



May 28, 2020

Byers Outdoor Advertising
Attn: Mark Byers
3008 S Quaker Ave
Tulsa OK 74114

New Sign Application No. 7727
West side of US-69, Pittsburg County
Property Owner: The Delores M. DeFrangé Rev. Tr.

Dear Mr. Byers:

The enclosed documents have been processed and the above-referenced application has been rejected due to the proposed location being within 1000 feet of a registered sign location (Registration No. 13098 is approximately 386 ft. This is a Byers Outdoor sign.)

Title 69 O.S. § 1275 (3)(c), requires 1000 ft. spacing between registered signs located adjacent to interstate and freeway primary facilities.

We are returning your application and other pertinent documentation.

We are sorry that we cannot issue a permit at this time. Please contact our office if you would like to discuss this matter or feel that these findings are incorrect. Our telephone number is (405)521-3005.

Respectfully,

Barbara Hoppes

Barbara Hoppes
Transportation Manager
Outdoor Advertising Control Branch

BH/td

Enclosures

**OKLAHOMA DEPARTMENT OF TRANSPORTATION
APPLICATION FOR SIGN REGISTRATION & PERMIT
(See back of form for instructions.)**

FOR OFFICIAL USE ONLY		
MGR. INITIALS <i>BYL</i>	OWNER NO. <i>2264</i>	REG. NO.
FEE AMOUNT \$100.00	APPLICATION NO. <i>7727</i>	SIGN FILE NO.

OAC MAR 10 2020

Part I - SIGN OWNER INFORMATION

101 Applicant's Name: *Byers Outdoor Advertising LLC* 102 Address: *3008 S. Quaker Ave*
 103 City: *Tulsa* 104 State: *OK* 105 Zip Code: *74114*
 106 Telephone No. *918 636-7493* 107 Fax No. *(-)* 108 Email Address: *byersoutdoor@mac.com*

Part II - LOCATION OF SIGN SITE

201 Located on Hwy.: *Hwy 69* 202 Side of Hwy.: *W* 203 County Name: *Pittsburg* 204 City Name: *Krebs*
 205 Nearest Intersecting Hwy.: *US 270* 206 Direction from Intersection: *N* 207 Distance from Intersection: *.4* 208 Distance from Right-of-Way: *10'*
 GPS Coordinates: Latitude: *34.934561* Longitude: *-95.736627*

Part III - LAND OWNER INFORMATION (No. Assigned: *17153*)

301 Land Owner's Name: *The DeLores M. DeFrance Revocable Trust* 302 Address: *P.O. Box 124*
 303 City: *Krebs* 304 State: *OK* 305 Zip Code: *74554*
 306 Telephone No. *918 429-8001* 307 Have you enclosed proof of land use consent? YES NO

Part IV - PHYSICAL DESCRIPTION OF SIGN

401 DIMENSIONS: Height of Facing: *10'* ft. Width of Facing: *40'* ft. Overall Height Above Ground: *65'* ft.
 (Cannot exceed 25 ft.) (Cannot exceed 60 ft.) (No limit by state)
 402 TYPE OF SIGN: Single Side-by-Side Stacked V-Type Back-to-Back Tri-Vision (Rotating Slats)
 (Cannot exceed 30 ft.)
 403 NO. OF PANELS: *4* 404 WILL SIGN BE ILLUMINATED? YES NO If yes, will it be an LED/digital display? YES NO
 (Advertising Displays)

Part V - ZONING AND COMMERCIAL/ INDUSTRIAL QUALIFICATIONS (One of these options is required for Class A Permit. However if applying for a Class C (Informational) Permit, this section does not apply.)

ZONED AREA ONLY 501 - Is proposed location zoned? YES NO (If answer is no, then go directly to Item 505.)
 502 - What is the zoning designation? *Commercial*
 (Must be some type of commercial, industrial or business designation.)
 503 - Who is the zoning authority? *City of Krebs*
 504 - If the area is zoned, a Zoning Confirmation from must be completed and attached. (Form OAC Z-504 or its equivalent.)

