

**RESOLUTION NO. 3099**

**A RESOLUTION** of the Port Commission of the Port of Seattle,  
Washington, Authorizing Passenger Facility Charges

**WHEREAS**, the Port of Seattle owns and operates Seattle-Tacoma  
International Airport ("STIA") located in King County, Washington; and

**WHEREAS**, STIA promotes a strong economic base for the community,  
assists and encourages world trade opportunities, and provides a vital national  
and international transportation link for all citizens of the State of  
Washington; and

**WHEREAS**, the Congress of the United States has authorized the  
adoption of a Passenger Facility Charge program by local airports pursuant to  
the Aviation Safety and Capacity Expansion Act of 1990 (Pub. L. 101-508,  
Title IX Subtitle B, November 5, 1990) (hereinafter the "Act"); and

**WHEREAS**, STIA is a commercial service airport as that phrase is  
defined in 14 Code of Federal Regulations Part 158, as adopted by the Federal  
Aviation Administration ("FAA"), being a public airport enplaning 2,500 or more  
scheduled air passengers per year; and

**WHEREAS**, the Port will require substantial expenditure for capital  
development of STIA facilities to meet the future projected demand for passenger  
air travel; and

**WHEREAS**, Commercial Operators of Small Aircraft comprise less than  
one percent (1%) of the total annual enplaned passengers at the Airport and  
collection of a Passenger Facility Charge would constitute a disproportionate  
financial burden on these carriers and the Port.

**NOW, THEREFORE, BE IT RESOLVED** by the Port Commission of the Port of  
Seattle as follows:

Section 1. It is in the Port's best economic interest to adopt and in  
the interest of airline passengers that the Port adopt a Passenger Facility  
Charge program as identified in the Act to preserve and enhance capacity,  
safety, security, reduce/mitigate noise, and enhance competition at STIA; and

Section 2. The fees to be implemented pursuant to this resolution are  
reasonable for the use of the STIA facilities by the general traveling public;  
and

Section 3. There shall be implemented a Passenger Facility Charge  
program at STIA. Port staff is hereby authorized to make any necessary  
application for, and to take all steps required to implement a Passenger

Facility Charge Program in accordance with the Act and applicable FAA rules and regulations, which Program shall impose upon each enplaned passenger at STIA a Passenger Facility charge of \$3.00, provided that no Passenger Facility charge shall be imposed upon any Commercial Operator of Small Aircraft. For purposes of this Resolution, a Commercial Operator of Small Aircraft is any operator providing the carriage and air commerce of persons or property for compensation or hire, as a commercial operator and not as an air carrier 1) in aircraft having a minimum seating capacity of less than twenty (20) passengers or a maximum payload capacity of less than six thousand (6,000) pounds, or 2) for operations solely between points entirely within the State of Washington, in aircraft having a maximum seating capacity of thirty (30) or less or a maximum payload capacity of seven thousand five hundred (7,500) pounds or less.

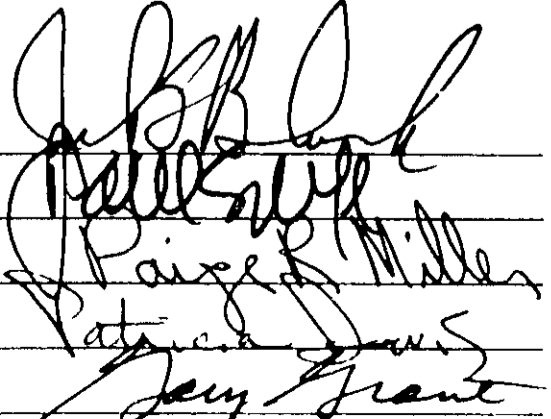
Section 4. The Passenger Facility Charge Program authorized by this Resolution shall commence the first day of the second month thirty days after the approval by the FAA, or on such date thereafter as the Port's Managing Director, Aviation, determines the Passenger Facility Charge can first be collected.

Section 5. The Passenger Facility Charge authorized herein shall be collected and disbursed pursuant to the rules and regulations adopted by the FAA pursuant to such statute.

Section 6. All Passenger Facility Charges collected pursuant to this Resolution shall be expended for projects separately authorized in accordance with Port policies and determined by the FAA to be eligible under the Act and applicable rules and regulations.

Section 7. The Passenger Facility Charge authorized herein shall expire on December 31, 1993 unless subsequently extended or amended by this Commission.

ADOPTED by the Port Commission of the Port of Seattle this 10<sup>th</sup> day of December, 1991, and duly authenticated in open session by the signatures of the Commissioners voting in favor thereof and the seal of the Commission.

  
PORT COMMISSION

NOTE: If the microfilmed document is less clear than this notice, it is due to the quality of the original document.