

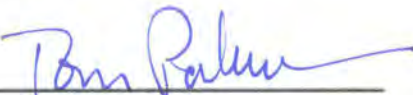
COLLIER COUNTY AIRPORT AUTHORITY
AIRPORT RULES AND REGULATIONS
FOR
EVERGLADES AIRPARK
IMMOKALEE REGIONAL AIRPORT
MARCO ISLAND EXECUTIVE AIRPORT



Adopted by:


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COLLIER COUNTY AIRPORT AUTHORITY

By: 

Stephen L. Price, Chairman

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**COLLIER COUNTY AIRPORT AUTHORITY
RULES AND REGULATIONS
TABLE OF CONTENTS**

<u>SECTION</u>	<u>ITEM</u>	<u>PAGE</u>
Section 1	DEFINITIONS.....	5
Subsection 1.01	9
Subsection 1.02	9
Section 2	GENERAL REGULATIONS.....	9
Subsection 2.01	Compliance With Rules and Regulations.....	9
Subsection 2.02	Commercial Activity	10
Subsection 2.03	Liability	10
Subsection 2.04	Advertising and Display/Commercial Speech	10
Subsection 2.05	Commercial Photography.....	10
Subsection 2.06	Solicitation.....	10
Subsection 2.07	Obstruction of Airport Use and Operation	11
Subsection 2.08	Restricted Areas and Air Operations Areas	11
Subsection 2.09	Picketing, Marching and Demonstration.....	11
Subsection 2.10	Other Laws	12
Subsection 2.11	Insurance Certificates	12
Subsection 2.12	Damage Inspection	12
Subsection 2.13	Responsibility for Damage.....	13
Subsection 2.14	Accident Report.....	13
Subsection 2.15	Storage of Equipment.....	13
SECTION 3	PERSONAL CONDUCT	13
Subsection 3.01	Compliance With Signs.....	13
Subsection 3.02	Use and Enjoyment of Airport Premises	13
Subsection 3.03	Environmental Pollution and Sanitation.....	14
Subsection 3.04	Animals	15
Subsection 3.05	Firearms and Weapons	15
Subsection 3.06	Preservation of Property	16
Subsection 3.07	Lost, Found and Abandoned Property.....	16

Airport Rules & Regulations

Subsection 3.08	Alcoholic Beverages and Controlled Substances.....	17
SECTION 4	FIRE AND SAFETY	17
Subsection 4.01	General	17
Subsection 4.02	Fueling Operations	17
Subsection 4.03	Authority to Dispense Aviation Fuel.....	20
Subsection 4.04	Fuel Farms and Bulk Fuel Installations.....	21
Subsection 4.05	Fuel Transporting Vehicles	21
Subsection 4.06	Smoking.....	22
Subsection 4.07	Open Flame Operations.....	22
Subsection 4.08	Storage of Materials	22
Subsection 4.09	Hazardous Materials.....	22
Subsection 4.10	Motorized Ground Equipment Around Aircraft.....	23
Subsection 4.11	Operating Motor Vehicles in Hangars.....	23
Subsection 4.12	Aircraft Electrical and Electronic Systems	23
Subsection 4.13	Electrical Equipment and Lighting System.....	23
Subsection 4.14	Heating Hangars	24
Subsection 4.15	Use of Cleaning Fluids	24
Subsection 4.16	Aprons, Building and Equipment.....	24
Subsection 4.17	Containers.....	24
Subsection 4.18	Repairing Aircraft.....	25
Subsection 4.19	Doping, Spray Painting and Paint Stripping	25
Subsection 4.20	Fire Extinguishers.....	25
Subsection 4.21	Powder Activated Tools	26
SECTION 5	AERONAUTICAL	26
Subsection 5.01	General Rules	26
Subsection 5.02	Airport Operational Restrictions	29
Subsection 5.03	Taxi and Ground Rules.....	30
Subsection 5.04	Rotorcraft Operations Rules.....	31
Subsection 5.05	Use of T-Hangars and Storage Hangars	31

Airport Rules & Regulations

SECTION 6	MOTOR VEHICLES.....	33
Subsection 6.01	General Traffic Regulations.....	33
Subsection 6.02	Licensing	34
Subsection 6.03	Procedure in Case of Accidents.....	35
Subsection 6.04	Speed Limits.....	35
Subsection 6.05	Vehicle Operations on Air Operations Area	35
Subsection 6.06	Public Parking	36
Subsection 6.07	Reserved Parking.....	36
SECTION 7	CHARGES	37
Subsection 7.01	Space Occupancy Charges	37
Subsection 7.02	Aircraft Servicing Fees.....	37
Subsection 7.03	Landing Fees	38
Subsection 7.04	Aircraft Parking Fees.....	38
SECTION 8	PENALTIES AND REMEDIES	38
Subsection 8.01	Cease and Desist Orders.....	38
Subsection 8.02	Removal From or Denial of Access to Airport	38
Subsection 8.03	Review of Orders.....	39
Subsection 8.04	Penalties.....	40
Subsection 8.05	Removal of Property	40
Subsection 8.06	Intent.....	41
SECTION 9	AUTHORITY OWNED AND/OR OPERATED AIRPORTS	41
Subsection 9.01	Everglades Airpark.....	41
Subsection 9.02	Immokalee Regional Airport.....	41
Subsection 9.03	Marco Island Executive Airport.....	42
Subsection 9.04	Aircraft Maintenance.....	42
SECTION 10	INTERPRETATION OF RULES AND REGULATIONS...	42
Subsection 10.01	Conflicting Interpretations	42

**SECTION 1.
DEFINITIONS**

- 1.01 Unless specifically defined otherwise herein, or unless a different meaning is apparent from the context, the terms used in these Rules and Regulations shall have the following definitions:
- A. "ABANDON" shall mean to forsake, desert, give up and/or surrender one's claim or right, license, use or privilege.
 - B. "AIR OPERATIONS AREA" (AOA) shall mean any area of the airport used or intended to be used for landing, takeoff, or the surface maneuvering of aircraft.
 - C. "AIRCRAFT" shall mean any contrivance now known or hereafter designed, invented, or used for powered or non-powered flights in the air. For the purpose of this definition, an ultra-light vehicle is not included.
 - D. "AIRPORT" shall mean any of those airports referenced in Section 9.
 - E. "AIRPORT SUPERVISOR" shall mean that individual having immediate charge of the respective Airport and acting under direction of the Executive Director.
 - F. "APRON OR RAMP" shall mean those areas of the airport within the AOA designated for loading, unloading, servicing or parking of aircraft.
 - G. "AUTHORITY" shall mean the Collier County Airport Authority.
 - H. "AUTHORIZED AREA" shall mean a specified location, approved by the Authority, as accessible to specifically authorized person(s).
 - I. "AUTHORIZED REPRESENTATIVE OF EXECUTIVE DIRECTOR" shall mean such individual or individuals as designated by the Executive Director.
 - J. "CITY" shall mean that city in which the airport boundaries and environs are within as indicated in Section 9.
 - K. "CODE" shall mean the code of laws and ordinances of Collier County, Florida, as may be amended from time-to-time.
 - L. "CONCESSIONAIRE RENTAL CAR COMPANY" shall mean a company, which is a party to a then current, valid rental car concession agreement with the Authority.
 - M. "COMMERCIAL ACTIVITY" shall mean the exchange, trading, buying, hiring or selling of commodities, goods, services, or tangible or intangible property of any kind, and/or any revenue producing activity on the Airport. Receipt of any donation,

Airport Rules & Regulations

gift or any other tangible or intangible consideration in exchange for any such activity shall not classify the activity as being non-commercial.

