

ORDINANCE 88- 2

AN ORDINANCE AMENDING THE HERNANDO COUNTY CODE OF ORDINANCES, CHAPTER 3, AIRPORTS AND AVIATION, ARTICLE III ZONING BY AMENDING SECTION 3-47 DEFINITIONS TO CHANGE THE DEFINITION OF DECISION HEIGHT AND TO PROVIDE FOR DEFINITIONS OF MISSED APPROACH PROCEDURE AND MINIMUM VECTORING ALTITUDE; AMENDING, SECTION 3-49(A) TO AMEND THE DEFINITION OF THE HORIZONTAL ZONE, THE APPROACH ZONE, AND THE TRANSITIONAL ZONE; AMENDING SECTION 3-47(B) TO PROVIDE FOR INCLUSION OF LANGUAGE INVOLVING MINIMUM VECTORING ALTITUDE, MISSED APPROACH PROCEDURE, AND DECISION HEIGHT; AMENDING SECTION 3-56 PERMITS TO AMEND THE PERMIT STANDARDS; AMENDING SECTION 3-57 APPEALS, SUBSECTION G TO PROVIDE FOR APPEAL PROCEDURES FROM ADMINISTRATIVE AGENCY DECISIONS; AMENDING SECTION 3-58 TO REDESIGNATE THE ADMINISTRATIVE AGENCY; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

RECEIVED  
COUNTY CLERK  
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BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA AS FOLLOWS:

SECTION 1. AMENDING HERNANDO COUNTY CODE OF ORDINANCES CHAPTER 3, AIRPORTS AND AVIATION, ARTICLE III ZONING BY AMENDING SECTION 3-47 DEFINITIONS TO CHANGE THE DEFINITION OF DECISION HEIGHT AS INDICATED:

Decision Height- The height at which a decision must be made during an ILS, MLS, or PAR instrument approach, to either continue the approach or to execute a missed approach.

SECTION 2. AMENDING HERNANDO COUNTY CODE OF ORDINANCES CHAPTER 3, AIRPORTS AND AVIATION, ARTICLE III ZONING BY AMENDING SECTION 3-47 DEFINITIONS TO PROVIDE FOR THE DEFINITIONS OF MISSED APPROACH PROCEDURE AND MINIMUM VECTORING ALTITUDE AS INDICATED:

Missed Approach Procedure - The procedures, published or radar, followed if after an instrument approach, a landing is not effected.

Minimum Vectoring Altitude - The lowest MSL altitude at which an IFR aircraft will be vectored by a radar controller, except as otherwise authorized for radar approaches, departures and missed approaches.

**SECTION 3. AMENDING HERNANDO COUNTY CODE OF ORDINANCES CHAPTER 3, AIRPORTS AND AVIATION, ARTICLE III ZONING BY AMENDING SECTION 3-49(A) AIRPORT HEIGHT ZONES TO AMEND THE DEFINITION OF THE HORIZONTAL ZONE, THE APPROACH ZONE, AND THE TRANSITIONAL ZONE AS INDICATED:**

**Horizontal Zone** - The land lying under a horizontal plane 150 feet above the established airport elevation. The perimeter of the horizontal zone at Hernando County Airport is constructed by swinging arcs of 10,000 feet radii from the center of each end of the Primary surface of each end of Runway 9/27 and 2/20 and connecting the adjacent arcs by lines tangent to those arcs. No structure shall be permitted in the horizontal zone that would exceed 150 feet above the established airport elevation, as depicted on the Hernando County Airport Height Zoning Map.

**Approach Zones. C-1.** The inner edge of the approach surface is the same width as the Primary surface of each runway, 1000 feet wide for Runways 9 and 27, and 500 feet wide for Runways 2 and 20. The outer edge of the approach surface is:

- a. 16,000 feet wide for Runway 9.
- b. 4,000 feet wide for Runways 27, 2 and 20.

**C-2.** The approach zone extends for a horizontal distance of 10,000 feet for Runways 27, 2, and 20 and 50,000 feet for Runway 9.

- C-3** The slopes of the approach zones are as follows:
- a. 34 to 1 for Runways 27, 2 and 20.
  - b. 50 to 1 for Runway 9.

**Transitional Zone.** The land lying under surfaces extending outward and upward at right angles to the runway centerline and the runway centerline extended at a slope of 7 to 1 from the sides of the primary surface and from the sides of the approach surfaces. Transitional surfaces for those Portions of the Precision approach surface which Project through and beyond the limits of the conical surface, extend a distance of 5,000 feet measured horizontally from the edge of the approach surface and at right angles to the runway centerline, as depicted on the Hernando County Airport Height zoning map.

