

**ASHEVILLE REGIONAL
AIRPORT AUTHORITY**



RULES AND REGULATIONS

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Amended
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SECTION 1 - DEFINITIONS

Unless specifically defined otherwise herein, or unless a different meaning is apparent from the context, the terms used in these Rules and Regulations shall have the following definitions:

Abandon - shall mean to forsake, desert, give up and/or surrender one's claim or right, license, use or privilege.

Airport Director - means the chief executive officer of the Authority or their designee.

Airport Movement Area (AMA) - the runways, taxiways and other areas of an airport that are utilized for taxiing, air taxiing, takeoff and landing of aircraft.

Airport Operations Area (AOA) – the area of the Airport used for aircraft landing, takeoff, or surface maneuvering including the areas around hangars, navigation equipment and communication facilities.

Aircraft – any device used or designed for navigation or flight in the air including, but not limited to, an airplane, sailplane, glider, helicopter, gyrocopter, ultra-light, balloon or blimp.

Airport - shall mean the Asheville Regional Airport (AVL).

Apron or Ramp - shall mean those areas of the airport within the AOA designated for loading, unloading, servicing or parking of aircraft.

Authority - shall mean the Asheville Regional Airport Authority.

Authorized Area - shall mean a specified location, approved by the Authority, as accessible to specifically authorized person(s).

Authorized Representative - shall mean such individual or individuals as designated by the Airport Director.

City - shall mean the City of Asheville, North Carolina.

Code - shall mean the code of laws of any Local, State, or Federal Agency, as may be amended from time-to-time.

Concessionaire Rental Car Company - shall mean a company, which is a party to a then current, valid rental car concession agreement with the Authority.

Commercial Activity - shall mean the exchange, trading, buying, hiring or selling of commodities, goods, services, or tangible or intangible property of any kind, and/or any revenue producing activity on the Airport. Receipt of any donation, gift or any other tangible or intangible consideration in exchange for any such activity shall not classify the activity as being non-commercial.

Commercial Aviation Operators - shall mean all operations of aircraft for any commercial purposes or activity.

Commercial Vehicle - shall mean any vehicle other than a private vehicle being used for commercial use.

County - shall mean Buncombe County, North Carolina.

Courtesy Vehicle - shall mean any vehicle used in commercial activity as herein defined, other than a taxicab, limousine, etc .to transport persons, baggage or goods, or any combination thereof, between the airport and the business establishment owning or operating such vehicle, the operation of which is generally performed as a service without any direct or indirect costs to the passenger.

Director Of Operations - shall mean that individual or their designee having immediate charge of the respective Airport and acting under the direction of the Airport Director of the Authority.

Fire Department - shall mean the Department of Public Safety.

Flammable Liquids - shall mean liquid that is combustibile and can burn or can cause a flame.

Gross Weight - shall mean the maximum allowable gross landing weight of aircraft as determined by the Federal Aviation Administration or other governmental agency having jurisdiction to define gross weight in the respective context.

Helicopter - shall mean a rotorcraft that, for its horizontal motion, depends principally on its engine driven rotors.

Landing Fee - shall mean a fee payable for any commercial use of the Airport, such fee being based on the maximum certified gross landing weight of the aircraft or otherwise. The fee is payable regardless of whether the commercial use was a landing or a take off; however, the operator shall not be charged for both a landing and a take off during the same operation.

Law Enforcement Agency - shall mean the Department of Public Safety.

Motor Vehicle - shall mean a self-propelled device in, upon or by which a person or property may be transported, carried or otherwise moved from point-to-point, except aircraft or devices moved exclusively upon stationary rails or tracks.

NFPA - shall mean the National Fire Protection Association.

Non-Commercial Activity - shall mean activities undertaken not for profit, but solely for philanthropic, religious, charitable, benevolent, humane, public interest, or similar purpose and no consideration for same is received, pledged or promised for any part of the respective activity.

Non-Operating Aircraft - shall mean any aircraft located on an airport which does not then possess a current certificate of air worthiness issued by the Federal Aviation Administration and is not then actively being repaired in good faith to become an operating aircraft. Decisions whether good faith repairs are being made shall be made by the Airport Director or designee and shall be reviewed only by the Authority by filing a written notice of appeal with the Authority within not later than five (5) business days after a determination of a lack of good faith determination by the Airport Director or designee.

Operator - shall mean individual directly controlling or maneuvering equipment, vehicles or aircraft.

Operating Directives (OD) - shall mean the specific written documents detailing the approved methods of operations as directed by the respective Director of Operations assigned to have oversight of the operations by the Airport Director.

Owner - shall mean person(s) possessing a fee interest in real property or ownership interest in personal property.

Park - shall mean to put or leave or let a motor vehicle or aircraft or ultra-light stand or stop in any location whether the operator thereof leaves or remains in such vehicle or aircraft or ultra-light when such standing or stopping is not required by traffic controls or by conditions beyond the control of the operator.

Person - shall mean any individual, firm, partnership, corporation, company, association, joint stock association or body politic; and includes any trustee, receiver, committee, assignee or other representative or employee thereof. Person includes the singular and plural whenever the context permits.

Private Vehicle - shall mean a vehicle transporting individual(s) or property for which no charge is paid directly or indirectly by the passenger or by any other individual or entity.

Public Areas - shall mean a specified location maintained or planned for community use to the extent of activities that are allowed as any "community use."

Public Parking Facilities - shall mean all parking facilities provided for the public at the Airport.

Ramp – See Apron.

Rental Car Concession Agreement - shall mean the agreement between the Authority and a concessionaire rental car company providing for the conduct of rental car business and for the payment of applicable fees associated therewith including leasing of Airport facilities.

Restricted Area - shall mean any area of the Airport designated to prohibit or limit entry or access to authorized persons.

Rotorcraft - shall mean a heavier-than-air aircraft that depends principally for its support in flight on the lift generated by one or more rotors.

Rules And Regulations - shall mean these Rules and Regulations of the Authority, properly adopted by resolution of the Authority, as may be amended from time-to-time.

Runway - shall mean a restricted area used solely for take-off and landing of aircraft.

Solicitation or To Solicit - shall mean to repetitively or continuously, directly or indirectly, actively or passively, openly or subtly, ask orally, in writing, or otherwise, (or endeavor to obtain by asking), request, implore, plead for, importune, seek or try to obtain.

Taxi Lane or Taxiway - shall mean those portions of the AOA authorized or designated by the Authority for the surface maneuvering of aircraft, which are used in common, and are not located within leasehold areas and which may or may not be under the control of an Air Traffic Control Tower.

Taxi Cab, Taxi or Cab - shall mean any automobile that carries person for a fare, determined by a meter and that is appropriately licensed as a taxicab by the proper governmental authority.

Through-the-Fence Operator - A commercial activity that is directly related to the use of the airport, but is developed or located off airport property beyond the sponsor's control. It also includes services performed on the airport by individuals or companies, which may or may not have a lease or permit from the sponsor to perform such services.

Transient Aircraft - shall mean an aircraft not using the Airport as its permanent base of operations.

Ultralight Aircraft - shall mean an aircraft as defined in Federal Aviation Regulations Part 103 that is used or intended to be used for manned operation in the air by one or more occupants

Unicom – shall mean the common UNICOM frequency for the airport.

Vehicle - shall mean a device in, upon or by which a person or property may be propelled, moved, or drawn, including device moved by human or animal power, except aircraft, or devices moved exclusively upon stationary rails or tracks.

Weapon - shall mean a gun, knife, blackjack, slingshot, metal knuckles, tear gas or any explosive device or any other substantiating instrument that can be utilized to coerce, intimidate or injure an individual.

Words relating to aeronautical practices, processes and equipment shall be construed according to their general usage in the aviation industry.

