

**CLARK COUNTY DEPARTMENT OF AVIATION
GENERAL AVIATION AIRPORTS
RULES AND REGULATIONS**

The Department of Aviation (DOA) operates the Clark County Aviation System under the policy direction of the Clark County Board of Commissioners, the authority of the County Manager and the management of the Director of Aviation (Director). It is responsible for the management, control, operation, maintenance, planning and development of the North Las Vegas, Henderson Executive, Jean, Searchlight and Overton Municipal - Perkins Field Airports, hereinafter referred to as the General Aviation Airports, as well as McCarran International Airport, appurtenances and improvements thereto and of any other aviation-related properties and facilities in the Clark County Aviation System. (Clark County Code Title 20.02.030)

The Director is authorized and empowered to promulgate Rules and Regulations as deemed necessary for the safe and efficient administration, supervision and operation of the General Aviation Airports. It is provided, however, that such Rules and Regulations shall be subject to review by the County Manager and approval by the Board of County Commissioners. (Clark County Code Title 20.02.030)

The Director, or designee, is also authorized and empowered to issue written operating procedures and directives in order to implement the provisions of Clark County Code Title 20 and General Aviation Airports Rules and Regulations and to ensure compliance with all federal, state, and local laws, ordinances and regulations to meet the operational needs of the Clark County Airport System. Such operating procedures and directives shall be enforceable under the General Aviation Airports Rules and Regulations section, as it may be referenced in any permit, lease agreement, or other similar authorization issued by the County to conduct operations within the Clark County Airport System. The following information sets forth the General Aviation Airports Rules and Regulations. Any and all operating procedures and directives shall be issued independently, in compliance with this document, by the Director.

The General Aviation Airports Rules and Regulations and Operating Directives are meant to promote safety, provide better oversight of General Aviation Airports and foster general aviation activities in the Las Vegas area in a user-friendly manner.

Prior to promulgating any operating directives the Director, or designee, will post notice of proposed changes or amendments and solicit input from the Airport tenants and permittees. The Director, or designee, will provide sixty (60) day, advance notice, inclusive of a thirty (30) day comment period.

SECTION I: DEFINITIONS

Unless specifically defined otherwise herein, or unless a different meaning is apparent from the context, the terms in the Definitions Section shall apply to all sections.

Air Operations Area (AOA): the restricted space on the Airport, inside the Airport perimeter fence and outside the Airport buildings, where aircraft are parked or operated, or where operations not open to the public are conducted. Such areas include, but are not limited to, the Airport ramps, aprons, taxiways, runways, and open unimproved land abutting the taxiways and runways.

Airport Movement Area: all runways, taxiways, associated safety areas, and other areas of an Airport which are used for taxiing, takeoff, and landing of aircraft, exclusive of loading ramps and aircraft parking areas.

Commercial Activity: any revenue producing activity on the Airport including the exchange, trading, buying, hiring or selling of commodities, goods, services or property of any kind including tour group activities and the transportation of persons.

SECTION II: AIRFIELD OPERATIONS

The Director, or designee, shall have the right at any time to close an Airport in its entirety or any portion thereof to air traffic and to deny the use of an Airport or any portion thereof when such action is considered to be necessary and desirable to avoid endangering persons or property and to be consistent with the safe and proper operation of an Airport. The DOA has primary responsibility for issuing Notices to Airmen (NOTAMS), advising Airport users of runway, taxiway or ramp closures or other conditions affecting the safe and efficient operation of an Airport. The Director, or designee, may require reimbursement from air carriers flying under 14 CFR Part 121, for the costs of DOA personnel, equipment and/or supplies used in the support of 14 CFR Part 139, or any other applicable federal regulation or directive, and may impose fair and equitable rental rates for extended use of any space under the administration of the DOA.

AIRCRAFT OPERATIONS

Normal Operations:

Any aircraft operating at an Airport shall meet all applicable Federal Aviation Administration (FAA) regulations pertaining to the operation of that aircraft and be appropriately certified and/or registered.

No person shall operate an aircraft at a General Aviation Airport in an unsafe or careless manner or in disregard of the rights and safety of others.

