

OTHER AGENCIES

(a)

STATE ETHICS COMMISSION

Notice of Readoption

State Ethics Commission Rules

Readoption: N.J.A.C. 19:61

Authority: N.J.S.A. 52:13D-12 et seq.

Authorized By: State Ethics Commission, Mark T. Holmes, Acting Executive Director.

Effective Date: September 13, 2018.

New Expiration Date: September 13, 2025.

Take notice that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 19:61 were scheduled to expire on January 26, 2019. In accordance with N.J.S.A. 52:13D-21(k), the rules at N.J.A.C. 19:61 constitute the practices and procedures of the State Ethics Commission and govern the activities of the Commission pursuant to N.J.S.A. 52:13D-12 et seq. The State Ethics Commission has reviewed the rules and has determined them to be necessary, reasonable, and proper for the purpose for which they were originally promulgated. Therefore, pursuant to N.J.S.A. 52:13D-21(k), and in accordance with N.J.S.A. 52:14B-5.1.c(1), these rules are readopted and shall continue in effect for a seven-year period.

(b)

SOUTH JERSEY TRANSPORTATION AUTHORITY

Rules of Operation for Atlantic City International Airport

Adopted New Rules: N.J.A.C. 19:76

Proposed: April 2, 2018 at 50 N.J.R. 1080(a).

Adopted: August 15, 2018, by the South Jersey Transportation

Authority, Stephen F. Dougherty, Executive Director.

Filed: September 18, 2018, as R.2018 d.185, **without change**.

Authority: N.J.S.A. 27:25A-7.q, 27:25A-21.g, and 27:25A-24.

Effective Date: October 15, 2018.

Expiration Date: October 15, 2025.

Summary of Hearing Officer Recommendations and Agency's Response:

Public hearings on the notice of proposal were held on April 18, 2018, in Hammonton, New Jersey and April 19, 2018, in Egg Harbor Township, New Jersey. Lauren R. Staiger, Esq., served as hearing officer. No comments were provided at the hearings, and no recommendations were made by the hearing officer. The record of the hearings may be reviewed by contacting the South Jersey Transportation Authority, PO Box 351, Hammonton, NJ 08037.

Summary of Public Comment and Agency Response:

The Authority received one comment from Jean Public.

COMMENT: The commenter criticized the use of the land as an airport, as it is a purported public health hazard and spoke out against the management of wildlife on airport grounds.

RESPONSE: As the use of the facility as an airport is necessary for the traveling public and military installations located on the airport grounds, and the management of wildlife on said grounds is necessary for public safety, no changes to the proposed rules have been made.

Federal Standards Statement

This chapter is intended to complement Federal standards governing Airport operations, particularly the Code of Federal Regulations (CFR) and Transportation Security Administration (TSA) as described below.

14 CFR Part 13 - Investigation and Enforcement Procedures

14 CFR Part 16 - Rules of Practice for Federally Assisted Airport Enforcement Proceedings

14 CFR Part 36 - Noise Standards: Aircraft Type and Airworthiness Certification
 14 CFR Part 77-Safe, Efficient Use, and Preservation of the Navigable Airspace
 14 CFR Part 91 - (Subpart I) - Operating Noise Limits
 14 CFR Part 93 - Special Air Traffic Rules
 (Subpart K) - High Density Traffic Airports
 (Subpart S) - Allocation of Commuter and Air Carrier IFR Operations at High Density Traffic Airports
 14 CFR Part 103 - Ultralight Vehicles
 14 CFR Part 121 - Operating Requirements: Domestic, Flag and Supplemental Operations
 14 CFR Part 129 - Operations: Foreign Air Carriers and Foreign Operators of U.S.-Registered Aircraft Engaged in Common Carriage
 14 CFR Part 135 - Operating Requirements: Commuter and On Demand Operations and Rules Governing Person On Board Such Aircraft
 14 CFR Part 139 - Certification of Airports
 14 CFR Part 150 - Airport Noise Compatibility Planning
 14 CFR Part 152 - Airport Aid Program
 14 CFR Part 153 - Airport Operations
 14 CFR Part 155 - Release of Airport Property from Surplus Property Disposal Restrictions
 14 CFR Part 156 - State Block Grant Pilot Program
 14 CFR Part 157 - Notice of Construction, Alteration, Activation, and Deactivation of Airports
 14 CFR Part 158 - Passenger Facility Charges (PFC's)
 14 CFR Part 161 - Notice and Approval of Airport Noise and Access Restrictions
 14 CFR Part 170 - Establishment and Discontinuance Criteria for Air Traffic Control Services and Navigational Facilities
 14 CFR Part 171 - Non-Federal Navigation Facilities
 49 CFR Part 1542-Airport Security

In an attempt to avoid inconsistencies and conflict, the rules occasionally make reference to the Federal rule on a particular topic. The rules do not exceed any Federal standards. In fact, adopted N.J.A.C. 19:76-6.2(b) specifically indicates that these rules shall not supersede or abrogate the regulations established by the Federal Aviation Administration or other Federal agency.

Full text of the adopted new rules follows:

CHAPTER 76

RULES OF OPERATION FOR ATLANTIC CITY INTERNATIONAL AIRPORT

SUBCHAPTER 1. GENERAL PROVISIONS

19:76-1.1 Purpose and scope

The purpose of this chapter is to provide the Authority with rules governing the everyday operations of the Airport to ensure safe and efficient air travel. The chapter covers the entire gamut of everyday operations, but are not intended to supersede or abrogate Federal regulations.

19:76-1.2 Definitions

The following words and terms, when used in this chapter, shall have the following meanings, unless the context clearly indicates otherwise:

"Accident" means a collision between an aircraft or a vehicle, and an aircraft, vehicle, person, stationary object, or other thing that results in property damage, bodily injury, or death; or an entry onto or emerging from an aircraft or vehicle by a person that results in bodily injury or death to such person or some other person, or that results in property damage.

"Advertising" means the action of calling something, such as a commodity for sale or a service offered or desired, to the attention of the public by means of posting, voicing, distributing, or displaying signs, literature, circulars, pictures, sketches, or other forms of printed or written material or video/dynamic signs.

"Aeronautical activities" means any aviation-related commercial activities generally provided to the public at the Airport either by the tenants or invitees, with or without compensation, and may include, but

are not limited to, fueling, maintenance, storage, ground, and flight instruction.

“Air carrier” means a person who undertakes directly by lease, or other arrangement, to engage in air transportation.

“Air cargo operator” means an airline, or other person(s), who engage in the commercial shipping of freight and mail.

“Air operations area” means all space at the Airport where general public users are restricted by fence or posting, or such areas where aircraft are parked or operated, or where operations not open to the general public are conducted; and includes, but is not limited to, the aircraft ramps, aprons, taxiways, runways, and the Federal Aviation Administration facilities.

“Aircraft” means any and all contrivances used or designed for navigation of or flight in the air, including, but not limited to, airplanes, airships, dirigibles, helicopters, gliders, amphibians, and seaplanes.

“Aircraft movement area” means the runways, taxiways, and other areas of the Airport utilized for taxiing, takeoff, and landing of aircraft exclusive of aircraft loading ramps and parking areas over which the control tower, pursuant to the Federal Aviation Act of 1958, Pub. L. 85 - 726, as amended, has authority to approve or disapprove the movement of aircraft, vehicles, equipment, or personnel.

“Airport” means the Atlantic City International Airport and all its lands and improvements thereon, including all buildings and appurtenances.

“Airport Director” means the official appointed by the Authority to manage the Airport or his or her duly authorized designees.

“Airport Manager” means that person appointed in accordance with an agreement between the Authority and the contract manager as the on-site supervisor of the Authority-owned and/or controlled property at the Airport, or a duly authorized designee.

“Airport operations coordinators” mean the duly designated personnel of the contract manager responsible for the operation, supervision, and protection of the Airport.

“Airport operations manager” means the person designated by the airport director to be responsible for the daily operating functions of the airfield and terminal.

“Airport personnel” means the authorized Airport employees of the Authority, contract manager, Federal Aviation Administration Technical Center, and other persons connected with the operation, maintenance, and servicing of the Airport, including Transportation Security Administration officers (TSA) and law enforcement officers (LEO).

“Airport service vehicles” means vehicles operated by the contract manager or Authority and routinely used for construction, service, operational activities and inspections, and maintenance of the Airport.

“Apron” or “ramp” means those areas of the Airport within the air operations area designated for the loading, unloading, servicing, or parking of aircraft.

“Authority” means the South Jersey Transportation Authority.

“Baggage handling operators” means the employees of the airline, or other person(s), whose function is to take and deliver the baggage of Airport customers.

“Based aircraft” means any aircraft whose operator leases or subleases tie-down or hangar space at the Airport on a month-to-month or longer-term basis.

“Certificate of Registration” or “Certificate” means the applicant’s approval certificate from the Authority for noncommercial expression.

“Commercial activity” means the exchange, trading, buying, hiring, or selling of commodities, goods, services, or property of any kind, or any revenue producing activity at the Airport.

“Commercial vehicle” means any vehicle designed, maintained, or used primarily for the transportation of property or persons for a commercial enterprise, regardless of whether the charge for services is paid directly or indirectly by the customer being served. Examples of commercial vehicles include, but are not limited to, on-duty taxicabs, limousines, courtesy vehicles, delivery, and chartered/scheduled buses.

“Concessionaire” means persons conducting commercial activity at the Airport by virtue of an agreement with the Authority.

“Contract manager” means the entity authorized by agreement with the Authority to administer, operate, supervise, and protect the Airport and the general public at the Airport, as required by the provisions of the agreement and this chapter.

“Control tower” means the Airport traffic control facility located at the Airport and operated by the Federal Aviation Administration, which has exclusive jurisdiction over activity on the aircraft movement areas.

“Courtesy vehicle” means any vehicle, other than a taxicab, bus, motor bus service, or limousine, which is operated at no expense to the customer for the transportation of customers and/or baggage between the Airport and designated motel, hotel, auto rental office, or non-Airport-operated parking lot location.

“Crosswalk” means that portion of a roadway included within the prolongation or connection of the lateral lines of sidewalks, intersection, or any portion of a roadway distinctly indicated for pedestrian crossing by lines or other markings on the surface.

“Customer service department” means the office of persons responsible for assisting and providing information to Airport customers.

“Customer service desk” means the area of the Airport where a person from customer service may be on duty to assist and provide information to Airport customers.

“Dope” means cellulose nitrate or cellulose acetate dissolved in volatile flammable solvents.

“Doping” means the application of dope to strengthen and tighten aircraft fabric.

“Driver” means any person who drives, operates, or is in actual physical control of a vehicle or motor vehicle.

“Environmental laws” mean all laws relating to environmental matters, including without limitation, those relating to fines, orders, injunctions, penalties, damages, contributions, cost recovery compensation, losses, or injuries resulting from the release or threatened release of hazardous materials and to the generation, use, storage, transportation, or disposal of hazardous material, including, without limitation, the Comprehensive Environmental Response, Compensation and Liability Act (42 U.S.C. §§ 9601 et seq.), the Hazardous Material Transportation Act (49 U.S.C. §§ 1801 et seq.), the Resource Conservation and Recovery Act of 1976 (42 U.S.C. §§ 6901 et seq.), the Clean Air Act of 1970 (42 U.S.C. §§ 7401 et seq.), the Clean Water Act (33 U.S.C. §§ 1251 et seq.), the Safe Drinking Water Act (42 U.S.C. §§ 300f-300h-11 et seq.), the Occupational Safety and Health Act of 1970 (29 U.S.C. §§ 651 et seq.), and the Emergency Planning and Community Right-To-Know Act (42 U.S.C. §§ 11001 et seq.), each as heretofore and hereafter amended or supplemented, and any analogous future or present local, State, or Federal statutes, rules, and/or regulations promulgated thereunder or pursuant thereto, and any other present or future law, ordinance, rule, regulation, permit, or permit condition, order or directive regulating to or imposing liability standards of conduct concerning any Hazardous Material by the Federal Government, any state or any political subdivision thereof, exercising executive, legislative, judicial, regulatory, or administrative functions.

“Federal regulations” means the regulations contained in Title 14 of the Code of Federal Regulations and Transportation Security Administration regulations.

“Fixed-base operator” or “FBO” means any person authorized and required by contract with the Authority, procured pursuant to N.J.S.A. 27:25A-1 et seq., to provide aeronautical activities to the public at the Airport.

“Flammable liquids” means any liquid which emits a flammable vapor at or below a temperature of 100 degrees Fahrenheit, as determined by flash point from a Tagliabue Open Cup Tester, and shall include any other combustible liquids currently used for aircraft fuels.

“General aviation” means all phases of aviation other than aircraft manufacturing, military aviation, scheduled, nonscheduled, and regulated air carrier operations.

“Ground transportation services” means the transportation of property or persons to and from the Airport by a commercial vehicle.

“Hazardous materials” means a substance or material in a quantity or form that may pose an unreasonable risk to health, safety, or property, when stored, transported, or used in commerce as defined by the U.S. Department of Transportation.

“Law enforcement officer” or “LEO” means law enforcement officer, as defined by 49 CFR 1542.217.

“Limousine” means any two axle, four tire, motor vehicle that has livery or omnibus registration plates and either has a wheel base of 16 feet

or greater or measures 16.5 feet or greater from the second axle to the front bumper and vehicle height is less than 65 inches.

“Loading area” means a designated space for the loading and unloading of aircraft.

“Loading bridges” means a device that is attached to an aircraft to facilitate the loading and/or unloading of the aircraft.