- N. “COMMERCIAL AVIATION OPERATORS” shall mean all operations of aircraft for any commercial purposes or activity.
- O. “COMMERCIAL VEHICLE” shall mean any vehicle other than a private vehicle being used solely for non-commercial use.
- P. “COUNTY” shall mean Collier County, Florida.
- Q. “COURTESY VEHICLE” shall mean any vehicle used in commercial activity as herein defined, other than a taxicab, to transport persons, baggage or goods, or any combination thereof, between the airport and the business establishment owning or operating such vehicle, the operation of which is generally performed as a service without any direct or indirect costs to the passenger.
- R. “DIRECTOR” shall mean the Executive Director employed by the Authority.
- S. “DIRECTOR OF OPERATIONS” (hereinafter called “Manager”) shall mean that individual having immediate charge of the respective Airport and acting under the direction of the Executive Director of the Authority.
- T. “FIRE DEPARTMENT” shall mean that fire department having jurisdiction over the respective Airport as indicated in Section 9.
- U. “FLAMMABLE LIQUIDS” shall mean liquid that is combustible and can burn or can cause a flame.
- V. “GROSS WEIGHT” shall mean the maximum allowable gross landing weight of aircraft as determined by the Federal Aviation Administration or other governmental agency having jurisdiction to define gross weight in the respective context.
- W. “HELICOPTER” shall mean a rotorcraft that, for its horizontal motion, depends principally on its engine driven rotors.
- X. “LANDING FEE” shall mean a fee payable for any commercial use of the Airport, such fee being based on the maximum certified gross landing weight of the aircraft or otherwise. The fee is payable regardless of whether the commercial use was a landing or a take off; however, the operator shall not be charged for both a landing and a take off during the same operation.
- Y. “LAW ENFORCEMENT AGENCY” shall mean each law enforcement agency having jurisdiction over the respective Airport as indicated in Section 9.

Airport Rules & Regulations

- Z. “MOTOR VEHICLE” shall mean a self-propelled device in, upon or by which a person or property may be transported, carried or otherwise moved from point-to-point, except aircraft or devices moved exclusively upon stationary rails or tracks.
- AA. “NFPA” shall mean the National Fire Protection Association.
- BB. “NON-COMMERCIAL ACTIVITY” shall mean activities undertaken not for profit, but solely for philanthropic, religious, charitable, benevolent, humane, public interest, or similar purpose and no consideration for same is received, pledged or promised for any part of the respective activity.
- CC. “NON-OPERATING AIRCRAFT” shall mean any aircraft located on an airport which does not then possess a current certificate of air worthiness issued by the Federal Aviation Administration and is not then actively being repaired in good faith to become an operating aircraft. Decisions whether good faith repairs are being made shall be made by the Executive Director or designee and shall be reviewable only by the Airport Authority by filing a written notice of appeal with the Authority within not later than five (5) work days after a determination of a lack of good faith determination by the Executive Director or designee.
- DD. “OPERATOR” shall mean individual directly controlling or maneuvering equipment, vehicles or aircraft.
- EE. “OPERATING DIRECTIVES” (“OD”) shall mean the specific written documents detailing the approved methods of operations as directed by the respective Manager assigned to have oversight of the operations by the Executive Director.
- FF. “OWNER” shall mean person(s) possessing a fee interest in real property or ownership interest in personal property.
- GG. “PARK” shall mean to put or leave or let a motor vehicle or aircraft or ultra-light stand or stop in any location whether the operator thereof leaves or remains in such vehicle or aircraft or ultra-light when such standing or stopping is not required by traffic controls or by conditions beyond the control of the operator.
- HH. “PERSON” shall mean any individual, firm, partnership, corporation, company, association, joint stock association or body politic; and includes any trustee, receiver, committee, assignee or other representative or employee thereof. Person includes the singular and plural whenever the context permits. INDIVIDUAL means a human being.
- II. “PRIVATE VEHICLE” shall mean a vehicle transporting individual(s) or property for which no charge is paid directly or indirectly by the passenger or by any other individual or entity.

Airport Rules & Regulations

- JJ. “PUBLIC AREAS” shall mean a specified location maintained or planned for community use to the extent of activities that are allowed as any “community use.”
- KK. “PUBLIC PARKING FACILITIES” shall mean all parking facilities provided for the public at the Airport.
- LL. “RAMP” – See Apron.
- MM. “RENTAL CAR CONCESSION AGREEMENT” shall mean the agreement between the Authority and a concessionaire rental car company providing for the conduct of rental car business at Marco Island Executive Airport and for the payment of applicable fees associated therewith including leasing of Airport facilities.
- NN. “RESTRICTED AREA” shall mean any area of the Airport designated to prohibit or limit entry or access to authorized persons.
- OO. “ROTORCRAFT” shall mean a heavier-than-air aircraft that depends principally for its support in flight on the lift generated by one or more rotors.
- PP. “RULES AND REGULATIONS” shall mean these Rules and Regulations of the Authority, properly adopted by resolution of the Authority, as may be amended from time-to-time.
- QQ. “RUNWAY” shall mean a restricted area used solely for take-off and landing of aircraft.
- RR. “STANDARD OPERATING PROCEDURE” (SOP) shall mean the specific written documents detailing the approved method of operations directed by the Manager by the Executive Director.
- SS. “SOLICITATION OR TO SOLICIT” shall mean to repetitively or continuously, directly or indirectly, actively or passively, openly or subtly, ask orally, in writing, or otherwise, (or endeavor to obtain by asking), request, implore, plead for, importune, seek or try to obtain.
- TT. “TAXI LANE” OR “TAXIWAY” shall mean those portions of the AOA authorized or designated by the Authority for the surface maneuvering of aircraft, which are used in common, and are not located within leasehold areas and which may or may not be under the control of the Federal Aviation Administration Tower at airports with such tower facilities.
- UU. “TAXI CAB”, “TAXI” OR “CAB” shall mean any automobile that carries person for a fare, determined by a meter and that is appropriately licensed as a taxicab by the proper governmental authority.

Airport Rules & Regulations

- VV. “TRANSIENT AIRCRAFT” shall mean an aircraft not using the Airport as its permanent base of operations.
- WW. “VEHICLE” shall mean a device in, upon or by which a person or property may be propelled, moved, or drawn, including device moved by human or animal power, except aircraft, or devices moved exclusively upon stationary rails or tracks.
- XX. “WEAPON” shall mean a gun, knife, blackjack, slingshot, metal knuckles, tear gas or any explosive device or any other substantiating instrument that can be utilized to coerce, intimidate or injure an individual.
- 1.02 Words relating to aeronautical practices, processes and equipment shall be construed according to their general usage in the aviation industry.

SECTION 2. GENERAL REGULATIONS

2.01 COMPLIANCE WITH RULES AND REGULATIONS:

This Rules and Regulation document is authorized by the Administrative Codes Section 310.

