

MARTIN COUNTY AIRPORT RULES AND REGULATIONS

WHEREAS, the Martin County Airport Rules and Regulations are to be reviewed and updated periodically; and

WHEREAS, the following rules and regulations were recommended by the Martin County Airport Board through a vote on August 20, 2013;

THEREFORE, BE IT RESOLVED by the Martin County Board of Commissioners on September 11, 2013 that the rules and regulations governing Martin County Airport as hereinafter more particularly set out, be and are hereby approved by the Martin County Board of Commissioners.

BE IT FURTHER RESOLVED these rules and regulations replace the Martin County Airport Rules and Regulations (Originally Adopted February 15, 1994) in its entirety.

ARTICLE I: GENERAL PROVISIONS

Section 1. Definitions.

All words and phrases used in this chapter shall have the following meaning, unless its context requires otherwise. All definitions contained within the Federal Aviation Act of 1958 (FAA Act) and all amendments thereto are incorporated herein. All definitions shall be interpreted consistently with the Federal Aviation Act and amendments thereto.

"Aircraft" means a device that is used or intended to be used for flight in the air, including helicopters and ultralight vehicles.

"Airport" means all of the areas comprising the Martin County Airport, as now existing or as the same may hereafter be expanded and developed and shall include all of its facilities.

"Airport Commission" means the duly appointed airport advisory board of the county.

"Airport manager" means the officer or representative of Martin County / Martin County Airport having immediate charge of the Airport.

"Board" means the Martin County Board of Commissioners.

"Commercial activity" means the conduct of any aspect of a business or concession on the airport for revenue.

<i>"County"</i>	means Martin County.
<i>"Field area"</i>	means that area used for aircraft taxiing, run up, takeoff, landing, tie-downs, loading and unloading of passengers and baggage. Field area shall include all areas used by vehicles or pedestrians to gain access to any of the above, and shall include all additional areas designated by the Airport Manager as a field area.
<i>"General fixed-base operator"</i>	means a person, firm or corporation subject to the provisions of a lease and nonexclusive license engaging in the following: the sales, service, renting, or leasing of new or used aircraft, parts, aircraft accessories and hardware, custom repair, overhauling, and modification of general aviation aircraft and/or aircraft equipment, including the conduct of charter flight service, aerial photography and flight schools.
<i>"Operator"</i>	means the person, firm or corporation in possession of an aircraft or vehicle or any person who has rented such for the purpose of operation by him/herself or an agent.
<i>"Owner"</i>	means a person who holds the legal title of an aircraft or a vehicle, or in the event that the aircraft or vehicle is the subject of a conditional sale or lease thereof within the right of purchase upon performance of the conditions stated in the agreement, and with the immediate right of possession vested in the conditional vendee or lessee or anyone in possession of an aircraft or vehicle on the airport or in the event of a mortgagor of an aircraft or vehicle is entitled to the possession, then the conditional vendee, lessee or mortgagor shall be deemed the owner for the purpose of these rules and regulations.
<i>"Public area"</i>	means all other airport areas not field areas, except those areas designated by a tenant or the Airport Manager as nonpublic areas. The Airport Manager shall have the power to overrule a tenant's designation of an area as a nonpublic area and may designate the area to be public.
<i>"Park" or "parking"</i>	means the standing of an aircraft or vehicle whether occupied or not.
<i>"Pedestrian"</i>	means any person afoot.
<i>"Permission" or "permit"</i>	means permission granted by the Airport Manager unless otherwise specifically provided herein.

"Special fixed-base operator"

means a person, firm, or corporation subject to the provisions of a lease and nonexclusive license engaging in some but not all of the activities of a general fixed-base operator.

"Vehicle"

means a device in, upon or by which a person or property is or may be propelled, moved, or drawn upon a highway excepting a device moved by human power.

Section 2. Administration authority--Operation-- County held harmless.

- A. In addition to the requirements of the Federal Aviation Administration and the North Carolina Division of Aviation, the Airport Manager may promulgate such rules and regulations, orders and instructions as are necessary in the administration of this chapter. The Airport Manager may post signs at the airport which state or apply the rules, regulations, orders or instructions. Each person on the airport shall comply with all rules, regulations and signs posted by the Airport Manager pursuant to this chapter. Each member of the staff of the Airport Manager, as a representative of the Airport Manager, is empowered to require compliance with the provisions of this chapter and all rules and regulations issued by the Airport Manager.
- B. The airport shall be conducted as a public air facility for the promotion and accommodation of civil aviation and associated activities.
- C. The privilege of using the airport and its facilities shall be conditioned on the assumption by the user thereof of full responsibility and risk for such use, and the user thereof releases and agrees to hold the county and its officers and employees harmless, and to indemnify them from any liability or loss resulting from the use. The county reserves the right to deny use of the airport to any person who is judged by the Airport Manager to be endangering the public's safety, health or welfare.

