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(O-2005-5)

ORDINANCE NUMBER O- 19309 (NEW SERIES)

ADOPTED ON AUG 10 2004

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE A TEN-YEAR LEASE AGREEMENT WITH THE UNITED STATES OF AMERICA, ACTING THROUGH THE FEDERAL AVIATION ADMINISTRATION, TO OPERATE A CONTROL TOWER AT BROWN FIELD AIRPORT.

WHEREAS, the Federal Aviation Administration [FAA] has operated the Control Tower at Brown Field Airport since 1972; and

WHEREAS, this Control Tower is vital to the safe operation of the Brown Field as a general aviation airport; and

WHEREAS, a preliminary review by the Real Estate Assets Acquisition and Valuation division estimates the market rent for the tower site to be in the range of \$375 to \$500 per month; and

WHEREAS, pursuant to Title 49 United State Code Section 47107, an airport owner or operator must provide, without charge to the Government, property interests that will be used for carrying out activities related to air traffic control or navigation if the airport accepts an Federal Grant fimsd; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That the City Manager is authorized to execute, for and on behalf of the City of San Diego, a ten-year lease agreement with the United States of America, acting through the Federal Aviation Administration to operate and maintain a Control Tower on approximately 1/2 acre of City-owned property at the Brown Field Airport at no rent under the terms and conditions

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set forth in that lease agreement on file in the office of the City Clerk as Document No.

OO- 19309

Section 2. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 3. This ordinance shall take effect and be in force on the thirtieth day from and after its passage

APPROVED: CASEY GWINN, City Attorney

By Elisa A. Cusato
Elisa A. Cusato
Deputy City Attorney

EAC:ai
07/09/04
Or.Dept: READ
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