

RULES AND REGULATIONS

FOR THE USE OF AIRPORT AND FACILITIES

TRI-CITIES REGIONAL AIRPORT, TN/VA



As Approved by

Tri-Cities Airport Commission

February 25, 2010

The rules and regulations contained herein are established to serve as policy for the safe and efficient operation of Tri-Cities Regional Airport, TN/VA in Blountville, Tennessee by the Tri-Cities Airport Commission.

These rules are subordinate to applicable federal, state, or local government laws or ordinance and shall in no way supersede or abrogate regulations set forth in FAA FAR (Federal Aviation Regulation) Part 139, Certification and Operations of Airports, or Transportation Security Administration policy contained in 49 CFR parts 1540 and 1542, Airport Security.

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1.1 GENERAL

Tri-Cities Regional Airport, TN/VA is operated by the Tri-Cities Airport Commission (Commission), established by the owners of said Airport, same being an unincorporated joint venture consisting of the Cities of Bristol, Kingsport, and Johnson City, Tennessee, Bristol, Virginia, and the counties of Sullivan and Washington, Tennessee, and shall enforce these rules and regulations.

The Commission is vested with the operation, administration, and control of the Airport. The Commission has designated an Executive Director to act as the Commission's representative or agent in the execution of these Rules and Regulations. The Executive Director may also appoint a designated representative(s) to assist in the implementation of these Rules and Regulations.

1.2 DEFINITIONS

Unless specifically defined otherwise herein, or unless a different meaning is apparent from the context, the terms used in these Rules and Regulations shall have the following definitions:

1.2.1 AIR OPERATIONS AREA OR "AOA" shall mean that portion of the Airport that is contained within the perimeter security fence, and includes the runways, taxiways, aprons, grass and other areas subject to the regulations and restrictions of the Federal Aviation Administration (FAA) or the Transportation Security Administration (TSA).

1.2.2 AIRPORT shall mean Tri-Cities Regional Airport, TN/VA located at 2525 Highway 75, Blountville, Tennessee.

1.2.3 APRON OR RAMP shall mean those areas of the Airport within the AOA designated for the loading, unloading, servicing, or parking of aircraft.

1.2.4 COMMERCIAL ACTIVITY shall mean the exchange, trading, buying, hiring or selling of commodities, goods, services or property of any kind, or any revenue-producing activity on the Airport.

1.2.5 COMMERCIAL VEHICLE shall mean any vehicle other than a private, governmental or military vehicle.

- 1.2.6. COMMISSION OR AIRPORT COMMISSION shall mean the Tri-Cities Airport Commission.
- 1.2.7 CONTROL TOWER shall mean the Air Traffic Control Facility located at the Airport, and operated by the Federal Aviation Administration.
- 1.2.8 CURBSIDE shall mean the inner curb immediately adjacent to the north-west face of the Terminal Building.
- 1.2.9 ESCORT means to accompany or monitor the activities of an individual who does not have unescorted authority into or within a secured area or SIDA.
- 1.2.10 EXECUTIVE DIRECTOR OR DESIGNATED REPRESENTATIVE shall mean the chief executive and administrative officer of the Commission.
- 1.2.11 DIRECTOR OF OPERATIONS OR DESIGNATED REPRESENTATIVE shall mean the officer having management supervision of the Airport.
- 1.2.12. FUEL HANDLING shall mean the transportation, delivering, fueling, and draining of aircraft fuel.
- 1.2.13 MOTOR VEHICLE shall mean a self-propelled device in, upon or by which a person or property may be transported, carried or otherwise moved from point to point, except aircraft or devices moved exclusively upon stationary rails or tracks. This term does not include motorized wheelchairs.
- 1.2.14 NON-COMMERCIAL ACTIVITY shall mean activities undertaken not for profit but for philanthropic, religious, charitable, benevolent, humane, public interest or similar purposes.
- 1.2.15 OWNERS shall be mean the unincorporated joint venture which owns the Airport, consisting of Sullivan and Washington Counties, Tennessee, the Cities of Bristol, Johnson City and Kingsport, Tennessee, and the City of Bristol, Virginia. The term "Owners" shall also include any subsequent change in ownership of the Airport by way of the creation of an authority, municipal corporation, public corporation, or any other form of successor or assignee form the current unincorporated joint venture.
- 1.2.16 PARK shall mean to put or leave or let a motor vehicle or aircraft stand or stop in any location, whether the operator thereof leaves or remains in such vehicle or aircraft when such standing or stopping is not required by traffic controls or conditions beyond the control of the operator.

- 1.2.17 PASSENGER TERMINAL COMPLEX shall mean the passenger terminal facility, the surface parking facilities and all roadways associated therewith.
- 1.2.18 PERSON shall mean any individual, firm, partnership, corporation, company, association, joint stock association or body politic; and includes any trustee, receiver, committee, assignee or other representative or employee thereof.
- 1.2.19 PRIVATE VEHICLE shall mean a vehicle transporting persons or property, for which no charge is paid directly or indirectly by the passenger or by any other entity to the operator of the vehicle.
- 1.2.20 PUBLIC PARKING FACILITIES shall mean all parking areas provided for the public at the Airport.
- 1.2.21 RESTRICTED AREA shall mean any area of the Airport posted to prohibit entry or to limit entry or access to specific authorized persons.
- 1.2.22 SECURED AREA shall mean any area of the Airport specified in the Airport Security Program in which certain security measures specified in Part 1542 of the Transportation Security Administration (TSA) Regulations are carried out. This area is where aircraft operations and foreign air carriers that have a security program under Part 1544 or 1546 of the TSA Regulations enplane and deplane passengers and sort and load baggage, and any adjacent areas that are not separated by adequate security measures.
- 1.2.23 SECURITY IDENTIFICATION DISPLAY AREA or "SIDA" shall mean that portion of the Airport which is designated in the Airport's security program in which security measures specified by the Transportation Security Administration are carried out.
- 1.2.24 SOLICITATION OR TO SOLICIT shall mean to directly or indirectly, actively or passively, openly or subtly, ask (or endeavor to obtain by asking), request, implore, plead for, importune, or seek to try to obtain.
- 1.2.25 TENANT shall mean a person who has entered into a lease and/or an operating agreement with the Commission for occupancy of, or operation on and from the Airport.

1.2.26 **TERMINAL BUILDING** shall mean the main passenger terminal building, which incorporates airline ticket counters, baggage claim units, concourse gates and waiting areas for enplaning and deplaning passengers, locations for concessionaires of goods and services, public areas, and business and administrative offices.

2.0 USE OF THE AIRPORT

2.1 APPLICABILITY OF RULES AND REGULATIONS

Any permission granted by the Commission or Executive Director, or his designated representative, directly or indirectly, expressly or by implication, to any person or persons to enter or use the Airport or any portion thereof (including aircraft operations, crew members, and passengers, spectators, sightseers, private and commercial vehicles, officers and employees or lessee and other persons occupying space on the Airport, lessees, sublessees, and permittees, and all other indicated) is conditioned upon compliance with these Rules and Regulations; and entry upon or into the Airport by a person shall be deemed to constitute an agreement to comply with said Rules and Regulations.

