

Davenport Municipal Airport

Operations Manual

11.10.010 Purpose of Regulations

In order to provide for the safety of the general public, the rules and regulations set forth in this chapter shall apply to Davenport Municipal Airport and to all public and private use thereof.

11.10.020 Construction and Definitions

Nothing in this chapter shall be construed to mean that the City intends to permit any violation of any federal or state law. The following terms shall have the meanings indicated:

"Airport" or "Airpark" means the land and facilities owned or controlled by the City of Davenport known as Davenport Municipal Airport.

"Airport Advisory Committee" means that body which recommends to the city council and Mayor on matters pertaining to Davenport Municipal Airport.

"Airport Manager" means the individual or individuals designated by the mayor as having responsibility and authority for management of Davenport Municipal Airport.

"Airport Layout Plan" means the most recent approved layout of the Airport property, indicating current and proposed usage as approved by the City council by resolution.

"Based Aircraft" means aircraft occupying hangar or tie-down space at the airport on a monthly or other fixed-term basis.

"City of Davenport" means a municipal corporation organized under the constitution and statutes of the state of Washington and known as Davenport, Washington.

"City Hangar" means a single use aircraft storage building individually constructed and free standing which is owned by the City and/or Airport and which the City may lease to individual airplane operators.

"Commercial Activity" means an operation or service performed for compensation which is conducted on or based at the Airport.

"Commercial Operator" means any person who owns or operates or who is legally responsible for conduct of a Commercial Activity.

"Contract or Commission Services" means a person performing contract or commission services for compensation on the Airport.

"Adjoining Private Property" means privately owned property abutting to and adjoining any part of the Airport.

"Employee" means any individual performing services at the Airport for another person and designated as an employee so that federal/state unemployment insurance, federal social security, or federal withholding taxes are withheld from wages by his or her employer.

"FAA" means the Federal Aviation Administration.

"FCC" means the Federal Communications Commission.

"Fees and Charges" means charges directly imposed by the City upon users of the Airport for services of direct benefit.

"Flying Club" means a nonprofit corporation or organization (as evidenced by articles of incorporation or other appropriate documents) in which all aircraft are equally owned or leased by all members of the corporation or organization.

"Fuel Handling" means the transportation, delivering, fueling and draining of aircraft fuel, or any one of the above.

"Fixed Base Operator" means a proprietor of a commercial operation which offers multiple aeronautical related activities and services to the general public.

"Hangar" means a single use aircraft storage building individually constructed of wood or steel framing with metal siding, free standing and normally owned by individual airplane operators located on City/Airport property leased to the Hangar owner. For the purposes of this Operations Manual, Hangars and T-hangars will be used as one in the same.

"Itinerant Aircraft" means aircraft not based at the Airport.

"Independent Contractor" means one who contractually undertakes to perform services for another, but who is not controlled by the other nor subject to the other's right to control with respect to physical conduct in performing the services.

"Landing Area" means the runway, ~~taxiways~~, turnoffs, and adjoining areas.

"Long-Term Leases" means lease periods of more than two years.

"Motor Vehicle" means automobiles, trucks, buses, public automobiles, limousines, taxis, and any other vehicle by which persons or property may be transported or carried on land, but not including aircraft.

“Non-Aeronautical Items” are those items that do not require direct access to a runway or taxiway for its primary purpose or use. These items may include but not limited to licensed or non-licensed boats, RVs, trailers, motorhomes, or personal vehicles and motorcycles not used for transportation to and from the hangar for daily use.

“Non-Aeronautical Use” is defined as the use of airport land or hangar for purposes other than that for an aircraft or business needing direct access to the runway via a taxilane or taxiway as outlined in the FAA Hangar Use Policy (38910 Federal Register/Vol. 81, No. 115/June 15, 2016/Rules and Regulations).

"Non-Aviation Services" means restaurants, car rentals, and any other non-aeronautical services provided on the Airport.

"Operator" means the owner or the person, firm, representative, or corporation controlling the operations of any certain aircraft or motor vehicle.

"Person" means any individual, firm, co-partnership, corporation, company, association, joint stock association or body politic, and includes any trustee, receiver, assignee, or other similar representative thereof.

