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LEGISLATIVE ACTION

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|------------|---|-------|
| Senate     | . | House |
| Comm: RCS  | . |       |
| 02/23/2024 | . |       |
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The Committee on Fiscal Policy (Harrell) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 156 and 157

insert:

Section 4. Subsection (2) of section 333.03, Florida Statutes, is amended to read:

333.03 Requirement to adopt airport zoning regulations.—

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



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

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

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

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

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

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

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



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40 described in the study.

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

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

54

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

56 And the title is amended as follows:

57 Delete line 14

58 and insert:

59 in aviation technology; amending s. 333.03, F.S.;  
60 revising requirements for the adoption of airport land  
61 use compatibility zoning regulations; reenacting ss.  
62 365.172(13),