

Pub. Imp. _____
Govt. Grant. _____
Emer. _____
P. Hrngs. _____
Pgs. 4
Filed: 1-19-2010

Sponsored by: Stephens

First Reading: _____

Second Reading: _____

COUNCIL BILL NO. 2010- 039

GENERAL ORDINANCE NO. _____

AN ORDINANCE

1 AMENDING The Springfield City Code, Chapter 22, Aviation, Article III, Airport
2 Rules and Regulations, by adding to Section 22-61 a definition of
3 the term "solicit." (Airport staff recommends approval.)
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6 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD,
7 MISSOURI, as follows:
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9 Section 1 – That the Springfield City Code, Chapter 22, Aviation, Section
10 61, is hereby amended by adding the following to Section 61:
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12 Sec. 22-61. Definitions.

13 The following words, terms and phrases, when used in this article, shall have the
14 meanings ascribed to them in this section, except where the context clearly
15 indicates a different meaning:

16 *Aircraft* means any contrivance now known or hereafter designed, invented, or
17 used for navigation or flight in the air, except a parachute or other contrivance
18 used primarily as safety equipment.

19 *Airfield areas* means all runways, taxiways, and areas adjacent thereto.

20 *Airline passenger* means any person who enters the airport terminal with the
21 intention of boarding a plane within a reasonable time for another destination.

22 Within the purview of this article, such person ceases to become an airline
23 passenger when he reaches his airport destination, claims his baggage, and
24 intends to depart the terminal area.

25 *Airport* means the properties now owned or other property acquired and/or used
26 by the city for airport purposes.

27 *Airport employee* means the authorized airport personnel of all organizations,
28 activities, and governmental agencies located on or connected with the
29 operation, maintenance, and servicing of the airport.

30 *Aviation operator* means any person engaged in business of an aviation nature
31 not within the definition of a fixed base operator, who is authorized to conduct
32 such business by the virtue of a contract with the airport board.

33 *Baggage* means such articles, effects, and other personal property checked for
34 transport or carried by an airline passenger. It includes both checked and
35 unchecked baggage.

36 *Director* means the director of aviation as appointed by the airport board, or his
37 duly authorized representative.

38 *Fixed base operator* means any person engaged in business of an aviation
39 nature conducting transient aircraft services and being authorized to conduct
40 such business by virtue of a contract with the airport board.

41 *Motor vehicle* means any self-propelled, wheeled or tracked vehicle, motor
42 vehicle, or trailer hitched onto a motor vehicle for the convenience of people or
43 goods on airport property, or for the service and maintenance of equipment or
44 property.

45 *Person* means any individual, firm, partnership, corporation, company,
46 association, joint stock association, political body or group, or any trustee,
47 receiver, agency or similar representative thereof.

48 *Public areas* means those areas including the various concessions, restrooms,
49 terminal lobby sections and concourses used for public thoroughfares, gathering,
50 waiting and viewing, streets and roads, sidewalks, and all other areas, except
51 tenant facilities, normally used by the general public. All other areas are to be
52 considered operational or restricted areas and access is permitted only upon
53 expressed consent of the director.

54 *Restricted areas* means areas which are closed to the general public, excluding
55 airport access roads to private facilities. These areas are defined as areas which
56 are used to perform the everyday activities and operations of the airport. These
57 areas include but are not limited to ramps, landing areas, aprons, taxiways,
58 airfield areas, airport access roads, and those portions of the airport terminal and
59 other buildings which are designated as restricted areas. These areas are
60 restricted to use by authorized airport personnel while engaged in their
61 respective duties only.

62 ***Solicit* means the uninvited initiation of a conversation by any individual**
63 **with any potential customer for the purpose of enticing or persuading said**
64 **customer to purchase any goods or use any service or facilities promoted**
65 **by the individual.**

66 *Visitor* means any person who is on the airport premises other than an employee
67 of a business located on the airport, a person who is performing services for
68 businesses located on the airport, airline passengers, aviation operators, and
69 airport employees.

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71 Note: **Bolded** language has been added.

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74 Passed at meeting: _____

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Mayor

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79 Attest: _____, City Clerk

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82 Filed as an Ordinance: _____

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85 Approved as to form: *Sarah Kerner*, Assistant City Attorney

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88 Approved for Council action: *Greg Burt*, City Manager

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Aff. Agcy. Noticed _____
Emergency Required _____
P. Hrngs. Required _____
Fiscal Note Required _____
Board Rec. Required _____
IPO Required _____

EXPLANATION TO COUNCIL BILL NO. 2010-_____

ORIGINATING DEPARTMENT: Airport

PURPOSE: To amend the Springfield City Code, Chapter 22, Aviation, Article III, Airport Rules and Regulations, by adding to section 22- 61 a definition of the term “solicit.” (Airport staff recommends approval.)

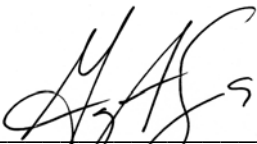
BACKGROUND: The Airport Rules and Regulations, which are codified in Article III of Chapter 22 of the City Code, contain two sections which prohibit soliciting in on airport property: Section 22-67 prohibits soliciting generally, except as allowed by rules filed with the City Clerk; Section 22-118 prohibits all persons operating taxicabs, airport limousines, shuttles, buses, courtesy cars, or motor coaches from soliciting fares on airport property.

Adding a definition of “solicit” to the Definitions section of the Airport Rules and Regulations will add clarity to the rules for individuals attempting to comply with the rules, for the Airport police officers who enforce the rules, and for the municipal prosecutors who try cases based on violations of the rules.

RECOMMENDATION: Airport staff recommends approval.

Submitted by:

Approved by:



Gary A. Cyr, Director of Aviation



City Manager