- a. The Executive Director or designated representative has authority to take such action as may be necessary to safeguard the public in attendance at the Airport, and facilities. All persons employed on or using the Airport shall cooperate with the Executive Director or designated representatives responsible for enforcing these Rules and Regulations
- b. Any permission granted by the Authority, directly or indirectly, expressly, or by implication or otherwise, to any person to enter or to use the Airport or any part thereof, is conditioned upon strict compliance with the Rules and Regulations of the Authority.
- c. Any permission granted by the Authority under these Rules and Regulations is conditioned upon the payment of any and all applicable fees and charges established by the Authority or by the Board of County Commissioners.
- d. Written operating procedures and directives issued by the Executive Director from time-to-time shall be considered as addenda to and have the full force and effect as these Rules and Regulations.
- e. These Rules and Regulations are authorized by the Authority Administrative Code and by Subsection 332.08(2)(a), Florida Statutes.
- f. These Rules and Regulations have been adopted by the Board of County Commissioners of Collier County by Ordinance (No. 2002-___) pursuant to subsection 332.08(2)(a), Florida Statutes, which subsection reads: [Counties have the additional power] “To adopt and amend all needful rules, regulations, and ordinances for the management, government, and use of any properties under its control ...; to appoint airport guards and

Airport Rules & Regulations

police, with full police powers; to fix by ordinance or resolution, as may be appropriate, penalties for the violation of said rules, regulations and ordinances, and enforce said penalties in the same manner in which penalties prescribed by other rules, regulations, and ordinances of the [County] may be enforced.” Violations of any of these rules is a violation of that Ordinance and is subject to all of the penalties as specified in that Ordinance. The applicable penalties shall be determined by the forum that enforces the specific violations.

2.02 COMMERCIAL ACTIVITY:

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

2.03 LIABILITY:

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

2.04 ADVERTISING AND DISPLAY/COMMERCIAL SPEECH:

- a. No person shall post, distribute, or display signs, advertisements, literature, circulars, pictures, sketches, drawings, or other forms of printed or written matter at any Airport without written permission from the Executive Director or designee.
- b. No person shall post or display signs, pictures, sketches, drawings or other forms of printed or written material in public areas at the Airport.
- c. No person, for a commercial purpose, shall post, distribute, or display signs, advertisements, circulars, pictures, sketches, drawings, or engage in other forms of commercial speech without first complying with Section 2.02 above.

2.05 COMMERCIAL PHOTOGRAPHY:

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

2.06 SOLICITATION:

No person shall solicit for any purpose at any Airport.

2.07 OBSTRUCTION OF AIRPORT USE AND OPERATIONS AREAS:

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

2.08 RESTRICTED AREAS AND AIR OPERATIONS AREA:

- a. Except as otherwise provided herein, no person may, without the prior written authorization of the Authority, enter the AOA or any Restricted Area on the Airport, except:
 1. Persons assigned to duty thereon
 2. Passengers who, under appropriate supervision, enter upon the Aircraft Apron for the purposes of enplaning or deplaning an aircraft
 3. Persons to the extent authorized by the Authority or the Executive Director
 4. Persons engaged, or having been engaged, in the operation of aircraft
- b. The security of vehicle and pedestrian gates, doors, fences, walls, and barricades leading from a tenant or lessee, or contractor's use area, to or from the AOA, or any other Restricted Area, shall be the responsibility of the tenant, lessee or contractor abutting the AOA.
- c. No person shall walk or drive across the landing areas of the Airport without specific permission from the Airport Manager and the FAA air traffic control tower (if applicable) at the Airport.

2.09 PICKETING, MARCHING AND DEMONSTRATION:

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

- a. In the peaceful and orderly manner contemplated by law, without physical harm, molestation, threat or harassment of any person, without obscenities, any violence, any breach of the peace, or other unlawful conduct whatsoever.

Airport Rules & Regulations

- b. Without obstructing the use of the Airport by others and without hindrance to or interference with the proper, safe, orderly and efficient operation of the Airport and activities conducted thereupon.
- c. In strict accordance with the Authority operating procedures governing such activities on the Airport and pursuant to direction and conditions outlined in writing by the Authority in each instance.

2.10 OTHER LAWS:

All applicable laws, rules and regulations of the Government of the United States and/or any agencies thereof, and of the State of Florida and agencies thereof, and all ordinances of Collier County now in existence or hereafter promulgated, are hereby adopted by reference as part of the Rules and Regulation of the Airport to the extent that the respective law, rule and/or regulation applies in the particular instance

2.11 INSURANCE CERTIFICATES:

- a. If required, a valid certificate of insurance, or true copies of it, shall be delivered to the office of the Executive Director by each tenant holding a written agreement, lease, sublease, license, contract and/or permit executed with or from the Authority. Such delivery must be accomplished before the third party may lawfully occupy any part of the respective airport to conduct the activities or uses to which the insurance coverage applies.
- b. A valid certificate of insurance shall also be delivered to the office of the Executive Director by any contractor, subcontractor, sub-subcontractor, material man, supplier, laborer and/or construction company or other form or entity functioning on or in the respective Airport property. Amounts of and scope of coverage liability are to be determined by the Executive Director. All policies shall name the Authority, its officers, servants, agents and employees as additional insureds.

2.12 DAMAGE INSPECTION:

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

2.13 RESPONSIBILITY FOR DAMAGES:

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

2.14 ACCIDENT REPORTS:

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

2.15 STORAGE:

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

**SECTION 3.
PERSONAL CONDUCT**

3.01 COMPLIANCE WITH SIGNS:

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

3.02 USE AND ENJOYMENT OF AIRPORT PREMISES:

- a. No individual singularly or in association with others shall by his, her, or their conduct or by congregating with others, prevent any other individual(s) lawfully entitled thereto from the use and enjoyment of the Airport and its facilities or any part thereof, or prevent any other individual(s) lawfully entitled thereto from free and unobstructed passage from place-to-place, or through entrances, exits or passageways on the Airport.
- b. It shall be unlawful for any individual to remain in or on any public area, place or facility at the Airport, in such a manner as to hinder or impede the orderly passage in or through

Airport Rules & Regulations

or the normal or customary use of such area, place, or facility by individuals or vehicles entitled to such passage or use.

- c. No individual shall commit any disorderly, obscene, or indecent act, or commit any nuisance, or abandon any property.
- d. No individual shall throw, shoot, or propel any object in such a manner as to interfere with or endanger the safe operation of any aircraft taking off from, landing at, or operating on the Airport, or any vehicle on the Airport.
- e. No person shall use profane or abusive language to any Airport employee within any building, room or area of the Airport used by members of the public.
- f. No individual shall knowingly or willfully make any false statement or report to the Authority or its authorized representative.
- g. Any individual bringing any property onto any airport or taking any property off of the airport shall upon oral request from the Airport Manager or designee, or from the Executive Director or designee, must immediately present and allow immediate inspection and/or copying of all bills of lading, receipts, and any other documents that prove or tend to prove that bringing any such property onto the airport or removing such property from the airport at that time and specific place is fully lawful and fully authorized.

3.03 ENVIRONMENTAL POLLUTION & SANITATION:

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

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

Airport Rules & Regulations

Authority and in no case shall any refuse be burned at the Airport except as specifically authorized by the Executive Director.

- e. No person shall unnecessarily or unreasonably or in violation of law, cause any smoke dust, fumes, gaseous matter or particular to be emitted into the atmosphere or be carried by the atmosphere.
- f. Any person discarding chemicals, paints, oils or any products which may not discarded in a routine manner will adhere to all applicable state, local, county and Federal laws and regulations.