“Local aircraft operations” means aircraft operating in the local traffic pattern or within sight of the control tower; aircraft that are known to be departing for, or arriving from, flight in local practice areas located within a 20-mile radius of the control tower; or aircraft making simulated instrument approaches or low passes at the Airport.

“Marshaller” means a ramp attendant who guides aircraft during ground handling operations.

“Motorbus service” means subscription, tour, charter, and other special motorbus services.

“Motor vehicle” means any self-propelled, wheeled, tracked vehicle, or trailer hitched onto a vehicle, upon which a person or property may be transported, carried, or otherwise moved from point to point, or used for the service and maintenance of equipment or property.

“NFPA” means the National Fire Protection Association located at 1 Batterymarch Park, Quincy, MA 02269, which has established recognized standards of fire protection.

“Operator” means the owner of an aircraft or vehicle or any person who has rented or has possession of an aircraft or vehicle for the purpose of operation by self or agents.

“Operations Department” means the office of the persons responsible for the day-to-day operating functions of the terminal and Airport.

“Person” means any individual, firm, partnership, corporation, company, association, joint stock association, or body politic; and including any trustee, receiver, committee, assignee, or other representative or employee thereof; the United States of America or any foreign government or any state or political subdivision thereof; or the United Nations.

“Pre-arranged” means services obtained prior to passenger entry at the Airport and which are not recurring in nature.

“Private vehicle” means a vehicle transporting persons or property, for which no charge, except parking fees, is paid directly or indirectly by the passenger or by any other entity, excepting and excluding any vehicle that is a courtesy vehicle.

“Public vehicle” parking areas means those portions of the Airport designated by the Authority or Operations Department and made temporarily or permanently available to the public for the parking of vehicles.

“Refueling service vehicle” means any vehicle other than cargo tank vehicles, either self-propelled or without motive power, equipped with hose and other necessary devices for transferring fuel into or out of an aircraft, vehicles, or equipment.

“Restricted areas” means areas closed to the general public pursuant to Federal regulations, or Airport directives excluding Airport access roads to private facilities. These areas are defined as areas that are used to perform the everyday activities and operations of the Airport. These areas include, but are not limited to, security identification display areas (SIDA), runways, aprons, taxiways, airfield areas, and Airport access roads. These areas are restricted to use by authorized Airport personnel while engaged in their duties.

“Runway” means an improved surface area reserved exclusively for the landing and taking off of aircraft.

“Security identification display area” or “SIDA” means any area identified in the Airport security program as requiring each person to continuously display on their outermost garment, an airport-approved identification medium unless under airport approved escort.

“Solicitation” or “to solicit” means to directly or indirectly, actively or passively, openly or subtly, ask (or endeavor to obtain by asking), request, implore, plead for, importune, seek, or try to obtain.

“Stop, stopping, or standing” means any stopping or standing of a vehicle whether occupied or not, except when necessary to avoid conflict with other traffic, or in compliance with the directions of a police officer, the Authority, or contract manager personnel, or traffic control signal, sign, or device.

“Taxicab” means and includes any motor vehicle engaged in the business of carrying passengers for hire in accordance with the ordinances of the Township of Egg Harbor.

“Taxicab stand” means an area as identified by the Authority reserved for the exclusive use of taxicabs awaiting passengers.

“Taxiway” means an improved surfaced area used primarily by aircraft to proceed to and from ramp and runway areas.

“Technical Center” means the William J. Hughes Federal Aviation Administration Technical Center located adjacent to the Airport.

“Tenant” means any person leasing space in the terminal or at the Airport pursuant to agreement with the Authority.

“Terminal” means the building(s) designed to accommodate the enplaning and deplaning activities of air carrier passengers.

“Tour operator” means those persons operating a commercial activity who through prior arrangement, are to meet, transport, or arrange for the transportation of a designated group of passengers and their baggage arriving or departing via the Airport.

“Transportation network company” or “TNC” means transportation network company as defined by N.J.S.A. 39:5H-2.

“Transportation Security Administration” or “TSA” shall have the definition as located in 49 CFR Part 1500.3.

“Ultra-light vehicles” means a vehicle that is used only for aviation recreation or sport aviation purposes, and satisfies all criteria and requirements of 14 CFR Part 103.

“Unmanned aircraft system” or “UAS” means an unmanned aircraft and associated elements (including communications links and the components that control the unmanned aircraft) that are required for the pilot in command to operate safely and efficiently in the national airspace system.

“Vehicle” means any device in, upon, or by which any person or property is, or may be, transported, carried, or drawn upon land, regardless of the means of propulsion, except any devices moved upon stationary rails or tracks.

19:76-1.3 Use of Airport

(a) Permission granted by the Authority as an authorized agent thereof, expressly or by implication, to enter upon or use the Airport or any part thereof, including permission to aircraft owners, operators, pilots, crew members, servicemen, and passengers, spectators, sightseers, officers and employees of flight operators, lessees, concessionaires, and other persons occupying space at the Airport, persons doing business with the Airport, its lessees, sublessees, and permittees, and all other persons whatsoever, shall be conditioned upon compliance with this chapter.

(b) No person shall do business at the Airport or use the Airport premises for any commercial activity without an agreement with the Authority or written permission from the Authority.

(c) This chapter sets forth limitations on the times, places, and manner of noncommercial expression at the Airport to ensure that the orderly and safe flow of persons is not obstructed and that normal operation of the Airport are not unduly disrupted. The limitations in this chapter are not intended to apply, nor do they apply, to talking, reading, wearing political buttons, or other similar private forms of expression, all of which are permitted throughout the public areas of the Airport.

(d) The Authority is not responsible for the view(s) and idea(s) expressed in the conduct of noncommercial expression by any organization(s) or person(s). The Authority, or its designee, may through signs, public announcements, and/or personal communications, advise the public of the presence of an organization or person and may disclaim responsibility for, and/or sponsorship of, the view(s) and idea(s) expressed by the organization(s) or person(s).

19:76-1.4 Certificate of Registration for noncommercial expression

(a) The Authority, or its designee, will issue Certificates of Registration (Certificates), on a first-come, first-serve basis, to conduct noncommercial expression in specified areas (as designated on the map attached to the Certificate). The Certificates will be issued when fully completed and consistent with this chapter subject to availability and limitations of space. A Certificate fee will be assessed based upon actual fees incurred by the Authority.

(b) Applications for Certificates may be obtained at the Operations Department during business hours. If the application is being made on

behalf of an organization, the application must state the number of persons requesting a Certificate. The application shall also include:

1. The applicant's name;
 2. The name of the organization that the applicant represents, if applicable;
 3. If more than one Certificate is requested, the names and titles of the persons who will have supervision of, and responsibility for, the expressive conduct;
 4. A statement that the proposed solicitation or sale of printed matter is for a noncommercial purpose, that is, for contributions that will be used by a religious group, political organization, tax exempt organization, or an organization duly registered with the State as a charitable organization in accordance with N.J.S.A. 45:17A-1 et seq., if applicable; and
 5. The applicant's address and/or telephone number.
- (c) The Certificates will be issued or denied within five business days of receipt of a completed application.
- (d) A denial of a Certificate may be appealed in accordance with N.J.A.C. 19:76-6.6.

19:76-1.5 Validity of Certificates of Registration

- (a) A Certificate of Registration is valid for five days and expires at 12:00 A.M., midnight, on the fifth day or as otherwise noted.
- (b) Each Certificate shall be valid only for the person or organization stated on the Certificate.
- (c) Certificates shall not be transferred or assigned to another person or organization.
- (d) The Authority may limit the number of valid continuous Certificates to the maximum number of persons designated on the map attached to the Certificate. If the number of persons covered by an organization application exceeds the maximum number of Certificate holders indicated on the map, the Authority will distribute the maximum number of Certificates on a first-come, first-served basis.
- (e) Certificates are only valid for the specific location indicated on the map attached to the Certificate.
- (f) The Authority may temporarily defer or modify the Certificate for reasons of public health, safety, or welfare.
- (g) The Authority may temporarily grant or restrict public access to the Airport, or any portion thereof, at its discretion for emergent public health, safety, or welfare reasons without prior notice.
- (h) Holders of a Certificate of Registration shall not make outcries, use devices for voice and/or sound amplification, or other devices that substantially disrupt Airport-related activities.
- (i) Only placards made of cloth, heavy paper, cardboard, or similar lightweight materials shall be used by Certificate holders. Such placards shall be no larger than 48 inches by 24 inches. Placards shall be exhibited no higher than nine feet from the floor and shall not be affixed to any wall, door, window, canopy, or any other interior or exterior portion of the Airport.
- (j) No Certificate of Registration holder shall use a table, unless the map attached to the Certificate expressly provides for this use in the designated expressive area.
- (k) Certificate of Registration holders shall not leave materials unattended and shall remove the same at the end of each daily session. Certificate of Registration holders shall at all times keep the area in a reasonably clean, neat, and uncluttered condition. Failure to comply with this subsection will result in time and material fee assessment necessary to restore the area to its original condition, payable by the Certificate holder.
- (l) A Certificate of Registration holder who is exercising noncommercial expression at the Airport shall have a valid Certificate of Registration available at all times, on his or her person, for inspection by the Authority, or its designee, or local official.
- (m) Certificate of Registration holders assume all liability for any and all damage or injury arising out of the Certificate holder's noncommercial expressive activity, on or about the Airport, and by accepting the Certificate of Registration, agree to release the Authority and any of its servants, employees, or agents from any liability or damages resulting from the Certificate holder's use or occupancy of the Airport in connection with the Certificate of Registration.

19:76-1.6 Registration of aircraft

All general aviation aircraft based at the Airport shall be registered with a fixed-base operator. The registration shall include type and make of aircraft, aircraft registration number, and the owner's name, address, and telephone number.

19:76-1.7 Conditions governing commercial activity

- (a) No concessionaire or other person shall use the Airport, or any portion thereof, for any commercial activity, except by agreement with the Authority in accordance with the provisions of N.J.S.A. 27:25A-1 et seq.
- (b) No concessionaire or other person shall use the Airport, its facilities, and its services, for the purpose of utilizing professional skills or the professional skills of employees for profit, except by agreement with the Authority in accordance with the provisions of N.J.S.A. 27:25A-1 et seq.

19:76-1.8 Baggage handling

- (a) All baggage-handling operators and their employees shall comply with the following procedures.
1. Baggage shall not be placed in the cab of tow vehicles (or any vehicle) under any circumstances.
 2. Employees engaged in handling baggage shall be prohibited from carrying personal belongings, including, but not limited to, handbags, tote bags, lunch bags, radios, cellular phones, mobile devices (unless authorized for use by the Authority), or cameras, while on the public ramp, apron area, or air operations area.
 3. Baggage shall be delivered to the various receiving centers only when the centers are in use and baggage can be properly received.
 4. Baggage shall not, under any circumstances, be left at a receiving center unless proper arrangements have been made to receive it.
 5. Upon delivery of bags to the baggage claim area, the proper information shall be entered into the baggage information display system. Failure to do so shall result in an assessed fine of \$100.00 for the first offense, \$250.00 for the second offense, and \$500.00 for each additional offense against the baggage-handling operator.

19:76-1.9 Personal baggage carts

- (a) Use of personal baggage carts shall be restricted to persons who have rented the units for transportation of baggage, packages, or similar items. No person shall use personal baggage carts without paying the fee established by the concessionaire. This service may also be offered at no cost by the airport.
- (b) Personal baggage carts shall not be used to assist other passengers in competition with or hindrance of, the services provided by Airport skycaps transport.
- (c) Personal baggage carts shall not be used on escalators.
- (d) Personal baggage carts shall not be operated by children.
- (e) Airport employees and tenants shall not keep personal baggage carts for personal use.
- (f) No person other than a concessionaire shall dispense or sell personal baggage carts.
- (g) The personal baggage cart concessionaire shall collect personal baggage carts not returned by the original user.
- (h) No person shall come to the Airport for the primary purpose of returning or otherwise using personal baggage carts for financial benefit.

19:76-1.10 Air cargo procedures

- (a) Each air cargo operator shall designate either a security officer or another management official to handle cargo security responsibilities, and each such operator shall notify the Airport Director of such designation.
- (b) The Airport Director reserves the right to designate a particular portion of the air operations area as an air cargo handling area. Upon such designation all references in this section to the air operations area shall be understood to refer to the air cargo handling area.
- (c) Each air cargo operator shall issue to each of its employees an identification badge in accordance with N.J.A.C. 19:76-1.23.
- (d) Each air cargo operator shall issue to each employee working on an apron or ramp, a reflective vest-type garment. The garment must be color-coded as designated by the Airport Director to distinguish the individual air cargo operator, and must show the air cargo operator's name or logo in three-inch block lettering on the front and rear of the garment. It must

also provide for the secure attachment of an identification card that will be used to hold the numbered Airport identification card and appropriate company identification cards or documents. This garment must be worn externally by all employees engaged in cargo movement activity whether on a ramp or within the confines of a secure area of the cargo facility.

(e) The air operations area shall be restricted to air cargo operator employees and those who shall be escorted by an air cargo operator authorized employee. The air cargo operator shall establish a barrier or paint a yellow line in the air operations area, which shall be readily distinguishable from a taxiway line, beyond which no one shall be permitted, unless escorted by an air cargo operators authorized employee.

(f) Vehicles of air cargo operator's employees and other private vehicles shall not be permitted in the air operations area. Air cargo operators shall designate other areas in which such vehicles may park and shall notify the Airport Director of such designation. Trucks shall not be parked in parking areas designated for employees or other private vehicle parking. The designation of parking areas will not be required if the air cargo operator obtains the written permission of the Airport Director.

