

AN ORDINANCE OF THE COUNCIL OF THE
CITY OF SANTA BARBARA AMENDING TITLE
18 OF THE SANTA BARBARA MUNICIPAL
CODE PERTAINING TO OPERATIONS AT THE
SANTA BARBARA AIRPORT.

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN
AS FOLLOWS:

SECTION 1. Chapter 18.04 of Title 18 of the Santa Barbara
Municipal Code is amended to read as follows:

18.04.010 Definitions. The following words and phrases,
whenever used in this Title, shall have the meaning and be
construed as defined in this section.

A. **Aircraft.** Any machine or device capable of flight
including, but not limited to, Airplanes, Helicopters, Gliders
and Ultralights.

B. **Airfield.** That area on the Aircraft operation side of the
Airport security perimeter fence including, but not limited to,
baggage handling areas, Aircraft parking areas, hangars, fuel
storage areas, perimeter roads, and all areas separated from
roadways, sidewalks, buildings and highways by means of fencing,
no trespassing signs or lack of evidence of provision of proper
facilities for convenient, safe and easy entrance into and
around subject land sections and areas, any other specific areas
designated by the Airport Director as Airfield, or any other
area on the Airport not otherwise defined in this chapter.

C. **Air Operations Area.** All portions of the Airport used
or intended for use by Aircraft landing, taking-off and surface
maneuvering including, but not limited to, Controlled Movement
Area, ramps and adjacent unpaved areas. The Air Operations Area
does not include the Secure Area.

D. **Airplane.** A fixed-wing machine or device capable of flight.

E. **Airport.** The area comprising the Santa Barbara Municipal
Airport, as the same may exist from time to time. The
boundaries of the Airport are shown on the Airport Layout Plan

adopted by resolution of the City Council as amended from time to time.

F. **Airport-Authorized Escort.** A person who has been authorized in writing by the Airport Director to accompany a person in a Restricted Area of the Airport.

G. **Airport Director.** The head of the Airport Department responsible to and under the direction of the City Administrator. The Airport Director shall also assist the Airport Commission in the performance of its duties to the City Council and shall keep the Airport Commission advised of the affairs of the Airport.

H. **Airport Traffic Control Tower.** An Airport traffic control service operated by appropriate authority to promote the safe, orderly and expeditious flow of air traffic on or in the vicinity of the Airport.

I. **Authorized Person.** Any individual who has been issued Personnel Identification Media by the Airport Department which allows that individual to gain access to a Restricted Area.

J. **Controlled Movement Area.** The runways, taxiways, and other areas of the Airfield which are used for taxiing, takeoff, and landing of aircraft, not including aircraft parking areas.

K. **Glider.** An unpowered heavier-than-air Aircraft that is supported in flight by the dynamic reaction of the air against its lifting surfaces.

L. **Hang Glider.** A Glider capable of being carried, foot launched and foot landed solely by the energy and use of the pilot's legs, including but not limited to, paragliders.

M. **Helicopter.** A rotary-wing machine or device capable of flight.

N. **Motor Vehicle.** A self-propelled land conveyance that does not run on rails.

O. **Personnel Identification Media.** A badge, credential, card, or other media that is issued by the Airport Director to an individual for purposes of allowing an individual to gain access to a Restricted Area.

P. **Restricted Area.** An area posted to indicate that access is limited to persons authorized by the Airport Director or under Airport-Authorized Escort. A Restricted Area includes, but is not limited to, a Secure Area, Air Operations Area, Security Identification Area, and Sterile Area.

Q. **Secure Area.** A portion of the Airport in which certain security measures specified in 49 C.F.R Part 1542 are in effect and where aircraft operators and foreign aircraft operators which have a security program under 49 C.F.R. Part 1544 or 1546 enplane and deplane passengers or sort or load baggage, including any adjacent areas which are not separated by adequate security barriers or measures.

R. **Security Device.** A mechanical or electronic device designed to detect, deter or prevent unauthorized access into a Restricted Area.

S. **Security Identification Display Area.** An area identified by the Airport Director where each person within the area is required to continuously display Personnel Identification Media or be accompanied by an Airport-Authorized Escort. This includes all Restricted Areas around the airline terminal used for boarding and servicing of Aircraft of scheduled commercial airlines or used for the loading or sorting of baggage.

T. **Security Vulnerability.** An unanticipated change to any system, measure, or procedure relating to Airport security that would diminish the Airport Department's ability to deter or detect unauthorized access to Restricted Areas.

U. **Sterile Area.** A portion of the Airport to which access is generally controlled by the TSA, or by an aircraft operator under 49 C.F.R. Part 1544, or by a foreign air carrier under 49 C.F.R. Part 1546, through the screening of persons and property.

V. **TSA.** The federal Transportation Security Administration of the Department of Homeland Security.

W. **Ultralight.** An Aircraft or device which satisfies the definition of an ultralight vehicle found in Title 14 of the Code of Federal Regulations.

SECTION 2. Chapter 18.08 of Title 18 of the Santa Barbara Municipal Code is amended to read as follows:

18.08.010 Hours for Public Use.

A. AIRFIELD HOURS OF OPERATION. The Airfield shall be open for public aviation use twenty-four (24) hours of the day. The Airport Director may restrict use of the Airfield due to the condition of the runway, inclement weather or other causes in the interest of public safety.

B. AIRLINE TERMINAL HOURS OF OPERATION. The Airline Terminal shall be open for public use one hour before the first departing commercial airline flight and throughout the day until one hour after the last arriving commercial flight. The Airport Director may restrict the use of the Airline Terminal in the interest of public safety.

18.08.020 Solicitation.

A. UNLAWFUL SOLICITATION IN AIRLINE TERMINAL. It shall be unlawful for any person to solicit and receive funds inside the Airline Terminal at the Airport.

B. UNLAWFUL SOLICITATION IN PARKING AREAS. It shall be unlawful for any person to solicit and receive funds in the parking areas at the Airport.

