ORDINANCE OF THE COUNTY OF SOLANO
ESTABLISHING RULES AND REGULATIONS FOR
THE OPERATION OF AIRPORTS AND AIRCRAFT
ON THE AIRPORTS OR WITHIN THE CONTROL
AREA OF THE AIRPORTS

Ordinance No. 748

The Board of Supervisors of the County of Solano does ordain as follows:

SECTION 1 Definitions:

For the purpose of this chapter, the following words and phrases and their derivatives shall have the meanings given herein:

a) "Airport" shall mean each and every airport and all airport property owned, operated and controlled by the County of Solano. It shall include all improvements, facilities and appurtenances.

b) "Aircraft" shall mean any machine or contrivance used for flying whether heavier or lighter than air.

c) "Director of Airports" shall mean a person appointed by the Board of Supervisors of Solano County who has the initial responsibilities for all airport business and operations, or his representative.

d) "Aircraft Ground Movement Area" shall mean the runway(s), taxiway(s) and parking apron(s) of the airport.

e) "Competent Aircraft Operator" shall mean a person holding a valid license from the Federal Aviation Agency, or a person who in the opinion of the Director of Airports has the requisite skill and knowledge to perform limited ground operations.

f) "Fixed Base Operator" shall mean a person, firm or corporation under contract to the County of Solano as a concessionaire at the airport.

g) "Fire Chief" shall mean the Fire Chief or his authorized representative of the local governmental entity having responsibility for fire protection in the airport area.

h) "Maintain Aircraft" shall mean any form of service, maintenance or repair of aircraft.

i) "Operate Aircraft" shall mean the self propelled pushed or towed movement of aircraft on the ground or in flight.

j) "Owner" shall mean any person, firm, or corporation designated as the legal owner of any certificate, permit or license required for an aircraft by the United States of America.

k) "Regularly situated" shall mean an aircraft based at the airport for a period in excess of ten (10) days.

l) "Access to Nut Tree Airport by Adjacent landowners" means it shall be the policy of the County of Solano to permit privately owned business entities to have access to the taxiway systems of the Nut Tree Airport, when such access is determined by the Board of Supervisors to be in the best interests of the County of Solano, when such entity has shown itself to be qualified for such access under the standards hereinafter listed, and if such entity and the County of Solano have entered into a written contract assuring compliance by such entity, its owners, tenants, employees, agents and successors, with the conditions and requirements hereinafter stated.

SECTION 2 Rules and Regulations:

The Board of Supervisors shall have the power to adopt, amend and repeal rules and regulations for the operation and maintenance of the airport. Such rules and regulations may include a schedule of fees for the use of the airport.

SECTION 3 Compliance with Laws and Regulations:

No person shall operate or maintain any aircraft at the airports except in strict conformity with all ordinances, rules and regulations of the County of Solano, and the regulations of the Federal Aviation Agency and all other applicable laws. All operators of aircraft are responsible for the complete knowledge of all laws, rules and regulations pertaining to the operation of aircraft.

SECTION 4 Violations:

Any person who violates any provision of this chapter shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by imprisonment in the County Jail for a period not to exceed six (6) months, or a fine not to exceed the sum of $500.00, or by both
such imprisonment and fine.

SECTION 5. Business Activities:
No person shall use the airport in any manner whatsoever for any commercial, profit, gainful or revenue producing purpose, including without limitation, flight instruction or aircraft mechanical work, without written approval of the County of Solano. No person shall post, display or distribute any commercial or non-commercial signs, circulars, handbills or advertisements on the airport without the approval of the Director of Airports.

SECTION 6. Aircraft Operating Rules:
No aeronautical activity shall be conducted at the airport except in conformance with current Federal Aviation Regulations. In addition, the following rules shall apply:

a) Aircraft shall be parked in designated areas only and shall have parking brakes set and wheels firmly blocked to prevent movement and/or shall be firmly secured to the ground by ropes or other appropriate means.

b) The aircraft traffic pattern is established at 1000 feet AMSL (above measured sea level). The Nut Tree Airport traffic pattern is established at 800 feet AMSL. Low flying is prohibited except when climbing from take off or descending for a landing or except in emergencies.

c) All aircraft shall observe the approved traffic pattern for the airport, emergency landings excepted.

d) Aircraft shall be stopped and all engines shut off at a minimum distance of twenty-five (25) feet, before entering any hangar or building. No aircraft engine shall be started or run up in any hangar or when the aircraft is tailed toward hangar doors, or positioned in such a manner to constitute a danger to person or property. Taxiing in or out of hangars is specifically prohibited. Engine run-ups and tests shall be performed in areas designated by the Director of Airports and on certain occasions, may be prohibited by the Director of Airports.

