

Albert J. Ellis

APPENDIX 2

C O U N T Y O R D I N A N C E

OPERATION OF PROPERTIES AND FACILITIES AT THE

ALBERT J. ELLIS AIRPORT

ADOPTED AND APPROVED BY THE ONSLOW COUNTY BOARD OF COMMISSIONERS
OCTOBER 3, 1988

AN ORDINANCE ESTABLISHING RULES AND REGULATIONS GOVERNING THE USE
AND OPERATION OF PROPERTIES AND FACILITIES AT THE
ALBERT J. ELLIS AIRPORT,
ONslow COUNTY

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AN ORDINANCE ESTABLISHING RULES AND REGULATIONS GOVERNING THE USE AND OPERATION OF PROPERTIES AND FACILITIES AT THE ALBERT J. ELLIS AIRPORT, IN ONSLOW COUNTY.

ENACTMENT:

This ordinance is adopted pursuant to the authority conferred by North Carolina General Statute Section 153A-121 and Section 63-53 and 63-57. Onslow County may by ordinance define, regulate, prohibit or abate acts, emissions or conditions detrimental to the health, safety, or welfare of its citizens, and the peace and dignity of the County, and further, the County is specifically empowered to adopt ordinances in respect to the use of its airport facilities by tenants or members of the general public. It is hereby declared that certain commercial and aeronautical services and activities on the Albert J. Ellis Airport be furnished by and engaged in for the benefit of the general flying public, and to the benefit of civil aviation, and to the benefit of the citizens of Onslow County. It is further declared that such commercial and aeronautical uses, as well as uses of the public air transportation facilities be conducted in a fair and equitable manner so as to provide for the safety of life and property on said airport and to provide for the protection of public and private property within the airport boundaries and the County of Onslow. It is further declared that these rules and regulations are for the purpose of establishing such other rules of conduct as are necessary in the public interest and shall promote the public welfare.

PREAMBLE:

An ordinance regulating the aeronautical, commercial and public use of the Albert J. Ellis Airport and the establishment of standards for the orderly and proper development and use of the air transportation facilities; providing for changes in the rules and regulations; defining certain terms used herein; providing for enforcement; providing for a schedule of charges and establishing

penalties for the violation of these rules and regulations.

IT IS HEREBY ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF ONSLOW, STATE OF NORTH CAROLINA, AS FOLLOWS:

CHAPTER 1

GENERAL PROVISIONS

Sec. 1-1. Short title.

This ordinance shall be known and may be cited as "The Albert J. Ellis Airport Rules and Regulations".

Sec. 1-2. Definitions

All words and phrases shall be construed and understood according to the common and approved usage of language; but technical words and phrases and such others as may have acquired a peculiar or appropriate meaning in the law shall be construed and understood according to such peculiar and appropriate meaning. As used in this ordinance, the words and phrases requiring definition are hereinafter defined:

Aircraft. "Aircraft" shall mean any contrivance now known or hereafter invented, used or designed for navigation of or flight in the air.

Air Operations Area. "Air Operations Area (AOA)" is defined as an area used or intended to be used for landing, takeoff, or surface maneuvering of aircraft.

Airline Passenger. "Airline Passenger" shall mean any person in the airport terminal in possession of an airline ticket with the intention of boarding a plane within a reasonable time for another destination. Within the perview of these rules and regulations, such person ceases to become an airline passenger when he reaches his airport destination, claims his baggage and intends to depart the terminal area.

Airport. "Airport" means the Albert J. Ellis Airport, located in Onslow County and all improvements and appurtenances contained thereon.

Airport Employees. "Airport Employees" shall mean the bona fide employees of the County of Onslow.

Airport Manager. "Airport Manager" shall mean that person employed by the County to supervise the operation and management of the airport and having immediate charge of the airport or his duly authorized representatives.

Airport Terminal. "Airport Terminal" is defined as the building, vehicle parking and aircraft parking areas utilized to conduct scheduled air carrier operations.

Aviation Operator. "Aviation Operator" shall mean any other person or organization engaged in business of an aviation nature not within the scope of a fixed base operator, as defined herein, who is authorized to conduct such business by virtue of contracts with the County.

Baggage. "Baggage" shall mean such articles, effects and other personal property of an airline passenger as are necessary or appropriate for wear, use, comfort, or convenience in connection with his trip. It includes both checked, unchecked and unclaimed passenger property.

Commercial Operator. "Commercial Operator" shall mean any other person or organization engaged in any form of business or commercial activity of any nature not within the scope of a fixed base operator or aviation operator, as defined herein, including, but not limited to, amusements, automobile rentals, cargo haulers, catering, food and beverage, ground transportation, parking, etc.

Commercial Passenger Vehicle. "Commercial Passenger Vehicle (Courtesy Car)" shall mean those vehicles other than taxi's, which are used in the business operations of any hotel, motel, marina or auto rental office to transport customers between the airport and such hotel, motel, marina or auto rental office located off airport property.

County. "County" shall mean the County of Onslow in the State of North Carolina governed by the Onslow County Board of Commissioners.

Driver. "Driver" shall mean any person who is in actual physical control of a vehicle.

Emergency Vehicle. "Emergency Vehicle" shall be any vehicles of the Police or Fire Dept's., ambulances, any vehicle conveying an airport official or airport

employee in response to an emergency official call.

Federal Aviation Administration. "Federal Aviation Administration (FAA)" shall mean

"The Federal Agency responsible for most national and civil aviation matters."

Fixed Base Operator. "Fixed Base Operator" shall be any person(s) having entered into a written lease or agreement with the County for the use of any building, shop, or hangar, having a floor area of not less than four thousand (4000) square feet, or for the site upon which such a building might be erected, and who, by further agreement, guarantees to provide on the airport and serve the public with the following minimum facilities:

- A. Aircraft storage
- B. FAA approved domestic repair station
- C. Aviation fueling station
- D. Student Training
- E. Demonstration and sale of aircraft
- F. Aircraft rental
- G. Charter-Air Taxi

Instructor. "Instructor" means any individual giving, or offering to give, instructions in the operation, construction, repair or maintenance of aircraft, aircraft power plants and accessories, including the repair, packaging and maintenance of parachutes.

Local Operator. "Local Operator" shall mean any person using the airport as a base, or locus, for the purpose of operating any aircraft for the training of students, the demonstration and sale of aircraft, the carrying of passengers or cargo, the repair of aircraft, charter service or the use of any aircraft, for any commercial purposes whatsoever for hire, gift, remuneration or reward, and who by agreement, guarantees to maintain an office at the airport and adequate personnel for performing the above directed services on a full-time, annual basis.

Lost Articles. "Lost Articles" shall mean any article turned into the Airport Manager's office by finders or others who have no legal title or claim to

said articles.

Motor Vehicle. Every vehicle that is self-propelled.

Non-Scheduled Operator. "Non-Scheduled Operator" shall be any person using the airport for the purpose of landing and taking off of any aircraft whose purpose shall be the taking on, or the unloading of any passengers, mail, express, freight, or cargo for hire, gift, remuneration or reward, or for the purpose of refueling, and whose operations shall not be required to meet the regulations demanded of a scheduled air carrier as provided by the Federal Government. This includes air taxi and commercial operators of small aircraft under FAR Part 135.

Person. Any individual, firm, co-partnership, corporation, company, or association; and includes any trustee, receiver, or similar representative thereof.

Police Officer. Law enforcement officers, Crash/Fire/Rescue officers, Airport Manager and his representatives, and every person authorized and empowered by the County to direct or regulate traffic and to enforce the Albert J. Ellis Airport Rules and Regulations.