ARTICLE II: PROPERTY REGULATIONS

Section 1. County not liable.

The county assumes no responsibility or liability for loss, injury or damage to persons or property on the airport or using airport facilities, including but not limited to fire, vandalism, wind, flood, earthquake, or collision damage, nor does it assume any liability by reason of injury to person or property while using the facilities of same.

Section 2. Damage to airport property--Responsible party to comply with rules for compensation.

Any person causing, or liable for, any damage to airport property, shall be required to pay the county on demand the full cost of repairs to the damaged property. Any person failing to comply with these rules may be refused the use of the airport.

Section 3. Damage, injurious activities and abandonment prohibited.

- A. No person shall destroy, injure, deface or disturb in any way any building, sign, equipment, marker or other structure, tree, shrub, flower, lawn or seeded area on the airport, except as authorized by the Airport Manager.
- B. No person shall conduct on or at the airport, activities that are injurious, detrimental or damaging to the airport property business of the airport or persons.
- C. No person shall abandon any personal property at the airport.

Section 4. Explosives prohibited.

No person shall carry any unauthorized explosives on the airport.

Section 5. Unauthorized aircraft or vehicles removed.

Any unauthorized aircraft or vehicle which has been parked in any unauthorized space may be removed or caused to be removed by the Airport Manager at the owner's expense.

Section 6. Authority to eject.

The airport manager shall have the right to cause to be ejected from the airport premises, any vehicle or aircraft operator guilty of violation of any provisions of this chapter. Such persons shall have the right to appeal the ejection to the Airport Commission.

ARTICLE III: AIRCRAFT OPERATIONS

Section 1. Aircraft operations regulations.

- A. No person shall conduct any aircraft operation to, or from or over the airport except in conformity with all Federal Aviation Administration regulations, the applicable provisions of NC General Statutes, this chapter, and the rules and regulations promulgated by the Martin County Airport.
- B. No person shall park an aircraft on any runway or taxiway at the airport.

- C. No person shall park or store an aircraft at the airport except in areas designated for such use.
- D. Preventive maintenance work, as defined in Title 14, Part 43, Appendix A(c), Code of Federal Regulations, may be performed at the airport tie-down areas or hangars by the owner or operator of the aircraft. Aircraft owners who possess current mechanic ratings such as A&P and A&I may do additional work in the tie-down or hangar areas subject to the approval of the Airport Manager. All other aircraft maintenance, rebuilding, and alterations shall be performed only in those areas designated by the Airport Manager.
- E. No person shall take any aircraft from the airfield or hangars or operate such aircraft while under the influence of intoxicating liquor or dangerous drug.
- F. Persons parking transient aircraft overnight on terminal transient areas shall register their aircraft with the Airport Manager or his/her representative as soon as possible after landing at the airport and pay appropriate tie-down fees, as applicable.
- G. All owners and operators who desire to base their aircraft at the airport shall register their aircraft with the Airport Manager or his/her representative prior to beginning operations. Any change in ownership of the aircraft shall be reported as soon as possible.
- H. If the Airport Manager believes the conditions at the airport, or any portion thereof, are unfavorable for aircraft operations, he/she may close the airport, or portions thereof, using applicable Federal Aviation Administration procedures, as appropriate.
- I. No aircraft shall be permitted to remain on any part of the landing or takeoff areas for the purpose of repairs.
- J. No person shall, without the owner's permission, interfere or tamper with an aircraft parked or stored at the airport.
- K. No person shall move an aircraft on the airport in a negligent or reckless manner.
- L. No person shall start or taxi any aircraft in a place there is danger of collision, or where the air or exhaust blast is likely to cause injuries to persons or property. If the aircraft cannot be taxied without violating this paragraph, the operator must have it towed to the desirable destination.
- M. Aircraft shall be taxied at a safe and reasonable speed with due respect for other aircraft, persons or property.
- N. No storage of any chemicals, pesticides or herbicides will be allowed except as may otherwise be provided in this chapter. All such aircraft may be restricted to a specific tie-down area as designated by the Airport Manager.