"Rules and Regulations" means written rules as have been or are promulgated from time to time by the Airport Manager to carry out this chapter or other City ordinance or law as needed to protect public health, safety, interests, and welfare on the Airport, and which are consistent with this chapter and which have been adopted as provided herein.

"Standards for Commercial/Noncommercial Operations" means rules and regulations which by their terms pertain only to commercial/noncommercial operations at the Airport.

"T Hangar" means a multiple aircraft storage building individually compartmentalized and normally leased to individual airplane operators. For the purposes of this manual, T-hangar and Hangar will be used as one in the same.

“Taxilane” means a path located outside the movement area to provide access from taxiways (usually an apron taxiway) to airplane parking position and other Hangar or terminal areas.

“Taxiway” means a path established for the taxiing of aircraft from one part of the Airport to another normally inside the movement area.

"Tenant" means any person or entity (as defined above) who through agreement with the City occupies or controls any part of the Airport premises.

“Urgent Situations” means a situation where urgency is necessary or believed to be necessary by the Mayor and the Airport Manager whereby use of the Airport is needed by a commercial or private pilot prior to being given permission by City council at a regular City Council meeting.

Such an urgent situation could be, but not limited to, agricultural need for disease or pest control, range fire, or other urgent situations not specified herein.

11.10.030 Regulations for Airport Use Generally

1. Any permission granted by the Airport Manager or by his/her representative, directly or indirectly, expressly or by implication, to any person or persons to enter or use the Airport or any portion thereof, including aircraft operators, crew members and passengers, spectators, pleasure and commercial vehicles, officers and employees of lessees and also including other persons occupying space on the Airport, persons doing business with the City, its lessees, permitted sublessees, and permittees, and all other persons whatsoever, is conditioned upon such person's compliance and continued compliance with Airport rules and regulations. Entry upon or into the Airport by any person shall be deemed to constitute an agreement by that person to comply with all said rules and regulations.

2. Use of the Airport for carrying on activities in aviation on a commercial basis is restricted to those persons and entities that have established themselves as a tenant under a tenancy contract or permit from the City. A person or entities that is not so authorized or who is in default under a tenancy contract or permit shall not operate, service, or repair aircraft on the premises or carry on any business of any nature at the Airport; provided, however, that an owner of an aircraft that is regularly stored at the Airport, either by arrangement with the Airport Manager, or with an established tenant operator, may employ a qualified pilot/instructor to operate such owner's aircraft and/or to give instruction to such owner without being deemed in violation of this subsection.

3. No person or persons, except airmen, duly authorized personnel, passengers going to or from aircraft, persons having business to transact in offices located in a Hangar, or other persons being personally conducted by airmen or Airport attendants, shall be permitted to enter the area within the fence, i.e., within the Airport property area proper. Even the persons so excepted who thus shall have the privilege of unrestricted use of the space within the Airport boundaries, are restricted to the necessary use of such space in connection with flights, inspections, and routine duties.

4. Permit Required for Commercial Services. It is unlawful for anyone to engage in any commercial service at the Airport unless he or she has first secured a permit from the City to do so; provided, this shall not apply to persons operating a business at the Airport under a tenancy agreement with the City.

11.10.040 Refuse--Property Damage--Tampering

1. Refuse. No person shall throw, dump, or deposit any waste, refuse, litter, or garbage on the grounds of the Airport. All waste, refuse, litter, and garbage shall be placed and kept in closed garbage cans or containers and all operating areas shall be kept in a safe, neat, clean, and orderly condition at all times.

2. Property Damage. Anyone who intentionally destroys, injures, defaces, or disturbs in any way any building, sign, equipment, marker or other structures, or other public property at the Airport shall be guilty upon conviction of a misdemeanor. Any person responsible for the destruction or damage of Airport property, whether by accident or otherwise, shall pay the City for such damage and destruction, and, in appropriate cases, for other financial losses to the Airport which follow from such damage or destruction.

3. Tampering with Aircraft. No one may interfere or tamper with any aircraft or start the engine of such aircraft unless authorized to do so.

