

CHAPTER 7

AIRPORT PROPERTY

Article 1. Activities on Airport Property.

Section 7-1. Sale of Literature Prohibited. No person shall engage in the sale of flyers, brochures, pamphlets, books, or any other printed or written matter for any political, religious, civic or charitable purpose on Airport property, whether or not such sale would be in furtherance of, or in any manner connected with, religious, civic or charitable expression or a charitable or non-charitable purpose.

Section 7-2. Solicitation of Funds Prohibited. No person shall engage in the solicitation of funds, alms, or contributions of money or other items of value for any political, religious, civic, or charitable purpose on Airport property, whether in the form of cash, checks, credit or debit card transactions, vouchers, or any form of negotiable instrument, whether or not such solicitation would be in furtherance of, or in any manner connected with, religious, civic or charitable expression or a charitable or non-charitable purpose.

Section 7-3. Commercial Activity. No person may engage in any commercial activity on the Airport without first having first satisfied the Authority that a legitimate need and viable market for the goods or services proposed to be offered exists and obtained the prior written approval of the Airport Director, and all such activities shall be conducted pursuant to terms and conditions prescribed in said written approval. For the purposes of this Section, “commercial activity” shall mean any activity undertaken for profit, including, but not limited to, the sale, provision, advertisement or display of goods or services.

Section 7-4. Non-Commercial Activity. No person may engage in activities undertaken for non-commercial, non-profit purposes, defined as the distribution of any written or printed matter to the general public not described in Section 7.1, above, on the Airport without first applying to and obtaining a written permit to conduct such activity from the Airport Director as provided herein.

Section 7-5. Demonstration. No person may engage in demonstration activities, defined as the act of picketing, parading, marching, carrying or displaying signs or placards or assembling in groups for the purpose of promoting, objecting to, or otherwise commenting upon a political, economic, social, governmental or religious issue not described in Sections 7.1, 7.2, 7.3 and 7.4, above, on the Airport without first applying to and obtaining a written permit to conduct such activity from the Airport Director as provided herein.

Section 7-6. Use of Mobile Devices. No person may operate or station any vehicle with operating amplified audio device or mobile billboard on the Airport, whether for commercial or non-commercial purposes, without first having obtained the written approval of the Airport Director.

Article 2. Permit.

Section 7-7. Permit Required. Each person conducting any non-commercial activity or demonstration as defined in Article 1 must hold a valid permit issued by the Airport Director, and shall conduct such activity in conformance with the terms of the permit issued therefore and the requirements of this Chapter. Each permit shall be issued on a non-discriminatory basis, subject to availability, the provisions of these Ordinances, and all restrictions aimed at avoiding injury or property damage and assuring the safe and orderly use of the Airport. Each permit shall describe the activity authorized, the area within which it may be conducted, and the period of time for which the permit is issued. Each permit shall be non-transferable and non-assignable. The Authority shall limit the number and type of permits issued as needed based on safety concerns, venue availability, other Airport users and Airport development with the purpose of avoiding injury or property damage and/or assuring the safe and orderly use and operation of the Airport.

Section 7-8. Permit Application. Each person seeking to conduct any non-commercial activity or demonstration as defined in Article 1 shall submit a signed written application in the form prescribed by the Authority setting forth the following information:

- (1) The applicant's name, mailing address and telephone number;
- (2) If the applicant is an agent of or represents an organized body or institution, the name, address and telephone number of the entity, and a letter or other documentation certifying that the applicant has current authority to represent the organization or entity;
- (3) The name and title of the person who will have the immediate supervision of and responsibility for the applicant's activities at the Airport;
- (4) The type and purpose of the proposed activity;
- (5) The dates and hours during which the proposed activity is requested to be permitted;
- (6) The number of persons who will be engaged in the proposed activity at any one time;
- (7) A certification that all persons participating in the proposed demonstration will be fully instructed concerning the Ordinances and will conform with and abide by the same during all periods of demonstration activity; and
- (8) Any information concerning potential activities which may be hostile or antagonistic to the proposed activity and might tend to create disturbances or security problems.

