

CHAPTER 19 AIRPORT OPERATING REGULATIONS

Article 19-1 GENERAL PROVISIONS AND DEFINITIONS¹

19-1-1	Definitions
19-1-2	Compliance with Federal Aviation Act and Federal Aviation Regulations
19-1-3	Compliance with Applicable Rules and Laws
19-1-4	Compliance with Rules by Flight Instructors and Students
19-1-5	Duties and Powers of the City and the City Council
19-1-6	Hours of Airport Operation
19-1-7	Interference with Airport Use Prohibited
19-1-8	Entrance on Restricted Areas Prohibited
19-1-9	Animals at Airport
19-1-10	Liability for Airport Use
19-1-11	Use of Airport for Commercial Activities
19-1-12	Lease or Permit Required to Conduct Commercial Business
19-1-13	Flying Clubs
19-1-14	Reporting of Accidents
19-1-15	Disposal of Garbage
19-1-16	Damage to Airport Property
19-1-17	Commercial Photography and Filming
19-1-18	Religious, Charitable and Political Activities
19-1-19	Financial Responsibility
19-1-20	Fees, Rates and Charges

Section 19-1-1 Definitions

As used herein, unless the context clearly indicates otherwise, the following definitions shall apply:

- A. "Aircraft" means and includes any and all contrivances now or hereinafter used for navigation or flight in air or space, including but not limited to: airplanes, airships, dirigibles, free balloons, helicopters, gyro planes, gliders, ultra-lights, amphibians, and seaplanes.
- B. "Airman" means an individual who engages, as the person in command or as pilot, mechanic or member of the crew, in the navigation of aircraft, or an individual who is directly in charge of the inspection, maintenance, overhauling or repair of aircraft, aircraft powerplants, propellers or associated accessories.
- C. "Airport" means the Benson Municipal Airport.
- D. "Airport operations area" means that portion of the airport designated and used for landing, taking off or surface maneuvering of aircraft.
- E. "Based aircraft" means any aircraft assigned a reserved parking space, tie down or hangar space at the airport, whether or not such assignment is made under written agreement with the City of Benson and regardless of the length of time.

¹Ordinance 521

AIRPORT OPERATING REGULATIONS

- F. "City" means the political subdivision known as the City of Benson, Arizona, its elected Mayor and Council, authorized appointed officer or assigned agent.
- G. "Council" means the City Council of Benson, Arizona.
- H. "FAA" means the Federal Aviation Administration of the United States of America, as defined in the Federal Aviation Act of 1958, or any subsequent and successor to that agency created for the control and operation of aviation and its related functions.
- I. "Fire Marshal" means the Fire Marshal of Benson or his/her designee.
- J. "Fixed Base Operator" means a person or entity that has obtained a lease or permit to operate as a commercial general aviation concessionaire at the airport.
- K. "Owner" means the registered or legal owner of an aircraft according to the records of the Federal Aviation Administration or the Aeronautics Division of ADOT.
- L. "Person" means individuals, firms, companies, corporations, public agencies and any other person.
- M. "Restricted area" means any portion of any airport not intended for use by the general public and so posted by the City.
- N. "Rules and regulations" refer to the provisions of this Chapter contained herein and other notices that may be posted at the airport.
- O. "Vehicle" means a device in, upon or by which any person or property is or may be propelled on the ground and includes, but is not limited to, automobiles, motorcycles, trucks, off-road vehicles, tractors, bicycles, buses and trailers.

Section 19-1-2 Compliance with Federal Aviation Act and Federal Aviation Regulations.

- A. The Federal Aviation Act of 1958 authorizes the Administrator of the Federal Aviation Administration to prescribe air traffic rules and regulations governing the flight of aircraft. The Federal Aviation Regulations promulgated by the Administrator therefore cover all flights on or in the vicinity of the Benson Municipal Airport.
- B. Aircraft operators, pilots, airmen and other users of the airport are required to be familiar with and comply with the Federal Aviation Regulations and, in particular, Part 91, General Operating and Flight rules, of said regulations.
- C. All aeronautical activities at the airport and all flying of aircraft departing from, over-flying or arriving at said airport, shall be conducted in conformity with the Federal Aviation Regulations.

Section 19-1-3 Compliance with Applicable Rules and Laws

AIRPORT OPERATING REGULATIONS

All persons using the airport shall be subject to, and governed by, the rules and regulations contained herein, and all other applicable provisions of City Ordinances and Resolutions, County Ordinances and Resolutions, State and Federal laws, and the Federal Aviation Regulations.

