

RULES & REGULATIONS NO. R340

HILLSBOROUGH COUNTY AVIATION AUTHORITY

RULES AND REGULATIONS

FOR

TAMPA INTERNATIONAL AIRPORT

HILLSBOROUGH COUNTY, FLORIDA

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# HILLSBOROUGH COUNTY AVIATION AUTHORITY

## RULES AND REGULATIONS

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## SECTION 1. DEFINITIONS

- 1.1** Terms used in these rules and regulations are defined below. Words relating to aeronautical practices, processes and equipment will be construed according to their general usage in the aviation industry, unless a different meaning is apparent from the context or specifically defined otherwise herein. All other words will be construed according to their common literal meaning.
- a. Air operations area (AOA) means any area of the airport used or intended to be used for landing, take off or the surface maneuvering of aircraft.
  - b. Aircraft means any contrivance designed, invented or used for powered or non-powered flight in the air. For the purpose of this definition an ultralight vehicle is not included.
  - c. Airport means Tampa International Airport, Tampa, Florida.
  - d. Apron or Ramp means those areas of the airport within the AOA designated for the loading, unloading, servicing or parking of aircraft.
  - e. Authority means the Hillsborough County Aviation Authority.
  - f. Commercial activity means the exchange, trading, buying, hiring or selling of commodities, goods, services or tangible or intangible property of any kind, or any revenue producing activity on the airport.
  - g. Commercial ground transportation means the act of providing the carriage of persons or property to or from the airport in a commercial vehicle.
  - h. Commercial ground transportation operator means any enterprise or person engaged in any type of commercial ground transportation service.
  - i. Commercial vehicle means any vehicle for hire other than a private vehicle.
  - j. Directive means ministerial instructions and guidance serving to govern and direct operational matters. Directives can be used for both internal and external guidance. All directives will be approved by the Executive Director or the Deputy Executive Director or designee.
  - k. Landside building means the central passenger terminal building housing passenger circulation to and from flights, parking, ground transportation, passenger ticketing, baggage claim, and other related activities at the airport.
  - l. Motor vehicle means 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.

- m. Movement area means the runways, taxiways, and other areas of the airport which are used for taxiing or hover taxiing, air taxiing, take off, or landing of aircraft, exclusive of loading ramps and aircraft parking areas.
- n. Newsrack means any self-contained machine or device by means of which newspapers or other published materials are sold or distributed.
- o. Non-commercial materials means materials associated with non-profit activities undertaken for philanthropic, religious, charitable, benevolent, humane, public interest or similar purpose.
- p. Park means to let a motor vehicle or aircraft stand or stop in any location, whether the operator thereof leaves or remains in such vehicle or aircraft, when such standing or stopping is not required by traffic controls or conditions beyond the control of the operator.
- q. Passenger terminal complex means the airport's passenger terminal facilities, including all levels of the landside building and the airside building; the passenger transfer shuttle system connecting the landside and airside building; the long-term parking garage; the passenger transfer monorail system connecting the long-term parking garage and the landside building; the service buildings; the surface parking facilities; and all associated roadways.
- r. Person means any individual, firm, partnership, corporation, company, association, joint stock association or body politic, including any trustee, receiver, committee, assignee or other representative or employee.
- s. Policy means a general principle or plan by which the Authority is guided in its management of public affairs. The Authority's board will approve all policies.
- t. Pre-reserved customer means a passenger who specifically requests service from a certain commercial vehicle operator or has a reservation for ground transportation service made prior to the transporting vehicle's entry to the airport.
- u. Ramp – see Apron.
- v. Restricted area means any area of the airport designated to prohibit entry or to limit entry or access to specific authorized persons.
- w. Safety areas means areas abutting the edges of the runways and taxiways and areas designated in the airport certification manual.
- x. Secured areas means any areas of the airport as identified in the airport security program requiring security access procedures consistent with federal regulations.

- y. Solicitation or to solicit means to ask, request, implore or plead repetitively or continuously, directly or indirectly, actively or passively, openly or subtly, orally, in writing or otherwise for money or anything of pecuniary value. Solicitation also includes requests to sign a petition.
- z. Standard procedures mean a specific method or course of action, or an established way or order of accomplishing a specific matter. All standard procedures will be approved by the Executive Director or Deputy Executive Director.
- aa. Sterile area means the areas of an airport to which access is controlled by the inspection of persons or property in accordance with federally approved security programs.

## **SECTION 2. GENERAL REGULATIONS**

### **2.1 COMPLIANCE WITH RULES AND REGULATIONS**

- a. 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 Authority's rules and regulations, policies, standard procedures and directives.
- b. 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.

### **2.2 COMMERCIAL ACTIVITY, ADVERTISING, DISPLAY AND SPEECH**

In compliance with the Authority's policies, standard procedures and directives no person for any business, commercial, or revenue producing purposes, will occupy or rent space, conduct any business, commercial enterprise or activity, post, distribute, or display signs, advertisements, circulars, pictures, sketches or drawings, or engage in any other forms of commercial speech on the airport without first obtaining a written contract, permit or other form of written authorization from the Authority.

### **2.3 FEES AND CHARGES**

- a. All fees and charges will be in accordance with the Authority's policies, standard procedures and directives or the terms and conditions of the contracts or agreements between the Authority and the commercial enterprise. All user fees will be determined by the Authority.
- b. Landing fees payable by a commercial aviation operator for a commercial use of the airport, based on the maximum gross certificated landing weight of the aircraft, is payable regardless of whether the commercial use is a landing or a take off; however, the operator will not be charged for both a landing and a take off.
- c. All regularly scheduled air carriers operating at airport will be required to enter into either a use and lease agreement or an operation agreement prior to commencing service at the airport. Specific formulas will be utilized to calculate fees associated with the use of Authority aircraft gates, ticket counters and related facilities in order to recover the Authority's costs to provide such facilities through the Authority's policies, standard procedures and directives.

### **2.4 COMMERCIAL PHOTOGRAPHY**

No person will take still, motion or sound motion pictures, sound records or recordings of voices on the airport for commercial purposes without written permission from and in a manner authorized by the Authority. This regulation does not apply to bona fide coverage

by the news media conducting business in authorized areas and in accordance with the Authority's policies, standard procedures and directives.

## **2.5 SOLICITATION**

No person will solicit for any purpose on the airport under any circumstance.

## **2.6 POLLS, QUESTIONNAIRES AND SURVEYS**

No person will conduct any polls, questionnaires or surveys on the airport without first obtaining written permission from the Authority.

