



PHOENIX SKY HARBOR  
INTERNATIONAL AIRPORT

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PHOENIX DEER VALLEY AIRPORT



PHOENIX GOODYEAR AIRPORT

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## City of Phoenix Aviation Department Rules & Regulations

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**Number:** R&R 02-01

**Authority:** This Rule and Regulation is promulgated pursuant to City Code Chapter IV; Article 1, Sec. 4-2.

**Rule and  
Regulation: Definitions (Rev: October 9, 2009)**

1. Access Control System, means system which utilizes reader gates to allow authorized vehicular and pedestrian access to the AOA on the Airport.
2. Accident, means any event that results in property damage, personal injury or death.
3. Advisory Circular (or AC), issued by the FAA to help explain the intent of a federal regulation, to provide guidance and information to the aviation public in a designated subject area, or to show an acceptable method for complying with a related federal regulation.
4. Agency, means any federal, state, or local governmental entity, unit, agency, organization, or authority.
5. Aircraft, means a device that is used or intended to be used for flight in the air.
6. Aircraft Design Group, means a grouping of Aircraft based upon wingspan. The groups are as follows:

Group I: Up to but not including 49 feet.

Group II: 49 feet up to but not including 79 feet

Group III: 79 feet up to but not including 118 feet

Group IV: 118 feet up to but not including 171 feet

Group V: 171 feet up to but not including 214 feet

Group VI: 214 feet up to but not including 262 feet

7. Aircraft Fueling Equipment (Refueling Vehicle), means a tank vehicle (tank truck, tank fuel trailer, tank semi-trailer) employed in the transportation and/or transfer of fuel into or from an Aircraft.
8. Aircraft Maintenance means the repair, maintenance, alteration, preservation, or inspection of Aircraft (including the replacement of parts).
9. Aircraft Operation, means an Aircraft landing, takeoff or maneuver.
10. Air Operations Area (AOA), means any area of the Airport that is used or specified to be used for the movement of Aircraft including movement areas, Aprons, loading ramps, safety areas, and General Aviation areas that are not separated by adequate security systems, measures, or procedures.



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11. Airframe and Powerplant Mechanic (or A & P Mechanic), means a person who holds an Aircraft mechanic certificate with both the airframe and powerplant ratings. This certification is issued by the Federal Aviation Administration (FAA) under the provisions of 14 CFR Part 65.
12. Airport, means all of the land, buildings, and facilities comprising Phoenix Sky Harbor International Airport (PSHIA or PHX), Phoenix Deer Valley Airport (PDVA or DVT), or Phoenix Goodyear Airport (PGA or GYR), as now existing or as the same may hereafter be expanded and developed, unless otherwise designated.
13. Airport Manager, A person employed by the City of Phoenix to direct the administration of one of the reliever airports operated by the Aviation Department.
14. Air Taxi, means a classification of air carriers, which transports, in accordance with 14 CFR Part 135, persons, property, and mail using small Aircraft (under 30 seats or a maximum payload capacity of 7,500 lbs).
15. Apron, means those Paved areas of the Airport within the AOA designated by the City for the loading or unloading of passengers, servicing, securing, or parking of Aircraft.
16. Articles of Incorporation, means a document that sets forth the basic terms of a corporation's existence, including the number and classes of shares and the purpose and duration of the corporation.
17. Articles of Organization, See Articles of Incorporation.
18. Assignment, means the transfer of rights or property or the rights or property transferred.
19. Avgas, means Aviation Gasoline.
20. Aviation Department, means the City of Phoenix Aviation Department, the operator of Phoenix Sky Harbor International Airport, Phoenix Deer Valley Airport and Phoenix Goodyear Airport.
21. Aviation Director, means the Aviation Director of the City of Phoenix or his/her designee.
22. Based Aircraft, means any Aircraft utilizing the Airport as a base of operation (other than occasional transient purposes) and is registered at the Airport with an assigned Tiedown or hangar space on the Airport.
23. Benchwork, means avionics or instrument repair that excludes removal and replacement.
24. Bona Fide Employee (Employee), means a person who is employed by the Permittee whose employment can be verified by the U.S. Internal Revenue Service.
25. Bonded or Bonding, means a device or procedure to minimize the hazard of static electricity as necessary to equalize electrical charges before they build-up to a high enough potential to create a static spark.
26. Business or Concession, means the sale, offering for sale or the furnishing of any commodity, article, facility or service.
27. Bylaws, means rules or administrative provisions adopted by an association or corporation for its internal governance.
28. Certificate of Insurance, means a document acknowledging that an insurance policy has been written and setting forth in general terms what the policy covers.