Public Area. "Public Area" shall mean those areas including the various concessions, restrooms, terminal lobby sections, ticketing sections and concourses used for public thoroughfares, gathering, waiting, viewing; street and roads, sidewalks and all other areas normally used by the general public. All other areas are considered operational areas and access is permitted upon expressed consent of the Airport Manager.

Refueling Trucks. "Refueling Trucks" shall mean any motor vehicle used for the transporting, handling or dispensing of aviation fuel, oils and lubricants.

Scheduled Air Carrier. "Scheduled Air Carrier" shall be any person engaged in the operation of any aircraft for the purpose of transporting passengers, mail, express, freight, or cargo, whose operation is either intra-state or inter-state and in compliance with all of the Federal regulations, including but not limited to FAR Parts 121 and 127, governing or pertaining to the operation of the same.

Vehicle. Every device in repose, or by which any person or property is or may be transported or drawn upon a highway, including bicycles.

Sec. 1-3. Previous Regulations.

These regulations do not change or alter other previous rules and regulations as set forth by the Onslow County Board of Commissioners.

Sec. 1-4. Amendments to Rules and Regulations.

Future amendments, additions, deletions or corrections to these rules and regulations may be promulgated by the Airport Manager and shall be approved by the Onslow Board of Commissioners in ordinance form.

Sec. 1-5. Special Regulations, Notices or Directives.

Special regulations, notices, memorandums or directives of an operational nature of interest to persons engaged in business with the County shall be issued under the authority of these regulations.

Sec. 1-6. Conflicting Regulations.

These rules and regulations are not intended to amend, modify, or supersede any provision of Federal, State or local law, or any specific contractual agreement entered into with the County with which they may be deemed to be in conflict; provided, however, that these rules and regulations shall be interpreted, insofar as possible, so as not to conflict with any such law or contractual provision.

Sec. 1-7. Severability Clause.

Should any section or provision of this ordinance be declared by the courts to be unconstitutional or invalid, such decision will not affect the validity of the ordinance as a whole, or any part thereof, other than the part so declared to be unconstitutional or invalid.

Sec. 1-8. Enforcement.

The uniformed police officers or other representatives as designated by the Airport Manager are empowered to require compliance with these rules and regulations. No authority is either hereby expressed or implied, however, that would permit any individual other than the Airport Manager to change, alter or amend these rules and regulations.

Sec. 1-9. Violation of Rules and Regulations.

Any failure to comply or willfully violating any rule or regulation prescribed

in this ordinance or any order or instruction issued by the Airport Manager authorized herein, shall be punishable as a misdemeanor or by a fine of not more than fifty dollars (\$50.00) or imprisonment for not more than thirty (30) days at the discretion of the court, as provided by Section 14-4 of the General Statutes of North Carolina.

Sec. 1-10. Continuing Violation.

Each day's continuing failure to comply or willful violation of any rule or regulation or any order or instruction issued by the Airport Manager authorized herein shall constitute a separate and distinct offense, and shall be punishable as a misdemeanor by fine of not more than fifty dollars (\$50.00) or imprisonment for not more than thirty (30) days at the direction of the court.

Sec. 1-11. Non-Liability of Onslow County Board of Commissioners and the Albert J. Ellis Airport.

The permission granted by the Airport Manager to use the airport and its facilities, or to fly to, from, or over the same, shall be at all times conditional upon the assumption of full responsibility therefore by every person exercising or taking advantage of such permission. It shall be a further condition thereof that each person, as a consideration for the use of the airport and for its facilities shall at all times release, hold harmless, and indemnify the Onslow County Board of Commissioners, the Airport Commission, Airport Manager and their agents and employees from any and all responsibility, liability, loss or damage, resulting to any person, or caused by on his behalf, an incident to the manner in which the airport is operated, constructed or maintained, or served from within or without, or used from without. The use of the airport by any person for any purpose, or the paying of fees therefore, or the taking off or landing aircraft thereon, shall be itself an acknowledgement that such person accepts such privilege on the conditions herein set forth.

Sec. 1-12. Insurance Requirements for Contractors.

All contractors performing work on the airport, especially in the Air Operations Area or transmitting through the Air Operations Area, shall show evidence

of insurance in kind and in amount as established from time to time by the County. All said insurance shall name the Onslow County Board of Commissioners, Airport Commission, and their officers and personnel, as co-insured and the policy shall also contain a section stating that the County shall be informed, in writing, by the insurance carrier ten (10) days prior to cancellation of the required insurance.

Sec. 1-13. Airport Manager Designated Powers and Duties

The Airport Manager shall be responsible for the operation, management, and maintenance of the Albert J. Ellis Airport and all facilities and equipment in connection therewith. The Airport Manager shall at all times have authority to take such action as may be necessary in the handling, conduct, and management of the public in attendance at the airport and enforce these regulations. In any contingencies not specifically covered by these rules and regulations, the Airport Manager shall be authorized to make such rules and render such decisions as to him may seem proper.

Sec. 1-14. Accident Reports

All persons involved in any accident, personal, aircraft, or automotive, occurring on the premises of the airport shall make a report to the police officer as soon as possible, giving all pertinent information as requested by the officer in charge.

Sec. 1-15. Building Requirements and Ground Rental.

Any person desiring to erect or construct any building on the airport shall be required to submit plans and specifications for the same to the Airport Manager and to the Department of Inspections of the County. The plans shall also include a general layout, drawn to scale, showing the desired amount of ground actually required for the operation of such building in addition to the portion occupied by the building proper. Doors on all buildings shall be self-contained. No projection for the suspension or carrying of doors shall be permitted beyond the building line as established by the County. All buildings erected upon the airport shall conform to the Building Code requirements of the State of North

Carolina and the County of Onslow and be approved by the Department of Inspections and the Airport Manager. Prior to the commencement of any construction, all licenses and permits must be obtained.

When plans have been approved by the Department of Inspections and the Airport Manager, a lease may then be entered into at the rate prescribed by the County.

Sec. 1-16. Demonstrations: All Others

No person shall conduct or participate in parading, marching, patrolling, demonstrating, sit-down, assembling, distributing of pamphlets or other materials, carrying or displaying of signs or placards in or upon, or in any manner whatsoever obstructing buildings, grounds, roads, walks, approaches or any of the property of the airport, without the written permission of the Airport Manager.

Sec. 1-17. Use of Sound Amplifying Devices.

Sound trucks and amplified record-playing machines shall be prohibited on the airport except when approved by the Airport Manager. Only such public address systems as are commonly employed, announcing the arrival and departure of scheduled airline planes, shall normally be permitted on the airport.

Sec. 1-18. Airport Highways, Roads and Walks.

Airport highways and streets may be used as a means of ingress and egress by highway vehicles to, from, and between, the airport streets with which such highways connect and various buildings and land areas at the airport abutting upon such highway and streets; and sidewalks along such highways and streets (and other portions of such highways and streets when designated for that purpose) may be used by pedestrians, as a means of ingress and egress to, from, and between various portions of the airport.

Sec. 1-19. Restricted Areas: General

All areas of the airport, except those areas open to the public, are restricted and no person shall enter upon the Air Operations Area, airline communication offices of the airport terminal or any hangar except;

- (1) Persons assigned to duty therein

- (2) Authorized representatives of the FAA
- (3) Passengers under appropriate supervision, entering the Air Operations Area for the purpose of enplaning and deplaning; and
- (4) Business representatives in the conduct of their offices with the airlines or other tenants.

Sec. 1-20. Lost Articles.

All lost articles shall be turned in to the Airport Manager's Office by the finders. Any such articles not claimed in ninety (90) days will be disposed of as determined by the Airport Manager.