11.10.050 Access to Davenport Municipal Airport from Adjoining Private Property

Access to the Airport will not be permitted from adjoining private property. A control and security fence will be erected and maintained separating the Airport and private property.

11.10.060 Motor Vehicle Regulations

1. No one shall operate any vehicle at the Airport in a negligent manner, nor in disregard of the rights and safety of others, nor at a speed likely to endanger unreasonably any person or property, nor while the driver is under the influence of intoxicating liquor, or any narcotic drug, as such condition as defined in the City and state traffic codes and FAA regulations.

2. No person not having a valid vehicle operator license shall operate any vehicle on the Airport, nor shall any person operate at the Airport any vehicle which is not properly licensed under the laws of the state of Washington or of another state.

3. All vehicles operated on the Airport shall be driven at a safe and reasonable speed, but not to exceed fifteen miles per hour (15 mph).

4. No motor vehicle shall be driven onto the landing area proper, without the express permission of the Airport Manager or designated representative, and then only in accordance with these instructions.

5. No one shall operate any motor vehicle on the Airport, off designated streets, except fueling trucks, City operated or authorized patrol or emergency vehicles, management and maintenance vehicles, FAA maintenance vehicles, and business tenants and their employees, and T-hangar or tie-down tenants, while directly going to and from their leased areas.

6. No unauthorized go-carts, four-wheelers, bicycles or other similar non licensed vehicles, or horses or other domestic animals are permitted on the ramps, runways, or taxiways of the Airport.

7. No one shall operate any commercial vehicle carrying passengers for hire from the Airport unless such operation is conducted with the approval of Airport management; provided, this shall not prevent taxicabs from bringing persons to the Airport, nor shall it prevent taxicabs licensed by the City from picking up passengers at the Airport.

8. Accident Reports. The driver of any vehicle involved in an accident in the Airport shall within forty-eight (48) hours make a complete report in writing to the Airport Manager.

11.10.070 Vehicular Parking Regulations

1. No person shall park a motor vehicle on the Airport other than in the manner and at places prescribed by the Airport Manager.

2. No automobile, truck, or other motor vehicle shall be parked in front of any Hangar, except for service or delivery vehicles, and then only long enough to make such service or delivery.

3. . A Hangar tenant may temporarily park a registered and insured vehicle in a City-owned Hangar for no more than twenty-four consecutive hours. Such temporary parking shall not be used as long-term storage for a vehicle unless approved by the Airport Manager in advance.

4. A Hangar tenant may park a registered and insured vehicle in a non-City-owned Hangar so long as the Tenant also has a registered aircraft that is based at the Airport and is being kept in the Hangar.

5. No one shall abandon any motor vehicle or aircraft on the Airport or leave any vehicle in a public parking area in excess of seventy-two consecutive hours unless express approval for such parking has been obtained from the Airport Manager. Any vehicle or aircraft in violation of this section may be towed at direction of the Airport Manager. All charges for towing and storage shall be at the owner's expense.

6. A person who parks a vehicle or aircraft at the Airport does so at their own risk and such vehicle or aircraft may be entered by Airport personnel for the purpose of moving it when it becomes necessary for area maintenance or for enforcement of this or another ordinance.

11.10.080 General Operations--Regulations

1. Federal, State and City Rules to be Observed. The Airport landing area is open for public use in accordance with the rules and regulations governing the operation of aircraft and the conduct of airmen as promulgated by the appropriate agencies of the United States government, the state of Washington, and the City of Davenport.

2. Minimum Standards. Minimum standards for the conduct of commercial and other activity at the Airport including specific rules and regulations shall be adopted by resolution or ordinance of City council. Such rules and regulations shall be consistent with state and federal laws and with generally accepted practices of general aviation airports.

3. Authority to Suspend Operations. The Airport Manager, either directly or through a designated agent, may suspend or restrict any or all operations without regard to weather conditions whenever the Manager finds such action is necessary in the interest of safety.

4. Compliance for Safety Required. The Airport Manager shall at all times have authority to take such actions as may be necessary to safeguard the public in attendance at the Airport. Every pilot, mechanic, and other person employed on or using the Airport shall cooperate with Airport management in enforcement of this chapter and to see that all persons upon the premises use due care and caution to prevent injury to persons or damage to property.