UNZONED AREA ONLY 505 - Is proposed location within 600 ft. of a conforming business? (Refer to OAC §730:35-5-12[a][2]) YES NO
 506 - What is the name of the business?
 507- Please attach a diagram depicting the layout of the business and the proposed sign site.

Part VI - ACKNOWLEDGMENT

Have you read all of the statutes and regulations pertaining to outdoor advertising control? YES *69-61-03 Div 2*

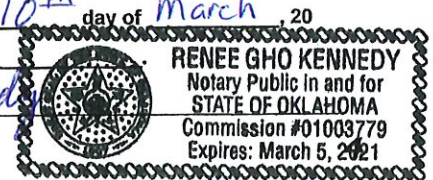
REMARKS: Inspector *TD*
Pre-review:

STATE OF: *Oklahoma* §
 County of: *Tulsa*
C. Mark Byers being of lawful age and first duly sworn upon oath deposes and states the following:

I, on behalf of myself (or) as authorized representation of the organization listed above as Applicant, so attest that I have read the foregoing information and that the facts set out therein are true and correct to the best of my knowledge and belief.

[Signature]
 Signature of Applicant or Representative

NOTARY PUBLIC:
 Subscribed and sworn to me this *10th* day of *March*, 20
 My commission expires:
Renee Gho Kennedy
 Signature of Notary



CONFIRMATION OF ZONING

(Must be completed for each zoned location)

Name of Applicant: Byers Outdoor Advertising, LLC

Description of Property: West Side of Hugel N/O Van Buren Rd.
Intersection

In the Corporate Limits of: Krebs, OK
(If not inside the corporate limits of any town or city write none.)

◆ The remainder of this form must be completed by the proper zoning authority. ◆

1. What is the zoning designation of the above-referenced property?*
2. Does your city/county have a comprehensive zoning/development plan?
3. If yes, does the above-referenced property's zoning designation meet with the plan guidelines?
4. Was this zoning designated within the last two years?

Commercial

Yes No

Yes No NA

Yes No (If yes, a copy of the zoning application and the approved documentation must be attached.)

City of Krebs
Name of Authority (City, County etc.)

918 470 2487
Telephone No.

Ed Klink
Printed Name of Official

City Superintendent
Title

Ed Klink
Signature of Official

2-27-20
Date

*If the zoning designation is PUD, SPUD or Corridor, a copy of the approved plan must be submitted with application.

(Notice: Completion of this form does not constitute official permission or clearance from any local government - this form is solely for the purpose of zoning verification to be used by the Oklahoma Department of Transportation.)

2-20-20

Letter of Consent

This letter of consent allows Byers Outdoor Advertising, L.L.C. to build and maintain a billboard on our property located in the city of McAlester, Ok.

Address: Small Parcel of Land
West Side of Hwy 69, Ok.

Sincerely,

Print name: [Signature] Co-owner

Date: 2/20/2020

APPOINTMENT OF TRUSTEE
OF THE DOLORES M. DEFRANGE REVOCABLE TRUST

STATE OF OKLAHOMA)
)ss.
COUNTY OF PITTSBURG)

The undersigned, being of lawful age, being first duly sworn upon oath, deposes and states:

1. Affiant is Grantor (Trustor) of The Dolores M. DeFrange Revocable Trust, a revocable living trust established on June 24, 1997, by affiant.
2. Pursuant to Section 9.1 and 9.2 of the aforementioned trust, the Trustor names Dolores M. DeFrange as trustee to begin serving as trustee of said trust immediately upon executing written acceptance of trusteeship of this trust. Trustor also names Bryan G. DeFrange as Successor Trustee to serve as Trustee in the event Dolores M. DeFrange is unwilling or unable to serve as Trustee.
3. It is the intention of Trustor that this naming of Dolores M. DeFrange is to replace and supersede previous appointments of all other trustees and successor trustees of said trust, including The First National Bank & Trust Company of McAlester, Oklahoma. Said prior trustees are instructed to turn over all estate, title, powers, duties, and operations of The Dolores M. DeFrange Revocable Trust immediately upon receiving notice of Dolores M. DeFrange's written acceptance as Trustee of The Dolores M. DeFrange Revocable Trust.

