

APPENDIX C

Access Agreement Review Sheet

Documentation:

Provide copies of the written access agreement(s) between the sponsor and residential through-the-fence user(s) or association(s) representing residential through-the-fence users. Sponsors who have entered into a residential through-the-fence agreement with an association may need to provide additional documentation such as covenants, conditions, and restrictions (CC&Rs). If the same agreement is used with multiple residents, the sponsor is only required to submit one copy of the agreement with an explanation noting the number of residences to which it pertains. Identify the document (if more than one type of document is submitted), page number, or paragraph which verifies the following:

1. The residential through-the-fence user pays airport access charges that are comparable to tenants and operators on-airport making similar use of the airport.

Document: _____

Page number or paragraph: _____

If this page or paragraph does not define tenants and operators on-airport making similar use of the airport, explain how the airport sponsor defines this term and the fee/rate structure charged to these tenants.

If this page or paragraph does not include an escalation clause, explain if the fees/rates charged to the residential through-the-fence user increase on the same schedule as the fees/rates for tenants and operators on-airport making similar use of the airport.

If the two fee schedules do not transparently appear to be equivalent, explain the rationale used by the airport sponsor to make such determination.

2. Residential through-the-fence users bear the cost of building and maintaining the infrastructure the airport sponsor determines is necessary to provide aircraft located on the adjacent property to or near the airport access to the airfield of the airport.

Document: _____

Page number or paragraph: _____

3. The residential through-the-fence user is prohibited from using their property, or permitting any third party from using their property, for any commercial aeronautical purpose for the duration of the access agreement.

Document: _____

Page number or paragraph: _____

4. Access to the airport from unauthorized users, through the property of the residential through-the-fence access agreement holder, is prohibited.

Document: _____

Page number or paragraph: _____

5. The residential through-the-fence user is prohibited from selling aviation fuel on their property.

Document: _____

Page number or paragraph: _____

This agreement has been executed with _____ residential through-the-fence _____.