

CHAPTER 76

**RULES OF OPERATION FOR
ATLANTIC CITY INTERNATIONAL AIRPORT**

Authority

N.J.S.A. 27:25A-7(q), 27:25A-21 and 27:25A-24.

Source and Effective Date

R.2007 d.85, effective February 20, 2007.
Sec: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

Chapter Expiration Date

In accordance with N.J.S.A. 52:14B-5.1b, Chapter 76, Rules of Operation for Atlantic City International Airport, expires on February 20, 2014. See: 43 N.J.R. 1203(a).

Chapter Historical Note

Chapter 76, Rules of Operation for Atlantic City International Airport, was adopted as R.2001 d.413, effective November 19, 2001. See: 33 N.J.R. 1349(a), 33 N.J.R. 3911(a).

Chapter 76, Rules of Operation for Atlantic City International Airport, was readopted as R.2007 d.85, effective February 20, 2007. See: Source and Effective Date. See, also, section annotations.

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SUBCHAPTER 1. GENERAL PROVISIONS

19:76-1.1 Purpose and scope

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

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

Substituted "Federal regulations" for "the regulations of the Federal Aviation Administration".

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 which results in property damage, bodily injury or death; or an entry onto or emerging from an aircraft or vehicle by a person which results in bodily injury or death to such person or some other person, or which 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.

"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, take-off 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 contractor as the on site supervisor of the Authority owned and/or controlled property at the Airport, or a duly authorized designee.

"Airport Operations Officers" mean the duly designated personnel of the contractor responsible for the operation, supervision and protection of the Airport.

"Airport personnel" means the authorized Airport employees of the Authority, contractor, Federal Aviation Administration Technical Center and other persons connected with the operation, maintenance and servicing of the Airport including TSA and law enforcement officers (LEO).

"Airport service vehicles" means vehicles operated by the contractor or Authority and routinely used for construction, service 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.

"Assistant Airport Manager" means the person designated by the Airport Manager to be responsible for the daily operating functions of the terminal.

"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.

"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.

"Contractor" 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 motorbus 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" 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 shall 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 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.), 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 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, 49 CFR Chapter XII.

"Fixed-base operator" 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 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, non-scheduled, 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 or safety, or property, when stored, transported, or used in commerce as defined by the U.S. Department of Transportation.

"LEO" means law enforcement officer.

"Limousine" means any two axle, four tire motor vehicle which has livery or omnibus registration plates and:

1. Has a wheel base of 16 feet or greater; or
2. 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 which is attached to an aircraft to facilitate the loading and/or unloading of the aircraft.

"Local aircraft operations" means:

1. Aircraft operating in the local traffic pattern or within sight of the control tower;
2. 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; and
3. 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.

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

"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.

"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; or 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 fee, is paid directly or indirectly by the passenger or by any other entity, excepting and excluding any vehicle that is a courtesy vehicle as defined herein.

"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 which 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" ("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, Authority or contractor's 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 Egg Harbor Township, New Jersey.

"Taxicab stand" means an area adjacent to the curb 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 office of the Federal Aviation Administration 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.

"TSA" means the Transportation Security Administration.

"Ultralight vehicles" means a vehicle that is used only for aviation recreation or sport aviation purposes, and satisfies all

criteria and requirements of FAR, Part 103, including subsequent amendments.

“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.

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

Substituted “contractor” for “Contract Manager” throughout; in definition “Advertising”, inserted “or video/dynamic signs”; in definition “Airport personnel”, inserted “including TSA and law enforcement officers (LEO)”; added definitions “Contractor”, “Customer Service”, “Customer Service Desk”, “LEO” and “TSA”; deleted definitions “Contract Manager” and “Loading gate”; substituted definitions “Federal Regulations” for “Federal Aviation Regulations (FAR)” and “Operations Department” for “Operations Office”; in definition “Federal Regulations”, inserted “and Transportation Security Administration regulations, 49 CFR Chapter XII”; in definition “Public vehicle parking areas”, substituted “Operations Department” for “Contract Manager”; in definition “Restricted areas”, deleted “Aviation” following “Federal”; in definition “Stop, stopping or standing”, substituted “contractor’s” for “Contract Manager’s”; and in definition “Technical Center”, substituted “Aviation Administration” for “agency”.