Dolores M. DeFrange
Dolores M. DeFrange, Grantor and
Trustor of The Dolores M. DeFrange
Revocable Trust

Subscribed and Sworn to before me this 24th day of July, 2006, by Dolores M. DeFrange, known to me personally.

Arnada K. Sims
NOTARY PUBLIC

My Commission Expires
4-23-08
SIRMANS
PITTSBURG CO. OKLAHOMA
#16
3147

ACCEPTANCE AS TRUSTEE BY DOLORES M. DEFRANGE OF THE DOLORES M. DEFRANGE REVOCABLE TRUST

STATE OF OKLAHOMA)
)ss.
COUNTY OF PITTSBURG)

Dolores M. DeFrang, of lawful age, being first duly sworn upon oath, deposes and states:

- 1. Affiant acknowledges receipt of the written notice of appointment of trustee executed by Dolores M. DeFrang on July 24, 2006, with regard to the Dolores M. DeFrang Revocable Trust, which appointment names Affiant trustee of said trust to begin serving immediately upon written acceptance of said appointment.
2. Affiant hereby accepts said appointment and consents to serve as first successor trustee of the Dolores M. DeFrang Revocable Trust.

Dolores M. DeFrang
Dolores M. DeFrang, Trustee of The
Dolores M. DeFrang Revocable Trust

Subscribed and sworn to before me this 24th day of July 2006, by Dolores M. DeFrang.

Amanda K. Sirmas
NOTARY PUBLIC



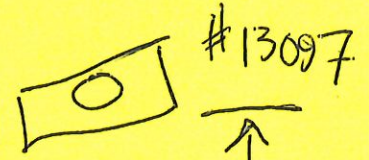
NT ↑

Krebs, Dr.

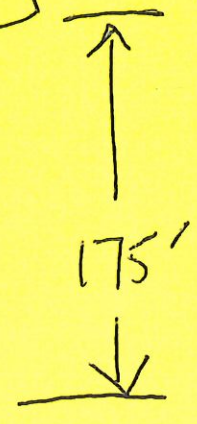
New location



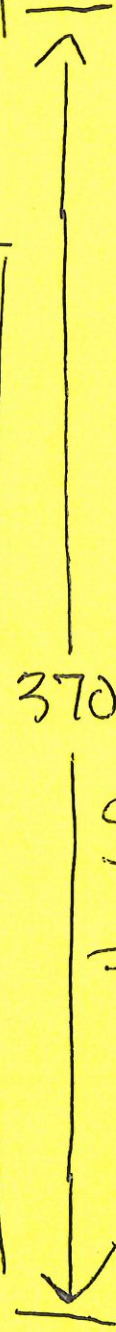
Van Buren Ave.



#13097



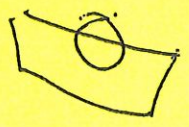
175'



