

**ORDINANCE NO. 2016-\_\_\_\_\_**

**AN ORDINANCE AMENDING CHAPTER 2.4 OF THE SOLANO COUNTY  
CODE, RELATING TO AIRPORTS AND AIRCRAFT**

The Solano County Board of Supervisors ordains as follows:

Chapter 2.4 is amended as follows:

**Section 1.** Section 2.4- 10 (g) is amended to read:

(g) Fire chief means the fire chief or the **chief's** authorized representative of the local governmental entity having responsibility for fire protection in the airport area.

**Section 2.** Section 2.4-10(h) is repealed.

**Section 3.** Section 2.4-10(h) is added:

***(h) Flying club means a club organized and operated in strict compliance with FAA Order 5190.6B, and any changes or amendments which may be made by the FAA or other governmental agency from time to time.***

**Section 4.** Section 2.4- 10(j) is amended to read:

(j) Operate aircraft shall **mean** the **self-propelled**, pushed, or towed movement of aircraft on the ground or in flight.

**Section 5.** Section 2.4-27 is repealed.

**Section 6.** Section 2.4-27 is added:

**Sec. 2.4-27. Regulations – flying clubs**

***(a) Flying clubs wishing to base an aircraft on airport property shall operate in strict compliance with FAA Order 5190.6B.***

***(b) A flying club which violates any provision in FAA Order 5190.6B, or permits one or more members to do so, will be required to terminate all operations at the airport. A public hearing will be conducted for the purpose of considering such termination.***

***(c) The airport manager will provide a copy of FAA Order 5190.6B to any flying club considering establishing operations at the airport.***

**Section 7.** Section 2.4-30 is repealed.

**Section 8.** Section 2.4-30 is added:

**Sec. 2.4-30. Regulations – firearms**

***No person, except peace officers, authorized federal, state, and county employees, or members of the Armed Forces of the United States on official duty, shall carry firearms or explosives on the airport without prior permission of the airport manager. No person shall hunt, conduct target practice, or discharge firearms or explosives on the airport.***

**Section 9.** Section 2.4 – 32(a) is amended to read:

The following fire safety rules shall apply:

(a) No person shall store or operate passenger automobiles or trucks within hangars. Power operated industrial trucks and tractors used within hangars shall be of a type approved by the fire chief. Only those items approved by the fire **chief** and designated in the county's storage permit may be allowed in each hangar.

**Section 10.** Section 2.4-32(k) is repealed.

**Section 11.** Section 2.4-32(k) is added:

***(k) All electrical wiring, fixtures, and appliances shall be installed and maintained in accordance with the California Electrical Code adopted and as modified or amended by the county.***

**Section 12.** Section 2.4-32(m) is repealed.

**Section 13.** Section 2.4-32(m) is added:

***(m) All persons shall comply with all fire safety regulations established by the local governmental entity having jurisdiction for fire protection at the airport and the California Fire Code adopted and as modified or amended by the county.***

**Section 14.** Section 2.4-34 is repealed.

**Section 15.** Section 2.4-34 is added:

**2.4-34. Regulations - financial responsibility**

***(a) All owners of aircraft regularly situated at the airport shall be financially responsible in amounts as required from time to time by the county. Any such owner shall furnish the county with evidence of financial responsibility in a form and amount considered acceptable by the County's Risk Manager.***

***(b) Evidence of financial responsibility shall consist of a certificate of insurance or a bond issued by an insurance company or a surety company duly authorized to transact business in the state, naming Solano County as additional insured and shall clearly state that the insurance or bond cannot be canceled, suspended, reduced, or allowed to expire unless written notice is first given to the County in accordance with the terms of the insurance policy or bond.***

***(c) If the owner of an aircraft regularly situated at the airport fails or refuses to furnish the county with the required evidence of financial responsibility, the owner shall thereafter be prohibited from basing any aircraft which he or she may own at the airport until such time as he or she complies with the provisions of this section.***

***(d) Use of any facility at the airport by an owner of an aircraft may create a personal or possessory interest. The owner of an aircraft shall be responsible for, and shall at his or her own expense, pay all taxes and assessments as deemed appropriate from time to time by the County Assessor.***

***(Ord. No. 1350, §10; Ord. No. 1380, §1)***

**Section 16.** Section 2.4-44(a) is repealed.

**Section 17.** Section 2.4-44(a) is added:

***(a) Before a contract for access to the Nut Tree Airport may be executed, the applicant must satisfy the board of supervisors of all the following:***

**Section 18.** Section 2.44 (a) (5) is amended to read:

***(5) That the applicant is financially able to provide and maintain the physical facilities required by subdivision (b).***

**Section 19.** Section 2.4-44(a)(8) is repealed.

**Section 20.** Section 2.4-44(a)(8) is added:

***(8) That, if necessary, Cal Trans, Division of Aeronautics and the Federal Aviation Administration have reviewed and provided written approval of the access agreement in final form.***

**Section 21.** Section 2.4-44(b)(3) is amended to read:

***(3) That all taxiways constructed on Nut Tree Airport land or connected to it, will be constructed in accordance with county and Federal Aviation Administration pavement design specifications and standards required by federal, state, and county laws and regulations for the maintenance of public airport facilities.***

**Section 22.** Section 2.4-44(b)(7) is amended to read:

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

**Section 23.** Section 2.4-44(c) is repealed.

**Section 24.** Section 2.4-44(c) is added:

***(c) Procedure: The airport manager with the assistance of the Nut Tree Airport Advisory Committee and the General Services Department shall make rules and regulations to implement the policies and standards set forth in this section, as approved by the board of supervisors.***

**Section 25.** Section 2.4-60 is amended to read:

Any person who violates any provision of this chapter shall be guilty of a misdemeanor, and upon conviction, shall be punished by imprisonment in the county jail for a period not to exceed six months, or a fine not to exceed the sum of five hundred dollars, or by both ~~that~~ imprisonment and fine.

## **Section 26. Severability**

If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected.

## **Section 27. Effective Date**

This ordinance shall be effective thirty (30) days after its passage.

## **Section 28. Publication**

A summary of this ordinance shall be published once within fifteen (15) days after its adoption, in the Fairfield Daily Republic, a newspaper of general circulation in the County of Solano.

Ordinance No. 2016 - \_\_\_\_\_

Passed and adopted by the Solano County Board of Supervisors at its regular meeting on October 25, 2016 by the following vote:

AYES: Supervisors \_\_\_\_\_

\_\_\_\_\_

NOES: Supervisors \_\_\_\_\_

EXCUSED: Supervisors \_\_\_\_\_

\_\_\_\_\_  
Erin Hannigan, Chairwoman  
Solano County Board of Supervisors

ATTEST:  
Birgitta E. Corsello, Clerk  
Board of Supervisors

By: \_\_\_\_\_  
Jeanette Neiger, Chief Deputy Clerk

**(Additions or changes indicated by *italics*)**

**Introduced: September 27, 2016**

**Adopted: October 25, 2016**

**Effective: November 25, 2016**