



Legislation Details (With Text)

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Type: Ordinance **Status:** Passed

File created: 9/29/2014 **In control:** Budget and Fiscal Management Committee

On agenda: 11/10/2014 **Final action:** 11/10/2014

Enactment date: 11/19/2014 **Enactment #:** 17919

Title: AN ORDINANCE relating to fees, market rental rates or charges at the King County International Airport, also known as Boeing Field International; and amending Ordinance 10500, Section 1, as amended, and K.C.C. 15.52.060, Ordinance 1159, Article XIV, Section 1, as amended, and K.C.C. 15.56.010, Ordinance 1159, Article XVI, Section 2, as amended, and K.C.C. 15.64.020, Ordinance 1159, Article XVIII, Section 2, and K.C.C. 15.72.010 and Ordinance 10500, Section 1, as amended, and K.C.C. 15.52.060, adding new sections to K.C.C. chapter 4A.700 and adding a new section to K.C.C. chapter 15.52.

Sponsors: Joe McDermott

Indexes: Budget, Fees

Code sections: 15.52 - ., 15.52.040 - ., 15.52.060 -, 15.56.010 -, 15.64.020 -, 15.72.010 - ., 4A.700 - .

Attachments: 1. Ordinance 17919.pdf, 2. 2014-0397 Legislative Review Form.pdf, 3. 2014-0397 transmittal letter.doc, 4. 2014-0397 fiscal note.xls, 5. 2014-0397 notice of public hearing and summary.doc, 6. 2014-0397 regulatory note.doc, 7. 2014-0397 hearing notice publish Seattle Times 10/22, 8. Affidavit of Publishing - Seattle Times 10-22-14, 9. Staff Report Proposed Ordinance 2014-0397 Airport Fee.docx

Date	Ver.	Action By	Action	Result
11/10/2014	2	Metropolitan King County Council	Hearing Held	
11/10/2014	2	Metropolitan King County Council	Passed	Pass
11/6/2014	1	Budget and Fiscal Management Committee	Recommended Do Pass Substitute Consent	Pass
11/4/2014	1	Budget and Fiscal Management Committee	Deferred	
10/29/2014	1	Budget and Fiscal Management Committee	Deferred	
10/28/2014	1	Budget and Fiscal Management Committee	Deferred	
9/29/2014	1	Metropolitan King County Council	Introduced and Referred	

Clerk 11/07/2014

AN ORDINANCE relating to fees, market rental rates or charges at the King County International Airport, also known as Boeing Field International; and amending Ordinance 10500, Section 1, as amended, and K.C.C. 15.52.060, Ordinance 1159, Article XIV, Section 1, as amended, and K.C.C. 15.56.010,

Ordinance 1159, Article XVI, Section 2, as amended, and K.C.C. 15.64.020, Ordinance 1159, Article XVIII, Section 2, and K.C.C. 15.72.010 and Ordinance 10500, Section 1, as amended, and K.C.C. 15.52.060, adding new sections to K.C.C. chapter 4A.700 and adding a new section to K.C.C. chapter 15.52.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. A. Sections 3, 4, 5 and 10 of this ordinance further define the application of aircraft parking fees. Sections 6 and 7 of this ordinance further defines the application of increased aviation fuel sales fees as provided in K.C.C. 15.56.010. Section 8 and 9 of this ordinance increases aircraft landing fees. Sections 10 of this ordinance revise the method for establishing ground rental rates.

