

AN ORDINANCE 2015-04-09-0289

UPDATING THE RULES AND REGULATIONS FOR THE SAN ANTONIO AIRPORT SYSTEM AND AMENDING CHAPTER 3 OF THE CITY CODE OF SAN ANTONIO.

* * * * *

WHEREAS, the City of San Antonio is the owner and operator of the San Antonio International Airport and Stinson Municipal Airport, and has authority to promulgate rules and regulations that promote the safe and efficient operation of the airports; and

WHEREAS, rules and regulations for the airports set the laws and standards for all persons, businesses, and tenants conducting operations at San Antonio International Airport and are contained in Chapter 3, Article II of the City Code of San Antonio; and

WHEREAS, revisions to the airport rules and regulations were approved by City Council on January 20, 2011 through City Ordinance 2011-01-20-0048 and again on January 31, 2013 through City Ordinance 2013-01-31-0073; and

WHEREAS, Aviation staff recommends updating Chapter 3, Article II of the City Code by adding new provisions to reflect current airport practices, and revising existing provisions to reflect federal, state, and local standards; and

WHEREAS, the proposed revisions were presented to the Infrastructure and Growth Council Committee on November 19, 2014; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Chapter 3, Article II of the City Code of San Antonio, Texas, is amended by replacing Article II in its entirety with the contents of the document set out in **Attachment I** to this Ordinance.

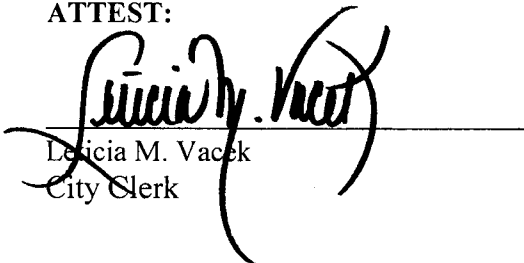
SECTION 2. This Ordinance shall take effect immediately upon passage by eight (8) affirmative votes; otherwise it shall be effective ten (10) days after its passage.

PASSED AND APPROVED this 9th day of April, 2015.



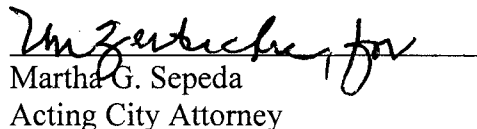
M A Y O R
Ivy R. Taylor

ATTEST:



Leticia M. Vacek
City Clerk

APPROVED AS TO FORM:



Martha G. Sepeda
Acting City Attorney

Agenda Item:	20						
Date:	04/09/2015						
Time:	10:59:26 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance updating the Rules and Regulations for businesses conducting operations for the San Antonio Airport System and amending Chapter 3 of the City Code of San Antonio. [Ed Belmares, Assistant City Manager; Frank Miller, Director, Aviation]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Trevino	District 1		x				x
Alan Warrick	District 2		x				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x				
Joe Krier	District 9		x			x	
Michael Gallagher	District 10	x					

ATTACHMENT I

PART II - CODE
Chapter 3 - AIRPORTS

ARTICLE II. SAN ANTONIO INTERNATIONAL AIRPORT AND STINSON MUNICIPAL AIRPORT RULES AND REGULATIONS

ARTICLE II. SAN ANTONIO INTERNATIONAL AIRPORT AND STINSON MUNICIPAL AIRPORT RULES AND REGULATIONS ⁽²⁾ (DRAFT)

DIVISION 1. - GENERAL PROVISIONS/PERSONAL CONDUCT

DIVISION 2. - AIRCRAFT OPERATIONS

DIVISION 3. - VEHICLE OPERATORS

DIVISION 4. - GROUND TRANSPORTATION—VEHICLES FOR HIRE

DIVISION 5. - ENVIRONMENTAL/NOISE ABATEMENT

DIVISION 6. - FIRE SAFETY

DIVISION 7. - COMMERCIAL ACTIVITY

DIVISION 8. - SECURITY

DIVISION 9. - ENFORCEMENT AND PENALTIES FOR NONCOMPLIANCE

DIVISION 10. - RATES AND FEES

FOOTNOTE(S):

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Editor's note— Ord. No. 2013-01-31-0073, § 1(Att. I), adopted January 31, 2013, amended article II in its entirety to read as herein set out. Formerly, article II, divisions 1—10, pertained to similar subject matter, and derived from Ord. No. 2011-01-20-0048, § 1(Att. I), adopted January 20, 2011; Ord. No. 2011-09-15-0752, § 1(Att. C), adopted September 15, 2011, and Ord. No. 2012-09-13-0699, § 2(Att. C), adopted September 13, 2012. [\(Back\)](#)

Cross reference— Motor vehicles and traffic generally, § 19-1 et seq. [\(Back\)](#)

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Sec. 3-16. Generally.

Sec. 3-17. Definitions.

Sec. 3-18. Boundaries.

Sec. 3-19. Damage to or destruction of airport property.

Sec. 3-20. Health.

Sec. 3-21. Right of inspection.

Sec. 3-22. Commercial and non-commercial activities.

Sec. 3-23. Improper conduct.

Sec. 3-24. Drugs, alcohol, and intoxication.

Sec. 3-25. Refuse removal and containers.

Sec. 3-26. Reflective safety vests.

Sec. 3-27. Foreign object debris (FOD).

Sec. 3-28. Accidents/Incidents – Duty to Report.~~Destruction of property.~~

Sec. 3-29. Use of airport highways, streets, roads, or sidewalks.~~Accidents.~~

Sec. 3-30. Improper sound devices.~~Use of airport highways, streets, roads, or sidewalks.~~

Sec. 3-31. Animals.~~Improper sound devices.~~

Sec. 3-32. Regulation of advertising.~~Animals.~~

Sec. 3-33. Open flame and smoking restrictions.~~Regulation of advertising.~~

Sec. 3-34. Lost articles.~~Open flame and smoking restrictions.~~

Sec. 3-35. Forgery and counterfeit.~~Lost articles.~~

Sec. 3-36. Elevators, moving stairways (escalators), and conveyor systems.~~Forgery and counterfeit.~~

Sec. 3-37. False reports or threats.~~Elevators, moving stairways (escalators), and conveyor systems.~~

Sec. 3-38. Sporting equipment and recreational activities on the AOA.~~False reports or threats.~~

Sec. 3-39. Prohibition against feeding and sheltering wild animals and birds.~~Sporting equipment and recreational activities on the AOA.~~

Sec. 3-40. Appearance Standards.~~Prohibition against feeding and sheltering wild animals and bird.~~

Secs. 3-41—3-45. Reserved.

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Sec. 3-16. Generally.

All users of, and persons on, the airport shall be governed by the provisions of this chapter and other rules promulgated by the aviation director in compliance with federal regulations. The provisions of this chapter may be changed or amended from time to time by the aviation director with approval from city council. The aviation director shall have authority to take such actions as may be necessary to safeguard persons and property at the airport, and to make and enforce such provisions, in addition to those provided herein, as shall be required in any emergency or abnormal condition or situation.

This chapter is not intended to amend, modify, or supersede any provisions of federal, state, or local law, or any specific contractual agreement of the city with which it may conflict; provided, however, that this chapter shall, insofar as possible, be interpreted such that a conflict shall not exist.

All users of and persons on the airport shall obey all rules and regulations relating to the use of facilities of the airport. These include all fire, safety, and health regulations. Each person shall obey the laws and regulations of the United States of America, the State of Texas, and Bexar County, and all applicable city ordinances as now exist or as hereafter shall exist.

Further, if any provision of this article is held to be invalid, the remainder of these rules and regulations shall remain in effect.

(Ord. No. 2013-01-31-0073, § 1(Aff. I). 1-31-13)

Sec. 3-17. Definitions.

Air operations area (AOA): The AOA consists of all areas contained within the airport perimeter fence at San Antonio International Airport and Stinson Municipal Airport. At San Antonio International Airport, this area is subject to all the requirements set forth in the airport security program.

Aircraft: A device used or intended to be used for flight in the air.

Aircraft accident: An occurrence associated with an aircraft operation that takes place between the time any person boards the aircraft with the intention of flight and until such time as all such persons have disembarked, and in which any person suffers death or serious injury, or in which the aircraft receives substantial damage. All aspects of the exceptions to substantial damage (see "Substantial damage") should be considered before making a final substantial damage determination that would classify the occurrence as an aircraft accident.

Aircraft engine: An engine used or intended to be used for propelling aircraft, including turbo superchargers, appurtenances, and accessories necessary for its functioning, but not including propellers.

Aircraft incident: An occurrence other than an aircraft accident associated with an aircraft operation that affects or could affect the safety of future operations.

Aircraft support vehicles (commonly referred to as *Ground service equipment*): Vehicles that are routinely used on the AOA to support aircraft operations (e.g. aircraft pushback tractors, baggage/cargo tractors or trucks, air conditioning and aviation fuel trucks). These vehicles are typically owned by airlines, vendors or contractors and are not eligible for federal funding.

Airfield service vehicles: Vehicles that are routinely used in the AOA for airfield service, maintenance, or construction (e.g. snow blowers, snowplows, maintenance trucks, airport operations, security, safety, airport police, Aircraft Rescue and Firefighting (ARFF) and tractors).

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Airport: Any facility or area of land or water intended to be used for the landing, maneuvering, and taking off of aircraft, and including all contiguous property thereto held or used for airport purposes, including all improvements and appurtenances thereon, regardless of the fact that they may be owned, controlled, leased, or occupied by persons or governmental agencies other than the city. ~~Henceforth~~ Within these Rules and Regulations, unless otherwise specified, the term "airport" shall refer to both San Antonio International Airport and Stinson Municipal Airport.

Airport business: Any person or legal entity that operates a business or not-for-profit activity at the airport under a lease, concession agreement, operating agreement, permit, right-of-entry, contract, use and lease agreement, purchase order, license, or other legal authority, including subcontractors, sublessees, and vendors. Acts or omissions of an airport business's employees, officers, contractors, and other representatives are attributed to the airport business for purposes of application and enforcement of this chapter.

Aviation director: As used in this chapter, the aviation director of the city, hereinafter referred to within these Rules and Regulations as "aviation director" or "director," and includes any subordinate specifically authorized to act on his/her behalf. The director shall be responsible for procedures and the safe and efficient operation, management, and maintenance of San Antonio International Airport, Stinson Municipal Airport, and all city-owned facilities and equipment in connection therewith, and for the enforcement of all ordinances, provisions, and rules governing airport operations.

Airport highways, streets, or roads: Any designated roadway and right-of-way established on airport property by the aviation director for use by motorized vehicles.

Airport police: ~~Shall mean the~~ The San Antonio Airport Police Division of the San Antonio Police Department or similar entity charged with policing duties at the airport.

Airport Security Program (ASP): A Transportation Security Administration (TSA) approved airport operator's manual that governs security-related activities, communications, and procedures.

Business day: Monday to Friday 8:00 am to 4:30 pm, not including holidays recognized by the city and weekends

City: ~~Shall mean the~~ The City of San Antonio, Texas.

City Council: The City Council of the city of San Antonio, Texas.

DHS: The U.S.-United States Department of Homeland Security.

Director: ~~See Aviation director above.~~

Driver: Any person responsible for the direct control of a vehicle of any type, while the vehicle is in operation.

Emergency vehicle: Vehicles of the police ~~or departments~~, fire departments, ambulances, airport operations vehicles, and/or vehicles conveying an airport official or airport employee in response to any emergency call.

Experimental flights: The operation of any aircraft holding an experimental airworthiness certificate issued by the Federal Aviation Administration (FAA) or the appropriate foreign government.

Federal Aviation Administration (FAA): The U.S.-United States Department of Transportation's Federal Aviation Administration.

Foreign object debris (FOD): Any object located in an inappropriate location in the airport environment that ~~has the capacity~~ is capable of causing injury to injure airport or airline personnel and ~~damage~~ or damaging aircraft.

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Ground demonstrations: The operation or movement of any aircraft or aircraft engine for the purpose of displaying the operation of said aircraft or aircraft engine to persons not on board the aircraft. ~~These~~Such operations or movements do not include engine runups at approved locations and times as designated by the director.

Movement area: The runways, taxiways, and other areas of an airport that aircraft use for taxiing, takeoff, and landing, exclusive of loading ramps and parking areas, and that are under the control of an airport traffic control tower.

Night: Means ~~the~~The time between the end of evening civil twilight and the beginning of morning civil twilight, as published in the American Air Almanac, converted to local time.

~~Nonmovement~~Non-movement area: The taxiways, aprons, and other areas not under the control of an airport traffic control tower or at an airport without an operating airport traffic control tower. Non-movement areas are under the direct control of airport operations.

Obstruction: Any structure, growth, or other object, including a mobile object, that exceeds the limiting height limitations established by federal regulations in the vicinity of the airport.

Person: Any individual, partnership, corporation or government entity.

Restricted area: Any area the director designates as restricted under certain circumstances from time to time, either in writing or by means of maps or barriers, and in which the general public is not allowed.

Safety area: A defined surface alongside of a runway, taxiway, or taxilane that has been prepared or is suitable for reducing the risk of damage to an aircraft in case of an unintentional departure from the paved surface.

Secured area: A portion of an airport, specified in the ~~airport security program~~Airport Security Program, in which certain security measures are specified by federal regulations. This area is where aircraft operators and airlines enplane and deplane passengers and sort and load baggage. This area includes ramps and aprons where commercial aircraft park.

Security identification display area (SIDA): ~~SIDA means a~~ portion of an airport specified in the airport security program, in which security measures specified in 49 CFR, Part 1542 are carried out. This area at San Antonio International Airport includes the secured area and the AOA.

SIDA badge: The identification media authorized by the director and the TSA to provide unescorted access to the ~~security identification display area~~SIDA. The SIDA badge is color coded to properly correspond to the area to which the badge holder has approved access to. The SIDA badge may also be programmed to allow the badge holder access through security controlled portals of the SIDA.

Sterile area: The area beyond the airport passenger security checkpoints that provides passengers access to board aircraft and to which access generally is regulated by the TSA, through the screening of persons and property.

Substantial damage: Damage or failure that adversely affects the structural strength, performance, or flight characteristics of the aircraft, and that would normally require major repair or replacement of the affected component. Engine failure or damage limited to an engine if only one (1) engine fails or is damaged, bent fairings or cowling, dented skin, small puncture holes in the skin or fabric, ground damage to rotor or propeller blades, or damage to landing gear, wheels, tires, flaps, engine accessories, brakes, or wing tips are not considered substantial damage for purposes of this chapter.

Surface area airspace: The airspace area within which the provisions of these rulesRules and regulations are effectiveRegulations govern, including areas inside and outside the corporate city limits as

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defined by city ordinances or by Federal Aviation Regulations (FARs), which is the airspace contained by the lateral boundary of the federally designated class of airspace for an airport, beginning at the surface and extending upward.

Taxi hold lot: ~~The taxi hold lot is the primary queue lot for taxis awaiting dispatch to the terminal area.~~

~~TSA: The Transportation Security Administration - U.S. (TSA):~~ The United States Department of Homeland Security's Transportation Security Administration.

Ultralight vehicle: An aeronautical vehicle operated for sport or recreational purposes that does not require FAA registration, an airworthiness certificate, nor pilot certification in accordance with ~~FARs: Federal Aviation Regulations (FARs).~~

Vehicle: ~~All conveyances~~ Any conveyance, except aircraft, used on the ground to transport persons, cargo, and/or equipment, or those conveyances required to perform maintenance, construction, services, and security duties (e.g., aircraft support vehicles, airfield support vehicles, vans, aviation fuel trucks, food service trucks, lavatory trucks, bicycles, Segways, golf carts, and buses).

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-18. Boundaries.

The boundaries of the airport shall include all land owned, leased, or otherwise controlled by the city, whether inside or outside the city limits, for the express purpose of accommodating aviation-related operations, including but not limited to additional areas controlled by the city adjacent to such land at any and all airport facilities for the proper operation of or access to the airport. Such land areas shall be shown on the FAA-approved Airport Layout Plan (ALP) and incorporated herein by reference showing the boundaries of all such controlled areas. A copy of the FAA-approved ALP is on file at the office of the director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-19. Damage to or destruction of airport property.

