

Chapter 14

AVIATION*

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***State law references – Authority to establish airports, F.S. Sec. 332.03; authority to establish rules and regulations for the management, use and control of airports, F.S. Sec. 332.08(2)(a).**

Sec. 14.1. DEFINITIONS

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Aircraft means any apparatus now known or invented in the future for flight.

Airman means any individual duly licensed to serve as a member of the crew of an aircraft in flight.

Airport means the Lakeland Linder Regional Airport located in Sections 3, 4, 5, 8, 9, and 10, Range 23 East, Township 29 South, Polk County, Florida, as it now exists or as it may be expanded in the future.

Airport Director means the duly appointed airport director of the Lakeland Linder Regional Airport or his duly authorized representative.

FAA means the Federal Aviation Administration.

FDOT means the Florida Department of Transportation.

General aviation operator or FBO means any person engaged in the business of the sale, modification, inspection, or repair of aircraft, aircraft parts, fuel and petroleum products, rental of aircraft, flight instruction and rendition of any related service.

Mechanic means any individual duly licensed for the inspection, repair or maintenance of an aircraft, aircraft engines or aircraft instruments, communication equipment or accessories. (Code 1960, Sec. 3.01 (a))

Cross Reference – Rules of construction and definitions generally, Sec. 1-2.

Sec. 14-2. AUTHORITY.

The rules and regulations in this chapter are established for the safe and efficient operation of Lakeland Linder Regional Airport under the authority and approval of the city commission. (Code 1960, Sec. 3.01(b))

Sec. 14-3. SCOPE.

All persons, whether users, tenants, or their employees, contractors or their employees, municipal employees, visitors and spectators are subject to all the provisions of this chapter. In any contingencies not covered, the airport director is authorized to establish such interim rules and regulations as reasonable and necessary on an emergency basis for the safety of persons and property at the airport. The airport director may deny the use of the airport to any person who knowingly violates any provision of these rules and regulations or any interim rules and regulations established by the airport director. Such person shall also be subject to such fines or other penalties as may be established by ordinance, state, or federal law. Decisions of the airport director are subject to appeal to the city manager. (Code 1960, Sec. 3.01(c))

Sec. 14-4. LAW ENFORCEMENT.

All the powers of the police department of the city to enforce the ordinances of the city and the laws of the state and the United States of America are hereby extended to airport facilities, pursuant to the authority of F.S. Sec. 332.08.
(Code 1960, Sec. 3.01 (d))

Sec. 14-5. ACCIDENT REPORTING.

Any person involved in any accident on the airport, whether it is personal, aircraft or vehicular, shall make a report to the airport director as soon as possible, which shall be in addition to any other report required by law. A copy of such other report required by law will be accepted as compliance with this rule.
(Code 1960, Sec. 3.01(e))

Sec. 14-6. ENDANGERMENT OF OTHERS.

No person shall do or omit to do any act if the doing or the omission thereof endangers or is likely to endanger persons or property.
(Code 1960, Sec. 3.01(f))

Sec. 14-7. COMPLIANCE WITH RULES AND REGULATIONS.

Aircraft operations on the airport and in the airspace above the airport shall be in compliance with the rules, regulations, and traffic patterns established for Lakeland Linder Regional Airport, airport traffic and taxi patterns as published in part II of the FAA airman's information manual, a copy of which is on file in the office of the airport director.

(Code 1960, Sec. 3.06)

Sec. 14-8. AIRCRAFT OPERATIONS.

(a) All aircraft operations, including those departing from or arriving in the airspace above the airport, shall be conducted in conformity with currently applicable regulations of the FAA, FDOT and ordinances of the city.

(b) Two aircraft shall not occupy an active runway at the same time. Approaching aircraft on final approach shall have the right-of-way. Departing aircraft shall wait until:

- (1) Landing aircraft have cleared the runway, or
- (2) Prior departing aircraft have reached the airport boundary or a committal altitude.

