



CITY OF
HAYWARD
HEART OF THE BAY

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DATE: December 18, 2007
TO: Mayor and City Council
FROM: City Clerk
SUBJECT: Adoption of an Ordinance Repealing Sections 2-6.50 to 2-6.116 of Chapter 2, Article 6, of the Hayward Municipal Code and Enacting a New Ordinance Relating to Airport Rules and Regulations and Minimum Standards

RECOMMENDATION

That the City Council adopt the attached Ordinance.

BACKGROUND

The ordinance was introduced at the December 11, 2007, meeting of the City Council with the following vote:

AYES:	Council Members:	Rodriquez, Quirk, Halliday, Ward, Dowling, Henson
	Mayor:	Sweeney
NOES:	Council Members:	None
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

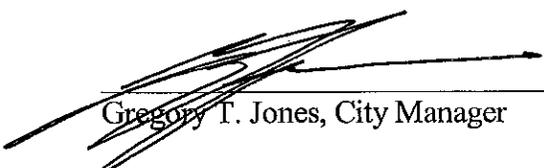
The ordinance was published in the Hayward Daily Review on December 15, 2007. Adoption at this time is therefore appropriate.

Recommended by:



Angelina Reyes, City Clerk

Approved by:



Gregory T. Jones, City Manager

Attachment: Draft Ordinance

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE BY THE CITY
COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE REPEALING SECTIONS 2-6.50 TO 2-6.116 OF CHAPTER 2, ARTICLE 6,
OF THE HAYWARD MUNICIPAL CODE AND ENACTING A NEW ORDINANCE
RELATING TO AIRPORT RULES AND REGULATIONS AND MINIMUM STANDARDS

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HAYWARD DOES ORDAIN
AS FOLLOWS:

ARTICLE 6

HAYWARD EXECUTIVE AIRPORT CODE

(As amended by Ord. No. 07-__ C.S., adopted December __, 2007)

<u>Section</u>	<u>Subject Matter</u>
2-6.00	TITLE
2-6.01	STATEMENT OF POLICY
2-6.02	GOVERNING BODY
2-6.03	EFFECTIVE DATE
2-6.04	AIRPORT MANAGEMENT
2-6.05	AUTHORITY TO ADOPT
2-6.06	COMPLIANCE WITH REGULATORY MEASURES
2-6.07	REPEAL OF PRIOR REGULATORY MEASURES
2-6.08	AMENDMENTS
2-6.09	ENFORCEMENT
2-6.10	RIGHTS RESERVED
2-6.11	RESPONSIBLE PARTY
2-6.12	CIVIL RIGHTS
2-6.13	PROHIBITING USE OF THE AIRPORT
2-6.14	RENTALS, RATES, FEES & CHARGES FOR USE OF AIRPORT
2-6.15	RESTRICTED AREAS
2-6.16	PERSONAL CONDUCT and BEHAVIOR
2-6.17	ABANDONED or DERELICT VEHICLES and AIRCRAFT
2-6.18	AIRPORT OPERATIONS AREA (AOA)
2-6.19	AIRCRAFT MOVEMENT AREA (AMA)

HAYWARD EXECUTIVE AIRPORT. RULES and REGULATIONS.

<u>Section</u>	<u>Subject Matter</u>
2-6.20	PURPOSE
2-6.21	APPLICABILITY AND CONDITIONAL USE OF AIRPORT
2-6.22	VIOLATION and PENALTY REVIEW PROCESS
2-6.23	GENERAL
2-6.24	CONDUCT
2-6.25	ABANDONED, DERELICT OR LOST PROPERTY INCLUDING VEHICLES AND AIRCRAFT
2-6.26	ENVIRONMENTAL CLEAN UP
2-6.27	WEAPONS AND EXPLOSIVES
2-6.28	ALCOHOLIC BEVERAGES
2-6.29	TRASH AND OTHER WASTE CONTAINERS
2-6.30	FIRE
2-6.31	HAZARDOUS WASTE AND MATERIALS

