Sioux Falls Regional Airport

Rules and Regulations
for
- Joe Foss Field -
Sioux Falls, South Dakota

As Adopted
x/xx/xxxx

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Sioux Falls Regional Airport
Rules and Regulations

A. INTRODUCTION

1. GENERAL - The Sioux Falls Regional Airport Authority has established these Airport Rules and Regulations (Rules) to foster the safe, secure and efficient operation of the Sioux Falls Regional Airport (Airport). These Rules govern conduct and activities on the Sioux Falls Regional Airport. Certain classes of Airport users are subject to additional requirements, such as those set forth in the Airport Minimum Standards, the Airport Certification Manual (ACM); the Airport Security Plan (ASP); security plans submitted by the Airlines as required by the TSA; TSA Regulations 1542 and 1544; 14 CFR Parts 121, 125, 129, 135 and 139; or any other applicable federal, state, or local law or regulation.

2. ADMINISTRATION AND POLICY OVERSIGHT - The Airport's Executive Director and his or her designees have the power and authority to enforce these Rules and Regulations on behalf of the Authority.

3. AMENDMENT OF STANDARDS - These Rules and Regulations are subject to change by amendment or repeal, in whole or in part from time to time, by action of the Authority.

4. EFFECTIVE DATE - These Rules and Regulations became effective on and shall remain in effect until such time as these Rules and Regulations are either repealed or amended.

5. NOTICES, REQUESTS FOR APPROVAL, APPLICATIONS, AND OTHER FILINGS - Any notice, demand, request, consent, or approval that an entity may, or is required, to give to the Authority shall be in writing and shall be either personally delivered or sent by first class mail, postage prepaid, addressed as follows:

ATTN: Executive Director
Sioux Falls Regional Airport Authority
2801 N. Jaycee Lane
Sioux Falls, SD 57104

6. VARIANCES AND DEVIATIONS - The Authority reserves the right to authorize such variances and/or deviations from these Rules and Regulations as it may determine to advance its interest in promoting, encouraging, and developing the use of Sioux Falls Regional Airport. Such variances and/or deviations may include waiving or modifying certain criteria or requiring Operators to meet additional conditions and responsibilities. All requests for variances or deviations shall be presented to the Authority in writing.

7. ENFORCEMENT - Any Person who desires to provide any service at the Airport must enter into an Agreement or obtain a permit with the Authority permitting the provision of such services. The Executive Director has the power and authority to enforce the provisions of these Rules and Regulations and to call upon the Authority's Designee for such assistance as the Executive Director may, from time to time, require.

8. PERMITS - Failure to comply with these Rules and Regulations may result in, among other things, the temporary suspension or permanent termination of the applicable activity permit or agreement issued to an Operator. The Operator may also be subject to further penalty and/or enforcement action in accordance with these Rules and Regulations, including without limitation the termination of other Agreements between the Operator and the Authority.

B. DEFINITIONS

1. AC (ADVISORY CIRCULAR) - Documents published by the Federal Aviation Administration (FAA) that contain information about standards, practices, and procedures that the FAA has found to be acceptable for compliance with associated rules, laws, or regulations.

2. AERONAUTICAL ACTIVITY- Any activity which involves, makes possible, or is required for the operation of aircraft, or which contributes to or is required for the safety of such operations, and shall include, but not be limited to, all activities commonly conducted at airports, such as charter operations, pilot training, flight training, aircraft rental, sightseeing, aerial photography, surveying, air carrier operations, aircraft sales and services, sale of aviation petroleum products (whether or not conducted in conjunction with other included activities), repair and maintenance of aircraft, sale of aircraft parts, sale and maintenance of aircraft accessories, radio, communication and navigation equipment, flying clubs and other co-op arrangements, aircraft or crew management and any other activity which, because of its direct relationship to the operation of aircraft, can appropriately be regarded as a "Aeronautical Activity." An activity is considered a commercial aeronautical activity if it conducts any aspect of a business, concession, operation, or agency providing goods or services to any person for compensation or hire, including exchange of services, whether or not such objectives are accomplished, and regardless of whether the business is nonprofit, charitable, or tax-exempt. Aeronautical Activities conducted by a governmental entity shall be deemed noncommercial.

3. AGREEMENT - A written contract, executed by both parties, and enforceable by law between the Authority and an entity including, but not limited to, granting a concession, transferring rights or interest in land and/or improvements, and/or otherwise authorizing and/or prohibiting the conduct of certain activities. Such Agreements generally will recite the terms and conditions under which the Activity will be conducted at the Airport including, but not limited to, term of the agreement; rents, fees, and charges to be paid by the entity; and the rights and obligations of the respective parties. For purposes of clarification, the following terms may be substituted for the term Agreement –Permit, Payment Agreement, Lease, or Concession.

4. AIRCRAFT - Any contrivance now known or hereafter invented which is used or designed for navigation of, or flight in, air except a parachute or other contrivance designed for such navigation but used primarily as safety equipment. This includes, but is not limited to, airplanes, airships, balloons, dirigibles, rockets, Helicopters, gliders, gyrocopters, ground-effect machines, sailplanes, amphibians, and seaplanes.

5. AIR CARRIER AIRCRAFT- An Aircraft operated by an air carrier and categorized as either a large Air Carrier Aircraft or a small Air Carrier Aircraft, as determined by the Aircraft type certificate issued by a competent civil aviation authority.

6. AIR CARRIER OPERATION- The takeoff and landing of an Air Carrier Aircraft and includes the period of time from 15 minutes before until 15 minutes after the takeoff or landing.

7. AIRCRAFT OPERATOR - A Person who uses, causes to be used, or authorizes to be used, an Aircraft, with or without the right of legal control (as owner, lessee, or otherwise), for the purpose of air navigation including the piloting of Aircraft, or on any part of the surface of the Airport.

8. AIRFRAME AND POWERPLANT (A&P) MECHANIC- A Person, certificated by the FAA, who performs and/or supervises the maintenance, preventive maintenance, or alteration of an Aircraft or appliance, or a part thereof, for which he/she is rated, and may perform additional duties in accordance with certain Regulatory Measures.

9. AIRPLANE DESIGN GROUP- A grouping of airplanes based on wingspan, as set forth in FAA AC 150/5300-13. For purposes of these Rules and Regulations, the term Airplane Design Group may be referred to as simply Group I or GI, and so forth.

10. Airport- Means the Sioux Falls Regional Airport and all land, improvements, and appurtenances within the legal boundaries of the Airport as it now exists on the Airport Layout Plan and as it may hereinafter be extended, enlarged, or modified.

11. AIRPORT CERTIFICATION MANUAL (ACM) - The manual of operating procedures and lines of responsibility for the operation of the Airport, as required by 14 CFR Part 139.

12. AIRPORT EMERGENCY PLAN (AEP) - Those procedures, regulations, programs, and rules established and maintained by the Authority for implementation in the event of an emergency at the Airport.

13. AIRPORT LAYOUT PLAN (ALP)- The drawing (currently approved or under review by the FAA) depicting the physical layout of the Airport and identifying the location and configuration of current and proposed runways, taxiways, buildings, roadways, utilities, navaids, etc.

14. AIRPORT OPERATIONS AREA (AOA)- Is a restricted area of the Airport, either fenced or posted, where Aircraft are parked or operated, or operations not open to the public are conducted. Areas include, but are not limited to, the aircraft aprons, taxiways, runways, unimproved land attributed to the taxiways and runways, safety areas, areas beneath the Terminal Building, areas beneath the concourses, and contiguous areas delineated for the protection and security of Aeronautical Activity.

15. AIRPORT OPERATIONS SPECIALIST- An Airport employee who has certain specific responsibilities relating to Airport compliance with Federal safety and security regulations.

16. AIRPORT SECURITY PROGRAM (ASP) - The Airport's Transportation Security Administration-required (TSA) security program, detailing certain of the Airport's programs, procedures and activities to enhance security and comply with applicable security regulations.

17. AIRPORT'S EXECUTIVE DIRECTOR (EXECUTIVE DIRECTOR) - The individual designated by the Authority as the Executive Director.

18. AIRSIDE- Those areas of the Airport inside the security perimeter fence which includes all runways, taxiways, aprons, aircraft parking areas, or any other area within the AOA.

19. APRON- An area of the Airport within the AOA designated for the loading, unloading, servicing, or parking of Aircraft.

20. ARFF- Aircraft Rescue and Fire Fighting

21. ATCT- Air Traffic Control Tower

22. AUTHORITY- The Sioux Falls Regional Airport Authority, created under Title 50 of the State of South Dakota Codified laws.

23. CFR- Code of Federal Regulations.

24. COMMERCIAL- For the purpose of generating revenue, earnings, income, compensation (including exchange for service), and/or profit, whether or not such objectives are accomplished.

25. COMMERCIAL AERONAUTICAL OPERATOR- Means any Operator engaging in FBO or SASO activities as defined in the Sioux Falls Regional Airport Minimum Standards.

26. COMMERCIAL AIR CARRIER- Means any Person or business entity that undertakes directly by hire, lease, or other arrangement to engage in the carriage by Aircraft of Persons or property for compensation. This definition includes, but is not limited to, the following: all classes of air carriers as defined by the Federal Aviation Administration, commuter and air taxi Operators, and Commercial Operators of large and small Aircraft.

27. COMMERCIAL VEHICLE- Means any motor vehicle used for the transportation of passengers, for hire or so constructed, or used to transport goods, wears or merchandise, and/or all motor vehicles designated and used for drawing other vehicles and so constructed as to carry any load thereon either independently or any part of the weight of a vehicle or load so drawn.

28. COMMERCIAL VEHICLE TRAFFIC LANE- The designated traffic lane, immediately adjacent to the Terminal Parking Garage. Such lane is generally reserved for use by airport shuttle busses, city buses, TNCs, Taxis, Limousines, and delivery vehicles, unless otherwise authorized/designated.

29. CO-OPERATIVE (CO-OP) FUELING- An organization formed by Aircraft owners, air carriers and/or flight departments for Self-Fueling purposes. This type of fueling requires Authority approval.

30. DHS- United States Department of Homeland Security

31. ESCORT- To accompany or maintain constant visual and verbal contact with an individual(s) who does not have unescorted access authority into or within the Sterile Area, Secured Area, SIDA, or AOA.

32. EXCLUSIVE RIGHT- A power, privilege, or other right excluding or debarring another from enjoying or exercising a like power, privilege, or right. An Exclusive Right can be conferred either by express Agreement (i.e. lease Agreement), by the imposition of unreasonable standards or requirements, or by any other means. Such a right conferred on one or more parties, but excluding others from enjoying or exercising a similar right or rights, would be an Exclusive Right. An Exclusive Right to conduct an Aeronautical Activity, which is forbidden by federal regulation, is distinguished from an Exclusive Right to occupy real estate, which is permitted by federal regulation under certain conditions.

33. EXCLUSIVE USE SPACE- Shall mean those premises which Tenant has the right to use exclusively.

34. EXPRESSIVE ACTIVITY- Any of the following conduct by a Person in the Airport for Non-Commercial purposes: (1) conducting surveys, seeking petition signatures, requesting donations or pledges, or similar conduct requiring immediate responses ("Solicitation"); or (2) disseminating or distributing leaflets, pamphlets, flyers, books or other printed or written materials or items ("Literature Distribution"); or (3) demonstrating, picketing, displaying signs, making speeches, marching, proselytizing, or otherwise communicating or attempting to communicate information, ideas, or messages ("Other Speech"). Expressive Activity does not include or refer to: (1) communication or conveyance of information, ideas, or messages that is incidental to use of the Airport's facilities, such as conversation, discussion or other forms of communication, among and between travelers, Persons employed at the Airport, and other Persons who may be present at the Airport for a primary purpose other than exercising free speech rights; or (2) symbolic attire, such as political campaign buttons or T-shirts emblazoned with logos, phrases or statements, worn by Persons whose primary purpose for being present at the Airport is other than exercising free speech rights.