(a) No person shall destroy, or cause to be destroyed, injure, damage, deface, or disturb in any way any building, sign, equipment, marker, or other structure, tree, flower, lawn, or property of any nature located on the airport. Any person causing or responsible for such injury, destruction, damage, or disturbance, including damage caused by the improper operation of a vehicle or aircraft, shall report such damage to the airport police and, upon demand by the director, shall reimburse the city's aviation department for the full amount of the damage(s).

(b) Any SIDA badge holder observing or discovering damage to airport property shall report such damage to the communications center at 207-3433.

(c) The cost of repair or replacement necessitated by any such damage or destruction shall be ascertained by the director, who shall make demand upon said person, owner, or operator for payment thereof. The director may choose to forward information relating to the cost of the repairs or replacement to the risk management division of the city's finance department and request that the department endeavor to recover the costs associated with said repairs or replacement from the individual or entity responsible for the damage. In the event of the failure or refusal of said person, owner, or operator to pay the amount of such claim for damage or destruction, a full report of the circumstances on which said claim is based, together with a copy

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of said claim, shall be forwarded to the city attorney, who shall, when directed by the city council, institute all necessary legal proceedings for collection of said claim.

Sec. 3-19. Damage to airport property.

~~Any person damaging airport property, including damages caused by the improper operation of a vehicle, must report such damage to the city's aviation department immediately and shall be fully responsible for any costs required to repair or replace the damaged property.~~

~~The cost of repair or replacement necessitated by any such damage shall be ascertained by the director, who shall make demand upon said person, owner, or operator for payment thereof. The director may choose to forward information relating to the cost of the repairs or replacement to the risk management division of the city's human resources department and request that they endeavor to recover the cost associated with said repairs or replacement from the individual or entity responsible for the damage. In the event of the failure or refusal of said person, 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 forwarded to the city attorney, who shall, when directed by the city council, institute all necessary legal proceedings for collection of said claim.~~

~~(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)~~

Sec. 3-20. Health.

In an effort to minimize exposure in airport facilities to communicable diseases and to ensure that potential disease vectors from endemic areas that may be harboring in aircraft are not released into San Antonio, all aviation department personnel, airport tenants, and their personnel are required to immediately report any known or suspected communicable disease or potential disease vector discovered at San Antonio International and Stinson Municipal Airports that may behave a public health consequence, discovered at San Antonio International and Stinson Municipal Airports, to local, state, and federal public health officials as deemed necessary, the Airport Communications Center.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-21. Right of inspection.

The city, as represented by the director, authorized city officials, or other approved officials as may be necessary, reserves the right to inspect all buildings, improvements, betterments, and equipment located on, or activities conducted at, the airport, including but not limited to fuel equipment, effluent and chemical discharges, and any other inspection necessary for the city to comply with health, safety, and environmental regulations at the federal, state, or local level or to comply with the grant assurances made by city to any governmental agency. Advance notice of inspection will may be provided by the city as a courtesy, but is not ~~necessary~~ required.

Nothing herein contained shall be construed to limit the use of any area or portion of any terminal space by authorized officers or employees of the airport, or by airport contractors, or to prevent any police officer, fire officer, or any other public officer or employee from entering upon any part of the airport terminal when properly required to do so in the performance of his/her official duties.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

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Sec. 3-22. Commercial and non-commercial activities.

(a) *Commercial activities.*

- (1) It shall be unlawful for any person or entity:
 - a. To engage in any commercial activity or services on the premises of the airport without first entering into an agreement with the city.
 - b. To engage in commercial activity not specifically authorized by an agreement with the city.
 - c. To post, distribute or display signs or advertisements pursuant to the conditions of a written agreement with the city.
- (2) *Agreement* shall mean a written contract, authorized by city ordinance as applicable, executed by ~~the~~ both parties, and enforceable by law between the city and a person or entity. Such agreement will recite the terms and conditions under which specified activities will be conducted at the airport and the rights and obligations of the respective parties.
- (3) *Commercial activity* shall mean and include any and all activity conducted at or out of the airport by any person, in which any product, goods, services, or entertainment is offered, exchanged, or sold for monetary gain, an asset, or service, or the promise thereof.

(b) *Solicitation.*

- (1) No person shall engage in any solicitation for any purpose or in any manner on airport property unless such solicitation is authorized pursuant to a ~~written~~ agreement with the city.
- (2) *Solicitation* or *soliciting* is defined as any request, direct or indirect, for money, credit, property, financial assistance, or other thing of value in pursuit of a commercial activity or for religious, political or charitable purposes. Solicitation, as defined herein, shall be deemed completed when communicated to any person located upon the airport regardless of whether or not the person making such solicitation receives any contribution or makes any sale.

(c) *Non-commercial activity.*

- (1) *Purpose.* Any person or organization desiring to use ~~city-operated~~ airport property for non-commercial purposes, to include exercising constitutional rights of free speech and freedom of religion, such as the distribution of literature, shall be permitted to conduct such activities providing ~~they~~ the activities 1) do not result in impairing or interfering with the operational functions of the airport, and 2) such activities are in compliance with the provisions of this section and other applicable provisions of this chapter. The regulations set out herein are necessary for the accomplishment of the following purposes:
 - a. To ensure that persons seeking to exercise their constitutional rights of free speech and freedom of religion may reasonably do so upon the premises of ~~city-operated~~ the airport;
 - b. To restrict such activities of free speech and freedom of religion to the designated public use areas of airport set out in subsection (c)(4); ~~below~~;
 - c. To protect all persons using the airport from harassment, intimidation, and being subjected to unreasonable contacts by any persons or organizations seeking to exercise rights of free speech and freedom of religion;
 - d. To ensure the free, orderly, and efficient flow of pedestrian traffic through the airport premises; and

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- e. To ensure the efficient and safe operations of the airport.
- (2) *General.* No person, group, association, organization, or entity shall engage in picketing, demonstrations, or marches ~~or, nor~~ distribute literature of any nature whatsoever on the airport without first obtaining a permit from the director, and under the terms and conditions set forth in this chapter and a permit issued by the city.
- (3) *Permits.*
 - a. No person shall engage in picketing, demonstrations, marches or distribute literature at the airport without first obtaining a permit from the director. A written application showing the nature of the intended activities must be received by the director at least two (2) business days prior to the date contemplated for commencing the activity, and may be applied for no more than thirty (30) days in advance of such activities. The written application shall contain:
 - 1. The full name, residential mailing address, and telephone number of all persons expected to engage in the proposed activity;
 - 2. The full name, business and/or residential mailing address, and telephone number of the organization sponsoring, conducting, or promoting the proposed activities;
 - 3. The full name, residential mailing address, and telephone number of the contact person in the organization who will have supervision of and responsibility for the proposed activities;
 - 4. The dates and hours on and during which the activities are proposed to be carried out, and the expected duration of the proposed activities;
 - 5. A description of the proposed activities, indicating the type of communication involved; and
 - 6. The terminal the applicant prefers.
 - b. Permit(s) shall be issued promptly within two (2) business days following receipt by the director of a fully and accurately completed registration form. The director shall issue the person a permit approval letter that shall indicate the person/group's registration number and the date of expiration, and shall designate the area of the airport to which the person/group has been assigned.
 - c. The director shall exercise no judgment regarding the purpose or content of the proposed activities, and shall exercise no discretion over the issuance of a registration permit hereunder, it being the intent of this division that the issuance of a permit by the director shall be a routine, clerical, and mandatory function.
 - d. Failure to furnish the information required by this section, or making false or misleading statements on the application, will result in the denial of the permit application.
 - e. The permit shall be issued for a period of not more than ten (10) days.
 - f. To enhance access to approved free speech areas by new individuals or groups, the director may implement rules and procedures such as 1) restricting the number of hours per day during which an activity by a particular user/group is authorized, 2) bumping permits for up to seven (7) days to ensure a new user/group is not blocked from access by a user/group who has had use of the area(s) during the past thirty (30) days, and 3) limiting the number of consecutive days that a user/group is authorized to use an area.

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- g. Permit(s) are nontransferable.
 - h. Any person conducting any activities referred to in this division shall keep the permit approval letter on his or her person at all times while conducting any activities regulated hereunder and shall display the permit approval letter upon the request of any person.
 - i. Any person conducting any activities referred to in this division shall wear a nameplate, card or other personal identification on his upper torso and clearly visible to the public. This identification must contain the legal name of the individual and the full legal name of the group, organization or cause he represents.
- (4) *Location of activities.* In order not to unduly interfere with the orderly flow of the general public, picketing, ~~demonstrations,~~ distribution of literature, picketing, marches, or other first amendment activities shall ~~only be conducted~~ only in the areas the city has specified on the terminal layout plan or the designated employee parking lot location. The terminal layout plan is on file and available for inspection at the city-aviation department. These designated areas are located to allow reasonable access to persons enplaning and deplaning ~~but so as~~ not to interfere with the flow of pedestrian or vehicular traffic or security.
- (5) *Booths.* In each area identified in subsection (c)(4) located inside a terminal building, one (1) booth will be ~~stationed~~ provided by the city at no cost to the person or persons using the booth. In order not to interfere with the free flow of passenger traffic and efficient airport operations, users/groups must limit activities to the space four (4) feet behind the booth and not to exceed the width of the booth. User/groups may not conduct activities in front of the booth.
- (6) ~~{Placard, sign, circular or other written material-}~~ Placard, sign, circular or other written material may be affixed ~~only~~ to the booth but only during such time as the associated person(s), group, association, or organization physically occupies such booth. The placard, sign, circular or other written material must be affixed only in such a manner as not to damage the booth in any manner and to be easily removable.
- (7) *Number of persons.*
- a. No more than three (3) permitted persons engaged in picketing, demonstrations, marches, or ~~distributed~~ distribution of literature shall be present in the locations set out in subsection (c)(4) at any one time and such persons shall restrict their activities to such designated areas.
 - b. When the number of persons/groups desiring to engage in picketing, demonstrations, marches, or ~~distributed~~ distribution of literature at the airport ~~exceeds~~ exceeds the number specified for any one area as stated herein, the director may impose reasonable and equitable restrictions limiting the dates or hours of such activities in order to provide as fair and ~~as~~ equitable as possible an opportunity for all persons to conduct such activities, while ensuring the efficient and effective operation of the transportation function of the airport.
 - c. The director may move the permitted activities from one area to another among the different areas when, in the judgment of the director, a move or moves are necessary for the efficient and effective operation of the transportation function of the airport.
- (8) *Curbside and employee parking lot locations.* User/groups designating either the curbside or employee parking lot as the preferred location for their activities must limit such activities to the ~~marked or space and location~~ marked space and location described ~~space in these locations-~~ the appropriate permit received.
- (9) *Prohibited conduct.* The following conduct is prohibited:

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- ~~a. Intentionally touching any person without his or her consent.~~
 - ~~b. Coercing, obstructing, delaying, or interfering with the free movement of any other person, or seeking to coerce or physically disturb any other person.~~
 - ~~c. Indicating to the public in any way that he or she is a representative of the city, the airport, or any airline.~~
 - ~~d. Misrepresenting his or her identity or misrepresenting the organization or purpose of the activity.~~
 - ea. Performing any ceremony, speech, song, carrying of any sign or placard, or other such activity which constitutes a danger to persons or property, or which hampers, delays or interferes with the authorized business of the airport including, but not limited to, the orderly formation and progression of waiting lines, pedestrian and/or vehicular travel, the issuance of tickets or boarding passes or equivalent documents for air or ground transportation, luggage or cargo movement or handling, the entry to ~~an~~ exit from vehicles, security procedures, government inspection procedures, cleaning, maintenance, repair ~~and/or~~ construction operations.
 - fb. Carrying or displaying a sign or placard larger than twenty-four (24) inches by twenty-eight (28) inches (24" x 28") in size.
 - gc. Intentionally leaving unattended ~~of~~ any brochure, flyer, or any other item intended for distribution, ~~unattended.~~
 - hd. Distributing any merchandise, including but not limited to jewelry, food stuffs, candles, flowers, badges and clothing.
 - ie. Affixing any placard, sign, circular or other written material, to the exterior or interior of any building or other appurtenance within the airport premises, including, but not limited to, any wall post, counter, billboard, or any other surface, with the exception of the city ~~provided booths in the areas indicated in subsection (c)(4) above.~~
 - jf. Erecting any table, chair, mechanical device or other structure, with the exception of persons requiring the use of a wheelchair or other disadvantaged related device.
 - ~~k. Connecting any electrical device to any airport terminal electrical outlet.~~
 - lg. Using a stick or pole to support any hand carried sign.
 - mh. Preventing or interfering with the conduct of business at the airport.
 - nj. Soliciting as defined in subsection (b)(2) above.
 - ej. Providing any service.
- (10) *Indemnity.* All persons conducting non-commercial activities at the airport agree to indemnify the city, its agents, and employees from and against any and all claims and demands from third parties, whether just or unjust, for personal injuries (including death) and/or property damage (including theft or loss) caused by, or alleged to be caused by, the activities of such person on airport property.
- (d) *Emergencies.* The director is empowered to wholly or partially restrict or suspend the activities authorized under permits issued pursuant to subsection (c)(3) above in the event of emergencies that disrupt the normal operations of the airport or threaten the security of the general public. Emergencies include, but are not limited to, unusual conditions due to adverse weather, emergency security measures, aircraft or traffic accidents, strikes affecting the operations of the airport, power

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failures, fires, or other emergency conditions or circumstances disrupting the normal operations of the airport.

- (e) *Revocation of permit.* A permit granted pursuant to subsection (c)(3) above may be revoked by the director for any of the following reasons:

- (1) Violation of any provision or restriction of the registration form;
- (2) Any action by permittee that adversely affects the health or safety of the public;
- (3) Discovery of fraud or misrepresentation in the permit application; or
- (4) Violation of any of the terms and conditions of this chapter.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-23. Improper conduct.

- (a) No person shall engage in any improper conduct while on airport property. Improper conduct includes, without limitation, using profane or vulgar language; committing a felony or a misdemeanor; unlawfully possessing a firearm or other weapon; fighting, defecating, or urinating in public; gambling or participating in other games of chance where money is involved; failing to cooperate with any airport official in the performance of his or her official duties; willfully assaulting or committing battery upon any person; threatening the safety of any person; recklessly or intentionally destroying property owned by any person; or acting in a manner intended or that is reasonably likely to cause physical injury to any person.
- (b) No person shall dispose of garbage, papers, refuse, or other material on the airport except in the receptacles provided for that purpose; nor shall any person expectorate on the floors, walls, or other surfaces of any airport; or use airport property other than in a clean and sanitary manner. Hazardous waste shall be disposed of by the generator in accordance with law, but shall not be placed in airport trash or garbage receptacles.
- (c) No person shall touch or tamper with any trap or device used by ~~aviation~~the director's designee for wildlife mitigation/control.
- (d) No person shall intentionally touch any person without his or her consent.
- (e) No person shall coerce, obstruct, delay, or interfere with the free movement of any other person, or seeking to coerce or physically disturb any other person.
- (f) No person shall falsely indicate or impersonate to the public in any way that he or she is a representative of the city, the airport, or any airline.
- (g) No person shall misrepresent his or her identity or misrepresent the organization or purpose of the commercial or non-commercial activity in which the person is engaged.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-24. Drugs, alcohol, and intoxication.

No person shall consume any alcoholic beverage except in places specifically designated for dispensing of and consuming alcoholic beverages.

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No person under the influence of alcohol, narcotics, or other controlled substances shall operate a vehicle or aircraft on the airport.

No person in any public area of the terminal or in any restricted area, or in the area adjacent to the aircraft loading gates designated for use by passengers waiting to board an aircraft, shall be in possession of a bottle, can, or other receptacle containing an alcoholic beverage that has been opened, or with a broken seal, or the contents of which have been partially removed, unless the bottle, can, or other receptacle is enclosed in a suitcase or carrying case.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-25. Refuse removal and containers.

- (a) Refuse containers in public areas shall be covered. ~~No person shall keep uncovered refuse containers in any area.~~ No vehicle or container used for hauling trash, dirt, or any other material shall be operated on the airport unless such vehicle or container is constructed and maintained so as to prevent the contents thereof from dropping, sifting, leaking, or otherwise escaping therefrom. Areas to be used for trash or garbage containers shall be designated by the director, and no other areas shall be so used. Such areas shall be kept clean and sanitary at all times.
- (b) It shall be unlawful for any person to search through refuse or garbage material that has been disposed of or abandoned by someone other than themselves or their employees in search of items for private or business use.
- (c) Any used cooking oil shall be transported in a sealed oil trolley specifically made for transporting oil. The container shall be sealed properly while the oil is transported and any spills or drips shall be cleaned up immediately. Oil should only be transported in the cargo elevators. Passenger elevators shall not be used for transporting oil.
- (d) Any large surplus equipment, broken items or supplies used in a leased space should be disposed of properly. Items should be transported off the airport property by the lessee immediately and not allowed to sit on the loading dock or in hallways.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-26. Reflective safety vests.