(c) Taxiing of aircraft shall be at safe and reasonable speeds as determined by existing circumstances and conditions. Aircraft not equipped with brakes shall not be taxied near buildings or parked aircraft unless an attendant is at the wing to assist the pilot. Aircraft shall not be taxied into or out of any hangar.

(d) Taxiing on runways is prohibited except straight ahead to the nearest taxiway turnoff after landing. One-hundred-eight-degree turns on the active runway are prohibited unless they are within 200 feet of the turnoff.

(e) Aircraft engines shall not be started or operated unless a licensed airman or mechanic is at the controls. Aircraft not equipped with parking brakes must have chocks or other means of preventing aircraft movement prior to the engine being started. Aircraft engines shall not be "run-up" to high revolutions-per-minute in any location in a position which will constitute a hazard to persons or property.

(f) Aircraft shall not be parked in any area unless authorized by the airport director or any FBO. Disabled aircraft shall be promptly removed from runways and taxiways by the owner. Permanently disabled or abandoned aircraft shall be removed from the airport by the owner, except that those aircraft involved in an accident shall be removed only after official notice by the appropriate authority (either FAA, FDOT or the airport director). After such notice is given and after 48 hours has been allowed for removal by owner, the airport director shall have the right to cause removal at the owner's expense and without any liability for loss or damage to such aircraft which may result therefrom.

(g) Aircraft shall not be left unattended on the airport unless properly secured to prevent movement or in a hangar. Owners of such aircraft shall be held responsible for any damage to other persons or property resulting from failure to comply with this rule.

(h) Airport flight and taxi patterns will be strictly enforced. The airport director shall have the authority to summarily deny further use of the airport to those who violate these regulations, or the rules and regulations of FAA or FDOT. Immediate appeal may be made to the city manager by persons so denied airport use. Such incidents will be reported to FAA.

(code 1960, Sec. 3.03)

Sec. 14-9 FUELING

(a) No aircraft shall be fueled or defueled while the engine is running or being warmed by application of exterior heat or while such aircraft is in a hangar or enclosed space.

(b) No smoking shall be permitted within 50 feet of an aircraft being fueled or defueled.

(c) No person shall operate any radio transmitter or receiver or switch electrical appliances off or on in an aircraft during fueling or defueling.

(d) During Fueling, the aircraft and the fuel dispensing apparatus shall both be grounded to a point of zero electrical potential.

(e) Persons engaged in the fueling and defueling of aircraft shall exercise due care to prevent overflow.

(f) No passenger shall be permitted in any aircraft during fueling or defueling unless a cabin attendant is present at or near the cabin door, and, except for such attendant, only personnel engaged in fueling, maintenance, and operation of an aircraft shall be permitted within 50 feet of such aircraft during any such operation.

(g) No person shall use any material or equipment during fueling or defueling of aircraft which is likely to cause a static leak.

(h) Adequate fire extinguishers shall be within ready reach of all fueling and defueling operations.

(i) No person shall start the engine of any aircraft when there is any excess gasoline or on the ground under such aircraft.

(j) Fueling hoses and defueling equipment shall be maintained in a safe, sound and nonleaking condition and shall be equipped with a grounding device to prevent ignition of volatile liquids.

(k) The fueling and defueling of aircraft shall be conducted at least 50 feet from any hangar or other building.
(Code 1960, Sec. 3.04(a))

Sec. 14-10. FIRE HAZARDS.

(a) Smoking shall be prohibited in certain areas suitably posted by or at the direction of the airport director.

(b) No person shall use volatile inflammable substances for cleaning floors in any building of the airport.

(c) No person shall keep, store or discard any inflammable liquids, gasses, signal flares, oil rags or other similar material in the hangars or in any buildings on the airport, provided that such material may be kept in the aircraft for such purposes or in rooms or areas specifically approved by the airport director for such storage.

(d) Lessees of hangars and other portions of the airport shall provide metal receptacles with self-closing covers for storage of oily wastes, rags, and other rubbish. All such waste shall be removed by the lessees daily.

