

**ROOKS COUNTY REGIONAL AIRPORT (Airport)
ROOKS COUNTY, KANSAS (County)
STOCKTON, KANSAS (City)**

**AERIAL APPLICATOR
PERMIT REQUIREMENTS**

Anyone engaged in agricultural aircraft operations specifically aerial application of chemicals (Ag-Operator or Permittee) shall obtain a permit issued by Rooks County under the authority of the Rooks County Airport Commission. Such permit shall be subject to the following conditions.

Paragraphs 5,6, and 8 shall not apply to aircraft operations having a current lease or ownership of hanger space or ground space at the Airport. The opportunity to lease or own space at the Airport is equally available to all aviators.

PURPOSE. The following requirements are necessary to ensure that all Ag-Operators comply with the same rules and procedures thus ensuring the safe and efficient operation of the Airport. Because paved space on the ramp is limited, the regulations seek to ensure that all Ag-Operators needing to use the airport will have an opportunity.

REQUIREMENTS.

1. Permittee shall submit certifications for a valid Kansas Pesticide License and a Kansas Business License.
2. Permittees shall provide the continuing ability to meet certification requirements of the Federal Aviation Administration and any pertinent state or local authorities to conduct the agricultural aircraft operations proposed.
3. Permittee will comply with all rules and regulations of this Airport; the FAA, KDHE, and EPA; and laws of Rooks County, the State of Kansas, and the United States.
4. Permittee shall at its own expense, always during the term of the permit, maintain a policy or policies of liability insurance written by one or more responsible insurance carriers, which will insure Rooks County and the Airport against liability for injury to or death of persons or loss or damage to property occurring upon Airport property while the parties named in this permit are engaging in acts covered by this permit. The liability under such insurance shall not be less than \$100,000/\$300,000 minimum for any one person killed or injured for any one accident and \$300,000.00 for property damage. Permittee will provide Rooks County with proof of such insurance. Permittee herein releases Rooks County, Rooks County Airport Commission, and the Airport Manager and all other employees from any liability that may be incurred by permittee's actions and operation.
5. For Ag-Operators wishing to use public ramp space, there will be only two aerial applicator permits issued at a time due to lack of operating space on the ramp. Permits will be granted in the order in which they are received. The Airport Manager will dictate how many aircraft can be parked on the ramp at any given time.
6. An Ag-Operator must pay a permit fee of \$1,000.00 per 15 consecutive day period. At the end of the 15-day period, the aerial applicator must make application for an additional permit, and such will be issued in the order in which it is received.

7. An Ag-Operator owning or leasing property at the airport is not subject to said permit fee. Working operations will be carried out from such owned or leased property.
8. The Airport Manager will designate space available on ramp for use by the aerial applicator in its support operations (Working Area). Permittee must contain their operations to such designated working area. No permanent structures will be allowed without a lease and due permission from the Rooks County Airport Commission.
9. Permittees shall follow directives of the Airport Manager as to where vehicles and aircraft may be driven and parked.
10. All Ag-Operators will operate only aircraft suitably equipped for agricultural operations with adequate safeguards against spillage on runways and taxiways. All aircraft must hold FAA required licensure or certificates and be inspected as required by law. Permittee shall notify the Airport Manager of all aircraft that will be operating on behalf of Permittee. This notification shall be in writing.
11. Permittee shall provide its own water necessary for its operation.
12. In the event Permittee is using the Airport water system, Permittee shall provide all hoses, wrenches, and valves for use on water hydrants and shall install, at Permittee's expense, a device to prevent backflow of water or spray liquids into the hydrant and water systems.
13. Ag-Operators will pay a fuel surcharge or fuel flowage fee (surcharge) to be measured by fuel used while operating out of airport. The surcharge is \$0.07 per gallon. Ag-Operator will turn in monthly reports of fuel used along with payment at the end of each permit period. Upon request. Ag-Operators will permit Airport Manager to view documentation to verify fuel usage.
14. Ag-Operators will protect against the disbursement of any noxious chemical materials to other areas of the Airport by wind force, runoff, leakage, or spillage. All operations shall be conducted with proper caution and adherence to label instructions and in a manner which minimizes the risk of accidental spills and resultant exposure of pesticides to the surrounding Airport environment. Permittee shall maintain a supply of approved absorbent materials to be used in the event of a chemical spill. All spills shall be confined and cleaned up immediately to minimize the potential for contaminating the soils surrounding the working area. Permittee shall also immediately notify the Airport Manager of any spills occurring on Airport property.
15. Permittee indemnifies Airport and Rooks County from any damages resulting from any such chemical dispersal, spillage or runoff created by the aerial applicator or any violations of Federal or Kansas regulations, or any other state or federal agency rules and regulations which may apply. Permittee shall be wholly responsible, at his/her cost, for proper cleanup of all chemical spills.
16. All Ag-Operators shall provide suitable and safe storage and containment of noxious chemical materials including a suitable and safe area for the loading and unloading of such noxious chemical materials. Such suitable and safe areas shall not be in any public landing or public use area, except for the designated work area, at the Rooks County Regional Airport. Containment shall comply with all requirements of the EPA, FAA, and KDHE. At the end of the workday, storage containments shall be either moved to a location determined by the Airport Manager or lit adequately to ensure safety.
17. Permittee shall utilize proper equipment for transferring liquids and chemicals to the aircraft. All loading equipment shall be equipped and used in a manner which permits loading of the aircraft

to occur with a minimum of exposure to open pesticide containers, exposing chemical into the atmosphere and to persons.

18. Temporary containers will be allowed for the purpose of containing rinse water and/or unused chemical proportions until they can be used. Such containers shall be kept clean and capped to minimize the escapement of any odors. All empty containers shall be removed from the working area daily and stored in a separate area in a neat and orderly manner. Permittee shall be responsible for maintaining a clean and safe operation and shall clean up the working area after the completion of work each day. No storage of pesticide barrels will be allowed at the working area.
19. Permittee shall be responsible for the disposal or reuse of hazardous materials he generates in accordance with all federal, state, and local laws. At the end of each operating day, all barrels, cans, jugs, bags, and refuse shall be removed from the working area and shall not be allowed to accumulate on Airport property. At the end of the permit period, Permittee shall vacate the premises, leaving such in the condition in which it was found and leaving nothing for the Airport to dispose of.

ENFORCEMENT. The Airport Manager shall have the authority and duty to enforce the rules and regulations set forth in this permit. Any violation of these permit requirements shall result in a revocation of the permit. The Airport Manager will notify the Permittee of the revocation and in writing containing a description of the violations. Upon revocation, the Permittee shall vacate the airport within 24 hours. A revocation may be appealed to the Rooks County Airport Commission with written notice to Rooks County within 14 days after the notice of revocation was issued. The Airport manager shall report any revocations to the Airport Board at their next regular meeting. At the Airport Manager's discretion, he/she may give written notice of a permit violation to the Permittee and give the Permittee a chance to cure such violation prior to issuing a revocation.

AUTHORIZATION. After careful review of application, Rooks County grants the permit with details as contained in the Permit but subject to these rules and regulations. Permittee declares that he/she has read and understands the rules and regulations of this permit as detailed above and agrees to comply to such for the term of the permit.

COUNTY OF ROOKS, KANSAS

BY:

_____ **COUNTY CLERK**

PERMITTEE:

BY:

_____ **PRINT**

_____ **POSITION/TITLE**

_____ **COMPANY**

NOTE: Review these terms with the applicant/permittee. Sign the document and attach to the permit. Give one copy to the Permittee, one copy to the Airport, and keep one for County records.