

## CHAPTER 9

### FALCON FIELD AIRPORT

See Title 6, Chapter 3 for Aircraft Regulations

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#### 9-9-1: DEFINITIONS:

**AIRPORT:** The Falcon Field Airport. (1246)

**CITY:** The City of Mesa. (1246)

**COUNCIL:** The City Council, City of Mesa. (1246)

**DIRECTOR:** The Neighborhood Services Manager, Neighborhood Services Department, City of Mesa, or his designee. (1246,3168,3766)

**FIELD AREA:** That area on the landing area side of the terminal building, including passenger ramp, aircraft parking areas, shops, hangars, gasoline storage areas, runways, taxiways, perimeter roads, and all areas separated from roadways, sidewalks, buildings, and highways by means of fencing, no trespassing signs, or lack of evidence of provisions of proper facilities for convenient, safe, and easy entrance into and around subject land sections and areas or any other specific areas designated by the Director as field areas. (1246)

**PUBLIC AREA:** That area including the various concessions, rest rooms, terminal building lobby section used for public access, roadways, sidewalks, and parking lots. Office areas and approaches thereto are not public areas. (1246)

**9-9-2: GENERAL RULES AND REGULATIONS:**

- (A) The Director may issue such rules, regulations, orders, and instructions as are necessary in the administration of this Chapter. He may post signs at the airport which state or apply such rules, regulations, orders, or instructions. Each person on the airport shall comply with these orders, regulations, and signs. Each member of the staff of the Director, as a representative of the Director, is empowered to require compliance with the provisions of this Chapter and all orders and regulations issued by the Director. (1246)
- (B) The airport shall be conducted as a public air facility for the promotion and accommodation of civil aviation and associated activities. (1246)
- (C) The airport shall be open for public use at such hours and subject to such restrictions as may be determined by the City Council. (1246)
- (D) The privilege of using the airport and its facilities shall be conditioned on the assumption by the user thereof of full responsibility and risk for such use, and by accepting the use of the airport and its facilities, the user thereof releases and agrees to hold the City and its officers and employees harmless and indemnify them from any liability or loss resulting from such use. The owners and operators of all aircraft based at the airport shall comply with all of the applicable provisions of Title 28, Chapter 12, Arizona Revised Statutes. (1246)

**9-9-3: AIRCRAFT OPERATIONS:**

- (A) No person shall conduct any aircraft operation to, on, from, or over the airport except in conformity with all Federal Aviation Administration regulations; the applicable provisions of Title 28, Chapter 12, Arizona Revised Statutes; this Section; and rules and regulations established by the Director. (1246)
- (B) No person shall take off or land an aircraft on the airport except on a hard surface area unless otherwise authorized by the Director. (1246)
- (C) All aircraft traffic shall conform to the established traffic pattern as approved by the Director and posted at the airport. (1246)
- (D) No person shall park or loiter an aircraft on any runway or taxiway at the airport. (1246)
- (E) No person shall park or store an aircraft at the airport except in areas designated by the Director. (1246)
- (F) Preventive maintenance work, as defined in Title 14, Part 43, Appendix A(c), Code of Federal Regulations, may be performed at the airport tie-down areas by the owner or operator of the aircraft. Aircraft owners who possess current mechanic ratings such as A & P and A & I may do additional work in the tie-down areas subject to approval of the Director. All other aircraft maintenance, rebuilding, and alterations shall be performed only in areas designated by the Director. (1246)
- (G) No person shall conduct experimental flight or ground demonstrations on the airport without prior permission of the Director. (1246)