35. FAA- The United States Department of Transportation's Federal Aviation Administration.

36. FAR- Federal Aviation Regulation.

37. FBO (FIXED BASE OPERATOR)- For the purposes of these Rules and Regulations and the Airport's Minimum Standards, an FBO is defined as an Operator having a lease with and conducting a business or commercial activity at the Airport for the purpose of providing multiple aeronautical services such as fueling, hangaring, tie-down, and parking, aircraft rental, aircraft maintenance, and flight instruction.

38. FEDERAL GRANT ASSURANCE- A Federal Grant Assurance is a provision within a federal grant Agreement to which the recipient of federal Airport development assistance has agreed to comply in consideration of the assistance provided. Grant assurances are required by statute, 49 U.S.C. § 47101.

39. FIREARM- Any weapon, including a starter gun, which will or is designed to or may readily be converted to expel a projectile by the action of an explosive; the frame or receiver of any such weapon; any Firearm muffler or Firearm silencer; or any machine gun.

40. FOD (FOREIGN OBJECT DEBRIS) - A substance, debris or article alien to the runway, taxiway, apron or aircraft parking area which could potentially cause damage.

41. FUELING AGENT- Any entity, including its employees and agents, authorized by the Executive Director to dispense aviation or motor vehicle fuels at the Airport, inclusive of FBOs and self-fuelers and excluding self-service fuel end users.

42. GRANTEE- Means the term commonly used in various Agreements to identify an entity that has been granted certain rights while operating at the Airport.

43. GRANTOR- The term commonly used in various Agreements identifying the Authority.

44. GSE (GROUND SUPPORT EQUIPMENT) - Equipment used to support and service Aircraft.

45. HELICOPTER- A type of rotorcraft in which lift and thrust are supplied by one or more engine driven rotors.

46. HOT REFUELING- An Aircraft fueling procedure in which fuel is provided to the Aircraft while at least one of the Aircraft's engines continues to operate.

47. INDEPENDENT OPERATOR- A Person or entity that conducts Aeronautical Activities based on land either adjacent to and/or located other than on the Airport, and whereby such land is not part of the Airport. This type of Operator is not authorized to provide services at the Airport without meeting minimum insurance requirements and receiving prior written authorization from the Executive Director or designee.

48. LANDSIDE- Those areas of the Airport outside the security perimeter fence to include all roadways, vehicle parking areas and all other areas outside the AOA.

49. MINIMUM STANDARDS- The qualifications or criteria which may be established by the Airport owner as the minimum requirements that must be met by an Operator engaged in on-airport aeronautical activities in exchange for the right to conduct those activities. These standards may be amended and revised by the Airport at any time.

50. MOVEMENT AREA- Runways, taxiways, and other areas of the Airport that are used for taxiing, air taxiing, takeoff, and landing of Aircraft, exclusive of loading Ramps and parking areas. Specific approval for entry onto the Movement Area must be obtained from Air Traffic Control (ATC) at the Airport during ATC operation.

51. NFPA- National Fire Protection Association.

52. NON-COMMERCIAL- Not for the purpose of securing earnings, income, compensation (including exchange of service) and/or profit.

53. NON-MOVEMENT AREA- Those portions of the AOA that do not require authorization from ATC, when operational, to operate to include but not limited to, Ramp and Apron areas, Aircraft parking areas and vehicle service roads.

54. NON-SCHEDULED AIRLINE- Means any Airline operating on an unscheduled, on-demand basis to or from the Airport.

55. NOTAM (NOTICE TO AIRMEN) - An aviation communication used to provide timely information on conditions which are essential to flight operations.

56. PEER-TO-PEER CAR SHARING – A model where private car owners rent out their personal vehicles or other individuals coordinated through an online platform or mobile app (i.e. Turo).

57. OPERATOR- Any FBO, SASO, and/or any entity subject to the standards set forth herein.

58. PERSON- Means every natural Person and every firm, association, partnership, corporation, society or other organization.

59. FLYING CLUB- A private, non-commercial organization established to promote flying, develop skills in aeronautics, including pilotage, navigation, and awareness and appreciation of aviation requirements and techniques.

60. RAMP (APRON) - An area of the Airport within the AOA designated for the loading, unloading, servicing, or parking of Aircraft.

61. REGULATORY MEASURES- Federal, state, county, local, and Airport laws, codes, ordinances, policies, rules, and regulations, including, without limitation, those of the United States Department of Transportation, the United States Department of Homeland Security, TSA, FAA, Environmental Protection Agency (EPA), Aircraft Rescue Fire Fighting (ARFF) Standard Operating Guidelines, and the Airport Certification Manual, Airport Security Plan, the Airport's primary guiding documents; all as may be in existence, hereafter enacted, and amended from time to time.

62. RENTAL CAR- Means any motor vehicle, including but not limited to, any automobile, truck, van or motorcycle whose owner holds such vehicle out for hire. Typically does not include driving service, Peer-To-Peer Car Sharing, TNCs, etc.

63. RUNWAY INCURSION- Any occurrence at an aerodrome involving the incorrect presence of an aircraft, vehicle or person on the protected area of a surface designated for the landing and takeoff of aircraft.

64. SAFETY AREA- a defined area comprised of either a runway or taxiway and the surrounding surfaces that is prepared or suitable for reducing the risk of damage to aircraft in the event of an undershoot, overshoot, or excursion from a runway or the unintentional departure from a taxiway

65. SASO (SPECIALIZED AERONAUTICAL SERVICE OPERATOR) - An aeronautical business that offers a single or limited combination of services as identified in the Minimum Standards. A SASO is not authorized for and may not conduct commercial fueling.

66. SCHEDULED AIRLINE- Means any Airline operating according to a published schedule to or from the Airport.

67. SECURED AREA- The portion of the Airport, specified in the ASP, in which certain security measures specified in 49 CFR Part 1542 are carried out. This area is where Aircraft Operators and foreign air carriers that have a security program under 49 CFR Parts 1544 or 1546 enplane and deplane passengers and sort and load baggage, and any adjacent areas that are not separated by adequate security measures.

68. SELF-FUELING- The fueling or servicing of an aircraft (i.e., changing the oil, washing) by the owner of the aircraft with his or her own employees and using his or her own equipment. Self-fueling and other self-services cannot be contracted out to another party. In addition to self-fueling, other self-service activities that can be performed by the aircraft owner with his or her own qualified employees includes activities such as maintaining, repairing, cleaning, and otherwise providing service to an aircraft, provided the service is performed by the aircraft owner or his/her employees with resources supplied by the aircraft owner.

69. SELF-SERVICE FUELING- The provision or use of a self-service pump to provide direct into plane fuel either by the service operator or individually by the aircraft operator. This operation is a commercial activity and is not considered self-fueling as defined here.

70. SELF-SERVICE FUELING PUMP- A fueling facility that is able to be operated by the user/customer, not exclusively by an attendant. If the pump is made available to any aircraft not also owned by the self-service pump owner, it becomes a commercial aeronautical activity and does not constitute self-fueling.

71. SICP (SNOW AND ICE CONTROL PLAN) - A plan, constituting a part of the Airport Certification Manual, detailing the methods and procedures of snow and ice removal operations.

72. SIDA (SECURITY IDENTIFICATION DISPLAY AREA) - The portion of the Airport specified in the ASP, in which security measures specified in 49 CFR Part 1542 are carried out. This area includes the Secured Area, Cargo loading and unloading area, and may include other areas of the Airport.

73. SPILL PREVENTION, CONTROL, AND COUNTERMEASURES- A document that identifies the plans, procedures, equipment, and personnel in place to reduce the likelihood of or the impact of a petroleum or hazardous spill.

74. STANDARD BUSINESS HOURS - Monday through Friday, 8:00am to 5:00 pm excluding holidays.

75. STERILE AREA- The portion of the airport defined in the ASP that provides passengers access to boarding aircraft and to which that access generally is controlled by TSA, or by an Aircraft Operator under 49 CFR Part 1544 or a foreign air carrier under 49 CFR Part 1546, through the screening of Persons and property.

76. SUBLEASE - An Agreement entered into by an entity with an Operator that transfers rights or interests in Operator's Premises. Subleases are prohibited, unless the Authority grants prior written consent.

77. SUBLICENSE- A license granting rights to a Person or company that is not the primary holder of such rights. Sublicense are prohibited, unless the Authority grants prior written consent.

78. TENANT- Means a Person who occupies or rents property on the Airport, or who conducts business operations of any kind upon the Airport premises and holds a written Agreement with the Authority.

79. TERMINAL BUILDING- Shall mean the Airport's Passenger Terminal Building.

80. THROUGH-THE-FENCE OPERATION- Any commercial aeronautical activity that is or would be conducted on airport property, whether inside the defined AOA or otherwise, and that has received written approval from the Authority and does have a current operating agreement in place with the Authority.

81. TRANSPORTATION NETWORK COMPANY (TNC)- An entity that uses a digital network to connect passengers to transportation network company services provided by transportation network company drivers. A TNC shall not be deemed to control, direct or manage the personal vehicles or TNC drivers, except where agreed to by written contract.

82. TSA- The United States Department of Homeland Security's Transportation Security Administration.

83. VEHICLE FOR HIRE- Refers to any vehicle available for hire for the transportation of Persons or property, specifically taxicab service, limousine service and TNCs.

84. VEHICLE PEDESTRIAN DEVIATION (V/PD) - Any unauthorized entry or movement on an airport's movement area (taxiways, runways) or safety area by a vehicle (including aircraft being towed or aircraft operated by non-pilots) or pedestrian.

85. VEHICLE TRAFFIC LANE- The designated traffic lane, immediately adjacent to the front of the Airport Terminal Building. Such lane is generally reserved for the drop off and pickup of passengers by private vehicles, unless otherwise authorized/designated.

86. WEAPON- Any instrument of offensive or defensive combat, or anything used, or designed to be used, in destroying, defeating or injuring a Person or property, including

without limitation, a Weapon of mass destruction; an Weapon from which a shot, readily capable of producing death or other serious physical injury; any knife; billy, nightstick, or club; blackjack or slapjack; nunchaku karate sticks; shuriken or death star; or artificial knuckles made from metal, plastic, or other hard material.

C. GENERAL CONDITIONS

1. COMPLIANCE - Any permission granted by the Airport, directly or indirectly, expressly or by implication or otherwise, to any Person to enter or to use the Airport or any part thereof, is conditioned upon strict compliance with these Rules and Regulations. Failure to comply may result in, among other things, immediate removal from the Airport.

2. GRANTING OF RIGHTS - No Person shall have access to or use the property of the Airport for the purpose of conducting a Commercial Activity or any Airport based Aeronautical Activity unless that Person first obtains the written permission of the Executive Director or designee and meets the requirements of the Minimum Standards and Rules and Regulations for such activities. The conduct of any and all commercial activities shall be subject to these Rules and Regulations, as amended from time to time. No person shall engage in the sale of food, drink, or any commodity, gasoline, oil, or any fuel-based product, or offer service or solicit funds from the public at the Airport for any purpose, except upon terms and conditions prescribed by the Authority including, without limitation, obtaining any written authorization or permit as may be required. No Person may act as an Independent Operator at the Airport, unless granted written authorization by the Executive Director or designee.

3. LAWS, RULES, AND REGULATIONS – All Operators, Tenants, Employees, and Airport Users shall comply with all applicable laws, regulations, orders, rules, and other standards applicable to the airport. Including those outlined in these Rules and Regulations, the Airport Minimum Standards, the Airport Certification Manual (ACM), and Airport Security Plan (ASP), FAA, TSA, State and Local laws.

4. ADMINISTRATIVE INTERPRETATIONS - The Executive Director or designee shall have all necessary authority in interpreting, implementing, administering, and enforcing these Rules and Regulations. If any provisions of these Rules and Regulations are deemed to be ambiguous and a determination as to the meaning of the provision is required, the matter shall be referred to the Executive Director or designee.

5. DISCRIMINATION - Operators shall not discriminate on the grounds of:

a. Race, color, national origin, sex, age or creed as protected by Title VI of the Civil Rights Act of 1964 ("Title VI") and related laws and regulations.
b. Disability as protected by Title II of the Americans with Disabilities Act of 1990 (ADA), as amended, and Section 504 of the Rehabilitation Act of 1973.

in the furnishing of services, the selection and retention of employees, or in any other manner related to aeronautical activities conducted at the Airport. Operators furnishing services related to Commercial aeronautical activities shall furnish such goods and services on a fair, equal, and not unjustly discriminatory basis to all users.