3.04 ANIMALS:

General Regulations:

No person shall enter any part of the Airport with a domestic animal, unless such animal is kept restrained by a leash or is so confined as to be completely under control.

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

3.05 FIREARMS AND WEAPONS:

No person, except those persons to the extent then authorized by Federal Law and/or Florida Statutes (F.S.), may carry or transport any firearm or weapon on the Airport except when such firearm or weapon is properly encased for shipment.

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

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

Airport Rules & Regulations

action of an explosive; (ii) the frame or receiver of any such weapon; (iii) any firearm muffler or firearm silencer; (iv) any destructive device, or (v) any machine gun or other automatic weapon.

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

3.06 PRESERVATION OF PROPERTY:

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

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

3.07 LOST, FOUND AND ABANDONED PROPERTY:

- a. Any person finding any lost article(s) in the public areas at any Airport shall immediately deposit them with the Executive Director or designee. Articles unclaimed by their proper owner within ninety (90) days thereafter shall, upon request be turned over to the finder in accordance with Chapter 705, F.S. Nothing in this paragraph shall be construed to deny the right of Airport tenants to maintain "lost and found" services for property of their patrons, invitees or employees. Articles to which the owner or finder is not entitled to lawful possession shall be forfeited to the Authority for disposal in accordance with the provisions of then applicable Florida Statutes.
- b. No person shall abandon any property on any Airport.

Airport Rules & Regulations

- c. Any property, which has been determined by the Authority to be abandoned will be removed, stored, and/or disposed of at the Owner's expense and in accordance with applicable Florida Statutes.

3.08 ALCOHOLIC BEVERAGES AND CONTROLLED SUBSTANCES:

No person under the influence of liquor or narcotic drugs shall operate any motor vehicle or aircraft of any type at the Airport. The consumption of alcoholic beverages on Airport property will be limited to those areas as designated by the Executive Director of the Authority for the sale and/or consumption of alcoholic beverages. These areas will include but not necessarily be limited to the cocktail lounges located in the terminals or any other areas of other Airport property as designated by the Executive Director, but shall not include the general Airport grounds. Any person found consuming alcoholic beverages in any area other than those designated areas may be guilty of a misdemeanor to the extent so specified by then applicable law.

SECTION 4. FIRE AND SAFETY

4.01 GENERAL:

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

4.02 FUELING OPERATIONS:

a. AIRCRAFT ENGINES

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

b. DISTANCE FROM BUILDINGS

1. Aircraft being fueled shall be positioned so that aircraft fuel system vents or fuel tank openings are not closer than twenty-five (25) feet from any terminal building, hangar, service building or enclosed passenger concourse other than a loading walkway.
2. Fuel trucks, whether loaded or empty, shall never be in hangers nor be parked unattended within a distance of less than fifty (50) feet from hangars, paint and dope shops, fuel storage systems, or any other building or structure where any individual may be present therein.

c. SPILLAGE OF FUEL

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

d. PASSENGERS

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

e. STATIC BONDING

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

1. Prior to making any fueling connection to the Aircraft, the fueling equipment shall be physically bonded to the Aircraft being fueled by use of a cable, thus providing a conductive path to equalize the potential between the fueling equipment and the Aircraft. The bond shall be maintained until fueling connections have been removed.
2. When fueling over a wing, the nozzle shall be bonded with a nozzle bond cable having a clip or plug to a metallic component of the Aircraft that is metallurgically connected to the tank filler port. The bond connection shall be made before the filler

cap is removed. If there is no plug receptacle or means for attaching a clip, the Operator shall touch the filler cap with the nozzle spout before removing the cap so as to equalize the potential between the nozzle and the filter port. The spout shall be kept in contact with the filler neck until the fueling is completed.

3. When a funnel is used in Aircraft fueling, it shall be kept in contact with the filler neck and the fueling nozzle spout or the supply container to avoid the possibility of a spark at the fill opening. Only metal funnels shall be used.
4. Each hose, funnel, or apparatus used in fueling or de-fueling Aircraft shall be maintained in good condition and must be properly bonded to prevent ignition of volatile liquids.

f. POSITIONING OF EQUIPMENT FOR FUELING

Positioning of Aircraft fuel servicing vehicles shall be as follows:

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

g. FIRE WHILE FUELING

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

h. OPERATION OF FUEL TENDERS ON RUNWAYS & TAXIWAYS

No fuel vehicle designed for or employed in the transportation of fuel shall be operated on a taxiway or runway at any time without expressed prior permission from the Authority to operate that vehicle in that place at that time. Such actions are disfavored and will be granted only upon a showing of good cause.

i. FIRE EXTINGUISHERS

No person shall engage in aircraft fueling or de-fueling operations without adequate and fully functioning fire extinguishing equipment being there and being readily accessible at the points of fueling.

j. PARKING AREAS FOR FUEL TENDER

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

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

k. USE OF RADIO, RADAR, AND ELECTRICAL SYSTEMS

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

l. THUNDERSTORM ACTIVITY

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

4.03 AUTHORITY TO DISPENSE AVIATION FUEL:

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

4.04 FUEL FARMS AND BULK FUEL INSTALLATIONS:

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

4.05 FUEL TRANSPORTING VEHICLES:

- a. Each tank vehicle shall be conspicuously marked on both side a rear of the cargo tank with the word "FLAMMABLE".
- b. Emergency operating devices on all fuel tank vehicles shall be conspicuously marked "EMERGENCY SHUT OFF".
- c. The propulsion and pumping engine on all tank vehicles shall have safeguards to reduce ignition sources to a minimum.
- d. The carburetor on all fuel tank vehicles shall be fitted with an approved back-flash arrester.
- e. The wiring on all fuel tank vehicles shall be adequately insulated and fastened to eliminate chafing, and affixed to terminal connections by tight-fitting snap or screw connections with rubber or similar insulating and shielding covers and molded boots.
- f. Two fire extinguishers should be conspicuously apparent on all tank vehicles.
- g. Each hose, funnel, or apparatus on a fuel truck used in fueling or de-fueling aircraft shall be maintained in good condition.
- h. Maintenance and testing of aircraft fueling systems shall be conducted under controlled conditions and in accordance with National Fire Protection Association Guidelines.

Airport Rules & Regulations

- i. Fuel tank vehicles shall be stored and maintained outdoors in areas authorized by the Manager.

4.06 SMOKING:

Smoking or carrying lighted smoking materials or striking matches or other incendiary devices shall not be permitted on Airport apron areas, nor within 50 feet of parked aircraft, nor during fueling or de-fueling, nor during the loading or unloading of fuel tank trucks or tank car nor 50 feet of a flammable liquid spill, nor in any area on the Airport where smoking is prohibited by the Authority by means of posted signs, nor in hanger, shop, or other building in which flammable liquids are stored or except in cases where, specifically approved smoking constructed for that purpose.