Subject to compliance with appropriate Federal Regulations, the owner of a disabled aircraft on the AOA shall be responsible for the removal of the aircraft and all parts of such aircraft as soon as possible, to a location designated by the Director, or designee.

Restricted Operations:

The Director, or designee, may restrict the allowable types of aircraft operations on certain runways during noise sensitive hours, or for other operational considerations.

No person shall park or store on Airport property any non-airworthy aircraft for a period in excess of ninety (90) days without written permission from the Director, or designee. This provision does not apply to aircraft under construction in leased premises or aircraft under repair by an authorized maintenance provider.

Prohibited Operations:

The Director, or designee, may prohibit or restrict any type of operation deemed detrimental to the safe, efficient and proper operation of an Airport, including, but not limited to, parachute jumping / sky diving and tow banner pick-up or drop-off on Airport property.

AIRCRAFT MAINTENANCE

All maintenance, construction or repair of aircraft at the Clark County General Aviation Airports shall be in accordance with 14 CFR Part 91 and other applicable parts. An aircraft on a Clark County General Aviation Airport may be serviced or repaired by an authorized Airframe & Powerplant mechanic or avionics technician, with or without inspection authorization, licensed by the FAA, who agrees to hold Clark County harmless and has secured an annual permit from the Director, or designee. This permit shall not be denied upon proof of compliance with the above requirements, any applicable business license and liability insurance requirements, and payment of permit fees. The fees for permits will be limited to administrative costs. Additionally, in accordance with Clark County Code as may be amended, the permit requirements of this section do not apply to the incidental conduct of certain business or commercial transactions on an irregular and infrequent basis occurring between persons who are not based at or who are not otherwise operating any commercial activity from the Airport.

FLIGHT INSTRUCTORS

A person holding a current FAA flight instructor's certificate, who gives occasional flight instruction and does not advertise or proactively make available flight instruction and does not advertise or proactively make available flight instruction to an Aircraft Owner in the Aircraft Owner's aircraft, shall not be deemed a commercial operator. Additionally in accordance with Clark County Code as may be amended, the permit requirements of this section do not apply to the incidental conduct of certain business or commercial transactions on an irregular and infrequent basis occurring between persons who are not based at or who are not otherwise operating any commercial activity from the Airport.

FUELING / DE-FUELING OPERATIONS

Normal Operations:

All fueling operations will be in accordance with all federal, state or local regulations. All fuel storage tanks and fuel vehicles will be marked, equipped and maintained in compliance with all federal regulations and/or Advisory Circulars and will be inspected by the appropriate and authorized fire department.

Fuel Spills:

Fuel spills present a potential fire hazard and environmental danger, and, regardless of magnitude, will be reported immediately to the North Las Vegas Airport Manager at (702) 261-3800 or Henderson Executive Airport Manager at (702) 261-4800 during normal business hours and to the McCarran Control Center at (702) 261-5125 at all other times. The party causing the spill is responsible for the immediate containment and cleanup of the spill and shall complete and send to the appropriate Airport Manager a Clark County DOA Spill Report within 24 hours. Any party causing a spill equal to or greater than twenty-five (25) gallons in size shall complete and send to the appropriate Airport Manager, a Clark County DOA Spill Report within 24 hours, AND call the Nevada Division of Environmental Protection at (775) 687-4670 extension 3013 within the next business day following the spill. Clean-up costs may be assessed to the person responsible for the spill and they may also be liable for fines and penalties.

Prohibited Operations:

No aircraft shall be fueled or de-fueled while inside any hangar building or other structure. Fueling or de-fueling operations will not be conducted during periods when there is thunderstorm activity within five (5) statute miles of an Airport.

VEHICLE / GROUND SUPPORT EQUIPMENT OPERATIONS

Normal Operations:

No person shall operate or park any vehicle on the AOA of any General Aviation Airport unless the vehicle is currently registered with the DOA and properly identified. All vehicles designed to operate on public streets shall be subject to the licensing of the State of Nevada. Any vehicle not designed to operate on public streets shall meet the safety requirements in place at the time of manufacture. All vehicles operated on the AOA between civil twilight and civil sunrise shall display either headlights and taillights or a yellow beacon in a prominent position. Vehicles are permitted to be driven in the Airport Non-Movement Area of the AOA, but no tenant shall drive a vehicle in the Airport Movement Area without the permission of the Director, or designee. Any person operating a vehicle on any General Aviation Airport shall comply with all DOA Rules and Regulations, Operating Directives, and posted restrictions.