Sec. 1-21. Business Activity Reports.

All commercial operators operating on the airport under a valid lease, contract or agreement or through other such valid authority shall submit to the Airport Manager, on a monthly basis, the following business activity statistics on a form supplied by the Airport Manager:

- (1) Number of enplaned passengers
- (2) Number of deplaned passengers
- (3) Number of pounds of enplaned freight
- (4) Number of pounds of deplaned freight
- (5) Number of pounds of enplaned air mail
- (6) Number of pounds of deplaned air mail
- (7) Number of pounds of enplaned air express
- (8) Number of pounds of deplaned air express
- (9) Number of scheduled, commercial landings
- (10) Other business activity statistics that indicate the business activity volume requested by the Airport Manager.

CHAPTER 2

AERONAUTICAL

Sec. 2-1. Aircraft Operations: Licenses and Registrations

Only aircraft and airmen properly licensed by the Federal Aviation Administra-

tion shall operate on or from this airport. All aircraft must carry a current Certificate of Airworthiness and all airmen shall maintain current and proper licenses and ratings. This restriction shall not apply to aircraft of the Federal Government or to aircraft licensed by foreign governments having a reciprocal agreement with the United States covering the operation of the aircraft in the United States.

Sec. 2-2. Same; Rules, Regulations, Instructions, Guidance Lines

All aircraft in flight within the airport control zone or in motion or parked on the runways, taxiways, aprons, hardstands or ramps of any airport shall be governed by the current Federal Aviation Administration and Civil Aeronautics Board rules and regulations and North Carolina General Statutes concerning flight. All aircraft shall follow the appropriate taxiway and runway guidance lines when operating on the Airport.

Sec. 2-3. Same; Prohibiting Landings and Take-Offs.

The Airport Manager may prohibit aircraft landing and taking off at any time and under any circumstances when the Airport Manager deems such landings and take-offs likely to endanger persons or property, except for emergency landings. Further, the Airport Manager may delay or restrict any flight or other operation at the airport to any aircraft when any of these rules and regulations are violated in any manner.

Sec. 2-4. Same; Restrictions

No aircraft shall be operated on the surface of any public landing areas, public aircraft ramp and apron area, public passenger ramp and apron area, public cargo ramp and apron area or public aircraft parking and storage area in a careless or negligent manner or in disregard of the rights and safety of others, or without due caution and circumspection, or at a speed or in a manner which endangers unreasonably persons or property, or while the pilot, or other persons aboard, controlling any part of the operation thereof, is under the influence of intoxicating liquor, or any narcotic or habit-forming drug, or if such aircraft is so constructed, equipped or loaded as to endanger or likely to endanger unreasonably persons or

property.

Sec. 2-5. Same; Conditions of Airport.

In the event the Airport Manager believes the conditions of the airport to be safe or unsafe for landings and take-offs, it shall be within his authority to issue a Notice to Airmen (NOTAM) to close or open the airport, or any portion thereof.

Sec. 2-6. Same; Engines, Noises, Personnel.

Aircraft engines will be warmed up only in places approved for such purposes by the Airport Manager. At no time will aircraft with engines running or engines being tested be left unattended by any person. At no time shall engines be warmed up or operated when hangars, shops, offices, buildings, persons, equipment, passengers or aircraft landing, parked or taking off are in the path of the propeller stream or jet engine exhaust. Starting engines shall be prohibited until proper clearance has been given by ground personnel and until all safety procedures have been met. Propeller and exhaust noises shall be kept to a minimum at all times at the airport. Operation of aircraft engines shall be restricted to qualified personnel.

Sec. 2-7. Same; Parking Aircraft.

No person shall park an aircraft or leave the same standing on a public landing area, public aircraft ramp and apron area, public passenger ramp and apron area, public cargo ramp and apron area; public aircraft parking and storage area, or operational area of any terminal, except at such places as may be prescribed or permitted by the Airport Manager. When in such area, every aircraft shall be adequately tied down. The landing gear of every such aircraft shall be chocked with wheel blocks or other approved devices, except in cases where in the opinion of the Airport Manager proven procedures such as those followed by the scheduled airline, are equally safe. Upon direction from the Airport Manager, the operator of any aircraft parked or stored at the airfield shall move said aircraft from the place where it is parked or stored to any other designated place; if the operator refuses to comply with such direction, the Airport Manager may tow said

aircraft to such designated place at the operators expense, and without liability for damage which may result in the course of such moving.

Sec. 2-8. Same; Private Aircraft, Commercial Permits.

The basing and operation of personnel and company owned aircraft at the airport shall be by written consent and agreement with the Onslow County Board of Commissioners or fixed base operator in each case. If such aircraft are used for hire or other commercial purposes, they are required to have appropriate permits, including a written agreement with Onslow County Board of Commissioners.

Sec. 2-9. Same; Repairs, Fueling.

No person or firm shall repair an aircraft, aircraft engine, propeller or other aeronautical equipment or apparatus, nor employ a certificated aircraft mechanic in any area of the airport other than that specifically designated for such purposes by the Airport Manager, and then only after securing a permit, and payment of the proper fees, except that minor adjustments may be made while the aircraft is on a loading ramp preparatory to departure. No fuel shall be placed in any aircraft by any person or company except by licensed vendors of aviation fuel so licensed for this operation by the County in accordance with Section 3-1 through 3-9 of these regulations.

Sec. 2-10. Same; Experimental Flights, Non-Engine Aircraft

No experimental flights or ground demonstrations shall be conducted on the airport without the express approval of the Airport Manager.

Albert J. Ellis Airport is closed to non-engine aircraft, except in cases of emergency or when prior approval has been granted by the Airport Manager.

Sec. 2-11. Same; Report of Damage.

Any person damaging any light or fixture by means of contact with aircraft shall report such damage to the Airport Manager's office immediately and shall be fully responsible for any costs required to repair or replace the damaged facility.

Sec. 2-12. Same; Categories of Aircraft.

Final determination as to the proper category designation of any aircraft

shall rest with the Airport Manager.

(1) Private.

- (a) Privately owned aircraft will be operated non-commercially by owners or owner.
- (b) Private aircraft may be used by persons other than the owner provided no part of the cost of operation of aircraft is received in money or otherwise by the owner for such use.
- (c) The aircraft can be used in connection with the owner's business comparable to an owner's use of his private automobile.
- (d) Company and corporation owned aircraft that are operated for the free transportation of their and other personnel and/or products are classified as private aircraft and subject to the restrictions as listed under (b) above.
- (e) No flying club shall operate at Albert J. Ellis Airport unless approval is obtained from the Onslow County Board of Commissioners. Club aircraft must be owned and operated by a non-profit partnership or non-profit North Carolina Corporation, and each club member must be a bona fide owner of a part of the aircraft or a share in the corporation. The club may not derive greater revenue from the use of its aircraft than the amount necessary for the operation, maintenance and replacement of its aircraft and will file and keep up to date with the Airport Manager a list of membership. At any time the Airport Manager has reason to believe that a club aircraft is being so operated that it falls under the "commercial" classification hereunder, he shall so notify the club and if they fail to remedy conditions complained of, the Airport Manager shall reclassify the aircraft and levy fees necessary to the pertinent type of operation.
- (f) Aircraft for Sale: New or old aircraft held for sale may be demonstrated to prospective purchasers, or, when sold, may be used to

instruct the new owner of their operation.

(2) Commercial Aircraft Used.

- (a) To carry passengers for hire on local flights
- (b) For rental, hire, or charter
- (c) Student instruction and its kindred occupations
- (d) Any aircraft used for commercial purposes and not otherwise covered in these regulations.

(3) Certificated Air Carriers.