C. UNLAWFUL SOLICITATION ON SIDEWALKS. It shall be unlawful for any person to solicit and receive funds on the sidewalk adjacent to the Airline Terminal or the sidewalk adjacent to the parking areas at the Airport.

D. LAWFUL DISTRIBUTION AND SOLICITATION. Subdivisions A, B, and C apply only if the solicitation and receipt of funds is conducted by a person to or with passers-by in a continuous or repetitive manner. Nothing herein is intended to prohibit the distribution of flyers, brochures, pamphlets, books, or any other printed or written matter so long as such distribution is not made with the intent of immediately receiving funds, as defined in Subdivision E, at the locations referred to in Subdivision A, B, or C.

E. DEFINITIONS. For the purpose of this Section, the term "solicit and receive funds" means any written or oral request for (1) the donation of money, alms, property, or anything else of value, or, (2) the pledge of a future donation of money, alms, property, or anything else of value, or, (3) the sale or offering for sale of any property upon the representation, express or implied, that the proceeds of such sale will be used for a charitable or religious purpose.

18.08.030 Business Activity.

It shall be unlawful for any person to engage in any business or commercial activity or provide any service on the Airport unless such person has a fixed place of business or a specific operating area assigned by the Airport Director on the Airport which is occupied by virtue of a lease, operating permit, license, or rental agreement with the City of Santa Barbara permitting such activity, as recommended by the Airport Commission, and as required and approved, if necessary, by the City Council.

18.08.040 Advertising.

It shall be unlawful to erect, repair, alter, relocate or maintain any sign, within the Airport, or to direct or authorize another person to do so, except pursuant to a sign permit obtained in accordance with Chapter 22.70 of the Santa Barbara Municipal Code unless the sign is specifically exempted from the permit requirements as provided in Chapter 22.70. Signs which are exempt from the permit requirements as provided in Chapter 22.70 and which are located within the Air Operations Area and which face towards the Airfield, must be approved in writing by the Airport Director prior to their installation..

18.08.050 Business Tax Not Approval.

The issuance of a City business license certificate or the granting of a City building or sign permit shall not constitute City approval to solicit or do business, engage in commercial activity, or advertise on the Airport.

18.08.060 Off-Airport Car Rental Agencies.

A. OFF-AIRPORT RENTAL AGENCY PERMITS. Any business entity not having a fixed place of business on the Airport and which offers motor vehicles for rent (or which arranges to rent motor vehicles) to the general public at the Airport may only do so after having obtained an "Off-Airport Rental Agency Permit" from the City (hereinafter such a business entity shall be referred to as an "Off-Airport Rental Agency" or "Agency"). Such permits shall be in a form acceptable to the Airport Director and City Attorney and approved by the City Council.

B. PAYMENT OF PERMIT FEE TO THE CITY. The Off-Airport Rental Agency Permit shall require the Rental Agency holding such a Permit to pay a monthly fee to the City based on a

percentage of the gross receipts generated by the Agency from its operations at the Airport.

C. OPERATING CONDITIONS. Every Off-Airport Rental Agency shall conduct its business in compliance with all of the terms and conditions of the Off-Airport Rental Agency Permit.

18.08.065 Commercial Ground Transportation Program.

A. RULES AND REGULATIONS. The City Council may adopt such rules and regulations, as recommended by the Airport Commission, which may be necessary to govern the conduct and operation of all commercial ground transportation providers on the Airport. Such rules and regulations shall be called the "Santa Barbara Airport Commercial Ground Transportation Program." For purposes of this Section, the term "Commercial Ground Transportation Providers" includes, but is not limited to, taxicabs, limousines, buses, courtesy shuttles and courier operators (for purposes of this Chapter, "courier operators" shall mean any person transporting property, baggage, or parcels for business purposes on Airport property and not for use or consumption on Airport property excluding persons transporting property, baggage, or parcels incidental to transporting Airport passengers, commercial air freight, and governmental entities providing ground transportation services at the Airport). The Airport Director shall administer the day-to-day operations of the Santa Barbara Airport Commercial Ground Transportation Program. The Airport Director has the discretion to make minor operational adjustments to the Program as needed for the effective operation of the Program. Substantive revisions to the Santa Barbara Airport Commercial Ground Transportation Program shall be made by the Airport Commission based upon recommendation of the Airport Director.

B. SANTA BARBARA AIRPORT COMMERCIAL GROUND TRANSPORTATION PROGRAM PERMITS. The Santa Barbara Airport Commercial Ground Transportation Program may include a requirement that all Commercial Ground Transportation Providers obtain a permit issued by the Airport Director and pay fees in the amounts established by resolution of the City Council. The procedure for the review and approval or rejection of the permit, if required, shall be set forth in the Santa Barbara Airport Commercial Ground Transportation Program.

C. FAILURE TO COMPLY WITH SANTA BARBARA AIRPORT COMMERCIAL GROUND TRANSPORTATION PROGRAM. The Airport Director, in his or her discretion, may deny, suspend, or terminate a Commercial Ground Transportation Provider permit for failure to comply with the Santa Barbara Airport Commercial

Ground Transportation Program rules and regulations or any City, state or federal law. Written notification of the Airport Director's decision to deny, suspend, or terminate a Commercial Ground Transportation Provider permit shall be provided to the Provider at the address stated in the Provider permit application and shall state the date upon which the Provider's permit shall be denied, suspended or terminated. The decision of the Airport Director to deny, suspend, or terminate a Commercial Ground Transportation Provider permit may be appealed to the Airport Commission. A written notice of appeal shall be filed with the City Clerk within ten (10) days of the date of the Airport Director's written notification to the Provider of the permit denial, suspension or termination. The written appeal filed with the City Clerk shall state the grounds for appeal. The decision of the Airport Commission acting on the appeal shall be final.

D. NO SOLICITATION. It shall be unlawful for any person on the Airport to solicit or invite any person to ride in a vehicle used for the purpose of carrying passengers for hire, either by driving slowly past a loading entrance of the terminal building or by any other act or utterance calculated to induce that person to engage the vehicle, except that operators of properly permitted vehicles for hire may enter the airline terminal and display a passenger's name or affiliation on an otherwise blank sign no larger than one hundred (100) square inches to assist in identifying a passenger that has made a reservation, in advance, with the operator for ground transport services.