2.2 PUBLIC USE

The landing area is open to aircraft, in accordance with the rules and regulations governing the operation of aircraft and the conduct of aircraft as promulgated by the appropriate agencies of the federal government, the State of Tennessee, and the Commission.

2.3 COMMERCIAL USE

No person shall occupy or rent space and no person shall provide any aeronautical service to the public, conduct any business, commercial enterprise or activity, or engage in any other form of revenue producing activity on the Airport without first obtaining a written contract, permit, or other form of written authorization thereof from the Commission.

2.4 SCHEDULED OPERATORS

A person holding a lease or permit for the scheduled operation of aircraft on the Airport, or using the Airport as an alternate, must cause their operation to transpire through the terminal building, or such other building as may be designated by the Commission as the terminal point, and a monthly record of the volume of their activity shall be submitted to the Executive Director in writing.

2.5 SUPPLEMENTAL DOCUMENTS

The following documents contain policies and procedures issued by the Executive Director or his designated representative which are in addition to these Rules and Regulations. These documents are incorporated into these Rules and Regulations by reference.

1. Airport Certification Manual
2. Airport Emergency Plan
3. Airport Security Program

4. Airfield Operations Area (AOA) Access Rules and Regulations
5. Aviation Policies
6. Minimum Standards for Fixed Based Operators and Specialized Aviation Service Operators
7. Minimum Standards for Corporate Aviation Facilities
8. Tri-Cities Regional Airport Parking Rules
9. SIDA and Drivers Training Program

In the event of any discrepancy between these Rules and Regulations and any Supplemental Documents, leases, or agreements, the specific terms of the Supplemental Documents, leases, or agreements will prevail.

Distribution, disclosure and availability of security-sensitive information contained in the Airport Security Program and other documents may be restricted to those persons with an operational need-to-know.

3.0 GENERAL RULES AND REGULATIONS

3.1 OPERATIONAL AREA OCCUPANCY

No person shall use or occupy an operational area for any purpose whatsoever except for matters pertaining to the servicing of tenants, concessionaires, activities associated with aircraft operations or governmental agencies, or matters connected with maintenance and operation of the Airport.

3.2 PARKING AND STORAGE

Unless otherwise provided in a lease or other agreement, no person shall use any area of the Airport for parking and storage of aircraft or property without obtaining permission of the Executive Director. If, notwithstanding, a person uses such area without first obtaining permission, then the Executive Director or his designated representative is authorized to order the aircraft or other property removed or cause same to be removed and stored at the expense of the owner, without liability for damage thereto arising from or out of such removal or storage.

3.3 MANAGEMENT OF THE PUBLIC

The Executive Director or his designated representative at all times has authority to take such action as may be necessary in the handling, conduct, and management of the public in attendance at the Airport.

3.4 REMOVAL FROM AIRPORT PREMISES

The Executive Director or his designated representative may remove or eject from the Airport premises any person who knowingly, willfully or continuously violates any rule or regulation herein prescribed, or any order of instruction issued by or under the authority of the Commission. In every case where practicable, the violator shall first be informed of the violation he has committed and shall be requested to leave the Airport premises peacefully. Upon the failure of the violator to explain or excuse his violation to the satisfaction of the Executive Director or his designated representative, or in the alternative to leave peaceably when the Commission or its designated representative deems this necessary, such direct action may be used by the Commission or its designated representative as required to obtain compliance with the direction that the violator leave the Airport premises.

3.5 VIOLATIONS

Any person, partnership, firm or corporation who shall violate provisions of these Rules and Regulations may, after a hearing before the Executive Director, be deprived of the use of the Airport for such reasonable period of time as may be determined by the Executive Director.

3.6 ADVERTISEMENTS

No person shall post, distribute, or display signs, advertisements, literature, circulars, pictures, sketches, drawings, or other forms of printed or written material without prior written permission from the Executive Director.

3.7 COMMERCIAL PHOTOGRAPHY

No person shall take still, motion, video or other image recordings, or recordings of voices on the Airport for commercial purposes without written permission from and in a manner authorized by the Commission, provided however that this regulation does not apply to bonafide coverage by the news media conducting their business in authorized areas and in accordance with the standard operating procedures and directives of the Commission.

3.8 SOLICITATION

No person shall solicit fares, alms, or funds for any purpose or conduct any poll on the Airport without first obtaining written permission from the Commission.

4.0 FIRST AMENDMENT SOLICITATION

4.1 PERMITTED PROCESS AND PROCEDURE

Any person or organization desiring to engage in non-commercial speech on Airport premises, which speech would be protected under the First Amendment to the United States Constitution, shall be protected in such speech, provided that it will not result in interference with constitutional rights of others, will not interfere with the operations and functioning of the Airport, and are conducted pursuant to the procedures as set forth herein.

4.2 Any person or organization desiring to distribute literature, seek contributions or otherwise communicate with members of the public at the Airport, in the exercise of their First Amendment rights, shall first obtain a written permit from the Executive Director. For purposes of obtaining such permit there shall be submitted to the Executive Director a written request on an application form setting forth the following:

1. The full name, mailing address (other than a post office box number) and telephone number of the person or organization sponsoring, promoting or conducting the proposed activities;
2. The full name, mailing address (other than a post office box number) and telephone number of the individual person or persons who will have supervision of and responsibility for the proposed activities;
3. A description of the proposed activities indicating the type of communication to be involved, including whether solicitations of donations will be conducted;
4. The dates and hours on and during which the activities are proposed to be carried out, and the expected duration of the proposed activities;
5. The number of persons to be engaged in said activities at the Airport at any given time;
6. A certification that the proposed communications are not obscene, defamatory, or otherwise prohibited by law;
7. If donations are to be solicited, a statement signed by the applicant that the applicant represents and will be soliciting donations for the sole benefit of the following, and that the funds will be used for a non-commercial charitable organization as follows:

- a. A religion or religious group;
 - b. A political organization;
 - c. Other non-profit group or organization.
8. Each applicant shall include with the application one of the following:
- a. A copy of an official Internal Revenue Service (IRS) ruling or letter of determination stating that the applicant's organization or its parent organization qualified for tax-exempt status under 26 U.S.C. sub-paragraph 501 (3), (4) or (5). (This requirement will be deemed satisfied if the organization is listed in the current edition of an amendment to IRS publication 78, cumulative list of Organizations); or
 - b. A statement signed by the applicant that the applicant's organization has applied to the IRS for a determination of tax-exempt status under 26 U.S.C. sub-paragraph 501 (3), (4) or (5)j, and the IRS has not yet issued a final administrative ruling or determination on such status.
- 4.3 Any organization or person desiring to obtain a permit for any activities referred to herein shall sign an indemnification and hold harmless agreement, indemnifying the Owners, Airport Commission, its appointed officers, agents, and employees against any claim that might be made against any of the foregoing by reason of activities conducted by the permittee or its agents at the Airport. This agreement must be included with the application.
- 4.4 The permit granting or amending such request shall be issued with reasonable promptness following receipt of the application by the Executive Director, or the applicant shall be furnished with a written statement indicating why the issuance of the permit will be delayed or why a permit will be denied. In no event shall the granting or denial of the permit exceed fifteen (15) business days from the date the application and all relevant information is received by the Executive Director.
- 4.5 Permits will be granted on a "first come, first served" basis. Permits are not transferable except among individuals who have completed and submitted applications for the same permit.
- 4.6 In the event that one individual or entity has a demonstrated need for only a part of the area described in the permit, the Commission reserves the right to grant others use of unused space.
- 4.7 When there are requests for space at the same time by more persons or organizations than the available areas will reasonably accommodate, the Executive Director shall maintain a waiting list and upon availability, notify the next

individual or organization of its turn to utilize the area. Upon expiration of a permit, the individual or organization may request to be placed on the waiting list again, or may re-apply for a permit if there is no waiting list. No individual or organization may sign up for more than one 30 day period at a time.