- (a) Contract: All Federally certificated Air Carriers holding a valid contract with the County for airport usage.
- (b) Non-Contract: All Federally certificated Air Carriers not covered in Section 2-12; (3) (a) above.

Sec. 2-13. Same; Aircraft Equipment Rules.

- (1) No aircraft shall be operated on the airport unless it is equipped with a tail wheel or nose wheel and wheel brakes, except with the permission of the Airport Manager. When any pilot of an aircraft that is not equipped with adequate brakes receives permission from the Airport Manager to taxi such aircraft near buildings or parked aircraft unless an attendant is at the wing of the aircraft to assist the pilot; provided, that an aircraft with wings and tail higher than five (5) feet from the ground does not have adequate brakes shall not be taxied on the airport, but shall be towed if it is necessary to move such an aircraft.
- (2) Pilots desiring to use the airport, to land, taxi, or take-off, shall broadcast across the Unicom, his intent and shall ascertain that said intended operation is safe and in accordance with Title 14 Aeronautics and Space, Part 91 of the Code of Federal Regulations.

Sec. 2-14. Same; Taxiing Rules.

- (1) No person shall taxi an aircraft until he has ascertained that there will be no danger of collision with any person or object in the immediate area by visual inspection of the area.

- (2) No aircraft shall be operated in a careless or wreckless manner or taxied except at a safe and reasonable distance.
- (3) Pilots shall not taxi onto or across any runway until no danger of collision with any person or object in the immediate area has been ascertained by visual inspection of the area.
- (4) Aircraft shall be taxied in accordance with prescribed taxiing patterns at all times.
- (5) No person shall start or run any engine in any aircraft unless a competent person is in the aircraft attending the engine controls. Blocks should always be placed in the front of wheels before starting the engine or engines unless the aircraft is provided with adequate parking brakes.
- (6) No person shall run the engine or engines of any aircraft at any location on the airport in such a manner as to cause damage to other aircraft or property or in such a manner as to blow paper, dirt or other materials across aprons, taxiways, runways, parking lots, or public areas in such a manner as to endanger the safety or operations on the airport.

Sec. 2-15. Same; Landing and Take-Offs.

- (1) All activities which are of an aeronautical nature and all flying of aircraft departing from or arriving in the airport shall be conducted in conformity with the current pertinent provisions of the regulations issued by the Airport Manager which are authorized hereby and are not in conflict herewith or with said regulations.
- (2) All aircraft will conform to the traffic patterns promulgated jointly by the FAA and the Airport Manager for the airport use.
- (3) Rules for the use of aircraft on all runways and the traffic patterns which shall be followed by all aircraft using such runways shall be established jointly by the Airport Manager and the FAA and supplemented when necessary or desirable by schematic drawings, maps or other visual devices to aid in the clear understanding of such rules.
- (4) Simulated forced landings are forbidden within the airport control zone

without qualified, licensed flight instructors on board.

(5) No aircraft will fly directly over the airport unless landing or taking off, or during an emergency, at an altitude of less than three thousand (3000) feet MSL.

(6) Rotocraft will not operate within two hundred (200) feet of any area where light aircraft are parked or operating.

Sec. 2-16. Same; Noise Abatement Procedures.

(1) Pilots shall use procedures that will result in minimum noise to surrounding areas. This includes, but is not limited to, avoiding low altitude maneuvers. Optimum power settings and maximum altitudes shall be maintained consistent with safety.

(2) The Airport Manager shall be authorized to issue appropriate warnings to the pilot of any aircraft that operates in such a manner as to create conditions detrimental to good community relations. If such a situation continues to exist, the Airport Manager may temporarily or permanently prohibit the flight operations of said aircraft from the airport.

Sec. 2-17. Same; Disabled, Derelict Aircraft.

Upon demand by the Airport Manager to the owner or operator of any abandoned, disabled or derelict aircraft or parts thereof, wrongfully or improperly left upon airport property, it shall be the duty of said owner or operator to remove the same at his own expense. If after such demand said owner or operator fails or refuses to move such aircraft within a reasonable time as determined by the Airport Manager from the circumstances and conditions of hazard created by reason of the presence of such aircraft at such place, the Airport Manager shall cause the same to be impounded or stored. The cost for such removal and storage shall be charged against the owner or operator of such aircraft and upon payment of said charge, the impoundment herein provided shall be released to said owner or operator. After such aircraft has been impounded for a period of ninety (90) days, the Airport Manager shall cause said impounded aircraft to be disposed of in accordance with the laws of the State

of North Carolina and all monies less the cost of impoundment, storage and disposal shall be returned to aircraft owner or operator.

Sec. 2-18. Same; Damage to Aircraft.

The owner or operator of any aircraft which by reason of any type of accident, crash, or fire, or which by reason of malfunction or operation, causes any damage to airport property shall be responsible to the County for such damage, and the amount thereof shall be ascertained by the Airport Manager who shall make demand upon said owner or operator for payment thereof. In the event of the failure or refusal of said owner or operator to pay the amount of such claim for damage, a full report of the circumstances on which said claim is based, together with a copy of said claim shall be turned over to the County Attorney, who shall, when directed by the Onslow County Board of Commissioners, institute in the name of said county all necessary legal proceedings for collection of said claim.

Sec. 2-19. Same; Security of Aircraft.

When the kind, type, mission and condition of an aircraft makes it necessary in the opinion of the owner, to provide security guards or policemen wherever the aircraft is located on the airport, the owner of the aircraft shall be responsible for obtaining, providing and maintaining its own security guards or policemen after permission to establish such security has been obtained from the Airport Manager or his duly authorized representative. Security requirements shall not be used as a means to hinder or delay removal of aircraft at the direction of the Airport Manager.

Sec. 2-20. Same; Stunt Flying, Aerobatics.

Except for public displays of aviation flight specifically authorized by the Onslow County Board of Commissioners to be conducted under responsible auspices and control, violation of any of the following provisions shall be illegal and an offense:

- (1) No person shall operate an aircraft in a careless or wreckless manner so as to endanger the life or property of others by buzzing, diving, or low

altitude flying.

- (2) No person shall engage in aerobatic or stunt flying over congested areas or over an open air assembly of persons or below an altitude of one thousand five hundred (1,500) feet above the surface.

CHAPTER 3

FUELING & FLAMMABLES

Sec. 3-1. Fueling and Flammables - General Use and Procedures

- (1) Fuel storage areas on the airport shall be protected by fencing at all times. Gates shall be kept locked when not in use. Warning placards shall also be posted to warn against inadvertent public entry.
- (2) No person shall use flammable, volatile liquids having a flash point of less than 100 degrees farenheit in the cleaning of aircraft, aircraft engines, propellers, appliances, or for any other purpose, unless such operations are conducted in open air or in a room specifically set aside and approved for that purpose; which room must be properly fireproofed and equipped with adequate and readily accessible fire extinguishing apparatus.
- (3) The procedures and precautions outlined in the criteria of the National Fire Protection Association (NFPA Pamphlet #410D, Safeguarding Aircraft Cleaning, Painting and Paint Removal and NFPA Pamphlet #410F, Aircraft Cabin Cleaning and Refurbishing Operations,) shall be adhered to in all cleaning, painting, and refurbishing operations using flammable fluids, including the storage of such fluids.

Sec. 3-2. Same; Fueling Operations.

All aviation fuels will be dispensed on the airport property only by vendors holding a permit issued by the Airport Manager. No company or individual will be allowed to transport flammable liquids into any aircraft area or to refuel aircraft on any portion of the property owned by the County and dedicated to the airports use, prior to securing permission from the Airport

Manager.