Section 19-1-4 Compliance with Rules by Flight Instructors and Students

All based flight instructors shall inform their students of the rules and regulations contained herein. All flight instructors shall be responsible for the conduct of students under their direction during dual instruction.

Section 19-1-5 Duties and Powers of the City and the City Council

- A. The rules and regulations contained herein apply specifically to the airport and are supplemental to the Federal Aviation Regulations.
 - 1. The City shall at all times have authority to take such actions as maybe deemed necessary to safeguard the public in attendance at the airport. Every fixed base operator, pilot, airman, mechanic or other person employed on or using the airport shall cooperate with the manager to enforce these rules and regulations and to see that all persons upon the premises use care to prevent injury to persons or damage to public or private property.
 - 2. The City may suspend or restrict any or all operations at the airport whenever such action is deemed necessary in the interest of safety.
 - 3. The City may suspend, as a means of safeguarding the airport and the public, the privileges of the airport and its facilities to any person refusing to comply with these rules and regulations.
 - 4. The City shall have authority to restrict airport operations to such portion(s) of the airport as it may deem necessary or desirable. Any part of the airport temporarily unsafe for aircraft operation, which is not available for normal use, shall be clearly marked in accordance with recommendations of the FAA.
 - 5. The City may issue use permits for use of the airport as authorized herein.
 - 6. The City in any contingency or emergency not specifically covered by these rules and regulations is authorized to make such decisions as to him/her may seem proper.
- B. Benson City Council - As the owner of the Airport, the Benson City Council will approve/disapprove all grant applications, all improvements to the airport, all ground leases and all site plans.

Section 19-1-6 Hours of Airport Operation

AIRPORT OPERATING REGULATIONS

The airport shall be open for public use at all hours of the day and night, subject to these rules and regulations and subject to the condition of the landing area, as may be determined by the City.

Section 19-1-7 Interference with Airport Use Prohibited

No person shall unreasonably obstruct, impair or interfere with the use of the airport by another person, or unreasonably obstruct, impair or interfere with the passage and safe, orderly and efficient use of the airport by any other person, vehicle or aircraft.

Section 19-1-8 Entrance on Restricted Areas Prohibited

No person shall enter any portion of the airport designated a restricted area unless authorized to do so by the City.

Section 19-1-9 Animals at Airport

No person shall enter any airport operations area, airport terminal or landing area with any animal, excepting a guide dog for the blind, hearing-impaired or a leased animal taken to and from an aircraft. Animals may be permitted in other areas of the airport if restrained by a leash or confined in such a manner as to be under control at all times.

Section 19-1-10 Liability for Airport Use

- A. The City, its agents or employees operating the airport assume no responsibility for damage to property stored thereon or property thereon of persons using the airport facilities, by reason of fire, theft, vandalism, windstorm, flood, earthquake or collision, nor does it assume any liability by reason of injury to persons while on the airport or while using the facilities of same.
- B. The privilege of using the airport and its facilities shall be conditioned upon the assumption of full responsibility and risk by the user thereof, and such user shall release, hold harmless and indemnify the city, its officers, agents and employees, against claims arising from use of the airport.

Section 19-1-11 Use of Airport for Commercial Activities

Subject to applicable orders, certificates or permits of the FAA or their successors, no person shall use the airport or any portion thereof, or any of its improvements or facilities, for revenue-producing commercial business or activities without compliance with the requirements of this chapter and other provisions of the Benson City Municipal Code. Such business or commercial activities shall

AIRPORT OPERATING REGULATIONS

include, but not be limited to any business for the operation, service or repair of aircraft; any solicitation of data or statistical information; peddling of any goods, merchandise or food; any advertisements or promotion of goods or services; any offer to sell, rent or lease goods or services directed to the public. An aircraft owner, however, is permitted to advertise and sell his/her aircraft on a noncommercial basis.

Section 19-1-12 Lease or Permit Required to Conduct Commercial Business

- A. No commercial business shall be conducted on the airport without the operator thereof having a current lease which has been approved by the City Council. Additionally all commercial businesses must obtain a city business license.
 - 1. Such lease or permit shall define the areas of airport land and facilities to be used by the tenant or operator.
 - 2. Such lease or permit shall stipulate services to be rendered and that the operation may charge reasonable fees for such services.
- B. It shall be unlawful for any person not so authorized by lease or permit to engage in any commercial business at the airport including the operation, service or repair of aircraft for hire on airport premises.