All persons on the AOA at San Antonio International Airport and at Stinson Municipal Airport must wear a reflective safety vest at all times. This regulation does not apply to aircraft passengers traversing to or from an aircraft and transient pilots or staff pilots conducting duties associated with the inspection or operation of an aircraft in preparation for flight. All persons working on any airport highways, streets, or roads shall also be required to wear reflective safety vests to comply with the U.S. Department of Transportation's Work Zone Safety and Mobility regulations (23 C.F.R. 630, subpart J or succeeding regulation). All required reflective safety vest ~~vests~~ must, at a minimum, meet ANSI Class-2, Level-2 standards and be worn properly, which means fastened in the front by using the zipper or Velcro fastener.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

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Sec. 3-27. Foreign object debris (FOD).

- (a) Each airport employee shall be responsible for the proper disposal of FOD on ramps, apron areas, and the AOA.
- (b) It is the responsibility of each lessee or other occupant of ramp and apron areas to place suitable containers, as determined by the director, labeled "foreign object debris," at every gate, remote aircraft parking area, cargo, and maintenance facilities at locations determined by the director.
- (c) All persons operating or conducting business on the AOA shall ensure that any owned/operated equipment that could be repositioned or moved by winds over thirty (30) miles per hour or other weather related forces shall be properly secured at all times to ensure that the equipment will not move from its parked position. The cost of any ~~damages~~ damage to airport or tenant property that is caused by unsecured equipment shall be the responsibility of the owner/operator of the unsecured equipment.
- (d) Any airport business ~~who operates~~ operating on the AOA shall be required to keep their its leasehold clean and free of ~~foreign object debris~~ FOD at all times. The director shall monitor all leaseholds within the AOA to ensure that they are properly clean and free of ~~foreign object debris~~ FOD. Any airport business whose leasehold the director deems to not be satisfactorily clean and free of ~~foreign object debris~~ FOD shall be notified in writing of the non-compliance and given ten (10) calendar days from the date the letter is sent to sufficiently clean their leasehold. If the airport business fails to clean their leasehold sufficiently, the director may have the leasehold cleaned and require the airport business to pay for the expenses related to the cleaning.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-28. Destruction of property.

- (-) ~~No person shall destroy or cause to be destroyed, injure, damage, deface, or disturb in any way any building, sign, equipment, marker, or other structure, tree, flower, lawn, or property of any nature located on the airport. Any person causing or responsible for such injury, destruction, damage, or disturbance shall report such damage to the airport police and, upon demand by the director, shall reimburse the city's aviation department for the full amount of the damage(s).~~

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-2928. Accidents / Incidents – Duty to Report.

All persons involved in or ~~witness to~~ witnessing any accident, incident, or safety hazard involving persons, aircraft, or vehicles occurring on the airport shall call 207-3433 to report the accident, incident, or hazard and make a report to airport police as soon as possible, giving all pertinent information as requested by the officer in charge.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-3029. Use of airport highways, streets, roads, or sidewalks.

No person shall ~~occupy~~ the airport highways, streets, roads, or sidewalks in such a manner as to hinder or obstruct their proper operation or use by others. No person shall drive any vehicle across or upon any lawn or grass area, sidewalk, or curb except by permission of the airport police officer on duty

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or except as necessary to service or maintain airport facilities. No person shall travel on the airport other than on the highways, streets, roads, sidewalks or places provided for the use of that particular class of traffic. A person commits an offense if he or she knowingly obstructs the free passage of other persons along airport highways, streets, roads, sidewalks or into, out of, or within airport buildings.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-304. Improper sound devices.

- (a) Sound trucks, sound amplifying devices, and amplified sound reproduction machines are prohibited on the airport. No person shall use or cause to be used the airport public address system for the solicitation of business. Only such public address systems as are commonly used to announce the arrival and departure of scheduled airline aircraft or other matters approved by the director shall be permitted on the airport.
- (b) Excessive or prolonged use of horns, sirens, whistles, or other noise-generating devices is strictly prohibited; continued use of same shall be subject to a citation as a misdemeanor offense. Aviation provided in these Rules and Regulations. Aviation department or airport police personnel may use horns, sirens, whistles, or other noise-generating devices in conduct of their official duties.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-312. Animals.

No person shall enter the terminal building of the airport with a dog or other animal except seeing-eye dogs, service animals, and or animals to be transported by air. ~~Pets unless approved by the director. Non-service animals to be transported by air must be either carried, on a leash, or already caged for travel, and taken directly to the airline for loading onto the aircraft. Disembarking pets must remain caged and be taken directly to ground transportation or other means of departure from the terminal area. At no time shall non-service animals be removed from their transportation cage while in the terminal building.~~ Transportation cages shall not be discarded in the terminal or on any other airport property.

Authorized animals on the airport are to relieve themselves solely in designated pet relief areas as may be established or approved by the director from time to time.

No person shall allow or transport any animal onto the AOA unless it is properly leashed or restricted by other means as deemed appropriate by the director to prevent the animal from interfering with airport operations.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-323. Regulation of advertising.

No person, organization, or entity shall post, distribute, display, carry, or erect any signs, billboards, art work, or any other device used for advertising, announcing, or notification without the express written approval of the director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

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Sec. 3-334. Open flame and smoking restrictions.

- (a) No person shall conduct any open flame operations in any hangar or elsewhere on the airport unless specifically authorized by the director in writing. Any open flame operations authorized by the director shall be conducted strictly in accordance with applicable fire and safety regulations. Authorization shall not be granted until such operation has been investigated and it has been determined that there is no fire hazard to airport property will exist.
- (b) Open flame welding within fifty (50) feet of aircraft fueling operations is prohibited. AAn operational fire extinguisher must be present at the site during welding operations.
- (c) Smoking is prohibited on the AOA, in any hangar, shop, service station area, fuel storage area, terminal, office, or in any building, room, or place on the airport where smoking is prohibited by law. The director is hereby authorized to designate smoking and nonsmoking areas at San Antonio International Airport and Stinson Municipal Airport.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-345. Lost articles.

Any person finding lost articles in any airport common areas shall immediately deposit them with the airport police or the parking and ground transportation office. Articles unclaimed by their proper owners are subject to policies and procedures set forth by the city police department. Nothing in this item herein shall be construed to deny the right of scheduled airlines or other airport tenants to maintain "lost and found" services for property of their passengers, invitees, or employees as permitted by law.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-356. Forgery and counterfeit.

No person shall make, possess, use, offer for sale, sell, barter, exchange, pass, or deliver any forged, counterfeit, or falsely altered pass, permit, identification badge, certificate, placard, sign, or other authorization purporting to be issued by or on behalf of the aviation department, nor shall any information electronically or magnetically encoded thereon be knowingly altered or erased.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-367. Elevators, moving stairways (escalators), and conveyor systems.

No person shall use an elevator, moving stairway (escalator), or conveyor system contrary to its intended use or any posted restriction(s). Moving stairways (escalators) shall not be used with wheeled carts, wheelchairs, wheeled vehicles, strollers, canes, walkers, unescorted children, or animals.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-378. False reports or threats.

No person shall make any threat involving aircraft or any facilities or operations at or on the airport or make any false report regarding the conduct of operations at or use of the airport. ~~Persons in violation will be prosecuted to the fullest extent of the law.~~

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(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-389. Sporting equipment and recreational activities on the AOA.

No person shall engage in recreational activities or sporting events in the AOA; provided, however, that the director may approve areas within the AOA for use as employee break areas.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-3940. Prohibition against feeding and sheltering wild animals and birds.

No person shall be allowed to directly or indirectly feed or shelter any wild animals or birds on airport property except for animals that are being transported. Additionally, all persons on airport property shall properly dispose of all unused or abandoned food and food containers. ~~This~~ Notwithstanding the foregoing, this section excludes any activity does not prohibit activities performed by aviation the director's designee for wildlife control or mitigation.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-40 Appearance Standards.

Each entity having personnel on airport property shall require its employees, subcontractors, and/ or independent contractors who work in public view and about the terminal buildings to wear clean and neat attire (as appropriate to the job duties performed) and to display proper identification. Uniforms and dress code should be professional. Those not in uniforms should dress in a way that is conducive to a professional environment. Non-uniformed clothing shall be free of obscenities, rude messages, and political statements.

Secs. 3-41—3-45. Reserved.

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Sec. 3-71. Helicopter operations on airport property.

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Secs. 3-73—3-76. Reserved.

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Sec. 3-46. Interference/tampering with aircraft.

- (a) No ~~persons~~ person shall interfere or tamper with any aircraft, or put in motion the engine of such aircraft, or use any aircraft, aircraft part, instrument, or tool without permission of the owner.
- (b) No person may release, throw, shoot, or propel any object in such a manner as to interfere with or endanger the safe operation of any aircraft taking off, landing, or operating on the airport or any vehicle operating on the airport.
- (c) No person may use a laser or any other lighted device intentionally or unintentionally to interfere with the operation of an aircraft.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-47. Compliance with instructions issued by air traffic control and the director.

All aircraft in flight within the airport traffic area, surface area airspace, or in motion or parked on the runways, taxiways, aprons, hardstands, or ramps of the airport shall comply with written or oral instructions issued by airport traffic control tower personnel and the director.

All aircraft shall follow appropriate taxiway and runway guidance markings, lighting, and signage when operating on any portion of the airport.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-48. Dangerous or negligent operations.

The director may prohibit aircraft landing and taking off any time and under any circumstances when such operation is deemed likely to endanger persons or property, except for emergency landings. In addition, no aircraft shall be operated on the surface of any public landing area, public cargo ramp and apron area, or public aircraft parking and storage area:

- (1) In a careless or negligent manner;
- (2) In disregard of the rights and safety of others;
- (3) Without due caution and circumspection;
- (4) At a speed or in a manner that endangers persons or property;
- (5) While the pilot, or other person aboard, controlling any part of the operation thereof, is under the influence of intoxicating liquor, any narcotic, or dangerous drug or controlled substance; or
- (6) If such aircraft is so constructed, equipped, or loaded as to unreasonably endanger or be likely to unreasonably endanger persons or property.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-49. Aircraft and aircraft operator requirements.

- (a) All aircraft operating at the airport shall display on board the aircraft a valid airworthiness certificate issued by the FAA or appropriate foreign government and display on the exterior of the aircraft a valid registration number issued by the FAA or appropriate foreign government. No aircraft,

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excluding skid-equipped helicopters, shall operate on the airport unless equipped with a tail wheel or nose wheel; and, in addition, the main gear wheels shall have operating brakes, ~~except unless~~ with the permission of the director, who, before permission is given, shall investigate the circumstances under which time and place ~~such~~ the aircraft is to be operated and determine that no danger exists to persons or property by reason of such operation. When any pilot of an aircraft that is not equipped with adequate brakes receives permission from the director to taxi such aircraft, such pilot shall not taxi such aircraft near buildings or parked aircraft unless an attendant is at the wing of the aircraft to assist the pilot. An aircraft with wings and tail higher than five (5) feet from the ground that does not have adequate brakes shall not be taxied on the airport, but shall be towed if it is necessary to move such aircraft.

- (b) All aircraft operating at the airport are required to have all mandatory aircraft lighting systems, as required by the FAA, operational during times required by the FAA.
- (c) All persons operating aircraft on the airport shall possess an appropriate license, issued by the FAA or appropriate foreign government.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-50. Proper operation of engines.

- (a) Aircraft engines shall be run-up only in places and times approved for such purposes by the director.
- (b) At no time shall aircraft with engines running or engines being tested be left unattended.
- (c) At no time shall engines be started run-up or operated when hangars, shops, offices, building, persons, equipment, passengers, or aircraft landing, parked, or taking off are in the propeller stream or jet engine exhaust.

~~(d) Aircraft engines shall not be started until all standard safety procedures have been met.~~

~~(e) Propeller and exhaust noises shall be kept to a minimum at all times.~~

~~(d)~~ No person shall start or run any aircraft engine unless a competent person fully qualified as required by federal or state regulations is in the aircraft attending the engine controls. Chocks shall always be placed in front of the main landing gear wheels before starting the engine or engines unless the aircraft is equipped with adequate brakes.

~~(g)~~ Any aircraft engines that are mounted to a free standing support stand instead of an aircraft and are operational must be properly secured prior to operation of the engine. If the support stand is on wheels, all the wheels of the support stand must be chocked in front of and behind each wheel.

~~(h)~~ No aircraft engines may be run at a terminal gate unless a sufficient number of attendants are present and properly positioned to prevent any person, vehicle, or other apparatus from being damaged or injured by operation of the engines. ~~No aircraft engines may be run at a terminal gate for more than five (5) minutes without permission from airport operations.~~

~~(i)~~ Aircraft engine washing shall not be conducted unless approved through the ~~aviation~~ director.

~~(h)~~ At no times shall engines be run above idle for the purpose of performing maintenance procedures except in areas designated by the director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

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Sec. 3-51. Ultralight vehicles and motorless aircraft.

The operation of pilotless, lighter-than-air motorless aircraft and/or ultralight vehicles, as defined by the FAA, shall not be permitted at the airport unless:

- (1) The operator has prior authorization from the director, and
- (2) The ultralight vehicle meets all other applicable requirements stated in these rules and regulations as well as all governing sections of the Federal Aviation Regulations pertaining to this classification of vehicle.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-52. Authorized aircraft parking areas.

- (a) No person shall park an aircraft or leave an aircraft standing at any location on the airport other than those areas designated for the parking of aircraft. The parking of any aircraft outside of areas designated for aircraft parking is prohibited without permission from the director.
- (b) All parked aircraft must have at least one (1) wheel chocked in the front and back of the wheel by wheel blocks or other approved devices except in cases where, in the opinion of the director, proven procedures, such as those followed by the scheduled airlines, that are equally safe are employed.
- (c) Upon notification by the director, the operator of any aircraft parked or stored at any terminal shall move such aircraft from the place where it is parked or stored to a location designated by the director. If the operator refuses to comply with such direction, the director may remove or cause to be removed such aircraft to such designated place at the operator's expense, and without liability for damage that may result in the course of such moving.
- (d) All aircraft parked on nonleased aircraft parking areas must have cones or another type of barricade approved by the director at the outer edge of the wingtips, nose, and tail of the aircraft unless an exemption from this requirement has been granted by the director.
- (e) No person or entity shall reserve any nonleased aircraft parking position by any means without permission from the director. The parking, placement, or staging of any equipment, barricades, or objects of any type on a nonleased aircraft parking spot for more than five (5) minutes prior to or after the aircraft's arrival or departure from the parking spot is prohibited without the permission of the director.
- (f) Parking of aircraft such that any part extends beyond the leasehold is forbidden, and any damage to property caused by any part extending beyond the lease area will be the responsibility of the lease holder in violation.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-53. Repairs in designated areas only.

Repairs to an aircraft or any aeronautical equipment shall not be performed outside of a tenant's leasehold in any area of the airport other than in areas specifically designated for such purposes by the director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

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Sec. 3-54. Experimental flights.

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

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-55. Simulated forced landings.

Simulated forced landings are forbidden within the airport traffic area without approval of the airport traffic control tower.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-56. Altitude restrictions.

Except for public displays of aviation flight specifically authorized by the city council to be conducted under responsible auspices and control, violation of any of the following provisions shall be illegal and an offense is prohibited:

- (1) No person shall operate an aircraft in a careless or reckless manner so as to endanger the life or property of others by buzzing, diving, or low-altitude flying.
- (2) Helicopters or similar devices shall not operate in such proximity to parked aircraft so as to cause damage thereto.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-57. Radio communications requirements.

- (a) All aircraft based at or using airport facilities must be equipped with a properly functioning two-way radio that, under normal conditions, is capable of communicating with the airport traffic control tower.
- (b) Pilots of aircraft shall not land, taxi, or take off without clearance from the airport traffic control tower by radio or light signal during the hours of operation of the airport traffic control tower.
- (c) Aircraft without fully operational radio equipment are prohibited from operating in the movement area at the airport unless approved by air traffic control. If the aircraft operation will be conducted while the airport traffic control tower is not in operation, then permission from the air traffic control is not required.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-58. Taxiing.