5. Student Pilots. Instructors shall fully acquaint their students with the provisions of this chapter and shall be responsible for the conduct of students under their direction during dual instruction. When a student is flying solo, it shall be his/her sole responsibility to observe and abide by the provisions of this chapter.

6. Use of Intoxicants and Drugs. Pilots and any other members of an aircraft crew in operation on the Airport, or any person directly attending or assisting in said operation, will not be under the influence of or affected by intoxicating liquor or a drug which affects their ability to safely perform their duties. Aircraft passengers may be denied flight passage if they are under the influence of intoxicating liquors or drugs to the extent that they might endanger the safety of other persons.

7. Accident Reports. The pilot of an aircraft involved in an accident on the Airport causing personal injury or property damage shall, within forty-eight (48) hours, make a report to the Airport Manager. In the event that he/she is unable to do so, the owner or his/her agent shall make such report and witnesses also may make and file such reports. All accidents shall be reported to the FAA or NTSB for advisement of reporting status.

8. Repairs. Repair of aircraft, aircraft engine, propeller, or apparatus (except emergency repairs to facilitate movement of an aircraft) shall be made only in spaces designated for this purpose and only by persons working on their own aircraft or who have a valid City business license when applicable, in conjunction with either a permit or tenancy agreement from the City of Davenport.

9. Urgent Situations. For the purpose of expediency and to not delay the detrimental effects on the community, region, or personal life or safety, the use of the Airport for urgent operations is allowed without first obtaining an Urgent Situation Lease Agreement approved by City Council. Council has given temporary permission to the Airport Manager, with confirmation by the mayor to enter into an Urgent Situations Lease Agreement until such time as the next regularly held council meeting for the City council to meet and agree to its approval. Airport use for Urgent Situations can be authorized for, but not limited to, agricultural spraying to prevent a disease or pest outbreak, wildfire control by DNR or other agencies using air assets to prevent and control the spread of fire, or air ambulance operations for the safe and immediate transportation for life and safety purposes.

10. Non-Aeronautical Use: Storage of non-aeronautical items in a hanger located on the Davenport Airport shall remain at all times in compliance with Department of Transportation, Federal Aviation Administration, 14 CFR Chapter I, Policy on the Non-Aeronautical Use of Airport Hangars and Federal Register 81 FR 38906/38910

11.10.090 Landing and Takeoff Rules

1. Landings and takeoffs shall be made into the wind on that runway which is most nearly aligned with the wind as indicated by the "automatic runway designator" provided; exceptions may be made when the airfield is under instrument flight rules (IFR).
2. No aircraft shall land or take off, nor continue its approach to the runway or runway safety areas thereto, when vehicles, equipment or personnel are on the runway or when the Airport Manager has closed the runway by placing a white or yellow "X" above the runway numerals.
3. All arriving or departing aircraft shall conform to a traffic pattern which identifies appropriate geographical boundaries from which turns shall be made. Such air traffic pattern will be adopted by City resolution after FAA approval and shall be posted on the Airport and published in the FAA Airport diagram/information documents.
4. The standard traffic pattern and pattern altitude is to be determined by prevailing winds and other factors of Airport use and in coordination with the FAA.

11.10.100 Aircraft Ground and Taxiing Rules

1. At no time shall engines be operated within any Hangar, shop, or other building. When an engine is being hand propped, a competent operator shall be at the controls and the wheels shall be chocked, ~~and/or~~ operating parking brakes shall be set, or aircraft securely tied down.
2. No one shall taxi an aircraft to or from the Hangar line or to or from an approved parking space until he has ascertained that there will be no danger of collision with any person or object in the immediate area.
3. Speed. No aircraft shall be taxied except at a speed which is safe and reasonable under all circumstances then existing.
4. Brakes. Aircraft that is not equipped with adequate brakes shall be taxied near buildings or parked aircraft only if an attendant is at the wing of the aircraft to assist the pilot.
5. Runways will not be used in lieu of or as a Taxiway. Taxiing to and from the runways will be done along those Taxiways which provide the most direct route.
6. Closed Taxiways. No aircraft shall be taxied by any person upon a Taxiway which has been designated by the Airport Manager as being closed. The closure of any Taxiway shall be so designated as such by the Airport Manager by placement of a white or yellow "X" on the centerline of the Taxiway.
7. Aircraft awaiting takeoff shall stop at the runway holding line in a position to have direct view of aircraft approaching or landing.