(g) This section must be conspicuously posted within the air operations area by the air cargo operator.

(h) Any missing item of cargo valued by the air cargo operator at \$100.00 or more, which after the air cargo operator's investigation is determined to be lost or stolen, shall be reported by the air cargo operator to the Operations Department. Any loss or theft of high-value cargo shall be reported to the Operations Department immediately. Cargo valued at \$25,000 or more shall be considered high-value cargo.

(i) Air cargo operators, by 24-hour notice, shall request an escort for ground transportation between points on the air terminal for high-value cargo.

(j) Air cargo operators need not request an escort for high-value cargo transported via armored vehicle.

(k) Each air cargo operator shall designate its normal hours of operation and shall notify the Airport Director of such designation.

(l) Each air cargo operator shall designate a high-value cargo storage area with limited access, and shall notify the Airport Director of such designation. Such designation will not be required if the air cargo operator obtains the written permission of the Airport Director. A log shall be maintained by the air cargo operator for this area, to record by date and time whenever a high-value cargo item is stored or removed from the area and the person storing or removing the same. The log shall include airway bill numbers of the items entered into the high-value cargo area. Where an item is not identifiable by an airway bill number, a description of the item and the designee's address must be noted. The log shall record the number of pieces, the date, the time in and out, and signatures of persons entering the high-value cargo storage area.

(m) Ground handling equipment and trucks containing cargo, if capable of being closed and locked, shall be closed and locked by the air cargo operator when unattended. If not capable of being closed and locked, the cargo shall be covered and secured.

(n) Each air cargo operator shall abide by all TSA rules and regulations.

19:76-1.11 Loading bridge operations

(a) No person shall be on the exterior maintenance stairs when a loading bridge is in the process of moving.

(b) All loading bridges shall maneuver in the areas provided and marked on the ground.

(c) Only a tug that is in the process of moving an aircraft in or out of an aircraft slot may cross into the maneuvering area of a loading bridge.

(d) No vehicle shall be driven under a loading bridge.

(e) Loading bridges may only be operated by personnel who have completed an Authority-approved training program and are employed by an operator, fixed-base operator, the Operations Department, or the Authority, or its designated representative.

(f) Loading bridges will be operated with a minimum of two qualified people at all times. One person to operate the loading bridge and the second (located on the ground) to assure clearance of any obstructions at ground level. Personnel must communicate via radio or hand signals during the operation and movement of the bridge.

(g) Only the person operating the loading bridge is permitted in the bridge while it is in operation.

(h) When not in use, the loading bridge will be stored in a default position or as requested by the Authority or Operations Department.

(i) All operators and fixed-base operators operating loading bridges must provide evidence of insurance to the Authority.

(j) Airport personnel must obey all warning devices and remain clear of loading bridges when in operation. Use of a bridge outside of established training guidelines is considered operator abuse and said operator will be responsible for all costs associated with the repair of the bridge.

(k) All mechanical problems and/or damage to a loading bridge are to be reported immediately to the Operations Department.

(l) Each operator or fixed-base operator may only operate the bridge to and from their own aircraft unless contracted by another operator to perform ground handling services.

19:76-1.12 Discrimination prohibited

No concessionaire or other person engaged in commercial activity at the Airport shall discriminate against any person or group of persons in any manner prohibited by FAR Part 2, or any other applicable Federal, State, or local law, rule, or regulation.

19:76-1.13 Advertising and display

No concessionaire or other person shall post, distribute, or display advertisements, or distribute beverages, food products, or any other commercial enticements at the Airport without the prior written permission of the Airport Director, in accordance with the provisions of a lease, contract, or permit executed with the Authority.

19:76-1.14 Commercial photography

(a) To avoid disruption of the orderly flow of pedestrian, vehicular, and aircraft traffic, no person shall take, for commercial purposes, still, motion, or sound motion, photos or film or recordings of voices or other sounds at the Airport, except by written permission of the Airport Director or his or her designee in accordance with N.J.A.C. 19:76-6.5.

(b) The prohibition in (a) above does not apply to bona fide coverage by the news media conducting business in authorized areas after notification to the Airport Director or his or her designee and the Authority. Representatives of the working press who desire access to air operations areas and/or any secure areas shall first contact the Airport Director or designee.

(c) Photography of TSA equipment is prohibited.

19:76-1.15 Prohibited sales

Cigarette lighters with flammable liquid reservoirs or other similar ignition devices, and containers of lighter fluid for the refilling of such lighters, and any items listed on the TSA prohibited list, located at <https://www.tsa.gov/travel/security-screening/whatcanibring/all> shall not be sold at the Airport.

19:76-1.16 Animals; general

(a) No person shall enter any part of the Airport grounds with an animal, domestic or otherwise, unless such animal is kept restrained by a leash or is confined, so as to be completely under control other than a person with a disability accompanied by a service animal or the authorized handlers of guard and search animals present at the Airport as authorized and approved by the Airport Director or designee.

(b) Except for animals that are to be or have been transported by air and are properly confined for air travel, no person shall permit any non-domestic animal under his or her control or custody to enter the Airport terminal.

(c) No person shall hunt, pursue, trap, catch, injure, or kill any animal at the Airport, except pursuant to an official act authorized by the Authority.

(d) No person shall feed or do any other act to encourage the congregation of birds or other animals at the Airport.

(e) Animals may urinate or defecate only in outside designated areas.

(f) Any person bringing an animal to the Airport agrees to fully indemnify, defend, save, and hold harmless the Authority, Operations Department, and their officers, agents, and employees from and against all losses, damages, claims, liabilities, and causes of action of every kind or character and nature, as well as costs and fees, including reasonable attorney's fees connected therewith and expenses of the investigation

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thereof, based upon, or arising out of, damages or injuries to third persons or property caused by the negligence of the person. The Authority or Operations Department shall give to the person prompt and reasonable written notice of any claims or action and the person shall have the right to investigate, compromise, and defend same to the extent of the person's interest.

19:76-1.17 Animals in the terminal

(a) No person shall enter the terminal with a domestic animal, unless such animal is to be, or has been, transported by air and is kept restrained in a cage or otherwise confined, so as to be completely under control other than:

1. A person with a disability accompanied by a service animal; or
2. Authorized handlers of guard and search dogs present at the Airport as authorized and approved by the Airport Director or designee.

(b) No person shall, either willfully or through failure to exercise due care or control, permit any animal to urinate or defecate in the terminal or any other building used by the public. Persons in control and/or owners of animals shall be responsible for cleanup costs, as assessed by the Operations Department.

19:76-1.18 Solicitation

No person shall solicit funds, credit, property, financial assistance, or other things of value at the Airport for any purpose without a Certificate of Registration as provided in N.J.A.C. 19:76-1.4.

19:76-1.19 Picketing and other demonstrations

(a) No person shall walk in a picket line as a picket or take part in a labor or other form of demonstration including, but not limited to, parades, marches, patrols, sit-ins, and public assemblies at the Airport, without a Certificate of Registration as provided in N.J.A.C. 19:76-1.4.

(b) All such picketing and other demonstrations shall be conducted:

1. In a peaceful and orderly manner without physical harm, molestation, threat or harassment of persons, obscenities, violence, breach of the peace, or other unlawful conduct;
2. Without obstruction of the use of the Airport by others and without hindrance to or interference with the proper, safe, orderly, and efficient operations of the Airport and the activities conducted thereon; and
3. In strict accordance with the operating procedures that govern such activities at the Airport.

19:76-1.20 Sale or distribution of written material

No person shall sell or distribute flyers, brochures, pamphlets, books, or any other printed or written material without a Certificate of Registration as provided in N.J.A.C. 19:76-1.4.

19:76-1.21 Lost and found

(a) All persons finding lost articles at the Airport shall deliver them to customer service. An individual on duty at the customer service desk shall complete a lost and found report. This report shall include:

1. The date, time, and place the article was found;
2. A description of the article, which includes its condition;
3. The name, address, and telephone number of the person who found the article;
4. Whether the owner of the article was contacted and a summary of the conversation;
5. Any special remarks or comments; and
6. The signature of the individual completing the report.

(b) Lost and found reports shall be documented in a lost and found log. This log shall indicate:

1. The date the article was found or turned into the customer service desk;
2. The name of the individual who received the article; and
3. A description of the article.

(c) All completed lost and found reports and the lost and found log shall be kept in a binder located in the customer service desk.

(d) Cash and other articles of high value shall be stored in a safe.

(e) Articles may be claimed at the customer service desk upon presentation of identification deemed acceptable by a representative of customer service. Return of the article shall be acknowledged on the lost and found report and documented in the lost and found log.

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(f) All articles, including cash, which are not claimed in 30 days, shall be donated to charity.

(g) All lost and found logs shall be retained at customer service for one year.

(h) No person shall willfully abandon any personal property at the Airport.

19:76-1.22 Tenant Construction/Alteration application

(a) Tenants who desire to construct, enlarge, alter, repair, move, demolish, or change the occupancy of property, or install or erect a sign of any description, shall file with the Airport Director a memorandum and Tenant Construction/Alteration application, which is available at the Airport Administration Office.

(b) The submitted memorandum shall describe in detail the conceptual nature of the proposed construction/alteration.

(c) The application shall include the location of the proposed construction/alteration, the name(s) and address(es) of those performing the work, a brief description of the work and the reason(s) for same, a cost estimate, start and completion dates, and name(s) and address(es) of any professionals.

(d) The tenant shall submit four sets of drawings.

(e) The application will be reviewed for operational safety considerations, security requirements, electrical, heating ventilation/air conditioning, fire suppression, fire safety code, and applicable environmental issues. Upon completion of the construction/alteration the Authority will conduct a final inspection to ensure compliance with building codes and conformance with the submitted application.

(f) The tenant shall be responsible for, and shall provide evidence of, any necessary municipal, county, State, and/or Federal approvals.

(g) Title to all improvements shall vest in the Authority, unless otherwise agreed to in writing.

19:76-1.23 Use of paging system

(a) All tenants shall limit the use of the paging system to those public announcements that are essential to maintain proper service for the traveling public and visitors in the terminal.

(b) No public address comments that are deemed advertising in nature shall be permitted.

(c) Announcements of flight cancellations and gate changes shall be topics considered to be acceptable and appropriate for the paging system.

(d) All requests for paging service shall be reduced to a brief, clear, and concise statement. Brevity shall frame every request for paging service.

19:76-1.24 Electric carts

(a) No person shall operate a commercial electric cart in the terminal without written permission from the Airport Director obtained in accordance with N.J.A.C. 19:76-6.5.

(b) Applications for permission to operate commercial electric carts are available at the Operations Department.

(c) Commercial electric carts shall, prior to operation and use, undergo an inspection by the Operations Department. Thereafter, the carts may be inspected at such other times as deemed desirable by the Operations Department, but not less frequently than once a year.

(d) No person shall operate a commercial electric cart, except in accordance with the operation procedures provided by the Operations Department.

(e) Any person involved in an accident shall make a prompt report to the Operations Department and to their employer.

19:76-1.25 Firearms and weapons

(a) No person, except those authorized by law, shall carry or transport any firearm or weapon at the Airport, except when such firearm or weapon is properly encased for shipment and not in the person's physical possession.

(b) The Authority shall reserve the right to restrict the carrying of firearms and weapons in accordance with TSA regulations and applicable laws.

(c) For the purposes of this section, a firearm means 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 silencer, or any destructive device.

(d) For the purposes of this section, a weapon means any dirk, metallic knuckles, slingshot, billy club, tear gas gun, or chemical weapon or device.

(e) No person shall use any firearm or weapon at the Airport, except in the performance of official duties.

(f) The carrying of a firearm or weapon in the terminal shall be in conformity with all applicable governmental regulations.

19:76-1.26 Tour operators

(a) Tour operator representatives shall obtain an identification badge from the Operations Department.

(b) Tour operator representatives shall display their identification badge at all times.

(c) Tour operators shall conduct activities in areas designated by the Operations Department.

(d) Tour operators shall provide a greeter/coordinator for each flight.

19:76-1.27 Identification and badging

(a) All persons employed at the Airport shall wear an employee identification badge. Only those employees and other persons who require unescorted access to restricted areas are subject to the requirements of (b) through (l) below.

(b) All persons entering restricted areas shall display the appropriate Airport-issued identification badge at all times, except uniformed flight crews of air carriers and tenant airlines in the immediate vicinity of their aircraft or in route to, from, or through leased areas and who have in their possession and display valid company identification.

(c) Airport-issued identification badges will be issued by the Operations Department under the auspices of the Airport Director. Badges shall be and remain the property of the Authority.

(d) Applicants for an Airport identification badge for unescorted access in restricted areas shall undergo an employment background investigation and satisfy all the badging issuance requirements of Federal regulations.

(e) Applicants for an Airport identification badge shall have on record with the Airport Director an authorized company signatory.

(f) The Airport Director reserves the right to deny or revoke an identification badge for any past offense which, in his or her opinion, would render the applicant a risk to the security of the Airport.

(g) Unless in accordance with 49 CFR 1542, applicants who are denied issuance of an Airport identification badge may appeal within 30 days by filing a written notice of appeal with the Airport Manager. The Airport Manager will review the appeal and render a decision within seven days. Applicants may appeal the decision of the Airport Manager to the Airport Director who shall make the final determination. The final appeal must be made in writing and filed with the office of the Airport Director within 10 days of the Airport Manager's decision.

(h) Employers who authorize and sponsor persons for badging are responsible for the return of the badge upon termination of the employee or completion of a particular project.

