

ing the airport or for producing revenues from nonaviation business.

- (5) The kind of release requested.
- (6) The purpose of the release.

(7) A statement of the circumstances justifying the release on the basis set forth in § 155.3(a) (1) or (2) with supporting documents.

(8) Maps, photographs, plans, or similar material of the airport and the property concerned that are appropriate to determining whether the release is justified under § 155.9.

(9) The proposed use or disposition of the property, including the terms and conditions of any proposed sale or lease and the status of negotiations therefor.

(10) If the release would allow sale of any part of the property, a certified copy of a resolution or ordinance of the governing body of the public agency that owns the airport obligating itself to use the proceeds of the sale exclusively for developing, improving, operating, or maintaining a public airport.

(11) A suggested letter or other instrument of release that would meet the requirements of State and local law for the release requested.

§ 155.13 Determinations by FAA.

(a) An FAA office that receives a request for a release under this part, and supporting documents therefore, examines it to determine whether the request meets the requirements of the Act of October 1, 1949 (63 Stat. 700) so far as it concerns the interests of the United States in civil aviation and whether it might prejudice the needs and interests of the armed forces. Upon a determination that the release might prejudice those needs and interests, the Department of Defense is consulted as provided in § 155.9(b).

(b) Upon completing the review, and receiving the advice of the Department of Defense if the case was referred to it, the FAA advises the airport owner as to whether the release or a modification of it, may be granted. If the release, or a modification of it acceptable to the owner, is granted, the FAA prepares the necessary instruments and delivers them to the airport owner.

PART 155—DISTRIBUTION TABLE

<i>Former section</i>	<i>Revised section</i>	<i>Former section</i>	<i>Revised section</i>
565.1-----	155.1	565.4 (d)-----	155.9
565.2-----	155.3	565.5 (a)-----	155.11
565.3-----	155.5	565.5 (less	
565.4 (less		(a))-----	155.13
(d))-----	155.7		

PART 157—NOTICE OF CONSTRUCTION, ALTERATION, OR DEACTIVATION OF AIRPORTS [NEW]

- Sec.
- 157.1 Applicability.
 - 157.3 Notice of construction, alteration, or deactivation.
 - 157.5 Submission of notice.
 - 157.7 Notice of delay or other change.
 - 157.9 Determination of effect of proposed establishment, alteration, or deactivation on use of airspace by aircraft.

AUTHORITY: §§ 157.1 to 157.9 issued under Federal Airport Act (49 U.S.C. 1101 through 1119); secs. 3, 4, Act of Oct. 1, 1949, as amended (50 U.S.C. App. 1622b, 1622c); sec. 10, International Aviation Facilities Act (49 U.S.C. 1159); secs. 313 (a), 314, 601, 607, Federal Aviation Act of 1958 (49 U.S.C. 1354 (a), 1355, 1421, 1427).

SOURCE: §§ 157.1 to 157.9 contained in Docket No. 1329, 27 F.R. 12363, Dec. 13, 1962.

§ 157.1 Applicability.

This part requires each person who proposes to establish, reactivate, alter, or deactivate an airport for civil or joint civil-military use to give notice in the form and manner prescribed in this part.

§ 157.3 Notice of construction, alteration, or deactivation.

(a) Except as provided in paragraph (b) of this section, each person who intends to do any of the following shall notify the Administrator in the manner prescribed in § 157.5:

- (1) Construct, lay out, or otherwise set apart a new airport, or reactivate a former airport;
- (2) Realign, modify, enlarge, reactivate or deactivate any runway layout or associated taxiway;
- (3) Otherwise substantially change the surface of that part of an airport that is used or intended to be used for the landing or takeoff of aircraft; or
- (4) Discontinue using an airport for a period of one year or more.

(b) This part does not apply to any—

- (1) Military project on a military airport used only by the Armed Forces;
- (2) Project for which Federal aid has been requested under the Federal Airport Act (49 U.S.C. 1101 et seq.);
- (3) Project involving a landing surface intended to be used only one time, or intended to be used for a period of less than 31 days with not more than

10 aircraft operations a day during that period; or

(4) Project involving a privately owned airport that will be limited to VFR aircraft operations only, that is not open to the public, and that is, or is to be, located more than 5 miles from any other airport and more than 20 miles from any airport for which an instrument approach procedure is authorized by the FAA.

However, each person to whom subparagraph (4) of this paragraph applies shall report his project to the FAA for record purposes within 30 days after it is completed.

§ 157.5 Submission of notice.

Each person submitting a notice required by § 157.1 shall send it to the nearest FAA District Airport Engineer's Office or FAA Regional Office, in triplicate, on FAA form 2681, at least 90 days before the date on which work is to begin on the project. However, in an emergency requiring immediate action, he may notify the Administrator by telephone, telegraph, or other expeditious means, and send the form 2681 within five days thereafter.

§ 157.7 Notice of delay or other change.

Each proponent of a project to which this Part applies shall notify the nearest FAA District Airport Engineer's Office or FAA Regional Office of any delay of more than six months in the date upon which work on the project is to begin, and of any other change in the information submitted under § 157.5.

§ 157.9 Determination of effect of proposed establishment, alteration, or deactivation on use of airspace by aircraft.

(a) Whenever it receives a notice under § 157.5, the FAA studies the effect of the proposal upon the efficient use of airspace and the safety of aircraft, consulting with other interested persons when appropriate.

(b) After making the study, the FAA issues a determination as to the effect the proposal would have on the efficient use of airspace and the safety of aircraft.

(c) The FAA informs the proponent of the project and appropriate state aviation officials of the determination, and makes it available to other interested persons.

PART 157—DISTRIBUTION TABLE

<i>Former section</i>	<i>Revised section</i>	<i>Former section</i>	<i>Revised section</i>
625.1-----	157.1	625.5(a)-----	157.5
625.2-----	157.3	625.5 (less	
625.3-----	157.3	(a))-----	157.7
625.4-----	157.3	625.6-----	157.9

PART 159—NATIONAL CAPITAL AIRPORTS [NEW]

Subpart A—General

<i>Sec.</i>	
159.1	Applicability.
159.3	Motor vehicles carrying passengers for hire.
159.5	Lost articles.

Subpart B—Motor Vehicle Rules

159.11	General.
159.13	Special operating rules.
159.15	Operator's license.
159.17	Speed.
159.19	Passenger's occupancy.
159.21	Emergency vehicles; right-of-way.
159.23	Parking.
159.25	Accident reports.
159.27	Repair of motor vehicles.
159.29	Buses.
159.31	Moving of motor vehicles.
159.33	License tags.

Subpart C—Aircraft Rules

159.41	Confinement of aircraft operations.
159.43	Parking of aircraft.
159.45	Payment for services.
159.47	Disabled aircraft.
159.49	Accident reports.
159.51	Refusal of clearance.
159.53	Private pilot certificate.
159.55	Registration of aircraft.
159.57	Demonstrations.
159.59	Aircraft equipment and operation rules.
159.61	Taxing rules.
159.63	Use of gate positions.

Subpart D—Rules of Conduct

159.71	Applicable laws.
159.73	Sanitation.
159.75	Preservation of property.
159.77	Airport and equipment.
159.79	Dangerous objects.
159.81	Coin-operated machines.
159.83	False report.
159.85	Interfering or tampering with aircraft.
159.87	Repairing of aircraft.
159.89	Restricted areas.
159.91	Business or commercial activity.
159.93	Advertising.
159.95	Commercial photography.
159.97	Use of roads and walks.
159.99	Animals.
159.101	Loitering.
159.103	Drugs.
159.105	Games.