Sec. 3-3. Same; Fueling and Defueling Aircraft.

The following general rules shall govern the refueling, defueling, oil service and sump pump of aircraft, the placing of fuels in storage tanks or dispensers. Rules shall conform to NFPA Volume 407.

- (1) No aircraft shall be refueled, defueled or oil serviced while aircraft engines are running, or aircraft is being warmed by application of heat or while such aircraft is in a hangar or a congested or enclosed space.
- (2) No person shall smoke or permit any open flame within one hundred (100) feet of any aircraft undergoing fuel service or within at least fifty (50) feet from any hangar or building.
- (3) Prior to the fuel servicing of any aircraft, it and the fuel-dispensing equipment shall be grounded to a point or points of zero electrical potential in the order indicated below and when complete, in the reverse order to prevent the static ignition of volatile liquids.
 - (a) Aircraft to apron or ground
 - (b) Refueling unit to ground
 - (c) Refueling unit to aircraft
 - (d) Refueling nozzle to aircraft

The foregoing procedure necessarily modified will apply to storage, dump, and the filling of dispensing equipment.

- (4) When malfunctioning of refueling equipment is detected, all refueling shall cease immediately and the malfunction remedied or entire unit replaced by another. Any malfunctions or irregularities detected on or within the aircraft being serviced will be brought to the attention of the aircraft owner or operator immediately.
- (5) Crews engaged in the fueling and defueling of aircraft, the filling of dispensing equipment or dumping into storage with aviation fuels will exercise extreme caution to prevent spills. When spills occur, servicing cease; and spills will be removed or absorbed with suitable material.

When spills of ten (10) gallons or more occur, it is incumbent upon the crews engaged in the fueling and defueling of aircraft to notify the Airport Crash/Fire/Rescue Station. Failure to notify the Airport Crash/Fire/Rescue Station shall be deemed illegal and a violation of these rules and regulations.

- (6) Fueling pumps, meters, hoses, nozzles, fire extinguishers and grounding devices will be kept in first-class condition at all times.
- (7) During fuel handling operations in connection with any aircraft, no less than two (2) CO₂ or approved dry chemical fire extinguishers (fifteen pounds or larger) shall be immediately available for use in connection therewith.
- (8) No person shall perform or allow performance or any refueling operations during an electrical storm.
- (9) No person shall operate any radio transmitter or receiver or switch electrical appliances off or on in an aircraft during refueling or defueling.
- (10) No person shall use any material or equipment during fueling or defueling an aircraft which is likely to cause a spark or ignition.
- (11) No person shall start the engine of any aircraft when there is any gasoline on the ground under such aircraft.
- (12) All hoses, funnels and appurtenances used in fueling and defueling operations shall be equipped with a grounding device to prevent ignition of volatile liquids.
- (13) No aircraft shall be fueled or defueled while passengers are on board the aircraft unless a passenger loading ramp is in place at the cabin door of the aircraft, the aircraft door is in open position, and the cabin attendant is present at or near the cabin door.
- (14) No airborne radar equipment shall be operated or ground tested on any area wherein the directional beam of high-intensity radar is within three hundred (300) feet or, low-intensity radar (less than 50KW output) is within one hundred (100) feet of another aircraft, an aircraft refueling

operation, an aircraft refueling truck or aircraft fuel or flammable liquid storage facility.

- (15) During refueling or defueling, fuel-handling vehicles shall be so placed so as to be readily removable in the event of fire so as to permit direct driving away from the loading or fueling position. Not more than one (1) refueler shall be positioned to refuel each wing of an aircraft and not more than two (2) refuelers shall be positioned to serve the same aircraft. When high capacity aircraft are refueled, additional refuelers shall not be parked or positioned within one hundred (100) feet from the aircraft served, and then only in areas approved by the Airport Manager.
- (16) Each fuel-handling vehicle shall be conspicuously marked in letters of contrasting color with the word "Flammable" on both sides and rear of the cargo tank in letters at least six (6) inches high, and with the wording "Emergency Shut Off" and other appropriate operating instructions required at the emergency operating devices in letters of at least two (2) inches high. Each fuel handling vehicle will also be conspicuously marked on both sides and rear with the type and grade of fuel it contains.

Sec. 3-4. Same; Storage in Apron Areas.

Gasoline, oil and solvent drums or receptacles shall not be stored on apron and ramp areas in excess of amounts actually needed as current stock. Any material of this type that is kept in subject areas will be kept enclosed and covered in a clearly marked and labeled housing of a design and type that meets the approval of the Airport Manager.

Sec. 3-5. Same; Liquid Disposal.

No fuels, oils, dopes, paints, solvents or acids shall be disposed of or dumped in drains, on the ramp areas, catch basins or ditches or elsewhere on the airport.

Sec. 3-6. Same; Cleaning Floors.

Floors shall be kept clean and free from oil. The use of volatile flammable solvents for cleaning floors is prohibited.

Sec. 3-7. Drip Pans.

Drip pans shall be placed under motors and kept clean at all times.

Sec. 3-8. Same; Compressed Gases.

No cylinder or flask of compressed, flammable gases shall be stored in hangars.

Sec. 3-9. Same; Explosives and Other Dangerous Articles.

No person shall store, keep, handle, use, dispense or transport at, in, or upon the airport any Class A or Class B explosives (as defined in the Interstate Commerce Commission Regulations for transportation of explosives and other dangerous articles), dynamite, nitroglycerine, black powder, fireworks, firearms, ammunition, blasting caps or other explosives, gasoline, alcohol, ether, liquid shellac, kerosene, turpentine, formaldehyde, or other flammable or combustible liquids, ammonium, nitrate, sodium chlorate, wet hemp, powdered metallic magnesium, nitrocellulose film, peroxides, or other easily inflammable solids or other corrosive liquids, prussic acid, phosgene, arsenic, carbonic acids, potassium cyanide, tear gas, lewisite or any Class A poison (as defined in the Interstate Commerce Commission Regulations for transportation of explosives and other dangerous articles), or any other poisonous substances, liquids or gases, any compressed gas, or any radioactive article, substance or material, at such time or place or in such manner or condition as to endanger unreasonably or as to be likely to endanger unreasonably persons or property.

CHAPTER 4

VEHICLES

Sec. 4-1. Vehicles; Licensing and Registration.

- (1) No person shall operate motorized ground equipment of any kind on the airport without a valid North Carolina State operators license.
- (2) No person shall operate any motor vehicle in the Air Operations area without having first registered same with the Airport Manager and obtained permission for the operation of such equipment.

- (a) Permission shall be granted to qualified persons in the form of a permit which shall be carried by that person at all times during vehicle operation in the Air Operations Area.
 - (b) The Airport Manager may restrict vehicle operations to a certain portion or segment of the Air Operations Area. Such restrictions shall prohibit vehicle operations outside designated area.
 - (c) Vehicles operating must be in strict compliance with Section 4-2, Rules of Operation, regarding speed limits, exercise of caution, etc.
- (3) No person shall operate from the airport any aircraft that is not fully certificated by the Federal Aviation Administration and registered with the Federal Aviation Administration, and carrying a current certificate of airworthiness, with exception of Government owned aircraft.

Sec. 4-2. Same; Rules of Operation.