5.0 PICKETING, MARCHING AND DEMONSTRATIONS

No person shall walk in a picket line as a picket or take part in a labor or other form of demonstration including, but not limited to parades, marches, patrols, sit-ins, and public assemblies on any part of the Airport, except in or at the place specifically assigned through prior arrangements by the Commission for such picketing or other permitted demonstration, and any such picketing or demonstration shall be conducted as follows:

- 5.1 In a peaceful and orderly manner contemplated by law, without physical harm, molestation, threat, or harassment of persons, obscenities, violence, breach of the peace or other unlawful conduct.
- 5.2 Without obstructing the use of the Airport by others and without hindrance to or interference with the proper, safe, orderly, and efficient operation of the Airport and the activities conducted thereon.
- 5.3 In strict accordance with the Airport Rules and Regulations and pursuant to directions and conditions outlined in writing by the Commission on each instance.
- 5.4 Only after applying for and being granted a permit in accordance with Section 4 of these Rules and Regulations.
- 5.5 Picketers must remain moving at all times and shall not walk more than two abreast.
- 5.6 Permitted picketers or demonstrators shall insure that any and all refuse generated by their activities shall be removed from the Airport premises immediately after their demonstration has concluded, or upon termination of their permit, whichever comes first. The picketing and/or demonstration site shall be left in the same general condition of cleanliness as it was found when the picketing and/or demonstration began.

6.0 OPERATING PROCEDURES, EMERGENCY PROCEDURES AND DIRECTIVES

Written operating procedures and directives issued by the Executive Director or his/her authorized representative from time to time shall be considered as addenda to and have the full force and effect as these Rules and Regulations.

- 6.1 When an emergency exists at the Airport, the Executive Director or authorized representative shall be empowered to take that action which within his/her discretion and judgement is necessary or desirable to protect the health, welfare and safety of persons and property and to facilitate the operation of the Airport.
- 6.2 During such an emergency the Executive Director or authorized representative may suspend these Rules and Regulations, or any part thereof, at his/her discretion and judgement and he/she may in addition issue such oral orders, rules and regulations as may be necessary. When the emergency is over the Executive Director or authorized representative shall make declaration ending application of oral rules, and shall put these Rules and Regulations back into effect.
- 6.3 The Executive Director or authorized representative shall at all times have authority to take such reasonable action as may be necessary for the proper handling of the conduct and management of the public in attendance at the Airport.
- 6.4 All applicable provisions of the Statutes and Regulations of the United States and the State of Tennessee, and all applicable ordinances of Sullivan County, Tennessee now in existence or hereinafter promulgated, are hereby adopted by reference as part of the Rules and Regulations of the Airport.

7.0 GENERAL CONDUCT

7.1 COMPLIANCE WITH SIGNS

The public shall observe and obey all posted signs, fences, and barricades prohibiting entry upon an Airport Operations Area (AOA), or Secured Areas or governing the activities and demeanor of the public while on the Airport.

7.2 USE AND ENJOYMENT OF AIRPORT PREMISES

7.2.1 No person, either singly or in association with others, shall by their conduct, or by congregation with others, prevent any other person or persons lawfully entitled thereto from the use and enjoyment of the Airport and its facilities or any part thereof, or prevent any other person or persons lawfully entitled thereto from moving from place to place, or through entrances, exits or passageways on the Airport.

7.2.2 It shall be unlawful for any person to remain in or on any public area, place or facility at the Airport, in such a manner as to hinder or impede the orderly passage in or through or the normal or customary use of such area, place or facility, by persons or vehicles entitled to such passage or use.

7.3 ENVIRONMENTAL POLLUTION AND SANITATION

To the maximum extent possible, each person while on Airport property shall conduct his/her activities thereon in such a manner as to not cause littering or any other form of environmental pollution.

7.3.1 No person shall dispose of garbage, papers, refuse, or other forms of trash, including cigarettes, cigars and matches, except in receptacles provided for such purpose.

7.3.2 No person shall dispose of any fill or building materials or any other discarded or waste material on Airport property except as approved in writing the Commission, and no liquids shall be placed in storm drains or system or which result in water pollution upon having passed through such drain or system.

7.3.3 No person shall use a comfort station, toilet or lavatory facility at the Airport other than in a clean and sanitary manner. No person shall urinate or defecate anywhere on the Airport other than at a toilet or lavatory facility which is provided or authorized by the Commission.

- 7.3.4 No person shall cause any smoke, dust, fumes, gaseous matter or any other matter to be emitted into the atmosphere or carried by the atmosphere except normal emissions from internal combustion engines or jet engines, or smoke from cigarettes, cigars, or pipes.
- 7.3.5 No person shall bring onto the Airport property any garbage, trash, or other forms of refuse for the sole purpose of discarding such material in Airport receptacles or on Airport property, when this material was not generated at the Airport from Airport-related activities (i.e. not placing garbage from home in Airport receptacles).
- 7.3.6 Tenants will be responsible for paying all costs and making arrangements acceptable to the Commission for properly disposing of all trash, debris, and waste generated from tenant operations and leased areas.
- 7.3.7 In the event the Commission determines that a tenant is not taking immediate and appropriate action to control, remove, and remediate any debris, waste, trash, spill or other release of materials generated by a tenant's activities, the Commission can take such action as it deems necessary to halt the generation and release of the material and initiate appropriate clean-up and remediation. The tenant will be fully liable for any cost incurred by the Commission for any clean-up, remediation, or environmental penalties.
- 7.3.8 Tenants must meet all standards established by the Commission for the use and storage of materials on Airport property. Tenants are responsible for compliance with all state and federal regulations regarding the use and storage of materials on Airport property.

7.4 TOBACCO PRODUCT RESTRICTIONS

- 7.4.1 No person shall light or smoke any tobacco products such as cigarettes, cigars, pipes or otherwise, in any part of the Terminal Building. The Tri-Cities Airport Commission (TCAC) has established policy to comply with the State of Tennessee "Non-Smoker Protection Act" set forth in Tennessee Code Annotated, Title 39, Chapter 17, and to strive to protect employees, tenant employees and users of the Tri-Cities Regional Airport, TN/VA (TCRA) from secondhand smoke.