- (a) No person shall taxi an aircraft until ascertaining that there will be no danger of collision with any person or object in the immediate area by visual inspection of the area.
- (b) Aircraft shall be taxied in accordance with all directions given by the airport traffic control tower.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

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Sec. 3-59. Airport operational restrictions.

The director may issue a notice to airmen (NOTAM) denying or restricting use of the airport, its runways, taxiway, taxilanes, aprons, and parking areas for aircraft operations. Additionally, NOTAMs may be issued to advise airmen of conditions that exist at the airport that may cause a hazard to taxiing aircraft but that do not deny use of the area. In the event that the director believes the conditions at the airport to be unsafe for aircraft operations, it shall be within the director's authority to issue a NOTAM closing the airport, or any portion of the airport, until the director determines conditions to be safe for aircraft operations.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-60. Power back ~~for~~from terminal gates prohibited.

The engines of turbojet aircraft may not be used to propel the aircraft backwards from a terminal gate unless permission has been obtained from airport operations and a sufficient number of attendants are present to prevent injury or damage to any and all persons and equipment.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-61. Aircraft accidents or incidents.

The pilot or operator of any aircraft involved in an accident or incident on the airport causing personal injury or property damage must, in addition to all other reports required by other agencies, notify the aviation department of the incident or accident immediately, and upon request make a prompt and complete written statement concerning said accident or incident to the director. Any written statement requested by the director must be submitted to the director no more than forty-eight (48) hours after the time of the initial request. When a written report of an accident or incident is required by Federal Aviation Regulations, a copy of such report must also be submitted to the aviation department if requested by the director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-62. Discharge of aircraft contents prohibited.

The discharge or release of any object from an aircraft while in flight or while operating on the ground is prohibited except when an emergency situation requires such discharge of contents for the protection of life and property.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-63. Removal of disabled aircraft.

Aircraft owners, operators, and tenants shall be responsible for the prompt removal of disabled aircraft and parts thereof, unless required or directed to delay such action by the director or an authorized federal agency.

When a disabled aircraft is blocking or delaying the use of any portion of the airport, the owner or operator of the aircraft shall make immediate arrangements to have such aircraft moved as soon as an

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authorized representative of the aviation department and appropriate governmental agencies have authorized such movement. In the event that the removal of the aircraft is not initiated as soon as possible, or is not progressing at a rate acceptable to the director, the director shall have right to initiate action to remove the aircraft at the expense and risk of the aircraft owner. The aircraft owner and operator shall hold the aviation department harmless and free of liability for any damage to the aircraft from the removal operation.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-64. Banner towing operations.

No aircraft may conduct banner towing operations at the airport without receiving permission from the director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-65. Hand propping of aircraft.

Aircraft hand propping is not allowed unless no other means of starting an aircraft exists and all applicable Federal Aviation Regulations and guidance are followed. Pilots are solely responsible for liability resulting from hand propping of an aircraft.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-66. Prohibition on removal of liened aircraft.

No personnel shall move or remove any aircraft from the airport, or parts from such aircraft, when an official notice of lien has been posted upon such aircraft by the aviation department.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-67. General aviation aircraft parking at terminals.

No general aviation aircraft shall park at a terminal gate at San Antonio International Airport without the permission of the director. Any general aviation aircraft that does park at a terminal gate at San Antonio International Airport shall immediately disembark from said gate when requested by the director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-68. Entry onto closed runways, taxiway, ramps, and aprons prohibited.

No aircraft shall be permitted to gain access to or operate on a closed runway, taxiway, ramp, or apron without the approval of the director.

No person shall move or remove any barricade or other object that has been placed to prevent access to a closed runway, taxiway, ramp, or apron without permission from the director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

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Sec. 3-69. Trash disposal from aircraft.

Airline and/or aircraft operators must promptly dispose of all aircraft trash in appropriate receptacles. In no event shall aircraft trash be deposited into foreign object debris (FOD) receptacles.

All trash or refuse material brought into the airport that is subject to the federal standards regarding the disposal of trash from countries or provinces outside of the United States of America must be disposed of in adherence with all federal regulations.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-70. Terminal aircraft pushback operations.

All airline aircraft pushing back from a terminal gate must have a sufficient number of wingwalkers present and properly positioned to assist with the pushback operation in order to prevent injury or damage to any and all persons and equipment. Wingwalkers shall be in position for the duration of the pushback operation.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-71. Helicopter operations on airport property.

The director may require, at his discretion, helicopter operators who conduct regular operations on airport property to submit a written plan detailing how they will safely operate into and out of their proposed landing site on airport property. The director may choose to conduct a safety risk assessment (SRA), jointly lead by the aviation department and the helicopter operator, of the proposed landing site to determine if any safety issues exist. The findings of the SRA will then be submitted to the helicopter operator for consideration and, if required by the director, corrective action. The director may require that the hazards identified in the SRA be mitigated prior to allowing the helicopter operation to begin. The director may require the helicopter operator to establish a heliport in compliance with FAA Advisory Circular 450_150/5390-2 (current edition) Heliport Design if he deems necessary.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-72. Prohibition against positioning aircraft on or over the vehicle service road.

Aircraft shall not be positioned on or over any designated vehicle service road.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Secs. 3-73—3-76. Reserved.

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Sec. 3-77. Operation of vehicles in public areas.

Sec. 3-78. Operations of vehicles within the AOA.

Secs. 3-79—3-83. Reserved.

Sec. 3-77. Operation of vehicles in public areas.

Vehicles operating in public areas or on roads outside the AOA (including those crossing any public area or road outside the AOA) within the airport's boundaries shall be operated in accordance with the following minimum requirements:

- (1) All vehicles shall be operated in accordance with the applicable laws and regulations of the jurisdiction(s) in which the airport is located. The driver or operator shall also have a license(s), certification(s), permit(s), or endorsement(s), as required by such laws and regulations for type of vehicle being operated.
- (2) All vehicles shall, at all times, comply with any lawful order, signal, or direction of any authorized representative of the airport police or aviation department staff member. Where vehicular traffic is controlled by traffic lights, signs, mechanical or electrical signals, or pavement markings, such lights, signs, signals, and markings shall be obeyed unless authorized by the airport police or directed otherwise by appropriately assigned personnel.
- (3) No vehicle shall be operated in a manner that creates an unreasonable risk of harm to persons or property, or while the driver thereof is under the influence of any substance that impairs, impedes, or otherwise affects the ability of the driver to safely operate the vehicle, or if such vehicle is so constructed, equipped, or loaded as to create an unreasonable risk of harm to persons or property.
- (4) Pedestrians in marked crosswalks shall at all times have the right-of-way over vehicular traffic, and drivers of vehicles must yield the right-of-way.
- (5) Vehicle parking.
 - a. No person shall park a vehicle for loading, unloading, or any other purpose on the airport other than in the areas specifically established for parking and in the manner prescribed by signs, lines, or other means.
 - b. No person shall abandon any vehicle on the airport.
 - c. No person shall park a vehicle on grass areas, or in a manner so as to obstruct roadways.
 - d. No person shall park a vehicle in any space marked for parking in such a manner as to occupy part of another marked space.
 - e. No person shall park or stop any vehicle in any reserved areas so marked, unless authorized to do so.
 - f. All employees of companies, organizations, or agencies having tenancy on the airport shall park private vehicles on leased premises only or in designated employee parking lots. Only

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those persons with authorization shall be permitted in the city-owned employee parking lot(s). The director shall establish and designate public and employee parking areas.

- (6) All service vehicles, including but not limited to ~~company utility company~~ trucks, government-owned vehicles, and delivery trucks, shall ~~only park~~ be parked ~~only in specially reserved and marked areas as may be designated~~ areas as authorized by the director.
- a. No persons shall clean or make any repairs to vehicles anywhere within the airport boundary other than in areas designated for such purposes or within their own leased areas, except minor emergency repairs necessary to remove such vehicles from the airport; nor shall any persons 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 or without satisfactory evidence of the right to do so presented in advance to the director.
 - b. Persons who do not have proper authorization to operate a vehicle on the AOA but require to do so must contact the aviation department for an escort.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-78. Operations of vehicles within the AOA.

- (a) It shall be unlawful for any person to operate any vehicle, other than an airplane or helicopter, upon the AOA, or restricted area, with the following exceptions:
 - (1) The driver has been approved by the director and authorized to access the area; and
 - (2) The operator has the required endorsements on his or her valid state driver's license; and
 - (3) The vehicle is operated by a driver who has completed the required airfield driver's class and has in his or her possession a valid airfield non-movement or movement license issued by airport operations; or
 - (4) Vehicle is under proper escort by an individual who meets the requirements stated in subsections (a)(1)–(3).
- (b) A valid airfield driver's license ~~and a valid state driver's license~~ shall be on the driver's person at all times while operating any vehicle on the AOA. This license shall be shown to any airport operations, airport police, safety compliance, TSA, airport security or other authority upon request.
- (c) Vehicles routinely operated within the AOA shall have the following identification lighting:
 - (1) Vehicles (airport operations, airport safety, FAA ~~and~~ airfield service, ~~and aircraft support~~) routinely operating within the AOA movement areas shall have an ~~operating~~ illuminated yellow flashing light mounted on the uppermost part of the vehicle.
 - (2) ~~Vehicles (aircraft support) routinely operating on the AOA nonmovement area will have an operating steady yellow light mounted on the uppermost part of the vehicle structure.~~
 - (3) ~~Airport police and aircraft rescue and firefighting (ARFF) vehicles shall be illuminated according to the following:~~
 - a. *Movement areas.* Emergency warning lights shall be illuminated at all times.
 - b. *Non-movement areas.*
 1. Flashers (hazard/emergency) and headlights shall be operated at all times.

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2. Emergency warning lights shall be illuminated during emergency responses.

- (4) ~~COSA3~~ City of San Antonio vehicles routinely operating within the movement and non-movement area shall have an operating yellow flashing light mounted on the uppermost part of the vehicle.
- (d) The vehicle ~~is~~shall be insured with comprehensive automobile liability insurance in such amounts as required by the city's risk management division or ~~is~~must be escorted by airport police or airport operations.
- (e) All vehicles shall comply with any lawful order, signal, or direction of any authorized representative of the airport police or aviation department staff member. Where vehicular traffic is controlled by traffic lights, signs, mechanical or electrical signals, or pavement markings, such lights, signs, signals, and markings shall be obeyed unless an authorized member of the airport police or aviation department staff directs otherwise.
- (f) No vehicle shall be operated in a manner that creates an unreasonable risk of harm to persons or property, or while the driver is under the influence of any substance that impairs, impedes, or otherwise affects the ability of the driver to safely operate the vehicle, or if such vehicle is so constructed, equipped, or loaded as to create an unreasonable risk of harm to persons or property.
- (1) While driving on the AOA, speed shall not exceed fifteen (15) miles per hour on ramps, aprons, aircraft parking areas, and hangar areas except for emergency vehicles responding to an emergency.
 - (2) While driving on airport perimeter roads, speed shall not exceed thirty-five (35) miles per hour.
 - (3) Passengers enplaning or deplaning aircraft, and people moving aircraft shall at all times have right-of-way over vehicular traffic, and drivers of vehicles must yield the right-of-way.
 - (4) All vehicles shall pass to the rear of taxiing aircraft.
 - (5) All vehicles shall pass no closer than twenty (20) feet from any wing or tail section of a parked aircraft unless the vehicle is being used to service that aircraft.
 - (6) Vehicle operators, who elect to drive under a passenger loading bridge, do so at their own risk. No vehicle is to park in the designated (red hashed~~hash~~ marked) no parking area.
 - (7) No vehicle shall transverse onto any leased area unless the vehicle operator has received permission from the leaseholder. All city vehicles and personnel may transverse any leased area in the conduct of official duties without permission from the leaseholder.
 - (8) No vehicle may transverse any non-leased ramp, apron, or aircraft parking areas at San Antonio International Airport outside of the designated vehicle lanes unless required to do so by their duties and all regulations regarding vehicle operations on the AOA are followed at all times.
- (g) Vehicles shall yield and give the right-of-way to all aircraft in motion or in the process of being pushed from ~~the~~ gate.
- (h) ~~Only Authorized~~ aviation department and FAA employees ~~who are properly licensed are authorized to operate vehicles in the movement area as long as they have obtained clearance from the airport traffic control tower. Other movement area~~ with proper training and a driving practical exam, are allowed to obtain a "no restrictions" movement license. These license holders have the authorization to obtain clearance to enter any movement area surface. A "with restrictions" movement license may operate in the movement area provided all the training requirements be obtained from Airport

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~~Operations for those who have been met, they are properly licensed to operate vehicles in the movement area, and the vehicle operated is properly equipped. All non-city and non-FAA movement areas need to reposition aircraft outside their leasehold. These license holders are expressly prohibited from entering have the authorization to obtain clearance to taxiways only, and are not authorized to enter or cross any runway, runway safety area, or runway obstacle free zone unless underwithout an escort provided by an authorized city or FAA personnel who meet all applicable requirements for entering said areas or unless permission has been obtained from the director aviation department representative. All movement license holders are required to be in a properly equipped vehicle and obtain clearance from San Antonio – Ground Control on frequency 121.9 prior to proceeding into the movement area. Radio contact must be maintained continually while operating in the movement area. All movement area license holders must comply with the following:~~

- (1) All vehicles operating in/traversing these areas shall have an operating two-way radio turned "on", ~~be and~~ tuned to the ground control frequency, and be in continuous communication with the airport traffic control tower except when such vehicle is accompanied by and under the control of another vehicle with such communications capabilities.
- (2) The installation of a two-way radio does not permit the operation of vehicles in any restricted area without prior permission from the director.
- (3) All vehicle drivers shall follow all directions provided by the FAA air traffic controller.
 - a. Upon receiving clearance, the driver shall ensure by personal observation that no aircraft is approaching his/her position before crossing.
 - b. Vehicles that do not obtain proper clearance shall be reported to the aviation director by the FAA air traffic control tower.
 - c. Vehicles may not park within the safety area or obstacle free zones of any runways or taxiways. All vehicles that require parking within the movement area, except for FAA vehicles, must receive permission from the director and from the local air traffic control facility.
- (i) No person shall operate a vehicle in any hangar or grass area on the airport without exhausts protected by screens or baffles to prevent the escape of sparks or the propagation of flames.
- (j) Airport businesses may only park vehicles in area(s) leased by said businesses and authorized for parking.
- (k) Vehicle keys may not be left in fuel trucks or vehicles containing hazardous materials. Businesses operating vehicles must provide the aviation department with a 24-hour contact number and relocate any such vehicles within one (1) hour of receiving a request from the director for relocation.
- (l) Seatbelts and other restraint systems ~~in vehicles~~ shall not be disabled or removed and shall be maintained in good working order. Drivers, operators, and passengers shall use installed seatbelts or restraint systems at all times, with no exception ~~if vehicle is so equipped~~.
- (m) No more than four (4) containers, luggage carts, pods, and the like shall be towed at any one (1) time, whether loaded or unloaded.
- (n) While operating within the AOA from sunset to sunrise, or when visibility is limited, a vehicle's lights must be turned on and switched to low beam. All headlights, taillights, turn signal lights, and running or clearance lights on a vehicle shall be in proper working order.

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- (o) Any container, cart, or piece of equipment being towed at night that does not have operable lighting, must have three-inch diameter reflectors or reflective tape measuring two (2) inches by six (6) inches (2" x 6") installed on both sides (front and rear) and on the rear (left and right) at the highest location.
- (p) Bicycles are prohibited from being ridden or operated on the AOA except inside tenant leased areas. Airport police may operate bicycles on the AOA in conduct of official business.
- (q) All vehicles operating outside of a tenant leased area at San Antonio International Airport must be marked with either the company name or a logo on two (2) sides of the vehicle that meet the requirements of the airport security program. Unmarked vehicles on the AOA may be temporarily identified by a numbered "top hat" with SAT logo, issued by aviation department personnel.
Top hats must be signed for on a daily basis. When a top hat is issued, an authorized vehicle that meets all the requirements for San Antonio International Airport must escort the vehicle.
- (r) When entering or exiting the AOA from one of several vehicle gates, the vehicle operator or the escort is responsible to ensure that the gate has fully closed before leaving the gate area.
If the gate malfunctions, the driver is responsible ~~to stay with~~ for staying at the gate until airport police, airport operations, or airport security responds to secure the gate area. The driver should contact the airport communications center at 210-207-3433 to report the malfunction.
- (s) It shall be a violation of these rules to allow the discharge of liquids such as fuels, oils, greases, lavatory fluids, or battery acid onto the airfield, apron, or Remain Overnight (RON) areas, even in tenant-controlled areas. ~~It is recommended to capture such~~ Such fluids should be captured in a drip pan, and properly ~~disposed~~ disposed of them.
- (t) Emergency conditions existing at any time on the airport will not mitigate or cancel these regulations.