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29. Charter (Aircraft), means a Commercial Aeronautical Activity that provides on-demand, non-scheduled passenger service in Aircraft having no more than thirty (30) passenger seats.
30. City, means the City of Phoenix, Arizona, U.S.A.
31. CFR, Code of Federal Regulations, as may be amended from time to time.
32. Co-op, means an organization formed by several Aircraft owners for the purpose of Self-Fueling.
33. Commercial Aeronautical Activity, means an activity using an aircraft, or providing service to an aircraft (including building, maintaining, repairing, washing, cleaning, painting, managing, storing an aircraft) or buying or selling an aircraft, with the intent that such use, service, purchase or sale will generate and/or secure earnings, income, compensation (including exchange or barter of goods and services), and/or profit, whether or not such intent is accomplished.
34. Contiguous Land, means land that is sharing an edge or boundary or is separated by no more than a Taxilane or Taxiway.
35. Contract, means any and all City of Phoenix Aviation Department contracts, subcontracts, agreements, leases, Subleases, licenses, permits, concessions or other documents, however denominated that grant or convey a right or privilege on an Airport.
36. Contracting Party, means every Lessee, Sublessee, licensee, Permittee, concessionaire or other person, firm or corporation exercising a right or privilege on an Airport pursuant to a Contract, and includes Contracting Party's heirs, personal representatives, successors-in-interest and assigns.
37. Damages, means compensation that the law awards to someone who has been injured or has suffered a loss because of the action of another.
38. Dead Man Control Device, means a device which requires a positive continuing action of an operator to allow the flow of fuel.
39. Designee, means a person who has been designated to perform some duty or carry out some specific role.
40. Employee(s), means any individual employed by an entity where by said entity collects and pays all associated taxes on behalf of Employee (i.e., Social Security and Medicare). The determination of status between "employee" and "contractor" shall be made according to then current IRS standards.
41. Environmental Laws, those Regulatory Measures promulgated for the protection of human health or the environment and any other Regulatory Measure now in effect or hereafter enacted, that provide for the regulation or protection of human health or the environment including the ambient air, ground water, surface water and land use including substrata soils.
42. Equipment, means all property and machinery, together with the necessary supplies, tools, and apparatus necessary for the proper conduct of the Activity being performed.



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43. Exclusive Lease, means a lease that clearly gives the Lessee the exclusive use of an identified aircraft for one (1) year or more. The exclusive lease must explicitly provide that the Lessee alone have sole possession and use of the identified aircraft and said aircraft must have a current FAA airworthiness Certificate at the time of execution of an Aircraft Storage Permit.
44. Federal Aviation Administration (or "FAA"), the Agency within the Department of Transportation of the United States government that has the responsibility of promoting safety in the air, by both regulation and education.
45. Flight Training, means to provide training in an Aircraft for the purpose of increasing or maintaining pilot or crewmember proficiency rather than the use of an Aircraft as transportation between two different airports or other destinations.
46. Flowage Fee, means a per gallon fee that must be paid to the City by any person or entity dispensing fuel on the Airport.
47. Flying Club, nonprofit entities, including corporations, associations or partnerships that are organized for the express purpose of providing its members with an Aircraft, or Aircraft, for their personal use and enjoyment only, in which the ownership of the Aircraft and property rights are shared equally, and in which the Aircraft is vested in the name of the club or in the names of the members who own the Aircraft in equal shares.
48. Fuel Dispensing Equipment, see *Aircraft Fueling Equipment*.
49. Fuel Handlers' Card, means a card issued by the City which shows proof that a person has completed the training and passed the test required to fuel Aircraft on any of the Airports.
50. Fuel Handling, means the transportation, delivery, fueling and draining of fuel or fuel waste products.
51. General Aviation, all aviation with exception of air carriers (including cargo) and government. General Aviation Aircraft are utilized for Commercial and non-commercial purposes including business, corporate, recreational/pleasure, charter/air taxi, industrial/special purpose, and instructional.
52. Ground Service Equipment, means equipment used to supply auxiliary needs to Aircraft.
53. Independent, means one individual not requiring or relying on someone else.
54. Improvements, means any structure, system, signage, equipment, or fixture intended to remain with the land or permanent structure, placed upon or onto the Leased Premises.
55. Jet Fuel, means fuel commonly utilized in Turboprop, Turboshift, and Turbojet Aircraft.
56. Lessee, An entity that has entered into an Agreement with the City to occupy, use, and/or develop Airport land and/or Improvements and engage in Aeronautical Activities.
57. Leased Premises, means the land and/or Improvements used exclusively by the Lessee for the conduct of Lessee's activities.
58. Limited Partnership, means a partnership composed of one or more persons who control the business and are personally liable for the partnership's debts (called general partners) and one or more persons who contribute capital and share profits but who