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, subleases 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) These rules set 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 operations of the Airport are not unduly disrupted. These limitations 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 views and ideas 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, that persons’ or organization’s cause.

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (a), deleted “, or Airport Operator” following “Authority”.

19:76-1.4 Certificate of Registration for noncommercial expression

(a) The Authority, or its designee, shall 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 shall be issued without charge, when fully completed and consistent with these rules subject to availability and limitations of space.

(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. If applicable, the name of the organization which the applicant represents;
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. If applicable, a statement that the proposed solicitation or sale of printed matter is for a noncommercial purpose, that is, for contributions which 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.; and
5. The applicant’s address and/or telephone number.

(c) The Certificates shall be issued or denied as soon as possible upon application in person and within one day of receipt of a completed application by mail.

(d) A denial of a Certificate may be appealed in accordance with N.J.A.C. 19:76-6.6.

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In the introductory paragraph of (b), substituted “Department” for “Office”; and in (b)5, deleted “at the option of the applicant” from the end.

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 on the Certificate of Registration.

(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 shall 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.

(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.

Amended by R.2007 d.85, effective March 19, 2007.
See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (a), inserted "or as otherwise noted on 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 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. Each baggage-handling operator employee shall display an identification card bearing the employee's picture issued by the Operations Department. The identification card must be displayed on the outermost garment while the employee is in the Air Operations Area.

2. All interline baggage carts which have operating side curtains shall be closed or secured when the cart contains baggage in transit or is being stored during inactive periods.

3. Baggage shall not be placed in the cab of tow vehicles (or any vehicle) under any circumstances.

4. Employees engaged in handling baggage shall be prohibited from carrying personal belongings, including, but not limited to, handbags, tote bags, lunch bags, radios or cameras, while on the Public Ramp, Apron Area or Air Operations Area.

5. Baggage shall be delivered to the various receiving centers only when the centers are in use and baggage can be properly received.

6. Baggage shall not, under any circumstances, be left at a receiving center unless proper arrangements have been made to receive it.

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (a)1, substituted "Operations Department" for "Contract Manager".

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 fees established by the concessionaire.

(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 shall be color-coded as designated by the Airport Director to distinguish the individual air cargo operator, and shall show the air cargo operator's name or logo in three-inch block lettering on the front and rear of the garment. It shall 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 shall 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 operator's 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 employee or other private vehicle parking. The designation of parking areas shall not be required if the air cargo operator obtains the written permission of the Airport Director.

(g) This air cargo procedure rule shall 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 at the Operations Office for ground transportation between points on the air terminal for high value cargo.

(j) Air cargo operators are encouraged to request an escort for sensitive cargo valued at less than \$25,000. 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 Manager of such designation.

(l) Each air cargo operator shall designate a high value cargo storage area with limited access, and shall notify the Airport Manager of such designation. Such designation shall not be required if the air cargo operator obtains the written permission of the Airport Manager. 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 shall 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.

Amended by R.2007 d.85, effective March 19, 2007.
See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (h), substituted "Operations Department" for "Contract Manager" two times.

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 which 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 shall 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 shall communicate via radio or hand held 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 shall provide evidence of insurance to the Authority.

(j) Airport personnel shall obey all warning devices and remain clear of loading bridges when in operation.

(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.

Amended by R.2007 d.85, effective March 19, 2007.
See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (e), (h), and (k), substituted "Operations Department" for "Contract Manager"; and in (e), inserted ", or its designated representative".

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 regulation or law.

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 Operations Department in accordance with N.J.A.C. 19:76-6.5.

(b) Subsection (a) above does not apply to bonafide coverage by the news media conducting business in authorized areas after notification to the Operations Department and the Authority. Representatives of the working press who desire access to Air Operations areas shall first contact the Operations Department for an escort.

Amended by R.2007 d.85, effective March 19, 2007.
See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

Substituted "Operations Department" for "Contract Manager" throughout.

19:76-1.15 (Reserved)

19:76-1.16 Animals; general

(a) No person shall enter any part of the Airport 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 blind person with a seeing-eye dog and guard and search dogs under the control of authorized handlers and present at the Airport as authorized and approved by the Operations Department.

(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.

(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 or Operations Department.