- 7.4.2 Smoking is not permitted in any TCRA facility, including private offices, conference and meeting rooms, restaurant, employee break areas, restrooms, and common-use areas. Smoking is not permitted in any TCAC-owned vehicle.
- 7.4.3 Smoking is also prohibited within any Airport-owned building that has access through a garage type or roll up door.
- 7.4.5 Smoke from any outside area must not infiltrate into areas where smoking is prohibited; therefore, no smoking is allowed within twenty (20) feet of entry ways.
- 7.4.6 This policy is also intended to prevent smoking in any interior or exterior area that may be designated as unsafe for such activity. Thus, smoking may be prohibited in designated exterior locations.
- 7.4.7 Compliance with this policy is mandatory for all employees, tenants, and users of TCRA. Employees who violate this policy are subject to disciplinary action. Tenants in violation of this policy can be considered in violation of the terms of their lease. Civil penalties can be imposed by the State of Tennessee upon individuals and/or business who violate the “Non-Smoker Protection Act”.
- 7.4.8 No person shall spit or expectorate, as a result of any form of smokeless tobacco such as snuff or chewing tobacco, into or upon any trash receptacles, planters, water or drinking fountains, sinks, floors, sidewalks, roads, parking lots or other areas inside or adjacent to the Terminal Building

7.5 ANIMALS

- 7.5.1 No person shall enter any part of the Airport premises with a domestic animal unless such animal is kept restrained by a leash or is confined in such manner as to be completely under control.
- 7.5.2 No person shall enter the Terminal Building with a domestic animal, unless such animal is to be or has been transported by air and is kept restrained by a leash or otherwise confined so as to be completely under control other than (1) assist animals and (2) guard and search dogs under the control of authorized handlers, and are present at the Airport as authorized and approved by the Commission.

- 7.5.3 No person shall permit, either willfully or through failure to exercise due care or control, any animal to urinate or defecate upon the sidewalks or the Airport, or upon the floor or carpet of the Terminal Building or any other building used in common by the public.
- 7.5.4 A relief area has been designated for service animals and other pets that accompany passengers and visitors to the Airport. The area is located in the grass on the right side of the road just before the entrance to the Terminal Building across from the metered parking spaces. A receptacle and plastic bags are provided by dispenser for clean-up use.
- 7.5.5 No person shall feed or do any other act to encourage the congregation of birds or other animals on the Airport.
- 7.5.6 No person shall permit any wild animal under their control or custody to enter the Airport.
- 7.5.7 No person other than in the conduct of an official act shall hunt, pursue, trap, catch, injure or kill any animal on the Airport without the prior written permission of the Executive Director or his/her designee.

7.6 FIREARMS, WEAPONS AND EXPLOSIVE DEVICES

Pursuant to applicable Tennessee law, no person, except duly authorized Airport Public Safety Officers, officers of the Sullivan County Tennessee Sheriff's Department and other law enforcement officers empowered by the State of Tennessee or the U.S. Government to carry such a weapon, or members of the United States Air Force, Army, Marines, Navy, Coast Guard, military reserves or national guard on official duty and pursuant to military regulations may carry, possess or transport any firearms (including handguns) or weapons on the Airport. However, firearms properly encased for shipment and not in the person's manual possession shall be permitted unless otherwise prohibited by federal law. The Commission reserves the right to further restrict or prohibit the possession of any firearms (including handguns) or weapons at its discretion. Nothing contained herein shall prevent federal officers from carrying firearms as prescribed by federal law.

- 7.6.1 For the purpose of this section, a firearm means any weapon or device, including a starter gun, flare gun or the like, which will, or is designed to

or may readily be converted to expel a projectile by the action of an explosive or other propellant; the frame or receiver of any such weapon; any firearm muffler or firearm silencer; any destructive device; or any machine gun. The term "firearm" shall not include any non-functioning antique firearm.

- 7.6.2 For the purpose of this section, a weapon includes any dirk, metallic knuckles, slingshot, billy, tear-gas gun, chemical gun or device, electrical stun gun or device, or any other device the principal function of which is to inflict bodily harm, incapacitation or severe discomfort.
- 7.6.3 No person shall discharge any firearm or weapon on the Airport except in the performance of official duties requiring the discharge thereof.
- 7.6.4 No person shall furnish, give, sell or trade any firearm or weapon on the Airport without prior written authorization from the Commission.
- 7.6.5 The carrying of a firearm or weapon in any building or other location on the Airport must be in conformity with all applicable governmental regulations.
- 7.6.6 No person shall bring or deliver any type of explosive or incendiary device, including fireworks, on or to the Airport.

7.7 PRESERVATION OF PROPERTY

- 7.7.1 No person may destroy, injure, deface or disturb any building, sign, equipment, or other structure, tree, flower, lawn, or other property on the Airport.
- 7.7.2 No person shall travel upon the Airport other than on roads, walks, or other rights-of-way provided for such specific purpose.
- 7.7.3 No person shall alter, add to, or erect any building on the Airport or make any excavation on the Airport without prior written approval of the Commission.
- 7.7.4 Any person causing or being responsible for such injury, destruction, damage or disturbance shall report such damage to the Commission and is liable for the full amount of the damage.

7.8 LOST & FOUND AND ABANDONED PROPERTY

- 7.8.1 Any person finding lost or abandoned items or articles in the public areas of the Airport shall contact the Airport Service Counter or an Airport Public Safety Officer and deposit or leave said articles/property therein or therewith. Nothing in this paragraph shall be construed to deny the right of scheduled air carriers or other Airport tenants to maintain “lost and found” services for property of their patrons, invitees or employees.
- 7.8.2 No person shall willfully abandon any personal property on the Airport.
- 7.8.3 Any luggage or other articles left unattended may be removed by an Airport Public Safety Officer or other authorized law enforcement officer, and may be damaged or destroyed in the process.

7.9 PROHIBITED CONDUCT

No person or organization shall:

- 7.9.1 In any way obstruct, delay or interfere with the free movements of any other person; pin, tie or attach any flower or other symbol, insignia, article or object to the clothing, luggage, or vehicle of any person without their consent; assault or commit battery on any other person; touch any person without their consent; or obstruct and interfere with the conduct or authorized business of the Airport.
- 7.9.2 Use any musical instrument, noise-making device, sound or voice amplifying apparatus, engage in any singing or chanting, or do anything which will reduce the efficiency or interfere with the business functions of the Airport without first obtaining approval from the Executive Director, which activity may be restricted to a location, time and manner.
- 7.9.3 Place a table, bench, chair, sign or other structure on Airport property.
- 7.9.4 Sell any article.
- 7.9.5. Violate any of the provisions of these Rules and Regulations.
- 7.9.6. Distribute literature or solicit funds at the Airport without having first complied with the provisions of these Rules and Regulations relative to obtaining the required permit.

- 7.9.7 Engage in any solicitation(s) not authorized by a valid permit issued by the Commission.
- 7.9.8. Distribute literature or solicit funds at the Airport after the required permit therefor shall have been terminated.
- 7.9.9. Attempt to exercise the privileges under the permit in any area not designated on the permit; leased space in the Terminal Building; any areas reserved for particular uses such as parking areas, restroom facilities; general circulation areas and circulation space for ticket counters and baggage claim areas; any area within twenty-five (25) feet of a doorway or entranceway; any area reserved for embarking or disembarking of motor vehicle passengers; or any area within fifty (50) feet of any security checkpoint or any protected security area.