(i) A reasonable cost shall be imposed to cover the administrative cost of producing each badge, including replacements for lost badges.

(j) The Airport identification badge shall be worn on the outer garment, above waist level, at all times and shall be visible and not covered by other identification.

(k) All persons issued an Airport identification badge shall comply with all applicable Federal regulations that relate to Airport identification badges, including, but not limited to, 49 CFR 1542.

(l) Any penalties or fines imposed on the Authority or its designated representative by the Federal government as a result of violations of Federal regulations by sponsored persons shall become the obligation and responsibility of the sponsor.

19:76-1.28 Personal conduct

(a) The following conduct shall be prohibited:

1. The intentional touching of any person without his or her consent;
2. The performance of any ceremony, speech, song, carrying of any sign or placard, or other such activity that constitutes a danger to persons or property, or that interferes with the orderly formation and progression of waiting lines, or that interferes with any of the following: pedestrian and/or vehicular travel; the issuance of tickets or boarding passes or equivalent documents for air or ground transportation; luggage or cargo

movement or handling; the entry to and exit from vehicles; security procedures; government inspection procedures; or cleaning maintenance, repair, or construction operations;

3. The intentional leaving of any item intended for distribution unattended;

4. The attachment of any placard, sign, circular, or other written material, on any wall, post, counter, billboard, or any other surface;

5. The erection of any table, chair, or other mechanical device;

6. The abandonment of any property;

7. Spitting, urinating, or defecating on any part of the Airport, except in a urinal or toilet intended for such purposes;

8. Bathing, showering, laundering, or changing clothes, or remaining undressed, in or at any public sink, washroom, or restroom, or any other areas at the Airport;

9. Drinking, or carrying an open container of, any alcoholic beverage other than in an area, in which alcoholic beverages are served for on-premises consumption;

10. Sleeping in the terminal or parking lots:

i. No person on or in the Airport shall sleep, doze, lie, or sit down on the floors, hallways, stairs, landings, vehicles, or other places where such activity may be hazardous to such person or to others, or may interfere with the operation of the Airport;

11. Skating, roller-skating, or bicycle riding:

i. No person shall skateboard, roller-skate, or ride a bicycle, scooter, or any other self-propelled vehicle or device on or through any part of the Airport;

12. Fire:

i. No person shall cook, light a fire, or otherwise create fire in any part of the Airport;

13. Storage:

i. No person shall store bundles, paper, cloth, cardboard, or any other material in solid, liquid, or gas form that could in any way pose a fire or life safety hazard or obstruct or hinder passage without the approval of the Airport Director; and

14. Interfering with or use of Airport equipment:

i. No person shall do or permit to be done anything that may interfere with the effectiveness or accessibility of the fire protection system, sprinkler system, drainage system, alarm system, plumbing system, air-conditioning system, ventilation system, fire hydrants, hoses, fire extinguishers, parking lot gates, buses, bus stops, revenue control system, Authority equipment or other mechanical system, facility or equipment installed or located at the Airport, including closed circuit television cameras and monitors, signs, and notices; nor shall any person operate, adjust, or otherwise handle or manipulate, without permission, any of the aforesaid systems or portions thereof, or any machinery, equipment, or other devices installed or located at the Airport.

ii. Tags showing date of last inspections attached to units of fire extinguishing and fire-fighting equipment shall not be removed therefrom.

19:76-1.29 Compliance with signs

The public shall observe and obey all posted signs, fences, doors, and barricades prohibiting entry into restricted areas or governing the activities and demeanor of the public while at the Airport.

19:76-1.30 Use and enjoyment of Airport

(a) No person(s) singly, or in association with others, shall by conduct or by congregation with others prevent any other lawfully entitled person(s) from the use and enjoyment of the Airport, or prevent any other lawfully entitled person(s) from passage from place to place, or through entrances, exits, or passageways at the Airport.

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

19:76-1.31 Preservation of property

(a) No person shall destroy, injure, deface, or disturb any building, sign, equipment, marker, or other structure, tree, flower, lawn, or other property at the Airport.

(b) No person shall travel upon the Airport other than on roads, walks, or other right-of-way provided for such specific purpose.

(c) No person shall alter, add to, or erect any building or sign at the Airport or excavate at the Airport without prior written approval of the Airport Director.

(d) Any person who causes or is responsible for any injury, destruction, damage, or disturbance shall report it to the Airport Director and shall be held responsible for the full dollar amount of the damage.

19:76-1.32 Environmental pollution and sanitation

(a) All persons at the Airport shall conduct their activities in full compliance with all applicable environmental laws, rules, regulations, and ordinances.

(b) To the maximum extent possible, each person at the Airport shall conduct activities in a manner that does not cause littering or any other form of environmental pollution.

(c) The Authority participates in the Atlantic County recycling program. No person shall dispose of garbage, papers, waste, oil, refuse, debris, or other form of trash, including cigarettes, cigars, and matches, except in receptacles provided by the Authority in compliance with the recycling program.

(d) No person shall dispose of any fill or building materials or any other discarded or waste materials at the Airport, except with the written approval of the Airport Director obtained in accordance with N.J.A.C. 19:76-6.5.

(e) No liquids shall be placed in storm drains or the sanitary sewer system at the Airport that will damage the drains or system or result in water pollution.

(f) No person shall use a comfort station or rest room, toilet, or lavatory facility at the Airport other than in a clean and sanitary manner.

(g) Any solid or liquid material that may be spilled at the Airport shall immediately be cleaned up by the person responsible for the spillage and in no case shall any refuse be burned at the Airport, except as authorized in writing by the Airport Director.

(h) No person shall unnecessarily or unreasonably cause any smoke, dust, fumes, gaseous matter, or any other matter to be emitted into the atmosphere or carried by the atmosphere, except normal emissions from internal combustion engines, jet engines, or smoke from cigarettes, e-cigarettes, cigars, or pipes.

(i) Disposal of international trash must be in accordance with U.S. Department of Agriculture Animal and Health Inspection Service Plant Protection Quarantine and the Authority Compliance Agreement.

(j) All tenants, including concessionaires and air carriers, will abide by the Airport New Jersey Pollution Discharge Elimination System Permit for storm water including, but not limited to, Best Management Practices listed in the Storm Water Pollution Prevention Plan. 7 CFR Part 330.400, 7 CFR Part 330.403, and 9 CFR 94.5.

19:76-1.33 Tenant security obligations

(a) Each Airport concessionaire or tenant shall be responsible for the internal security of its leased areas, as well as the security of its parked aircraft and assigned parking areas. This includes the establishment of suitable means to prevent or deter, to the extent practicable, unauthorized access to restricted areas and the challenging of any unidentified person found in these areas.

(b) Airport tenants who have gates or open areas that permit access to Airport restricted areas must ensure that the gates or openings are either kept locked or under constant control, in accordance with the Airport security program implemented pursuant to 49 CFR Part 1542.

(c) All doors and gates that provide access between non-restricted and restricted areas are provided with either locks or panic bars with alarms. Doors that allow access from the air carrier departure rooms to the aircraft parking areas shall be controlled as required by the airline concerned, as specified in 49 CFR Part 1542, and in the letters of agreement contained in the Airport's security program incorporated by reference into tenant lease agreements. All other doors giving access from the air terminal onto the air terminal operation ramp shall be kept locked or panic bar alarms activated when not in actual use and under positive control.

(d) If a violation of Federal regulations occurs as the result of a tenant or authorized employer's action or inaction, and such action or inaction results in the imposition of a fine or penalty on the Authority or contract

manager, the tenant or authorized employer responsible for the violation shall reimburse the Authority or contract manager the amount of the fine or penalty together with any legal costs within 30 days of written notice.

19:76-1.34 Operating directives

The Authority shall be empowered to issue written guidance materials to assist compliance with this chapter and pertinent Federal regulations. The Authority may consult with the contract manager in the formulation of such operating procedures.

19:76-1.35 Emergency actions

(a) When an emergency exists at the Airport, the Authority or contract manager shall have discretionary authority to take necessary or desirable action to protect the health, welfare, and safety of persons and property and to facilitate the operation of the Airport.

(b) During an emergency the Authority, its designated representative, contract manager, or an LEO may suspend this chapter, or any part of it, at its discretion and judgment, and may, in addition, issue such orders or rules as may be necessary, including an evacuation of the terminal.

(c) The Authority or contract manager shall, in situations which may affect health, safety, or welfare, have the authority to take such reasonable action as may be necessary for the proper handling of the conduct and management of the public in attendance at the Airport.

SUBCHAPTER 2. AERONAUTICAL OPERATIONS—GENERAL

19:76-2.1 Compliance with this chapter and payment of charges

(a) No person shall operate any aircraft to, from, or at the Airport, or service, repair, or maintain any aircraft, or conduct any aircraft operations on or from the Airport, except in conformity with the current Federal regulations including 14 CFR, Parts 91, 121, 129, and 135 and in conformity with all other applicable laws, including this chapter.

(b) It is the responsibility of all persons operating at the Airport to acquaint themselves, their pilots, instructors, and students with Federal regulations and this chapter.

(c) The Airport Director shall have the authority to detain any aircraft for non-payment of charges due the Authority.

19:76-2.2 Negligent or careless operation

(a) No person shall operate aircraft at the Airport in a careless manner or in disregard of the rights and safety of others.

(b) Any person using the Airport shall be held responsible for any property damage caused by that person's carelessness or negligence. Any person responsible for property damage shall indemnify fully and save and hold harmless the Authority and contract manager, and their employees and agents from all claims, liabilities, and causes of action of every kind, character, and nature, and from all costs and fees, connected therewith, including attorney fees and investigation costs.

19:76-2.3 Liability for property damage

Any person, who damages, injures, or destroys Airport property, either by accident or otherwise, shall be liable for the satisfactory restoration of the property damaged, injured, or destroyed. Anyone who observes the accident or incident shall immediately report it verbally to the responsible person on duty at the Operations Department within 24 hours; the Operations Department shall file a follow-up written report with the Airport Director who may, if appropriate, file a report with law enforcement.

19:76-2.4 Use of ramp or gate position

(a) The Authority or Operations Department shall have the right at any time to close the aircraft ramp, in its entirety or any portion thereof, to aircraft traffic or to deny the use of the ramp, or any portion thereof, to any specified class of aircraft or individual or group when such action is considered necessary and desirable to avoid endangering persons or property and is consistent with the safe and proper operation of the Airport.

(b) Except for personnel whose duties and responsibilities require them to be on foot in the air operations area, no airline shall permit an employee or any other person to cross or traverse the ramp to or from restricted areas.

(c) No aircraft shall use a gate position without prior approval of the Authority or Operations Department and in accordance with the terms of an agreement with the Authority entered into pursuant to N.J.S.A. 27:25A-1 et seq.

19:76-2.5 Hold harmless

The aircraft owner, pilot, agent, or duly authorized representative shall agree to indemnify fully and to save and hold harmless the Authority and the contract manager and their employees and agents from all claims, liabilities, and causes of action of every kind, character, and nature for any damage that may be suffered to any aircraft and equipment, and for bodily injury or death, including legal and investigation costs, except where such damage, injury, or death is due solely to the negligence of the Authority or contract manager.

19:76-2.6 Operator accident report

(a) The operator of any aircraft involved in an accident at the Airport that causes bodily injury or property damage shall, in addition to all other reports required by other agencies, file, at the Operations Department, a written report concerning the accident on the form available at the Operations Department

(b) A copy of the report required by Federal regulations may be submitted in lieu of the report required by (a) above.

(c) The report required by (a) and (b) above shall be filed at the Operations Department within 24 hours after the accident or as required by the Federal Aviation Administration.

19:76-2.7 Disabled aircraft

(a) Subject to compliance with appropriate Federal regulations, the aircraft owner shall be responsible for the prompt removal of all disabled aircraft, and parts of the disabled aircraft, from the Airport, as reasonably directed by the Airport Director or authorized representative.

(b) If the aircraft owner or operator is able to direct removal operations, removal shall begin immediately upon release by the National Transportation Safety Board or the Federal Aviation Administration, whichever is the appropriate agency.

(c) If the aircraft owner or operator is unable to direct removal operations, the fixed-base operator will make every reasonable effort to secure permission from the appropriate party.

(d) In the event of failure or refusal by the aircraft owner or operator to remove the disabled aircraft or parts of the disabled aircraft, removal may be done by the Airport Director at the owner's expense and the owner shall indemnify and hold harmless the Authority, contract manager, Airport Director, and their employees for any damage that may occur as a result of the removal. The Airport reserves the right to recover all costs related to removal.

19:76-2.8 Tampering with aircraft

No person shall interfere, tamper with, or put in motion any aircraft, or use or remove any aircraft, aircraft parts, instruments, or tools, without written permission from the aircraft owner.

19:76-2.9 Cleaning, maintenance, and repair of aircraft

(a) No person shall clean, paint, wash, polish, or otherwise maintain an aircraft at the Airport, except in areas approved and in the manner designated by the Airport Director.

(b) Best management practices shall be used to minimize the excessive use of any de-icing or anti-icing fluid. Proper technique shall be used when de-icing aircraft to ensure only the amount of chemical needed to complete the job is applied. To the extent possible, other de-icing and anti-icing techniques as set forth in FAA Advisory Circular Number 20-117, incorporated herein by reference, available from [FAA.gov](http://www.faa.gov) shall be used to minimize the use of ethylene glycol. De-icing and anti-icing practices and techniques shall comply with all Federal Environmental Protection Agency regulations regarding effluents for de-icing.

(c) The Airport reserves the right to recover any and all costs associated with de-icing in accordance with all activities associated with Federal, State, and local law, rules, and regulations.