(Ord. No. 2013-01-31-0073, § 1(A)(1); 1-31-13)

Secs. 3-79—3-83. Reserved.

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Sec. 3-91. Solicitation.

Secs. 3-92—3-96. Reserved.

Sec. 3-84. Definitions.

The following definitions pertain only to the contents of this division:

Representative means an individual representing a company, corporation, cooperative, association, or organization authorized and permitted by the director to conduct vehicle for hire services offered at San Antonio International Airport.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-85. Scope and intent.

- (a) The provisions of this division shall be followed by all persons, holders, companies, drivers, and representatives providing vehicle for hire services at San Antonio International Airport.
- (b) The director is authorized to enforce all provisions of this chapter and city ordinances, including the city's ground transportation ordinance, ~~chapter 33~~ Chapter 33, as amended, and ordinances relating to commercial activities and personal conduct at San Antonio International and Stinson Municipal Airports.
- (c) All representatives, drivers, operators, holders, owners, and persons operating any vehicle for hire at San Antonio International Airport shall obey the all lawful orders issued by the director whenever conducting operations or operating any vehicle for hire at San Antonio International Airports said purpose while on airport property.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-86. Rates and charges.

- ~~(a)~~ (a) —The driver of each vehicle for hire, taxicab, limousine, shuttle bus, or motor coach carrying a passenger or passengers and/or luggage to or from the terminal buildings at San Antonio International Airport shall pay the city the established service fee(s) for each trip

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originating and/or departing from any terminal building of the airport to any point or destination. ~~Such service fee, or shall have paid the applicable annual fee for such privileges, or shall have an established and current contract or permit in place.~~ Such fee(s) shall be paid in the manner prescribed by the director with one (1) or more passengers and/or luggage. In the case of a taxicab, the total service ~~per trip~~ fee may be added to the metered fare, where applicable. It shall be unlawful for ~~any taxicab~~ driver to depart from the designated passenger loading areas with a passenger or passengers and/or luggage without having properly paid ~~the~~ required service fee(s) in effect and as may be amended by order of the city council, ~~or individual contract amendments~~ from time to time. Ground transportation fees may be collected through the automatic vehicle identification (AVI) system or other means approved by the director.

- (b) The established service fees shall remain in effect unless amended by ~~order of the city council~~ ordinance or contract changes as may be necessary from time to time.
- (c) Operators of ground transportation vehicles for hire are prohibited from using the public parking structures unless approved to do so by the director. When applicable, all ground transportation fees shall be collected through the designated and usual form(s) prescribed by the director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-87. Designated areas.

All ground transportation vehicles operating at ~~San Antonio International Airport~~ airport property shall stop, stand, or park only in such a manner and in such areas as may be designated from time to time by the director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-88. Taxicab/vehicle waiting space.

- (a) The driver of a taxicab awaiting fares at the terminal building(s) shall stop, stand, or park in strict conformity to the lines delineating the ~~applicable~~ designated waiting areas. Drivers shall not allow the doors of the vehicle to remain open nor shall they allow the doors to impede pedestrian traffic. In no case shall a taxicab wait for a fare by stopping, standing, or parking upon a street not designated as a taxicab staging or queuing area.
- (b) The number of taxicabs waiting to pick up passengers at the terminal buildings at ~~San Antonio International Airport~~ shall be limited by the amount of available designated staging or queuing area as designated by the director. The allocation of space available for queuing/staging and loading of taxicabs shall be determined by the director; however, this allocated space may be altered by the director from time to time based on the amount of available curb space or other requirements.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-89. Proper operation.

- (a) Excessive or prolonged use of horns, sirens, whistles, or other noise-generating ~~devices~~ devices by operators, holders, owners, or drivers of any vehicle for hire is strictly prohibited ~~and~~ continued use of same shall be subject the operator, holder, owner, company, and/or driver to citation and/or removal of the vehicle from the airport ~~as provided in these Rules and Regulations.~~

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- (b) Taxicabs shall queue in a first-in, first-out order and, if applicable, will be dispatched from the taxi hold lot to the terminal area in this same order. At the terminals, taxicabs will continue to queue in the same first-in, first-out order. To satisfy customer demand, a certain type of vehicle may be expedited through the queue (e.g., disabled-accessible van, or size and type of vehicle as requested).
- (c) Taxicabs and limousines that are servicing pre-arranged pick-ups will only utilize one of the only areas designated for this activity in the hourly garage or hourly surface lot. The designated areas for this activity in the hourly garage are located on Levels 0 and 1 as may be authorized by the director.
- (d) Rental car, hotel/motel, off-airport, airport employee, charter and other use shuttle buses will utilize the lower level outer curb for pick-ups, parking only in designated zones designated zones only. Designated zones for drop off and pick-up may vary and are subject to change at the discretion of the director.
- (e) ~~Rental car, hotel/motel, off-airport, airport employee, charter and other use shuttle buses will utilize the upper level curb for drop-offs.~~

(Ord. No. 2013-01-31-0073, § 1(Alt. I), 1-31-13)

Sec. 3-90. Aviation department ground transportation personnel.

~~Aviation~~Aviation department ground transportation personnel ~~will~~may be assigned to an area or areas designated by the director for the purpose of answering questions and providing information to patrons using ground transportation at the airport. No driver, company owner, manager, or representative of ~~any ground transportation association or company~~ shall interfere with the duties of ~~the~~aviation department ground transportation personnel.

(Ord. No. 2013-01-31-0073, § 1(Alt. I), 1-31-13)

Sec. 3-91. Solicitation.

No discount tickets shall be issued, sold, or given to walk-up passengers for the purpose of reduced fares for any vehicle for hire while operating at ~~San Antonio International~~the Airport. No solicitation or dispensing of any product or coupon will be permitted in areas where ground transportation vehicles queue/stage, load, or lead/greet customers.

(Ord. No. 2013-01-31-0073, § 1(Alt. I), 1-31-13)

Secs. 3-92—3-96. Reserved.

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Sec. 3-97. Environmental provisions.

No person or entity operating or conducting any activity or business upon the airport shall:

- (1) Fail to comply with any applicable environmental laws or regulations, including but not limited to environmental laws or regulations regarding sustainability or the generation, storage, use, transportation, and disposal of solid wastes, hazardous materials, special wastes, fuel and fuel products or lubricants, or other contaminants, and regarding the release or threatened release of hazardous materials, special wastes, fuel and fuel products or lubricants, or other contaminants into the environment.
- (2) Cause or permit to be released (whether by way of uncapping, pouring, spilling, spraying, spreading, attaching, or otherwise) into, onto, above, or under the airport (including the air thereabove, the ground, and groundwater thereunder and the sewer and drainage systems) any hazardous substances, solid wastes, special wastes, fuel and fuel products or lubricants, or other contaminants (as defined or established from time to time by applicable local, state, or federal law or regulation and including, among other things, hazardous waste and any other substances that have been or may in the future be determined by applicable authorities to be toxic or hazardous) to the extent such hazardous substances exceed quantities or volumes permitted by applicable federal, state, or local law or regulation.

(Ord. No. 2013-01-31-0073, § 1(Alt. I), 1-31-13)

Sec. 3-98. Noise complaints.

- (a) Noise complaints related to San Antonio International Airport aircraft and airport operations may be filed in person, by telephone, by email, or by filling out the online complaint form located on the aviation department's website, [customer-service-center/feedback](http://www.sanantonio.gov/Aviation) link at <http://www.sanantonio.gov/Aviation>

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<http://www.sanantonio.gov/SAT/About/Feedback.aspx>

(b) In ~~the~~^{his/her} complaint, the submitter shall provide:

- (1) The date of the noise event;
- (2) The hour or hours of the noise event;
- (3) The complainant's first and last names;
- (4) The address of the site at which the noise was perceived;
- (5) At least one (1) contact telephone number;
- (6) An email address (optional);
- (7) A description of the event or complaint.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-99. Stormwater pollution prevention plan and other rules.

All persons or entities operating or conducting any activity or business upon the airport shall comply with the stormwater pollution prevention plan (SWP3) and any revisions thereto. A copy of the SWP3 is on file at the office of the director. A tenant may choose to operate under a separate (individual) stormwater pollution prevention plan, but must coordinate its individual plan with the airport's SWP3.

All persons or entities that use the ~~city's~~ airport facilities shall comply with these rules as promulgated by the director:

- (1) Triturator rules;
- (2) Deicing program rules;
- (3) Aircraft washing rules;
- (4) Soil management rules;
- (5) Construction storm water plan rules;
- (6) Lease close-out procedures.

Any written revisions or additions made to any of these rules by the director will be available at the office of the director.

The triturator rules are currently posted on the walls of the triturator building. Tenants who fail to comply with any of the triturator rules may lose their AOA driving privileges.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-100. Tenant environmental liaison.

Each tenant and airport business user shall provide when requested a person or persons who will serve as environmental liaison to the director. The name, telephone number, and email address of the designated local and corporate environmental liaison(s) shall be submitted to the director whenever requested or when updated ~~to the director~~. ~~This~~ The environmental liaison(s) should be knowledgeable

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about the business's environmental aspects and provide information to the director when requested. If the tenant or airport business changes its environmental liaison, it shall notify the director of said change.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-101. Spill or release notification and cleanup.

- (a) All airport businesses must comply with all the U.S. Environmental Protection Agency (EPA) Spill Prevention Control and Countermeasures (SPCC) rules.
- (b) Airport businesses must immediately report all fuel and motor oil spills and hazardous waste spills to the airport communications center (210-207-3433).
- (c) Upon notification of a spill or release, the airport communications center will notify the aircraft rescue and fire fighting/ firefighting division of the city fire department and other emergency responders, as necessary and appropriate, to ensure that any imminent hazard is mitigated, ensure that the release is contained, and make necessary notifications to aviation department personnel in accordance with internal operational procedures. However, it is the ultimate responsibility of the airport business to contain and clean up the spill or release.
- (d) All external notifications to regulatory agencies shall be coordinated through the director via the airport communications center; however, all airport businesses are responsible for making all notifications required by federal, state, and local regulations for releases resulting from their operations. The director will assist in determining the appropriate notifications.
- (e) No person shall allow any solid or liquid (including any new or waste restaurant fry oil) to be placed or poured into any interior floor drains, manholes, or other sewer connections, except those fluids approved by the San Antonio Water System, and with the concurrence of director. Chemicals must be stored in a manner to minimize the potential for spills to reach any drains. Bulk chemical storage drums must be placed within spill pallets to contain spills and releases. In addition, no person shall allow any solid or liquid to be discharged to any exterior drain, inlet, manhole, or other storm sewer connection without first obtaining approval from the director to do so. A permit issued by the state department of environmental quality is required for any non-stormwater discharge to a storm sewer system.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-102. Pavement deicing.

~~The usage of a~~ All pavement deicing chemicals used at the airport must comply with the following standards:

~~(1) (1) Airside. Only~~ Each airport tenant must obtain prior written approval from the director prior to the application of any pavement deicing product.

~~(2) Prohibited Products~~

~~The use of urea-based deicing products approved by the FAA is prohibited on both landside and the director shall be used on all paved areas residing on the AOA.~~

~~a. (2) Landside. Only~~ Airside pavement surfaces at the airport.

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- b. The use of deicing products containing formates (e.g., potassium formate and sodium formate) are prohibited on airside pavement surfaces. Note: potassium acetate is not potassium formate and is not part of this restriction.
- c. Because salts of chlorine sometimes affect runway concrete (PCC), products containing chloride, (sodium chloride, etc.) are strictly prohibited from use on the airside.
- d. Products prohibited by the FAA for deicing use shall not be used landside or airside at the airport.

(3) Approved Products

- a. Airside – The use of pavement deicers on the Air Operations Area (AOA) must comply with the requirements specified in FAA Advisory Circular 150/5200-30B, as it may be amended from time to time. Currently, the only approved products for application on airside surfaces at the airport are potassium acetate and sodium acetate.
- ~~b. Landside – The use of pavement deicers on landside pavement must comply with the requirements in FAA Advisory Circular 150/5200-30B, as it may be amended from time to time. Currently the only FAA approved by the director shall be used on all paved areas residing on paved areas outside of the AOA. Products for application on landside surfaces at the airport are chloride (sodium chloride, etc.) based products.~~

(Ord. No. 2013-01-31-0073, § 1(A)(1), 1-31-13)

Sec. 3-103. Aircraft deicing.

- (a) Aircraft deicing (the removal or prevention of snow and/or ice with chemical substances) shall only be accomplished after the director's written acceptance of the user's detailed deicing plan.
- (b) Before granting written permission for aircraft deicing, the director will review the deicing plans, deicing manuals, and training materials; inspect any deicing equipment; and accept the containment and recovery plan that will be used by the lessee for aircraft deicing.
- (c) Use of chemical substances for the purpose of removing snow and/or ice shall comply with all regulatory measures, as they may change from time to time.
- (d) All deicing and anti-icing shall be performed in accordance with the airport deicing program, if and when such program is promulgated by the director. When promulgated, the deicing program will be made available for review by contacting the director's office.
- (e) Best management practices should be used to minimize the use of glycol through proper application techniques.
- (f) To the extent possible, other deicing and anti-icing techniques should be used to minimize the use of glycol. These techniques are described in detail in FAA Advisory Circular 20-117 Hazards Following Ground Deicing and Ground Operations in Conditions Conducive to Aircraft Icing.
- (g) For safety reasons, efforts must be made to collect overspray from ramp areas if feasible to keep ramp surfaces clean.
- (h) Collected aircraft deicing and anti-icing fluids shall be disposed of or recycled in accordance with the Clean Water Act and U.S. Environmental Protection Agency Effluent Limitation Guidelines (ELGs), if any.

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- (i) Weekly, each aircraft owner who uses deicing fluids must report quantities and concentrations of deicer used (inclusive of quantities disposed of or recycled) to the director if any aircraft deicing fluids are used during the week. The week shall run Sunday through Saturday. Reports are due on Tuesday for the prior week.
- (j) Each aircraft owner who uses deicing fluids must track and record the use of aircraft deicing fluids for the deicing year (July 1st—June 30th), including inventories on hand at the start and end of the deicing year. If a deicing contractor is used, the owner of the aircraft is still responsible for filing the annual report. These data shall be reported annually for use in projecting future infrastructure and staffing needs, and may become a reporting requirement of the airport's industrial stormwater permit. The annual aircraft deicing fluid use and inventory report must be submitted to the director by the end of the deicing year (June 30th). The report must include total gallons (neat) of Type I and Type IV deicing fluid applied during the deicing year just completed, as well as Type I/IV inventories on hand at the start and end of the deicing year.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-104. Triturator rules.

Persons using the triturator shall conform to the following rules:

- (1) Triturator users must sign a log verifying name, company, time of use, and name of user each time they use the triturator. Users must also note whether the doors were closed and the grate was clean when they arrived.
- (2) Each company shall purchase and install spill response kits on each lavatory cart. Spills on the apron must be cleaned up using absorbents, not water. Absorbents may be disposed of in the lined trash can inside the triturator.
- (3) Lavatory cart waste tanks shall be emptied as soon as possible, but no later than forty-eight (48) hours after receiving waste.
- (4) Lavatory waste may only be discharged into the triturator unless another location is authorized by the aviation director and the San Antonio Water System.
- (5) Lavatory waste shall be discharged onto the triturator bars, not on top of the grate.
- (6) The drain on the cart shall be capped before individuals leave the triturator building.
- (7) After the waste is emptied, the grate and bars shall be hosed completely clean (no blue fluid staining, paper, or solids visible).
- (8) Each lavatory service cart must have at least two (2) tools (tongs, forks, or brushes). Brushes, forks, or tongs shall be used to remove hard objects and to push paper products into the pit.
- (9) Hard objects, such as cell phones, flashlights, aluminum cans, plastic cups, or clothing, shall not be allowed to enter the triturator. Instead, they shall be removed using tongs or other tools. Hard objects and other nonpaper debris (rubber gloves, paper towels, underclothing, kitty litter, chemical bottles, absorbents, etc.) shall be disposed of in trash cans with liners located inside the triturator.
- (10) Lavatory carts shall be rinsed at the triturator or inside a building with a sanitary sewer drain, never on the apron or near storm grates.