## **2.7 STANDARD PROCEDURES, EMERGENCY PROCEDURES AND DIRECTIVES**

The Executive Director is the individual with the responsibility and authority for administering these rules and regulations. Standard procedures and directives issued by the Executive Director or Deputy Executive Director will be considered as addenda to and have the full force and effect of these rules and regulations and will be utilized to implement or provide further clarification consistent with these rules and regulations.

- a. When an emergency exists at the airport, the Executive Director or designee will be empowered to take action within their discretion and judgment that is necessary or desirable to protect the health, welfare and safety of persons and property, and to facilitate the operation of the airport.
- b. During such an emergency, the Executive Director or designee may suspend these rules and regulations, or any part thereof, at their discretion and judgment and issue oral orders, and rules and regulations as may be deemed necessary.

## **2.8 PROHIBITED CONDUCT**

Notwithstanding any provision in these rules and regulations or permits issued, the following activities are prohibited at the airport:

- a. Sale or distribution of any items, goods, merchandise or services except when expressly allowed by written agreement with the Authority;
- b. Conduct that in any way obstructs, delays or interferes with the free movement of any other person or authorized business of the airport except by Authority staff;
- c. Pinning, tying or attaching any flower or other symbol, insignia, article or object to the clothing, luggage, or vehicle of any person without consent;
- d. Assaulting or committing a battery on any other person, or touching any person without consent;

- e. Use of any musical instrument, noise-making device, sound or voice amplifying apparatus, singing or chanting, or any other sound which may reduce the effectiveness of the public address system or interfere with the business functions of the airport, except upon approval of the Authority;
- f. Placement of a table, bench, chair, sign or other structure, fixture or object on airport property unless permitted by the Executive Director or designee;
- g. Distribution of literature or other goods, or the display of signs or other printed matter at the airport, without having first complied with the provisions of Section 4 of these rules and regulations;
- h. Distribution of literature, other printed matter, or the display of signs at the airport after a permit has been issued pursuant to Section 4 of these rules and regulations is terminated or expired;
- i. Intentionally leaving any item intended for distribution unattended;
- j. Any activity which constitutes a danger to persons or property, or which interferes with the orderly formation and progression of waiting lines, or which interferes with any of the following, except by Authority staff: pedestrian or vehicular travel; the issuance of tickets or boarding passes or equivalent documents for air or ground transportation; luggage or cargo movement or handling; the entry to or exit from vehicles, elevators, escalators, doorways or passageways; security procedures; government inspection procedures; or cleaning, maintenance, repair or construction operations;
- k. Any conduct which improperly indicates or represents, or attempts to indicate or represent to the public that an individual is a representative of the Authority; or
- l. Any conduct which misrepresents the identity of the individual or organization for which the individual is performing the permitted activities.

## **2.9 OTHER LAWS**

All applicable federal, state, county and city laws in the airport's jurisdiction, including the Florida Uniform Traffic Control Law, now in existence or hereafter promulgated, and not in conflict with these rules and regulations are hereby adopted by reference as part of these rules and regulations of the Authority.

## **SECTION 3. PERSONAL CONDUCT**

### **3.1 COMPLIANCE WITH SIGNS**

All persons will observe and obey all Authority posted signs, fences, and barricades. Sign placement, removal and procedures associated with tenant, concessionaire and air carrier sign usage will be governed by the Authority's policies, standard procedures and directives, or as set forth in a written contract, permit or other form of written authorization.

### **3.2 USE AND ENJOYMENT OF AIRPORT PREMISES**

- a. No person, except for Authority staff, by conduct or by congregating with others, may prevent any other person from lawful use and enjoyment of the airport or prevent any other person from lawful passage from place to place or through entrances, exits or passageways on the airport.
- b. It is unlawful for any person to remain in or on any public area, place or facility at the airport, in such a manner inconsistent with the normal or customary use of such area, place or facility by persons or vehicles entitled to such passage or use.

### **3.3 RESTRICTED AREAS, MOVEMENT AREAS AND AIR OPERATIONS AREAS**

No person may enter the AOA, movement areas, secured areas or any restricted areas on the airport except:

- a. persons assigned to duty thereon entering in accordance with security clearance pursuant to the security program established or authorized by the Authority;
- b. passengers who, under appropriate supervision, enter upon the aircraft apron for the purposes of enplaning or deplaning an aircraft; and
- c. persons escorted pursuant to the security program established or authorized by the Authority.

### **3.4 ENVIRONMENTAL POLLUTION AND SANITATION**

- a. No person will conduct activities in such a manner as to cause littering or environmental pollution.
- b. No person will dispose of garbage, papers, refuse or other forms of trash, including cigarettes, cigars and matches, except in receptacles provided for such purpose.
- c. No person will 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. No liquids will 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 drains or system.

- d. No person will use a comfort station, restroom, toilet or lavatory facility at the airport other than in a clean and sanitary manner.
- e. Any solid or liquid material spilled at the airport will immediately be cleaned up by the person responsible for such spillage and reported immediately to the Authority.
- f. The disposal of chemicals, paints, oils or other products must be discarded in accordance with all applicable state, local, county and federal laws and regulations.
- g. No tenant, lessee, concessionaire or agent thereof doing business on the airport may keep uncovered trash containers adjacent to sidewalks or roads in a public area of the airport.

### **3.5 ANIMALS**

- a. No person may bring an animal into the airport except:
  - 1. an animal to be or that has been transported by air;
  - 2. a service animal used by disabled persons in accordance with Florida Statutes;
  - 3. an animal which remains inside a motor vehicles at all times;
  - 4. an animal used for law enforcement purposes; or
  - 5. animals authorized by the Executive Director or designee for special events.
- b. All animals permitted by this section must be restrained by a leash or confined and completely under control.
- c. No person other than those authorized by the Authority will hunt, pursue, trap, catch, injure or kill any animal on the airport.
- d. No person will feed or do any other act to encourage the congregation of birds or other animals on the airport.
- e. No person will permit, either willfully or through failure to exercise due care or control, any animal to urinate or defecate on the sidewalks of the airport or within any airport building.