- O. All air traffic should avoid flight over populated or noise sensitive areas whenever possible, consistent with safety.
- P. At the direction of the Airport Manager, the operator, owner, or pilot of any aircraft on the Airport shall move the aircraft from the place where it is parked or stored, to any other place designated on the Airport. If the operator refuses to comply with the directions, Martin County, through the Airport Manager, may tow the aircraft to such place, at the operator's expense and without liability for damage that may result from such moving.
- Q. The Airport Manager shall have the authority to detain any aircraft for non-payment of any charges due.
- R. All take-offs and landings shall be confined to the runways and all movement of aircraft shall be confined to the hard surface areas.
- S. No person or persons, except airmen, duly authorized personnel, passengers going to or from aircraft, or persons being personally conducted by Airport attendants shall be permitted to enter the landing area proper, taxi space, or aprons. However, this does not give any person or persons so excepted the privilege of unrestricted use of the Airport. These privileges are confined to the necessary use of these spaces in connection with the lights, inspections and routine duties.
- T. POLLUTION AND HAZARDOUS SUBSTANCE CONTROL STANDARD
OPERATING PROCEDURES AND POLICIES

- 1. General: It is the intent and purpose of this procedure and policy to fulfill the responsibility of the County of Martin to protect the public lands and properties from contamination by any substances determined to be a Pollutant and/or a Hazardous Material (HS), an Extremely Hazardous Material (EHS), or a Hazardous Waste (HW) as defined by the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), and the Superfund Amendment and Reauthorization Act (SARA) Title III.

In accordance with North Carolina General Statute 143-215, Article 21-A, it is unlawful and illegal to "...discharge, emit, spill, leak, pump, pour, empty or dump... any oil or other hazardous substance... upon any lands or into any waters of the state..." Violators of this Article are subject to fines as well as the costs involved in recovery and proper disposal of the hazardous substances, and the return of the contaminated areas to their pre-polluted state.

Also, Section 304 of SARA Title III requires that any *RELEASE* (i.e. accidental spill, dump, etc.) of any listed hazardous substance must be reported immediately to the National Response Center (NRC), the State Emergency Response Commission (SERC), and the Martin County Emergency Planning

Committee (MCEPC). Maximum fines for failure to comply with this Section are up to \$25,000 per day for each day that the *RELEASER* fails to report.

2. Any person bringing chemicals on airport property shall provide material safety data sheets (MSDS) for each chemical to the airport manager.
3. A spill response plan shall be provided to the Airport Manager prior to operation. The time, equipment, materials and means needed to control any spill will be the operator's responsibility.

Section 2. Accident / Incident procedures.

- A. Persons involved in aircraft accidents / incidents occurring at the airport shall make a full report thereof to the Airport Manager or his/her representative as soon as is possible after the accident / incident. The report must include all pertinent information. For the purposes of this section, an aircraft accident / incident shall include any event involving an aircraft and a motor vehicle, other aircraft, person or stationary object with results in property damage, personal injury or death.
- B. Any person damaging property on the airport by means of contact with aircraft shall report the damages to the airport office immediately and shall be fully responsible to the county for the cost of repairs.
- C. Every pilot and aircraft owner shall be responsible for the prompt removal of any disabled aircraft or parts hereof, as directed by the Airport Manager or his/her representative, subject to accident investigation requirements.

ARTICLE IV: MOTOR VEHICLES

Section 1. General regulations.

- A. No motor vehicle shall be operated on the airport if it is so constructed, equipped or loaded as to endanger persons or property.
- B. Each operator of a motor vehicle involved in any accident / incident on the airport that results in personal injury or property damage, shall make a full report to the Airport Manager or his/her representative as soon as possible after the accident.
- C. No person shall operate any motor vehicle on the airport in violation of this chapter, or rules and regulations promulgated by the Airport Manager or the laws of the state.
- D. No person shall operate a motor vehicle on the airport in a negligent or reckless manner, or in excess of posted speed limits.