- (H) No person shall take any aircraft from the landing area or hangars or operate such aircraft while under the influence of intoxicating liquor or a dangerous drug. (1246)
- (I) No person shall board or disembark from any aircraft on a runway or in the takeoff or landing area except in an emergency or with prior approval of the Director. (1246)
- (J) Persons parking transient aircraft shall register their aircraft with the Director or his representative as soon as possible after landing at the airport. (1246)
- (K) All owners and operators who desire to base their aircraft at the airport shall register their aircraft with the Director or his representative prior to beginning operations. Any change in ownership of the aircraft shall be reported immediately. (1246)
- (L) No person shall leave an aircraft unattended unless it is properly tied down or placed in a hangar. (1246)
- (M) No engine in an aircraft shall be started or run without a competent person at the engine controls and unless blocks have been placed in front of the wheels or the aircraft has adequate parking brakes. No aircraft engine shall be operated in such manner as to endanger life or property. (1246)
- (N) No aircraft shall be operated in or taxied into or out of a hangar. (1246)
- (O) If the Director believes the conditions at the airport or any portion thereof are unfavorable for aircraft operations, he may close the airport or such portions thereof, using applicable FAA procedures as appropriate. (1246)
- (P) No aircraft capable of movement on the ground shall be operated on the airport unless it is equipped with wheels and wheel brakes except with permission of the Director. (1246)
- (Q) No aircraft shall be permitted to remain on any part of the landing or takeoff areas for the purpose of repairs. (1246)
- (R) All aircraft shall be taxied at slow and reasonable speeds and shall not be taxied onto a runway without first stopping and waiting for any approaching aircraft preparing to land. (1246)
- (S) No person shall, without the owner's permission, interfere or tamper with an aircraft parked or stored at the airport. (1246)
- (T) No person shall move an aircraft on the airport in a negligent or reckless manner. (1246)
- (U) No person shall start or taxi any aircraft on the airport in a place where the air or exhaust blast is likely to cause injuries to persons or property. If the aircraft cannot be taxied without violating this Subsection, the operator must have it towed to the desirable destination. (1246)

- (V) No person shall move a rotocraft at a place on the airport while its rotors are turning unless there is a clear area of at least fifty feet (50') from the outer tip of each rotor. (1246)

**9-9-4: AIRCRAFT ACCIDENT PROCEDURES:**

- (A) Persons involved in aircraft accidents occurring at the airport shall make a full report thereof to the Director or his representative within twenty-four (24) hours after such accident. (1246)
- (B) Any person damaging property on the airport by means of contact with aircraft shall report such damage to the airport office immediately and shall be fully responsible to the City for costs of repairs. (1246)
- (C) Every pilot and aircraft owner shall be responsible for the prompt removal of his disabled aircraft or parts thereof as directed by the Director or his representative, subject to accident investigation requirements. (1246)

**9-9-5: MOTOR VEHICLE REGULATIONS: (See Section 10-4-8 for Speed Limits)**

- (A) No motor vehicle shall be operated on the airport if it is so constructed, equipped, or located as to endanger persons or property. (1246)
- (B) Each operator of a motor vehicle involved in an accident between that vehicle and an aircraft or in any other motor vehicle accident on the airport that results in personal injury or in total property damage of more than fifty dollars (\$50.00), shall make a full report thereof to the Director as soon as possible after the accident. The report must include the name and address of the person reporting. (1246)
- (C) No person shall operate any motor vehicle on the airport in violation of this Chapter or rules promulgated and posted by the Director or the laws of the State of Arizona. (1246)
- (D) No person shall operate a motor vehicle on the airport in a negligent or reckless manner or in excess of posted speed limits. (1246)
- (E) No motor vehicle shall be permitted on taxiways, runways, or operational areas, except authorized maintenance or service vehicles, without prior permission of the Director. (1246)
- (F) No person shall operate a vehicle on, to, or across a runway except when authorized by the Director or his representative. (1246)
- (G) Operators of motor vehicles on the field area shall yield the right-of-way to taxiing aircraft. (1246)
- (H) All motor vehicles on the field area shall pass to the rear of aircraft whose engines are running. (1246)
- (I) When backing gasoline tenders, the driver shall remain in the vehicle and shall not stand on the running board or fender. Gasoline tenders shall at no time be so positioned as to prevent their rapid removal. (1246)
- (J) Except as authorized by the Director, no person shall clean or make any repairs to motor vehicles anywhere on the airport other than designated shop areas except those minor repairs necessary to remove such motor vehicle to a proper location. (1246)