11.10.110 Aircraft Parking

1. Unless otherwise expressly provided in a lease or other agreement, no person shall use any area of the Airport for parking and storage of aircraft or property without first obtaining permission of the Airport Manager. If anyone does use any such area without first having obtained permission, then the Airport Manager may order the aircraft or other property be impounded, removed, or stored elsewhere at the expense of the owner or tenant, without liability to the City.
2. Aircraft shall be properly blocked and tied down by the owner or operator when parked overnight or when conditions otherwise warrant blocking or tying down. Owners of aircraft shall be responsible for any damage resulting from failure to comply with this rule.
3. Securing of aircraft shall be the sole responsibility of the owner or operator of the aircraft, and the City of Davenport, its employees, and agents shall in no way be held responsible to secure aircraft or for the consequences of failure of the owner or operator to so secure.
4. Overnight, weekly, monthly, or annual tie-down fees apply to any aircraft left at the Airport, whether or not tied down, for a duration of 24 hours or more. These fees shall be paid in advance at a rate established by City resolution.

11.10.115 Disabled Aircraft

1. Aircraft owners and pilots are required to remove promptly from any public landing area a disabled aircraft as soon as permitted and/or directed by cognizant FAA and/or National Transportation Safety Board authorities or by the City Airport management.
2. Non-airworthy aircraft, wrecks, junkers, or parts thereof shall not be parked or stored anywhere on the Airport unless awaiting bona fide and scheduled repairs by the owner under the direct supervision of a licensed Airframe and Powerplant (A&P) mechanic and Inspection Authorization (IA) in a timely manner or a licensed commercial aviation maintenance business on the Airport, unless express authority has been granted in writing by the Airport Manager.
3. Should any person refuse to remove an aircraft or any parts thereof when directed to do so by the Airport Manager in compliance with this chapter, such aircraft may be removed at the owner's, operator's, or tenant's expense and without liability (to the City) .

11.10.120 Fuel Handling and Storage Requirements

1. Fuel storage and servicing equipment must comply with all City, state, and federal laws and regulations.
2. Fueling hoses, fuel equipment, and fuel trucks shall be maintained in a safe, sound, and non-leaking condition.
3. Fuel trucks shall proceed slowly and with caution on the Airport.

4. Fuel trucks, when servicing aircraft, must be positioned so that the fuel truck may be readily driven away without backing up to an open area in an emergency.
5. An adequate fire extinguisher shall be within ready reach of all persons engaged in fueling or defueling of aircraft.
6. All aircraft shall be positively grounded while being serviced with fuel.
7. Aircraft shall not be fueled or defueled while the engine is running or while such aircraft is in a hangar or any enclosed area.
8. Aircraft electrical appliances and radios shall be turned off during fueling or defueling.
9. Fuel spills that create a potential fire hazard shall promptly be reported to the Davenport fire department with a request for assistance.

11.10.125 Rules for Use of City Owned Hangars

1. A City-owned Hanger shall only be rented or leased for currently registered and airworthy aircraft storage and only on a month-to-month basis. Rental and lease agreements are not assignable unless permitted by the Airport Manager.
2. Hoisting or holding mechanisms shall not be attached to any part of any Hangar without the proper permits issued.
3. A tenant shall not paint, alter, or modify any part of the Hanger or fixtures without prior written permission of the Airport Manager.
4. An electrical and/or gas-fired heater shall not be used in or about a Hangar, ~~Hangars~~ without the tenant obtaining all necessary permits (including a City permit).
5. Paint, dope, and other flammable or volatile materials shall not be stored in a Hangar at any time, except in aircraft fuel tanks. However, up to two cases of one-quart containers of oil may be stored in a Hangar.
6. Storage or use of flammable and/or volatile liquids for cleaning aircraft or parts is prohibited unless stored in proper fire-proof containers or allowed by the City fire department.
7. Aircraft engines shall not be operated inside a Hangar.
8. Hangars shall be kept clean and free of debris and oily rags or other fire hazardous materials.
9. Tenants shall not park or leave aircraft adjacent to Hangar doors so as to unduly interfere or obstruct access to an adjacent Hangar.