18.08.090 Approval of Airport Director for Aviation Demonstrations.

A. AVIATION DEMONSTRATION. It shall be unlawful for any person to conduct a public Aircraft, ground or aerial demonstration or exhibition on the Airport without the prior written approval of the Airport Director.

B. UNREGISTERED AIRCRAFT. It shall be unlawful for any person to operate an unregistered Aircraft on the Airport, except unregistered Aircraft with temporary authorization required under 14 CFR Part 47.31(b) and Aircraft of the United States Armed Forces.

18.08.100 Airplane Equipment and Operation Rules.

A. OPERATIONAL AIRPLANE BRAKES. Except when authorized by the Airport Director, it shall be unlawful to operate any

Airplane on the Airport unless it has an operational tail or nose wheel and wheel brakes.

B. AIRPLANE TAXIING. If the pilot of an Airplane that does not have adequate brakes is authorized by the Airport Director to taxi the Airplane, the pilot shall taxi it in such a manner so as not to endanger any persons, buildings, fixtures or other Aircraft.

18.08.130 Removal of Wrecked, Damaged or Disabled Aircraft.

Aircraft owners, their pilots or agents, shall be responsible for the prompt removal of any wrecked, damaged or disabled Aircraft or parts thereof, from any runway or taxiway or areas adjacent to runways or taxiways on the Airport. In the event of an unsafe or emergency condition, the Airport Director may cause the removal of a wrecked, damaged or disabled Aircraft or any of its parts, from any runways or taxiways or areas adjacent to runways or taxiways at the owner or agent's expense and without liability for damage that may result from such move.

18.08.140 Preservation of Property.

A. UNLAWFUL DESTRUCTION OF AIRPORT PROPERTY. It shall be unlawful for any person to destroy, injure, deface or disturb any building, sign, equipment, marker, or other structure, tree, flower, lawn or other public property on the Airport.

B. UNLAWFUL ALTERATION OF AIRPORT BUILDING. It shall be unlawful for any person to alter or add to any building on the Airport without first obtaining the express written approval of the Airport Director and all other required permits and approvals.

C. UNLAWFUL DUMPING ON AIRPORT PROPERTY. It shall be unlawful for any person to make an excavation, or dump any material on the Airport without express written approval of the Airport Director.

D. UNLAWFUL INTERFERENCE WITH AIRPORT PROPERTY. It shall be unlawful for any person to interfere or tamper with, or injure any part of the Airport or its equipment.

E. UNLAWFUL ABANDONMENT OF PERSONAL PROPERTY. It shall be unlawful for any person to abandon any personal property or litter on the Airport.

18.08.150 Area Uses.

A. UNLAWFUL OBJECTS ON AIRPORT PROPERTY. It shall be unlawful for any person to place, store or leave unattended any object on a road, walkway or Aircraft tie-down or other area on the Airport without approval of the Airport Director.

B. UNLAWFUL UNCOVERED TRASH CONTAINERS. It shall be unlawful for any person to keep uncovered trash containers on the Airport.

C. UNLAWFUL HAULING. It shall be unlawful for any person to operate a vehicle for hauling trash, dirt, or any other material on the Airport unless the vehicle is equipped to prevent its contents from dropping, sifting, blowing, leaking or otherwise escaping.

D. UNLAWFUL CAMPING ON AIRPORT PROPERTY. It shall be unlawful for any person to camp (as that term is defined in Santa Barbara Municipal Code section 15.16.060) or sleep which means, for the purpose of this provision, sleeping on the Airport, including, but not limited to, the Airfield, leased buildings, Motor Vehicles, Aircraft, Helicopters or in field areas for a period of not less than two (2) consecutive hours, without the express written consent of the Airport Director.

E. UNLAWFUL STORAGE OF PERSONAL PROPERTY. It shall be unlawful for any person to store items of personal property, including, but not limited to, boats, motorhomes and semi-trailers on the Airport without the express written consent of the Airport Director.

18.08.155 Duty to Notify.

In addition to all other local, state or federal reporting requirements, in the event of a release or threatened release of hazardous materials or other contaminants into the environment relating to or arising out of a person's use or occupancy of the Airport or in the event of any claim, demand, action or notice made against any person regarding a failure or alleged failure to comply with any environmental laws on the Airport, the person shall immediately notify the Airport Director and shall provide the Airport Director with copies of any written claims, demands, notices or actions so made.

18.08.160 Interfering or Tampering with Aircraft.

It shall be unlawful to interfere or tamper with an Aircraft on the Airport or put the engine in motion, or use any Aircraft, aircraft parts, radios, instruments or tools on the Airport, without the permission of the owner of the Aircraft.

18.08.170 Animals.

A. ANIMALS PROHIBITED IN AIRPORT AIRLINE TERMINAL AND ON AIRFIELD. It shall be unlawful to enter the Airport airline terminal or Airfield with a domestic or wild animal except for domestic animals allowed in Section 18.08.170.D herein or without the permission of the Airport Director.

B. HUNTING AND FISHING ON AIRPORT PROPERTY PROHIBITED. It shall be unlawful to hunt or fish on the Airport property.

C. HORSE RIDING ON AIRPORT PROPERTY PROHIBITED. It shall be unlawful to ride or walk a horse on the Airport property except as necessary to transport such animal by air.

D. PERMITTED DOMESTIC ANIMALS.

1. Animals Permitted in Airline Terminal or Airfield. Domestic animals may be allowed in the Airline Terminal and on the Airfield in the following circumstances:

- (i) an assistance animal for a disabled person;
- (ii) a person entering the Airline Terminal for the purpose of air travel with a domestic animal that is confined within an approved pet transport;
- (iii) a person entering the Air Operations Area, for the purpose of air travel via a private or charter Aircraft, with a domestic animal that is restrained by a leash or is otherwise confined so as to be completely under control; or
- (iv) an animal accompanying a law enforcement officer.