SECTION 2 – GENERAL INFORMATION

PURPOSE

This document prescribes the Rules and Regulations for users of the Airport owned and operated by the Asheville Regional Airport Authority.

INTRODUCTION

Prudent and proper administration requires that rules and regulations establishing the minimum acceptable conduct for Airport users be adopted. The requirement to impose such rules and regulations is in the public interest. This requirement provides protection from irresponsible and/or unsafe operations.

APPLICABILITY

These Rules and Regulations apply to any person or entity utilizing the Airport.

VIOLATIONS, PENALTIES AND PROCEDURES

If the Airport Director determines that any of these Rules and Regulations have been violated, and that he or she cannot resolve the matter satisfactorily by notice to, and discussion with, the offending party, then the Airport Director may take formal action against the offending party. Such action may include, but not limited to, reprimand, fines, suspension of airport operations by the party, or revocation of the party's right to utilize the Airport.

AMENDMENT TO EXISTING RULES AND REGULATIONS

These rules and regulations shall for all purposes be deemed to be an amendment and restatement of the *Rules and Regulations of the Asheville Regional Airport Authority* which were in effect immediately prior to the adoption of these standards. On or after the Effective Date of these Rules and Regulations, any reference in any Authority agreement to such prior rules and regulations shall be deemed to be a reference to these Rules and Regulations.

RIGHT TO AMEND RULES AND REGULATIONS

The Asheville Regional Airport Authority reserves the right to adopt such amendments to these Rules and Regulations from time to time as it determines are necessary or desirable to reflect current trends of airport activity for the benefit of the general public or the operation of the Airport.

EFFECTIVE DATE

These Rules and Regulations shall become effective on April 19, 2004.

APPROVED

A handwritten signature in black ink, appearing to read "D. Edwards, Jr.", written in a cursive style.

David N. Edwards, Jr., A.A.E.
Airport Director

SECTION 3 - GENERAL REGULATIONS

COMPLIANCE WITH RULES AND REGULATIONS

- a. The Airport Director or designated representative has authority to take such action as may be necessary to safeguard the public in attendance at the Airport, and facilities. All persons employed on or using the Airport shall cooperate with the Airport Director or designated representatives responsible for enforcing these Rules and Regulations.
- b. Any permission granted by the Authority, directly or indirectly, expressly, or by implication or otherwise, to any person to enter or to use the Airport or any part thereof, is conditioned upon strict compliance with the Rules and Regulations of the Authority.
- c. Any permission granted by the Authority under these Rules and Regulations is conditioned upon the payment of any and all applicable fees and charges established by the Authority.
- d. Written operating procedures and directives issued by the Airport Director from time-to-time shall be considered as addenda to and have the full force and effect as these Rules and Regulations.

COMMERCIAL ACTIVITY

No person shall occupy or rent space; nor conduct any business, commercial enterprise or activity, or other form of revenue or non-revenue producing activity on the Airport without first obtaining a written lease, contract, permit or other form of written authorization from the Authority.

An aircraft owner desiring flight instruction in their owned aircraft may have such flight instruction provided by a "qualified" Certified Flight Instructor that is properly insured to conduct such flight instruction. Such activity shall not be considered "Commercial Activity" for purposes of these Rules and Regulations.

THROUGH-THE-FENCE OPERATIONS

As a general principle, the Authority will not enter into any agreement, which grants access to the public landing area and/or serviced on adjacent property. Exceptions will be considered on a case-by-case basis, and only when lease terms and operating restrictions can ensure security, safety, equitable compensation to the Authority, and a fair competitive environment for other comparable airport tenants.

LIABILITY

The Authority assumes no responsibility for loss, injury, or damage to persons or property by reason of fire, theft, vandalism, wind, earthquake, collision, strikes, or acts of God; nor does it assume any liability for injury to persons while on the Airport.

ADVERTISING AND DISPLAY/COMMERCIAL SPEECH

- a. No person shall post, distribute, or display signs, advertisements, literature, circulars, pictures, sketches, drawings, or other forms of printed or written matter at the Airport without written permission from the Airport Director or designee.
- b. No person shall post or display signs, pictures, sketches, drawings or other forms of printed or written material in any exterior area at the Airport without written permission from the Authority.
- c. No person, for a commercial purpose, shall post, distribute, or display signs, advertisements, circulars, pictures, sketches, drawings, or engage in other forms of commercial speech without a written contract, permit or other form of written authorization from the Authority.

COMMERCIAL PHOTOGRAPHY

No person shall take still, motion or sound motion pictures or make sound records or recordings of voices or otherwise on the Airport for commercial purposes without written permission from and in a manner authorized by the Authority; provided, however, that this regulation does not apply to bona fide coverage by the news media conducting their business in authorized areas.

SOLICITATION

No person shall solicit for any purpose at the Airport without prior authorization from the Airport Director.

OBSTRUCTION OF AIRPORT USE AND OPERATIONS AREAS

No person shall obstruct, impair or interfere with the safe and orderly use of the Airport by any other person, vehicle or aircraft.

RESTRICTED AREAS AND AIR OPERATIONS AREA

- a. Except as otherwise provided herein, no person may, without the prior written authorization of the Authority, enter the AOA or any Restricted Area on the Airport, except:
 1. Persons assigned to duty thereon.
 2. Passengers who, under appropriate supervision, enter upon the Aircraft Apron for the purposes of enplaning or deplaning an aircraft.
 3. Persons to the extent authorized by the Authority or the Airport Director.
 4. Persons engaged, or having been engaged, in the operation of aircraft.

- b. The security of vehicle and pedestrian gates, doors, fences, walls, and barricades leading from a tenant or lessee, or contractor's use area, to or from the AOA, or any other Restricted Area, shall be the responsibility of the tenant, lessee or contractor abutting the AOA.
- c. No person shall walk or drive across the AMA of the Airport without specific permission from the Director of Operations and the FAA air traffic control tower (if applicable) at the Airport.

PICKETING, MARCHING AND DEMONSTRATION

Airports are places for conducting matters of commerce and airports have special safety considerations. No person or entity has any right to conduct any of the following activities except to the extent and at the specific places as authorized in writing by the Authority. No person shall walk in a picket line as a picketer or take part in any form of demonstration including, but not limited to, parades, marches, patrols, sit-ins and public assemblies on any part of the Airport, except in or at the place specifically assigned by means of prior arrangements in writing by the Authority for such picketing or other permitted demonstration and any such picketing or demonstration shall be conducted as follows:

- a. In the peaceful and orderly manner contemplated by law, without physical harm, molestation, threat or harassment of any person, without obscenities, any violence, any breach of the peace, or other unlawful conduct whatsoever.
- b. Without obstructing the use of the Airport by others and without hindrance to or interference with the proper, safe, orderly and efficient operation of the Airport and activities conducted thereupon.
- c. In strict accordance with the Authority operating procedures governing such activities on the Airport and pursuant to direction and conditions outlined in writing by the Authority in each instance.

OTHER LAWS

All applicable Local, State and Federal laws, rules and regulations now in existence or hereafter promulgated, are hereby adopted by reference as part of the Rules and Regulation of the Airport to the extent that the respective law, rule and/or regulation applies in the particular instance.

INSURANCE CERTIFICATES

- a. If required, a valid certificate of insurance, or true copies of it, shall be delivered to the Authority Office by each tenant holding a written agreement, lease, sublease, license, contract and/or permit executed with or from the Authority.
- b. A valid certificate of insurance shall also be delivered to the Authority Office by any contractor, subcontractor, sub-subcontractor, material man, supplier, laborer and/or construction company or other form or entity functioning on or in the respective Airport

property. Amounts of and scope of coverage liability are to be determined by the Airport Director (See Appendix A). All policies shall name the Authority, its officers, servants, agents and employees as additional insured.