Section 19-1-13 Flying Clubs

- A. A flying club must be organized as a nonprofit corporation under the laws of the state or of the United States, or as a duly organized and functioning, unincorporated association for the purpose of fostering flying for pleasure, developing skills in aeronautics, including pilotage, navigation and developing public awareness and appreciation of aviation requirements and techniques in the field of aviation and aeronautics.
- B. A current roster of officers and directors must be filed with the City.
- C. All aircraft owned, leased or used by the flying club must be registered with the City. Club members cannot engage in, and club aircraft cannot be used for, commercial ventures, purposes or operations and must comply with these rules and regulations.

Section 19-1-14 Reporting of Accidents

Any person involved in an accident at the airport, which results in damage or injury to one or more persons or to public or private property shall promptly report such occurrence to the Benson Police Department.

Section 19-1-15 Disposal of Garbage

AIRPORT OPERATING REGULATIONS

No person shall dispose of garbage, papers, refuse or other material on the airport except in receptacles provided for that purpose. No person shall abandon any personal property on the airport. Property abandoned for thirty days or longer shall become the property of the City and may be disposed of in any manner deemed appropriate by the City. All costs associated by such disposition of abandoned property will be charged to the person who had abandoned the same.

Section 19-1-16 Damage to Airport Property

It is unlawful for any person to destroy, damage or deface or cause to be destroyed, damaged or defaced any public property located at the airport. Any person causing or responsible for such destruction or damage shall report such damage to the City and upon demand of the City shall reimburse the airport for the full amount of the damage. Any person failing to report or reimburse the airport for damage may be refused the use of any facility until and unless said report or reimbursement is made.

Section 19-1-17 Commercial Photography and Filming

No person shall take still, motion, sound or video pictures for commercial purposes on the airport without a written permit from the City. This section shall not apply to representatives of the press and other news services reporting on persons or events, which are on the news, excepting that all such persons must obtain permission from the City prior to entrance on the airport operations area.

Section 19-1-18 Religious, Charitable and Political Activities

A. No person or organization shall sponsor or conduct any of the following activities on the airport without first obtaining a special activity permit from the City. The City shall determine if such events also require approval by the City Council. All such permits shall require thirty days advance written notification:

1. Any private parade or rally demonstration;
2. Any public distribution or offer for sale of pamphlets, circulars or other written materials for religious, charitable, political or other noncommercial uses;
3. The carrying, posting or displaying of any signs or placards for religious, charitable, political or other noncommercial purposes;
4. Solicitation of contributions. For purposes of this section, "contributions" shall mean and include: donations, money, alms, food, clothing, subscriptions, property, credit, financial assistance or other thing of value;
5. Any air show or other special air events;
6. Any public exhibition, show, commercial demonstration or similar event on airport property;
7. Any other special event on airport property, which is open to the general public.

AIRPORT OPERATING REGULATIONS

- B. A verified application for a permit shall be filed with the City in a form and manner as provided for by the City.
- C. The City may condition the issuance of a permit by imposing reasonable requirements concerning the time, place and manner of the activity and such requirements as are necessary to protect the safety of persons and property, normal operations of the airport and compliance with all applicable laws.

Section 19-1-19 Financial Responsibility

All owners of aircraft regularly situated at the airport shall be financially responsible. Any such owner shall, upon request, furnish the City with evidence of financial responsibility. The minimum financial responsibility required pursuant to this section shall be as follows:

- A. Bodily injury or death, including occupants of aircraft, one person-fifty thousand dollars (\$50,000).
- B. Bodily injury or death, excluding occupants of aircraft, two or more persons-three hundred thousand dollars (\$300,000).
- C. Property damage - three hundred thousand dollars (\$300,000).

Evidence of financial responsibility shall consist of a certificate of insurance or a bond issued by an insurance company or a surety company duly authorized to transact business in the State of Arizona. If the owner of an aircraft regularly situated at the airport fails or refuses to furnish the City with the required evidence of financial responsibility when requested, the owner shall thereafter be prohibited from basing any aircraft, which he/she may own at the airport until such time as he/she complies with the provisions of this section.

Section 19-1-20 Fees, Rates and Charges

- A. A schedule of fees, rates and charges for use of airport areas and facilities shall be established from time to time by resolution of the City Council.
- B. The City shall have the authority to lock up any lessee's aircraft and/or hanger for failure to pay any fees and charges assessed pursuant to this article. Such fees and charges are considered delinquent after thirty days of the due date.