### **3.6 FIREARMS AND WEAPONS**

- a. No person except those persons authorized by law, may carry a firearm, weapon or destructive device inside the passenger terminal or the sterile or secured areas of the airport, provided that no person will be prohibited from carrying any legal firearm or weapon into the passenger terminal when such firearm or weapon is encased for shipment, for the purpose of checking such firearm or weapon as baggage to be lawfully transported on an aircraft.
- b. The carrying of firearms on the airport by watchmen and guards must be approved by the Authority.
- c. For the purpose of this section, a firearm means any weapon, including a starter gun, designed to or that may readily be converted to expel a projectile by the action of an explosive; the frame or receiver of any such weapon; any firearm muffler or firearm silencer; any destructive device; or any machine gun.
- d. For the purpose of this section, a weapon means any dirk, metallic knuckles, slingshot, billie, tear gas gun, chemical weapon, electric weapon or device or any other deadly or immobilization weapon.
- e. For purpose of this section, a destructive device means any bomb, grenade, mine, rocket, missile, pipe bomb or similar device containing an explosive, incendiary or poison gas and includes any frangible container filled with an explosive, incendiary, explosive gas or expanding gas, which is designed or so constructed as to explode by such filler and is capable of causing bodily harm or property damage; any combination of parts either designed or intended for use in converting any device into a destructive device and from which a destructive device may be readily assembled; any device declared a destructive device by the Bureau of Alcohol, Tobacco, and Firearms.
- f. No person will discharge any firearm, weapon or destructive device on the airport except in the performance of official duties requiring such discharge thereof.
- g. No person will furnish, give, sell or trade any firearm, weapon or destructive device on the airport.

### **3.7 DAMAGE INSPECTION**

- a. At the earliest opportunity a damage inspection of any airport facilities involved in an accident or incident will be made by the Authority and any aircraft or vehicle owner or operator, to determine the extent of damages to the airport. Damages so sustained will be assessed by the Authority as a claim against the owner or operator of the aircraft or vehicle.

- b. No person will walk or drive across the landing areas of the airport without specific permission from the Authority and/or the Federal Aviation Administration (FAA) air traffic control tower at the airport.

### **3.8 RESPONSIBILITY FOR DAMAGES**

Any person causing damage to or destroying public property of any kind, including buildings, fixtures or appurtenances, whether through violation of these rules and regulations or through any act or omission, will be fully liable to the Authority. Any such damage must be reported immediately to the Authority.

### **3.9 ACCIDENT REPORTS**

Any person involved in any type of accident occurring on airport property must make a full report to the Authority as soon as possible. The report will include, but not be limited to, the names and addresses of all principals and witnesses, if known, and a statement of the facts.

### **3.10 PRESERVATION OF PROPERTY**

- a. No person may destroy, injure, deface or disturb any building, sign, equipment, marker, or other structure, landscaping, or other property on the airport. Any person causing or responsible for such injury, destruction, damage or disturbance will immediately report such damage to the Authority.
- b. No person may travel upon the airport other than on roads, walks, or other rights-of-way provided for such specific purpose.
- c. No person will alter, add to or erect any building or sign or make any excavation on the airport without prior written approval of the Authority.

### **3.11 LOST AND FOUND, AND ABANDONED PROPERTY**

- a. Any person finding lost articles in the public areas of the airport will immediately deposit them with the Authority. Lost articles will be handled in accordance with state law. Nothing in this paragraph will be construed to deny the right of scheduled air carriers or other airport tenants to maintain lost and found services for property of their patrons, invitees or employees.
- b. No person may knowingly abandon any personal property on the airport. Any property that 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 Florida Statutes.

### **3.12 ALCOHOLIC BEVERAGES**

No person may drink any alcoholic beverages on any part of the airport except in places properly designated.

## SECTION 4. FIRST AMENDMENT ACTIVITIES

### 4.1 GENERAL

- a. Since its opening in 1971, the Authority has neither intended to operate the passenger terminal complex as a public forum for First Amendment activities nor allowed any such expressive activities to be conducted freely on its premises. The passenger terminal complex is not a traditional public forum for the conduct of First Amendment activities, and the Authority has not consented, agreed, operated or designated its facilities in such a manner so as to consent or agree that such facilities are or were a public forum. The promulgation and adoption of these rules and regulations regulating First Amendment activities is intended by the Authority solely for the purpose of reasonably regulating these activities consistent with its non-forum status and not for the purpose of transforming the passenger terminal complex, by implication or otherwise, into a designated or traditional public forum for the purpose of First Amendment activities.
- b. The restrictions on the exercise of First Amendment activities contained herein are intended, among other things, to promote and maintain the high aesthetic and interior design qualities of the airport, to avoid visual blight and clutter, to avoid disruption of the activities and operation of the airport, to avoid the exertion of duress and disturbance to passengers and patrons, to promote the highest level of safety of passengers and patrons, and to maintain and enhance the efficient operation of the airport by maximizing passenger traffic flow and avoiding congestion, in keeping with the primary purpose of the airport and consistent with its design and intended function as a facility for air travel.

These provisions are intended to be viewpoint neutral and will apply and be enforced without regard to either the identity of the person or organization seeking to engage in First Amendment activities or the viewpoint of the message sought to be communicated.

- c. No person will engage in First Amendment activities without first obtaining a permit. All First Amendment activities will be conducted:
  1. in strict compliance with this section and the Authority's policies, standard procedures and directives;
  2. in the peaceful and orderly manner contemplated by law, without physical harm, molestation, threat, harassment, obscenity, violence, breach of the peace, damage to property or other unlawful conduct; and
  3. 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 the activities conducted thereupon, and without interference with the constitutional rights of others.

## **4.2 LEAFLETING**

- a. Leafleting, the repetitive or continuous distribution of printed or written non-commercial material, in the passenger terminal complex is permitted only in compliance with the permitting process and procedures contained in this section and only in designated leafleting areas. Permitted leafleting will only include the distribution of non-commercial printed or written materials. The distribution of printed or written materials of a commercial nature by or on behalf of a commercial enterprise is governed by Section 2 of these rules and regulations.
- b. The Authority has determined that certain predesignated areas of the landside building at the airport are the only areas that provide a reasonable opportunity for leafleting in the interior of the terminal complex in order to ensure the safe, efficient and orderly flow of pedestrian traffic so that the airport can be used for the purposes intended and in accordance with its design. The designated leafleting areas at the airport are two First Amendment leafleting counters located in the center section of the ticket level of the landside terminal. The designated leafleting areas may be temporarily changed from time to time by the Executive Director or designee due to remodeling, construction, emergency conditions or other factors which may reasonably require such change. Permanent changes to the leafleting areas will be made by the Authority through rules and regulations or policy.
- c. Leafleting permit requests associated with activities and businesses not located in the terminal, airside or cargo buildings will be allowed in a public area near the vicinity of an outdoor doorway or entrance serving the activity or business, subject to the provisions of Subsection (b) above.