2. Domestic Animals Permitted on the Airport Property Except Airline Terminal and Airfield. Domestic animals may be allowed on the Airport property in the following circumstances:

- (i) domestic animals, if the keeping of domestic animals is specifically permitted by an agreement entered into between the City of Santa Barbara and a person or entity for the rental or other occupancy of the Airport property. Such domesticated animals must be at all times restrained by a leash or confined in a kennel or other appropriate enclosure; or
- (ii) domestic animals kept in accordance with Section 6.08.020 of the Municipal Code.

E. PROPER DISPOSAL OF ANIMAL WASTE. All animal waste must be immediately removed from the Airport property and disposed of properly.

F. ANIMALS MAY BE PROHIBITED BY AIRPORT DIRECTOR. Animals determined by the Airport Director, in his or her absolute discretion, to be an annoyance or a risk to the health and

safety of the public shall be immediately and permanently removed from the Airport property.

18.08.180 Commercial Photography.

It shall be unlawful for any person to take still or motion photography on the Airport for commercial purposes without first obtaining the express written consent from the Airport Director, as well as obtaining all required permits from the City of Santa Barbara and paying the appropriate fees as established by a resolution of the Council of the City of Santa Barbara.

18.08.190 Prohibited Uses of Airspace.

It shall be unlawful for any person except an employee of the United States performing his official duties, or a person who has the permission of the Airport Director, to prepare to operate, operate or release a kite, parachute, balloon, model aircraft, rocket or other non-aeronautical airborne objects on the Airport.

18.08.200. Controlled Movement Area.

A. COMMUNICATION EQUIPMENT WITHIN CONTROLLED MOVEMENT AREA.

All persons entering or within the Controlled Movement Area shall comply with either of the following requirements:

1. Be equipped with an operating two-way radio capable of communicating on the Airport's Common Traffic Advisory Frequency and ground control frequency; or
2. be escorted by a person with this capability.

B. AIRPORT TRAFFIC CONTROL TOWER APPROVAL. At those times when the Airport Traffic Control Tower is operational, except as needed to avoid danger, no person shall enter or move within the Controlled Movement Area without receiving approval from the Airport Traffic Control Tower.

C. AFTER-HOURS ACCESS TO CONTROLLED MOVEMENT AREA. At those times when the Airport Traffic Control Tower is not operational, all persons entering into or on the Controlled Movement Area must use the Common Traffic Advisory Frequency, shall announce all intended movements and shall perform all movements only when it is safe to do so.

18.08.210 City Responsibilities.

The City, its agents or employees operating the Airport, assume no responsibilities for damage to property stored thereon or property thereon of persons using the Airport facilities, by reason of fire, theft, vandalism, windstorm, flood, earthquake, collision or other cause, nor does it assume any liability by reason of injury to persons while on the Airport or while using the Airport facilities.

SECTION 3. Title 18 of the Santa Barbara Municipal Code is amended by repealing Section 18.08.070 ("Access to Restricted Areas") and Section 18.08.075 ("Security Identification") and Section 18.08.080 ("Display of Security Identification").

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SECTION 4. Title 18 of the Santa Barbara Municipal Code is amended by adding Chapter 18.10 which reads as follows:

18.10.010 Airport Restricted Areas.

A. AIRPORT RESTRICTED AREAS; GENERALLY. The City Council may adopt by Resolution such rules and regulations as deemed necessary to control access to and conduct within the Airport Restricted Area. Failure to comply with the Restricted Area Rules and Regulations adopted by the City Council shall constitute a violation of this Code and be unlawful.

B. ACCESS TO AIRPORT RESTRICTED AREAS. Except as otherwise provided in this Code, it shall be unlawful for any person to enter into or to be present inside any Airport Restricted Area without the prior express permission from the Airport Director unless such person is accompanied by Airport-Authorized Escort. Any person given permission by the Airport Director to enter an Airport Restricted Area must enter and exit the Restricted Area through a designated entrance or exit point.

C. PASSING, THROWING, OR CARRYING OBJECTS INTO AN AIRPORT RESTRICTED AREA. It shall be unlawful for any person to pass, throw, or carry any object into an Airport Restricted Area except objects that are carried through a designated entrance or exit by an Authorized Person or by a person under Airport-Authorized Escort.

D. VEHICLE ACCESS. Vehicles driven, parked, or stationed in an Airport Restricted Area must have prior authorization granted by the Airport Director or be supervised by an Airport-Authorized Escort. The Airport Director, or the

Airport Director's designee, may remove non-authorized vehicles from the Restricted Area at the vehicle owner's expense.

18.10.020 Personnel Identification Media.

A. ISSUANCE OF PERSONNEL IDENTIFICATION MEDIA. The issuance of Personnel Identification Media is at the sole discretion of the Airport Director. Such media shall remain the property of the Airport and shall be surrendered to the Airport Department upon demand or upon termination of the need for access to the area for which the identification was issued.

B. MISUSE OF PERSONNEL IDENTIFICATION MEDIA. It shall be unlawful to falsify, forge, counterfeit, alter, or tamper with any Airport issued Personnel Identification Media.

C. USE OF PERSONNEL IDENTIFICATION MEDIA ISSUED TO ANOTHER PERSON. It shall be unlawful to use or attempt to use the Personnel Identification Media issued to another person for entry into, exit from, or while inside a Restricted Area.

D. EXPIRED PERSONNEL IDENTIFICATION MEDIA. It shall be unlawful to use or attempt to use an expired Personnel Identification Media for entry into, exit from, or while inside a Restricted Area. Each person in possession of expired Personnel Identification Media shall immediately surrender it to the Airport Director.

18.10.030 Tampering with Security Device

It shall be unlawful to tamper with, or attempt to tamper with, or in any way hamper the effective operation of a Security Device.