Article 19-2 MOTOR VEHICLES AT AIRPORT

- 19-2-1 Compliance with State Law
- 19-2-2 Parking in Designated Areas
- 19-2-3 For-hire Vehicles
- 19-2-4 Parking on Parallel Taxiway or on Runway Prohibited

AIRPORT OPERATING REGULATIONS

- 19-2-5 Driving in Excess of Posted Speed Limit Prohibited
- 19-2-6 Vehicles to Yield Right-of-Way to Aircraft and Pedestrians

Section 19-2-1 Compliance with State Law

Every person who operates any motor vehicle or mobile equipment on the airport shall comply with all applicable provisions of the laws of the state and any special regulations prescribed herein for the control of such vehicles excepting in cases of emergency involving life or property.

Section 19-2-2 Parking in Designated Areas

- A. The City shall designate by appropriate posting the following:
 - 1. Places where vehicles may or may not be parked on the airport. Vehicles shall never be left parked on taxiways.
 - 2. The period of time for which vehicles may be parked at any place on the airport.
- B. The City shall be authorized to remove any vehicle parked on any roadway, parking area or other posted area of the airport in violation of this chapter, and to impound the same at the owner's expense and without liability to the City for damages which may result from or in the course of such moving and storage.

Section 19-2-3 For-hire Vehicles

No common carrier vehicle or vehicle-for-hire shall load or unload passengers or stand at the airport at any place other than in the area designated by the City, nor shall such conveyance operate on the airport without a permit from the airport.

Section 19-2-4 Parking on Parallel Taxiway or on Runway Prohibited

Motor vehicles, except emergency vehicles, shall not be driven onto the parallel taxiway or runway without the express permission of the City. Such authorized vehicles shall be distinctly painted or marked in accordance with the provisions of the current FAA requirements for marking of vehicles used on landing areas. Automobile parking may be permitted in specified general aviation aircraft parking areas for loading and unloading aircraft.

Section 19-2-5 Driving in Excess of Posted Speed Limit Prohibited

AIRPORT OPERATING REGULATIONS

No vehicles shall be driven upon any road or upon other areas within the perimeter of the airport in excess of fifteen miles per hour. All vehicles, except airport employees, must remain on paved roads.

Section 19-2-6 Vehicles to Yield Right-of-Way to Aircraft and Pedestrians

All vehicles, except emergency vehicles engaged in emergency activity, shall at all times yield the right-of-way to any and all aircraft and pedestrians.

Article 19-3 AIRCRAFT ON GROUND

- 19-3-1 Aircraft Parking in Designated Areas
- 19-3-2 Parking in Areas not Under Lease
- 19-3-3 Parking in Taxiway Areas Prohibited
- 19-3-4 Unattended Aircraft
- 19-3-5 Run-up of Aircraft Powerplants
- 19-3-6 Use of Aircraft Apron Area Restricted
- 19-3-7 Removal of Disabled Aircraft

Section 19-3-1 Aircraft Parking in Designated Areas

Aircraft shall be parked in designated areas administered by the City and on aprons or hangars leased to commercial operators.

Section 19-3-2 Parking in Areas Not under Lease

No aircraft shall be parked in areas not under lease without special written permission of the City, who may authorize such parking as a temporary measure or as an interim measure pending the execution of a lease or agreement.

Section 19-3-3 Parking in Taxiway Areas Prohibited

Taxiway areas shall be maintained open to taxiing aircraft at all times, and no aircraft shall be parked in such taxiway areas or left unattended in such a manner as to interfere with the free flow of traffic.

Section 19-3-4 Unattended Aircraft

AIRPORT OPERATING REGULATIONS

No aircraft shall be left unattended on the airport unless properly secured in a tie down or within a hangar. Owners of aircraft shall be responsible for damage resulting from failure to comply with this section.

Section 19-3-5 Run-up of Aircraft Powerplants

Aircraft powerplants shall be run-up only in designated areas. At no time shall powerplants be run-up when aircraft, hangers, shops, other buildings or persons in observation areas are in the path of the propeller slipstream or jet blast.

Section 19-3-6 Use of Aircraft Apron Area Restricted

No persons except airmen, duly authorized personnel, passengers or other persons going to or from aircraft personally conducted by airman or airport attendants, shall be permitted to enter an aircraft apron area. Any person or persons so excepted does not have the privilege of unrestricted use of the apron. These privileges are confined to the necessary use of such space in connection with flights or routine duties.