10. Use of the hangar for non-aeronautical purposes shall be subject to rental fees that reflect the average regional storage costs for the equivalent square footage for covered storage when a waiting list for hangar space is active. Fees are adopted by city Resolution at least annually and will be effective with 30 days notice.

11.10.130 Fire Regulations

1. All persons using the Airport area or the facilities of the Airport in any way shall exercise the utmost care to guard against fire and injury to persons or property.
2. No person shall smoke or carry any lighted cigar, pipe, cigarette, match, or any open flame in or upon the Airport within fifty feet of fuel storage areas, fuel loading situations, fuel handling vehicles or aircraft being fueled or having fuel drained, or in any other place where smoking is prohibited by sign.
3. Welding. No person shall conduct any welding or open-flame operations in or adjacent to any hangar or building unless specifically authorized by the Airport Manager. When so authorized, all safety precautions shall be observed, and welding equipment shall be operated by an experienced and qualified operator.
4. Refuse and Waste. A lessee shall provide a metal receptacle with self-closing covers for the storage of oily wastes, rags, or other garbage and materials produced or present at the Airport.
5. Floor Care. A lessee shall keep floors of hangars and adjacent areas free and clear of all oil, grease and other flammable material.
6. Storage of Flammables. No one shall keep or store any flammable materials on the Airport or in any building on the Airport other than in compliance with the International Fire Code as adopted by ordinance of the City of Davenport.
7. Extinguishers. A lessee shall supply and maintain adequate and readily accessible fire extinguishers. Such fire extinguishers shall be rated for Class B and C fires.
8. Cleaning Fluids. No person shall use volatile, flammable liquids in the cleaning of floors, aircraft, aircraft engines, propellers and appliances in hangars or other buildings on the Airport, unless such cleaning operations are conducted in open, ventilated, fire-proofed areas and equipped with adequate and readily accessible fire-extinguishing apparatus.
9. Painting. Painting and associated processes shall be conducted only in properly designated rooms or buildings conforming to City building code requirements for this type of operation. No spray-painting operation shall be conducted in a Hangar.
10. No heating devices intended to be used to preheat an aircraft, aircraft engine, or used to lower the humidity, shall be used in a Hangar.

11. Periodic inspections may be conducted by the Davenport fire department (or its designee) to ensure compliance with these and other City fire regulations.

11.10.135 Posting Regulations

Rules and regulations adopted pursuant to this chapter shall be posted in a prominent place in offices of businesses, the pilot's lounge, the City's official website, and at other conspicuous places at the Airport as found necessary by the Airport Manager. Copies of this chapter and also of such rules and regulations shall be supplied to all applicants and interested parties upon request to the Airport Manager.

11.10.140 Penalties for Violations

1. Generally, every person who violates or fails to comply with any provision of this chapter, or who operates or handles an aircraft in violation of any provision of this chapter, may be promptly removed or ejected from the Airport by or under the authority of the Airport Manager, and upon the order of the Airport Manager may be deprived of the further use of the Airport and its facilities for such length of time as may be required to insure the safeguarding of the same and the public and its interest therein. In addition, any person who violates or fails to comply with any of the requirements of this chapter is guilty of a misdemeanor and subject to the general penalties outlined in Section 1.04 of the Davenport Municipal Code.

2. Traffic Violations. Any person violating these rules and regulations and/or the traffic laws of the state of Washington or the City of Davenport in connection with vehicular traffic on the Airport, shall be subject to prosecution in the appropriate court for such violation.

11.10.145 Fees and Charges

1. All fees and charges to users of the Airport shall be administratively established pursuant to the standards and requirements set forth herein and adopted by resolution of the City Council in the City's Fee Schedule.