DAMAGE INSPECTION

At the earliest opportunity, a damage inspection of any airport facilities involved in an accident or incident shall be made by the Director of Operations and the aircraft, or vehicle owner or operator to determine the extent of damages to the field, facilities or buildings of the Airport and otherwise. Damages so sustained will be assessed by the Director of Operations as a claim against the owner or operator of the aircraft, vehicle, or operator as may be appropriate in the specific instance.

RESPONSIBILITY FOR DAMAGES

Any person causing damage to, or destroying, Airport Authority property of any kind, including buildings, fixtures, or appurtenances, whether through violation of these Rules and Regulations, or through any act or omission, shall be fully liable to the Authority. Any and all such damage and/or destruction shall be reported immediately to the Director of Operations.

ACCIDENT REPORTS

Any person involved in any accident, whether personal, aircraft or automotive, or otherwise occurring anywhere on an Airport, shall make a full report to the Department of Public Safety as soon as possible after the accident. The report shall include, but not be limited to, the names and addresses of all principals and witnesses, if known, and a detailed statement of the facts and circumstances.

NON-AVIATION STORAGE OF EQUIPMENT

Unless otherwise provided for by lease, or other agreement, or permit, no person shall use any area of the Airport, including buildings, either privately owned or publicly owned, for any storage of cargo or any other property or equipment without permission from the Airport Director or designee. If, notwithstanding this prohibition, a person, firm or corporation uses such areas for storage without first obtaining such permission, the Airport Director or designee shall have the authority to order the cargo or any other property removed, or to cause the same to be removed and stored at the expense of the owner or consignee without any responsibility or liability there for.

SECTION 4 - PERSONAL CONDUCT

COMPLIANCE WITH SIGNS

All individuals shall observe and obey all posted signs, fences, and barricades governing activities and/or demeanor of the respective individual while at the Airport.

USE AND ENJOYMENT OF AIRPORT PREMISES

- a. No individual singularly or in association with others shall by his, her, or their conduct or by congregating with others, prevent any other individual(s) lawfully entitled thereto from the use and enjoyment of the Airport and its facilities or any part thereof, or prevent any other individual(s) lawfully entitled thereto from free and unobstructed passage from place-to-place, or through entrances, exits or passageways on the Airport.
- b. It shall be unlawful for any individual to remain in or on any public area, place or facility at the Airport, in such a manner as to hinder or impede the orderly passage in or through or the normal or customary use of such area, place, or facility by individuals or vehicles entitled to such passage or use.
- c. No individual shall commit any disorderly, obscene, or indecent act, or commit any nuisance, or abandon any property.
- d. No individual shall throw, shoot, or propel any object in such a manner as to interfere with or endanger the safe operation of any aircraft taking off from, landing at, or operating on the Airport, or any vehicle on the Airport.
- e. No person shall use profane or abusive language to any Airport employee within any building, room or area of the Airport used by members of the public.
- f. No individual shall knowingly or willfully make any false statement or report to the Authority or its authorized representative.
- g. Or as otherwise covered under N.C.G.S. 63.

ENVIRONMENTAL POLLUTION & SANITATION

To the maximum extent possible, each individual or entity while on Airport property shall limit activities thereon in such a manner as not to cause littering or any other form of environmental pollution.

- a. No person (which includes each individual and entity) shall dispose of garbage, papers, refuse, or other form of trash including cigarettes, cigars, and matches, except in receptacles provided for such purpose.
- b. No person shall dispose of any fill or building materials or any other discarded or waste materials on Airport property except as approved in writing by the Authority and no liquids shall be placed in storm drains or the sanitary sewer system at the Airport which will damage such drains or system or will result in environmental pollution passing through such drain or system.
- c. No person shall use a comfort station or restroom toilet or lavatory facility at the Airport other than in a clean and sanitary manner.

- d. Any solid or liquid material, which may be spilled at the Airport, shall immediately be cleaned up by the person responsible for such spillage and reported immediately to the Director of Operations. In no case shall any refuse be burned at the Airport except as specifically authorized by the Airport Director.
- e. No person shall unnecessarily, or unreasonably, or in violation of law, cause any smoke dust, fumes, gaseous matter or particular to be emitted into the atmosphere or be carried by the atmosphere.
- f. Any person discarding chemicals, paints, oils or any products which may not discarded in a routine manner will adhere to all applicable State, Local, and Federal laws and regulations.
- g. All persons shall fully comply with any established Airport Stormwater Pollution Prevention Plan (SWPPP) and National Pollutant Discharge Elimination System (NPDES) Permit.

ANIMALS

- a. Except for animals that are to be or have been transported by air and are properly confined for air travel, no person shall permit any animal under his or her control or custody to enter the Airport unless in a suitable container or on a leash in direct control of an adult/owner.
- b. No person other than in conduct of an official act shall hunt, pursue, trap, catch, injure or kill any animal on the Airport.
- c. No person shall feed or do any other act to encourage the congregation of birds or other animals on the Airport.
- d. No Person shall fish or boat from the Airport property on or in any lakes, ponds or other bodies of water located on the Airport.
- e. Animals shall be allowed to the extent mandated by applicable law, including "service animals" pursuant to the Americans with Disabilities Act.

FIREARMS AND WEAPONS

No person, except those persons to the extent then authorized by Federal Law and/or State Law, may carry or transport any firearm or weapon on the Airport except when such firearm or weapon is properly encased for shipment or is part of a survival kit and is properly packed with such items.

The Authority reserves the right to restrict the carrying of firearms and weapons by watchman and guards on Airport property.

- a. For the purpose of this section, a firearm means: (i) any weapon, including a starter gun, which will, or is designed to, or may readily be converted to expel a projectile by

the action of an explosive other than flare guns, (ii) any firearm muffler or firearm silencer, or (iii) any destructive device.

- b. For the purpose of this section, a weapon means any dirk, metallic knuckles, any slingshot, billy, tear gas gun, chemical weapons, electric weapon, or device or any other deadly weapon as defined as such by any Federal, State or Local Law.
- c. No person shall discharge any firearm or weapon on the Airport except in the performance of official duties requiring discharge thereof.
- d. No person shall furnish, give, sell or trade any firearm or weapon on the Airport without prior written authorization from the Authority. No such activity shall be favored and no such permission shall be granted without a showing of good cause to do so.

PRESERVATION OF PROPERTY

No person may destroy, injure, deface or disturb any building, sign, equipment, marker, or other structure, tree, flower, lawn, and/or other tangible property on the Airport.

- a. No person shall travel upon the Airport other than on roads, walks or other marked rights-of-way provided for such specific purpose.
- b. No person shall alter, add to or erect any buildings or sign on the Airport or make any excavation on the Airport without prior expressed written approval from the Authority or the Airport Director to the extent such permission can be authorized by the Airport Director or designee.
- c. Any person causing or being responsible for injury, destruction, damage, or disturbance at the Airport shall immediately report such incident to the Director of Operations.

LOST, FOUND AND ABANDONED PROPERTY

- a. Any person finding any lost article(s) in the public areas at any Airport shall immediately deposit them with the Airport Director or designee. Articles unclaimed by their proper owner within ninety (90) days thereafter shall, upon request be turned over to the finder in accordance with State Law. Nothing in this paragraph shall be construed to deny the right of Airport tenants to maintain "lost and found" services for property of their patrons, invitees or employees. Articles to which the owner or finder is not entitled to lawful possession shall be forfeited to the Authority for disposal in accordance with the provisions of then applicable North Carolina Statutes.
- b. No person shall abandon any property on the Airport.
- c. Any property, which has been determined by the Authority to be abandoned will be removed, stored, and/or disposed of at the Owner's expense and in accordance with applicable North Carolina Statutes.