6. RIGHT OF INSPECTION - The Executive Director or designee shall at all times, upon reasonable notice (except in the case of an emergency for which no notice shall be required), be entitled to enter any Airport premises used by an Operator for the purpose of inspecting the premises and the Operator's operations and determining compliance with the Rules and Regulations, Minimum Standards, and other applicable rules and regulations.

7. TERMINATION - The Authority reserves the right to terminate all, or any part of the rights and privileges granted to any Person, including any Operator, upon the failure to observe any of the terms and conditions of these Rules and Regulations. These Rules and Regulations are in addition to any terms, conditions, and covenants imposed on any Person under an Agreement with the Authority, under any permit or license, under applicable law, and/or under the Airport Minimum Standards and Leasing, Rates & Charges Policy.

D. PERSONAL CONDUCT

1. DISORDERLY CONDUCT – (City of Sioux Falls Code of Ordinances §131.001) A person commits disorderly conduct when he or she knowingly:
    a. Creates a disturbance of the public order by an act of violence or by an act likely to produce violence;
    b. Engages in, promotes, instigates, encourages, aids or abets fighting or any similar violent threatening or tumultuous behavior;
    c. Makes or causes any unreasonably loud noise;
    d. Addresses profane, obscene or abusive language or threats of violence to any person present so as to create a clear and present danger of violence;
    e. Refuses or fails to cease and desist any peaceful conduct or activity likely to produce a breach of peace where there is an imminent threat of violence and where the police have made all reasonable efforts to protect the otherwise peaceful conduct and activity and have requested that the conduct and activity be stopped and explained the request if there is time;
    f. Fails to obey a lawful order of dispersal by a person known by him or her to be a peace officer under circumstances where three or more persons are committing acts of disorderly conduct in the immediate vicinity which acts are likely to cause substantial harm or serious inconvenience, annoyance or alarm;
    g. Unreasonably obstructs or interferes with pedestrian or vehicular traffic or use thereof or so as to create an unsafe condition for vehicular or pedestrian traffic or use of the street or sidewalk;
    h. Damages, befouls or disturbs public property or private property of another so as to create an unsafe, unhealthy or unsanitary condition; or
    i. Carries in a threatening or menacing manner, without authority of law, any pistol, revolver, dagger, razor, dangerous knife, stiletto, knuckles, slingshot, an object containing noxious or deleterious liquid, gas or substance or other dangerous weapon.

    Any of the above-mentioned actions may result in, among other things, removal from the Airport.

2. GENERAL PRUDENTIAL RULE - No Person in or upon the Airport shall do or omit to do any act if the Person should reasonably know that the doing or omission thereof endangers unreasonably or is likely to endanger unreasonably Persons or property.

3. FALSE STATEMENTS - No Person shall knowingly or willfully make any false statements or reports to the Executive Director or designee, a Law Enforcement Officer, Airport Security Officer or any other Airport representative regarding any matter relating to the Airport.

4. USE OF PREMISES - Permission to use Airport land, Passenger Terminal, buildings, structures, or parking lots may be denied to or withdrawn from Persons who violate these Rules and Regulations, applicable laws, ordinances, or regulations of other governing bodies or for such other reason as may be permitted by law or regulation.

5. INTERFERENCE WITH AIRPORT OPERATIONS OR USE - No Person, singularly or in association with others, shall interfere with any lawful business carried on by the employees of the Airport, Airport Tenants, or others who have a permit to conduct business at the Airport. No Person shall 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 of use, except with the prior written consent of the Executive Director or designee.

6. UNAUTHORIZED ENTRY INTO CLOSED AREAS - No Person shall enter without written permission of the Executive Director or designee any area of the Airport posted as closed or otherwise identified as being closed by the Executive Director or designee.

7. UNAUTHORIZED ENTRY INTO RESTRICTED AREAS – No Person shall enter, without obtaining or having proper authorization, any area of the Airport posted as a restricted area or otherwise identified as restricted by the Executive Director or designee. Unlawful entry to restricted areas is covered by City of Sioux Falls Code of Ordinances § 99.001.

8. PRESERVATION OF PROPERTY - No Person shall destroy, injure, deface, or disturb in any way any building, sign, equipment, navigational aid, marker, or other structure, tree, flower, lawn, or other property on the Airport. Any Person causing or being responsible for such

destruction, injury, defacing, damage or disturbance shall immediately report such damage to the Airport and shall be responsible for the cost of restoration to original condition.

9. CONSTRUCTION ON AIRPORT PROPERTY - No Person shall alter, add to, or erect any building or sign or make any excavation on the Airport without obtaining proper authorization and applicable permits from the Executive Director or designee.

10. USE OF TRAFFIC AREAS - No unauthorized Person shall travel on any portion of the Airport except upon the roads, walks, or places provided for the particular class of traffic, nor occupy such roads or walks in such a manner as to prevent their proper use.

11. COMPLIANCE WITH SIGNAGE - All Persons shall observe and obey all posted signs, fences, and barricades prohibiting entry upon the restricted areas or governing the activities and demeanor of the public while on the Airport.

12. USE OF MACHINERY, EQUIPMENT AND ELECTRONICS - No Person shall operate or in any way tamper with any Airport machinery, equipment, or electronics without the permission of the Executive Director or designee.

13. FOREIGN OBJECT DEBRIS (FOD) - No Person working in the AOA who sees any FOD on any of the Apron areas, Aircraft parking areas, and Movement Areas shall fail to remove and properly dispose of the same. All trash shall be properly disposed of in containers that prevent the introduction of FOD in such areas.

14. LOITERING - No Person shall loiter on Airport property, unless given proper authorization by the Executive Director or designee to do so.

15. ALCOHOLIC BEVERAGES - No Person shall consume, or carry an open container of, any alcoholic beverage in any public area of the Airport, including Passenger Terminal Building, except in those areas in which alcoholic beverages are served for on-premises consumption pursuant to permission by the Executive Director or designee. No Person shall consume any alcoholic beverage in any public area of the Airport that they did not directly purchase from a vendor on airport property.

16. SPOTLIGHTS, LASER DEVICES, LIGHTING - No Person shall use or shine spotlights, lasers, or any other lighting or illuminated devices, or unnecessarily or continuously shine automobile headlights, in or on Airport property or onto Aircraft, over or on Airport property, except with the consent of the Executive Director or designee or where necessary or appropriate for the preservation of life or property.

17. CONVEYOR SYSTEMS - No Person shall ride, stand upon, sit upon, transport unauthorized items upon, deface, damage, improperly operate, leave running unattended or leave unsecure any conveyor system at the Airport.

18. COMMUNICATIONS - No Person shall use any two-way radio system or public address system at the Airport unless authorized by the Executive Director or designee to do so. No Person shall indulge in any noisy, boisterous, disorderly or loud conduct, operate or play a radio, television, musical instrument, or amplifying or sound equipment so as to disturb the peace and good order of the Airport without written permission of the Executive Director or designee.

19. SOLICITATION - Except to the extent permitted by the Executive Director or designee or as provided elsewhere in the Rules and Regulations, no Person shall solicit funds for any purpose at the Airport, except by contract with the Authority.

20. COMMERCIAL PHOTOGRAPHY - No Person shall take still, motion, or sound pictures or sound records or recordings of voices on the Airport for Commercial purposes, except with the prior written consent of the Executive Director or designee.

21. ADVERTISEMENTS - No Person shall post, distribute, or display signs, advertisements, circulars, or any other printed or written matter or orally promote any activity or cause at the Airport, except with the written approval of the Executive Director or designee, or as otherwise permitted by these Rules and Regulations.

22. PICKETING, MARCHING, AND DEMONSTRATING - No Person shall conduct or participate in parading, marching, patrolling, demonstrating, distributing of pamphlets or other materials, carrying or displaying of signs or placards in or upon buildings, grounds, roads, walks,

approaches, or any other property of the Airport, except in designated areas with the written approval of the Executive Director or designee, or as otherwise permitted by these Rules and Regulations. Permitted activity shall not take place in any area that would block, congest, or interrupt regular Airport user activity.

23. ANIMALS AND DOMESTIC PETS - With the exception of a disabled person accompanied by an assistance/service animal, all dogs, cats and other domestic pets, household or exotic animals are prohibited from Airport property except under the conditions stated below or in areas designated by the Executive Director or designee.
    a. No Person shall permit any pet or animal to enter Airport property or run at large or remain unattended at any time. All such pets and animals shall be controlled at all times when permitted on Airport property in the following manner:
        i. While outside the Airport Passenger Terminal or buildings, the animal shall be restrained by a leash or otherwise under the strict and immediate physical control of the owner or handler
        ii. While inside the Airport Passenger Terminal and buildings, the animal shall be contained within an animal tote, carrying case, portable animal kennel or cage, or be restrained by a leash unless otherwise directed by the Airport.
    b. If the menacing demeanor of any animal under the control or supervision of any Person upon Airport property incites fear in other Persons, or if the animal disturbs the quiet enjoyment by other Persons of any area upon Airport property by constant barking, whining, howling, crying or other sharp, excessive outcries, or other means, a member of Airport Security, Airport Operations or any law enforcement officer may direct that the animal be removed by the owner or handler.
    c. The owner or handler of such an animal shall remove animal waste from any area of the Airport and shall carry at all times a means of collecting and disposing waste properly in designated areas. Owners and handlers must comply with all federal, state and local health and licensing requirements and any constraints imposed by law, ordinance or regulation.
    d. No unauthorized person shall release, abandon, mistreat, or abuse any domesticated animal upon Airport property unless for the safety of the public and Aircraft.

24. HUNTING - No Person shall, unless authorized by the Executive Director or designee, engage in the hunting of wildlife, either with a Firearm or with a bow and arrow, or participate in any type of target practice; or shall carry any hunting or target practice Firearm, or bow and arrow on lands operated by the Airport, unless otherwise granted written authorization by the Executive Director or designee.

25. FEEDING WILDLIFE - No Person shall distribute, leave or provide any kind of food products for feeding of wild animals within the confines of Airport property unless authorized by the Executive Director or designee.

26. INJURING, REMOVAL, OR DAMAGING WILDLIFE - No person shall injure, damage or remove any form of wildlife from the Airport without specific authorization from the Executive Director or designee. Any person who is authorized to injure, damage or remove wildlife will do so in accordance with the Airport's Wildlife Hazard Management Plan (WHMP).

27. INTRODUCTION OF PLANTS OR ANIMALS - No Person shall introduce or bring any plant or animal or their reproductive elements onto any Airport property, which may cause an environmental impact on Airport property.

28. GRAZING - No Person shall herd, graze, drive or permit to run at large on Airport property any cattle, horse, mule, donkey, goat, swine, sheep, or other animal, any poultry, or other fowl without authorization from the Executive Director or designee.

29. DEPOSIT OF DEAD ANIMALS - No Person shall put the carcass of a dead animal or the offal from a slaughterhouse, butcher's establishment, packing house, or fish house, or spoiled meat, spoiled fish, or other putrid substance or the contents of a privy vault on Airport property.

30. INJURING, REMOVAL, OR DAMAGING NATURAL ITEMS - With the exception of landscape maintenance and wildlife removal, no Person shall, without lawful authority, or privilege to do so, cut down, destroy, remove or injure a vine, bush, shrub, sapling, tree, or crop standing or growing therein, or sever, injure or destroy a product standing or growing therein or

other thing attached thereto; nor shall any tree, flower, shrub, or other vegetation, fruit or seed thereof, soil, rock or mineral be removed, injured or damaged.

E. FIRE AND SAFETY

1. GENERAL - All Persons using the Airport or the facilities of the Airport shall exercise the utmost care to guard against fire and injury to Persons and property. Any fire, injury or other emergency shall be reported to an Airport Security Officer or member of Airport Operations immediately. In the event of a fire or emergency, those employed at the Airport shall call 911 first, then notify the Airport Operations Department or Airport Security if time allows.