Applications shall be submitted to the Airport Director at least seven (7) days prior to the date of the requested activity. An applicant's failure to submit the required information and/or to do so in the time prescribed shall result in the denial of a permit. An applicant's submission of false information shall result in the denial of a permit or the cancellation of a permit in the event that the false information is discovered after the issuance of a permit. In the event that the

requirements of these Ordinances are satisfied the Airport Director shall issue a permit, valid for a period not to exceed seven (7) days.

Article 3. Additional Prohibitions.

Section 7-9. Prohibited Conduct. Notwithstanding any provision contained herein, it shall be a violation of these Ordinances for any person to engage in any activity described in this Chapter in the following manner:

- (1) Outside of the area designated in an applicable permit;
- (2) Within twenty (20) feet of any of the following:
 - (A) A ticket counter or passenger assistance counter;
 - (B) An interior or exterior baggage check-in or drop-off area;
 - (C) A baggage handling device;
 - (D) A departure gate check-in counter;
 - (E) A departure gate lounge;
 - (F) A security checkpoint;
 - (G) A restroom facility;
 - (H) An area exclusively leased to a Lessee of Airport property;
 - (I) A stairway, escalator, elevator or moving sidewalk;
 - (J) An interior or exterior doorway, exit or entrance way;
 - (K) A motor vehicle loading or unloading people, cargo or items;
 - (L) An information or customer service counter; or
 - (M) A queue or line of persons waiting for service at any of the above-listed areas.
- (3) While failing to have the applicable permit and any other written document authorizing the activity available for inspection;
- (4) While using threatening gestures or language directed at any other person in a manner which can reasonably be interpreted as harassment of such other person;
- (5) While intentionally touching or making physical contact with any other person without the express consent of such other person;
- (6) While yelling, screaming, speaking in an excessively loud voice, or using a loudspeaker or other sound or voice amplifier without the express written permission of the Airport Director;
- (7) While committing any nuisance;

- (8) While making any rude, obscene, profane, vulgar or riotous noise or engaging in any disorderly conduct;
- (9) While using a table, counter or stand without the express written permission of the Airport Director;
- (10) While violating any applicable Ordinances, rules, regulations, directives, laws, policies or procedures;
- (11) Without the permission of the person or organization to whom the permit is issued;
- (12) Pursuant to a permit issued upon the basis of an application containing false information; or
- (13) While obstructing or in any manner interfering with the free movement within, ingress to or egress from any interior or exterior area at the Airport.

Article 4. Miscellaneous.

Section 7-10. No Effect on Lessee's Rights. Nothing contained in this Article shall be construed as impairing or expanding any right or privilege which a Lessee of Airport property may have with respect to regulating access to areas exclusively leased to and under the control of such Lessee.

Section 7-11. Unlawful Access. No person shall, or shall aid, abet and/or assist another person to, enter into those areas of the Airport that are restricted, protected or secured, including Security Identification Display Areas, without corresponding and valid authorization, security identification, and/or escort, as applicable, where such areas are designated, signed, marked, or otherwise labeled in a manner that conveys the restricted nature thereof.

Article 5. Compliance and Violation.

Section 7-12. Compliance with Other Statutes and Ordinances. The provisions of this Chapter are not exclusive and in no way preclude the Authority from proceeding against individuals or groups under the provisions of any applicable State or Federal statute bearing upon the subject matter hereof; nor relieve any individual or group from compliance with all applicable state, federal and local statutes, laws and regulations.

Section 7-13. Violation. Violation of any provision of this Chapter shall be unlawful and punishable as provided in Chapter 1 of the Ordinances.

Article 6. Amendments and Adoption.

Section 7-14. Amendments. This chapter of the Ordinances may be amended upon the approval of a majority of the members of the Authority at any regular meeting thereof.

Section 7-15. Adoption. The Raleigh-Durham Airport Authority, by adoption of this Chapter 7 of its Ordinances, hereby repeals all prior provisions of Chapter 7 of its Ordinances except to the extent that they are incorporated and restated herein, and this Chapter 7 shall be the sole Ordinance regarding the objectives set forth hereinabove. This repeal shall not be construed to revive any Ordinance or part thereof that has been repealed by an Ordinance in the event the repealing Ordinance is repealed by this Ordinance.

Approved and adopted the 19th day of June, 1997, to become effective on the 1st day of July, 1997. Approved and adopted as amended on March 18, 1999. Approved and adopted as amended the 15th day of April, 2010, to become effective on the 16th day of April, 2010.