- 2-6.32 PAINTING, FLAMABLES, EFFLUENTS, POLLUTANTS AND AIR CONTAMINANTS
- 2-6.33 EMERGENCY CONDITIONS
- 2-6.34 SPECIAL EVENTS
- 2-6.35 AIRCRAFT
- 2-6.36 AIRCRAFT MAINTENANCE, PAINTING AND CLEANING
- 2-6.37 AIRCRAFT ENGINE OPERATIONS
- 2-6.38 AIRCRAFT PARKING AND STORAGE
- 2-6.39 AIRCRAFT OPERATIONS
- 2-6.40 LIMITATIONS TO AIRCRAFT OPERATIONS
- 2-6.41 VEHICLES
- 2-6.42 AIRPORT OPERATIONS AREA (AOA)
- 2-6.43 AIRCRAFT MOVEMENT AREA (AMA)
- 2-6.44 CITY HANGARS AND TIEDOWNS
- 2-6.45 REFUELING, DEFUELING AND FUEL STORAGE
- 2-6.46 OPERATOR AND LESSEE
- 2-6.47 DEFINITIONS
- 2-6.48 – 2-6.49 [RESERVED]

HAYWARD EXECUTIVE AIRPORT. MINIMUM STANDARDS.

- | <u>Section</u> | <u>Subject Matter</u> |
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| 2-6.50 | PURPOSE AND SCOPE |
| 2-6.51 | EXCLUSIVE RIGHTS |
| 2-6.52 | APPLICABILITY |
| 2-6.53 | GENERAL REQUIREMENTS |
| 2-6.54 | MULTIPLE ACTIVITIES |
| 2-6.55 | LEASED PREMISES – ALL OPERATORS |
| 2-6.56 | PRODUCTS, SERVICES AND FACILITIES |
| 2-6.57 | NON-DISCRIMINATION |
| 2-6.58 | LICENSES, PERMITS, CERTIFICATIONS AND RATINGS |
| 2-6.59 | PERSONNEL |
| 2-6.60 | SECURITY |
| 2-6.61 | INSURANCE |
| 2-6.62 | TAXES |
| 2-6.63 | FIXED BASE OPERATOR (FBO) |
| 2-6.64 | LEASED PREMISES - FBO |
| 2-6.65 | FUEL STORAGE, HANDLING AND EQUIPMENT |
| 2-6.66 | SPECIALIZED AVIATION SERVICE OPERATOR (“SASO”) DEFINITIONS |
| 2-6.67 | SPECIALIZED AVIATION SERVICE OPERATOR (“SASO”) MINIMUM STANDARDS |
| 2-6.68 | BUSINESS QUALIFICATION APPLICATION & BUSINESS PLAN |
| 2-6.69 | COMMERCIAL OPERATOR PERMIT |
| 2-6.70 | AIRPORT BUSINESS TEMPORARY PERMIT |
| 2-6.71 | NON-COMMERCIAL SELF-FUELING PERMITTEE |
| 2-6.72 – 2-6.118 | [RESERVED] |

HAYWARD EXECUTIVE AIRPORT AIRCRAFT NOISE RESTRICTIONS.

DEFINITIONS

- 2-6.119 AIRCRAFT NOISE LIMIT
- 2-6.120 PRESUMPTION OF AIRCRAFT NOISE VIOLATION
- 2-6.121 REBUTTAL OF PRESUMPTION OF AIRCRAFT NOISE

2-6.122 VIOLATION
2-6.123 EXEMPTIONS
2-6.124 CULPABILITY OF INSTRUCTOR PILOTS
2-6.125 CULPABILITY OF AIRCRAFT OWNER
2-6.126 ENFORCEMENT PROVISIONS
2-6.127 OPERATIVE DATE

Introduced at a meeting of the Hayward City Council held December 11, 2007, the above-entitled ordinance was introduced by Council Member Henson, and by unanimous vote by Council.

This ordinance will be considered for adoption at the next meeting of the Hayward City Council, to be held on December 18, at 8:00 p.m., in the Council Chambers, 777 B Street, Hayward, California. The full text of this ordinance is available for examination by the public in the Office of the City Clerk.

DATED: December 15, 2007

Angelina Reyes, City Clerk
City of Hayward