e) Aircraft shall take off and land only on designated runways, unless prior approval is authorized by the Director of Airports. Unusual performance tests of aircraft on or from the airport premises shall be accomplished in the manner and areas prescribed and authorized in advance by the Director of Airports.

f) No person shall operate a non licensed or unairworthy aircraft or an aircraft with a known malfunction, off the County Airport, without the prior approval of a Federal Aviation Administration permit.

g) No aircraft shall remain idle on the airport runways. No aircraft shall block the entrance to the airport, taxiways or runways, other than for the normal time required to perform routine check-outs prior to take off. Aircraft shall not cross or enter upon a runway until the pilot has stopped and assured by visual inspection that there is no danger of collision with any person or object.

h) No engine shall be started or operated unless a competent aircraft operator is in the aircraft attending to the controls, the parking brakes are set or the wheels properly blocked to prevent movement. Aircraft shall be taxied, at all times, at a reasonable and safe speed with a competent operator at the controls and shall taxi at operator's discretion unless specifically directed otherwise.

i) No passengers or freight shall be loaded or unloaded from any aircraft unless and until all engines have come to a complete stop.

j) Only aircraft operators and/or aircraft owners of aircraft located on the County's airport shall be granted access to the ramp. It shall be the aircraft operator and/or owner's responsibility to control and supervise the access of all other persons involved in the loading and unloading of aircraft and to close and keep closed any gates which lead to the apron or ramp.

k) Spectators shall not be permitted on the ramp without approval of the Director of Airports, his representative or the Fixed Base Operator(s).

l) The Director of Airports may refuse clearance or delay any flights or other operations at the airport when, in his discretion, he deems such action necessary in the interest of safety and he may regulate touch and go landings whenever traffic volume is such that regulation is necessary for the safe and orderly operation of the airport.

m) Instructions from an authorized control tower shall take precedence over the aforementioned rules, except those rules pertaining to the parking apron or ramp.
SECTION 7. Motor Vehicles:

All persons using the airport shall operate automobiles, motorcycles, trucks or tugs in accordance with the following rules:

a) Vehicles shall be parked within the designated parking areas only.

b) No common carrier vehicle or vehicle for hire shall load or unload passengers or stand at the airport in any place other than in the area designated by the Director of Airports.

c) Vehicles shall not be operated beyond road and parking area limits or on the ramps or aprons except by persons assigned to duty there or authorized by the Director of Airports.

d) No person shall operate any vehicle in any of the landing or taxiway areas, unless authorized to do so by the Director of Airports and then only in the manner prescribed.

e) Vehicle speed shall be limited to fifteen (15) miles per hour, within the airport parking areas.

f) The Director of Airports shall have authority to move vehicles parked in improper locations, and the owners of such vehicles shall be responsible for payment of any towing charges necessitated thereby.

SECTION 8. Firearms:

No person except peace officers; authorized Federal, State and County employees or members of the Armed Forces of the United States on official duty shall carry firearms or explosives on the airport without prior permission of the Director of Airports. No person shall hunt, conduct target practice or discharge firearms or explosives on the airport.

SECTION 9. Fire Safety Rules:

The following Fire Safety Rules shall apply:

a) No person shall store or operate passenger automobiles or trucks within hangars. Power operated industrial trucks and tractors used within hangars shall be of a type approved by the Fire Chief.

b) All tenants will post "no smoking signs" as designated by the Fire Chief. No person shall smoke any cigarette, cigar or pipe or strike any match or kindle any flame whatsoever within fifty (50) feet of any aircraft while being fueled or within fifty (50) feet from fuel islands or any flammable liquid container or within any hangar or aircraft workshop located upon the airport, except as approved by the Fire Chief. Smoking may be permitted within areas designated by the Fire Chief.

c) Cutting, welding, doping and spray painting operations shall be conducted only within areas and buildings approved by the Fire Chief.

d) Each Fixed Base Operator shall institute training programs for employees in the use of portable fire extinguishing equipment and methods of evacuating or relocating occupants of the premises in case of fire or other emergency.

e) Portable fire extinguishers shall be provided and installed by the Fixed Base Operators as directed by the Fire Chief as to number, type and location and shall not be moved from designated locations for any reason other than as a precaution against an immediate hazard or to be recharged.

f) Access to all fire extinguishing equipment shall be kept free and unobstructed at all times. Portable fire extinguishers shall be inspected periodically by the Fire Chief. Fire prevention inspection shall be made by the Fire Chief and fire drills shall be held at his direction.