Prohibited Operations:

No person shall operate a motor vehicle or motored equipment, or any other wheeled means of conveyance, in an unsafe, careless or reckless manner, or while under the influence of alcohol or any controlled substance that may impair judgment or motor ability, when on the AOA.

PEDESTRIANS

No pedestrian shall be allowed in an Airport Movement Area without permission of the Director, or designee.

SECURITY

All personnel with access to the AOA will comply with the applicable federal regulations, Airport Security requirements and Gate Card programs. It is the responsibility of all users of an Airport to challenge or report any person who appears lost or does not appear to belong on the AOA.

OPEN FLAME OPERATIONS

All open flame and welding operations on the AOA of any General Aviation Airport are subject to National Fire Protection Association (NFPA) Standards, as well as other applicable federal, state, and local regulations. In accordance with NFPA 407, open flames are prohibited within fifty (50) feet of any aircraft fuel servicing operation, fueling equipment, and/or flammable/combustible materials.

FOREIGN OBJECT DEBRIS (FOD)

It is the responsibility of the Airport Manager and all users of an Airport to do everything possible to remove and properly dispose of FOD on the AOA to minimize damage to aircraft, including reporting problems to the Airport Manager.

SECTION III: LANDSIDE OPERATIONS

All ground transportation vehicle operations upon an Airport's premises, including its terminal buildings, roadways, parking facilities, curb frontages and any other landside ground transportation facilities, are governed by federal, state, and local regulations and the General Aviation Airports Operating Directives, in conjunction with applicable Nevada Revised Statutes (NRS) and Clark County Code Title 20. The Director, or designee, shall have the right to designate areas for all ground transportation and parking activities at an Airport to provide an efficient, safe and orderly parking and ground transportation system for the traveling public, and ensure the efficient use of limited capacity respective to an Airport's facilities.

The Director has the authority to institute revenue collection or traffic monitoring systems, or other systems, and can require all commercial vehicles to take all necessary actions to comply

with such program(s) at an Airport. All ground transportation activities and associated operators will be required to comply with this program when implemented.

SECTION IV: SAFETY AND HEALTH

It is the mission of the DOA to provide a safe and healthy work environment and to ensure the safety and health of our customers. Tenants and contractors who conduct business at DOA facilities are encouraged to use a proactive approach in ensuring that all employees and customers have an environment that is free from recognized safety and health hazards that could cause accidents and injuries.

All tenants and contractors who conduct business at DOA facilities have a duty and the obligation to comply with all applicable safety and health standards and with all rules, regulations and orders that apply to their employees' actions and conduct on the job. At a minimum, the DOA requires that tenants and contractors follow those safety and health standards that have been set forth by the Occupational Safety & Health Administration (OSHA), State of Nevada Occupational Safety and Health Division, Clark County, and the DOA

SMOKING

There is no smoking allowed inside any DOA Airport facility, except in those areas that have been designated and approved as smoking areas by the Director, or designee.

FIRE PROTECTION

All tenants, contractors, and persons occupying space at an Airport shall ensure that areas are maintained and operations and activities conducted in such a manner as to reduce or eliminate fires including but not limited to inspecting all areas under a tenant's control and/or immediately reporting to the Airport Manager, in writing, any items or situations which may present a fire hazard.

HOUSEKEEPING

All tenants, contractors, and persons occupying space at an Airport shall keep the space allotted to them clean and free from debris and materials that could create slip, or trip and fall, hazards, or could act as a source of fuel in the event of a fire.

ANIMALS

No tenant, contractor or person shall enter any part of an Airport with an animal, domestic or otherwise, unless such animal is kept restrained by a leash or is so confined as to be completely under control. Any person bringing an animal, domestic or otherwise, on Airport property shall be liable for damages or injuries to DOA property and/or third persons or their property caused by the animal.