18.10.040 Custody of Keys or Other Means of Access.

Only persons authorized by the Airport Director shall have custody of, access to, or use of keys or other means of access used to lock and secure a Restricted Area. Authorized Persons shall not duplicate or distribute keys or other means used for access to a Restricted Area to anyone without written authorization from the Airport Director.

18.10.050 Unattended Baggage.

It shall be unlawful for any person to leave any bag, luggage, box, or container unattended in any public Airline Terminal areas of the Airport unless authorized by the Airport Director. An item shall be deemed unattended if the item is out of the line of sight or more than thirty five (35) feet away from the person who had possession of the item before it was left unattended. This section does not apply to items left in a

baggage claim area by airline or baggage service personnel in the ordinary course of business.

SECTION 5. Title 18 of the Santa Barbara Municipal Code is amended by repealing Chapter 18.12.

SECTION 6. Chapter 18.16 of Title 18 of the Santa Barbara Municipal Code is amended to read as follows:

18.16.010 Engine Run-ups.

All engine run-ups shall be made in designated areas.

18.16.020 Operator Must be at Controls.

No person shall start or run an engine in an Aircraft on the Airport unless there is a person trained as a pilot or Aircraft mechanic in the Aircraft at the engine controls.

18.16.030 Caution in Starting Engines.

A. STARTING ENGINES. It shall be unlawful for any person to start an engine of an Aircraft parked on the Airport in a manner that damages any other property, Aircraft, or persons, or that blows paper, dirt or other material across taxiways or runways, so as to endanger the safety of operations on the Airport.

B. FOREIGN OBJECT DEBRIS. It shall be unlawful for any person to use any material (such as oil absorbents or similar material) in such a manner that creates a hazard of personal injury or property damage when picked up, swirled or blown about by the blast from an Aircraft engine.

18.16.050 Take-offs from End of Runway.

Take-offs shall be made from the end of the runway unless the Airport Traffic Control Tower is in operation and has directed otherwise.

18.16.070 Landings - Fixed-Wing Aircraft.

All landings shall be confined to the hard surface runways and shall be made on the runway designated by the Airport Traffic Control Tower or the proper runway for safe operation as indicated by wind and weather conditions when the tower is not in operation.

18.16.080 Landings - Helicopter and Autogyro.

Helicopters may land in an area designated by the Airport Director or as directed by the Airport Traffic Control Tower, exercising due care with respect to other aircraft and/or people. Autogyros shall land and take-off on the active runway and taxi to the parking area as do fixed-wing Aircraft.

18.16.090 Common Traffic Advisory Frequency.

In the interest of aviation safety during the hours that the Airport Traffic Control Tower is not in operation, all pilots conducting flight operations shall use the Common Traffic Advisory Frequency.

18.16.095 Take-offs and Landings Prohibited Outside of the Santa Barbara Municipal Airport - Exceptions.

A. LANDINGS OUTSIDE AIRPORT PROHIBITED. It shall be unlawful for any person to take-off from or land any Aircraft within the limits of the City of Santa Barbara outside of the Santa Barbara Municipal Airport, except under the following circumstances:

1. In emergency situations where it is impossible or impractical for the Aircraft to remain in the air and landing is necessary to avoid greater danger;

2. When special permission has been secured from the City Administrator, or other person designated by the City Council of the City of Santa Barbara to grant such permission, in which event such landing and taking-off shall be solely in the area and under the conditions imposed by such public official;

3. Helicopters landing at officially designated heliports;

4. Aircraft while engaged in firefighting, rescue operations or responding to a medical emergency;

5. Parachute or other contrivance used primarily as safety equipment;

6. Hang Gliders;

7. Military aircraft;

8. Law enforcement aircraft.

18.16.100 Motorless Aircraft.

No motorless Aircraft shall land or take-off at the Airport without prior permission from the Airport Director.

18.16.110 Towing Objects from Aircraft.

It shall be unlawful to take-off in an Aircraft towing any object or device, including but not limited to, Gliders and banners, without prior written permission from the Airport Director.

18.16.120 Turbojet and Turboprop Touch and Go Landings Prohibited.

Operators of turbojet and turboprop Aircraft are prohibited from conducting a series of touch and go practice landings at the Airport without the prior consent of the Airport Director.

18.16.130 Local Helicopter Training Operations.

Local Traffic (for purposes of this Section "Local Traffic" means Helicopters conducting training operations operating in the traffic pattern, within sight of the tower, or Helicopters known to be departing or arriving from flight in local practice areas) Helicopter training operations shall not be conducted on the Airport without the prior written consent of the Airport Director.

SECTION 7. Chapter 18.18 of Title 18 of the Santa Barbara Municipal Code is amended to read as follows:

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18.18.010 Prohibited Operations of Ultralights and Hang Gliders.

It shall be unlawful to operate a Hang Glider or Ultralight over the Airport or within one hundred feet (100') of any building used as a residence within the City of Santa Barbara.

SECTION 8. Chapter 18.20 of Title 18 of the Santa Barbara Municipal Code is amended to read as follows:

18.20.010 Aircraft Parking.

Aircraft shall be parked only in a prescribed tie-down area or in a hangar unless otherwise instructed by the Airport Director. It shall be unlawful to park an Aircraft so as to restrict the flow of traffic within tie-down areas or on taxiways.

18.20.020 Proper Tie-Down.

It shall be unlawful to leave an Aircraft unattended unless it is properly secured or placed in a hangar.

18.20.030 Repair Areas.

It shall be unlawful to repair an Aircraft, engine, propeller, or apparatus on the Airport unless the area has been designated for that purpose by the Airport Director; except Aircraft owners may personally perform preventative maintenance on their own Aircraft in their assigned tie-down areas or hangars. Preventative Maintenance as used in this section is defined as those activities identified as preventative maintenance in Federal Aviation Regulation Part 43, Appendix A, except the spray application of paints and other similar decorative or protective coatings is prohibited. Aircraft owners personally performing preventative maintenance to their Aircraft must prevent the release of lubricants and other contaminants into the environment and ensure proper disposal of all wastes resulting from Aircraft maintenance activities.