Section 19-3-7 Removal of Disabled Aircraft

- A. Aircraft owners, their agents and pilots shall be responsible for the prompt removal of disabled aircraft and their parts from the airport, except for salvage and repair conducted under the terms of a permit within an enclosed hanger. An exception is made when an airman is directed to delay this action by a duly authorized representative of the FAA, National Transportation Safety Board or City, pending investigation of an accident.
- B. If any person refuses or is unable to move an aircraft in a timely manner as directed by the City, said aircraft may be towed away or otherwise removed and stored by the Airport Manager at the owner's or operator's expense, and without liability for damage which may result in the course of, or after, such moving and storage. The same shall apply to removal and storage of a wrecked or damaged aircraft and its parts.

Article 19-4 AIRCRAFT TAXIING, LANDING AND TAKEOFF

19-4-1 Aircraft Movement Areas Defined

19-4-2 Use of Taxiway

19-4-3 Location of Aircraft During Power Plant Run-up

19-4-4 Taxiing under Power into or out of Hangar Prohibited

19-4-5 Runway to Be Used for Takeoffs and Landings

19-4-6 Exceptions for Emergencies

Section 19-4-1 Aircraft Movement Areas Defined

AIRPORT OPERATING REGULATIONS

Aircraft movement areas at the airport are defined as the runway, taxiways, the apron and other areas designated for special operations.

Section 19-4-2 Use of Taxiway

All landing aircraft returning to the airport flight line shall exit at the taxiway as quickly as practical in order to clear the runway for approaching aircraft.

Section 19-4-3 Location of Aircraft During Power Plant Run-up

Taxiing aircraft shall be stopped at a distance from the runway, as marked by FAA standard broken yellow lines, for the purpose of power plant run-up. Prior to taxiing onto the runway, aircraft shall be turned to provide the pilot with a clear view of approaching aircraft, and it shall be his/her responsibility to remain clear of other traffic. No aircraft shall be taxied onto a runway until ready for takeoff.

Section 19-4-4 Taxiing under Power into or out of Hangar Prohibited

Aircraft shall not be taxied under power into or out of any hangar, nor shall aircraft powerplants be started or run inside any hangar.

Section 19-4-5 Runway to Be Used for Takeoffs and Landings

Landings and takeoffs shall be made on the runway most nearly aligned with the wind indicator at the airport. When wind conditions allow, Runway 10 should be used so that exiting at the taxiway is facilitated.

Section 19-4-6 Exceptions for Emergencies

Exceptions to the rules and regulations governing landing and takeoff specified in this chapter shall only be made in an emergency requiring immediate action as provided in Part 91.3 of the Federal Aviation Regulations.

Article 19-5 AIRCRAFT TRAFFIC PATTERNS

- 19-5-1 Compliance with FAA Rules
- 19-5-2 Airport Traffic Patterns
- 19-5-3 Aircraft Approaching to Determine Airport Conditions
- 19-5-4 Helicopters

Section 19-5-1 Compliance with FAA Rules

AIRPORT OPERATING REGULATIONS

All aircraft arriving at or departing from the airport shall conform to the FAA rules for operations at airports without a control tower.

Section 19-5-2 Airport Traffic Patterns

Except for ultra light aircraft, which are governed by Article 19-8 of this chapter, the traffic patterns for the airport shall be as follows:

- A. Standard left-hand pattern for Runways 10 and 28.
- B. Traffic pattern altitude is established at four thousand eight hundred twenty-eight (4,828) feet above mean sea level (1,000 feet above airport elevation).

Section 19-5-3 Aircraft Approaching to Determine Airport Conditions

All aircraft approaching to determine airport conditions should remain at 500' or more above the traffic pattern altitude ready to enter the pattern. It is recommended that aircraft entering or remaining in the pattern announce their intentions and locations on the UNICOM radio frequency.

Section 19-5-4 Helicopters

Helicopters arriving at or departing from the airport shall operate clear of the fixed-wing aircraft traffic patterns as specified in this chapter and shall operate on or over the field well clear of fixed-wing aircraft.