## **4.3 PICKETING**

- a. Picketing, the participation in a picket line as a picketer or the participation in any labor or other form of demonstration or protest, is permitted only upon compliance with the permitting process and procedures contained in this section and only in designated picketing areas. The Authority has determined that certain areas of the airport are the only areas that provide a reasonable opportunity for picketing on the airport in order to ensure the safe, efficient and orderly flow of vehicular and pedestrian traffic so that the airport can be used for the purposes intended and in accordance with its design. The designated picketing areas below may be temporarily changed from time to time by the Executive Director or designee due to remodeling construction, emergency conditions or other factors which may reasonably require such change. Permanent changes to the designated picketing areas will be made by the Authority through rules and regulations or policy.
- b. The designated picketing areas at the airport are as follows:
  1. Landside building ticketing level curbside in the general vicinity of the doorway serving the company involved.

2. Landside building baggage claim area curbside in the general vicinity of the doorway serving the company involved.
  3. Adjacent to truck court entrance of airside building, along Bessie Coleman Boulevard.
  4. Adjacent to the cargo building, public side near the loading dock of the company involved.
  5. At the entrance to the service building drive adjacent to the shoulder of the George J. Bean Parkway.
- c. Picketing permit requests associated with activities and businesses not located in the terminal, airside or cargo buildings will be approved in a public area near the vicinity of an outdoor doorway or entrance serving the activity or business, subject to the provisions of Subsection (a) above.

#### **4.4 PERMITTING PROCESS AND PROCEDURE**

- a. Any person desiring to engage in leafleting or picketing at the airport must first obtain a written permit from the Senior Director of Operations and Public Safety or designee by submitting a written request setting forth the name, address and telephone number of all persons desiring to conduct or having supervision and responsibility for the proposed activities; the dates, hours and duration of the proposed activities; a physical description for identification purposes of each person to receive an identification badge; and a description of proposed activities. The request must include a statement that the proposed activities will not include solicitation and that the responsible person has read, understood and will abide by these rules and regulations.
- b. Any person may apply for a permit with the Authority on any Monday through Friday which is not a designated Authority holiday between 9:00 a.m. and 3:00 p.m. by providing the information described above. The Senior Director of Operations and Public Safety or designee will review the application for sufficiency of information and compliance with the rules and regulations, and will normally issue a permit no later than three hours from the time the application is received or notify the applicant in writing why issuance of a permit is delayed or denied. A permit will not be granted or denied based upon the view point of any non-commercial message. If the Senior Director of Operations and Public Safety or designee fails to issue a permit or statement of delay within three hours, it may be considered a denial of the permit, and the applicant may at their option seek a review of such denial by following the appeals procedure outlined below, or waive their rights thereto.
- c. The permit will designate that the holder is eligible to conduct activities at the airport for a period of up to 30 consecutive days and may be renewed on a month to month basis for a maximum of one year. At the end of the one year period, the person must

re-apply if they wish to continue their activities. In such a case, applicants may be permitted to incorporate by reference any required documentation filed with a previous application.

- d. The First Amendment activities referred to herein will be conducted strictly in conformity with the terms and conditions set forth in the permit issued by the Senior Director of Operations and Public Safety or designee and these rules and regulations.
- e. No more than one person may engage in the permitted activity in each of the designated areas at a time. The number of persons and designated areas may be adjusted based on the operational impact to the airport.
- f. No permit holder will have the right to exclusive use of any designated area. Authorization for use of areas designated for the permitted activity will be granted daily on a first come first served basis. The permits are not transferable. In the event that two or more persons or organizations seek to conduct activities described herein at the same time, the Senior Director of Operations and Public Safety or designee will allocate, by lot or other equitable method, the available designated areas or space within those areas between or among them on a daily basis.
- g. Any person who is issued a permit as provided herein, will also be issued a pre-numbered identification badge for the number of persons to be engaged in said activities at the airport, at any given time. The person or persons who will have supervision and responsibility for the proposed activities will be responsible for the badges, will issue one badge to each person engaged in said activities, and will maintain a record showing the name and address of each person issued a badge. Each badge will state a badge number, the permitted activity and a physical description of the participant. Each person engaged in said activities must wear the badge on the upper clothing and in a manner clearly visible to the public during all times engaged in said activities. No other badges are permitted.

#### **4.5 NEWSRACKS**

- a. Newsracks are prohibited in the passenger terminal complex except as provided herein. In prohibiting newsracks except as provided herein, the Authority has determined that:
  - 1. the newsstands operated under agreement with the Authority located in the landside terminal and, every airside terminal, provide at least two easily accessible opportunities for users of the airport to purchase newspapers and other published materials before reaching the gate areas and amply provide readily available alternative to newsrack means of distributing newspapers and other published materials within the airport; and
  - 2. the addition of newsracks would only minimally increase access to newspapers and other published materials for a very small percentage of

those using the airport, but would significantly detract from and interfere with the aesthetic and functional qualities of the airport to the detriment of its operation as a facility designed and intended for air travel.

- b. The Authority has established designated newsrack spaces in the baggage claim area of the landside building, which spaces will be made available pursuant to the directive for newsracks. No advertising or other commercial displays will be permitted on any newsracks at the airport, and all users of newsracks must request a permit from the Senior Director of Properties and Contracts Administration for use of the Authority's newsracks. Newsrack spaces will be made available on a first come, first served basis and no permit will be granted or denied based on viewpoint determinations. A reasonable fee may be assessed to permittees. Upon denial of a newsrack permit the affected party must use the appeals process outlined below or waive their rights related thereto.

#### **4.6 VIOLATIONS BY PERMIT HOLDERS**

Any violations of the provisions of Section 4 or Section 2.8 by any person will cause the termination of the permit under which they are operating. Upon termination, the person will not be eligible for a new permit for a period of six months. In the event of such termination, the Senior Director of Operations and Public Safety or designee will give notice thereof to the holder of the permit by sending a letter, certified mail, or by overnight courier, to the address shown on the permit, indicating the reason for the termination. Upon receipt of the notice of termination described above, any person whose permit was so terminated must use the appeals process outlined below or waive any of their rights related thereto. Nothing in this section precludes the Executive Director or designee from removing from the airport, persons in violation of these rules and regulations.

#### **4.7 ACTIVITIES DURING EMERGENCIES**

The Executive Director or designee may declare an emergency because of unusually congested conditions in a facility due to adverse weather, schedule interruptions or extremely heavy traffic movements or for emergency security measures. In the event of such an emergency, an announcement to this effect will be made in the most efficient manner given the situation. Any person involved in First Amendment activities in an area affected by the emergency will immediately cease such activities for the duration of the emergency and will not resume such activities until the Executive Director or designee announces an end to the emergency.

