

CITY OF HOOKER

MUNICIPAL AIRPORT 045

AERIAL APPLICATOR OPERATING PERMIT

PURPOSE. In order for all Aerial Applicators who use the Hooker Municipal Airport as a base for conducting a commercial business of aerial application of agricultural chemicals to operate under the same rules and procedures, the City of Hooker has prescribed conditions under which persons can use the airport as a base for conducting aerial application.

PERMIT. Applicators conducting aerial application using the airport as a base shall obtain a permit from the City of Hooker annually for a fee determined by the City of Hooker and the Airport Board. The fee may be waived if the applicator has entered into an annual hangar contract with the City of Hooker, providing the hangar is available for rent during the year in which this permit is acquired.

RULES AND REGULATIONS. The Applicator agrees to conduct aerial application in accordance with the following rules and regulations:

1. **Current Law and Regulation:**

All agriculture chemicals, chemicals, fuel, noxious liquids or other chemicals shall be stored, contained and handled in compliance with all applicable federal, state and local laws or regulatory rules and regulations in a safe and suitable manner.

2. Chemical Handling:

- A. Chemical loading and unloading will be conducted only on areas designated by the City of Hooker Superintendent and areas kept in a clean and orderly manner.
- B. Chemicals shall be maintained to prevent escape of noxious odors.
- C. Chemical containers shall be kept and maintained in a neat and orderly manner and stored in an area designated by the city superintendent.
- D. Chemical containers shall be handled, used and disposed of in compliance with all applicable federal, state and local laws, rules and regulations.
- E. Chemical containers shall not be allowed to accumulate on airport property.
- F. Applicator shall at all times have available appropriate chemical supplies and materials to contain, clean up and remediate chemical spills or releases.
- G. In the event of an accidental chemical spill or release, the city superintendent shall be immediately notified by the applicator.
- H. Applicator shall provide all tools, hoses and valves, including back flow prevention, in connection with Applicator's use of water hydrants.
- I. Applicator shall perform daily cleanup of all chemicals being used, including dry chemicals, so that no chemicals or residue are present on airport property.

3. Aircraft:

- A. Aircraft used for aerial application shall meet all federal, state or regulatory equipment and operational requirements to prevent unintentional chemical discharge or spillage and resultant damage.
- B. Aircraft used for aerial applications shall operate in compliance with all applicable rules of the Federal Aviation Administration (FAA), USDA,

Oklahoma Department of Agriculture, EPA and all other federal and state regulatory agencies with jurisdiction over aerial application to prevent unintended disbursement of chemical and resultant damage.

4. Compliance:

- A. Applicators and aircraft shall meet all certification, registration and insurance requirements of the FAA, Oklahoma Aeronautics Commission, Hooker Municipal Airport, Airports Storm Water Prevention Plan, and applicable laws, rules and regulations of other federal and state regulatory agencies.
- B. No permanent structure shall be placed on the airport by Applicator without permission of the City of Hooker Airport Board.
- C. Applicator shall provide insurance company information to the City of Hooker Superintendent and list the City of Hooker as an additional insured party for coverage of accidental spills and liability of damages that may accrue.
- D. Applicator shall maintain liability insurance for its aerial application operations in an amount not less than \$300,000 per person or \$1 million per accident and \$1 million for property damage providing insurance against liability for injury to persons or property as the result of conduct of applicator's aerial application business.
- E. Applicator agrees to indemnify and hold harmless the City of Hooker and the Hooker Airport from all claims, actions, causes of action and liability, including attorney fees and expenses and costs of defense that result from the Applicator's operations pursuant to this permit.
- F. Applicator shall provide the airport manager with a description and identification number of all aircraft operated pursuant to this permit.
- G. Applicator shall comply with all traffic pattern rules for the Hooker Municipal Airport as per the Airport Facility Directory.

- H. Applicator's aircraft shall be equipped with two-way radio communication equipment and use it to communicate during operation.
- I. The City of Hooker Superintendent is authorized to enforce compliance with the provisions of this permit.
- J. This permit may be cancelled for Applicator's non-compliance with its terms and conditions. Upon cancellation, the Applicator shall immediately remove all of Applicator's property from the Hooker Airport.
- K. This permit is effective the date hereof and shall expire on December 31 of the current year.

- L. Applicator shall pay the City of Hooker \$1,000 as annual permit fee for each aircraft identified herein, unless an annual hangar rental agreement has been entered into between the parties as described herein.
- M. Applicator shall also pay a flow fee of \$.10 per gallon if the applicator chooses not to purchase fuel from the Hooker Airport as long as that fuel is ready and available.
- N. Applicator's aircraft identified for this permit are:

Model: _____

N Number: _____

Model: _____

N Number: _____

The following area is designated as the loading and unloading area for applicator:

This permit is dated this _____, 20_____.

CITY OF HOOKER MUNICIPAL AIRPORT

City of Hooker Superintendent

Applicator