Flowchart for Acquiring or Relocating Off-Premise Signs

**Nonconforming Signs**

if sign is nonconforming, compensation is paid under s. 84.30 as part of the real estate parcel acquired. unit rule applies and appraisal will include sign site. sign structure must be acquired.

**Conforming Signs**

conforming signs can usually be realigned on same property or relocated elsewhere. wisdot pays for move. if relocation results in loss of a sign site, wisdot pays compensation. if structure is not relocated, wisdot pays lesser of cost of moving the structure or depreciated reproduction cost of structure. wisdot may choose to acquire all interests under eminent domain.

Impacted by Highway Development Projects

[Revised March 16, 2016]

is sign legal under local ordinances?

is sign conforming under local ordinances?

**~ START ~**

does sign conform to wis stat s. 84.30?

has sign been illegally erected or maintained in violation of s. 84.30 or ch. trans 201?

can sign be realigned on same site?

**get legal help**

consider:

(1) declaratory judgment;

(2) compensation; (3) mandamus;

(4) acquire

is removal order upheld?

can sign be realigned on same site?

is sign legal under local ordinances?

do locals ask wisdot to acquire sign?

can sign be realigned to conforming location on the same parcel? [can’t use s. 84.30(5r) realignment because sign does not conform to s. 84.30 (See REPM 10.3.2)

can sign be relocated to another site?

remove sign under police power; no compensation for sign site or structure

did owner relocate sign?

is removal order upheld?

is removal order upheld?

acquire real estate including sign and sign site under ss. 32.05 and 84.30(5r); unit rule applies; locals pay cost of sign acquisition to extent it exceeds expected relocation costs

if no agreement on compensation and sign is nonconforming under s. 84.30, either party can institute action to determine compensation under s. 32.05 (via s. 84.30(8))

acquire real estate, including sign site, under unit rule; acquire sign structure with property or pay relocation assistance for structure under adm 92.64

removal by locals under police power; no compensation for sign site or structure

pay sign structure relocation assistance according to adm 92.64; if sign is moved to different parcel, acquire sign site with real estate as unit

removal by locals under police power; no compensation for sign site or structure

acquire real estate under 32.05 and acquire sign site and structure under s. 84.30 (6), (7) and (8); use one appraisal that applies unit rule

did owner realign sign?

does owner realign sign on same site?

acquire real estate, but not sign site nor structure. moving costs for realignment available to sign owner under s. 32.195(4).

**\*KEY\***

Yes

No

Follow

landowners can appeal compensation for conforming sign under s. 32.05 and relocation under s. 32.20 (appeal under s. 84.30(8) if sign is nonconforming)

pay actual costs to move sign; no damage to sign site, so sign site not acquired

pay for sign structure under adm 92.64(4); no damage to sign site, so sign site not acquired; owner could move sign

notify sign coordinator to update oasis database

© 2016, Wis. Dept. of Transportation