g) No person shall store or stock material or equipment or place any flammable liquids, solids, gases, signal flares or similar hazardous materials within any hangar or building, except in areas, containers, and quantities specifically approved by the Fire Chief.

h) All tenants of buildings shall provide metal containers equipped with self-closing doors approved by the Fire Chief for storage of oily wastes, rags and similar combustible materials. All such wastes shall be removed by the tenant daily.

i) All tenants of buildings shall maintain the floors of hangars, and all areas leased by them, free and clear of oil, grease and other flammable materials. No person shall use flammable substances for cleaning floors of hangars or other buildings.

j) The cleaning of aircraft engines or other parts using solvents shall be limited in scope and only non-flammable or high flashpoint (100 degrees F. or greater) solvents shall be used during any cleaning process. The disposal of gasoline, oil, solvent...
or other flammable waste products into any drain, manhole, open ditch or other airport areas, is strictly prohibited.

c) All electrical wiring, fixtures and appliances shall be installed and main-
tained in accordance with the Electrical Code of the County of Solano.

l) Every person who becomes aware of any fire or smoldering combustion of an
unwarranted or insidious nature which is not confined within equipment designed for fire or
which is any hazard to the premises shall report said fire or smoldering combustion to the
local fire department.

m) All persons shall comply with all fire safety regulations established by the
local governmental entity having jurisdiction for fire protection at the airport and the Fire
Prevention Code of the County of Solano.

SECTION 10. Financial Responsibility:

All owners of aircraft regularly situated at the airport shall be financially respon-
sible. Any such owner shall, upon request, furnish the County of Solano with evidence of
financial responsibility. The minimum financial responsibility required pursuant to this
section, shall be as follows:

a) Bodily injury or death, excluding occupants of aircraft, one person - Fifty
    Thousand Dollars ($50,000.00).

b) Bodily injury or death, excluding occupants of aircraft, two or more persons
    One Hundred Thousand Dollars ($100,000.00).

c) Property damage - Fifty Thousand Dollars ($50,000.00).

Evidence of financial responsibility shall consist of a certificate of insurance or a
bond issued by an insurance company or a surety company duly authorized to transact business
in the State of California.

If the owner of an aircraft regularly situated at the airport fails or refuses to furn-
ish the County of Solano with the required evidence of financial responsibility when so
requested, the owner shall thereafter be prohibited from basing any aircraft which he may
own at the airport until such time as he complies with the provisions of this section.

SECTION 11. Damage to Aircraft:

Witnesses to and participants in any aircraft causing damage to aircraft in the airport
area shall promptly make a full report of such accidents to the Director of Airports or his
representative. Aircraft operators, owners or their agents shall be responsible for, and
shall cooperate and assist in the prompt removal of damaged aircraft, parts, property or
debris resulting from any accident, provided however, that the Director of Airports or of-
ficials of the Federal Aviation Agency may prohibit the movement or removal of any damaged
aircraft or property.

SECTION 12. Damage to Airports:

Any person causing damage to the airport or any airport property shall be responsible
for the cost of repair or replacement. All damage shall be promptly reported to the Director
of Airports.

SECTION 13. Cleanliness:

All persons using the airport shall place all rubbish, garbage, or other debris in
appropriate containers. Operators performing routine maintenance on their own aircraft shall
keep the area neat and uncluttered at all times.

SECTION 14. Trespassing:

No person shall trespass by walking or conducting any activity of any kind whatsoever
with any type of motorized equipment within the landing area and taxiing area of the airport
without prior approval of the Director of Airports.

SECTION 15. General Standards for Access to the Nut Tree Airport:

a) Before a contract for access to the Nut Tree Airport may be executed, it
   must be shown to the satisfaction of the Board of Supervisors of Solano County, as follows:
   1. That the purpose for which access is requested is a business purpose consistent
      with any County General Plan, or Zoning Ordinance or regulation then in operation and effect.
      It is expressly acknowledged that any County plans or ordinance or regulations will be consis-
tent with and subordinate to Federal Law, regulations, and covenants under existing and
future Federal Grant agreements.

   2. That the use to be made of such access will not diminish or endanger the revenues
      of the County.
3. That the allowance of such access will not involve the granting of an exclusive right for the use of any landing area or air navigation facility upon which Federal funds have been expended, or the granting of an exclusive right for the conduct of any activity on the Airport.

4. That the allowance of such access will not create an undue risk that it might deprive the County of Solano of possession or control, interfere with the use of the Nut Tree airport for public airport purposes, or make it impossible for the County of Solano to carry out its agreements and covenants with the United States of America and the State of California.

