

# *FAA ANE AIRPORTS COMPLIANCE WORKSHOP*

## *Obligating Documents*

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Presented to ANE Compliance Workshop

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**Federal Aviation  
Administration**



# *Obligating Documents*

- AP-4 Agreements
- Federal Conveyances
- Grant Agreements



# *AP- 4 Agreements*

- Enacted in 1939
- Transferred the Airport to the Federal Government
- Administered by CAA and WPA
- Obligations Expired Except for Exclusive Rights



# *SURPLUS REAL PROPERTY*

- Deeds From the Federal Government to a Sponsor:
  - War Assets Administration (WAA) - Regulation 16
    - Land Can Only Be Used for Airport Operation and Maintenance
  - WAA and General Services Administration (GSA) – P.L. 20-289
    - Allows for Revenue Production Property



# *SURPLUS REAL PROPERTY*

- Land can only be used for Airport purposes including revenue production
- National Emergency Use Provisions (NEUP)
- Reverter clause
- Cannot be sold or encumbered without FAA release deed
- Obligations do not expire
- Deeds May Vary



# *NONSURPLUS CONVEYANCES*

- Federal Aid to Airport Program (FAAP) - Section 16:
  - Land Automatically Reverts to the Federal Government
- Airport Development Aid Program (ADAP) - Section 23:
  - The FAA Determines Disposal
- Airport Improvement Program (AIP) - Section 516:
  - The FAA Determines Disposal



# *SPONSOR ASSURANCES*

- Planning Grants: Obligations Expire at Time the Project is Closed
- Development Grants: Obligates Sponsor for 20 Years or the Useful Life of the Facilities Developed Under the Project, Whichever is Less
- Equipment Grants: 10 Years
- Land Grants: Obligations Do Not Expire



# *AIRPORT PROPERTY*

- Obligations:
  - All Property Shown on the Airport Layout Plan (ALP) and/or Shown on an Exhibit “A” Property Map or Included in a Deed of Conveyance is Obligated Property **Regardless of How It Was Acquired**
  - Any Change In Land Use Must be Approved by FAA





# *SUGGESTIONS*

- READ THE DEEDS OF CONVEYANCE
- READ THE SPONSOR ASSURANCES
- IF YOU ARE NOT SURE, ASK