SECTION V: USE OF AIRPORT

GENERAL RESTRICTIONS

Commercial Photography, Film and Recordings on Airport Property:

No person, unless authorized in writing by the Director, or designee, shall, unless otherwise provided in a lease or other written lease, agreement, or permit:

- A. Take still, motion, or sound motion pictures or sound records or recordings of voice or otherwise for commercial, training or education purposes, other than news coverage, or use electronic amplification devices in public areas of the terminal or on the public areas of any facility under the administration of the DOA.
- B. Post or distribute commercial signs, advertisements, literature, circulars, pictures, sketches, drawings, handbills, or any other form of printed or written commercial matter or material at an Airport.
- C. Commission, install or display any work of art on the exterior of any Airport building.

Storage of Property:

Unless otherwise provided in a lease or other written agreement or permit, tenant shall have use of the premises for the purpose of storage and maintenance of tenant's authorized aircraft and items related to the use and enjoyment of tenant's authorized aircraft. No person shall use any open area of an Airport for storage of non-aviation related property, including, but not limited to, cargo, non-Airworthy aircraft, vehicles, motor vehicles, mobile equipment or other property without prior written permission of the Director, or designee. If any person uses such area for storage without first obtaining permission, the Director, or designee, shall have such property removed at the risk and expense of the owner or consignee thereof. Any property left beyond a reasonable time, as determined by the Director, or designee, may be considered abandoned by the owner. The DOA may then dispose of the property without further responsibility or liability to the owner.

Commercial Cargo:

No person shall load cargo on or unload cargo from an aircraft, other than in designated areas established by Operational Directive issued by the Director, or in areas totally contained within an established leasehold or restricted area, which are authorized for such activity.

Signs and / or Works of Art:

Any identifying signs erected, installed, operated or attached to the exterior of any Airport building requires the prior written approval of the Director, or designee. Such approval may consider and provide conditions concerning factors including, but not limited to, size, type, content, and method of installation.

No person shall commission, install or display any work of art without the prior written approval of the Director, or designee, and without a full written waiver by the artist of all rights under the Visual Arts Rights Act of 1990, 17 U.S.C. (Sections 106A and 113)

NON-COMMERCIAL / FIRST AMENDMENT RIGHTS ACTIVITIES

The primary purpose of the General Aviation Airports is to facilitate aviation related activities. An Airport's terminals and parking areas and the sidewalks adjacent to the terminals and parking areas are not public fora except as described in the attachment Appendix A. First Amendment activities must, by law, be accommodated to at least some extent at an Airport. It is the declared intent of Clark County to not allow an Airport to become a public forum for dissemination, debate or discussion of political, social or religious issues as far as permitted by law except as described in the attachment Appendix A. Permission by the County, or designee, or an authorized agent thereof, expressly or by implication, to enter upon or use a General Aviation Airport or any part thereof, for non-commercial purposes or to conduct First Amendment Rights activities which must, by law, be permitted shall be conditioned upon compliance with Airport Rules and Regulations and the Clark County Code. The Director shall have the authority to restrict First Amendment activities which must be permitted at a General Aviation Airport. All restrictions prescribed by the Director shall be reasonable and appropriate, as to the time, place, and manner and shall assure public safety and the orderly and efficient use of a General Aviation Airport facility by the public. Such restrictions may include, but are not limited to, identifying specific locations of First Amendment zones in the terminal buildings, sidewalks and other Airport facilities, limiting the number of persons permitted in such zones, and providing a method for resolving conflicting requests for the use of First Amendment zones. All of the following restrictions, regulations and prohibited conduct apply to the public areas of an Airport not occupied by a lessee, including, but not limited to the terminal buildings, parking structures, other parking areas, and sidewalks adjacent to the terminal buildings, parking structures and other parking areas, unless otherwise specifically limited.

Notwithstanding any language herein which may describe the process to obtain a permit to conduct a particular First Amendment right activity, Clark County, through the Director, may decline to issue a permit for such activity if an Airport no longer is required, by law, to permit such activity.