- E. No person shall park or stand a motor vehicle at any place on the airport in violation of any sign posted by the Airport Manager, or within fifteen feet of a fire hydrant, or in a manner as to block any fire gate or entrance, road or taxiway.
- F. No vehicles will be allowed in the T-hangars, except while aircraft stored in T-hangar is away in flight.
- G. Fixed-base operator customers shall park in areas designated by the Airport Manager.
- H. The Airport Manager or his/her agent may remove, at the owner's expense, any motor vehicle which is parked on the airport in violation of this chapter. The vehicle shall be subject to a lien for the cost of removal.

ARTICLE V: ROADS AND WALKS

Section 1. Unauthorized travel unlawful.

It is unlawful for any person to travel on the airport except on a road, walk or other place provided for the kind of travel the person is doing.

Section 2. Obstructions unlawful.

It is unlawful for any person to occupy or place an object on a road or walk on the airport in a manner that hinders or obstructs its proper use.

ARTICLE VI: FIRE HAZARDS AND FUELING OPERATIONS

Section 1. Unauthorized fuel delivery and dispensing unlawful.

It is unlawful for any person to transport or deliver aviation fuels on the airport or dispense fuels into aircraft unless authorized to conduct such activity, except if a person is providing fuel for his/her own aircraft.

Section 2. Flammable cleaning fluids unlawful.

It is unlawful for any person to use a flammable or volatile liquid having a flash point of less than ninety-six degrees Fahrenheit to clean an aircraft, aircraft engine, propeller or appliance in an aircraft hangar or similar type building, nor within fifty feet of another aircraft, building or hangar.

Section 3. Open flame operations unlawful.

It is unlawful for any person to have in his possession an open flame, flame-producing device or other source of ignition (except cigarette lighters or matches for that purpose) in any hangar or similar type of building, except in locations approved by the Airport Manager.

Section 4. Smoking prohibited.

It is unlawful for any person to smoke in any areas during any times when smoking may be a hazard.

Section 5. Storage unlawful when fire hazard.

- A. It is unlawful for any person to store or stock material or equipment on the airport in a manner that constitutes a fire hazard.
- B. It is unlawful for any person to store any combustible materials, flammable liquids or other hazardous materials in an unsafe manner. Any such materials must be stored in OSHA-approved containers.

Section 6. Surface areas to be kept clean.

Each person to whom space on the airport is leased, assigned or made available for use shall keep the space free and clear of oil, grease, or other foreign materials that could cause a fire hazard or slippery or other unsafe condition.

Section 7. Doping unlawful except under certain conditions.

It is unlawful for any person to conduct a doping process on the airport except in a properly designed fire-resistive and ventilated room or building in which all lights, wiring, heating, ventilating equipment, switches, outlets and fixtures are approved for such use in hazardous areas, and in which all exit facilities are approved and maintained for such use, or except in an open area as designated by the Airport Manager. No person shall enter or work in a dope room while doping processes are being conducted unless wearing spark proof shoes.

Section 8. Fueling unlawful when.

- A. It is unlawful for any person to fuel or defuel an aircraft in the airport fuel farm while its engine is running or is being warmed by applying external heat.
- B. It is unlawful for any person to fuel or defuel an aircraft while:
 - 1. It is in a hangar or enclosed space;

2. Passengers are in the aircraft unless a passenger loading ramp is in place at the cabin door, and a "no smoking" sign is displayed and the rule enforced.
- C. It is unlawful for any person to knowingly start the engine of an aircraft on the airport if there is any gasoline or other volatile flammable liquid on the ground beneath it of sufficient quantity to cause a hazard.
- D. It is unlawful for any person to operate a radio transmitter or receiver, or to switch electrical appliances on or off, in an aircraft on the airport while it is being fueled or defueled.
- E. During the fueling of an aircraft on the airport, the dispensing apparatus and the aircraft shall both be grounded in accordance with orders and instructions of the Airport Manager.
- F. Each person engaged in fueling or defueling on the airport shall exercise care to prevent the overflow of fuel, and shall have readily accessible and adequate fire extinguishers.
- G. During the fueling or defueling of an aircraft on the airport, no person shall, within fifty feet of that aircraft, smoke or use any material that is likely to cause a spark or be a source of ignition.
- H. Each hose, funnel or appurtenance used in fueling or defueling an aircraft on the airport shall be maintained in safe, sound and nonleaking condition and must be properly grounded to prevent ignition of volatile liquids.

Section 9. Compliance with Uniform Fire Code required.

All persons shall comply with the provisions of the most recently adopted Uniform Fire Code of the County.

Section 10. Authority to inspect--Compliance required.

