

RESOLUTION NUMBER 298081

ADOPTED ON JUN 10 2003

RESOLUTION DENYING APPEAL OF CITY AIRPORTS  
TIE-DOWN AND FUEL FEE INCREASES.

WHEREAS, users of Montgomery and Brown Field Airports have timely filed appeals opposing the newly instituted fee increases for tie-down spaces and fuel at Montgomery and Brown Field Airports; and

WHEREAS, the appeal was set for a public hearing to be conducted by the Council of The City of San Diego; and

WHEREAS, the City Council considered the issues and evidence presented by appellants and the City department responsible for the operation of the airports, Real Estate Assets; NOW THEREFORE,

BE IT RESOLVED, that Montgomery Field Airport is one of the busiest general aviation airports in the nation; that the Airports Division of the Real Estate Assets Department operates as a user-funded enterprise fund and receives no general fund subsidy; that City Administrative Regulation No. 95.25 provides for an annual review of the fees and charges that the City departments may administer to recover the costs of providing services; that City Municipal Code Section 68.0119 grants the City Manager authority to charge and collect fees associated with the

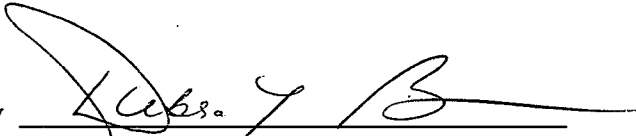
City airports; that Council Policy 100-5 formalized the process of notifying the public when changes to fee structures are made; that federal statutes require airports to have rate structures that make airports as self-sustaining as possible.

BE IT FURTHER RESOLVED, that the City fees subject to the increases are below market rate.

BE IT FURTHER RESOLVED, that all procedures to implement the fee increases were followed by the Airports Division of the Real Estate Assets Department.

BE IT FURTHER RESOLVED, that the evidence presented substantiates the need for additional revenue for the operation of the airports; that such substantiation requires increased fees at the airports, which include the need for increased fees for tie-down spaces and fuel; that the appeals are therefore denied, affirming the fee increases.

APPROVED: CASEY GWINN, City Attorney

By   
Debra J. Bevier  
Deputy City Attorney

DJB:kat:mm  
04/22/03  
Or.Dept: READ  
R-2003-1252