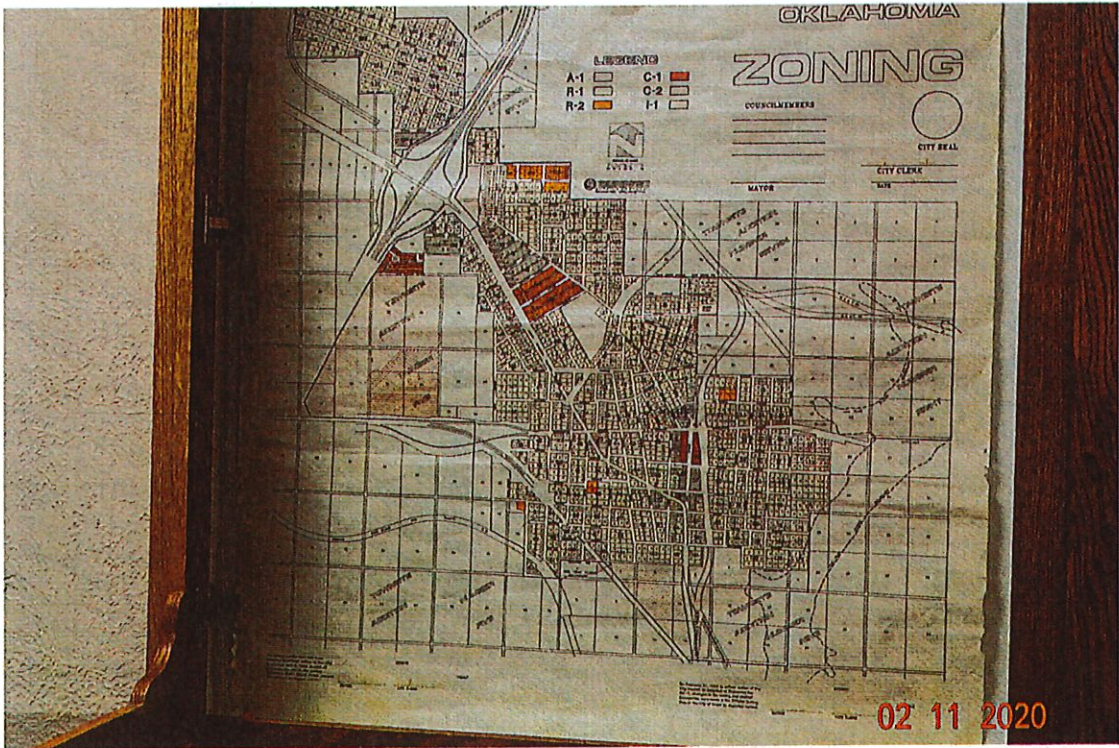
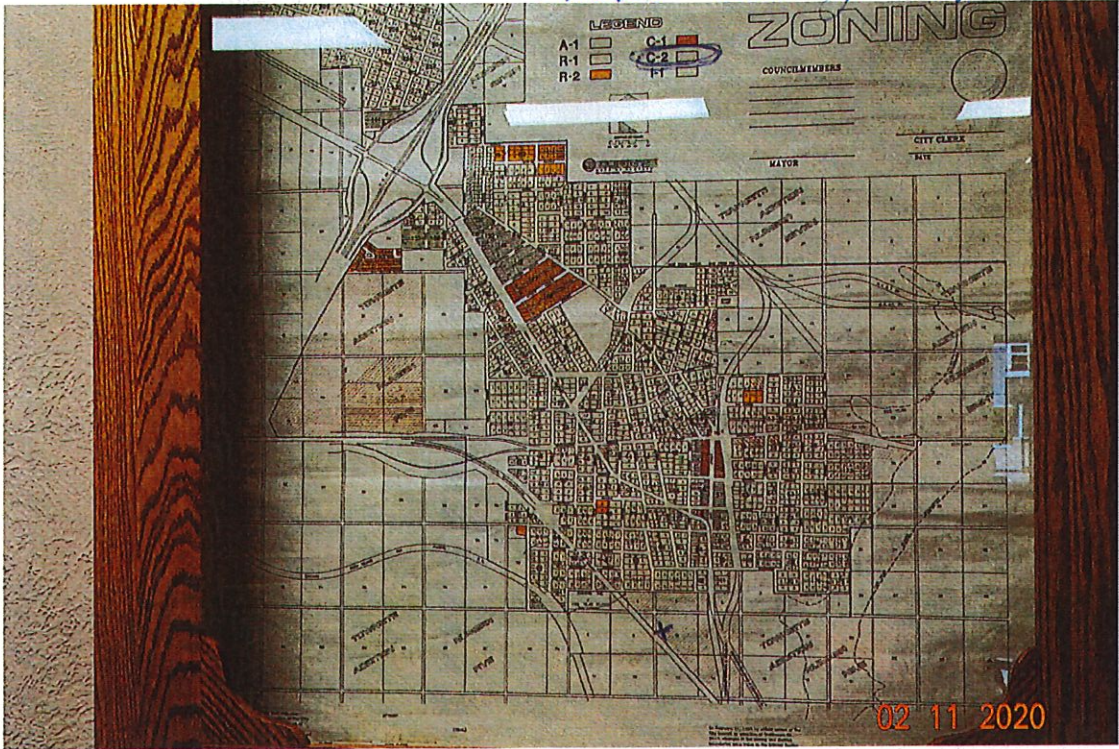
370'