B. These fees are authorized by K.C.C. chapter 15.52.

SECTION 2. Ordinance 10500, Section 1, as amended, and K.C.C. 15.52.060 are each hereby amended to read as follows:

~~((A. The following tie-down rates will))~~ Charges shall be ~~((charged))~~ made for storage of aircraft on county property~~((:))~~. Short-term transient aircraft parking shall be provided adjacent to the main terminal building for aircraft weighing zero to twelve thousand five hundred pounds. The use of the parking space shall be free for one hour. The pilot shall notify the airport operations office upon arrival. All other ~~((A))~~ aircraft parking ~~((in excess of one hour))~~ shall have the ~~((following))~~ rates specified in section 3 of this ordinance ~~((apply:~~

B.F.I Aircraft Parking/Storage Fees

Aircraft Weight (weight in pounds)	1-12 Hours	Each Additional 12 Hours	Monthly Rate	Aircraft Model Category (most common
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Aircraft Weight (lbs.)	Rate	Category	Monthly Rate	Aircraft Model
0—12,500 lbs.	\$5.00	Light GA Aircraft	\$105.00	
12,501—20,000 lbs.	\$15.00	GA Aircraft	\$137.00	
20,001—80,000 lbs.	\$25.00	Corporate Aircraft	\$229.00	
80,001—275,000 lbs.	\$35.00	Narrow Body Jets	\$314.00	
275,001 lbs. and above	\$61.00	Wide Body Jets	\$544.00	

NEW SECTION. SECTION 3. There is hereby added to K.C.C. chapter 4A.700 a new section to read as follows:

The use of the parking space provided under K.C.C. 15.52.060 shall be free for one hour. All other aircraft parking shall have the following rates apply:

B.F.I Aircraft Parking/Storage Fees

Aircraft Weight (weight in pounds)	1-12 Hours	Next 12 hours	Day Rate	Monthly Rate	Aircraft Model Category (most common models listed)

0 - 12,500 lbs.	\$5.00	\$5.00	\$10.00	\$105.00	Light GA Aircraft
12,501 - 20,000 lbs.	\$15.00	\$6.00	\$21.00	\$137.00	GA Aircraft
20,001 - 80,000 lbs.	\$25.00	\$10.00	\$35.00	\$229.00	Corporate Aircraft
80,001 - 275,000 lbs.	\$35.00	\$14.00	\$49.00	\$314.00	Narrow Body Jets
275,001 lbs. and above	\$61.00	\$25.00	\$86.00	\$544.00	Wide Body Jets

NEW SECTION. SECTION 4. There is hereby added to K.C.C. chapter 15.52 a new section to read as follows:

All airport facilities used by the general public, tenants and public and private organizations, including governmental units and agencies, may be assessed a market rental rate or charge for the use of facilities. For the purpose of this section, "facilities" include, but are not limited to, rooms, public areas, parking lots, aircraft ramps and terminal building as well as water, storm water or other utility systems.

SECTION 5. Ordinance 1159, Article XIV, Section 1, as amended, and K.C.C. 15.56.010 are each hereby amended to read as follows:

Oil companies or fuel distributor companies, or both, engaged in the business of selling or delivering aviation fuel to any individual, business firm, United States government or organization on B.F.I., or selling aviation fuel to any individual, business firm, United States government or organization to be used in aircraft located on or being serviced to take off from B.F.I., shall pay a fuel field use fee charge (~~(of seven and one-half cents for JetA type fuel and five cents per gallon for AvGas type fuel))~~ in an amount specified in section 6.A. of this ordinance. This charge shall be collected by the oil companies or fuel distributor companies, or both, making the sale or delivery and reported in a form prescribed by and acceptable to the airport manager with

remittance made to the airport on or before the twentieth of each month. Airport late fees and penalties shall be assessed in the amount ~~((of one and one-half percent per month for unpaid rates, charges or fees))~~ specified in section 6.B. of this ordinance. Failure to pay airport rates, charges and fees or rents may, at the sole discretion of the airport manager, result in a loss of use of airport facilities and legal action to recover unpaid rates, charges or fees.

NEW SECTION. SECTION 6. There is hereby added to K.C.C. chapter 4A.700 a new section to read as follows:

A. The fuel field use fee charge prescribed in K.C.C. 15.56.010 shall be eight cents for JetA type fuel and five and one-half cents per gallon for AvGas type fuel.

