

ORDINANCE NO. 309

AN ORDINANCE REGULATING ALTITUDE OF AIRCRAFT MAKING TURNS WHILE DEPARTING THE PATTERN, AND SETTING TRAFFIC PATTERN ALTITUDES

THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT FIND AS FOLLOWS:

WHEREAS, the Monterey Peninsula Airport District is the proprietor and operator of the Monterey Peninsula Airport; and

WHEREAS, the Monterey Peninsula Airport is surrounded on all sides by residential housing, and

WHEREAS, numerous complaints have been received from residents living in the surrounding communities complaining of low flying aircraft.

NOW, THEREFORE, the Board of Directors of the Monterey Peninsula Airport District does ordain as follows:

SECTION I: No aircraft departing VFR from any runway shall commence a right or left turn prior to reaching an altitude of 900 feet Mean Sea Level, unless cleared or advised to do so by the Federal Aviation Administration Tower or required to do so because of an impending flight emergency.

SECTION II: No aircraft shall fly over that portion of the traffic pattern lying within the airport operating area extending five (5) miles to the north of the center line of the main 10-28 runway at the Monterey Peninsula Airport unless said aircraft is flying at an altitude of at least 1500 feet Mean Sea Level, if powered by propeller, or 2000 feet Mean Sea Level, if powered by turbine, unless said aircraft is specifically cleared or advised to fly at a lower altitude by the Federal Aviation Administration Tower, or is required to do so because of some operating emergency, or is climbing to pattern altitude.

SECTION III: No aircraft shall fly over that portion of the traffic pattern lying within an area extending five (5) miles to the south of the center line of the main 10-28 runway at the Monterey Peninsula Airport unless said aircraft is flown at an altitude not less than 1800 feet Mean Sea Level, if powered by propeller, or 2500 feet Mean Sea Level, if the aircraft is powered by a turbine. The limitation established herein shall not apply if the aircraft is cleared or advised to fly at a lower altitude by the Federal Aviation Administration Tower or is required to fly at a lower altitude in response to an operating emergency or is climbing to pattern altitude.

SECTION IV: Any violation of this Ordinance shall be an infraction and shall be punished by a fine not to exceed the sum of Five Hundred (\$500.00) Dollars for each such violation.

SECTION V: In the event that any person has been convicted of three or more cumulative violations of the provisions of this Ordinance or of any other Ordinance regulating the operation of aircraft at the Airport (including forfeiture of bail after being arrested or charged by citation or complaint with any such violation within a three (3) year period) then for a period of three (3) years thereafter, such person shall be denied the right to land or take-off from the Airport, except in a bonafide emergency for the preservation of life or property as reasonably determined by the Airport Manager and shall be denied the right to lease, rent or use space for aircraft (including tie-down) at the Airport.

SECTION VI: In the event that any aircraft has been operated by any person or persons who have cumulatively been convicted of three (3) or more violations of the provisions of this Ordinance or of any other Ordinance of the Airport regulating the operation of aircraft at the Airport, (including forfeiture of bail after being arrested or charged by citation or complaint with any such violation), then it shall be presumed that operation of such aircraft will result in continued violation of the provisions of valid Ordinances and such aircraft will not be permitted to land or tie-down, or based at or take-off from the Airport except in emergencies as reasonably determined by the Airport Manager.

PASSED AND ADOPTED BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT: This 13th day of December, 1978, by the following roll call vote:

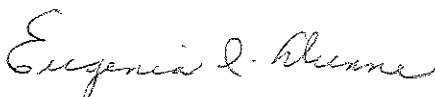
AYES: DIRECTORS: Fry, Schmidt, Smith, Chairman Tourangeau
NOES: DIRECTORS: None
ABSENT: DIRECTORS: Nakamura

Signed this 13th day of December, 1978



Richard Tourangeau, Chairman

ATTEST



Eugenia I. Dunne
District Secretary