

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 352

Introduced by Lautenbaugh, 18.

Read first time January 13, 2011

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to the Airport Zoning Act; to amend section
2 3-301, Reissue Revised Statutes of Nebraska; to define
3 and provide dimensions of zones for airport hazard areas;
4 and to repeal the original section.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 3-301, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 3-301 For purposes of the Airport Zoning Act, unless the
4 context otherwise requires:

5 (1) Airport means any area of land or water designed and
6 set aside for the landing and taking off of aircraft and utilized or
7 to be utilized in the interest of the public for such purposes;

8 (2) Airport hazard means any structure or tree or use of
9 land which obstructs the airspace required for the flight of aircraft
10 in landing or taking off at an airport or is otherwise hazardous to
11 such landing or taking off of aircraft;

12 (3) Airport hazard area means any area of land or water
13 upon which an airport hazard might be established if not prevented as
14 provided in the act, but such area shall not extend in any direction
15 a distance in excess of ~~three miles from the adjacent boundary of an~~
16 ~~airport;~~ the limits provided for an approach, operation, transition,
17 or turning zone;

18 (4) Approach zone means a zone that extends from the end
19 of each operation zone and is centered along the extended runway
20 centerlines. An approach zone's dimensions are as follows:

21 (a) For an instrument runway:

22 (i) An approach zone extends ten miles from the operation
23 zone, measured along the extended runway centerline. The approach
24 zone is one thousand feet wide at the end of the zone nearest the
25 runway and expands uniformly to sixteen thousand eight hundred forty

1 feet wide at the farthest end of the zone; and

2 (ii) The height limit of an approach zone begins at the
3 elevation of the operation zone and rises one foot vertically for
4 every fifty feet horizontally, except that the height limit shall not
5 exceed one hundred fifty feet above the nearest existing or proposed
6 runway end within three miles of the airport property boundary
7 nearest such runway end. At three miles from such airport property
8 boundary, the height limit resumes sloping one foot vertically for
9 every fifty feet horizontally and continues to the ten-mile limit;
10 and

11 (b) For a visual runway:

12 (i) An approach zone extends from the operation zone to
13 the limits of the turning zone, measured along the extended runway
14 centerline. The approach zone is five hundred feet wide at the end of
15 the zone nearest the runway and expands uniformly so that at a point
16 on the extended runway centerline three miles from the operation
17 zone, the approach zone is three thousand seven hundred feet wide;

18 (5) Operation zone means a zone that is longitudinally
19 centered on each existing or proposed runway. An operation zone's
20 dimensions are as follows:

21 (a) For existing and proposed paved runways, the
22 operation zone extends two hundred feet beyond the ends of each
23 runway. For existing and proposed turf runways, the operation zone
24 begins and ends at the same points as the runway begins and ends;

25 (b) For existing and proposed instrument runways, the

1 operation zone is one thousand feet wide, with five hundred feet on
2 either side of the runway centerline. For all other existing and
3 proposed runways, the operation zone is five hundred feet wide, with
4 two hundred fifty feet on either side of the runway centerline; and

5 (c) The height limit of the operation zone is the same as
6 the height of the nearest point on an existing or proposed runway or
7 the surface of the ground, whichever is higher;

8 (4)—(6) Political subdivision means any municipality,
9 city, village, or county;

10 (5)—(7) Person means any individual, firm, partnership,
11 limited liability company, corporation, company, association, joint-
12 stock association, or body politic and includes any trustee,
13 receiver, assignee, or other similar representative thereof;

14 (6)—(8) Structure means any object constructed or
15 installed by man, including, but without limitation, buildings,
16 towers, smokestacks, and overhead transmission lines; and

17 (9) Transition zone means a zone that extends outward at
18 a right angle to the runway centerline and upward at a rate of one
19 foot vertically for every seven feet horizontally. The height limit
20 of a transition zone begins at the height limit of the adjacent
21 approach zone or operation zone and ends at a height of one hundred
22 fifty feet above the nearest existing or proposed runway end;

23 (7)—(10) Tree means any object of natural growth; and -

24 (11) Turning zone's outer limit means the area located at
25 a distance of three miles from the existing or planned airport

1 property line, excluding any area within the approach zone, operation
2 zone, or transition zone. The height limit of the turning zone is one
3 hundred fifty feet above the nearest existing or proposed runway end.

4 Sec. 2. Original section 3-301, Reissue Revised Statutes
5 of Nebraska, is repealed.