2. COMPLIANCE - All Persons, Operators and Tenants engaged in any activity at the Airport shall comply with all federal, state and local fire regulations and all applicable fire codes.

3. EMERGENCY AUTHORITY - Upon the declaration of an emergency by the Executive Director, all Persons operating on the Airport shall act strictly in accordance with the procedures as prescribed in the Airport Emergency Plan or as directed by Airport Operations, Airport Security or Emergency Personnel.

4. SMOKING - No Person shall use e-cigarettes, smoke or carry lighted cigars, cigarettes, pipes, matches or any naked flame in or upon any fuel storage area, flammable material storage area, or within 100 feet of any aircraft, fuel storage area or any other area where flammable materials are stored. Smoking is prohibited within a reasonable distance from the outside entrance to any building so as to ensure that tobacco smoke does not enter the building through entrances, windows, ventilation systems, or other means. Smoking is prohibited within the airport fence with the exception of areas approved by the Executive Director.

5. OPEN FLAME - No Person shall start any open fires of any type, including flare pots, torches or fires in containers formerly used for oil, paint, and similar materials on any part of the Airport without permission of the Executive Director or designee.

6. FIRE EXTINGUISHING EQUIPMENT - No Person shall tamper with fire extinguishing equipment at the Airport at any time nor use it for any purpose other than firefighting or fire prevention. All Persons occupying any hangar or building by lease or contract with the Authority shall not remove or otherwise tamper with fire extinguishing equipment and maintain an adequate number of readily accessible fire extinguishers as determined by the

currently adopted fire code. All such equipment shall be maintained in conformity with fire codes. Tags showing the date of the last such inspections shall be left attached to each unit.

7. AIRCRAFT ELECTRICAL AND ELECTRONIC SYSTEMS
    a. All Aircraft electrical systems shall be de-energized during maintenance work other than where a live circuit is necessary to accomplish the required maintenance.
    b. No airborne radar equipment shall be operated or ground tested in any area on the Airport where the directional beam of high intensity radar is within three hundred (300) feet or the low intensity beam is within one hundred (100) feet of an Aircraft fueling operation, Aircraft fueling vehicle or flammable liquid storage facility, unless a shielding device is used during radar operation.

8. ELECTRICAL EQUIPMENT AND LIGHTING SYSTEMS - Only vapor or explosion-proof electrical equipment and lighting systems shall be used within hangars or buildings, when required under any applicable City of Sioux Falls fire codes. No portable lamp assembly shall be used without proper protective guard or shield over such lamp assemblies to prevent breakage and possible fire hazard. All power-operated equipment or electrical devices shall be shut off when not in actual use.

9. HEATING EQUIPMENT - All heating equipment and fuel burning appliances installed in any hangar or building at the Airport shall be properly maintained in accordance with the manufacturer's instructions and the requirements of the applicable Fire Codes .

10. EXPLOSIVE ARTICLES - No Person shall store, keep, handle, use, dispense or transport in or on the Airport any explosive such as dynamite, nitroglycerine, black powder, or gaseous poisons, without the express, prior written permission of the Executive Director or designee.

11. STORAGE OF FLAMMABLE MATERIAL - No Person shall keep or store any flammable liquids, gases, signal flare or other similar material in any building, provided, however, that such materials may be kept in the proper cabinets, rooms or other areas specifically approved for such storage by the Executive Director or designee. Refer to Section K, Environmental Matters, concerning additional standards for storage of materials.

12. WELDING AND HOT WORK OPERATIONS - Any Person, other than authorized qualified SASO Operators, desiring to conduct any welding or hot work operation at the Airport must obtain the proper City of Sioux Falls Permit and notify the Airport Operations Department before such work is initiated.

13. FIREARMS AND WEAPONS
    a. Federal law prohibits individuals from carrying weapons, explosives, or incendiary devices in an airport's sterile area, with exceptions for commissioned law enforcement officers, Federal Air Marshals, Federal Flight Deck Officers and government commissioned peace officers.
    b. Additionally, weapons in the Secured and Sterile Areas are governed by the Sioux Falls Regional Airport Ordinance 01-2024.
    c. No Person shall:
        i. Release an arrow from a bow, crossbow or longbow within or over Airport property unless approved by the Executive Director or designee.
        ii. Discharge any Firearm or Weapon while within the confines of Airport property, except for Airport Public Safety Officers, other Law Enforcement Officers, Airport Operations Personnel, or other Personnel authorized by the Executive Director or designee.
        iii. Discharge any device capable of propelling a capsule which upon impact with a person or object will release dye, colorant, water, pellet, dart, BB, ball bearing, pebble or rock on Airport property without authorization from the Executive Director of designee.

F. AIRPORT SECURITY

1. ADHERENCE TO SECURITY REGULATIONS AND PROCEDURES - All Persons using the Airport shall strictly comply with all applicable security regulations and procedures established by the ASP, as well as by applicable TSA and DHS regulations pursuant to 49 CFR Parts 1540 and 1542, as amended. Any Person found in violation of these directives may be subject to suspension or revocation of access privileges and Airport-issued security badge.

2. RIGHT TO TERMINATE ACCESS PRIVILEGES - The Executive Director or designee shall have the right to terminate any Person's permission to use any access control device and confiscate any Airport-issued security badge at any time and for any reason, including but not limited to violations of these Rules and Regulations, the ASP, and/or TSA or DHS regulations.

3. RIGHT OF INSPECTION - All Persons, belongings and motor vehicles are subject to inspection when on Airport property in accordance with the Airports approved NTAS plan.

4. IMPEDING SECURITY CONTROL AND BARRICADES - No Person shall, or assist another to, circumvent, impede or disable any security checkpoint, screening checkpoint, security gate, secure doorway, crash door, fire exit or any Person used for maintaining access control.

5. PROHIBITED ITEMS - No Person shall bring or otherwise carry any prohibited item into the Sterile Area as explicitly listed by TSA, unless as a necessary tool. All prohibited items required to complete a job function shall be secured and/ or in possession of the authorized individual at all times.

6. AUTHORITY TO OPERATE - No Person may enter or operate in the Secured Area, SIDA, Sterile Area, AOA or other restricted areas unless he or she is:
    a. Displaying/ and or possessing on their person a valid Airport security badge, issued by the Airport, indicating that he or she has unescorted access privileges to the specified area.

b. In the case of Airline crewmembers, dressed in the full uniform of the applicable airline, displaying a photo ID issued by the authorizing airline, and in the immediate vicinity or in transit from the Aircraft.
c. In the case of an FAA Aviation Safety Inspector, while conducting his or her assigned duties while displaying an FAA Form 110A.
d. In the case of a TSA Security Inspector, while conducting his or her assigned duties while displaying the appropriate TSA credentials.
e. Under the escort of an individual who has a valid Airport security badge indicating that he or she has unescorted access privileges and privileges to escort others.

7. DISPLAYING SECURITY BADGE - While in the Secured Area, SIDA, Sterile Area, individuals who are not under escort must display their Airport security badge in full view, above waist level and on their outermost garment. Such identification must be presented upon demand in response to a challenge.

8. ESCORT PRIVILEGES AND PROCEDURES – Any Person who escorts individuals on the Secured Area, SIDA, Sterile Area, AOA or other restricted areas shall accompany and supervise those escorted Persons who do not have unescorted access in a manner sufficient to take appropriate preventive action should the escorted Persons engage in activities other than those for which the escorted access is granted. Only those persons with an official business need may be escorted in the Secured Area, SIDA, or Sterile Area. Authorization for escorting Persons in the Secured Area, SIDA, Sterile Area, AOA or other restricted areas shall be subject to meeting the following conditions:

a. Only individuals with unescorted access authority and escort privileges may escort, which authority must be reflected by the appropriate notation on such individual's Airport security badge.
b. Escorted individuals must be continuously accompanied and monitored while staying in line of sight with communication capability at all times during the duration of the escort.
c. The Person providing the escort shall prevent the escorted Persons from engaging in any conduct other than that for which the escorted access is granted.
d. When work is to be done in the Sterile Area, the person providing escort shall ensure any tools, excess supplies, and construction waste is never left un-escorted,

as well as ensuring said materials are removed from the Sterile Area before leaving the area.

e. The escort shall immediately notify Airport Operations of any violation of these directives.
f. The escort shall take all such steps as may be necessary to ensure that all individuals escorted into a Sterile Area without being screened remain under escort until they exit the Sterile Area or submit to screening.
g. Any Person or employee who has forgotten or otherwise lost their security badge cannot be escorted for any reason.
h. Any Person who has received a Do Not Issue result on their Security Threat Assessment or that has been denied a badged based on their Criminal History Records Check cannot be escorted for any reason.

9. VEHICLE IDENTIFICATION – Refer to Section H, Airside Motor Vehicle Operations for the correct procedures to operate a motor vehicle within the AOA or SIDA.

10. GENERAL AVIATION SECURITY MEASURES
    a. All Tenants and Personnel shall take all appropriate steps to ensure the security of all Aircraft and other private property entrusted to their care on the AOA or other locations on their Airport Tenant-leased areas of responsibility.
    b. All Tenants and Tenant employees shall safeguard all doors, gates and other access points between the AOA and the Landside of the Airport while using such gates, doors and other access points.
    c. If a Tenant, its employees or contractors acts or fails to act in a manner that results in a security breach of any sort whatsoever (i.e., unattended open doors, failing to wait at vehicle gates until the gate has fully closed, etc.), A security citation may be issued and the appropriate penalties applied.

11. ENTRY/EXIT THROUGH SECURITY ACCESS POINTS
    a. All Persons entering security gates/doors into the Secured Area, SIDA, Sterile Area, AOA or other restricted areas shall do so one Person or vehicle at a time. Every Person must ensure that the gate/door is secure after each entry and that no other Person enters the area while the gate/door is ajar. All Persons entering through said access points are subject to a search of their Person and property.

b. All Persons exiting security gates/doors from the Secured Area, SIDA or AOA area into a public area may do so without closing said gate/door between individuals exiting. If there is an access control device present on the exit side of the gate/door, each individual must present their security access badge. The last person must ensure that the gate/door is secure after exiting.

G. LANDSIDE MOTOR VEHICLE *OPERATIONS*

1. APPLICABLE LAW - Except as otherwise stated in these Rules and Regulations, the motor vehicle ordinances of the State of South Dakota and City of Sioux Falls, including traffic regulations, are hereby adopted and made applicable to the operation of motor vehicles on Airport property. In case two or more rules, ordinances, or laws cover the same subject, all shall be given effect, except in cases of irreconcilable conflict, in which case the rule, ordinance or law having the most stringent requirement shall govern. The Airport may erect or cause to be erected all signs, markers and signal devices pertaining to traffic control within the boundaries of the Airport and such signs, markers or devices shall be prima facie evidence that they were erected or placed under proper authority. Failure to comply with the directions indicated on such signs, markers or devices so erected or placed shall be a violation of these Rules and Regulations.

2. RIGHT OF DENIAL - The Executive Director or designee has the right to close or restrict the use of all or any portion of Airport roadways, parking areas or any other Airport area in the interest of public safety or security, or to facilitate construction at the Airport or any other reason as determined by the Executive Director.

3. RIGHT OF INSPECTION - All motor vehicles and equipment are subject to inspection when operating on any Airport roadway, parking area or any other area in accordance with the Airport's TSA approved Airport Security Program.

4. GENERAL CONDUCT - No Person shall operate a motor vehicle on Airport property in a reckless manner, so as to indicate a willful or wanton disregard for the safety of other Persons and property. No Person shall operate upon the Airport any vehicle which is so constructed, equipped or loaded, or 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.

5. LICENSES - No motor vehicle shall be operated on the Airport unless such Operator has in their possession a valid state driver's license issued by the State in which they are employed and/or reside.

6. ROADWAYS - No motor vehicle shall be operated on the Airport except on roadways or areas designated for such purposes by the Executive Director or designee.

7. SPEED LIMITS - No Person shall operate any motor vehicle in excess of posted speed limits, except those operated by emergency personnel while responding to an emergency.

