

Ted Stevens Anchorage International Tie-Down Permit Regulations Advisory Committee Meeting #3

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266-2540

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OVERVIEW

- **Committee Administration (2 min)**
- **Project Progress (2 min)**
- **Drafting Guidelines (3 min)**
- **Proposed Section Organization (5 min)**
- **Proposed Changes (90 min)**
- **Timeline (3 min)**
- **Public Comments (15 min)**

Roles/Rules of Committee

Role
Advise the airport staff on permit regulations review and changes

Rules
Listen: seek to understand new ideas and others' views
Stay on topic: keep comments distinct, focused on permit regulations
Be respectful and polite: attack issues, not people
Be positive: be problem solvers
Discussion is amongst the committee and with the airport staff
Meeting is open to the public with general public comments at the end
Inputs are always valued, but must be timely to be included in project
Documents will be made available on the LHD website

Regulations Project

Oct 2016 - Lake Hood User Group Introduction

Nov-Dec 2016 – Public input

Jan-Mar 2017 – Airport staff discussions

April 5, 2017 – Advisory Committee initial meeting

April 2017 – Regulations framework refinement

May 18, 2017 – Advisory Committee meeting #2

June-Sept 2017 – Draft change proposals

 **Nov 1, 2017 – Advisory Committee meeting #3**

Nov–Dec 2017 – Public notice, public meeting, consideration of public comments

If change proposals move forward:

Dec-Jan 2017 – Agency attorney review/DOT&PF Commissioner approval decision

Jan-Feb 2018 – Regulations attorney review/Lt Gov approval decision

Mar-Apr 2018 – Possible date for regulations to take effect

Overall Drafting Guidelines

- **Ensure fair and equitable permitting process**
- **Clear, concise, &...reasonably enforceable regulations**
- **Simplify permit processes, reduce regulation complexity**
- **Activity is a primary discriminator – use it or lose it**
- **Wait/switch lists remain first in-first out; be ready to accept permit**

Specific Drafting Guidelines

- “Demand” based regulations for high demand spaces (slips)
- Activity reporting and use-declaration from permittee
- Activity defined and evaluated by the number of flights
- Consider permit term of less than 5 year (annual?)
- For minor concerns provide options prior to loss of permit
- Fee structure used to manage supply/demand and reduce leasing schemes
- Space permitted to a person for an aircraft in which they have an interest
- Permittee does not need to be a pilot
- Eliminate medical certificate
- Consider minimum age requirement
- Provide separate section(s) for commercial, group, and/or aeroclub
- Categories of spaces/permits – currently float/wheel/ice....how about water/land/ice?

Section Adjustments

Current Sections

- Scope, findings, and purpose
- Application, approval, and categories
- Terms and conditions
- Permit limitations
- Application for subsequent permit
- Switch-list procedures
- Wait-list procedures
- Permit, switch-list, and wait-list information
- Cancellation of permit, reassignment of space, or suspension of permit
- Protest
- Transitional compliance requirements
- Definitions

Draft Sections

- Scope, purpose, and categories
- Application, approval, and tiedown assignments
- Terms and conditions
- Permit Renewal
- Temporary Tiedown Use
- Permit Cancellation
- Wait-list procedures
- Switch-list procedures
- Transitional compliance requirements
- Protest and extension
- Definitions

Draft Highlights

17 AAC 42.500. Scope, purpose and categories.

- Eliminates the findings statements
- The purpose and scope are restated in one sentence
- Tiedown categories are moved to this section to provide a better understanding of the scope
- New categories are established based on parking surface: land, water, and ice

17 AAC 42.510. Application, approval, and tiedown assignments

- Tiedown categories are moved to section 500
- Tiedown assignment priority is added: switch list, wait list, new applications
- **Sections 510 and 520 are reorganized to accomplish several objectives:**
 - Focus section 510 on the application process and 520 on terms and conditions
 - Allow section 510 and 520 to apply in part to wait-list requirements
 - Includes provisions of current section 560, *Permit, switch-list, and wait-list information*, into 510; remove current 560
 - Include provisions of previous section 525, *Permit Limitations*, into 520; eliminate previous 525
- **Removed notarization requirements**
- **Application form specifics are removed; instructions will be on the form**