The county fire chief or duly authorized representatives shall inspect as often as necessary all buildings and premises for the purpose of ascertaining and causing to be corrected any conditions which would reasonably tend to cause fire or contribute to its spread or endanger life or property from fire. All orders, notices or recommendations shall be complied with by all persons without delay.

ARTICLE VII: TENANTS REGULATED

Section 1. Uses to be in conformance.

No lessee or sub lessee of airport property shall knowingly allow that property to be used or occupied for any purpose prohibited by this chapter.

Section 2. Trash requirements.

A. It is unlawful for any tenant, lessee, sub lessee, concessionaires or agent of any of them, doing business on the airport, to keep uncovered trash containers on the sidewalk or road or in a public area of the airport.

B. It is unlawful for any person to operate a vehicle for hauling trash, dirt or other material on the airport unless it is built to prevent its contents from dropping, sifting, leaking or otherwise escaping.

C. It is unlawful for any person to spill, pour or otherwise discharge any pesticide, herbicide or any hazardous material on any airport property.

Section 3. Hazardous storage unlawful.

It is unlawful for any person to store or stack equipment or material in a manner to be a hazard to persons or property.

Section 4. Authority to inspect at any time.

The Airport Manager or authorized representative shall have the right at all reasonable times to inspect all areas under lease to or occupied by tenants.

Section 5. Provisions incorporated into lease.

The provisions of this chapter shall be deemed incorporated into every lease and sublease and violations of the provisions of this chapter or any rule or regulation pursuant to this chapter may result in termination of the lease or sublease.

ARTICLE VIII: COMMERCIAL OPERATIONS

Section 1. Definitions.

For the purpose of this article, a "business or commercial activity" means and includes the following types of activities when done for hire, compensation or reward:

- A. Retail sales of goods, wares, merchandise or services;
- B. Pilot training and flight instruction;
- C. Sale, rental or charter of aircraft;
- D. Air carrier and air taxi operations;

- E. Sale of aviation petroleum products;
- F. Sale or service of aircraft parts, avionics, instruments or other aircraft equipment;
- G. Repair, maintenance, rebuilding, alteration or exchange of aircraft engines, components or other parts;
- H. Flying clubs;
- I. Parachuting activity;
- J. Camping (allowed in designated areas at discretion of Airport Manager).

Section 2. Operating Policy.

As the operator and proprietor of the airport, on behalf of the citizens of the county, it is the intent of the Airport Commission and the County Board of Commissioners:

- A. To operate the airport in a business-like manner with as little cost as possible to the taxpayers through the imposition of fair and reasonable rentals, fees and charges;
- B. To provide for both private and commercial aviation at the airport to the extent practicable within physical, economic and environmental constraints;
- C. To provide for the full range of on-base aeronautical support consistent with the need for the service and the availability of space and physical facilities;
- D. To protect the airport patrons and users from unsafe and inadequate aeronautical service and to maintain and preserve all airport facilities in a safe, secure and orderly condition;
- E. To promote fair competition and not expose those who have lawfully undertaken to provide commodities and services at the airport to irresponsible or unethical business or commercial activity on the airport;
- F. To permit and provide adequate facilities for owners of general aviation aircraft to work on and service their own aircraft within the limits as may be imposed by this chapter or airport regulation for purposes of safety, preservation of airport facilities, and protection of the public interest;
- G. To promote the utility, educational and recreational aspects of general aviation.

Section 3. Prohibited acts.

It is unlawful for any person to engage in any business or commercial activity on the airport without a lease approved by the Board of Commissioners, or a sublease from a duly authorized master lessee which is approved by the county. For the purposes of this article a "person" means

an individual or group of individuals, including a company, partnership, corporation or other association. This prohibition shall also apply to persons who use the airport as a base for conducting their activity but whose office or other place of business is not situated at the airport. This prohibition does not apply to:

- A. Aircraft operations in which the flight originates and terminates elsewhere and the airport is used as a temporary stopping place for such purposes as landings, refueling, or other aeronautical service, or the embarking or debarking of passengers, except in the case of charter or air taxi airlines;
- B. Company or corporate-owned aircraft where personnel or products are transported free of charge, the trip being merely incidental to the company's principal business and not, in itself, a major enterprise for profit;
- C. Casual or isolated transactions such as sales by the owner, an owner/pilot giving occasional flight instruction, or the like;
- D. No lease or license for the exclusive right to provide an aeronautical service, operation or activity on the airport shall be issued or approved.