4.07 OPEN FLAME OPERATIONS:

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

4.08 STORAGE OF MATERIALS:

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

4.09 HAZARDOUS MATERIALS:

- a. No person shall, without prior permission from the Executive Director transport, handle, or store at, in or upon the Airport any cargo of explosives or other hazardous articles which is barred from loading in, or for transportation by Civil Aircraft in the United States under the current provisions of Regulations promulgated by the Department of Transportation, the Federal Aviation Administration, or by any other competent authority. Compliance with said regulations shall not constitute or be construed to constitute a waiver of the required notice or an implied permission to keep, transport,

Airport Rules & Regulations

handle or store such explosives or other dangerous articles at, in or upon the Airport. Twenty-four hours advance notice shall be given the Executive Director to investigate and clear any operation requiring a waiver of this rule.

- b. No person may offer, and no person may knowingly accept, any hazardous article for shipment at the Airport unless the shipment is handled and stored in full compliance with the current provisions of the Federal Aviation Regulations.
- c. Any person engaged in transportation of hazardous articles shall have designated personnel at the Airport authorized and responsible for receiving and handling such shipments in compliance with the prescribed regulations.
- d. Any person engaged in the transportation of hazardous articles shall provide storage facilities which reasonably insure against unauthorized access, or exposure to persons and against damage to shipments while in the Airport.

4.10 MOTORIZED GROUND EQUIPMENT AROUND AIRCRAFT:

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

4.11 OPERATING MOTOR VEHICLES IN HANGARS:

No person, shall operate a motor vehicle in any hangar, while occupied by aircraft, on the Airport unless its exhaust is protected by screens or baffles, as recommended by the National Fire Protection Association (NFPA).

4.12 AIRCRAFT ELECTRICAL AND ELECTRONIC SYSTEMS:

- a. Radio transmitters and similar equipment in aircraft shall not be tested or operated within a hangar with dynamotors running unless all parts of antenna system are at least one (1) foot removed from any other object. No aircraft shall be placed, at any time, so that any fabric-covered surface is within one (1) foot of an antenna system.
- b. No airborne radar equipment shall be operated or ground tested in any area on the Airport where the directional beam of high intensity radar is within 300 feet.

4.13 ELECTRICAL EQUIPMENT AND LIGHTING SYSTEM:

- a. Vapor or explosive-proof electrical equipment and lighting systems shall be exclusively within hangars or maintenance shelters when required under NFPA standards. No portable lamp assembly shall be used without a proper protective guard or shield over such lamp assemblies to prevent breakage.

Airport Rules & Regulations

- b. All power operated equipment or electrical devices shall be shut off when not in actual use.
- c. The aircraft electrical system shall be de-energized on any aircraft upon which work is being done within any hanger or structure by disconnecting the battery or power source.

4.14 HEATING HANGERS:

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

4.15 USE OF CLEANING FLUIDS:

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

4.16 APRONS, BUILDINGS, AND EQUIPMENT:

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

4.17 CONTAINERS:

- a. No tenant, licensee, lessee, concessionaire, or other occupant or user of the airport of facility at the airport or agent thereof doing business on the Airport, may keep uncovered trash containers adjacent to sidewalks or roads in any public area of the Airport.
- b. No person shall operate an uncovered vehicle to haul trash, dirt, or any other material on the Airport without prior permission of the Executive Director of the Authority or the Airport Manager.

Airport Rules & Regulations

- c. No person shall spill dirt or any other material from a vehicle operated on the Airport. The individual who may cause or suffer any such spill will be responsible to clean up and remove the spill at his/her expense.

4.18 REPAIRING AIRCRAFT:

- a. No person shall repair any aircraft or any aircraft engine, any propeller, or any other aircraft apparatus in any area of the Airport other than those areas specifically designed for such repairs, except that minor adjustments or repairs (which can be completed in a matter of a few minutes) may be made while the aircraft is at an aircraft parking position prepared for departure.
- b. Aircraft repairs in storage areas of hangars shall be limited to inspections and replacements of parts and repairs incident thereto, provided such repairs do not involve appliances using any open flame or any heated parts.
- c. The starting or operating of aircraft engines inside any hangar is strictly prohibited. This shall not prohibit use of tractors with NFPA approved exhaust systems when moving planes within any hangar.
- d. Notwithstanding the provisions of Section 5.05 and Section 5.05 (h), any person desiring to perform any maintenance, as defined in an Authority operating directive, upon any aircraft must apply to the Authority for a written maintenance permit. No such work shall begin until such a permit has been issued, and a safety plan has been submitted and has been approved, and acceptable certificates evidencing appropriate insurance coverage have been delivered to and accepted by the Executive Director of the Authority or the Airport Manager.

4.19 FIRE EXTINGUISHERS:

- a. Fire extinguishing equipment at the Airport shall not be tampered with at any time nor used for any purpose other than fire fighting or fire prevention. All such equipment shall be maintained in accordance with then current NFPA Standards. Tags showing the date of the last inspection shall be attached to each unit or immediately available records acceptable to Fire Underwriters shall be kept nearby showing the then current status of such piece of equipment.
- b. All tenants or lessees or any other occupants of hangars, aircraft maintenance buildings, or shop facilities shall supply and maintain an adequate number of readily accessible fire extinguishers. Fueling vehicles designed for the transport and transfer of fuel shall carry on board at least two (2) fire extinguishers, one (1) located on each side of the vehicle. Extinguishers shall conform to then current applicable NFPA Standards.

4.20 POWER ACTIVATED TOOLS:

No person shall use powder or explosive cartridge activated tools or fastening devices anywhere on the Airport without prior written authorization to do so from the Executive Director of the Authority.

**SECTION 5.
AERONAUTICAL**

5.01 GENERAL RULES:

a. COMPLIANCE WITH ORDERS

All aeronautical activities at the Airport shall be conducted in compliance with the then current and applicable Federal Aviation Regulations, with these Rules and Regulations, the then Authority Minimum Standards, with all applicable SOPs and with operational directives then issued by the Authority or by its Executive Director. The Executive Director may issue such items as he/she deems to be necessary or convenient. Each such item must be followed unless and until the provision may later be modified or overruled by the Authority.

b. HOLD HARMLESS

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

c. NEGLIGENT OPERATIONS PROHIBITED

1. No person shall operate aircraft at the Airport in a careless manner or in disregard of the right and safety of others.
2. All individual using the Airport shall be held liable for any property damage caused intentionally or by carelessness or by negligence on or over the Airport, and any aircraft being operated so as to cause such property damage may summarily be retained in the actual physical custody of the Authority, and the Authority shall have a lien on said aircraft until all monetary fees and/or charges for damages are paid in full or are bonded in full. Each person liable for such damage agrees to indemnify fully and to save and hold harmless the Airport Authority, its Board and each member of its Board, its officers and all of its employees from all claims, liabilities, and

causes of action of every kind, character, and nature, and from all costs and fees (including attorney's fees – including all appeals) directly or indirectly connected therewith, and from all expenses of any investigation(s) thereof.

d. DENIAL OF USE OF AIRPORT

The Executive Director or authorized representative shall have the right at any time to close the Airport in its entirety or any portion thereof to air traffic, and/or to delay or restrict any flight or other aircraft operation, to direct refusal of takeoff permission to aircraft, and to deny the use of the Airport or any portion thereof to any specified class of aircraft, or to any individual(s) or group(s), when he (or she) considers any such action(s) to be necessary or desirable to avoid endangering any persons or any property, and to be consistent with the safe and proper operation(s) of the Airport. In the event the Executive Director as authorized representative believes the condition of the use of the Airport or any portion thereof to any specified class of aircraft or to any individual or group, when he or she considers any such action to be necessary or desirable to avoid endangering any person(s) or any property, and to be consistent with the safe and proper operation(s) of the Airport. In the event the Executive Director as authorized representative believes the condition of the Airport to then be unsafe for landings or takeoffs, it shall be within his or her authority to issue, or cause to be issued, (Notice to Airmen) a (NOTAM) closing the Airport or any portion thereof until such time that such restrictions are terminated.