19:76-2.10 Radio communications

No person shall operate an aircraft at the Airport unless the aircraft is equipped with a properly functioning two-way radio capable of communicating with the control tower.

19:76-2.11 Certification of aircraft

All aircraft operating at the Airport shall, in accordance with Federal, State, and local laws, rules, and regulations, be certified or registered with the Federal Aviation Administration and State and local authorities.

19:76-2.12 Licensing of pilots

(a) No person shall operate, or permit to be operated, any civil aircraft to, upon, or from the Airport unless the pilot shall possess, at a minimum, a current, valid Federal Aviation Administration airman's certificate with type rating appropriate to the aircraft operated and the conditions of the particular flight, and a current valid Federal Aviation Administration medical certificate.

(b) The requirements of (a) above shall not apply to the ground operation of aircraft by aircraft maintenance personnel, nor in the event of an in-flight emergency.

19:76-2.13 Derelict aircraft

(a) No person shall park or store any aircraft in non-flyable condition on Airport property, including leased premises, for a period in excess of 90 days, without a written permission from the Airport Director obtained in accordance with N.J.A.C. 19:76-6.5.

(b) No person shall store or retain aircraft parts or components being held as inventory anywhere on the Airport, other than in an enclosed authorized facility, without written permission from the Airport Director obtained in accordance with N.J.A.C. 19:76-6.5.

(c) Whenever an aircraft is parked, stored, or left in non-flyable condition on the Airport in violation of (a) above, the Airport Director shall notify the owner or operator, by certified or registered mail, to remove the aircraft within 15 days of receipt of notice.

(d) If the owner or operator of a parked, stored, or non-flyable aircraft is unknown or cannot be located, the Airport Director shall conspicuously post and affix notice to the aircraft and the aircraft shall be removed within 15 days from date the notice is posted.

(e) Upon failure of the owner or operator to comply with (c) or (d) above, the Airport Director shall remove the aircraft from the Airport. The Airport Director may hire any person(s) to effectuate the removal and all costs incurred by the Airport Director shall become the responsibility and obligation of the aircraft owner or operator. In addition, the owner and operator shall indemnify the Authority, contract manager, Airport Director, and their employees for any damage that may occur as a result of the removal.

19:76-2.14 Helicopter operations

(a) The taxiing, towing, or otherwise moving of helicopters with rotors turning shall be prohibited unless there is at all times a clear area of at least 50 feet in all directions from the outer tips of the rotors.

(b) The operation of helicopters within 200 feet of areas of the Airport where unsecured light aircraft are parked is prohibited.

19:76-2.15 Taxiing, towing, and parking

(a) No person shall taxi or tow an aircraft at the Airport unless there is no danger of collision with persons or objects. All air carrier aircraft taxiing into a parking position shall be under the guidance of a marshaller and sufficient personnel to ensure adequate wing tip clearance.

(b) All aircraft shall be taxied or towed at a safe and reasonable speed by qualified personnel capable of operating the brake systems.

(c) All aircraft operating on the Airport shall be equipped with wheel brakes in proper working order.

(d) The taxiing, towing, or pushing of aircraft shall be prohibited on any runway or taxiway without specific authorization from the control tower.

(e) Taxiing aircraft that are converging shall pass each other bearing to the right, unless otherwise directed by the control tower.

(f) No aircraft shall taxi between an airside terminal gate and an aircraft engaged in push-back operation.

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(g) Power-back or power-out operations shall not be permitted on the ramp area, except as authorized verbally by the Airport Director on a case-by-case basis.

(h) No aircraft shall be taxied under its own power into or out of any hangar.

(i) Aircraft being taxied, towed, or otherwise moved on the air operations area shall:

1. Have recognition lights on for visibility during the hours between sunset and sunrise; and

2. Have a person attending the controls of the aircraft who shall monitor by radio the transmitting frequency in use by the control tower or who, if necessary, will cause that frequency to be monitored by another person in the aircraft.

(j) Aircraft operations shall be confined to hard surfaced runways, taxiways, and aprons.

(k) No person shall park an aircraft except in the areas designated by the Airport Director. Any aircraft parked in unauthorized areas shall be subject to removal by or at the direction of the Airport Director at the risk and expense of the owner/operator thereof.

(l) All aircraft loading and unloading at gate positions shall be parked in the designated parking areas. Aircraft in public storage areas shall use provided tie-down fittings. Aircraft with a seating capacity of greater than 14 shall use the terminal for loading and unloading, unless approval is obtained from the Authority to load or unload elsewhere.

(m) Upon direction from the Airport Director, the operator/owner of any aircraft parked or stored at the Airport shall move it to any other designated place. If the operator/owner refuses to comply with such direction, the Authority may tow the aircraft to such designated place at the operator/owners expense, and without liability for damage which may result in the course of such moving.

(n) No person shall maneuver an aircraft, park, or leave the same standing on a ramp or apron area in such a way that any portion of the aircraft will protrude beyond the ramp or apron limits, without prior approval of the Airport Director.

(o) Unless otherwise directed by the Authority or Operations Department, general aviation aircraft must use the apron adjacent to the fixed base operator facilities.

(p) Requests for utilization of the non-leased ramp areas shall be submitted to the Operations Department.

(q) Security of aircraft and support equipment shall be the responsibility of the agency, entity, or person in control of the property.

(r) Vehicles shall maintain a 15 miles per hour speed limit within the air operations area unless in aircraft safety area or otherwise posted.

(s) Emergency helicopters shall be exempt from the requirements of this section.

19:76-2.16 Operation of aircraft engines

(a) No aircraft engine shall be operated on the ramp unless a pilot or certified airframe and power plant mechanic qualified to run the engines of that particular type of aircraft is at the controls and either chocks have been placed in front of the wheels or the aircraft has set adequate parking brakes.

(b) No person shall operate the engine of an aircraft parked on the ramp in a manner that may cause injury to persons, damage to property, or endanger the safety of the Airport operations conducted on the ramp area.

(c) Aircraft engines shall be started or operated only in places designated by the Authority or Airport Director. At no time shall engines be operated for test or maintenance purposes on the ramp or gate area without prior approval of the Authority or Airport Director obtained pursuant to N.J.A.C. 19:76-6.5.

(d) Noise emanating from aircraft engines during ground operation shall be maintained within the applicable aircraft engine noise limits promulgated in 14 CFR Parts 36 and 91.

(e) Operators of aircraft shall abide by the requirements of the Airport Noise Compatibility Planning Regulations, 14 CFR Part 150 and Atlantic City International Airport's Noise Compatibility Plan.

19:76-2.17 Notices to airmen

The Operations Department has primary responsibility for issuing Notices to Airmen (NOTAMS) in accordance with 14 CFR Part 139, advising conditions affecting the safe and efficient operation of the

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Airport. NOTAMS will be coordinated with the control tower and distributed to tenants by the Operations Department.

19:76-2.18 Unmanned aircraft system

All unmanned aircraft systems (UAS) must operate in accordance with all applicable FAA regulations.

SUBCHAPTER 3. VEHICLE OPERATION PROCEDURES

19:76-3.1 General requirements

(a) Persons operating motorized equipment and vehicles at the Airport shall conform to New Jersey Revised Statutes, particularly Title 39 and N.J.S.A. 27:25A-21.

(b) No person shall stop or park a vehicle:

1. In front of a driveway or in a drive lane;

2. Within a bus stop safety zone or taxicab zone, except vehicles authorized to use each zone;

3. In other than authorized areas for the purpose of washing, greasing, or repairing a vehicle, except repairs necessitated by an emergency;

4. On the roadway side of any stopped or parked vehicle (double parking);

5. Within 15 feet of a fire hydrant;

6. Other than in accordance with restrictions posted on authorized signs;

7. Within 10 feet of the air operations area perimeter security fence unless authorized by the Airport Director;

8. Unless the vehicle displays proper license plates and inspection stickers; and

9. In violation of Transportation Security Administration regulations (TSAR).

(c) All vehicles parked in violation of (b) above shall be subject to towing by the Authority at the expense of the owner.

(d) No person under the influence of alcohol or a controlled substance shall operate a motor vehicle or motorized equipment at the Airport.

(e) Contractors shall be provided access to and use of the Airport provided that:

1. No person shall gain access to and egress from a construction site in a vehicle or crane belonging to or under the supervision of a contractor doing business at the Airport, except by the routes and gates designated by the Operations Department during particular periods of time;

2. Contractors shall park vehicles or cranes only in locations approved in advance by the Airport Director;

3. No person responsible for a vehicle or crane that belongs to or is under the supervision of a contractor doing business at the Airport shall allow the vehicle or crane to be parked in a position or location that constitutes an actual or potential hazard to aircraft or other vehicles;

4. When a contractor leaves a vehicle or crane in an approved overnight location, the vehicle or crane shall be suitably marked and lighted and cranes shall be lowered to their lowest height.

(f) When a vehicle, except those that routinely operate on the aircraft movement areas, is required to travel over any portion of the aircraft movement or non-aircraft movement areas, it shall be escorted by a vehicle identified and authorized by the Airport Director to operate in that area.

(g) All service and support vehicles shall display lights from sunset to sunrise and at other times when there is insufficient light to render clearly discernible persons and vehicles at a distance of 500 feet, except when such vehicles are parked in areas designated by the Airport Director.

(h) Any violation of this subchapter including, but not limited to, operation in an unauthorized area, switching short-term vehicle passes to a non-authorized vehicle, or having vehicles not properly identified will subject the violator to revocation of the authorization to operate a vehicle at the Airport.

19:76-3.2 Public parking

(a) The public shall park vehicles in the areas designated for general public vehicle parking.

(b) All vehicles shall be parked at the sole risk of the owner.

(c) Overnight parking shall be limited to designated areas.

(d) A vehicle parked in the wrong area shall be subject to relocation and the costs of such relocation shall be borne by the vehicle owner.

(e) In an emergency the Authority may relocate any parked vehicle.

(f) In the event a vehicle owner fails to remove a disabled vehicle, after reasonable notification efforts, removal of the vehicle may be done at the owner's expense.

19:76-3.3 Operation in restricted areas

(a) This section shall apply to the operation of vehicles on restricted areas. In case of conflict with the general requirements of N.J.A.C. 19:76-3.1, the specific language of this section shall prevail; otherwise, the requirements of N.J.A.C. 19:76-3.1 shall be satisfied.

(b) No person shall park or operate, or cause to be operated, any vehicle on restricted areas unless such operation is directly related to an aviation activity at the Airport, to the business of the Authority, contract manager, a tenant, or authorized sub-tenant engaged in a business activity authorized by the Authority or contract manager and such vehicle is registered and permitted in accordance with (k), (l), (m), and (n) below.

(c) Persons operating vehicles on the restricted areas shall obey all instructions given by ground control and operate the vehicles in accordance with this subchapter.

(d) No person, other than the operator of an authorized aircraft servicing vehicle, shall operate a vehicle on the restricted areas, so as to pass within 20 feet of a parked aircraft, or, in the case of an aircraft being loaded or unloaded at ground level, between such aircraft and the terminal while passengers are enplaning or deplaning.

(e) Persons operating any vehicle on restricted areas shall yield the right-of-way to aircraft in motion.

(f) No person shall operate any vehicle in the aircraft safety area and parking ramps at a speed in excess of five miles per hour.

(g) No person shall move or back up a vehicle on restricted areas if vision is restricted to the sides or rear of the vehicle without the placement of cones or the assistance of a second person to act as a spotter.

(h) Any person operating a vehicle on restricted areas who is involved in an accident shall comply with all requirements of the motor vehicle laws of the State of New Jersey and shall, in addition, provide written notification to the Operations Department, as soon after the accident as possible, but in no event later than 24 hours after the accident.

(i) Tugs and trailers may operate at the Airport provided that:

1. No person shall operate a trailer or tug on the restricted areas unless it is equipped with proper brakes, such that neither propeller slipstream, jet blast, nor wind will cause it to become free rolling.

2. No person shall tow equipment on restricted areas unless the equipment has operational positive locking couplings.

3. No person shall operate a tug, trailer, or other vehicle towing a train in excess of four baggage or cargo carts without approval from the Authority or Operations Department obtained pursuant to N.J.A.C. 19:76-6.5. Such a vehicle shall not be operated at a speed in excess of 10 miles per hour on the restricted areas, except that such operations in the vicinity of an aircraft shall be at a speed not to exceed five miles per hour.

(j) No person, without approval from the Airport Director obtained pursuant to N.J.A.C. 19:76-6.5, shall operate a vehicle on the ramp, unless such vehicle has an overhead flashing or rotating light visible to the control tower at all times or is under the escort of a vehicle with such overhead light; provided, however, that between the hours of sunrise and sunset a vehicle not so equipped may operate if the vehicle displays a checkered flag.

(k) No person shall enter onto any restricted area in a vehicle that has not been registered, inspected, insured, and identified, as set forth in (l) and (m) below.

(l) All vehicles shall pass the Authority's inspection program, which requires satisfactory inspection of vehicle markings, lights, radio, mirrors, horns, brakes, wheel/tires, wipers, glass, exhaust system, body, turn signals, and fire extinguishers. The vehicle shall also be free of leaks of transmission fluid, hydraulic fluid, lubricating oils, and fuel.