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- (11) When filling the lavatory cart's fresh water tank, chemical disinfectants shall be used. The chemical disinfectants shall be added to the fresh water tank while the cart is inside the triturator building or inside a building with a sanitary sewer drain, and not near a storm water drain.
- (12) Doors to the triturator shall be closed before and after use.
- (13) Following these rules does not exempt any individual or entity from liability under the law.
- (14) Employee airfield drivers' licenses can be revoked for rule violations and their employers may be penalized as well.

(Ord. No. 2013-01-31-0073, § 1(Alt. I), 1-31-13)

Sec. 3-105. Ground runup enclosure procedures.

Persons using the ground runup enclosure (GRE) shall conform to the following rules:

- (1) Make a written request to airport operations to use the GRE in advance of the intended use. Approval of the written request to use the GRE must be received from airport operations prior to use of the GRE.
- (2) The request must be clearly legible and provide the date, time requested, name of company, company phone and fax numbers, user's name and airport security badge number, tail number, aircraft type, requested location, purpose of use, time to be used, number of people to be in attendance, and whether vehicles will be present.
- (3) Prior to using the GRE, inspect the blast walls and ground surface inside the runup enclosure for physical damage and FOD. If damage is noted, immediately notify airport operations by telephone followed up by a written notice of damage observed when returning to the user's base of operation.
- (4) Inspect and remove all FOD within the GRE prior to and after engine runups.
- (5) Maintain constant radio contact with the airport traffic control tower.
- (6) "No Engine" markings indicate the closest point that an aircraft engine may be located in relation to any blast wall during the test.
- (7) "No Tail" markings indicate the closest point that an aircraft tail may be located in relation to any blast wall during the test.
- (8) Aircraft with a wingspan of one hundred seventeen (117) feet or more must be towed or pushed into the GRE.
- (9) No fueling operations shall be performed inside the GRE.
- (10) No aircraft washing shall be conducted inside the GRE.
- (11) No prolonged maintenance, as determined by airport operations, shall be performed inside the GRE.
- (12) The user shall be liable for any and all contact damage incurred to the GRE.
- (13) Report any property damage, fuel spills, and injuries to persons to airport operations immediately.
- (14) Follow all other conditions in the Aircraft Ground Runup Procedures Manual.

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- (15) Wind speed/direction must be in compliance with the ~~procedures manual~~ Aircraft Ground Runup Procedures Manual while using the GRE.
- (16) Prior to leaving the GRE, inspect the blast walls and ground surface inside the run-up enclosure for any physical damage and FOD. If damage is noted, immediately notify airport operations by telephone followed up by a written notice of damage observed when returning to the user's base of operation. If FOD is observed, remove it prior to leaving the GRE.
- (16) Alternate ground runup site procedures. Taxiways N and Q near the approach end of Runway 2422 at San Antonio International Airport are designated as secondary locations to conduct aircraft engine ground runups. These locations will only be used when the GRE is in use, out of service, or at the discretion of airport operations. Authorization from airport operations must be obtained prior to conducting ground engine runups at the alternate locations. Airport operations may designate other alternate runup locations at San Antonio International Airport at their discretion. Engine runup locations outside of the GRE may only be utilized for engine runups between 6:00 a.m. and 11:00 p.m. CST. McDonald-Douglas MD-11 and DC-10 aircraft are prohibited from operating their tail mounted engine in the GRE between 11:00 p.m. and 6:00 a.m. CST.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Secs. 3-106—3-112. Reserved.

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Sec. 3-129. Disposal of volatile substances.

Secs. 3-130—3-135. Reserved.

Sec. 3-113. Intent.

It is the intent of this division to prescribe regulations consistent with nationally recognized good practices for the safeguarding, to a reasonable degree, of life and property from the hazards of fire and explosion arising from the storage, handling, and use of hazardous substances, materials, and devices.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-114. Scope.

The provisions of this division shall apply to existing conditions as well as to conditions arising after the adoption hereof.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

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Sec. 3-115. Authority of fire personnel to exercise powers of police officers.

The aircraft rescue and firefighting (ARFF) coordinator and members of the ARFF Division shall have the powers of a police officer in performing their duties under this division.

(Ord. No. 2013-01-31-0073, § 1(Alt. I), 1-31-13)

Sec. 3-116. Right-of-entry.

Whenever necessary to make an inspection to enforce any of the provisions of this division, or whenever the ARFF coordinator or his/her authorized representative has reasonable cause to believe that there exists on any premises on the airport any condition that makes such building or premises unsafe, the ARFF coordinator or his/her authorized representative may enter such building or premises at all reasonable times to inspect the same; provided that, if such building or premises be is occupied, he/she shall first present proper credentials and demand entry; and if such building or premises be is unoccupied, he/she shall first make a reasonable effort to locate the lessee or other persons having charge of the building or premises and demand entry. If such entry is refused, the ARFF coordinator or his/her authorized representative shall have recourse to every remedy provided by law to secure entry.

(Ord. No. 2013-01-31-0073, § 1(Alt. I), 1-31-13)

Sec. 3-117. Hazardous materials handling guidelines.

- (a) Procedures, precautions, preventive maintenance, and emergency notification criteria outlined and discussed in detail in the publications listed below, which are adopted herein by reference, shall be adhered to in all fueling and maintenance operations using hazardous fluids, including the storage of such fluids.
- (b) All tenants, vendors, or individuals dispensing, placing, defueling, or otherwise handling fuel for aircraft or other flammables or hazardous materials on the airport shall do so at their own risk. They shall accept full responsibility for maintaining the proper standards of operation as described in this division 6, "Fire safety," and shall comply with the directives contained in the following list of publications: listed in Section 3-117 paragraph (c).
- (c) Prior to beginning or continuing any of the above activities, all tenants or vendors involved shall submit a fueling plan for the approval of the director. The aviation department will enforce all or part of the following publications as they apply to protecting against fire and explosions in storing, dispensing, and otherwise handling fuel, lubricants, and oxygen on the airport. These standards shall cover facilities, procedures, and personnel training and shall address at least: grounding and bonding; public protection; control of access to storage areas; fire safety in fuel farms and storage areas; and fire safety in mobile fuelers, fueling pits, and fueling cabinets.

(1) *National Fire Protection Association (NFPA).*

a. *NFPA 407—Standard for Aircraft Fuel Servicing*, current edition.

- 1. Reference paragraph 4.3.22.2, 4.4.5.7, 4.5.9.3, and 4.6.9, are amended to read - with reference to signage.
 - A. Emergency Fuel Shutoff sign - shall be made of metal and must be 24" x 24" with red background with 5" white reflective letters "EMERGENCY FUEL SHUTOFF".

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- B. Push or Pull sign - shall be made of metal and must be 12" x 8" with red background with ~~5/4~~ white reflective letters "PUSH" or "PULL" as appropriate for said location.
- C. Emergency Instructions sign - shall be made of metal and must be 24" x 24" Top portion should have a 6" high red background with 2" white reflective letters "EMERGENCY INSTRUCTIONS." The bottom portion shall have a white background 1" red reflective letters "1. USE EMERGENCY FUEL SHUTOFF, 2. TO REPORT AN ACCIDENT CALL 207-3433, 3. (Address of site) e.g. (411 Sandau Rd, Gate 183)"

b. NFPA 410—*Standard on Aircraft Maintenance*, current edition.

(2) *American Petroleum Institute (API)*.

a. API/IP RP 1540—*Design, Construction, Operation, and Maintenance of Aviation Fueling Facilities*.

b. API/IP STD 1542—*Identification Markings for Dedicated Aviation Fuel Manufacturing and Distribution Facilities, Airport Storage and Mobile Fuelling Equipment*.

c. API/IP SPEC 1581—*Specifications and Qualification Procedures for Aviation Jet Fuel Filter/Separators*.

(3) *Federal Aviation Administration*.

a. Advisory Circular (AC) 150/5230-4A or most current,—*Standards and Procedures for Fuel Storage, Handling, and Dispensing*.

b. AC 20-43C—*Aircraft Fuel Control* as amended.

(4) *National Air Transportation Association*.

Refueling and Quality Control Procedures for Airport Service and Support Operations.

(5) *International Fire Code*, as adopted by the city with amendments, current edition.

NOTE: The National Fire Protection Association (NFPA), American Petroleum Institute (API), International Fire Code (IFC) publications contain minimum standards which are used by the city of San Antonio aviation department which is the Authority Having Jurisdiction (AHJ). The aviation department may impose more stringent standards.

- (d) Copies of the above publications shall be kept on permanent file as public records in the office of the director. Revised information made public by the above organizations or such other applicable regulations as may be promulgated from time to time shall be incorporated into this division and shall be adhered to by all concerned.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-118. User of volatile liquids.

No person shall use flammable/combustible liquids in the cleaning of aircraft, aircraft engines, propellers, appliances, or for any other purpose, unless such operations are conducted in an approved open air location, or in a room specifically set aside and approved in accordance with the International Fire Code, as adopted by the city with amendments (current edition) for that purpose.

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(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-119. Dispensing fuels.

- (a) All aviation fuels will be dispensed on airport property by vendors holding a valid lease or agreement with the city that allows such operation except for an individual aircraft owner who transports and dispenses fuel into his/her own aircraft for his/her own private use, and who, by doing so, meets all requirements of the FAA, fire marshal and city codes, restrictions, and procedures. No company or individual may transport flammable liquids onto any aircraft area for the express purpose of sale on any portion of the property owned by the city without a valid agreement with the city.
- (b) Each fueling agent who allows an aircraft owner or any other person not employed by the fueling agent to fuel an aircraft on the airport shall provide a list of all such persons to the aviation department. The fueling agent shall be responsible for providing at least on-the-job training in fire safety for each of these individuals. The fueling agent shall, once yearly, update this list and provide to the director certification that each person allowed to use the fuel facility has had the training described above.
- (c) Refueling of an aircraft in a hangar is prohibited.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-120. Equipment maintenance.

Fueling pumps, meters, hoses, nozzles, fire extinguishers, and grounding and/or bonding devices shall be kept in proper working condition at all times, and shall be subject to inspection by airport representatives at any time. All aircraft fuel service trucks shall have an approved dust cap attached to each nozzle, or other type of configuration to ensure that no dust or debris is allowed to enter the nozzle end.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-121. Malfunction of refueling equipment.

- (a) When malfunction of refueling equipment is detected, all refueling shall cease immediately and the fueling equipment is to be placed out of service until the malfunction is remedied. Tanks, pipes, hoses, valves and other fuel delivery equipment shall be maintained leak free at all times.
- (b) Any malfunctions or irregularity detected on or within the aircraft being serviced shall be brought to the attention of the aircraft owner or operator immediately.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-122. Fuel spill.

- (a) Crews engaged in the fueling and defueling of aircraft, the filling of dispensing equipment, or in any manner working with aviation fuels shall exercise extreme caution to prevent spills. When spills occur, servicing shall cease and spills shall be removed or absorbed with suitable material. Any spill

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occurring during the fueling process shall be the responsibility of the person or agent performing the fueling act to remediate. If the fuel spill occurs after the fueling agent has left the scene, the aircraft owner or the entity or individual charged with responsibility for the aircraft shall immediately begin clean up and call for the fueling agent to return to assist. A fuel spill occurring during some type of aircraft maintenance, when no fueling has occurred, shall be the sole responsibility of the aircraft owner or the entity or individual charged with responsibility for the aircraft to remediate. Proper notification as required in these rules shall be initiated at all times.

- (b) The airport operations division shall be notified by the fueling agent of all fuel spills regardless of the size of the spill.
- (c) The ARFF Division shall be notified if a spill is over ten (10) feet in any dimension or over fifty (50) square feet in area; continues to flow; is suspected of entering a storm drain, sewer, or waterway; or is otherwise a hazard to persons or property.
- (d) Each fueling agent shall carry on each fuel vehicle at least two (2) bags of approved absorbent material and an approved device for damming or excluding fuel from entering a drain.
- (e) No aircraft engine may be started when any volatile liquid is on the ground under such aircraft.
- (f) No one is to walk or drive through any fuel spill.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-123. Positioning of fueling vehicles.

- (a) During refueling or defueling, fuel-handling vehicles shall be placed so as to be readily removable in the event of fire and 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 director.
- (b) Staging of fuel-handling equipment before and after fueling shall be in those areas authorized by the director.
- (c) ~~Aircraft~~ When not conducting refueling operations, aircraft fuel servicing tank vehicles shall be parked so that a minimum of ten (10) feet of clear space is maintained between them and other aircraft fuel servicing tank vehicles on both sides and on the front and rear for accessibility for fire control purposes. This includes vehicles waiting in line to be filled.
- (d) Aircraft fuel servicing tank vehicles shall be parked a minimum of fifty (50) feet from any parked aircraft and building other than maintenance facilities and garages for fuel servicing tank vehicles.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-124. Airborne radar operation.

No airborne radar equipment shall be operated or ground tested in any area wherein the directional beam of high-intensity radar is within three hundred (300) feet or low-intensity radar (less than fifty (50) kilowatts output) is within one hundred (100) feet of another aircraft, an aircraft refueling truck, or aircraft fuel or flammable liquid storage facility.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

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Sec. 3-125. Fire extinguisher requirements.

- (a) Aircraft fueling vehicle loading stations shall have no less than two (2) 20-B portable fire extinguishers located within seventy-five (75) feet of hose connections, pumps and separator tanks. Multipurpose (ABC) extinguishers will not be allowed in the area of any aircraft fueling operation.
- (b) Aircraft fuel servicing tank vehicles shall be equipped with a minimum of two (2) listed portable fire extinguishers, each having a minimum rating of 20-B:C. A portable fire extinguisher shall be readily accessible from either side of the vehicle.
- (c) Portable fire extinguishers at fuel dispensing stations shall be located such that pumps or dispensers are not more than seventy-five (75) feet from one such extinguisher. Fire extinguishers shall be provided as follows:
 - (1) Where the open-hose discharge capacity of the fueling system is not more than two hundred (200) gallons per minute, a minimum of two (2) listed portable fire extinguishers having a minimum rating of 20-B:C shall be provided.
 - (2) Where the open-hose discharge capacity of the fueling system is more than two hundred (200) gallons per minute, but not more than three hundred fifty (350) gallons per minute, a minimum of one (1) listed wheeled extinguisher having a minimum extinguishing rating of 80-B:C and a minimum agent capacity of one hundred twenty-five (125) pounds shall be provided.
 - (3) Where the open-hose discharge capacity of the fueling system is more than three hundred fifty (350) gallons per minute, a minimum of two (2) listed wheeled extinguishers having a minimum rating of 80-B:C each and a minimum capacity agent of one hundred twenty-five (125) pounds each shall be provided.
- (d) At San Antonio International Airport, ramp operations shall have at least one (1) wheeled extinguisher with a minimum listed rating of 80-B provided at each gate or stand or at intervals of two hundred (200) feet along the length of aircraft ramps.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-126. Fuel handling vehicle marking.

- (a) Each fuel handling vehicle shall have a sign on each side and the rear to identify the product. The sign shall have letters at least three (3) inches high and shall be of a color contrasting sharply with the sign background for visibility. The word "FLAMMABLE" and the name of the product carried, such as "JET A," "JET B," "GASOLINE," or "AVGAS," shall appear on the sign.
- (b) In the cab of each fuel handling vehicle, the name of the product carried shall be prominently displayed in three-inch letters or larger.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-127. Storage of flammable substances.

- (a) Gasoline, oil, waste fuel, 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 on airport areas shall be kept enclosed and covered in a clearly marked and labeled housing of a design and type that meet requirements of the regulations included in division 6, "Fire safety," or other such regulations as may be promulgated from time to time. Each drum or container shall be labeled in

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letters at least three (3) inches high with "No Smoking," "Flammable," and the tenant's name. Drums shall be stored on a spill pallet or by some other means, approved by the aviation department, of containing any potential spill of the largest amount anticipated. Enough absorbent material to remediate a spill of the largest amount of fuel on hand shall be kept readily accessible to any such flammable liquids storage area. No such flammable liquids storage area shall be inside any building unless in an approved explosion proof flammable liquids storage room or closet.