e. AIRCRAFT ACCIDENTS OR INCIDENTS

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

f. DISABLED AIRCRAFT

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

g. TAMPERING WITH AIRCRAFT

No person shall interfere or tamper with any aircraft or put in motion such aircraft, or use or remove any aircraft, aircraft parts, instruments, or tools without positive evidence of permission of the owner thereof to do so. Upon request to do so, such proof must be presented immediately for review and/or copying to the Airport Manager or designee, or to the Executive Director or designee.

h. CLEANING, MAINTENANCE AND REPAIR OF AIRCRAFT

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

i. HAND PROPPING OF AIRCRAFT

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

j. CERTIFICATION OF AIRCRAFT AND LICENSING OF PILOTS

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

k. REGISTRATION OF AIRCRAFT

The Executive Director may require from time and may designate, at his/her discretion, appropriate locations for the registration of pilots and aircraft using the Airport, and pilots shall comply with the requirements of registration.

l. PAYMENT OF FEES

The payment of rentals, fees, and charges relating to the use of Airport premises and facilities shall be made before takeoff. In lieu of payment in full, satisfactory credit arrangements shall be made by the pilot or owner of the Aircraft with the office of the Authority, or with office designated by the Executive Director, before the pilot leaves the Airport.

5.02 AIRPORT OPERATIONAL RESTRICTION:

- a. Except to the extent prohibited by then applicable Federal Aviation Regulation(s), the Authority shall have the authority to designate or restrict the use of runways or other operational areas at the Airport with respect to, but not limited to, the following types of operations:
 1. Touch and Go Flights
 2. Training Flights
 3. Experimental Flights
 4. Equipment Demonstration
 5. Air Shows
 6. Maintenance Flight Checks, etc.
 7. Aircraft Type(s)
 8. Compliance with FAR Part 36, Noise Standards: Aircraft Type and Airworthiness Certification
 9. Skydiving; and
 10. Those aeronautical activities listed in Section 9.01, 9.02, and 9.03 of the Administrative Code

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

It has been decided by the Authority that there shall be but one skydiving drop zone at the Immokalee Airport and the maintenance and upkeep of that area is the primary responsibility of the persons using that landing area. Also, the jump school is required to obtain an informed consent and waiver from each jumper before each jump.

b. POWERLESS AIRCRAFT PROHIBITED

No powerless aircraft shall land or take off from the Airport without prior written approval from the Executive Director to operate that craft on that occasion. Operation of such craft is not favored.

c. ULTRA-LIGHT VEHICLES

All Ultra-light vehicles shall comply with the Authority's then applicable operating directives that apply

d. TAKE OFFS AND LANDINGS

1. Except for helicopter, which may operate from a helipad or other approved location; no person shall cause an aircraft to land or takeoff at the Airport, except on a runway.

Airport Rules & Regulations

2. No person shall cause an aircraft in order take off or land or from an unserviceable runway, or on or from any ramp area or taxiway.
3. Persons landing an aircraft at the Airport shall make the landing runway available to other aircraft by leaving said runway as promptly as possible, consistent with safety.
4. Any person operating or controlling an aircraft landing at or taking off from the Airport shall maintain engine noise within applicable aircraft engine noise limits as promulgated by the Federal Government, or the Authority, whichever is the most restrictive.

e. BANNER TOWING PROHIBITED

Airplane tow banner pickups and drop-offs from or on the Airport are prohibited without prior written authorization of the Executive Director. Such towing is not favored.

f. KITES, MODELS, BALLOONS PROHIBITED

No kites, model airplanes, tethered balloons or other objects constituting a hazard to Aircraft operations shall be flown on or within the vicinity of the Airport.

g. PARACHUTE JUMPING PROHIBITED

No parachute jumping shall be permitted without prior approval from the Authority that authorizes the specific jumping and which must impose conditions on such jumping.

5.03 TAXI AND GROUND RULES:

a. AIRCRAFT PARKING

1. No person shall park an aircraft in any area on the Airport except those designated, and in the manner prescribed, by the Authority. If any person uses unauthorized area for aircraft parking, the aircraft so parked may be removed by or at the direction of the Authority the risk and expense of the owner thereof.
2. All repairs to aircraft or engines shall be made in the areas designed for this purpose.
3. Aircraft shall not be washed except in areas and in the manner designated by the Authority.
4. No aircraft shall be left unattended on the Airport unless it is in a hangar or adequately secured.
5. Articles left in aircraft are the sole responsibility of the aircraft owner/pilot. Theft or vandalism of said articles are not the Authority's responsibility.

b. DERELICT AIRCRAFT

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

5.04 ROTORCRAFT OPERATIONS RULES:

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

- a. Rotorcraft shall avoid fixed wing aircraft traffic patterns and altitudes to the maximum extent possible, safety allowing.
- b. Rotorcraft shall not be taxied, towed, or otherwise moved with rotors turning unless there is a clear area of at least fifty (50) feet in all directions from the outer tips of the rotors.
- c. Rotorcraft shall not be operated within two hundred (200) feet of any areas on the Airport where unsecured light aircraft are parked.
- d. Rotorcraft shall not, during landing and takeoff, pass over any airport building, structure or auto parking area.

5.05 USE OF T-HANGARS AND STORAGE HANGARS

- a. T-hangars and storage unit hangars shall not be used for any purpose that would constitute a nuisance or interfere in any way with the use and occupancy of other buildings and structures in the neighborhood of the leased premises.
- b. T-hangars and unit storage hangars shall be used only for storage of aircraft. No person or individual shall use the premises to store furniture, construction materials or other

Airport Rules & Regulations

- objects foreign to the intended primary use of the premises without first obtaining written approval to do so from the Authority.
- c. No items of any nature will be attached to the building, either interior or exterior. No aircraft or aircraft component shall be suspended or lifted utilizing the building or any component of the building.
 - d. No alterations will be made to the hangar structure without written approved by the Authority. Any alterations are subject to removal by the Authority at the occupant's expense, upon thirty (30) days written notice, for the purpose of repair, construction or other purposes deemed necessary by the Authority.
 - e. No flammable material or refuse will be stored or allowed to accumulate in hangars, except occupant may store not more than five (5) gallons of flammable fluids inclusive of aircraft lubricants, within the premises, provided that all such storage shall be limited to NFPA approved containers, or unopened original containers.
 - f. Aircraft are not to be washed with running water in hangars when such washing will cause drainage into its hanger or through or to any other hangar.
 - g. No paint spraying or spraying of any kind will be permitted, nor installation of air compressors for any purpose, except that the use of non-electric, non-combustible, air compressor tanks may be used only to inflate aircraft tires.
 - h. No mechanical maintenance of any nature is permitted without special permission from the Authority.
 - i. No tools, equipment, or material will be used in the hangars that could constitute a fire hazard.
 - j. No smoking is permitted in T-hangars or aircraft unit storage hangars.
 - k. All occupants shall exercise care to keep oil, grease, etc. off the floor(s).
 - l. Occupants will see that electric current and water, if available, is not used excessively.
 - m. No signs will be erected, painted or otherwise displayed on the exterior or interior of any T-hangar or any aircraft unit storage hangar.
 - n. Hangar doors shall be kept closed at all times, except when actually moving an aircraft, or when aircraft will be gone for only a few minutes, and an at no time shall doors be left open after sunset and until the next day's sunrise.