**(K) Parking. (1246)**

1. No person shall park or stand a motor vehicle on the airport except in an area specifically designated therefor. (1246)
2. No person shall park a motor vehicle in any posted area on the airport for a period longer than that prescribed by the City. (1246)
3. No person shall park a vehicle in a restricted or reserved area on the airport unless he displays, in the manner prescribed by the Director, a parking permit issued by the Director for that area. (1246)
4. No person shall double-park a motor vehicle on any road on the airport. (1246)
5. No person shall abandon a motor vehicle on the airport. (1246)
6. No person shall leave a motor vehicle standing unattended or parked on the airport with a key in the ignition switch, the motor running, a key in the door lock, or an open door. (1246)
7. No person shall park or stand a motor vehicle at any place on the airport in violation of any sign posted by the Director. (1246)
8. No person shall park or stand a motor vehicle within fifteen feet (15') of a fire hydrant on the airport or park in such manner as to block any fire gate or entrance. (1246)
9. No person shall park a motor vehicle in any marked space in such manner as to occupy more than one (1) space. (1246)
10. No person shall park a motor vehicle in individual storage hangars or aircraft shelters unless permitted by the owner or lessee of said structure. (1246)
11. The Director or his agent may remove, at the owner's expense, any motor vehicle which is parked on the airport in violation of this Chapter. The vehicle shall be subject to a lien for the cost of removal. (1246)

**9-9-6: TAXICABS:**

- (A) No person shall operate a vehicle that is carrying passengers for hire from the airport unless he is the holder of a contract authorizing same by the City Council. (1246)
- (B) Except for discharging passengers, no person shall park on the airport a vehicle used for the purpose of carrying passengers for hire unless he is the holder of a contract authorizing same by the City Council. (1246)

- (C) No person shall, on the airport, 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 to an airport building or by any other act or utterance calculated to induce that person to engage the vehicle, unless said taxicab operator is the holder of a contract authorizing same by the City Council. (1246)

**9-9-7: RULES OF CONDUCT:**

- (A) No person shall commit any act or nuisance on the airport. (1246)
- (B) No person shall dispose of garbage, papers, refuse, or other such material on the airport except in receptacles provided for that purpose. (1246)
- (C) No person shall destroy, injure, deface, or disturb any building, sign, equipment, marker or other structure, tree, flower, lawn, or other public property on the airport. (1246)
- (D) No person shall alter, make additions to, or erect any building or sign or make any excavations on the airport without the permission of the Director, subject to lease provisions. (1246)
- (E) No person shall willfully abandon any personal property on the airport. (1246)
- (F) No person may ride horseback on the airport without permission of the Director. (1246)
- (G) No person shall hunt, pursue, trap, catch, injure, or kill any bird or animal on the airport without authorization of the Director. (1246)
- (H) No person, except peace officers, an authorized post officer, air carrier, airport employee, or a member of an armed force of the United States on official duty, shall carry any weapon, explosive, or inflammable material on or about his person, openly or concealed, on the airport without the written permission of the Director. This Section shall not apply to persons carrying firearms in cases, broken down or unloaded, when said firearms are being transported by air. For the purpose of this Section, a weapon includes all those listed in Section 13-3101, Arizona Revised Statutes. (1246)
- (I) No person shall solicit fares, alms, or funds for any purpose on the airport without permission of the Director. (1246)
- (J) No person shall post, distribute, or display signs, advertisements, circulars, or other printed or written matter in the public area of the airport without permission of the Director. (1246)
- (K) No person may enter the airport with a dog or other domestic animal unless the animal is kept restrained by a leash or is confined so as to be completely under control. (1246)
- (L) No person shall loiter or loaf on any part of the airport. (1246)