(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 in outside areas designated by the Operations Department. Persons in control of animals are responsible for cleanup.

(f) Any person bringing an animal to the Airport agrees to fully indemnify, defend, save and hold harmless the Authority, contractor 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 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 contractor 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.

Amended by R.2007 d.85, effective March 19, 2007.
See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (a), (c) and (e), substituted "Operations Department" for "Contract Manager"; and in (f), substituted "contractor" for "Contract Manager" two times.

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 by a leash or otherwise confined so as to be completely under control other than:

1. A blind person with a seeing-eye dog; or
2. Guard and search dogs under the control of authorized handlers and present at the Airport as authorized and approved by the Operations Department.

(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.

Amended by R.2007 d.85, effective March 19, 2007.
See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (a)2 and (b), substituted "Operations Department" for "Contract Manager".

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 which 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 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. 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 Security Office;
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.

(f) All articles, including cash, which are not claimed in 30 days, shall be offered to the finder.

(g) If the finder refuses an unclaimed article, it shall, at the discretion of a representative of Customer Service, be discarded or donated to the local Salvation Army or Goodwill store.

(h) All lost and found articles and logs shall be retained at Customer Service for one year.

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

Amended by R.2007 d.85, effective March 19, 2007.
See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In the introductory paragraph of (a), substituted "Customer Service" for "the Security Office" at the end of the first sentence, and "Customer Service Desk" for "Security Office" in the second sentence; in (c), substituted "Customer Service Desk" for "Security Office"; in (e), substituted "Customer Service Desk" for "Security Office", and "a representative of Customer Service" for "the Security Supervisor"; in (f), inserted a comma following "days"; in (g), substituted "a representative of customer Service," for "the Security Supervisor"; and in (h), substituted "at Customer Service" for "in the Security Office".

19:76-1.22 Tenant construction/alteration

(a) Tenants which 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 Manager a memorandum and 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:

1. The location of the proposed construction/alteration;
2. The name(s) and address(es) of those performing the work;
3. A brief description of the work and the reason(s) for same;
4. A cost estimate;
5. Start and completion dates; and
6. The name(s) and address(es) of any professionals.

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

(e) The application shall be reviewed for operational safety considerations, security requirements and applicable environmental issues. Upon completion of the construction/alteration, the Authority shall 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, or Federal approvals.

(g) Title to all improvements shall vest in the Authority.

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (a), substituted "Airport Administration Office" for "Operations Office".

19:76-1.23 Use of paging system

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

(b) No public address comment which is 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 an electric cart in the terminal without written permission from the Airport Manager obtained in accordance with N.J.A.C. 19:76-6.5.

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

(c) 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 an 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.

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (b), substituted "Department" for "Office"; in (c) and (d), substituted "Operations Department" for "Contract Manager" throughout; and in (e), substituted "Department" for "Office".

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 manual possession.

(b) The Authority shall reserve the right to restrict the carrying of firearms and weapons in accordance with Federal Regulations and State and local laws.

(c) For the purposes of this section, a firearm means:

1. 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;
2. The frame silencer; or
3. Any destructive device.

(d) For the purposes of this section, a weapon means any dirk, metallic knuckles, slingshot, billie, 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.

Amended by R.2007 d.85, effective March 19, 2007.
See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (b), substituted "in accordance with Federal Regulations and State and local laws" for "by watchmen and guards at the Airport".

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.

Amended by R.2007 d.85, effective March 19, 2007.
See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (a) and (c), substituted "Operations Department" for "Contract Manager".

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 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 Identification Badges will be issued by the Operations Department under the auspices of the Assistant Airport Manager. 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 Manager an authorized signature card.

(f) The Airport Manager 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) 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 shall 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 shall 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 which relate to Airport badging, including but not limited to 49 CFR Part 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.

Amended by R.2007 d.85, effective March 19, 2007.
See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (c), substituted "Operations Department" for "Contract Manager"; in (d), deleted "the" preceding "Federal" and deleted "Aviation Administration" preceding "Regulations"; in (k), substituted "49 CFR Part 1542" for "FAR Part 107"; and in (l), substituted "its designated repre-

sentative" for "Contract Manager" and deleted "Aviation" preceding "Regulations".