Permits to Conduct First Amendment Rights Activities:

Any person seeking to conduct or participate in labor or any other form of demonstration, including picketing, parades, marches, sit-ins and public assemblies; distributing pamphlets, books or other written, printed or graphic material; or any other First

Amendment activity conducted with or directed towards passers-by in a continuous or repetitive manner ("First Amendment Rights activities") which must, by law, be permitted in or upon the public areas of an General Aviation Airport not occupied by a lessee or not designated for First Amendment purposes as described in the attachment Appendix A, shall apply to and obtain from the Director a written permit to conduct First Amendment Rights activities. A permit is not required for use of the areas described in the attachment Appendix A. Permission to use one of those areas for a meeting is acquired by scheduling of the meeting with the Airport Manager.

- (1) **Conditions of Issuance:** Permission by the County, or designee, to enter upon or use a General Aviation Airport or any part thereof, for non-commercial purposes or to conduct First Amendment Rights activities shall be conditioned upon compliance with General Aviation Airports Rules and Regulations and the Clark County Code. The permit to conduct First Amendment Rights activities shall be issued upon the application to the Director. The Director may verify the truthfulness and completeness of the information provided on the application, and may take adequate precautions to promote the public health and safety and assure the efficient and orderly use of Airport property for its primary purpose: aviation related activities.

The application herein required shall be delivered to the Director.

Issuance / Denial of Permits:

Except for a permit to picket, the permit shall be issued promptly within three (3) working days following receipt of the application by the Director, or the applicant shall be furnished a written statement within that same period setting forth why the permit was denied.

The Director shall issue a permit for picketing in accordance with the provision of state law and these Rules and Regulations. The permit shall be issued or denied for cause within one (1) working day after a written application for the same has been made to the Director.

- (1) **Grounds for Denial:** Grounds for denial of a permit shall be any of the following:
 - A. The applicant has not fully complied with the disclosure provisions as set forth in this Chapter.
 - B. The applicant has made statements in the application, which are not true.
 - C. The applicant (including any partner, officer, director or trustee) or its agent has had a permit revoked for violation of the General Aviation Airports or McCarran International Airport Rules and Regulations within the past sixty (60) days.
 - D. The proposed activity for which the permit is requested is commercial and subject to other provisions regulating such activity.

- E. The General Aviation Airport is not required by law to permit the activity.

Specified Public Airport Areas:

Permittees shall conduct their proposed activities in or upon the specified, allowable public Airport areas, with the number of persons allowed and at such times as set forth in their permits and as otherwise may be prescribed from time to time by the Director; however, any restrictions shall be both reasonable and appropriate and prescribed as determined by the Director that the restrictions are necessary to avoid injury to person or to property or to assure [the] public safety and/or the orderly and efficient use of an Airport's facilities by the air traveling public. In addition there are designated public fora as set forth in the attachment Appendix A.

Standards of Conduct:

Any person or organization (authorized by permit holders) taking part in any First Amendment Rights activity, including any picketing or demonstration, shall conduct such activities in accordance with the following standards of conduct, including but not limited to those standards set forth as follows:

- (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.
- (2) Without obstructing the use of an Airport by others and without hindrance to or interference with the proper, safe, orderly, and efficient operations of an Airport and activities conducted thereupon. No person may 1) intentionally operate a motor vehicle as to delay, impede, or interfere with the ability of persons or vehicles to enter or leave an Airport roadway system or 2) knowingly spread, drop, throw or otherwise disperse nails, tacks, staples, glass or other objects that may cause harm or any entrance, exit or passageway.
- (3) In strict accordance with the DOA operating procedures governing such activities on an Airport and pursuant to directions and conditions outlined in writing by the Director in each instance.