ALCOHOLIC BEVERAGES AND CONTROLLED SUBSTANCES

- a. No person under the influence of liquor or narcotic drugs shall operate any motor vehicle or aircraft of any type at the Airport.
- b. The consumption of alcoholic beverages on Airport property will be highly discouraged except for those areas as designated by the Authority for the sale and/or consumption of alcoholic beverages.

SECTION 5 - FIRE AND SAFETY

GENERAL

- a. All persons using the Airport or any facilities at the Airport shall exercise the utmost care to guard against fire and injury to persons and/or property.
- b. All applicable codes, standards and recommended practices of Local, State or Federal agencies now in existence or hereafter promulgated and not in conflict herewith, or not in conflict with any Operating Directive of the Authority or with Federal Aviation Regulations, are hereby adopted by reference as part of the Rules and Regulations of this Airport.

FUELING OPERATIONS

a. Aircraft Engines

1. No aircraft shall be fueled or de-fueled with any fuel other than Jet A while one or more of its engines are running or the aircraft is then being warmed by external heat.
2. No person shall start the engine of an aircraft if there is any gasoline or other volatile fluid on the ground or otherwise within the vicinity of the aircraft and starting the engine could ignite such fuel.

b. Distance From Buildings

1. Aircraft being fueled shall be positioned so that aircraft fuel system vents or fuel tank openings are not closer than fifty (50) feet from any terminal building, hangar, service building or enclosed passenger concourse other than a loading walkway.
2. Fuel trucks, whether loaded or empty, shall never be in hangers nor be parked unattended within a distance of less than fifty (50) feet from hangars, paint and dope shops, fuel storage systems, or any other building or structure where any individual may be present therein.

c. Spillage of Fuel

1. No fuel, grease, oil, dopes, paints, solvents, acid, flammable liquids or contaminants of any kind shall be suffered or allowed to flow into or be placed in any airport sanitary or storm drain system.
2. Any persons, including the owner or operators of aircraft, causing overflowing or spilling of fuel, oil, grease, or other contaminants anywhere on the Airport, shall be responsible for expeditious notification to the Director of Operations of said spillage and will be held responsible for immediate cleanup of the effected area. When fuel spills occur, fueling shall stop immediately.
3. In the event of spillage, fuel delivery devices and other vehicles shall not be moved or operated in the vicinity of the spill until the spillage is removed. A fireguard shall be promptly posted.

d. Passengers

No Aircraft shall be fueled or de-fueled while any passenger is on board unless a passenger-boarding device is in place at the cabin door of the Aircraft, the door is open, and a flight crewmember is at or within 10 feet of that cabin door.

e. Static Bonding / Aircraft Grounding

Prior to fueling of Aircraft, the Aircraft and the transfer fuel apparatus shall be adequately bonded or grounded as specified herein below.

1. Prior to making any fueling connection to the Aircraft, the fueling equipment shall be physically bonded or grounded to the Aircraft being fueled by use of a cable, thus providing a conductive path to equalize the potential between the fueling equipment and the Aircraft. The bond or ground shall be maintained until fueling connections have been removed.
2. When fueling over a wing, the nozzle shall be bonded or grounded with a nozzle bond or ground cable having a clip or plug to a metallic component of the Aircraft that is metallically connected to the tank filler port. The bond or ground connection shall be made before the filler cap is removed. If there is no plug receptacle or means for attaching a clip, the Operator shall touch the filler cap with the nozzle spout before removing the cap so as to equalize the potential between the nozzle and the filter port. The spout shall be kept in contact with the filler neck until the fueling is completed.
3. When a funnel is used in Aircraft fueling, it shall be kept in contact with the filler neck and the fueling nozzle spout or the supply container to avoid the possibility of a spark at the fill opening. Only metal funnels shall be used.

4. Each hose, funnel, or apparatus used in fueling or de-fueling Aircraft shall be maintained in good condition and must be properly bonded to prevent ignition of volatile liquids.

f. Positioning of Equipment For Fueling

Positioning of Aircraft fuel servicing vehicles shall be as follows:

1. Aircraft fuel servicing vehicles shall be positioned so that they can be moved promptly after all aircraft fuel hoses have been disconnected and stowed.
2. The drive engine of the fuel pump of the aircraft fuel servicing vehicles shall not be positioned under the wing of aircraft during over wing fueling or where aircraft fuel system vents are located on the upper wing surface. Aircraft fuel servicing vehicles shall not be positioned within a 10 feet (3 meters) radius of aircraft fuel system vent opening.
3. Hand brakes shall be set on fuel servicing vehicles before operators leave the vehicle cab.
4. No fueler shall be backed within twenty (20) feet of an aircraft unless a person is posted to assist or guide the movement of that fueling vehicle or fueling object.

g. Fire While Fueling

When a fire occurs in a fuel delivery device while servicing an aircraft, fueling shall be discontinued immediately and all emergency valves and dome covers shall be shut down at once and the Fire Department and the Director of Operations shall be notified immediately.

h. Operation of Fuel Tenders On Runways & Taxiways

No fuel vehicle designed for or employed in the transportation of fuel shall be operated on a taxiway or runway at any time without expressed prior permission from the Director of Operations to operate that vehicle in that place at that time.

i. Fire Extinguishers

No person shall engage in aircraft fueling or de-fueling operations without adequate and fully functioning fire extinguishing equipment being there and being readily accessible at the points of fueling. All fire extinguishing equipment shall be recertified annually and all persons shall be trained in the use of the equipment and recertified annually.

j. Parking Areas For Fuel Tender

Parking areas for the Authority approved fuel tenders shall be arranged to:

1. Facilitate dispersal of the vehicles in the event of emergency;
2. Provide at least ten (10) feet of clear space between parked vehicles for accessibility for fire control purposes;
3. Prevent any leakage from draining on the ground or to any building or structure;
4. Minimize exposure to damage from any and all out-of-control aircraft;
5. Provide at least fifty (50) feet from any Airport terminal building, aircraft cargo building, aircraft hanger or other airport structure housing any individual or any member of the public, and which has windows or doors in the exposed walls.

k. Use of Radio, Radar, And Electrical Systems

No person shall operate a radio transmitter or receiver or switch electrical appliances on or off in an aircraft while the aircraft is being fueled or being de-fueled.

l. Thunderstorm Activity

Fueling or de-fueling operations shall not be conducted during periods of thunderstorm activity on or in the vicinity of the Airport.

AUTHORITY TO DISPENSE AVIATION FUEL

- a. Only those individuals who have then been authorized by the Airport Director or designee, via current self-fueling permit, or those individuals who have a verified status of an approved vendor, may dispense fuel into any aircraft at any airport operated by the Authority.
- b. No person shall ever dispense or sell aviation fuel for automotive purposes.

FUEL FARMS AND BULK FUEL INSTALLATIONS

- a. All fuel farms and bulk fuel installations shall conform to the appropriate National Fire Protection Association Standards, City/County Fire Codes, Federal, State, local laws and other specifications that may be issued by the Director of Operations or the Airport Director.
- b. There shall always be NO SMOKING within one hundred (100) feet of fuel farm or a bulk fuel installation.
- c. Person(s) using fuel farms and bulk fuel installations shall ensure that such areas are free of weeds, grass and shrubs. Said areas shall be kept free of trash and other debris at all times.
- d. Fire extinguishers shall always be maintained in an accessible position, and in an operable condition with a then un-expired certification date.

- e. No fuel or fuel-transporting vehicle shall be left unattended during loading or unloading of fuel at a fuel farm or bulk installation.
- f. All fuel farms and bulk fuel installations shall be operated under a quality control, maintenance, and inspection program of a licensed and bonded fuel supplier, or the State of North Carolina.