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cannot manage the business and are liable only for the amount of their contribution (called limited partners).

59. Line Maintenance means Aircraft Maintenance typically required to return an Aircraft to service within a short period of time. Examples include, but are not limited to: replenishing lubricants, fluids, nitrogen, and oxygen; servicing of landing gear tires and struts; lubricating aircraft components; and, avionics/instrument removal and/or replacement.
60. Loading Ramp, means the Aircraft area used for the loading and unloading of Aircraft.
61. Material Safety Data Sheet (MSDS) is a form containing data regarding the properties of a particular substance. An important component of product stewardship and workplace safety, it provides workers and emergency personnel with procedures for handling or working with that substance in a safe manner, and includes information such as physical data (melting point, boiling point, flash point, etc.), toxicity, health effects, first aid, reactivity, storage, disposal, protective equipment, and spill handling procedures.
62. Minimum Standards, means the qualifications which may be established by an airport owner as the minimum requirements to be met as a condition for the right to conduct an aeronautical activity on the airport.
63. NFPA, means National Fire Protection Association.
64. Non-Commercial, means not for the purpose of securing earnings, income, compensation (including exchange of service), and/or profit.
65. Not-For-Profit, means a corporation, association or partnership organized for some purpose other than to generate income or profit.
66. Notice of Violation (NOV), is a form issued by Aviation Department personnel for violations of any Regulatory Measure governing the Airport.
67. Operator, means the person, firm or corporation in possession of an Aircraft or Vehicle or any person who has rented an Aircraft or Vehicle for the purpose of operation by himself or his/her agent.
68. Park or Parking, means an Aircraft, bicycle or motor vehicle standing attended or unattended.
69. Partnership Agreement, means a contract defining the partners' rights and duties toward one another – not the partners' relationship with third parties.
70. Paved, means to lay or cover with asphalt or concrete that forms a firm level surface.
71. Permittee, means any person, partnership, association, firm or corporation operating on an Airport under a non-commercial permit issued by the Aviation Department.
72. Specialized Aviation Service Operator Permit, means the written document from the City of Phoenix granting permission to perform a defined aeronautical activity
73. Phoenix City Code, means the Charter of the City of Phoenix, the City Code, the Zoning Ordinance and the Index which constitute what is ordinarily referred to as the Phoenix City Code. The ordinances are classified according to subject matter with each chapter preceded by a table of contents. The index relates to the entire



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subject matter. The Charter is changed only when amended, added to or repealed by a majority vote of the voters of the City of Phoenix. The general ordinances and the zoning ordinances are amended, added to or repealed by enactment of the Phoenix City Council. Subscribers to the Phoenix City Code receive a monthly supplement which makes the authorized changes. The City Clerk's office is the depository for all ordinances enacted by the Phoenix City Council. Inquiries relating to the history or previous enactment of ordinances may be directed to the staff of the City Clerk's office.

