Federal Aviation Administration, DOT

§ 157.3 Projects requiring notice.

Each person who intends to do any of the following shall notify the Administrator in the manner prescribed in §157.5:

(a) Construct or otherwise establish a new airport or activate an airport.
(b) Construct, realign, alter, or activate any runway or other aircraft landing or takeoff area of an airport.
(c) Deactivate, discontinue using, or abandon an airport or any landing or takeoff area of an airport for a period of one year or more.
(d) Construct, realign, alter, activate, deactivate, abandon, or discontinue using a taxiway associated with a landing or takeoff area on a public-use airport.
(e) Change the status of an airport from private use to public use or from public use to another status.
(f) Change any traffic pattern or traffic pattern altitude or direction.
(g) Change status from IFR to VFR or VFR to IFR.

§ 157.5 Notice of intent.

(a) Notice shall be submitted on FAA Form 7480–1, copies of which may be obtained from an FAA Airport District/Field Office or Regional Office, to one of those offices and shall be submitted at least—

(1) In the cases prescribed in paragraphs (a) through (d) of §157.3, 90 days in advance of the day that work is to begin; or
(2) In the cases prescribed in paragraphs (e) through (g) of §157.3, 90 days in advance of the planned implementation date.

(b) Notwithstanding paragraph (a) of this section—

(1) In an emergency involving essential public service, public health, or public safety or when the delay arising from the 90-day advance notice requirement would result in an unreasonable hardship, a proponent may provide notice to the appropriate FAA Airport District/Field Office or Regional Office by telephone or other expeditious means as soon as practicable in lieu of submitting FAA Form 7480–1. However, the proponent shall provide full notice, through the submission of FAA Form 7480–1, when otherwise requested or required by the FAA.
(2) Notice concerning the deactivation, discontinued use, or abandonment of an airport, an airport landing or takeoff area, or associated taxiway may be submitted by letter. Prior notice is not required; except that a 30-day prior notice is required when an established instrument approach procedure is involved or when the affected property is subject to any agreement with the United States requiring that it be maintained and operated as a public-use airport.

§ 157.7 FAA determinations.

(a) The FAA will conduct an aeronautical study of an airport proposal and, after consultations with interested persons, as appropriate, issue a determination to the proponent and advise those concerned of the FAA determination. The FAA will consider matters such as the effects the proposed action would have on existing or contemplated traffic patterns of neighboring airports; the effects the proposed action would have on the existing airspace structure and projected programs of the FAA; and the effects that existing or proposed manmade objects (on file with the FAA) and natural objects within the affected area would have on the airport proposal. While determinations consider the effects of the proposed action on the safe and efficient use of airspace by aircraft and the safety of persons and property on the ground, the determinations are only advisory. Except for an objectionable determination, each determination will contain a determination-void date to facilitate efficient planning of the use of the navigable airspace. A determination does not relieve the proponent of responsibility for compliance with any local law, ordinance or regulation, or state or other Federal regulation. Aeronautical studies and determinations will not consider environmental or land use compatibility impacts.

(b) An airport determination issued under this part will be one of the following:
§ 157.9 Notice of completion.

Within 15 days after completion of any airport project covered by this part, the proponent of such project shall notify the FAA Airport District Office or Regional Office by submission of FAA Form 5010–5 or by letter. A copy of FAA Form 5010–5 will be provided with the FAA determination.

PART 158—PASSENGER FACILITY CHARGES (PFC’S)

Subpart A—General

Sec. 158.1 Applicability.
158.3 Definitions.
158.5 Authority to impose PFC’s.
158.7 Exclusivity of authority.
158.9 Limitations.
158.11 Public agency request not to require collection of PFC’s by a class of air carriers or foreign air carriers or for service to isolated communities.
158.13 Use of PFC revenue.
158.15 Project eligibility at PFC levels of $1, $2, or $3.
158.17 Project eligibility at PFC levels of $4 or $4.50.
158.18 Use of PFC revenue to pay for debt service for non-eligible projects.
158.19 Requirement for competition plans.
158.20 Submission of required documents.

Subpart B—Application and Approval

158.21 General.
158.23 Consultation with air carriers and foreign air carriers.
158.24 Notice and opportunity for public comment.
158.25 Applications.
158.27 Review of applications.
158.29 The Administrator’s decision.
158.30 PFC Authorization at Non-Hub Airports.
158.31 Duration of authority to impose a PFC after project implementation.
158.33 Duration of authority to impose a PFC before project implementation.
158.35 Extension of time to submit application to use PFC revenue.
158.37 Amendment of approved PFC.
158.39 Use of excess PFC revenue.

Subpart C—Collection, Handling, and Remittance of PFC’s

158.41 General.
158.43 Public agency notification to collect PFC’s.
158.45 Collection of PFC’s on tickets issued in the U.S.
158.47 Collection of PFC’s on tickets issued outside the U.S.
158.49 Handling of PFC’s.
158.51 Remittance of PFC’s.
158.53 Collection compensation.

Subpart D—Reporting, Recordkeeping and Audits

158.61 General.
158.63 Reporting requirements: Public agency.
158.65 Reporting requirements: Collecting air carriers.
158.67 Recordkeeping and auditing: Public agency.
158.69 Recordkeeping and auditing: Collecting carriers.
158.71 Federal oversight.

Subpart E—Termination

158.81 General.
158.83 Informal resolution.
158.85 Termination of authority to impose PFC’s.
158.87 Loss of Federal airport grant funds.

Subpart F—Reduction in Airport Improvement Program Apportionments

158.91 General.