B. Airport late fees and penalties shall be assessed under K.C.C. 15.56.010 shall be in the amount of one and one-half percent per month for unpaid rates, charges or fees.

SECTION 7. Ordinance 1159, Article XVI, Section 2, as amended, and K.C.C. 15.64.020 are each hereby amended to read as follows:

Aircraft operating in accordance with this chapter are subject to a landing fee ~~((of one dollar and twenty-five cents per thousand pounds of the aircraft's certificated maximum gross landing weight as published in the manufacturer's aircraft operating manual, computed to the nearest five cents, with a minimum of five dollars per landing plus outside storage charge on all aircraft parked on county property))~~ in an amount specified in section 8 of this ordinance. Failure to pay airport rates, charges and fees or rents may, at the sole discretion of the airport manager, result in a loss of use of airport facilities and legal action to recover unpaid rates, charges or fees.

SECTION 8. There is hereby added to K.C.C. chapter 4A.700 a new section to read as follows:

The landing fee under K.C.C. 15.64.020 is one dollar and fifty cents per thousand pounds of the aircraft's certificated maximum gross landing weight as published in the manufacturer's aircraft operating manual, computed to the nearest five cents, with a minimum of five dollars per landing plus outside storage

charge on all aircraft parked on county property.

SECTION 9. Ordinance 1159, Article XVIII, Section 2, and K.C.C. 15.72.010 are each hereby amended to read as follows:

With the exception of rental rate adjustments in this section, ~~((G))~~ground space on airport property ~~((will))~~ shall be leased ~~((pursuant to))~~ in accordance with K.C.C. ~~((C))~~chapter 4.56 ~~((of this code))~~ and the rental rate shall be based upon fair market rental value as required by K.C.C. ~~((C))~~chapter 4.56 ~~((of this code))~~.

Annual rent adjustments for intervening years between fair market value appraisals may be established using the most-recent Consumer Price Index for the Seattle-Tacoma-Bremerton urban area - all urban consumers.

The Consumer Price Index rent adjustment shall not be greater than six percent above the amount charged during the prior year and in no cases shall be less than the amount charged for the prior year. If the rent adjustment is made due to a new fair market value appraisal, and that value is greater than the prior year's rent, then the new fair market value appraisal becomes the new rent, and the new base for the application of future Consumer Price Index adjustments. If the new fair market value appraisal is less than the prior year's Consumer Price Index-adjusted rent, then the prior year's Consumer Price Index-adjusted rent shall remain in effect and shall become the new base rent. Rents shall be adjusted on January 1 of each year.

NEW SECTION. SECTION 10. Ordinance xxxx, Section 3, and K.C.C. 4A.700.xxx (section 3 of this ordinance) are each hereby amended to read as follows:

The use of the parking space provided under K.C.C. 15.52.060 shall be free for one hour. All other aircraft parking shall have the following rates apply:

B.F.I Aircraft Parking/Storage Fees

Aircraft Weight	1-12	Next 12 hours	Day	Monthly Rate	Aircraft
(weight in pounds)	Hours		Rate		Model
					Category
					(most

					common
					models
					listed)
0 - 12,500 lbs.	\$5.00	\$5.00	\$10.00	\$(105.00)	Light GA
			<u>110.00</u>		Aircraft
12,501 - 20,000 lbs.	\$15.00	\$6.00	\$21.00	\$137.00	GA Aircraft
20,001 - 80,000 lbs.	\$25.00	\$10.00	\$35.00	\$229.00	Corporate
					Aircraft
80,001 - 275,000	\$35.00	\$14.00	\$49.00	\$314.00	Narrow
lbs.					Body Jets
275,001 lbs.	\$61.00	\$25.00	\$86.00	\$544.00	Wide Body
and above					Jets

SECTION 11. A. Sections 1 through 9 of this ordinance take effect January 1, 2015.

B. Section 10 of this ordinance takes effect January 1, 2016.