- (1) No person shall operate a motor vehicle of any kind on the airport in a wreckless or negligent manner, or in excess of the speed limit prescribed by the Airport Manager. Speed limits shall not exceed fifteen (15) miles per hour in the Air Operations Area.
- (2) Pedestrians and aircraft shall at all times have right-of-way over vehicular traffic.
- (3) No person operating a motor vehicle on the airport shall fail to give proper signals, or fail to observe the directions of the posted traffic signs.
- (4) No person under the influence of intoxicating liquor or narcotic drugs shall operate a motor vehicle or aircraft on the airport.
- (5) No person shall operate any motor vehicle on the airport overloaded or carrying more passengers than that for which the vehicles were designed. No person shall ride on the running board, stand up in the body of moving vehicles, ride on the outside of the body on a vehicle, or with arm or leg protruding from the body of motor vehicles other than Crash/Fire/Rescue Vehicles designed for standing personnel.

- (6) No vehicle shall be operated on the airport if it is so constructed, equipped or loaded as to endanger persons or property.
- (7) No person shall operate a motor vehicle, scooter, truck, etc., without exhaust protected by screens or baffles to prevent the escape of sparks or the propagation of flame in any hangar on the airport.
- (8) When parking adjacent to a runway, all vehicles must park parallel to the runway and at least one hundred (100) feet to the outside of the runway lights.
- (9) During daylight hours, all authorized vehicles traversing in the Air Operations Area shall have an operable two-way radio, and notify airport manager of route and intentions. Before crossing any runway, all vehicles will first stop at hold short lines prior to crossing and ensure that no aircraft or vehicle is approaching. Upon clearance, the vehicle may proceed on or across runway. During hours of darkness, the vehicle operator shall turn off head lights when at hold short lines. Operators will ensure head lights do not interfere with pilot vision. All vehicles operating in the Air Operations Area without a two-way radio must be escorted by a vehicle having two-way radio communications
- (10) All vehicles shall pass to the rear of taxiing aircraft and on the airfield side of parked aircraft and shall pass no nearer than twenty (20) feet horizontal distance from any wing or tail section of a parked aircraft.
- (11) Emergency conditions existing at any time in the Air Operations Area will not mitigate or cancel these regulations. Permits issued under Section 4-1, Licensing and Regulations, shall be rendered invalid until the emergency situation has been alleviated. The Airport Manager or his designated authorized representative shall determine when normal operations may be resumed.
- (12) Speed Limits.
 - (a) No person shall drive a motor vehicle or a motor bicycle upon any public street or road within the territorial limits of the airport at a speed

greater than is reasonable and proper having regard for the traffic and the use of the street and road; or so to endanger the life or limb or injure the property of any person; if the rate of speed of any motor vehicle or motor bicycle operated upon a public street or road within the airport exceeds posted speed limit signs, such rate of speed shall be prima facie evidence that the person operating such motor vehicle or motor bicycle is running at a rate of speed greater than is reasonable or proper having regard to the traffic and the use of the street or road, or so as to endanger the life or limb or the property of any person.

- (b) The rate of speed on the street or road shall not exceed posted miles per hour speed limit signs, and it shall be unlawful for any person except emergency vehicles to drive a motor vehicle or motor bicycle at a rate of speed greater than the posted speed limit sign upon any street or road within the territorial boundaries of the airport.
- (c) The speed limit shall be ten (10) miles per hour on all aircraft parking aprons, ramps or congested areas.
- (d) The speed limit shall be twenty-five (25) miles per hour on all streets and taxiways on airport property with the exception of streets therein for which other speed limits are specified and posted.

(13) No motorized vehicles shall be operated in or upon the AOA unless its presence is specifically required for purposes of aircraft servicing, loading, or unloading, airport maintenance or aircraft emergencies.

(14) No motor vehicles or equipment other than tow tugs or auxillary engines shall be operated in any hangar.

Sec. 4-3. Same; Loading and Unloading Passengers and Baggage

- (1) No motorized vehicle, whether for hire or otherwise, shall load or unload passengers or baggage in any area on the airport except as designated for such purposes by appropriate signs or markings upon the pavement or as authorized by the Airport Manager.

Sec. 4-4. Same; Parking

- (1) No person shall park a motor vehicle for loading, unloading or any other purpose on the airport other than in areas specifically established for parking and in a manner prescribed by signs, lines or other means. No person shall abandon any motor vehicle on the airport. No person shall park a motor vehicle in a manner so as to obstruct roadways; nor in aircraft parking areas; nor on grass area.
- (2) No person shall park a vehicle in any space marked for parking in such a manner as to occupy part of another marked space, nor shall any person park, stand or wait in any reserved or restricted area so marked.
- (3) Parking in designated public parking areas is open to all members of the public using the airport. Employees of organizations shall utilize parking areas set aside for exclusive use of terminal employees.
- (4) All employees of organizations and agencies having tenancy in the airport's building area shall park private vehicles in the employee's parking lots, if provided, as may be designated by the Airport Manager.
- (5) All service vehicles, including utility company trucks, Government owned vehicles, delivery trucks, etc. shall park in specially reserved and marked areas as may be designated by the Airport Manager.
- (6) Limousine and taxi waiting and standing areas shall be those specifically reserved and marked as may be designated by the Airport Manager.

Sec. 4-5. Same; Parking Violations.

- (1) Person or persons found in violation of these regulations pertaining to parking shall be cited for traffic violations. Citations issued by police officers for violation shall be presented to the office of the Airport Manager for payment in accordance with the violation noted on the citation. Traffic citations not presented for payment within fifteen (15) days shall be prosecuted under the applicable provisions of the North Carolina General Statutes.
- (2) Fines for Violations shall be as follows:

A. Fines shall be in accordance with ordinances adopted by the Onslow County Board of Commissioners pursuant to North Carolina General Statute 153A-123.

B. Handicapped Parking Violations - \$25.00 plus court cost

Sec. 4-6. Same; Authority to Tow.

The Airport Manager shall have the authority to tow or otherwise remove, in a reasonable manner, motor vehicles which are parked on the airport in violation of this section at the operator's expense and without liability for damage which may result in the course of such movement. A grace period of two (2) hours shall be given all violations before towing or removal is initiated, with the exception of a violation in the handicapped zone.

Sec. 4-7. Same; Return and Removal of Rental Vehicles.

Each rental agency at the airport shall instruct its customers to return all rental vehicles to designated return areas. Rental vehicles found in any unauthorized area or in violation of any parking regulation shall be cited in accordance with the provisions of this section and a fine therefore shall be enforceable against the owner of the vehicle.

Sec. 4-8. Same; Repair of Vehicles.

No person shall clean or make any repairs to vehicles anywhere within the boundary of the airport other than in a shop or other areas designated for such purposes, except minor repairs necessary to remove such vehicles from the airport, nor shall any person move, interfere or tamper with any vehicle or put in motion the engine or take or use any vehicle part, instrument or tool thereof without the permission of the owner on satisfactory evidence of the right to do so presented to the Airport Manager.

Sec. 4-9. Same; Taxicabs, Limousines, Buses.

All individuals, partnerships and corporations operating taxi's, limousines, or buses on the airport for the purpose of transporting persons or passengers for hire, shall comply with the following rules and regulations.

(1) All taxi's limousines, and buses must be parked in such manner and in

such areas as may be designated from time to time by the Airport Manager.

