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LEGISLATIVE ACTION

Senate

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House

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Floor: 1a/RE/2R

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03/06/2024 08:18 PM

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Senator Simon moved the following:

1 **Senate Amendment to Amendment (207018) (with title**
2 **amendment)**

3
4 Between lines 63 and 64
5 insert:

6 Section 3. Subsection (2) of section 333.03, Florida
7 Statutes, is amended to read:

8 333.03 Requirement to adopt airport zoning regulations.—

9 (2) In the manner provided in subsection (1), political
10 subdivisions shall adopt, administer, and enforce airport land
11 use compatibility zoning regulations. At a minimum, airport land



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12 use compatibility zoning regulations must address ~~shall, at a~~
13 ~~minimum, consider~~ the following:

14 (a) The prohibition of new landfills and the restriction of
15 existing landfills within the following areas:

16 1. Within 10,000 feet from the nearest point of any runway
17 used or planned to be used by turbine aircraft.

18 2. Within 5,000 feet from the nearest point of any runway
19 used by only nonturbine aircraft.

20 3. Outside the perimeters defined in subparagraphs 1. and
21 2., but still within the lateral limits of the civil airport
22 imaginary surfaces defined in 14 C.F.R. s. 77.19. Case-by-case
23 review of such landfills is advised.

24 (b) When ~~where~~ any landfill is located and constructed in a
25 manner that attracts or sustains hazardous bird movements from
26 feeding, water, or roosting areas into, or across, the runways
27 or approach and departure patterns of aircraft. The landfill
28 operator must incorporate bird management techniques or other
29 practices to minimize bird hazards to airborne aircraft.

30 (c) When ~~where~~ an airport authority or other governing body
31 operating a public-use airport has conducted a noise study in
32 accordance with 14 C.F.R. part 150, or when ~~where~~ a public-use
33 airport owner has established noise contours pursuant to another
34 public study accepted by the Federal Aviation Administration,
35 the prohibition of incompatible uses, as established in the
36 noise study in 14 C.F.R. part 150, Appendix A or as a part of an
37 alternative Federal Aviation Administration-accepted public
38 study, within the noise contours established by any of these
39 studies, except if such uses are specifically contemplated by
40 such study with appropriate mitigation or similar techniques



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41 described in the study.

42 (d) ~~When~~ ~~where~~ an airport authority or other governing body
43 operating a public-use airport has not conducted a noise study,
44 the prohibition ~~mitigation~~ of ~~potential incompatible uses~~
45 ~~associated with~~ residential construction and ~~any~~ educational
46 facilities ~~facility~~, with the exception of aviation school
47 facilities or residential property near a public-use airport
48 that has as its sole runway a turf runway measuring less than
49 2,800 feet in length, within an area contiguous to the airport
50 measuring one-half the length of the longest runway on either
51 side of and at the end of each runway centerline.

52 (e) The restriction of new incompatible uses, activities,
53 or substantial modifications to existing incompatible uses
54 within runway protection zones.

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56 ===== T I T L E A M E N D M E N T =====

57 And the title is amended as follows:

58 Delete line 458

59 and insert:

60 tentative work program; amending s. 333.03, F.S.;

61 revising requirements for the adoption of airport land

62 use compatibility zoning regulations; amending s.

63 334.046, F.S.;