

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action:	Do Pass as Amended and Be Printed Engrossed
Vote:	9 - 0 - 1
Yeas:	Bailey, Bentz, Berger, Boone, Edwards D., Gilman, Kahl, Schaufler, Weidner
Nays:	0
Exc.:	Beyer
Prepared By:	Patrick Brennan, Administrator
Meeting Dates:	5/20

WHAT THE MEASURE DOES: Prohibits the construction of objects or structures that are physical hazards to air navigation. Designates Department of Aviation, in coordination with local land use jurisdictions, as responsible for determining what constitutes air navigation hazards. Allows exceptions for cell phone towers and for persons who have received or applied for approval from the Federal Aviation Administration or Energy Facility Siting Council on or before the measure's effective date. Authorizes the Director of the Department of Aviation to establish standards for mitigating air navigation hazards. Requires airports to take actions to mitigate hazards to air navigation.

ISSUES DISCUSSED:

- Types of structures that can pose navigation hazards
- Ways to be informed of possible regulation prior to beginning development

EFFECT OF COMMITTEE AMENDMENT: Specifies that prohibition against construction does not apply if person received approval from, or submitted an application for approval to, the Energy Facility Siting Council.

BACKGROUND: Current law authorizes the Director of the Oregon Department of Aviation to define which objects and/or structures may be considered hazards to air navigation in that they intrude upon air navigation routes/surfaces at various altitudes. However, no current process actually authorizes the department to prevent construction of such structures.

The Department of Aviation recently reduced the flight pattern along the southern boundary of the Wasco State Airport due to the nearby construction of wind power generation towers. Construction of additional wind towers along the northern boundary of the airport is currently under review by the Federal Aviation Administration.