- (2) All vehicles operated by a taxi or a limousine company shall be kept in good operating condition and appearance, and the right reserved by the Airport Manager to order removal from service any vehicles that are deemed unsafe or are continuously unkempt in appearance.
- (3) Charges made by any taxi, limousine, or bus for the conveyance of persons in its vehicle shall be posted in an appropriate place in the vehicle and made available to the Airport Manager.
- (4) Drivers of taxi's and limousines shall observe and comply with the rules and regulations set forth in the Airport Taxi Regulations contained in Appendix "A". Any willful violation of any rules or regulations of the Airport Taxi Regulations shall be punishable by the rules contained in the Airport Taxi Regulations. When one or more persons shall employ a vehicle and occupy the same as a passenger or passengers therein, the driver thereof shall not allow his vehicle to remain parked for a period longer than ten (10) minutes after the vehicle has been occupied, unless another time limit is otherwise agreed to in writing. Nothing in these rules shall be construed as preventing a passenger from boarding the cab or other commercial vehicle of his choice.
- (5) Only individuals, partnerships and corporations operating taxi's, limousines or buses on the airport holding a valid contract with the County shall participate in the operation as aforesated. No taxi, limousine or bus company shall solicit patrons on the airport without a valid contract with the County. Nothing in this section shall be construed as preventing a non-contracted firm from delivering or picking up patrons which have made a specific call to said non-contracted firms. Non-contracted firms shall in no case remain in a

designated area longer than two (2) minutes and shall not engage in any form of solicitation or enter the terminal building for that purpose.

Sec. 4-10. Same; Commercial Passenger Vehicles.

- (1) No person shall operate a commercial passenger vehicle at or upon the airport without first having obtained a permit from the Airport Manager, or having entered into a contract with the County. Commercial passenger vehicles as used herein shall mean those vehicles other than taxi's, which are operated for the transportation of customers between the airport and a motel, hotel, parking lot, automobile rental office, boat marina or other such terminal off airport property.
- (2) The Airport Manager is authorized and directed to issue a permit upon application therefore only after finding that the issuance of such a permit would contribute to the efficiency, safety, and convenience in handling the flow of customers at the airport.
- (3) The operators of such vehicles shall discharge and load passengers only at positions designated by the Airport Manager and shall have no right or privilege to park at such positions beyond the time required to discharge and load passengers and baggage, and during standby periods shall park only in areas designated and only to the extent of space available.
- (4) The cost of such permits shall be based on the schedule of total fees and charges for each category of commercial passenger vehicle as adopted and approved by the Onslow County Board of Commissioners.

Sec. 4-11. Same; Radio Equipment.

- (1) All vehicles operating in the Air Operations Area must be equipped with two-way radio and be in communication with the Unicom, with the exception of the following equipment, which will be accompanied by a radio equipped vehicle when operating or working on usable runways or taxiways.
 - (a) Crash equipment while attending an accident
 - (b) Refueling vehicles and towing tugs;

(c) Operational, agricultural and maintenance equipment.

Such vehicles not engaged in working on runways proper will keep the Unicom informed of the general areas in which they are working.

- (2) Installation of two-way radio does not permit the operation of vehicles on the airport without prior permission from the Airport Manager.
- (3) Any vehicles that have been permitted to operate on the airport will not proceed closer than two hundred (200) feet from the edge of the runways nor across any of the runways without permission of the Airport Manager.
- (4) No person shall operate any radio equipment in any aircraft when such aircraft is in a hangar during the time any maintenance, other than radio maintenance, is being performed on the aircraft.

CHAPTER 5

PUBLIC AND TENANT USAGE

Sec. 5-1. Public and Tenant Usage; Disorderly Conduct.

No person shall be or become intoxicated or drunk, commit any disorderly, obscene or indecent act, or commit any act of nuisance, nor conduct or engage in any form of gambling on the airport.

Sec. 5-2. Same; Sanitation, Trash Removal.

- (1) No person shall dispose of garbage, papers, refuse or other material on the airport except in the receptacles provided for that purpose; nor use a comfort station other than in a clean and sanitary manner; nor eat food or drink beverages in the terminal building lobby, other than in designated restaurant facilities; nor expectorate on the floors, walls, or other surfaces of the airport.
- (2) All airport tenants shall contact or arrange for the removal of all trash, garbage, waste or other debris that accumulates on their premises, or other areas used by said tenant. All trash and waste containers shall be equipped with securely fastening lids, shall be emptied with sufficient

frequency to prevent overflowing, and shall be cleaned with sufficient frequency to prevent the development of obnoxious odors.

Sec. 5-3. Same; Preservation of Property.

No person shall destroy, injure, deface or disturb in any way any building sign, equipment, marker or other structure, trees, flowers, lawn or other property on the airport; nor alter, make additions to, or erect any buildings or sign or make excavations on the airport; nor willfully abandon any personal property on the airport.

Sec. 5-4. Same; Weapons, Explosives, and Flammable Materials.

No person, except peace officers, duly authorized Post Office, airport and air carrier employees or members of the armed forces of the United States on official duty, shall carry any weapon, explosives or flammable materials on the airport except cased sporting guns carried for trans-shipment.

Sec. 5-5. Same; Interfering or Tampering with Aircraft.

No person shall interfere or tamper with any aircraft or put in motion the engine of such aircraft, or use any aircraft, aircraft parts, instrument or tools without permission of the owner or by specific direction of the Airport Manager.

Sec. 5-6. Same; Restricted Areas, Perimeter Gates.

- (1) No person shall enter the AOA, utilities and service rooms or areas, or other areas as may be designated restricted except:
 - (a) Persons assigned to duty therein;
 - (b) Persons authorized by the Airport Manager;
 - (c) Passengers, under appropriate supervision, entering the apron for the purpose of embarkation or debarkation.
- (2) All airfield perimeter gates shall be kept closed and locked at all times except when actually in use.

Sec. 5-7: Same; Use of Roads and Walks.

- (1) No person shall travel on the airport other than the roads, walks or places provided for the particular class of traffic.

- (2) No person shall occupy the roads or walks in such a manner as to hinder or obstruct their proper use.

Sec. 5-8. Same; Animals

- (1) No person shall enter the terminal building of the airport with an uncrated animal, except that dogs used by blind and deaf persons may be permitted for appropriate purposes.
- (2) No animal shall be permitted in the baggage claim area, except that dogs used by blind and deaf may be permitted for appropriate purposes. Crated animals delivered by the airlines as checked baggage must be delivered outside the terminal building.

Sec. 5-9. Same; Loitering and Refusal to Comply.

No person shall loiter or loaf on any part of the airport or in any building on the airport; nor shall any person come upon or use the airport except while traveling through as a passenger on a bus or taxi or while enplaning or deplaning as a passenger on aircraft operating at the airport, and after such person has been denied the use of the airport by the Airport Manager. Any person or persons who shall refuse to comply with these applicable rules and regulations after proper request to do so by the Airport Manager or other authorized representative, shall be requested to leave the airport and in the event of his or their failure to comply with the proper request to abide by the rules and regulations of the airport shall be regarded as a trespasser.

Sec. 5-10. Same; Use of Shop Areas.

All shops, garages, equipment and facilities are expressly for the conduct of the owner's or lessee's business and operations. No persons other than employees of the owner or lessee shall make use of these facilities or loiter around such premises without individual and specific permission of the owner or lessee.

Sec. 5-11. Same; Conducting of Business or Commercial Activity, Solicitation and Advertising.

- (1) No person shall engage in any business or commercial activity of any nature whatsoever on the airport except with the written approval of the

Airport Manager or the Onslow County Board of Commissioners, and under such conditions and terms as may be prescribed.

(2) The soliciting of fares, alms or funds for any purpose on the airport without the written permission of the Airport Manager is prohibited.

No Person shall solicit funds for any purpose, and no signs, advertisements or circulars may be posted or distributed at the airport without the written permission of and in such a manner as prescribed by the Airport Manager or his authorized representative.

Sec. 5-12. Same; Open Flame Operations.

No person shall conduct any open flame operations in any hangar or on the airport unless specifically authorized by the Airport Manager.

Sec. 5-13. Same; Smoking.

No person shall smoke on the airport apron, ramp, in any hangar or shop, service station area, or in any building, room or place on the airport where smoking is specifically prohibited, or within one hundred (100) feet of any fueling or defueling operation.