FUEL TRANSPORTING VEHICLES

- a. Each tank vehicle shall be conspicuously marked on both sides and rear of the cargo tank with the word "FLAMMABLE", "NO SMOKING" and "FUEL TYPE".
- b. Emergency operating devices on all fuel tank vehicles shall be conspicuously marked "EMERGENCY SHUT OFF".
- c. The propulsion and pumping engine on all tank vehicles shall have safeguards to reduce ignition sources to a minimum.
- d. The carburetor on all fuel tank vehicles shall be fitted with an approved back-flash arrester.
- e. The wiring on all fuel tank vehicles shall be adequately insulated and fastened to eliminate chafing, and affixed to terminal connections by tight-fitting snap or screw connections with rubber or similar insulating and shielding covers and molded boots.
- f. Two fire extinguishers should be conspicuously apparent on all tank vehicles.
- g. Each hose, funnel, or apparatus on a fuel truck used in fueling or de-fueling aircraft shall be maintained in good condition.
- h. Maintenance and testing of aircraft fueling systems shall be conducted under controlled conditions and in accordance with National Fire Protection Association Guidelines.
- i. Fuel tank vehicles shall be stored and maintained outdoors in areas authorized by the Director of Operations.

SMOKING

Smoking or carrying lighted smoking materials or striking matches or other incendiary devices shall not be permitted on Airport apron areas, nor within 100 feet of parked aircraft, nor during fueling or de-fueling, nor during the loading or unloading of fuel tank trucks or tank car nor 100 feet of a flammable liquid spill, nor in any area on the Airport where smoking is prohibited by the Authority by means of posted signs, nor in a hangar, shop, or other building in which flammable liquids are stored.

OPEN FLAME OPERATIONS

Lead and carbon burning, fusion gas and electric welding, blow-torch work, reservoir repairs, engine testing, battery charging and all operations involving open flames shall be restricted to the repair shop section of any hanger. During such operations, the shop shall be separated from the storage section by closing all doors and openings to the storage section.

STORAGE OF MATERIALS

- a. No person shall keep or store material or equipment in such manner as to constitute a fire hazard or be in violation of applicable, City and/or County Codes, or operational directives of the Authority.
- b. Gasoline, kerosene, ethyl, jet fuel, ether, lubricating oil or other flammable gases or liquids including those used in connection with the process of "doping" shall be stored in accordance with the applicable City and/or County Codes. Buildings shall be provided with suitable fire suppression devices and first-aid equipment.
- c. No person shall keep, transport, or store lubricating oils on the Airport except in containers and receptacles designed for such purposes and in areas specifically approved for such storage in compliance with the applicable City and/or County Codes and FAA regulations.

HAZARDOUS MATERIALS

- a. No person shall, without prior permission from the Airport Director transport, handle, or store at, in or upon the Airport any cargo of explosives or other hazardous articles which is barred from loading in, or for transportation by Civil Aircraft in the United States under the current provisions of Regulations promulgated by the Department of Transportation, the Federal Aviation Administration, Transportation Security Administration (TSA), or by any other governing authority. Compliance with said regulations shall not constitute or be construed to constitute a waiver of the required notice or an implied permission to keep, transport, handle or store such explosives or other dangerous articles at, in or upon the Airport. Twenty-four hours advance notice shall be given to the Airport Director or designee in order to investigate and clear any operation requiring a waiver of this rule.
- b. No person may offer, and no person may knowingly accept, any hazardous article for shipment at the Airport unless the shipment is handled and stored in full compliance with the current provisions of the Federal Regulations.
- c. Any person engaged in transportation of hazardous articles shall have designated personnel at the Airport authorized and responsible for receiving and handling such shipments in compliance with the prescribed regulations.

- d. Any person engaged in the transportation of hazardous articles shall provide storage facilities which reasonably insure against unauthorized access, or exposure to persons and against damage to shipments while on Airport property.

MOTORIZED GROUND EQUIPMENT AROUND AIRCRAFT

No person shall park motorized ground equipment near any aircraft in such manner so as to prevent it or the other ground equipment from being readily driven or towed away from the Aircraft in case of an emergency.

AIRCRAFT ELECTRICAL AND ELECTRONIC SYSTEMS

- a. Radio transmitters and similar equipment in aircraft shall not be tested or operated within a hangar with dynamotors running unless all parts of the antenna system are at least one (1) foot removed from any other object. No aircraft shall be placed, at any time, so that any fabric-covered surface is within one (1) foot of an antenna system.
- b. No airborne radar equipment shall be operated or ground tested in any area on the Airport that will interfere with any high intensity radar site.

ELECTRICAL EQUIPMENT AND LIGHTING SYSTEM

- a. Vapor or explosive-proof electrical equipment and lighting systems shall be exclusively used within hangars or maintenance shelters when required under NFPA standards. No portable lamp assembly shall be used without a proper protective guard or shield over such lamp assemblies to prevent breakage.
- b. All power operated equipment or electrical devices shall be shut off when not in actual use.
- c. The aircraft electrical system shall be de-energized on any aircraft upon which work is being done within any hanger or structure by disconnecting the battery or power source.

HEATING HANGARS

Heating systems or devices in any hangar shall only be approved systems or devices as listed by the Underwriters Laboratories, Inc. as suitable for use in aircraft hangars and shall be installed in the manner prescribed by the Underwriters Laboratories, Inc.

USE OF CLEANING FLUIDS

Cleaning of aircraft parts and other equipment shall preferably be done with non-flammable cleaning agents or solvents. When the use of flammable solvents cannot be avoided, only liquids having flash points in excess of 100 degrees F shall be used and special precautions shall be taken to eliminate ignition sources in compliance with good practice recommendations of the NFPA.

APRONS, BUILDINGS, AND EQUIPMENT

- a. All persons on the Airport shall keep all areas of the premises leased or used by them clean and free of oil, grease and other flammable material. The floors of hangars and other buildings shall be kept clean and continuously kept free of rags, waste materials or other trash or rubbish. Approved metal receptacles with a self-extinguishing cover shall be used for the storage of oily waste rags and similar materials. The contents of these receptacles shall be removed daily by persons occupying space and kept clean at all times; and clothes lockers shall be constructed of metal or fire-resistant material. Only approved boxes, crates, paints, or varnish cans, bottles or containers shall be stored in or about a hangar or other buildings on the Airport.
- b. No person shall use flammable substances for cleaning hangars or other buildings on the Airport.

CONTAINERS

- a. No tenant, licensee, lessee, concessionaire, or other occupant or user of an airport facility at the airport or agent thereof doing business on the Airport, may keep uncovered trash containers adjacent to sidewalks or roads in any public area of the Airport.
- b. No person shall spill dirt or any other material from a vehicle operated on the Airport. The individual who may cause or suffer any such spill will be responsible to clean up and remove the spill at his/her expense.

REPAIRING AIRCRAFT

- a. Aircraft repairs in storage areas of hangars shall be limited to replacements of parts and repairs incident thereto, provided such repairs do not involve appliances using any open flame or any heated parts.
- b. The starting or operating of aircraft engines inside any hangar is strictly prohibited. This shall not prohibit use of tractors with NFPA approved exhaust systems when moving planes within any hangar.

FIRE EXTINGUISHERS

- a. Fire extinguishing equipment at the Airport shall not be tampered with at any time, nor used for any purpose other than fire fighting or fire prevention. All such equipment shall be maintained in accordance with current NFPA Standards. Tags showing the date of the last inspection shall be attached to each unit or immediately available records acceptable to Fire Underwriters shall be kept nearby showing the current status of such piece of equipment.
- b. All tenants or lessees or any other occupants of hangars, aircraft maintenance buildings, or shop facilities shall supply and maintain an adequate number of readily accessible fire extinguishers. Fueling vehicles designed for the transport and transfer of fuel shall carry

on board at least two (2) fire extinguishers, one (1) located on each side of the vehicle. Extinguishers shall conform to current applicable NFPA Standards.