8. LOADING AND UNLOADING PASSENGERS AND LUGGAGE - No vehicle shall load or unload passengers or luggage in any area on the Airport roadways except as designated for such purpose by the Executive Director or designee.

9. REPAIR OF MOTOR VEHICLES - No Person shall clean, repair, maintain or overhaul a motor vehicle or other equipment, other than in an approved shop area, except for those repairs necessary to remove such motor vehicles or equipment to a repair facility.

10. PARKING
    a. No unauthorized Person shall:
        i. Park or store any motor vehicle, bicycle, wagon or other vehicle within any traveled roadway, within any sodded or landscaped area, or at a location where posted signs prohibit parking upon gravel or other surface not specifically designated as a “parking area” except in an emergency.
        ii. Leave any motor vehicle unattended on any area of the Airport not designed for public or tenant parking, unless given proper authorization by the Executive Director or designee.
        iii. Park in front of, over, or on a driveway, crosswalk or sidewalk.
        iv. Park and leave any motor vehicle unattended within the driving lanes, pickup/ dropoff lanes or ground transportation (taxi, valet, limousine, etc.) lanes in front of the Passenger Terminal.
        v. Park or drive over or onto a grass or landscaped area.
        vi. Double park any motor vehicle.
        vii. Park in an employee or reserved lot without proper authorization from the Airport.
        viii. Park in a designated fire emergency lane.

ix. Park in reserved handicap/disabled parking space without proper authorization to do so.

x. Park any motor vehicle or other equipment in such a way as to block access to any fire hydrant or other fire control equipment.

xi. Park any motor vehicle or equipment designed for fuel storage or transportation closer than ten (50) feet from any building.

xii. Park a motor vehicle in any area requiring payment for parking therein without paying the required parking charges established by the Airport.

b. All types of motor vehicles shall be parked within designated marked spaces where such spaces are provided.

c. Any motor vehicle parked in a manner that is in violation of these Rules and Regulations or other provisions of applicable law may result in the issuance of a citation or parking ticket by Airport Security, may be towed, and the owner or Operator of such vehicle shall be liable for imposed penalties, including towing fees. Refer to Section N: Fines and Penalty proceedings.

11. REMOVAL AND IMPOUNDMENT - Any motor vehicle which is disabled, abandoned, or illegally or improperly parked, or which creates an operational, safety or security issue may be immediately removed and impounded, without notice to the owner or Operator. Removal of said motor vehicles shall be at the owner or Operators expense without any liability for damage or other cause.

12. ACCIDENTS AND INCIDENTS - Any Person operating a motor vehicle on Airport property, who is involved in an incident or accident resulting in injury to any Person or damage to any property, shall if physically able, stop such vehicle at the scene of said accident or as close to possible thereto without obstructing vehicle traffic more than is absolutely necessary, notify Airport Operations, Airport Security and/or 911, then return to and remain at the scene of the accident until the Operator has given a full report of the accident.

H. AIRSIDE MOTOR VEHICLE *OPERATIONS*

1. APPLICABLE LAW - Except as otherwise stated in these Rules and Regulations, the motor vehicle ordinances of the State of South Dakota, including traffic regulation, are hereby adopted and made applicable to the operation of motor vehicles within the AOA at the Airport, where applicable. In case two or more rules, ordinances, or laws cover the same subject, all shall be given effect, except in cases of irreconcilable conflict, in which case the rule, ordinance, or law having the most stringent requirement shall govern.

2. RIGHT OF DENIAL - The Executive Director or designee shall have the right at any time to restrict or deny access to any Person operating a motor vehicle at the Airport in its entirety or any portion thereof, when he or she considers any such action to be consistent with the safe and efficient operation of the Airport.

3. RIGHT OF INSPECTION - All motor vehicles and equipment are subject to inspection prior to and when operating in the AOA, SIDA, and Secured Areas or any other area of the Airport.

4. LICENSES - No motor vehicle shall be operated on the Airport unless such Operator has in their possession a valid, current state driver's license issued by the State in which they are employed and/or reside.

5. AUTHORITY TO OPERATE - No Person shall operate or cause to be operated any motor vehicle on the AOA unless such operation is directly related to an aviation activity on the Airport, to the business of the Airport or to the business of a Tenant or authorized subtenant of the Airport engaged in a business activity authorized by the Airport. No Person shall operate a motor vehicle on the AOA unless:
    a. The vehicle Operator has successfully completed the applicable driver's training course conducted by the Airport or other Airport approved training program.
    b. The vehicle Operator possesses the appropriate security badge or is under escort of an individual who possesses such security badge.
    c. In the Secured Area, the vehicle Operator possesses an effective and appropriate vehicle permit issued by the Airport or is escorted by an authorized vehicle, unless otherwise approved by the Executive Director or designee. Aircraft servicing vehicles and equipment are exempt from this requirement.

d. The vehicle is properly registered and insured in accordance with vehicle registration and insuring requirements established by the Airport and by South Dakota law.

6. MOTOR VEHICLE IDENTIFICATION AND PERMIT
   a. All motor vehicles routinely operating in the Secured Area shall be registered with the Airport, Ground Support Equipment (GSE) and Airport Authority vehicles excepted. All motor vehicles not routinely operated on the Secured Area shall be issued a temporary permit after inspection.
   b. Those vehicles registered with the Airport must properly display the appropriate vehicle permit on the vehicle and must display a decal or sign of the company name and/or logo, matching registration documents if applicable. Ground Support Equipment (GSE) and Airport Authority vehicles must display a decal or sign of the company name and/or logo.
   c. All issued vehicle permits remain the property of the Airport and must be surrendered by the vehicle driver or Operator upon the request of the Airport.
   d. Lending or otherwise providing an issued vehicle permit to another Person operating a motor vehicle within the Secured Area is strictly prohibited and is cause for immediate suspension or revocation of issued Airport security badge and/or driving privileges.

7. MANDATORY COMPLIANCE AND PROHIBITED ACTIVITIES
   a. No Person shall:
      i. Operate any motor vehicle within the AOA in a reckless manner, so as to indicate a willful or wanton disregard for the safety of other Persons or property.
      ii. Operate any motor vehicle in such a way as to pass directly under the wings, nose or tail area of an Aircraft unless said equipment will be used in servicing a designated Aircraft.
      iii. Operate any motor vehicle on the AOA, other than the Operator of an Aircraft servicing vehicle, so as to pass within five (5) feet of a parked or taxiing Aircraft in a manner which is considered unsafe or unreasonable.
      iv. Operate any motor vehicle under or between a parked Aircraft and Terminal jet bridge.

v. Operate any motor vehicle or any other equipment in the vicinity of a fuel spill other than authorized emergency vehicles.
vi. Operate any motor vehicle that is overloaded or carrying more passengers than the vehicle was designed to carry.
vii. Ride on the running board or stand up in the body of a moving motor vehicle.
viii. Operate any motor vehicle on the AOA while using a cellular phone or device when such vehicle is in motion.

b. All motor vehicles shall pass to the rear of taxiing Aircraft at a safe distance.
c. All motor vehicle Operators shall yield the right-of-way to Aircraft, emergency vehicles and pedestrians and shall be so operated as to avoid interference with Aircraft operations or other vehicle and pedestrian traffic.
d. Drivers, Operators and passengers shall use manufacturer installed seatbelts or other restraint systems. Seatbelts and other restraint systems shall not be disabled or removed and shall be maintained in good working order.
e. Motor vehicle Operators using an Airport perimeter gate shall ensure the gate is properly secured prior to leaving the vicinity of the gate. The vehicle Operator shall also ensure no unauthorized vehicles or Persons gain access to the AOA while the gate is open.
f. Tugs and other Aircraft servicing equipment shall tow no more than 3 carts, pods or containers at a time
g. All motor vehicles must be in sound mechanical condition with unobstructed forward and side vision from the driver's seat and equipped with operable headlamps and brake lights, as well as an operable braking system.
h. Prior to operating on Movement and Non-Movement areas, all vehicles and equipment must be inspected for the presence of loose material that may generate FOD.

8. VEHICLE OPERATIONS ON THE MOVEMENT AREA - No Person shall enter or operate any motor vehicle on the Movement Areas of the Airport unless such Person is given proper authorization by the Airport Badging Office and has successfully completed the Movement Area Drivers Training course. All motor vehicles entering or operating on the Movement Areas at the Airport must:

a. Have a two-way radio capable of communicating with the ATCT or are operating under escort of another vehicle equipped with a two-way radio capable of communicating with ATCT.
b. Be equipped with a rotating amber beacon or strobe mounted on the uppermost part of the vehicle structure and have such beacon or strobe operating during both day and nighttime hours.
c. Whenever possible, utilize the Airport perimeter and service roads to transition and avoid operating on the Movement Areas.

9. MOTOR VEHICLE ESCORTS - Only Persons that have an approved Airport issued security badge with escort privileges and the applicable vehicle driving privileges may provide vehicle escorts. Persons authorized to escort may escort only as many as they can properly control. The escort shall continuously accompany and monitor the escorted individuals while within the AOA and/or SIDA in a manner sufficient to identify whether the escorted individuals are engaged in activities other than those for which escorted access was granted and shall maintain visual contact with the escorted individuals at all times.

10. REPAIR OF MOTOR VEHICLES - No Person shall clean, repair, maintain or overhaul a motor vehicle or other equipment, other than in an approved shop area, except for those repairs necessary to remove such motor vehicles or equipment to a repair facility.

11. SPEED LIMITS - No Person while operating a motor vehicle on the AOA shall exceed a speed greater than the posted speed limit. If no limit is posted on the aprons, the general rule of 15 mph on aprons, 5 mph around aircraft shall be used.

12. PARKING
    a. No Person shall:
        i. Park any motor vehicle for loading, unloading or for any other purpose on the AOA other than in the areas specifically established for parking and in the manner prescribed by signs, markings or other means or as prescribed in the airport minimum standards.
        ii. Park, or leave unattended, any motor vehicle or other equipment that interferes with the use of a facility by others or prevents the movement or

passage of Aircraft, emergency vehicles or other motor vehicles or equipment.

iii. Abandon or leave unattended any motor vehicle on the AOA unless given proper authorization by the Airport.

iv. Park any motor vehicle or other equipment in such a way as to block access to any fire hydrant or other fire control equipment.

v. Park or leave unattended any motor vehicle or other equipment on the Movement Areas unless given proper authorization by the Airport.

13. REMOVAL AND IMPOUNDMENT - Any motor vehicle parked in an unauthorized area, disabled, abandoned, or otherwise left by the owner or Operator, may be removed and impounded, at the expense of the owner, by the Executive Director or designee, without notice and without any liability for damage.

14. ACCIDENTS AND INCIDENTS - Any Person operating a motor vehicle:

    a. Who is involved in an incident or accident resulting in injury to any Person or damage to any property, shall if physically able, stop such vehicle at the scene of said accident or as close to possible thereto without obstructing Aircraft and vehicle traffic more than is absolutely necessary, notify 911 as necessary and notify Airport Operations and/or Airport Security, then return to and remain at the scene of the accident until the Operator has given a full report of the accident.

    b. Who is involved in a Vehicle Pedestrian Deviation (V/PD) or Runway Incursion with an Aircraft shall contact the Airport Operations Department immediately, upon contact the Operator involved in the incident and/or accident shall provide a written report detailing the chain of events and shall provide additional documentation upon request of the Airport. The Executive Director or designee may revoke the Airport driving privileges of any Person involved in a vehicle or pedestrian deviation or Runway Incursion.

I. AIRCRAFT OPERATIONS

1. COMPLIANCE - All Aircraft operating at the Airport shall be operated in conformity with all applicable laws and regulations, including, without limitation, FAA and TSA rules and regulations, direction of the Air Traffic Control Tower (ATCT) and any other federal agency regulations.

2. RIGHT OF DENIAL - The Executive Director or designee shall have the right at any time to close the Airport in its entirety or any portion thereof, to delay or restrict any flight or other Aircraft operation, and to deny the use of the Airport or any portion thereof to any specified class of Aircraft, when he or she considers any such action to be necessary and desirable to avoid endangering Persons or property and to be consistent with the safe and efficient operation of the Airport. In event the Executive Director or designee believes the condition of any portion of the Airport to be unsafe for Aircraft operations, he or she shall promptly issue, or cause to be issued, a Notice to Airmen (NOTAM) closing the Airport or any portion thereof.