2. Fees and rates charged shall be evaluated at least annually and in compliance with certain lease agreements. Rates shall be established with consideration given to the self-support policy for the Airport, local market conditions, and consistency with other regional airport pricing. The aviation advisory committee shall review fees and charges and make recommendations to City staff consistent with this chapter. Notice shall be given to Airport users of all advisory commission meetings where changes that affect such users will be considered. Notice of a proposed fee or rate increase shall be provided to such affected Airport users 30 days in advance of such proposed increase.

3. Landing Fee—Non-tenants. Anyone operating an aircraft for commercial purposes and who lands such an aircraft at the Airport more than once in any thirty-day period, and who is not a tenant at the Airport, shall, beginning with such second landing, be subject to and shall pay to the City a landing fee for each such landing, except that only one landing fee shall be charged per day for each aircraft using the facility regardless of the number of landings per day for that same

aircraft. Such fee is to be paid at least on a monthly basis and must be accompanied by a form prepared by the Airport Manager and filled out by the commercial operator to show the numbers of aircraft and times of each such landing. The Airport Manager, with the approval of the mayor, shall make rules and regulations consistent with this section as are found necessary for its administration.

For the purposes of this chapter, as amended, the term "commercial purposes" includes air taxi operations, agricultural spraying, skydiving operations and the carrying in air commerce in small aircraft by any person (other than an air carrier) of persons or property for compensation or hire. The term shall not cover student instruction, ferry, or training flights. Seasonal operations will be rented space on the airport on a daily rate. All improvements to the site to accommodate seasonal and permanent operations are at the renter's expense and will become property of the airport.

It is unlawful for anyone liable therefore to fail to properly file a return and pay the fee imposed by this section, and anyone found to have violated this section in district court of for failing to do so shall ~~be~~ pay a penalty of fifty dollars, plus all court costs and attorney's fees to be reimbursed to the City.

4. Permit and Fee Required for Conducting Commercial Services. It is unlawful for anyone to engage in any commercial service in premises at the Airport unless he or she has first secured a permit so to do, and has paid the designated fee; provided, this subsection shall not apply to persons operating a business at the Airport under a tenancy agreement with the City. The commercial Services Fee is established in the City's fee schedule adopted by resolution.

5. Hangar Rental Fee. City-owned Hanger buildings shall be rented on a month-to-month basis. A waiting list shall be maintained when demand is in excess of supply.

6. Lease of Hanger property. City-owned property to be leased for the purpose of the construction of a privately owned aircraft Hanger shall be sited in accordance with the City's Airport Layout Plan. Payment for such lease will be collected annually in accordance with the lease terms. Use of a private hangar subject to a City Ground Lease and used for non-aeronautical purposes shall be subject to the average regional cost of private uncovered storage on a monthly basis until such time an airworthy aircraft is determined to be occupying the hangar and noted on the FAA Based Aircraft listing.

7. Tie-down Fee--City Controlled. The Airport Manager may designate areas for both transient and permanent tie-down space. Payment for such use will be either daily or monthly, and in the amount set by resolution in the City Fee Schedule. For those aircraft that are occupying tie-down space for more than 30 consecutive days, monthly charges shall apply.

8. Tie-down Fee--Tenant Controlled. The Airport Manager may enter into agreements, on forms to be prepared by the city attorney, with various tenants to provide for collections of such tie-down fees, and for the assignment of certain areas of the Airport to each of such tenant for supervision and maintenance of such tie-down areas. Tie-down fees shall be paid by the user to a properly designated tenant who shall furnish a receipt therefore and who shall transmit to the

City clerk/treasurer a duplicate of such receipt and an agreed upon percentage of the money which has been thus collected, not later than the tenth day of each month.

9. Fuel Flowage Fee. All aviation fuel delivered to the Airport shall be delivered only to approved storage facilities. The receiver of such fuel shall be required to pay directly to the City the fuel flowage fee or such other amount as may be established by City ordinance or by resolution adopted by the City council. The fuel flowage fee is to be made by the twentieth day of each month for the previous month's delivery.

10. Leasehold Tax. A Washington State leasehold tax shall be included in each rental or lease payment schedule for use of Airport property when such rent or lease is for thirty consecutive days or more.