#### **4.8 APPEALS FROM FIRST AMENDMENT RELATED ACTIONS OR DECISIONS**

- a. Upon receipt of a statement of delay or denial or termination of a permit described above, the applicant may submit, within ten days of such occurrence, a written request for review to the Executive Director. Such request must be sent in writing by certified mail or by overnight courier, and must specify all reasons why the statement, denial or termination should be modified or reversed. Any request for review filed in compliance with these rules and regulations will be reviewed by a

fact-finding group whose duty is solely to gather data for the Executive Director. The group will consist of the Deputy Executive Director, Senior Director of Operations and Public Safety or designee, relevant staff members, and at least one Authority attorney. The group will present all data gathered, in the most efficient manner, to the Executive Director who, after a thorough review of the data, will send a written determination by certified mail or by overnight courier to the person requesting such review, no later than ten days from receipt of the request for review.

- b. The Executive Director's determination is final, unless within ten days from the Executive Director's determination, the applicant requests in writing, by certified mail or by overnight courier, that an informal hearing before the Authority's board be held on the matter. If such hearing is requested, the Executive Director will prepare an independent recommendation to the Authority's Board. The Authority's board will issue a written decision after a presentation by the applicant and the Executive Director at the hearing.
- c. Decisions of the Authority's board are final and subject to review or appeal by the appropriate court action or in some instances by proceedings before federal administrative agencies in accordance with applicable law. No new facts or issues will be considered by the reviewing court or agency.

## **SECTION 5. FIRE AND SAFETY**

### **5.1 GENERAL**

- a. All persons using the airport or the facilities of the airport must exercise the utmost care to guard against fire and injury to persons or property.
- b. All applicable codes, standards and recommended practices in the City of Tampa, Hillsborough County and the National Fire Protection Association (NFPA) now in existence or hereafter promulgated and not in conflict with these rules and regulations, the Authority's policies, standard procedures or directives or federal aviation regulations, are hereby adopted by reference as part of these rules and regulations.

### **5.2 FUELING OPERATIONS**

- a. No aircraft may be fueled or defueled while inside any building or structure.
- b. Any person, including the owner or operator of aircraft, causing overflowing or spilling of fuel, oil, grease or other contaminants anywhere on the airport will be responsible for ensuring the immediate cleanup of such spillage. In the event of failure or refusal to comply with such cleanup requirements, the spillage may be cleaned up by the Authority at the responsible party's expense.
- c. Any fuel spillage must be reported immediately to the Airport Police via telephone by dialing 9-1-1. Details of all spillages must be reported to the Authority, in compliance with the procedures contained in the airport emergency response manual. Aircraft, fuel delivery devices and other vehicles will not be moved or operated in the vicinity of the spill until the spillage is removed. The person causing the spill will promptly post a fire guard.
- d. If a fire occurs in or near a fuel delivery device while servicing an aircraft, the Airport Police must be notified by dialing 9-1-1. Fueling must be discontinued immediately and all emergency valves and dome covers must be shut down at once.
- e. No fuel vehicle designed for or employed in the transportation of fuel may be operated on a taxiway or runway at any time without prior permission from the Authority.
- f. Only aircraft fuel servicing hydrant transfer vehicles and aviation gasoline (AVGAS) fuel tenders are allowed to engage in fueling on the airside terminal ramps or aprons provided, however, that no AVGAS fuel tender will operate on any of the ramps or aprons without first entering into a written agreement with the Authority as to the specific areas for such operation.

- g. No person may start the engine of an aircraft on the airport if there is any gasoline or other volatile fluid on the ground within the vicinity of the aircraft.
- h. No person may operate a radio transmitter or receiver, or switch electrical appliances on or off, in an aircraft while it is being fueled or defueled.

### **5.3 AUTHORITY TO DISPENSE AVIATION FUEL**

- a. Only those persons authorized by the Executive Director or designee, via a current self-fueling permit, or those that have a verified status of an approved vendor, may dispense fuel into a public or private aircraft.
- b. No person may dispense aviation fuel directly into an automobile or sell fuel for such purposes.

### **5.4 LEASEHOLD HOUSEKEEPING**

All persons occupying space at the airport must keep the space allotted to them clean and free from rubbish and accumulation of any material. Only approved boxes, crates, paint or varnish cans, bottles or containers maybe stored in or about any leasehold, and all floors must be kept clean and free from fuel and oil. The use of volatile or flammable solvents for cleaning floors is prohibited. Approved metal receptacles with a self-extinguishing cover will be used for the storage of oily waste rags and similar material. The contents of these receptacles will be removed daily by persons occupying space; drip pans will be placed under engines and kept clean at all times; and clothes lockers will be constructed of metal or fire-resistant material.

### **5.5 HAZARDOUS MATERIALS**

- a. No person may, without prior permission of the Executive Director or designee, keep, transport, handle, or store at, in or upon the airport any cargo of explosives or other hazardous articles which are barred from loading in, or for transportation by civil aircraft in the United States under the current provisions of regulations promulgated by the United States Department of Transportation, the FAA or by any other applicable authority. Compliance with said regulations will not constitute or be construed to constitute a waiver of the required notice or an implied permission to keep, transport, handle or store such explosives or other dangerous articles at, in or upon the airport. Advance notice of at least 24 hours must be given to the Executive Director or designee to permit full investigation and clearances for any operation requiring a waiver of these rules and regulations.
- 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 current federal aviation regulations.

- c. Any person engaged in the transportation of hazardous articles must have designated personnel at the airport authorized and responsible for receiving and handling such shipments in compliance with state and federal regulations.
- d. Any person engaged in the transportation of hazardous articles must provide storage facilities which reasonably ensure against unauthorized access or exposure to persons and against damage to shipments while at the airport.

## **5.6 STORAGE OF EQUIPMENT**

Unless otherwise provided for by a contractual agreement, no person will use any area of the airport, including buildings, whether privately or publicly owned, for the storage of cargo or any other property or equipment without prior permission of the Executive Director or designee. The Executive Director or designee will have the authority to order the cargo or any other property removed and stored at the expense of the owner or consignee without responsibility or liability by the Authority.

## **5.7 REPAIRING AIRCRAFT**

- a. No person may repair an aircraft or aircraft engine, propeller or other aircraft apparatus in any area of the airport other than those areas specifically designed for such repairs, except that minor adjustments or repairs may be made while the aircraft is at an aircraft parking position prepared for departure. Any aircraft being repaired at a gate position will be immediately moved to another location upon request by the Authority.
- b. Aircraft repairs in storage areas of hangars are limited to inspections and replacements of parts and repairs incident thereto, provided such repairs do not involve appliances using open flames or heated parts.
- c. The starting or operating of aircraft engines inside any hangar is prohibited. This will not be construed as prohibiting the use of tractors with NFPA approved exhaust systems when moving planes within any hangar.

## **5.8 POWDER OR EXPLOSIVE CARTRIDGE ACTIVATED TOOLS**

No person may use powder or explosive cartridge activated tools or fastening devices anywhere on the airport without prior written authorization of the Authority.