74. Pilot, means the person responsible for the operation and control of an Aircraft.
75. Piston Aircraft, means an Aircraft that utilizes a reciprocating engine for propulsion.
76. Proof of Ownership, means documentation required by the Aviation Director to prove that the Permittee owns an Aircraft or equipment.
77. Regulatory Measures, means Federal, state, county, City, local, and Airport, laws, codes, ordinances, policies, rules, and regulations, including, without limitation, those of the United States Department of Transportation, the FAA, NFPA, ARFF Standard Operating Guidelines, and the Airport Certification Manual, Aviation Department Rules and Regulations; all as may be in existence, hereafter enacted, and amended from time to time.
78. Repair Station, means a certificated Aircraft Maintenance facility approved by the FAA to perform specific maintenance functions. These facilities are certificated under 14 CFR Part 145.
79. Release, any releasing, spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, disposing or dumping.
80. Revocation, means an annulment, cancellation or reversal, usually of an act or power.
81. Roadway, means any street or roadway whether improved or unimproved within the boundaries of the Airport set aside or designated for use by Vehicles whether dedicated or not.
82. Self-Fueling and Self-Service, means the fueling or servicing of an Aircraft by the owner of the Aircraft or the owner's Bona Fide Employee using the owner's equipment. Self-Service includes activities such as adjusting, 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.
83. Specialized Aviation Service Operator (or "SASO") – means a Commercial Operator that provides any one or a combination of the following Activities: Aircraft Maintenance, avionics or instrument maintenance, Aircraft rental or flight training, Aircraft charter or Aircraft management, Aircraft sales, and other Commercial Aeronautical Activities.
84. Spill Prevention, Control, and Countermeasure (SPCC) Plan, means the document required by Title 40, Code of Federal Regulations, Sec. 112 that details



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the equipment, workforce, procedures and steps to prevent, control and provide adequate countermeasures to a discharge.

85. Sublease, means an Agreement entered into by an entity with an Operator or Lessee that transfers rights or interests in the Operator's or Lessee's Leased Premises and is enforceable by law.
86. Sublessee, means an entity that has entered into a Sublease with an Operator or Lessee who is authorized to engage in Commercial Aeronautical Activities at the Airport with the prior written approval of the Aviation Director.
87. Storm Water Pollution Prevention Plan (SWPPP) is a facility-specific or site-specific, written document that identifies potential sources of storm water pollution and describes the storm water control measures that are used to reduce or eliminate pollutants in storm water discharges from the industrial facility or a construction site. The SWPPP also identifies the procedures consisting of inspection, monitoring, maintenance, as well as preventive and corrective actions that the owner or operator will use to comply with the terms and conditions of the Arizona Multi-Sector General Permit for storm water discharges associated with industrial activity and the Arizona Construction General Permit for storm water discharges associated with construction activity.
88. Taxilane, means the portion of the Aircraft parking area used for access between Taxiways and Aprons and not under Air Traffic Control Tower control.
89. Taxiway, means a defined path, usually paved, over which Aircraft can taxi from one part of an Airport to another (excluding the runway) and is under Air Traffic Control Tower control.
90. Tenant Improvement Process, means the required process to aid in the approval, permitting, and construction processes of tenant improvement projects, including any construction, remodeling, addition, new building, build-out of shell space, deletion or addition of communication lines and/or conduit (e.g. telephone lines, fiber, wireless applications, and data circuits), etc., performed by or for any tenant occupying space at any airport operated by the Aviation Department.
91. Tiedown, means an area on the Airport as identified by the Aviation Department for parking and/or securing an Aircraft.
92. Transient Aircraft, means any Aircraft utilizing the Airport for occasional transient purposes and is not based at the Airport.
93. Turbojet Aircraft, means an Aircraft that utilizes a form of heat engine that produces thrust by accelerating a relatively small mass of air through a large change in velocity for propulsion.
94. Turboprop Aircraft, means an Aircraft that utilizes a gas turbine engine to drive a set of reduction gears, which, in turn, drives a propeller for propulsion.
95. Vehicle, means a device in, upon or by, which any person or property is or may be propelled, moved or drawn upon a roadway or other ground surface.



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The foregoing Rule and Regulation is hereby adopted and promulgated this 28 day of  
January, 2010.

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Danny W. Murphy  
Aviation Director

Nancy Kesteloot *enb*  
Assistant Chief Counsel