Article 19-6 AIRCRAFT FUELING AND DEFUELING

- 19-6-1 General
- 19-6-2 Fueling and Defueling Restrictions
- 19-6-3 Smoking Restrictions During Fueling and Defueling
- 19-6-4 Spillage of Fuel
- 19-6-5 Static Discharge Precautions
- 19-6-6 Fire Extinguishers Required
- 19-6-7 Restrictions on Power Plant Start-up
- 19-6-8 Fueling Hoses and Defueling Equipment
- 19-6-9 Grounding Devices for Fueling and Defueling Operations
- 19-6-10 Self-fueling Operations

Section 19-6-1 General

Aviation fuels and/or lubricants shall not be sold or dispensed into any aircraft or other containers on the airport except in such a manner and under such terms and conditions as may be prescribed by the City.

AIRPORT OPERATING REGULATIONS

Section 19-6-2 Fueling and Defueling Restrictions

No aircraft shall be fueled or defueled while the aircraft power plant(s) is running or while such aircraft is in a hangar or enclosed space. Hot refueling of helicopters may be permitted by the City on a case by case basis.

Section 19-6-3 Smoking Restrictions During Fueling and Defueling

No smoking shall be permitted within fifty feet of the aircraft fuel tanks while the aircraft is being fueled or defueled or within fifty feet of any fuel carrier utilized for fueling or defueling of aircraft.

Section 19-6-4 Spillage of Fuel

Persons engaged in the fueling or defueling of aircraft shall exercise all caution to prevent spillage of fuel, including the filling of tanks to the point where they would overflow from heat expansion. Any spillage of fuel shall be expeditiously cleaned up in an environmentally sound manner. Any spillage of fuel totaling more than two gallons shall be reported in a timely manner to the City.

Section 19-6-5 Static Discharge Precautions

No person shall use any material or create any condition likely to cause a static discharge during fueling or defueling of aircraft.

Section 19-6-6 Fire Extinguishers Required

Adequate fire extinguishers shall be within ready reach of persons engaged in fueling and defueling operations at all times.

Section 19-6-7 Restrictions on Power Plant Start-up

No person shall start the power plant of any aircraft when there is an appreciable quantity of fuel on the ground under the aircraft.

Section 19-6-8 Fueling Hoses and Defueling Equipment

Fueling hoses and defueling equipment shall be maintained in a safe, sound and nonleaking condition at all times.

AIRPORT OPERATING REGULATIONS

Section 19-6-9 Grounding Devices for Fueling and Defueling Operations

During fueling and defueling, the aircraft and dispensing device shall be properly grounded.

Section 19-6-10 Self-fueling Operations

All self-fueling operations shall be conducted in full compliance with all federal, state, local and airport rules, regulations and procedures.

Article 19-7 AIRPORT FIRE SAFETY RULES

- 19-7-1 Compliance with Applicable Fire Safety Rules
- 19-7-2 Storage of Material and Equipment
- 19-7-3 Maintenance and Cleaning of Hangars
- 19-7-4 Cleaning of Aircraft Powerplants and Parts
- 19-7-5 Disposal of Gasoline and Other Flammable Waste Products
- 19-7-6 Painting and Doping of Aircraft
- 19-7-7 Cutting, Welding and Spray Painting
- 19-7-8 Smoking Restrictions
- 19-7-9 Electrical Wire, Fixtures and Appliances
- 19-7-10 Fixed Base Operators to Provide Fire Safety Training
- 19-7-11 Portable Fire Extinguishers
- 19-7-12 Duty to Report Fire
- 19-7-13 Fire Marshal Drills and Inspections

Section 19-7-1 Compliance with Applicable Fire Safety Rules

All persons using the airport shall comply with the airport fire safety rules contained in this article and with all fire safety laws, ordinances and regulations established by any governmental entity having jurisdiction for fire protection at airports.

Section 19-7-2 Storage of Material and Equipment

- A. No person shall store or stock material or equipment so as to constitute a fire hazard.
- B. No person shall store or place any flammable liquids, solids, gases, signal flares or similar hazardous materials within any hangar or building, except in areas, rooms or containers specifically approved by the Fire Marshal, in accordance with the Uniform Fire Code. Such storage shall be in approved containers bearing the label of the Underwriters= Laboratories, Inc. (five gallon maximum container).

AIRPORT OPERATING REGULATIONS

Section 19-7-3 Maintenance and Cleaning of Hangars

- A. All owners or tenants of buildings shall maintain the floors of hangars, hangar ramps and adjacent areas free and clear of oil, grease and other flammable materials.
- B. No person shall use flammable substances for cleaning floors of hangars or other buildings.

