

7-3-6: COMPLIANCE AND ANNUAL REVIEW:

- A. Incidents Of Noncompliance: When the airport manager or the mayor witness or become aware of a violation of the airport standards or any contract relating to other use of the airport, the manager shall issue a notice of noncompliance to the apparent violator.
1. The notice of noncompliance shall include the following: time and date of incident, the provision of this chapter or contract which appears to have been violated, action recommended to correct the noncompliance; and provide the alleged violator the right to appear before the city council at a regularly scheduled meeting within sixty (60) days.
 2. The mayor shall supply the city council with a copy of the notice of noncompliance along with any supporting documentation and a list of witnesses for its next scheduled meeting. The city council will consider this documentation along with the statement of any witnesses and any verbal or written response of the alleged violator.
 3. After due consideration, the city council may take one of the following actions:
 - a. Dismiss the notice of noncompliance if it was issued in error or is unsubstantiated by the record.
 - b. Accept or modify the notice, in which case the recommended action to terminate the noncompliance shall be binding on the violator, and when the violations are repeated, sanction the apparent violator.
 - c. In either case, the city council shall provide a written determination to the alleged violator. (1995 Code § 10-4-1)
- B. Annual Review: Commercial operations permitted or under lease by the terms of this chapter may be subject to an annual review. Such review shall be conducted by the mayor in January, and cover provisions and requirements of the airport standards and review any incidents of noncompliance that have been recorded during the year. There are two (2) possible outcomes of the review:
1. Acceptable performance is represented by: a) no violation of law, ordinance or contract provisions; and/or b) correction of all notices of noncompliance to the satisfaction of the mayor.
 2. Unacceptable performance is demonstrated by unresolved incidents of noncompliant performance, and a notice of noncompliance shall be issued. (1995 Code § 10-4-2)