**SECTION 4. AMENDING HERNANDO COUNTY CODE OF ORDINANCES CHAPTER 3, AIRPORTS AND AVIATION, ARTICLE III ZONING, SECTION 3-47(B) TO READ:**

(B) No structure shall be permitted in Hernando County that would raise a planned or existing published Minimum Descent Altitude or Decision Height for any instrument approach to any runway at the Hernando County Airport, nor shall any

structure be permitted that would raise or increase the Minimum Obstruction Clearance Altitude or Minimum Enroute Altitude on any Federal Airway or Minimum Vectoring Altitude. or alter any missed approach procedure in Hernando County.

**SECTION 5. AMENDING HERNANDO COUNTY CODE OF ORDINANCES CHAPTER 3, AIRPORTS AND AVIATION, ARTICLE III ZONING, SECTION 3-56 TO READ:**

**A. Future Uses.** No material change shall be made in the use of the land, and no structure or tree shall be erected, altered, planted, or otherwise established, in any airport approach zone, horizontal zone, conical zone, transitional zone, or that would exceed a height of 350 feet msl within all other areas of the county unless the appropriate permits therefore shall have been applied for and granted. Each such application shall indicate the purpose for which the permit is desired, with sufficient particularity to Permit it to be determined whether the resulting use, structure, or tree would conform to the regulations herein Prescribed. If such determination is in the affirmative, the permit applied for shall be granted.

**B. Existing Uses.** Before any existing use, structure, or tree may be replaced, substantially altered or repaired, rebuilt, allowed to grow higher, replanted, within any airport approach zone, horizontal zone, conical zone, transitional zone, or which would exceed a height of 350 feet MSL within all other areas of the county, a permit must be secured authorizing such replacement, change, or repair. No such permit shall be granted that would allow the establishment or creation of an airport hazard or Permit a nonconforming use, structure, or tree to be made or become higher, or become a greater hazard to air navigation than it was on the effective date of this Ordinance or than it is when the application for a permit is made. Except as indicated, all applications for a permit for replacement, change, or repair of existing use, structure, or tree shall be granted.

**SECTION 5. AMENDING HERNANDO COUNTY CODE OF ORDINANCES CHAPTER 3, AIRPORTS AND AVIATION, ARTICLE III ZONING, SECTION 3-57(G) TO READ:**

The concurring vote of a majority of the members of the Board shall be sufficient to reverse any order, requirement, decision, or determination of the Administrative Agencies, or to decide in favor of the applicant on any matter upon which it is required to pass under this Ordinance, or to affect any variation in this Ordinance.

**SECTION 6. AMENDING HERNANDO COUNTY CODE OF ORDINANCES CHAPTER 3, AIRPORTS AND AVIATION, ARTICLE III ZONING, SECTION 3-58 TO READ:**

The Hernando County Zoning Department and the Hernando County Aviation Authority are charged with the duty of administering and enforcing the regulations herein prescribed. The Hernando County Aviation Authority shall review all requests for conformance to Federal and State Aviation Regulations, and impact on existing or planned aeronautical uses of the overlying airspace, and any existing or future impact such a structure may have on county aviation interests. A separate permit will be issued by the Authority for any structure described in this Ordinance and not having a negative aviation impact. All other hearings and permits will be administered by County Zoning Department. The duties of the Administrative Agencies shall include that of hearing and deciding all permits under Section 12, but the Administrative Agencies shall not have or exercise any of the powers or duties herein delegated to the Zoning Board of Adjustments and Appeals.

**SECTION 7. SEVERABILITY**

If any section, subsection, sentence, clause, or phrase of this ordinance, for any reason, is held to be unconstitutional, void or invalid, the validity of the remaining portions of said ordinance shall not be affected thereby.

**SECTION 8. INCLUSION INTO THE CODE**

It is the intention of the Board of County Commissioners of Hernando County, Florida, and it hereby provided, that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of Hernando County, Florida. To this end, the sections of this ordinance may be re-numbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed to "section", "article", or other appropriate designation.

**SECTION 9. EFFECTIVE DATE**

This Ordinance shall become effective upon receipt of the official acknowledgement from the office of the Secretary of State of the State of Florida that this Ordinance has been filed with said office.

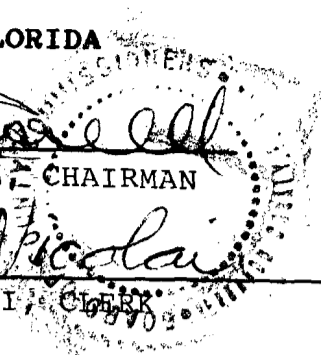
**ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS IN REGULAR SESSION THIS DAY OF , 1987.**

**BOARD OF COUNTY COMMISSIONERS**

HERNANDO COUNTY, FLORIDA

BY *David D. Russell*  
DAVID D. RUSSELL, CHAIRMAN

ATTEST *Karen Nicolai*  
KAREN NICOLAI, CLERK



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