

# **One Hundred Second Legislature - First Session - 2011**

## **Introducer's Statement of Intent**

**LB577**

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**Chairperson: Senator Bill Avery**

**Committee: Government, Military and Veterans Affairs**

**Date of Hearing: February 10, 2011**

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

Nebraska law recognizes that the public health, safety and welfare requires that the erection and maintenance of obstructions to air navigation must be regulated. Nebraska law requires that before any structure or tower in the State of Nebraska the height of which will exceed one hundred fifty feet above the surface of the ground at the point of installation is built, a written permit must be obtained from the Nebraska Department of Aeronautics. Before issuing a permit and investigation and aeronautical study is required in which the director shall consider: (1) the character of flying operations expected to be conducted in the area concerned, (2) the nature of the terrain, (3) the character of the neighborhood, (4) the uses to which the property concerned is devoted or adaptable, (5) the proximity to existing airports, airways, control areas, and control zones, (6) the height of existing adjacent structures, and (7) all of the facts and circumstances that are relevant.

LB 577 requires a user to submit an application fee of seventy-five dollars for this investigation and study which will compensate, in part, the Department for the services provided in issuing a permit for the structure or tower.

**Principal Introducer:** \_\_\_\_\_

**Senator John Wightman**