Aug 69

#13098



Krebs Zoning map



FIELD CHECKLIST FOR PERMIT APPLICATIONS

APP.NO: 7727 REFERENCE NO: _____ DATE: 5-4-2020 INSPECTOR: T. Davis

COUNTY: Pittsburg DIVISION: 2 HIGHWAY: 69 SIDE OF HIGHWAY: W D or U

CITY: McAlester CONTROL SECTION: 69-61-03 R/W: 60'

BRIEF LOCATION DESCRIPTION: .41 miles North of US-270

LEGAL DESCRIPTION: _____ SECTION: 5 TWN.: S N RANGE: 15 E

LATITUDE: 34.934628 LONGITUDE: -95.736693 AERIAL SHT.: _____

TYPE OF ZONING: C-1 Questionable FORM OF VERIFICATION: City of Krebs.

(If proposed location is zoned, the inspector will need to complete a Zoning Review form at this time.)

CIRCLE YES OR NO FOR THE FOLLOWING IN ALL LOCATIONS:

- YES NO W/I 500 FT. OF A PLAYGROUND
 - YES NO W/I 500 FT. OF A CEMETERY
 - YES NO W/I 500 FT. OF A PUBLIC FOREST
 - YES NO W/I 500 FT. OF A PARK (Name of Park & Distance: _____)
- YES NO OTHER REGISTERED SIGNS: Ramp Controlled.
- Sign No. 13098 Distance & Dir. 386'
- Sign No. _____ Distance & Dir. _____
- Sign No. _____ Distance & Dir. _____

OUTSIDE INCORPORATED MUNICIPALITY ON AN INTERSTATE/FREEWAY: N/A

YES NO W/I 500 FT. OF AN ACCESS RAMP (Distance: _____)

YES NO W/I 500 FT. OF A REST AREA OR WEIGH STATION (Distance: _____)

IN UNZONED COMMERCIAL OR INDUSTRIAL AREA ONLY: N/A

COMMERCIAL OR INDUSTRIAL ACTIVITY(S): _____

IS ACTIVITY WITHIN 600 FT. OF PROPOSED SITE? (If yes, a Business Review form will need to be completed at this time.)

SPACING CHECK LIST FOR UNZONED COMMERCIAL INDUSTRIAL AREA:

- YES NO W/I 500 FT. OF A CHURCH (Name & Distance: _____)
- YES NO W/I 500 FT. OF A SCHOOL (Name & Distance: _____)
- YES NO W/I 500 FT. OF A HISTORICAL BATTLEFIELD (Name & Distance: _____)
- YES NO W/I 500 FT. OF A PUBLIC FOREST PRESERVE? (Name & Distance: _____)
- YES NO W/I 300 FT. OF A RESIDENCE? (If yes, how many? _____)
- YES NO DOES APPLICANT HAVE PROPER RESIDENTIAL CONSENTS?