SECTION 6 - AERONAUTICAL

GENERAL RULES

a. Compliance With Orders

All aeronautical activities at the Airport shall be conducted in compliance with the then current and applicable Federal Aviation Regulations, with these Rules and Regulations, the then Authority Minimum Standards, and with operational directives then issued by the Authority, its Airport Director, or Director of Operations.

b. Hold Harmless

To the greatest extent allowed by law, each and every aircraft owner or co-owner, pilot, agent, employee, or his or her duly authorized representative(s) releases and/or discharge(s) Airport Authority, each member of its Board, its officers, and all of its employees, including the Airport Director, of and from any and all tort liability for any damage to or destruction which may be suffered by any aircraft and/or its equipment and for personal injury or death to any individual(s).

c. Negligent Operations Prohibited

1. No person shall operate aircraft at the Airport in a careless manner or in disregard of the right and safety of others.
2. All individuals using the Airport shall be held liable for any property damage caused intentionally or by carelessness or by negligence on or over the Airport. Each person liable for such damage agrees to indemnify fully and to save and hold harmless the Airport Authority, its Board and each member of its Board, its officers and all of its employees from all claims, liabilities, and causes of action of every kind, character, and nature, and from all costs and fees (including attorney's fees – including all appeals) directly or indirectly connected therewith, and from all expenses of any investigation(s) thereof.

d. Denial of Use of Airport

The Airport Director or designee shall have the right at any time to close the Airport in its entirety or any portion thereof to air traffic, and/or to delay or restrict any flight or other aircraft operation, to direct refusal of takeoff permission to aircraft, and to deny the use of the Airport or any portion thereof to any specified class of aircraft, or to any individual(s) or group(s), when he (or she) considers any such action(s) to be necessary or desirable to avoid endangering any persons or any property, and to be consistent with the safe and proper operation(s) of the Airport. In the event the Airport Director as authorized representative believes the condition of the use of the Airport or any portion

thereof to any specified class of aircraft or to any individual or group, when he or she considers any such action to be necessary or desirable to avoid endangering any person(s) or any property, and to be consistent with the safe and proper operation(s) of the Airport. In the event the Airport Director as authorized representative believes the condition of the Airport to then be unsafe for landings or takeoffs, it shall be within his or her authority to issue, or cause to be issued, a (Notice to Airmen) (NOTAM) closing the Airport or any portion thereof until such time that such restrictions are terminated.

e. Aircraft Accidents or Incidents

The pilot or operator of any aircraft involved in an accident on the Airport causing personal injury and/or any property damage, in addition to all other reports required by other agencies, shall make a prompt and complete written report concerning said accident or incident to the office of the Airport Director within forty-eight (48) hours of the time that the accident or the incident first occurred. When a written report of any accident or incident is required by Federal Aviation Regulations, a copy of such report may be submitted to the Director of Operations in lieu of the report required immediately above. In either instance, the written report shall be filed with the Airport Director within forty-eight (48) hours from the time the accident or incident first occurred. Upon the occurrence of an aircraft accident or incident the Director of Operations shall be notified immediately.

f. Disabled Aircraft

Subject to compliance with then applicable Federal Regulations, the aircraft owner shall be responsible for the prompt removal of all disabled aircraft and its parts at the Airport, when directed by the Airport Director or designee. In the event of the owner's failure or refusal to comply with removal orders, all disabled Aircraft or any and all the parts thereof may be removed by employees of the Authority or by persons contracted to do so, all at the owner's expense and without any liability to the Authority for any damage which may be incurred by the aircraft owner(s) as result of such removal.

g. Tampering With Aircraft

No person shall interfere or tamper with any aircraft or put in motion such aircraft, or use or remove any aircraft, aircraft parts, instruments, or tools without positive evidence of permission of the owner thereof to do so.

h. Cleaning, Maintenance and Repair of Aircraft

No person shall clean, paint, wash, polish, or otherwise maintain an aircraft, other than in areas approved (and the manner designated) by the Authority.

i. Hand Propping of Aircraft

Hand propping is not allowed unless there is then no other means of starting the Aircraft and a second person is in the cockpit of the aircraft. The pilot is responsible for any and all liability resulting from this type of action.

j. Certification of Aircraft and Licensing of Pilots

All aircraft required by the FAA operating at the Airport shall display on board the aircraft a valid Airworthiness Certificate issued by the FAA or appropriate foreign government and shall display on the exterior of the aircraft a valid registration number issued by the FAA or appropriate foreign government. All persons required by the FAA operating Aircraft on Airport shall possess an appropriate certificate or license, issued by the FAA or appropriate foreign government. The operator shall, upon request of the Airport Director or designee, produce the operator's license and airworthiness certificate.

AIRPORT OPERATIONAL RESTRICTION

a. General

Except to the extent prohibited by then applicable Federal Aviation Regulation(s), the Authority shall have the authority to designate or restrict the use of runways or other operational areas at the Airport with respect to, but not limited to, the following types of operations:

1. Touch and Go Flights
2. Training Flights
3. Experimental Flights
4. Equipment Demonstration
5. Air Shows
6. Maintenance Flight Checks, etc.
7. Aircraft Type(s)
8. Compliance with FAR Part 36, Noise Standards: Aircraft Type and Airworthiness Certification
9. Skydiving
10. Banner Towing

Such designation of restriction will be established through the issuance of Operational Directives by the Airport Director, and may be established by the Authority.

b. Glider Operations

All glider operations must be conducted in accordance with current Federal Aviation Regulations Part 91 and current Airport Operational Directives, and approved in advance by the Airport Director.

c. Ultra-Light Vehicles

All Ultra-light vehicles shall comply with the Authority's then applicable operating directives that apply. All ultra-light operations must meet or exceed all requirements contained in Federal Aviation Regulations Part 103.

d. Take Offs and Landings

1. Except for helicopters, which may operate from a helipad or other approved location; no person shall cause an aircraft to land or takeoff at the Airport, except on a runway.
2. No person shall cause an aircraft to take off or land from an unserviceable runway, or on or from any ramp area or taxiway.
3. Persons landing an aircraft at the Airport shall make the landing runway available to other aircraft by leaving said runway as promptly as possible, consistent with safety.
4. Any person operating or controlling an aircraft landing at or taking off from the Airport shall maintain engine noise within applicable aircraft engine noise limits as promulgated by the Federal Government, or the Authority, whichever is the most restrictive.

e. Banner Towing Prohibited

Airplane tow banner pickups and drop-offs from or on the Airport are prohibited without prior written authorization of the Airport Director.

f. Kites, Models, Balloons Prohibited

No kites, model airplanes, tethered balloons or other objects constituting a hazard to Aircraft operations shall be flown on or within the vicinity of the Airport without prior written authorization of the Airport Director.

g. Parachute Jumping Prohibited

No parachute jumping shall be permitted without prior approval from the Authority that authorizes the specific jumping and which must impose conditions on such jumping. All parachute operations must meet or exceed all requirements contained in Federal Aviation Regulations Part 105.

TAXI AND GROUND RULES

a. Aircraft Parking

1. No person shall park an aircraft in any area on the Airport except those designated, and in the manner prescribed, by the Authority. If any person uses unauthorized area for aircraft parking, the aircraft so parked may be removed by or at the direction of the Authority the risk and expense of the owner thereof.
2. No aircraft shall be left unattended on the Airport unless it is in a hangar or adequately locked, and tied down.