(e) No person shall use inflammable, volatile liquids in the cleaning of aircraft, aircraft engines, propellers and appliances unless such cleaning operations are conducted in the open air or in a room specifically set aside for that purpose. Such room shall be properly ventilated, fireproofed and equipped with readily accessible and adequate fire-extinguishing apparatus.

(f) All lessees on the airport shall keep the floors of their hangars and hangar and terminal apron and areas adjacent thereto, leased by them respectively, free and clear of grease, oil and other inflammable material.

(Code 1960, Sec. 3.04(b))

Cross Reference – Fire prevention and protection, ch. 42.

Sec. 14-11. SURFACE VEHICLE OPERATIONS.

(a) Definitions.

Air Operations Area (AOA) - Areas of the Airport used or intended to be used for landing, takeoff, or surface maneuvering of aircraft. This may include any Airport land enclosed by the perimeter fence.

Airport Employee - Authorized personnel of Airport Administration, and all organizations, activities, and governmental agencies located on or connected with the operation, maintenance, and servicing of the Airport.

Airport Administration - Persons employed by the City of Lakeland to supervise the operation and management of the Airport. This shall also mean the Airport Director or his designated representative when the context permits.

Air Traffic Control (ATC) - Means the air traffic control tower located on the Airport operated by Airport Administration in conjunction with the Federal Aviation Administration contract tower Association.

Apron or Ramp - An area on the Airport intended to accommodate aircraft for purposes of loading or unloading passengers or cargo, refueling, parking, maintenance, or other servicing operations.

Driver - Any person who drives and is in actual physical control of a vehicle on any roadway, parking lot, ramp area, taxiway; or one who is exercising

control of a vehicle or steering a vehicle being towed by another motor vehicle.

Emergency Vehicle - Vehicles of any police, fire department, ambulances, or any vehicle carrying an Airport official or Airport employee while in response to an official emergency call.

Foreign Object Debris (FOD) - Any garbage, metal, rocks, paper or other debris within the AOA. These items can cause damage to aircraft engines, tires, or the aircraft structure itself. FOD can also damage persons or property. The prevention *and* removal of FOD is the responsibility of all persons working in the AOA.

Hold Lines - Consist of two continuous and two dashed lines, spaced six (6) or twelve (12) inches between lines, perpendicular to the taxiway centerline at the entrance to a runway. Indicates stopping point for aircraft or vehicles from crossing until clearance is obtained from Air Traffic Control.

ILS Critical Area - Shall mean the zone encompassing a specific ground area in vicinity of an antenna which must be protected from encroachment by vehicles to ensure the continuous integrity of the signal received by user aircraft.

Movement Area – Means runways, taxiways, and other areas of the Airport which are used for taxiing, hover taxiing, air taxiing, takeoff, and landing, of aircraft exclusive of aprons/ramps and aircraft parking areas. Specific approval from Air Traffic Control must be obtained prior to entering the movement area.

Non-Movement Area – Areas of the AOA (aprons/ramps, parking areas and taxiways) not under the control of Air Traffic Control (ATC), and Air Traffic Control approval is not required.

Primary Tenant – Any organization that has a current signed and executed lease or agreement with the City of Lakeland, Airport Administration.

Rules and Regulations - All procedures, rules and regulations as amended from time to time by Airport Administration.

Runway - A defined rectangular area, on a land airport, prepared for the landing and takeoff of aircraft along its length. Runways are normally numbered in relation to their magnetic direction, rounded off to the nearest 10 degrees. At the Lakeland Linder Regional Airport, the runways are designated as Runway 05/23 and Runway 09/27.

Runway Safety Area – An area 500 feet wide centered on the runway centerline, which extends 1000 feet beyond each runway end.

Taxiway – That portion of the movement area used for surface maneuvering of aircraft to transition on the Air Operations Area.

Taxiway Safety Area – An area approximately 200 feet wide centered on the taxiway centerline.

