

6:1-82

LEGISLATIVE HISTORY CHECKLIST

NJSA: 6:1-82 "Air Safety and Hazardous Zoning Act of 1983"--Clarify exclusions

LAWS OF: 1985 **CHAPTER:** 122

Bill No: A2377

Sponsor(s): Long and Deverin

Date Introduced: July 30, 1984

Committee: **Assembly:** State Government, Civil Service, Elections, Pensions and Veterans Affairs
Senate: State Government, Federal and Interstate Relations and Veterans Affairs

Amended during passage: No Substituted for S2120 (not attached since identical to A2377)

Date of Passage: **Assembly:** January 3, 1985
Senate: February 14, 1985

Date of Approval: April 9, 1985

Following statements are attached if available:

Sponsor statement:		Yes
Committee statement:	Assembly	No
	Senate	Yes
Fiscal Note:		No
Veto Message:		No
Message on Signing:		No
Following were printed:		
Reports:		No
Hearings:		No

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CHAPTER 122 LAWS OF N. J. 1985
APPROVED 4-9-85

ASSEMBLY, No. 2377

STATE OF NEW JERSEY

INTRODUCED JULY 30, 1984

By Assemblymen LONG and DEVERIN

AN ACT concerning certain airports and amending P. L. 1983, c. 260.

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. Section 3 of P. L. 1983, c. 260 (C. 6:1-82) is amended to read
2 as follows:

3 3. As used in this amendatory and supplementary act:

4 a. "Airport" means any area of land or water, or both, designed
5 and set aside for the landing and taking-off of a fixed wing aircraft,
6 utilized or to be utilized by the public for such purposes, publicly or
7 privately owned, and licensed by the commissioner as a public use
8 airport or landing strip, or an area designated by the commissioner
9 which has been determined by him as likely to be so licensed within
10 one year of such determination. "Airport" shall not mean any
11 facility which is owned and operated by a federal or military au-
12 thority, or which is owned and operated by the Port Authority of
13 New York and New Jersey or which is located within the Port of
14 New York District as defined in R. S. 32:1-3.

15 b. "Airport hazard" means (1) any use of land or water, or both,
16 which creates a dangerous condition for persons or property in or
17 about an airport or aircraft during landing or taking-off at an
18 airport, or (2) any structure or tree which obstructs the air
19 space required for the flight of aircraft in landing or taking-off
20 at an airport.

21 c. "Airport hazard area" means any area of land or water, or
22 both, upon which an airport hazard might be created or established
23 if not prevented as provided in this supplementary act.

Matter printed in italics *thus is new matter.*

24 d. "Commissioner" means the Commissioner of the Department
25 of Transportation.

26 e. "Department" means the Department of Transportation.

27 f. "Structure" means any object constructed or installed by
28 man, including, but not limited to, buildings, towers, smokestacks,
29 chimneys, and overhead transmission lines.

30 g. "Tree" means an object of natural growth.

1 2. This act shall take effect immediately.

STATEMENT

This bill clarifies the classes of airports excluded from the provisions of the "Air Safety and Hazardous Zoning Act of 1983" P. L. 1983, c. 260 (C. 6:1-80 et seq.) by explicitly exempting from the act airports which are owned and operated by a federal or military authority, or by the Port Authority of New York and New Jersey.

This bill also broadens the classes of airports excluded from the provisions of the act by exempting airports located within the Port District of the Port Authority of New York and New Jersey.

The bill is consistent with the intent of the act that State standards governing airport hazards should not be applicable where it is not suitable or feasible to apply the standards.

A2377 (1985)

SENATE STATE GOVERNMENT, FEDERAL AND
INTERSTATE RELATIONS AND VETERANS AFFAIRS
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 2377

STATE OF NEW JERSEY

DATED: FEBRUARY 14, 1985

This bill clarifies the classes of airport excluded from provisions of the "Air Safety and Hazardous Zoning Act of 1983."