(m) Vehicle decal permits for access to restricted areas will be issued at the Operations Department upon satisfactory proof or verification of:

1. Ownership and registration of the vehicle to the applicant;

2. A display of the company logo on both sides of the vehicle;

3. Insurance, as shown by certificates of insurance, which shall be submitted to the Airport Director verifying the vehicle is covered under a policy of insurance providing a minimum of \$1,000,000 combined single

limit bodily injury liability and property damage. The Authority and contract manager shall be listed as additional insured;

4. The necessity of the vehicle to the Airport operation of the applicant;

5. Designation by the tenant of an authorized representative(s) to act for the tenant. Sample signatures of the authorized representative(s) shall be provided and will be kept on file at the Operations Department; and

6. A written agreement between the Authority and the applicant to conduct business at the Airport.

(n) Refueling service vehicles operating on restricted areas shall be conspicuously marked and labeled to identify the specific type of fuel being transported.

(o) No person shall operate a motor vehicle on the Airport restricted areas without a nontransferable airfield operator permit issued by the Operations Department. The requirements for an airfield operator permit shall be as follows:

1. Possession of a valid operator's license issued by any state;

2. Satisfactory completion of all required training and testing as required by the Airport Operations Department; and

3. Possession and display of an Airport-issued or approved identification badge or media.

(p) Pedestrians, fire rescue, ambulances, and aircraft shall have the right-of-way at all times over vehicular traffic. All vehicles shall pass to the rear of taxiing aircraft.

(q) Vehicles shall not be driven between a parked aircraft and the terminal or passenger lanes or under the wings, tail, or nose section of parked aircraft and vehicles must circle around the aircraft farthest away from the above-mentioned areas.

(r) No person shall leave a vehicle or piece of support equipment unattended on the restricted area(s), except in designated areas.

(s) In the event of a vehicular breakdown or other mechanical failure on a restricted area, the vehicle operator shall immediately notify the Operations Department. If the vehicle should present a safety hazard, the vehicle shall be removed from the restricted area within 15 minutes from the time the vehicle operator is notified by the Authority or Operations Department that a hazard exists.

(t) The Authority or Operations Department shall have the authority to remove any vehicle that poses a threat or risk to safety on the restricted area. The removal of the vehicle shall be at the sole risk and expense of the vehicle owner and/or operator.

(u) Parking in restricted area(s) shall be as follows:

1. No person shall park a vehicle or other motorized equipment on restricted areas, except as authorized by the Authority or Operations Department;

2. No person shall park any vehicle or other motorized equipment in restricted area(s), within designated no parking zones, fire lanes, or within 15 feet of any fire hydrant or other fire-control apparatus;

3. No person shall park any vehicle or other motorized equipment in restricted areas in a manner that interferes with or prevents the passage or movement of aircraft or other vehicles; and

4. No person shall park a vehicle in restricted area(s) without applying the emergency brake or leaving the vehicle in gear or, in the case of non-motorized wheeled support equipment, without insuring the equipment is well supported and will not roll or move from the immediate area.

19:76-3.4 Operation on aircraft movement areas

(a) The requirements of this section shall apply only to the operation of vehicles on aircraft movement areas. In case of conflict with the general requirements of N.J.A.C. 19:76-3.1 and 3.3, the specific language of this section shall prevail; otherwise, the requirements of N.J.A.C. 19:76-3.1 and 3.3 shall be satisfied.

(b) Air carrier companies and fixed-base operators at the Airport shall operate support vehicles on the movement areas only with prior approval from the Operations Department.

(c) No person shall drive a vehicle across an active taxiway or runway unless the person maintains direct two-way radio contact with the control tower, or in the event a two-way radio is inoperable or unavailable, proceeds only under the escort of an authorized vehicle equipped with a two-way radio in contact with the control tower.

(d) Specialized vehicles that operate on the aircraft movement areas shall have lighting as follows:

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1. Aircraft rescue, fire fighting vehicles, and law enforcement vehicles shall display a revolving/flashing red beacon; and

2. Airport and service vehicles shall display a revolving/flashing yellow beacon.

(e) Vehicles that routinely operate on aircraft movement areas shall comply with the following conditions:

1. All vehicles shall be equipped with a ground control radio;

2. All vehicles must display on each side and on the vehicle roof, an identification number that corresponds to the assigned radio call number;

3. If the vehicle has no roof, the identification number shall be displayed on the vehicle hood;

4. Side numbers shall be a minimum of eight inches in height and roof numbers shall be a minimum of 12 inches in height and the numbers shall be affixed with their bases to the front of the vehicle;

5. Identification numbers shall be in color contrast with the vehicle color; and

6. All additional training requirements, as applicable.

19:76-3.5 Operation on an air operations area

(a) The requirements of this section shall apply only to the operation of vehicles on an air operations area. In case of conflict with the general requirements of N.J.A.C. 19:76-3.1 and 3.3, the specific language of this section shall prevail; otherwise, the requirements of N.J.A.C. 19:76-3.1 and 3.3 shall be satisfied.

(b) No person shall operate a tug, trailer, or other vehicle towing a train in excess of four baggage or cargo carts on the air operations area, unless specifically authorized by the Authority or Operations Department.

(c) No person shall operate a vehicle in the air operations area without prior reporting to the Operations Department and obtaining the proper vehicle pass.

(d) All vehicle drivers must satisfy the South Jersey Transportation Authority's driver training requirements administered by the Operations Department.

SUBCHAPTER 4. AERONAUTICAL OPERATIONS—FIRE AND SAFETY

19:76-4.1 General fire and safety requirements

Persons using the Airport or its facilities shall exercise the utmost care to guard against fire and injury to persons or property.

19:76-4.2 Fueling operations

(a) Aircraft shall not be fueled or defueled while one or more engines are running or being warmed by external heat.

(b) In an emergency situation, whereby the on-board auxiliary power unit is inoperative and suitable ground support equipment absent, a jet engine mounted on the rear of the aircraft or on the wing opposite from the fueling location may be operated provided:

1. The operation follows procedures published by the air carrier operator to assure safety of the operation;

2. Prior approval is obtained at the Operations Department; and

3. The Airport fire department is positioned on standby watch.

(c) Aircraft shall not be fueled or defueled while inside any building or structure.

(d) Refueling service vehicles, whether loaded or empty, shall never enter hangars or be parked unattended within a distance of 50 feet from aircraft, hangars, paint and dope shops, fuel storage systems, or other critical installations.

(e) During fueling operations, listed dry chemical fire extinguishers shall be available on aircraft servicing ramps or aprons. Each refueling service vehicle shall have two listed dry chemical fire extinguishers, each having a rating of 20B, one mounted on each side of the vehicle.

(f) Fuel, grease, oil dopes, paints, solvents, acid, flammable liquids, or contaminants of any kind shall not be allowed to flow into, or be placed in, any Airport sanitary or storm drain system.

(g) Persons engaged in aircraft fuel handling shall exercise due care to prevent overflow of fuel.

(h) Any person, including the owners or operators of aircraft, causing overflow or spillage of fuel, oil, grease, or other contaminants anywhere on the Airport shall be responsible for immediate clean up. In the event of

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failure or refusal to clean up, the Operations Department shall clean up and assess costs to the responsible party.

(i) All spillages shall be reported first to the emergency dispatch and secondly to the Airport Operations Department. A fireguard shall be promptly posted. Upon arrival, the fire officer shall have complete control over the spillage site.

(j) After a fuel spillage, engines shall not be started until the area has been effectively flushed or cleaned and permission has been granted by fire command.

(k) During fueling or defueling no passenger shall be permitted to remain in, or to enter or depart from the aircraft unless a qualified attendant is at each door and a means of safe egress is in position in the event that such device is required for the safe and rapid debarkation of the passengers.

(l) Fuel delivery shall at all times be under control of the refueling service vehicle attendant, through the use of approved flow controlling devices operated by the attendant. These controlling devices must be designed to shut off automatically upon release of hand or foot pressure. Latching or fastening devices on the control units are not permitted.

(m) Aircraft shall not be fueled or defueled unless the aircraft and the transfer fuel apparatus are adequately bonded.

(n) Each hose, funnel, or apparatus used in fueling or defueling aircraft shall be maintained in good condition and must be properly bonded to prevent ignition of flammable liquids.

(o) Prior to making any fueling connection to the aircraft, the fueling equipment shall be bonded to the aircraft by use of a cable, thus, providing a conductive path to equalize potential between the fueling equipment and aircraft. The bond shall be maintained until fueling connections have been removed, thus, permitting the reuniting of separate charges that could be generated during the fueling operation.

(p) During over-wing fueling, the nozzle shall be bonded with a cable, which has a clip or plug, to a metallic component of the aircraft that is metallically connected to the bank filler port. The bond connection shall be made before the filler cap is removed. If there is no plug receptacle or means for attaching a clip, the operator shall touch the filler cap with the nozzle spout before removing the cap, so as to equalize the potential between the nozzle and the filler port. The spout shall be kept in contact with the filler neck until the fueling is completed.

(q) Bonding and fueling connections shall be disconnected in the reverse order of connection.

(r) Refueling service vehicles shall not be backed within 20 feet of an aircraft unless a person is posted to assist or guide, or cones are placed for guidance.

(s) If a fire occurs in a fuel delivery device while servicing an aircraft, the emergency dispatch shall be notified immediately, fueling shall be discontinued immediately and all emergency valves and dome covers shall be shut down at once.

(t) Refueling service vehicles designed for or employed in the transportation of fuel shall not be operated on a taxiway or runway.

(u) No person shall start the engine of an aircraft at the Airport if there is any gasoline or other flammable liquids on the ground within the vicinity of the aircraft.

(v) No person shall operate a radio transmitter or receiver, or switch electrical appliances on or off, in an aircraft being fueled or defueled nor shall any person do anything, or use any material, which is likely to cause a spark within 50 feet of such aircraft.

(w) No person other than those engaged in the fueling, servicing, and operation of an aircraft shall be permitted within 100 feet of the aircraft during fueling or defueling, except passengers as described in (k) above.

(x) Fueling or defueling operations shall not be conducted during periods when intense thunderstorm activity is occurring within five miles of the Airport.

(y) No airborne radar equipment shall be operated or ground tested on a public passenger ramp, apron area, or any other area wherein the directional beam of high intensity radar is within 300 feet, or the low intensity beam (less than 50 Kilowatt output) is within 100 feet, of another aircraft, an aircraft fueling operation, an aircraft refueling truck, or an aircraft fuel or a flammable liquid storage facility.

(z) Aircraft fuel servicing personnel shall not carry lighters or matches on their person while performing fuel servicing operations.

(aa) Refueling service vehicles shall be positioned as follows:

1. Vehicles shall be located in such a manner that they can be promptly moved, and shall be promptly moved, after all aircraft fuel hoses have been disconnected and stowed;

2. The propulsion or pumping engine of refueling service vehicles shall not be positioned during overwing fueling, or when aircraft fuel system vents are located on the upper wing surface, under the wing of aircraft or within a 20-foot radius of the aircraft fuel system vent opening;

3. No refueling service vehicle shall be parked within 50 feet of a building or hangar, other than a refueling service shop, or within 10 feet of any other refueling vehicle; and

4. No refueling service vehicle shall be parked within 10 feet of another refueling service vehicle.

(bb) Aircraft shall only be refueled by those operators permitted to do so by the Authority.

(cc) Hand brakes shall be set on refueling service vehicles before operators leave the vehicle cab.

19:76-4.3 Smoking

(a) Smoking or carrying lighted smoking materials or striking matches or other lighting devices shall not be permitted:

1. Anywhere on the air operations area; or

2. In any hangars, shops, or other buildings in which flammable liquids are stored or used, except in cases where specifically approved smoking areas have been approved and so designated by the Authority.

(b) No person shall smoke or carry lighted cigars, cigarettes, electronic cigarettes, pipes, matches, or any naked flame in areas of the terminal where smoking is prohibited by the Authority.

19:76-4.4 Open flame operations

(a) No person shall conduct any open flame operation at the Airport unless:

1. Written permission has been obtained from the Airport Director;
2. The fire department and emergency dispatch has been notified; and
3. A fire watch is posted and approved by the fire department.

(b) Lead and carbon burning, fusion gas and electric welding, blow-torch work, reservoir repairs, engine testing, battery charging, and all operations involving open flames shall be restricted to the repair shop section of the hangar. The repair shop shall be separated from the storage section by closing all doors and openings to the storage section.

(c) If an open flame operation is required for cargo building or hangar repairs, written permission may be obtained from the Airport Director pursuant to N.J.A.C. 19:76-6.5, but it shall contain specific conditions as deemed necessary by the Airport Director.

(d) 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 written permission from the Airport Director obtained pursuant to N.J.A.C. 19:76-6.5.

19:76-4.5 Tenant housekeeping

All tenants shall keep allotted space policed and free from rubbish and accumulation of any material. Only approved boxes, crates, paint or varnish cans, bottles, or containers shall be stored in or about any hangar, and all floors shall be kept clean and free from fuel and oil. The use of volatile or flammable solvents for cleaning floors is prohibited. Approved metal receptacles with a self-extinguishing cover shall be used for the storage of oily waste rags and similar material. The contents of these receptacles shall be removed daily by tenants. Drip pans shall be placed under engines and kept clean at all times. Clothes lockers shall be constructed of metal or fire-resistant material.

19:76-4.6 Storage of materials

(a) No person shall keep or store materials or equipment in such a manner as to constitute a fire hazard or a violation of applicable National Fire Protection Association (NFPA) codes, standards, and recommended practices, State codes, or the Airport Standard Instructions or Operational Directives of the Authority or Operations Department.

(b) Gasoline, kerosene, ethyl, jet fuel, ether, lubricating oil, or other flammable gases or liquids, including those used in connection with the process of doping shall be stored in accordance with the applicable codes, standards, and recommended practices of the NFPA.