Vehicle - Any device for the conveyance of people or goods on Airport property, whether wheeled, tracked or trailers hitched on to a device or for the service and maintenance of equipment or property.

(b) Licensing and Registration.

- (1) Primary tenants are responsible for controlling access to the Air Operations Area through their lease area.
- (2) Primary tenants are responsible for, and must authorize in writing any subtenants, employees, or others who require driving privileges on the Movement Area.
- (3) No person shall operate motorized vehicles of any kind on the Airport without a valid Florida Operator License.
- (4) No person shall operate any vehicle in the Air Operations Area, except for equipment necessary for the tenants normal operation.
- (5) Vehicles operating in the Movement Area shall be subject to approval by Airport Administration.

- (6) The Airport Director may restrict vehicle operations to certain portions or segments of the Air Operations Areas. Such restrictions shall prohibit vehicle operation outside designated areas.
- (7) All Movement Area operators must successfully complete the Driver Training Course prior to driving on the Movement Area of the airfield. The Driver Training Course consists of:

- Airport Familiarization
- Airport Rules and Regulations
- Radio Communication Phraseology and techniques
- Requirements for operating on the Movement Area,
- Consequences for noncompliance with driving rules,
- Overview of Runway incursions
- Ground movement procedures
- Driver responsibilities.

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above, at
- (8) All Persons driving on the Movement Area of the Air Operations Area are required to display a Lakeland Linder Regional Airport issued identification badge on their outermost garment, at waist level or all times.
 - (9) Any fines levied against the Lakeland Linder Regional Airport by another governing body due to noncompliance by a tenant shall be the responsibility of the tenant.

(c) Driving Rules.

- (1) No person shall operate a vehicle of any kind on the Airport in a reckless or negligent manner, or in excess of the speed limits prescribed.
- (2) No person operating a vehicle on the Airport shall fail to observe the directions of the Airport Director, Air Traffic Control, or posted signs.
- (3) No person under the influence of alcohol or narcotic drugs shall operate any vehicle or aircraft on the Airport.

- (4) No person shall operate any vehicle on the Airport, overloaded or carrying more passengers than vehicle was designed to carry. Passengers may not ride in any trailer, or cart.
- (5) No vehicle shall be operated on the Airport if it is so constructed, equipped, or loaded as to endanger persons or property.
- (6) Vehicles shall yield the right of way to emergency equipment responding to an emergency.
- (7) Vehicles shall yield to any aircraft and shall pass at a safe distance from any wing or tail section of a parked aircraft.
- (8) Vehicles shall yield the right of way to emergency equipment responding to emergencies.

(d) Aircraft Shall Have the Right of Way Over All Vehicles.

- (1) The maximum number of carts, equipment, or other pulled by a vehicle shall not exceed four (4) when pulled in a single train.
- (2) Only vehicles with an operational need may drive on the Movement Area of the Airport. Runways and Taxiways should not be used as a throughway.
- (3) No ground vehicle shall enter a Movement Area without prior clearance from Air Traffic Control Tower, or following proper CTAF procedures when Air Traffic Control is closed.
- (4) Vehicles operating on any part of the Movement Area of the Air Operations Area shall be required to have continuous two-way radio contact with Air Traffic Control.
- (5) Unauthorized vehicles must be escorted by a properly authorized and equipped ground vehicle.
- (6) In case of radio failure, all persons operating a ground vehicle on the Movement Area shall be required to know and comply with the Air Traffic Control Light Gun Signals listed below:

Traffic

Steady Green - Cleared to cross, proceed to go
Flashing Green - Not applicable
Steady Red - STOP
Flashing Red - Clear the Taxiway/Runway
Flashing White - Return to starting point on the Airport
Alternating Red and Green - Exercise extreme caution

- (7) All vehicle damage to Airport property (gates, buildings, signs, etc.) shall be immediately reported to Airport Administration. The responsible Airport tenant may be liable for monetary damage incurred.

(e) Vehicle Requirements.