Section 4. Appropriate allocation of ground space--Structures to comply with building regulations.

Leases for aeronautical and commercial activities on the airport shall be issued and approved contingent on the lessor constructing or providing a structure or structures on the leased property appropriate to the type of aeronautical or commercial activity to be conducted. Ground space allocations under lease agreements shall be made in accordance with a master plan and land use plan adopted by the county for development of the airport. All structures erected on the airport shall comply with all building regulations. Structural and architectural design of all structures shall be subject to approval by the county. Termination of a ground lease without other satisfactory arrangements having been made with the county shall automatically revoke the permission to conduct an aeronautical or commercial activity on the airport.

Section 5. Procedures for acquiring lease.

When a person, corporation or other entity desires to enter into a lease with the county for land on the airport, the person must contact the Airport Manager and make the request known. The county shall negotiate with the interested party to arrive at lease provisions and costs which reflect fair market values and include provisions to increase lease amounts in future years based on appropriate economic factors. Prior to entering into any lease for property at the airport, the prospective lessee must present to the county satisfactory evidence that it meets the minimum standards established herein for engaging in business at the airport.

Section 6. Fixed-base operator's license issued subject to compliance.

- A. A general fixed-base operator's license will be issued subject to the compliance with all conditions hereinafter imposed and upon proper application, to a person or company providing the following services:
 - 1. Fuel and oil sales;
 - 2. Flight training services;
 - 3. Aircraft charter and taxi services;
 - 4. Aircraft rental and sales;
 - 5. Sale of aircraft parts, accessories and hardware;
 - 6. Repair, overhauling and modification of aircraft or equipment.
- B. A special fixed-base operator's license will be issued subject to the compliance with all conditions hereinafter imposed and upon proper application, to a person or company providing some but not all of the services required of a general fixed-base operator.
- C. Aviation fuel will be sold on the airport only by the county or by a duly licensed fixed-base operator. Nothing in this section shall be construed so as to limit the right of any person to provide fuel for his/her own aircraft. However, such self-service fueling shall meet all applicable county, state and federal safety regulations.
- D. All fixed-base operators shall individually or in cooperation with other entities at the airport, maintain such hours and/or call-out arrangements so as to adequately service the public demand for such products/services as may be provided.
- E. Nothing herein is intended to prevent persons from selling goods or services during a special event on the airport approved by the Airport Manager.

Section 7. Agricultural chemical application--Requirements to engage in.

All chemicals shall be handled, loaded and stored safely. Persons engaged in this activity shall be in compliance with all county, state and federal rules and regulations regarding agricultural chemical handling and application, and shall be correctly permitted and/or licensed to conduct such activity.

Section 8. Insurance coverage required.

All lessees on the airport property shall obtain and maintain insurance coverage for liability, with the county being named in the policies as an additional insured. Amounts of coverage shall be set at appropriate levels by the Airport Manager, or as otherwise established in a lease agreement.

Section 9. Rates and charges established by the Board of Commissioners.

A schedule of rates and charges for use of the airport and its facilities shall be established by the

Board of Commissioners, and each person or organization subject to the rates and charges shall promptly pay the amounts due. A copy of the schedule shall be available at the airport office.

ARTICLE IX: OFFENSES--VIOLATION--PENALTY

Section 1. Nuisances, littering, vandalism unlawful.

- A. It is unlawful to commit any act or to omit to act in such a way as to create a nuisance on the airport.
- B. It is unlawful for any person to dispose of garbage, papers, refuse or other material on the airport except in receptacles provided for that purpose.
- C. It is unlawful for any person to vandalize any public property on the airport.
- D. It is unlawful for any person to alter, make additions to, or erect any building or sign or make any excavations on the airport without the permission of the Airport Manager, subject to lease provisions.
- E. It is unlawful for any person to willfully abandon any personal property on the airport. A person has abandoned personal property when it remains unattended and without written permission of the Airport Manager for a period of thirty days or more.

Section 2. Hunting prohibited.

No person shall hunt, pursue, trap, catch injure or kill any bird or animal on the airport.

Section 3. Unauthorized solicitation and advertising unlawful.

- A. It is unlawful for any person to solicit fares, alms or funds for any purpose on the airport without permission of the Airport Manager.
- B. It is unlawful for any person to post, distribute or display signs, advertisements, circulars or other printed or written matter in a public area of the airport except in locations designated by the Airport Manager.