LANDOWNER(S): _____

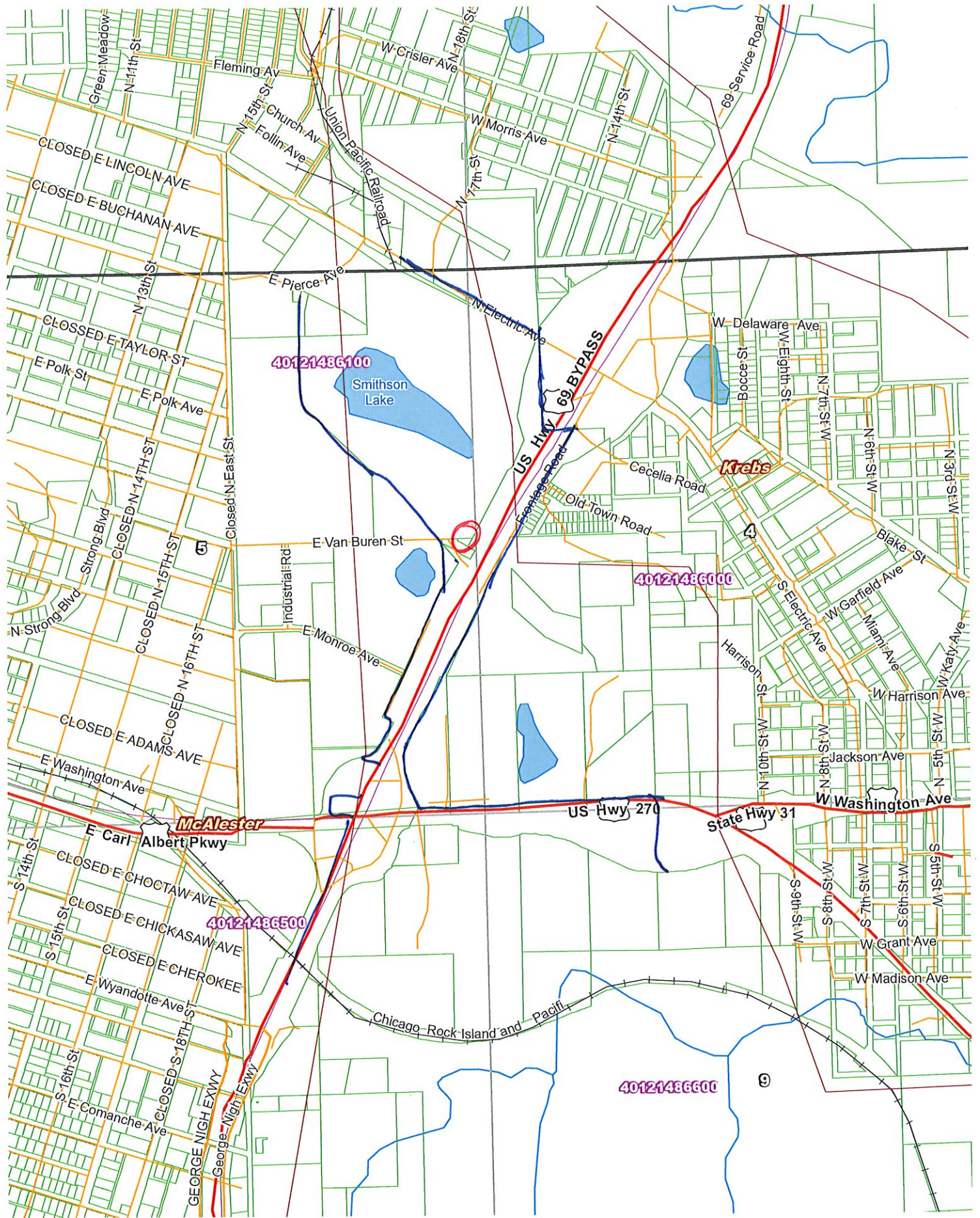
VERIFICATION: _____

HIGHWAY PROJECT CLEARANCE? YES NO If no, describe plan of address or other references: _____

ADDITIONAL COMMENTS: _____

APPROVAL DATE: _____ REG.NO. _____ SIGN FILE NO. _____

REJECTION DATE: _____ REASON FOR REJECTION: _____



40121436100

40121436000

40121436500

40121436600

Krebs

McAlester

Chicago Rock Island and Pacific

US Hwy 69 BYPASS

US Hwy 270

State Hwy 31

Union Pacific Railroad

Chicago Rock Island and Pacific

CLOSED E LINCOLN AVE
CLOSED E BUCHANAN AVE

CLOSED E TAYLOR ST
E Polk St
E Polk Ave

CLOSED N 14TH ST
CLOSED N 15TH ST
CLOSED N 16TH ST

CLOSED E ADAMS AVE
E Washington Ave
E Carl Albert Pkwy

CLOSED E CHOCTAW AVE
CLOSED E CHICKASAW AVE
CLOSED E CHEROKEE

CLOSED S 18TH ST
E Comanche Ave

E Pierce Ave
N 13th St
N 14th St
N 15th St
N 16th St
N 17th St
N 18th St

E Van Buren St
E Monroe Ave

E Wyandotte Ave
E Comanche Ave

W Delaware Ave
W Eighth St
W Tenth St
W Twelfth St
W Fourteenth St
W Sixteenth St
W Eighteenth St
W Twentieth St