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 which constitutes a danger to persons or property, or which interferes with the orderly formation and progression of waiting lines, or which interferes with any of the following:
 - i. Pedestrian and/or vehicular travel;
 - ii. The issuance of tickets or boarding passes or equivalent documents for air or ground transportation;
 - iii. Luggage or cargo movement or handling;
 - iv. The entry to and exit from vehicles;
 - v. Security procedures;
 - vi. Government inspection procedures; or
 - vii. 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 Manager; and

14. Interfering with or use of Airport equipment:

i. No person shall do or permit to be done anything which 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.

iii. No person shall plug a TV, radio, or other electrical device into any outlet or connect any device to any utility at or in the Airport.

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 Manager.

(d) Any person who causes or is responsible for any injury, destruction, damage or disturbance shall report it to the Airport Manager 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 which 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 said 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 Manager 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 which 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 which 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 Manager.

(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, cigars or pipes.

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 which permit access to Airport restricted areas must insure 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 which provide access between non-restricted and restricted areas are provided with either locks or panic bars with alarms. Doors which 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 contractor, the tenant or authorized employer responsible for the violation shall reimburse the Authority or contractor the amount of the fine or penalty together with any legal costs.

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (b) and (c), substituted "49 CFR Part 1542" for "FAR Part 107"; and in (d), deleted "Aviation" preceding "Regulations", and substituted "contractor" for "Contract Manager" two times.

19:76-1.34 Operating directives

The Authority shall be empowered to issue written guidance materials to assist compliance with these rules and pertinent Federal regulations. The Authority may consult with the contractor in the formulation of such operating procedures.

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

Substituted "contractor" for "Contract Manager".

19:76-1.35 Emergency actions

(a) When an emergency exists at the Airport, the Authority or contractor 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, contractor, or LEO may suspend these rules, or any part of them, 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 contractor 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.

Amended by R.2007 d.85, effective March 19, 2007.
See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (a), substituted "contractor" for "Contract Manager"; in (b), substituted "its designated representative, contractor, or LEO" for "or Contract Manager"; and in (c), substituted "contractor" for "Contract Manager" and "affect" for "effect".

SUBCHAPTER 2. AERONAUTICAL OPERATIONS— GENERAL

19:76-2.1 Compliance with rules 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 FAR Parts 121, 129, and 135 and in conformity with all other applicable laws, including the rules contained in 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 the rules contained in this chapter.

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

Amended by R.2007 d.85, effective March 19, 2007.
See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (b), deleted "Aviation" preceding "Regulations".

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 contractor, 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.

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (b), substituted "contractor" for "the Contract Manager".

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 the local police.

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

Rewrote the section.

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 Airport Manager 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.

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (a), substituted "Operations Department" for "Contract Manager".

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 contractor and their employees and agents from all claims, liabilities and causes of action of every kind, character and nature for any damage which 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 contractor.

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

Substituted "contractor" for "Contract Manager" two times.

19:76-2.6 Operator accident report

(a) The operator of any aircraft involved in an accident at the Airport which 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.

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

Substituted "Department" for "Office" throughout; in (b), deleted "the" preceding "Federal" and "Aviation" preceding "Regulations"; and in (c), substituted "at" for "in" and inserted "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 Manager 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 FAA, whichever is the appropriate agency.

(c) If the aircraft owner or operator is unable to direct removal operations, the fixed-base operator shall 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 Manager at the owner's expense and the owner shall indemnify and hold harmless the Authority, Operations Department, Airport Manager and their employees for any damage which may occur as a result of the removal. The Airport reserves the right to recover all costs related to removal.

Amended by R.2007 d.85, effective March 19, 2007.

See: 38 N.J.R. 4849(a), 39 N.J.R. 935(c).

In (d), substituted "Operations Department" for "Contract Manager" and inserted the final sentence.

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 Manager.

(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 that 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 the United States Department of Transportation's Subsequent Distribution Office, Ardmore East Business Center, 3341Q, 75th Avenue, Landover, Maryland 20785, shall be used to minimize the use of ethylene glycol.

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 and regulations, be certified or registered with the FAA, 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 FAA airman's certificate with type rating appropriate to the aircraft operated and the conditions of the particular flight, and a current valid FAA 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 Manager 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 Manager 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 Manager shall notify the owner or operator, by cer-