Section 4. Animals to be restrained.

It is unlawful for any person to enter the airport with a dog or other domestic animal unless that animal is kept restrained by a leash or is confined so as to be completely under control.

Section 5. Unauthorized flying of model aircraft prohibited.

The flying of model aircraft within the airport is prohibited unless authorized by the Airport Manager.

ARTICLE X: REGULATIONS GOVERNING MINIMUM REQUIREMENTS FOR ALL FIXED-BASE OPERATORS

Section 1.

All fixed-base operations at the Airport shall be full-time, progressive business enterprises, with manned office facility at the Airport during all business hours.

Section 2.

Fixed-base operators will be required to furnish Martin County a Performance Bond commensurate with the construction required under the minimum standards of services to be performed.

Section 3.

All construction required herein shall be in accordance with design and construction standards established by the Martin County for the facility involved

Section 4.

Martin County shall determine substantial conformances to the standards for fixed-base operators. No fixed-base operator shall be allowed to operate on the Airport without a fully executed lease agreement with Martin County.

Section 5.

Fixed-base operators must show financial solvency and business ability to the satisfaction of Martin County

Section 6.

The minimum liability insurance which a fixed-base operator shall carry is \$1 Million Aggregate for bodily injury and property damage.

Section 7.

Fixed-base operators providing sale of aviation petroleum products and hangar rental must meet the minimum standards as shown herein and provide all the service and meet all the requirements.

Section 8.

Fixed-base operators providing services must meet the established standards for the given service but may not engage to sale of aviation petroleum products or hangar rental without complying with Section 7 as shown above.

Section 9. Sale of Aviation Petroleum Projects.

To provide this service, fixed-base operator must provide and maintain 500 square feet of office, lounge, and restrooms, may be an adjunct to other structures and facilities.

Section 10.

Air Service. Ramp services shall be provided full time during daylight hours and by call at night, seven days a week, by the fixed-base operator.

Section 11. Flight Instruction, Charter Service, Aircraft Rental.

The fixed-base operator may engage in flight instruction, charter service and/or aircraft rental (any one or all of these services), provided that the fixed-base operator shall provide a minimum of the number of aircraft as required by the Airport Commission at the Airport and the fixed-base operator must make suitable arrangements for hangaring and/or parking of his aircraft at the Airport. The fixed-base operator must provide only properly certified instructors and pilots with ratings and qualification as required by the FAA in the performance of all operations outlined in this paragraph.

Section 12.

Miscellaneous operations such as radio and instrument repairs, aerial advertising, crop dusting and other aeronautical activities not hereinbefore provided for may be conducted by any person, firm or corporation upon application to and approval of the *owner(. Reasonable terms and conditions for the privilege of engaging in these various services will be established by the Martin County commensurate with the nature and scope of the activities involved.

Section 13. Definition of Terms.

The term “fixed-base operator(s)” and/or “fixed-base operations” as used herein is hereby defined as any person, firm or corporation entering into any one or all of the above described in Sections 1 through 4 and sections 7 through 12.

ARTICLE XI: MISCELLANEOUS

Section 1. Board of Commissioners authority to establish additional standards.

The Martin County Board of Commissioners reserves the right to establish additional standards for any and all categories of aeronautical related businesses or specialized services operating on the airport property.

Section 2. Federal Authority.

All lease agreements and permits shall be subordinate to the provisions of any existing or future agreement between the county and the United States relative to the operation and maintenance of the airport, execution of which has been or may be required as a condition precedent to the expenditure of federal funds for the development of the airport.

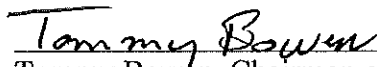
Section 3. Violation--Penalty.

It is unlawful for any person to violate any of the provisions of this chapter or any lawful rule or regulations promulgated by the county under the authority of this chapter. Penalties for violations shall be determined under the provisions of this code.

Section 4. Conflicting regulations.

Where there exists a conflict between any regulation or limitation prescribed in this regulation and any other regulations applicable to the same area, the more stringent limitations or requirements shall govern and prevail.

These rules were adopted by the Martin County Board of Commissioners at its regular monthly meeting on 9/11/2013.



Tommy Bowen, Chairman of the Board of Commissioners

Attest: 

Marion B. Thompson, NCCCC, Clerk to the Board