7.10 AUTHORIZED AREAS

The Commission will review from time to time the Terminal Building and associated landside areas at the Airport to determine the area(s) which will provide a reasonable opportunity for the exercise of the rights and privileges afforded by the First Amendment, while at the same time protect the other users of the Airport from undue harassment in connection with their constitutional rights. The determination will also take into consideration the restrictions and/or limitations necessary to insure the safe, efficient and orderly flow of pedestrian traffic throughout the Airport so that it can be used for the purposes intended and in accordance with its design. The area will be designated on the permit. Such area or areas will be subject to change upon written notice to the applicant, when in the judgement of the Executive Director such change is necessary for the safe or efficient operation of the primary functions of the Airport

7.11 SEVERABILITY

The provisions of this Section shall be severable, and if any of the provisions hereof shall be held to be unconstitutional or invalid, such determinations shall not affect the constitutionality or validity of any of the remaining provisions of this section. It is hereby declared as the Commission's intent that this Section would have been adopted had such unconstitutional or invalid provision or provisions not been included herein.

8.0 GENERAL MOTOR VEHICLE REGULATIONS

No vehicle shall be operated on the Airport in a careless or negligent manner or in disregard of the rights and safety of others, or without due caution or circumspection, or at a speed or in a manner which endangers unreasonably or is likely to endanger unreasonably persons or property, or while the driver thereof is under the influence of intoxicating liquor or impaired by any drug, or if such vehicle is so constructed, equipped, or loaded as to unreasonably endanger or be likely to unreasonably endanger persons or property. All vehicles shall be operated in compliance with the provisions of the Airport Security Program.

8.1 TENNESSEE MOTOR VEHICLE REGULATIONS

Unless otherwise provided herein, the Commission has adopted the Tennessee Motor Vehicle Regulations and has established additional regulations relating to traffic and traffic control. Said regulations shall include, but not necessarily be limited to, regulations for parking, standing, stopping, one-way roadways, through roadways, stop or yield intersections, speed restrictions, crosswalks, safety zones, bus stops, matters pertaining to all forms of commercial ground transportation, traffic lanes, signal devices, limitations on roadway use and restricted areas.

8.2 TRAFFIC CONTROL

The Commission shall erect, or cause to be erected, all signs, markers and signal devices pertaining to traffic control within the boundaries of the Airport. Failure to comply with the directions indicated on such signs, markers, or devices erected, or placed in accordance herewith shall be a violation of these Rules and Regulations and of the applicable provisions of the laws and regulations of Sullivan County and the State of Tennessee.

8.3 PEDESTRIAN TRAFFIC

The operator of any vehicle shall yield the right-of-way to pedestrians. The driver of a vehicle must exercise due care for the safety of any pedestrian upon a roadway.

8.4 UNSAFE VEHICLE

No person shall operate upon the Airport premises any motor vehicle which is in such unsafe condition as to endanger persons or property, or which has attached thereto any object or equipment (including that which is being towed) which drags, swings, or projects so as to be hazardous to persons or property. All ground vehicles shall have functioning headlights and taillights and they shall be used during periods of low light and during night operations.

8.5 ROAD CLOSURE

The Executive Director or his/her authorized representative may close or restrict the use of all Airport roadways to vehicular traffic in the interest of public safety.

8.6 DISABLED VEHICLES

No motor vehicle shall be stored, parked or repaired on Airport property, except in areas so designated by the Executive Director or his/her authorized representative, except for minor repairs necessary with respect to a temporarily disabled vehicle.

8.7 LICENSING

No motorized vehicle shall be operated on the Airport unless the driver thereof is duly licensed to operate such vehicle on state or municipal highways of the state. To operate in the movement areas of the Airport, each driver must possess a valid Airport ID badge with a driver's endorsement.

8.8 PROCEDURE IN CASE OF ACCIDENTS

The driver of any vehicle involved in an accident on the Airport which results in injury to or death of any persons or property damage shall immediately stop such vehicle at the scene of the accident and shall render reasonable assistance. The driver shall immediately, by the quickest means of communication, give notice of the accident to the Airport Public Safety Department, who will complete a report and provide a copy to the Director of Operations.

The driver of each vehicle involved shall furnish the name and address of the owner and the driver of the vehicle, the operator's license and vehicle registration and the name of the liability carrier for the vehicle, to any person injured, the driver or occupant of the vehicle damaged and to any Airport Public Safety Officer, Deputy Sheriff or police officer.

8.9 SPEED LIMITS

8.9.1 No person shall drive a vehicle on the Airport at a speed greater than what prudent under the conditions and having regard to the actual and potential hazards then existing.

8.9.2 No person shall drive a motor vehicle at such a slow speed as to impede or block the normal and reasonable movement of traffic, except when reduced speed is necessary for safe operation or in compliance with the law.

8.9.3 No person shall drive a vehicle on the streets and other vehicular traffic areas on the Airport, including parking areas, in excess of the speed limits indicated on signs posted and maintained by the Airport. In areas in which

signs are not posted, the speed limit shall be 15 miles per hour. The motor vehicle speed limit on the aircraft ramp is 15 miles per hour. Only official vehicles in emergency situations are exempt from posted speed limits.

8.10 DESIGNATED ONE-WAY DRIVES

Vehicular traffic on the entrance and exit drives serving the Terminal Building and related facilities shall be one-way and shall be so designated by signs posted and maintained by the Airport. Movement of vehicular traffic in the opposite direction to that indicated by the signs is prohibited.

8.11 VEHICLE OPERATIONS ON PERIMETER SERVICE ROADS

Only vehicles authorized by the Commission may enter upon and use the AOA perimeter roads on the Airport. All others are prohibited as indicated by signs posted by the Commission.

8.12 PUBLIC PARKING

8.12.1 Operators of motor vehicles using the public parking facilities at the Airport shall observe and comply with all regulatory and directional traffic signs entering and departing said facilities.

8.12.2 Vehicles shall be parked in marked spaces only. No person shall park a motor vehicle in such a manner as to occupy more than one marked space.

8.12.3 No person shall park a motor vehicle in any area requiring payment for parking therein without paying the required parking charges for the right and privilege of parking herein, unless otherwise exempted by state or local regulations.

8.12.4 No vehicle shall remain in any public parking facility on the Airport for more than one hundred and twenty (120) consecutive days without the consent of the Executive Director or the parking lot operator. No person shall inhabit any vehicle (RV, mobile home, camper, etc.) that is parked on any Airport property.

8.12.5 The owner or operator of any vehicle which is improperly parked shall be subject to the issuance of a notice of violation by the Airport's Public Safety Department, and will be subject to a fine as levied by the General Sessions Court of Sullivan County for violations of TCA 55-8-160.

8.12.6 Tenants and tenant's employees may be provided parking in the employees parking lot or other specifically designated areas. Tenants shall be

responsible for the actions of their employees that park in public parking areas (i.e. - the curb in front of the Terminal Building) longer than the time necessary for loading and unloading. Unless specifically authorized by the Commission, tenants and their employees are not authorized to park in metered spaces without paying meter fees. Tenant employees are also subject to having their employee parking lot access revoked for violation of any parking regulation. Imposition of the loss of parking privileges may be appealed to the Chief of Public Safety for resolution.