- (b) No cylinders or flasks of compressed flammable gases shall be stored in hangars.
- (c) No person shall store, handle, or transport Class A, Class B or Class C flammable and/or combustible material(s) upon the airport without prior approval from the director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-128. No volatile solvents on floors.

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

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-129. Disposal of volatile substances.

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. When drip pans are used to contain leaks from aircraft engines, the contents must be disposed of in a manner so as not to contaminate these areas.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Secs. 3-130—3-135. Reserved.

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Sec. 3-137. Commercial photography, film, and recordings.

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Secs. 3-154—3-156. Reserved.

Sec. 3-136. Approval of director prerequisite to business activity.

No person shall engage in any business or commercial activity of any nature whatsoever on the airport except with the prior written approval of the director, and under such terms and conditions as may be set forth in a permit issued by or a contract executed with the city, and in accordance with Reference Division 10 of these rules and regulations.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-137. Commercial photography, film, and recordings.

No person, except representatives of the news media on duty or during official assignments, shall take still, motion, television, or sound pictures for commercial purposes on the airport without the express written consent of the director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

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Sec. 3-138. Insurance requirements.

Anyone conducting a business or enterprise upon the airport must obtain insurance of such types and in such amounts as may be determined from time to time by the director. Insurance requirements may vary among different types of service providers and may be periodically adjusted to ensure that the city, airport passengers, and the interests of the public are adequately protected. Such insurance shall be issued by a company authorized to do business in the state and presented in a form and content acceptable to the director. Such insurance shall contain a statement naming the city as an additional insured. All such insurance policies shall provide for minimum of thirty (30) days' notice to the city prior to cancellation. The city shall have no duty to issue lease agreements or permits, or to pay or perform under contract until evidence of adequate insurance shall have been delivered to the city. All businesses shall be prohibited from commencing work until the proper notification of insurance has been delivered to the city.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-139. Rates for parking and storage of aircraft.

Rates for parking and storage of aircraft are based on the certificated maximum gross landing weight of aircraft. Rates may be periodically adjusted as allowed by city council. Charts of the most current rates may be obtained upon request and are set forth in Division 10 of these rules and regulations.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-140. City gate policy.

The director is authorized to issue city gate permits to air transportation companies and ground handling companies for temporary access to airport terminal facilities to offload and board passengers at San Antonio International Airport. The permit and policy procedures for the use of city gates shall be as authorized by city council from time to time.

- (1) City gate facilities shall include those facilities necessary for the servicing of passengers, such as gates, loading bridges, and holdrooms that are not leased to an airline on an exclusive or preferential basis.
- (2) City gate fees shall be assessed in accordance with the rates and charges paid by signatory airlines under the effective airline-airport use and lease agreement. In the absence of an effective airline-airport use and lease agreement, the city gate fee shall be determined by the approved rates and charges ordinance.
- (3) City gate fees shall be assessed on an hourly basis with half-hour increments after the initial hour. This fee will be assessed from the time the aircraft parks at the gate until the time the aircraft pushes back from the gate.
- (4) A departure or offloading of passengers shall be a requirement for city gate fees to accrue. All overnight parking at city gate(s) shall be billed in accordance with the rates for parking and storage of aircraft under ~~section 3-178~~ section 3-178. City gate fees may also be applicable based on usage of the ~~city~~ city gate facilities.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

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Sec. 3-141. Express use of facilities.

- (a) The security of all pedestrian and vehicular gates, building doors, access ramps, fences, walls, and other access points that lead from a tenant, lessee, or contractor area to or from the AOA or any other restricted area on the airport shall be the responsibility of the tenant, lessee, or contractor whose controlled area abuts the AOA.
- (b) All leaseholds, improvements, and real and personal property on airport property are expressly for the conduct of the owner's or lessee's business and operations. No person other than employees or licensees of the owner or lessee shall make use of these facilities or loiter around such premises without specific permission of the owner or lessee.
- (d) No tenant shall decorate any public view area to celebrate, commemorate or support any cause, event or holiday without a prior request to and written authorization from the director. Such request shall be made, at a minimum, 10 business days prior to the event and should include a detailed description of decorations and their placement.
- (e) No tenant shall erect drawings, pictures or non-professional signs in the public view area without prior approval from the director.
- (f) Tenant is permitted to hold fundraisers within its exclusive area as long as it is out of the public view. Fundraisers must be geared towards tenant's employees and should not include distribution of flyers or emails to other tenants/customers throughout the airport without approval from the director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-142. Changes by tenant.

No tenants or lessees will be permitted to effect structural changes, additions or decorative changes, including signs or displays of any type, or repairs to any city-owned buildings without prior written permission of the director. Additionally, no tenant or lessees shall be permitted to effect changes to any existing non-city owned facility located on airport property, construct a new facility on airport property, or complete surveying work on airport property without prior written permission from the director. The tenant or lessee shall furnish any and all documentation regarding the proposed changes or construction, in a quantity specified by the director, to the director for review and approval.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-143. Integrity of leased premises.

All tenants or lessees shall observe the graphic boundaries associated with and assigned to each lease agreement as being absolute and shall not encroach on adjacent areas by locating vehicles, aircraft, or equipment on or in such a manner as to have any portion extending onto or over adjacent property.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

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Sec. 3-144. Utility payments.

Every tenant shall provide a meter for the purpose of accurately measuring gas, water, and electrical power used by the tenant, or shall pay a flat fee for these utilities as prescribed by the director, except as may be provided for in individual leases.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-145. Aircraft, vehicles, equipment or parts left on the airport.

~~(a)~~ No tenant or lessee shall park or store a disabled or inoperable aircraft, vehicle, or piece of equipment in any area outside their leasehold without the approval of the director. Any disabled or inoperable vehicle or piece of equipment that is stored or parked within a tenant or lessee's leasehold for more than ninety (90) days may be deemed derelict and subject to removal at the owner's expense as described in Sec. 3-145 paragraph (c).

~~(b)~~ No person shall park or store any vehicle or equipment in an airport parking facility, in a parking facility under the control of an airport tenant of the city, or other area authorized for parking, which shall have been left that is unattended or inoperable upon the airport for a period of sixty (60) days or more without a written permit from the aviation department or its authorized agent. Vehicles so left unattended shall be presumed to have been abandoned and may be considered and treated as such.

~~(c)~~ Upon notification and demand by the director, either orally or in writing, to the owner or operator of any ~~motor~~ derelict, disabled, inoperable, or abandoned vehicle, aircraft, or disabled piece of equipment or parts of such left on the airport, it shall be the duty of the owner or operator to remove the same at his/her own expense. If, after such demand, the owner or operator fails or refuses to remove such property within a reasonable time as determined by the director under the circumstances and conditions created by the presence of such property, the director may cause the same to be impounded and/or stored. The cost of such removal, impound, storage, and any parking fees due at the time of removal shall be a charge against the owner or operator of such property; and upon the payment of the charge, the property shall be released and possession shall be restored to the owner or operator. If the owner cannot be determined, the city shall have the right to dispose of the property by sale or otherwise and to keep the proceeds therefrom.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-146. Construction or repair.

(a) Prior approval shall be obtained from the director before any survey, repair, or construction activity of any kind is commenced on any city-owned property at the airport. This shall include utility connections, paving, excavations, and removal of soil or fill material or other improvement to land on the airport.

(b) Prior to the commencement of any construction, an airspace study on FAA Form 7460-1 shall be completed except for construction within an existing structure.

(c) In the event construction equipment will be used, which is higher than the structure being erected under a granted permit, the operator of the equipment must ~~contact~~ notify the aviation department, keep the equipment in a lowered position to the maximum extent possible, and install appropriate hazard marking and/or lighting on the top extremity of the equipment.

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- (d) All necessary city permits and licenses shall be obtained prior to performing any construction or repairs.
- (e) Any repair or deficiency that is the responsibility of the aviation department to correct may be reported to the aviation department through the ~~customer service center~~ feedback page on portion of the aviation department's website.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-147. Nonconcessionaire rental car business permit.

- (a) The director is authorized to grant nonexclusive user permits substantially in the same form as the San Antonio International Airport nonconcessionaire rental car business permit previously approved by ordinance. Said permit grants permission and access to the airport by nonconcessionaire rental car businesses using San Antonio International Airport or Stinson Municipal Airport.
- (b) The permit authorizes nonconcessionaire rental car businesses to access and use the airport for loading and unloading of airport patrons at designated locations and provides for nonconcessionaire rental car businesses to access the ~~city's airport advertising concessionaire's~~ advertising and reservation board located in the baggage claim areas of airport terminals.
- (c) The user fee, consistent with city ordinance, is based upon the benefits derived by nonconcessionaire rental car businesses by their use of San Antonio International Airport and shall not be higher than the percentage fee for concessionaire rental car businesses operating at San Antonio International Airport in accordance with Division 10 of these rules and regulations.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-148. Aircraft for hire.

Operators of aircraft used for hire or other commercial purposes are required to have appropriate insurance and permits, and shall pay such landing fees and/or fuel flowage as required by ordinance or contract. No person in any aircraft shall discharge or allow to be discharged from the aircraft any object within the city limits except when absolutely essential to the safety of the occupants of the aircraft.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-149. Mobile food vending permits.

Consistent with city ordinance, the director may issue mobile food vending permits to persons or businesses seeking to do business at the airport and who have obtained the required permits from all applicable regulatory entities. The director may impose other permit requirements to ensure the proper operation of airport facilities. The issued permit shall be posted in a conspicuous place in public view and in accordance with Division 10 of these rules and regulations.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

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Sec. 3-150. Prohibition against the recording of aircraft registration information.

The recording of any aircraft registration information by persons or tenants other than those servicing or handling said aircraft is expressly prohibited without the written permission of the aircraft owner, operator, or his/her designee.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-151. Rate-setting for ground leases.

(a) The initial rental rate for leases of ~~City owned buildings and structures~~ real property shall be established at ten (10) percent of the fair market value of the property in accordance with the procedures below.

(1) Fair market value shall be determined by appraisal of the fee simple interest in the subject property, according to its highest and best use. Ground and building appraised values shall be listed individually in the final appraisal.

(2) The appraisal must be performed by a real estate appraiser licensed in the state.

(3) The ~~aviation~~ director shall select the appraiser (city's appraisal) and the cost shall be equally shared by the aviation department and lessee.

~~(b)~~ Ground rental rates shall be assessed through a ground rental rate study which will be updated approximately every 18 months.

(c) To dispute city's appraisal, lessee must:

(1) Certify in writing to the ~~aviation~~ director that it does not agree with city's appraisal; within ten (10) business days of receiving written notification of city's appraisal and corresponding rental rates.

(2) Appoint a recognized, qualified and impartial MAI (member of the appraisal institute) or equivalent appraiser (hereinafter, "lessee's appraiser") with prior airport experience and causing the performance of an appraisal for the subject property to be completed within ninety (90) days of receiving notice of city's appraisal.

(3) The lessee shall bear the costs of the appraisal performed by lessee's appraiser and deliver a copy of said appraisal to the director, at no cost to the city.

(~~e~~d) To arrive at a final appraisal after a dispute by the lessee, in accordance with paragraph (b) of this section, the city and lessee shall jointly appoint a third appraiser to conduct an appraisal of the subject property.

(1) The third appraisal shall control the initial rate setting for the contemplated lease.

(2) The cost of the appraisal shall be borne fifty (50) percent by lessee and fifty (50) percent by city.

(~~e~~) All appraisals performed ~~under~~ pursuant to this section shall be ~~of the~~ based on fee simple ownership.

(~~e~~f) This section shall not apply to the lease of property located within the terminals, aprons, taxiways, or runways of San Antonio International Airport; to the ground rental rates for Stinson Municipal Airport unless otherwise approved by ordinance; or where leasing at market value rates is prohibited by FAA.

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(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-152. Planting of vegetation.

No vegetation shall be planted on airport property unless approved by the aviation director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-153. Drop off/pick-up locations and parking

- (a) The director reserves the right to designate locations for drop-off, pick-up, and parking of commercial vehicles as demanded by traffic needs, construction, or other safety concerns.
- (b) Commercial vehicles dropping at the San Antonio International Airport terminal roadside may not stop in the outer two lanes to drop off passengers. They shall use the designated areas as determined by the director and/or wait until space is available on an inner curb.
- (c) Commercial vehicles picking-up passengers must do so in the area(s) designated for the purpose either as marked or communicated by airport staff. Commercial vehicles must also pay applicable ground transportation fees per city ordinance.
- (d) Commercial vehicles may not stop, stand, or park in any undesignated area on airport property including public facilities, roads, or curbsides on airport property such as the cell phone lot, any unused parking areas or cul-de-sacs, or bus cut-out areas.

Secs. 3-153154—3-156. Reserved.

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Sec. 3-160. Development and implementation of security plans.

Sec. 3-161. Aircraft security when necessary.

Sec. 3-162. Authorized airport identification holders.

Secs. 3-163—3-166. Reserved.

Sec. 3-157. Airport police and airport security.

- (a) The airport police shall have full police powers and authority to enforce all laws, ordinances, orders, rules, and regulations at San Antonio International Airport and Stinson Municipal Airport.
- (b) The airport security division will serve as the director's designee for all security related issues and shall have the authority to enforce the airport security program and rules and regulations that pertain to security at San Antonio International Airport and Stinson Municipal Airport.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-158. Authorized entry.

- (a) At San Antonio International Airport, it shall be unlawful for any person to enter or be upon the air operations area, (AOA), security identification display area, ~~airport traffic control tower, (SIDA),~~ utility rooms, and service areas or other restricted areas as defined above except:
 - (1) Persons assigned to duty therein;
 - (2) Persons authorized by the director;
 - (3) Persons displaying ~~on their person~~ airport identification ~~authorized~~ media approved by the director or his/her designee;
 - (4) Passengers under direct supervision of a person displaying ~~authorized~~ approved airport identification media with escort privileges, entering the AOA for purpose of embarkation or debarkation;
 - (5) Persons accompanied by and/or under the direct supervision of a person displaying ~~authorized~~ airport approved identification media with escort privileges; and
 - (6) Occupants of vehicles displaying ~~authorized~~ approved airport identification media or under the direct supervision of a person displaying ~~authorized~~ approved airport identification media with escort privileges that have been approved for entrance and operation on the AOA, provided said vehicles are displaying required identification as provided for hereinafter.

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(b) At Stinson Municipal Airport it shall be unlawful for any person to enter or be upon the air traffic control tower, utility rooms, and service areas or other restricted areas except:

- (1) Persons assigned to duty therein;
- (2) Persons authorized by the director.

(Ord. No. 2013-01-31-0073, § 1(Aff. I), 1-31-13)

Sec. 3-159. Authorization for identification.

The director, before granting authorization for entrance or operations within restricted areas previously defined, must determine from existing facts or from information provided by the applicant that the entrance and/or operations are necessary for the regular operations of the airport and that such authorization will not cause any security problem for the airport or for the lessees of airport property.

The director shall, ~~therefore,~~ have the right to require those seeking authorization for entrance or operations within restricted areas previously defined to provide information relative to the applicant's name and address, his/her employer and address, his/her proposed activities within the restricted area, and any other information necessary to establish the right of entry and fulfill the federally mandated requirements to receive an approved airport identification credential/media as established in the ~~airport security program~~ Airport Security Program. The director shall have the authority to limit the location, entrance, duration of time in the area, and the point of ingress and egress by any person or vehicle authorized to enter the restricted areas. The director may terminate any authorization upon a change of conditions affecting airport security.

Each person authorized to access to the restricted area of the airport shall be issued identification in accordance with the federally approved ~~airport security program~~ Airport Security Program. The approved airport identification media is the property of the San Antonio Airport System and may be revoked, suspended or confiscated at any time by the director for security or safety infractions.

In the interest of the safety and security of the traveling public and employees working at the airport, the city reserves the right to be more stringent in the interpretation of the disqualifying offenses outlined in 49 C.F.R. Part 1542.209 regarding the authorization to be issued or maintain possession of approved airport identification media.

(Ord. No. 2013-01-31-0073, § 1(Aff. I), 1-31-13)

Sec. 3-160. Development and implementation of security plans.