- (M) No unauthorized person shall enter any restricted area posted as being closed to the public. (1246)
- (N) No person shall use a rest room other than in a clean and sanitary manner. (1246)
- (O) No person shall drink alcoholic beverages in the terminal building lobby. (1246)

**9-9-8: COMMERCIAL PHOTOGRAPHY:**

- (A) Except as hereinafter provided, no person shall take a still, motion, or sound picture on the airport for commercial purpose without the permission of the Director. (1246)
- (B) The Director may allow any of the following to take pictures on the airport for commercial purposes: (1246)
  1. Professional photographers and motion picture cameramen photographing events on the airport as representatives of news concerns or bona fide news publications. (1246)
  2. Professional photographers and motion picture cameramen photographing events at the airport, for nonprofit exhibit, to stimulate interest in air commerce or travel, or for nonprofit educational purposes. (1246)
  3. Professional photographers photographing scenes on the airport for general artistic purposes. (1246)

**9-9-9: USE OF ROADS AND WALKS:**

- (A) No person shall travel on the airport except on a road, walk, or other place provided for the kind of travel he is doing. (1246)
- (B) No person shall occupy or place an object on the road or walk on the airport in a manner that hinders or obstructs its proper use. (1246)
- (C) No person shall walk in a picket line as a picket or take part in a labor or other public demonstration on any part of the airport except in a place specifically assigned by the Director for picket lines or other public demonstrations. (1246)

**9-9-10: USE OF GATE POSITIONS:**

- (A) No person shall use an aircraft gate position on the airport unless he has been authorized to use it. (1246)
- (B) Except in an emergency, no person shall emplane or deplane passengers on the airport on an area that has not been established for that purpose by the Director. (1246)
- (C) No person shall park an aircraft which is carrying explosives or inflammable material, nor shall he load or unload such items on or from such aircraft, other than in areas designated by the Director. (1246)
- (D) No person may repair an aircraft while it is parked at the gate position, except for minor adjustments. (1246)

**9-9-11: FIRE HAZARDS AND FUELING OPERATIONS:**

- (A) Fuel Delivery and Dispensing. No person shall transport or deliver aviation fuels, oils, or lubricants on the airport or dispense fuels into aircraft unless he is the holder of a valid permit with the City authorizing such activity. (1246)
- (B) Cleaning Fluids. No person shall use a flammable volatile liquid having a flash point of less than one hundred degrees (100°) Fahrenheit to clean an aircraft, aircraft engine, propeller, or appliance in an aircraft hangar or similar type building or within fifty feet (50') of another aircraft, building, or hangar. (1246)
- (C) Open-Flame Operations. No open flame, flame-producing device, or other source of ignition shall be permitted in any hangar or similar-type building except in locations approved by the Director. (1246)
- (D) Smoking. No person shall smoke on any apron or ramp, in any hangar or shop, in any aircraft, or in any other place on the airport where smoking is specifically prohibited by the Director. (1246)
- (E) Storage. (1246)
  - 1. No person shall store or stock material or equipment on the airport in a manner that constitutes a fire hazard. (1246)
  - 2. No person shall store any combustible materials, flammable liquids, or other hazardous materials in an aircraft hangar or other building on the airport except in locations and containers approved by the Mesa Fire Department. (1246)
  - 3. Each lessee of a hangar on the airport shall provide suitable metal receptacles for storing waste, rags, and other rubbish and shall remove all rubbish from its premises each week. (1246)
- (F) Apron Surface Areas and Floor Surface. (1246)
  - 1. Each person to whom space on the airport is leased, assigned, or made available for use shall keep the space free and clear of oil, grease, or other foreign materials that could cause a fire hazard or a slippery or otherwise unsafe condition. (1246)
  - 2. No person shall use any material (such as oil absorbents or similar material) that creates an eye hazard when picked up, swirled, or blown about by the blast from an aircraft engine in any passenger loading area or other public area. (1246)
- (G) Doping. (1246)
  - 1. No person shall conduct a doping process on the airport except in a properly designed fire-resistive and ventilated room or building in which all lights, wiring, heating, ventilating equipment, switches, outlets, and fixtures are approved for use in such hazardous areas and in which all exit facilities are approved and maintained for such use or except in an open area as designated by the Director. (1246)