Section 19-7-4 Cleaning of Aircraft Powerplants and Parts

The cleaning of aircraft powerplants or other parts using solvents shall be limited in scope and only nonflammable or high flashpoint solvents shall be used. Drip and collecting pans shall be used during any cleaning process. Solvents and cleaning materials shall be properly disposed of in an environmentally sound manner.

Section 19-7-5 Disposal of Gasoline and Other Flammable Waste Products

No person shall dispose of gasoline, oil, solvent or other flammable waste products in any drain, manhole, open ditch or other airport areas. All such products shall be properly disposed of in an environmentally sound manner utilizing a state licensed service.

Section 19-7-6 Painting and Doping of Aircraft

Painting and doping of aircraft with flammable liquids shall be conducted only within areas or buildings approved by the Fire Marshal and the Building Official.

Section 19-7-7 Cutting, Welding and Spray-Painting

Cutting, welding and spray-painting operations shall be conducted only within areas or buildings approved by the Fire Marshal and the Building Official.

Section 19-7-8 Smoking Restrictions

No person shall smoke any cigarette, cigar or pipe or strike any match or kindle any flame whatsoever within fifty feet of any aircraft while being fueled, or within fifty feet from fuel islands or any flammable liquid container, or within any aircraft workshop located upon the airport. Smoking shall be permitted only within areas designated by the Fire Marshal.

Section 19-7-9 Electrical Wire, Fixtures and Appliances

All electrical wiring, fixtures and appliances shall be installed and maintained in accordance with the National Electric Code and all outside shall comply with existing City ordinances.

AIRPORT OPERATING REGULATIONS

Section 19-7-10 Fixed Base Operators to Provide Fire Safety Training

Each Fixed Base Operator shall institute training programs for employees in the use of portable fire extinguishing equipment and methods of evacuating or relocating occupants of the premises in case of fire or other emergency.

Section 19-7-11 Portable Fire Extinguishers

- A. Portable fire extinguishers shall be provided and installed by each Fixed Base Operator within the operator's leased area, as directed by the Fire Marshal as to number, type and location.
- B. At least one portable fire extinguisher shall be located in each hangar space.
- C. Portable fire extinguishers shall not be moved from designated locations for any reasons other than as a precaution against an immediate hazard or to be recharged.
- D. Access to all fire extinguishing equipment shall be kept free and unobstructed at all times. Portable fire extinguishers shall be inspected periodically by the Fire Marshal.

Section 19-7-12 Duty to Report Fire

Every person who becomes aware of any fire or smoldering combustion of any unwarranted or insidious nature or which is a hazard to the premises shall report said fire or smoldering combustion without delay to the local fire department.

Section 19-7-13 Fire Marshal Drills and Inspections

Fire prevention inspections shall be conducted by the Fire Marshal, and fire drills shall be held at his/her discretion.

Article 19-8 ULTRA-LIGHT AIRCRAFT

- 19-8-1 Rules and Regulations Governing Ultra-light Aircraft
- 19-8-2 VHF Radio
- 19-8-3 Yielding Right-of-way
- 19-8-4 Compliance with Federal Aviation Regulations

Section 19-8-1 Rules and Regulations Governing Ultra-light Aircraft

AIRPORT OPERATING REGULATIONS

All air vehicles not licensed by the FAA are considered ultra-light aircraft. Due to the unique operating characteristics, licensing procedures and minimal Federal Aviation Regulations, this article shall establish specific rules and regulations governing ultra-light aircraft operators as defined in FAR Part 103. All other provisions of these regulations, except Article 19-5 governing aircraft traffic patterns, are applicable to ultra-light aircraft operators.

Section 19-8-2 VHF Radio

For the safety of all aircraft, it is recommended that all ultra-light operations at this airport communicate with other aircraft via VHF radio.

Section 19-8-3 Yielding Right-of-way

In accordance with FAR Part 103.13, ultra-light operators shall maintain vigilance so as to see and avoid conventional aircraft and shall yield the right-of-way to all conventional aircraft. At the discretion of the City, multiple ultra light arrival and departure operations may be disapproved.

Section 19-8-4 Compliance with Federal Aviation Regulations

All ultra-light aircraft arriving at or departing from the airport shall conform to the Federal Aviation Regulations for ultra-light aircraft operations at airports without a control tower.

Article 19-9 VIOLATIONS AND PENALTIES

Any person violating any provision of this chapter shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not to exceed one thousand dollars (\$1,000) or six months in jail, or both such fine and imprisonment.