Prohibited Activities / Conduct:

Solicitation / Offering Goods / Services Prohibited

No person shall offer goods or services for sale or solicit alms or contributions of funds for religious or charitable purposes or for any other non-commercial purpose which the County, by law, may prohibit within the interior areas of a General Aviation Airport's terminal buildings or parking structures or in other parking areas at a General Aviation Airport or on the sidewalks adjacent to the terminal buildings, parking structures or other parking areas. Solicitation of signatures on petitions (except as required by NRS Chapter 293) and stopping passers/by to conduct polls or surveys for any non-commercial and non-Airport purpose is also prohibited in the same areas. Nothing herein is intended to

prohibit the distribution of flyers, brochures, pamphlets, books of any other printed matter as long as such distribution is not made with the intent of immediately receiving money or any other form of payment on Airport property and not made with the intent of immediately receiving a signature on a petition on Airport property and is conducted in accordance with these Rules and Regulations and the time, place and manner restrictions set forth in the permit issued by the Director.

The following activities and conduct are prohibited in public areas of General Aviation Airports, which are not occupied by a lessee if conducted by a person to or with passers-by in a continuous or repetitive manner except as otherwise set forth herein.

In order to facilitate the free and efficient movement of passengers and other people through narrow or congested areas and to provide for the safety and security of the users of the terminal buildings and parking areas, it is prohibited to conduct activities under a permit in the following areas of any General Aviation Airport or in the following manner:

(1) ***General Restrictions and Prohibitions***

- A. In any area of a General Aviation Airport, which is under lease to any private person, corporation or organization, without the permission of the lessee.
- B. Within twenty (20) feet of any escalator, elevator, stairs or doorway.
- C. To picket, march or demonstrate within any building or the Airport Operations Area at a General Aviation Airport except in designated public fora. Lawful picketing, marching or demonstrations on an Airport may be conducted only upon Airport public roads, rights-of-way, streets or sidewalks, in accordance with reasonable procedures by the Director.
- D. To approach any person waiting in any line.
- E. To prevent, interfere with or obstruct any person's access to, egress from, or free movement along any Airport building, hallway or passageway, airline lease area or premises, nor shall any permit holder or agent in any manner assail, coerce, threaten, offensively touch, or physically restrain or disturb any other person for any reason, nor shall such activity prevent, interfere with, hamper or curtail the conduct of business at an Airport.
- F. To intentionally leave any items unattended which are intended for distribution to passers-by.
- G. Danger to Persons/Property or Interference with Formation / Progressions of Traffic: To perform any ceremony, speech, song, carrying of any sign or placard, or any activity:
 - 1. Which constitutes a danger to persons or property;

2. Which interferes with the orderly formation and progression of waiting lines;
 3. Which interferes with any pedestrian and/or vehicular travel;
 4. Which interferes with the issuance of tickets or boarding passes or equivalent documents for air or ground transportation and/or the entry to and exit from vehicles;
 5. Which interferes with any luggage or cargo movement or handling; security procedures, government inspection procedures, or cleaning, maintenance, repair or construction operations.
- H. To attach any placard, sign, circular or other written material to any wall, post, counter, billboard, or any other surface nor shall any person erect any chair, table, mechanical device or other structure in said public areas.

(2) ***Picketing / Marching / Demonstrations – Additional Restrictions***

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 a General Aviation Airport without permission from the Director. The number of picketers and areas used for these or other purposes must be specifically assigned by the Director for such picketing or other permitted demonstration. The Director shall issue a permit for picketing in accordance with the provisions of state and federal law. The permit shall be issued or denied for cause within one (1) working day after a written application for the same has been made to the Director. Except for the time limit for issuing the permit, all of the terms and conditions of Non-Commercial / First Amendment Rights Activities portion of this Section of the Rules and Regulations, shall apply.

SECTION VI: ENVIRONMENT

Tenants are bound in the commencement and continuation of their operations at an Airport by the DOA General Aviation Environmental Directives and all other environmental regulations, including, but not limited to, the Nevada Revised Statutes, County Ordinances, National Fire Protection Association Codes and Standards; Code of Federal Regulations Titles 14, 29, 40 and 49, or other such governmental regulations, whether municipal, state or federal, or future regulations promulgated thereto including, but not limited to, those that deal with hazardous material and/or the regulation of protection of the environment, including the ambient air, ground water, storm water drains, surface water and land use, including sub-strata land.