Sec. 5-14. Same; Trash Containers.

No person shall keep uncovered trash containers in any area. No vehicle used for hauling trash, dirt, or any other material shall be operated on the airport unless such vehicle is constructed so as to prevent the contents thereof from dropping, shifting, leaking or otherwise escaping therefrom. Areas to be used for trash or garbage containers shall be designated by the Airport Manager and no other areas shall be used. Such areas shall be kept clean and sanitary at all times.

Sec. 5-15. Same; Storage of Equipment.

No tenant or lessee on the airport shall store or stack material or equipment in such a manner as to constitute a hazard to personnel or property.

Sec. 5-16. Same; Maintenance.

All tenants shall be required to maintain their leased property in a condition of repair, cleanliness and general maintenance in a manner agreeable to the

Airport Manager and in accordance with their individual lease agreements and free from all fire hazards.

Sec. 5-17. Same; Fire Equipment.

All tenants or lessees shall supply and maintain such adequate and readily accessible fire extinguishers as are approved by Fire Underwriters for the particular hazard involved.

Sec. 5-18. Same; Structural and Decorator Changes.

No tenants, lessees or grantees will be permitted to effect structural or decorative changes or additions of any type without permission of the Airport Manager. This permission will be written by the Airport Manager.

Sec. 5-19. Same; Damages.

Tenants, lessees, and grantees shall be fully responsible for all damages, to buildings, equipment, real property and appurtenances in the ownership or custody of the airport caused by their negligence, abuse or carelessness on the part of their employees, agents, customers, visitors, suppliers or persons with whom they may be doing business.

Sec. 5-20. Same; Metering, Water & Sewer Connections.

Every tenant shall provide a meter for the purpose of accurately measuring gas, water and electrical power used by the tenant, or the flat rate fees for these utilities as prescribed by lease agreements.

Sec. 5-21. Same; Payment of Charges.

- (1) All billings are payable upon presentation unless otherwise noted thereon.
- (2) All percentages or income charges are payable within thirty (30) days of the end of the accounting period unless otherwise stipulated in writing.
- (3) The Airport Manager shall have the authority to detain any aircraft for nonpayment of any charges due to the Albert J. Ellis County Airport.

Sec. 5-22. Same; Default of Obligations.

When any tenant, user or grantee is formally notified that he is held in default of any written or implied obligation to the County, whether it be for

breach of performance or service covenants or nonpayment, he will thereafter be billed for all losses of revenue, expenses incurred to reestablish performance or service, or other costs unless the tenant, user or grantee files with the Airport Manager in ten (10) days of receipt of the formal notification a statement that corrected or preventive measures have been initiated and will diligently be carried to completion. If the promises contained in the statement are not fulfilled, the tenant, user or grantee will be considered in absolute default; and appropriate lawful steps shall be taken.

Sec. 5-23. Same; Use of Other Law Enforcement Agencies.

In the event that occasions arise that are beyond the capability of regular airport police, outside law enforcement agencies shall be called for assistance.

Sec. 5-24. Same; Registration of Persons Stationed or Employed on or Operating From Airport.

The names, office telephone numbers and nature of business or occupation of all persons stationed or employed upon the airport or receiving instructions thereon or operating therefrom shall be registered at the Executive Office of the Airport.

Sec. 5-25. Same: Registration of Persons for Security Control Keys.

- (1) In order to improve security for the airport and its terminal tenants, the locks on all terminal doors, and other selected buildings and gates are maintained and controlled by the Airport Manager.
- (2) All tenants, lessees and grantees and their agents and employees requiring keys for their respective leasehold area shall have initial keys issued at no cost.
- (3) Keys for the security control system shall not be available from local locksmiths or key cutters. Replacement keys shall be available only through the Airport Manager's office under the following conditions.
 - (a) New (additional) employees will be provided the initial issue of keys at no cost by making application to the Airport Managers Office.

(b) New (replacement) employees will receive those keys issued to the old employee they are hired to replace. Tenants, lessees and grantees shall establish a separation system which insures that keys previously issued to their agents and employees are returned to the Airport Manager's office for reissue. If keys are not available from a separated employee for reissue to a new employee, the employee's request for keys shall be treated as lost keys in accordance with Sec. 5-25 (3)

(c) following:

(c) Replacement of lost keys will cost \$5.00 each for the keys, plus the cost of recombining any affected locks in order to maintain airport security, plus 50% for labor and administrative costs.

CHAPTER 6

SCHEDULE OF CHARGES

- (1) Certified Air Carrier: Schedule of rates and charges for all certified air carriers shall be set forth by the Onslow County Board of Commissioners and reviewed whenever necessary and appropriate. These fees shall include the following: landing fees, floor rental charges and any other charges that are pertinent to the operation of the airport. These charges shall apply to all certified scheduled and non-scheduled air carriers desiring to use the airport without discrimination. Landing charges will be based on a weight/minimum basis.
- (2) Private and Commercial Aircraft: The terms and the fees for such operations and a certificate showing the scope of the operations which are authorized by the airport shall be obtained by persons or firms desiring to enter into commercial activities. Landing fees for other aviation or local operators shall be set from time to time by the Onslow County Board of Commissioners.
- (3) Placement of Aircraft: Airport Manager reserves the right to designate specific-parking areas for use by any or all aircraft at any time.
- (4) Landing Fees, Private Aircraft: At the present time, there is no landing fee

for private or business aircraft at the airport.

(5) Commercial Activities:

- (a) No aircraft owner or aviation organization shall engage in any commercial activities of any type at the airport unless prior permission and certification are obtained from the Onslow County Board of Commissioners.
- (b) No person or firm shall engage in flight instructions at the airport unless prior to giving such instructions he has registered his current flight instructor's certificate with the Airport Manager's office, has submitted his certificate for inspection to the airport manager, and has filed with the Airport Manager a certificate of insurance, said insurance to be for the protection of the Onslow County Board of Commissioners, the Airport Advisory Commission, instructor, and student; nor shall any person holding only a student permit be allowed to perform the first solo in an aircraft from the airport unless under the direct supervision of a pilot holding a valid instructor's certificate of the proper grade and rating. Said instructor must be in attendance at the airport during the period in which the flight is made.
- (c) No person or firm shall employ the services of a certificated airframe and power plant mechanic or authorized inspector unless such mechanic or inspector is in the full-time employ of said person or firm, or is in the employ of a Fixed Base Operator holding a current operating agreement with the Onslow County Board of Commissioners.

Adopted the 3rd day of October, 1988.

Effective October 3, 1988.

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for private or business aircraft at the airport.

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- (a) No aircraft owner or aviation organization shall engage in any commercial activities of any type at the airport unless prior permission and certification are obtained from the Onslow County Board of Commissioners.
- (b) No person or firm shall engage in flight instructions at the airport unless prior to giving such instructions he has registered his current flight instructor's certificate with the Airport Manager's office, has submitted his certificate for inspection to the airport manager, and has filed with the Airport Manager a certificate of insurance, said insurance to be for the protection of the Onslow County Board of Commissioners, the Airport Advisory Commission, instructor, and student; nor shall any person holding only a student permit be allowed to perform the first solo in an aircraft from the airport unless under the direct supervision of a pilot holding a valid instructor's certificate of the proper grade and rating. Said instructor must be in attendance at the airport during the period in which the flight is made.
- (c) No person or firm shall employ the services of a certificated airframe and power plant mechanic or authorized inspector unless such mechanic or inspector is in the full-time employ of said person or firm, or is in the employ of a Fixed Base Operator holding a current operating agreement with the Onslow County Board of Commissioners.

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