## SECTION 6. AERONAUTICAL

### 6.1 GENERAL

a. Interference with Aircraft

No person may throw, shoot or propel any object in such a manner as to interfere with or endanger the safe operation of any aircraft taking off, landing or operating on the airport or any vehicle operating on the airport.

b. Compliance with Orders

All aeronautical activities at the airport must be conducted in compliance with the current applicable federal aviation regulations, and the Authority's rules and regulations, standard procedures and directives, and directions of the control tower.

c. Hold Harmless

Aircraft owners, pilots, agents or their duly authorized representatives will release or discharge the Authority, its board, its officers and its employees of and from liability for any damage which may be suffered by any aircraft and its equipment, and for personal injury or death.

d. Prohibited Operations and Liability

1. No person may operate aircraft at the airport in a careless manner or in disregard of the rights and safety of others.
2. All persons using the airport will be held liable for any property damage caused by carelessness or negligence on or over the airport, and any aircraft operated so as to cause such property damage, may be retained in the custody of the Authority and the Authority may have a lien on said aircraft until all charges for damages are paid. Any person liable for such damage will indemnify fully and save and hold harmless the Authority, its board, its officers and its employees from claims, liabilities, and causes of action of every kind, character and nature and from all costs and fees, including attorney's fees, connected therewith, and from the expenses of the investigation thereof.

e. Denial of Use of Airport

The Executive Director or designee has the right at any time to close the airport in its entirety or any portion thereof to air traffic, to delay or restrict any flight or other aircraft operation, to refuse take off permission, and to deny the use of the airport or any portion thereof to any specified class of aircraft, or any individual or group when necessary to avoid endangering persons or property and to be consistent with the

safe and proper operation of the airport. In the event the Executive Director or designee believes the condition of the airport to be unsafe for landings or take offs, it will be within their authority to issue, or cause to be issued, a Notice to Airmen (NOTAM) closing the airport or any portion thereof.

f. Aircraft Accidents or Incidents

The pilot or operator of any aircraft involved in an accident or incident on the airport causing personal injury or property damage must, in addition to all other reports required by other agencies, make a prompt and complete report concerning said accident or incident to the Authority. When a written report of an accident or incident is required by federal aviation regulations, a copy of such report may also be submitted. The report must be filed within 48 hours from the time of the accident or incident.

g. Disabled Aircraft

Subject to compliance with appropriate federal aviation regulations, the aircraft owner will be responsible for the prompt removal of all disabled aircraft and parts of such aircraft at the airport, as reasonably directed by the Authority. In the event of the owner's failure or refusal to comply with such directions, the disabled aircraft or any and all parts thereof may be removed by the Authority at the owner's expense and without liability for damage which may result from such removal.

h. Tampering with Aircraft

No person will interfere or tamper with any aircraft, 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.

i. Cleaning, Maintenance and Repair of Aircraft

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

j. Hand Propping of Aircraft

Aircraft hand propping is not allowed unless there is no other means of starting an aircraft. Pilots are solely responsible for liability resulting from this type of action.

k. Certification of Aircraft and Licensing of Pilots

All aircraft operating at the airport will display on board the aircraft a valid airworthiness certificate issued by the FAA or appropriate foreign government and will display on the exterior of the aircraft a valid registration number issued by the FAA or appropriate foreign government. All persons operating aircraft on the

airport will possess an appropriate license, issued by the FAA or appropriate foreign government.

l. Registration of Aircraft

The Authority may require the registration of pilots and aircraft using the airport, and such pilots will comply with the registration requirements.

m. Payment of Fees

The payment of rentals, fees and charges relating to the use of airport premises and facilities will be made before take off. In lieu of such payment, satisfactory credit arrangements may be made by the pilot or owner of the aircraft with the Authority or the appropriate entity, before leaving the airport.

## 6.2 AIRPORT OPERATIONAL RESTRICTIONS

a. Unless contrary to federal aviation regulations, the Authority has the power to restrict the use of the airport with respect to the following types of operations:

1. student pilot training
2. training flights
3. experimental flights
4. equipment demonstration
5. air shows
6. maintenance flight checks
7. aircraft type
8. ultralight vehicles, as defined in 14 CFR §103.1
9. touch and go flights

Such designation of restriction will be established through the issuance of directives.

b. Without prior approval, the Authority will prohibit use of the airport for:

1. powerless aircraft or ultralight vehicle that desire to land or take off from the airport;
2. airplane banner tow pickups and drop-offs from or on the airport;

3. kites, model airplanes, tethered balloons or other objects constituting a hazard to aircraft operations;
  4. parachute jumping over or onto the airport; and
  5. training or pilot familiarization flights to or from the airport. Exempt from these rules and regulations will be those pilot familiarization flights from aircraft assigned to local military bases as part of their training mission for the defense of the United States of America.
- c. Take offs and Landings
1. No person may cause an aircraft, other than a helicopter, to land or take off at the airport, except on a runway and in the direction assigned by the control tower. Helicopters will operate in accordance with directions of the control tower.
  2. No person may turn an aircraft in order to reverse direction on a runway unless given specific instructions or authorization to do so by the control tower.
  3. Persons landing an aircraft at the airport will 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 will comply with applicable aircraft noise limits as promulgated by the federal government or the Authority, whichever is the most restrictive.
- d. Preferential Runway Use
- To minimize flights over noise sensitive residential areas, the Authority may issue directives for preferential runway use in coordination with the control tower.

### **6.3 AIRCRAFT GROUND RULES**

- a. Aircraft Parking
1. No person may 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 areas for aircraft parking, the aircraft so parked may be removed by or at the direction of the Authority at the risk and expense of the owner.

2. Aircraft will use aprons as assigned and consistent with the Authority directives on such use.
3. No aircraft will be left unattended on the airport unless it is in a hangar or adequately secured.
4. 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 may park or store an aircraft in non-flyable condition on airport property, including leased premises, for a period in excess of 90 days, without written permission from the Authority.
2. No person will store or retain aircraft parts or components 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 will notify the owner or operator by certified or registered mail, requiring removal of the aircraft within 15 days of receipt of the notice. If the owner or operator is unknown or cannot be located, the Authority will conspicuously post and affix such notice to the aircraft, indicating removal of the aircraft within 15 days from date of posting. Upon the failure of the owner or operator to remove the aircraft within the period provided, the Authority will cause the removal of the aircraft from the airport. The owner or operator of any removed aircraft will be liable and responsible for all costs incurred by the Authority, including attorney's fees, plus a 10% fee in the removal of any aircraft. The Authority will not be liable for any costs or damage arising out of the disassembly, removal, or storage of any aircraft, and the owner or operator of the aircraft will indemnify fully, and save and hold harmless the Authority, its board, its officers and its designees from all claims, liabilities, and causes of action of every kind, character, and nature and from all costs and fees, including attorney's fees, connected therewith.

c. Starting and Running Aircraft Engines

1. No aircraft engine may be run at the airport unless a pilot or certified airframe and power plant mechanic qualified to run the engines of that particular type aircraft is at the controls and blocks have been placed in front of the wheels or the aircraft parking brakes are set adequately.