(c) No person shall keep, transport, or store lubricating oils at the Airport, except in:

1. Properly labeled containers and receptacles designed for such purpose;

2. Areas specifically approved for such storage;

3. Containers and receptacles with sufficient containment and coverage; and

4. Compliance with the applicable codes, standards, regulations, and recommended practices of the NFPA and FAA.

19:76-4.7 Hazardous materials

(a) No person shall store, keep, handle, use, dispense, or transport at, in, or upon, the Airport hazardous materials in a manner that fails to comply with all applicable environmental laws.

(b) In addition to the restrictions on hazardous materials contained in this chapter, all persons must comply with Annex 18, the Safe Transport of Dangerous Goods by Air, 2nd Edition, incorporating Amendments 1 through 4, July 1989, incorporated herein by reference, as amended and supplemented, and available from the International Civil Aviation Organization, 100 Sherbrook Street West, Montreal P.Q., Canada, H3A2R2, which relate to the movement of hazardous materials. These instructions regulate all domestic and international air shipments, and the motor vehicle transportation of these shipments to and from airports.

(c) No person shall store, keep, handle, use, dispense, or transport at, in, or upon, the Airport, any Class A, Class B, or Class C explosive, or Class A poison, as defined by the U.S. Department of Transportation, 49 CFR Parts 100 through 185, dynamite, nitroglycerin, black powder, propellants, fireworks, blasting caps, cordeau detonant, or other explosive; gasoline, alcohol, ether, liquid shellac, lacquer, lacquer thinner, kerosene, turpentine solvent, or other flammable or combustible liquids; ammonium nitrate, sodium chlorate, wet hemp, powdered magnesium, nitrocellulose, peroxides, or other flammable solids or oxidizing materials; hydrochloric acid, sulfuric acid, or other corrosive liquids, hydrogen, acetylene, liquefied petroleum gas, liquefied natural gas, nitrogen, helium, argon, liquid or gaseous oxygen, chlorine, ammonia, or other compressed flammable or nonflammable gases; prussic acid, phosgene, arsenic, carbolic acid, potassium cyanide, tear gas, lewisite, or other poisonous substances, liquid, or gases; or any radioactive material or substance; at such time or place or in such manner or condition as to endanger unreasonably, or as to be likely to endanger unreasonably, persons or property.

(d) A waiver of Federal regulations, or any part thereof, by the approved Federal agency shall constitute a waiver of (c) above if written evidence of the Federal waiver is provided to the Airport Director at least 24 hours in advance of any operation that requires a waiver.

(e) No person may offer, or knowingly accept, any hazardous materials for shipment at the Airport, unless the shipment is handled and stored in full compliance with Federal regulations.

(f) Any person engaged in transportation of hazardous materials shall have designated personnel at the Airport who shall be authorized and responsible for receiving and handling the shipments in compliance with Federal regulations.

(g) Any person engaged in the transportation of hazardous materials shall provide storage facilities that reasonably ensure against unauthorized access, exposure to persons, or damage to shipments while at the Airport.

(h) No person, without the prior permission of the Authority shall generate, store, keep, handle, transport, treat, or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act, 42 U.S.C. § 6903(G), and Hazardous Waste Regulations, 49 CFR Parts 100 through 185, in or upon the Airport. Any person generating, storing, keeping, handling, transporting, treating, or disposing of hazardous waste shall comply with all applicable governmental laws, rules, regulations, and requirements including, but not limited to, the rules of the State of New Jersey and any subsequent or succeeding laws, rules, regulations, and requirements. Any waiver of such laws, rules, regulations, and requirements or of any part thereof by an authorized governmental authority shall not constitute or be construed to constitute a waiver of this chapter or an implied permission to keep, generate, store, handle, transport, treat, or dispose of hazardous waste in or upon the Airport.

(i) No person shall, without prior permission of the Authority, store, keep, handle, use, or transport at, in or upon the Airport the following radioactive materials:

1. Source material, as defined in Standards for Protection Against Radiation (10 CFR 40.4), promulgated by the Nuclear Regulatory Commission including, but not limited to, uranium, thorium, or any combination thereof, but not including the unimportant quantities of source material as set forth in Federal regulations at 10 CFR 40.13;

2. Special nuclear material, as defined in Standards for the Protection Against Radiation promulgated by the Nuclear Regulatory Commission including, but not limited to, plutonium, uranium 233, uranium enriched in the isotope 233 or in the isotope 235, or any material artificially enriched by any of the foregoing;

3. Nuclear reactor fuel elements that are partially expended or irradiated;

4. Nuclear reactor fuel elements;

5. Radioactive waste material; or

6. Any radioactive material moving under a Department of Transportation special permit or Nuclear Regulatory Commission permit and escort.

(j) A waiver of (i) above shall comply with the provisions of (d) and (e) above. Waivers shall be given for movement of radioactive materials only when the materials are packaged, marked, labeled, and limited as required by Federal law applying to transportation of explosives and other hazardous materials and when the materials do not create an undue hazard to life or property at the Airport.

(k) No person shall, at any time, store, keep, handle, use, or transport at, in, or upon the Airport any weapon of war that employs atomic fission or radioactive force. This subsection shall not apply to United States military personnel.

19:76-4.8 Motorized ground equipment around aircraft

No person shall park motorized ground equipment near an aircraft in a manner that prevents it or other ground equipment from being readily driven or towed away from the aircraft in case of emergency.

19:76-4.9 Fire extinguishers

(a) Fire extinguishing equipment at the Airport shall not be tampered with or used for any purpose other than fire fighting or fire prevention. All such equipment shall be maintained in accordance with the standards of the NFPA. Tags that show the inspection status shall be attached to each unit.

(b) All tenants of hangars, aircraft maintenance buildings, or shop facilities shall supply and maintain an adequate number of readily accessible fire extinguishers.

(c) Refueling service vehicles shall carry at least two fire extinguishers each having a rating of 20B, one located on each side of the vehicle.

(d) All motorized ground service equipment shall carry at least one five-pound fire extinguisher with a BC rating.

(e) Airport buildings shall be equipped with fire extinguishing and first aid equipment.

(f) Airport terminal buildings shall be equipped with Automated External Defibrillators (AEDs). AEDs are to be used for emergency purposes only. AED equipment at the Airport shall not be tampered with or used for any purpose other than in life safety circumstances.

19:76-4.10 Containers

(a) No tenant, concessionaire, or agent thereof doing business at the Airport, shall keep uncovered trash containers adjacent to the sidewalks, ramps, or roads of the Airport.

(b) No person shall operate an uncovered vehicle to haul trash, dirt, or any other material at the Airport unless in approved containers.

(c) No person shall spill dirt or any other material from a vehicle operated on the Airport.

19:76-4.11 Powder-activated tools

No person shall use powder or explosive cartridge activated tools or fastening devices anywhere on the Airport without prior approval from the Authority or Operations Department.

19:76-4.12 Hangar heating

All hangars shall be heated by approved systems or devices as listed by Underwriters Laboratories, Inc., as suitable for use in aircraft hangars. Such heating systems or devices shall also be installed in the manner prescribed by Underwriters Laboratories, Inc.

19:76-4.13 Use of cleaning fluids

Aircraft parts and other equipment shall preferably be cleaned with non-flammable cleaning agents or solvents. When the use of flammable solvents cannot be avoided, only liquids having flash points in excess of 100 degrees Fahrenheit shall be used and special precautions shall be taken to eliminate ignition sources in compliance with good practice recommendations of the NFPA.

19:76-4.14 Doping, spray-painting, and paint stripping

(a) The use of dope within any hangar shall be prohibited.

(b) The process of doping shall be carried out as set forth in NFPA Standards.

(c) During paint, varnish, or lacquer spraying operations, the arrangement, construction, ventilation, and protection of spraying booths and the storing and handling of materials shall be in accordance with NFPA Standards.

19:76-4.15 Aprons, buildings, and equipment

(a) All persons on the Airport shall keep their leased or used premises clean and free of oil, grease, and other flammable material.

(b) The floors of hangars and other buildings shall be continuously cleaned and kept free of rags, waste materials, or other trash or rubbish.

(c) Authority approved metal receptacles with self-extinguishing covers shall be used for the storage of oily waste rags and similar materials. The contents of the receptacles shall be removed daily by the tenant or person using the premises.

(d) Drip pans shall be placed under engines and kept clean at all times.

(e) Clothes lockers shall be constructed of metal or fire-resistant material.

(f) Paint, varnish, or solvents shall be stored in an approved fire rated cabinet in or about hangars or other buildings at the Airport.

(g) No person shall use flammable substances for cleaning hangars or other buildings at the Airport without prior approval from the authority having jurisdiction.

19:76-4.16 Aircraft repair

(a) No person shall repair an aircraft or aircraft engine, propeller, or other aircraft apparatus in any area of the Airport, except those specifically designed for such repairs.

(b) Notwithstanding (a) above, minor adjustments or repairs may be made while an aircraft is in a parking position prepared for departure subject to notice to and approval of the Operations Department.

(c) The starting or operating of aircraft engines inside any hangar shall be prohibited. This subsection shall not be construed as a prohibition of the use of tractors, with NFPA-approved exhaust systems, when moving planes within a hangar.

SUBCHAPTER 5. GROUND TRANSPORTATION SERVICES

19:76-5.1 General provisions

(a) Ground transportation services at the Airport shall be governed by all applicable laws and ordinances, executed concessionaire agreements, permits, and this chapter.

(b) All persons engaged in ground transportation services, at the Airport, whether as operator, driver, employee, or representative of an operator, or otherwise, shall at all times comply with this chapter, directives, and all signs posted by the Authority.

(c) Commercial ground transportation services shall be subject to the authority of authorized LEO, the Airport Director, or such other personnel as may be designated by the Airport Director.

(d) All commercial vehicles and their drivers shall, at all times, meet the requirements of applicable municipal, State, and Federal laws, rules, and/or regulations including, without limitation, those imposed with respect to calibrated meters, vehicle appearance, vehicle safety, and equipment standards, permits, and insurance.

OTHER AGENCIES

(e) All commercial operators, drivers, and employees shall refrain from engaging in improper conduct, including, but not limited to, boisterous conversations, threats, profanity, or fighting at the Airport, nor shall they provide misleading information concerning other ground transportation services.

(f) All commercial vehicles shall be kept clean and in first class running condition.

(g) Cruising by commercial vehicles on Airport property shall be prohibited.

(h) No person engaged in providing ground transportation services at the Airport shall solicit business at the Airport or within the terminal premises, except as authorized by agreement with the Authority. For purposes of this subsection, the leasing of an information kiosk, by agreement with the Authority, shall not be deemed to constitute solicitation.

(i) Operators of commercial vehicles (including Airport permitted taxis) shall remain in the immediate vicinity of their vehicles, except for pick-up of prearranged customers or for reasons of personal necessity.

(j) Passenger loading and unloading and movement of luggage shall take place in areas designated by the Authority.

(k) Permitted commercial vehicles shall not be operated at the Airport, unless the owner or operator of the vehicle has filed with the Authority, a Certificate of Insurance that evidences liability and property damage coverage in accordance with (l) below.

(l) The insurance coverage for each permitted commercial vehicle shall be in accordance with Chapter 5A of the revised General Ordinances of the Township of Egg Harbor, incorporated herein by reference, as amended and supplemented. The revised General Ordinance may be examined at the municipal offices of the Township of Egg Harbor, 3515 Bargaintown Road, Egg Harbor Township, NJ 08234-8321.

(m) Should a commercial vehicle cease to be covered by a policy of insurance as required by (l) above, it shall be prohibited from operating on Airport property.

19:76-5.2 Ground transportation services by limousines, limousine vans, transportation network companies, and motor bus services

(a) The requirements of this section shall apply only to ground transportation services provided by limousines, limousine vans, transportation network companies (TNCs), and motor bus services. In case of conflict with the general requirements of N.J.A.C. 19:76-5.1, the specific language of this section shall prevail; otherwise, the requirements of N.J.A.C. 19:76-5.1 shall be satisfied.

(b) The vehicle operator shall load and unload passengers only in areas near the terminal that have been designated by the Authority for loading and unloading of passengers.

(c) If the designated loading/unloading areas are full, vehicle operators shall proceed to a designated holding area.

(d) Vehicle operators shall stay within five feet of their vehicles.

(e) Vehicle operators shall only pick up pre-arranged customers. Additional customers shall not be solicited at the Airport, except as authorized by the Authority through written agreement.

(f) The person providing the ground transportation services shall provide an individual(s) to perform meet and greet functions, handle baggage, and any special assistance needed by disabled customers.

(g) Rates and charges shall be visibly posted and made available to any passenger upon request. The disclosure of the fare or method by which a TNC calculates fares on the digital network or website of the TNC shall satisfy this requirement.

(h) The owner/operator of any motorbus service subject to the provisions of this subchapter shall pay to the Authority an entry fee of \$5.00 for each bus that it owns or operates and that enters the Airport. The owner/operator of a limousine, limousine van, or TNC shall pay to the Authority an entry fee of \$2.00 for each vehicle that it owns or operates and that enters the Airport, for the purpose of picking up and/or dropping off passengers. These fees shall prevail unless a fee schedule is developed under separate agreement with the Authority.

(i) Payment of the entry fee shall be made for each entry by any motorbus, limousine, limousine van, or TNC that enters the Airport, for the purpose of picking up and/or dropping off passengers.

ADOPTIONS

(j) All passengers shall be picked up and dropped off in the commercial lane. All owners/operators (except TNCs) shall access the commercial lane by swiping their Authority-issued access control card. TNCs shall access the commercial lane by notifying the Operations Department by pressing the button on the call box and announcing their name and license plate number.