- (1) Personal vehicles are not permitted on the Movement Area, unless authorized by & used for business purposes.
- (2) Vehicles operating on the Movement Area shall display a company name and/or logo. Lettering shall be at least 1.5" tall. Fuel trucks and other vehicles specified by Airport Director shall display their call sign number in twelve (12) inch tall numbers.
- (3) Authorized vehicles on the Movement Area must be equipped with an operating yellow rotating beacon or strobe light visible from 360 degrees. An approved orange and white checkered flag may be allowable temporary situations, during daylight hours only. Emergency use beacons required for that vehicle per Florida State Statue.
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vehicles may
- (4) Vehicles used from sunset to sunrise shall have headlights and taillights.
- (5) Vehicles operating in the Movement Area must be equipped with a two-way radio, and must be in continuous communication with the Control Tower. The two-way radio must be capable of transmitting and receiving on Air Traffic Control ground control frequency, 121.40 MHZ or common traffic advisory frequency, 124.50 MHZ when Air Traffic Control is closed.
- (6) All vehicles must meet the minimum insurance coverage stipulations as required by Airport Administration. Proof of insurance required when requested by Airport Director.

- (7) The use of any unsafe or malfunctioning vehicles/ground equipment is unauthorized. It is the responsibility of the user to ensure that his/her equipment is in safe operating condition:

Brakes - in safe operating condition
Lights - both headlights in operation
Glass - no broken glass
Steering - in proper operating condition
Tires – safe operating condition.
Hitches - in safe operating condition.

- (8) Airport Administration personnel are authorized to inspect and declare unfit for operation on the Movement Area, any vehicle or piece of equipment that does not comply with the safety and/or operating rules of the Airport.

(f) Vehicle Speed Limits.

- (1) Speeds, at all times, shall be no greater than is reasonable and prudent under existing traffic, safety, and weather conditions.
- (2) Speed limit on the Air Operations Area is 15 miles per hour (mph).
- (3) Speed limit within the wingtip radius of aircraft is 5 mph.
- (4) Speed limit of Airport perimeter roads is 25 mph.

(g) General Safety Rules.

- (1) No tenant or employee may repair, dismantle, or service equipment, including vehicles, in other than areas designated by the Airport Director.
- (2) All vehicles/equipment shall be parked only within each tenant's designated leased areas. Service roads and driveways shall not be blocked. Vehicles stopped in other than designated parking areas must be attended at all times.

- (3) No person shall refuse to comply with any lawful order or direction given by the Airport Director or Police.
- (4) Contractor or other special vehicles operating within the Air Operations Area may be required to display an orange and white checkered flag.
- (5) All vehicles operating on the Runways, excluding vehicles responding to an emergency, shall, when possible, do so in a direction opposite to aircraft traffic flow.

(h) Driver Violations.

- (1) Airport Administration personnel are authorized to cite violations on any violation of Airport Rules and Regulations. Penalties for such violations are as follows:

- (a) **1st Violation** - Driver's primary tenant will be subject to a \$100.00 fine, and Individual driver's privileges revoked until he/she successfully re-completes the Driver Training Course.
- (b) **2nd Violation** - Driver's primary tenant will be subject to a \$200.00 fine. Individual driver will receive a 30-day suspension of privileges, and the driver must successfully re-complete the Driver Training Course.

Note: Fine for second violation is imposed on tenant whether violation is committed by same employee who committed previous violation or another employee.

- (c) **3rd Violation** - Driver's primary tenant will be subject to a \$500.00 fine. Individual driver will receive a one-year suspension of privileges, and driver must successfully re-complete the Driver Training Course.

Note: Fine for third violation is imposed on tenant whether violation is committed by same employee who committed previous violation(s) or another employee.

- (d) **4th Violation** - Driver's primary tenant will be subject to a \$1,000.00 fine, and Individual driver's privileges will be suspended indefinitely.

Note: Fine for fourth and subsequent violations is imposed on employer whether violation is committed by same employee who committed previous violation(s) or another employee. Fines are cumulative for a twelve (12) month period.