3. Articles left in aircraft are the sole responsibility of the aircraft owner/pilot. Theft or vandalism of said articles are not the Authority's responsibility.

b. Derelict Aircraft

1. No person shall park or store any aircraft in non-flyable condition on Airport property, including leased premises, for a period in excess of ninety (90) days, without written permission from the Authority.
2. No person shall store or retain aircraft parts or components being held as inventory anywhere on the Airport, other than in an enclosed, authorized facility, or in a manner approved by the Authority, in writing.
3. Whenever any aircraft is parked, stored, or left in non-flyable condition on the airport in violation of the provisions of this Section the Authority shall so notify the owner or operator thereof by certified or registered mail, requiring removal of said aircraft within fifteen (15) days of receipt of notice, or if the owner or operator by unknown or cannot be found the Authority shall conspicuously post and affix notice to the said Aircraft, requiring removal of said Aircraft within fifteen (15) days from date of posting.

ROTORCRAFT OPERATIONS RULES

In addition to all other Rules and Regulations set out herein, the following rules shall apply to rotorcraft:

- a. Rotorcraft not under the control of an Air Traffic Control Tower shall avoid fixed wing aircraft traffic patterns and altitudes to the maximum extent possible, safety allowing.
- b. Rotorcraft shall not be taxied, towed, or otherwise moved with rotors turning unless there is a clear area of at least thirty (30) feet in all directions from the outer tips of the rotors.
- c. Rotorcraft shall not be operated within fifty (50) feet of any areas on the Airport where unsecured light aircraft are parked.

USE OF T-HANGARS AND STORAGE HANGARS

- a. T-hangars and storage unit hangars shall not be used for any purpose that would constitute a nuisance or interfere in any way with the use and occupancy of other buildings and structures in the neighborhood of the leased premises.
- b. T-hangars and unit storage hangars shall be used for storage of aircraft only. Said hangars may not be used for any other purpose without written permission from the Authority.

- c. No items of any nature will be attached to the building, either interior or exterior. No aircraft or aircraft component shall be suspended or lifted utilizing the building or any component of the building.
- d. No alterations will be made to the hangar structure without written approval by the Authority. Any alterations are subject to removal by the Authority at the occupant's expense, upon thirty (30) days written notice, for the purpose of repair, construction or other purposes deemed necessary by the Authority.
- e. No flammable material or refuse will be stored or allowed to accumulate in hangars, except occupant may store not more than ten (10) gallons of flammable fluids inclusive of aircraft lubricants, within the premises, provided that all such storage shall be limited to NFPA approved containers, or unopened original containers.
- f. Aircraft are not to be washed with running water in hangars when such washing will cause drainage into its hanger or through or to any other hangar.
- g. No paint spraying or spraying of any kind will be permitted.
- h. No tools, equipment, or material will be used in the hangars that could constitute a fire hazard.
- i. No smoking is permitted in T-hangars or aircraft unit storage hangars.
- j. All occupants shall exercise care to keep oil, grease, etc. off the floor(s).
- k. Occupants will see that electric current and water, if available, is not used excessively.
- l. No signs will be erected, painted or otherwise displayed on the exterior or interior of any T-hangar or any aircraft unit storage hangar.
- m. No aircraft or vehicle is to be parked by a T-hangar or by a unit storage hangar, in such a manner as to block access to adjoining hangar space(s), or to cause inconvenience(s) to other occupants. All vehicles parked for more than a 24 hour period must be parked inside the T-hangar.
- n. The premises are for the private use of occupant and shall not be used for any commercial purpose whatsoever, including, but not by way of limitation, the sale of products or services of any kind, and whether or not such actions are transacted for profit.
- o. Occupants will not be permitted to perform repair service on automobiles or automotive equipment of any kind other than an authorized motorized towing vehicles.

SECTION 7 - MOTOR VEHICLES

GENERAL TRAFFIC REGULATIONS

a. Authority

Unless otherwise expressly and specifically provided for herein, the Authority shall, by resolution, establish regulations relating to traffic and traffic control and shall post official traffic control devices pursuant thereto. Said regulations shall include, but not necessarily be limited to, regulations for parking, standing, stopping, one-way roadways, one-way traffic, through roadways, stop or yield intersections or areas, speed restrictions, crosswalks, safety zones, bus stops, all matters pertaining to all forms of commercial group transportation traffic lane(s), signal devices, limitations on roadway use(s), and restricted areas. Each such resolution shall be filed in the offices of the Authority.

b. Traffic Signs and Signal Devices

The Authority shall erect or cause to be erected all signs, markers, and signal devices pertaining to traffic control within the boundaries of the Airport and such signs, markers, or devices shall be prima facie evidence that they were erected or placed pursuant to said resolutions and under proper authority to do so. Failure to comply with the directions indicated on such signs, markers, or devices erected or placed in accordance herewith shall be a violation of these Rules and Regulations and of the applicable provisions of the North Carolina Uniform Traffic Control Law. All such items shall be obeyed.

c. Pedestrian Right-Of-Way

The operator of any vehicle shall yield the right-of-way to a pedestrian who crosses with a marked pedestrian crosswalk, except where the movement of traffic is being otherwise then being actively regulated by on site law enforcement officers, traffic specialists, or traffic control devices. The driver of a vehicle must always exercise due care for the safety of any and all pedestrian(s).

d. Vehicle Condition

No person shall operate anywhere upon any Airport premises any motor vehicle which (1) is so constructed, equipped or loaded, or which is in such unsafe condition as to endanger any persons or any property', or (2) which has attached thereto any object or equipment (including that which is being towed) which drags, swings, or projects so as to be hazardous to any person(s) or any tangible property.

e. Closing or Restricting Use of Airport Roadways

The Director of Operations is authorized to close or restrict the use of any or all Airport roadways to vehicular traffic in the interest of safety.

f. Storing, Parking or Repairing Vehicles

No motor vehicles shall be stored, parked, or repaired on Airport property, except in areas so designated for such uses by the Director of Operations, except for minor repairs necessary with respect to a temporarily disabled vehicle and the repair can be made in a matter of a few minutes.

g. Off Road Vehicles

The operation of any off road vehicles which includes but is not limited to dirt bikes and 3 and 4 wheelers is strictly prohibited on the Airport, except for Airport Operational purposes.

LICENSING

No person shall operate a vehicle or motorized equipment on the Airport without a valid operator's license for that operator and for that type of vehicle.

All vehicles on the Airport must be properly registered with a current license plate and tag issued by a State Department of Motor Vehicles.

PROCEDURE IN CASE OF ACCIDENTS

The driver of any vehicles involved in an accident on the Airport which results in injury to or death of any persons or property damage shall immediately stop such vehicle at the scene of the accident and shall render reasonable assistance. The driver shall immediately, by the quickest means of communications, give notice of the accident to the Department of Public Safety and to the Airport Director or the Director of Operations. The driver of each vehicle involved shall furnish the name and address of owner and the driver of the vehicle, the operator's license and vehicle registration and the name of the liability insurance carrier for the vehicle, to any person injured, the driver or occupant of the vehicle damage, and to any police officer.

SPEED LIMITS

a. Safe Speed

No person shall drive or operate a vehicle on the Airport at a speed greater than is reasonable and prudent under the existing conditions and having due regard to actual and potential hazards.

b. Minimum Speed

No person shall drive a motor vehicle at such a slow speed as to impede or block the normal and reasonable movements of traffic, except when reduced speed is necessary for safe operation or in compliance with the law.

c. Maximum Speed

No person shall drive a vehicle on the street and other vehicular traffic areas on the Airport, including parking areas, in excess of the speed limits indicated on signs posted by the Authority or on behalf of the Authority. In areas in which signs are not posted, the speed limit shall be fifteen (15) miles per hour.