Article 19-10 SITE PLANS, LEASES AND BUILDING PERMITS

- 19-10-1 Site Plan Requirements
- 19-10-2 Ground Leases
- 19-10-3 Building Permits
- 19-10-4 Fire Suppression Requirements

Section 19-10-1 Site Plan Requirements

- A. A scaled site plan will be an integral part of any ground lease and must be approved by the City Department Heads and the Benson City Council prior to a ground lease being approved.

AIRPORT OPERATING REGULATIONS

- B. All site plans must meet the set-back requirements as shown on the Airport Layout Plan or those established by FAA regulation or FAA circular.
- C. Building heights **shall be in compliance with current Federal Aviation Administration regulations and must be shown on all site plans. Additionally, the dimensions of all buildings, paved areas for vehicle parking, paved aprons and taxi lanes will be shown on the plan.** (Amended by Ordinance 465)
- D. All areas not paved will have ground cover either by vegetative landscaping or by decorative gravel. Leaseholder is responsible for maintaining his lease area free of weeds and other debris. In the Pad A-E area, this area includes from the building to the taxi lane.
- E. Building colors for all metal hangars will be light tan for the outside walls and white for all roofing. All colors must be pre-approved by the city to insure the uniformity and the aesthetics of the airport landside development.
- F. All buildings should have a 50' wide, all-weather access on all sides for fire department access, unless waived by the Fire Chief.
- G. All storage of equipment and materials will be contained within enclosed buildings. An external trash container may be permitted if it is of commercial quality, with a secure lid and at least 1.5 yard capacity.
- H. All parking spaces shall be a minimum of nine feet wide and twenty feet in length if marked, exclusive of access drives and aisles. The parking space requirement is one space per employee. Unmarked parking areas shall allow two hundred and eighty feet per vehicle, which includes aisles. All vehicle parking spaces, access roads and aisles will be paved with a minimum of a double chip seal coating.

Section 19-10-2 Ground Leases

In accordance with ARS '28-8425, no initial lease period will exceed forty years. The length of each lease will be established on a case-by-case basis depending on the amount of the capital investment being made. In general, a \$100,000 investment, measured in 2002 dollars, will earn a 20-year lease.

- A. All leases will have an inflation clause tied to the Consumer Price Index.
- B. All leases will have a reversion clause that specifies when title to the Building and other permanent improvements transfers to the City of Benson.

Section 19-10-3 Building Permits

All building construction at the airport is subject to the same building permit, plan check, impact fee and inspection requirements as elsewhere in the City.

AIRPORT OPERATING REGULATIONS

Section 19-10-4 Fire Suppression Requirements

- A. All building plans, lease agreements and building uses shall be reviewed and evaluated on a case-by-case basis by the Benson Fire Department as to fire suppression requirements prior to Council approval.
- B. Unless exempt by the Fire Department under those conditions specified in Part (c) "Exemptions" of this section or otherwise waived by Council, all building and hangers shall meet those fire suppression requirements as specified under Part (D) "Minimum Requirements" of this section.
- C. "Exemptions": Exemptions shall only apply to Foam Sprinkler System requirements of commercial buildings or hangers and said exemption shall be at sole discretion of the Benson Fire Department. Exemptions are conditional upon the execution and Council approval of a "Hold Harmless Agreement" between the commercial business requesting the exemption, the City of Benson and the Benson Volunteer Fire Department Inc. The Agreement shall relieve the City and the Benson Volunteer Fire Department Inc. of all liability from all fire damage, death or injury resulting from the exemption of the foam sprinkler system.
- D. "Minimum Requirements": The following are the minimum requirements for fire suppression for the Benson Municipal Airport.
 - 1. Foam sprinklers, smoke detectors and audible alarm with remote transmitter to the Benson Police Department shall be required for all commercial hangers.
 - 2. Smoke detectors, heat detectors, audible alarms and remote transmitter to the Benson Police Department shall be required on all general/private hangers.
 - 3. The minimum required separation distance between hangers shall be fifty feet for all groups of hangers.
 - 4. A six-inch curb shall be provided between each aircraft space to prevent the flow of liquid from one space to adjacent spaces.
 - 5. Sprinkler activation shall be remotely transmitted to the Benson Police Department along with an audible local alarm.
 - 6. When a hanger in a cluster of hangers is used for commercial business, then the whole building cluster shall be required to be foamed sprinkled.
 - 7. All non-hangar commercial building shall be required to be water sprinkled.