8.13 RESERVED PARKING

No person shall park any vehicle in any reserved parking area without a valid permit issued by the Commission permitting parking in such a reserved area. Each vehicle parked in said area shall prominently display the identifying insignia provided by the Commission or shall bear other markings acceptable to the Commission, and every such vehicle shall be parked only in the space or area specifically assigned to it.

8.14 LOADING AND UNLOADING OF VEHICLES

The operator of a motor vehicle shall not stop for loading, unloading, or any other purpose on the Airport other than in areas specifically designated for such use, and only in the manner prescribed by signs, lines, and other means provided. Stopping at the curbside of the Terminal building shall be restricted specifically to loading and unloading of the public, passengers and their baggage. Unattended vehicles shall be cited and may be towed at the owner's risk and expense in accordance with Subsection 8.16 of these Rules and Regulations.

8.15 AUTHORITY TO REMOVE VEHICLES

The Airport Commission, through the Executive Director or his/her authorized representative, shall have the authority to tow or otherwise remove or cause to be removed motor vehicles which are parked by the owners/operators on any roadway or right-of-way, or any other area on the Airport in violation of these regulations. This includes any vehicle which is disabled, abandoned, or which creates an operational problem. The expense of such towing or other movement shall be borne by the owner or operator, and the authority shall have no liability for damage to the vehicle in the course of such movement.

8.16 ISSUANCE OF TRAFFIC CITATIONS

Public Safety Officers are authorized to issue traffic citations to motor vehicle operators who violate any provisions of Section 8 of these Rules and Regulations governing the operation, loading, unloading, or parking of motor vehicles on the Airport. These tickets are processed by the General Sessions Court of Sullivan County.

9.0 AIRCRAFT REGULATIONS

9.1 LANDING FEES

No person shall land or take off in an aircraft or from the Airport or use a ramp or aircraft parking and storage area for a revenue-producing flight except upon the payment of such fees and charges as may from time to time be established by the Commission, unless such person is entitled to use such area under lease or special contract.

9.2 FLYING CLUBS

Flying Clubs shall not be permitted at the Airport unless approved by the Commission and/or the Executive Director. Flying Clubs shall be required to obtain from the Executive Director a letter or authorization before operation of such Flying Club. The Club may not derive greater revenue from the use of its aircraft than the amount necessary for the operation, maintenance, and replacement of its aircraft and will provide upon request by the Executive Director a list of membership and an annual financial statement. If the Executive Director has reason to believe a Club aircraft is being commercially operated, he may require the Club to obtain a lease for business activities unless such operations are terminated. In addition, the Club must comply with all applicable terms of the Minimum Standards for Fixed Based Operators and Specialized Aviation Service Operations at the Airport.

9.3 AIRCRAFT ACCIDENT REPORT

The pilot of an aircraft involved in an accident on or near the Airport causing personal injury a report and provide a copy to the Chief of Public Safety. In the event that the pilot is unable to make the notification, the owner or his agent shall make such notification.

9.4 STORAGE AREAS

No aircraft shall be parked, stored, or repaired at the Airport except in the areas designated by Airport management for such use. Violation of this regulation may result in the offending aircraft being removed by order of the Executive Director and impounded until incurred towing and storage charges have been paid.

9.5 PROPERTY DAMAGE

All parties responsible for the destruction or damage to Airport property, whether by accident or otherwise, shall be financially responsible for such damage and destruction; and, in appropriate cases, for such financial losses to the Airport as a result from such damage or destruction, whether by loss of use or otherwise.

9.6 PERSONS ON AIR OPERATIONS AREA

No person or persons, except airmen, duly authorized personnel, passengers going to or from aircraft, or persons being personally conducted by authorized Airport or Tenant employees, shall be permitted to enter the landing area proper, taxi space, or aprons; however, this does not give any such person or persons the privilege of unrestricted use of the Airport. These privileges are confined to the necessary use of the spaces in connection with flights, inspection, and routine duties. Business conducted in this area shall be in compliance with the Airport Security Program and the Airport Certification Manual, and any applicable rules herein prescribed.

9.7 OBSERVANCE OF GOVERNMENT RULES

No person shall operate an aircraft from or on the Airport except in conformity with the provisions of Federal Aviation Regulations, prescribed Air Traffic Rules, Rules and Regulations of the Tennessee Department of Transportation, Division of Aeronautics, or any rules as herein prescribed.

9.8 MANNER OF OPERATION

No aircraft shall be operated on the Airport in a careless manner or without due regard for the rights and safety of others or at a speed that is likely to endanger others. The operator thereof must not be under the influence of intoxicating liquor or impaired by any drug. Extreme caution and vigilance must be maintained at all times.

9.9 AUTHORIZED AREAS

No aircraft shall land, take off, or taxi in area other than those authorized, and in no event shall an aircraft enter a grass or unpaved area unless so authorized.

9.10 AIRCRAFT MOVING

Aircraft shall be moved under their own power only by qualified personnel with proper FAA certifications.

9.11 TAXIING

No person other than a pilot, property endorsed student pilot, or mechanic certified by the Federal Aviation Administration shall taxi an aircraft on any part of the Airport. No person other than a certified pilot, property endorsed student pilot, or mechanic will be at the controls of an aircraft while engines of said aircraft are being started or operated.

9.12 RUNUPS

All runups will be made in a place designated by the Director of Operations or his designated representative.

9.13 DISABLED AIRCRAFT

The pilot or operator of an aircraft shall be responsible for the prompt removal of an aircraft wrecked, disabled, or otherwise abandoned on the Airport. Failure of the operator to comply with this rule will constitute authority for Airport management to have the aircraft removed at the operator's expense and without liability for damage which may result in the course of such remove. The Commission reserves the right to disable Emergency Location Transmitter signals emitting from aircraft when located and/or render the electrical and/or fuel systems safe.

9.14 HAZARDOUS AIRCRAFT OPERATIONS

The Executive Director or his designated representative may prohibit an aircraft from operating on the Airport if, in his opinion, such an operation would be hazardous to persons or property on the Airport.

9.15 NON-PAYMENT OF CHARGES

Airport management shall have the authority to detain or otherwise prohibit the movement or removal of any aircraft for non-payment of storage or other charges due the Commission.

9.16 SELF-SERVICING ACTIVITIES

9.16.1 No person or company shall repair, maintain, service, or test its aircraft or aircraft of others in any public areas of the Airport without a valid permit or lease from the Commission authorizing the repair, maintenance, conditioning, servicing or testing of aircraft.

Any person, firm, or corporation basing an aircraft on the airport may be granted the right to perform services including, but not limited to, maintenance, repair, and fueling, on its own aircraft with its own employees.

Aircraft owners may be permitted to fuel, wash, repair, and otherwise take care of their own aircraft with their own personnel, equipment, and supplies.

An aircraft owner or operator, including but not limited to individuals, air carriers, air taxis, corporate flight departments, charter operators, or flight schools may:

- a. Perform self-service operations, usually in accordance with 14 Code of Federal Regulations (CFR) Part 43.
- b. Use its own sources for parts and supplies.

- c. Perform its own self-fueling activities, including bringing fuel to the airport with its own employees in conformance with these rules and regulations pertaining to self-service operations.