3. LICENSED AIRCRAFT AND AVIATORS - Only Aircraft and aviators licensed by the FAA shall be permitted to operate from the Airport; provided, however, that this restriction shall not apply to Aircraft and aviators of the federal government, or of the territory or possession thereof, or of any state, or to Aircraft licensed by a foreign country, with which the United States has a reciprocal Agreement covering the operation of such licensed Aircraft and aviators. All aircraft must be registered with the State of South Dakota, if appropriate.

4. AIRPORT USE FEES AND CHARGES - All Aircraft using the Airport facilities shall pay such charges, rates or fees as may from time to time be established by the Airport, either by contract or by rates applicable to non-contract users. Use of the Airport may be denied by the Executive Director or designee unless satisfactory arrangements have been made for payment of such charges.

5. MANDATORY COMPLIANCE AND PROHIBITED ACTIVITIES
    a. General Aviation Aircraft are prohibited from the Passenger Terminal Apron unless given permission by the Executive Director or designee or unless being cleared by USCBP.

b. Any Aircraft weighing more than runway, taxiway or Apron load bearing capacity is prohibited unless permission has been granted by the Executive Director or designee.
c. Aircraft landing at the Airport shall make the landing runway or touchdown area available to other Aircraft by leaving such area as promptly as possible, consistent with safety.
d. No Person shall interfere or tamper with any Aircraft at the Airport or start/operate the engine of such Aircraft without the owner or Operator's consent.

6. STARTING AIRCRAFT ENGINES AND RUN-UP
   a. No Aircraft engine shall be operated for maintenance purposes at the Airport unless a pilot or certified A & P (airframe and power plant) mechanic qualified to run the engines of that particular type Aircraft is at the controls and unless chocks have been placed in front of the wheels or the Aircraft has set adequate parking brakes.
   b. Aircraft engines shall be started and operated only in the areas designated for such purposes by the Executive Director or designee. Except for starting, no Aircraft will be run up in the Passenger Terminal area.
   c. All run-ups and prolonged engine test operations will be accomplished in areas providing a safe operation of the engines as to prevent excessive prop wash or jet blast. Run up areas within the Movement Areas shall be at the discretion of the ATCT.
   d. No Person may start or operate an Aircraft mounted engine inside any hangar or building.

7. TAXIING OF AIRCRAFT
   a. No Person shall taxi or in any other manner move an Aircraft until he or she has ascertained by visual inspection that there will be no danger of collision with any Person, Aircraft or other object in the immediate area.
   b. No Aircraft shall be operated in a careless or reckless manner or taxied except at a safe and reasonable speed.
   c. No Aircraft shall be operated except upon designated runways, taxiways, Aprons or approved parking locations and only in such manner as directed by the Executive Director or designee as prescribed in these Rules and Regulations and Federal regulations.

d. Aircraft shall not be taxied, towed or pushed upon any Movement Area until first obtaining proper clearance to do so by the ATCT, when the ATCT is in operation.
e. Each Person operating an Aircraft on a part of the Airport that is not under the direction of the ATCT shall comply with the orders, signals and directions of Airport and/or the authorized representative of the Executive Director or designee.
f. No Person may start or taxi any Aircraft on the Airport in a place where the exhaust blast is likely to cause injury to Persons or property. If the Aircraft cannot be taxied without violating this paragraph, the Operator must have it towed to the desired destination.
g. No Aircraft shall be taxied into or out of a hangar or building under its own power.
h. No Aircraft shall taxi or operate between an Air Carrier Terminal gate and an Aircraft engaged in a pushback operation.

8. HELICOPTER OPERATIONS
   a. Helicopter Aircraft arriving and departing the Airport shall operate under the direction of the ATCT, when the ATCT is in operation.
   b. Helicopter Aircraft shall be operated only at a safe distance or as otherwise specified by the Executive Director or designee.
   c. No Person may tow a Helicopter at a place on the Airport while its rotors are turning unless there is a clear area of at least fifty (50) feet from the outer tip of each rotor in all directions.
   d. When parked, Helicopters shall have rotor breaking devices and/or tie downs applied to the rotor blades.

9. AIRCRAFT PARKING
   a. No Person shall park an Aircraft in any area on the Airport other than that prescribed by the Executive Director or designee. Aircraft Operators or owners shall be responsible for the safety of their Aircraft and shall have Aircraft either tied down or chocked properly
   b. Overnight parking of Aircraft shall be only in areas designated for such purpose by the Executive Director or designee.
   c. No Person shall park or maneuver an Aircraft on any Apron area in such a way that any portion of said Aircraft will impede the operation of other aircraft.

d. All Aircraft being parked, pushed back or towed on the Terminal Apron shall be accompanied by a minimum of two wing walkers, be positioned on the ground, located at the outward tip of each wing, to monitor clearance of each wing.

10. PASSENGER AND CARGO ENPLANING AND DEPLANING
    a. All Air Carrier Aircraft Operators shall prevent passengers from enplaning or deplaning, except in the presence of authorized Personnel.
    b. All Air Carrier Aircraft Operators shall ensure that all Aircraft are loaded and unloaded, and all passengers are enplaned or deplaned, in areas designated by the Executive Director or designee and all passengers are channeled through established routes to and from the Aircraft.
    c. If determined that an Air Carrier Aircraft is not compatible with enplaning and deplaning by making use of an Aircraft jet bridge affixed to the Terminal Building, the Operator of such Aircraft shall ensure that the Aircraft is ground enplaned and deplaned in areas designated by the Executive Director or designee with appropriate personnel present.
    d. All Air Carrier Aircraft Operators shall comply with Title 49 CFR Part 27.72's requirement to provide Boarding assistance to individuals with disabilities by employing the use of mechanical lifts, Ramps, or other devices that do not require employees to lift or carry passengers up stairs.
    e. All Air Carrier Aircraft Operators shall ensure that there shall be no enplaning or deplaning of passengers on the Apron when Aircraft engines are operating.
    f. The Aircraft Operator shall be responsible for the safety of and compliance with these regulations by all passengers moving between Aircraft and the Terminal Building.
11. RAMP CLEANLINESS –
    a. During shut down, starting or servicing of any Aircraft, if fuel, oil, hydraulic fluid, or other material is deposited on the Apron, the Operator or Operators of the Aircraft shall immediately remove such deposits.
    b. GSE and materials shall be maintained and stored in a manner approved by the Executive Director or designee. All equipment used for the servicing of Aircraft including motor vehicles, mobile equipment, loading stands, repair and maintenance equipment and any other equipment used for such purpose, shall be removed from the Aircraft parking locations when not in use unless specifically authorized by the

Executive Director or designee. Said equipment must be stored in a designated area and position directed by such authority.

c. Special permission must be obtained for the use of, or the storing of, service equipment at any place that may penetrate the Object Free Area or Safety Area of any runway or taxiway. The Operator or owner of such equipment so permitted shall equip same with flags or lighting beacons as directed by the Executive Director or designee.

12. AIRCRAFT MAINTENANCE - No Person shall repair an Aircraft or part thereof, including cleaning or otherwise maintaining an Aircraft, in any area of the Airport other than that specifically and contractually authorized by the Executive Director or designee, except common Apron service. If volatile flammable liquids are employed, cleaning operations shall be conducted in those areas approved by the Executive Director or designee and separated by fire-resistive partitions and complying with the requirements of these Rules and Regulations and the currently adopted fire code. Aircraft electrical and electronic systems repair and operation shall comply with Section E: Fire and Safety, of these Rules and Regulations and all other applicable regulations including the currently adopted fire code.

13. AIRCRAFT ACCIDENTS OR INCIDENTS - The pilot or Operator of any Aircraft involved in any accident causing personal injury or property damage at the Airport shall provide immediate notice to the Airport's Operations Department. The pilot or Aircraft Operator of such Aircraft shall, in addition to all other reports required by other agencies, make a prompt and complete report of said accident or incident to the Executive Director or designee, and a copy of the written report required by FAA regulations shall be given to such Airport official. The owner or Operator shall be responsible for the prompt removal of disabled Aircraft after release by the National Transportation Safety Board (NTSB), and/or the FAA and the Airport.

14. DISABLED AIRCRAFT - Subject to compliance with appropriate FAA regulations, the Aircraft owner or Operator shall be responsible for the removal of all disabled Aircraft and parts of such Aircraft at the Airport as soon as practicable, as reasonably directed by the Executive Director or designee and in accordance with the Airport's Emergency Plan (AEP). In the

event of the owner or Operator's failure or refusal to comply with such directions, or as determined by the Executive Director or designee that such disabled Aircraft constitutes a safety hazard or an impact to Airport operations, such disabled Aircraft or any and all parts thereof may be removed by the Airport at the expense of the owner or Operator, without liability for damage caused by the Airport which may result from such removal.

15. DERELICT AIRCRAFT - Any aircraft on airport property that is deemed non-airworthy, in a state of disrepair, has been abandoned, or otherwise left by the owner or Operator, may be removed and impounded, at the expense of the owner, by the Executive Director or designee, without notice and without any liability for damage.

J. FUELING OPERATIONS

1. **GENERAL REQUIREMENTS**
   a. All persons that sell fuel or fuel their own aircraft by themselves or by using their own employees shall comply with these Minimum Standards, all applicable Airport Directives, FAA, and OSHA standards and fire code as adopted by the City of Sioux Falls.
   b. All equipment used in fueling, defueling and draining operations shall be approved by the Fire Marshall of Sioux Falls.
   c. All fuel facilities at the Airport and refueling vehicles operated at the Airport are subject to inspection by authorized representatives of the Authority.
   d. Each Self-Fueler shall observe and comply with any and all public authorities including Sioux Falls Fire Rescue, Sioux Falls Public Works, South Dakota Department of Agriculture and Natural Resources (DANR), the Department of Transportation, Homeland Security, the FAA and TSA. It is the Self-Fueler's responsibility to keep informed of all such laws and applicable requirements of such public authorities.
   e. The owner or operator of such fuel facilities or refueling vehicles shall promptly correct any violation of these Minimum Standards.
   f. Each Self-Fueler shall pay or reimburse the Authority for any civil penalties or fines which may be assessed against the Authority as a result of the violation by such Self-Fueler or its employees of any of the foregoing requirements, which payment shall be made by Self-Fueler within fifteen (15) days from receipt of the Authority's invoice for such amount and documentation showing that payment of such penalty or fine is such Self-Fueler's responsibility.
   g. If any governmental license or permit shall be required to lawfully conduct Self-Fueling at the Airport, each Self-Fueler shall procure and maintain such license or permit and submit the same to the Authority, and such Self-Fueler at all times shall comply with the terms and conditions of each such license or permit.
   h. All refueling vehicles and equipment on the Airport shall be maintained and operated in accordance with Federal, State, City, Airport and industry requirements, including without limitation the currently adopted fire code by the City of Sioux Falls, regarding the transportation, dispensing and storage of flammable liquids.
   i. Refueling vehicles not meeting DOT criteria for on-road use are subject to an annual fee established by the Authority and listed in the rates and charges schedule.

2. **PROCEDURE MANUAL**
   a. Each Fueling Operator shall have submitted a Fueling Procedures manual/program to the Airport Director, containing procedures for fuel quality control, personnel training and fuel spill control and clean-up (SPCC), which manual/program shall have been approved by the Director.