Draft Highlights

17 AAC 42.520. Terms and conditions

- See reorganization of 510 and 520 described on the previous slide
- This section is organized to focus provisions on the major elements of the permit process; the permittee, the airport manager, the permit, the tiedown, and the aircraft
- Added that the permittee must be 18 years of age; legal age for entering an agreement
- Removed aircraft lease as a condition of the permit; must now be an aircraft owner
- Removed the requirement to be a pilot and have minimum activity for a land or ice tiedown
- Removed the requirement to have a medical certificate
- Reduced the term of a water permit to one year
- Reduced the term of a land permit to three years
- Discussions of permit cancellation, to include the permittees death are moved to the new permit cancellation section
- Non-compliance concerns are consolidated into one paragraph and a 6-month allowance is applied
- Improvements may now be allowed on all tiedowns, not just water tiedowns
- Water tiedown activity is reduced to three flights during the float season
- Added an “own risk” statement to address some concerns about airport liability
- Permit/tiedown inspections – airport manager may conduct inspections to monitor compliance and require written or other documentation to establish compliance

Draft Highlights

17 AAC 42.530. Permit renewal

- Section is renamed and incorporates previous section 530, *Application for subsequent permit*
- Added statement that renewals are not limited and the current tiedown is retained

17 AAC 42.540. Temporary tiedown use

- Expands on the previous 52.520(I) which provided for transient use of a tiedown
- Added restrictions on when a permit could be offered and accepted for temporary airport use
- Added restrictions on the permittee, tiedown status, and fees during the temporary period

17 AAC 42.550. Permit cancellation

- Section is renamed and incorporates previous section 570, *Cancellation of permit, reassignment of space, or suspension of permit*
- Reassignment of space provisions were moved to the new terms and conditions section
- Removes any wording associated with suspension or termination of permit
- A permittee may be removed from a multiple permittee permit without canceling the permit

Draft Highlights

17 AAC 42.560. Wait-list procedures

- Incorporates some of the previous wait-list section, but moves most to airport policy or to the application form instructions
- Removes the annual resubmittal procedure; a new up-front fee based process is being considered
- Student pilot or pilot license is required to be placed on the wait-list for a water tiedown
- Allows a second chance opportunity if at top of wait list and not able to meet requirements

17 AAC 42.570. Switch-list procedures

- Basic concept is retained, however moves many procedural steps to airport policy or to the application form instructions

17 AAC 42.580. Transitional compliance requirements

- Water tiedown permits will be transitioned on a one-year time period, dates determined by the airport; objective is to have all water permits at one year as soon as practical
- Land tiedown permits will be transitioned to three-year terms as they expire
- Provides a reasonable time period for someone leasing an aircraft to become an owner

Draft Highlights

17 AAC 42.590. Permit and extension

- Same as old section and moves the old extension provision into this section

17 AAC 42.599. Definitions

- Added: appropriate aircraft, as is, light aircraft, float season, ski season, owner, own risk, pilot certificate, suitable tiedown, ice tiedown permit, land tiedown permit, water tiedown permit, ice tiedown, land tiedown, water tiedown, renewed permit, and tiedown
- Removed: co-owner pilot, noncommercial purpose, ice permit, wheel permit, and float permit, ice space, wheel space, float space, subsequent permit, and space

Timeline

- **Nov 1: Regulations Advisory Committee meeting #3**
- **NLT Nov 9: Begin public notice for 60 days; public meeting part way through**
 - **Provide answers to questions**
 - **Review and address public comments**
- **Jan 15: Minor adjustments to draft completed**
- **Jan 30: DOT&PF leadership approval**
- **Feb 2018: Technical legal review and submission to Lt Gov office for filing**
- **NLT Mar 31, 2018: Regulations effective date**