Airport Rules & Regulations

- o. No aircraft or vehicle is to be parked by a T-hangar or by a unit storage hangar, in such a manner as to block access to adjoining hangar space(s), or to cause inconvenience(s) to other occupants.
- p. The premises are for the private use of occupant and shall not be used for any commercial purpose whatsoever, including, but not by way of limitation, the sale of products or services of any kind, and whether or not such actions are transacted for profit.
- q. Occupants will not be permitted to perform repair service on automobiles or automotive equipment of any kind other than an authorized motorized towing vehicles from or at the premises and at the airport.

SECTION 6. MOTOR VEHICLES

6.01 GENERAL TRAFFIC REGULATIONS:

a. AUTHORITY

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

b. TRAFFIC SIGNS AND SIGNAL DEVICES

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

c. PEDESTRIAN RIGHT-OF-WAY

The operator of any vehicle shall yield the right-of-way to a pedestrian who crosses with a marked pedestrian crosswalk, except where the movement of traffic is being otherwise then being actively regulated by on site law enforcement officers, traffic specialists, or

Airport Rules & Regulations

traffic control devices. The driver of a vehicle must always exercise due care for the safety of any and all pedestrian(s).

d. VEHICLE CONDITION

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

e. CLOSING OR RESTRICTING USE OF AIRPORT ROADWAYS

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

f. STORING, PARKING OR REPAIRING VEHICLES

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

g. SLOW-MOVING VEHICLES, EQUIPMENT, MACHINERY

Every slow-moving vehicle, equipment, or machinery designed for use and speed for less than twenty-five (25) miles per hour being operated on Airport roadways shall be equipped and displayed a triangular slow-moving vehicle emblem, mounted on the rear (or in ASA of tower units), on the rearmost unit being towed.

h. ENGINE TURN OFF

Operators of all motor vehicles being operated on the streets or other vehicular traffic areas or ways on the Airport, including parking areas, shall turn off the vehicle's engine when such vehicle is parked (or is waiting other than at a traffic control device), requiring the vehicles to stop temporarily or to permit the safe passage of persons or other vehicles.

6.02 LICENSING:

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

6.03 PROCEDURE IN CASE OF ACCIDENTS

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

6.04 SPEED LIMITS:

a. SAFE SPEED

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

b. MINIMUM SPEED

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

c. MAXIMUM SPEED

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

6.05 VEHICLE OPERATIONS ON AIR OPERATIONS AREA:

a. PERMISSION

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

b. PARKING

No motor vehicle shall be parked on any portion of the AOA except trucks and other vehicles then and there necessary for the servicing of aircraft and then and there maintenance of the then and there Airport.

c. RESTRICTED PARKING

No person shall park a vehicle in any manner so as to block or obstruct (1) fire hydrants and the approaches thereto, (2) the gates or emergency exits, and/or (3) building entrances or exists.

d. RIGHT-OF-WAY AIRCRAFT

Aircraft taxiing on any runway, taxiway, or apron area shall always have the right-of-way over any and all vehicular traffic.

6.06 PUBLIC PARKING:

a. COMPLIANCE WITH TRAFFIC SIGNS

Operators of motor vehicles using the public parking facilities at the Airport shall observe and comply with all traffic signs.

b. PARKING DURATION

No vehicle shall remain in any public parking facility on the Airport for more than forty-five (45) consecutive days.

6.07 RESERVED PARKING

No person shall park any vehicle in any reserved parking area without a valid permit issued by the Authority permitting such parking is the respective reserved area. Each vehicle parking in said area shall prominently display the identifying insignia provided by the Authority or shall bear other markings acceptable to the Authority; and every such vehicle shall be parked only in the space or area specifically assigned to it.

6.08. Restrictions on Use of Airport Property – Camping – Vehicles

Airport Property is property of limited uses. Airports are places of commerce. Aircraft and other flying objects and vehicles are moving around and about airports. All uses of Airport Property have safety concerns. Misuse of Airport Property can result in injury or death to individuals and/or damage or destruction to property. For the purposes of this section 6.08, "Airport Property" means all secured and all unsecured areas that are then under the regulation or control of the Collier County Airport Authority, or of the Board of County Commissioners, or are on, over or under a Collier County owned airport or property adjacent thereto, including, but not limited to, all vehicle and aircraft parking facilities, all public roads and public road shoulders, all medians in public roads; also all hangers and other buildings and structures, and all runways, taxi-ways, aprons, and/or all loading or unloading areas or zones. All of the following are

Airport Rules & Regulations

prohibited uses on any Airport Property the use has been authorization to be conducted at that time and at that place:

- a. Affix any object or substance to any Airport Property, including, but not limited to, paint, sign, poster, nail or post.
- b. Sleep; engage in any residential use, any commercial use, any industrial use, or any other use.
- c. Allow or suffer any aircraft or any vehicle to park upon or otherwise occupy any Airport property.
- d. Allow or suffer any aircraft, any vehicle, any individual and/or any tangible thing to occupy any Airport Property after the Airport Manager or the Executive Director, or designee of either has directed or ordered that the person or thing be removed or be relocated, or entirely depart from the Airport.
- e. Loiter in violation of Section 856.021, Florida Statutes, or otherwise.
- f. Engage in any activity or inactivity, including resting and/or sleeping, and/or to otherwise use or occupy any part of any Airport Property except in strict and prompt compliance with all instructions from the Airport Manager, the Executive Director, or any designee of either.

SECTION 7. CHARGES

7.01 SPACE OCCUPANCY CHARGES:

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

7.02 AIRCRAFT SERVICING FEES:

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

7.03 LANDING FEES:

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

7.04 AIRCRAFT PARKING FEES:

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

**SECTION 8.
PENALTIES AND REMEDIES**

8.01 CEASE AND DESIST ORDERS:

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

8.02 REMOVAL FROM OR DENIAL OF ACCESS TO AIRPORT:

- a. The Executive Director or his or her authorized representative may order any person(s) who knowingly fails to comply with a cease and desist order removed from or denied access to the Airport. An order of removal from or denial of access to the Airport shall be issued by the Executive Director or authorized representative and written orders may be hand delivered or sent by certified mail to the person's last known address.
- b. Such order shall set forth the reasons for and dates on which removal or denial of access shall begin and end.
- c. The Executive Director, Airport Manager, or any other representative authorized by the Executive Director or Airport Manager may order any individual or person to immediately depart the entire airport property. Failure to immediately depart the entire airport shall also be a violation of these rules, and, therefore, shall also be a violation of the Collier County Ordinance by which the Board of County Commissioners adopted that Ordinance and thereby affirmed these rules as being rules of that Board and of Collier County as a political subdivision of Florida. In addition, if the geographic area is a

Airport Rules & Regulations

secure area and signs are then posted in conspicuous areas of the airport and those signs notify that unauthorized entry into such area (or areas) constitutes a trespass, and the advised how authorization for authorized entry into such can be obtained, the individual who is in the secured area without authorization to be there at that time and place may be arrested without a warrant by a law enforcement officer pursuant to and as specified in subsection 901.15(15), Florida Statutes. Also, such individual can be instructed to depart the airport and failure to do so immediately shall be a violation of these rules and a violation the Ordinance referenced above.