3. **OPERATING REQUIREMENTS-** All fueling operations shall comply as follows.
   a. Fueling/ Defueling Aircraft:
      i) Prior to the fueling and defueling of aircraft, the aircraft and the transfer fuel apparatus shall follow the rules and procedures of applicable laws and international fire code standards for such fueling and defueling.
      ii) Aircraft fuel servicing personnel shall not carry lighters or matches on their person while performing fuel servicing operations.
      iii) No person shall engage in aircraft fueling or defueling operations without adequate fire extinguishing equipment in accordance with fire code standards readily accessible at the point of fueling
      iv) Unless otherwise previously approved by the Director, in writing, no aircraft shall be fueled or defueled while:
         - One or more of its engines is running, APU excepted.
         - Combustion heaters on aircraft (e.g., wing and tail surface heaters, integral cabin heaters) are operating.
         - Thunderstorm activity is within three (3) miles of the Airport.
         - Aircraft is inside any building or structure.
         - Aircraft or fueler is within 25 feet of any building
         - Aircraft or fueler is within a taxiway or taxilane Object Free Area.

   b. Hand brakes shall be set on refueling vehicles before operators leave the vehicle cab, and at least one wheel shall be chocked.
   c. Each hose, funnel, or apparatus used in fueling or defueling aircraft shall be maintained in good condition and visibly inspected before each use.
   d. Each fuel delivery device must be properly bonded to the aircraft.
   e. No person shall operate any electronic communication device (including cell phones), or switch electrical appliances on or off, within ten feet of an aircraft fueling port or vent

while it is being fueled or defueled, except for equipment listed as intrinsically safe for Class I, Division I, Group D (Hazardous) locations in accordance with UL 913.

f. No refueling vehicle shall be backed within twenty (20) feet of an aircraft unless a person is posted to assist or guide.

4. **SPILL AND EMERGENCY RESPONSE ACTIONS**

a. All refueling vehicles and storage tanks operating at the Airport shall be equipped with spill response equipment to absorb spilled fluids and to prevent fluid from reaching storm or sanitary drains. For vehicles, quantity shall be sufficient to absorb and/ or contain the maximum volume within any individual vehicle. For storage tanks, quantity shall be sufficient to absorb minor leaks.

b. Any person, including the owners or operators of the aircraft, causing overflowing or spilling of fuel, oil, grease or other contaminants anywhere on the Airport shall be responsible for ensuring the immediate cleanup in accordance with all applicable laws of such spillage. In the event of failure or refusal to comply with such cleanup requirements, the spillage may be cleaned up by the Authority or an Authority contractor at the responsible party's expense.

c. All spillages of fuel or other hazardous substances shall be reported immediately by the party responsible to the 24-Hour Operations number or as provided in airport directives. Aircraft, fuel delivery devices and other vehicles shall not be moved or operated in the vicinity of the spill until the spillage is removed. A fire guard shall be posted promptly by the responsible party.

d. When a fire or leak occurs in the fuel delivery device, the responsible party shall immediate take action to limit the spread of the fire and/or minimize the threat of a fuel spill, call 911, report the fire to the Director or as provided in airport directives, immediately discontinue fueling with the device until repairs are completed and an inspection is performed by the Authority.

e. No person shall start the engine of an aircraft at the Airport if there is any flammable liquid or other volatile fluid on the ground within the vicinity of the aircraft.

5. **FUEL/ FUEL EQUIPMENT STORAGE**

   a. Refueling vehicles, whether loaded or empty, shall not enter hangars nor shall they be parked unattended with a distance of fifty (50) feet of any building or within ten (10) feet of any other refueling vehicle.

   b. No refueling vehicle designed for, or employed in, transportation of fuel shall be operated on a Movement Area at any time without prior written permission from the Director.

   c. Parking areas for Airport approved refueling vehicles shall be arranged to:

      i) Facilitate dispersal of the refueling vehicles in the event of emergency.

      ii) Provide at least ten (10) feet of clear space between parked refueling vehicles for accessibility for fire control purposes.

      iii) Prevent any leakage from draining to an adjacent building.

      iv) Minimize exposure to damage from out-of-control aircraft.

      v) Provide at least fifty (50) feet of clear space from any building, aircraft hangar or other airport structure.

   d. No person shall bring into the Airport, or store any type of fuel on the Airport, without the written permission of the Director or pursuant to a written agreement with the Authority.

   e. No person shall store fuel in excess of one hundred (100) gallons on the Airport except if stored in mobile refueling vehicles authorized by the Director to operate at the Airport, or in an approved fuel storage facility constructed under a written agreement with the Authority, in a location and pursuant to plans and specifications approved by the Director.

   f. Requirements for portable fuel storage shall meet DOT requirements including:

      i) Interior storage of gasoline, avgas or jet fuel:

         - Refer to NFPA 30 for storage requirements.
         - No Operator shall store in excess of 100 gallons of any fuel type in the interior of any building.
         - Exterior Storage of gasoline, avgas or jetfuel-
         - Refer to FBO or Self Fueler sections of the minimum standards or these rules and regulations for storage volume requirements.

      ii) Requirements for all aviation fuel storage tanks include:

         - All petroleum storage tanks shall be above ground.

g. Storage tanks will be located in accordance with State of South Dakota environmental standards.
h. Storage tanks and associated piping shall be painted white and repainted when determined necessary by the Authority.
i. Storage tanks shall be double walled.
j. Storage tanks shall include additional containment to prevent contamination from entering soil, storm or sanitary sewers. Containment shall have the ability to drain clean rainwater when a visual observation determines no fuel is present.
k. Storage tanks shall be individually marked as determined by fire code:
    i) Fuel type in contrasting colors.
    ii) NFPA and local fire code required placards.
    iii) No smoking placards.
l. Accessible fire extinguishers in the size and quantity determined by fire code.
m. Access controls to prevent unauthorized access to the tanks, piping, connecting points and any other location that would allow the removal of fuel, introduction of contaminants, or causation of spills.
n. Lighting adequate for drive by inspections to identify potential hazards or unauthorized individuals.
o. Drains allowing for routine inspection of fuel quality.
p. Overfill prevention devices compliant with local fire code requirements.
q. Dispensing meter allowing for the measurement of fuel transferred to a portable storage device, refueling vehicle or aircraft.

K. ENVIRONMENTAL *MATTERS*

1. COMPLIANCE - Each Person occupying or using any portion of the Airport or conducting any Commercial Activity or trade thereon shall implement and comply with all applicable environmental requirements, programs and practices that any federal, state or local governmental agency, authority, department or Board has required the Airport, its Tenants or other occupants to implement or which is pursuant to an Agreement with any federal, state or local government agency, authority, department or Board.

2. SANITATION - No Person shall dispose of garbage, papers or other material on the Airport except in the receptacles provided for that purpose; or use a comfort station other than in a clean and sanitary manner; or expectorate on the floors, walls, or other surfaces of any Airport building. No Person shall keep uncovered trash containers in any outside area on the Airport. No vehicle used for hauling trash, dirt or any other materials shall be operated on the Airport unless such vehicle is constructed so as to prevent the contents thereof from dropping, sifting, leaking, or otherwise escaping there from. Areas to be used for trash or garbage containers shall be designated by the Executive Director or designee, and no other areas shall be used. Such areas shall be kept clean and sanitary at all times.

3. HAZARDOUS MATERIALS
    a. Any Person, Operator, Tenant or entity that generates, uses, stores and/or transports hazardous materials or waste (including without limitation all substances identified or characterized as “hazardous substances,” “pollutants,” “hazardous wastes, or “contaminants” in the Resource Conservation and Recovery Act, 42 USC 9601 et seq., and the regulations promulgated thereunder (as amended from time to time), the Clean Air Act, 42 USC 7401 et seq., and the regulations promulgated thereunder (as amended from time to time), the Resource, Conservation and Recovery Act, 42 USC 6901 et seq., and the regulations promulgated thereunder (as amended from time to time), or the Oil Pollution Act of 1990, 33 USC 2701 et seq., and the regulations promulgated thereunder (as amended from time to time), or any amendments thereto or successor legislation and regulations) shall do so in strict compliance with all federal, state and local laws, rules, regulations and requirements.
    b. No Person shall:

i. Violate any applicable law or regulation pertaining to the handling, use, generation, storage, treatment, release, potential release, disposal, discharge, sampling, reporting or recordkeeping of any hazardous substance, material, waste, waste oil or wastewater.

ii. Violate any condition or requirement of any permit issued to the Airport by any public or governmental authority applicable to the Airport and pertaining to the handling, use, generation, storage, treatment, release, potential release, disposal, discharge, sampling, reporting or recordkeeping of any hazardous material.

iii. Without prior authorization from the Executive Director or designee, keep, transport, use, handle, or store at, in or upon the Airport any cargo of explosives or other hazardous materials which is barred from loading in, or for transportation by, civil Aircraft under applicable law.

4. USE OF CLEANING FLUIDS - Any Person engaged in the cleaning of Aircraft parts and other equipment shall use only non-flammable and non-chlorinated cleaning agents or solvents, except to the extent that it is impractical to clean the parts with anything other than a flammable or chlorinated solvent. When the use of flammable solvents cannot be avoided, such Persons shall use only liquids having a flash point in excess of one hundred (100) degrees Fahrenheit and shall take special precautions to eliminate ignition sources in compliance with the currently adopted fire code.

5. STORAGE OF LUBRICATING OIL AND COMPOUNDS
   a. Any Person storing lubricating oils and compounds must label the containers and store them in code-approved storage cabinets.
   b. No Person may store volatile compounds having a flash point of less than one hundred (100) degrees Fahrenheit on the Airport unless use of the compound is required for aviation purposes, approved in writing by the state or local fire marshal and in a room fireproofed or otherwise fire protected according to all applicable codes.
   c. All empty lubricating oil and compound cans, bottles or other containers shall be removed immediately, in compliance with all federal, state and local ordinances, regulations, and statutes, from the premises and not allowed to remain on the floor, wall stringers or overhead storage areas of hangars or other buildings.

d. All Persons who store such material shall maintain an inventory of all such materials in accordance with all applicable federal, state and local codes and regulations.

6. CLEANLINESS - All Persons occupying space on the Airport shall keep all areas of the premises clean and free of rubbish, oil and grease and other flammable material and accumulation of any materials. Such Persons shall keep the floors of hangars and other buildings clean and free of rags, waste materials or other trash or rubbish and placed in proper containers and labeled. No Person shall use volatile or flammable solvents for cleaning floors.

7. CONTROL OF CONTAMINANTS - No Person shall deliberately or negligently allow fuel, oil, hydraulic fluid or any other petroleum-based product or hazardous waste to leak or spill onto any surface on Airport property. No Person shall allow any fuel, grease, oil, flammable liquids or contaminants of any kind, including detergents used to clean Aircraft or other surfaces, to flow into or be placed in any storm drain, sewer system or open water areas without first entering an appropriate separator or unless connected to an industrial waste system.

8. AIRCRAFT DEICING
    a. All Persons conducting any Aircraft deicing operations shall do so in accordance with FAA regulations, Aircraft manufacture's specifications, Aircraft Operator regulations, and the Stormwater Pollution Prevention Plan (SWPPP).
    b. All Persons conducting Aircraft deicing operations shall position aircraft in a manner which ensures that all runoff deicing fluid applied to the aircraft will fall within the storm water collection drains and that the spray from the application of deicing fluid does not contaminate other equipment, vehicles or people.
    c. Aircraft deicing operations are limited to the following areas:
        i. Deicing Ramp or within the blue line on the Terminal Ramp
        ii. Cargo Ramp
        iii. East or West GA Ramps
    d. All Persons conducting deicing operations shall minimize the use of deicing fluid and ensure that only the amount of chemical needed to complete the job is applied.
    e. Use of ethylene based deicing products is prohibited.

9. SPILL OR RELEASE PROCEDURES
    a. All Persons, Operators and Tenants shall immediately report any spills of any hazardous substance, material, waste or other contaminant on the Airport to the Airport Operations Department.
    b. All such Persons shall ensure that the spill or release is contained and shall notify the Airport's Operations Department immediately. All Persons who cause such spills shall contain and clean up the spill or release under Airport supervision in accordance with all applicable laws and shall pay all costs and expenses associated with such containment, clean up and, if necessary, remediation.
    c. All such Persons, Operators and Tenants shall make all notifications required by federal, state and local regulations for releases resulting from their operations, with a copy to the Executive Director.
    d. Each such Person, Operator or Tenant shall restore, at their expense, any area on the Airport which becomes contaminated as a result of its operations. Restoration shall be to the condition that existed prior to such spill, unless the Authority otherwise agrees. Such restoration shall be completed at the earliest possible time, and the Operator or Tenant shall be subject to inspection and approval by the Executive Director or designee.