2. No person shall enter or work in a dope room while doping processes are being conducted unless he is wearing sparkproof shoes. (1246)

(H) Fueling Operations. (1246)

1. No person shall fuel or defuel an aircraft on the airport while: (1246)
  - (a) Its engine is running or is being warmed by applying external heat; (1246)
  - (b) It is in a hangar or enclosed space; (1246)
  - (c) 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. A "No Smoking" sign shall be displayed in the cabin and the rule enforced. (1246)
2. No person shall start the engine of an aircraft on the airport if there is any gasoline or other volatile flammable liquid on the ground beneath it of sufficient quantity to constitute a hazard. (1246)
3. No person shall operate a radio transmitter or receiver or switch electrical appliances on or off in an aircraft on the airport while it is being fueled or defueled. (1246)
4. During the fueling of an aircraft on the airport, the dispensing apparatus and the aircraft shall both be grounded in accordance with orders and instructions of the Director. (1246)
5. Each person engaged in fueling or defueling on the airport shall exercise care to prevent the overflow of fuel and shall have readily accessible and adequate fire extinguishers. (1246)
6. During the fueling or defueling of an aircraft on the airport, no person shall, within fifty feet (50') of that aircraft, smoke or use any material that is likely to cause a spark or be a source of ignition. (1246)
7. Each hose, funnel, or appurtenance used in fueling or defueling an aircraft on the airport shall be maintained in a safe, sound, and nonleaking condition and must be properly grounded to prevent ignition of volatile liquids. (1246)

(I) Mesa Fire Code. All persons shall comply with the provisions of the Mesa Fire Code found in Title 7, Chapter 2 of the Mesa City Code. (1246)

(J) Inspections. The City Fire Chief or his duly authorized representatives shall inspect monthly or as often as may be necessary all buildings and premises for the purpose of ascertaining and causing to be corrected any conditions which would reasonably tend to cause fire or contribute to its spread or endanger life or property from fire. All orders, notices, or recommendations of the City Fire Chief shall be complied with by all persons without delay. (1246)

**9-9-12: OBLIGATION OF TENANTS:**

- (A) Use of Premises. No lessee of airport property shall knowingly allow that property to be used or occupied for any purpose prohibited by this Chapter. (1246)
- (B) Trash Containers. (1246)
1. No tenant, lessee, concessionaire, or agent of any of them doing business on the airport shall keep uncovered trash containers on a sidewalk or road or in a public area of the airport. (1246)
  2. No person shall operate an uncovered vehicle to haul trash on the airport. (1246)
  3. No person shall operate a vehicle for hauling trash, dirt, or any other material on the airport unless it is built to prevent its contents from dropping, sifting, leaking, or otherwise escaping. (1246)
  4. No person shall spill dirt or any other material from a vehicle operated on the airport. (1246)
- (C) Bulletin Boards. Each lessee of a hangar or other operational area specified by the Director on the airport shall maintain a bulletin board in a conspicuous place in his hangar or area. He shall post on that board current workmens' compensation notices, a list of competent physicians, a list of his liability insurance carriers, a copy of this Chapter, and a copy of each pertinent order or instruction issued under this Chapter. (1246)
- (D) Storage of Equipment. No tenant or lessee of a hangar, shop facility, or other operational area specified by the Director on the airport shall store or stack equipment or material in a manner to be a hazard to persons or property. (1246)
- (E) Fire Apparatus. Each tenant or lessee of a hangar, shop facility, or other operational area specified by the Director on the airport shall supply and maintain adequate and readily accessible fire extinguishers, approved by Underwriters' Laboratories for the hazard involved, as the Director considers necessary. (1246)
- (F) Right of Inspection. The Director or his authorized representative shall have the right at all reasonable times to inspect all areas under lease to or occupied by tenants. (1246)