2. No person may run an engine of an aircraft parked on the airport in a manner that could cause injury to persons, damage to property or endanger the safety of operation on the airport.
  3. Aircraft engines maybe started or operated only in the places and times designated for such purposes by the Authority's policies, standard procedures or directives.
  4. Noise emanating from aircraft engines during ground operations will be maintained within the applicable aircraft engine noise limits promulgated by the federal government or the Authority, whichever is the most restrictive.
  5. Engine run ups for aircraft maintenance or purposes other than pre-flight will be conducted in designated areas and during designated hours prescribed by directive.
- d. Aircraft Taxiing
1. No person may taxi an aircraft on the airport until they have ascertained that there is no danger of collision with any persons or objects.
  2. All aircraft will be taxied at a safe and reasonable speed.
  3. All aircraft operating on the airport must be equipped with wheel brakes in proper working order.
  4. Aircraft will not be taxied, towed or pushed on any runway or taxiway until specifically cleared to do so by the control tower.
  5. When taxiing aircraft are converging, the aircraft involved will pass each other bearing to the right, unless otherwise directed by the control tower.
  6. No aircraft will taxi between an airside terminal gate and an aircraft engaged in a push-back or power-back operation.
  7. No aircraft will be taxied into or out of any hangar under its own power.
  8. All aircraft being taxied, towed or otherwise moved on the airport will proceed with navigational lights on during the hours between sunset and sunrise.
  9. All aircraft operations will be confined to hard surfaced runways, taxiways and aprons.

## **6.4 HELICOPTER OPERATION**

In addition to all other rules and regulations set out herein, all helicopters must:

- a. operate under the direction of the control tower;
- b. avoid fixed-wing aircraft traffic patterns and altitudes to the maximum extent possible;
- c. taxi, tow or otherwise move with rotors turning only if there is a clear area of at least 50 feet in all directions from the outer tips of the rotors; and
- d. operate at least 200 feet from any areas on the airport where unsecured light aircraft are parked.

## SECTION 7. MOTOR VEHICLES

### 7.1 GENERAL TRAFFIC REGULATIONS

a. Authority

Operation of vehicles on the airport will be in compliance with all applicable federal laws, municipal ordinances, state laws, including the Florida Uniform Traffic Control Law and these rules and regulations. No person will operate a motor vehicle on the airport without an appropriate valid driver's license.

b. Discharge of Material

1. No person will operate an uncovered vehicle to haul trash, dirt or any other material on the airport without prior permission of the Authority.
2. No person may spill or discharge any type of material from a vehicle operated on the airport.

c. Traffic Signs and Signal Devices

Signs, markers or devices erected on the airport will be prima facie evidence that they were erected or placed under proper authority. Failure to comply with the directions indicated on such signs, markers or devices erected or placed in accordance herewith will be a violation of these rules and regulations and of the applicable provisions of the Florida Uniform Traffic Control Law.

d. Pedestrian Right-of-Way

The operator of any vehicle must yield the right-of-way to a pedestrian who crosses within a marked pedestrian crosswalk, except where the movement of traffic is being otherwise actively regulated by Authority personnel or traffic control devices. The driver of a vehicle must exercise due care for the safety of any pedestrian upon a roadway.

e. Vehicle Condition

No person may operate upon the airport any motor vehicle which:

1. is so constructed, equipped or loaded, or which is in such unsafe condition, as to endanger persons or property; or
2. has attached thereto any object or equipment, including that which is being towed, which drags, swings or projects so as to be hazardous to persons or property.

f. Closing or Restricting Use of Airport Roadways

The Executive Director or designee is authorized to close or restrict the use of all airport roadways to vehicular traffic in the interest of public safety.

g. Storing, Parking and Repairing Vehicles

No motor vehicle may be stored, parked or repaired on the airport, except in areas so designated by the Authority, except for minor repairs necessary with respect to a temporarily disabled vehicle.

h. Slow-Moving Vehicles, Equipment and Machinery

Every slow-moving vehicle, equipment or machinery designed for use and speeds of less than 25 miles per hour being operated on airport roadways must be equipped with and display a triangular slow-moving vehicle emblem, mounted on the rear or in case of towed units, on the rearmost unit being towed.

i. Engine Turn Off

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

j. Any vehicle entering the airport will be subject to inspections in accordance with federal regulations.

## **7.2 PROCEDURE IN CASE OF ACCIDENTS**

The driver of any vehicle involved in an accident on the airport which results in injury to or death of any persons or property damage must immediately stop such vehicle at the scene of the accident and immediately, by the quickest means of communication, give notice of the accident to the Airport Police department.

## **7.3 SPEED LIMITS**

The operator of a motor vehicle must drive such vehicle on the streets and other vehicular traffic areas on the airport, including parking areas, at a speed that is reasonable and prudent under the existing conditions, having due regard to actual and potential hazards and will comply with speed limits indicated on signs posted and maintained by the Authority. In areas in which signs are not posted the speed limit will be 15 miles per hour.

#### **7.4 DESIGNATED ONE-WAY DRIVES**

Vehicular traffic on the entrance and exit drives serving the passenger terminal complex will be one-way and will be so designated by signs posted and maintained by the Authority. Movement of vehicular traffic in the opposite direction to that indicated by the signs is prohibited.

#### **7.5 VEHICLE OPERATIONS ON AIR OPERATIONS AND MOVEMENT AREAS**

a. Permission

No person may operate a motor vehicle on the AOA or movement area unless permission based on operational need has been granted by the Executive Director or designee. Special authorization and training will be required for operation on the movement area.

b. Towing of Baggage Carts and Pods

The number of baggage carts and pods being towed by one tug on the airport will not exceed four.

c. Parking

No motor vehicle may be parked on any portion of the AOA, except those trucks and other vehicles necessary for the servicing of aircraft and the maintenance of the airport.

d. Driving Across Passenger Loading Lane

No person may drive a motor vehicle or move equipment between the aircraft and passenger gate when passengers are boarding or deplaning from the aircraft.

e. Restricted Parking

No person will park a vehicle in any manner so as to block or obstruct fire hydrants and the approaches thereto, gates or emergency exits or building entrances or exits.

f. Right-of-Way Aircraft

Aircraft taxiing in the AOA will have the right-of-way over vehicular traffic.