8.03 REVIEW OF ORDERS:

- a. Upon receipt of an order described in either Section 8.01 or 8.02 above issued from the Airport Manager, the person may submit, within ten (10) days of receipt of such an order, a written request for review of that order to the Executive Director. Such request shall be hand delivered to the Offices of the Executive Director and be signed for by an employee of the Executive Director or must be mailed to the Executive Director by certified mail, must be in writing, and shall specify in detail all of the reasons why the order should be changed or modified. Within ten (10) days of actual receipt of the request for review, the Executive Director should mail a written decision on the request by certified mail to the person who requesting such review.
- b. The Executive Director's order, or on the decision on the order of the Airport Manager is final, unless within ten (10) days from the Executive Director's decision, the person requests in writing, by hand delivery as specified in subsection (a) above, or by certified mail actually received within the ten (10) day period, that a hearing by the Authority be held on the matter. Within ten (10) days of actual receipt of such request, the Executive Director shall mail or otherwise deliver to the person, written notice of the appointment of a hearing officer or of a hearing date by the Authority. Thereafter, the hearing officer or the Authority, as the case may be, shall send a written notice of the time and place of hearing to the requesting party and to the Executive Director. At the hearing, the requesting party may attend, may give testimony, may present witnesses and other evidence, and may cross examine witnesses, and may be represented by counsel. Costs of transcription of any testimony taken shall be borne by the person requesting the transcript. No such hearing shall take more than two (2) hours unless the time is extended by the hearing officer or the Authority as the case may be.
- c. If the hearing is conducted by a hearing officer, the hearing officer's decision shall be final, unless, within ten (10) days after receipt by certified mail of the hearing officer's decision, a party to the case submits a written notice of appeal to the Chairman of the Authority. The Notice of Appeal must be received by the Chairman not less than thirty (30) days before consideration of the appeal at a regularly scheduled meeting of the Authority. There shall be no further evidence presented and only the written record before the hearing examiner shall be available to the Authority, which should make its decision on the merits of the matter at said meeting. The Authority shall give the parties written notice of its decision by certified mail or by hand delivery if signed for by the

Airport Rules & Regulations

recipient or his legal counsel or other authorized representative. The decision of the Authority shall be final and is subject only to appeal to a court of law in accordance with the then applicable laws of the State of Florida of the United States.

8.04 PENALTIES:

- a. Each violation of any of these Rules and Regulations shall be a violation of the Collier County Ordinance by which the Board of County Commissioners because the Board adopted these Rules as Rules of that Board pursuant to subsection 332.08(2)(a), Florida Statutes.
- b. All penalties and all remedies referred to in Section 1-6 of the Collier County Code of Laws and Ordinance are applicable to each violation of these Rules and Regulations.
- c. Violations of these Rules and Regulations can be referred for enforcement to any Collier County Code Enforcement Board, in which event all fines, penalties or other remedies available to the Code Enforcement Board shall be applicable.
- d. Each violation of these Rules and Regulations may be referred to the State Attorney for prosecution in the same manner as misdemeanors are prosecuted, as is authorized by subsection 332.08(2)(b), Florida Statutes, wherein it is also specified that each violation or these rules shall be punished as are criminal laws and that each violation shall be a misdemeanor of the second degree, punishable as at the time of the violation is provided for in section 775.082 or in section 775.083, Florida Statutes.
- e. Also, pursuant to subsection 125.69(1), Florida Statutes, the applicable fine may be up to (but not exceed) two thousand dollars (\$2,000) if Collier County of the Airport Authority must then have authority to punish a violation of these rules by a fine in an amount greater than \$500 in order for the County to carry out a federally mandated program.
- f. Nothing herein shall prohibit to the Authority from enforcing any violation of any of these rules by any other lawful means, including applying to a court of competent jurisdiction to obtain an injunction and/or any other appropriate and available judicial relief.

8.05 REMOVAL OF PROPERTY:

- a. Law Enforcement may remove or cause to be removed from any restricted or reserved areas, any roadway or right-of-way, or any other unauthorized area or structure at the Airport, any property which is disabled, abandoned or which creates an operations problem, nuisance security or safety hazard or which otherwise is placed in an illegal, improper, or unauthorized manner. Any such property may be removed or caused to be removed by law enforcement to an official impound area or such other area designated by the Authority.
- b. Any property impounded by the Authority shall be released to the owner or operator thereof, upon proper identification of the property, provided that the person claiming it

Airport Rules & Regulations

pays any towing, removal, or storage charges and any other accrued fees. The Authority shall not be liable for any damage, which may be caused to the property or loss or diminution of value, which may be caused by the act of removal.

8.06 INTENT:

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

SECTION 9. AUTHORITY OWNED AND/OR OPERATED AIRPORTS

9.01 EVERGLADES AIRPARK:

- a. The Airport boundaries and environs are within the city limits of the City of Everglades, a municipal corporation.
- b. The Fire Department having jurisdiction over the Everglades Airpark is the Ochopee District.
- c. The Law enforcement agency having jurisdiction over the Everglades Airpark is Collier County Sheriff's Office and any airport guards and airport police officers as may be appointed by the Board of County Commissioners pursuant to subsection 332.08(2)(a), Florida Statutes.
- d. Airport Operation Restrictions – Those listed in Section 5.02 for which operating directives have then been issued.

9.02 IMMOKALEE REGIONAL AIRPORT:

- a. The Airport boundaries and environs are within unincorporated Immokalee.
- b. The Fire Department having jurisdiction over this Airport is the Immokalee Fire District.
- c. Law Enforcement Agency having jurisdiction over this Airport is the Collier County Sheriff's Office and any airport guards and airport police officers as may be appointed by the Board of County Commissioners pursuant to subsection 332.08(2)(a), Florida Statutes.
- d. Airport Operational Restrictions – Those listed in Section 5.02 for which operating directives have been issued. .

9.03 MARCO ISLAND EXECUTIVE AIRPORT:

- a. The Airport boundaries and environs are located within unincorporated Collier County.
- b. The Fire Department having jurisdiction over this Airport is the East Naples Fire District.

The law enforcement agency having jurisdiction over this Airport is the Collier County Sheriff's Office and any airport guards and airport police officers as may be appointed by the Board of County Commissioners pursuant to subsection 332.08(2)(a), Florida Statutes.

- c. Airport Operational Restrictions – Those listed in Section 5.02 for which operating directives have been issued.

9.04 AIRCRAFT MAINTENANCE:

Subject to area restrictions specified in these rules, occupants shall be allowed to perform preventive maintenance on its aircraft registered for that hangar, provided such maintenance is of the kind and within the extent of maintenance then permitted by Federal Aviation Administration Regulations 43.3, Appendix A, Paragraph (C), entitled "Preventive Maintenance" and any subsequent amendments thereto.

**SECTION 10.
INTERPRETATION OF RULES AND REGULATIONS**

10.01 CONFLICTING INTERPRETATIONS:

When a conflicting interpretation arises between Section 9 and any other section in this document, Section 9 will take precedence.

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