18.20.040 Dismantled, Inoperable, Parked Aircraft or Parts Thereof.

A. REMOVAL OF INOPERABLE AIRCRAFT. The owner of dismantled or inoperable Aircraft, or parts thereof, parked within the Airport, but excluding wrecked, damaged or disabled Aircraft located on or adjacent to a runway or taxiway, must remove such Aircraft, or parts thereof, from the Airport within seven (7) days of receipt of written notice from the Airport Director requesting such removal. The Aircraft, or parts thereof, may be moved to a non-public leased facility and out of public view subject to approval of the Airport Director.

B. REQUIREMENT TO MOVE PARKED AIRCRAFT. At the request of the Airport Director, in the interest of public safety and to preserve all necessary accesses, the operator, owner or pilot of any Aircraft on the Airport must move the Aircraft from the place where it is parked or stored to any other designated place on the Airport. If the owner, pilot or operator refuses to comply with this direction, the Airport Director may move the Aircraft at the owner's expense and without liability for damage that may result from such move.

SECTION 9. Chapter 18.24 of Title 18 of the Santa Barbara

Municipal Code is amended to read as follows:

18.24.010 Complying with Orders.

Each person operating an Aircraft on a part of the Airport that is not under the direction of the Airport Traffic Control Tower shall comply with orders, signals, and directions of an authorized representative of the Airport Director.

18.24.020 Engine Blast.

It shall be unlawful to taxi any Aircraft on the Airport in a place where exhaust blast is likely to cause injury to persons or property. If Aircraft cannot be taxied without violating this section, the operator must have the Aircraft towed to the desired location on the Airport.

18.24.050 Taxiing Into and Out of Hangars Prohibited.

It shall be unlawful to operate an Aircraft in, or taxi into or out of a hangar.

SECTION 10. Chapter 18.28 of Title 18 of the Santa Barbara Municipal Code is amended to read as follows:

18.28.010 General Regulations.

A. UNLAWFUL OPERATION OF MOTOR VEHICLES ON AIRPORT. It shall be unlawful for any person to operate a Motor Vehicle on the Airport in violation of any provision of this Code, any rule or regulation adopted by resolution of the City Council, or any rule or regulation adopted by the Airport Director pursuant to authority granted under this Code.

B. MOTOR VEHICLE RULES AND REGULATIONS. The Airport Director is authorized to adopt rules and regulations governing the operation of Motor Vehicles on the Airport consistent with the provisions of this Code.

C. OPERATION OF MOTOR VEHICLES ON ROADS. It shall be unlawful to operate a Motor Vehicle on the Airport except on roadways, parking areas and other hard surfaces that are designated for such vehicles, except service vehicles authorized in writing by the Airport Director and emergency vehicles.

D. SERVICE VEHICLE IDENTIFICATION. All authorized service vehicles operating within the Air Operations Area of the Airport must have company identification displayed on both sides of the vehicle, visible and legible from a distance of one hundred (100) feet.

E. DESIGNATION OF CONSTRUCTION VEHICLES. All construction vehicles operating within the Air Operations Area shall display an orange and white checkered flag of not less than nine (9) square feet and shall obtain clearance from the Airport Traffic Control Tower when operating within one hundred (100) feet of a runway or taxiway.

F. NIGHTTIME VEHICLE DESIGNATION. All vehicles operating on the Air Operations Area from sunset to sunrise shall operate a rotating amber light beacon or strobe on the roof of the vehicle.

18.28.020 Accident Reporting.

Each operator of a Motor Vehicle involved in an accident between that vehicle and an Aircraft or another vehicle on the Airport shall report such accident fully to the Airport Director as soon as possible after the accident. The report shall include to the greatest extent possible: the date, time and location of the accident; a description of all vehicles or Aircraft involved in the accident, including license or tail numbers; the name of the owners of the vehicles or Aircraft; the names of the vehicle or Aircraft operators and their license numbers; the owners' and operators' insurance carriers; the circumstances of the accident; and a list of any injuries or damages.

18.28.030 Parking.

A. PAID PARKING AREAS. It shall be unlawful to: 1. Park a Motor Vehicle on the Airport in an area requiring payment for parking unless the required amount is paid.

2. Park a Motor Vehicle in such a manner as to occupy parts of two (2) marked spaces, unless approved by the Airport Director.

B. NO ABANDONED VEHICLES. It shall be unlawful to abandon a Motor Vehicle on the Airport.

C. OBEY SIGNS AND MARKINGS. It shall be unlawful to park or stand a Motor Vehicle at any place on the Airport in violation of any sign or pavement marking posted by the Airport Director.

D. NO PARKING WITHIN FIFTEEN FEET OF FIRE HYDRANT. It shall be unlawful to park or stand a Motor Vehicle within fifteen feet (15') of a fire hydrant on the Airport.

E. PARKING IN AIR OPERATIONS AREA. It shall be unlawful to park a Motor Vehicle in the Air Operations Area or in any Aircraft tie-down area unless authorized by the Airport Director. The Airport Director may authorize an owner or operator of an Aircraft stored in a hangar on the Airport to park a Motor Vehicle used to access the Aircraft in an aircraft hangar while using the Aircraft.

F. PARKING ONLY IN DESIGNATED AREAS. It shall be unlawful to park a Motor Vehicle on the Airport anywhere other than on an area that has been designated for parking by the Airport Director.

G. REMOVAL OF UNAUTHORIZED VEHICLES. The Airport Director or his or her designee may remove, at the owner's expense, any vehicle parked on the Airport in violation of this Title, and the vehicle shall be subject to a lien for the cost of removal.

18.28.040 Fire Gates and Equipment.

Motor Vehicles shall be kept clear of gates, entrances and fire equipment at all times.

18.28.060 Reckless Operation.

A. MOTOR VEHICLE OPERATION ON AIRPORT. It shall be unlawful to operate a Motor Vehicle on the Airport in a negligent or reckless manner or in excess of twenty-five (25) miles per hour or as otherwise posted.

