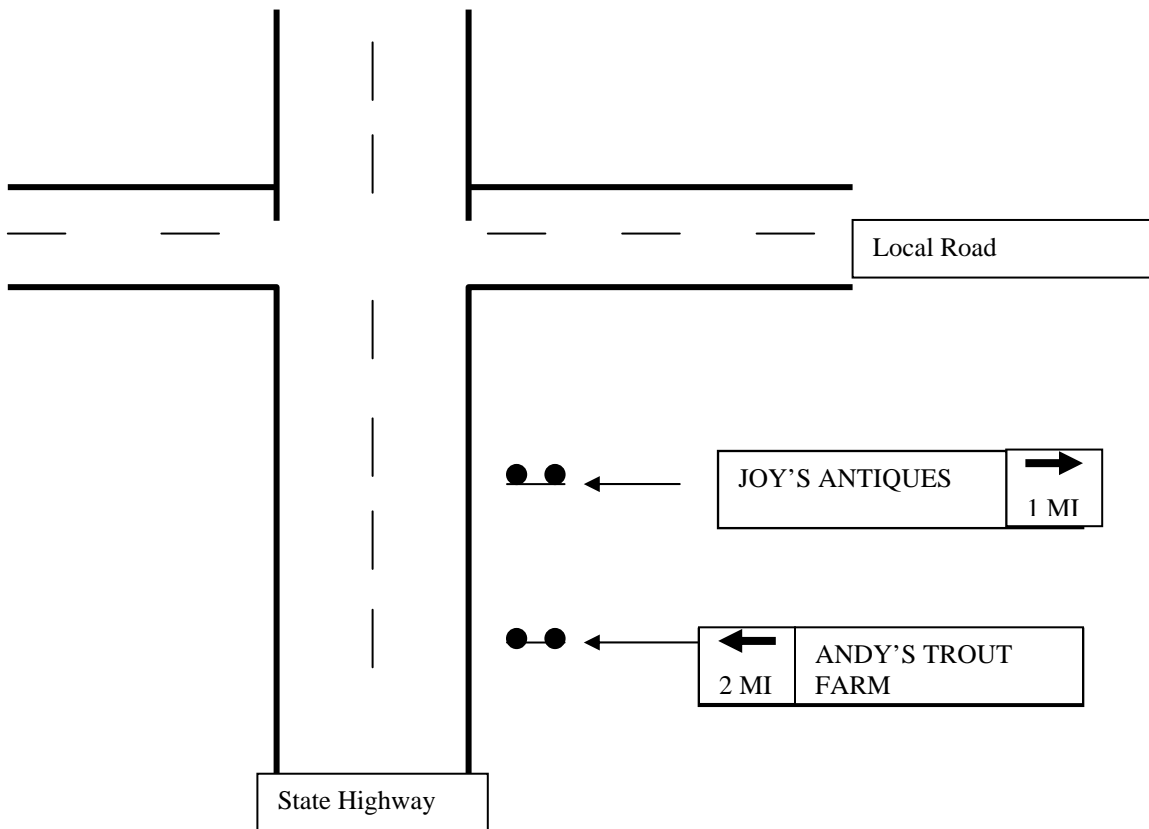
1680-3-4-.12 APPENDIX.

Figure 1. Typical sign layout for TODS

Authority: T.C.A. §54-5-1308. **Administrative History:** Original rule filed April 8, 1996; effective August 28, 1996. Rule has been assigned a new control number from 1680-11-1-.12 filed and effective February 1, 2003. Repeal and new rule filed August 2, 2005; effective December 29, 2005.

1680-3-4-.13 REPEALED.

Authority: T.C.A. §54-5-1301(b). **Administrative History:** Original rule filed April 8, 1996; effective August 28, 1996. Rule has been assigned a new control number from 1680-11-1-.13 filed and effective February 1, 2003. Repeal filed August 2, 2005; effective December 29, 2005.