



Missouri Highways and Transportation Commission Policies

Category: HIGHWAYS
Subcategory: Right-of-Way
Sub-Subcategory: Easements and Leases

LEASE OF EXCESS COMMISSION PROPERTY

Authority to Lease Excess Commission Property

Property not immediately required for highway construction and not shown on any existing plans for construction may be used by others upon execution of a lease approved as to form by the Chief Counsel.

Authority to Execute Lease/License Agreements

In those cases where MHTC is the lessor granting temporary use of MHTC real property to another party, other than transactions covered by permits (driveway, excavation, etc.), the Lease, Airspace License, or other agreement for use of real property and appurtenances may be executed by the Director, Chief Engineer, Chief Financial Officer, Assistant Chief Engineer, State Design Engineer, or Right-of-Way Director.

Outdoor Advertising Provisions

The following provisions pertain to installation of outdoor advertising signs on property leased from the Commission:

1. On excess property lying outside right-of-way limits as indicated on the plans, a lessee may erect and maintain only those signs reasonably adequate to advise the public of the type of services being rendered thereon by the lessee or to indicate appropriate entrance or exit.
2. No outdoor advertising sign or structure is to be permitted on leased premises which constitute a portion of the right-of-way unless the sign is specifically authorized in the individual lease involved.
3. Leases will contain appropriate provision for the approval of advertising by Commission's representatives.
4. All leases will contain requirement for the removal of all signs or structures, at the expense of the lessee, at the termination of the lease.

Effective Date: November 7, 2013

Supersedes Policy Dated: April 3, 2012 – EOD, Paragraph E8

Last Reaffirmed:

Date of Origin:

Date of Origin: July 8, 1971 – Outdoor Advertising on Leased Property Held by Commission

Related Commission Actions: April 15-16, 1941; August 13, 1946 – Farm Leases; December 19, 1969; November 18, 1970-Pre-Construction Rental Agreements; July 8, 1971-Outdoor Advertising; May 6, 1996 – Post Construction Right of Way Leases; January 12, 2011-EOD; April 3, 2012-EOD; November 7, 2013 – Comprehensive Policy Review.