5. That the applicant is financially able to provide and maintain the physical facilities which may be made necessary by the requirements of subparagraph b.

6. That the applicant is able to acquire insurance coverage of such kinds and in such amounts as are hereinabove required for all tenants.

7. That the proposed access shall be consistent with the Nut Tree Airport Master Plan, as adopted by the Board of Supervisors, if any.

b) Facilities Standards: Any contract entered into between the County of Solano and an applicant for access to the Nut Tree Airport, must include the following:

1. A plat showing in reasonable detail all proposed taxiways, ramps, parking and tie-down facilities and other aeronautically oriented facilities to be located or constructed on applicant's land, and showing the location or applicant's primary business use.

2. That all taxiways or other access ways, if any, to be connected to the Nut Tree Airport will be connected to the Nut Tree Airport taxiway system, and will be so connected at the expense of the applicant.

3. That all taxiways constructed on Nut Tree Airport land, or connected thereto will be constructed in accordance with County and Federal Aviation Agency pavement design specifications and geometrics applicable to the type of aircraft which may be reasonably expected to use such taxiways.

4. A requirement that for the term of the access contract applicant will maintain all airport connecting taxiways in accordance with standards required by Federal, State and County Laws, and regulations for the maintenance of public airport facilities.

5. A requirement that for the term of the access contract, applicant will keep and maintain in full force and effect, liability insurance of such types and in such amounts as shall from time to time be required of all operators on Nut Tree Airport.

6. A requirement that applicant will at all times comply with all safety laws and regulations adopted by the County of Solano, the State of California, and the Federal Aeronautics Administration and which are applicable to the Nut Tree Airport.

7. A provision that said access shall continue for a specified term of years and a provision for termination of such access for a material breach of contract.

8. A provision to maintain aircraft fuel and tie-down services to be public on the facilities referred to in Paragraph b-1, if it shall be found by the Board of Supervisors that the offering of such services is in the best interests of the County of Solano, and not in conflict with or in violation of any of the General Standards set forth herein.

c) Procedure: The Airport Director, with the assistance of the Aviation Advisory Committee and the County's Airport Consultants, shall make rules and regulations to implement the policies and standards herein set forth.

SECTION 16. Severability:
If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining portions of this ordinance. It being hereby expressly declared that this ordinance and each section, subsection, paragraph, sentence, clause and phrase thereof would have been adopted irrespective of the fact that anyone or more other section, subsection, paragraph, sentence, clause or phrase, be declared invalid or unconstitutional.

SECTION 17. Effective Date:
This ordinance shall be published once before the expiration of fifteen (15) days after its passage in the Daily Republic, a newspaper of general circulation, printed and published in the County of Solano, and shall be in full force and effect thirty (30) days after its passage.

ATTEND:
NEIL CRAWFORD, County Clerk
and ex-officio Clerk of said Board of Supervisors
By /s/ Ellen Starmer
Deputy

/s/ Wallace L. Brazelton
WALLACE L. BRAZELTON, Chairman
Board of Supervisors of the County of Solano, State of California
I, NEIL CRAWFORD, County Clerk and ex-officio Clerk of the Board of Supervisors of the County of Solano, State of California, hereby certify that the above and foregoing ordinance was regularly introduced, passed and adopted at a regular meeting of said Board on the 22nd day of September, 1970, by the following vote:

AYES: SUPERVISORS: Church, Godfrey, Mazzoni, Scofield and Brazelton
NOES: SUPERVISORS: None
ABSENT: SUPERVISORS: None

WITNESS my hand and official seal as such Clerk this 22nd day of September, 1970.

NEIL CRAWFORD, County Clerk

ORDINANCE NO. 749
An ordinance amending Chapter 28, Section 28-6 of the Solano County Code.
The Board of Supervisors of the County of Solano, State of California, do ordain, as follows:

SECTION 1. Chapter 28, Section 28-6, the Solano County Code, is hereby amended by amending Sectional District Map No. 4-F13, which said Amended Sectional District Map is attached hereto and made a part of this ordinance.

SECTION 2. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall be published once in the Vallejo Times Herald, a newspaper of general circulation in the County of Solano, not later than fifteen (15) days after the date of its passage and adoption and shall take effect thirty (30) days from and after its passage.

ATTEST:
NEIL CRAWFORD, County Clerk
and Ex-Officio Clerk of said Board of Supervisors

By Ellen Starmer, Deputy

WITNESS my hand and official seal as such Clerk this 6th day of October, 1970.

NEIL CRAWFORD, County Clerk