VEHICLE OPERATIONS ON AIR OPERATIONS AREA

a. Permission

No motor vehicle shall be permitted on the AOA unless specific permission has been granted to operate such vehicle at such places by the Director of Operations. Such vehicles shall at all times yield right-of-way to aircraft.

b. Rules of Operation

- a. No motor vehicle shall be parked on any portion of the AOA except trucks and other vehicles necessary for the servicing and maintenance of aircraft and transportation of passengers on the Airport.
- b. No person shall park a vehicle in any manner so as to block or obstruct (1) fire hydrants and the approaches thereto, (2) the gates or emergency exits, and/or (3) building entrances or exists.
- c. Vehicular traffic or equipment shall be prohibited from parking under loading bridges.
- d. Aircraft taxiing on any runway, taxiway, or apron area shall always have the right-of-way over any and all vehicular traffic.
- e. Two-way radio communications will be required of all authorized vehicles, or escort vehicles so equipped, traversing or operating on runways and taxiways at the Airport.

PUBLIC PARKING

- a. Operators of motor vehicles using the public parking facilities at the Airport shall observe and comply with all signs and markings.
- b. No vehicle shall remain in any public parking facility on the Airport for more than thirty (30) consecutive days.

RESERVED PARKING

No person shall park any vehicle in any reserved parking area without a valid permit issued by the Authority permitting such parking in the respective reserved area. Each vehicle parking in said area shall prominently display the identifying insignia provided by the Authority or shall

bear other markings acceptable to the Authority; and every such vehicle shall be parked only in the space or area specifically assigned to it.

SECTION 8 - CHARGES

SPACE OCCUPANCY CHARGES

Occupancy and rental of all space, or the conduct of any business whatsoever, any commercial enterprise, or any other form of revenue-producing activity shall not be permitted unless a written contract for same has first been obtained from the Authority. Each such activity shall be only as expressly authorized under the contract with the Authority.

AIRCRAFT SERVICING FEES

All charges and fees owed to the Authority for service performed, for Airport facilities used or for aircraft stored on a daily basis shall be paid before the aircraft shall be cleared from the Airport, unless prior satisfactory credit arrangements have been made with the Authority.

LANDING FEES

Landing fees for commercial aviation operations shall be payable to the Authority or its duly authorized representatives immediately upon landing at the airport unless other arrangements have been made with the Authority in writing.

AIRCRAFT PARKING FEES

- a. Aircraft parking on ramp areas shall be appropriately charged.

SECTION 9 - PENALTIES AND REMEDIES

CEASE AND DESIST ORDERS

- a. The Airport Director or his/her authorized representative may order any person to cease and desist any activities or conduct violative of or in noncompliance with the Authority's Rules and Regulations, and any operating directives.
- b. Individuals conducting any activity not authorized by the contract, license, permit, certificate, or other written permission from the Authority, from the Director of Operations and/or from the Airport Director, then the Director of Operations or the Airport Director or other authorized person then in control of the property may order each individuals to immediately cease and desist all unauthorized activities and may order each such individual to immediately depart the entire airport property. Failure to immediately cease all such activities shall be a violation of these rules.

REMOVAL FROM OR DENIAL OF ACCESS TO AIRPORT

- a. The Airport Director or his or her authorized representative may order any person(s) who knowingly fails to comply with a cease and desist order removed from or denied access to the Airport. An order of removal from or denial of access to the Airport shall be issued by the Airport Director or authorized representative and written orders may be hand delivered or sent by certified mail to the person's last known address.
- b. Such order shall set forth the reasons for and dates on which removal or denial of access shall begin and end.

REVIEW OF ORDERS

- a. Upon receipt of an order described above issued from the Director of Operations, the person may submit, within ten (10) days of receipt of such an order, a written request for review of that order to the Airport Director. Such request shall be hand delivered to the Offices of the Airport Director and be signed for by an employee of the Airport Director or must be mailed to the Airport Director by certified mail, must be in writing, and shall specify in detail all of the reasons why the order should be changed or modified. Within ten (10) days of actual receipt of the request for review, the Airport Director should mail a written decision on the request by certified mail to the person who requesting such review.
- b. The Airport Director's order, or on the decision on the order of the Director of Operations is final, unless within ten (10) days from the Airport Director's decision, the person requests in writing, by hand delivery as specified in subsection (a) above, or by certified mail actually received within the ten (10) day period, that a hearing by the Authority be held on the matter. Within ten (10) days of actual receipt of such request, the Airport Director shall mail or otherwise deliver to the person, written notice of the appointment of a hearing officer or of a hearing date by the Authority. Thereafter, the hearing officer or the Authority, as the case may be, shall send a written notice of the time and place of hearing to the requesting party and to the Airport Director. At the hearing, the requesting party may attend, may give testimony, may present witnesses and other evidence, and may cross examine witnesses, and may be represented by counsel. Costs of transcription of any testimony taken shall be borne by the person requesting the transcript.
- c. The decision of the Authority shall be final and is subject only to appeal to a court of law in accordance with the then applicable laws of the State of North Carolina of the United States.

PENALTIES

- a. Each violation of these Rules and Regulations may be referred to the State Attorney Generals Office or the District Attorney for prosecution.

- b. The Authority may impose a fine of up to one thousand (\$1000.00) dollars for a violation of these rules and regulations, or such greater amount if mandated by Local, State, or Federal regulations.
- c. Nothing herein shall prohibit to the Authority from enforcing any violation of any of these rules by any other lawful means, including applying to a court of competent jurisdiction to obtain an injunction and/or any other appropriate and available judicial relief.

REMOVAL OF PROPERTY

- a. Law Enforcement or Operational personnel may remove or cause to be removed from any restricted or reserved areas, any roadway or right-of-way, or any other unauthorized area or structure at the Airport, any property which is disabled, abandoned or which creates an operations problem, nuisance security or safety hazard or which otherwise is placed in an illegal, improper, or unauthorized manner. Any such property may be removed or caused to be removed by law enforcement to an official impound area or such other area designated by the Authority.
- b. Any property impounded by the Authority shall be released to the owner or operator thereof, upon proper identification of the property, provided that the person claiming it pays any towing, removal, or storage charges and any other accrued fees. The Authority shall not be liable for any damage, which may be caused to the property or loss or diminution of value, which maybe caused by the act of removal.

INTENT

Nothing in the preceding sections is intended to preclude any authorized authority personnel from taking other action authorized by law or ordinance.

SECTION 10 - INTERPRETATION OF RULES AND REGULATIONS

CONFLICTING INTERPRETATIONS

These rules supersede and control all the Authority's Minimum Standards and all of the Authority's Leasing Policies to the extent of conflicts. No Minimum Standard shall conflict with these rules unless the specific Minimum Standard provision is required by law. If the Minimum Standard is required by law, the Minimum Standard will have the force and effect as required by that law. No Leasing Policy shall conflict with these Rules unless the specific Leasing Policy provision is required by law. If the Leasing Policy provision is required by law, then such Leasing Policy provision will have the force and effect as required by that law.

APPENDIX "A" – INSURANCE REQUIREMENTS

Type of Insurance	Minimum Limits	When Needed
Workmen's Compensation	Statutory	Statutory
Aircraft Liability	Risk Analysis	For all owned or lease aircraft General liability
Non-owned aircraft	Risk Analysis	Flying non-owned aircraft (such as dual flight instruction, maintenance flights, ferry flights, pilot service, sales demonstrations)
Airport Premises Liability	Risk Analysis	Airport premises are owned or leased by tenant
Products and Completed Ops.	Risk Analysis	Aircraft Repair, or services, fuel, and oil sales, aircraft sales, avionics repair, aircraft parts and manufacturing
Builders Risk	Risk Analysis	Construction projects
Contractual Liability	Risk Analysis	Hold Harmless and indemnification agreement is included in a lease
Property Insurance	Replacement value	Covers physical damage of lease hold premises, damage to premises leased from the airport.
Automobile Liability	Statutory minimum	Owned and non-owned licensed vehicles are driven on the airport premises.
Chemical Liability	Risk Analysis	Aerial applicators and fire bombers.
Environmental	Risk Analysis	(Investigate state and federal limits and financial assistance).