B. MOTOR VEHICLE OPERATION IN AIR OPERATIONS AREA. It shall be unlawful to operate a Motor Vehicle in the Air Operations Area in a negligent or reckless manner or in excess of fifteen (15) miles per hour or as otherwise posted.

18.28.070 Yield Right-of-Way.

Motor Vehicles on the Airfield shall yield right-of-way to taxiing Aircraft.

18.28.080 Pass to Rear of Aircraft.

Motor Vehicles on the Airfield shall pass to the rear of Aircraft if the Aircraft's engine is running.

18.28.090 Blocking Taxiway.

Gasoline tenders shall not be operated or parked so as to restrict taxiing Aircraft.

18.28.100 Rapid Removal of Gas Tenders.

Gasoline tenders shall not be so positioned as to prevent their rapid removal.

18.28.110 Repairs to Motor Vehicles.

Except as authorized in writing by the Airport Director, or to make minor repairs necessary for the prompt removal of the Motor Vehicle, it shall be unlawful to clean or make repairs to Motor Vehicles anywhere on the Airport other than designated shop areas.

18.28.120 Obedience to Traffic Control Devices.

All roads and parking lots on the Airport are subject to public traffic regulations and control. It shall be unlawful to operate a Motor Vehicle in violation of any sign, signal or other traffic control device on the Airport.

SECTION 11. Chapter 18.32 of Title 18 of the Santa Barbara Municipal Code shall be amended to read as follows:

18.32.010 Smoking.

It shall be unlawful to smoke in any place on the Airport where smoking is prohibited by state law or City ordinance. In addition, it shall be unlawful to smoke within any baggage claim pavilion, the Security Identification Display Area, any hangar or within one hundred (100) feet of any Aircraft.

18.32.020 Storage.

A. FIRE HAZARDS PROHIBITED. It shall be unlawful to store or stack material or equipment on the Airport in any manner that constitutes a fire hazard.

B. FLAMMABLE MATERIALS. It shall be unlawful to keep or store any flammable liquid, gas signal flare, or other similar material in a hangar or other building on the Airport, except that such material may be kept in an Aircraft in proper receptacles, in rooms or areas or in safety cans as approved by the City Fire Chief.

C. STORAGE IN HANGARS. All hangars on the Airport must be equipped with suitable metal receptacles, with self-closing covers, for storage of waste, rags and other rubbish, and all rubbish shall be removed from the hangar.

18.32.030 Cleaning Fluids.

It shall be unlawful to use a flammable liquid having a flash point of less than one hundred ten degrees Fahrenheit (110 F) to clean an Aircraft or other engine, propeller or appliance on the Airport, unless it is done in the open air or in a room specifically set aside for that purpose. If a room is used, it must be a properly designed, fireproof and ventilated room or building, equipped with automatic sprinklers and adequate and readily accessible fire extinguishing apparatus, and in which all lights, wiring, heating, ventilation equipment, switches, outlets and fixtures are explosion proof, spark proof and vapor proof.

18.32.040 Apron Surface Areas and Floor Surfaces.

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

18.32.050 Doping Materials.

A. DOPING MATERIAL PROHIBITED EXCEPT AS PROVIDED HEREIN. It shall be unlawful to apply a doping material on the Airport except in a properly designed, fireproof and ventilated room or building in which all lights, wiring, heating, ventilation equipment, switches, outlets and fixtures are explosion proof, spark proof and vapor proof, and in which room or building all windows and doors are easily opened.

B. NO ENTRY INTO AREA WHERE DOPING MATERIAL BEING APPLIED. It shall be unlawful to enter or work in a room where doping materials are being used unless the person is wearing spark proof shoes.

18.32.060 Fueling Operations.

A. AIRCRAFT FUELING RESTRICTIONS. Except as provided in the National Fire Protection Association (NFPA) 407 "Standards for Aircraft Fuel Servicing," it shall be unlawful to fuel or defuel

an Aircraft on the Airport while:

1. The Aircraft engine is running;
2. The Aircraft is in a hangar or enclosed place;
3. Passengers are in the Aircraft, unless a passenger loading ramp is in place at the cabin door, the door is open, and a cabin attendant is at or near the door;
4. Operating a radio transmitter or receiver, or operating electrical switches.

B. FUELING PRECAUTIONS. It shall be unlawful to start the engine of an Aircraft on the Airport if there is any gasoline or other flammable liquid on the ground underneath.

C. BONDING. During the fueling of an Aircraft, the dispensing apparatus and the Aircraft must be bonded in accordance with the most current version of the National Fire Protection Association (NFPA) 407 "Standards for Aircraft Fuel Servicing." .

D. OVERFLOW PREVENTION. Each person engaged in fueling or defueling shall exercise care to prevent the overflow of fuel, and must have readily accessible adequate fire extinguishers.

E. NO SMOKING. During the fueling or defueling of an Aircraft no person shall, within one hundred feet (100') of that Aircraft, smoke or use any material that is likely to cause a spark or be a source of ignition.

F. FUELING EQUIPMENT MAINTENANCE. Each hose, funnel or apparatus used in fueling or defueling an Aircraft must be maintained in a safe and non-leaking condition and must be properly grounded to prevent ignition of flammable liquids.

G. FUELING PROCEDURES. Each person fueling or defueling an Aircraft on the Airport shall comply with the fire safety requirements and the fuel spill procedures set forth in the applicable and current version of the Airport Minimum Standards.

18.32.070 Fire Apparatus.

Each occupant on the Airport shall supply and maintain adequate and readily accessible fire extinguishers, approved by fire underwriters for the hazard involved, that the Airport Director considers necessary.

SECTION 12. Chapter 18.36 of Title 18 of the Santa Barbara Municipal Code is amended to read as follows:

18.36.010 Rates and Fees.

Rates and fees charged by the City of Santa Barbara for public parking at the Airport shall be established by resolution of the

City Council after consideration of the recommendations of the Airport Commission.

SECTION 13. Chapter 18.40 of Title 18 of the Santa Barbara Municipal Code is amended to read as follows:

18.40.010 Powers of Airport Director.

The Airport Director shall be responsible for the enforcement of the provisions of this Title.