W Garfield Ave
W Harrison Ave
W Jackson Ave
W Washington Ave
W Madison Ave

W Grant Ave
W Madison Ave

Chicago Rock Island and Pacific

Chicago Rock Island and Pacific

Chicago Rock Island and Pacific

Chicago Rock Island and Pacific

Chicago Rock Island and Pacific

Owner Information	
DEFRANGE, JIMMY (ETAL)	
270 DEFRANGE DR MCALESTER, OK 74501-0000	
Property Address	

Taxable Market	Assessed Value
Land \$2100	\$231
Improved \$0	\$0
Mobile \$0	\$0
Total \$2100	\$231
Exemptions \$0	
School District 103 Net Assessed \$231	
School Levy \$86.29 Estimated Taxes \$19.93	

Land Information				
Land Use: Rural Ag				
Lots 0	Acres 1.1	SF 0	Width 0	depth 0
Description N/A				

Miscellaneous Structures			
Description	YrBlt	LxW	Units
N/A	0		0
N/A	0		0
N/A	0		0
N/A	0		0
N/A	0		0
N/A	0		0
N/A	0		0
N/A	0		0
N/A	0		0
N/A	0		0

Building No. 29466	Account Number 610057155
Sub Name: TA #5	Block: 000
Lot: 036	Area Name: UNPLATTED CITY TRACTS
Section 5	Township: 05N Range: 15E

Sales Information			
Sale Date 20160919	Sale Price 0	Book/Page 2258/288	\$/SF 0
Grantor: DEFRANGE, DELORES M (TR)			
Sale Date 20160919	Sale Price 0	Book/Page 2258/287	\$/SF 0
Grantor: DEFRANGE, DELORES M (TR)			
Sale Date 00000000	Sale Price 0	Book/Page 0/0	\$/SF 0
Grantor:			

Mobile Home Information	
Serial No.	
Make	
Tag No.	LxW x

Building Elements	
Type N/A	
Style N/A	
Design N/A	Interior Finish N/A
Quality N/A	
Condition N/A	
Roof N/A	N/A
Exterior Wall N/A	N/A
Foundation N/A	Fireplace N/A
Heat N/A	Air N/A
Beds 0	Baths 0
Garage N/A	Total Rooms 0
Porch N/A	Garage SF 0
Basement N/A	Porch SF 0
Year Built 0	Basement SF 0
Square Footage 0	Eff Year Built 0
	Year Remodeled 0

Commercial Elements		
Stories N/A	Story Height 00	Perimeter 0000
Units 0	Rent 000	
Class Description N/A		

1516-00-000-036-0-036-05 - TWO TRACTS IN L 36 TOWNSITE ADD #5 TR #1 DESC AS: A TR OF LAND CONTG .94 ACRES M/L DESC AS: BEG @ A PT ON W LN L 36 46.63' S01 32 40E FROM THE NW/C L 36

Zoning Review Form

App. No(s). 7727 Date of Review: 5-4-2020 Inspector: T. Davis

Zoning Designation & Type: C-1 Zoning Authority: City of Krebs

1. What appears to be the major use of surrounding property? None. Empty lots!

2. Does the area appear to support the zoning designation? **yes** **NO**
(If yes skip to No. 5.)

If no, review the following aspects:

- expressed reason for zoning designation when officially zoned: _____
- zoning for the surrounding area: _____
- actual land use: Empty Lots
- are there existing plans for commercial or industrial development? **yes** **NO** ?
- is there proper access to the subject property? **yes** **NO**
- are utilities available (water, electricity, sewage) on the property? **yes** **NO**
- is the property being assessed in accordance with zoning? **yes** **NO** ?
- if no, at what use is property being assessed? N/A

3. Was the property zoned/rezoned for the sole purpose of allowing outdoor advertising? **yes** **NO**

4. List any zoning officials and their titles you spoke with during the review process:

Ed Klink City Superintendent 918-470-2487

5. Does this zoning meet HBA requirements? **yes** **NO**

If no, why not? Actual Land use does not match city zoning.
Location appears to be out of City of Krebs city limits.