## **7.6 PUBLIC PARKING**

- a. Operators of motor vehicles using the public parking facilities at the airport must observe and comply with all regulatory and directional traffic signs posted on said facilities.
- b. Vehicles may park in marked spaces only. No person may park a motor vehicle in any marked parking space in such a manner as to occupy a part of another space.
- c. No person will park a motor vehicle in any area requiring payment for parking without paying the required parking charges for the right and privilege of parking.
- d. Any vehicle remaining in a public parking facility on the airport for more than 45 consecutive days will be considered an abandoned vehicle.

## **7.7 RESERVED PARKING**

No person may park any vehicle in a reserved parking area without a valid permit issued by the Authority. Each vehicle parked in a reserved parking area must prominently display the identifying insignia provided by the Authority or must bear other markings acceptable to the Authority. Every such vehicle will be parked only in the space or area as specifically assigned.

## **7.8 LOADING AND UNLOADING OF VEHICLES**

No person will stop a motor vehicle for loading, unloading or any other purpose on the airport other than in areas specifically designated for such use and only in the manner prescribed by signs, lines, and other means provided. Stopping on the flight arrival and departure drives on the first and second levels of the landside building will be restricted specifically to active loading and active unloading of passengers and their baggage. Unattended vehicles may be cited and/or towed.

## **7.9 AUTHORITY TO REMOVE VEHICLES**

The Authority may remove or cause to be removed from any restricted or reserved areas, any roadway or right-of-way, or any other area on the airport, any vehicle which is disabled, abandoned, illegally or improperly parked, or which creates an operational obstruction. Any such vehicle may be removed or caused to be removed by the Authority to the official vehicle impound area designated by the Authority. Any vehicle impounded by the Authority will be released to the owner or operator thereof upon proper identification of the vehicle and of the person claiming it and upon payment of towing charges, and accrued parking and storage fees. The Authority will not be liable for damage to any vehicle or loss of personal property which might result from the act of removal.

#### **7.10 IMPOUND OF VEHICLES IN EMPLOYEE PARKING LOTS**

Vehicles parked in any airport employee parking lot without the proper employee parking authorization, an expired validation sticker or an expired temporary parking authorization issued by the Authority are subject to impound. Impounded vehicles will be towed to the impound lot.

#### **7.11 ISSUANCE OF TRAFFIC CITATIONS AND TICKETS**

The Airport Police officers are authorized to issue traffic citations or parking tickets for violation of any provision of the Florida Uniform Traffic Control Law or the Authority's rules and regulations governing the operation, loading, unloading or parking of motor vehicles on the airport. Traffic specialists may also issue parking tickets.

## **SECTION 8. COMMERCIAL GROUND TRANSPORTATION**

### **8.1 USE OF FACILITIES**

All commercial ground transportation operators, unless otherwise provided by agreement or permit with the Authority, will only be allowed to deliver customers to the airport and to meet pre-reserved customers at the airport in places designated by the Authority.

### **8.2 FEES AND CHARGES**

The Authority will establish and collect fees and charges from the operators of various classifications of commercial ground transportation.

### **8.3 COMPLIANCE WITH POLICIES, RULES AND REGULATIONS, STANDARD PROCEDURES AND DIRECTIVES**

All operators of commercial vehicles will be subject to these rules and regulations, and to the Authority's policies, standard procedures and directives, and in addition, will be subject to on-site supervision and direction by authorized Authority personnel.

### **8.4 CRUISING**

Unless otherwise provided by permit or agreement, or in instances where a valid reservation for a pre-reserved customer is made, commercial vehicles may not pick up or solicit passengers for pick up on the airport's drives.

### **8.5 UNAUTHORIZED PARKING**

No commercial vehicle will be left unattended on the airport without prior written permission of the Authority, except when parked in the public parking facility.

## **SECTION 9. PENALTIES**

### **9.1 CEASE AND DESIST ORDERS**

The Executive Director or designee may order any person to cease and desist any activities or conduct in noncompliance with the Authority's rules and regulations, policies, standard procedures or directives.

### **9.2 REMOVAL FROM OR DENIAL OF ACCESS TO AIRPORT**

- a. The Executive Director or designee may deny access to or order any person removed from the airport who knowingly fails to comply with a cease and desist order.
- b. Such order will set forth the reasons and dates on which removal or denial of access will begin and end.

### **9.3 APPEALS FROM CEASE AND DESIST ORDERS**

- a. Upon issuance of a cease and desist order described above, the person may submit, within ten days of the order, a written request for reconsideration to the Executive Director. Such request must be sent in writing by certified mail or by overnight courier, and must specify all reasons why the order should be modified or reversed. Any request for reconsideration filed in compliance with these rules and regulations will be reviewed by a fact-finding group whose duty is solely to gather data for the Executive Director. The group will consist of the Deputy Executive Director, Senior Director of Operations and Public Safety or designee, relevant staff members, and at least one Authority attorney. The group will present all data gathered, in the most efficient manner, to the Executive Director who, after thorough review of the data, will send a written determination by certified mail or by overnight courier to the person requesting such reconsideration.
- b. The Executive Director's determination is final, unless within ten days from the Executive Director's determination, the person requests in writing, by certified mail or by overnight courier, that an informal hearing before the Authority's board be held on the matter. If such hearing is requested, the Executive Director will prepare an independent recommendation to the Authority's board. The Authority's board will issue a written decision after a presentation by the person and the Executive Director at the hearing.
- c. Decisions of the Authority's board are final and subject to review or appeal by the appropriate court action, or in some instances by proceedings before federal administrative agencies, in accordance with applicable law. No new facts or issues will be considered by the reviewing court or agency.

#### **9.4 REMOVAL OF PROPERTY**

- a. The Authority 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 unattended 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 the Authority to an official impound area or such other area designated by the Authority.
- b. Any property impounded by the Authority will be released to the owner or operator thereof, upon proper identification of the property, provided that the person claiming it pays any towing, removal or storage charges and any other accrued fees. The Authority will 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.

#### **9.5 REMOVAL OF PERSONS**

Violators of cease and desist orders will be considered trespassers and removed from airport property.

#### **9.6 INTENT**

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

#### **9.7 SEVERABILITY**

The provisions of these rules and regulations will be severable, and if any of the provisions hereof will be held to be unconstitutional or invalid, such determinations will not affect the constitutionality or validity of any of the remaining provisions of these rules and regulations. It is hereby declared to be the Authority's intent that such remaining provisions would have been adopted had such unconstitutional or invalid provision or provisions had not been included herein.