L. VEHICLES FOR *HIRE, TNCs, AND P2P CAR SHARING*

1. GENERAL – As covered in the City of Sioux Falls Code of Ordinances §124.0, this section pertains to all Vehicles for Hire, including but not limited to, bus or motorbus, taxicab, wheelchair transport, limousine, passenger service vehicle, and livery vehicles. Personal vehicles operated by a TNC driver or vehicles being rented through peer-to-peer (P2P) car sharing are addressed in paragraphs 12 and 13 of this section respectively.

2. APPLICABLE LAWS AND PERMITS - All Vehicle for Hire Operators, their employees, agents, subcontractors, licensees and the invitees, shall at all times comply with the laws and regulations of the State of South Dakota, the City of Sioux Falls and all applicable ordinances and resolutions of the Airport Authority. Such Operators must obtain all City permits and licenses specific to type of service offered, prior to obtaining any Airport issued permit and the commencement of any said services.

3. RIGHT OF DENIAL - The Executive Director or designee shall have the power and authority to modify, restrict or prohibit access to any Airport roadway, designated parking area, or any other area of access in the interest of the safe, secure and efficient operation of the Airport.

4. RIGHT OF INSPECTION - The Executive Director or designee shall have the right to, at any time, inspect the performance of the service furnished by the Operator or any of its vehicles and, if said items do not conform to the standards stated in these AAR and/or the applicable permit or are otherwise inconsistent with the safe, secure and efficient operation of the Airport, the Executive Director or designee may immediately suspend the right to provide such services.

5. ASSIGNED AREAS - Vehicle for Hire Operators shall park in and operate from only those areas designated by the Executive Director or designee, specific to type or purpose of service.

6. LOADING AND UNLOADING - Vehicle for Hire Operators shall load and unload passengers only in areas designated by the Executive Director or designee for that purpose.

7. UNATTENDED VEHICLES - No Person shall leave any vehicle unattended, for any reason, unless given express prior written authorization by the Executive Director or designee.

8. VEHICLE CONDITION - All Vehicle for Hire Operators shall ensure that all of their vehicles operating from the Airport are clean, fully maintained and operational and clearly marked with identification approved by the Airport that ensures easily recognizable symbols to the public of type of service provided. All vehicles of the same Operator shall be identically marked.
9. DRIVER DRESS CODE - All Vehicle for Hire Operators shall require their drivers to maintain an appropriately groomed Personal appearance and suitable attire so as to present a favorable image at all times while providing services from the Airport.
10. IDENTIFICATION - All Vehicle for Hire Operators shall cause their drivers to at all times on the Airport possess a driver's license appropriate to the vehicle being driven.
11. UNAUTHORIZED SOLICITATION - Vehicle for Hire Operators shall not actively solicit passengers at the Airport.
12. TNC - TNCs shall follow the City of Sioux Falls Code of Ordinances as outlined in §124.016.
13. P2P CAR SHARING – P2P must utilize paid lots at the airport to transfer vehicles to/from the owner and renter. If the owner and renter are meeting in-person to transfer the vehicle, this may be done in the cell phone waiting lot; no vehicle may be left unattended in the cell phone lot. No in-person transfers may be done on the terminal curbside. P2P cars must meet all South Dakota insurance requirements as stated in SDCL 32-35.

M. TERMINAL SPACE *USE*

1. USE OF SPACE - All Commercial Air Carrier Operators, Ground Handling Operators, Car Rental Operators, Concessionaires, and/or other Terminal Service Providers must enter into an appropriate Agreement allowing them to use all square footage within the Passenger Terminal of sufficient type and quantity to provide effective customer service specific to demand. In the event of a disagreement regarding the minimum space required for the use, the Executive Director's determination of the same shall be final.

2. RIGHT OF ENTRY AND INSPECTION - Every Airport Tenant shall permit the Executive Director or designee to enter any portion of Assigned Space for the purpose of inspecting premises for compliance with federal, state and local health and safety regulations, the terms and conditions of any applicable Agreement, and the general safety, security and efficiency of the Airport.

3. ACCESS TO SECURED AREA - All Persons shall comply with all applicable regulations by the ASP, TSA, CBP and FAA including those relating to restricted access into Secured Areas as defined by the ASP and Part F – Airport Security, of these Rules and Regulations. All Persons shall obtain required Security Badges for all employees and other Personnel under their control who require access into Secured Area as a part of their regularly assigned duties. All Persons shall permit the Executive Director or his designee to inspect all Personnel, vehicles, cargo, goods and other Personal property entering, operating in and leaving the Secured Area of the Airport. The Airport reserves the right to prohibit any individual, agent or employee from entering the Secured Area if it concludes that doing so is in the best interest of the safety, security or efficient operations of the Airport.

4. CLEANING AND MAINTENANCE - In addition to any provisions explicitly listed in an Agreement, all Persons shall maintain all Assigned Space in a good, clean, neat and orderly condition and any installed system in good operating order at all times.

5. TENANT PROPERTY - All property belonging to, or brought onto the Airport by a Tenant, or any of its employees, agents or invitees shall be at the sole risk of said Tenant. Subject to explicit approval of the Executive Director, a Tenant may place and install trade fixtures and other property in Assigned Space for use in connection with its operations, provided the

Tenant shall be responsible for all costs of damage to Assigned Space from the installation and removal of property.

6. NOISE LEVEL - All Tenants shall not permit its Personnel, vendors or customers to use or operate any sound reproducing, or mechanical, equipment at a decibel level which interferes with the Airport's paging or security communication, unless approved by Executive Director or designee.

7. ADVERTISING ON AIRPORT PREMISES - No Person may place any advertisement, public notice or other material on any space in the Passenger Terminal or on Airport property without explicit approval from the Executive Director or designee. This requirement shall not apply to small signs, placards and other similar items which is placed within the Tenant's premises or affixed to tables, counters and bars, if they refer to items or services offered to customers by tenants with approved leases.

8. SIGNS - Tenants may install, operate and maintain illuminated company identification signs, of a size, type and design approved, in writing, by the Executive Director or designee, prior to their erection or placement.

9. ASSIGNMENT AND SUBLETTING - No Tenant may allow any other entity to occupy or use any assigned space, whether by assignment, sublease, operation of law or otherwise, without written approval from the Executive Director or designee.

*N. VIOLATIONS OF RULES AND REGULATIONS, P*ENALTIES

1. CEASE AND DESIST ORDER
   a. In addition to any other rights the Airport Authority has under these Rules and Regulations, Agreements, and other applicable laws, the Executive Director may order any person to cease and desist any activities or conduct violating any provision of these Rules and Regulations or any of the provisions of law incorporated by reference in these Rules and Regulations, or if the Executive Director determines that such activities or conduct threaten the safety of persons at the Airport, endangers persons or property, or interferes with the safe and proper operation of the Airport.
   b. Such cease-and-desist order shall be in writing and set forth the violation/conduct or activity ordered to be ceased, the name of the person found to be in violation, and the provision of these Rules and Regulations or other applicable laws violated by the subject conduct. The cease-and-desist order shall be hand-delivered or sent by certified mail to the last known address of the person found to be in violation. In circumstances that jeopardize safety or security, an initial notification to cease-and-desist may be provided verbally or in writing by the Executive Director or his designee to the person conducting the violation. In such cases, the individual or company shall comply with the instructions until such cease-and-desist order is issued, if necessary.

2. REMOVAL FROM AIRPORT, FINES AND PENALTIES, TERM OF AGREEMENT
   a. Any person who fails to comply with a cease-and-desist order, as described in Section N.1.a., shall be in violation of these Rules and Regulations.
   b. The Director may order such person removed from the Airport. An order of removal from the Airport shall be issued by the Director and written orders may be hand delivered or sent by certified mail to the person's last known address. Such orders shall set forth the reasons and time for such removal.
   c. Any duly authorized Law Enforcement Officer may enforce and carry out such removal order.
   d. A Law Enforcement Officer may remove any person who enters any restricted-access area in violation of these Rules and Regulations, and such persons shall be subject to arrest, conviction and penalties provided for under Law.
   e. If any operator at the Airport or any of its directors, officers, employees, customers, agents, or others operating in its name fail to comply with these Rules and Regulations

or procedures defined the Agreement, the Authority may suspend the operator's right to operate at the Airport.

f. For the first infraction within a thirty-six (36) month period, such suspension shall be for up to 24 hours.
g. For a second infraction within a 36-month period, such suspension shall be for up to seven (7) days.
h. For a third infraction within a 36-month period, the Authority may bar the operator from operating at the Airport for up to one year and may impose a financial penalty against the operator as prescribed in the Airport's published Rates and Charges.
i. For any subsequent infractions within a thirty-six (36) month period, the Authority may permanently bar the operator from operating at the Airport.
j. The Director maintains the right to override these penalties and enforce, at their sole discretion, a directive barring the operator from the airport for any term.
k. If any operator at the Airport or any of its directors, officers, employees, customers, agents, or others operating in its name fails to comply with the FAA or TSA requirements, any fines incurred by the Airport shall be payable by the operator.

3. VIOLATION HEARING
   a. First Review
      i) A person may submit, within twenty-one (21) calendar days of the receipt of any order, fine, penalty, or decision described in these Rules and Regulations or the agreement, a written request for review to the Deputy Director of the Airport.
      ii) Such requests shall be sent by certified mail, must be in writing, and shall specify all reasons why the order, fine, penalty, agreement denial, or decision, should be rescinded, changed, or modified.
      iii) Within twenty-one (21) days of receipt of the request for review, the Deputy Director shall send a written decision by certified mail to the person requesting such review.

   b. Second Review
      i) The decision by the Deputy Director is final, unless within ten (10) days after receipt by certified mail of the Deputy Director's decision, a person submits a written appeal to the Executive Director

ii) Such request shall be sent by certified mail, must be in writing, and shall summarize the original cause of violation, the result of the first review and justification for the Executive Director to consider why the order, fine, penalty, agreement denial, or decision, should be rescinded, changed, or modified.

iii) The Executive Director shall give the parties written notice by certified mail of their decision.

c. Final Review

i) The Executive Director's decision shall be final, unless within ten (10) days after receipt by certified mail of the decision, a person submits a written appeal to the Executive Director.

ii) Within ten (10) days of receipt of such request, the Executive Director shall give the person written notice by certified mail of the appointment of a Hearing Officer, who shall be appointed by the Authority Chairman, shall not be the Executive or Deputy Director, but shall be an attorney knowledgeable of Federal regulations of airports. Thereafter, the Hearing Officer shall send a written notice of the hearing to the requesting party and to the Executive Director.

iii) At any such hearing, the requesting party and the Executive Director or Authority staff may attend and give testimony and present evidence, may conduct examination of witnesses, and may be represented by counsel.

iv) Costs of transcription and hearing fees shall be borne by the person requesting the hearing. Costs for legal counsel shall be borne by the party represented.

v) The decision of the Hearing Officer is final.

vi) The Hearing Officer shall give the parties written notice by certified mail of this decision.

4. REMOVAL OF PROPERTY

a. A Law Enforcement Officer may remove or cause to be removed from any Restricted Area, any roadway or right-of-way, or any other unauthorized area or structure at the Airport, any property which is disabled, abandoned or which creates an operations problem, nuisance or safety hazard or which otherwise is placed in an illegal, improper or unauthorized manner; including, without limitation, any structure which has not been authorized by the Authority or the Director pursuant to the Authority's policies and procedures.

b. Any such property may be removed or caused to be removed by the Law Enforcement Officer to an official impound area or other area designated by the Director.
c. Any property impounded by the Authority under this section shall be released to the owner or operator thereof, upon proper identification of the property, provided that the person claiming it pays any towing, removal or storage charges and any other accrued fees.
d. The Authority shall not be liable for any damage which may be caused to the property or loss in value which may be caused by the act of removal.
e. Any such property that is not claimed within thirty (30) days may be deemed abandoned and disposed of in accordance with appliable laws.