Potential Highway Project Conflict Review

Application No.: _____ or Registration No.: _____

Control Section: 69 - 61 - 03 Inters. Hwy Info.: .4 Mile N. of US-270

Review by Branch Manager or Supervisor

Date Parameters for 8 Year Plan Search: 2016-2028

Are there potential projects in the area? **Yes** **No**

Is a report enclosed? **Yes** **No** **Nothing available in PMD database**

Reviewed by: [Signature] Date: 3/11/2020

Review by Inspector

Are any projects taking place or scheduled to take place on the proposed sign site property?

Yes **No** If yes, does it appear the site will be affected? **Yes** **No** **Possibly**

If yes, who did you contact at the Field Division to discuss the potential conflict and what is the determination?

Overall Recommendation: _____

Inspector Name & Date: _____

General Report - Grouped by Division/County/Control/Start Point

Division
County PITTSBURG

2

Control	Hwy.	Start Pt.	End Pt.	Control Length	Total Length	Second Ctrl.	JP No.	Project No.	Suffix	Work Type	Status	Fiscal Year	Let Date	FHWA Auth Date	Description	Project Total
003	US069	0.230	0.330	0.10	0.100		28991(04)	ACNHPP -261N (072) SS	SS	BRIDGE & APPROACHES	Awarded	2017	08/2017	07/11/2017	US-69 SOUTH BOUND WITH US-69B UNDER	\$5,522,666
		0.230	0.330	0.10	0.100		28991(06)	NHPP -013N (163) UT	UT	UTILITIES	Awarded	2016	02/2016	02/11/2016	US-69 SOUTH BOUND WITH US-69B UNDER UT OF 28991(04)	\$206,885
		0.450	2.050	1.60	1.600		34368(04)	J3 -4368 (004) PM	PM	PAVEMENT REHABILITATION	Active	2027	/		US-69: FROM 0.45 MI N. OF JCT US-69B, EXTEND N. 1.6 MI	\$12,000,000
		1.900	2.100	0.20	0.200		14999(07)	SSP -261N (073) RW	RW	RIGHT OF WAY	Awarded	2017	09/2017		US-69 CONSTRUCT INTERCHANGE @ KINKEAD ROAD IN MCALESTER RW FOR 14999(09)	\$925,846
		1.900	2.100	0.20	0.200		14999(08)	NHPP -261N (074) UT	UT	UTILITIES	Awarded	2018	/	04/20/2018	US-69 CONSTRUCT INTERCHANGE @ KINKEAD ROAD IN MCALESTER UT FOR 14999 (09)	\$112,360
		1.900	2.400	0.50	0.500		14999(09)	NHPP -261N (084) PM	PM	INTERCHANGE	Active	2020	08/2020		US-69 CONSTRUCTION INTERCHANGE @ KINKEAD ROAD IN MCALESTER	\$27,032,916
		2.700	2.900	0.20	0.200		14999(04)	ACNHPP -013N (017) SS	SS	GRADE,DRAIN,BRIDGE & SURFACE	Awarded	2016	09/2016	08/12/2016	US-69: FROM PEACEABLE ROAD, EXTEND NORTH TO US-270SMC (DEL FR 07-16, ADD TO 09-16; PLAN REVISIONS)	\$14,221,785
		4.700	8.360	3.66	3.660		34329(04)	SSP -013N (176) PM	PM	PAVEMENT REHABILITATION	Awarded	2020	01/2020		US-69: FROM 4.7 MI N. OF JCT US-69B, EXTEND N. 3.66 MI (SOUTHBOUND ONLY)	\$6,747,886
Grand Total																\$66,770,344



Van Buren St

CHAMPION'S AUTO BODY SHOP SINCE 1957
Pete's Place
Open 11:00 am Daily
EXIT 91A
Hwy 270 East to Krebs

STOP

05 04 2020