(k) This section shall not be construed as a prohibition on courtesy ground transportation services. Nor shall this section prohibit an individual Airport customer, without prior pre-arranged ground transportation, from directly making such arrangements from the Airport. Ground transportation services obtained in this manner shall be subject to the appropriate entry fee.

19:76-5.3 Ground transportation services by courtesy vehicles

(a) The requirements of this section shall apply only to ground transportation services provided by courtesy vehicles. In case of conflict with the general requirements of N.J.A.C. 19:76-5.1, the specific language of this section shall prevail; otherwise, the requirements of N.J.A.C. 19:76-5.1 shall be satisfied.

(b) The Authority specifically reserves the right to allow motels, hotels, rental car agencies, and similar establishments to provide courtesy ground transportation at the Airport.

(c) Courtesy vehicle operators shall comply with the provisions of N.J.A.C. 19:76-5.2(b) through (f).

(d) Each courtesy vehicle operating at the Airport shall display a valid Authority operation permit.

(e) Operation permits shall be available for \$100.00 and shall be valid for one year from the date of issuance.

(f) Permits shall not be transferred.

(g) There shall be no refunds on purchases of operating permits.

19:76-5.4 Taxicabs

(a) The requirements of this section shall apply only to taxicabs. In case of conflict with the general requirements of N.J.A.C. 19:76-5.1, the specific language of this section shall prevail; otherwise, the requirements of N.J.A.C. 19:76-5.1 shall be satisfied.

(b) Taxicabs shall operate from designated holding areas and loading zones at the terminal. Taxicabs will progress through the holding area and passenger loading zone to depart the Airport. Taxicabs shall only be permitted to occupy holding and loading zones in a manner consistent with this subchapter.

(c) Taxicabs that serve the Airport shall have prominently displayed, in full view of all passengers, licenses, permits, decals, fares, and insignia issued by Egg Harbor Township and the Authority.

(d) Operators of taxicabs shall receive or discharge passengers as indicated by the Authority or Operations Department by sign.

(e) Operators shall pull up to the queue line designated by the Authority or Operations Department and shall advance forward as the cabs ahead pull away. Operators shall stay within five feet of their cabs.

(f) This subchapter shall not be construed to prevent a passenger from boarding the cab of choice that is parked at a taxi queue line.

(g) An operator shall not drive a taxicab if his or her Airport permit, municipal license, or New Jersey operator license is suspended or revoked.

(h) An operator shall not attempt to charge a rate of fare above or below \$27.00 to and from Atlantic City.

(i) An operator entering a taxi or authorized feed line shall take the rear position. Overcrowding, crashing, or backing onto a hack line (feed line) is prohibited.

(j) Operators of the first two vehicles at a taxi queue line shall remain in the driver's seat ready to be hired. As vehicles leave the line, those vehicles behind shall move up.

(k) An operator shall not permit anyone to clean the taxicab or make any repairs to the taxicab, while in the taxi queue line, except minor repairs of an emergency nature. If a taxi impedes the flow of taxi operations, the Authority or its designated representative may have the taxi removed by tow from the line or stand at the owner's expense.

(l) Operators shall not permit any other person to occupy or ride the taxicab, unless the person or persons first employing the taxicab shall consent to the acceptance of an additional passenger or passengers.

(m) The operator of a taxicab shall behave in a professional manner.

(n) All taxicabs operators must be clean and neat of dress.

(o) A taxicab queue line shall be used by operators on a first-come, first-served basis. An operator entering the stand shall join any waiting taxicabs from the rear and advance forward as the preceding taxicabs depart. Trips to the Technical Center shall be made by the last taxicab in the holding taxi line, and that taxicab shall resume its place in the taxi hold progression upon return to the taxi hold area.

(p) The maximum number of taxicabs occupying a queue line, at any given time, is five.

(q) Private vehicles or other vehicles for hire shall not occupy the space that has been established as a queue line.

(r) Subject to the operational requirements of the Authority, no person shall park or stand a taxicab in any prohibited area, or in any area controlled by the Authority.

(s) Airport designated enforcement agency(ies) and agents are authorized and instructed to observe the operations of the holders of taxicab licenses for the purpose of enforcing compliance with the provisions of municipal taxicab ordinances and this subchapter. A violation shall result in appropriate police and administrative action, including the issuance of summons or citation and, if appropriate, towing as directed by the Authority or its designated representative.

(t) A taxicab will be removed from the Airport at the owner's expense if the taxicab is found to be unsafe or in any way unsuitable for taxicab service, or otherwise in violation of the provisions of this subchapter or municipal taxi ordinances.

(u) If any operator must leave the taxi for any reason, he or she must leave the taxi line and return to the back of the line or stand upon return.

(v) Taxicabs and operators may be removed from serving the Airport at the discretion of the Authority or Operations Department for violations of permit, State laws, and this subchapter in accordance with N.J.A.C. 19:76-6.3.

(w) Each taxicab operating at the Airport shall display a valid Authority operation permit.

1. Operation permits shall be available for \$350.00 and shall be valid for one year from the date of issuance.

2. The Authority shall consider permit applications in order of receipt for any open permits.

3. The Authority may limit the number of permits issued based upon customer demand and the capacity of the Airport to allow for efficient and safe operation.

4. Permits shall not be transferred.

5. There shall be no refunds on purchases of operating permits.

(x) Upon arrival at the Airport, operators of taxicabs making passenger pick-ups shall proceed to the assigned holding area. Taxicabs shall proceed to the next available position in the designated taxi line.

(y) Taxicabs that encounter full ranks within a holding area shall be required to do one of the following:

1. Depart the Airport; or

2. Travel to an alternate Airport holding area as may be authorized by the Authority or Operations Department.

(z) A taxicab shall be first in the hold area line prior to moving to the designated loading zone. The signal for the next taxicab to move forward will be based on customer demand. The Authority may install electronic, auditory, or other mechanical aids to assist and verify proper taxicab exit from a holding area.

(aa) Upon moving forward from the holding areas, each taxicab shall proceed to the designated taxi line. A taxicab operator shall not refuse service to any passenger requesting service, except that service may be refused if the passenger desires travel to a destination more than 30 miles from the main entrance to the Airport as measured in a straight line.

SUBCHAPTER 6. MISCELLANEOUS

19:76-6.1 Absence of Operations Department

If the Authority shall, on any given date, be without an agreement that provides for an Operations Department, then in that event, the Authority shall assume all the responsibilities of the Operations Department and every reference in this chapter to the Operations Department shall be understood to refer to the Authority. The Authority shall continue to

assume such responsibilities until such time as an agreement is entered into which again provides for an Operations Department.

19:76-6.2 Conflict with Federal or State laws

(a) Should any part of this chapter conflict with Federal or State law, rule, or regulation, then such Federal or State law, rule, or regulations will take precedence.

(b) This chapter shall not supersede or abrogate regulations promulgated by the Federal Aviation Administration or other Federal agencies.

19:76-6.3 Suspension or revocation of operation privilege

(a) The Authority or Operations Department shall have the power to suspend or revoke the operation privilege of any commercial vehicle operator or employee of a commercial vehicle operator, for violation of this chapter.

(b) The Authority or Operations Department may cause, without notice, an immediate suspension or revocation where circumstances warrant. A letter that outlines the reason(s) for the action shall be forwarded to the operator, or employee, within 24 hours. The operator or employee shall have the right to appeal the suspension or revocation within five working days of receipt of the letter of revocation or suspension and present any information desired to the Authority or its designated representative.

(c) In circumstances that do not require immediate suspension or revocation, the operator, or employee shall be advised of the complaint and shall be given the opportunity to present any information desired to the Authority or Operations Department. The operator's or employee's right to use Airport facilities will not be revoked or suspended until the Authority has issued its determination.

(d) The Authority's decision, after the operator or employee has been afforded the opportunity to present information, is binding unless appealed pursuant to N.J.A.C. 19:76-6.5.

(e) Violations that shall result in revocation of an operator's or employee's operation privilege include, but shall not be limited to, the following:

1. Non-current or no Township of Egg Harbor permit;

2. Non-current or no insurance certificate;

3. Overcharging of customers;

4. Conducting illegal activities at the Airport that result in a misdemeanor or felony conviction; or

5. Any violation of this chapter after two suspensions have been imposed within a six-month period.

19:76-6.4 Penalties

(a) Persons violating any provision of the New Jersey State Revised Statutes shall be subject to the penalties provided therein.

(b) Any person who fails to leave the Airport, or a specified area thereof; or any person who knowingly or willingly violates this chapter or refuses to comply therewith, after request by the Authority, or its designated representative, shall be regarded as a trespasser and shall be removed from and denied access to the Airport for such period of time as may be specified by the Authority or its designated representative.

(c) Any person engaged in ground transportation services at the Airport who violates this chapter may be deemed guilty of a violation of the applicable ordinances of the Township of Egg Harbor and punished accordingly.

(d) Any person operating a vehicle at the Airport who violates this chapter in a manner that would constitute a violation of law or ordinance if committed on any public road, street, or highway in the municipality in which the violation occurred, shall be subject to punishment in the same manner as if it had been committed in that municipality.

(e) Except as provided in (d) above, any violation of N.J.S.A. 27:25A-21 or any provision of this chapter, as determined by the Airport Director, which concerns operation of a vehicle at the Airport, including the failure to pay any required fee, shall constitute an Authority infraction and shall result in the issuance of a citation by the Authority or its designated representative and the imposition of a \$50.00 administrative fee. The violator may request that such violations be tried in a summary way within the jurisdiction of and brought in the Special Civil Part of the Law Division of the Superior Court or any municipal court in the county where

the offense was committed. Violations determined by a court are punishable by a fine not exceeding \$500.00 or by imprisonment not exceeding 30 days, or both. In addition, if found guilty by a court, the violator shall pay to the Authority an administrative fee of \$150.00.

(f) Failure to pay an administrative fee may subject the violator to revocation or suspension of any Authority issued permit, approval, or permission.

(g) Notwithstanding any provision to the contrary, the Airport Director shall have the authority to revoke or suspend any permit, approval, or permission issued by the Authority or Airport Director for violations of this chapter.

19:76-6.5 Requests for permission or approval

(a) Unless otherwise specifically provided, any permission or approval required by this chapter shall be applied for as follows:

1. A written request shall be filed with the person from whom permission or approval is required by this chapter;
2. The written request shall include, at a minimum:
 - i. The applicant's name, address, and telephone number;
 - ii. The name, address, and telephone number of the organization the applicant represents, if applicable;
 - iii. The date(s) for which the request is made;
 - iv. A drawing that indicates the location for which the request is made;
 - v. A detailed explanation of the reasons for the request; and
 - vi. A statement on the impact of the request, if granted, on efficient and safe air travel;
3. Consideration will be given whether the request can be granted without substantial detriment to the public good or substantial impairment to the intent and purposes of this chapter. Consideration shall also be given to the impact of the request on efficient and safe air travel;
4. The person with whom the request is filed shall act upon it within 10 business days of receipt, and forward a determination to the applicant by certified mail, return receipt requested.
5. An adverse determination may be appealed in accordance with N.J.A.C. 19:76-6.6.

19:76-6.6 Appeals

(a) An applicant denied a permit, approval, or permission required by this chapter, or whose application has not been acted upon within 10 business days, or whose permit, approval, or permission has been revoked or suspended, may file a written appeal with the Airport Director. The appeal shall be filed within five business days after such applicant knows or should have known of the facts giving rise to the appeal. Failure to file a timely appeal shall bar any further action.

(b) The written appeal shall set forth in detail the facts upon which the appeal is based and shall define the issues and/or facts in dispute. In

addition, the applicant may request a hearing, which shall be conducted pursuant to the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., and 52:14F-1 et seq., and the Uniform Administrative Procedure Rules, N.J.A.C. 1:1, or an informal conference, pursuant to (f) below.

(c) If the applicant has filed an appeal but has not requested a hearing or an informal conference, the Airport Director shall carefully consider all available, relevant information and shall, within five business days, determine to confirm, modify, or vacate the original finding or determination. The appellant shall be notified, in writing, of the determination.

(d) The decision rendered after a hearing conducted in accordance with the Administrative Procedure Act, or by the Airport Director pursuant to (c) above, shall be reviewed by the Authority's Board of Commissioners who shall adopt, review, or modify the decision within 45 days.

(e) The decision of the Board of Commissioners shall be final and conclusive.

(f) An informal hearing before the Board of Commissioners is in the nature of a conference, with or without representation on behalf of the appellant. The decision of the Board of Commissioners shall be final and conclusive.

19:76-6.7 Adoption shall not constitute grant of rights

(a) The adoption of this chapter is not intended to, and shall not be construed to grant any property right or expectation to any person. The Authority expressly reserves the right to amend this chapter at any time and in any respect and may amend concession agreements and permits in conformance with such amended rules.

(b) The Authority reserves the right to limit or restrict access to any area at the Airport, without the issuance of prior notice, for reasons, including, but not limited to, safety and security of the general public, construction or renovation work, or acts of God.

(c) Any person who determines to invest time or financial resources in the provision of commercial services at the Airport shall do so with full knowledge of (a) and (b) above, and shall have no right or standing to make any claim whatsoever against the Authority or its agents by reason of any subsequent amendment to this chapter, a concession agreement or permit, or any limitation or restriction of access to the Airport.

19:76-6.8 Severability

This chapter, and any of the provisions thereof, shall be severable, and if any of its provisions shall be held to be unconstitutional or otherwise invalid, the decision of the Court shall not affect the validity of the remaining rules or any of the provisions thereof.