- (a) Each lessee of land and/or facilities at San Antonio International Airport having access to the AOA shall develop and implement security plans containing the following:
- (1) A drawing of the lease area, showing the footprint of the facility to include any doors, gates, or fencing to be used as deterrents to prevent unauthorized AOA access;
 - (2) The location of each gate, opening, or other means of controlling access to the AOA;
 - (3) Surveillance, locking systems, or other methods of preventing unauthorized movement through the access points, both during and after normal working hours;

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- (4) Provision for escort or supervision on the AOA by a person displaying authorized identification, pursuant to division 8, item 3 [~~section 3-159~~ 3-159] of this article. Such identification shall be approved by the director as established in the federally approved airport security program.
- (b) Each plan shall be submitted to the director for review and approval no later than thirty (30) days after commencing a new operation on the airport. Plans shall be submitted to the director or his/her designee prior to proceeding with any changes or modifications by the lessees that result in modifications or changes in conditions affecting access to the AOA through or from the lease area. Security plans shall be kept on file in the office of the director.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-161. Aircraft security when necessary.

When, in the opinion of an aircraft owner, conditions become necessary to provide additional security at the location of the aircraft on the airport, the owner shall be responsible for obtaining, at no cost to the city, security guards or police officers, after permission to establish such security has been obtained from the director or his/her designee. Furthermore, the owner shall be responsible for ensuring that security guards or police officers have, in their possession, aviation department approved identification media while working in the restricted area of the airport, or are with an airport approved escort. Security measures shall not be used as a means to hinder or delay removal of aircraft nor to interfere with government, FAA, or airport staff in the proper disposition of the aircraft.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-162. Authorized airport identification holders.

All persons authorized by the director to possess approved airport identification media shall:

- (1) Properly display approved airport identification media when in the SIDA, Secured Area or Sterile Area.
- (2) Properly control any person under their direct supervision ~~that~~who does not possess ~~authorized~~approved airport identification media when in the SIDA.
- (3) Challenge persons in the SIDA not displaying approved airport identification media.
- (4) Properly enter/exit and secure all access portals to the AOA and SIDA.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Secs. 3-163—3-166. Reserved.

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Sec. 3-167. Purpose.

~~These rules and regulations. This division have~~ has been adopted and approved by the city council and ~~apply~~ applies to the geographical properties known as San Antonio International Airport and Stinson Municipal Airport. The provisions in this article are designed to protect the public health, safety, interest, and general welfare at the airport, ~~and to~~. The provisions in this article are designed to restrict or prevent any activity or action that would interfere with the orderly operations and efficient use of the airport by passengers, operators, tenants, and users.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-168. Compliance.

The director has the authority to enforce the provisions of this article. All persons on any part of the property comprising the airport shall be governed by these provisions and by other directives from the director relative to the use or occupation of property within the airport. This includes any permission granted directly or indirectly, expressly or by implication, to any entity or individual to enter upon or use the airport (including aircraft operators; vehicle operators; aircraft crewmembers and passengers; spectators and sightseers; occupants of private and commercial vehicles; officers, employees, customers, vendors, and suppliers of operators and lessees; and entities conducting business at the airport). All such permission granted is conditioned upon full and complete compliance with this chapter, and all applicable regulatory measures that may be promulgated by any governing body or agency having jurisdiction over the airport.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-169. Enforcement.

The director is empowered to enforce these rules and regulations through his/her designee. All persons on the airport grounds shall respond to directives issued by the director relative to the enforcement of these rules and regulations. Violations of rules and regulations may result in a written notice of correction (NOC) issued by aviation department staff, suspension and/or revocation of permit(s) to conduct activities at the airport, ~~and/or being cited~~ ~~of~~with a Class C misdemeanor which, upon conviction, shall be punishable as provided in ~~section 1-5~~ section 1-5 of this Code, or successor provision. Additionally, the director may issue a cease and desist order or remove or evict from the airport

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grounds any person who knowingly, willfully, recklessly, or continuously violates any rule or regulation prescribed herein, or any rule or regulation in effect by the federal government or the state, and may deny use of the airport and its facilities to any such person if it is determined that such denial is in the public interest.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-170. Appeal of a decision.

Any person or company that receives from aviation department personnel, a notice of correction, administrative fee, cease and desist notice, suspension of permit, eviction, removal, denial of access to airport property, or other administrative action because of violations of this article may appeal, in writing, the action to the aviation director within ten (10) calendar days of the receipt of the initial notice. The director shall have ten (10) calendar days to respond to the appeal and determine whether any administrative action taken should be rescinded.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-171. Civil penalties charged to the airport.

Any monetary civil penalty or fee charged to the airport as the result of any action or inaction by any person or entity that violates a federal, state, or local law, or regulation shall, at the discretion of the director, be paid by the person or entity responsible for the violation.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Secs. 3-172—3-176. Reserved.

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Sec. 3-177. Establishment of rates and fees.

Sec. 3-178. Rates for parking and storage of aircraft.

Sec. 3-179. Parking rates and charges.

Sec. 3-180. Payment of ground transportation fees by class.

Sec. 3-181. Airfield driving courses, aircraft escort, and other fees.

Sec. 3-182. Fuel flowage fee.

Sec. 3-183. Security access and control charges.

Sec. 3-184. Progressive security enforcement fee.

Sec. 3-185. Operation and maintenance fees on certain airport facilities.

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Sec. 3-188. Administrative review fee.

Sec. 3-189. Off-airport parking permit.

Sec. 3-190. Mobile food truck fee.

Sec. 3-191. Offsite airport catering fee.

Sec. 3-192. Non-concessionaire rental car business permit fee.

Secs. 3-193—3-219. Reserved.

Sec. 3-177. Establishment of rates and fees.

All fees contained in this division article are subject to change upon the passage of an ordinance by the city council.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-178. Rates for parking and storage of aircraft.

The following charges shall be levied for the parking and storage of aircraft at the airport:

Certificated Maximum Gross Landing Weight of Aircraft (pounds):	Per 24-hour period
12,500 and under	\$100.00

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Above 12,500	\$125.00
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(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13; Ord. No. 2013-09-12-0631, § 2(Att. I), 9-12-13)

Sec. 3-179. Parking rates and charges.

The aviation department shall implement rates and charges for parking privileges at San Antonio International Airport, which shall remain in effect unless amended by order of the city council as may be necessary from time to time. Such charges are inclusive of sales tax payable to the state and are as follows:

- (1) *Long-term parking area:*
 - 0—0.25 hour or fraction thereof: \$0.00
 - 0.25—1 hour or fraction thereof: \$2.00
 - Each additional hour or fraction thereof: \$2.00
 - Maximum, 4—24 hours or fraction thereof: \$11.00
- (2) *Hourly parking area:*
 - 0.00—0.25 hour or fraction thereof: \$0.00
 - 0.25—0.50 hour or fraction thereof: \$2.00
 - 0.50—1.00 hour or fraction thereof: \$3.00
 - 1.00—2.00 hour or fraction thereof: \$5.00
 - 2.00—3.00 hour or fraction thereof: \$8.00
 - 3.00—4.00 hour or fraction thereof: \$11.00
 - 4.00—5.00 hour or fraction thereof: \$14.00
 - 5.00—6.00 hour or fraction thereof: \$18.00
 - Longer than 6.00 hours: \$24.00 per day
- (3) *Overflow parking fee:* 0.00—24 hours or fraction thereof: \$8.00
- (4) *Maximum charges for a lost ticket, in public parking lots (hourly, long-term, and economy):*
Maximum 24-hour rate per day.
- (5) *Employee parking:*
 - a. Issuance of parking access card/tag: \$15.00

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- b. Terminal building employees (per month): \$10.00. Effective December 1, 2010: \$20.00. Effective October 1, 2011: \$30.00
- c. Employees of passenger airlines serving the city but based elsewhere (per month): \$50.00
- d. Replacement of lost/damaged parking access cards:
 - Blue (commuter parking): \$15.00
 - Red, yellow, or green: \$25.00
- e. Reserved parking, eligibility, number of spaces and location to be determined by director (per month): \$40.00. Effective December 1, 2010: \$50.00.
- f. Late payment of employee parking fees: \$5.00

Comment [n1]: Approved as part of the FY15 Budget Package.

Employee monthly parking fees shall be payable on a monthly basis, in advance. Full monthly rates apply unless usage begins after the fifteenth (15th) of the month, in which case, one half (1/2) the monthly rate will be charged. Employee monthly parking fees shall not be pro-rated for any reason. Refunds for pre-paid months will only be given if the card is returned prior to the beginning of the month that was prepaid. Refunds will be for full months only. Fees for the issuance or replacement of parking access cards shall be paid at the time of issuance or replacement.

- (6) *Premium parking program.* The aviation department is hereby authorized to implement a premium parking program and establish reserved parking area(s) for the program. Fees are established as follows:
 - a. *Annual registration fee.* One hundred dollars (\$100.00).
 - b. *Daily fee.* Hourly parking area rate plus two dollars (\$2.00).

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13; Ord. No. 2013-09-12-0631, § 2(Att. I), 9-12-13)

Sec. 3-180. Payment of ground transportation fees by class.

- (a) The aviation department is hereby authorized to implement a permit system and to collect ground transportation fees from certain classes of commercial vehicles operating at San Antonio International Airport. This includes collecting the Airport Operating Permit fee as established in Chapter 33 of this Code.
- (b) The ground transportation fees, to be paid per trip, shall be as follows:

Vehicle	Fee
Taxi	\$1.00
Limousine	2.00
Hotel/motel shuttle	1.50

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Charter (annual)	50.00
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(c) Permit reinstatement fees shall be charged as follows:

Vehicle	Reinstatement Fee
Taxi	\$10.00
Limousine	25.00
Hotel/motel shuttle	25.00

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-181. Airfield driving courses, aircraft escort, and other fees.

The following fees shall be charged:

- (1) Airfield driver training of non-city employees:
 - a. AOA driving course—Movement areas, per person: \$25.00
 - b. AOA driving course—Non-movement areas, per person: \$20.00
- (2) Airfield driver's license replacement: \$10.00
- (3) Aircraft escorting: \$25.00
- (4) Expired airfield driver's license penalty fee: \$20.00

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13; Ord. No. 2013-09-12-0631, § 2(Att. I), 9-12-13)

Sec. 3-182. Fuel flowage fee.

Commercial fueling and self-fueling activities, not to include scheduled commercial airlines, shall incur a fee to be paid to the aviation department based on gallons of fuel delivered in the form of a fuel flowage fee in an amount set by ordinance. Such fees shall be added to the price of the fuel sold or delivered to the customer, itemized separately on the fuel invoice provided to the customer, and collected from the fuel customer at the time of the fuel sale or delivery.

All commercial fueling and self-fueling entities shall prepare and provide monthly reports that reconcile fee assessments and collections with fuel purchases or receipts, sales, and deliveries.

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The fuel flowage fee at San Antonio International Airport is \$0.075 per gallon.

The fuel flowage fee at Stinson Municipal Airport is \$0.075 per gallon.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-183. Security access and control charges.

~~(a) The following charges shall be authorized:~~

- ~~(1) Airport security access ID badge: \$35.00~~
- ~~(2) Nonreturned airport security access ID badge: \$75.00~~
- ~~(3) Lost airport security access ID badge: \$25.00~~
- ~~(4) FBI fingerprint-based criminal history record check: \$65.00~~

~~(b)~~ (a) The aviation department shall implement the charges for security access and badging at San Antonio International Airport set forth below. These rates shall remain in effect unless amended by action of the city council as may be necessary from time to time. The following charges are inclusive of sales tax payable to the state:

- (1) FBI fingerprint-based criminal history records check: \$27.00
Administrative fee payable to the aviation department: \$38.00
- (2) Airport security access ID badge: ~~(initial and renewals):~~ \$35.00
- (3) Air operations area parking permit: \$5.00
- (4) Nonreturned security access ID badge (red, yellow, green, white, or blue): \$75.00
- (5) Lost security access ID badge: \$25.00

A refund in the amount of fifteen dollars (\$15.00) shall be authorized for any security badge found and returned to the airport police personnel identification office within thirty (30) days from the date the security badge was declared lost or stolen.

(6) Security access ID badge reactivation fee after security violation:

First offense: \$25.00

Second offense: \$50.00

Third offense: \$75.00

Fourth offense—Badge issuance/reactivation will be denied.

(7) Lost/nonreturned key: \$25.00

(8) Progressive security enforcement fee: \$10.00 × frequency × severity factor as described in ~~section 3-184~~ section 3-184

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

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Sec. 3-184. Progressive security enforcement fee.

The progressive security enforcement fee shall be determined by multiplying the frequency and severity of the security violation, by a ten-dollar (\$10.00) baseline charge (i.e., fee = \$10.00 × frequency × severity factor). The severity factor is determined by the location and the type of the offense. San Antonio International Airport has three (3) designated restricted areas: the sterile area (inside the terminals but beyond the TSA security checkpoint), the secured area (outside the terminals near the commercial aircraft), and the security identification display area (SIDA, the entire AOA). The types of security violations are grouped into five (5) major categories: vehicular violations, access point violations, security rule violations, breeches of the restricted area, and unsecured sharp objects. The table below indicates the severity factor by location to be applied in the formula.

SEVERITY FACTOR BY LOCATION

<u>Restricted Areas</u>	Vehicular Violation	Access Point Violation	Security Rules Violation	Breach of Restricted Area	Unsecured Sharp Objects
Sterile Area	0	2	3	5	5
Secured Area	2	2	4	5	0
SIDA	1	2	4	5	0

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-185. Operation and maintenance fees on certain airport facilities.

An operation and maintenance fee, not to exceed twenty-five (25) percent of the monthly rental rate, shall be assessed on all leases at the Air Cargo Building West at San Antonio International Airport and non-concessionaire leases at the Stinson Municipal Airport Terminal Building. The director may periodically review and modify these fees as needed.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-186. Fuel storage and dispensing equipment.

Fuel storage tanks, vehicles and equipment used for the storage and/or dispensing of fuel shall be subject to ARFF inspection prior to being placed into service on airport property and thereafter as required by FAA regulations. The following fees are established in connection with such inspections:

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- (1) Initial inspection or inspection to maintain valid inspection decal: \$0.00
- (2) Reinspection after initial failed inspection: \$25.00
- (3) Fine for operating without a valid inspection decal: \$500.00

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-187. Commercial permit fee.

The aviation director may issue permits to persons or businesses who seek to conduct commercial activities at the airport and do not have a contract with the city. Permits shall be for terms of one (1) year. The permit fee shall equal five (5) percent of all gross sales generated by the permittee's business activities at the airport, payable monthly. Proof of insurance and payment security satisfactory to the city must be provided before a permit is granted. The aviation director may impose other permit requirements to ensure the proper operation of airport facilities and proper reporting of revenue. This section is not meant for businesses engaged in the following activities: transportation of passengers, automobile rental, catering and food preparation, and construction services.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-188. Administrative review fee.

An airport tenant or airport subtenant under a lease in which the city is landlord must pay the city a processing fee of one thousand five hundred dollars (\$1,500.00) when seeking permission to assign or sublet a lease. The fee is non-refundable, whether or not the assignment is approved.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-189. Off-airport parking permit.

The aviation director may issue off-airport parking permits to persons or businesses who seek to provide car storage services to airport patrons. Permits shall be for a term not to exceed five (5) years. The permit fee shall equal ten (10) percent, or such other fee established by ordinance, of all gross sales generated by the permittee's business activities at the airport and/or with airport patrons, payable monthly. Proof of insurance and payment security satisfactory to the city must be provided before a permit is granted. The aviation director may impose other permit requirements to ensure the proper operation of airport facilities and proper reporting of revenue.

(Ord. No. 2013-01-31-0073, § 1(Att. I), 1-31-13)

Sec. 3-190. Mobile food truck fee.

- (a) Mobile food truck fee unassigned areas: \$220.00
- (b) Mobile food truck fee assigned areas: \$440.00

(Ord. No. 2013-09-12-0631, § 2(Att. I), 9-12-13)

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Sec. 3-191. Offsite airport catering fee.

Offsite airport catering fee: Eight (8) percent of gross revenue.

(Ord. No. 2013-09-12-0631, § 2(Att. I), 9-12-13)

Sec. 3-192. Non-concessionaire rental car business permit fee.

Non-concessionaire rental car business permit fee: Eight (8) percent of gross revenue.

(Ord. No. 2013-09-12-0631, § 2(Att. I), 9-12-13)

Secs. 3-193—3-219. Reserved.