18.40.020 Issuance of Citations.

The Airport Director, and those employees of the Airport Department charged by the Airport Director with enforcement duties, are authorized to issue written notices to appear as provided in Chapter 1.20 of this Code, of Section 853.6 of the California Penal Code, and to issue notices of illegal parking as provided in Section 40202 of the California Vehicle Code.

18.40.030 Carrying Firearms.

The Patrol Supervisor and Airport Patrol Officers may carry firearms while engaged in the performance of their duties. Prior to carrying firearms, the Patrol Supervisor and all Airport Patrol Officers must satisfactorily complete a course of training in the carrying and use of firearms which meets the minimum standards prescribed by the Commission on Peace Officers Standards and Training. . The purpose and intent of the authorization to carry firearms provided in this section is to provide a means of self-defense or defense of others. The use and handling of such weapons shall comply in all respects with all applicable polices, rules and regulations.

18.40.040 Penalty.

The violation of any provision of this Title is a misdemeanor and upon conviction thereof shall be punishable by a fine not to exceed the sum of one thousand dollars (\$1000.00), or by imprisonment for a period not exceeding six (6) months, or by both such fine and imprisonment.

SECTION 14. Chapter 18.44 of Title 18 of the Santa Barbara Municipal Code is amended to read as follows:

18.44.010 Establishment.

There is hereby created and established an Airport Commission for the City of Santa Barbara.

18.44.020 Membership.

The Commission shall consist of seven regular (7) members who shall be appointed and serve as follows:

A. REGULAR MEMBER INTERVIEWS. Prior to the appointment of a regular member, the prospective member shall be interviewed by members of the City Council at a public meeting attended by not less than a quorum of the City Council.

B. APPOINTMENT BY CITY COUNCIL. The seven regular members of the Commission shall be appointed by the City Council. They shall be subject to removal by motion of the City Council adopted by the affirmative votes of a majority of the total membership thereof. The regular members shall serve for terms of four years and until their respective successors are appointed and qualified. The terms for new and existing regular members shall be staggered so that the number of terms on the Commission expiring in any year shall not differ by more than one from the number of terms expiring in any other year. Such terms shall expire on January first of the appropriate year. A vacancy occurring before the expiration of a term shall be filled by appointment for the remainder of the unexpired term.

C. COMPOSITION OF COMMISSION. No less than four regular members appointed by the City Council to serve on the Commission shall be residents and electors of the City.

18.44.040 Compensation of Members.

The City Council may by resolution provide for remuneration of Commissioners.

18.44.050 Officers, Record, Quorum.

The Airport Commission shall annually elect one (1) of its regular members as chairperson, one (1) of its regular members as vice chairperson, and such other officers as it may desire. The chairperson shall not serve more than two (2) consecutive terms of one (1) year each. The Commission shall cause to be kept a complete record of all its proceedings. A majority of

the regular members of the Commission shall constitute a quorum for the transaction of all business of the Commission. In the event the City Council delegates the power to approve the execution of any agreement, lease, contract or the expenditure of funds to the Airport Commission, four regular member (4) votes shall be required to pass any action exercising such authority.

18.44.060 Meetings.

The Airport Commission shall meet regularly once a month and at such other times as deemed necessary by the Commission.

18.44.070 Powers and Duties.

The Airport Commission shall have the power and duty to advise the City Council regarding the following:

A. APPOINTMENT OF AIRPORT DIRECTOR. The selection and appointment of an Airport Director for the management of the Airport.

B. CONTRACTS, AGREEMENTS AND LEASES. The terms and conditions of all contracts and agreements pertaining to the operation of the Airport, and those leases which have terms for periods of longer than five (5) years or which involve special circumstances as defined in Section 18.44.075 C. Any matter required to be accomplished by ordinance of the City Council under the City Charter shall not be binding upon the City until the effective date of the ordinance adopted by the City Council.

C. RULES AND REGULATIONS. The promulgation of rules and regulations related to operation and maintenance of the Airport, including the fixing of rates, tolls, fees, rents, charges, or other payments to be made or received in connection with operation of the Airport.

D. FINANCIAL PLANS AND BUDGETS. The preparation of the financial plan and the budget for the operation of the Airport.

E. AIRPORT DEVELOPMENT PLANS. The preparation and submission for approval of the development plans of the Airport.

F. AIRPORT RESOLUTIONS. The preparation of resolutions regarding matters pertaining to the Airport.

18.44.075 Airport Commission Authority.

A. AUTHORITY OF AIRPORT COMMISSION TO APPROVE AND AIRPORT DIRECTOR TO EXECUTE LEASES. Pursuant to the authority of Charter Section 812, the Airport Commission shall have the authority to review and approve on behalf of the City, and the Airport

Director shall have the authority to execute, those leases, lease amendments, lease extensions, lease assignments and aeronautical permits for Airport-owned property or aviation activity which have a term of not longer than five (5) years or which do not involve Special Circumstances as defined in Subsection C hereof.

B. APPEAL. A prospective lessee under a lease or prospective aeronautical permit holder under an aeronautical permit that is denied by the Airport Commission may appeal the action of the Airport Commission denying the lease to the City Council. The procedures for such an appeal shall be as provided in Santa Barbara Municipal Code Section 1.30.050.

C. SPECIAL CIRCUMSTANCES. The term "Special Circumstances" as used in this Section 18.44.075 shall mean those leases which, in the discretion of the Airport Director or the Airport Commission, involve issues of public interest, including, but not limited to, environmental, land use, or other issues that may be of concern to the general public.

18.44.080 Delegation of Authority by City Council.

The Airport Commission shall have the duty and power in its discretion to submit to the City Council requests for the delegation of authority regarding any or all matters referenced in Section 18.44.070 above.

18.44.090 Continuation of Existing Arrangements.

After the effective date of this ordinance, services provided by City departments and offices to the Airport shall continue to be provided under existing arrangements until such time as the City Council does approve other arrangements.