9.16.2 Contracting to a Third Party

Self-service activities must be performed by the owner or employees of the entity involved. Self-service activities cannot be contracted out to a third party. To confirm that particular individuals performing tasks on aircraft are employees of the individual or company conducting the self-service activity, the Commission may request clarifying information, such as payroll data.

9.16.3 Restricted Service Activities

The Commission may require an aircraft owner or operator to:

- a. Observe reasonable rules and regulations pertaining to self-service operations, including local fire safety and federal and/or state environmental requirements.
- b. Confine aircraft maintenance and fueling operations to appropriate locations using equipment appropriate for the job being done.
- c. Limit equipment, personnel, or practices that are unsafe, unsightly, or detrimental to the public welfare or that would affect the efficient use of airport facilities by others.
- d. Pay the same fuel flowage fees that the Commission charges providers selling fuel to the public.

9.16.4 Reasonable Rules And Regulations

The Commission has developed these rules and regulations to ensure safe operations, preservation of facilities, and the protection of the public interest. These rules and regulations include:

- a. Confining the use of paints, dopes, and thinners to structures that meet appropriate safety and environmental criteria.
- b. Establishing safe practices for storing and transportation fuel.
- c. Restricting hangars to related aeronautical activities.
- d. Placing restrictions on the use of solvents to protect sewage and draining facilities.

- e. Establishing weight limitations on vehicles and equipment to protect airport roads and paving, including limits on delivery trucks, fuel trucks, and construction equipment.
- f. Setting time limits on the open storage of non-airworthy aircraft, wreckage, and unsightly major components.
- g. Maintaining minimum requirements for taxiing an aircraft, i.e., student pilot, rated pilot or Airframe and Power Plant (A&P) mechanic.
- h. Setting requirements for escorting passengers and controlling vehicular access.
- i. Requiring certain regulations that mirror FAA regulations in Title 14. For example, requiring a pilot license or medical certificate as a condition for self-servicing aircraft is inconsistent with 14 CFR Part 61 (i.e. an owner is not required to be a licensed pilot or to hold a medical certificate). The aircraft pilot or operator would have to meet FAA licensing requirements. The aircraft owner must simply own the aircraft to self-service it.

9.16.5 Restrictions Based on Safety and Location

The Commission will not permit aircraft owners to introduce onto the airport any equipment, personnel, or practices that would be unsafe, unsightly, or detrimental to the public welfare or that would affect the efficient use of airport facilities by others. Aircraft owners that are subtenants of an airport-tenant, such as an FBO, may not conduct self-fueling or maintenance on the tenant or FBO premises without the approval of the Commission and FBO. However, the subtenant may be directed by the Commission to an alternative location on the airport to self-fuel.

9.16.6 Activities Not Classified as Self-Service

Activities not classified as self-service include servicing aircraft and parts for others, providing parts and supplies to others, receiving services and supplies from fuel cooperative organizations (CO-OPs), and delivery of fuel to owners or operators by off-airport suppliers.

9.16.7 Commission Self-Service Prerogatives

Where an owner or operator does not have the equipment or personnel to meet the Commission's self-service requirements, the Commission may deny the owner or operator the opportunity to perform the specific self-service activity.

9.16.8 Fractional Aircraft Ownership Program

a. Summary

Title 14 CFR Part 91, subpart K, provides the regulatory definitions and safety standards for fractional ownership programs. This regulation defines the program and program elements, allocates operational control responsibilities and authority to the owners and program manager, and provides operational and maintenance safety requirements for fractional ownership programs. (Additional requirements can be found in Part 91, subpart F.)

b. Fractional Ownership

Companies engaged in fractional ownership operations under Part 91, subpart K, will be considered to be aircraft owners for purposes of the self-service provisions of Grant Assurance 22(f), Economic Nondiscrimination, and entitled to self-fuel fractionally-owned aircraft.

9.17 SELF-FUELING

A permit must be obtained by an aircraft owner or tenant flight school to engage in self-fueling of their aircraft. Self-fueling requirements are included in the Minimum Standards for Fixed Based Operators and Specialized Aviation Service Operators which are made part of these rules and regulations by reference.

10.0 FIRE PREVENTION

10.1 SMOKING

No person shall smoke or carry lighted cigars, cigarettes, pipes, matches, or any open flame in or upon any area of the Airport within fifty (50) feet of hangars, fuel storage areas, fuel loading situations, fuel handling vehicles, aircraft being fueled or having fuel drained or in any other place where smoking is specifically prohibited by signs. Smoking in TCRA facilities is prohibited as set forth in Section 7.4.

10.2 OPEN FLAMES

No person shall start an open fire at any place on the Airport without permission from the Chief of Public Safety. Welding in shop areas or areas designated by the Chief of Public Safety is permitted provided all safety precautions are observed and welding equipment is operated by experienced and qualified personnel.

10.3 GOOD HOUSEKEEPING

Good housekeeping will be required at all times by tenants and occupants of all buildings and hangars, both in their assigned areas and during aircraft maintenance operations. Areas surrounding fire extinguishers and sprinkler risers shall be kept clear at all times, and all premises shall be kept clean and clear of all rubbish, junk, debris, old aircraft and vehicles, and any other unsightly objects. If after warning by the Executive Director, the area is not cleaned, cleaning will be ordered by the Executive Director and the costs billed to the tenant or person.

10.4 FLAMMABLE MATERIAL

No person shall store flammable material or equipment, use flammable liquids or gases, or maintain his premises in such a condition as to violate the State of Tennessee codes or any rules herein contained. Flammable liquids having a flash point below 110 degrees Fahrenheit shall at all times be kept in and used from approved safety cans and stored in acceptable metal cabinets, in quantity not to exceed 25 gallons. Transfer of flammable liquids from original containers to safety cans shall be done outside of buildings in a safe location. Areas surrounding storage or flammable material shall be kept clear of all flammable and combustible material.

10.5 EXTINGUISHERS

Tenants of all hangars and buildings shall provide suitable fire extinguishers and equipment which shall be kept in good working order as determined by the Chief of Public Safety or his designated representative and not tampered with or used for any purpose other than fire fighting or fire prevention. Extinguishers shall be inspected at least every 12 months by qualified personnel. Tags showing the date of the last such inspection shall be left attached to each unit.

10.6 FIRE CODE COMPLIANCE

Tenants and all persons occupying Airport buildings are required to comply with applicable State of Tennessee fire regulations.

10.7 PERIODIC INSPECTIONS

All premises on the Airport will be subject to periodic safety inspections. These inspections shall be made by the Chief of Public Safety or his designed representative. Recommendations and infractions will be reported to the tenants or persons involved for corrective action.

11.0 STORAGE TANKS AND CONTAINERS

- 11.1 No aboveground or underground storage tanks or storage containers (with storage capacity exceeding fifty (50) gallons) may be brought onto the Airport, installed on, or used on the Airport without prior approval by the Commission. The Commission reserves the right to establish standards for the type, use, and location for any storage tank or container proposed for use on the Airport. This right includes the ability to approve any tanks used for the transport of products on the Airport.
- 11.2 With respect to any aboveground storage tank owned or operated by tenant for the storage or distribution of any hazardous material, tenant will comply at all times during the term of the Lease with all environmental laws and limit use thereof to the Permitted Business Use. All certificates, licenses, permits and/or registrations for installation and operation of such tank must be obtained prior the installation or use of said tank.