- (e) If a violation is received, the primary tenant that granted privileges to drive on the Movement Area must issue the payment covering stated fine. The Airport will not accept payment in any form other than from the primary tenant.
 - (f) If an employee is cited for violation of an extremely serious nature (such as driving under the influence of alcohol/drugs or driving onto an active Runway/Taxiway without prior Air Traffic Control clearance) - employee is subject to immediate revocation of driving privileges.
- (2) Persons operating vehicles on Movement Areas without authorization shall be subject to arrest for trespassing per Florida State Statute 810.
 - (3) In the case of revocation of driver privileges, an employee may, within two business days of the loss of access rights, provide written notice to the Airport Director of his intention to appeal this decision. Within a reasonable period of time, the Airport Director or his designee, shall meet with the employee and any appropriate parties including but not limited to Airport staff and tenant representative(s) to review the merits of the decision to revoke the employee's access rights. After review of the circumstances, the Airport Director will make a final determination.

Sec. 14-12. RESTRICTION OF COMMERCIAL ACTIVITY.

Business or other commercial activity will be conducted only under such terms and conditions as authorized by an appropriate license, lease or permit, duly executed and

approved by the city commission. Such activities will be limited to those authorized by such licenses, lease or permit.

(Code 1960, Sec. 3.02(a))

Cross References – Businesses, ch. 18; peddlers and solicitors, ch. 78; secondhand goods, ch. 82.

Sec. 14-13. CARRYING WEAPONS.

No Weapons or firearms will be carried on the airport except those used by duly authorized law enforcement officers and encased sporting guns for air shipment. Such sporting guns will be subject to inspection prior to shipment or boarding.

(code 1960, Sec. 3.02(b))

Sec. 14-14. BUILDINGS, STRUCTURES GENERALLY.

No building, sign or other structure, whether publicly owned or privately owned, will be altered or erected without the approval of the airport director, city manager or city commission, whichever is appropriate except as may be authorized by an existing state, county and municipal building and sanitation codes.

(Code 1960, Sec. 3.02(c))

Sec. 14-15. SOLICITATION.

No person shall solicit for any reason at the airport. This will not be construed to prohibit salespeople and other agents having business with airport tenants and users related to the operation and use of the airport or FBO facilities.

(Code 1960, Sec. 3.02(d))

Cross Reference – Peddlers and solicitors, ch.78.

Sec. 14-16. ABANDONED PROPERTY.

Personal property of any nature or description shall not be abandoned on the airport. Any such property left in any place, area or building not authorized for storage of such property shall be considered to be abandoned and will be removed at the owner's expense.

(Code 1960, Sec. 3.02(e))

Cross Reference – Impounded and abandoned property, ch. 54.

**Sec. 14-17. STORAGE, MAINTENANCE OF MATERIAL, EQUIPMENT
GENERALLY.**

Material or equipment shall not be stocked, stored, maintained or repaired in such a manner or in any area as to constitute a hazard to personnel or property.
(Code 1960, Sec. 3.02(f))

Sec. 14-18. HIGH HAZARD ACTIVITIES.

High Hazard activities such as painting and doping and the use of volatile cleaning agents shall be conducted only in those areas and buildings considered safe for such activities as determined and authorized by the airport director or FBO's.
(Code 1960, Sec. 3.02(g))

Sec. 14-19. ANIMAL CONTROL

Dogs or other pets shall be leashed at all times while at the airport. Animals not under the physical control of an attendant will be turned over to municipal or county authorities.
(Code 1960, Sec. 3.02(h))

Cross Reference – Animals, ch.10.

Sec. 14-20. TRESPASS.

No person shall enter upon any operations area, such as the apron, taxiways, runways or safety strips, utilities and service areas or any area designated as restricted, except persons assigned to duty therein, persons authorized by the airport director or passengers under supervision enplaning or deplaning.
(Code 1960, Sec. 3.02(I))