SECTION VII: VIOLATIONS AND PENALTIES

The Director is authorized and empowered by the Board of County Commissioners to issue written Operating Directives in order to implement the provisions of Clark County Code Title 20 and Airport Rules and Regulations and to ensure compliance with all federal, state, and local laws, ordinances and regulations. As such, the Director is authorized and empowered to issue contractual penalties and/or administrative assessments upon any lessee, permittee, or other user of an Airport, at the Director's, or designee's, discretion, from One Hundred and 00/100 (\$100.00) Dollars up to One Thousand and 00/100 (\$1,000.00) Dollars per violation, per day, for any violation to the General Aviation Airports Rules and Regulations and/or General Aviation Airports Operating Directives, and/or terms of any commercial lease agreement, or permit which regulates the conduct of operations at an Airport. Said contractual penalty and/or administrative assessment is in addition to the remedies permitted in any lease, agreement, or permit. Each day (24 hour period) shall be considered a new violation.

Any such contractual penalty and/or administrative assessment shall not exclude or be intended to infer that such contractual penalty or administrative assessment would replace or is instead of any other fine, assessment, or other similar penalty that may be issued by an appropriate regulating agency.

Notice of Violation:

In the event that either tenants or contractors fail to comply with applicable federal, state, local and/or DOA safety and health standards, regulations, or operating directives, the Director, or designee, has the authority to enforce compliance with all applicable standards, regulations, or operating directives. For each violation found, a Notice of Violation will be forwarded to the appropriate party (violation).

The first Notice of Violation will be in writing and a written response will be required within ten (10) days of issuance, once the violation has been abated or if the Notice of Violation is being contested.

If a second Notice of Violation is required, a monetary fine and/or administrative assessment may be included. Again, a written response, within ten (10) days of issuance will be required once the violation is abated or if the Notice of Violation is being contested.

If a violation has created a situation considered an Imminent Danger, serious and/or a Willful Offense, the Director, or designee, has the authority to issue stop work orders, without penalty to contracts or agreements, and the Director, or designee, can proceed with the abatement of the violation with the responsible party being responsible for all reasonable costs incurred for the abatement of such violation(s). For the purposes herein, the terms Imminent Danger and Willful Offense are defined as follows:

- (1) "Imminent Danger" means the existence of any condition or practice in an area which could reasonably be expected immediately to cause death or serious

physical harm to any person(s) if operations were to proceed in the area or if the person(s) were to enter it before the condition or practice is eliminated.

- (2) “Willful Offense” means a tenant has failed to abate the hazard for which a previous Notice of Violation has been issued, or when the tenant repeats a violation for which it has already received a Notice of Violation.

SECTION VIII: MINIMUM COMMERCIAL STANDARDS

The County may institute Minimum Standards establishing threshold entry criteria for those wishing to provide services to the public at an Airport. These Minimum Standards apply to all Airport tenants, including commercial aviation related Airport users, and non-aviation related commercial enterprises. Those businesses or commercial operator(s) which fail to meet the County’s approved Minimum Standards shall not be permitted to lease or operate on an Airport. The approved Minimum Standards are intended to supplement the General Aviation Airports Rules and Regulations, as periodically revised, which have been formally adopted by the Clark County Board of Commissioners in accordance with Title 20.04.020 of the Clark County Code.

SECTION IX: MEDIA ACCESS

As publicly owned facilities, all public areas of Clark County General Aviation Airports may be open to the news media with certain restrictions, as contained in the General Aviation Airports Operating Directives.

APPENDIX B

Permit / Appeals:

In accordance with Clark County Code Title 20:

Any applicant who is denied a permit within three (3) working days (one [1] day for picketing applications) after submission to the Director or whose permit has been revoked may appeal in writing to the Clark County Board of Commissioners by filing an appeal with the Clark County Clerk. The Board of County Commissioners, after a hearing at a time and place set by the Board at its next regular meeting after the date of filing of such appeal, shall either grant, deny, reinstate, or refuse to reinstate such permit.

