

ORDINANCE NO. _____

Date Passed:

AN ORDINANCE AMENDING CHAPTER 18 (AVIATION) OF THE MUNICIPAL CODE OF THE CITY OF ROCHELLE TO AMEND VARIOUS AIRPORT REGULATIONS

WHEREAS, the City of Rochelle is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1, et. seq.; and

WHEREAS, the Illinois Municipal Code, 65 ILCS 5/11-103-5, provides, in part, “the corporate authorities of a specified municipality may make all reasonable rules and regulations, for air traffic and airport or landing field conduct, and for the management and control of the municipality's airport or landing field and other air navigation facilities and property under their control”; and

WHEREAS, Chapter 18 (Aviation) of the Rochelle Municipal Code contains rules and regulations for the operation of the Rochelle Municipal Airport (“Airport”); and

WHEREAS, due to changes in the circumstances at the Airport, the City Council deems it appropriate and necessary to amend various rules and regulations of the Airport;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCHELLE, OGLE COUNTY, ILLINOIS, that **Chapter 18** of the Municipal Code of the City of Rochelle be amended to read as follows (deletions in strikethrough, additions in underline):

1. by amending Sec. 18-123 as follows:

“Sec. 18-123. Landings and takeoffs.

(a) All aircraft landing and takeoffs at the municipal airport shall approach and land conforming to the current approved traffic pattern and follow all current FAR Regulations.

(b) Aircraft operators shall use extreme caution when their aircraft are being taxied on the grass or using the grass areas for takeoff and landing, and shall give way to aircraft using the hard-surfaced runway.

(c) Takeoffs and landings over populated areas shall be kept to a minimum in the interest of public safety and convenience, and pilots using the municipal airport shall conform to any applicable noise abatement procedures established by the city.

(d) The ~~FBO~~Airport Manager, or his designee, may at any time prohibit touch-and-go landing due to consideration of other traffic.

(e) Pilots possessing a student permit must follow all current FAR regulations and be under the direct supervision of a qualified instructor.

(f) The procedures for section 18-123 will apply in every case except when emergency conditions exist.”

2. by amending Sec. 145(a) as follows:

“Sec. 18-145. Fueling operations.

(a) No piston aircraft shall be fueled or defueled while the engine is running or being warmed by applications of exterior heat, or while such aircraft is in a hangar or enclosed area. Hot fueling may be permitted for turbine engine aircraft with prior written approval of the Airport Manager, or his designee.”

3. by amending Sec. 18-171 as follows:

“Sec. 18-171. Open flame operations.

No person shall conduct any open flame operations in any hangar or on the airport, except as provided for in a lease agreement or with prior written approval of the Airport Manager, or his designee.”

4. by amending Sec. 18-172 as follows:

“Sec. 18-172. Smoking.

No person shall smoke on the airport apron, in any hangar or shop, service station area, gasoline storage area, or in any public building, room or place on the airport, unless the area is designated as an outside smoking area, approved receptacles are provided and the area is maintained in compliance with any laws of the State of Illinois related to smoking regulations.”

5. by amending Sec. 18-202 as follows:

“Sec. 18-202. Commercial aviation activities.

(a) *Operating agreement required.* No person shall use the airport as a base or terminal for the carrying on of commercial aviation, including, but not limited to, fixed-base operations; aircraft maintenance; scheduled or nonscheduled air carrier carrying passengers, freight, express, or mail; student instruction; communications; or any other commercial flying, without a current commercial operating agreement, contract, lease, or other written agreement with the city authorizing such activity ~~airport manager~~. Any person engaging in commercial

aviation operations shall, upon request, furnish the city a current financial statement which shall reflect the financial status and results of such operations.”

This ordinance shall become effective after its passage, approval and publication as provided by law and shall modify any inconsistent provisions in the municipal code prior to this date.

PASSED AND APPROVED this [] day of [], 2011.

Ayes: _____ Nays: _____ Abstain: _____

Mayor

Attested: _____
City Clerk