50.0 TENANT ACTIVITIES

50.1 AUTHORIZED CONSTRUCTION

No buildings, structures, tie downs, ramps, paving, taxi areas, or any other improvement or addition shall be placed or constructed on the Airport, or existing amenity altered or removed without prior approval of the Commission. In the event of any authorized construction, the Commission may, at its discretion, require an appropriate bond to guarantee the completion of the construction in accordance with its approval. The Commission shall consider conformance to the capital improvement plan for the Airport and Airport Master Plan prior to the approval or denial of any construction or development at the Airport.

50.2 COMMISSION OBLIGATIONS

Nothing contained in these rules and regulations shall be construed as requiring the Commission to maintain, repair, restore, or replace any structure, improvement or facility which is substantially damaged or destroyed due to an Act of God or other condition or circumstance beyond the control of the Commission. The Commission will not held liable for damage to personal or private property of tenants or visitors that may result from an Act of God.

51.0 REMOVAL FROM PREMISES

Any person or persons who fail to leave the Airport or a specified area thereof, or any person or persons who knowingly or willfully violate these Rules and Regulations or who refuse to comply therewith, after proper request to do so by an authorized representative of the Commission shall be subject to removal from and denial of access to the Airport for such period of time as may be specified by the Executive Director. Persons holding leases, permits or operating agreements with the Commission shall also have their contract privileges terminated for such violations. Furthermore, such person(s) shall be regarded as a trespasser upon Airport property, and subject to arrest under the laws of Sullivan County and the State of Tennessee.

52.0 PERMIT PROCESS FOR COMMERCIAL ACTIVITIES

Any company desiring to conduct revenue-producing commercial activities at the Airport must complete the permit application process. The application will be considered for approval by the Commission, and if in order, a permit will be issued or an agreement will be executed. Fees due the Commission will be determined by the nature of the commercial activity. Completion of application for permit will be required to conduct business for special events either on the airfield or for use of the terminal facilities. The applicant will be required to provide proof of liability insurance coverage in the amounts determined by the Commission to sufficiently meet the risk assessment for the activity.

53.0 DENIAL AND TERMINATION OF PERMITS

A permit may be denied, orally or in writing, by the Executive Director, upon the following grounds:

- 53.1 Failure to Meet Conditions - The application proposes activities contrary to the limitations and conditions specified in these regulations, or contrary to any applicable law, or if application is incomplete.
- 53.2 Dangerous Activity or Location - It reasonably appears to the Executive Director that the proposed activity will present a danger to public safety or health, will inconvenience Airport users, or will unduly interfere with normal Airport operations and functioning.
- 53.3 Incompatible Use - The proposed activity is of such a nature or duration that it cannot reasonably be accommodated in the particular area applied for; would be inconsistent or incompatible with the purpose(s) for which the area sought to be reserved is normally reserved, or with other uses of the Airport.
- 53.4 Violation of Conditions Under Previous Permit - The person, organization or entity applying for a permit has received a permit at any time during the past ten (10) years, and failed to comply with any of the Rules and Regulations contained herein, or any conditions or limitations in force or agreed to at the time.
- 53.5 Receipt of Multiple Requests - A fully executed prior application for the same time and place has been received, and a permit has been or will be granted authorizing activities which do not reasonably permit multiple occupancy of the particular area. Under these circumstances an alternate time will be proposed by the Executive Director to the applicant, if a suitable alternative time is available; or the applicant may be placed on a waiting list for the next available time.
- 53.6 No Responsible Person or Entity - There is no person or entity authorized to sign an application on behalf of a group applying for a permit and/or there is no person or legal entity willing to accept responsibility for the group's adherence to the limitations and conditions of a permit.
- 53.7 Review of Denied Permit
Should any applicant be denied a permit, such action shall be subject to review by the Airport Commission. Any applicant desiring such review shall make a written request to the Commission within ten (10) days from the date written notice of denial of the permit is sent to the applicant. When such review shall be requested, the same shall be held at the next meeting of the Airport Commission, provided

that the request for review is received at least seven (7) days prior to such meeting. The Commission shall mail to the applicant, at the address on the application, written notice of the time and place at which the review will be held, and such notice shall be mailed at least five (5) days in advance of the review date. At the review the applicant may appear, may be represented by counsel, and may present evidence. Upon completion of the review, the Airport Commission shall affirm or reverse the action of the Executive Director, and shall give prompt written notice of the affirmance or reversal to the applicant. Any determination of the Commission adverse to the applicant shall be subject to appeal in accordance with the laws of the State of Tennessee.

53.8 TERMINATION OF PERMIT

The activities referred to herein shall be conducted strictly in conformity with the terms and conditions set forth in the permit issued by the Executive Director. The Executive Director may cancel or suspend the permit, without prior notice, due to an emergency, overcrowded condition, or for security reasons. Each permit issued by the Executive Director shall specify the area or areas in which the applicant's proposed activities may be conducted.

Any violations of the provisions of this policy or of the certifications made in an application for a permit by any person or organization shall cause the termination of any permit under which they are operating. In addition, a permit may be revoked for any reason for which it could be denied. Upon termination or revocation, the person or organization shall not be eligible to receive a new permit for a period of six (6) months. In the event of such termination or revocation, the Executive Director shall give notice thereof to the holder of the permit, orally or in writing, at the choice of the Executive Director. Upon termination or revocation, the permit holder and all persons present on behalf of the permit holder shall vacate the premises immediately. Any person or organization whose permit shall thus be terminated or revoked may request a hearing thereon before the Airport Commission, provided that such request shall be made in writing and shall be filed with the Airport Commission within ten (10) calendar days of the sending of the notice of termination. When such hearing shall be requested, the same shall be held at the next meeting of the Commission, provided that the request for hearing is received at least five (5) days prior to such meeting. The Commission shall mail to the party who requested the hearing a notice of the time and place where the hearing will be held, and such notice shall be mailed at least five (5) days in advance of the hearing. At the hearing, the party requesting the hearing may appear, may be represented by counsel, and may present evidence. Upon completion of the hearing, the Commission shall affirm, revoke or modify the

termination, and shall give prompt written notice of its action to the party requesting the hearing. Any determination of the Commission adverse to the holder of the permit shall be subject to appeal in accordance with the laws of the State of Tennessee.

54.0 APPEAL PROCESS

Any person who feels that he/she has wrongfully been removed from the Airport, or denied access thereto, pursuant to these Rules and Regulations, may request a hearing thereon before the appropriate committee of the Airport Commission, provided that such request shall be made in writing and shall be filed with the Executive Director within ten (10) calendar days of such removal or denial. The party filing such request shall give his/her name and address. The Airport Commission shall mail notice of the date, time and location of such hearing to the person requesting same, and such notice shall be mailed at least five (5) days in advance of such hearing date. At the hearing, the party requesting the hearing may appear, may be represented by counsel, and may present evidence. Upon completion of the hearing, the committee or the Airport Commission shall affirm, revoke or modify the penalty imposed, and shall give prompt written notice of its action to the person requesting the hearing. Any determination of the committee or the Airport Commission adverse to the person requesting the hearing shall be subject to appeal in accordance with the then applicable laws of the State of Tennessee.