**9-9-13: COMMERCIAL OPERATIONS:**

- (A) Policy. As the operator and proprietor of the airport, on behalf of the citizens of the City, it is the policy and intent of the City Council: (1246)
1. To operate the airport in a businesslike manner with as little cost as possible to the taxpayer through the imposition of fair and reasonable rentals, fees, and charges. (1246)
  2. To provide for both private and commercial aviation at the airport to the extent practicable within physical, economical, and environmental constraint. (1246)

3. To provide for the full range of on-base aeronautical support through private enterprise consistent with the need for the service and the availability of space and physical facilities. (1246)
  4. To protect airport patrons and users from unsafe and inadequate aeronautical service and to maintain and preserve all airport facilities in a safe, secure, and orderly condition. (1246)
  5. To promote fair competition and not to expose those who have lawfully undertaken to provide commodities and services at the airport to irresponsible, unethical, or unauthorized competition. (1246)
  6. To permit and provide adequate facilities for owners of general aviation aircraft to work on and service their own aircraft within such limits as may be imposed by this Section or airport regulation for purposes of safety, preservation of airport facilities, and protection of the public interest. (1246)
  7. To promote the utility, educational, and recreational aspects of general aviation. (1246)
- (B) Prohibition. No person shall engage in any business or commercial activity on the airport without a lease approved by the City Council or a sublease from a duly authorized master lessee. For the purpose of this Section, a "person" means any individual or group of individuals, including a company, partnership, corporation, or other association. This prohibition shall apply to persons who use the airport as a base for conducting their activity but whose office or other place of business is not situated on the airport. This prohibition does not apply to: (1246)
1. Aircraft operations in which the flight originates and terminates elsewhere and the Falcon Field Airport is utilized as a temporary stopping place for such purposes as landings, refueling, or other aeronautical service or the embarking or debarking of passengers, except in the case of charter or air taxi airlines. (1246)
  2. Company- or corporate-owned aircraft where personnel or products are transported free of charge, the trip being merely incidental to the company's principal business and not, in itself, a major enterprise for profit. (1246)
  3. Casual or isolated transactions such as sales by the owner. (1246)
- (C) Definition. For the purpose of this Section, a "business or commercial activity" includes the following types of activities when done for hire, compensation, or reward: (1246)
1. Retail sales of any goods, wares, merchandise, or services. (1246)
  2. Pilot training and flight instruction. (1246)
  3. Sale, rental, or charter of aircraft. (1246)
  4. Air carrier and air taxi operations. (1246)
  5. Sale of aviation petroleum products. (1246)

6. Sale or service of aircraft parts, avionics, instruments, or other aircraft equipment. (1246)
7. Repair, maintenance, rebuilding, alteration, or exchange of aircraft and aircraft engines, components, or other parts. (1246)
8. Flying clubs. (1246)

**9-9-14: RATES AND CHARGES:**

A schedule of rates and charges for use of the airport and its facilities shall be established by the City Council, and each person or organization subject to said rates and charges shall promptly pay the amounts due. A copy of such schedule shall be posted in the office of the Director. (1246)

**9-9-15: VIOLATIONS OF THIS CHAPTER:**

- (A) Any person who shall violate any of the provisions of Title 9, Chapter 9 of the Mesa City Code shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed two thousand five hundred dollars (\$2,500.00) or by imprisonment in the City jail for a period not to exceed six (6) months, or by both such fine and imprisonment. (1501,2466)
- (B) In addition to the penalties set forth in the above paragraph, violations of this Chapter or of any rule, regulation, order, or instruction issued by the Director may result in withdrawal of permission by the Director to use the airport. (1501)