Application:

The written application shall be in conformance with Clark County Code in Appendix B:

- A. The name and address of the applicant and the applicant's legal status, i.e. natural person, partnership, corporation, association or other organization.
 - 1. If a partnership, the names and both business and residence address of all partners.
 - 2. If a corporation, the laws under such corporation was organized, the address of the Nevada office of such corporation, if any, and the names and addresses of all officers and directors of trustees of such corporation.
 - 3. If an association or other organization, the principal office and place of business of the association or organization, and the names and addresses of all members of the association or organization, unless they exceed twenty in number, in which case the application shall so state, and the names and addresses of the officers of the association or organization shall be given.
- B. The period within which the activity is to be conducted, giving beginning and ending dates of the activity and the times of day the activity will occur.
- C. The names, addresses and telephone numbers of all individuals who will act as agents for the applicant on Airport property.
- D. A statement to the effect that, if a permit is granted, such permit will not be used or represented to be an endorsement by Clark County, Nevada, or any of its officers or employees.
- E. A statement whether or not the applicant (including all partners, officers, directors or trustees of the applicant) or any of its agents has had a prior permit revoked for violation of the General Aviation Airports Rules and Regulations.
- F. The application shall be subscribed and sworn to, before an officer authorized to administer oaths, by the applicant; if a partnership, by a member of the firm; if a

corporation, trust or association, by one of the officers or trustees. Immediately above his or her signature, the individual signing shall write out the following statement in his or her own handwriting: "I have carefully read the foregoing application and swear that every statement therein is true and correct".

- G. If the applicant is an agent, his principal or duly authorized member, officer or trustees of his principal shall certify by endorsement on the application that the agent has been employed for the purposes outlined therein.

Permit / Contents / Time Permit:

In accordance with Clark County Code Title 20 as set forth in Appendix B:

Permits issued under this Chapter shall bear the name and address of the permit holder who shall conduct the activity, the date issued, the dates within which the permit holder may conduct its activity, time, place and manner restrictions upon the activity, and a statement that the permit does not constitute an endorsement by the County. The number of picketers, demonstrators, or participants and areas used for these or other purposes must be specifically assigned by the Director for such picketing or other permitted First Amendment rights activity.

- (1) ***Expiration:*** Every permit granted under authority of this Chapter shall expire at the termination of the period specified on the permit, not to exceed sixty (60) days from the date of issuance.
- (2) ***Required Permit:*** A separate permit is required for each program or activity.
- (3) ***Filing:*** A copy of the permit and application shall be filed with the Clark County Clerk for public inspection.

Identification:

In accordance with Clark County Code Title 20:

Each person proposing to act on behalf of a permit holder shall use as identification the permit issued by the Director. The permit shall be issued after the applicant has identified himself or herself by means of a birth certificate, social security card, driver's license, or other lawful proof of identification, and has presented written authorization from the permit holder to act as its agent. The permit shall be carried by the person to whom it is issued at all times while he or she is engaged in any activity on behalf of the permit holder. The permit shall be surrendered to the Director upon termination of authority to act on behalf of the permit holder whose name appears on the permit or upon revocation of the permit for any violation of this Chapter.

Conditions Governing Revocation of a Permit:

In accordance with Clark County Code Title 20:

Violation of any of the prohibited activities or a failure to abide by any required standards of conduct set forth in Section V of the Rules and Regulations entitled "USE OF AIRPORT" shall be sufficient cause for cancellation of the permit by the Director upon twenty-four (24) hours notice. In the event a violation creates a threat to public safety, no advance notice of cancellation of the permit shall be required.

Any picketing or demonstrating shall be conducted as follows:

In accordance with Clark County Code Title 20:

A. **Conduct:**

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. While taking part in any picketing or demonstration, no person may:

1. Intentionally operate a motor vehicle as to delay, impede, or interfere with the ability of persons or vehicles to enter or leave an Airport roadway system.
2. Knowingly spread, drop, throw or otherwise disperse nails, tacks, staples, glass, or other objects that may cause harm in any entrance, exit, or passageway.

B. **Obstruction:**

Without obstructing the use of an Airport by others and without hindrance to or interference with the proper, safe, orderly, and efficient operations of an Airport and activities conducted thereupon.

C. **Conditions:**

In strict accordance with the DOA operating procedures governing such activities on an Airport and pursuant to directions and conditions outlined in writing by the Director in each instance.